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Board of Trustees Personnel and Employee Relations Committee November 29, 1977

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UNIVERSITY OF MAINE
BOARD OF TRUSTEES

November 29, 1977
Farmington, Maine

*Executive Mtg 11/29
was not officially
approved at
Exec Mtg 1/25*

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PERSONNEL AND EMPLOYEE RELATIONS COMMITTEE

PRESENT: Chairman Francis Brown, Thomas Monaghan. Staff: William Sullivan, Samuel D'Amico, Paul Frinsko, Sumner Bernstein and Barnett Shur.

Chairman Brown convened the executive session.

Indemnification of Trustees and Officers. Counsel Bernstein briefed the Committee on legislation which will become effective January 1, 1978 and which contains specific authority for non-profit corporations to adopt by-laws indemnifying officers, directors, employees and agents. Mr. Bernstein expressed the opinion that the University Board always had the right to indemnify in this way and that the new law simply codifies a previously existing authority, but he recommended that the Board now consider incorporating a provision for indemnifying into the By-Laws to protect Trustees et. al., against any contingency not covered under University insurance policies. There was discussion of a preliminary draft amendment which had been prepared by Mr. Bernstein and distributed for review prior to the meeting. Committee members thought it would be preferable to differentiate between Trustees and other University personnel in terms of the limits of indemnification. After further discussion, it was agreed that Mr. Bernstein prepare a second draft of the amendment and circulate the revision to the Committee and Vice-Chancellor Sullivan for review.

Sobel Case - Update. Counsel Shur reported that he had received interrogatories for present and former Trustees which are being distributed to the named parties at this time. Mr. Shur briefed the Committee on the several motions which he will file and which, if granted, would reduce the number of complaints to which the University must respond. Mr. Shur recommended that the interrogatories be distributed to all available Trustees during an Executive Session following the Board meeting on November 30, at which time he could brief the full Board on the status of the Sobel case.

Collective Bargaining Update. Mr. D'Amico and Counsel Frinsko briefed the Committee on collective bargaining activity including the status of unit determination for Law School, faculty, professional and administrative staff, and service and maintenance. Mr. D'Amico reported that the Police unit has filed a Prohibited Practices complaint and that the reply has been drafted and will be returned to the Maine Labor Relations Board within the appropriate period. The Committee briefly discussed the press coverage on the so called "gun issue", which concerns the arming of University police officers.

On motion made and seconded, the executive session was adjourned.

JoAnne R. Magill
JoAnne R. Magill
Clerk of the Board