

10-23-2013

## Minutes, 2013 October 23

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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

October 23, 2013

**OPEN SESSION**

The meeting was called to order at 10:40 a.m. by Chairman Lawrence D. McHugh. Trustees Louise M. Bailey, 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, Juanita T. James, Thomas E. Kruger, Rebecca R. Lobo, and Donny Marshall were in attendance.

Trustee Rose A. Barham and Mary Ann Handley, Governor Malloy's designee, participated by telephone.

Trustees Denis J. Nayden, Stefan Pryor, Steven K. Reviczky, Thomas D. Ritter, and Catherine H. Smith 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, Executive Vice President for Health Affairs Torti, Vice President for Student Affairs Gilbert, Vice President for Communications Kendig, Vice Provost for Global Affairs Weiner, Chief of Police O'Connor, Athletic Director Manuel, Associate Vice President for Infrastructure Planning and Strategic Project Management Callahan, Associate Vice President of Finance and Budget Teal, Associate Vice President for Diversity and Equity and Title IX Coordinator Conklin, Executive Secretary to the Board Rubin, General Counsel Orr, Associate General Counsel Gelston, Deputy Chief of Staff Kirk, and Health Center Chief of Staff Gafford.

Assistant Attorney General Bray was also present.

Senate Representatives Rajeev Bansal, Gary English, and Donna Korbel 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, who replaces Trustee Francis X. Archambault, Jr.

Chairman McHugh congratulated Rebecca Lobo on the recent newspaper article celebrating her career and for being an important role model.

(b) Minutes of the meeting of September 25, 2013

On a motion by Ms. Bailey, seconded by Mr. Carbray, the Board voted unanimously to approve the minutes of the meeting of September 25, 2013.

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## (c) Consent Agenda Items:

- (5) Authority to Fix Compensation (Attachment 5)

On a motion by Ms. James, seconded by Ms. Bailey, the Board voted unanimously to amend the Authority to Fix Compensation Policy as recommended by the Compensation Committee.

The last sentence of the Policy has been amended as follows:

(“The President shall make ~~such~~ semi-annual reports regarding compensation ~~as the Board or to~~ the Board’s Committee on Compensation. ~~may require from time to time.~~”)

On a motion by Mr. Carbray, seconded by Dr. Dennis-LaVigne, the Board voted unanimously to approve the Consent Agenda items, including the amendment to the Authority to Fix Compensation resolution:

- (1) Sabbatical Leave Recommendations (Attachment 1)
- (2) Graduate Certificate in Digital Media and Design (Attachment 2)
- (3) Graduate Certificate in Gifted and Talented Development (Attachment 3)
- (4) Graduate Certificate in Puppet Arts (Attachment 4)
- (6) Reports of Endowed Chairs for the Period July 1, 2012 to June 30, 2013 (Health Center) (Attachment 6)

## 3. President’s Report

President Herbst addressed the Board concerning the numerous allegations against the University made in connection with the filing of a complaint with the U.S. Department of Education’s Office of Civil Rights.

Chairman McHugh acknowledged the efforts of the University administration, faculty, and staff in addressing those recent allegations. Chairman McHugh stated that President Herbst has the Board’s full support.

## 4. Academic Affairs Committee Report

- (a) Report on Committee activities
- (b) Informational item:
  - (1) Five-Year Review of Academic Centers and Institutes (Attachment 7)

## 5. Financial Affairs Committee Report

- (a) Report on Committee activities

On a motion by Mr. Kruger, seconded by Ms. Cantor, the Board voted unanimously to approve the following item:

- (1) Project Budget (Planning) for fMRI – Acquisition and Installation (Attachment 8)

## 6. Health Center Report

- (a) Report on Health Center activities
- (b) Informational items:
  - (1) Board of Directors Recognitions (Attachment 9)

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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) Presentation: UConn's #1 Ranking – National & Global Leadership  
in Environmental Sustainability  
Presenter: Richard Miller, Director, Office of Environmental Policy
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 items:
    - (1) Development Progress Executive Summaries (Attachment 10)
12. Committee on Compensation Report
  - (a) Report of Committee activities
13. Other business
14. Executive Session anticipated.

### **EXECUTIVE SESSION**

On a motion by Ms. Bailey, seconded by Mr. Kruger, the Board voted unanimously to go into Executive Session at 10:14 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); and
6. Records pertaining to strategy and negotiations with respect to pending claims or pending litigation to which the public agency is a party until such litigation or claim has been finally adjudicated or otherwise settled.

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.

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Trustees Bailey, Bessette, Bunnell, Cantor, Carbray, Cloud, Daniels, Dennis-LaVigne, Gandara, James, Kruger, Lobo, Marshall, and McHugh were in attendance.

Trustee Barham and Mary Ann Handley, Governor Malloy's designee, 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, Executive Vice President for Health Affairs Torti, Vice President for Student Affairs Gilbert, Vice President for Communications Kendig, Vice Provost for Global Affairs Weiner, Chief of Police O'Connor, Athletic Director Manuel, Associate Vice President for Infrastructure Planning and Strategic Project Management Callahan, Associate Vice President of Finance and Budget Teal, Associate Vice President for Diversity and Equity and Title IX Coordinator Conklin, Executive Secretary to the Board Rubin, Associate General Counsel Gelston, Deputy Chief of Staff Kirk, and Health Center Chief of Staff Gafford.

General Counsel Orr was present for the Executive Session.

Assistant Attorney General Bray was also present for part of the Executive Session.

The Executive Session was temporarily postponed at 10:17 a.m. and reconvened at 10:25 a.m. The Board recessed in Executive Session at 11:47 a.m. and reconvened at 11:57 a.m.

The Executive Session ended at 1:08 p.m.

#### **OPEN SESSION**

The Board returned to Open Session at 1:09 p.m.

15. Adjournment

There being no further business appearing, the Board meeting adjourned at 1:10 p.m.

Chairman McHugh announced that the next meeting of the Board of Trustees is scheduled for Wednesday, November 13, 2013 in the Rome Commons Ballroom.

Respectfully submitted,

Louise M. Bailey  
Secretary