

UNIVERSITY OF MASSACHUSETTS

VOTES

BOARD OF TRUSTEES

DECEMBER 11, 2008

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

ACTION ITEM #III: **Resolution for William T. O'Shea**

DATE: **BoT – December 11, 2008**

VOTED: WHEREAS, William T. O'Shea served on the Board of Trustees from 2003 to 2008 as an established alumnus with a Bachelor's Degree from Lowell Technological Institute now UMass Lowell, bringing to the Board a special perspective; and

WHEREAS, Bill served with enthusiasm as Chair of the Committee on Administration and Finance, involving himself actively in every aspect of the Committee's broad range of concerns, bringing a unique combination of executive and financial experience; and

WHEREAS, Bill served as a member of the Task Force on Science and Technology, the precursor to the Committee on Science, Technology and Research, on which he also served, and as a member of the Audit Committee. He previously served as Chair of the Development Committee and as a member of the Trustee Governance Committee. He also served as Vice Chair of the Committee on Administration and Finance; and

WHEREAS, Bill's leadership as Chair of the UMass Lowell Search Committee resulted in the appointment of Chancellor Martin Meehan; and

WHEREAS, Bill never said no to any request to aid this Board and University and helped us to a clearer view of this institution's responsibilities; and

WHEREAS, Bill commuted from his home in New Jersey to attend Committee and Board meetings; therefore

BE IT RESOLVED, that the Board of Trustees of the University of Massachusetts, in a meeting assembled this eleventh day of December, two thousand and eight does hereby express its sincere and abiding appreciation for the contributions Bill O'Shea has made to the betterment of this institution; and

BE IT FURTHER RESOLVED, that Bill will continue to provide the University his counsel and friendship for many years to come.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: **Administration and Finance – November 19, 2008**

ACTION ITEM #a,1: **Refunding of University of Massachusetts Building Authority
Variable Rate Bonds**

DATE: **BoT – December 11, 2008**

DOC. & VOTE I.D. #: **T08-103**

VOTED: That the issuance by the University of Massachusetts Building Authority (the “Authority”) of bonds (in one or more series) for the purpose of refunding all or a portion of the Authority’s bonds bearing interest at variable rates, including the Authority’s Project Revenue Bonds, Senior Series 2008-1, Facilities Revenue Bonds, Senior Series 2008-A, Refunding Revenue Bonds, Senior Series 2008-3 and Refunding Revenue Bonds, Senior Series 2008-4, is hereby approved, and the President of the University of Massachusetts (the “University”), and the Vice President for Management and Fiscal Affairs, Treasurer and Deputy Chief Operating Officer of the University, each acting alone, and each other officer of the University, acting alone, are hereby authorized in the name and on behalf of the Trustees of the University (the “Trustees”) to approve in writing the issuance by the Authority of bonds (in one or more series) for such purpose.

And further,

That the President of the University, and the Vice President for Management and Fiscal Affairs, Treasurer and Deputy Chief Operating Officer of the University, each acting alone, and each other officer of the University, acting alone, are hereby authorized to do all other things and to take all other such action as the officer or officers so doing or acting shall, as conclusively evidenced by the doing of the things or the taking of the action hereby authorized, deem necessary or desirable to carry into effect the matters hereby authorized, including without limitation the execution, sealing and delivery on behalf of The Commonwealth of Massachusetts (the “Commonwealth”), the Trustees or the University, of contracts including without limitation, contracts entered into by the Commonwealth, acting by and through the Trustees, with the Authority (to which the Trustees may not need be a party) for state financial assistance in the form of a guaranty

by the Commonwealth of bonds (in one or more series) of the Authority or for management and services with respect to projects financed or refinanced by bonds of the Authority, all as provided in and permitted by Chapter 773 of the Acts of 1960, as amended (the "Enabling Act"), or any other applicable provision of law, each such contract to have such provisions as are approved by the signer thereof on behalf of the Commonwealth, the Trustees or the University, the execution of any such contract is authorized by this resolution and the approval by such signer of the provisions thereof.

And further,

That in addition to the authorizations granted by this resolution to the President of the University, and the Vice President for Management and Fiscal Affairs, Treasurer and Deputy Chief Operating Officer of the University and each other officer of the University, and without limiting any such authorizations, the Trustees, pursuant to Chapter 75, Section 3A of the Massachusetts General Laws and every other authority thereunto the Trustees enabling, hereby delegate to the President of the University and the Vice President for Management for Management and Fiscal Affairs, Treasurer and Deputy Chief Operating Officer of the University, each acting alone, and each other officer of the University, acting alone, the power to do all acts and things and exercise powers each officer of the University is authorized by this resolution to do or exercise, such delegations being intended to be commensurate with the authorizations granted to each such officer by this resolution, and such delegation being in the judgment of the Trustees necessary or desirable.

And further,

That this vote shall take effect immediately upon passage.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Administration and Finance – November 19, 2008

ACTION ITEM #a,2: Identity Theft Prevention Program

DATE: BoT – December 11, 2008

DOC. & VOTE I.D. #: T08-109

VOTED: To comply with the provisions of the Fair and Accurate Credit Transactions Act (FACT Act) and its “Red Flag” rules, and take the following actions:

- Approve an initial Identity Theft Prevention “Red Flags” program (“Program”), set forth below.
- To delegate to the President the authority to designate a senior University official with responsibility to oversee the development, implementation, and maintenance of the Program.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Administration and Finance – November 19, 2008

ACTION ITEM #a,3: Authorization to Prepare and Submit the FY2010 State Budget Request

DATE: BoT – December 11, 2008

DOC. & VOTE I.D. #: T08-110

VOTED: To authorize the President to prepare and submit the University's Fiscal Year 2010 State Appropriation request consistent with the University's funding formula pursuant to Section 7 of Chapter 75 and Section 15B of Chapter 15A of the General Laws.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Administration and Finance – November 19, 2008

ACTION ITEM #a,4: Establishment of the Silverman Chair in Natural Sciences,
UMASS Worcester

DATE: BoT – December 11, 2008

DOC. & VOTE I.D. #: T08-112

VOTED: In accordance with sections 1A(e) and 11 of Chapter 75 of the General Laws, to establish an endowed professorship to support Investigative Molecular Medicine Research at the University of Massachusetts Worcester to be known as the Silverman Chair in Natural Sciences.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Academic and Student Affairs – November 14, 2008

ACTION ITEM #b,1: B.A. in Asian Studies, UMASS Boston

DATE: BoT – December 11, 2008

DOC. & VOTE I.D. #: T08-090

VOTED: To approve the B.A. in Asian Studies at the University of Massachusetts Boston as contained in Doc. T08-090.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Academic and Student Affairs

ACTION ITEM #b,2: Appointment to the Silverman Chair in Natural Sciences,
UMASS Worcester

DATE: BoT – December 11, 2008

DOC. & VOTE I.D. #: T08-113

VOTED: To concur with the President in the appointment of Victor Ambros
to the Silverman Chair in Natural Sciences at the University of
Massachusetts Worcester.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: **Audit – November 19, 2008**

ACTION ITEM #d,1-5: **Audit Reports**

DATE: **BoT – December 11, 2008**

DOC. & VOTE I.D. #: **T08-097, T08-098, T08-099, T08-100, T08-101**

VOTED: To accept the following Audit reports:

1. The University of Massachusetts FY2008 Annual Financial Report (**Doc. T08-097**)
2. The Report on Federal Financial Assistance Programs in Accordance with OMB Circular A-133 (**Doc. T08-098**)
3. The Massachusetts Office of Student Financial Assistance Compliance Attestation Reports for the Boston and Lowell Campuses (**Doc. T08-099**)
4. The Annual Letter of Comments and Recommendations with Respect to Accounting and Operating Controls and Procedures (**Doc. T08-100**)
5. Internal Audit Report – Information Technology Controls Review – UMass Amherst Police Department (**Doc. T08-101**)

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

OTHER BUS. #VI,1: **Amendment to the By-Laws**

DATE: **BoT – December 11, 2008**

DOC. & VOTE I.D. #: **T91-100, as amended**

VOTED: To approve the following amendment to the By-Laws of the
University of Massachusetts:

Article II, MEETINGS OF THE BOARD OF TRUSTEES

Section 1. Annual Meeting, Regular and Special Meetings
is hereby amended as follows:

By striking the word “March” in subsection *(b) Regular Meetings*
and inserting in place thereof: -- February.