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Minutes, November 10, 1995

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**MINUTES OF THE MEETING
OF THE BOARD OF TRUSTEES**

THE UNIVERSITY OF CONNECTICUT

Held at the University of Connecticut at Storrs
Bishop Center, Room 7, Storrs, Connecticut

November 10, 1995

The meeting was called to order at 10:30 a.m. by Chairman Lewis B. Rome. Trustees present were: Mmes. Berry, Carrozzella, Leonardi and Smith; Messrs. Abromaitis, Berkley, Cicchetti, Downey, Heist, Horton, Jacobs, Napolitano, Saslow, Stewart, and Treibick. Trustee Ferris participated by telephone. Mr. David O'Leary represented the Governor.

Trustee Sergi was absent from the meeting.

University staff present were: President Hartley, Vice Presidents Allenby, Wiggins and Jones, Provost and Vice President for Academic Affairs Emmert, Provost and Vice President for Health Affairs Cutler, Attorneys Scarpellino and Shapiro, and Mr. McFadden.

All actions taken were by unanimous vote of the Trustees present, except as otherwise noted. All members of the Board noted above were present at this time.

Since several members of the public had signed up to speak, Chairman Rome asked that statements be brief in order to complete public participation in 15 minutes.

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

Lauren Carollo	Women's Center Quilt
Kim Vozzo	Women's Center Quilt
Shawna Cooper	Women's Center Quilt
Brian Collins	Tuition Increase
Alexa Friedman	Tuition Increase
Scott Gyllensten	Tuition, Capital Items, Strategic Plan
Kimberly Pabey	Latino Student Issues

At this point, due in part to a discussion about the need to involve students in budget planning and project prioritization, the time set aside for public participation was exhausted. On a motion by Student Trustee Kingsley Stewart, seconded by Student Trustee Barnaby Horton, **THE BOARD VOTED** to continue public participation. Trustee Treibick voted in opposition.

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The following persons then addressed the Board on the issues noted.

Graham Willoughby	UConn 2000, Hartford Campus Relocation
Tom Kies	Tuition Increase
Tracy Legault	Tuition Increase
Eli Rodriguez	Hartford Campus Relocation
Valerie Nittoli	Latino Issues
Steve Ouellette	Gender Equity
Kristine Byron	Graduate Issues

Chairman Rome reminded the audience that the examination of issues and the work done to resolve them is properly completed in the Board committees, which then bring their recommendations to the full Board. He urged interested parties to work with the Board Committees and to participate in scheduled hearings to present their views. The Board meeting is not and cannot be a substitute for a public hearing, and it is not appropriate to expand each Board meeting to fill that need.

Chairman Rome called on President Hartley for his report at this time in order to accommodate Director Perkins, who was scheduled to travel with the football team at this hour.

President Hartley noted that the essential elements of his President's Report were contained in agenda **Attachment H**, a copy of which is attached to the file copy of the Board minutes. 8029(b)

President Hartley then reviewed the agenda item entitled "Notice of Intent to Change Laws and By-Laws." These changes are required to implement the changes in the central management structure adopted at the October 13, 1995 meeting. As required by the Laws and By-Laws, no action can be taken until the next meeting. 8029(c)

President Hartley then introduced Director of Athletics Lew Perkins for his report on gender equity in Athletics. Mr. Perkins reported that the Division of Athletics, working with the Gender Equity Sub-Committee of the President's Athletics Advisory Committee, retained the consulting firm of Andrus, Daniel and McCullough to assess the compliance status of the University with the athletic provisions of Title IX of the Education Amendments of 1972. Mr. Perkins introduced the consultant, Mr. Lamar Daniel. Through campus interviews, the study of extensive data, and his expertise in the area of gender equity, Mr. Daniel developed the report entitled "Compliance Report for the University of Connecticut." Mr. Perkins then made the following points: 8029(d)

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Any one of three measures can be used to meet the requirements of Title IX, and we will use proportionality.

In the last five years we have increased the number of athletic scholarships for women from 40 to 70, funding for these from \$450,000 to \$1,200,000, and added assistant coaches as well.

Title IX compliance is a serious issue for the University, and an implementation plan to bring us into compliance is under development.

Chairman Rome requested that a public hearing be held to hear discussion and to receive student input regarding gender equity and Title IX. He requested that the Department of Athletics and the Athletic Policy Committee of the Board coordinate such a hearing.

On a motion by Mr. Treibick, seconded by Ms. Smith, **THE BOARD VOTED** to accept the consultant's report re Gender Equity in Athletics. Further, the Board directed the President to present to the Board in this academic year a plan to implement the recommendations. Background information on this item is listed as agenda Attachment I, Gender Equity in Athletics, and is attached to the file copy of the Board minutes. 8029(d)

A. The Report of the Chairman included the following items:

1. On a motion by Chairman Rome, seconded by Mrs. Carrozzella, **THE BOARD VOTED** to approve the minutes of the meeting of October 13, 1995.
2. On a motion by Ms. Smith, seconded by Mrs. Berry, **THE BOARD VOTED** to approve the following items (Attachments B through F) listed on the Consent Agenda (Attachment A) as follows:
 - (a) Contracts and Agreements (Attachment B) 8029(e)
 - (b) Awards and Donations (Attachment C) 8029(f)
 - (c) Gifts and Donations from the University of Connecticut Foundation, Inc. and the University of Connecticut Law School Foundation, Inc. (Attachment D) 8029(g)
 - (d) Proposed Sale of Historic Houses: Ash and Storrs (Attachment E) 8029(h)
 - (e) Transfer of Funds to the UCHC Finance Corporation for UConn Health System Renovations (Attachment F) 8029(i)

Background information on the consent agenda items is attached to the file copy of the Board minutes.

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3. On a motion by Mrs. Carrozzella, seconded by Ms. Smith, **THE BOARD VOTED** to approve the formal lists of the awards of tenure, promotions, sabbatic leaves, changes in salary and moving expenses as recommended by the President and as listed on the personnel list. Background information listed as agenda Attachment G is attached to the file copy of the Board minutes. 8029(j)

- B. Mr. Berkley's report for the Strategic Planning Committee noted that no meetings had been held recently, and that the Committee would resume meeting late in December or early January to begin the review of Athletics. Mr. Berkley further noted that a large part of the Strategic Planning Committee's work which related to restructuring of central management had already been done.

- Referring to his President's report, President Hartley reminded the Board that per the strategic plan, the Office of Enrollment Management had also been established. That office will be directed by Ann Huckenbeck.

- C. Mrs. Carrozzella's report for the Student Life Committee included the following:
 1. The Committee did not meet this month due to a conflict with another Board Committee meeting, and members of the Student Life Committee attended that meeting. A meeting of the Student Life Committee is scheduled for December 4.

- D. Mr. Saslow's report for the Athletic Policy Committee included the following:
 1. This committee will meet in December at which time they will discuss gender equity.

- E. Ms. Smith's report for the Health Affairs Committee included the following:
 1. The Committee met on November 9 to consider the agenda items for today's meeting.

 2. Ms. Smith noted that an audit report from Ernst and Young was included with this Board meeting agenda. There were no material problems, and any items mentioned were corrected and implemented. 8029(k)

 3. The Kevin V. Dowling Medical Office Building was dedicated on October 28 to the memory of former Trustee Dr. Kevin Dowling. Trustee Smith invited everyone who was not able to attend the dedication to visit this beautiful facility.

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- F. Mrs. Berry's report for the Academic and Financial Affairs Committee included the following:
1. Trustee Berry reported that two Committee meetings had been held since the last Board meeting on issues concerning the bond indenture and the UConn 2000 project. Today's meeting focused on fees and the budget for 1995-96. The discussion on the long range plan for balancing the operating budget was put on hold due to lack of time on this morning's agenda.
 2. The **Recommended Fee Changes for 1996-97** have remained on the table per the Laws and By-Laws until the second subsequent meeting in order to give interested parties an opportunity to comment upon the pending action. A public hearing was held on October 5 which was not well attended by students. However, Committee members and students alike continue to be concerned about this issue. The Committee felt there should be further discussion on the issue of fee increases, and requested that the Board Chair give ample time to discussion on this topic.

Several Trustees discussed the need for these increases and noted also the need to inform students about the reasons for the increases and to find creative ways to balance the budget and ameliorate the impact on our students.

On a motion by Mrs. Berry, seconded by Mr. Treibick, **THE BOARD VOTED** to approve the Recommended Fee Changes for 1996-97 which are **adjustments to twelve fees** applicable to the 1996-97 fiscal year and **two fees** effective for the 1995-96 fiscal year subject to the provisions of the University's Laws and By-Laws, Article III, Section 3. Background information listed as agenda **Attachment J** is attached to the file copy of the Board minutes. 8029(l)

3. On a motion by Mrs. Berry, seconded by Mrs. Carrozzella, **THE BOARD VOTED** to adopt a revised schedule for refunds and delegate to the University's Vice President for Finance and Administration authority over future amendments to the refund schedule. Background information listed as agenda **Attachment K** is attached to the file copy of the Board minutes. 8029(m)

4. Mrs. Berry reviewed the background on agenda **Attachment L, General Obligation Master Indenture of Trust**. Public Act 95-230, the University of Connecticut 2000, is an Act to Enhance the Infrastructure of the University of Connecticut. 8029(n)

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A discussion followed about Trustees' liability related to the Master Indenture of Trust. Assistant Attorney General Paul Shapiro confirmed that Trustees have the same protection here as they do with respect to the rest of their duties, and that protection is the same as that afforded to State employees.

On a motion by Mrs. Berry, seconded by Ms. Leonardi, **THE BOARD VOTED** to approve the General Obligation Master Indenture of Trust to provide for the financing of UConn 2000 Projects by the issuance of general obligation bonds and the security therefor. Background information listed as agenda Attachment L is attached to the file copy of the Board minutes. 8029(n)

5. On a motion by Mrs. Berry, seconded by Mrs. Ferris, **THE BOARD VOTED** to approve the First Supplemental Indenture Authorizing University of Connecticut General Obligation Bonds, 1996 Series A. It provides for issuance of the initial bonds under the Master Indenture and authorizes issuance in an amount not to exceed \$112,542,000 plus cost of issuance. Background information on this item is listed as agenda Attachment M a copy of which is attached to the file copy of the Board minutes. 8029(o)

6. A motion introduced by Mr. Rome, seconded by Ms. Leonardi, requested Board approval of the List of UConn 2000 Projects with State Debt Service Commitment. The amounts for Phase 1 and Phase 2 are \$382,000,000 and \$580,000,000 respectively, for a total of \$962,000,000. 8029(p)

Trustee Leonardi informed the Board that the Committee had proposed some adjustments in the projects list which involved a reduction in funding for the Hartford Feasibility Study and a transfer of funds to the Stamford Downtown Relocation Phase 1.

Chairman Rome moved to reduce funding in Phase 1 for the Hartford Feasibility Study to \$150,000 and transfer \$350,000 to the Stamford Downtown Relocation Phase 1. Trustee Leonardi seconded. The motion to amend carried.

In response to questions Vice President Jones reminded Trustees that the UConn 2000 Act provides three limits. First, each individual project is specifically authorized and we must seek legislative approval to add or delete projects. Second, there are annual limits for bond authorization, including a limit of \$112,500,000 for this year. Third, bonds can be issued only to meet up to 120% of cash flow requirements for the 12 months succeeding bond issuance.

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Vice President Jones went on to note that the State Treasurer's Office has gone beyond the statutory requirements and has included the University as a full participant in all that is transpiring. Mr. Jones introduced the Assistant Treasurer for Debt Management, David Warren, the Bond Counsels for this issuance, Richard Sigal and Vanessa. In addition, he introduced the financial advisor assigned to the project from P. G. Corbin Company, Jeannette Weldon. He expressed his appreciation for their valuable support of the UConn 2000 bonding venture.

THE BOARD THEN VOTED to approve the List of UConn 2000 Projects with State Debt Service Commitment as amended to reduce funding in Phase 1 for the Hartford Feasibility Study to \$150,000 and transfer \$350,000 to the Stamford Downtown Relocation Phase 1. The amounts for Phase 1 and Phase 2 are \$382,000,000 and \$580,000,000, respectively, for a total of \$962,000,000. Background information on this agenda item is attached to the file copy of the Board minutes. 8029(p)

Chairman Rome requested that each Trustee receive a summary of the UConn 2000 bill. Vice President Jones responded that a draft of a synopsis of the bill had been distributed to the members of the Capital Budget and Facilities Committee with the commitment to translate it into layman's language. That synopsis will be shared with all Trustees.

7. Chairwoman Berry reported that the Committee had reviewed the Revised 1995-96 Operating Budget. She reminded the Board that in July the administration had been directed to return a revised budget to the Board once they had figures which were not available at that time.

A motion introduced by Mrs. Berry, seconded by Ms. Smith, sought Board approval of the Revised 1995-96 Unrestricted Operating Budget. Mrs. Berry reported that approximately \$15 million would be used from unrestricted funds to balance the 1995-96 budget. In addition it is necessary to impose a hiring freeze. A total of 100 positions, on an annualized basis, must be kept vacant to achieve the additional savings required to balance the budget this year. 8029(Q)

On a motion by Mrs. Berry, seconded by Mrs. Carrozzella, **THE BOARD VOTED Approval of the Revised FY 1995-96 Unrestricted Operating Budget**. Trustee Treibick voted in opposition. Background information related to this item is attached to the file copy of the Board minutes.

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9. The Draft Version of the Preliminary Offering Statement was distributed. When completed this will be part of the prospectus for the first bond issue. Board approval of the first supplemental indenture included delegation to either the Academic and Financial Affairs Committee or an authorized officer of the University to approve this statement. 8029(R)

Assistant State Treasurer, David Warren, explained that the preliminary offering statement is a part of the prospectus for the first bond issue. It is the document that investors will use to help decide on whether or not to buy the bonds. A large part of the document will include a full disclosure on the State of Connecticut, since the security for these bonds is provided by the State.

- G. Ms. Leonardi's report for the Capital Budget and Facilities Committee included the following:

1. In addition to the items discussed in Trustee Berry's report, the Committee discussed two additional items in its Committee meeting. The first was the UConn 2000 list and the related responsibilities of the Board and the second was a draft presented by Vice President Jones of the process being undertaken to implement the infrastructure management plan. A revised version of the latter will be presented to the Committee for review, and will then come to the Board for its final approval. 8029(S)

Trustee Leonardi requested that a meeting be scheduled to discuss the clarification of the roles of the Committees. Trustee Rome agreed, and added that for issues that come to more than one Committee for discussion and approval, a joint Committee meeting would also be appropriate.

Trustee Treibick requested that Larry Schilling, Executive Director of Facilities Management, give an update on projects in process. Mr. Schilling reported on the Babbidge Library renovations, the Stamford project, the Chemistry Building construction, and the South Campus dormitory project.

Trustee Saslow commended the President and all those associated with the Dodd events for the overwhelming success of the dedication of the Thomas J. Dodd Research Center and the visit by President Clinton.

It was noted that the next meeting of the Board of Trustees is scheduled for Friday, January 12, 1996 at 10:30 a.m. at the University of Connecticut, Bishop Center, Room 7, Storrs, Connecticut.

On a motion by Ms. Smith, seconded by Mr. Horton, **THE BOARD VOTED** to go into

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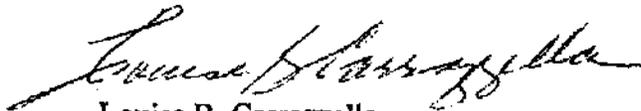
Executive Session at 1:20 p.m. to discuss personnel matters and pending litigation. The Chairman noted that on the advice of counsel only the staff members whose presence was necessary to provide their opinion would be permitted to attend Executive Session.

All members of the Board noted above were present at this time.

1. Litigation and collective bargaining were discussed. President Hartley, Vice Presidents and Provosts Cutler and Emmert, Vice Presidents Jones, Allenby and Wiggins, Attorneys Shapiro and Scarpellino, Messrs. Wilder and McFadden, and Ms. Martin were present for this discussion.

Executive Session ended at 2:30 p.m. The Board returned to Open Session at 2:30 p.m. No further business appearing, the Board meeting was adjourned at 2:30 p.m.

Respectfully submitted,



Louise B. Carrozzella
Secretary

p:bot/min/sjr