

UCCSN Board of Regents' Meeting Minutes July 16-17, 1982

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BOARD OF REGENTS

UNIVERSITY OF NEVADA SYSTEM

July 16, 1982

The Board of Regents met on the above date in the Pine Auditorium, Jot Travis Student Union, University of Nevada, Reno.

Members present: Mr. Robert A. Cashell, Chairman

Mr. James L. Buchanan, II

Ms. Frankie Sue Del Papa

Mrs. Lilly Fong

Mrs. Dorothy Gallagher

Mr. Chris Karamanos

Mr. John R. Mc Bride

Mrs. June Whitley

Members absent: Mr. John Tom Ross

Others present: Chancellor Robert M. Bersi

President William Berg, NNCC

President Joseph Crowley, UNR

President Jack Davis, WNCC

President James Eardley, TMCC

President Judith Eaton, CCCC

President Leonard Goodall, UNLV

President Clifford Murino, DRI

General Counsel Donald Klasic

Acting Secretary Mary Lou Moser

Also present were Faculty Senate Chairmen Curry, Dwyer, Heise, Beaulieu, Jones, Lambert and Hoffer, and Student Association representatives.

The meeting was called to order by Chairman Cashell at 10:15 A.M.

1. Approval of the Consent Agenda

Adoption of the Consent Agenda, containing the following items, was recommended (Consent Agenda identified as Ref. A and filed with permanent minutes).

(1) Approval of the minutes of the regular meeting of

June 18, 1982.

(2) Acceptance of gifts and grants.

(3) Approval of the appointment of Mr. Conrad Ryan, Presi-

dent of Nevada Power Company, to the Advisory Board

for the Center for Business and Economic Research at

UNLV.

Mrs. Fong moved approval. Mr. Mc Bride seconded. Motion

carried.

2. Regents Mc Bride and Gallagher commended UNLV, and in par-

ticular the committee headed by Dr. Zorn, for the report

on the update and changes which have been adopted in their

General Education Program.

3. Dr. Crowley announced that UNR has recently earned 6 nation-

al public relations awards in an annual recognition program

sponsored by the Council for Advance and Support of Educa-

tion (CASE):

Grand award for best video program, "X-10 Views", con-

sumer education television spots produced by the College of Agriculture and aired in 17 states, Art Gould, producer.

Public information award for the 1981 Find Out Fair at Meadowood Mall, which drew 70,000 people one November weekend where the University had dozens of exhibits.

Exceptional achievement in alumni events for publicity for the 1981 Homecoming events.

Public relations award for the 1982 Journalism Ethics Conference held at Lake Tahoe in January.

Award for overall University advancement for advancement of Departments within the Public Affairs division, including the creation of the UNR Foundation.

Mrs. Fong added that Mr. C. Linnis Mills, the Agriculture Extension agent in Clark County, also does an outstanding job with his video program in Las Vegas.

4. Dr. Berg related that NNCC Advisory Board member Carl Shuck had passed away. Upon motion by Mr. Buchanan, seconded by

Mr. Mc Bride, the Board moved that a resolution be forwarded to the family expressing their appreciation for the support shown by Mr. Shuck. Motion carried.

5. Approval of the Report of the Audit Committee

Mrs. Whitley, Chairman, submitted the following report of the Audit Committee, which met at 8:00 A.M., July 16, 1982:

- (1) Accepted a report of Internal Audits completed for the quarter April through June, 1982, and requested Internal Audit to perform a Systemwide audit of all scholarship funds to be completed in 3 to 5 months.

- (2) Discussed the functions of internal and external auditors which included an explanation by Mr. Don Mc Ghie, Kafoury-Armstrong, who presented a list of recommendations which had been given to UNS from 1976 through 1981. Regent Gallagher requested Controller Jan Mac Donald to review the status of these recommendations and report to the Committee at their meeting on August 20.

Mrs. Gallagher moved the adoption of the Audit Committee

report. Seconded by Mrs. Fong. Motion carried.

6. Approval of the Report of the Academic Affairs Committee

Mrs. Gallagher, Chairman, submitted the following report and recommendations from their meeting at 10:00 A.M. on July 16, 1982:

(1) Approval of the Phase I Proposal from WNCC for an Associate in Applied Science degree to train electronic technicians. This will expand the present 1-year program to a 2-year program requiring no new additional positions or funds.

(2) Announced that public hearings will be held in September on proposed changes to tenure policy.

Mrs. Whitley moved for approval. Seconded by Mr. Mc Bride.

Motion carried.

7. Financial Aids Report, UNR

President Crowley stated that the committee studying financial aids at UNR has submitted its report and recommenda-

tions, most of which will be effected administratively, and also calling for a greater coordination between the financial aids and scholarship offices. Several recommendations which could be implemented Systemwide were offered for consideration by the Board, including asking the State of Nevada to support a larger share of the burden of assuring student accessibility to Nevada institutions by:

- a) establishing a State financed loan fund;
- b) establishing a State scholarship and/or work-study program;
- c) expanding tuition grants-in-aids to include graduate and professional schools students; and
- d) increasing tuition grants-in-aids to the full cost of tuition.

The full report and recommendations are identified as Ref.

B and filed with permanent minutes.

8. Approval of the Report of the Budget Committee

Ms. Del Papa, Chairman, submitted the following report and recommendations from the Budget Committee which met at 8:55 A.M., July 16, 1982:

(1) Recommended approval of the Estimative Budget for Freshman English at UNR, which establishes funds to be transferred from the Jot Travis Student Union Capital Improvement Fee Funds for the hiring of lecturers for the Freshman English Program for 1982-83:

Revenue

Opening Cash Balance	\$140,000
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Expenditures

Professional Salaries 8.00 FTE	\$118,729
Fringe Benefits	18,968
Operating	2,303
Total	\$140,000

(2) Authorized that any current or future Foundation approved by the Board will set up a University account in which interest will accrue to the benefit of the Foundation. Although this is an exception to Regents' policy, it will be advantageous to the University to have this account established within the University System rather than by the Foundation and totally outside the University structure.

(3) Approved the following Estimative Budget for the Tottori English Language Institute program which is being conducted at UNR for students from Japan:

Revenue

Student Fees	\$30,500
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Expenditures

Professional Salaries	\$ 5,900
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Fringe Benefits	100
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Operating	17,000
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Out-of-State Travel	6,000
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Ending Fund Balance	1,500
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Total	\$30,500
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(4) Tabled action on the distribution of Special Projects

Funds until the August meeting and asked that it be placed on both the regular meeting and Budget Committee agendas.

Vice Chancellor Dawson had presented a list of proposed projects requested by Presidents to be funded from the Regents Special Projects Fund totalling \$696,725. He

projected there would only be \$600,000 which could be distributed to Campuses for 1982-83. During meetings with Presidents a formula, based on enrollment percentages for Campuses and a professional FTE for DRI, had been devised which they felt would be a fair and equitable solution for division of these funds.

Ms. Del Papa emphasized that approval of this spending plan would only authorize the Presidents to plan and prioritize their individual requests which would then be submitted to Regents in August for decisions on allocations.

Mr. Buchanan strongly opposed this formula plan stating 1) that he felt this would take away the Regents' authority in allocating Special Project Funds; 2) that a greater amount should go to a specific project; i. e. computer program at UNLV; and 3) that should a genuine emergency arise later in the year, there would not be funds available.

Ms. Del Papa stated that there would be a contingency reserve left in the Special Projects Funds account.

Mr. Mc Bride reminded the Presidents that there is a possibility that the Governor would ask for further budget cuts in the Fall; and also that he thought projects such as the TMCC request for tutors and teacher aids for developmental labs should be funded by fees in the same manner as the community service courses.

President Crowley stated the formula plans would enable the Presidents to be more responsible in financial planning for the year, and further reminded the group that Board policy has always been that the Special Projects Funds were for items or projects that are not likely to be a part of any legislative funding but rather are for one-shot items, not on-going projects.

Mrs. Gallagher agreed that there should be more financial planning, but that the submitted plans must be for crucial projects only, given the current economic status.

(5) New Business

(a) Approved an emergency item presented by President

Goodall requesting an exception to the purchasing policy for football equipment in the amount of \$62,557.39. The Rebels Booster Club had ordered the equipment, but now does not have the funds.

The UNLV Athletic Department does have sufficient funds in their equipment budget, but, because the order was placed without following State purchasing guidelines of going to bid, an exception to policy is necessary before State funds can be used.

Mr. Cashell requested an itemized list of the equipment being purchased and further requested that in the future, purchases made by the Boosters for the Athletic Department should follow State purchasing policy.

(b) Regent Mc Bride requested the Campus Presidents to develop a general contingency financial plan including a 5% budget cut for 1982-83 and an additional 10% for fiscal year 1983-85.

(c) Regent Buchanan requested President Goodall to report on the start-up costs for a comprehensive

Computer Science program at UNLV.

Mrs. Fong moved for approval. Mr. Karamanos seconded.

Motion carried. Mr. Cashell abstained.

9. Appointment of Director, Computer Center

Chancellor Bersi asked for approval of the appointment of
Dr. Lloyd Case as Director of the Computer Center, UNS,
effective July 1, 1982, at a salary of \$52,930, Rank IV,
Step 20+.

Mrs. Gallagher moved for approval. Mr. Buchanan seconded.

Motion carried.

Mr. Cashell handed the gavel to Mr. Mc Bride, Vice Chairman

10. Approval of Statement of Repayment for Loan, UNR

President Crowley stated that the Board had previously
authorized UNR to make application for a low interest (at
3%) federal loan in the amount of \$3,451,300 for the purpose
of constructing a co-generation plant which will realize
substantial savings in utilities costs. Interim Finance

Committee has subsequently approved the project and final approval now awaits a statement from the Board insuring that the loan will be repaid from these savings. The following statement was submitted for approval:

The University of Nevada Board of Regents pledges the repayment of the Energy Conservation Project \$3,451,300 Department of Education, College Housing 3% Loan from the University of Nevada, Reno, Operating and Maintenance Utility Budget.

Mrs. Fong moved for approval. Ms. Del Papa seconded.

Motion carried.

11. Salary Increases, TMCC

President Eardley requested salary increases for Dean Pat Miltenberger and Dean Bert Munson due to added responsibilities in assuming the administrative functions formerly performed by Mr. David Wilkins, who, because of a recent illness, has returned to teaching in the Math Department.

The decision was made not to fill the vacant position but rather to seek increased salaries for the two Deans from \$41,369 to \$42,650 commensurate with the reassigned duties.

Mrs. Whitley moved for approval. Ms. Del Papa seconded.

Motion carried.

Chairman Cashell resumed the gavel.

12. Custodian Contract, CCCC

The 3 lowest bids for the 1982-83 janitorial service contract for the Cheyenne and Henderson Campuses of CCCC are as follows:

Bekins Building Maintenance Company	\$135,107.04
Melba's Cleaning Service	139,676.04
United Maintenance Service, Inc.	141,400.00

President Eaton requested approval for an exception to the purchasing regulations which states that bids be awarded the low bidder, because of the performance record of the low bidder. Melba's Cleaning Service has been used in the past and has proven satisfactory.

Mrs. Fong moved for approval. Ms. Del Papa seconded.

Motion carried.

13. Approval of Amendment to Title 4, Chapter 4, Section 2, UNS

Handbook

Chancellor Bersi recommended approval of the amendment to Title 4, Chapter 4, Section 2 of the UNS Handbook which will provide guidelines as to the professional employees of the University of Nevada System and which applies the National Fair Labor Standards Act guidelines. General Counsel also strongly recommended the adoption.

Section 2. Standards for Defining the Professional Staff. Employment positions meeting one or more of the following criteria shall be in the professional staff of the University of Nevada System:

1. The term "executive" position shall include any employee:
 - (a) whose primary duty consists of the management of the institution or service or special unit in which the person is employed or of a customarily recognized department or subdivision thereof; and

(b) who customarily and regularly directs the work

of two or more other employees therein;

(c) who has the authority to hire or fire other

employees or whose suggestions and recommenda-

tions as to the hiring and firing and as to

the advancement and promotion or any other

change of status of other employees will be

given particular weight; and

(d) who customarily and regularly exercises dis-

cretionary powers; and

(e) who does not devote more than 20% of the em-

ployee's hours of work in the work week to

activities which are not directly and closely

related to the performance of the work describ-

ed in subparagraph (a) through (d) of this

section.

2. The term "administrative" position shall include

any employee:

(a) whose primary duty consists of either:

(1) the performance of office or nonmanual work directly related to management policies or general business operations of the employee's employer, or

(2) the performance of functions in the administration of a school system, or educational establishment or institution, or a department or subdivision thereof in work directly related to the academic instruction or training carried on therein; and

(b) who customarily and regularly exercises discretion and independent judgment; and

(c) (1) who regularly and directly assists in employees employed in an executive or administrative capacity, as such terms are defined herein, or

(2) who performs under only general super-

vision work along specialized or technical lines requiring special training, experience or knowledge, or

(3) who executes under only general supervision special assignments and tasks;
and

(d) who does not devote more than 20% of the employee's hours worked in the work week to activities which are not directly and closely related to the performance of the work described in paragraphs (a) through (c) of this section.

3. The term "professional" position shall include any employee:

(a) whose primary duty consists of the performance of:

(1) work requiring knowledge of an advanced type in a field of science or learning customarily acquired by a prolonged course

of specialized intellectual instruction and study, as distinguished from a general academic education and from an apprenticeship, and from training in the performance of routine mental, manual or physical processes, or

(2) work that is original and creative in character in a recognized field of artistic endeavor (as opposed to work which can be produced by a person endowed with general manual or intellectual ability and training), and the result of which depends primarily on the invention, imagination or talents of the employee, or

(3) teaching, tutoring, instructing and lecturing in the activity of imparting knowledge and who is employed and engaged in this activity as a teacher in a school system or educational establishment or institution by which the employee is employed; and

(b) whose work requires the consistent exercise of discretion and judgment in its performance; and

(c) whose work is predominately intellectual and varied in character (as opposed to routine mental, manual, mechanical or physical work) and is of such character that the output produced or the result cannot be standardized in relation to a given period of time; and

(d) who does not devote more than 20% of the employee's hours worked in the work week to activities which are not an essential part of and necessarily incident to the work described in paragraphs (a) through (c) of this section.

4. This section shall not be deemed to apply to custodial, clerical or maintenance employees of the University of Nevada System who are in the classified service of the State of Nevada as provided in NRS 284.140(6). This section shall not be deemed to require any person employed in an employment position in the classified service of the State of Nevada at the time this section was adopted to be

assigned to the professional staff of the University of Nevada System, nor shall this section be deemed to require any person employed in an employment position in the professional staff of the University of Nevada System at the time this section was adopted to be assigned to the classified service of the State of Nevada.

Mrs. Whitley moved for approval. Mr. Buchanan seconded.

Motion carried.

14. New Business

- a) Mrs. Fong presented a request from the Chamber of Commerce of Las Vegas for a 4-year scholarship for the lone survivor of an airplane crash in Florida whose destination had been Las Vegas. The matter was referred back to the City of Las Vegas with the thought that such scholarship would more appropriately come from that group.

- b) Regent Mc Bride asked for consideration of an emergency item from WNCC regarding the awarding of a bid.

Ms. Del Papa moved for approval for consideration. Mrs.

Gallagher seconded. Motion carried.

Dr. Davis requested approval to the low bidder for construction of faculty housing and fencing at the Fallon Campus, plus authority to spend an additional \$7,831 from the WNCC Capital Improvement Fund. \$67,992 was formerly approved by the Board; however, the low bid required \$7,831 in order to complete the project. Bids were opened on July 15, 1982 and approval at this time would save one month's delay on construction time.

Ross Builders	\$ 75,823
Francovich & Co.	82,900
Southwest Buildings	83,360
Frear Construction	84,789
Clem Beythan Construction	89,700
E-Z Construction	94,923
Action Construction	111,950
Capriotti Construction	112,620

Mr. Buchanan moved for approval. Mr. Mc Bride seconded. Motion carried.

c) Mrs. Whitley asked President Goodall for a status report on the matter concerning Ms. Hannah Gleason of the Social Work Department at UNLV. President Goodall reported that apparently there would be no federal funds to support the programs, that he was reviewing UNLV budgets to determine whether they could continue the programs in all University Departments similarly affected. Ms. Gleason has been given a leave of absence for a 2-month period so that fringe benefits would continue. Mr. Cashell asked for a report to the Regents outlining the facts of the case, but to also include other personnel at UNLV similarly affected. It was pointed out that there are some 220 employees in the System on "soft money" which would require some \$4.8 million in salary costs.

d) Dr. Eaton introduced Ms. Bridgett Jones, President of the Associated Students at Clark County Community College.

Meeting adjourned at 11:05 A.M.

Mary Lou Moser

Acting Secretary of the Board

07-16-1982