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University of New Mexico Board of Regents Minutes for December 12, 1962

University of New Mexico Board of Regents

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THE MINUTES OF THE MEETING OF
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO

December 12, 1962

The Regents of the University met at 2:00 PM on Wednesday, December 12, 1962, in the Council Room of the New Mexico Union.

Present: Dr. Lawrence H. Wilkinson, President
Mr. Howard C. Bratton, Vice President
Mrs. Jack Brandenburg, Secretary-Treasurer
Mr. Bryan G. Johnson
Mr. Thomas R. Roberts

Also present: President Tom L. Popejoy
Dr. Harold L. Enarson, Academic Vice President
Mr. John Perovich, Comptroller
Dr. Sherman E. Smith, Director of Student Affairs
Mr. John N. Durrie, University Secretary
Miss Frankie McCarty, Albuquerque Journal
Mr. Milas Hurley, Albuquerque Tribune
Dean Reginald H. Fitz, School of Medicine
Dr. Solomon Papper, School of Medicine

* * * * *

Dr. Wilkinson asked for any changes in the minutes of the meeting of November 17, 1962. It was moved by Mrs. Brandenburg, seconded by Mr. Roberts, that the minutes be approved as submitted. Carried.

Minutes of
Meeting of
Nov. 17,
1962

* * * * *

President Popejoy noted that at the July 21, 1962, meeting the Regents had approved by lease-purchase option from the Southwestern Construction Co. (Mr. Hugh Woodward, president), the acquisition of 8.51 acres of land fronting on North University Boulevard, adjacent to the golf course. He said that the same owners had now offered a similar opportunity with reference to 9.58 acres fronting on North University Boulevard but south of Lomas. The President told the Board that this land represented the only large tract of vacant land near the central campus and that he considered its acquisition a prudent investment. The terms of the lease, he said, were similar to those in the July agreement.

Acquisition
of Land by
Lease-
Purchase
Option

It was thereupon moved by Mr. Johnson, seconded by Mr. Roberts, that the University enter into the proposed lease-purchase option subject to final approval of the abstract and title by the University attorneys. Carried.

* * * * *

Medical
School
Budget

The Regents considered at length the proposed biennial budgets (1963-65) for construction of the Medical School's basic science building and for the School's operation during this period.

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THE UNIVERSITY OF NEW MEXICO
SCHOOL OF MEDICINE

Basic Science Building

I. Identification of costs and support:

	<u>COSTS</u>		
	<u>1963-65</u>	<u>1965-67</u>	<u>Total</u>
Basic Science Structure	\$2,800,000	\$1,200,000	\$4,000,000
Library Building		1,000,000	1,000,000
Movable Equipment	550,000	350,000	900,000
Library equipment and acquisitions	200,000		200,000
TOTAL COSTS	<u>\$3,550,000</u>	<u>\$2,550,000</u>	<u>\$6,100,000</u>

	<u>SUPPORT</u>		
W. K. Kellogg Foundation	\$ 700,000		\$ 700,000
National Institutes of Health:			
Basic Science Building	900,000	700,000	1,600,000
Equipment	450,000	300,000	750,000
Donations:			
Library Building		1,000,000	1,000,000
Library equipment and acquisitions (Bernalillo County Medical Association)	200,000		200,000
University:			
Basic Science Building	1,200,000	500,000	1,700,000
Equipment	100,000	50,000	150,000
TOTAL SUPPORT	<u>\$3,550,000</u>	<u>\$2,550,000</u>	<u>\$6,100,000</u>

II. Estimated Operating Budget:

	<u>EXPENDITURES</u>	
	<u>1963-64</u>	<u>1964-65</u>
Administrative		
Dean and Assistant Dean	\$22,000	\$38,000
Clerical	9,500	13,000
Supplies - Equipment	4,000	4,000
Travel	<u>1,500</u>	<u>1,500</u>
Total Administrative	\$37,000	\$37,000
Instruction		
Instructional Staff	\$165,000	\$327,500
Clerical	21,000	32,000
Technicians		42,000
Supplies - Equipment	19,000	47,000
Travel	<u>3,500</u>	<u>8,100</u>
Total Instruction	\$208,500	\$456,600
Library		
Professional Staff	\$ 25,000	\$ 26,000
Clerical	8,000	8,500
Supplies - Equipment	5,000	5,000
Books, Journals, Bindings	<u>62,000</u>	<u>62,500</u>
Total Library	\$100,000	\$102,000
Other Expenditures		
Retirement	\$15,000	\$28,000
Social Security	2,500	8,000
Group Insurance	2,000	3,400
Consultants	<u>30,000</u>	<u>30,000</u>
Total Other Expenditures	\$49,500	\$69,400
TOTAL EXPENDITURES	<u>\$395,000</u>	<u>\$685,000</u>

SOURCES OF INCOME:

W. K. Kellogg Foundation Grant	\$100,000	\$100,000
Allocation of proration of other		
University funds	20,000	105,000
Legislative appropriations	<u>275,000</u>	<u>480,000</u>
TOTAL SOURCES OF INCOME	<u>\$395,000</u>	<u>\$685,000</u>

Dean Fitz and Dr. Papper informed the Regents that they are now actively recruiting a staff in the expectation of a 1964 opening date. It was noted by President Popejoy, however, that the bill for matching governmental funds, on a 2 to 1 basis, had been held in committee too long for action by Congress but that it would be reintroduced early in the forthcoming session and had broad support. He pointed out further that the one-for-one matching funds from the National Institutes of Health, for which application has recently been made, will not be allocated until March, after the New Mexico Legislature has adjourned. An additional point made by the President was that the School will bring extensive research facilities to the state and that these resulting income-producing features have not been brought fully to the attention of the Legislature.

After extended discussion of the possible implications of these delays and the consideration of contingencies in the event that federal funds do not materialize, it was moved by Mr. Bratton, seconded by Mr. Roberts, that President Popejoy be authorized to present the proposed operating budget for the Medical School to the Board of Educational Finance for its approval and explore the possibilities of a contingency provision in the requested state appropriation for the operating budget based upon the satisfactory financing of the basic medical science building by the University. Carried.

It was then moved by Mr. Johnson, seconded by Mr. Roberts, that the Regents commit the University to the sum of \$1,300,000 as its share of the cost of constructing and equipping the new building, as outlined in the budget for 1963-65, subject to the following conditions: (1) that the other budgeted sources of support become available and (2) that the cost of constructing the building remain within the \$2,800,000 figure which has been proposed. Carried, but with Mr. Bratton abstaining.

* * * * *

A proposal for the establishment of a Faculty of Medicine Fund and a School of Medicine Faculty Salary Agreement was presented to the Regents as follows:

THE UNIVERSITY OF NEW MEXICO
School of Medicine

Faculty of
Medicine Fund
and School of
Medicine
Salary Agree-
ment

RESOLUTIONS RELATING TO THE FACULTY OF MEDICINE FUND

RESOLVED that the Rules and Regulations of the School of Medicine pertaining to full-time status in the form presented to this meeting and annexed hereto as Exhibits A and B be,

and they hereby are, approved and adopted as Rules and Regulations governing all members of the faculty of the School of Medicine;

RESOLVED that a special account to be known as the FACULTY OF MEDICINE FUND, be, and it hereby is, created on the books of account of the University, and that there be credited to such account all amounts received by the University in respect of authorized Professional Activity by any member of the faculty of the School of Medicine, in accordance with such member's employment contract with the University and the Rules and Regulations of such School, and that there be disbursed from such account all amounts payable to such member under any such employment contract as Supplementary Salary or as deferred compensation, whether or not such amounts shall be payable in the year to which such contract applies or in any subsequent year;

RESOLVED that the President, the Academic Vice President, the Dean of the School of Medicine and two members of the faculty of such School be, and they hereby are, designated as the Faculty of Medicine Fund Board and authorized and directed to administer the Faculty of Medicine Fund; and such Board shall make all decisions with respect to the collection, investment, disbursement or application of such Fund and may direct any officer or employee of the University to take such action as may be necessary or desirable to carry out the decisions of the Board, and the Board may prescribe rules for its own government;

RESOLVED that the foregoing resolutions be, and they each hereby are, subject to modification, amendment, or rescission by action of this Board, but no such subsequent modification, amendment, or rescission shall deprive any member of the faculty of the School of Medicine of any right under any employment contract between him and the University which may be in effect as of the date of such modification, amendment or rescission.

Exhibit A

RULES AND REGULATIONS

Each member of the faculty of the School of Medicine shall devote his full time to the School and University and shall not engage in gainful professional activity except in accordance with these Rules and Regulations.

Professional activity as herein defined is authorized in connection with the programs in education, research and service of the School of Medicine and the hospitals and institutions connected with these programs. In addition, professional service or activity unconnected with these programs is permissible when it is in the best interests of the University and the community and when such activity does not interfere with the effective discharge of the individual faculty member's responsibility to the University. The term Professional

Activity shall include (but not be limited to) the performances of services as a professional consultant, services in the teaching programs of other institutions in the State of New Mexico and all activities connected with the postgraduate program of the School of Medicine wherever these take place.

Professional activity as defined herein, shall further include but not be limited to consulting or attending services to the Veterans Administration, regional government and military installations, and regional foundations or other granting agencies where fees are paid directly to the faculty member.

Exceptions to the foregoing provisions shall include honoraria for lectures given at institutions unrelated to the educational research or service programs of the University of New Mexico, honoraria from published works such as books or articles, prizes recognizing meritorious accomplishments, and honoraria from organizations such as the USPHS, military agencies, voluntary health organizations, foundations, or other such groups for services not related to the University's program, and where services are not performed in the State of New Mexico.

All income from professional activities as herein described and not specifically excluded shall be placed in the Faculty of Medicine Fund in accordance with the terms of the contractual agreement by a faculty member of the School of Medicine to assume full-time status.

Exhibit B

AGREEMENT BY FACULTY MEMBER OF SCHOOL OF MEDICINE TO ASSUME FULL-TIME STATUS

The undersigned prospective faculty member with full-time status acknowledges that he understands strict full-time status, and he hereby makes and agrees to abide by the terms of the following agreement during the period of employment as a member of the faculty of the University of New Mexico School of Medicine.

I. The undersigned agrees to accept strict full-time status, effective upon activation of his appointment. In assuming such status the undersigned agrees that:

a. All income due from any and all professional services rendered by me, irrespective of whether such services are performed within or outside the University teaching hospitals shall be billed for in my name by the appropriate fiscal office designated by the University of New Mexico School of Medicine and shall be placed in the Faculty of Medicine Fund. The term "all professional services" shall include, but not be limited to the following:

- i. services as a professional consultant;
- ii. services in the teaching program of other institutions in the State of New Mexico; and
- iii. all activities connected with the post-graduate program of the School of Medicine wherever these take place.

It is understood that I shall establish the amount of the fees charged for services rendered by me under this section, but that I shall have no personal claim whatsoever to such fees.

b. In the case of fees derived from consulting or attending services to the Veterans Administration, military installations, regional government installations such as the U. S. Public Health Service Division of Indian Health, or regional agencies of the Atomic Energy Commission such as the Los Alamos Scientific Laboratories or the Sandia Corporation, regional foundations or other granting agencies where fees are paid directly to me, I shall receive such fees as agent of the University and will remit all such fees to the appropriate fiscal office designated by the University of New Mexico School of Medicine for crediting to the Faculty of Medicine Fund.

II. It is understood that the only exceptions to the foregoing provisions shall be the following:

a. Honoraria for lectures given at institutions unrelated to the educational, research, or service programs of the University of New Mexico.

b. Prizes recognizing meritorious accomplishments.

c. Honoraria from published work such as books or articles.

d. Honoraria from such organizations as the USPHS, military agencies, voluntary health organizations, foundations, or other such groups for services not related to the University's program.

In these instances a quarterly report shall be made to the Dean of the School of Medicine indicating the sources from which the income has been received; the amount of income need not be specified. In instances where a question arises regarding the propriety of retaining income for a service not defined herein, it is understood that a decision shall be made by the Dean and President in consultation with me after a full discussion of the facts and definition of the particular circumstances.

III. It is understood that if the undersigned severs his affiliation and employment with the University, all of the above undertakings incident to strict full-time status are cancelled.

IV. It is understood by the undersigned faculty member that failure to adhere to any of the provisions of this contractual agreement shall constitute grounds of severance of his University connection by the Board of Regents.

Signature by Faculty Member

Signature by Dean, School of Medicine

Signature of Witness

It was moved by Mr. Roberts, seconded by Mr. Johnson, that the Faculty of Medicine Fund and the School of Medicine Faculty Salary Agreement be approved subject to the following change: In paragraph II, d. of the Agreement, add the words "and where such services are not performed in the State of New Mexico." Carried.

* * * * *

The Regents were informed, in a memorandum from Mr. Perovich, that it was again desirable to delete certain worn-out, unusable, or obsolete items from the University's equipment inventory and to sell them to the highest bidder. It was moved by Mr. Roberts, seconded by Mrs. Brandenburg, that an official finding to this effect be sent to the State Auditor in accordance with provisions of the State law. Carried.

Deletion of
University
Property
from Equip-
ment
Inventory

December 12, 1962

Mr. Robert D. Castner
State Auditor
Santa Fe, New Mexico

Dear Mr. Castner:

In accordance with the provisions of Chapter 100/1961, Laws of the State of New Mexico, the Regents of the University of New Mexico formally request that the following items which are worn-out, unusable, or obsolete be deleted from the equipment inventory of the University, for subsequent sale to the highest bidder:

Inventory items Worn-Out and Unusable

<u>Inv. No.</u>	<u>Description</u>	<u>Cost</u>
243999	Cabinet/File	\$ 500.00
24400	Cabinet/File	500.00
5059	Wheelbarrow	25.00
6106	Dryer/Blueprint	25.00
6024	Viewer/Film	31.87
6140	Baloptican	150.00
6197	Gem Cutting Machine	100.00
6257	Compressor/Air	370.00
28187	Welder/Electric	125.10
4178	Furnace/Lab/Elect.	93.00
4179	Furnace/Lab/Elect.	88.00
9931	Cleaner/Vacuum	122.00
9993	Bench/Patio	25.00
7302	Comb. Mstr. Student TP	164.50
7319	Comb. Mstr. Student TP	165.00
7324	Tape Transport Mech.	60.00
28113	Preamplifier	51.20
28116	Tape Transport Mech.	57.60
28117	Tape Transport Mech.	57.60
	Total	<u>\$2,710.87</u>

Inventory Items Lost Through Theft

28111	Camera/Still	\$210.00
8481	Typewriter/Manual	180.00
8496	Typewriter/Manual	70.00
	Total	<u>\$460.00</u>

Police reports are enclosed to support the deletion of items lost through theft.

Respectfully submitted,

The Regents of the University of New Mexico

Lawrence H. Wilkinson, President

Howard C. Bratton, Vice President

Dorothy B. Brandenburg, Secy.-Treas.

Bryan G. Johnson

Thomas R. Roberts

State of New Mexico)
 SS
County of Bernalillo)

On this _____ day of _____, 19____, before me personally came Lawrence H. Wilkinson, Howard C. Bratton, Dorothy B. Brandenburg, Bryan G. Johnson, and Thomas R. Roberts, to me known and known to be members of the Board of Regents, and the persons described in and who executed the foregoing instrument in the firm name of the University of New Mexico and they duly acknowledged to me that they executed the same as and for the act and deed of said firm of the University of New Mexico.

Notary Public
My Commission Expires July 19, 1964

* * * * *

Additional faculty and administrative contracts and a
leave of absence were presented to the Regents as follows:

Faculty
Contracts

TO: The Regents of the University of New Mexico

FROM: Tom L. Popejoy, President

SUBJECT: Contracts and leave request

Recommendation: That the Regents approve the contracts,
and the leave request listed below.

I. CONTRACTS

<u>Name</u>	<u>Title</u>	<u>Salary</u>
Hillerman, Anthony G.	Administrative Assistant (Jan 1 - June 30, 1963)	\$ 4,500
Solomon, Sidney	Professor of Physiology, Chairman, Department of Physiology (July 1, 1963 - June 30, 1964)	18,000 (11 mos)

Born February 22, 1923. Marital status: Married, 2 children.
Education: B.S., Univ. of Massachusetts, 1948; Ph.D., Univ. of Chicago, 1952. Military service: P.F.C., U.S. Marine Corps, 1942-45. Honors: Chm., Sect. of Biology & Medicine, Virginia Academy of Science, 1954-55; President, Sigma Xi Club, Medical College of Virginia, 1959-60; Guggenheim Fellow, Germany, 1962. Teaching experience: Medical College of Virginia (Instructor, 1952-54; Asst. Prof., 1954-60; Assoc. Prof., 1960 --). Other professional training: Lab. technician, Worcester State Hospital, summer, 1947; volunteer research asst., Worcester Foundation for Experimental Biology & Medicine, summer, 1948. Publications: 14 articles. Special research: Outstanding work in mechanism of renal tubule transport.

Wear, James Otto	Visiting Assistant Professor of Chemistry, Part-time, Sem II.	750
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II. LEAVE OF ABSENCE

Reva, Virginia, Associate Professor of Business Administration, leave of absence without pay, Semester II, 1962-63 and Summer Session, 1963, to accept a position in Latin America with the Agency for International Development.

Upon the recommendation of President Popejoy, it was moved by Mr. Roberts, seconded by Mrs. Brandenburg, that the above contracts and leave of absence be approved. Carried.

* * * * *

Mr. Roberts noted that the University's auditor, at a meeting of the Budget and Finance Committee, had called attention to the fact that the Regents had failed to approve a July 27, 1961, contract with Bradbury and Stamm in the amount of \$312,229.47 for construction of an addition to the utilities tunnel. It was thereupon moved by Mr. Roberts, seconded by Mr. Bratton, that this approval be granted. Carried.

Approval of
Contract for
Extension of
Utilities
Tunnel

* * * * *

In reply to a question from Mrs. Brandenburg relative to her proposal made at the November 17 meeting concerning adequate insurance for University personnel traveling on official business and for possible liability in connection with public attendance at University functions, Mr. Perovich said that insurance firms were presently working on possible plans. He indicated that the minimum premium for each type of insurance was likely to be \$5,000 per year.

Insurance

* * * * *

The meeting adjourned at 5:15 PM.

APPROVED:

L. H. Wilkinson
President

ATTEST:

Dorothy B. Brandenburg
Secretary-Treasurer
