

MINUTES

The Board of Trustees

Temple University - Of The Commonwealth System of Higher Education

Tuesday, October 9, 1990

3:00 P.M., Temple University Hospital Auditorium
Broad and Ontario Streets

Attendance:

Members - Richard J. Fox, Chairman; Harry P. Begier, Jr.,
Francis J. Catania, Nicholas A. Cipriani*, Patricia J. Clifford,
John J. Contoudis, Paul A. Dandridge, Peter D. DePaul,
Robert C. Donatucci*, Lewis F. Gould, Jr., Lacy H. Hunt,
Mitchell G. Leibovitz, Peter J. Liacouras, Edward F. Mannino,
Brian J. O'Neill, R. Anderson Pew, William W. Rieger,
Milton L. Rock, Edward H. Rosen, Isadore A. Shrager,
Francis R. Strawbridge, James A. Williams, Clare L. Wofford
(* - participated by speaker phone),

being a quorum of the Board of Trustees;

Invited Guest - Kenneth Cundy (Faculty)

Administration and Staff - Barbara L. Brownstein, Steven R. Derby,
Jack E. Freeman, (elected Executive Vice President today),
Leon S. Malmud, Robert J. Reinstein, Laurent J. Remillard,
Arthur C. Papacostas, Valaida S. Walker, Kent Rayburn,
Paul H. Boehringer, David V. Randall, William G. Sites,
Kathy Gosliner, Jesse Milan, Robert Lux, C. Robert Harrington,
Beverly L. Breese, William C. Seyler

General Counsel - Peter Mattoon

University Counsel - George E. Moore

Members Absent - Bill Cosby, Louis J. Esposito, Chaka Fattah,
Howard Gittis, William H. Gray, III, Clifford Scott Green,
D. Donald Jamieson, Irving K. Kessler, Henry H. Nichols,
Anthony J. Scirica

From 3:00 P.M. to 3:45 P.M., the Board of Trustees met in Executive Session to hold information, strategy and negotiation session related to the negotiation of a collective bargaining agreement. The Minutes covering this Executive Session are found at the end of these Minutes.

Chairman Fox welcomed and introduced Dr. Kenneth Cundy from the faculty. None of the students who had been invited responded when their names were called by the Chairman.

ACTIONS OF THE BOARD OF TRUSTEES

1. Approval of Minutes - Regular Meeting of May 8, 1990

On motion duly made and seconded, the Board of Trustees voted to approve the Minutes of the Regular Meeting of May 8, 1990, as previously mailed to members.

Committee on Trustees Report and Recommendations for Action

Mr. Shrager, Chairman of the Committee on Trustees, called attention to the Report of that Committee (Agenda Reference 1), and recommended approval of the matters covered in Items 2, 3 and 4 of these Minutes.

2. Election of Chairman of Board

President Liacouras assumed the Chair for the election of the Board Chairman.

On motion duly made and seconded, the Board of Trustees elected Richard J. Fox as Chairman of the Board of Trustees for the year 1990-91, to serve until the next annual meeting of the Board or until his successor shall have been elected and qualified, Mr. Fox having been nominated by the Committee on Trustees on 8/7/90.

Mr. Fox then resumed the Chair, thanking the members of the Board for the confidence they have shown in re-electing him to the Chairmanship.

3. Election of Officers for 1990-1991

On motion duly made and seconded, the Board of Trustees voted to elect the officers listed below to serve until the next Annual Meeting of the Board or until their successors shall have been elected and qualified, these officers having been duly nominated by the Committee on Trustees on 9/17/90:

- PresidentPeter J. Liacouras
- ProvostBarbara L. Brownstein
- Executive Vice PresidentJack E. Freeman
- Vice President for Health Sciences Center...Leon S. Malmud
- Acting Vice President for StudentsValaida S. Walker
- Vice President, Chief Financial Officer
and TreasurerLaurent J. Remillard
- Vice PresidentRobert J. Reinstein
- Vice President for Development and
Alumni/ae AffairsSteven R. Derby
- Acting Vice President for Computer and
Information ServicesArthur C. Papacostas
- Acting Chief Executive Officer
Temple University HospitalPaul H. Boehringer
- University CounselGeorge E. Moore
- *Secretary.....William C. Seyler
- **Assistant Secretary.....Beverly L. Breese

- * - The Secretary will also serve as Secretary of the Board of Visitors
- ** - The Assistant Secretary will also serve as Assistant Secretary of the Board of Visitors

4. Election of Harold E. Kohn, Esq. as an Honorary Life Trustee

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Committee on Trustees (8/7/90) that the Board accept Harold E. Kohn's resignation as a member of the Temple University Board of Trustees and to approve the further recommendation of the Committee on Trustees that Harold E. Kohn, Esq., be elected as an Honorary Life Trustee in keeping with the By-Laws (Article II, Section 5-A) and by virtue of his long and dedicated service and loyalty to Temple University and his very generous contributions to the University.

5. President's Report

The President welcomed Dr. Jack E. Freeman to Temple University. Effective November 1, 1990, Dr. Freeman will be the Executive Vice President of the University. He has served with great distinction as Executive Vice President of the University of Pittsburgh for the last decade and for a total of 23 years at Pitt. He is without any reservation, the finest university administrator the President has worked with over the past decade. Temple University is very fortunate to have Jack Freeman and we welcome him to the University.

The President said he also welcomes those "Dump Pete" signs that appear in the audience! He would appreciate it if those in the audience would allow the meeting to continue. Those in the audience will have their opportunity to speak under the "New Business" section of the Agenda.

There are several issues that are before us and the overwhelmingly most important issues are those of the past month--the strike and its aftermath. We would like to address each of these issues, beginning with the GSEA matter. The Chairman of the Board will later refer to this point under "New Business," but the President would like to talk about it as part of his report to the Board.

As a graduate student organization, we welcome GSEA and invite its membership--the Teaching Assistants and the Research Assistants--to work with the Provost and to work with the Deans on any issues you may raise as an individual or as a group. As to GSEA's organizational process to create a union, we leave that issue to the State Labor Relations Board. The legal process should determine that answer. Under the collective bargaining law, you know that the University Board has considered this issue and has decided that it is up to the State Labor Relations Board to determine whether, for legal purposes, the GSEA is an "employee" organization or a graduate student group. While that issue is pending, to the extent that we may, under the Labor Relations Law, we invite the GSEA to work with the Provost and with the Deans.

We are very proud of our students--all 34,000 of them. But we are deeply disappointed by the losses they have suffered during the past five weeks. We thank them for their patience and for their abiding respect and love for the Temple. We are doing everything we can for them to ease the transition. We have established a one-stop Academic Help Center to cut through the bureaucracy, and we are making

interest free loans available to those who have been hurt financially by the strike.

This is the time to achieve an honorable settlement agreeable to the union and to the administration. We do not want--and it will do no one any good--to have more confrontations and more heated debates over who is right and who is wrong.

The strike has been bad for everyone--for our students, our faculty, the union, the administration, the Board, the alumni and the public.

It has been a lose--lose situation.

Temple University is larger than the interests of any one person or any group. Temple is an institution that has made--and must continue to make--a difference in the lives of thousands of people from every part of society. All of us--each and every one of us--have the responsibility to take the extra steps now to bring an end to this sad chapter. We must build on what unites us, not battle over our differences.

The first step is to achieve a negotiated settlement with TAUP. We want a settlement that is fair and responsible for both parties--and as quickly as possible. Let the State Mediator bring both sides together to settle this matter now. We should all focus on this contract. That act will, by itself, signal a beginning of the healing process that we need so much.

Beyond the settlement, there are issues of governance, of shared power, and of responsibility. These are organizational issues that concern the entire University.

We have a major challenge before us: the reality and perception held by many of our faculty and students that the processes of establishing University priorities are not responsive to their needs and interests. After awhile, we begin to believe our own rhetoric...whether we are faculty members, administrators, students or trustees. We must go beyond our narrow interests and look at University-wide interests.

This larger issue of effective participation in setting University-wide priorities must be addressed again.

Today we received from the elected Student Government a series of resolutions which we have shared with the Board of Trustees. Among the resolutions is a request to consider establishing a University Council "with membership to include representation from students, faculty, administration, staff, alumni, and the surrounding community...for advising and making recommendations to the President and Board of Trustees on all matters of concern to the University..."

The suggestion of a University Council will be referred to the next meeting of the Student Affairs Committee of the Board of Trustees, which normally would be scheduled to meet on November 6.

We have also been asked to consider the appointment of a student member and a faculty member on the Board of Trustees. Although this issue has been discussed in the past by the Board's Committee on Trustees, we will request that the Committee hear again from those advocating student and faculty membership on the Board.

We welcome student and faculty suggestions on ways to improve the University, and we have asked Jack Freeman, who joins us on November 1 as Executive Vice President, to meet with all interested persons--faculty, students and staff--for their suggestions on improving the administration at Temple.

Dr. Freeman comes to our University without any personal agenda, and without any ties to Temple's past. He comes with an open mind, a reputation for personal integrity, and a willingness to listen to students and faculty. And we will listen to everyone. Like many faculty and administrators, Jack Freeman has bought into the mission of Temple University. That is why we were able to convince him to join us.

There is ample time to address all of these issues. The important thing now is to achieve a fair and honorable negotiated settlement. We urge the parties to achieve such an agreement as quickly as possible. Our negotiating team awaits the call of the State Mediator.

Finally, a word to the Board of Trustees: You are all volunteers engaged in public service and in the public interest. All of you could serve on other university boards and on the boards of foundations and charitable institutions. Or you could do something else with the countless hours you spend on Temple matters. You serve on our Board because you believe in Temple's mission. We know how conscientious you have been, how selfless you have been, and how much you have listened to and been pained by the suffering, particularly of our students.

All of us take tremendous pride in a University that serves the broadest possible constituency. But at Temple, we tend to air our disputes in public. This strike is no exception.

Our students have suffered.

Our faculty is a unique source of scholarship, teaching and research. They, too, have students' interests foremost in their hearts, and they too, have been hurt by the strike.

Anyone who has ever been touched by Temple feels the pain of this strike. It has been encouraging to hear from the hundreds of people out there who have called because of a deep and genuine concern for Temple; they ask if they can help because they say that the University gave them a chance in life.

We have full confidence in the future. Temple University is truly a great institution. If it did not exist, it would have to be created to serve the working people.

In the short term, we are engulfed in the divisive issues emerging from the strike. This, too, shall pass. The real question is whether we learn from the past, build on our experience--including our mistakes--and strengthen Temple University in its pursuit of excellence.

The first step on that road is to achieve a negotiated settlement now.

Executive Committee Report and Recommendations for Action

In the absence of the Chairman of the Executive Committee, Judge Scirica, the President called attention to the Report of that Committee (Agenda Reference 15), and recommended approval of the matters covered in Items 6, 7, 8 and 9 of these Minutes.

6. Borrowing Authority - 10/9/90 - 12/31/90

On motion duly made and seconded, the Board of Trustees voted to authorize the officers to borrow for operating purposes of the University \$30 million on terms which the officers believe best for the University, such authorization to cover the period from October 9, 1990 through December 31, 1990. (Resolution is attached as SUPPLEMENT I.)

7. Authorization for Executive Committee to Act on Behalf of Board with Respect to the Final University and Final Hospital Budgets for 1990-91

On motion duly made and seconded, the Board of Trustees, because of the impact of the recent strike, voted to authorize the Executive Committee, at its November 1, 1990 meeting, to act on behalf of the Board with respect to the adoption of a Final University Budget for 1990-91 and a Final Hospital Budget for 1990-91, with the understanding that all Board Members will be invited to attend the Joint Meeting of the Executive Committee and the Business and Finance Committee on November 1, 1990, at which time these important matters will be determined.

8. Bank Account Withdrawal Authorization Resolution

On motion duly made and seconded, the Board of Trustees voted to adopt the Bank Account Withdrawal Resolution attached as SUPPLEMENT II, substituting the name of Charles J. Smyth, Assistant Budget Director, for that of Eric H. Miller, who has retired as Assistant Budget Director.

9. Place, Dates and Time of Board Meetings-- December 1990 through October 1991

On motion duly made and seconded, the Board of Trustees voted to schedule its December 11, 1990 meeting in the Feinstein Lounge, Sullivan Hall, Park and Berks Malls, at 3:00 P.M.; and to schedule its March 12, May 14 and October 8, 1991 meetings at the same place and at the same time.

Campus Planning and Plant Management Committee Report and Recommendations for Action

Judge Dandridge, Vice Chairman of the Campus Planning and Plant Management Committee, called attention to the Report of that Committee (Agenda Reference 9), and recommended approval of the matters covered in Items 10, 11, and 12 of these Minutes.

10. Purchase of Cardiology Ultrasound Unit - Health Science Center

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant Management Committee (9/7/90) that the officers be authorized to proceed with the purchase of a Hewlett Packard Echo Sonos Cardiac Ultrasound Machine at a cost of \$125,367, with funding to come from the approved Fiscal Year 1990 Hospital Capital Budget.

11. Purchase of Computerized Axial Tomography (CAT) Scanner - Health Sciences Center

The President and Vice President Remillard noted that the University has \$900,000 from private sources to apply to the \$1.3 million cost of this CAT Scanner.

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant Management Committee (9/7/90) that the officers be authorized to purchase and install a new CAT Scanner for the Temple University Hospital at a cost not to exceed \$1.3 million, with funding from a private gift and the Temple University floating rate daily demand revenue bonds, first series of 1984, issued by the Pennsylvania Higher Education Facilities Authority (PHEFA), or a combination of the two.

12. Renovation of Hudson Building - Infant Mortality Reduction Program (IMRP)

The President pointed out that the funding for this project will come from the Plant Development Fund, and the research funds have been provided by the William Penn Foundation. He said that it had been hoped that this matter would have been taken care of at the May Board meeting, and he thanked the Board for taking this matter up today.

On motion duly made and seconded, the Board of Trustees voted to approve the recommendation of the Campus Planning and Plant and Management Committee (2/2/90) that the officers be authorized to renovate the first and second floors of the Hudson Building to house the Infant Mortality Reduction Program (IMRP), at a cost not to exceed \$376,000, with funding to come from the Plant Development Fund.

Hospital Board of Governors Report and Recommendation for Action

Dr. Milton L. Rock called attention to the Report of the Hospital Board of Governors (Agenda Reference 13), and recommended approval of the matter covered in Item 13 of these Minutes.

13. Election of Members to the Board of Governors of Temple University Hospital

On motion duly made and seconded, the Board of Trustees, in accordance with the Trustees By-Laws (Art. IV, Section 13), and in accordance with the Governors By-Laws (Art. III, Section 2A and 2B), elected the persons listed below to membership on the Board of Governors, Temple University Hospital, for the terms indicated, effective October 9, 1990, these persons having been duly nominated by the Board of Governors on 9/11/90; and the Board instructed the Secretary to cast an unanimous ballot for the election of these persons:

Re-Elected for Three Year Terms (1990-1993)

Paul M. Henkels
Chief Justice Robert N. C. Nix, Jr.
Daniel H. Polett
Milton L. Rock
Sol E. Zubrow

Committee on Development Report

Mr. Rosen, Chairman of the Development Committee, called attention to the Report of that Committee (Agenda Reference 20) noting that the private support received by the University during the fiscal year ending 6/30/90 totalled \$17.1 million, an increase of 11% over the previous year.

Reports of Other Committees

The Chairman of the Board called attention to the reports of the other Committees (Agenda References 16, 17, 18, 19, and 21), suggesting that if Trustees had questions about these Reports, they should communicate with the appropriate Chairman.

14. Appointment to Committees Other Than the Honorary Degrees Committee, the Executive Committee, and the Committee on Trustees

Mr. Fox called attention to the captioned Committee appointments, noting that the membership of the Committees for 1990-91 is found in Agenda Reference 22 of today's Agenda.

15. Election of Members of the Executive Committee

On motion duly made and seconded, the Board of Trustees, as required by Article IV, Section 1-A of the By-Laws voted to approve the appointments made to the Executive Committee made this day by the Chairman of the Board and effective this date (10/9/90). The membership of the Executive Committee is found in Agenda Reference 23 of today's Agenda.

16. Appointment of Committee on Honorary Degrees by the President

President Liacouras called attention to the captioned appointments, noting that they are found in Agenda Reference 24 of today's Agenda.

17. Election of Members of Committee on Trustees

On motion duly made and seconded, the Board of Trustees voted to elect the following Trustees to membership on the Committee on Trustees:

Louis J. Esposito	Henry H. Nichols
Milton L. Rock	Isadore A. Shrager
Clare L. Wofford	

(Under the By-Laws [Article IV, Section 6-A], the Committee on Trustees consists of the President, the Chairman of the Board, and the Chairman of the Executive Committee--plus the five elected members. The Committee elects its own Chairman.)

18. Treasurer's Report

Without objection, the Board of Trustees received the list of gifts received between July 1, 1989 and June 30, 1990; grants and contracts awarded between July 1, 1989 and June 30, 1990; and the purchases and sales of securities between March 1, 1990 and June 30, 1990, said report having been distributed to the Board meeting of today (Agenda Reference 26).

NEW BUSINESS

19. Presentation by Tom Downey of the Graduate Students Educational Association (GSEA)

Mr. Fox said that we have had a request from Tom Downey of the Graduate Students Education Association (GSEA) to address the Board. Although the normal procedure is for groups such as the GSEA to appear before an appropriate Committee of the Board, which Committee hears what the group has to say and then makes a recommendation to the full Board, in this case the Board is making an exception, so that Mr. Downey may make a brief statement to the Board.

Mr. Downey said that the GSEA has signed up more than one-half of the Graduate Students who have designated the GSEA to represent them as a bargaining unit. He said that what the GSEA is seeking is to have the Provost and the President sit down and talk about the concerns of the GSEA. He said that Graduate Students are paid \$6,500 a year, and they are not permitted to work outside the University. It is most difficult to try to support a family on \$6,500 a year. We would like to have an opportunity to talk about this with the President and the Provost. We could do this through the State Labor Relations Board, or the administration can say that they will talk with us.

Mr. Downey said he agrees with the President that we should get the labor difficulties behind us, and having the administration sit down to talk over these matters would be most helpful in this regard.

A second concern of the GSEA has to do with the fact that a number of graduate students were arrested for sitting in at the President's Office. They were informed that they were suspended; they are not allowed on campus to teach their classes; so far there has been no hearing. Mr. Downey said the GSEA has several hundred signatures urging that a hearing be held on this matter so that it can be cleared up.

Mr. Fox said that the next meeting of the Student Affairs Committee would be pleased to listen to the concerns of the GSEA. The President noted that Dr. Valaida Walker, Acting Vice President for the Students, is the staff officer for the Student Affairs Committee, and the GSEA and other groups who may want to get on the Agenda for the next Student Affairs Committee meeting should contact Dr. Walker. The President asked Dr. Walker and University Counsel George Moore to respond to Mr. Downey's concern about the suspended students. The President said that in the Disciplinary Code, there is a final person to whom a student can appeal, and that is the Vice President for Students. The President doesn't participate in this Disciplinary process; so, he would prefer not to comment, but to have Dr. Walker and Mr. Moore respond.

Mr. Moore said that six students were arrested for blocking the entrance to the President's suite of offices, after they had been given about four warnings. They were notified that they would be suspended pending a hearing. The University has been trying to set up that hearing; we hoped to have it yesterday because hearing officers were finally available. The lawyer for the students asked that the hearing not be set for yesterday; so, we offered next Monday, Tuesday or Thursday--and Mr. Moore said that the University would also like to get this matter cleared up. Dr. Walker said that her understanding of the situation is the same as that of Mr. Moore.

The President said there is no provision in the Disciplinary Code for review by the President, but the President said he will review the decisions when they are made.

Mr. Downey said GSEA will be happy to come before the Student Affairs Committee to air its concerns; he said that they were told earlier that they had to be a student group to appear before that Committee. Mr. Fox said that they did not have to be a student group. The President said the main purpose of the meeting before the Student Affairs Committee will be to present the issues that have been raised today. It should be recognized, however, that any final decisions on these matters will have to come from the full Board of Trustees.

Mr. Fox told Mr. Downey that the kinds of issues that he is raising are certainly appropriate. The appropriate initiation of discussion of such issues is at the Committee level, and the Board welcomes that. We suggest that you seek to get on the agenda of the Student Affairs Committee, and that Committee will then report the issues to the full Board, usually with some kind of recommendation.

Mr. Downey said the graduate students are anxious to have a hearing--and he read from a provision of the Disciplinary Code to the

effect that "pending action on the charges, the status of a student should not be altered, or his right to be on the campus and to attend classes be suspended..." Mr. Moore noted that the conclusion of that provision, however, is--"except for reasons relating to the student's physical or emotional safety or well-being or for reasons relating to the safety and well-being of students, faculty, staff, or University property, as determined by the Vice President of University Administration (now the Vice President for students).

Mr. Fox said this Board cannot adjudicate this matter but the Board would like to find an answer as promptly as possible. Mr. Downey made his case and the Board understands the GSEA problems. He suggested that the GSEA have its attorney meet as soon as possible with University Counsel Moore so that this matter can be resolved.

Mr. Leibovitz thanked Mr. Downey for his presentation. We need graduate students to teach undergraduates. The Board would like to make certain that the scheduling of the Student Affairs Committee meeting be done in such a way that you have an opportunity to discuss your concerns fully. We should do everything possible to schedule a meeting at a time that is mutually agreeable to the Committee and to the students who want to present their concerns.

Mr. Fox said that the Board's processes are to allow whatever grievances you have to be aired. If there are other students or student groups who have concerns, they should contact the Secretary who will explain the proper procedure for getting on a Board Committee's agenda.

Mr. Mannino joined Mr. Leibovitz in thanking Mr. Downey for the GSEA presentation. He said that he and other Trustees have received a number of very thoughtful letters from graduate students, and the Board appreciates getting these expressions of concern from them. These concerns will be addressed, and the Board appreciates the attendance of students at today's meeting.

The President said we would continue to try to expedite the hearings for the suspended graduate students and get this behind us. We need the graduate students in the classrooms. We must, of course, follow the prescribed procedures in the Disciplinary Code, but let's try to get it done as promptly as possible.

20. Sunshine Law Report on Meetings Held in Executive Session

Mr. Fox said that under the Sunshine Law, the Board is required to report on the reasons for any meetings held in Executive Session. He stated that from July to the date of this meeting, the Board or its committees had met in Executive Session several times regarding the negotiations of a collective bargaining agreement with TAUP. He asked the Secretary to include such a report giving the particular dates with these Minutes.

(Secretary's Note: Under the Sunshine Law, an agency may hold an executive session for one or more of the following reasons: "To hold information, strategy and negotiation sessions related to the negotiation or arbitration of a collective bargaining agreement or, in the absence of a collective bargaining unit, related to labor relations and arbitration." Under this Sunshine Law provision, the Employee Relations Committee of the Board of Trustees held Conference Calls on

the following dates: August 27 and 31, 1990; September 2 and 3 (two Conference Calls), September 9 (two calls), September 11, September 13 (two Calls), September 14, September 20, September 22, September 26, and October 4, 1990.

In addition, the full Board of Trustees held briefing sessions on September 5, 1990, September 17, September 27, and October 1, 1990.)

21. Expression of Concerns by Undergraduate Students

Mr. Fox said that the usual procedure for students or other groups to express their concerns to the Board is for them to appear before a Committee of the Board, and a report is then made to the full Board by a particular Committee.

Several students present said that the matters they wanted to discuss were very important to them; consequently, Mr. Fox said that the Board would entertain questions from the students present for twenty minutes.

The first questioner asked if the Trustees would indicate their respective positions on the matter of getting a back-to-work injunction. Mr. Fox said there was unanimous approval of the request to seek an injunction. There has not been a dissenting vote cast with respect to the Board's collective bargaining position.

The second questioner referred to campus police activities in monitoring dissenting student groups, and a question was asked about what the University will do with the video tape that has been taken. University Counsel George Moore said that our security office undertakes appropriate steps to protect university property, staying within proper legal parameters. A written request has been received on this matter, and Mr. Moore said a written answer will be provided to the request. Security has the right to maintain its own records. We use this kind of evidence to confirm whether or not a person has engaged in unlawful activities, including the damaging or destruction of University property, and it may be employed in legal proceedings involving those matters.

The President suggested that a couple of students and faculty be asked to sit with University Counsel and the head of security to dispose of any such photographs at the first appropriate moment. The last thing the President wants is surveillance, having been the subject of surveillance himself during the 1960s and 1970s. When there is a question raised in court, the only way we have to prove it is through tangible evidence. It has no appropriate place at an institution such as Temple University. He would like to dispose of this issue as quickly as possible.

The third questioner wanted to know who was in attendance when the injunction matter was decided. Mr. Fox explained that the Minutes having to do with "information, strategy and negotiations sessions related to the negotiation or arbitration of a collective bargaining agreement" are not public documents; so, the requested information cannot be provided.

The fourth questioner asked if the back-to-work injunction, currently in place, will extend in to the next semester. Mr. Moore said the injunction is of indefinite duration until a final hearing; it continues unless and until the judge modifies it. If there is not a move to settle, then the injunction is still in place.

The fifth questioner asked if the students could have a clear idea of the Board's position regarding actually having a fair settlement happen. Mr. Fox said the Board's objective is to have a fair contractual settlement with the faculty union. It is our goal. It is our hope that as soon as feasible, the Mediator will bring the parties together.

The sixth questioner asked if the University intends to ask the Mediator to get the parties together any time soon. Mr. Fox said we have asked the Mediator to bring the parties together as soon as possible. The role of the Mediator is to bring the parties together if it appears likely that progress will be made toward settlement.

The seventh questioner said it is his understanding that two ways for getting a settlement is for the University to give the faculty what they are asking for; or to agree to binding arbitration. Either approach would bring an immediate settlement.

Mr. Fox said the responsibility of this Board extends to the students and many other groups and not just to the faculty. It goes to the tuition that is charged; it goes to every other employee of the University. The University has made a fair and equitable offer, based on comparable salaries provided by institutions similar to Temple University. This is, of course, a judgment call and the Board considered the offer very carefully before authorizing it. The goal of collective bargaining is to find the process to get to a settlement.

The eighth questioner said that only 23% of the University's budget is allocated to Instruction, noting that as a student, she is very deeply disturbed that only 23% of the budget goes for this key purpose. The questions are--why is the Instruction portion so low; and where does the remainder of the budget go.

Chief Financial Officer Laurent Remillard said that the total University Budget includes the Practice Plan at the Health Sciences Center, the Hospital, and the Woodhaven Center. Mr. Fox said there is a number that can be developed accurately; the budget is public information and it spreads out all of the expenses and the income of the University. There are two faculty members on the University Budget Committee.

It was agreed that Chief Financial Officer Remillard will attend the next meeting of the Student Affairs Committee to provide the information requested as to the portion of the University Budget which is allocated to Instruction.

The ninth questioner (who identified herself as Marie Ann Connor) said that Temple students pay more than any other State University--yet, we have one of the worst faculty-student ratios. Provost Barbara Brownstein said she doesn't think this is a fact.

This information is part of our reports to the Commonwealth, which comes out of her office. The analysis of these reports is open to anybody. The numbers for the State-Related Universities come out almost identical. Our numbers are very close to those of Penn State. We prepare those reports in cooperation with the other State-Related Universities--Pitt and Penn State. We all try to maintain the same standards of quality.

The tenth questioner (who identified himself as Harve Weiner of GSEA) said the problem the students have is that we do not believe what the Board is saying. We have heard about the negotiations and how they have been going. It is obvious that the University has refused to change its position, whereas the faculty has made concessions. GSEA feels it is being pushed into a corner because we are being forced to go through the Pennsylvania Labor Relations Board --this is expensive and the GSEA cannot fight the University in court.

Mr. Fox said that the students do not know what took place at the negotiating table. There has been a lot of negotiations but we really cannot get into the details at a meeting of this kind. That has to be reserved for the collective bargaining that goes on between the parties.

The eleventh questioner asked about the next meeting of the Committee on Trustees (which serves as the Nominating Committee for the Board), and it was noted that this Committee does not meet on a regular basis. Trustees have just been elected at today's meeting; so, the Committee on Trustees probably will not be meeting in the immediate future.

The twelfth questioner identified herself as a student from South Africa and she said it does not appear that anyone from the University will meet to discuss the problems of foreign students on campus. Many of us came to Temple University because it was recommended by other foreign students who had found this to be a very good University. She said that foreign students, who are charged triple the tuition paid by most students, need something from the Board of Trustees. Mr. Fox suggested that the questioner speak with Dr. Valaida Walker, Acting Vice President for Students.

The thirteenth questioner said that the Board of Trustees decided that if the strike were not settled by a given date, the semester would be cancelled--and the question was--didn't the Board feel that cancelling the semester would have caused more harm than merely delaying the beginning of the spring semester. Mr. Fox said there was never any consideration of cancelling the semester. The consideration was cancelling those classes that were not meeting and for which there were no teachers to teach. The decision was to cancel any classes that weren't being taught. He said that about 60% of the classes were meeting. The Board recognizes that what happened represented a serious hardship on the students.

Mr. Fox said that this Board and the Administration have tried to come up with a fair and equitable settlement, and there never was any discussion about cancelling the whole semester.

Dr. Hunt said that he is a member of the Employee Relations Committee of the Board of Trustees. Although he did not sit in on the actual negotiations with the Temple Association of University Professionals (TAUP), we had an excellent Negotiator in the person of Bob Harrington. We have been having Conference Calls night and day. We examined our resources and we tried to make a fair and equitable offer which we thought would be acceptable because it was so generous in comparison with offers made to universities which are similar to Temple. We thought we went the extra mile. We are ready to go back into negotiations at a moment's notice to get this matter resolved.

Dr. Hunt said it is a seriously wrong assumption to think that this Board is not very concerned about the students of Temple University. He was a graduate student here at the University back in the 1960s and he understands how upsetting an interruption in a student's education can be. This Board is prepared to negotiate an end to this situation so that everyone can get back to our business of education.

The fourteenth questioner said that many of the students are very proud of this University, and the Board should understand that many students had no classes at all; we had a lot of free time and we did research on what is going on. We found out that our professors are paid less than any other State University at every single level. Mr. Fox said this statement is not factual. The student said that the quality of education at this University is going down, and it is happening right under the noses of the Board. The questioner wants the Board to be accountable for this.

The meeting of the Board of Trustees was adjourned at 5:05 P.M.

(Secretary's Note: Following the Board meeting, three persons indicated that they wanted to be informed about the next meeting of the Student Affairs Committee of the Board--Lisa Meinier, Temple PIRG, 787-7512; Tom Downey, Graduate Student Employees Association, 843-2894; and Marlina Zaro, who had no specific student organization affiliation, 790-0950. The Secretary will inform these persons when the next meeting of the Student Affairs Committee is scheduled.)

W. C. S.

MINUTES

The Corporation of Temple University

Temple University - Of The Commonwealth System of Higher Education

Tuesday, October 9, 1990

3:45 P.M., Temple University Hospital Auditorium
Broad and Ontario Streets

Attendance:

Members - President Peter J. Liacouras, presiding;
Harry P. Begier, Jr., Francis J. Catania, Nicholas A. Cipriani*,
Patricia J. Clifford, John J. Contoudis, Paul A. Dandridge,
Peter D. DePaul, Robert C. Donatucci*, Richard J. Fox,
Lewis F. Gould, Jr., Lacy H. Hunt, Mitchell G. Leibovitz,
Edward F. Mannino, Brian J. O'Neill, R. Anderson Pew,
William W. Rieger, Milton L. Rock, Edward H. Rosen,
Isadore A. Shrager, Francis R. Strawbridge, James A. Williams,
Clare L. Wofford, (* - participated by speaker phone),

being a quorum of the Corporation;

Administration and Staff - Barbara L. Brownstein, Steven R. Derby,
Jack E. Freeman, Leon S. Malmud, Robert J. Reinstein,
Laurent J. Remillard, Arthur C. Papacostas, Valaida S. Walker,
Kent Rayburn, Paul H. Boehringer, David V. Randall,
William G. Sites, Kathy Gosliner, Jesse Milan, Robert Lux,
C. Robert Harrington, Beverly L. Breese, William C. Seyler

General Counsel - Peter Mattoon

University Counsel - George E. Moore

The meeting was opened with prayer by Mrs. Clifford.

ACTIONS OF THE CORPORATION

1. Approval of Minutes, Annual Meeting, October 10, 1989

On motion duly made and seconded, the Minutes of the Annual Meeting of October 10, 1989 were approved as distributed.

2. Re-Election of University Trustees

On motion duly made and seconded, the Secretary was instructed to cast the unanimous ballot of the Corporation for the re-election, of the following persons to membership on the Board of Trustees as nominated by the Committee on Trustees (8/7/90), to serve for the terms indicated:

For Re-Election

John J. Contoudis	(1990-94)
Bill Cosby	(1990-94)
Louis J. Esposito	(1990-94)
Irving K. Kessler	(1990-94)
Isadore A. Shrager	(1990-94)

For Election to Unexpired Term

Anthony J. Scirica (1990-93)*

* (Completing the unexpired term of Harold E. Kohn, Esq.)

3. Re-Election of Commonwealth Trustee -
The Honorable William W. Rieger

On motion duly made and seconded, the Corporation voted to re-elect The Honorable William W. Rieger to a four-year term beginning October 1990 to the Board of Trustees of Temple University - Of The Commonwealth System of Higher Education, Mr. Rieger having been re-appointed on October 1, 1990, to a four-year term (1990-94) by The Speaker of the House, The Honorable Robert W. O'Donnell.

4. Approval of Actions, Officers and Trustees, 1989-90

On motion duly made and seconded, the Corporation ratified, confirmed and approved the actions during the preceding year of the Temple University Corporation and its officers, and of the Board, and its officers.

There being no further business, the Annual Meeting of the Temple University Corporation was adjourned at 3:50 P.M.

W.E. L.