

**MINUTES OF REGULAR MEETING OF THE
UNIVERSITY OF HAWAI'I BOARD OF REGENTS**

March 14, 2003

I. CALL TO ORDER

The monthly meeting of the Board of Regents was called to order by Vice Chairperson Everett R. Dowling on Friday, March 14, 2003, at 8:36 a.m., in Room 102, Fine Arts Building, Leeward Community College.

Attendance

Present were Regents Lynne Kaneshiro, Charles K. Kawakami, Duane K. Kurisu, Patricia Y. Lee, Ah Quon McElrath, Walter N. Nunokawa, Capsun M. Poe, Kathleen K.S.L. Thurston, and Myron A. Yamasato; Acting President Deane Neubauer; Executive Administrator and Secretary of the Board David Iha; and Executive Assistant Carl H. Makino. Chairperson Bert A. Kobayashi was excused.

Also present were Dr. Doris Ching, Vice President for Student Affairs; Mr. Paul Costello, Vice President for External Affairs and University Relations; Mr. Walter Kirimitsu, Vice President for Legal Affairs and General Counsel; Dr. Colleen Sathre, Vice President for Planning and Policy; Ms. Peggy Cha, Provost, Kaua'i Community College; Dr. Peter Englert, Chancellor, UH-Mānoa; Dr. John Morton, Provost, Kapi'olani Community College; Dr. William Pearman, Chancellor, UH-West O'ahu; Dr. Mark Silliman, Provost, Leeward Community College; Dr. Rose Tseng, Chancellor, UH-Hilo; Mr. Michael Rota, Vice Chancellor for Academic Affairs, Community Colleges; Mr. Michael Unebasami, Vice Chancellor for Administrative Affairs, Community Colleges; Mr. Sam Callejo, Director of Capital Improvements; Mr. Prescott Stewart, Executive Assistant to the President; and others.

II. APPROVAL OF MINUTES

Upon motion by Regent McElrath and second by Regent Nunokawa, the Board approved the minutes of its regular meeting held on February 21, 2003 as circulated.

III. ITEMS FROM PRESIDENT'S MEMORANDUM NO. 17
RECOMMENDATIONS FOR ACTION AND
GENERAL INFORMATION

Release of Additional Football and Wahine Volleyball Season Tickets to the University of Hawai'i Athletic Department's Master Booster Organization

Director Frazier requested that the Board approve the release of 22,778 football season tickets and 3,500 women's volleyball season tickets to the University of Hawai'i (UH) Athletic Department's master booster and fundraising organization, Ahahui Koa Anuenue (AKA) for an additional year ending June 2004, along with a new pricing/premium plan for football and wahine volleyball. He stated that a public hearing and a public meeting were held on February 28, 2003 per Board policy.

The proposed plan by AKA is to make these additional season tickets available to members of the general public as part of its fundraising efforts for the Athletic Department through its reorganized membership program. For the coming athletics season, the additional football season tickets would first be made available to current season ticket holders with a contribution of \$100, \$75, \$45, \$30, or \$25 in designated sections of Aloha Stadium for football. These tickets will also be available to the general public non-season ticket holders with a contribution required to purchase priority seating in designated sections. UH students will no longer be assessed the premium of seat donation charge. In the past, they had been assessed a fee. UH faculty and staff will pay one half of what the general public pays for seats in their designated sections. In addition, seats in the north end zone will be made more affordable and cheaper than in previous years.

Conversely for women's volleyball this year, the additional season tickets will also be first made available to current season ticket holders with a contribution of \$60 in designated sections of the Stan Sheriff Center Arena. These tickets will also be available to the general public non-season ticket holders with a contribution required to purchase priority seating in designated sections.

During the Spring of 2002, the AKA Board was reconstituted and now has a signed memorandum of understanding (MOU) with the Athletic Department and the UH Foundation. Under the direction of this new MOU, all booster groups associated with the University of Hawai'i will come under the AKA umbrella. This arrangement was very significant with the University of Hawai'i at Mānoa Athletic Department's agreement with the NCAA Certification Committee. All AKA revenue and endowments will now reside in the UH Foundation under the control of the Athletic Department and the UH Foundation. AKA, in conjunction with the Athletic Department, has hired a new Executive Director whose job description includes disseminating tickets as well as supplementing the Athletic Department's fundraising efforts. This new contractual agreement creates a fundraising arm within the Athletic Department and also puts the Athletic Department in total compliance of NCAA oversight.

Seats allocated by the Athletic Department for use by AKA are utilized as a means for raising athletic scholarship funds that benefit student-athletes in seventeen sports of the UH-Mānoa athletics program. AKA contributes annually to the UH Athletic Department scholarship funds; monies transferred to athletics and the scholarship funds are administered by the UH Athletic Department within strict guidelines set by the NCAA. AKA is committed to assisting the athletic scholarship program and has provided over \$13 million in scholarship funds to UH athletics since its inception in 1967. Transferring of all seats to AKA by the UH Athletic Department and AKA acquiring a contribution to purchase those transferred seats in designated areas would increase the potential for raising athletic scholarship funds. Acquisition of additional seats will eventually enable AKA to fund 100 percent of athletic scholarships, giving the Athletic Department additional monies that are no longer required to fund athletic scholarships.

The FY 2003-2004 ticket program will benefit all members of the University of Hawai'i community interested in its student-athletes, coaches, and other members of the UH Athletic Department, including the fans and friends of University of Hawai'i athletics. The UH Athletic Department's FY 2002-2003 budget of \$17 million falls significantly short of its Division IA peers' annual budgets of \$26 million.

The proposal of requesting additional contributions in addition to the price of a season ticket in designated sections will provide a projected total income of approximately \$992,905 for just football and wahine volleyball in FY 2003-2004 with the possibility of an increase to \$1,798,825 by FY 2005-2006. In addition, AKA provides an annual contribution of an additional \$800,000 to the University of Hawai'i's Athletic Department. The AKA endowment is currently at \$1,025,726. When it reaches maturity, it will provide funds to the Athletic Department in perpetuity.

Regent Kurisu moved to approve the transfer of additional season tickets to AKA, as stipulated above, and approve the proposed ticket/premium pricing schedule in football and wahine volleyball, as presented in President's Memorandum No. 17 (Agenda), Item A-1, dated March 14, 2003. Regent Lee seconded the motion which was unanimously carried.

Lease for the Cannon Club

Director Callejo requested that the Board approve a 65-year lease at \$1 per year plus reimburse the Department of Land and Natural Resources \$440,000 for the existing building at the Cannon Club site on the slopes of Diamond Head across the street from the Kapi'olani Community College as a site of its Culinary Institute of the Pacific. Provost Morton indicated that this is intended for the advance programs for students who have completed their Associate in Science degree. It is still undecided as to whether this would be a certificate program or a baccalaureate program.

During the Board of Regents' meeting in May 2001, it was reported that the Board of Land and Natural Resources accepted 7.868* acres from the General

Services Administration (GSA) of the Federal government, the site underlying the Cannon Club - in gratis. (*Acreage accepted was originally reported as 7.868 - correct acreage is 7.878 acres.) The Department of Land and Natural Resources (DLNR) received the Quitclaim Deed on March 31, 2001 from GSA. The parcel sits on ceded land. Subsequently, at its May 2001 meeting, the Board of Regents agreed to accept the transfer in fee simple title by quitclaim deed of the former Cannon Club property, TMK 3-1-42:11 for educational purposes.

On September 28, 2001, the Board of Land and Natural Resources approved a lease of the 7.878 acres to the University of Hawai'i for 65 years at a cost of \$1 per year plus \$440,000 to reimburse DLNR. Since the current lease is different from what the Board of Regents had approved, the University General Counsel had recommended that the new lease be approved by the Board. The new lease would be for 65 years vice fee simple and at a cost of \$440,000.

Regent Kurisu moved to authorize the Administration to enter into a 65-year lease for the Cannon Club property at a cost of \$440,000 provided renewed efforts are initiated to obtain the parcel in fee and seek forgiveness on the reimbursement, as presented in President's Memorandum No. 17 (Agenda), Item A-2, dated March 14, 2003. Regent Thurston seconded the motion which was unanimously carried.

Increase in Graduate Assistant Stipends

Chancellor Englert requested that the Board approve a new graduate assistant stipend schedule reflecting a 4% increase effective July 1, 2003. Funds for the increase will be identified through reallocation of appropriate non-designated funds. The cost of the stipend increases will be \$667,000, of which over 60% would be borne by research activities.

The Board, by policy, has considered and approved increases to the graduate assistant stipend schedule in order to remain in line with competing universities. The scale has not been adjusted since 2000 and needs to be adjusted as competing universities have gone ahead in what it pays its graduate assistants.

The recommended schedule is as follows:

Graduate Assistant Stipend Schedule
(Effective July 1, 2003)

Step	9-Month Personnel		11-Month Personnel	
	Current	New Scale	Current	New Scale
1	12,786	13,296	14,958	15,552
2	13,296	13,830	15,558	16,176
3	13,830	14,382	16,176	16,824
4	14,382	14,958	16,824	17,496
5	14,958	15,552	17,496	18,198
6	15,558	16,176	18,198	18,924
7	16,176	16,824	18,924	19,680
8	16,824	17,496	19,680	20,466
9	17,496	18,198	20,466	21,288

Regent McElrath stated that it should be made known that steps 1 through 9 depend upon whether it is a Master's Program or a Doctoral Program. She also said that these amounts do not reflect the fact that these students are also eligible for tuition waivers so that in effect this would preserve that group of individuals who will continue to be the base from which future instructors and professors are hired at the University level. It would appear that this would be the prudent thing to do in order to keep those graduate students on campus and finish up their advance degrees.

Regent Nunokawa moved to approve the recommended new graduate assistant stipend schedule reflecting a 4% increase above current rates effective July 1, 2003 as reflected above and presented in President's Memorandum No. 17 (Agenda), Item A-3, dated March 14, 2003. Regent Lee seconded the motion which was unanimously carried.

Establishment of a Separate Graduate Division at the University of Hawai'i at Hilo

Chancellor Tseng requested that the Board of Regents approve a modification of existing Board policy to allow for the creation of a separate graduate division at the University of Hawai'i at Hilo (UH-Hilo).

UH-Hilo now has four Masters' in Arts degree programs. An additional Master's in Science degree program in Conservation Biology & Environmental Studies is currently under administrative review at UH-Hilo. Under current Board policy, ultimate responsibility for these programs is now vested in the systemwide Graduate Division located at UH-Manoa. The purpose of this proposed change in Board policy is to transfer the responsibility for graduate education at UH-Hilo to its Chancellor and graduate faculty.

With the growth of graduate education at UH-Hilo over the past several years, the time is now appropriate for the creation of a separate graduate division to administer the UH-Hilo graduate programs. In addition, the proposed UH-Hilo Graduate Division (to be operated administratively under the UH-Hilo Vice Chancellor for Academic Affairs) will assume responsibility for coordination of intramural and extramural research at UH-Hilo, formalizing the role of the existing UH-Hilo faculty Research Council. Over the past five years extramural research funding at UH-Hilo has grown dramatically and a branch office of the Research Corporation of the University of Hawai'i (RCUH) was established on the campus in 2000. Because graduate teaching and faculty research are closely intertwined, UH-Hilo intends to consolidate administration of these important and related institutional functions and create an Office of Assistant Vice Chancellor for Research and Graduate Education. A program change request to establish such an office as a result of the strategic planning process has been submitted and endorsed by the UH system.

The proposal is generally consistent with University policy on campus autonomy and responsibility and further positively addresses organizational concerns raised in UHH institutional reviews by accreditation bodies and external program reviewers.

Regent Nunokawa moved to modify the existing Board of Regents' policy to allow the establishment of a separate Graduate Division for University of Hawai'i at Hilo, as presented in President's Memorandum No. 17 (Agenda), Item A-4, dated March 14, 2003. Regent McElrath seconded the motion which was unanimously carried.

Gifts, Grants, and Contracts

Chancellor Englert reported that during the period January 16, 2003 to February 15, 2003, the UH System received 94 extramural awards which have a total dollar value of \$17 million. Last year, 104 awards with a total value of \$15.3 million were received in the same four-week period. This comparison of the two years reveals a 10 percent decrease in number of awards and an 11 percent increase in the total value.

Regent McElrath inquired as to the status of the Lab School which had become a charter school and wanted to know the role of the Curriculum Research and Development Group (CRDG) with the charter school. She said that, possibly, the CRDG would be of much more benefit, not only to the College of Education, but also the Department of Education, especially in light of the "Leave No Child Behind" mandate. Chancellor Englert responded that the CRDG is using the charter school that is presently on the Mānoa campus as its laboratory. He stated that UH-Mānoa is doing a management evaluation of the relationship between the College of Education, CRDG, and the charter school. He is hoping to present a report to the Board in April.

Regent Thurston asked for an explanation of the \$3 million that the University of Hawai'i received from the various hospitals under "Hawai'i Health Organizations." Chancellor Englert stated that these funds are for salaries and fringe benefits for the University's clinical faculty who work in the various hospitals. Agreements are made with the hospitals that lead to fund exchanges or fund transfers and are occasionally represented in the non-research environment of the gifts and grants.

Regent Kurisu moved to accept with thanks the gifts and grants and ratify the actions of the Administration in executing the necessary contracts, as presented in President's Memorandum No. 17 (Agenda), Item A-5, dated March 14, 2003. Regent Thurston seconded the motion which was unanimously carried.

Appointments, Changes in Appointments, Leaves of Absence, Promotion, Tenure, Waivers of Minimum Qualifications, Emeritus Titles, Shortening of Probationary Period, Salary Adjustments, Position Actions, Classification and Pricing

Acting President Neubauer requested that the agenda be amended to include the appointment of Aviam Soifer as Dean of the William S. Richardson School of Law.

Chancellor Englert remarked that the William S. Richardson School of Law was reviewed favorably by the American Bar Association (ABA), and the Law School can expect to get accreditation for the next seven or eight years. He commended the current Dean, Lawrence Foster, for all the work that he had done to bring the school to its current level.

Chancellor Englert further informed that the ABA review team had commended the University for having done what they call an exemplary recruitment process. He said that Aviam Soifer is an outstanding candidate for the position and further stated that if approved, Mr. Soifer would be the first of a new type of academic and management leaders to come to the M~noa campus under the new structure with the Chancellor at the helm of the M~noa campus.

Regent McElrath expressed her concerns that while she supported the appointment of Mr. Soifer, the Regents were not given ample time to review the materials on the appointment. In several instances in the past, the information was distributed on the day of the committee meetings. She stated that in all fairness to everyone, the Regents should be given more time to fully review the documents.

Regent Lee concurred with Regent McElrath, adding that the Regents must be given more time to review the documents if they are expected to make reasoned decisions.

Acting President Neubauer said that the Administration will ensure that the Regents will be provided with complete and timely information on the finalists at the time they are selected.

Regent Lee moved to amend the agenda to include the initial appointment only and stipend for Aviam Soifer as Dean of the William S. Richardson School of Law. Regent Nunokawa seconded the motion which was unanimously carried. On behalf of the Board of Regents, Regent Lee expressed appreciation to Dean Lawrence Foster for all that he has accomplished for the Law School.

Acting President Neubauer recommended the appointments, changes in appointments, leaves of absence, promotion, tenure, waivers of minimum qualifications, emeritus titles, shortening of probationary period, salary adjustments, position actions, classification and pricing as follows:

UNIVERSITY OF HAWAI'I, SYSTEM

Emeritus

MORTIMER, KENNETH P.
President, Office of the President
Chancellor, University of Hawai'i at Mānoa
Professor, Education Admin
College of Education

UNIVERSITY OF HAWAI'I AT MĀNOA

Classification 5 (Professor or Equivalent)

ISKANDER, MAGDY F.
Professor, I5
Department of Electrical Engineering
College of Engineering
Award Tenure

Emeritus

ALTIZER, NELL G.
Professor
English
College of Languages, Linguistics and Literature

CHANDLER, DAVID B.
Professor
Sociology
College of Social Sciences

CHENG, ROBERT L.
Professor
East Asian Languages and Literature
College of Languages, Linguistics and Literature

FOK, YU-SI
Professor
Civil and Environmental Engineering
College of Engineering

FRANKEL, RICHARD I.
Professor
Medicine
John A. Burns School of Medicine

KANG, HUGH H. W.
Professor
History
College of Arts and Humanities

KNAPP, TERENCE R.
Professor
Theater and Dance
College of Arts and Humanities

KURODA, YASUMASA
Professor
Political Science
College of Social Sciences

MOY, JAMES H.
Food Technologist
Molecular Biosciences and Bioengineering
College of Tropical and Human Resources

NAYA, SEIJI
Professor
Economics
College of Social Sciences

NISHIMOTO, ROY K.
Researcher
Plant and Environmental Protection Sciences
College of Tropical Agriculture and Human Resources

PONCE, DANILO E.
Professor
Psychiatry
John A. Burns School of Medicine

PORTA, EDUARDO A.
Professor
Pathology
John A. Burns School of Medicine

SEO, KAP KYUNG
Professor
Financial Economics and Institutions
College of Business Administration

TANG, CHUNG-SHIH
Researcher
Molecular Biosciences and Bioengineering
College of Tropical Agriculture and Human Resources

TUAN, SAN FU
Professor
Physics and Astronomy
College of Natural Sciences

VIGLIELMO, VALDO H.
Professor
East Asian Languages and Literature
College of Languages, Linguistics and Literature

WHITTOW, G. CAUSEY
Professor
Physiology
John A. Burns School of Medicine

Regent Lee moved to approve the appointments, changes in appointments, leaves of absence, promotion, tenure, waiver of minimum qualifications, emeritus titles, shortening of probationary period, salary adjustments, position actions, classification, and pricing, as presented in President's Memorandum No. 17 (Agenda), Item B-1, dated March 14, 2003 and amended. Regent Nunokawa seconded the motion which was unanimously carried.

Resignations and Retirements of Board of Regents' Appointees and Civil Service Employees

The list of resignations and retirements of Board of Regents' appointees and retirements of Civil Service employees was presented for information. (The list of resignations and retirements is presented in President's Memorandum No. 17 (Agenda), Items C-1 and C-2, dated March 14, 2003).

IV. ORAL REPORT OF EXECUTIVE OFFICER

Provost Silliman announced that Leeward Community College (LCC) will be hosting its fourth annual "Taste of the Stars" event on Saturday, May 3, 2003. He stated that twenty of the most renowned chefs in the State will be preparing a feast at this event which is a benefit for the Culinary Program of LCC.

Provost Silliman reported that nearly 85 percent of LCC's goals and objectives that were laid out in its strategic plan of 2002-2003 have been met. He also presented some of the P20 initiatives including 1) community-based education; 2) native Hawaiian prison curriculum; and 3) Waianae organic agriculture.

Regent McElrath commented that she was very interested in the native Hawaiian prisoner program because of her participation on the Advisory Board of Career and Technical Education. She said that she would certainly welcome discussions of this program with the Director of Career and Technical Education.

V. NEW OR OTHER BUSINESS

None.

VI. ANNOUNCEMENT

Next Meeting

Vice Chairperson Dowling announced that the next regular monthly meeting of the Board of Regents would be held on Thursday, April 17, 2003 at 8:30 a.m. at Windward Community College. He thanked Provost Silliman and his staff.

VII. ADJOURNMENT

There being no further business before the Board, the meeting was adjourned at 9:40 a.m.

Respectfully submitted,

David Iha, Executive Administrator
and Secretary of the Board