

**MINUTES - SPECIAL MEETING**

THE BOARD OF TRUSTEES

Temple University  
- Of The Commonwealth System of Higher Education

Thursday, June 23, 1994

3:30 P.M., Feinstone Lounge - Sullivan Hall  
Park and Berks Malls

**EXECUTIVE SESSION:**

The Board met in Executive Session from 2:45 to 3:30 P.M. to discuss personnel and real estate matters.

**Attendance:**

Members - Howard Gittis, presiding; Harry P. Begier, Jr., Francis J. Catania, Paul A. Dandridge, Peter D. DePaul, Louis J. Esposito, Jane Scaccetti Fumo, Peter J. Liacouras, Joseph W. Marshall, III, Maureen H. McCullough, Daniel H. Polett, Milton L. Rock, Anthony J. Scirica, Isadore A. Shrager, Edna S. Tuttleman, Anthony Hardy Williams, Walter E. Williams, Clare L. Wofford

being a quorum of the Board of Trustees;

Ex Officio Participants - Thomas A. Marino, Joseph A. Marlino, Sr., Scott W. Richard

Invited Guests - Karen S. Koziara, Judith M. Perinchief, Michael A. Sirover (Faculty); Gabriel Stabley (Student)

Administration and Staff - Paul H. Boehringer, Richard A. Chant, Albert R. Checcio, Richard M. Englert, Jay G. Falkenstein, Thomas R. Freitag, Marvin Gerstein, Lois S. Hagarty, C. Robert Harrington, Robert H. Lux, Rosalind R. Meyers, Jesse Milan, Timothy C. O'Rourke, Arthur C. Papacostas, Robert J. Reinstein, Laurent J. Remillard, William G. Sites, Bonnie Squires, Valaida S. Walker, James S. White, Beverly L. Breese

General Counsel - Peter Mattoon

University Counsel - George E. Moore

Members Absent - John J. Contoudis, William H. Cosby, Jr., Theodore Z. Davis, Robert C. Donatucci, Richard J. Fox, Lewis F. Gould, Jr., Clifford Scott Green, Judith E. Harris, Lacy H. Hunt, Sidney Kimmel, Brian J. O'Neill, William W. Rieger, Edward H. Rosen, Francis R. Strawbridge, James A. Williams

In the absence of Mr. Fox, the meeting was chaired by Howard Gittis.

#### **INVOCATION**

The invocation was given by Mr. Daniel Polett.

#### **ACKNOWLEDGEMENTS**

Mr. Gittis thanked Messrs. Marino, Mellman and Weatherly, ex officio participants, for their service to the Board in the year past and wished them well. He welcomed Roland Lipka, Joseph Marlino and Scott Richard, the new ex officio participants from the Faculty Senate, General Alumni Association and Student Government respectively.

#### **RESOLUTION TO THE CHAIRMAN**

On motion duly made and seconded, the Board of Trustees, by acclamation, adopted a resolution calling for the quick and speedy recovery of the Chairman, Richard J. Fox.

#### **APPROVAL OF MINUTES**

Approval of Minutes - Regular Meeting of May 10, 1994

On motion duly made and seconded the captioned Minutes were approved as distributed.

#### **PRESIDENT'S REPORT**

"President Liacouras' Report of June 23, 1994, to the Board on the Background to the Tentative Budget for 1994-95" is attached as SUPPLEMENT I to these Minutes.

The President said that Dean Reinstein, Chairman of the University Budget Review Committee, is present and willing to answer any questions from members of the Board.

The President said that the Hospital items in Part III, Section 3 of his Report should have first been approved by the Board of Governors, but the timing of decisions in Harrisburg precluded that. If the Board approves this Budget, then the Governors will have to approve it also; if they do not, we will have to come back with changes. He said we have turned to the Hospital for two straight years for support and there is no excuse that the State is not providing adequate funding. *[Secretary's Note: The Board of Governors approved (Conference Call on 6/29/94) the revisions to the Temple University Hospital Budget.]*

In addition to reporting on the Budget, the President also reported on the Woodhaven Center.

The President said that Woodhaven Center treats the most severely mentally retarded in our society. At the request of the State, Temple University has operated the Center for twenty one years. Originally it had some educational function and research activity, but most recently it has been a service arm of the University, fulfilling the State's request to treat these clients in a qualitatively humane manner. We should be proud of what the University has done over the past two years, under the leadership of Dr. Frank Gibson, the new Director, to make the Center more efficient.

There is before you today a recommendation to begin the orderly transfer of functions to whoever the State designates. We would give the State notice to terminate our affiliation with the Center. This is our family that is involved. We have had the first layoff in 12 years at Temple University, thirty-eight Woodhaven employees because of the changing State ground rules.

The President said that the State, over the past 2-3 years, has been seeking to place the clients in a community setting rather than an institution like Woodhaven. We favor that approach as long as we are not transferring those who cannot live in those community settings. The Center is being left with the most developmentally disabled clients. The State thinks we should reduce the budget and the State share in proportion to the number of persons transferred. The problem is that those who are left require most of the resources. It has reached the point where the view of moving clients to community settings is interfering with our view of quality of treatment that should be provided by Temple University. Also, the State, through the Secretary of Public Welfare, has declined to uphold the \$1.9 million of expenses the University has incurred over the past two years at Woodhaven.

We made the changes by cutting the budget by 20% for next year and we undertook the layoffs. If the Secretary had intervened in the rate appeal, this matter would not be before you today.

We are at Woodhaven because the State has wanted us there, but as soon as the service there begins to cost the rest of the University the Board has stated that we should withdraw. If you approve the recommendation, the President said he will meet this afternoon with the parents of Woodhaven to discuss conditions for a potential withdrawal. There would be no time period given for withdrawal. It would be an orderly, cooperative withdrawal by the University. Notice would not be given until the appropriate time and circumstance. The President said the State has two prospective managers for the Center.

## EXECUTIVE COMMITTEE

### Recommendations for Action:

1. Tentative University Budget for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to adopt a Tentative University Budget for 1994-95, said Budget being attached as SUPPLEMENT II to these Minutes.

2. Tentative Hospital Budget for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, and the recommendation of the Board of Governors (6/13/94), voted to adopt a Tentative Hospital Budget for 1994-95, said Budget being attached as SUPPLEMENT III to these Minutes.

3. 1995 University Funding Obligations  
Reimbursement Resolution

On motion duly made and seconded, the Board of Trustees, voted to authorize the officers to execute the resolution attached as SUPPLEMENT IV, which declares the University's intent to reimburse itself for certain capital expenditures made during the fiscal year ending July 30, 1995, and not otherwise reimbursed from the proceeds of the 1994 University Funding Obligations.

4. Woodhaven Budget and its Future Status

Judge Dandridge offered an amendment to the recommendation as given on the Agenda. He suggested that the recommendation contain some language indicating that unless there is improvement in the circumstances the University will withdraw as operator of the Center.

Mr. Marshall said he would not accept the suggested amendment as there is nothing in the given recommendation prohibiting our withdrawal.

Professor Walter Williams asked if there is any justification to our being at Woodhaven even if the State pays its share. Mr. Gittis said that question has been debated over a long period of time, and he hopes we will not have to resolve that issue because we are today, by this motion, withdrawing. He said if the State changes the funding requirement, then we will have to consider the justification question.

Representative Anthony Williams asked if there is a date of separation from the Center. Mr. Moore responded that we

cannot pick a precise date because the successor operator must be involved. Representative Williams asked what deadline will Temple University give beyond which it will not be involved. The President said we could financially continue this for the year, but we will continue to seek reimbursement for the \$2 million. He said we are not placing a time period on our withdrawal or the timing of our notice. Representative Williams said, therefore, there is no set period of time; we are not leaving by tomorrow.

Ms. McCullough informed the Board that the Department of Public Welfare has already begun the process of engaging another provider and is close to entering into that arrangement. She said the nature of the conversations between the Department and the provider is to make certain that family concerns are addressed and that there be a smooth transition.

President Liacouras said we will be very careful not to give formal notice until we are assured that we will not be left holding the reimbursement compensation package.

Mrs. Wofford asked what is the cause of the \$2 million that the State owes the University. The President said it has to do with particular expenditures which are in excess of the daily allowances, but which are justified. He said that the previous Secretary, Mr. John White, intervened three times to get Temple University's requirements.

Judge Dandridge asked what is our notice requirement under our present agreement, and Mr. Moore said it is a minimum of thirty days. Judge Dandridge said we are not exercising a notice requirement today, and Mr. Moore agreed.

On motion duly made and seconded, the Board of Trustees voted to adopt a Tentative Woodhaven Budget for 1994-95, said Budget being attached as SUPPLEMENT V, and the Board of Trustees further voted to approve the recommendation of the officers that the University give formal notice to Commonwealth officials that the University will withdraw from management of the Woodhaven Center in an orderly manner as soon as possible, and that the University cooperate with the Commonwealth in the transfer of management responsibility to a successor operator. [Secretary's Note: Trustee Maureen McCullough recused herself from participation in this action.]

5. "The Commonwealth Challenge, Plus Fund:" to  
Consider the Transfer of Quasi-Endowment Funds

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the officers that the Vice President, Chief Financial Officer and Treasurer is hereby authorized to transfer the funds listed below into quasi-endowment funds titled "Quasi-Endowments for the Recreation and Convocation Center (The Apollo of Temple)," (The Quasi-Endowments), the principal and income of which will be used to pay for construction

of the Recreation and Convocation Center and/or its operating costs after construction is completed:

1. The Erny Trust Settlement \$384,415 plus accrued interest (approximately \$160,000). These were unrestricted funds set up in 1988 for the Recreation and Convocation Center.
2. The Arthur McGonigle Fund \$379,234. These are restricted funds, the proceeds of which are to be used for the construction of the Inter-collegiate Athletic Arena at Temple.
3. The future proceeds received by the University under the Special Life Insurance policy on President Peter Liacouras, VIZ.: 110% of the premiums Temple pays (approximately \$220,000).
4. The \$5,000,000 Anonymous donation (pledged 5/19/93, to be paid in five equal annual installments) to the University at the sole discretion of Richard J. Fox regarding its use.

**STUDENT AFFAIRS COMMITTEE**

Recommendations for Action:

6. Tuition Schedule for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to approve the recommendation of the Student Affairs Committee (6/23/94), that approval be given to the Proposed Tuition Rates for 1994-1995. (See SUPPLEMENT VI to these Minutes.)

7. General Activities Fee for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to approve the recommendation of the Student Affairs Committee (6/23/94), that approval be given to the continuance of a General Activities Fee for 1994-95 at the 1993-94 level. (See SUPPLEMENT VI to these Minutes.)

8. Computer and Technology Fee for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to approve the recommendation of the Student Affairs Committee (6/23/94), that approval be given to the Computer and Technology Fee for 1994-95, as described on page 3 of SUPPLEMENT VI and that the dedicated fund established by the Board from the Computer and Technology Fee (7/28/90), be utilized not only for the purchase of academic computer equipment and technology, but also for the maintenance of such equipment, including associated personnel costs.

9. Student Health Services Fee for Spring, 1995 Semester

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to approve the recommendation of the Student Affairs Committee (6/23/94), that approval be given to a Student Health Services Fee proposed for the Spring 1995 semester, at the rate of \$25 per semester for all full-time students except Medical Students who pay a separate health fee. (See SUPPLEMENT VI to these Minutes.)

10. Course Fees for 1994-95

On motion duly made and seconded, the Board of Trustees, pursuant to the Board authorization of 5/10/94, voted to approve the recommendation of the Student Affairs Committee (6/23/94), that approval be given to the continuance of the Course Fees for 1994-95 at the 1993-94 level.

(For the information of the Board a list of all Course Fees was distributed as AGENDA REFERENCE 10.)

**CAMPUS PLANNING AND PLANT MANAGEMENT COMMITTEE**

Recommendations for Action:

11. Pearson/McGonigle Hall Roof Replacement

On motion duly made and seconded, the Board of Trustees, voted to approve the recommendation of the Campus Planning and Plant Management Committee (6/23/94), that the officers authorize Facilities Management to immediately proceed with the installation of a new Carlisle roof for Pearson/McGonigle Hall quadrants B and D roof replacements at a cost not-to-exceed \$265,447, with the Funding and Financing Sources being the Plant Development Fund.

12. Renovation of Jones Hall

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant Management Committee (6/23/94), that the officers be authorized to renovate the 3rd, 4th, and portions of the 6th floor and the lower level of Jones Hall and portions of the 2nd floor

Old Dental School, to accommodate relocation of College of Allied Health Profession functions, at a cost not-to-exceed \$919,300, with the Funding Source being School of Medicine, Dean's Fund of the Practice Plan.

13. Hewlett-Packard Ultrasonography Unit

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant Management Committee (6/23/94), that the officers be authorized to purchase a Hewlett-Packard Ultrasonography Unit to be used by Medical School investigators in shared research, at a cost not-to-exceed \$198,000 with the Funding Source being a grant from the National Institutes of Health.

14. Food Service Contract

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant Management Committee (6/23/94), that the officers be authorized to enter into a five year contract with Marriott Corporation to provide comprehensive food service to Temple University.

**ADJOURNMENT**

On motion duly made and seconded, the meeting of the Board of Trustees adjourned at 4:15 P.M.