

9-15-1924

# University of New Mexico Board of Regents Minutes for September 15, 1924

University of New Mexico Board of Regents

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MEETING OF THE BOARD OF REGENTS

of the

STATE UNIVERSITY OF NEW MEXICO

Monday, September 15, 1924, at 1:30 P. M. in  
the Office of Mr. A. A. Sedillo.

Present: Messrs. Nathan Jaffa, J. A. Reidy,  
A. A. Sedillo, Charles H. Lembke,  
President Hill.

Present

Upon motion of Dr. Reidy, seconded by Mr.  
Sedillo, the minutes of preceding meetings  
were approved, and all actions of the Ex-  
ecutive Committee and of the President of  
the University were hereby ratified and  
confirmed.

Resolution of  
Ratification  
and Approval

The memorandum of Miss Parsons indicates  
the following balances on this date:

Cash Balances

Ref: 224-14

Date Sept. 15-1924

## Cash Balances

Gen. Mtc. Fd.	\$23,628.97
Halls-D. H. & R. H.	
Bldgs.-Htg Plt.	3,133.45
S. D.&E.-Emrgcy Fd.	515.46
Certfcts. Dpst.	<u>\$27,277.88</u>
Mtc.	
P. S. B. Fd.	
S. S. R. Fd. -In Closed Banks-	
Breece Fd.	\$120.44
Insrnc. Fd.	
Bldg. Fd.	
Bonds-US-Coupon	11,150.00
Trusts-US-Treas.	7,000.00

J. S. PARSONS

(a) Audit President Hill reported that Mr.  
Gano had submitted an audit of the books and  
accounts of the University of New Mexico Ath-  
letic Association, particularly of Acting  
Treasurer of Athletics, Mr. Bruno Dieckmann,  
from May 18, 1923 to July 10, 1924. The  
audit shows a balance of \$161.17 due the Ath-  
letic Association from Mr. Dieckmann. Gano

Audit of Athletic  
Funds; Payment of  
Auditor and Ath-  
letic Treasurer

and Company criticized severely the method of keeping accounts and of handling funds in the unsatisfactory condition shown by this Audit, which reviews the work of the Athletic Treasurer, the Student Manager, and the Chairman of the Athletic Council.

(b) New Management President Hill reported that he had appointed Mr. Ray J. McCanna, an alumnus, as Athletic Treasurer under the regulations formerly adopted by the Board and now in effect. His salary is to be one dollar per year. Acceptance of the appointment by Mr. McCanna was shown by his letter. President Hill also reported that he had agreed, subject to the Board's approval, to pay Mr. McCanna the sum of eight dollars and fifty cents (\$8.50) per month to cover clerical expenses, postage, stationery, etc., used by the Athletic Treasurer. He further reported that he had appointed Professor Phillip S. Donnell as Chairman of the Athletic Council and had apprised all concerned of the necessity of a more accurate and efficient method of handling the funds received for athletics.

(c) Payment The bill of Messrs. Gano and Company for seventy-five dollars (\$75.00), the cost of the aforesaid Audit, was approved for payment.

#### Enrollment

A letter from Mr. Bowman, Registrar, stated that three hundred forty-seven students had enrolled and paid at the University at noon of today, the sixth day of the new academic year. On the tenth day of the last academic year, two hundred seventy-three students were enrolled.

President Hill formally called the attention of the Board to the following facts, namely:

(a) The physical capacity of the University plant is now exhausted. This refers to Rodey Hall, the Residential Halls, the gymnasias, the classrooms and the Library. He also emphasized the fact that the classes of certain professors were heavily overburdened and full-time instructors would be needed for next year. Attention is also called to the fact that with the unprecedented enrollment of qualified students and with the sound condition of our finances the salaries paid here for full-time professors, deans, and practically all administrative officers are inadequate and far below

the average paid for such employment at other standard institutions and that this condition, in justice, should be rectified, if the present high level to which the University has risen during the past five years is to be maintained.

The notice to attend the meeting of the National Association of State Universities, of which the University is a member, was presented by President Hill and authorization was asked to visit universities and to make such journeys as may be necessary for the good of the institution during the present academic year, subject to the approval of the Governor. Upon motion of Mr. Sedillo, seconded by Dr. Reidy, it was unanimously resolved to permit President Hill to use his judgment in this matter.

Proposed  
Journeys  
of  
President  
Hill

A letter from Mr. Peter Cameron was read as follows, with the proposed answer written by President Hill, namely:

Letter of  
Mr. Cameron

Albuquerque, N. M.  
September 8, 1924

Board of Regents, U. N. M.,  
Albuquerque, N. M.

Gentlemen:

We furnished a quantity of material to the Southwestern Equipment Co., the firm who started the job of installing boilers and erecting addition to boiler house at the U.N.M. over a year ago.

This material was all used in this installation and is in use now and being used regularly in your boilers and boiler room.

The amount of our charge for the material so furnished is seven hundred sixty-two-49/100, no part of which has been paid.

This material was furnished in good faith for an institution established by the State in the full belief that payment would be made, or that an institution of the standing of the U.N.M. would protect subcontractors in any material furnished for it's use.

We now ask if this claim cannot be paid, it is long past due and we believe it is only fair that payment be made by the U.N.M. who received and are getting daily use of the material.

Very truly,

Albuquerque Foundry & Machine Works  
By P. Cameron

September 16, 1924

Albuquerque Foundry and Machine Works  
Albuquerque, New Mexico

Gentlemen: Attention Mr. P. Cameron

Your letter of September 8, 1924, addressed to the Board of Regents of the State University has been duly considered and I am instructed to write to you as follows, namely:

You are aware that on May 3, 1924, suit was filed in the District Court of Bernalillo County by all concerns and individuals having claims against the Southwestern Equipment Company of El Paso in the matter of the boiler contract for this institution, and that the Board of Regents of the University was made a party to the suit, of which you are one of the plaintiffs.

At the time the contract was let to the Southwestern Equipment Company of El Paso, the Board of Regents took the precaution to require the successful bidder to furnish a surety bond. This bond was furnished by the American Surety Company of New York.

Subsequently to the failure of the Southwestern Equipment Company to complete the contract, the University of New Mexico was obliged to take over the work and to finish the same. The University of New Mexico has asked the American Surety Company of New York to pay all claims growing out of default by the original contractor. The company has refused and the University is not in a position legally to pay these claims, as it would be construed to be a payment that any tax-payer might rightly object to and stop by injunction.

We are advised that this litigation is now pending by demurrer filed on June 11, 1924. Perhaps your attorneys, upon request, will furnish you with any further details of this matter.

I am,

Very truly yours,

DAVID S. HILL

DSH:LMcD

President.

Upon motion of Dr. Reidy, seconded by Mr. Lembke, the letter of President Hill was approved for transmittal as expressing the sentiments of the Board.

It was explained by President Hill that the matter of the proposed publication of a History of New Mexico and the accompanying biographies and pictures had been in large measure settled by him after amicable conferences with Professor Coan.

Letter of  
Professor  
Coan

Professor Coan, he said, had admitted that the publication of biographies and pictures in additional volumes was being done with his knowledge and consent, but that he had agreed to write only the historical portions. President Hill reported that he had requested Professor Coan to write a letter to the Board of Regents, stating explicitly this fact and the same is hereby recorded:

Albuquerque, N. M.  
August 9, 1924

The Board of Regents of the State  
University of New Mexico

Gentlemen:

Relative to the History of New Mexico which I am writing allow me to state that the work consists of three volumes; the first, consisting of 3000,000 words which I am writing; the second and third, biographical accounts mainly of subscribers. The only extra charge is for half-tone photographs of individuals who are willing to pay for the same.

I have never solicited, written, edited, or seen a single biographical account. With that part of the work I have absolutely nothing to do, nor do I have anything to do with the photographs. My task is the writing of the 300000 words and in that part the company has never given me any instructions. I am left entirely free to use my own judgment in making up the manuscript.

The only place where the name of the University appears is on the title page which reads:

Charles F. Coan  
Of the State University of New Mexico.

Very sincerely yours,

CHAS. F. COAN

President Hill also reported that he had secured from the local Dun's Agency complete reports on the American Historical Society (a corporation)

and of the Lewis Historical Publishing Company of New York of which it is a subsidiary.

Status of  
City  
Reservoir

The following letters were read to the Board by President Hill, namely:

(a) City of Albuquerque  
State of New Mexico  
August 1, 1924

David S. Hill,  
President, University of N. M.  
Albuquerque, N. M.

Dear Sir:

In answer to yours of July 31st, I wish to advise that we have started to haul dirt from the Reservoir so as to remove same from the University property, using manual labor to load same, but I am sure that before you receive this letter, you will find that we have installed a mechanical loading device, and that work of removing this material will be pushed so as to complete it as soon as possible.

Upon the removal of the dirt, fences will be erected. The debris lying east of the Reservoir will be removed before the haulage of dirt is completed, and I wish to assure you that in a very short time, we hope to have everything in sightly condition.

As soon as conditions will permit, we expect to grass the slopes of the Reservoir and do everything to make this spot beautiful.

Yours very truly,

B. H. CALKINS

BHC/GO

CITY MANAGER.

(b)

August 2, 1924

Mr. B. H. Calkins  
City Manager  
Albuquerque, N. M.

Dear Sir:

I thank you for your letter of August 1, 1924, concerning the remedying of some of the conditions now existing upon university property around the new reservoir.

You have not indicated, however, whether we are right in our assumption that the reservoir has been erected too near our property line. Will you kindly furnish us a blue print indicating exactly the situation of the reservoir and of the embankment with reference to the lines of the property owned by the City and situated within the Campus or grounds of the University. I would like to check up the information at my disposal with your own drawings and specifications.

Thanking you for your kindly consideration,

I am,

Very truly yours,

DAVID S. HILL

DSH:TF

President.

(c)

September 2, 1924

Dr. David S. Hill,  
University of New Mexico,  
Albuquerque, N. M.

Dear Sir:

Your letter of recent date regarding a plat showing the location of the reservoir on our property was misplaced, but I wish to advise you that the engineers have on hand no such plat, but I have seen in your engineering department a plat showing the location of our property, and it would be very simple for that department to furnish you with a sketch showing the location of the present reservoir in relation to the lines mentioned.

Yours very truly,

B. H. CALKINS

BHC/GO

CITY MANAGER.

After the lapse of one month the above response was received from City Manager B. H. Calkins (see c). Attention was called to the fact that in President Hill's letter of August 2, 1924 the University desired to check up the information at our disposal with the drawings and specifications of the City Manager and further that the City Manager, after delaying his response one month, had stated that he had no plat showing the location of the City's property, and telling



us that we had our own sketch or drawings.  
(See letter (c) above).

Upon motion of Mr. Sedillo, seconded by Dr. Reidy, the following Resolutions were unanimously adopted and President Hill was instructed to communicate the same to the City Manager and to the City Commission:

September 15, 1924.

Upon motion of Mr. Sedillo, seconded by Dr. Reidy, the following resolutions were passed unanimously by the Board of Regents of the University of New Mexico, namely:

(1) RESOLVED, in view of the fact that the University has already opened for the academic year 1924-1925 with its physical plant taxed to capacity, and that the University is disappointed at the failure of the City Manager and city authorities to act promptly in the matters indicated by the letters from and to the City Manager, we therefore urge immediate and efficient action in the premises.

(2) AND IT IS FURTHERMORE RESOLVED, that the President of the University is hereby instructed to obtain, if possible, from the city authorities, plans or plats showing the position of the city property within the University campus, and to ascertain what proposition they are willing to make to reimburse the University for University property now being occupied illegally by a part of the new reservoir structure, and also to take up the delayed matter of beautifying the site of the reservoir which lies within the property of the University.

(3) AND IT IS FURTHERMORE RESOLVED, that the attention of the city authorities is called to certain deep cracks which appear in the walls of the northwestern corner and of the southern wall of the new reservoir, with the request that a thoroughgoing examination of these and other sides of the reservoir be made by competent engineers with a view to ascertaining the future factors of safety involved as affecting the residents of Albuquerque and of Bernalillo County as well as the students and faculty of the University, by the presence of heavy masses of water within the said walls when the reservoir is filled to capacity.

(4) AND IT IS FURTHERMORE RESOLVED, that the Board of Regents has been willing and is willing to cooperate helpfully with the city authorities

with due regard for mutual courtesies and rights, and that the Board of Regents is now willing to consider any reasonable proposition from the Commission Council for the reimbursement of the University for the apparently illegal use of its property and for any damages which to date have resulted therefrom.

(5) IT WAS FINALLY RESOLVED, that a copy of these Resolutions be sent to each member of the City Commission, to the City Clerk, and one copy to the City Manager.

Sealed bids for the proposed library structure were opened in the presence of assembled architects and were tabulated by Mr. E. H. Norris, Architect, as follows:

Opening  
of  
Bids  
for  
Library

GENERAL CONTRACTORS

	<u>MARCHANT</u>	<u>WEGS &amp; TOMPKINS</u>	<u>ETTER</u>	<u>McKEE</u>	<u>ANDERSON</u>
(No. 1-A)	\$42351.00	\$49950.00	\$47675.00	\$45670.00	\$44850.00
(No. 1-B)	44325.00	51450.00	49497.00	47060.00	46600.00
(No. 2-A)	33896.00	41685.00	37837.00	38924.00	38800.00
(No. 2-B)	35606.00	43185.00	39525.00	40314.00	40550.00
(Tile Walls) Deduct	\$350.00				
(Colored Fl) Add	\$391.50	Add \$900.00	Add \$875.00	Add \$650.00	Add \$750.00
(Brick Walls)				Add \$750.00	Add \$450.00

PLUMBING & HEATING CONTRACTORS

	<u>COOPER</u>	<u>STRUMQUIST</u>	<u>DUKE CITY</u>	<u>BEAUCHAMP</u>
(No. 1)	\$6763.70	\$6221.00	\$6870.42	\$9500.00
(No. 2)	6763.70	6221.00	6870.42	9500.00
(No. 3)	1567.90	1649.00	1781.12	5231.52
(No. 4)	1567.90	1649.00	1781.12	5231.52

ELECTRIC WIRING CONTRACTORS

	<u>BRIDGEMAN</u>	<u>NASH</u>	<u>HUNING</u>
(No. 1)	\$786.97	\$791.40	\$853.00
(No. 2)	746.97	756.40	831.50

After prolonged discussion by members of the Board in executive session, the lowest bid, that of Mr. E. J. Marchant for the erection of Plan 2-A for \$33896.00 was accepted.

Upon motion of Mr. Sedillo, seconded by Dr. Reidy, this bid of Mr. Marchant was accepted as per letter of Mr. Marchant dated September 12, 1924, and the contract was ordered let as per Alternate 2-A. It was also resolved that an attorney be employed to draw up suitable form of contract, subject to the approval of the Attorney-General. Decision with regard to the plumbing and electric fixtures was deferred, the matter being left to the Executive Committee with power to act.

It was also moved by Mr. Lembke, seconded by Mr. Sedillo, that a full-time man be employed by Mr. Norris as inspector, his pay not to exceed eight dollars per day and under condition that he is to be on the premises whenever work is being done.

Upon motion of Dr. Reidy, seconded by Mr. Sedillo, it was further resolved that all other bids be rejected and that the checks be returned.

Adjourned

Adjourned.

Signed:

J. A. Reidy  
Secretary-Treasurer, Board of Regents

Date

Sept 15 - 24

LMcD