

9-25-1974

Board of Trustees Public Meeting September 25, 1974

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UNIVERSITY OF MAINE
BOARD OF TRUSTEES

September 25, 1974
Bangor, Maine

APPROVED BY THE BOARD OF TRUSTEES

Date October 23, 1974

By: Margaret R. Dexter, Clerk
Margaret R. Dexter

Public Meeting

PRESENT: Chairman Jean Sampson, Francis A. Brown, Lawrence M. Cutler, John C. Donovan, Stanley J. Evans, Stephen T. Hughes, Robert L. Jalbert, Susan R. Kominsky, Robert R. Masterton, Carroll R. McGary, James H. Page, Kenneth H. Ramage, Carlton D. Reed, Nils Y. Wessell and Cynthia Murray-Beliveau. Staff: Donald R. McNeil, Herbert L. Fowle, Jr., Mary Ann Haas, Sally V. Holm, James McLoughlin, Robert Davidson, Barnett I. Shur, John M. Blake, Kay Stevens, Harold Westerman, Richard A. Eustis, Harry W. Gordon, David I. Carter, Robert S. Oberg, Paul C. Dunham, Kenneth T. Winters, Aims C. McGuinness, Arthur S. Buswell, Lloyd J. Jewett, N. Edd Miller, Howard R. Neville, Einar A. Olsen, Stanley F. Salwak, Richard J. Spath. Guests: Sylvia Lund, Chairman, State Board of Education; John Steinbaugh, Walter Schoenberger, John Quinn, Neil Murphy, Richard Curtis, Pamela Kelly, Gayle Bossie and Kathy Doheny. Press and public.

Mrs. Sampson convened the meeting and announced that Paul C. Dunham would serve as Parliamentarian. The Chairman announced her decision to vote on an issue only when her vote would affect the outcome.

Chairman Sampson welcomed Cynthia Murray-Beliveau to the Board. Ms. Murray-Beliveau was named to fill the unexpired term of Lucia M. Cormier, who resigned.

The Chairman recognized and welcomed Sylvia Lund, Chairman of the State Board of Education, who was in the audience.

Mr. Page asked Mr. Masterton to report for the Finance Committee. Mr. Masterton served as Chairman pro tem in Mr. Page's absence on the previous day.

Law School Application Fee. On motion of Mr. Masterton which was seconded, the Board VOTED:

to increase the application fee for the law school from \$10 to \$15, effective with all applications for the 1975-76 school year.

Gifts, Grants and Awards. Mr. Masterton asked President Neville to report on a grant and a bequest to the University of Maine at Orono.

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President Neville announced that the Ford Motor Company Fund had granted \$15,000 to the University at \$5,000 a year for the next three years to encourage enrollment of minorities and females in the College of Engineering and Science. The income from a September 4, 1974 bequest to establish the Gladys R. Cooper Memorial Scholarship Fund will be used to provide educational opportunity to a needy and deserving student at the University of Maine at Orono who is a graduate of Belfast Area High School.

On motion of Mr. Masterton which was seconded, the Board VOTED:

to accept all gifts, grants and awards filed under the dates of September 24 and 25, 1974. A complete listing is appended to the file of these minutes.

Preliminary Financial Status Report. Mr. Masterton asked Vice Chancellor Fowle to present figures from the Preliminary Financial Report as of June 30, 1974.

Mr. Fowle reported that while the external audit would not be completed for three weeks, the preliminary report shows that the results of operations for the University for fiscal 1973/74 appear to be extremely good. The Current Fund Balance of a \$236,483 deficit as of June 30, 1973 should change to a \$267,000 surplus as of June 30, 1974. The University also expended \$258,277 less than budgeted in central accounts. A copy of the preliminary report is appended to the file of these minutes.

Chancellor McNeil commented on the University's incentive budgeting process which is unique in public higher education. The system has been in effect for one year. Dr. McNeil pointed out that problems inherited by Portland-Gorham by merger could not be solved in such a short time span.

Investment Managers. Mr. Masterton announced that Putnam Capital Management, Inc., would report to the Board at the October meeting and that a systems improvement report would also be presented at that time.

Minutes. On motion of Mr. Hughes which was seconded, the Board VOTED to accept the minutes of March 26, 1974 and June 19, 1974 as submitted and the minutes of April 24, 1974 and May 21, 1974 as amended and corrected.

The meeting recessed for 15 minutes.

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Student Affairs Committee. Dr. Evans reported that the Student Affairs Committee had voted 4 to 1 to recommend to the Board acceptance of a policy to permit investigation of no-need scholarships for excellence at the University of Maine and a pilot project for no-need athletic scholarships at the University of Maine at Orono.

Dr. Evans moved that the Board accept the following recommendation:

1. The University of Maine at Orono be allowed to grant, under Yankee Conference rules, the equivalent of ten (10) student-athlete scholarships per year. The awarding of these scholarships shall not be based on financial need. The funds to support the scholarships are to be derived from private sources specifically earmarked for athletic scholarships.

The implementation of this policy is to be evaluated by the Chancellor as a result of detailed annual reports submitted by the campus. A report of the results of the evaluation shall be made to the Student Affairs Committee.

2. The Chancellor and the Administrative Council shall determine and report to the Student Affairs Committee the desirability of establishing a non-need athletic scholarship program for other campuses. The report shall include a detailed examination of all inter-collegiate programs, male and female, for each campus. Particular attention will be given to the implications of Title IX of the Higher Education Amendments of 1972.
3. The Chancellor and the Administrative Council shall determine and report to the Student Affairs Committee the desirability of establishing a non-need scholarship program for all campuses in all areas of excellence. The report shall include a detailed examination of scholarship programs with recommendations.

The motion was seconded.

Mr. Ramage moved the previous question. The motion was seconded and VOTED.

The vote on the no-need scholarship policy carried. Those opposed were Dr. Donovan, Mrs. Kominsky, Dr. McGary, Ms. Murray-Beliveau and Dr. Wessell.

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Mr. Hughes moved reconsideration as one who voted for the prevailing side on the no-need scholarship policy. The motion was seconded. Mr. Hughes asked that the record show that his affirmative vote was based solely upon his desire to move immediate reconsideration.

Mr. Ramage called for a point of order. The Chair ruled Mr. Hughes' motion out of order.

Dr. McGary offered to amend the no-need scholarship policy previously adopted.

On motion of Dr. Wessell which was seconded, the Board VOTED:

that the Student Affairs Committee will report to the Board of Trustees annually such data as will be presented to it on the pilot no-need athletic scholarship policy.

Educational Policy Committee. Dr. Donovan reported that the Educational Policy Committee had considered missions statements and had started to discuss tenure.

Physical Plant Committee. Mr. Hughes reported that the Physical Plant Committee had considered the Capital Construction Request to the 107th Legislature as Phase I of a ten-year capital construction priority plan.

Mr. Hughes moved that the Board of Trustees recognize the need for the Educational and Support Facilities projects listed as Priority No. 1 through Priority No. 3 on the Capital Construction Program dated 9/20/74 and authorize this as the first phase of a ten (10) year capital construction program for the University of Maine.

The motion was seconded and VOTED.

On motion of Mr. Hughes which was seconded, the Board VOTED:

to authorize the Chancellor to submit the first phase of the ten (10) year capital construction program to the Executive and Legislative Branches of State Government and to negotiate with both branches for an appropriate level of projects in priority order.

It was moved by Mr. Hughes, seconded and VOTED to:

authorize the Chancellor to submit to the Executive and Legislative Branches of State Government, a capital construction project in the amount of \$2,900,000 for facilities for the Maine Public Broadcasting Network.

A copy of the listing of Phase I of a ten year capital construction program, revised, which shows the Fogler Library addition for the University of Maine at Orono under priority #3, is appended to the file of these minutes.

Day Care Facilities Lease, UMPG. Mr. Hughes asked Mr. Ramage to present a one-year lease renewal option with Trinity Church in Portland.

Mr. Ramage moved that the Board of Trustees approve the lease for the University of Maine at Portland-Gorham to operate a Day Care Center in a portion of the Trinity Church undercroft located at 113 Coyle Street in Portland for the initial period commencing September 1, 1974 to August 31, 1975 with renewal of the lease subject to staff approval of the renewal agreement.

The motion was seconded and VOTED. Mr. Hughes abstained because he is a communicant of the Church and viewed voting on the lease as a conflict of interest.

Property Purchase, UMFK. On motion of Mr. Hughes which was seconded, the Board VOTED:

to approve the exercising of the option on the Michaud Property located at 21 Pleasant Street in Fort Kent, Maine for a total purchase price of \$38,000.

A complete text of the proposal, including a map, is appended to the file of these minutes. Mr. Fowle explained several alternative funding plans. Financing for this acquisition could come from the \$100,000 request to the legislature for land acquisition. Income from the property could give the University a return on a temporary loan or that part, or all, of the payment could come from unappropriated surplus.

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Dr. Wessell asked that a set of procedures be presented to the Physical Plant Committee at its next meeting so that minor matters including such matters as acquisition of property at less than a given amount would not come before the Board.

Mars Hill Right of Way. On motion of Mr. Hughes which was seconded, the Board VOTED:

to permit the Maine Department of Public Safety (State Police) to use the "right-of-way" from Mountain Road in Mars Hill to the MPBN transmitter site and to permit the Maine Department of Public Safety to locate two-way radio equipment at the MPBN site in Mars Hill.

A copy of the recommendation is appended to the file of these minutes.

Lease at New Harbor. Mr. Hughes moved that:

the Board of Trustees approve the lease of approximately 450 square feet in the Cheney Insurance Building in New Harbor, Maine for one year (with options to renew) at an annual lease rate of \$1800 per year subject to staff review and approval of the actual lease agreement.

The motion was seconded and VOTED. A copy of the recommendation is appended to the file of these minutes.

Honors Program Office. Mr. Hughes moved that the Board of Trustees approve construction of an Honors Program Office on the Crono campus as the "class project" in the Department of Agricultural Engineering. The motion was seconded and VOTED. A copy of the proposal is appended to the file of these minutes.

Sale of Land at UMO. Mr. Hughes moved that the Board of Trustees approve the sale of a parcel of land approximately 150' x 132' located on Stillwater Avenue in Old Town, Maine.

The motion was seconded and VOTED.

A copy of the recommendation is appended to the file of these minutes.

The meeting recessed.

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Maine Post Secondary Education Commission. Mrs. Sampson reconvened the meeting after luncheon by calling for a discussion of the Maine Post Secondary Education Commission. Dr. Evans and Mr. Page, who are Trustee members of the Commission, discussed the activities of the commission established by the Governor earlier this year. Mr. Aims C. McGuinness, Executive Assistant to the Chancellor, discussed his background paper on the establishment of a permanent State Commission, a copy of which is appended to the file of these minutes.

Ad hoc Trustee Appeal Committee. Mr. Ramage moved Board acceptance of the following change to the By-Laws:

3.7 Ad hoc committees. a. Ad hoc committees may be appointed or elected by vote of the Board to undertake special assignments upon completion of which the committee shall be discharged. The committee may include persons who are not members of the Board.

b. An ad hoc Trustee Appeals Committee shall be responsible for hearing appeals as the final step in grievance procedures pertaining to certain cases involving aggrieved faculty members or professional and administrative staff. It shall be composed of three trustee members. It shall hear appeals according to University policy and its decisions shall be final. The final decision of the ad hoc Trustee Appeals Committee shall be reported to the Board.

Rationale: This change is necessary to enforce the guidelines adopted by the Board at its meeting July 23, 1974, since the present by-laws do not permit final action to be taken by Committees.

The motion was seconded.

Mr. Hughes moved to amend the By-Laws change to remove the plural from Appeals. The motion was seconded and VOTED.

The motion to adopt a By-Laws change was VOTED. The By-Laws as amended are appended to the file of these minutes.

Medical Affiliation Policy. On motion of Dr. Evans which was seconded, the Board VOTED:

that the Board of Trustees, after appropriate review by the administration in consultation with legal counsel, authorize the signing of contracts with appropriate health institutions and agencies to establish Health Science Education affiliations and following the general purposes outlined below. The

affiliation agreements will serve to:

1. Assert and maintain University control over educational programs which may be carried on in a hospital setting but have the University's name;
2. Protect the University's right to be selective in appointments to faculties;
3. Reserve to the appropriate faculty (nursing, medical, dental hygiene, medical technology, etc.) the responsibility for curriculum and academic requirements;
4. Stimulate interaction among faculties and between faculty and hospital to achieve coordinated planning and an integration of some educational activities toward the end of achieving health care teams in practice;
5. Commit the University to provide advice and counsel to hospitals for the improvement of education services;
6. Channel financial and contractual business between the University and hospitals through the Vice Chancellor for Business and Financial Affairs, after appropriate approvals by the campus or other Administrative officers or officials;
7. Provide for participation in the formulation of the agreement of one or more representatives of the Administrative Council.

Trustee Responsibility and Accountability. Mr. Brown reported that the ad hoc Committee on Trustee Responsibility and Accountability had reviewed the method of selecting Nominating Committee membership. Mr. Dunham will prepare a proposal for Board consideration at the next meeting.

Committee System. The ad hoc committee on Trustee Responsibility and Accountability reviewed the Committee system and VOTED to retain it, Mr. Brown reported. The Committee asked the staff to suggest ways to make the system more efficient.

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Board Meetings on Campus. On motion of Mr. Brown which was seconded, the Board VOTED:

to meet on two campuses before September, 1975
and that other Board meetings will be in Bangor.

Mr. Reed and Mr. Hughes were opposed.

Academic Affairs Paper. Mr. Brown moved Board acceptance of a paper titled "Board Responsibility for Academic Affairs". The motion was seconded and VOTED. A copy is appended to the file of these minutes.

Personnel. On motion of Mr. Masterton which was seconded, the Board VOTED:

to approve the appointment of Gordon A. Haaland
as Dean of the College of Arts and Sciences at
the University of Maine at Orono, effective
January 1, 1975.

A copy of the recommendation is appended to the file of these minutes.

Mr. Masterton moved that the Board approve the appointment of David S. Fearon as Dean of the Division of Public Service at the University of Maine at Farmington, effective October 1, 1974. The motion was seconded and VOTED. A copy of the recommendation is appended to the file of these minutes.

New Student Member. On motion of Mr. Hughes which was seconded, the Trustees VOTED:

to approve the UMOSG nomination of Gayle Bossie,
UMFK, as the new student member of the Physical
Plant Committee, to replace Douglas Gillespie,
who resigned.

Chancellor's Report. Dr. McNeil reported that he and Dr. Coon had met with the Legislative Council to discuss the proposed medical school.

Fort Kent Visit. Dr. Evans reported on the visit to the Fort Kent campus by the four Standing Committees of the Board September 18, 1974.

Insurance. Mr. Fowle reported that the Directors and Officers Insurance has been purchased, indemnifying Trustees and employees of the University up to \$250,000 at a cost of \$6000 for 3 years.

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President Emeritus. On motion of Mr. Hughes which was seconded,
the Board unanimously VOTED:

that the Board of Trustees of the University of
Maine in recognition of long, faithful and varied
service confers the title of President Emeritus
of the University of Maine at Orono upon

Winthrop C. Libby

Adjournment.

Margaret R. Dexter
Clerk, Board of Trustees