

UNIVERSITY OF MAINE SYSTEM

Board of Trustees Meeting

at the University of Maine System

May 18, 2009

**Board of Trustees Meeting**

**Present:** Lyndel Wishcamper, Chair; Eleanor Baker, James Dowe, Norman Fournier, Tamera Grieshaber, Krisandra Horn, William Johnson, Kevin McCarthy, Barry McCrum, Marjorie Medd, Paul Mitchell, Victoria Murphy, Wayne Newell, and Charles O'Leary. **Chancellor:** Richard Pattenau. **Faculty Representatives:** Raymond Albert, Terry Colby, Bert Jacobs, Harold Jones, Dianne Hoff (for Robert Rice), and Joanne Williams. **Student Representatives:** Rebecca Dyer, Marie Follayttar, Cynthia Nesbit, Catherine Siegel, and Charles Weiss. **University Presidents:** Selma Botman, Richard Cost, Allyson Handley, Cynthia Huggins, Theodora Kalikow, and Robert Kennedy. **System Staff:** Tracy Bigney, James Breece, Eduard Dailide, Tracy Elliott, Frank Gerry, Rosa Redonnett, Kelley Wiltbank, and Rebecca Wyke. Press and public.

**Absent:** Jean Flahive and Susan Gendron.

Trustee Wishcamper, Chair, called the meeting to order and welcomed everyone.

**Citizen Comment.** Citizen Comment is a time regularly set aside for comments from the public. The following individuals spoke during the citizen comment period:

Jim McClymer  
Marie Follayttar  
Tony Brinkley  
Margo Lukens

**Acceptance of Minutes.** On a motion by Trustee Johnson, which was seconded by Trustee Dowe, the minutes from the following meetings were unanimously approved as presented:  
March 16, 2009 – Board of Trustees Meeting and Board Committee Meetings

**Chair's Agenda and Report.** Trustee Wishcamper welcomed the new Board of Trustees members – Eleanor (Ellie) Baker and Kevin McCarthy. Trustee McCrum was acknowledged for his 10 years of service and dedication to the University of Maine System. The New Challenges/ New Directions Task Force will meet with the Board of Trustees at 1:00 pm and the Task Force will meet with the Presidents at 3:00 pm. The UMS is facing daunting challenges not only on what to do but also on how to proceed. This is the last Board meeting for this academic year and we are committed to getting the UMS focused in the proper direction.

**Chancellor's Report.** Chancellor Pattenau thanked the folks who spoke during citizen comment as a reminder of the differential power of academic areas within the UMS. The UMS graduated a record number of students at commencements this year. The UMPI wind turbine dedication went very well. The Presidents are working very hard to make budget decisions to protect the core missions. Chancellor Pattenau commented that this year will be the lowest tuition increase for the UMS for the past seven years. The tuition increase reflects the Board's desire to maintain affordability as well as the enormous commitment of the campuses to develop their budgets within the constraints of the current funding.

**Committee Reports/Action.**

Audit Committee – Trustee Dowe reported that the Committee met on May 11<sup>th</sup> with KPMG and PricewaterhouseCoopers (PWC) to review the FY09 Internal Audit. Nothing material was reported. KPMG and PWC were very complimentary and praised the System staff and the campus staff for their work on the audits. The Audit Committee approved the Red Flag Rules which is an identity theft program mandated by the Federal Trade Commission, Under the UMS program the Audit Committee has authority to monitor the program.

Finance/Facilities Committee – Trustee Fournier reported that the Committee met on May 11<sup>th</sup> and May 18<sup>th</sup> to review the FY2010 budget and recommended student charges. The budget review included the System budget as well as each campus budget. The Presidents and Chief Financial Officers presented their campus budget for review. The Committee forwarded to the consent agenda several facilities issues.

Technology Committee – Trustee McCrum reported that the Committee met on May 14<sup>th</sup> for an update of the major technology projects completed or underway which included a report on Arena 1, a MaineStreet update, the Datacenter's readiness and consolidation, the optical network, and a distance education update. Trustee McCrum suggested the Technology Committee provide the Board with a presentation at the July Board meeting.

**Action Items.**

Three Year Review of the Student Code of Conduct. Trustee Johnson introduced Stephen Nelson, Director of Community Standards at USM, who chaired the Conduct Review Board which is responsible for the three year review of the UMS Student Code of Conduct. The Board is composed of representatives from each University and met and carefully reviewed the Conduct Code and thoroughly discussed suggested additions and modifications. The proposed changes have received the full support of all campus Conduct Officers and Chief Student Affairs Officers. Changes have also been approved by University Counsel.

On a motion by Trustee Murphy, which was seconded by Trustee Dowe, the Board of Trustees of the University of Maine System accepted the proposed changes to the Student Code of Conduct.

Revisions to Board Policy on Human Subject Review. Trustee Marjorie Medd explained the proposed revisions to Board Policy on Human Subject Review. The proposed policy and procedures were presented as an information item at the March Board meeting. The current Board policy and procedures were written in 1990 and have not been revised since. The newly proposed policy and procedures state what constitutes research, and offers guidelines for universities on what sort of research may require Institutional Review Board oversight.

On a motion by Trustee Johnson, which was seconded by Trustee Baker, the Board of Trustees of the University of Maine System approved the new policy on Human Subject Research, and endorsed the administrative procedures and request that they be accompanied by explanatory materials.

**Consent Agenda.** On a motion by Trustee McCrum, which was seconded by Trustee Johnson, the following recommendations were unanimously approved by the Board:

Confirm Faculty and Student Representatives to the Board of Trustees. The Board of Trustees approved the appointments of the Faculty and Student Representatives to the Board of Trustees, as presented.

Election of Board Officers. The Board of Trustees approved the Board of Trustees slate of officers for 2009-2010. Trustee Lyndel Wishcamper will serve as Chair and Trustee Norman Fournier will serve as Vice Chair.

Confirmation of Boards of Visitors. The Board of Trustees confirmed campus Boards of Visitors appointments, as presented.

Reappointment of the Chancellor. The Board of Trustees extended the appointment of Dr. Richard L. Pattenaude as Chancellor for a two-year term ending June 30, 2011.

Appointment for Trustee Approval. The Board of Trustees approved the appointment to positions at or above the level of Dean or equivalent or with tenure as recommended by the Chancellor, as follows:

- Joyce Taylor Gibson, Dean, Lewiston-Auburn College, with Tenure, to be effective upon assuming a full-time faculty position, USM
- Anne E. Pooler, Dean, College of Education and Human Development, UM
- Eric Rolfson, Vice President for Development and Alumni Relations, UM
- Judith A. Spross, Acting Dean of Nursing, USM

FY2010 Budget and Recommended Student Charges. The Board of Trustees approved the FY2010 Operating Budget and Recommended Student Charges.

Regional Learning Center at Tidewater Farm in Falmouth – UM. The Board of Trustees authorized the University of Maine to contribute \$400,000 towards construction of the Regional Learning Center at Tidewater Farm by the Tidewater Conservation Foundation in exchange for a 90 year lease at the Regional Learning Center at Tidewater Farm for space for the University of Maine Cooperative Extension, subject to review and approval of the negotiated terms and conditions of the lease by the System Office and University Counsel and the UMaine donations goal requirement has been met.

Fogler Library Ventilation Upgrades – UM. The Board of Trustees approved a project to upgrade the existing building HVAC systems and to add environmental controls to selected areas of Fogler Library for the archival storage of documents and to improve indoor air quality for building occupants at a proposed cost of \$1,200,000.

Culter Health Center Lease – UM. The Board of Trustees authorized the leasing of space at 5721 Cutler Health Center, Orono Campus, to Norumbega Medical Specialists, Ltd., for the purpose of providing health services as specified in the agreement for health services for a period of five-and-one-half (5½) years with the option of renewal.

Robie Andrews Dormitory Improvements – USM. The Board of Trustees authorized the Robie Andrews Hall improvements project at a total project cost of \$530,000 utilizing the proceeds from the sale of Portland Hall (USM).

Upton Hastings Dormitory Upgrades and Improvements – USM. The Board of Trustees authorized the Upton Hastings Hall improvements project at a total project cost of \$950,000 utilizing proceeds from the sale of Portland Hall (USM).

Authorization to sell 68 High Street – USM. The Board of Trustees authorized the sale of 68 High Street, Portland, Maine, subject to review and approval by University Counsel, with the proceeds from the sale to be used for renovation of existing space to better support teaching and learning.

**Information Items.** The following items were included in the agenda for information only:

- FY09 Financial Update
- Capital Projects Status Report
- Summary of Current Statistics
- Agenda Calendar

**Date of Next Meeting.** The next meeting of the Board of Trustees will be July 13, 2009 at the University of Maine System.

Adjournment.

Ellen Doughty for  
J. Kelley Wiltbank, Clerk