

UCCSN Board of Regents' Meeting Minutes October 14-15, 1980

10-14-1980

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BOARD OF REGENTS

UNIVERSITY OF NEVADA SYSTEM

October 14, 1980

The Board of Regents met on the above date in the Carlson

Education building, University of Nevada, Las Vegas.

Members present: Mr. Robert A. Cashell, Chairman

Mr. James L. Buchanan, II

Mrs. Lilly Fong

Mr. Chris Karamanos

Dr. Louis E. Lombardi

Mr. John Mc Bride

Mr. John Tom Ross

Mrs. June F. Whitley

Members absent: Mrs. Molly Knudtsen

Others present: Chancellor Donald H. Baepler

President William Berg, NNCC

President Joseph Crowley, UNR

President Jack Davis, WNCC

President James Eardley, TMCC

President Judith Eaton, CCCC

President Leonard Goodall, UNLV

Vice President Mark Dawson, DRI

Vice Chancellor Larry Lessly

Secretary Bonnie Smotomy

The meeting was called to order by Chairman Cashell at 9:30 A.M.

1. Adoption of Consent Agenda

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

- (1) Approval of the minutes of the regular meeting of August 29, 1980, and the special meeting of September 22, 1980.

- (2) Acceptance of gifts and grants.

(3) Augmentation of the UNR Interview and Recruiting

Account by allocation of \$15,000 from the Board of Regents Special Projects Account.

(4) Augmentation of the Litigation Account by allocation

of \$45,000 from the Board of Regents Special Projects Account. These funds will be used for payment of \$30,000 by UNLV for settlement of the costs of a lawsuit in accordance with a memorandum previously distributed by Counsel, with the remaining \$15,000 to offset settlement by UNR of a lawsuit.

(5) Approval of the establishment of an Advisory Board for

the UNR School of Home Economics, and appointment of the following to that Board for three year terms:

Amy Heintz, Carson City

Anne Lynch, Las Vegas

Linda Reed, Reno

Don Allen, Reno

Donald Jackson, Reno

Mike Melner, Carson City

Sue Wagner, Reno

Betty Schaus, Las Vegas

Frances Pistone, Las Vegas

Marilyn D. Boulton, Las Vegas

(6) Appointment of Mr. Paul Bible, attorney, to the Advisory Board for Truckee Meadows Community College, replacing Mr. Jerry Higgins, who has resigned.

(7) Appointment of Melvin Brunetti, Carson City, and Marjery Cavanaugh, Reno, to 3-year terms as members of the UNR College of Arts and Science Advisory Board.

(8) Authorization to write off the following amounts in delinquent student loans which are considered uncollectable, with appropriate holds placed on the records of the students involved:

UNLV - \$2,517.72 distributed among 29 students

CCCC - 107.50 distributed among 3 students

(9) Approved an amendment to the ASUN Constitution changing the required vote to elect Judicial Council members from 2/3 to a majority vote of the Senators present.

(10) Authorized President Davis to accept an invitation from the Taiwan Government, along with six other Community College Presidents, to visit Taiwan from November 2-12, 1980. The trip will be funded by the Taiwan Government and is for the purpose of providing information about the government, industry, people and Community College systems.

(11) Approved an extension of leave without pay for Dr. Peter L. Comanor, UNR Biology Department, for the period January 1 through December 31, 1981, to allow him to continue with the next phase of his assignment with the U. S. Department of the Interior in Washington, D. C.

(12) Approved a transfer of \$42,819 from the School of Medicine's Contingency Reserve to the Microbiology Department, with \$42,143 to Operating and \$676 to Wages. An offsetting transfer of Professional Salary Savings has been made by that Department to the Contingency Reserve.

(13) Approved the granting of an easement along Swenson

Street, between Tropicana and Flamingo, to allow the Regional Transportation Commission to construct a combination drainage channel and culvert.

(14) Approved Estimative Budgets for 1980-81 for: (1) UNR Fire Service Academy in amount of \$78,500; (2) Film Library in the amount of \$24,738; (3) Calves for College in the amount of \$25,300; (4) Equestrian Facility in the amount of \$20,300; (5) Atmospherium Planetarium Counter Sales in the amount of \$21,316.

(15) Authorized entering into a lease with Communications Engineering, Inc. of Las Vegas with UNR to house the KUNR-FM radio transmitter and associated electronic equipment in a building and tower on Mc Clellan Peak. Terms of the lease will be for an initial period of ten years with a ten year option to renew. Rent will be \$500 per month for the first 60 months, and \$555 per month for the second 60 months. The lease will be subject to a successful negotiation by Communications Engineering for a lease of the site from the BLM.

(16) Augmentation of the Unit Interview and Recruiting Account by an allocation of \$2,000 from the Board of

Regents Special Projects Account to assist in a national search for the position of Assistant Director, Academic/Research Group, Computing Center.

(17) Authorized the reassignment of \$19,000 from the CCCC Campus Improvement Project to the CCCC Waterproofing Project to allow for the upgrading of the parapet treatment for waterproofing purposes at the Cheyenne Campus.

Dr. Lombardi moved approval. Motion seconded by Mr. McBride, carried without dissent.

2. Discussion Concerning Information Agenda

Mrs. Whitley noted the Report of Professional Personnel Appointments included in the Information Agenda and requested comments from each of the Presidents concerning efforts made to adhere to the University's Affirmative Action Policy.

President Goodall explained that Mr. James Kitchen, Affirmative Action Officer for UNLV, works with all of the Departments as well as with the Administration with respect to

Campus-wide appointments to assure that whenever there is any vacancy, every attempt is made to reach the higher education community in general and a special effort is made to reach minority and women communities.

President Eardley reported that TMCC follows the same pattern of affirmative action recruiting, noting that although no minorities are included in the current report before the Board, three women have been hired.

Mrs. Whitley asked if there is a special effort made to insure that minorities and women are included in the applicant pool.

Mr. Kitchen explained that there are approximately 155 minority organizations which are contacted in an effort to attract minority applicants. He pointed out, however, that just because a minority applicant is in the pool for a specific job, it does not mean that the minority applicant will be appointed. He further explained that the number of minority applicants in the Science areas is very small, increasing somewhat in the mathematics areas with mostly East Indian or Asian, but not Hispanics or Blacks, and increasing still more in English and History. However, he noted, most

of the minority applicants are attracted to administrative positions or middle-management type positions.

Mr. Kitchen went on to explain that there are up to 3500 institutions around the country, trying to hire from a very small pool of perhaps 2800 to 3800 Black Ph. D.s. Black applicants are increasing but there is still a great deal of competition to hire from a very limited pool.

Chancellor Baepler agreed, suggesting that the problem which faces most institutions is not trying to hire qualified minorities who are unemployed, it is in trying to hire such a person away from another institution.

Mrs. Fong noted the large population of Spanish Americans in Nevada, and the statements being made by representatives of that group that very few are represented on the Campus. Mr. Kitchen agreed that there was such a population, and pointed out that there is also a very large population of Blacks; however, he noted, the numbers in the State have no relation to the numbers who may be qualified for positions in higher education.

President Crowley commented on the report from UNR of new

professional appointments, pointing out that a Graduate Teaching Fellow in Sociology (Mr. Kenneth Bazzell) was incorrectly reported as being White, when in fact he is Black.

3. Recommended Policy Statement for Inclusion in Board of Regents Handbook

President Eardley requested approval of a policy statement for TMCC which includes those policies and practices governing admission, registration, grades and examinations at TMCC some of which have been previously approved by the Board and some of which reflect practices which have been developed in an attempt to adapt University policy to TMCC's needs. Proposed policy statement included with the agenda (identified as Ref. B and filed with permanent minutes). Upon adoption, it is recommended that the policy be included in an appropriate section of the Board of Regents Handbook.

Mr. Mc Bride moved approval. Motion seconded by Mrs. Fong, carried without dissent.

4. Field Ironworkers Apprenticeship Program, TMCC

President Eardley reported that the Field Ironworkers

Apprenticeship Training Program in which TMCC participates has requested the use of land adjacent to the College for the purpose of conducting their manipulative and classroom training. The area proposed for such use is approximately 1.7 acres on which the apprentices would erect one metal building for classroom use, erect and dismantle another metal building, and erect a two story structure frame for manipulative training. The area will be fenced and maintained as a construction site with all regard to applicable regulations.

President Eardley recommended approval of this concept and authorization to proceed with development of the necessary lease.

In response to a question from Mrs. Fong, concerning the possible pollution and/or hazard this kind of activity might create in proximity to the College, President Eardley explained that this was not a smelter operation but a program involving construction with iron.

Dr. Lombardi moved approval. Motion seconded by Mrs. Fong, carried without dissent.

5. Traffic Problem, TMCC

President Eardley reported that TMCC has recently completed its most successful registration period ever, and is pleased that the enrollment for Fall is the highest in the history of the institution. However, he noted, this increase in enrollment has also increased the severity of a traffic problem that has been building for several years.

He explained that presently the only entrance to the College is via El Rancho Drive which intersects with Clearacre Lane. This intersection has a stop light, but is the timed variety rather than the traffic flow variable type signal. The traffic problem occurs between 6:30 and 7:00 P.M., when students are leaving and arriving at the Campus (classes dismiss at 6:45 P.M., and form again at 7:00 P.M.), causing traffic to back up at the El Rancho Clearacre intersection in four directions.

President Eardley stated that although the UNR Campus Police have indicated a willingness to help by directing traffic at this peak period, they do not have jurisdiction at the intersection. The Washoe County Sheriff's Office, which does have jurisdiction, is unable to provide an officer for this

purpose.

Dr. Eardley stated that he believed this problem is of sufficient magnitude to be of real concern to the College, both from a public relations standpoint and a safety hazard. He requested the Board's concurrence in placing this matter before the County Commissioners with a request for assistance in solving the problem.

In the discussion following it was agreed that further attempts should be made to work out a solution with the Washoe County Sheriff's Office, with assistance in this effort to be provided by Chairman Cashell and Regent Lombardi, before going beyond that agency to the County Commission.

Dr. Lombardi moved President Eardley be requested to seek a solution to the traffic problem described by again requesting assistance from Sheriff Galli's Office, before any approach to the County Commission. Motion seconded by Mrs. Whitley, carried without dissent.

6. Request for Redefinition of Collective Bargaining Unit

Chancellor Baepler reported that a request had been received

from the WNCC Faculty Senate for a redefinition of the collective bargaining unit as defined in the Professional Employees Collective Bargaining Regulations (B/R Handbook, Title 4, Chapter 6, Section 24(e)). Specifically, the WNCC Faculty Senate feels that the "community of interest," as defined by present unit definition is arbitrary, and recommends that the collective bargaining unit for Community Colleges within the University of Nevada System should follow the administrative structure. The WNCC Faculty Senate requests the Board to redefine the term "unit" to read that each Community College institution is a separate unit for collective bargaining purposes.

Chancellor Baepler recommended that the "unit" be left as presently described, but suggested that before presenting the position of management, WNCC should be allowed to present its case.

Mr. James Claybrook, Chairman of the WNCC Faculty Senate, distributed a memorandum which stated the position of the WNCC Faculty Senate (memorandum filed with permanent minutes).

Mr. Claybrook stated that this is viewed by the Faculty

Senate as an issue that goes beyond collective bargaining, whether or not collective bargaining actually occurs; rather, he stated, the faculty view this as an invasion of the prerogative to participate in decisions concerning faculty welfare.

Mr. Buchanan objected to the change in the definition of the bargaining units, suggesting that if the Community Colleges were separated for this purpose, and one College negotiated a contract with benefits that the other Colleges did not have, it would structure a difficult relationship for that College with the other Colleges.

Chancellor Baepler agreed, pointing out that the first contract that is negotiated, regardless of which institution is involved, would form a model for other institutions. Therefore, if each of the Community Colleges is a different bargaining unit, then theoretically, 8 faculty members at Elko could vote for collective bargaining and force the University into a collective bargaining posture. Dr. Baepler also suggested that this type of thing must be kept within a critical mass in order to be effective.

Regent Mc Bride asked whether it would be well to have only

one Systemwide unit, rather than several units as is now provided.

Regent Karamanos suggested that spreading the collective bargaining process out into so many units weakens the process.

Mr. Ross agreed that a System unit would guard against a small group of faculty being able to force the total system into a collective bargaining situation against the wishes of the majority.

Mr. Buchanan moved that there be no redefinition of the collective bargaining units. Motion seconded by Mr. Karamanos.

Mr. Ross requested that a second to the motion be withheld until the presentation on this matter was complete.

President Davis stated that he fully supported the action taken by the WNCC Faculty Senate concerning this change, recalling that the Board had in December, 1979 separated WNCC into two separate Colleges in order that each of the two resulting Campuses would have autonomy. At the same time, the

Board dissolved the Division concept as it related to the Community Colleges and declared that each of the Colleges was an independent institution. He suggested that allowing WNCC to be considered a separate unit for collective bargaining purposes was consistent with that decision by the Board for separation.

Chancellor Baeppler stated that from a management perspective, to have the Community Colleges each as an individual unit would be unworkable. He agreed that perhaps it was a mistake to have the two Universities as separate units, but pointed out that at least the Universities represent four or five hundred people of great diversity; however, to now break the Community Colleges down into four separate organizations would be unthinkable.

Mr. Mc Bride moved to amend Mr. Buchanan's motion to direct that collective bargaining regulations be revised to re-define the bargaining units into one Systemwide unit.

Vice Chancellor Lessly stated that the agenda item concerns only WNCC and the Board could not take action to make it a System item without placing the matter on a future agenda.

Mr. Mc Bride agreed to its placement on the November agenda.

Chancellor Baepler stated that the faculty are deeply involved in this matter, and urged that this go back to the Senates for further study, suggesting that to take action on this without referral to the Senates would be capricious.

Mr. Ross stated that he strongly supported WNCC in its request, pointing out that the WNCC faculty had voted 34-0 against collective bargaining in a previous election and just because of an administrative nicety and to keep things in a smooth package, he did not believe the faculty's basic rights ought to be sacrificed. He stated that he believed this matter goes to the very core of the concept and philosophy of faculty participation in University governance.

Now that the Regents have taken action to separate the Colleges into independent institutions, the WNCC faculty have just as much right to consideration as a separate unit for collective bargaining as any other institution or group.

However, Mr. Ross added, if collective bargaining is approved, it will have wide implications for all of the institutions, and for that reason, he suggested that the matter be tabled to allow time for further review.

Mr. Mc Bride withdrew his request that it be placed on the

next agenda and asked that the Chancellor raise the issue of a single Systemwide unit with the appropriate Administrators and Faculty Senates, and agreed that he would bring this up as a matter of new business at the appropriate time.

Mr. Buchanan asked for a vote on his motion.

It was noted that subsequent to the distribution of the agenda, a request had been received from the WNCC Faculty Senate that this be moved to a discussion rather than an action item.

Mr. Buchanan offered to withdraw his motion to deny the request by WNCC, if he was assured that it is not coming back on the agenda as an action item at a subsequent meeting.

Mr. Claybrook stated that it would not be his intention to bring this back as an action item in this form.

Mrs. Fong suggested that whatever direction is taken in subsequent action by the Board, the welfare of the students must not be overlooked.

7. Request for Approval of Special Fees, CCCC

President Eaton reported that as a result of establishment of the Slots Management option within the Casino Management Technology Program, the acquisition of new Word Processing equipment, and a significant increase in food costs affecting the Food Service Technology Program, it has become necessary to consider the assessment of the following course fees, effective Spring, 1981. She noted that all fees are to accommodate costs associated with consumables in the instruction program, and are, in each case, in addition to the per credit fee assessed:

Slot Repair

ST 101 Slot Repair Technician I	\$10
ST 102 Slot Repair Technician II	10
ST 103 Slot Repair Technician III	10
ST 104 Slot Repair Technician IV	10

Word Processing

OA 206B CPT Word Processing	10
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Food Services

FST 161 Quant Food Prod I	10
FST 162 Quant Food Prod II	10
FST 163B Principles of Baking	10
FST 164B Advanced Baking	10

Mr. Mc Bride moved approval. Motion seconded by Dr. Lombardi, carried without dissent.

8. Request for Approval of Constitution, Associated Students of CCCC

President Eaton reported that the Student Government of Clark County Community College (ASCC) has developed and approved a new constitution to replace the document adopted and approved for that organization in 1974. She noted that the new constitution (identified as Ref. C and filed with permanent minutes) has been reviewed by CCCC Administrative Staff and Legal Counsel and she recommended approval by the Board of Regents, to become effective Fall, 1980. Dr. Eaton introduced Ms. Judy Butler, President of the CCCC student government.

Ms. Butler commented on the Constitution which had been

developed, noting that the Preamble outlines the purpose of student government. She called specific attention to two provisions in the document: that ASCC would operate within its income, and that ASCC will serve as a voice for all of the students of CCCC, not just a few. To this end, she stated, 3 boards have been created: the Student Activities Board, the Publications Board and the Grievance/Judician Board. She also noted that this document is a product of 3 successive and successful student governments and incorporates the best information available on the structure of Community College student government. She requested approval of the Board of Regents.

Mr. Karamanos moved approval. Motion seconded by Mrs. Whitley, carried without dissent.

9. Bid Opening, Campus Improvements, Phase I, UNR

President Crowley reported that bids were opened September 16, 1980 for Campus improvements at UNR for the handicapped with the following bid results:

Base Bid Alt A Alt B

Cunningham Construction \$1,680,000 \$27,000 \$65,000

W. A. Thomas 1,685,000 50,000 85,000

Vasko & Associates 1,727,000 35,000 87,000

Alternate A - Patch and repair roofing at Mackay Science,
including gutters, flashing, caulking, and
urethane roofing.

Alternate B - Provide and install new urethane roofing sys-
tem at Church Fine Arts building, including
flashing, gutters, patching, and repairing.

Dr. Crowley noted that this portion of campus improvements
had been budgeted by the State Public Works Board at
\$1,581,123. Since the low bid is somewhat in excess of that
budgeted amount, the Public Works Board has been attempting
to negotiate with the low bidder to meet the budget figure.

Dr. Crowley recommended that the Board of Regents concur
with the State Public Works Board in renegotiating this
contract in order that a contract may be awarded and the
work may proceed.

Mr. Karamanos moved approval. Motion seconded by Mrs. Fong,
carried without dissent.

10. Appointments to UNR Foundation Fund Board

President Crowley recommended the following appointments to
the UNR Foundation Fund Board:

Clay Darrow, Chairman of the Board, Mission Bay Finance
Corporation, San Diego

David Buckman, President, Nevada Financial Development
Corporation, Incline Village

Don Michaelson, M. D., Woodland Hills, California

Jim Mercer, Vice President, Korn/Ferry International,
Atlanta

George Gund, III, San Francisco

Theodore J. Day, Preston Q. Hale & Associates, Reno

John F. Rhodes, Jr., Alexander Grant & Company, Reno

Eugene J. Michal, President, Amax Extractive, Golden,
Colorado

Jim Megquier, Oral Surgeon, Reno

John Mackay, Vice President, H. Swift and Company, San
Francisco

Royce Hardy, Senior Vice President, Duval Corporation,

Tucson

Paul Robinson, Vice President, Wells Fargo Bank,

San Francisco

Mrs. Fong moved approval. Motion seconded by Mr. Ross,
carried without dissent.

11. Proposed Acquisition of Land, UNR

President Crowley requested authorization to purchase three parcels of land adjacent to the north end of the Campus, and within the Master Plan for the Special Events Pavilion (land reflected on map, identified as Ref. D and filed with permanent minutes).

Parcel 1 - Lot No. 7 is vacant land consisting of 1.27+ acres appraised at \$54,000.

Parcel 2 - Lots No. 9, 10, 11, and 12 are also vacant land totaling 3.68+ acres appraised at \$166,000.

Parcel 3 - A portion of Lot No. 8 consisting of three undedicated streets totaling approximately 1.67 acres appraised at \$78,570, or \$1.08 per square

foot. The exact lot dimension and price will be determined by the survey report to be supplied by the best seller.

President Crowley recommends that the appraisals be accepted and the University be authorized to negotiate for the purchase of these properties, with funds to be provided from the Higher Education Capital Construction Fund.

Mr. Ross moved approval. Motion seconded by Dr. Lombardi, carried without dissent.

12. Center for Business and Economic Research, UNLV

President Goodall reported that he had received a proposal that the Metropolitan Research Association of Southern Nevada become the official Advisory Board to UNLV's Center for Business and Economic Research. Discussions concerning the proposal have been held with Mr. Fred D. Gibson and Mr. Tim Carlson, representing the Nevada Development Authority, and with Mr. Bill Wright and Ms. Ann Cooper, representing the Las Vegas Review Journal, and with Dean George Hardbeck and Dr. Betty Yantis, Director of the Center. Proposal included with the agenda (identified as Ref. E and filed with

permanent minutes).

Dr. Goodall noted that there is an existing Advisory Board to the Center, established by the Board of Regents to represent many of the most highly regarded business and civic leaders in the community. He recommended that the existing Board be retained as the Advisory Board to the Center, expanded by the addition of the members of MRA, with the MRA members designated as the Executive Committee of the expanded Advisory Board to the Center for Business and Economic Research.

Mrs. Fong stated that she was an ex officio member of the present Advisory Board and although the Board had not been active because of limited funding she hoped that the Regents would continue to serve in this capacity.

Dr. Goodall stated that the continued presence of Regents and the Advisory Board members was the reason for having the larger Board remain in effect and that he would bring back to the Regents a recommendation for staggered terms in the near future.

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

carried without dissent.

13. Administrative Study and Recommendations, UNLV

President Goodall presented a copy of the UNLV Administrative Study recently completed (identified as Ref. F and filed with permanent minutes), noting that it is provided at this time mainly for the information of the Regents.

Most of the recommendations in the report will be discussed with various Campus groups before being brought to the Regents for implementation; however, Dr. Goodall stated, he wished to submit the following two recommendations for approval of the Board at this time:

(1) That the title of the Vice President for Educational Services, now vacant, be changed to Dean of Student Services, with the responsibility for all of the administrative units formerly responsible to the Vice President.

(2) Establishment of the position of Assistant to the President on a half-time basis.

Mrs. Fong moved approval of the above recommendations.

Motion seconded by Mr. Mc Bride, carried without dissent.

In stating her motion for approval, Mrs. Fong questioned whether the people in the Student Services Office would be demoralized since they would be reporting to a Dean instead of a Vice President.

President Goodall responded that he did not believe that this change would have an adverse effect on the persons involved and it was the intent of the proposal that the Dean continue to report to the President's Office and continue to be a direct member of the administrative staff of that Office. He further stated that the title change would also identify to the students who is the Senior Officer and their advocate to the Administration.

14. Proposal for Naming of Education Auditorium, UNLV

President Goodall presented, with his endorsement, the following resolution passed by the Advisory Council of the College of Education, noting that this action was taken in response to an earlier suggestion by Mrs. Fong.

Upon the recommendation of the Department of Curriculum

and Instruction and through action of the College of Education Advisory Council on September 3, 1980, it is requested that the auditorium adjoining the Carlson Education building be officially named after Dr. Holbert H. Hendrix.

Mrs. Fong moved approval. Motion seconded by Mr. Karamanos, carried without dissent.

15. Proposal for Computing Center

Chancellor Baepler recalled that in June, 1980 the Arthur D. Little Report on the Computing Center was presented to the Board of Regents with the understanding that recommendations from the Officers for implementation of certain of those recommendations would be submitted to a subsequent meeting for action by the Board. The Data Processing Policy and Planning Board was requested to review each of the recommendations contained in the ADL Report and in turn recommend to the Chancellor's Advisory Cabinet appropriate action in each case.

Chancellor Baepler reported that as the first priority for hardware expansion, the DPP&P Board recommended the replace-

ment of the main computer with a larger computer and this was achieved by installation of the CYBER 171-6. A second priority recommended is acquisition of a time share computer for the Las Vegas facility and a communication processor for the Reno facility, with assistance to be requested from the Board of Regents Special Projects Account. An explanation from Mr. Niels Anderson, Director of the Computing Center, was included with the agenda (identified as Ref. G and filed with permanent minutes).

Chancellor Baepler and the institutional Presidents requested an allocation of \$170,000 from the Board of Regents Special Projects Account to purchase and install a time share oriented computer in Southern Nevada. They further recommended that purchase and installation of a communication processor at the Northern Nevada Computer Facility, at an anticipated cost of \$150,000, be deferred until Spring or Summer of 1981.

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

Mr. Buchanan questioned the continued use of the Board of Regents Special Projects Account for the purpose of maintaining and updating the Computing Center, indicating that

he believed the equipment for this Center had been funded completely by this account.

Chancellor Baepler agreed that the University had had no significant assistance from the Legislature in terms of personnel or hardware for the Computing Center for at least the last three Legislative Sessions. He further stated that the number one priority to the Legislature this Session is for faculty salaries although the Computing Center comes close to being the second highest priority.

Mr. Buchanan expressed his concern that if the Board of Regents funds this equipment, the Legislature would take the position that future needs of the Computing Center should also be funded in this manner.

Motion carried with Mr. Buchanan opposing.

16. Proposed Board Calendar for 1981

Chancellor Baepler submitted the following meeting calendar for 1981, noting that it had been reviewed by the Officers and recommended for adoption by the Board:

Friday, January 23, 1981 Las Vegas*

Friday, February 27, 1981 Reno

Friday, April 3, 1981 Las Vegas

Friday, May 8, 1981 Reno

Friday, June 12, 1981 Las Vegas

Friday, July 24, 1981 Reno

Friday, August 28, 1981 Las Vegas

Friday, October 2, 1981 Reno

Friday, November 6, 1981 Las Vegas

Friday, December 11, 1981 Reno

Friday, January 22, 1982 Las Vegas

*Indicates change from previously adopted calendar which
scheduled this meeting in Reno.

Mr. Buchanan moved approval. Motion seconded by Mrs. Fong,
carried without dissent.

17. Mandatory Retirement Policy

As recalled in the agenda in June, 1979 the Board of Regents
was advised by Counsel that the Federal Age Discrimination
and Employment Act of 1977 allowed the University three
options with respect to its retirement policy:

- (a) no mandatory retirement age whatsoever;

- (b) adoption of age 70 as the mandatory retirement age for all faculty, effective immediately; or

- (c) adoption of age 65 as the mandatory retirement age for tenured faculty, as allowed by the exemption provided to Universities, and age 70 for all nontenured faculty, until 1982 when age 70 would apply to all faculty.

The Board subsequently approved the Chancellor's recommendation that the option contained in paragraph (c) above be adopted, effective immediately. The Board further agreed that effective concurrently with adoption of the above policy on mandatory retirement, the practice of granting post-retirement appointments be abolished and that, until specific criteria for such post-retirement appointments was developed and adopted, any faculty member continuing with the University after retirement be retained by letter of appointment for specific courses. Subsequently, at a later meeting in November, 1979, the Board adopted criteria which established conditions under which a one-year nonrenewable, post-retirement appointment could be granted.

Two separate matters are now before the Board which relate to the Board's policy on mandatory retirement and post-retirement appointments:

- (1) A report has recently been distributed by Counsel concerning Oakley v. Board of Regents.

- (2) A request for exception to the mandatory retirement policy has been received on behalf of Dr. Albert C. Johns (request identified as Ref. J and filed with permanent minutes).

Vice Chancellor Lessly recalled that subsequent to the adoption of the mandatory retirement policy, a lawsuit was filed by Mr. Chauncy Oakley, a faculty member at TMCC, resisting mandatory retirement based on his age. The University argued that based on the King decision, any attempt to impose the State statute with respect to retirement on the Board of Regents was unconstitutional. However, summary judgment was entered in favor of Mr. Oakley.

Mr. Lessly suggested that in view of the Court's decision in the Oakley case, the Board had two alternatives:

(1) The decision could be appealed to the Nevada Supreme Court in an attempt to sustain the mandatory retirement policy; or

(2) The Board could have no mandatory retirement policy at any age.

Mr. Karamanos stated that he disagreed with the mandatory retirement policy, considering it to be discriminatory.

Mr. Lessly pointed out that the Federal statute which the Board was guided by in adopting its policy has not been challenged. He suggested that the question is one of State law and whether the Legislature can impose this State statute upon a constitutional Board.

Mr. Buchanan moved that the retirement policy be retained as adopted and that the Oakley decision be appealed to the Nevada Supreme Court. Motion seconded by Mr. Mc Bride, carried with Mr. Karamanos opposing.

Dr. Goodall reported that a letter had been received from Dr. Johns' attorney, asking that the request noted in the

second part of the agenda item be removed from the agenda
at this time.

Mr. Buchanan moved that Dr. Johns' request be removed from
the agenda. Motion seconded by Mr. Mc Bride, carried with-
out dissent.

18. Enrollment Report and Recommendations

Chancellor Baepler reported that enrollments for the Fall
semester at all institutions have exceeded the projections,
with the Universities increasing 6-7% over last year, TMCC
and CCCC up about 20%, WNCC up 15% and with NNCC still un-
determined. Dr. Baepler pointed out that the enrollment
projections upon which the 1981-83 Biennial Budget was based
have proven to be too low. In fact, CCCC and TMCC have al-
ready met the 1983 projections and UNR and UNLV have exceed-
ed the 1981 estimates. As a consequence of these higher-
than-anticipated enrollments, the Budget Request must be ad-
justed. However, Dr. Baepler also pointed out, indications
are that the coming biennium is going to be very tight fi-
nancially with little or no additional staffing provided
and, as a consequence, the Universities and Community Col-
leges face a serious problem. Dr. Baepler suggested that

over the past 8-10 years there has been a steady deterioration in the quality of education the System institutions are able to offer and it has reached the point where if the Community Colleges and Universities do not get substantial increases in staff they cannot continue to grow.

Dr. Baepler recalled that the Board had previously instructed each of the Presidents to develop short- and long-term plans to be submitted to the Board in December. He recommended that the Presidents prepare alternative plans in the event additional staffing and monetary support is not forthcoming from the 1981 Legislature, and that these alternative plans examine elimination of programs, and enrollment freezes (including a possible cutback from this year's enrollment level). These alternative plans will then be reviewed by the Chancellor's Advisory Cabinet before submission to the Board of Regents, probably at its January meeting.

Mrs. Whitley moved approval of the Chancellor's recommendation. Motion seconded by Mrs. Fong, carried without dissent.

At the August 29 meeting, Mr. Buchanan proposed that the Bylaws of the Board of Regents be amended by eliminating the Finance Committee as a standing committee of the Board of Regents with action to be taken at the next subsequent meeting in conformity with the Bylaws provision governing amendments.

Mr. Buchanan moved that this be deferred until the November meeting. Motion seconded by Dr. Lombardi, failed by the following roll call vote:

Yes - Mr. Buchanan, Mr. Karamanos, Mr. Ross

No - Mrs. Fong, Dr. Lombardi, Mr. Mc Bride, Mrs.

Whitley, Mr. Cashell

Mr. Buchanan moved that the proposed amendment to the Bylaws be approved as submitted at the August meeting.

Mr. Buchanan spoke in support of the proposed amendment, stating that he believed the Finance Committee is duplicating the Board, that it is consuming too much staff time, and the Regents who are not on the Committee are not fully informed concerning the matters discussed in the Committee.

Mr. Cashell disagreed, pointing out that the Committee does not take final action, it only recommends action to the Board. He also noted that all Board members are invited to Committee meetings and those who are interested enough do attend. Mr. Cashell also recalled that Mr. Ross proposed establishment of such a Committee to the 1979 session of the Legislature and the Legislature had responded very positively to that proposal.

Mrs. Fong spoke in support of the continuance of the Finance Committee, noting that the staff of the Business Centers are very positive toward the Committee and believe that it serves a worthwhile function.

Mr. Ross commented on the structure of the Committee, stating that advice he has received from people in the accounting field indicates that it is very bad practice for any organization to have a Finance Committee composed of both budgeting and auditing functions, and recommended that the two functions should be totally separate.

Mrs. Whitley spoke of discussions with other Regents and trustees at the recent AGB Conference, in which she learned that many Universities do have such a combined Committee,

adding that those trustees with whom she talked were surprised to learn that Nevada operated with only two standing Committees.

Chancellor Baepler noted that the University of Nevada has always chosen not to run the Board of Regents with a committee system. He also pointed out that the original intent when the Finance Committee was established was to have the Committee meet only once a year to look at the budget and once to look at the annual management letter.

Mr. Karamanos suggested that perhaps there should be a clearer definition of the functions and responsibilities of the Finance Committee, and that perhaps some of the matters on the Committee's agenda ought to go on the Board's agenda instead, citing as an example the recent audit report of the UNLV Intercollegiate Athletics Department.

Mr. Cashell suggested that if any standing Committee is to be effective, it must meet more frequently than suggested by the Chancellor.

Mrs. Whitley commented that if it was a fact that the Board is legally responsible for the management of all University

funds, she could not understand the debate over the existence of a Finance Committee as a standing Committee of the Board.

Mr. Buchanan stated again that he was opposed to the Finance Committee on the grounds that it was assuming too much responsibility, that it duplicated staff functions, and believed that the items going to the Finance Committee could be easily accommodated on the Board's agenda.

Mr. Ross stated that he believed it to be an absolute necessity to have a Committee that deals in depth with the budget when the University goes to the Legislature in January. As for the complaint that the Committee is taking on too many functions, Mr. Ross suggested that that could be handled by having additional Committees and reassigning some of the functions.

Motion seconded by Mr. Mc Bride, failed with the following roll call vote:

Yes - Mr. Buchanan

No - Mrs. Fong, Mr. Karamanos, Dr. Lombardi, Mr. Ross,

Mr. Mc Bride, Mrs. Whitley, Mr. Cashell

20. Mr. Buchanan moved that his request for a report as to how

Dr. Negratti "had not been cooperative", as indicated in a report distributed by Counsel at the August meeting, be deferred until the November meeting since he believed the matter would be resolved by that time, and stated that he would notify the Chair if he wished it placed back on the agenda. Motion seconded by Mr. Karamanos, carried without dissent.

21. Approval of Establishment of Unitrust, and Acceptance of

Additional Gifts

President Crowley requested that the Board approve the establishment of a Unitrust between the Board and Mrs. Harriet S. Wolf, South Laguna, California (copy of final draft of agreement distributed at meeting and filed with permanent minutes). Dr. Crowley noted that the agreement has been reviewed and approved by University Counsel and by Mrs. Wolf's attorney. The Unitrust will be established with gifts of cash and stock, with a total value of \$120,000.

The amount paid to Mrs. Wolf for the remainder of her life will be 8% of the trust's fair market value. At her death, the corpus is to be made available for unrestricted use by

UNR. The corpus is comprised of cash estimated at \$93,328,
and securities, listed below, with an estimated value of
\$26,672:

80 shares AMF Inc. common

295 shares Investment Trust, Boston, Mass.

120 shares R. H. Macy and Company common

75 shares Texasgulf, Inc.

142 shares Value Line Income Fund

381 shares Value Line Spec. Sit. Fund

*955+shares Value Line Income Fund

*This stock will be added at a later date.

President Crowley also requested acceptance by the Board of
500 shares of Gannett Company, Inc. stock from Mr. and Mrs.
Charles H. Stout to be held as a permanent endowment fund or
added to an existing endowment fund, the income from which
is to be used in support of the Oral History Project, UNR.
The estimated value of the stock is \$28,625, to which will
be added up to \$10,000 as a matching gift from the Gannett
Foundation.

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

Whitley, carried without dissent.

22. New Business

(1) Mrs. Fong requested a follow up report from the Presidents concerning the activities of the various Foundation Fund Boards.

(2) Mr. Karamanos raised the question of articulation between the Community Colleges and the Universities and commented on a recent publication by CCCC, Student Transfer Guide, which he suggested was an excellent tool for use by students wishing to transfer from CCCC to UNLV.

President Crowley reported concerning the recent initiation of meetings of UNR, TMCC and Washoe County School District personnel to talk about common problems and opportunities, and noted that this group would like to address itself to the preparation of a document similar to the one prepared by Dr. Eaton.

Chairman Cashell asked each of the Presidents to report back to the next meeting if they are aware of a problem

of any magnitude in the area of transfer of credits
from the Community Colleges to the Universities.

- (3) Mr. Buchanan proposed that the November agenda include
a request that the Regents allocate \$150,000 as a loan
to the Solar Laboratory of DRI, to be used as seed
money with which to develop proposals for grants.

It was agreed that this matter could be considered in
conjunction with President Murino's presentation at the
November meeting of a report concerning the total
finances of the Institute.

In response to the Chancellor's comment that the two
Universities have a similar problem with lack of funds
for proposal development, Mr. Buchanan suggested that
the problem in Solar Research is perhaps more critical
since the Solar Research Laboratory was funded by the
Legislature, and does not have the money to apply for
Federal grants totaling millions of dollars.

Vice President Dawson agreed to bring this matter to
President Murino's attention in order that he would be
prepared to comment on it at the November meeting.

- (4) President Goodall was asked to make a report back to the Board at the November meeting concerning the current planning for a College of Architecture, Engineering and Planning.
- (5) A report from USUNS concerning the plus-minus grading system now in effect at UNLV was requested. It is assumed that input will also be provided from the Administration, faculty, and student government at UNLV.
- (6) Mr. Mc Bride requested that the Chancellor raise the issue of unit definition as contained in the Collective Bargaining Regulations with the various Faculty Senates and institutional Presidents, as a follow up to the earlier discussion on this matter.
- (7) Mr. Karamanos requested a report from the Chancellor concerning the history of the funding of USUNS.
- (8) Mr. Mc Bride requested a report from USUNS President Dave Martinez including an evaluation of the continued viability of that group in the event that ASUN officially withdraws from membership.

23. Report of Finance Committee Meeting

Mr. Mc Bride presented the following report of action taken by the Finance Committee meeting held earlier in the day:

- (1) Recommended that the Board allocate \$5,500 from the Board of Regents Special Projects Account to complete payment to Kafoury, Armstrong for the expanded audit which was requested by the Board and which resulted in Kafoury, Armstrong's expending more hours than had been anticipated.

- (2) Received responses from the Presidents concerning the Management Letter for the fiscal year ending June 30, 1980. Chancellor Baepler commented on that portion of the Management Letter which recommended the University consider discontinuing use of the State Personnel System and asked that this possibility be explored with the Presidents. He noted that this matter had been brought up several years ago and that the classified employees opposed it at that time because of uncertainty that the University System could offer the same security provisions and fringe benefits as the State

System. He therefore recommended that the Kafoury, Armstrong recommendation be followed up to determine what security provisions and fringe benefits UNS could offer to classified employees under an internally administered Personnel System.

Mrs. Fong commented on the recommendation that receiving functions on each Campus be centralized, noting that such centralization would improve efficiency and save money. Receiving functions are presently adequately centralized on all Campuses except UNR, where physical and financial problems (i. e., lack of adequate receiving faculty and inability to budget the estimated \$60,000 required annually for staffing) have prevented implementation of such a concept. The Committee recommended that UNR make every effort to institute a Central Receiving Department.

- (3) Reviewed the proposed criteria for selection of an independent auditing firm for the audit cycle beginning with fiscal year 1981; these criteria are contained in Ref. F-3 to the Finance Committee agenda. The Committee recommended approval of the criteria. It is anticipated that if the Board approves these criteria, a

list will immediately be obtained from the State Board of Accountancy of all firms licensed to do public accounting in the State of Nevada and that the criteria will be forwarded to each firm. Joint meetings of all firms wishing to submit proposals will be held in Reno and in Las Vegas to provide a question-and-answer period, and any questions not answered at these meetings will be submitted to the Chancellor's Office in writing and the resulting answers will be provided to all firms.

Mr. Mc Bride moved approval of the report and the recommendations of the Finance Committee. Motion seconded by Mrs. Fong, carried without dissent.

The meeting adjourned for lunch and a meeting of the Investment Advisory Committee, and reconvened at 2:00 P.M. with all Regents and Officers in attendance at the morning session again present with the exception of Mr. Buchanan.

24. Report of the Investment Advisory Committee

Mr. Karamanos presented the following report and recommendations from the Investment Advisory Committee meeting held

during the lunch break:

The Investment Advisory Committee met at noon on the above date in the dining room of Moyer Student Union, UNLV, with all members present except Mrs. Molly Knudtsen. The Committee took the following actions:

- (1) Heard a proposed clarification of investment policy by Chancellor Baepler. It will be recalled that at its meeting of December 19, 1979, the Board adopted a policy whereby the distribution of income to scholarship accounts in the endowment funds would be limited to six percent annually. The intent of the original recommendation was to have this policy apply to all accounts in the endowment funds except those where limitation of income is prohibited by the terms of the gift and those funds (like the Planetarium account) which must aim for maximum income.

The Committee recommended that this investment policy be clarified to include all endowment funds with the exceptions noted above.

- (2) Heard a recommendation from Mr. Bob Lee of First

National Bank for sale of stock as follows, in order
to take profits:

	Appx.	Appx.	Antic.Mkt.	Gain	
Units Security	Price	Value	Income	Yld	(Loss)
8,200 Union Oil Co.	45-1/2	373,100	6,560	1.8	167,239

The Committee recommended approval of this sale.

- (3) Received a recommendation from Mr. Tom Josephsen of
Security National Bank for sales and purchases as
follows:

SELL:

	Trade	Appx.	Antic.Mkt.	Gain	
Units Security	Price	Value	Income	Yld	(Loss)
800 Amer. Tel	51-3/4	41,400	4,000	9.6	(9,367)
500 Exxon	76-7/8	38,437	2,800	7.0	12,724
1,000 Pac. Gas El.	21-3/8	21,375	2,600	12.6	(2,461)
500 Santa Fe Ind.	73	36,500	1,300	3.5	15,739
1,000 Std. Oil Ind.	72-1/4	72,250	2,200	3.0	45,848

209,962 6.1 62,483

12,900

BUY:

225,000 91 Day T-Bills Int. Approx. 11-1/4%

The Committee recommended approval of these sales and purchases.

Chancellor Baepler recommended that the funds for the newly accepted Harriet S. Wolf Unitrust be placed with Security Bank.

(4) Received a recommendation from Mr. Monte Miller of Valley Bank for the placing of stops on the following securities in the portfolio:

Units	Description	Stop
1,300	ASA Ltd.	87-1/2
1,500	ASARCO	50
2,000	Merrill Lynch	32

The Committee recommended approval of these stops.

(5) Received a presentation by Mr. Don Rossi of Merrill Lynch, Pierce, Fenner & Smith concerning the investment performance of UNS endowment funds for the last five years. Board members have received a copy of Merrill Lynch's analysis of Valley Bank performance and will receive similar analyses for FNB and for the combined FNB and Valley Bank endowment funds.

Mr. Mike Stone of Merrill Lynch commented briefly on the possibility of investment in real estate equities; he recommended that if the UNS wishes to make this type of investment, it enter into a co-mingled fund to obtain diversification. General Counsel Larry Lessly noted that he interpreted the State constitutional provisions concerning the University as prohibiting such co-mingling of University funds in any investment where direct control of management decisions is taken out of the hands of the Board of Regents.

Mr. Karamanos moved approval of the report and recommendations of the Investment Advisory Committee. Motion seconded by Dr. Lombardi, carried without dissent.

25. Report of System Administration Study Committee

Chairman Cashell introduced Dr. Kenny Guinn, Chairman of the Regent appointed System Administration Study Committee, who presented the report from the Committee. (Complete text of report was distributed and is filed with permanent minutes.)

Dr. Guinn also presented the following recommendations from the Committee:

(1) The Committee unanimously recommends the adoption of the following job description for the Chancellor:

The Chancellor is responsible for the administration of the University of Nevada System and implementation of the Board's policies. Duties are prescribed by the Board of Regents and include the following:

To promote a sound plan of organization in concert with the Presidents and to facilitate cooperation among member institutions.

To coordinate the preparation of all operating and capital budgets and System planning documents for

Board review. However, the member institutions are autonomous with respect to curricular decisions involving existing programs.

To coordinate the presentation of all University System matters to the Governor's Office and the State Legislature.

To sign all contracts and other instruments requiring execution on behalf of the Board of Regents.

To be the Treasurer of the University and to provide for internal and independent audits; however, appointment of independent auditors shall be subject to approval of the Board of Regents.

To coordinate the preparation of the agenda of all meetings of the Board of Regents.

To be responsible for official communications on behalf of the Board, excepting personnel actions.

To be the appointing authority for all professional personnel not assigned to a member institution.

The member institutions are autonomous with respect to their own personnel decisions.

To perform such additional duties as the Board may direct.

It is understood that adoption of the revised job description will require additional changes in the Bylaws to more carefully define the responsibilities of the Presidents, and it is assumed that the necessary revision will be submitted to the next Board meeting.

- (2) The Committee unanimously recommends that no further changes be made in the organization of the Chancellor's Office until such time as a new Chief Executive Officer has been appointed and can participate in any changes which may be considered.

- (3) The Committee unanimously recommends that the Board authorize the appointment of a Regents' Search Committee, in conformity with the Code, and that the Committee be authorized to proceed immediately with an appropriate advertisement for that position.

(4) The Committee further recommends that the Board authorize the Search Committee to seek assistance from the Presidential Search Consultation Service, or a similar higher education-oriented service, in recruiting for a new Chancellor.

Dr. Guinn commented on the proposed job description, noting that it does contain a reference to performance evaluation, but the Committee was assured that another committee is engaged in developing performance assessment/evaluation procedures for Officers and it was believed that this could be added following completion of the work of that Committee.

Mrs. Whitley moved approval of the Committee's recommendation. Motion seconded by Mrs. Fong.

In response to a question concerning the need for funding for the Committee, Chancellor Baepler stated that funds would not be needed until the Search Committee reaches the interview stage, other than a small amount for advertising. He offered to prepare an Estimated Budget for consideration by the Board at the appropriate time.

Motion carried without dissent.

26. Appointment of Chancellor Search Committee

Chairman Cashell appointed the following committee of

Regents to serve as a Search Committee:

Mrs. Whitley, Chairman

Mrs. Fong

Dr. Lombardi

Mr. Mc Bride

The meeting adjourned at 2:30 P.M.

Bonnie M. Smotony

Secretary of the Board

10-14-1980