CONNECTICUT STATE UNIVERSITY SYSTEM
BOARD OF TRUSTEES
AD HOC COMMITTEE TO REVIEW SECTION 10.2 OF HR POLICIES
FOR CSUS CHANCELLOR AND UNIVERSITY PRESIDENTS

MEETING MINUTES
10:00 A.M., WEDNESDAY, OCTOBER 6, 2010
Boardroom, System Office
39 Woodland Street, Hartford, CT

PRESENT: Committee Chair Elizabeth S. Gagne, Angelo J. Messina, Peter M. Rosa
CSUS: David Trainor, Erin Fitzgerald

Following roll call and determination of a quorum, Chair Gagne called the meeting to order at 10:00 a.m.

APPROVAL OF AUGUST 26, 2010 MEETING MINUTES
On a motion by Trustee Messina, seconded by Trustee Rosa, the minutes from the August 26, 2010 meeting were approved as presented.

OPEN DISCUSSION BETWEEN AD HOC COMMITTEE MEMBERS
Following discussion among all members, including Associate Vice Chancellor David Trainor, the Committee reached consensus on the following revision to Section 10.2

10.2 The Presidents of the four State Universities

Each President of a university within the CSU System is appointed by the Board, is supervised by the Chancellor, and serves at the pleasure of the Board. He or she may be recommended for non-continuation by the Chancellor without cause or explanation and without recourse to the procedures of Article 10. Prior to notifying the President of his/her the Chancellor’s intention to recommend non-continuation, the Chancellor shall notify the Chairman of the Board of his/her intended action and shall receive the Chairman’s concurrence of said action. An employee hired prior to December 8, 2006, may be non-continued upon a one-year written notice, and an employee hired on or after December 8, 2006, may be non-continued upon a three-month written notice. In cases where a President is recommended to be non-continued by the Chancellor, the Chancellor shall report such action to the Executive Committee following notification being provided to the President. At the next meeting of the Board of Trustees, the Board may overturn shall take up the recommended non-continuation and either approve or overturn the recommendation by a majority vote of those in attendance and voting at the Board meeting. If no action is taken at the next Board meeting to overturn the Chancellor’s action, the non-continuation shall be implemented as noticed to the Executive Committee and President above. A President may also be terminated by the Board pursuant to Article 10.5. With concurrence of the Executive Committee of the Board and the Chairperson of the Board or, when the Chairperson is unavailable, with the concurrence of the Vice Chairperson, the Chancellor may suspend a President with or without pay. In such a case, the Chancellor shall appoint an Acting President.
NOTE: Assistant Attorneys General Henry Salton and Jane Comerford joined the meeting at 10:25 a.m.

Trustee Gagne shared a copy of the proposed revision with the Mr. Salton and Ms. Comerford and AVC Trainor provided a brief overview of the Committee’s deliberations in the meeting up to that point as well as the non-continuation process followed under 10.2 under the previous version and as amended.

AVC Trainor shared the Committee’s assertion that the proposed revision addressed the AG’s concern that a vote must take place in the event of a non-continuation situation. AVC Trainor asked for confirmation of that fact from AAG Salton, who concurred that the proposed revision did address the AG’s concerns, however, he also wished to make an additional recommendation. The recommendation offered by AAG Salton was to provide for a requirement where the Chancellor would advise the Board privately (with the Board in executive session) prior to advising an affected individual with notification of recommendation of non-continuation. Advised by AVC Trainor that under Conn. Gen. Stat. § 14, 1-200(6) (a), the affected individual “may require that discussion be held at an open meeting.” AVC Trainor added the additional recommendation was more of a management (vs. legal) issue and that the opinion of the AG as to legal sufficiency was appreciated by the Committee. AAG Salton, upon request by AVC Trainor, reiterated his previous statement that the revision to the policy as proposed by the Ad Hoc Committee would not be in violation of state statutes, noting that “it would pass legal muster.”

Trustee Gagne thanked the Attorneys General for their input.

NOTE: Asst. Attorneys General Henry Salton and Jane Comerford left the meeting at 10:55 a.m.

DISCUSS AND PREPARE OUTLINE OF DRAFT REPORT

Committee members reiterated their approval of the proposed revision noting that the proposal would be brought to the Executive Committee, then to the full Board for review and approval. The Committee directed staff to prepare a narrative report to accompany the recommendation which provided the charge of the committee, an overview of the review process, and a description of the range of topics discussed during the course of the Committee’s deliberations.

ADJOURNMENT

The meeting adjourned at 11:00 a.m. on a motion by Trustee Messina and seconded by Trustee Rosa.

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