

2-26-2014

## 2014 February 26 -- Minutes

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### Recommended Citation

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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

February 26, 2014

**OPEN SESSION**

The meeting was called to order at 10:15 a.m. by Chairman Lawrence D. McHugh. Trustees Louise M. Bailey, Rose A. Barham, Andy F. Besette, Shari G. Cantor, Richard T. Carbray, Jr., Michael K. Daniels, Andrea Dennis-LaVigne, Juanita T. James, Thomas E. Kruger, Denis J. Nayden, Steven K. Reviczky, and Thomas D. Ritter were in attendance.

Trustees Marilda L. Gandara, and Catherine H. Smith participated by telephone.

Trustees Rebecca R. Lobo, Donny Marshall, Stefan Pryor, 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 Research Seemann, Vice President for Student Affairs Gilbert, Vice President for Enrollment Planning and Management Locust, Vice President for Communications Kendig, School of Business Dean Elliott, University Master Planner and Chief Architect Cruickshank, Director of Project and Program Management Gore, Executive Secretary to the Board Rubin, General Counsel Orr, Associate General Counsel Gelston, and Deputy Chief of Staff Kirk.

Assistant Attorney General Bray was also present.

Also present was Attorney Scott Coffina from the law firm of Drinker Biddle and Reath LLP.

Senate Representatives Rajeev Bansal, Donna Korbel, Zeki Simsek, and William Stwalley were in attendance.

1. Public Participation

Mr. Edward Courchaine, Undergraduate Student Government President, and Ms. Claire Price, Undergraduate Student Government Comptroller, spoke about student fees.

Mr. Steven Mollman, Graduate Student Senate Vice President raised concerns about the newly implemented health insurance benefits and costs for Graduate Assistants.

2. Chairman's Report

(a) Matters outstanding

Chairman McHugh noted that the Trustee-Administration-Faculty-Student (TAFS) Committee met briefly this morning and voted to elect Trustee Andrea Dennis-LaVigne as its Chair.

Chairman McHugh reviewed the events that led up to the serious allegations that were made regarding Professor Robert Miller in the Department of Music. In February 2013, information was brought to the attention of the Dean of the School of Fine Arts, who in turn alerted the Title IX Coordinator, that in the early 1990's Professor Miller engaged in sexual misconduct with minors off campus and unrelated to UConn. The UConn Police Department opened a criminal investigation during which it learned that allegations of Professor Miller's inappropriate contact with minors had been brought to the attention of University employees prior to 2013.

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In June 2013, while criminal investigations concerning Professor Miller's conduct were being conducted by the UConn Police Department, the Connecticut State Police and law enforcement in Virginia, the University received information that Professor Miller may have engaged in sexual and/or other misconduct involving UConn students. As a result, and following a meeting with senior staff, President Herbst directed the University administration to commence a personnel investigation regarding Professor Miller; commence a Title IX investigation concerning the allegations related to professor Miller's alleged misconduct involving UConn Students; and retain an outside law firm to conduct an independent review of the University's past actions or omissions in connection with allegations of misconduct involving Professor Miller prior to 2013, as well as its actions following the February and June 2013 reports. Subsequently, the Board formed a Special Committee for Investigation to oversee the process.

The Special Committee held a special meeting this morning to receive and vote on the final report. Attorney Scott Coffina, from the law firm of Drinker Biddle and Reath LLP, presented the report and its conclusions to the Board.

President Herbst thanked the members of the Special Committee for Investigation for their leadership. She also thanked current and former employees for their cooperation in facilitating this investigation. President Herbst concluded that the report would be reviewed carefully and appropriate action would be taken.

(b) Minutes of the meeting of January 29, 2014

On a motion by Mr. Kruger, seconded by Mr. Carbray, the Board voted unanimously to approve the minutes of the meeting of January 29, 2014.

(c) Consent Agenda Items:

On a motion by Mr. Carbray, seconded by Mr. Kruger, the Board voted unanimously to approve the following Consent Agenda items, including a revised Contracts and Agreements list:

- |     |  |                |
|-----|--|----------------|
| (1) | Contracts and Agreements for the Storrs-based Programs   | (Attachment 1) |
| (2) | Sabbatical Leave Recommendations   | (Attachment 2) |
| (3) | Systems Engineering Graduate Certificate – Controlled Systems                                      | (Attachment 3) |
| (4) | Systems Engineering Graduate Certificate – Embedded Systems  | (Attachment 4) |
| (5) | Systems Engineering Graduate Certificate – System Design   | (Attachment 5) |
| (6) | Naming Recommendation for the UConn Health Center<br>Peggotty Namm Doran Patient Room              | (Attachment 6) |
| (7) | Naming Recommendation for the UConn Health Center<br>Auxiliary Patient and Family Education Center | (Attachment 7) |

3. President's Report

(a) Item requiring Board discussion and approval:

On a motion by Mr. Carbray, seconded by Ms. Bailey, the Board voted unanimously to approve the Honorary Degree recipients for this year's Commencement ceremonies.

- |     |                  |                  |
|-----|------------------|------------------|
| (1) | Honorary Degrees | (Separate Cover) |
|-----|------------------|------------------|

4. Academic Affairs Committee Report

(a) Report on Committee activities

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## (b) Informational items:

- (1) Renaming the Undergraduate Major African American Studies to Africana Studies in the College of Liberal Arts and Sciences (Attachment 8)
- (2) Centers and Institutes (Attachment 9)

## 5. Financial Affairs Committee Report

## (a) Report on Committee activities

## (b) Items requiring Board discussion and approval:

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

- (1) Fiscal Year 2015 Institutional Fees for the University of Connecticut, Storrs and Regional Campuses (Attachment 10)
- (2) Fiscal Year 2015 Academic Materials Fees for the University of Connecticut, Storrs and Regional Campuses (Attachment 11)
- (3) Fiscal Year 2015 Student Activity and Service Fees for the University of Connecticut, Storrs and Regional Campuses (Attachment 12)
- (4) Revised Allocation of Bond Authorizations as set forth in the Fifteenth Supplemental Indenture (University of Connecticut General Obligation Bonds) (Attachment 13)
- (5) Revised Allocation of Bond Authorizations as set forth in the Nineteenth Supplemental Indenture (University of Connecticut General Obligation Bonds) (Attachment 14)
- (6) Project Budget (Revised Planning) for Arjona and Monteith – Monteith Renovations (Attachment 15)
- (7) Project Budget (Revised Planning) for Main Water Line Replacement – Phase I (Attachment 16)
- (8) Project Budget (Revised Planning) for Master Plan 2014 Development (Attachment 17)
- (9) Project Budget (Revised Planning) for Gampel Cooling Tower Replacements (Attachment 18)
- (10) Project Budget (Revised Planning) for Residential Life Facilities – Science, Technology, Engineering, and Math (STEM) Residence Hall (Attachment 19)
- (11) Project Budget (Design) for Ecology and Evolutionary Biology Greenhouse Renovations (Attachment 20)
- (12) Project Budget (Design) for Fine Arts Gateway and Pedestrian Access (Attachment 21)
- (13) Project Budget (Final) for North Hillside Road Completion (Attachment 22)
- (14) Project Budget (Revised Final) for UCONN 2000 Code Remediation: Wilbur Cross Building (Attachment 23)

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## (c) Informational items:

## (1) Financial Statements for Storrs and the Health Center:

Storrs:

<http://accountingoffice.uconn.edu/2013%20Financial%20Statements.pdf>

UCHC:

[http://controller.uchc.edu/reports/docs/year\\_end\\_report\\_2013.pdf](http://controller.uchc.edu/reports/docs/year_end_report_2013.pdf)

## 6. Health Center Report

## (a) Report on Health Center activities

There was no Report on Committee activities.

## 7. 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. Kruger, seconded by Ms. James, the Board voted unanimously to add to the agenda the following item:

- Authorize Design-Build Project Delivery Method

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

On a motion by Mr. Kruger, seconded by Ms. Cantor, the Board voted unanimously to approve both items.

- (1) Environmental Impact Evaluation – Main Accumulation Area  
Storrs, CT (Attachment 24)

## 9. Construction Management Oversight Committee Report

## (a) Report on Committee activities

## (b) Informational item:

- (1) Committee membership (Attachment 25)

## 10. Student Life Committee Report

## (a) Report of Committee activities

There was no Report on Committee activities.

## 11. Institutional Advancement Committee Report

## (a) Report on Committee activities

## (b) Informational items:

- (1) Development Progress Executive Summaries (Attachment 26)

## 12. Committee on Compensation Report

## (a) Report of Committee activities

There was no Report on Committee activities.

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13. Other business
14. Executive Session anticipated.

#### **EXECUTIVE SESSION**

On a motion by Ms. James, seconded by Ms. Cantor, the Board voted unanimously to go into Executive Session at 11:35 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. 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
3. 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 the Executive Session.

Trustees Bailey, Barham, Bessette, Cantor, Carbray, Daniels, Dennis-LaVigne, Gandara, Kruger, Lobo, McHugh, Reviczky, and Ritter were in attendance.

Trustees Bunnell, Cloud, and Gandara participated by telephone.

The following University staff were present for the entire 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, Executive Secretary to the Board Rubin, General Counsel Orr, Associate General Counsel Gelston, and Deputy Chief of Staff Kirk.

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

The following University staff were present for part of the Executive Session: Vice President for Research Seemann, Vice President for Student Affairs Gilbert, Vice President for Enrollment Planning and Management Locust, School of Business Dean Elliott, University Master Planner and Chief Architect Cruickshank, and Director of Project and Program Management Gore.

The Executive Session ended at 12:51 p.m.

#### **OPEN SESSION**

The Board returned to Open Session at 12:52 p.m.

15. Adjournment

There being no further business appearing, the Board meeting adjourned at 12:53 p.m.

Chairman McHugh announced that the next meeting of the Board of Trustees is scheduled for Wednesday, March 26, 2014.

Respectfully submitted,

Louise M. Bailey  
Secretary