

**Minutes of the Meeting
of the
Oakland University Board of Trustees
September 10, 1992**

Present: Chairman Howard F. Sims and Trustees Larry Chunovich, David Handleman and Stephan Sharf

Absent: Trustees Andrea L. Fischer, David T. Fischer, L. Brooks Patterson and James A. Sharp, Jr.

Chairman Howard F. Sims called the meeting to order at 3:10 p.m. in the Oakland Room of the Oakland Center. He stated that in the absence of a quorum, the Trustees present were serving as a committee of the Board and could take no binding or formal action on the agenda items. The Trustees would however review in a non-binding way the items submitted by the administration, and express their personal opinion on issues. The motions would only constitute committee and not Board action. All of the items reviewed must be presented to the full Board when a quorum is present.

Minutes of the Meeting of August 12, 1992

Trustee David Handleman, seconded by Trustee Larry Chunovich, moved acceptance of the proposed minutes of the meeting of August 12, 1992. The Trustees as a committee concurred with the motion.

Selection of Chairman and Vice Chairman of the Board of Trustees

Trustee Handleman made the following statement regarding the selection of a chairman and vice chairman of the Board of Trustees:

Chairman Sims, as the sole member of the Ad Hoc Committee appointed by you to consider the nomination of Trustees for the position of Chairman and Vice Chairman for 1992-93 in accordance with the Board bylaws, I wish to recommend that this matter be postponed until the October meeting, since we cannot conduct an election or official business because of the absence of a quorum. Our inability to act at this time necessitates that you continue to serve as Chairman until the next scheduled meeting of the Board.

Chairman Sims stated that the selection of a chairman and vice chairman shall be carried over for the next scheduled meeting of the Board.

President's Report

President Sandra Packard stated that she wished to identify some positive occurrences at Oakland since the last Board meeting, and she made the following report:

Awards and Achievements

I would like to recognize Professor Howard Splete of the School of Education and Human Services and Judith Hoppin of the Continuum Center who have received a \$116,000 grant award from the U.S. Department of Education to establish a National Occupational Information Center. This is the first year of a four-year award given to three institutions which will work together on the project: Oakland University, the University of South Carolina and the University of Wisconsin-Madison.

Volkswagen of America has agreed to a four-year commitment to fund 10 full-tuition diversity scholarships for entering freshmen interested in Business Administration. This year's recipients are all from the Detroit School District.

A number of Oakland's talented and dedicated faculty and staff have been honored recently. Professor Gerald Grossman, Department of Mathematical Sciences, has been selected to receive the university's Teaching Excellence Award. His nominators cite him as "an enthusiastic, knowledgeable, caring teacher who heightens students' appreciation of mathematics and computer science and inspires them to learn more."

Professor Richard Tucker, Department of History, has been selected for the Research Excellence Award. Professor Tucker has an international reputation in forest and environmental history. His citation noted that his research publications "provide a global view of deforestation across multiple time zones and regions and demonstrate an extraordinary command of many cultures."

Dean John Urice has been elected President of the Michigan Deans of Arts and Sciences, and Dean Jerry Pine has been elected President of the Michigan Association of Colleges of Teacher Education.

Denise Vanden Bossche, clerk-receptionist in the Office of Admissions, has been selected as the Employee of the Month for September. She was chosen for this recognition because of her job knowledge, positive work relations, and particularly because of her enthusiasm and willingness to help students and all who enter the Admissions Office.

Two students, Ginny Lane of Lake Orion and Robin Rayford of Rochester, have demonstrated leadership initiative by starting the Non-Traditional Student Association to provide a network of support for mature men and women students. Professor Lawrence Lilliston, Chair of the Psychology Department, will be the organization's faculty advisor.

The figures for fall enrollment are very positive with 1,220 FTIAC (first time in any college) students which represents an 18.9 percent increase over 1991 enrollment figures, and it is the highest figure Oakland has had since 1973. Also, the transfer student enrollment figure is 1,031 which is five percent over 1991, and the graduate figure is 665 which is a 13.8 percent reduction from 1991 which may not be an accurate figure, since graduate students may still be registering. The "other" students category totals 354, which is five percent over the 1991 figure. Overall, there are 3,270 students which is a 4.8 percent increase over 1991 enrollment. The opening day count for Residence Hall contracts for fall 1992 were equally positive with 1,296 contracts which is 63 above the budgeted number.

Mr. Louis R. Ross, Executive Vice President for International Automotive Operations at Ford Motor Company, has accepted the chairmanship of the Oakland University Foundation beginning in June, 1993, when Mr. Gene Miller completes his tenure in the position. Mr. Ross has been a Foundation director since June, 1990, and serves as community co-chair of the Foundation's \$3.5 million Enduring Legacy Campaign for Kresge Library.

I would like to extend an invitation to each Board member and to members of the audience to participate in the following campus events.

On September 12, Oakland volunteers will "Paint Pontiac." The program will be done in cooperation with Hudson's of Summit Place Mall in Pontiac. Volunteers should call CIPO (370-2020), and all are welcome to participate.

On October 1, the 7th annual School of Business Administration Business Forum Luncheon, co-sponsored with Ameritech Publishing and the Student Life Lecture Board, will feature speaker George Gallup, Jr., President of the Gallup Poll. His topic will be "Forecast 2000."

President Packard then read excerpts from a letter from Dennis McGee, City Manager of the City of Auburn Hills. The letter indicated that the city will replace a damaged water main that is serving Oakland's campus at a cost of approximately \$200,000, and it will be necessary in late September or early October for the water supply to be switched from the old to the new main. Normally this process results in a complete shutdown of water for approximately eight to twelve hours. Mr. McGee has required the contractor to provide an uninterrupted supply of water to the campus so as not to inconvenience the university community. Also, the city will provide funding for the entire cost of the project. President Packard noted the "kindness" of the City of Auburn Hills in this matter.

Faculty and Administrative Personnel Actions

Dr. Ronald Horwitz, Acting Vice President for Academic Affairs, made the following recommendations:

New Appointments

Mukherji, Nivedita, Assistant Professor of Economics, effective September 1, 1992 (new appointment filling a vacant authorized position) (no credit towards tenure)

Pettapiece, Sandra, Assistant Professor of Education, effective August 15, 1992 (new appointment filling a vacant authorized position) (no credit towards tenure)

Sengupta, Sankar, Assistant Professor of Engineering, effective August 15, 1992 (formerly a visitor filling a vacant authorized position) (one year credit towards tenure)

Wawro, Geoffrey D. W., Assistant Professor of History, effective August 15, 1992 (new appointment filling a vacant authorized position) (no credit towards tenure) [Supersedes previous Board action of August 12, 1992, which appointed Mr. Wawro as an Instructor of History; this action is being taken because Mr. Wawro has received his Doctor of Philosophy degree]

Adjunct (Honorary Appointments), effective August 15, 1992, through August 14, 1994

Abrams, Gary W., Clinical Professor of Biomedical Sciences (new appointment to an honorary position, no compensation)

Cyrlin, Marshall N., Clinical Associate Professor of Biomedical Sciences (new appointment to an honorary position, no compensation)

Werner, Jane C., Clinical Assistant Professor Biomedical Sciences (new appointment to an honorary position, no compensation)

Administrative Appointments

Department Chair, effective August 15, 1992, through August 14, 1995:

<u>Department</u>	<u>Chair</u>	<u>Term</u>
Curriculum, Instruction and Leadership	Joyce Eckart	1st

Sabbatical Leaves

Briod, Marc E., Associate Professor of Education and Philosophy, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Edgerton, Robert H., Professor of Engineering, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Fish, William C., Associate Professor of Education and Philosophy, sabbatical leave from August 31, 1993, through December 18, 1993 (with full pay)

Fosu, Augustin K., Associate Professor of Economics, sabbatical leave from September 1, 1992, through April 28, 1993 (with half pay)

Hansen, Ranald D., Professor of Psychology, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Kleiman, Robert T., Associate Professor of Finance, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Lauer, Thomas W., Associate Professor of Management Information Systems, sabbatical leave from September 1, 1992, through December 18, 1992 (with full pay)

Murphy, Kevin J., Associate Professor of Economics, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Pelfrey, Sandra H., Assistant Professor of Accounting, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Rapin, Ronald F., Assistant Professor of Spanish, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Schochetman, Irwin E., Professor of Mathematical Sciences, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Schwartz, Howard S., Professor of Management, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Theisen, Barbara A., Assistant Professor of Accounting, sabbatical leave from January 4, 1993, through April, 28, 1993 (with full pay)

Wilson, Diane R., Assistant Professor of Nursing, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay)

Sabbatical Leaves with Change in Date

Mili, Fatma, Associate Professor of Engineering, sabbatical leave from January 4, 1993, through April 28, 1993 (with full pay) [Supersedes previous Board action of March 11, 1992, which placed Ms. Mili on a sabbatical leave for Fall, 1992, at full pay. This change is due to her personal request for a change in leave date.]

Leaves with No Pay

Barnard, V. John, Professor of History, part-time (50%) leave from September 1, 1992, through April 28, 1993 (with prorated pay)

Federlein, Anne, Associate Professor of Education, leave from August 15, 1992, through August 14, 1993 (with no pay)

Landau, I. Theodore, Associate Professor of Psychology, leave from September 1, 1992, through December 18, 1992 (with no pay)

McCleskey, Nathaniel Turk, Assistant Professor of History, leave from January 4, 1993, through April 28, 1993 (with no pay)

Pillow, Christine H., Special Instructor in Physical Therapy, part-time (25%) leave from September 1, 1992, through April 28, 1993 (with prorated pay)

Schmidt, James C., Associate Professor of Education, leave from January 4, 1993, through December 18, 1994 (with no pay)

Resignations

Atkinson, Ann H., Assistant Professor of Education, effective August 14, 1992 (Relocated to Pennsylvania.)

Blumenkranz, Mark S., Clinical Associate Professor of Biomedical Sciences, effective August 1, 1992 (This was an honorary appointment, no compensation.) (Relocating to Stanford University Department of Ophthalmology.)

Nordstrom, Lyle E., Professor of Music, effective August 14, 1992 (Resigned to accept a position at Clayton State College.)

Administrative Personnel Actions

Administrative Appointment

Acting Vice President, effective October 1, 1992, through June 30, 1993, or when a permanent Vice President is appointed:

<u>Division</u>	<u>Acting Vice President</u>
Finance and Administration	Ray T. Harris

Administrative Searches

Vice President for Finance and Administration

Trustee Handleman, seconded by Trustee Chunovich, moved approval of the recommendations. The committee concurred with the motion.

Resolution honoring Robert J. McGarry

President Packard stated that on October 1, 1992, Mr. Robert J. McGarry will retire after thirty-two years of employment at Oakland University.

She then read the following resolution:

WHEREAS, Mr. Robert J. McGarry was appointed Chief Accountant at Michigan State University/Oakland on August 1, 1960; and

WHEREAS, throughout Mr. McGarry's thirty-two years of dedicated employment at Oakland University, he has served as Controller, Assistant Vice President for Business Affairs and Controller, Vice President for Administrative Affairs, Vice President for Finance and Administration and Treasurer to the Board of Trustees; and

WHEREAS, Mr. McGarry has been very involved with community service as a member and past president of the Greater Rochester Chamber of Commerce, Board member of the Oakland County Juvenile Diabetes Association, former member of the MSU-Oakland Credit Union Advisory

Board, member of the Rochester Board of Education Boundary Committee, the West Junior High School Parents Advisory Committee, and treasurer of St. John Fisher Chapel Council; and

WHEREAS, Mr. McGarry is a member of the Oakland University President's Club and has assisted in cultivating new members; and

WHEREAS, Mr. McGarry has been a very devoted employee of Oakland University and has contributed to Oakland's growth and development since his date of employment; now, therefore, be it

RESOLVED, that the Board of Trustees and President Sandra Packard, on behalf of the faculty and staff of Oakland University, extend their appreciation to Mr. Robert J. McGarry for his long standing dedication and service to Oakland University; and, be it further

RESOLVED, that the Board of Trustees, the President and the university community extend to Mr. and Mrs. McGarry their best wishes for continued success and happiness; and, be it further

RESOLVED, that a copy of this resolution be forwarded to Mr. McGarry to convey the appreciation of the Board of Trustees and the university community.

There was a round of applause for Mr. McGarry. Chairman Sims then introduced Mrs. Mary Ann McGarry who was in the audience.

Mr. McGarry stated that it has been a privilege to be a part of Oakland's history and development, and he is grateful for the opportunity. He stated that he appreciates the support of his friends, associates and the Board of Trustees.

Chairman Sims stated that Mr. McGarry has not only been an associate to the Trustees but also a friend, and he will be missed. Trustee Handleman agreed that Mr. McGarry will be missed, and he noted that the previous members of the Board have also enjoyed their relationship with Mr. McGarry.

Trustees Chunovich and Handleman, seconded by Trustee Sharf, moved approval of the resolution. The committee concurred with the motion.

Appointment of Acting Vice President for Finance and Administration and Treasurer to the Board of Trustees

President Packard stated that the resignation of Mr. McGarry has resulted in the need for an Acting Vice President for Finance and Administration and Treasurer to the Board of Trustees to be appointed during the time that a search for a permanent vice president and treasurer is conducted.

President Packard then made the following recommendation:

RESOLVED, that the Board of Trustees approves President Sandra Packard's recommendation of the appointment of Ray T. Harris, Associate Vice President for Finance and Administration, as Acting Vice President for Finance and Administration and Treasurer to the Board of Trustees effective October 1, 1992, for a term of one year or until such time as a permanent Vice President for Finance and Administration and Treasurer to the Board of Trustees has been appointed; and, be it further

RESOLVED, that Mr. Harris's salary as Acting Vice President and Treasurer shall be his 1992-93 monthly salary plus a monthly stipend of \$1,000, and he shall receive the benefits associated with the position of vice president; and, be it further

RESOLVED, that upon completion of his assignment, the compensation and benefits provided for the position of Acting Vice President for Finance and Administration and Treasurer to the Board of Trustees will terminate, and Mr. Harris shall return to his position as Associate Vice President for Finance and Administration at his previous compensation level adjusted for any increments that may have been received by the Administrative and Professional employees during Mr. Harris's tenure as Vice President.

President Packard stated she and Mr. McGarry have been working with Mr. Harris to provide for a "very smooth transition," and she stated that she feels confident in his ability to perform the responsibilities of the position.

Trustee Handleman, seconded by Trustee Sharf, moved approval of the recommendation. The committee concurred with the motion.

Bank Disbursement Authorization Change

President Packard stated that with the retirement of Mr. McGarry, it is necessary to amend previous resolutions that designated him as the authorized signer for the payment of funds from previously established Oakland University bank accounts. She then made the following recommendation:

WHEREAS, the following named banks (or their predecessors) have been designated by resolutions of the Board of Trustees as depositories:

1. First of America Bank (formerly Community National Bank), by resolution of November 11, 1970.
2. Comerica, Inc., by resolution of October 12, 1988
3. National Bank of Detroit (formerly Pontiac State Bank), by resolution of May 6, 1970
4. Citibank, N.A., by resolution of January 10, 1990, ratified on February 19, 1990; and

WHEREAS, Robert J. McGarry as Treasurer to the Board was granted certain authority regarding the payment and withdrawal from accounts at these banks and his signature was to be certified to the banks; and

WHEREAS, Robert J. McGarry will terminate employment at Oakland University on October 1, 1992; and

WHEREAS, Ray T. Harris is appointed Acting Treasurer on that date; now, therefore, be it

RESOLVED, that the authority granted to Robert J. McGarry as Treasurer be rescinded effective October 1, 1992; and, be it further

RESOLVED, that effective October 1, 1992, Ray T. Harris shall have the same authority as Acting Treasurer to act under the above cited resolutions as formerly held by Robert J. McGarry; and, be it further

RESOLVED, that the resolutions referenced above are not altered in any way other than by the substitution of Ray T. Harris as Acting Treasurer.

Trustee Chunovich, seconded by Trustee Handleman, moved approval of the recommendation. The committee concurred in the motion.

Trustee Sharf asked if Mr. Harris must be bonded. Mr. McGarry responded that Mr. Harris is required to be bonded by the legislation which established the institution.

Amendment to 1992-93 General Fund Budget and Approval of Special Fee for School of Education and Human Services Reading Recovery Program

Mr. McGarry stated that he would ask Dean Gerald Pine of the School of Education and Human Services to address the Reading Recovery Program for its content and purpose; however, the recommendation does propose an increase in the expenditure budget of \$238,748 to cover program expenses which require Board approval and it also calls for special fee rates of the students who participate in the program which will cover the cost of the program. The fees, which will be paid by the participating school districts, are \$7,500 for teachers in the 10-credit teacher training program and \$10,000 for those in the 20-credit teacher leader program.

Dean Pine then came forward and stated that Reading Recovery is a program designed to prepare teachers to work with the lowest performing readers in first grade classrooms. This program prepares teachers and teacher leaders to return to their school districts and provide leadership and training to the district teachers to implement the program. Data collected over the past ten years indicate that 71 to 85 percent of first grade students who have completed the program return to their classroom at the same level as their peers or better and continue that performance over several years. He stated that the program will work with several school districts in the Metro Detroit area. He noted that Professor Robert Schwartz has been specially trained to lead the effort.

Trustee Handleman, seconded by Trustee Sharf, moved approval of the following recommendation:

RESOLVED, that the 1992-93 General Fund Budget be amended by changing the expenditure level from \$67,016,401 to \$67,255,149 (an increase of \$238,748), and, be it further

RESOLVED, that special fees be charged for the on-campus Reading Recovery Program, in the amount of \$7,500 for students in the 10-credit teacher training program, and \$10,000 for the 20-credit teacher leader training program.

The committee concurred with the motion.

Approval of Third Year Negotiated Settlement between Oakland University and Labor Council, Michigan Fraternal Order of Police

Mr. McGarry stated that a tentative agreement was reached with Labor Council, Michigan Fraternal Order of Police (FOP) representing Oakland's four Public Safety Sergeants on a third-year economic opener of a three-year agreement which will expire June 30, 1993. The sole negotiated issue was a 3.75 percent salary adjustment which is in accordance with Board authority.

Mr. McGarry then made the following recommendation:

RESOLVED, that the Board of Trustees approves the negotiated third-year settlement of the Agreement between Oakland University and Labor Council, Michigan Fraternal Order of Police, July 1, 1990 to June 30, 1993, as set forth in Exhibits A and B.

(Exhibits A and B are on file in the Office of the Board of Trustees and the Employee Relations Department.)

Trustee Handleman, seconded by Trustee Chunovich, moved approval of the recommendation. The committee concurred with the motion.

Granting University Police Officers the Same Powers and Authority to Enforce State Law as are Provided by Law to Peace and Police Officers, Act No. 120, Public Acts of 1990

Mr. McGarry stated that at the August 12, 1992, Board meeting at which time the first public hearing on the issue of granting police power and authority to university public safety officers was held, concerns were raised regarding confidentiality of information reviewed by the oversight committee and potential liability resulting from actions of the oversight committee. In response, the administration has reviewed the concerns and as to the possible release of information from the committee, the Michigan Freedom of Information Act exempts from disclosure information that would constitute a clearly unwarranted invasion of an individual's privacy as well as communications and notes of a public body which are of an advisory nature and preliminary to a final determination. Also exempted are various public records of the police department including personnel records of law enforcement agencies. These exemptions might well offer protection from disclosure. In addition, meetings of the committee would not be subject to the Open Meetings Act, because the committee as an advisory group, would not be effectuating public

policy nor rendering a final decision. As to potential tort liability of the university, the governmental immunity statutes provide substantial protection to the institution and the oversight committee members. Mr. McGarry stated that the oversight committee is authorized by statute, and the university would be engaged in a governmental function in carrying out the statutory mandate.

Mr. McGarry deferred to counsel regarding the legality of holding a second public hearing without a quorum of the Board.

Mr. John De Carlo, Senior Vice President, Secretary to the Board of Trustees and General Counsel, stated that the act provides that there must be two public hearings by the governing board, and the present meeting is not an official meeting of the governing board due to the lack of a quorum.

Chairman Sims recommended that those with remarks for the public hearing be asked to hold them until the next meeting of a quorum of the Board when a public hearing will be held.

Trustee Chunovich stated he encouraged individuals with statements regarding the ultimate adoption of the policy to also raise them at this meeting.

Trustee Sharf asked if there were an emergency, could the Oakland County Sheriff's Department call on Oakland's public safety officers. Chief Richard Leonard responded that if the sheriff were to request assistance in a given area, Oakland's officers could respond, but they would not have an obligation to do so.

President Packard briefly reviewed the history of the issue and indicated that Oakland had a very short time period to find insurance coverage for its officers under the current arrangement with the sheriff's department. She stated that the agreement negotiated with the sheriff was reasonable, but Oakland still incurred a greater liability than in the past. The concern is that the current arrangement extends Oakland's liability beyond what it can reasonably carry. If Oakland were to deputize its own police force, it would establish the rules governing its police officers and the structure of the department which would minimize insurance costs. She noted that deputization by the Board would not change the practice of the police force, their training, their job responsibilities or who employs them. She also stated that this issue has been thoroughly reviewed, and she noted the statute's requirement of a review panel which would address any police related complaints. A committee following the last Board meeting comprised of four public safety employees, a

faculty member with expertise in criminal justice, an administrative staff member and a member of the legal staff reviewed the state law and developed an acceptable plan for the conduct of the oversight committee.

President Packard emphasized that this recommendation is completely unrelated to the privatization of the police force which was briefly raised as a possible option at the August meeting.

Chairman Sims opened the floor for comments regarding the depuritization issue. There were no individuals interested in commenting at this time.

There being no further discussion the matter was deferred for the next Board meeting.

Meadow Brook Subdivision Financing Guarantee

Mr. McGarry stated that on August 1, 1992, the Board of Trustees was guarantor of 36 mortgages with balances totaling \$1,443,819. On July 24, 1992, the university guaranteed payment on a promissory note in the amount of \$64,100. This is a fifteen year, fixed rate mortgage with an interest rate of 7.875 percent. The loan, with Michigan State University Federal Credit Union, matures on August 1, 2007.

Central Heating Plant Automation

Mr. McGarry stated that a comprehensive study has been done to evaluate the feasibility of automating the Central Heating Plant. The study concluded that automation was technically and financially feasible, and there would be less than a two-year payback for a savings of \$100,000 a year. The automation would, however, require the elimination of two skilled trades positions. The matter was referred back to the Finance and Personnel Committee at the August meeting to hear comments from a skilled trades employee and the President of AFSCME Local 1418.

Trustee Chunovich stated that many concerns were raised, foremost was the reduction of the work force. In addition, the crossing of responsibilities within the department as a whole as it pertained to the certification training of individuals to be employed in the Central Heating Plant. The recommendation is again presented to the Board with a request for action and authorization. Trustee Chunovich stated that if formal action could be taken at this meeting, he would propose an amendment to the recommendation.

Mr. De Carlo stated that the Trustees cannot legally move this issue forward since their action would not be binding but merely serve as an advisory opinion of the four Trustees present. If the University faced an emergency, the administration could go forward to protect the institution. This matter at this time did not appear to constitute an emergency.

Chairman Sims proposed that the item be deferred until a full quorum of the Board is present to vote on the issue. He then called on Mr. David Szczesny, President of AFSCME Local 1418, who had requested an opportunity to address the Board.

Mr. Szczesny stated that there were four points which he wished to address, and he enumerated them as follows.

1. The union wants to make it very clear that in this situation we are not questioning the administration's right to manage its operation only the extent of the range of things it can manage at will. This plan of action deals with issues at the edges of this range. The contract cannot be held to imply such a wide area of discretion simply from a management's rights clause.
2. The memo of September 9, 1992 which was distributed to the Trustees points to the inequalities in the administration's plans to cross train. It also highlights an issue that will limit some members' ability to seek secondary gainful employment outside of Oakland.
3. The index on the left of the handout (previously distributed to the Board) indicates the requirements for obtaining a City of Detroit high pressure boiler operator's license which requires 24 months of on-the-job experience. Also listed are the different requirements Oakland University now insists on to obtain the mastery level for high pressure boiler operator and air conditioning refrigeration. These are requirements which were previously negotiated.
4. The union feels it is imprudent to rely upon verbal promises to resolve the issues in question. Not because we do not trust administrators, but because there is no guarantee that they will always be employed at Oakland. It is most prudent for the union to insist on such solutions to be in writing.

Mr. Szczesny continued stating that the union requests that the Board withhold approval of the recommendation until the administration completes negotiations with the union on these issues. He stated that the union feels that this is the only way to motivate the administration to resolve the differences.

Mr. Szczesny thanked the Trustees for the opportunities to address the Board and the subcommittee meeting of the Board. He stated that he "realized that was an extraordinary opportunity."

President Packard asked if it was reasonable to assume that with automation of the heating plant that the kind of training required may be different since the responsibilities will be different than at present. Mr. Szczesny stated that in such a complex system, people without the proper background can be "trained enough to be dangerous."

There was discussion regarding the feasibility study for automation in response to questions by Trustee Sharf. Chairman Sims stated that because Trustee Sharf did not have the benefit of the presentation in favor of this proposal at the August meeting, he called on Mr. Grover Tigue, Central Heating Plant Supervisor, for a brief recap of his August presentation.

Mr. Szczesny stated that the automation issue was a "surprise" to the boiler operators. He noted that he felt the information shared with the union was "sparse and unfriendly." Mr. McGarry stated that the administration can refute everything said by Mr. Szczesny. The administration has had meetings from the beginning with the employees as a group and as individuals.

Mr. Tigue stated that the automation plan proposes the installation of automated controls that are used throughout the industry by a number of universities. Automation will augment the capabilities of the present operators, not replace or eliminate them. He stated that it has been the contention of the union that the administration has not sent a formal letter to its president asking him to discuss the issue. He noted that the present system calls for an operator on duty every moment in the heating plant, the automated controls will allow the operator to leave the plant and a signal will alert the operator if something is going wrong. The system will shut down before any danger occurs. He stated that the plan has been reviewed by Black and Beach, a very reputable engineering firm that designs and automates power plants. Black and Beach approved of the plan.

Chairman Sims stated that this item will be brought to the next meeting of the Board.

Report on Gifts and Grants to Oakland University for the Period of July 1, through July 31, 1992; and to the Oakland University Foundation for the same period

Dr. Paul Osterhout, Director of Development, stated that for the month of July, 1992, the total gifts to Oakland University and the Oakland University Foundation totaled \$161,205. He reviewed the Executive Summary which was distributed to the Trustees at an earlier date. He noted a gift of \$33,000 from Louis and Carolyn Ross to The Enduring Legacy. Dr. Osterhout reported that the university also received \$742,671 in grants and contracts.

Trustee Handleman, seconded by Trustee Chunovich, moved approval of the recommendation. The committee concurred with the motion.

Discussion on Proposed Board Meeting Day, 1992-93

Chairman Sims stated that for the past several years, the Board has met on the second Wednesday of the month. At the August meeting, the Board was informed that one of the Trustees had difficulty with that day and other possible dates have been explored in order to insure a quorum and to accommodate the entire Board of Trustees. Chairman Sims indicated that the results of the poll of the Trustees on this matter have been distributed to each member.

Trustee Handleman stated that he serves on ten different Boards, and he has served for many years on the Oakland Board. He stated that he has not previously experienced a Board member requesting that the date and time of all Board meetings be changed. He stated that he is "firmly opposed" to a change in the present schedule, since it will conflict with long-standing commitments.

Trustee Sharf stated that when the Governor selects a Trustee, the schedule of the Board meetings should be supplied to the candidates to determine at that time if the acceptance of the position causes a conflict in schedules. He expressed concern with the shifting of Board meetings for the Trustees and the public, and he emphasized that a set schedule should be developed and adhered to.

In response to a question by Trustee Sharf, Mr. De Carlo indicated that the Governor's office was forwarded materials regarding Oakland's Board meeting dates and times, but he is uncertain as to whether this information has been shared with the individuals chosen to serve.

Chairman Sims stated that the Trustees have been polled regarding their availability for an October meeting, and the response has been that October 1, the first Thursday of the month, was the earliest date that all eight Trustees could be present. Without permanently changing the Board meeting date, he suggested that the October 1 meeting date be accepted in order to allow for discussion of this matter by a quorum of the Board.

Mr. De Carlo noted that since the poll was taken it appears to require a change as one Trustee has indicated that he is unable to attend the October 1 meeting. Chairman Sims stated that since there was such difficulty in finding a date where all Trustees could be present originally, he suggested that the meeting should be held on October 1, and by doing so, the business of the university will be addressed.

There was some discussion regarding the scheduling of Finance and Personnel Committee meeting date in October. There being no further discussion the Chair stated that he would call for the meeting on October 1, 1992.

Other Items

Recommendation for Approval of Degree Candidates, August 14, 1992

Dr. Horwitz requested approval of the undergraduate and graduate degree candidates lists of August 14, 1992. Trustee Chunovich, seconded by Trustee Handleman, moved approval of the recommendation. The committee concurred with the motion.

Inauguration Budget

Dr. Margo King, stated that the Inauguration Committee has had two meetings and has need for budgetary parameters from the Board. She noted that the budget figures before the Trustees are estimates, and the categories have been well covered. She also noted that a fair amount of the cost is related to receptions and other food service.

Chairman Sims recommended concurrence with the budget which is of some urgency. Trustee Chunovich, seconded by Trustee Handleman, moved approval of the budget summary. The committee concurred with the motion.

Request to Address the Board

Mr. David Szczesny returned to the podium and apologized to the Board for the "unseemly timing" of an Unfair Labor Practice

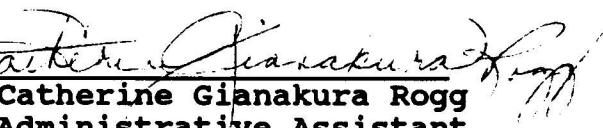
charge that was filed on September 2, 1992. He stated that this charge involved "problems that have been building for quite a while" and were unrelated to the Central Heating Plant automation issue. The union has been researching its options since July and after acquiring professional advice agreed on this course of action.

Trustee Chunovich stated that the Board should continue with its monthly business while the Unfair Labor Practice charge is handled through the appropriate administrative channels of the institution.

Trustee Handleman, seconded by Trustee Chunovich, moved adjournment of the meeting. The committee concurred and the meeting was adjourned at 4:31 p.m.

Submitted,

Approved,


Catherine Gianakura Rogg
Administrative Assistant
Board of Trustees

Howard F. Sims
Chairman
Board of Trustees