

MINUTES

BOARD OF TRUSTEES

Temple University – Of The Commonwealth System of Higher Education

Tuesday, October 9, 2001, at 3:10 p.m.

Feinstone Lounge, Sullivan Hall
Liacouras Walk and Berks Mall

Presiding Officer:
Howard Gittis, Chairman of the Board

PARTICIPANTS:

Trustees: David Adamany, Joan H. Ballots, Michael L. Browne, Michael A. Cibik, Peter D. DePaul, Nelson A. Diaz, Richard J. Fox, Paul P. Giordano, Howard Gittis, Lewis F. Gould, Jr., Clifford Scott Green, Lacy H. Hunt, Lewis Katz, Mitchell G. Leibovitz, Joseph W. Marshall, III, Daniel H. Polett, Arthur G. Raynes, Milton L. Rock, Edward H. Rosen, Isadore A. Shrager, James S. White

Honorary Life Trustees: John J. Contoudis

Non-voting Advisory Participants: Robert E. Baker, T. J. Baker, Michael Goetz

Administration and Staff: James C. Bausman, Jr., William T. Bergman, Janet Carruth, Richard A. Chant, Martin S. Dorph, Richard M. Englert, Thomas R. Freitag, Robert Gage, Marvin J. Gerstein, Leon S. Malmud, Thomas F. Maxey, David P. O'Brien, Timothy C. O'Rourke, Arthur C. Papacostas, Catherine M. Paster, Robert J. Reinstein, Gregory Rost, Richard Rumer, Ira S. Schwartz, Stuart P. Sullivan, Valaida S. Walker, Sophia T. Wisniewska

University Counsel: George E. Moore

Guests:

Faculty: Dr. Anthony S. Kidawa, Professor Susan M. Moore, Dr. William D. Nathan, Dr. T. Chris Riley-Tillman

Students: Quaiser Abdullah, Amit V. Kalarikade

Trustees Unable to Attend: Francis J. Catania, William H. Cosby, Jr., Theodore Z. Davis, Murray G. Dickman, Louis J. Esposito, Edward Kassab, Sidney Kimmel, Peter J. Liacouras, William W. Rieger, Jane Scaccetti, Anthony J. Scirica, James H. Shacklett, III, Edna S. Tuttleman, Jerry L. Volpe

Invocation:

Trustee Daniel H. Polett gave the invocation.

Announcement of Resolutions

Mr. Gittis announced and requested approval of Resolutions honoring individuals for distinguished service as members of this Board of Trustees, and also for individuals who have served as ex-officio participants on this Board of Trustees.

Mr. Gittis noted that the formal presentations of the Resolutions would be made at the annual dinner honoring all Trustees for their exceptional and dedicated service to Temple University.

The three Trustees to be honored for their past service are:

Paul A. Dandridge

Peter J. Liacouras

James A. Williams

The two ex-officio participants to be honored for their past service are:

Stephen C. Zelnick

Oshunbunmi E. Samuel

On motion duly made and seconded, the Resolutions will be presented and a copy of each Resolution of Appreciation will be attached to the official Minutes on file in the Office of the Secretary.

Approval of Minutes

On motion duly made and seconded, the Minutes of the special meeting of June 28, 2001, were approved as distributed.

PRESIDENT'S REPORT – David Adamany

I am going to take the liberty of making a somewhat extended report today because of the extraordinary scope of events that have occurred since the Board of Trustees last met in June.

Twenty-eight days after the terrorist attacks in New York and Washington, it is appropriate to express admiration and thanks to Temple's faculty, staff, and student body for their steadiness in the face of those events and for the compassion they have extended to all

members of the Temple community who were affected. We may be proud also of the determination at Temple to extend continuing respect and friendship to students whose nationality or faith have tragically triggered intolerance or insult in some places across the United States. At Temple there has been almost no such behavior.

Temple's academic year has begun with growing enrollments and impressive academic attainment among entering students. I am going to take the liberty of asking Timm Rinehart, the Director of Admissions, to give a brief report on this matter. A fact sheet is in front of you.

Dr. Rinehart reported that for Fall 2001, 5,828 new students were enrolled at Temple, the largest class ever. The 3,336 freshmen and 2,492 transfers represent a 38% increase from 1998. These students represent the most qualified class in recent history, with an average GPA of 3.05 for freshmen, and 2.95 for transfers. The 1,046 average SAT is up 57 points since 1996. It is also our most diverse class, with nearly one-third coming from out-of-state, and 45 percent self-identifying as African American, Asian, Hispanic or other.

President Adamany continued, "The growth of enrollment has been accompanied by new facilities. The new apartment structure at 1300 Cecil B. Moore Avenue houses one thousand upper classmen in a combination of suites and apartments. The building has study and recreational spaces on each floor, including lounges, quiet study areas, computer labs, and a fitness center. The new Student Center features an impressive food court with eight different food stations, a branch bookstore, and ample lounge space. Most days more than 6,000 students purchase food there, and many others use the building as a gathering and study place. The shops and offices in restored townhouses on Liacouras Walk are beginning to open, and they have reported heavy use by students. The Development Office, Housing, and other university units will occupy the upper floors.

Several trustees from the Student Affairs Committee and Campus Planning and Plant Management Committee—including Cliff Green, Ed Rosen and Lou Esposito—recently made a tour of the building with Valaida Walker, several staff members, and me. We invite others who may be interested to let us know, so that we can arrange a tour for you.

To accommodate growing student presence on campus, we have opened a temporary game room in the Bell Building and have expanded our publicity about the cinema that operates temporarily in the Tuttleman Learning Center. Both have heavy patronage from students. We intend to include these features and others in Phase II of the Student Center whose planning is under way.

We are hopeful that Peter Liacouras' vision of Temple Town in north central Philadelphia has reached a critical mass of students living on campus that will now attract private developers to build student housing and undertake commercial development in this area. University officers are working closely with two private developers, and we hope to have announcements soon of additional housing undertaken entirely by the private sector.

There have been significant changes in leadership as the new year has gotten under way. We have been fortunate to recruit Ira Schwartz as provost; and he has already made a substantial impact in academic matters during his first month with us. Ira has recruited excellent leadership into the Provost's office, including Professor Steve Zelnick, whom we all know, as Vice Provost for Undergraduate Studies; Professor Linda Mauro, Associate Dean of the School of Social Administration, as Vice Provost for Faculty; and Professor Kenneth Soprano of the Department of Immunology and Microbiology in the School of Medicine, as Vice Provost for Research.

Accompanying these changes is a particularly busy agenda of policy development in Academic Affairs. I would not attempt to recite everything that is going on. But in Undergraduate Studies, Steve Zelnick and a joint faculty/administration committee have completed a plan for student evaluation of teaching in all courses throughout the University and that plan will soon be submitted to the Faculty Senate. A committee to revise the Core Curriculum has been charged to undertake that task boldly, and we hope to have a report completed before the next academic year.

In the area of academic personnel, the Faculty Senate has been asked to recommend revisions in our tenure probationary period for persons recruited at the more senior ranks of associate and full professor, and those discussions have been proceeding in a collaborative and thoughtful way. This is intended to strengthen our ability to recruit and retain experienced faculty. The Temple Association of University Professors has been asked to extend the tenure period for faculty in certain of the allied health professions, where the qualifying degree for teaching is the master's degree, but who, after being recruited, must still earn a doctorate and undertake a strong program of scholarship. Our discussions with TAUP have been very cordial, and I am grateful to Professor Bill Cutler, the TAUP president, for moving those discussions along.

The Provost and I met for several hours with the TAUP executive committee to discuss two other issues: First, a joint union-Senate-administration study of academic personnel policies in light of the faculty policies being followed by other major research universities. And second, the creation of a faculty-student-administration advisory committee to assist the Provost and me in evaluating candidates for promotion and tenure. The discussions went well, and we expect the TAUP executive committee to respond to these initiatives soon. The Provost and I were surprised, but gratified, to receive a round of applause from the TAUP executive committee at the end of our discussions. I subsequently wrote Professor Cutler that perhaps the union executive committee should desist from such displays in the future, lest the AFT oust our local chapter and the presidential associations in Washington bar me from membership. Professor Cutler's response was pithy: "I'm willing to take the chance if you are," he wrote. And indeed we are.

Another change in leadership has been the appointment of Stuart Sullivan as Vice President for Development and Alumni Affairs. Stuart has had experience in almost every aspect of University development—in annual fund giving, in planned giving, in major donor programs, and in the coordination of school and college development programs. All of that experience

will serve Temple well. Stuart has already made an impressive start in his responsibilities; and he and Dick Fox, who is chair of our Trustee Committee on Development, have planned a meeting of that Committee to strengthen our alumni and development programs. We could not let this occasion pass without extending our thanks to Leon Malmud for his extraordinary service as chief executive officer and president of the Temple University Health System, as dean of the Temple Medical School, and as Vice President for the Health Sciences for the University. In the turbulent world of health care, Leon has served far longer and far more successfully than most. His mark on Temple and on this community are indelible. We are fortunate that Chip Marshall, a member of this Board, has agreed to serve as Chief Executive Officer of the Health System as well as Chairman of its Board. Chip has begun the process of searching for a Chief Operating Officer for the Health System. The University will begin as soon as possible to search for a Dean for the Medical School to provide leadership in teaching and research. We expect the very close relationship between our educational programs and our Health System to continue. The deans of the Health Sciences programs will now all report directly to the Provost, so that we do not expect to continue to have a Vice President for the Health Sciences. We are very fortunate that Leon has agreed to remain in service during the transition period to continue to provide stable and effective leadership.

Two weeks ago in this room, more than two hundred members of the staff from campus security, housekeeping, financial aid, registration, housing, admissions, and other support services gathered for cake and ice cream sundaes. It was an occasion to thank them for their extraordinary service to students applying to Temple and to those who are admitted and enroll. It was unnecessary to have speeches on that occasion. It was enough to read several letters from grateful students and parents praising Temple's staff. One student wrote that, although he was attending another university, Temple's admissions program was by far the best of any institution he had encountered. A mother wrote that during her freshman son's move into the dormitories, she had been helped by a campus security officer, a housekeeper, two members of the housing staff, a resident advisor, and even a campus telephone operator. There is something very special about Temple: its people.

Just hours before that gathering, this room also held a meeting of more than one hundred department chairs and deans. We discussed how to more fully document and more rigorously evaluate promotion and tenure cases in order to assure that decisions about faculty are fair and meet high standards. A number of persons at the meeting made excellent suggestions, and I will incorporate those suggestions into guidelines that I will issue about the documentation and evaluation of promotion and tenure cases. I am confident that these steps will strengthen our faculty and our performance in teaching and scholarship.

The Business and Finance Committee and the Executive Committee recently authorized the administration to issue bonds for several major projects, including Phase II of the Student Center and the construction of the Community Education Center. The Community Education Center will house WRTI, a revived campus television station, commercial space, and the community education center that was promised to our neighbors when the Liacouras Center was built. We delayed issuing the bonds because of turbulence in the bond market following the tragedy of September 11. Last week we did issue the bonds with only a slight reduction in anticipated funding; and Marty Dorph, our chief financial officer, has assured me that the

small gap can be made up from other sources. We expect both major projects to now move on an accelerated track.

We are very pleased that the executive branch of state government has now released all funding for construction, but not yet for furnishings and equipment, for the new Learning Center at Ambler College. This project has long been in our plans. And it is very badly needed: we are teaching students in temporary classrooms that were constructed years ago, our library facilities are antiquarian, and we do not have adequate technology facilities for students. We have a strong program plan for the Ambler Learning Center, and we will now proceed promptly to design and construction.

I know that this has been a long report, Mr. Chairman, but I hope you will indulge me for the discussion of two important matters that challenge us.

First, with the authorization of the executive committee of the Board of Trustees, we have entered into an agreement with the Temple University Graduate Student Association to terminate our appeals to the courts and to enter into collective bargaining. We have done this only after fourteen meetings and an agreement that excludes from bargaining those matters relating to curriculum, student academic standing, the academic credentials necessary to hold a graduate assistantship, the number of assistantships authorized by the University, the appointment of graduate assistants, and virtually all other matters that bear on the academic standards and programs of the University. We are pleased that over the course of extended discussion, TUGSA agreed that many of its initial proposals would affect academic quality at Temple and desisted from pressing those proposals.

The graduate assistants are important to Temple and to the future of academic life in our country. In the *Self Study and Agenda* that I circulated in June, I addressed the University's commitment and responsibilities to graduate students several times. I quote one of those statements: "The special status and responsibilities of graduate teaching assistants should not be overlooked in any discussion of student life. The responsibility of Temple and its colleges to provide training and mentoring for graduate teaching assistants as well as to prepare them for academic or other careers is discussed [elsewhere] in this report. Involving graduate students in the collegial life of the University is also important. They have experience and knowledge to contribute to that process because they are an important body among the teaching staff. They also should learn the responsibilities, rules, and norms of academic life, because many will enter the teaching profession and many others will serve from time to time as adjunct faculty at higher education institutions."

Collective bargaining is inherently an adversarial process, but it can also be a collaborative one. And it is the University's full intention to enter collective bargaining with TUGSA in the spirit of the comments I have just read to you. TUGSA has repeatedly identified better training of graduate assistants as a high priority, and we look forward to joining those discussions with them. We know also that TUGSA's leadership has called for the extension of health benefits to graduate assistants. We recognize that in the United States, as one of the few remaining developed nations without a national plan for health care for all citizens, we rely heavily on employers to provide that important service. But we are also aware that

health care costs for Temple employees have been rising at an extraordinary rate—15% in the current year alone. And budgetary circumstances—about which I will say more in a moment—are inevitably a limitation on the University's capacity to extend benefits to employees. We also know that TUGSA's leaders expect to reopen the question of domestic partner benefits, which was discussed at Temple several years ago. This is not a costly matter; and we are completely aware that since the last full discussion of this issue at Temple, more than a quarter of the nation's Fortune 500 companies, more than 4,000 other companies, and many hundreds of universities and colleges—including a majority of the nation's leading research universities—have adopted domestic partner benefits. But we must also be aware that this issue opens difficult questions of personal belief for many of the citizens in our community, and it is a controversial issue among Commonwealth officials.

Temple is prepared to discuss in good faith these and all other issues of wages and benefits in negotiations with TUGSA, not only because of the requirements of labor law but because, as I have said elsewhere, teaching assistants are an important part of the instructional faculty of this institution and we have a responsibility to include them in the collegial life of the University. But we must also note that the negotiation of the first contract with any collective bargaining organization is exceedingly difficult both because there is no existing body of contract language on which to build and because union leaders have necessarily raised expectations among their members that go well beyond the ability of the University to accept. So we expect a period of open but very firm discussions that will lead us successfully to a contract.

Finally, Mr. Chairman, we received at the end of last week notice of a planned reduction of one percent in the Commonwealth appropriation to Temple University and all other institutions of higher education in the state. This would be a reduction of \$1.8 million for Temple in the current fiscal year. We surely understand that slowing revenues in a time of recession impose hard choices on our officials in Harrisburg. But this planned reduction is an especially hard blow to Temple. After an initial proposal by the Governor for a three-percent appropriations increase last year, we actually received an increase of only six-tenths of one percent because of fears of a slowing economy. That six-tenths of one percent increase was far below the rate of inflation, far below our salary increase commitments to our employees of 3%, very far below our projected increase of energy costs of 10% because of the national energy shortage, and very far indeed below our increase of 15% in health care costs for our employees.

This small increase of six-tenths of one percent also occurred at a time when Temple's teaching obligations were rising significantly because of three years of substantial enrollment increases and a further expected enrollment increase this year, which has now occurred.

Yet Temple's trustees felt it imperative to maintain this University's special access for worthy students of modest or little means. And so Temple raised its tuition only 4.9% at a time when all other public institutions in Pennsylvania were raising their tuition 7.5% or more. Temple forwent more than \$3.5 million dollars of potential revenue by holding tuition at 4.9% in order to assure access for students. To do this, we reduced expenditures in many

non-academic operations of the University, and we mandated the elimination of two percent of all non-faculty jobs across the campus.

With the announced reduction of state appropriations by one percent, Temple will have a smaller appropriation than it did last year, since we received initially only a six-tenths percent improvement from last year to this. More important, we will have this shrunken appropriation after already reduced operations significantly, after restraining tuition to provide access to students of modest means, and after having accepted a substantial enrollment increase to serve our responsibilities as a public institution.

In the days ahead we will be communicating these concerns to our elected officials in Harrisburg, and many of the trustees and many others in this room will be called on to help communicate that message.

In these moments of pressing hardship, Mr. Chairman, I close with a note with joy at the induction of John Chaney, a great coach and an even greater teacher, into the Basketball Hall of Fame last Friday. Many of us who were there—including many in this room, many of John Chaney's former students and players, and an impressive delegation of Temple students and cheerleaders—were deeply moved by this recognition for John Chaney and by his extraordinary remarks about his life, his students, and this University. I invite all of you to join us at a reception for John Chaney at Shusterman Hall following this meeting.

Thank you for your indulgence in this long report.

RECOMMENDATIONS FOR ACTION:

Committee on Trustees – Isadore A. Shrager

1. Report

The Report of the Committee on Trustees was received as given in Agenda Reference 1.

Recommendations for Action:

2. Election of Chairman of the Board

With President Adamany in the Chair, and on motion duly made and seconded, Mr. Howard Gittis, having been duly nominated by the Committee on Trustees, was re-elected Chairman of the Board of Trustees for the year 2001-2002, to serve until the next Annual Meeting of the Board or until his successor shall have been elected and qualified.

Following the election, Mr. Gittis stated that he accepted and will do his best to make sure that the trust conferred upon him will not have been misplaced. Despite the difficult financial times we face, the University will remain open and committed to

the principles espoused by founder Russell Conwell, stated Mr. Gittis. The University will continue to improve and make great strides into the future. Mr. Gittis thanked the Board members for their support, hard work and dedication to the University.

3. Election of Officers for 2001-2002

On motion duly made and seconded, the officers listed below, having been duly nominated by the Committee on Trustees, be elected to serve until the next Annual Meeting of the Board, or until their successors shall have been elected and qualified.

President	David Adamany
Provost	Ira M. Schwartz
Vice President, Chief Financial Officer, and Treasurer	Martin S. Dorph
Vice President for Student Affairs	Valaida S. Walker
Vice President for Administration.....	Richard M. Englert
Vice President for Computer and Information Services.....	Arthur C. Papacostas
Vice President for Development and Alumni(ae) Affairs	Stuart P. Sullivan
Vice President	William T. Bergman
Vice President	Thomas F. Maxey
Vice President	Robert J. Reinstein
* University Counsel and Secretary.....	George E. Moore
**Assistant Secretary.....	Janet Carruth

* The Secretary will also serve as Secretary of the Boards of Visitors.

** The Assistant Secretary will also serve as Assistant Secretary of the Boards of Visitors.

(Secretary's Note: President Adamany abstained and did not participate in this action.)

Executive Committee – Daniel H. Polett, Vice Chairman

4. Report

The Report of the Executive Committee was received as given in Agenda Reference 4.

Recommendations for Action:

5. Borrowing Authority – 11/1/01 – 12/31/01

On motion duly made and seconded, the Board of Trustees authorized the officers to borrow for operating purposes of the University, \$30 million on terms which the officers believe best for the University, such authority to cover the period from November 1, 2001, through December 31, 2001. The Resolution is attached as Agenda Reference 5, and attached to the official copy of Minutes on file in the Office of the Secretary.

6. Board and Standing Committees Scheduled Meetings

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Executive Committee that the Scheduled Meetings for the Board and Standing Committees for 2001-2002 be accepted as set forth in Agenda Reference 6, with meetings of the Board being held at 3:00 p.m., in Feinstone Lounge, Sullivan Hall, Liacouras Walk and Berks Mall.

7. Re-election of Directors of Temple University Health System, Inc.

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Executive Committee, and re-elected the individuals listed below to the Board of Directors of Temple University Health System, Inc., for the term set forth below and until their successors have been duly elected:

2001-2004

Joseph W. Marshall, III
Isadore A. Shrager

8. Approval of Members on the Committee on Trustees

On motion duly made and seconded, the Board of Trustees gave its approval, as required by Article IV, Section 6-A of the By-Laws, to the nominations to the Committee on Trustees made by the Executive Committee and effective this date, as set forth in Agenda Reference 8.

Board of Directors, Temple University Health System, Inc. –

Joseph W. Marshall, III, Chairman

9. Report

The Report of the Board of Directors, Temple University Health System, Inc., was received as given in Agenda Reference 9.

Recommendations for Action:

10. Temple University Health System, Inc., Final Budget 2001-2002

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Board of Directors of Temple University Health System, Inc. (October 9, 2001), and adopted the Temple University Health System, Inc., Final Budget for 2001-2002.

11. Approval of Incurrence of Indebtedness by Temple Lower Bucks Hospital, Inc.

On motion duly made and seconded, the Board of Trustees, on the approval and recommendation of the Board of Directors of Temple University Health System, Inc., approved the amendment to the October 10, 2000, Resolution, permitting the financing of the equipment project as taxable or tax exempt with interest or yield not to exceed 10 percent (10%) as set forth in the Resolutions in Agenda Reference 11, and attached to the official copy of the Minutes on file in the Office of the Secretary.

12. Approval of Affiliation Agreement between Temple University Health System and Lower Bucks Hospital

Mr. Marshall provided the background information. The Health System Board and the University Board approved the initial Lower Bucks Hospital Affiliation Agreement four years ago. Management and clinical services were provided. The clinical services took hold with no problem, but the business aspect was slightly hindered. For business reasons alone, this revised Affiliation Agreement clarifies for the community that the hospital is still Lower Bucks Hospital.

On motion duly made and seconded, the Board of Trustees, upon the recommendation of the Board of Directors of Temple University Health System, Inc. ("TUHS") (October 9, 2001), approved and adopted the Resolutions as described in the Executive Summary attached hereto as Agenda Reference 12, providing for a new Affiliation Agreement among TUHS, Temple University Hospital and Temple Lower Bucks Hospital; authorize the officers of the University to take all necessary and appropriate action to complete the transactions contemplated by the Resolutions; and hereby repeal all prior resolutions and actions inconsistent herewith.

Committee on Audit – Mitchell G. Leibovitz, Chair

13. Report

The Report of the Audit Committee was received as given in Agenda Reference 13.

**Committee on Campus Planning and Plant Management –
Louis J. Esposito, Chair**

14. Report

The Report of the Committee on Campus Planning and Plant Management was received as given in Agenda Reference 14.

Recommendations for Action:

15. Central Animal Facility (CAF) – Renovations and Equipment

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Campus Planning and Plant Management Committee (9/19/01) and authorized the officers to upgrade six Central Animal Care Facility locations on the Health Sciences Center campus and the purchase of equipment at a cost not-to-exceed \$391,400. The Funding and Financing Source being Research Incentive Plan Earnings from FY 2000-01 (#16-0620-500; \$260,934) and the Provost's Office (\$130,466).

16. Lease Amendment for 1415 N. Broad Street, Suite 227

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Campus Planning and Plant Management Committee (9/19/01) and authorized the officers to lease an additional 3,600 square feet of space at the same terms and conditions as the existing lease for use by the Center for Social Policy and Community Development at a cost not-to-exceed \$46,800. There are 13 months remaining in the original lease term. The Funding and Financing Source being Grant Fund #42-1697-452.

Committee on Business and Finance – Edward H. Rosen, Chair

17. Report

The Report of the Committee on Business and Finance was received as given in Agenda Reference 17.

Subcommittee on Investments – Lacy H. Hunt, Chair

Recommendation for Action:

18. Amendment to University Investment Policy

Mr. Martin Dorph, Chief Financial Officer, provided the background information. Bonds are doing well, but stocks are not doing as well. Present economic conditions and recent events in the country and the world indicate that it would be more prudent to slow down the pace of investments.

On motion duly made and seconded, the Board of Trustees approved the recommendation of the Subcommittee on Investments (9/26/01) to amend the University Investment Policy to provide for a slower transition of

assets into U.S. Equity Investments, as substantially set forth in Agenda Reference 18, and attached to the official copy of the Minutes on file in the Office of the Secretary.

Mr. Gittis commented that the Board has been looking at this policy for about two years. The news reports last year were severely critical of Temple's investment policy. Mr. Gittis stated that he had written a letter to The Inquirer regarding their unfair criticism of the investment portfolio that was never published.

Mr. Gittis stated that the Board owed an enormous debt of gratitude to Lacy Hunt for his advice regarding the management of the University's investment portfolio.

Committee on Development – Richard J. Fox, Chair

19. Report

The Report of the Committee on Development was received as given in Agenda Reference 19.

Mr. Gittis noted that many new projects are planned at the University in the future, including improvements in areas of excellence. New buildings are needed at the medical school and the business school, and in order to achieve this enormous goal, the Development Committee will be very helpful in organizing campaigns to reach the target of \$100 million.

Committee on Athletics – Lewis Katz, Chair

20. Report

The Report of the Committee on Athletics was received as given in Agenda Reference 20.

Committee on Student Affairs – Clifford Scott Green, Chair

21. Report

The Report of the Committee on Student Affairs was received as given in Agenda Reference 21.

Judge Green stated that he was excited by what he had seen during a recent tour of the new and renovated buildings on campus. He encouraged the Board members to tour the campus buildings at their convenience.

Mr. Gittis echoed Judge Green's comments, stating that the spirit and pace on the campus shows that great things are happening at our University.

Committee on Educational Policies – Isadore A. Shrager, Chair

22. Report

The Report of the Committee on Business and Finance was received as given in Agenda Reference 22.

Recommendations for Action:

23. Consideration of Tenure – Ira M. Schwartz

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01), pursuant to the procedures outlined in the Temple University Faculty Handbook, and the recommendation by the President, regarding the granting of tenure to Provost Ira M. Schwartz. [The tenure dossier is available for review in the Office of the Provost.]

24. Department Name Change – School of Medicine

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01) and authorized the officers to change the name of the Department of Otorhinolaryngology and Broncho-Esophagology to the Department of Otolaryngology–Head and Neck Surgery.

25. Degree Name Changes – Fox School of Business and Management

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01) and authorized the officers to change the name of the current Master of Science in Business Administration (MSBA) degree with seven departmentally-based Master of Science (MS) degrees in the same substantive areas.

26. Transfer of Environmental Health Program in the College of Engineering to the Department of Health Studies in the School of Social Administration

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01) and authorized the officers to transfer the Environmental Health Program from the College of Engineering to the Department of Health Studies in the School of Social Administration.

27. Approval of Agreement with Tsinghua University for China Law Program

Mr. Dorph provided background information. Senator Arlen Specter visited the Temple program in China and was so impressed that he sponsored legislation to amend the appropriations statutes to allow for federal funding of university Rule of Law programs in China. This amendment passed, and the Law School was subsequently awarded a grant of \$1.75 million by the U.S. Agency for International Development. The Law School's program is unique in all of China and the United States, and this is the first Federal Rule of Law grant to any university for China. The grant will help the Law School expand the program and will help to defray the expanded program's operating costs.

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01) and authorized the officers to enter into a Memorandum of Understanding with Tsinghua University School of Law to establish a Temple – Tsinghua Business and Comparative Law Center in Beijing, China, substantially as set forth in pages 5 through 18 of Agenda Reference 27, and attached to the official copy of Minutes on file in the Office of the Secretary.

28. Approval of Policy on Review and Approval of Bylaws for Individual Schools and Colleges

President Adamany provided background information. The Faculty Senate has requested clarification on one part of the report which will require a modest change to the policy. This clarification will be addressed at a meeting of the Educational Policies Committee at a later date.

On motion duly made and seconded, the Board of Trustees accepted the recommendation of the Educational Policies Committee (9/17/01) and approved the Policy on Review and Approval of Bylaws for Individual Schools and Colleges, substantially as set forth in Agenda Reference 28, with the clarification referred to by President Adamany.

Committee on Employee Relations – Nelson A. Diaz

In introducing Judge Diaz, Mr. Gittis announced that Judge Diaz was the first Hispanic student to graduate from the Law School, and that Mayor Street has nominated Judge Diaz for the position of City Solicitor. The Board congratulated Judge Diaz.

29. Report

The Report of the Committee on Employee Relations was received as given in Agenda Reference 29.

Committee on Honorary Degrees – David Adamany, Chair

30. Report

The Report of the Committee on Honorary Degrees was received as given in Agenda Reference 30.

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APPOINTMENT OF STANDING COMMITTEES FOR 2001-2002

Mr. Gittis addressed the Board for items 31, 32, and 33.

President Adamany and I have made every effort to be responsive to your requests for service on Board Committees. In a few instances, a few Trustees have been added to committees for which there are special needs.

We are very cognizant of the demands upon your time from your generous service as trustees and on Board committees, and we have done everything we can under our By-Laws to try to lessen those burdens. One of the things we have done is to streamline the scheduled meetings of the committees this year, as set forth in Agenda Reference 4.

We also recognize that we need to consider in greater depth how to make this Board's work more efficient and sensitive to the many demands upon your time. With that in mind, and also recognizing that we have not had a full-scale By-Laws review in more than 20 years, I am hereby establishing an Ad Hoc By-Laws Revision Committee of this Board to conduct a comprehensive review of our By-Laws and to make a report on recommended amendments to the Joint Committees at their meeting on February 28, 2002, meeting with proposed By-Laws amendments.

I will ask the following Trustees to serve with President Adamany and me on this Committee: Anthony J. Scirica, as its chair; Michael L. Browne, Theodore Z. Davis, Lewis F. Gould, Jr.

I also ask that the Committee on Trustees advise me if it has anyone else to recommend serving on this Committee. In addition, if any of you want to volunteer, please give me a call within the next week or so.

George Moore, our University Counsel, will serve as staff to the Committee.

My personal goal is that the Committee will consider and recommend changes that will enable this Board to continue its extraordinary and selfless work in the most expeditious manner possible.

31. Appointments for Membership on the Executive Committee by the Chairman of the Board

On motion duly made and seconded, the Board of Trustees gave its approval, as required by Article IV, Section 1-A of the By-Laws, to the appointments to the Executive Committee made this day by the Chairman of the Board, as set forth in Agenda Reference 31.

32. Appointment of Honorary Degrees Committee Membership by the President

Informational item; no action required by the Board.

33. Announcement of Appointments to Committees Other Than Executive Committee, Honorary Degrees Committee and Committee on Trustees by the Chairman of the Board

Informational item; no action required by the Board.

OFFICER'S REPORT

34. Treasurer's Report – Martin S. Dorph

The Report of the Treasurer was received as given in Agenda Reference 34.

OLD BUSINESS

35. Approval of Consulting Agreement with Charles Fishman Regarding International Programs

On motion duly made and seconded, the Board of Trustees authorized the officers to renew the consulting agreement with Charles Fishman, for fiscal year 2001-2002 and through October 2002, at the same level as last fiscal year.

NEW BUSINESS

36. Amendment to Defined Contribution Benefit Plans

Mr. Dorph provided the background information, indicating that this mainly involves technical amendments aimed at complying with tax regulations.

On motion duly made and seconded, the Board of Trustees authorized the officers to approve and execute amendments or restatements of each of the pension plans of the University to comply with recent tax legislation and regulations and to submit the plans to the Internal Revenue Service for a determination of tax qualification, as set forth in the Resolution attached hereto in Agenda Reference 36, and attached to the official copy of Minutes on file in the Office of the Secretary.

37. Increase in Temple Educational Support Services, Ltd. (TESS) Operating Line of Credit with PNCBank

On motion duly made and seconded, the Board of Trustees, on the recommendation of the Board of Directors of Temple Educational Support Services, Ltd. (TESS), approved the University being the guarantor of the TESS operating line of credit with PNCBank, up to \$4.3 million; and authorized the officers to take all necessary and appropriate action to effectuate the foregoing, substantially as set forth in Agenda Reference 37.

Adjournment at 4:15 p.m.