

# Kentucky Kernel

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## EDITORIAL

# EDUCATION'S ENEMY: Wilkinson should resign

*This special issue of the Kentucky Kernel is designed to be held up by those in attendance at today's Board of Trustees meeting so Wallace Wilkinson can see how we feel about his self-appointment to our board.*

We're glad to see former Gov. Wallace Wilkinson (Hallelujah!) finally at a University function somewhere other than Rupp Arena or Commonwealth Stadium. However, we believe that a board chair on the 18th floor of Patterson Office Tower is not the place for him. Maybe better would be a classroom, where he could learn what a modern research university is before appointing himself to the governing board of one.

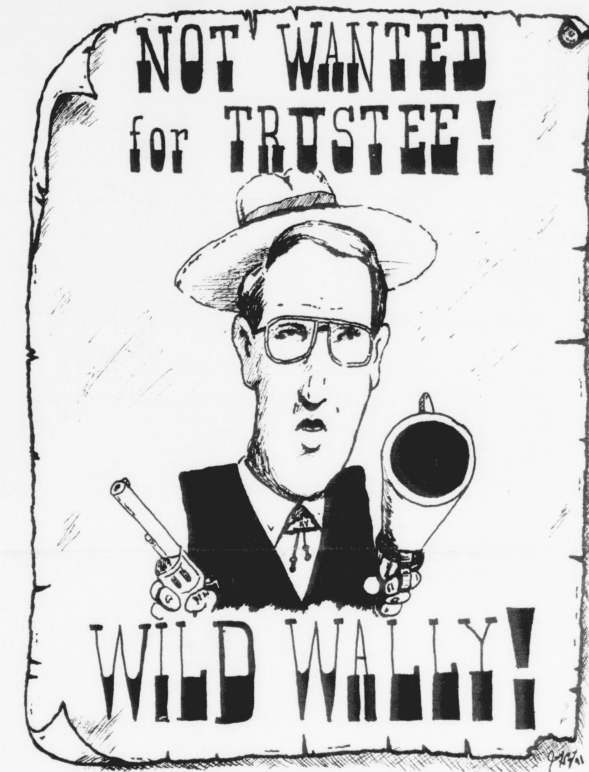
While the governor may have the right to appoint himself to the UK Board of Trustees, it clearly is against the spirit of the law. Further, we question whether Wilkinson wants to reform higher education or simply control the University of Kentucky. For those reasons, we believe Wilkinson should give up his seat.

In appointing himself last Monday, Wilkinson said he wanted to reform higher education, much like the 1990 overhaul of Kentucky's primary and secondary school system. He said teachers need to spend more time with students, and that universities should place greater emphasis helping those students graduate. However, he also said that financially strapped state universities could not afford to have a significant number of faculty *only* performing research.

Wilkinson has hit on some issues that currently are hot topics in academia. But the manner in which he speaks about them demonstrates a fundamental lack of understanding about the modern research university. His statement that we cannot afford to have faculty who solely do research shows he has not spent much time at UK outside of athletics events. While a very small number of faculty may be lax about their research or teaching, they are not so fortunate enough *only* to have to teach or *only* to have to do research. Nearly all faculty do both. And the two actions are not, as Wilkinson's statement makes them appear, mutually exclusive. Nothing could be further from the truth. Teaching and research benefit one another in the mission of this University to serve the state and its people.

The University Senate demonstrated campuswide disapproval of Wilkinson's self-appointment yesterday by passing a resolution demanding that he step down.

Given his lack of understanding of higher education, we also question the former governor's motives. If he truly wanted to reform higher education, he could have done that for the entire Kentucky higher education system with an appointment to the state Council on Higher Education — but that appointment does not come with UK basketball tickets. Wilkinson appointed himself to a board with more visibil-



ity — the UK Board of Trustees. His opting for the high-profile seat on the UK board leads us to believe that his move is political. He could easily use this to begin his 1995 campaign for governor or a 1996 campaign for the U.S. Senate.

Furthermore, given Wilkinson's tenuous relationship with UK over the years, we question whether he intends to reform it or control it. Lord knows it would not be the first time a (former) governor had done this. A.B. "Happy" Chandler admitted it, and some accuse Wilkinson of having done that during the 1990 presidential search. Actually, the governor probably had more to do with creating the presidential vacancy for his good friend

Charles Wethington to fill, than actually naming Wethington as David Roselle's successor. The University's first transgression against the great and powerful Wilkinson was not giving him a degree (the real one, not the honorary one — that comes later). Wilkinson dropped out of UK to open the bookstore that made him a millionaire (and a force with which to be reckoned).

Ironically, the bookstore is the object of UK's second transgression against "the great and powerful" Wallace G. Wilkinson. In the mid-'80s, UK decided to lease out its bookstore to be operated by a private company. Wilkinson bid and lost. When the Board of Trust-

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## University Senate asks Wilkinson to resign

By JOE BRAUN and KELLEY POPHAM Staff Writers

Stating that Gov. Wallace Wilkinson's self-appointment to the UK Board of Trustees would jeopardize the "academic integrity" of the University, the University Senate passed a resolution condemning the governor's actions.

The senate decided the absence of Wilkinson on the board would be in the best interest of the University and called for changes in the selection of future appointees.

Marcus McEllistrem, UK chairman of the Faculty Senate Council, said the passage of the resolution clearly expresses senate fears about the self-appointment.



BRAIT

"We are concerned that what he has proposed to do could cause problems for the University and could be considered a threat to academic integrity — that is the title of the resolution," he said.

"Perhaps he did not even think of that when he decided to appoint himself.

"I think the resolution indicates to him that we are uncomfortable with his image of the University expressed in his comments."

The resolution, titled "Academic Integrity," was one vote shy of unanimous passage. The resolution was divided into five main areas of concern, focusing on Wilkinson's failure to acknowledge the importance of research as an integral part of higher education.

The resolution declared that the self-appointment was undemocratic and reform was necessary in the board selection process.

UK President Charles Wethington addressed the senate, outlining final University budget cuts, only speaking briefly about the Wilkinson appointment. The University would "abide by the orders of the courts," concerning the matter, he said.

After the vote, Wethington said he supports the right of the senate to make a stand concerning University affairs.

"It's entirely the right of the faculty senate or of the students to express its opinion in the manner that it thinks appropriate," he said.

"I am one who understands that the University is an entity that does allow and encourage people to speak their minds — that certainly is the case of the University Senate," Wethington added.

Carolyn Bratt and Raymond Betts, both faculty UK trustees, will deliver the senate's message by reading the resolution to the board at today's meeting.

Bratt said she was glad to see the senate and the students jointly opposing Wilkinson's self-appointment.

"I think that it was absolutely the right position for the faculty and the students to take," she said.

"After all, we're a comprehensive University required to engage in instruction and research and public service, and the governor's failure to appreciate our three-fold mission ... makes it absolutely neces-

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## Cowan loses injunction; Wilkinson allowed to act as trustee

By GREGORY A. HALL Associate Editor

FRANKFORT, Ky. — Wallace Wilkinson's last day in office was spent in court. The state Supreme Court refused to grant an injunction preventing the former governor from serving on the UK Board of Trustees.

Wilkinson can attend the board meeting today at 9 a.m. However, he said yesterday that he would not

attend because of his involvement in inauguration day festivities.

He said he expects to attend the next board meeting.

"I'm obviously pleased with the decision," Wilkinson said last night. "I obviously agree with the decision."

Wilkinson said "particularly pleasing" was the fact the decisions were both overwhelmingly in favor of his side.

The Supreme Court voted 5-1 in

favor of Wilkinson. The Court of Appeals decision was unanimous.

Chief Justice Robert Stephens excused himself from the Supreme Court hearing because he is a UK trustee.

State Attorney General Fred Cowan filed suit on Thursday calling Wilkinson's action contrary to public policy. A hearing was held Friday in Franklin Circuit Court on a motion to keep Wilkinson from participating in today's meeting.

Special Judge Reed Rhorer granted a temporary injunction preventing the governor from serving on the board while the litigation was in the courts. He filed his opinion yesterday morning.

From there, the motion for an injunction went to the state Court of Appeals, which overturned Rhorer's ruling and refused to grant an injunction.

Then last night, after 45 minutes of arguments, the Supreme Court

also ruled in favor of Wilkinson. Justice Charles Leibson was the sole dissenter.

The ruling on the injunction does not decide the merits of the case, which will be argued later. Cowan had sought the ruling saying Wilkinson's serving on the board at its meeting today could cause irreparable harm to the people of the state.

But the Court of Appeals said a temporary injunction could not be used to stop an appointment except

in rare circumstances, which this case did not meet.

The reasoning behind the Supreme Court decision will be filed today.

While the rulings on the motion did not address the merits of the case, the justices grilling of Cowan showed doubt in his case.

"I certainly think the merits are on our side, and by the tone of the

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SPORTS	UK TODAY	INDEX
The UK Wildcats meet Southwest Texas State 8 p.m. at Rupp Arena.	The UK Board of Trustees meets at 9 a.m. on the 18th floor of Patterson Office Tower.	Wilkinson's fight to be on board should not be surprising. Analysis, Page 3.
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PHOTOS BY GREG EANS/KERNEL STAFF

Wallace Wilkinson spoke yesterday in Frankfort, Ky., at his last press conference as governor. During his address, Wilkinson attacked the 'elitist' attitude of higher education, particularly among faculty at UK.

# Wilkinson leaves office same way he entered

By GREGORY A. HALL  
Associate Editor

FRANKFORT, Ky. — On his last day as governor, Wallace Wilkinson went out the way he came in — attacking what he perceived to be the establishment.

In his final press conference, he attacked the higher education establishment's "elitist" attitude, particularly on the part of some faculty at UK. He framed his self-appointment last week to the Board of Trustees as such an attack.

He mentioned one faculty member, who after Wilkinson's appointment said he feared the governor

would turn UK into a community college.

"Tell him he ought to apologize to all the community college professors across this state," Wilkinson said.

Wilkinson said that despite UK's refusal to grant him an honorary degree, he does not feel snubbed by the school.

"I've never been a favorite son of the University of Kentucky, I suppose," Wilkinson said. "But I've never quite understood why, because no governor in history's ever done as much for the University as I have done. There's a certain group over there that has an elitist

attitude that I feel that does not serve the citizens of this Commonwealth in the best manner."

Wilkinson has said he would try to reform the University to make it more student- and teaching-oriented.

"The same way I went about trying to ensure that public elementary and secondary reform happened," he said. "Talk about the issues. Change the debate, try to somehow get it done."

Wilkinson said he would not be attending today's 9 a.m. board meeting.

"I will not take part in the board meeting tomorrow in any event. I'll be in the inaugural festivities," Wilkinson said.

He has not thought about a campaign for governor in 1995, Wilkinson said.

"I haven't thought about it," he said. "... I'm not bashful or shy about stating my intentions."

Wilkinson said despite the lawsuit against his appointment, he would have proceeded anyway.

"I did not anticipate the lawsuit," he said. "I think the law is clear in the matter.... In terms of the fallout, yes, I expected the fallout. I knew the faculty of the University of Kentucky would not be very happy — those that I refer to as the establishment would not be very happy about it. And yes, even if I had known it, I would have done it any-

way.

"It's an important constitutional matter in my view."

During his term, he said he never did anything just to "tweak" them. He said there was always a purpose if he did so.

"I've never just done it — tweaking somebody — just to be tweaking," he said.

Wilkinson said his counsel should request that the state pay his legal fees, even after his term expires.

"Yes, it is indeed appropriate, same as it is the state to pay Howdy Doodly's expenses over here," Wilkinson said, pointing to the office of Attorney General Fred Cowan.

Cowan brought suit against Wil-

kinson to prevent him from serving on the Board of Trustees, Franklin Circuit Court Special Judge Reed Rhorer issued a temporary injunction yesterday, which was overturned by the Court of Appeals. The State Supreme Court upheld the appeals court decision last night.

Wilkinson attended UK from 1961-63 full time and until 1967 in night school. He said he left the school because he "ran out of money."

"I had good grades though," he said.

His greatest accomplishment as governor, Wilkinson said, was tending to rural areas in economic development projects. He said his biggest failure was not communicating effectively with the media.

Former Wilkinson campaign official Asa Hord, of Louisville, was appointed to the UK Board of Trustees among last-minute appointments.

Hord was treasurer of both Wilkinson's campaign and the campaign of his wife Martha.

Hord's term will expire June 30, 1993.

Hord replaces Billy Wilcoxson, of Lexington, who was reappointed to the board in another seat. He will fill the seat left vacant when Wilkinson reappointed Chief Justice Robert Stephens to the seat of former Sen. Walter "Dee" Huddleston.

Wilcoxson's term expires Dec. 31, 1997. He called Wilcoxson an "excellent trustee."

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# Fight for self-appointment should not surprise anyone

By GREGORY A. HALL  
Associate Editor

## ANALYSIS

Wallace Wilkinson's fight to assume the University of Kentucky trustee seat to which he appointed himself last week should not surprise anyone.

No other governor has ever had such a stormy relationship with Kentucky's flagship University as the combative former governor who made a fortune selling books to Universities.

"Wallace Wilkinson does not like the University of Kentucky," said Larry Forgy, a Lexington lawyer and former trustee. "He was not

successful as a student. He has not been a part of the University community in any way. Frankly, for many years he was a competitor across the street in the bookstore. So I think this infantile tweaking of the nose comes from the fact he basically just does not like the institution and its faculty."

Wilkinson came to UK in 1961 to be an engineer. Because of poor preparation due to an inadequate high school education, he dropped out of UK to open a bookstore — a

step some observers contend represented his distaste for academics.

"I left the University because I ran out of money, No. 1," he said.

Despite any distaste, Wilkinson continued to deal with the academics through the years. And why not? The profit he made off of Wallace's Book Store turned him into a millionaire.

In the mid-1980s, UK decided to stop competing with Wilkinson and other area bookstores. It would lease its Student Center bookstore to the highest bidder. Bids from Wilkinson and Follett College Stores Corp. came in at \$3 million.

UK asked the two to re-bid. Follett bid \$3.6 million. Wilkinson bid \$3.15 million. Complaining that the procedure was unfair, Wilkinson requested that he be allowed to place a revised bid.

The bids went to the Board of Trustees, the site of a public disapproval for Wilkinson. Witnesses said Wilkinson sat in the first seat next to the door, waving his hand in order to speak before the board when it considered the bids. Board

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# Analysis

Continued from page 2

chairman Robert McCowan went on with the meeting, paying no attention to Wilkinson.

Follett got the bid. McCowan was not re-appointed to the board when his term expired early in Wilkinson's administration.

Afterward, Wilkinson alleged he was cheated. Asked if Follett had inside information. He told reporters: "I am not implying that UK did anything officially. I believe they (Follett) had some help. I don't know from where."

The University's next run-in with Wilkinson was a much more pleasant one. It was three years later, and Wilkinson was campaigning to be governor. Wilkinson sang the praises of higher education to a meeting of the state Council on Higher Education Sept. 3, 1987. Under the Wilkinson administration, he promised them better funding.

"We will fund higher education at least equal to its present funding and in addition, I will make this statement that we are going to put every dime that we can find, additionally, into education," he said.

"... Now I want to commend higher education and I say this for no other reason than it is true. I think higher education has done a marvelous job, a commendable job in the last few years in good management, in tough economic times. I think the fat has been rimmed out of higher education."

But his rhetoric did not match his performance in 1988, when as governor he proposed to the General Assembly a budget that would cut higher education to the bone.

He proposed a .5 percent funding increase for the first year of the biennium and a 5 percent increase during the second. That translated to a drop in formula funding after Wilkinson had promised more. But revenue projections came up short, so Wilkinson used higher education to take up the slack.

Then-UK President David Roselle criticized Wilkinson and began barnstorming the state to rally support for higher education. On Feb. 3, he and other university presidents appealed to a legislative committee for help.

"We compete for our faculty in a

national arena. The building of faculty is a long-term commitment, and Gov. Wallace Wilkinson's budget proposal is a setback to that commitment," Roselle said.

Wilkinson waited only a day to criticize the presidents, uttering what would be one of the most famous quotes of his administration.

"What they need to do is get busy and buckle down and reorder their priorities and use their money wisely and stop crying so much."

Roselle returned to Frankfort and the legislative committee on Feb. 11. "I'm not here to whine to you," he said. "I'm here to tell you it's not going to be business as usual."

On Feb. 18, seven of eight state university presidents met with Wilkinson. Their meeting was cordial, but Wilkinson ripped higher education when he greeted the press, which was waiting outside his door.

Despite Wilkinson, higher education went on in the ensuing budget compromise. The legislature gave the state system \$17 million more than Wilkinson had suggested in the first year and \$23 million more in the second. It was a victory for the presidents, whom Wilkinson viewed as crybabies.

Wilkinson lost again when the NCAA launched an investigation into the UK basketball program for alleged improprieties. It was then that Roselle — now the president of the University of Delaware — said he and Wilkinson had a falling out.

Wilkinson backed former UK basketball coach Eddie Sutton to the very end of the investigation.

"And insofar as I can determine, he has not been involved in any wrongdoing and it is not alleged that he has been involved in any wrongdoing," Wilkinson said at a March 1989 press conference.

"And if that's the case, a man who has spent 30 years building a career and reputation ... and who's been a good basketball coach and a winning coach, ought not to be penalized or fired for no penalties."

The NCAA brought 18 allegations of wrongdoing against UK's basketball program. UK conducted an intense internal investigation but

the school's trustees decided not to initially make the University's response to the NCAA public.

Wilkinson wanted a copy, but UK trustees sided with Roselle and refused to release it. Roselle and the board cited a previous policy calling for the report to not be released unless ordered by the courts.

On that day, Wilkinson said the board's refusal was "not a big thing with me." But he said it should be released, and he said he would release it if he got it.

Roselle offered to brief Wilkinson on the report, but the two would not work out a meeting.

Interviewed this week, Roselle said in retrospect that he didn't mind showing Wilkinson the report. The difference came on views of how UK handled the investigation.

Wilkinson wanted UK to use a more rigorous defense to the NCAA. Roselle had other ideas.

"I think probably that we kind of got off track over the basketball situation that happened," Roselle said.

"It seemed to me the issue was the whole integrity of the University ... I didn't see it as a particularly political kind of issue. It was just time to stand up and tell the truth."

But "I know he was unhappy. In fact, he told me he was unhappy with the basketball deal," he said.

The final blow in Wilkinson's confrontations with UK was the University's refusal to present him with an honorary degree — making Wilkinson the first sitting governor not to receive the honor in 60 years.

Late in the next semester, Roselle again made rumbblings. "There were certain matters that took place around Christmas the year that Dr. Roselle left that made Roselle absolutely certain that by June he was going to have serious problems with his board instigated by the governor," Forgy said.

"And he chose not to risk his career in that kind of struggle with the man that had the appointing authority. I don't have any question in my mind about that. I know it happened. And anyone who says to the contrary is prevaricating."

Wilkinson won.

Before leaving for Delaware, Roselle asked for help. Roselle said he wrote Wilkinson in October 1989 but received no response.

After a campus rally supporting him, Roselle spoke to the media: "I'm looking for a commitment to help the University of Kentucky. I've been looking for it ... for 2 1/2 years, and I'm looking for it now. It's just that you reach the end of the rope and say we don't have enough money to do what we ought to be doing."

Numerous trustees called on Wilkinson to issue a statement supporting Roselle, but none was forthcoming. Wilkinson said he was not stacking the board against Roselle. However, the governor would not ask Roselle to remain.

"I'm not going to get into that about Dr. Roselle staying or not staying," Wilkinson said. "If he quits, he quits. Kentuckians don't quit. If he intends to stay, he ought not be running around and looking for jobs, quite frankly."

Wilkinson was winning. Whether Wilkinson controlled the ensuing presidential search for Roselle's successor is debatable. But there is no doubt that the selection of his friend and fellow Casey Countyman Charles Wehington as president was a personal victory for the governor.

The state's chief executive was almost silent when Roselle was leaving. But almost at the time the gavel fell on the trustees meeting where Wehington was selected, Wilkinson was issuing a statement of glowing praise.

Wehington will "infuse the University of Kentucky with the same energy and enthusiasm that he brought to Kentucky's community colleges some 10 years ago," Wilkinson said.

The saving grace of Wilkinson's administration as it pertains to higher education was the 1990 session of the General Assembly. There, Wilkinson passed the largest tax increase in state history to fund the reform of primary and secondary education. Higher education also benefited with its largest appropriation ever.

"Higher education did receive its largest budget increase in his administration, that they have seen in 10 years or more," said Robert Sexton, executive director of the Pritchard Committee for Academic Excellence. "And that would not have come about if he had not backed the tax increase. Beyond that, I don't think he would be seen as an advocate of higher education."

Ironically, Roselle said he feels vindicated by the governor's actions in the 1990 session. "I think we participated in the governor's education," Roselle said.

"I took a fair amount of confirmation on my position from what he did in terms of his actions ... Time tells we were right on that. I think I was right on the revenue and I think I was right on basketball. And the governor disagreed with us on both of them."

Wilkinson was back to his old form by the end of 1991. State budget revenues fell short of projections, and Wilkinson again called on higher education to bear the brunt — a \$31.6 million cut in state appropriations.

Then last week the crowning glory — Wilkinson awarded himself with a seat on the UK board.

"I had hoped that the University of Kentucky could be spared further problems," Forgy said. "It had enough problems in 1990 to do it for a decade ... but there is never peace from the appeasement of a tyrant. There's no point in trying to

quieten it down. I think those who understand the nature and importance of a first-rate university in Kentucky on a national model do not need to make peace with someone who is going to demagogue the purposes of the institution."

Many protesters at UK fear the prolonged influence of politics on the University, like when former Gov. A.B. "Happy" Chandler was on the board.

But Forgy said Wilkinson cannot do that. Instead, he will use the board to keep a high profile before seeking his next political office.

"I don't think Wallace Wilkinson has anything like the long-term staying power that 'Happy' Chandler did. Wallace Wilkinson is done on both sides. They may as well stick a fork in him," he said.

Forgy and others said that Wilkinson's appointment will not be the downfall of the University.

As former Gov. Bert Combs, who died last week, told The Courier-Journal in 1988, "I do think with some diplomacy and judgment, the political waves can be minimized, and I think they have been minimized in many instances."

How Wehington and others minimize Wilkinson's political influence — if the court lets him assume his trustee seat, remains to be seen.

Nonetheless, Forgy said, "Wallace is a bully, and you've got to stand up to a bully."

Wilkinson may be standing there ready to fight — for another personal victory.



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## Wilkinson wants control, not reform of flagship university

Continued from page 1

tees refused to let him plead his case, he was humiliated. And since, he's held a grudge.

Then there was David P. Roselle. UK's ninth president did not understand Kentucky politics, good ole boys glad handing each other. Roselle believed it was the divine right of government to fund higher education — and he bluntly told Wilkinson this. The governor, however, did not agree. In 1988, Wilkinson tried to cripple higher education in order to meet a shortfall in projected state revenue levels. The legislature overruled Wilkinson and gave higher education more than he thought it deserved, albeit a fraction of what it needed. Roselle won.

Roselle and faculty also refused Wilkinson the honorary degree he coveted. Every sitting governor for the last 60 years received one from UK. Wallace did not. For that, he blamed faculty and Roselle. Roselle won.

Wilkinson appointed people to the board who were against Roselle. Upset with the lack of support from Wilkinson, Roselle began looking for work elsewhere. At the end of 1989 he found it — the presidency of the University of Delaware. Roselle, though, implied he would stay if Wilkinson would give him a vote of support. Wilkinson won. Kentucky lost.

And again a few months ago, Wilkinson dealt what we believed to be his final blow to higher education — a \$31.6 million budget cut. Because he thought higher education was not doing its job — teaching Kentucky's children — he would make it pay the price.

Only one week before his self-appointment, Wilkinson was attacking higher education. Wethington, UK's 10th president, defended it, saying he believed it was doing its job. One week later, Wilkinson appointed himself to the UK board with the announced intention to reform. Now Wethington is caught between his friend, the former governor, and Breton Jones, current governor.

With all these vendettas against UK, how can anyone believe he wants to reform it? While he cannot (thank God) have the entire state as his fiefdom, he may try to have its flagship university for his empire.

Sadly, it appears Wilkinson had the right to appoint himself to that empire. It is a shame that outgoing Attorney General Fred Cowan only could argue the sentiment behind and spirit of the law, instead of the law itself. Cowan is right. Wilkinson's self-appointment is an attempt to extend his power beyond the years allotted to him by the people of the Commonwealth.

Although Franklin Circuit Court Special Judge Reed Rhorer granted a temporary injunction yesterday preventing Wilkinson from serving on the board, the Court of Appeals later overturned it. And in a 5-1 decision, the Kentucky Supreme Court upheld the decision by the Court of Appeals.

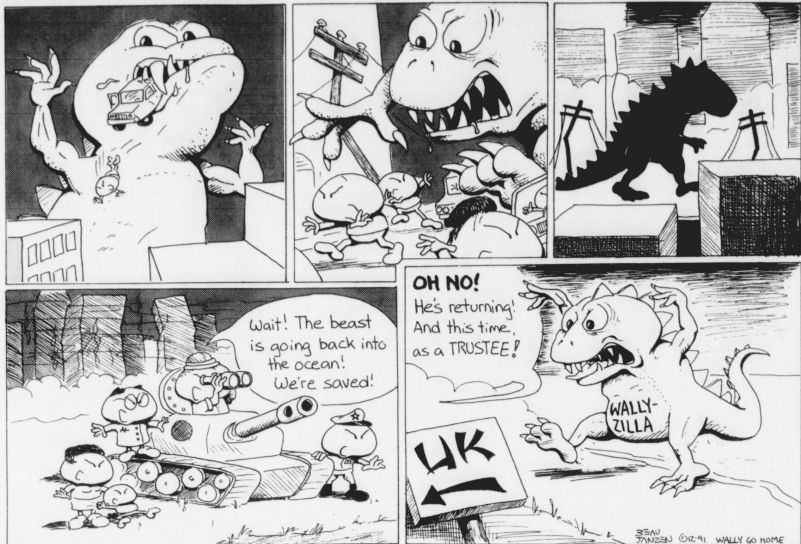
Repeatedly, Kentuckians have refused at the polls to grant a governor the power to succeed himself. Yet, Wilkinson is trying to circumvent this with his appointment, since wife Martha Wilkinson's aborted campaign failed miserably. The legislature also has attempted to remove politics from higher education. In 1972, it took away the sitting governor's automatic chairmanship of the UK board. Its action was well-intended but sloppy. In doing so, it did not preclude the governor from appointing himself to the board, although the legislature's intention was obviously to do just that. But who would have believed a governor would be so arrogant as to appoint himself. Alas, we know.

Unquestionably, the General Assembly will right this wrong in its regular session, which begins in January. Proposals for reforming the trustee selection process probably will be passed in the first week. We must believe that the legislature also will pass a bill precluding the governor from appointing himself to any governor-appointed position. Wilkinson's appointment is contrary to the will of the people — both through the legislature and at the polls. As Cowan indicates, it violates the public trust that empowers democratic government. While he was legally in the right to appoint himself, it simply was a violation common decency.

His intentions are questionable. And the people of this Commonwealth do not believe he should be there. We appeal to Wilkinson's decency — if he has any — to walk away from the Board of Trustees.



WILKINSON



## EXECUTIVE ORDER

Wallace G. Wilkinson, Governor  
 Executive Order 91-1215  
 Dec. 2, 1991

Secretary of State Frankfort Kentucky,

By virtue of the authority vested in me by section 164.130 of the Kentucky revised statutes, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, hereby appoint myself, Wallace G. Wilkinson, 2723 Martinique Lane, Lexington, Ky. 40505, as a member of the University of Kentucky Board of Trustees to replace Albert B. Chandler, who is deceased, for a term expiring June 30, 1997.

Please issue a commission to him.

Wallace G. Wilkinson,  
 Governor Commonwealth of Kentucky

Bremer Ehrler  
 Secretary of State

## SGA RESOLUTION

This resolution was passed by unanimously by the SGA senate on Wednesday. It will be read today by SGA President Scott Crosbie at the UK Board of Trustees meeting.

WHEREAS, The Students of The University of Kentucky do not endorse the recent self-appointment of Governor Wallace Wilkinson to the Board of Trustees, and

WHEREAS, The self-appointment of an immediate ex-governor to the Board of Trustees creates a conflict of interest and a political atmosphere which will not be beneficial to the Board of Trustees and the University of Kentucky,

THEREFORE BE IT RESOLVED by the University of Kentucky Student Government Association that governor Wallace Wilkinson resign his appointment to the University of Kentucky Board of Trustees in favor of appointing another qualified person to the Board, and

THEREFORE BE IT RESOLVED by the University of Kentucky Student Government Association that reform be made in the selection process of the Board of Trustee members for the state universities so that politization be removed from the process.

## Editorial Notebook

As much as you have to hate Wallace Wilkinson appointing himself a UK Board of Trustees member, you have to despise Attorney General Fred Cowan's political grandstanding during his attempt to have the move declared illegal. Cowan's precedent case was literally a dogcatcher case from Casey County. It was a case that had nothing to do with the powers of the governor and Cowan knew it.

The attorney general kept saying that the move was against "public policy" — whatever that is? The only thing it could mean is that he shouldn't have done and, therefore, it must be illegal. One would expect a little more legal sophistication from the state's top lawyer.

Yesterday, Franklin Circuit Court Special Judge Reed Rhorer granted a temporary injunction preventing Wilkinson from being on the board. The Court of Appeals, however, overturned the injunction just hours later. Last night, the Kentucky Supreme Court upheld the appeals ruling, so Wilkinson's self-appointment was legal. When the next UK trustee seat opens Gov. Breton Jones needs to appoint someone who has a proven track record of integrity and service to UK. And someone with the personality and political courage to stand up to Wilkinson. All of these qualifications point to the reappointment of former trustee Larry Forgy.

If nothing else he has the qualification of having Wilkinson dislike him intensely. Even without Wilkinson on the board Forgy would be the obvious choice for the first appointment.

This incident has given us one positive. It has secured Kentucky as the state with the weirdest politics going. In what other state would you have a governor appoint himself to an office and then have the attorney general sue the governor on behalf of the state. Only in Kentucky.

—N. Alan Cornett  
 Editorial Editor

## UNIVERSITY SENATE

This resolution was passed by the University Faculty Senate yesterday and will be presented to the Board of Trustees by faculty trustees Raymond Beits and Carolyn Bratt.

## SENATE RESOLUTION — ACADEMIC INTEGRITY

WHEREAS the University of Kentucky is, by law, KRS 164.100, charged with a threefold mission 1) to provide undergraduate, graduate and professional education, and 2) by KRS 164.125 (2) to be the principal state institution for the conduct of basic and applied research, and 3) to engage in public service, all for the benefit of the Commonwealth of Kentucky; and,

WHEREAS previous governors, notably Wendell Ford and John Y. Brown, recognizing the fundamental importance of maintaining the University's integrity, moved to end the direct involvement of incumbent and former governors as voting members of the Board of Trustees; and,

WHEREAS Gov. Wallace Wilkinson has violated the spirit and countervailed the intent of these efforts by the unprecedented action of appointing himself as a member of the board in the final days of his administration, and accompanied this action by public statements that suggest a predetermined program and a consequent unwillingness to examine and evaluate the operations of this University in a wisely critical way;

NOW THEREFORE BE IT RESOLVED THAT THE FACULTY AND STUDENTS OF THE UNIVERSITY OF KENTUCKY, THROUGH THEIR DULY ELECTED UNIVERSITY SENATE:

1. Reaffirm their commitment to outstanding teaching and research, which are integral and inseparable components of the education of our undergraduate, graduate and professional students.

Just as research generates new knowledge, so it also provides deeper appreciation of the subjects of the University study through direct student involvement in research, and further refines of thought of our students; it is also important for attracting outstanding new faculty.

2. Accept their mission to make substantial and lasting public service contributions, through research activities, to the health and welfare of the Commonwealth and its citizens.

At the center of the state university system, the University of Kentucky seeks to transmit research results through a variety of public service and outreach programs designed to strengthen the economic and civic foundations of the Commonwealth.

3. Request the refusal or rescission of the self-appointment of Gov. Wilkinson to the Board of Trustees.

This unprecedented action grossly circumvents expected behavior by those holding a public trust and would, of not disallowed, corrupt the democratic processes and principles by which this University, and indeed this state, proceeds.

4. Call for the complete reform of the process by which members of the University of Kentucky Board of Trustees are selected.

5. Welcome informed criticism of our methods of fulfilling the mission assigned to us of educating students, developing new knowledge and providing public service.

Open in spirit and purpose, any university, but particularly a comprehensive university, must respond to current needs, new developments and to all suggestions that would benefit the people we serve. Thus we willingly accept constructive criticism which helps us fulfill our mission.

## Letters Policy

Readers are encouraged to submit letters and guest opinions to the Viewpoint Page in person or by mail.

Writers should address their comments to "Letters to the Editor"; Kentucky Kernel, 035 Enoch J. Grehan Journalism Building; UK; Lexington, Ky. 40506-0042.

Letters should be 350 words or less, while guest opinions should be 800 words or less.

We prefer all material to be type-written and double-spaced, but others are welcome if they are legible.

Writers must include their name, address, telephone number and major classification or connection with UK on all submitted material.

Frequent contributors may be limited so that we may publish a wide range of opinions. We reserve the right to edit all material.

Authors who want their opinions returned should include a self-addressed stamped envelope.





# Senate

Continued from page 1

sary for the faculty and students to take a stand against self-appointment by any governor to the Board of Trustees.

Betts described Wilkinson's appointment as one that "violates public trust," and that the resolution "clearly shows the faculty very strongly oppose the way this whole matter has been handled."

"It runs counter to our methods of procedure and to what we perceive to be the professional conduct in which a University should be maintained."

Douglas Poe was the only member of the senate to oppose the resolution.

Poe, an accounting professor, said he believes the resolution is biased based on past experiences many faculty have had with Wilkinson.

"The resolution was an attempt to take a slap at the governor because the governor and the faculty have not seen eye to eye on a lot of issues."



PHOTOS BY MICHAEL CLEVELAND/KERNEL STAFF

RIGHT: UK trustee Carolyn Bratt (left), Mike Cibull and Deborah Powell listened yesterday during a University Senate meeting. ABOVE: Student Government Association President Scott Crosbie also was present at the meeting.

Poe said he was opposed to the resolution because he "felt the language was inflammatory and unbefitting of college faculty."

"It combined several issues, which should have been separated, and I would like to make it clear

that I'm not in favor of Gov. Wilkinson putting himself on the board, but I'm also not in favor of the faculty, as a senate body, becoming involved in what is essentially a legal process," Poe said.

Student Government Association



President Scott Crosbie said he was happy to see the faculty senate reaffirm what he said the SGA Senate began last week.

Awareness about Wilkinson's appointment began as a responsible effort by students, Crosbie said. "I feel that it shows that there is

support not only amongst students, but among faculty in regards to the self-appointment of Wallace Wilkinson."

## House majority leader charged with alcohol intoxication

Associated Press

PRESTONSBURG, Ky. — A prosecutor said yesterday he won't pursue a drunken-driving charge against House Majority Leader Greg Stumbo, who police found intoxicated outside his wrecked truck during the weekend.

County Attorney Jim Hammond told a news conference that evidence was insufficient to prosecute Stumbo, who was on his way home from a party when the accident occurred early Sunday.

Hammond said he instead planned to prosecute Stumbo (D-Prestonsburg) on an alcohol intoxication charge.

Stumbo, who has been a leading opponent of stiffer drunken-driving laws, contended a designated driver was at the wheel of his truck when it went into a ditch and struck a cliff about a half-mile south of Allen on U.S. 23. No injuries were reported, although Stumbo said he bumped his head.

He pleaded innocent to the drunk-driving charge yesterday in Floyd District Court.

Stumbo said in an interview that he was taken into custody about 2:30 a.m. EST Sunday while his designated driver had walked to a grocery store to summon help.

"They thought I was the driver, but I wasn't," Stumbo said. "I had a

blow to my head."

He said the driver, Floyd County employee Mike Jarrell, would tell his story to the Kentucky State Police and Hammond.

Hammond said at the news conference that he questioned whether proper procedure had been followed in giving the lawmaker an alcohol breath test after his arrest.

Reporters were given a copy of the test which showed the first test had been administered at 3:24 a.m. Sunday but the time on the second test apparently had been changed from 3:26 a.m. to 3:40 a.m.

Stumbo registered a .23 on the breath test, according to the reports.

Under state law, a drivers who register more than .10 are presumed to be intoxicated.

Hammond also said there was no evidence to indicate that Stumbo was driving the vehicle at the time of the crash.

Stumbo said he was on his way back from a party at the Landmark Inn in Pikeville and apparently was too intoxicated at the time to tell state police troopers that he wasn't driving.

"It's a little embarrassing," Stumbo said. "I just didn't remember; I had too much to drink. That's why I had a designated driver. I barely remember the officer being there."

Stumbo said he was unaware of the results of a alcohol breath test he was given and claimed yesterday morning that he hadn't been charged.

He said he believed he was asleep on the passenger's side of the truck when officers arrived.

However, Hammond said Stumbo was found outside of his truck.

## Jones prepares to take oath, pledges no tawdry politics

By MARK R. CHELLGREN  
Associated Press

Bretton Chandler Jones prepared to take Kentucky's century-old oath of office for governor last night with a promise that his administration would be a break from the state's tawdry political past.

Even as he collected thousands of dollars to retire a 4-year-old campaign debt, Jones promised that contributions would elicit from him

nothing more than a promise of good government.

Jones, 52, was to take the oath as the 55th person to serve as governor at the Pisgah Presbyterian Church in rural Woodford County where his family attends.

The oath was to be administered by Warren Circuit Judge J. David Francis on the Jones family Bible.

Jones' first official act was to appoint his adjutant general, Robert DeZarn of Ashland.

Let your voice be heard at the Board of Trustees meeting today, 9:00 a.m.

### Foreign Language Magnet Program

Foreign Language Immersion Program (FLIP) is a unique educational opportunity. This program offers instruction in Spanish 40% of the school day. It is housed at Maxwell Elementary School, a multi-cultural educational setting, close to the University of Kentucky, which allows walking field trips to different educational programs.

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Application deadline for FLIP is Jan. 17, 1992.

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- Dr. Lucinda Elliott  
MN 406 UK Med Center  
253-6410
- Maxwell Elementary  
301 Woodland Ave., Lexington 40508  
254-3555
- Dr. Joseph Taraba  
Agricultural Engineering Bldg. 216  
257-3000 EXT. 216

## Court

Continued from page 1

questioning by the Supreme Court, they certainly have some doubts though. I will grant you that."

Wilkinson's attorney argued that state statutes that set up the

UK board do not prevent the governor from appointing himself.

Cowan argued that the statute does not explicitly give permission to the governor to appoint himself and that common law, which then applies, says that the appointing authority cannot appoint himself.

## RESERVE OFFICERS' TRAINING CORPS



Scott Crosbie, UK Senior, SGA President

### "MY ARMY ROTC SCHOLARSHIP IS PAYING OFF TWICE."

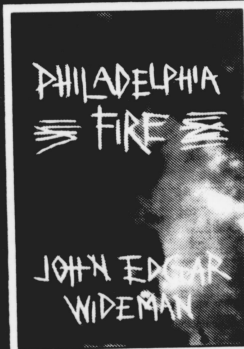
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