Stated Meeting, January 16, 1970

STATED MEETING OF THE CORPORATION
OF THE
TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA
January 16, 1970

The Stated Meeting of the Corporation of the Trustees of the University of Pennsylvania was held at 2:30 p.m., Friday, January 16, 1970, in the Council Room of the Furness Building.

Present were: Mr. William L. Day (Chairman), Gustave G. Amsterdam, Esq., Mr. Julian S. Bers, Mr. I. W. Burnham, II, Mr. Orville H. Bullitt, Mr. Henry B. Brynza, Mr. Henry M. Chance, II, Dr. George A. Coleman, Windsor P. Cousins, Esq., Mr. Paul J. Cupp, Milton T. Daus, Esq., Robert Dechert, Esq., Mr. Robert G. Dunlop, Mr. John W. Ekman, Mr. Marcus A. Foster, Mr. Thomas S. Gates, Judge A. Leon Higginbotham, Jr., Mr. Reginald H. Jones, Dr. Carl Kaysen, Mr. John A. Mayer, Mr. C. B. McCoy, Mr. Walter F. O'Malley, Mr. William D. Patterson, Dr. D. Sergeant Pepper, Mr. James A. Salinger, Ernest Scott, Esq., Bernard G. Segal, Esq., Mr. James M. Skinner, Jr., Mr. Wesley A. Stanger, Jr., Mr. Sarkes Tarzian, Robert L. Trescher, Esq., Senator John H. Ware, 3rd, Morton H. Wilner, Esq., Mr. Charles S. Wolf, President Harnwell, Provost Goddard, Vice Presidents Angell, Chambers, Hetherston, Manley and Sweeten, Vice Provosts Hobstetter and Russell, Chaplain Johnson, Mr. Donald T. Sheehan, Associate Secretary Lorndale, Assistant Secretary Sherman and Secretary Owen. John Ames Ballard, Esq. attended as Counsel.

Messages of absence were received from Mr. Howard Butcher III, Dr. Detlev W. Bronk, Mr. James W. Gray, Jr., Mr. Sidney E. Martin, Mr. Paul P. Miller, Jr., Dr. Franklin D. Murphy, Mr. Richard S. Reynolds, Jr., Maurice B. Saul, Esq., Governor Raymond P. Shafer, Mr. Henry T. Vance, Dr. Alfred H. Williams and Mr. Harold L. Zellerbach.

Chairman Day called the meeting to order and asked Chaplain Johnson to offer a prayer.

Following the prayer, the minutes of the meeting held on October 10, 1969 were approved.

Minutes approved

SECRETARY
Stated Meeting, January 16, 1970

Wesley Stanger welcomed

Mr. Day welcomed Wesley A. Stanger, Jr., representing Alumni Region II, to his first meeting. He announced the following proposed dates for Trustees' meetings in the future:

- Thursday and Friday, April 30, May 1, 1970
- Thursday and Friday, October 8 and 9, 1970
- Thursday and Friday, January 14 and 15, 1971
- Thursday and Friday, May 6 and 7, 1971

It was indicated that each Trustee will soon receive a letter from the Chairman of the Task Force on University Governance soliciting comments on a working draft of the report of the Subcommittee on the Trustees. It was announced also that the Organized Classes will hold their annual meeting and dinner at the Barclay on January 16, and that the Founder's Day luncheon on January 17 will feature the presentation of Alumni Awards of Merit to President Harnwell and Provost Goddard.

Upon presentation by Mr. Segal, Chairman of the Nominating Committee, the following resolutions were adopted:

**Henry R. Bryans and Orville H. Bullitt elected Emeritus Trustees**

RESOLVED, That Henry B. Bryans and Orville H. Bullitt be elected Emeritus Trustees (Life) effective January 16, 1970.

**John A. Mayer and James M. Skinner, Jr. elected Life Trustees**


**Charles D. Dickey, Jr. elected Term Trustee**

RESOLVED, That Charles D. Dickey, Jr. be elected a Term Trustee effective January 16, 1970.

**Board of Managers**

RESOLVED, That the following persons be elected to the Board of Managers of The Wistar Institute of Anatomy and Biology for 1970:

- Dr. Mark W. Allam
- Mr. Francis Boyer
- Mr. Paul Branin
- Mrs. T. Wistar Brown, IV
- Mr. Windsor F. Cousins
- Mr. Robert Dechert
- Mr. John F. Dorrance, Jr.
- Mr. Joseph N. Dubarry, IV
- Mr. John W. Eckman
- Mr. Harwood L. Frankel
- Dr. Karl Habel
- Dr. George B. Kuelle
- Mr. Samuel Lenher
- Dr. Charles C. Price
- Dr. I. S. Hidvin
- Mr. I. M. Scott
- Dr. Joseph Stokes, Jr.
- Dr. Luther L. Terry
- Mr. E. Robert Thomas, Jr.
- Mr. Owen Jones Toland, Jr.
- Mr. James D. Winsor, III
- Mr. Andrew Van Pelt
- Dr. Sidney Undenfriend

(resolution continued on following page)
The Academy of Natural Sciences has designated Mr. John W. Bodine and Dr. H. Radclyffe Roberts as their representatives on the Board.

Mr. Casper W. Haines has been designated the Wistar family representative on the Board.

RESOLVED, That a mandamus be issued by the Corporation to the President, Provost and Professors for a Convocation of University Council for the conferring of degrees on May 18, 1970 and at any Special Convocations called during the balance of the year 1970.

The Secretary read a telegram received from Trustee Henry Vance explaining his inability to travel at this particular time, expressing his personal appreciation for the work of President Harnwell, and commenting upon the financing of the Wharton Graduate Building.

In his report, President Harnwell commented briefly upon the December meeting of the Ivy Policy Committee which dealt, among other things, with post-season athletic contests, the admission of minority groups students, and budgetary problems.

In noting changes in personnel, Dr. Harnwell confirmed the recent retirement of Leonard C. Dill, Jr., who has served in various executive posts at the University for almost thirty years. It was noted also that a regrouping of activities in the Department of Athletics will result in direct reporting by the Director of Recreation and Athletics to the President and a phasing out of the present position of Assistant to the President for Athletic Affairs. In recent administrative action by the President, John N. Hobstetter has been designated as Acting Associate Provost and Daniel O'Kane as Acting Dean of the Graduate School of Arts and Sciences, both steps intended to provide some relief to the Provost in the performance of his duties.

The President noted that the Quadripartite Commission adopted a resolution on January 12, 1970 calling upon all elements of the University, including the Trustees, to lend
Meeting of representatives of Commission and Science Center

Meeting of representatives of Commission and Science Center support to a demand that Science Center representatives meet with representatives of the Commission to begin to negotiate regarding a recommendation that the Science Center give up some of the land designated for its use in the Urban Renewal Plan in order that that land might be used for the construction of low income housing. This has a long and complicated background and the situation has become somewhat exacerbated by misunderstandings and the intervention of the press. At four o'clock this afternoon such negotiations will commence and Mr. Ernest Scott has agreed to serve as informal chairman of the session.

Upon presentation by Provost Goddard, the following resolutions were adopted:

Bernard Wolfman named Dean of Law School

RESOLVED, That Bernard Wolfman be named Dean of the Law School to serve at the pleasure of the President but for a term not exceeding seven years unless re-elected, with eligibility for reappointment, this election to be effective July 1, 1970.

Benjamin Franklin Professor of Law

RESOLVED, That in recognition of his distinguished contributions in the fields of law, history and political science, authorization be given to offer an appointment to Alexander M. Bickel as Benjamin Franklin Professor of Law effective July 1, 1970.

WHEREAS, the Benjamin Franklin Professorship is reserved for men who are distinguished in two or more fields of scholarship:

WHEREAS, there is no comparable honor which can be given to a man distinguished in one area of scholarship; be it therefore

RESOLVED, That there be reestablished the title of University Professor which would be given to those senior faculty members who are distinguished in their field of scholarship and who have contributed much to the life of the University, particularly as administrators, or to an occasional distinguished professor in order that he might be freed of routine departmental duties.

SECRETARY
RESOLVED, That in recognition of his distinguished contributions both to the field of law and to the growth and development of the Law School, Jefferson B. Fordham be named University Professor of Law effective July 1, 1970.

RESOLVED, That the recommendations for academic appointments and promotions for the period from December 17, 1969 through January 13, 1970 be approved (Appendix A).

Committee Reports

Finance Committee - Mr. Dunlop

Attention was directed to the Budget Survey for 1969 as of December 31, 1969, and to the Statement of University Operating Fund 1969-70. The Chairman reflected the concern of the Finance Committee for both this year’s budget and for the 1970-71 budget and noted that the work of the several subcommittees of the Budget Committee will be finally reported upon at the May meeting of the Trustees. Upon presentation, the following resolutions were adopted:

RESOLVED, That the Renovation of the Third Floor of the 3905 Spruce Street Project for the relocation of Station WXPN, and the Houston Hall Renovation Project, Phase I be authorized to proceed to construction.

RESOLVED, That the project known as the Ravdin Courtyard Building be authorized to proceed to construction when the sources and amount of the funding required have been approved by the Vice-President for Business and Financial Affairs and the Chairman of the Trustees' Finance Committee.

RESOLVED, That the sum of $90,500 be appropriated from the Wharton Graduate Building Fund for preliminary expenses of the project.

RESOLVED, That the sum of $31,340 be appropriated from University General Fund for the Renovation of the Third Floor of the 3905 Spruce Street Project for the relocation of Station WXPN.
RESOLVED, That the sum of $1,710 be appropriated from University General Fund to complete the funding of preliminary drawings for the Leidy Laboratory Renovation Project.

RESOLVED, That, upon the recommendation of the Committee on Tuition and Fees and the President, tuition in the full-time schools and divisions of the University be increased by $200 per year, effective July 1, 1970, with the understanding that an exception to this adjustment for the School of Social Work may be made by the President if he deems it necessary.

RESOLVED, That the schedule of rentals for facilities in the Student Housing Project, appended to the minutes of this meeting, be approved, effective July 1, 1970; and be it further:

RESOLVED, That the dormitory rentals in the Dormitories for Men and Hill Hall be increased by $50 per year, effective July 1, 1970, and room rentals in other University dormitories be increased $100 per year, effective July 1, 1970.

WHEREAS on October 10, 1969 the Trustees authorized funds to:

A. Complete preliminary drawings for the expansion of the Hospital of the University of Pennsylvania.

B. Complete working drawings for the JIM area.

C. Engage the services of an outside project management team; and

WHEREAS the outside project management team has confirmed the physical feasibility of implementing the plan within the time schedule and cost projections previously approved by the Trustees; and

WHEREAS the outside project management team has submitted a report entitled, Hospital Feasibility and Implementation Study, dated January 16, 1970, which included a number of recommendations for consideration by the Trustees; and

(resolution continued on following page)
(resolution continued from preceding page)

WHEREAS the plans to date have been reviewed by the Board of Managers of the Hospital of the University of Pennsylvania and the University Administration:

Therefore be it

RESOLVED, That the Administration be authorized to continue planning activities with respect to the Hospital of the University of Pennsylvania and to initiate certain preliminary construction activities in relation to JIM with the following understandings:

A. That the sum of $937,000 be advanced from operating cash to undertake relocation of utilities and other start-up costs in relation to the anticipated construction contract for JIM, with the understanding that this advance together with interest will be repaid from anticipated proceeds of fund-raising for this project.

B. That the sum of $254,003 be authorized to permit the commencement of working drawings for HUP expansion between now and May 1, 1970 -- this sum to be advanced from the Hospital of the University of Pennsylvania Alteration and Improvements Fund, with the understanding that this advance will be repaid when other funds become available.

C. That the outside project management team in association with the appropriate officers of the University will utilize the period between now and the May 1970 Trustees meeting to determine insofar as possible:

1. The extent to which HUP operations can carry financing for the project.

2. Various sources of financing including governmental sources such as Pennsylvania Higher Educational Facilities Authority, The General State Authority, and Federal Housing Authority insured loans.

3. The likely magnitude of gifts from the private sector.

D. That the Administration will report regularly on the status of developments to a special task force of the Trustees to be appointed by the Chairman of the Trustees as well as to the full Board at the May 1970 meeting.

(new resolution begins on following page)
RESOLVED. That this corporation create and authorize the issuance of its bonds in the aggregate principal amount of $2,735,000 as part of its Serial System First Mortgage Bonds, to be known as its Serial System First Mortgage Bonds 3% Series E, due 1971-2008, to bear interest at the rate of 3% and to be otherwise as provided in and entitled to the benefits, including the mortgage of the premises therein described and the pledge of the net revenues thereof, of the First Supplemental Indenture to the Indenture dated as of November 1, 1963, between this corporation and Girard Trust Bank, as trustee, which supplemental indenture is hereinafter authorized; and

BE IT FURTHER RESOLVED, That the form submitted to this meeting of the proposed First Supplemental Indenture dated as of November 1, 1968, between this corporation and Girard Trust Bank as trustee, being a supplement to the indenture between this corporation and Girard Trust Bank as trustee dated as of November 1, 1963, be and the same hereby is approved, and the President or any Vice President and the Secretary, or any Assistant Secretary, of this corporation be and they hereby are authorized and directed to execute and deliver to said Girard Trust Bank, as trustee, on behalf of and in the name of and under the corporate seal of this corporation a supplemental indenture in substantially the form presented to and approved at this meeting, with such changes therein as may be approved by the officers of this corporation executing the same and by counsel for the corporation, their execution thereof to be conclusive evidence of such approval; and

BE IT FURTHER RESOLVED, That the Serial System First Mortgage Bonds 3% Series E, due 1971-2008, authorized at this meeting be and have the form and characteristics provided in said supplemental indenture; and

BE IT FURTHER RESOLVED, That the publication of an invitation for bids for any and all such bonds if required by the Secretary of Housing and Urban Development of the United States of America be and it hereby is approved, and if no other higher bids are therefore received that the proper officers of the corporation be and they hereby are authorized to accept bids of the United States of America, to be submitted pursuant to the loan agreement dated as of July 1, 1968, by and between this corporation and the United States of America, and that in accordance with the terms thereof and pursuant to the provisions of the First Supplemental Indenture above authorized, the President or any Vice President and the Secretary or any Assistant Secretary of this corporation be and they hereby are authorized and directed to execute said $2,735,000 principal amount of Serial System First Mortgage Bonds 3% Series E, due 1971-2008, on behalf of and in the name and under the corporate seal of this corporation, and that the officers of this corporation be and they hereby are authorized and directed to cause said Bonds to be delivered to Girard Trust Bank as trustee under said supplemental indenture for authentication and delivery by it in accordance with the provisions of said supplemental indenture; and

(resolution continued on following page)
Stated Meeting, January 16, 1970

(resolution continued from preceding page)

BE IT FURTHER RESOLVED, That Girard Trust Bank, as such trustee, is hereby requested to authenticate $2,735,000 principal amount of Serial System First Mortgage Bonds 3% Series E, due 1971-2008, maturing as follows:

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<tr>
<th>Year</th>
<th>Amount</th>
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<tbody>
<tr>
<td>1971-73</td>
<td>$40,000</td>
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<tr>
<td>1974-77</td>
<td>45,000</td>
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<td>1978-80</td>
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<td>2007</td>
<td>115,000</td>
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<tr>
<td>2008</td>
<td>120,000</td>
</tr>
</tbody>
</table>

and to deliver the same upon the order of this corporation executed by its President or a Vice President or its Treasurer.

BE IT FURTHER RESOLVED, That upon the authentication of the said Serial System First Mortgage Bonds 3% Series E, due 1971-2008, the officers of the corporation be and they hereby are authorized and directed to sell the same to the United States of America at the price and upon the terms set forth in its expected bid therefor; and

BE IT FURTHER RESOLVED, That the officers of this corporation be and they hereby are authorized and directed to do and perform all such acts and things, to sign all such documents and certificates and to take all such other steps as may be necessary or advisable or convenient and proper to carry out the intent of the foregoing resolutions, and fully to perform the provisions of said bonds and said supplemental indenture; and

BE IT FURTHER RESOLVED, That Ballard, Spahr, Andrews and Ingersoll be and hereby are appointed Bond Counsel in connection with the 3% Series E Bonds; and

BE IT FURTHER RESOLVED, That this Board approves the calculations of estimates under subdivision (f) of Section 2 of Article V of Part One of the indenture of November 1, 1963 presented to this meeting.

Investment Committee - Mr. Burnham

Speaking for Mr. Butcher, Mr. Burnham reflected upon the depressing market influences during the latter part of 1969 and speculated upon the continuing effect of these influences in the new year. He suggested that the best result overall will likely be to maintain an aggressive posture for long period growth of the United States.
Stated Meeting, January 16, 1970

Investments

Economy, mildly inflating, and that straight income bonds bought at par are unrewarding over any extended period. In essence, he suggested that "we try to be invested in companies whose securities are under-priced when we buy them and fairly priced or over-priced when we sell them, but which pay well while we hold them."

Upon presentation, the following resolution was adopted:

Investments Transactions approved

RESOLVED, That the investment transactions taken during the period November 29, 1969 to December 26, 1969, be approved (Appendix B).

Honorary Degrees Committee - Dr. Kaysen

Upon presentation, the following resolution was adopted:

Authorization of Honorary Degree Committee

RESOLVED, That the Trustees Honorary Degree Committee be authorized to select candidates for receipt of honorary degrees at the May Public Commencement Ceremonies and any other Convocation which may be scheduled between this date and the next meeting of the Trustees, with the understanding that their action will be confirmed at the next meeting of the Trustees.

Alumni Affairs and University Development Committee - Mr. Skinner

Alumni Affairs and University Development

For the period July 1, 1969 to January 9, 1970, subscriptions and gifts totaled $8,448,881 (since increased to $10,078,863) and receipts totaled $12,052,862.

Educational Policy Committee - Dr. Kaysen

The two-hour meeting of the Committee on Thursday dealt with the University's relationships with the Commonwealth; Trustees were urged to give continuing attention to nine problems identified in a written report of the Committee (Appendix C). The following resolutions were adopted:

Commonwealth: support

RESOLVED, That the Trustees endorse the Administration's efforts to seek a formula as the basis for the Commonwealth's support of the University in 1970-71 and future years, and further that the Administration continue to keep the Trustees advised of progress in this direction and of the implications of different formulae for the academic and fiscal future of the University.

Relations with the Commonwealth

RESOLVED, That it be the sense of this meeting that the Trustees request the Chairman of the Trustees to assign to the Trustees' Government Relations Committee, or to a new Committee as he may see fit, the charge of preparing before the next meeting of the Trustees a report embodying alternatives and recommendations regarding the longer view of the University relationship with the Commonwealth, within the framework of the University's needs for public funds in the years ahead.

SECRETARY
Mr. Hetherston suggested that some statement should be
made by the Trustees with relation to the recent resolution
of the Quadripartite Commission calling upon the University
to lend support to a demand that Science Center representa-
tives meet with representatives of the Commission to begin
to negotiate the land use question, as referred to earlier
in the meeting by President Harnwell. He read a proposed
resolution as an appropriate response. Several points of view
were expressed, both pro and con, relating to the adoption of
such a resolution; finally there was agreement that the pro-
posed resolution should be modified to the end that the full
Board of Trustees would essentially confirm an earlier action
of the Executive Board. The following resolution was adopted:

WHEREAS the Trustees of the University of

Pennsylvania have received the recommend-

ation of the Quadripartite Commission re-

garding alternative land use plans pro-

posed for Redevelopment Area Unit 3; and

WHEREAS on November 14, 1969 the Executive

Board of the Trustees adopted a resolution

which endorsed the concept of the charette

plan calling for mixed residential and in-

stitutional development in Unit 3; and

WHEREAS the Executive Board directed the

appropriate officers of the University to

exercise in their behalf their best influ-

cence on the designated redevelopers in Unit

3 to the end that those developers adjust

their land use plans to be consistent with

the principles underlying the land reuse

plan advocated by the charette; Therefore

be it

RESOLVED: That the full Board of Trustees

confirm the resolution of its Executive

Board adopted on November 14, 1969 and

request that the Board of the Science Cen-

ter expedite to the extent possible a re-

sponse to the Quadripartite Commission

concerning the charette proposals; and be

it further

RESOLVED: That the Trustees endorse the pro-

posal of Science Center Officers that direct

negotiations be entered into between repre-

sentatives of the Science Center and the

Quadripartite Commission.
Stated Meeting, January 16, 1970

Upon presentation, the following resolution was adopted:

RESOLVED. That the meeting be recessed to be reassembled at 3:00 p.m. on February 16, 1970 in the Board Room of the First Pennsylvania Banking and Trust Company or at such earlier time and place as the Chairman may specify provided that the Secretary shall give at least 48 hours telegraphic notice to members of such time and place.

Adjourned.

William G. Owen
Secretary