

UCCSN Board of Regents' Meeting Minutes  
May 14-15, 1992

05-14-1992

Pages 85-130

BOARD OF REGENTS

UNIVERSITY AND COMMUNITY COLLEGE SYSTEM OF NEVADA

May 14-15, 1992

The Board of Regents met on the above date in the Pine Auditorium

Jot Travis Student Union, University of Nevada, Reno.

Members present: Mrs. Carolyn M. Sparks, Chairman

Mrs. Shelley Berkley

Dr. Jill Derby

Dr. James Eardley

Mrs. Dorothy S. Gallagher

Dr. Lonnie Hammargren

Mr. Daniel J. Klaich

Members absent: Mr. Joseph M. Foley

Mrs. June F. Whitley

Others present: Chancellor Mark H Dawson

President Anthony Calabro, WNCC

President Joseph Crowley, UNR

President John Gwaltney, TMCC

President Robert Maxson, UNLV

President Paul Meacham, CCSN

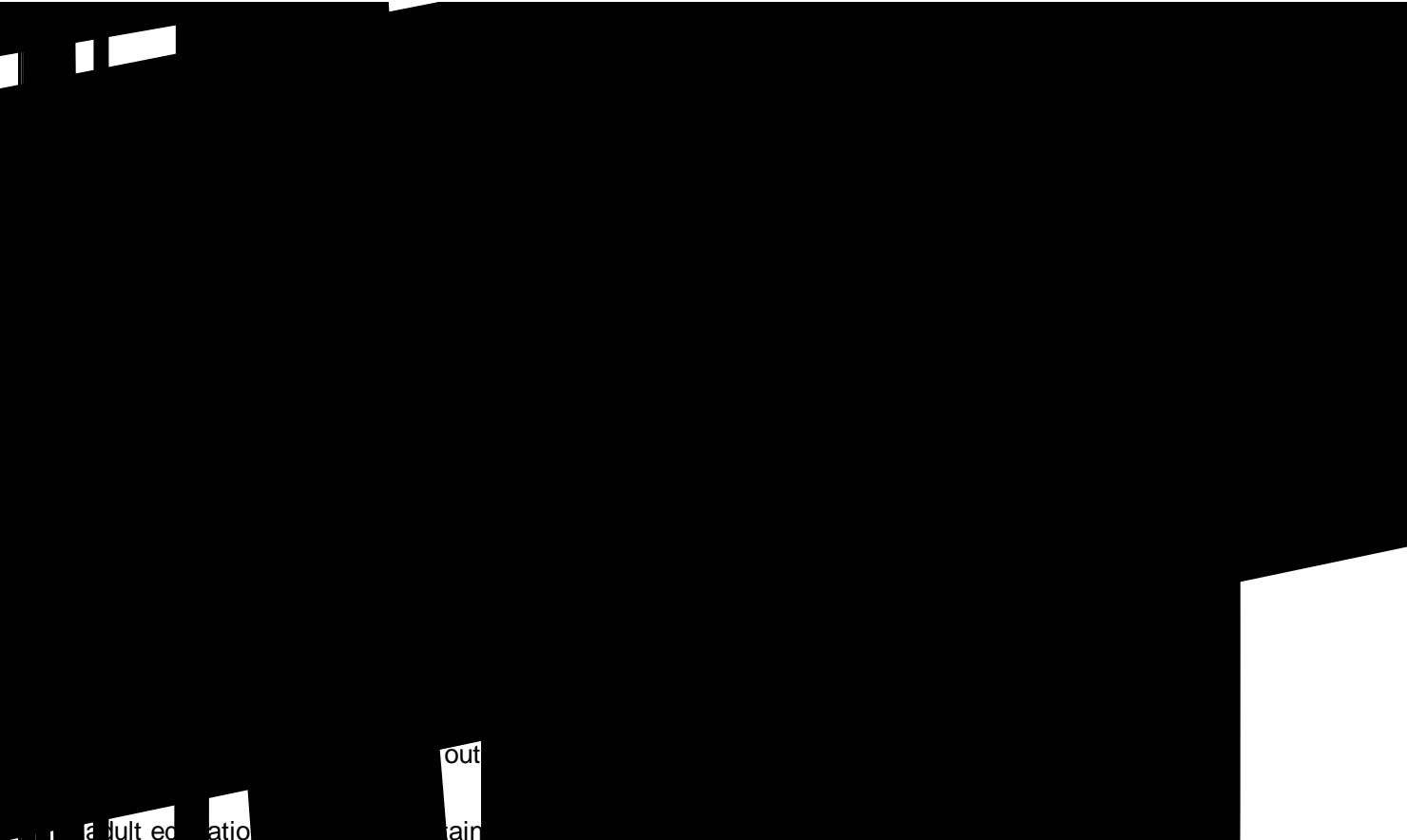
President Ronald Remington, NNCC

President Jim Taranik, DRI

Mr. Donald Klasic, General Counsel

Mr. Ron Sparks, Vice Chancellor

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adult education gain

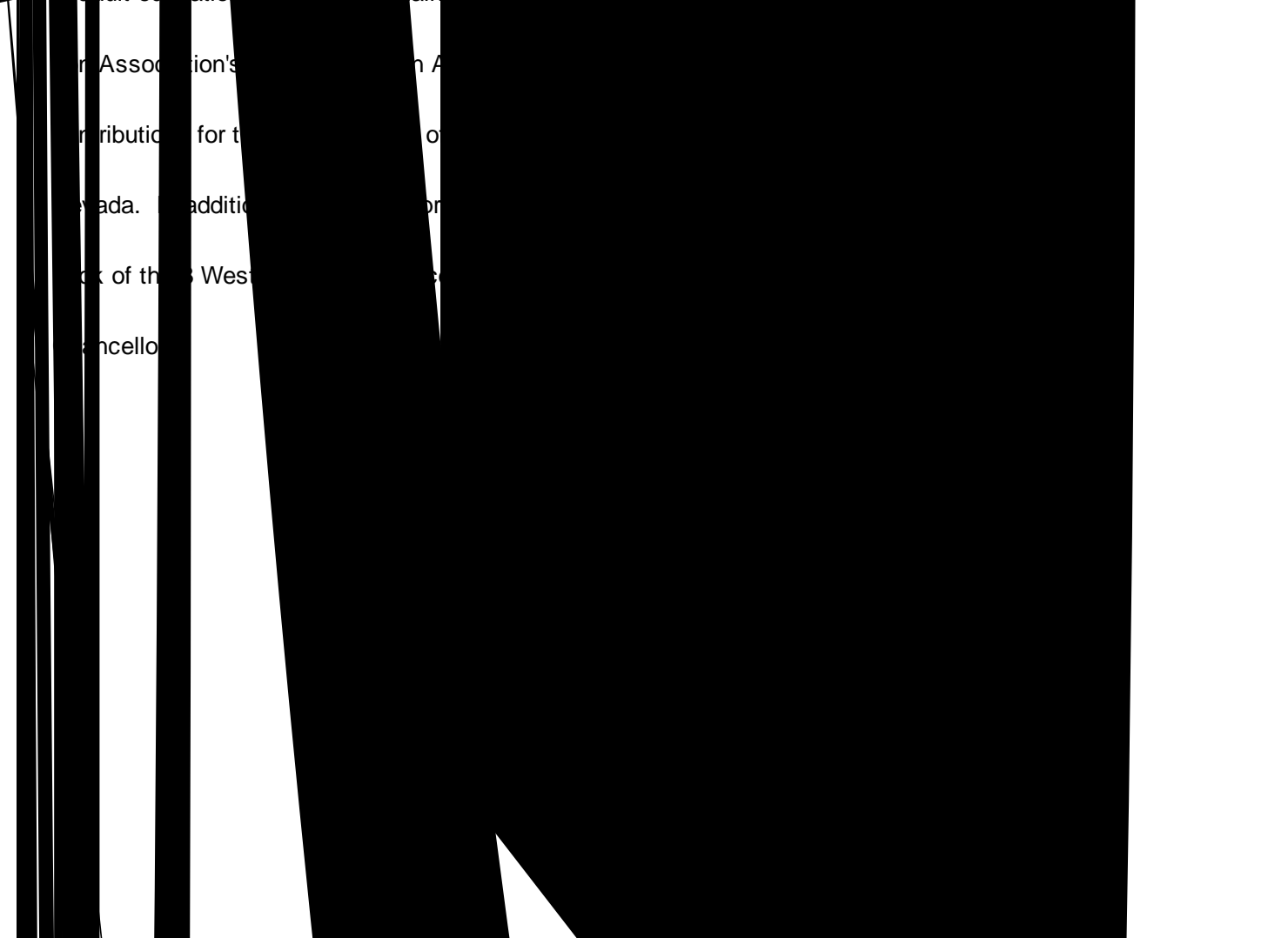
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Senate Chairman Lori Temple.

President Taranik introduced Faculty Senate Chairman

Richard Egami and outgoing Faculty Senate Chairman Lonnie

Pippin.

President Meacham introduced newly elected Faculty Chairman

Carolyn Collins and outgoing Faculty Senate Chairman Candace

Kant.

President Gwaltney introduced newly elected ASTM President

Charlie Covington and outgoing ASTM President Kay

Approved the Consent Agenda (identified as Ref. A, filed with the permanent minutes), containing the following:

(1) Approved the minutes of the special meeting held March 24, 1992 and minutes of the regular meeting held April 9-10, 1992.

(2) Approved the gifts, grants and contracts, listed in Ref. C-1, filed with the permanent minutes.

(3) Approved to grant a third year of leave without pay for Dr. Mohammed Yousef, Professor of Biological Sciences at UNLV.

(4) Approved the following appointments to the Management Information Systems Advisory Council at UNLV:

Paul Padilla, Las Vegas      William Robinson, Las Vegas

Ron Jones, Las Vegas      Herb Peebles, N. Las Vegas

Steve Chapin, Las Vegas      Davan Weddle, Las Vegas

Tim Mc Carthy, Las Vegas      James J. Ratigan, Las Vegas

Randy Ranck, Las Vegas      Ron Quenzler, Las Vegas

Jim Boyd, Las Vegas      Ernie Piece, Las Vegas

(5) Approved the following appointments to the Public

Administration Advisory Committee at UNLV:

Dolores Brosnan, Las Vegas Donald L. Shalmy, Las Vegas

William Curran, Las Vegas Jon Sjoberg, Las Vegas

James Devlin, Las Vegas James Spinello, Las Vegas

Phillip Lowry, Las Vegas Carolyn Usher, Las Vegas

Nikolas, Mastrangelo, L.V. Steve Waugh, Las Vegas

Patricia Mulroy, Las Vegas Janet Weise, Henderson

William Noonan, Las Vegas

(6) Approva

(7) Approved the following appointments to be Professional

Accounting Advisory Council at UNLV:

John Back, Jr., Las Vegas Robert L. Kreml, Las Vegas

Wm. Broadus, Manassas, Va. B. Michl Lloyd, Las Vegas

Diane S. Conant, Las Vegas Wayne A. Label, Las Vegas

Jon M. Donnell, Las Vegas William Luthy, Las Veâ      Â

incorporate a global perspective into the program.

In addition, the Board approved the following appointments to the Center for Logistics Management National Advisory Board at UNR:

Bryce Adolph, San Francisco, California

Robert V. Delaney, St. Louis, Missouri

George Gecowets, Oak Brook, Illinois

Harry Goldberg, San Jose, California

Patrick Guerra, Sunnyvale, California

Bernard J. Hale, Irvine, California

Omar K. Helferich, East Lansing, Michigan

Warren Merz, Dearborn, Michigan

Ed Root, Toledo, Ohio

Richard J. Sherman, Elk Grove Village, Illinois

Dennis Young, Lansing, Michigan

(10) Approved the following appointments to the TMCC Advisory Board:

Janet J. Berry, Reno (Replaces Joan Kenney)

Walt Katai, Reno (Replaces Paul Bible)

Gordon Krammer, Sparks (Replaces Fred Laing)



Carol Miller, Sparks (Replaces Carlos Romo)

(11) Approved the addition to the Handbook, Title 4,, ,

Chapter 17, Section 11, Special Course Fees at WNCC:

ENG 258 - Ashland Theatre Festival \$60.00 per cours













5) Give direction to the design of staff development needs,

e. g., workshops, etc.

6) Assist the Colleges wo







A. University of Nevada, Reno - President Crowley recommended the following promotion, effective July 1, 1992:

\*La Verne M. Jeanne to Associate Professor of Anthropology, College of Arts and Science

B. University of Nevada, Las Vegas - President Maxson recommended the following promotion, effective July 1, 1992:

\*Hans-Hermann Hoppe to Professor of Economics, College of Business and Economics

\*Also recommended for Aw0



A report and reco

order to consider the biennial budget plans. It is the Community College directive to focus on the process, with the academic master plan being a continual activity. The Community Colleges will report on an annual basis which will address the reflection on the stated goals, accomplishments and additions to the plans no later than November 1, 1992.

Upon questioning, it was explained that there are two plans being developed by the institutions at this time: Physical Master Plan and Academic Master Plan.

Mrs. Karen Steinberg, Acting Vice Chancellor



which is filed in the Regents' Office. He highlighted the document which addressed: Planning Assumptions The Vision - An outstanding, small, land-grant University addressing local, state and regional problems Milestones for Establishment of the Vision and Priorities and Possible Vision Priorities. He stated that UNR will report back to the Board on its progress in January 1993.

Mrs. Gallagher questioned how new programs would be initiated prior to January 1993, and President Crowley stated that program reviews will begin after January 1993 and will be linked to the Academic Master Plan.

Dr. Eardley questioned whether "in-service" programs were being implemented to develop quality teachers, and

portant, but are not the only criteria to evaluate teachers. He explained that the current student is the starting point of assessing teachers, but the assessment of alumni is also important due to the fact that the alumnus would probably have a different opinion after his/her formal education.

Dr. John Unrue, UNLV Provost and Senior Vice President, explained the process which UNLV is undertaking at this time. A committee on master planning has been formed and it is projected that all Campus units will have developed five-year plans to be completed by Fall 1992. He stated that no new programs are slated until after the report to the Board in the Fall.

Dr. Derby stated, that as Chairman of the Academic Affairs Committee, she is appreciative that institutions are wit



ported to the Board after deliberations with the Universities.

Mrs. Gallagher expressed her appreciation to all the institutions for their efforts in making the academic master plan a reality.

(2) Information Only: Academic Affairs Retreat - Chairman

Derby stated that the Academic Affairs Council and the Academic Affairs Committee are developing an agenda for an Academic Affairs Retreat on academic planning.

Mrs. Karen Steinberg, Acting Vice Chancellor for Academic Affairs, stated that she would like to discuss this retreat with the new Vice Chancellor for Academic Affairs and will inform the Committee members of the time, date, place and agenda in the near future.

Chairman Derby suggested the agenda address the process which Cam/

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statements and academic master plans. Chairman Derby stated that it is her understanding that some new programs cannot wait until the academic master plan is completed. Mrs. Karen Steinberg, Acting Vice Chancellor for Academic Affairs, stated that the Academic Affairs Council has discussed this issue several times and has determined that it is important for the planning process to continue along side the academic master plan. The preference would be to hold all new programs until the plans are in place, but offer an option to bring forward a limited number of new programs with additional criteria on why it is necessary and how resources will be secured to fund the new program. She informed the Committee that UNLV has several programs on hold at this time, UNR has 3 or 4 programs, and the Community Colleges have no new programs at this time, but will probably have a few in the Fall.

Mr. Klaich moved approval of the report and recommendations of the Academic Affairs Committee. Mrs. Gallagher seconded. Motion carried.

Mr. Klaich extended his appreciation to Mrs. Karen Steinberg for

an "incredible" job which she has undertaken as Acting Vice  
Chancellor for Academic Affairs. Mrs. Gallagher concurred and  
Dr. Derby added that during her service it has been a very  
critical time for Academic Affairs throughout the System.

Chancellor Dawson introduced Mary Warejcka, Education Reporter  
for the Reno Gazette-Journal.

Dr. Hammargren returned to the meeting.

13. Approved UCCSN Code, Disciplinary Procedures, and Handbook  
Change, Discrimination Grievance Procedures,

General Counsel Klasic stated for the record that the proposed UCCSN Code changes are not expressly sexual harassment policies, but apply to all forms of discipline in the System. However, sexual harassment problems and complaints have inspired the changes that are being brought forward for Board consideration. In July 1991, General Counsel Klasic proposed a solution to the delayed process of addressing disciplinary and grievance procedures, whereby UCCSN would follow the University of Washington's model by eliminating the faculty from the process. General Counsel Klasic explained that by having faculty serve on the committees, no



be no retaliation and the uncomfortable and difficult problems that exist when the accused and the victim work closely together. Upon further discussion with the Faculty Senates who wished for a more flexible procedure, General Counsel Klasic proposed the above referenced language and amendments to Section 6.5, Administrative Leave (which used to be titled "Immediate Suspension"). A new policy, Section 6.5.1(c), allows UCCSN to remove a person from the institution with leave with pay. A quick 10 day administrative n

4) Ref. G, Page 13 of 13, UCCSN Code, Chapter 6, Section





Meeting Law does not pertain to these cases

The Campus Advisory Committees on Status of Women have been contacted with regard to the proposed policy, and General Counsel Klasic had only received comments from the TMCC and UNR Committees. He met with each Committee and discussed their concerns. He stated to the Committees that he would report to the Board about their discussions and conclusions. He reported on the following:

1) Both Committees agreed not to delay any further the action in adopting these proposed changes.

2) Both Committees were concerned about the necessity to

- c " have somebody monitor sexual harassment. Gener



independent advisor or advocate to support him throughout the process. Upon clarification by both the UNR and TMCC Committees, it was explained that this "support" person be an employee that is essentially funded by UCCSN. The person(s) ought to be chosen by the Campus Advisory Status of Women Committees and trained by the Committees. The "support" person would be present in the h

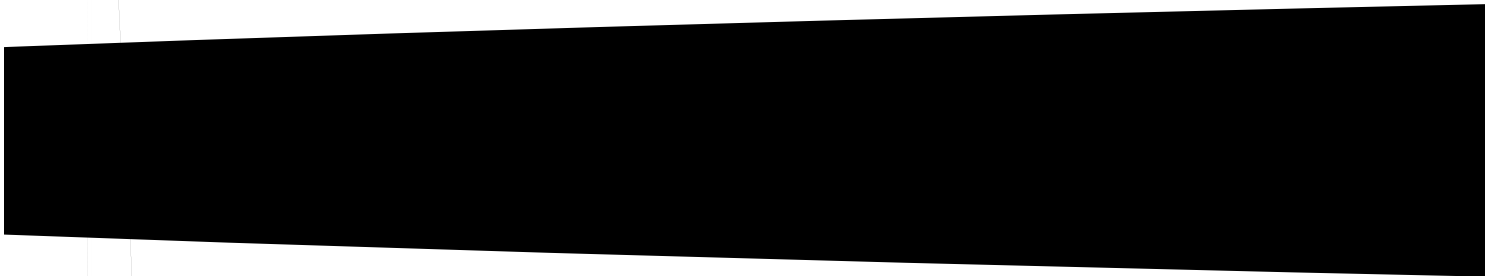
monitoring. General Counsel Klasic suggested that this could be worked out either individually or from a policy directive from the Status of Women Committee.

5) Both the UNR and TMCC Committees wanted to clarify that the hearings were administrative in character and not subject to the rules of evidence. General Counsel Klasic explained that the UCCSN Code currently provides that they are administrative in character and that the rules of evidence are not the rules UCCSN follows in this particular matter. In addition, he explained that these matters are not totally under UCCSN's control, because th-

of limitations. It is the responsibility of the Affirmative Action Officers to educate the public as to this particular matter.

Mr. Klaich stated that he felt a very short statute of limitations on sexual harassment complaints is eminently fair to the complainant and to the accused, so that each of them will have a contemporaneous opportunity close to the incident to have it resolved. Mr. Derby stated that the reason for this is that there has

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UNR Faculty Senate Chairman Ellen Pillard stated that there are some states which have gone to removing the statute of limitations altogether for sexual abuse allegations as it relates to

8) The UNR and TMCC Committees both requested clarification on whether the Handbook procedures or the UCCSN Code were applicable in regard to these matters. General Counsel Klasic indicated that this issue was addressed in his opening remarks.

9) The UNR Committee indicated that there ought to be a victim's rights provision, but agreed that UCCSN would allow the Affirmative Action Officers to monitor these cases and if an advocate or advisor is provided as a support person that would automatically take care of this issue.

10) The UNR Committee felt that UCCSN ought to suspend without pay the accused during the preliminary transmission of the complaint from the Affirmative Action Officer to the President for disciplinary action. General Counsel Klasic indicated that under the U. S. Supreme Court ruling of "Cleveland Board of Education vs. Loudermill", the UCCSN cannot suspend without pay. There needs to be a due process hearing held first.

The TMCC Committee indicated that perhaps the suspen-



sion should be with pay. General Counsel Klasic re-  
ferred to a couple of court cases that indicated that  
in addi

always take their wishes into consideration in reaching the conclusions. If any settlement is reached that is unacceptable to the victim, that victim always has the right to file a complaint with the Nevada Equal Rights Commission, the Office of Federal Contract Compliance Programs of the Department of Labor and the Office of Civil Rights.

tion is going to do that it can be responsive to the looo



the August Board meeting.

UNR Faculty Senate Chairman Ellen Pillard commended General Counsel Klasic for the proposed changes in the UCCSN Code, Chapter 6, and for the input he had enabled the faculties to lend to this process. She stated that it was her understanding that all of the Faculty Senates have supported UNR in its concern about the records provision, Section 6.15, in which the Hearing Officer's report s

Board of Regents to pass the p

Mr. Klaich requested further explanation of the Open Meeting Law and the Open Record Law, and General Counsel Klasic explained that the Open Meeting Law contains a specific statute which states that when a meeting is held, a public body is required to write minutes.

and is acting properly



Dr. Derby questioned Section 6.12.3 which refers to the appointment of the Special Hearing Committee with 15 faculty members, both academic faculty and administrative faculty, and whether there is a guarantee of balance between the constituents on that Committee. General Counsel Klasic responded that sometimes it is difficult to find people who would be willing to serve on the Committee, and that once the 15-25 persons are located it is the responsibility of the Faculty Senates to determine whether it is a balanced group or not. Then the 9 persons are selected randomly. These 9 persons go before the defendant's attorney and complainant's attorney, who then exercise the peremptory challenges of selecting two apiece, making it a 5 person Hearing Committee. He once ag





the June Board of Regents' meeting regarding the UCCSN Code

changes is not an end to these issues, but will be an on-

going process. She felt that some of the issues may be

brought before the Status of Women Committee, working in

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conjunction with the Campus committees.

Mr. Klinton

Handbook, Title 4, Chapter 8, Section 9, Grievance Proce-

stated that he had difficulty with the suggestion for the following reasons:

- 1) It was complained that in a previous matter, a faculty member could not be judged by M

dent should serve on the Hearing Committee. The protection  
of the student and faculty is equa

Program Review. Mrs. Gallagher seconded. Motion carried.

15. Approved Handbook Additions, Articulation, UCCSN

Approved additions to the Handbook, Title 4, Chapter 14,

Sections 14.2, 18.3, 15.2 and 11.2, as contained in Ref.

E, filed with the permanent minutes.

At the Board of Regents' Workshop on Articulation held in

April 1992, 4 recommendations were proposed by the UCCSN

Articulation Board to enhance the transfer process and

increase communication among all Campuses.

Mrs. Gallagher moved approval of the Handbook additions

regarding Articulation. Mrs. Berkley seconded. Motion

carried.

16. Approved Spring 1992 Enrollment Report

Mrs. Kara

The Spring enrollment report shows the UCCSN continuing to grow faster than it had been forecasted. For full-time equivalent (FTE) enrollment, the UCCSN grew 10.6% from Spring, 1991 to Spring, 1992. She noted that the percentage increase in FTE enrollments is greater than the percentage increase in headcount enrollments, which indicates more full-time students are enrolling at UCCSN. This is becoming a "trend" for UCCSN. She cautioned the Board that the headcount enrollment format is still in a transition stage and that her office is still in the process of retrieving greater detail from the Campuses. Mrs. Steinberg reviewed the following State supported headcount and FTE enrollment figures for each institution as follows:

	Spring 1991	Spring 1992	Change
UNR FTE	7,843	8,283	5.6%
Head-	-		

	TMCC FTE	3,256	3,622	11.2%		
	Headcount	8,717	9,413	8.0%		
	WNCC FTE	1,683	1,770	5.2%		t
m	Headcount	5,203	4,929	-5.3%	a	h

Vice Chancellor Sparks stated that there has been a 9.5% increase over the budgeted enrollment figures and estimated that some



Section 27, Anti-Drug Policy, as contained in Ref. H, with amendments to remove the word "alcohol" throughout the document, and to replace the word "must" with the word "may" in paragraph 7.

Mr.

Mrs. Steinberg informed the board that in order to obtain Federal grants, it is absolutely necessary to have this policy in place.

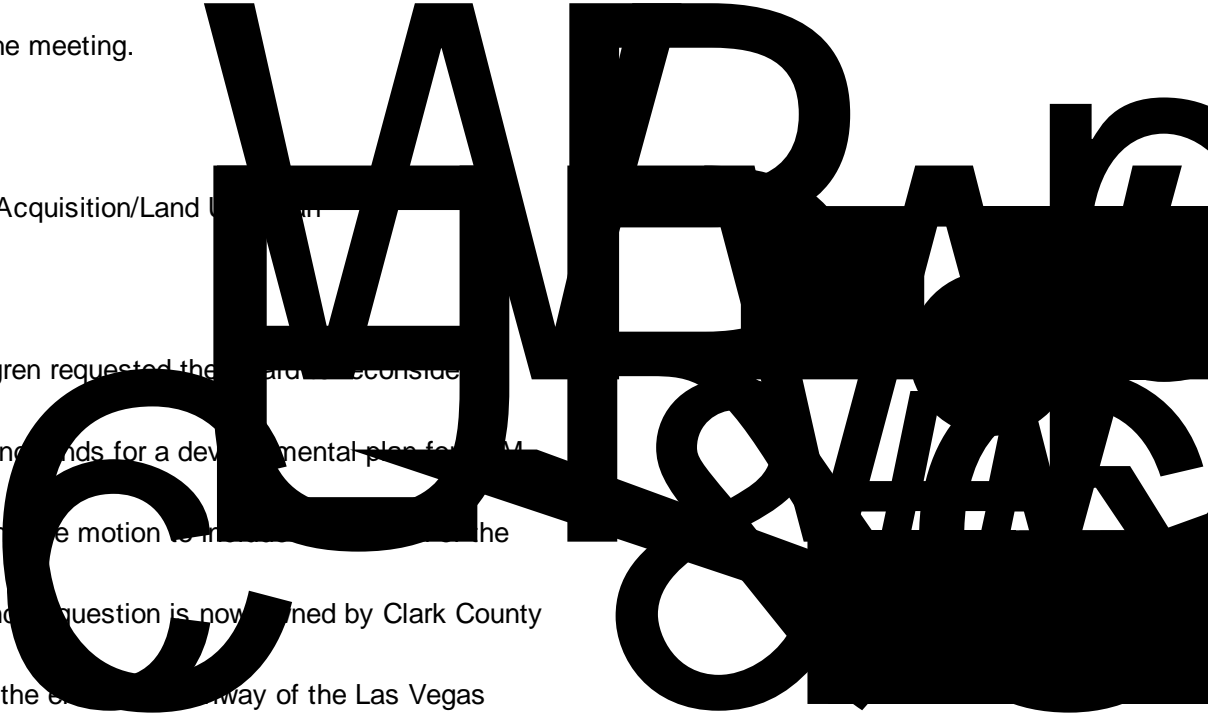


Motion carried.

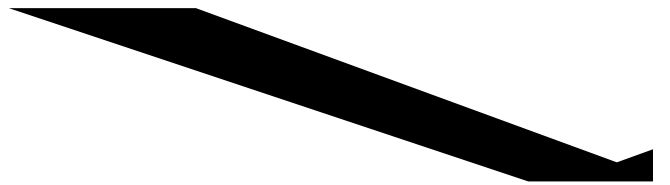
Mrs. Gallagher left the meeting.

18. Approved Land Acquisition/Land Use

Regent Hammargren requested the board reconsider motion on providing funds for a developmental plan for 400 land and to expand the motion to include the property. The land question is now owned by Clark County and is located at the corner of Highway of the Las Vegas Airport.



Dr. Hammargren stated that several develo









be used for acquisition of the land with UNLV to pursue the  
land acquisition. Mrs. Berkley seconded. Motion carried.

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General Counsel Klasic mentioned the statement in a letter  
from Robert L. Mc Caffery, filed in the Regents' Office d  
about pursuing the land and getting Howard Hughes Flying  
Boat (Spruce Goose). General Counsel Klasic did not in-  
terpret the above motion as authorizing the Board to obtain  
the Spruce Goose. It is his understanding that the motion  
is for using the money to acquire the land for whatever h  
proper purpose this Board will later d-



Standing committees are committees of the Board and it would be improper, in General Counsel's view, for non-Regents to dictate the Board's agenda.

General Counsel Klasic commented that Alternative 1 represents the committee structure used for all the Board's standing committees, except the Research Affairs Commitn0



tions of the UCCSN and their supporting foundations. As

funds to support UCCSN programs or employees. To pr



a cloud cast over these foundations that somehow they are clandestine organizations that are pulling the strings of the University, which I categorically reject." The reason for foundations to be in existence is to harness the enormous energy of the community that the Presbyterian mission people to better institutions which they have provided well and have had enormous success



Section 4.6, Faculty Senate Committees Authorized at UNLV,  
as contained in Ref. J, filed in the Regents' Office.

Dr. Eardley moved approval of the Handbook addition regard-  
ing UNLV Bylaws. Mrs. Gallagher seconded. Motion carried.

23. Approving Naming of Building, UNLV

Approved the naming of the College of Health Sciences build-  
ing the Rod Lee Bigelow Health Sciences building at UNLV.

President Maxson stated that Mr. Bigelow has donated a \$1.5  
million grant to the UNLV Foundation for this purpose.

Dr. Eardley moved approval of the naming of the College of  
Health Sciences building the Rod Lee Bigelow Health Sciences  
building at UNLV. Mrs. Gallagher seconded. Motion carried.

24. Approved Lease of Land,tSports//Medicine Facility, UNR

Approved the leasing of land for a Sports/Medicine Facility  
at UNR. The Reno Orthopedic Clinic (ROC) is currently  
negotiating

Departments and would build and remodel some facilities for the Athletic Department. This Facility would be located on the University property which would be leased to the clinic for \$1 a year.


Mr. John Sandi, ROC's attorney, stated that his client,



1) With t

President Crowley stated that before any steps were taken,

concerns were raised how Dr. Jerry Dales, Team Physician,

would react. Athletic Director Chris Ault spoke with Dr. 

Dales and the project was explained to him and he was told

that UNR very strongly wishes to continue working with Dr.

Dales. President Crowley stated that a 



Dr. Rick Mullins, orthopedic physician, stated that he has worked with Dr. Dales. He stated that he was concerned about this proposal. UNR has a good medical group working with them now, and he would hate to see it jeopardized. He

It was clarified that the student athlete would probably

not have the opportunity to choose a physician during an

emergency, but would be able to choose a physician for

rehabilitation and maintenance.

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Chairman Sparks indicated that Chancellor Dawson would report back to the Board after he meets with the Interim Finance Committee.

25. Approved Concept of Waiver of Out-of-State Tuition,

other institutions is necessary.

President Maxson explained that the Navajo Nation is 250,000 strong and it has made similar arrangements with other Colleges around the country. He projected that approximately 10-15 students per year would take advantage of this proposal. It would provide a cultural diversity on the Campus and felt it was a positive matter, although he deferred his remarks to General Counsel Klasic's legal concerns.

General Counsel Klasic recommended denial of the request.

He mentioned that Nevada does not even have a Navajo Reservation. He cautioned the Board that if all factors are equal, then the minority background could be reviewed, but it does not meet the requirements. He stated that there were other ways to approach this issue.

Dr. Hammargren questioned whether there were any scholarship funds that could be designated to the Navajo Nation, and it was stated tha

Navajo people did not believe in formal education, but now believes it is a way to achieve as a nation and to survive.

There are government agreements in Arizona, Utah and New

Mexico that waive out-of-state tuition. The Navajo

does not have the facilities to send its young people to

high education. In 1983 there were approximately

1133 Navajo students, now there are approximately 5000-6000

students

" Mr. Depkley stated that he

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Dr. Eardley moved approval of the reciproca

Children Only	NA	592
Student and Spouse	1,429	1,878
Student and Child	576	936
Student, Spouse and Child	1,777	NA
Each Additional Child	348	NA
Student and Children	NA	1,248
Student and Family	NA	2,790

#### Summer Session

Student Only	62	32
Spouse Only	NA	NA
Children Only	NA	NA
Student and Spouse	388	158
Student and Child	156	78
Student, Spouse and Child	482	NA
Each Additional Child	94	NA
Student and Children	NA	104
Student and Family	NA	232

Health Service Fee                    50            20\*

\*\$20 per semester to be assessed to all undergraduate a



Throughout this process, an issue has arisen in regard to using non-State funds to publicize the election. President Maxson explained that funds were used to prepare a brochure throughout the Campus. The student body government considers this as a campaign for student health fee increase and, in addition, felt that the Student Health Center acted on behalf of the institution's Administration, which should not have been involved with the election process.

CSUN President Joel Kostman stated that the student government remained neutral in the election process and relayed that there was a 2:1 margin in support of this increase.

However, it is his understanding that the Student Health Center obtained funds from the Vice President of Student Services for distribution of the information brochure.

Students have expressed . r

837 students would pay the increase

520 students would not pay the increase

Chairman Sparks relinqu









1992, to the following:

Fritz Grupe, Accounting/Computer Information Systems,

Business Administration

James H. Trexler, Geology, School of Mines

B. University of Nevada, Las Vegas - President Maxson

recommends the following award to tenure, effective

July 1,