4-24-1980

Montana Kaimin, April 24, 1980

Associated Students of the University of Montana

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The University of Montana and residents of the 600 blocks of Beckwith Ave. and Eddy Ave. appear to be headed for a legal battle.

The issue is whether UM has the power to ignore local zoning regulations.

The problem arose when UM President Donald Holt decided that the university-owned home at 667 E. Beckwith would be a good place to house the UM Foundation and Office of Development.

"We would like to move into that area," Bowers said Tuesday.

The property is now zoned for residential use, as is the entire block, and is being rented to a family. The Missoula City Council would have to approve a change in zoning to allow the move.

Bowers explained that the staff of the UM Foundation and the Office of Development, primarily a fund-raising operation, will grow to six people to fill summer and there is not enough space in Main Hall—its present home.

But the residents who live near the house, as well as Missoula Mayor Jeff Shadid, said such a move would violate city zoning laws.

And it is not clear whether UM legally must abide by local zoning laws.

Mae Nan Eilingson, assistant city attorney, said a UM legal counsel, said an opinion from Montana Attorney General Jack Woodall indicates that UM may not have to abide by city zoning laws.

But Eilingson explained that the opinion is not the same as a law.

"I think we could get that opinion overturned," she said.

However, Bowers said UM is taking the stand that the "universities are not subject to city zoning." He added that he is waiting for an opinion from Erling Oelz, a local attorney hired by the administration for this specific case.

Oelz already told Bowers that UM does not have to abide by local zoning laws, Bowers said.

According to residents of the neighborhood, Bowers assured them on Aug. 5, 1978, that the house would not be used for offices for the UM Foundation and Office of Development.

But Bowers’ relocations of what he said differed from the relocations of neighborhood residents. He said he told the neighborhood that the administration would search for another place.

"We haven’t come up with adequate space," he said, adding, "no commitment was made" to the neighborhood.

Walter King, a UM English professor who lives at 656 Ave. Ave., said he does not want to see the university move into the Eddy Avenue neighborhood.

The university moved into several former family residences there, he said, and then proceeded to pave the backyards for parking.

He added that with so many students and staff members using the homes for office space, the area became congested.

According to Oelz, the current system of having a person check out the books is too slow.

"We have not come up with adequate space," he said, adding, "no commitment was made" to the neighborhood.

Walter King, a UM English professor who lives at 656 Ave. Ave., said he does not want to see the university move into the Eddy Avenue neighborhood. The university moved into several former family residences there, he said, and then proceeded to pave the backyards for parking.

He added that with so many students and staff members using the homes for office space, the area became congested.

When the book is checked out, the magnetic strip is de-sensitized, and the person passes unimpeded through the exit. Echart said false alarms are very infrequent.

She added that the magnetic strips initially would be put in about 65 percent of 700,000 bound volumes in the library's collection.

He said the magnetic strips also would be put in the most valuable books, such as the material in the reference section, and in books stacked in areas where theft is most prevalent.

After that, he said, the magnetic strips would be put into partially purchased books and gradually installed in other areas of the collection.

Considering that 431 books are missing from last year, and that the average cost of a book is $25, Oelz said the electronic detection system would pay for itself within five years.

And, he added, that is not taking into account the money saved by freeing employees, who previously spent time checking the person who has exited.

Oelz said that with this system it would not do any good to hide books in packs or lock them under coats.

He said the purchase of a device costing $675,000 would be includ- ed in the library’s budget request every year since 1974. He said the library is allotted a certain amount of money to purchase new books and to pay salaries, but when it “gets down to new equipment, the money is just not there.”

Oelz said it is not just a question of replacing books that are stolen and never returned to the library. He said many books are no longer in print and cannot be replaced at the same cost. Also, he said, the price of books constantly is going up.

The entire system would cost about $40,000, according to Oelz. He said the magnetic strips initially would be put in about 65 percent of 700,000 bound volumes in the library’s collection.

Curtis suggested the student fee hike...
Editor's note: The letter entitled "Frequent takers" that ran in yesterday's Kaimin, allegedly written by Lynn Vizcaya, sophomore in fine arts and pre med, was a fraudulent letter. It was received through the mail; its author forges Vizcaya's name. The Kaimin extends its apologies to Vizcaya.

All letters to the editor are welcome, but only if the author has the guts to sign his own name to his work.

Praise and gratitude

Editor: We would like to offer some words of gratitude and praise to the generosity of our students at this university. This concerns the goodwill box located in the University Center. I am sure many of you have seen it in your travels through the hallways of the mall, and you have heard the gratitude and praise to the generosity of our students.

The goodwill box has been started by the University Center. It is a justifiable use, and I think that keeping the UC looking as good as possible is a justifiable use.

Mike Dennison

UC Gardener

"gardening," please report it to the UC "greenies of the mall. Since Jan. 15, we have received thousands of items, including hundreds of boxes of clothes. The Institute was started to find a solution to the problem of clothing surplus. We are trying to find the best way to handle this issue.

Nab the plantnappers

Editor: Last week I wrote a letter regarding plant theft in the University Center. The morning following the publication of that letter I came to work to discover that a four-foot potted palm had been uprooted and carted off, apparently sometime after the nibbling of a few inches of hanging ivy was gone. Most of the plants that have been stolen this month have been with us for quite a while, and were well accustomed to the environment in the Mall. They have all been, without exception, healthy plants. The person or persons who took these plants may not know how to care for them properly. I have no way of knowing.

I would like to remind those of you who care about the plants here in the UC, and usually I'm happy to give cuttings away to folks who ask to have some. Please feel free to ask at any time for cuttings, and I will do what I can to help you.

The plants in this building are paid for from student funds. I hate to tell you this, but in the month of April, you have been deprived of about $50 worth of plants. I like to see student money being wisely used, and I think that keeping the UC looking as good as possible is a justifiable expenditure of your funds. (That's easy for me to say; you guys pay my wages, too.) But obviously, the funds we have here are limited. And they should be. So what I'm asking is that those of you who care about this place, please assist me and the rest of the staff. If you have any questions about the plants, you should happen to see any suspicious "gardening," please report it to the UC authorities or to Campus Security.

Eugene Beckes

UC Gardener
Montana Kaimin • Thursday, April 24, 1980—3

Dan Jovanovich Productions & ASUM Programming Present:

IN CONCERT

Missoula's Own

Special Guest
John Bayley

Bayley plays calypso/reggae, a pulsating rock style of the Caribbean which is literally translated as 'music of the kings.'—Boulder Daily Camera

"It's a long way from the Park Hotel."
Steve Riddle

"I've never seen such a crowd reaction in my thirteen years here..."
Gary Hughes
Fieldhouse Manager
March 1979

Mission Mountain has been synonymous with the rites of spring in Missoula for several seasons. Celebrate the dawning of Spring '80 with this spectacular festival!

This Saturday—April 26
Adams Fieldhouse, 8 P.M.

$6 Advance
$7 Day of Show

Tickets available at:
UC Bookstore, Ellis Records & Tapes, Grizzly Grocery, and Worden's Market. VISA/Master Charge Phone 728-2424.
By DENNIS REYNOLDS
Montana Kaimin Reporter

University of Montana President Richard Bowers and the reten­
cion review committee will have one afternoon in which to attempt
to agree on a proposal to reduce the UM faculty, the committee co­
chairman said yesterday.

Lois Welch, an English professor, said she was informed by Bowers' office that his schedule
did not permit him to meet with the committee until Friday afternoon.

The University Teachers' Union contract requires Bowers and the commit­
tee to attempt to agree on a single recommendation to be sent
to John Richardson, com­
misioner of higher education.

Richardson has set Monday as the day he is to receive the recommendation.

Welch said she was "stunned" by the discovery that Bowers had only
Friday afternoon in which to meet with
the committee.

She said it is possible that only one
hour may be spent on the meeting because of the schedules of the other committee members.

The committee's report on the reten­
chment proposal was delivered to Bowers' office yester­
day afternoon, Welch said.

Copies of the report were not available because of the com­
mmittee's wish that Bowers read the report before releasing it.

The committee has stated it
believes Bowers' proposal is not in
compliance with the UTU contract
guidelines for reten­
chment proceedings.

The committee claims that,
using Bowers' own figures, the fac­
culty has only 13.8 positions
more than the number allowed by the
Montana Legislature's funding
formula for next year.

Bowers bases his proposal on a
section of the contract that allows
reten­
chment if the current number
of faculty exceeds next year's for­
mu­
a-defined faculty level by at
least 15.

In a telephone interview yester­
day, Bowers, who is out of town on
a recruiting trip, said that his
proposal's figures do indicate a
faculty surplus of 15, and that he
can still make a case for reten­
chment.

He will return this morning from
the week-long trip, and he added
that he hopes a compromise
recommendation can be worked
out with the committee in the short

If the president and the com­
mmittee cannot agree on a single
recommendation, the contract
requires each to send separate
reports to Richardson.

Richardson is to send the
reports, along with his own
recommendation, to the Board of Regents.

Using the reports, the regents
will decide the method to be used
to decrease the UM faculty to the
level funded by the Montana
Legislature.

Faculty reduction to be decided Friday

DENVER (AP) — The federal oil
and gas leasing lottery was so full
of fraud that middlemen could
take orders for desired
leases and deliver them, the
director of the U.S. Bureau of Land
Management said.

Frank Gregg said the non­
competitive system "was being
manipulated to an absolutely
unbelievable extent," and that
persons or firms, even though
limited to a single entry, "could
almost contract to deliver leases.

The lottery, which Gregg said
"has been plagued by fraud for the
last 20 years," allows anyone to
enter in hopes of winning a federal
lease. However, entries are limited
to one per person per site,
supposedly making the chances of
winning slim.

Since the suspension of the
program in February, two
independent oil companies have
pleaded guilty to wrongdoing in
connection with the lottery.

"Our investigations indicate that
there are a substantial number of
oil companies involved," Gregg
said. "Many of the middlemen
actually were acting as agents for
the oil companies.

In one case, Gregg said, a
middleman who sought to obtain
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The Women's Resource Center

The Women's Resource Center finally has a home. Maureen Regan, senior in social work and a WRC representative, said yesterday that the Student Union Board, in a unanimous vote last Thursday night, approved WRC's request to be given Room 119 in the University Center.

The room now is occupied by the Outdoor Resource Center, which was moved to Room 127. Room 127 is a television room adjacent to the UC bowling alley. On January 23, the Board approved the UC space reallocation plan proposed by the Student Union Board, which directed the women's center and the Student Action Center to share Room 119. But the plan designated SAC as the only official occupant of the room, leaving the WRC as the only one of many groups vying for UC space without an official home.

In the resolution was the stipulation that SAC's present office, Room 110 in the ASUM, be made available during Spring Quarter to student groups that wanted to apply for it. Regan said SAC was the only group to apply for the space. She said the room was advertised on campus one week before last Thursday's SSB meeting. SAC Director Ron Stief, senior in philosophy, said SAC requested staying at its present location to assure the WRC a place in the UC.

SAC Director Ron Stief, senior in philosophy, said SAC requested staying at its present location to assure the WRC a place in the UC. "Somebody has to have some social conscience around here," he said. The UC office space allocations are now as follows:

- Legal Services will move to UC 111 and 118, which presently house Graphics.
- Graphics and the Copy Center will move to UC 164 north, presently the WRC office. The room vacated by the Copy Center will be returned to its original function as a music listening room.
- SAC will remain in UC 110.
- Outdoor Resource Center will move to UC 127.
- Leisure Services will move to UC 164 south, the present location of Legal Services.
- WRC will move to UC 119.

The moves are scheduled to be completed by September 1980.

Declining black enrollment hurts UM

The dwindling number of black students and faculty at the University of Montana is detrimental to the liberal education of the other students on the campus, the dean of the College of Arts and Sciences said in an interview Tuesday. UM has to live up to its responsibility as part of the rest of the world, Richard Solberg said.

If UM is "so unique" that it cannot reflect a society that comprises all races, ages and economic levels, Solberg said, it is not doing its job.

Solving the problem of declining black student enrollment and a lack of black faculty is Solberg's responsibility, he said. UM has to live up to its responsibility to come to UM, he explained, as the response he had to applications sent nationwide for black students on campus, the dean of the College of Arts and Sciences said.

UM because the university would not do its job.

Declining black enrollment hurts UM

Because there is no real black presence all races, ages and students and faculty at the University of Montana is detrimental to UM.

The policy of Russia is

The policy of Russia is changeless ... its methods, its tactics, its maneuvers may change, but the polar star of its policy—world domination—is a fixed star.

—Karl Marx

In Celebration of Insanity

ASUM Programming Presents a

One Man Poetry/Band Show

MICHAE L HOROVITZ

An innovative reader of poetry, Michael Horovitz is an English poet who has been described as a Master of Pun and a Mistress of Humor.

One reviewer described him as an "orange-socked, shaggy-headed performer who read, sang and gesticulated his way through the latter part of the evening — arms flailing, feet circling, often standing on one foot while the other beat wild patterns of rhythm in the air.

Sunday, April 27 • UC Lounge, 8 pm

Free Admission

NOW SHOWING

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Intermediate & Advanced Works

By Students of Dick Reinholdt

Two Weeks Only, April 16-30

First Floor of the Fine Arts Building

Jack Nicholson • Five Easy Pieces

Nicholson, in one of his very best performances, is Bobby Dupea, a former concert pianist become oil field worker. Uncomfortable with the stuffiness of his heritage and out of place in the prole life as well, his protagonist is the archetypal American outsider who "moves on before things go bad" on him. Directed by Bob Rafelson, and featuring the extraordinary cinematography of Laslo Kovacs, Five Easy Pieces remains one of the more engrossing, personal pieces of American filmmaking in the '70s. Karen Black, Lois Smith, and Susan Anspach are the women in Dupea's life. 1970 was a conservative year at Academy Award time (Five Easy Pieces was passed over for all the major awards), but the N.Y. Film Critics awarded it Best Picture, Best Director and Best Supporting Actress (Karen Black). Plus, Betty Boop in I'll Be Glad When You're Dead, You Rascal You (32), and Supermama in The Mummy Strikes (43)! Color.

Wed. thru Sat.
Shows at 7:00 & 9:15

11:30 P.M.

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"BRIGHT, BAWDY, GLEefully NAUGHTy!"

THE FIRST NUDE CONCERT

STARRING

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ASUM Programming Presents

Bears • Bears • Bears
Spring Means Bears

Forestry Professor CHARLES JONKEL

presents

UM's Own
Polar Bear Study

• Polar Bears & Oil Exploration
• Research & Management Problems
• Long Term Studies of Polar Bear Biology & Ecology.

TONIGHT

UC Ballroom 8 P.M.

FREE

Montana Kaimin • Thursday, April 24, 1980—5
The Kapiten cannot be responsible for more than one day’s treatment after discharge. If your ad appears to be misleading, call Adam—90-4140.

The deadline for advertisements is noon the day before the ad is to appear. No sales or tax calculations.

lost and found

LOST: Two keys on an orange band key ring. Someone around Champlain Promenade, 728-6400.


LOST: Keys in brown leather key ring with a key chain. Please return to Ms. L. Hopp, 721-3339.

LOST: Many things to get them back, but I will give $20.00 if keys are turned in. Please return, contact: 728-7618.

LOST: Big set of keys on a key ring at Bonner Park. Please return, very important. (490-8981)


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5 brands of 8 gallon

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APRIL 26

8 P.M.

U. THEATRE

Sponsored by 3.50 stu. & S.C.

UM School of Fine Arts, A.S.U.M., &

Department of Drama/Dance

TANDY BEAL AND COMPANY

"The Company is a worthy instrument for someone who just may prove the most brilliant young dancer/choreographer working on the West Coast," Lewis Segal, L.A. TIMES

Low-Range PREGNANCY OPTIONS. Call Mary at 728-MD, 728-1293 or Min at 549-6900

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WORK STUDENT positions available. Outside garden- ing around U.C. Apply U.C. 90-6

FORESTERS NEEDED. May 8-June 18. Must have a

three-wheeler, trailer, and an A.S. degree or equivalent in forestry. A.C.E. degree preferred. For information, contact A.A. Engineering 728-3650. M.T. 728-9770 or phone (916) 331-4711.

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20% for sunning or swimming.

Our new frosted swimming.

Fried Rice

Szechuan Chicken

Mustard

Won Ton Soup

Pan-Fried Noodles

w/hot mustard, w/ sesame seeds.

Sponsored by AAUW. Pick-up applications at Women's Resource Center and turn in by April 28, 1980.

THE PRESS BOX has a banquet room available for parties, fund-raisings and much more — that's a freebie. You're interested in Intercollegiate Bowling? Attend SPURRERS BOB LIVES AGAIN, Sat., Apr. 26, 9 p.m., 346 N. Ave. FREE

INTERESTED IN Intercollegiate Bowling? Attend

SPURRERS BOB LIVES AGAIN, Sat., Apr. 26, 9 p.m., 346 N. Ave. FREE

APPLICATIONS ARE NOW being taken for the FALL 1980 London and Avignon. Study abroad U of L. $99.00 of beer In the keg.

FRIED RICE

Szechuan Chicken

Mustard

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Labor investigator to review Buckley case

By DEB DAVIS
Montana Kalman Reporter

A U.S. Department of Labor investigator from Salt Lake City will be at the University of Montana Monday to review the Lavern Buckley discrimination case against the university.

The visit by investigator Joe Gallegos, who will look into the circumstances surrounding Buckley's dismissal as a painter for the UM Physical Plant, gives Buckley, a deaf-mute, new hope for a quicker settlement of the year-old case.

The discrimination suit against the university was filed with the Montana Human Rights Commission in March 1979 by Buckley's lawyer, Milton Datsopoulos of Missoula.

Buckley worked as a part-time painter for Married Student Housing from 1977 until December 1978, when he went to work full time as a painter for the Physical Plant.

Beginning Dec. 1, 1978, Buckley was placed on the 90-day probationary period that all full-time employees must undergo to demonstrate their work is acceptable.

On the 33rd day of the probationary period Buckley was fired by his supervisor, Harry Tanner, paint shop foreman.

Tanner said Buckley was not qualified for the job and did not adequately perform his duties.

During a pretrial hearing, a Human Rights Commission investigator determined that Buckley had reasonable cause for his complaint and recommended that Buckley be reinstated with back pay. UM appealed the decision and a new hearing was held March 28.

The final decision on the case is pending and may not be made until the end of May, according to Buckley's wife, Pam.

The Labor Department learned about the case in January when one of its representatives was making a routine field investigation on campus to determine if UM, as a recipient of federal money, was complying with federal regulations forbidding discrimination on the basis of race, sex, religion, national origin, physical or mental handicap or Vietnam veteran status.

The Labor Department investigation of the case will have no direct influence on the decision by the Montana Human Rights Commission because the two departments are not related.

But Pam Buckley said "it might speed up the process" with another agency investigating the claim.

If the Buckleys are unhappy with the commission's final decision, they can file another complaint with the federal Equal Employment Opportunity Office, according to Gallegos.
Curtis . . .

- Cont. from p. 1. should be circulate around campus.
- The student activity fee increase would be in in addition to a Student Health Service fee increase of $2.50, recently approved by the regents, making the fee $25 per quarter. A $3 increase in building fees is also being considered, he said.

Curtis added that Ray Chapman, University Center director, told him the student activity fee increase has a better chance of getting regent approval than the building fee increase.

After the 6 p.m. CB meeting, the board held public hearings concerning budget requests. At the CB meeting Curtis told the board that public hearings "will go a lot smoother if we just find out what a group is about" and not debate requests.

Public hearings will continue tomorrow, Monday and Tuesday nights starting at 6 in the UC Montana Rooms.

Scheduled hearings for tomorrow evening are:
- 6, Debate and Oratory.
- 6:30, Women's Rugby Club.
- 7, Student Recreation Association.
- 7:20, UM Archery Club.
- 7:40, UM Advocates.
- 8, Forestry Students Association.
- 8:40, UM Returning Students.
- 9, Student Recreation Association.
- 9:10, UM Swimming Team.
- 9:20, UM Fencing Club.
- 9:40, UM Soccer Club.
- 10, Forestry Students Association.
- 10:30, UM Rifle Team.
- 10:40, University Nordic Skiing Club.

Public hearing schedules for Monday and Tuesday night will be listed tomorrow in the Montana Kaimin.

Public hearing schedules for tomorrow evening are:
- 9:20, UM Rifle Team.

Sunday, April 27
Copper Commons 7 p.m.

**Budget recommendations**

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It is to be regretted that the rich and powerful too often bend the acts of government to their selfish purposes. —Andrew Jackson

In case you haven't noticed . . .

In case you haven’t noticed . . .
If you’re out to liberate your legs, tan your toes, float a river, or hit the hills, we’ve got the toys you need.

- FRISBEES  - SHIRTS  - BOOTS  - H2O BOTTLES  - SKI GOGGLES  - RUNNING CLOTHES  - CANOES
- HACKY SACKS  - SHORTS  - CLIMBING GEAR  - RUNNING SHOES  - SUNSCREEN  - DAY PACKS  - KAYAKS

We’ve got special spring prices on many of our products—good until May 1—so don’t miss out!

Friday, April 25
Copper Commons 7 p.m.