

UNIVERSITY OF MASSACHUSETTS

AMHERST•BOSTON•DARTMOUTH•LOWELL•WORCESTER

**MINUTES OF THE MEETING OF THE
BOARD OF TRUSTEES**

Thursday, December 10, 2009; 9:00 a.m.

Ballroom A

University of Massachusetts

Campus Center

100 Morrissey Boulevard

Boston, Massachusetts

Trustees Present: Chairman Manning; Vice Chairs Karam and King-Shaw; Trustees Bloch, Boyle, Braceras, Collins, DeSisto, DiBiaggio, Furman, Hoyt, Johnston, Koffman, Lawton, MacAfee, Osterhaus-Houle, Peters, Reville, Thomas, Woolridge and Young

Trustee Absent: Trustee Tocco

University Administration: President Wilson; General Counsel Heatwole; Chancellors Holub, Motley, MacCormack and Meehan; Executive Deputy Chancellor/Provost Flotte; Executive Vice President Julian; Senior Vice Presidents Williams and Gray; Vice Presidents Chmura, Connolly and Smith; Dr. Udas, CEO, UMassOnline

Faculty Representatives: Professors Adrion and May, UMass Amherst; Professor Tirrell; UMass Boston; Ms. Gibbs, UMass Dartmouth; Professor Carter, UMass Lowell

Chairman Manning convened the meeting at 9:00 a.m. and thanked Chancellor Motley and his staff for hosting today's meeting. He introduced the new Trustees to the Board: Maria Furman, Norman Peters and Victor Woolridge and thanked Janet Pearl for her service.

Chairman Manning then asked for the **Approval of the Minutes of the Previous Meeting of the Board.**

It was moved, seconded and

VOTED: To approve the minutes of the September 30, 2009 meeting of the Board.

Trustee DeSisto then gave the **Student Trustee Report, UMass Boston** and welcomed everyone to the Boston campus. She talked about her experiences as a student on this diverse campus and the many opportunities afforded her including a trip to China and to Washington D.C. to advocate for students.

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The Boston campus is an exceptional campus providing students international work as well as work in the state government. The campus provides opportunities to work with students from all over the world and stressed the point that student clubs are very important in a commuter environment. Student Centers such as the Veteran's Center provide the ability to support and reconnect with each other and have proven to be hugely successful.

There is still much work to be done. The state system is failing public higher education and should be a priority for the residents of Massachusetts. The concept of public means owned by all and we need more public funds to support higher education's initiatives.

Trustee DeSisto's report was followed by a round of applause.

The next item was the **Secretary's Report**. Trustee Reville, Secretary of Education welcomed on behalf of the Governor, Maria Furman, Norman Peters and Victor Woolridge to the Board. He then reported that the Governor has allocated ARRA funds to aid in the recent cuts to the budget.

There was good news to report on – revenues were up in the month of November which makes us hopeful for the future. The Governor is pushing for the power to distribute and adjust the cuts across the state; there are no funds left in the stimulus account for FY2011.

Currently there is a bill in the Legislature that will promote innovation for K-12 particularly for those schools that are underachieving.

Secretary Reville concluded his report by reporting on a recent event at Salem State attended by President Wilson and some of the Chancellors working on six Readiness Centers that will focus on improving the quality of teaching on every level across the Commonwealth. There is not a lot of money for this initiative but the outpouring of support has been very impressive.

The next item was the **President's Report**. President Wilson first thanked Chancellor Motley and his team for hosting today's meeting and thanked Chancellor Motley for his strong leadership of the Boston campus. He commended all of the Chancellors for their leadership during these challenging times.

President Wilson welcomed the three new Trustees to the Board before beginning his report and acknowledged that Representatives Quinn and Rodrigues were in the audience.

- State revenues for the first quarter were below expectations, and the state was forced to revise revenue projections downward to \$600 million. This means a \$32 million rescission to our appropriation. The Governor offset this reduction with a commensurate amount of federal stimulus funds but we still have budget concerns due to the loss of fringe benefits.

- Looking forward to FY11 we cannot rely on any more federal stimulus funds.

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- Enrollment and applications are up and all four undergraduate campuses have experienced improved freshman average SAT scores.
- The technology commercialization program continues to set records earning a record amount of \$73 million in FY09.
- Fundraising performance across the five campuses continues to be strong with the best first quarter for new gifts and pledges in the last five years.
- Last month the University hosted a One Day UMass in Waltham that brought alumni and friends together for mini lectures with prominent faculty.
- A successful initial phase of planning for the Green High Performance Computer Center in Holyoke.
- The University was a leader in the state's celebration of "Clean Energy Week" in November.
- The Chronicle of Higher Education ranked the Amherst campus as a "Top Producer of Fulbright Students" among research universities for the 2008-2009 academic year.
- Faculty, staff and students on the Boston campus have been awarded over \$20 million in grants, contracts and cooperative agreements by extramural sponsors.
- The Dartmouth campus opened its Ferreira Mendes Portuguese-American Archives this past fall.
- The Lowell campus has signed an agreement for an education and research cooperation with India's Central Institute of Plastics Engineering Technology.
- The Massachusetts Life Science Center recognized the Medical School's positive economic impact on the Commonwealth with \$90 million in funding for the Albert Sherman Center.

President Wilson then addressed the Law School proposal. The subject generated much discussion at the recent meetings of the Committees on Academic and Student Affairs and Administration and Finance which has led to an open process and a thorough vetting.

As a lifelong educator President Wilson indicated his preference in providing more opportunity but also understands the importance of fiscal prudence. Chancellor MacCormack has crafted a plan that creates opportunity and access to an affordable, high-quality legal education. The Chancellor has also fashioned a clear path to accreditation and to academic excellence using some of the financial equity that has been created at Southern New England School of Law and an enrollment growth strategy which will be the key to success.

President Wilson stated that Chancellor MacCormack has a proven track record of building enrollment; during her term, enrollment has risen by more than 40% which this year alone is responsible for generating \$18.8 million in additional revenue. Graduate enrollment is up by more than 50%.

A public law program will fill a gap in the University's curriculum and in the Commonwealth's public higher education curriculum and will give our students a public law option that exists in 44 other states.

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President Wilson commended the Trustees for devoting so much time and attention to the proposal which has improved the proposal. He also commended the people at UMass Dartmouth and at the system level who have devoted countless hours to the due diligence review process.

President Wilson concluded his report by stating that he is looking forward to making the case at the Board of Higher Education should the proposal be approved today. This is about students and educational opportunity not the competitive balance in Massachusetts and which private law school may face more competition; it is about students and their legitimate aspirations.

Chairman Manning acknowledged Senator Menard's attendance at today's meeting.

The next item on the agenda was the **Report of the Committee on Academic and Student Affairs**. Trustee Thomas, Chair of the Committee reported that the Committee had met on November 18th and had four action items, three information items and three items for Executive Session, Tenure Appointments, Awards of Tenure; and Honorary Degree nominations.

Chair Thomas thanked the members of the Committee for their engagement within challenging and complex subjects. Each Trustee has had an opportunity to be heard. There were no substantive concerns regarding the proposed program raised. He thanked every member of the Committee on Academic and Student Affairs. We had a respectful and civil discourse. All who opposed the Law School indicated graciously and genuinely. They are committed to do whatever they could to insure that a new law school would be of the utmost quality possessing the high standards the UMass brand is accustomed to. The vote on this item will take place later in the meeting.

The next item was the **Appointment of Professor David Harlan to the William and Doris Krupp Professorship in Medicine, UMass Worcester** and the **Appointment of Professor Demetrius Litwin to the Harry M. Haidak Professorship in Surgery, UMass Worcester**.

It was moved, seconded and

VOTED: To concur with the President in the appointment of Professor David Harlan to the William and Doris Krupp Professorship in Medicine at the University of Massachusetts Worcester.

And further, To concur with the President in the appointment of Professor Demetrius Litwin to the Harry M. Haidak Professorship in Surgery at the University of Massachusetts Worcester. (Doc. T09-072)

The next action item was the **Appointment of Professor Guangpin Gao as the First Holder of the Penelope Booth Rockwell Chair in Biomedical Research, UMass Worcester**.

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It was then moved, seconded and

VOTED: To concur with the President in the appointment of Professor Guangping Gao as the first holder of the Penelope Booth Rockwell Chair in Biomedical Research at the University of Massachusetts Worcester. (Doc. T09-073)

The next item was a **Proposal for a B.S. in Environmental Health, UMass Lowell.**

It was moved, seconded and

VOTED: To approve the B.S. in Environmental Health at the University of Massachusetts Lowell as contained in Doc. T09-071.

Trustee Thomas reported that Board members had received informational items on Academic Quality Assessment and Development (AQAD), Periodic Multi-Year Review and Preliminary Enrollment as part of the mailing. The remaining items will be taken up in Executive Session.

The next item was the **Report of the Committee on Administration and Finance.** Vice Chair Karam, Chair of the Committee reported that the Committee had met on December 2nd. He thanked his fellow Board members for their service and insightful and diligent work. The Committee maintained its focus on the economic outlook and the related impact on University finances, while supporting University efforts to seek opportunities for growth and revenue diversification.

The Committee engaged in lengthy deliberations about a relatively small initiative, the Law Program proposal and two larger initiatives including a \$190 million housing program at Amherst and the acceptance of a major arena in Lowell.

President Wilson in his report conveyed positive news about University enrollments, faculty research grant awards, the University's upgraded credit rating and highly successful bond issue and fine investment performance in a challenging financial market environment by the UMass Foundation. President Wilson also shared news of the record shattering performance in the University's licensing income, which nearly doubled to \$73 million in FY09. He detailed the University's efforts to respond to the financial crisis and state funding cuts by creating alternative revenue sources.

The Committee received the University's Annual Financial report noting significant changes that occurred during FY2009. The campuses have maintained their key financial ratios at adequate levels. The President and the Chancellors should be commended for their outstanding performance this year.

The first item had been the **Acceptance of a Donation of Real Property from the Southern New England School of Law to the UMass Foundation.** The Committee received a full

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presentation on the multi-year enrollment and financial plan from Chancellor MacCormack and Vice Chancellor of Administration and Finance, Deborah McLaughlin. This was followed by summaries of the external and internal due diligence reviews by Associate Vice President for Auditing Robert Harrison and Senior Vice President David Gray. The reviews supported the multi-year plan for the law program.

Following the presentation there was time for questions, dialogue and debate by the Committee members. An amendment was offered by Chairman Manning and agreed to that requires the Dartmouth campus Chancellor and the Internal Audit team to report biannually to the Committee on the Law Program's progress toward achieving its business plan. The motion as amended was approved by a roll call vote of 12-4 and will be before the Board later in the meeting.

The first item for action was **Authorization to Prepare and Submit the FY2011 State Budget Request.**

It was moved, seconded and

VOTED: To authorize the President to prepare and submit the University's Fiscal Year 2011 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. (Doc. T09-084)

The next item was **Establishment of an Endowed Chair, UMass Worcester.**

It was moved, seconded and

VOTED: In accordance with sections 1A(e) and 11 of Chapter 75 of the General Laws, to establish an endowed chair at the University of Massachusetts Medical School to be known as the Penelope Booth Rockwell Chair in Biomedical Research. (Doc. T09-085)

The next item was an **Amendment to the University Capital Plan, UMass Amherst.**

It was moved, seconded and

VOTED: To amend the University of Massachusetts Five-Year Capital Plan as contained in Document T09-051 by adding the following new project for the Amherst campus:

<u>Total Project Project Name</u>	<u>Cost Est. Nov-2009</u>
Housing Expansion	\$190,000,000

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Chairman Manning then recognized Representative Haddad.

Under **Other Business**, Chairman Manning asked for a motion to approve the **Department of Defense Exclusion List**.

It was moved, seconded and

VOTED: WHEREAS, current Department of Defense Regulations contain a provision making it mandatory that the Chairman of the Board, the President, the Secretary, and the designated Facility Security Officer meet the personnel clearance requirements established for a contractor's facility clearance; and

WHEREAS, said Department of Defense Regulations permit the exclusion from the personnel clearance requirements of certain members of the Board of Trustees and other officers, provided that this action is recorded in the minutes.

NOW, THEREFORE, BE IT DECLARED that the Chairman of the Board, the President, the Secretary and the designated Facility Security Officer at the present time do possess, or will be processed for, the required security clearance; and

BE IT RESOLVED that in the future, when any individual enters upon any duties as Chairman of the Board, the President, the Secretary or the designated Facility Security Officer, such individual shall immediately make application for the required security clearance; and

BE IT RESOLVED FURTHER that the following members of the Board of Trustees and other officers shall not have, and can be effectively excluded from access to all classified information in the possession of the corporation and do not occupy positions that would enable them to affect adversely policies or practices in the performance of classified contracts for the Department of Defense or the User Agencies of its Industrial Security Program:

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<u>NAME</u>	<u>TITLE</u>
Lawrence F. Boyle	Trustee
Emily Bloch	Trustee
Jennifer C. Braceras	Trustee
Edward W. Collins, Jr.	Trustee
Tara-Jean E. DeSisto	Trustee
John A. DiBiaggio	Trustee
Maria D. Furman	Trustee
Matthew Hoyt	Trustee
Philip W. Johnston	Trustee
James J. Karam	Trustee
Ruben J. King-Shaw, Jr.	Trustee
David Koffman	Trustee
Richard J. Lawton	Trustee
Kenneth A. MacAfee, II	Trustee
Kerri Osterhaus-Houle	Trustee
R. Norman Peters	Trustee
Paul Reville	Trustee
Henry M. Thomas, III	Trustee
Stephen P. Tocco	Trustee
Victor Woolridge	Trustee
James Young	Trustee

(Doc. T09-089)

The next item was **Approval of the Juris Doctorate and Acceptance of Donation of Real Property**. Chairman Manning asked for a motion; it was moved and seconded:

Notwithstanding previous action by the Board, to approve the Juris Doctorate at the University of Massachusetts Dartmouth as contained in Doc. T09-074.

And further,

To approve the acceptance by the University of Massachusetts Foundation, Inc. of the donation of real and personal property by the Board of Trustees of the Southern New England School of Law, including the 8.55 acres of land and buildings and contents thereon situated at 333 Faunce Corner Road, North Dartmouth, MA for the use and benefit of the University of Massachusetts in accordance with Foundation By-Laws, Article IX.

Provided further,

That a bi-annual Report by the Chancellor and Internal Audit to the Committee on Administration and Finance be required regarding the University of Massachusetts –

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Dartmouth's Juris Doctorate program's progress towards achieving its business plan including but not limited to revenue and enrollment goals. (Doc. T09-087)

Chairman Manning then asked for comments. Secretary Reville first commended the Administration, Chancellor MacCormack, President Wilson and their staff for the process that has led to today's action. He also thanked the Trustees at Southern New England School of Law for their generous offer of the Law School.

On behalf of the Governor, he stated his support for the Program. There have been questions about the academic value of the Program and if the institution would be financially viable and feels both questions have been answered in the affirmative. The Program will strengthen diversity within the University and enhance the Commonwealth's commitment to public service. He stated his wholehearted support for the Program.

Trustee Thomas reported on the lengthy discussion at the meeting of the Committee on Academic and Student Affairs regarding the subject which led to the approval of the Juris Doctorate Program.

He then listed four reasons to say yes to the Proposal:

1. We serve the citizens of the Commonwealth and there is in my view no good reason to not give them an affordable public law school option.
2. The emphasis on public service law is a smart and needed approach considering the times we live in today.
3. Geographically, the southeastern region of the state should have a law school option for those interested in pursuing a legal education.
4. There has been a lot of talk about there being too many lawyers and law schools in the state and it is often said that the last thing we need is another lawyer. Who would disagree with that axiom, if you narrowly define lawyers as individuals who are perpetually chasing ambulances and the big bucks? However, a more expanded view is that many lawyers like myself don't have an interest in practicing law in the traditional manner. It was a legal education that enhanced my career tremendously. It gave me a competitive edge no matter what arena I entered, and it provided me with an intellectual discipline and critical thinking skills that I treasure immensely. I have taught property law at UMass Amherst in the landscape architecture and regional planning dept.; and I have been a human service executive, serving the needs of thousands of people, managing millions of dollars over my entire career----- I genuinely attribute a large part of my professional accomplishments to my legal education. This is a good proposition for the Commonwealth and for UMass; we cannot afford not to do this!

Vice Chair Karam commended President Wilson and the Trustees for the extensive due diligence surrounding this issue. He reiterated his support for the proposal and believes that ten years from now we will look back at the success of the Law School as we do with the Medical School.

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Trustee Braceras stated her opposition for the proposal. While not opposed to expanding greater access to public education this is the wrong time, the wrong place and the wrong vehicle. The University is about to create a public law school on the backs of a failing and unaccredited school and this is not the best way to provide legal education to the students of the Commonwealth. She stated her intention to vote against the motion.

Vice Chair King-Shaw voiced his support for the proposal but urged the Trustees to be as focused on monitoring and guaranteeing the quality of education provided at this institution going forward. While an amendment has been added to monitor the financials of the institution, the quality of instruction and the excellence of the students should be the measurement of success.

Trustee DeSisto stated her support from UMass Boston students for the Law School and reiterated her support for the success of public policy law.

Chancellor MacCormack stated her intent to provide affordability and access to the students of the Commonwealth and appreciates the confidence in the Board's decision to approve this program and states her belief that the Trustees will be proud of their decision to approve this program.

Trustee Boyle stated his continued opposition to the proposal noting the lack of accreditation status. It has been reported that the program could cost a lot more money than first expected, possibly 50-100 million over the next ten years. There is also no academic need for a law school; in light of the financial problems in this state and in this University, this acquisition is a mistake. We are laying a burden on future Boards and Administrations with financial commitments we cannot afford.

Trustee MacAfee stated his opposition due to the fact that raising academic quality is going to cost money not available in this economic climate. He stated that he is not against a law school per se, just not at this time; five or ten years from now the idea may be viable.

Trustee Collins stated his support for the proposal. This item has received much attention and scrutiny and asked to go on the record stating that this proposal was not a rush to judgment. He also offered the point of view that the University is not taking over a failing law school but accepting a donation of property, a generous gift and does not doubt our capacity to make it a great school.

Trustee DiBiaggio stated his pride with all of the Trustees discussing this issue. There have been valid points on both sides of the issues. He voiced his support for the motion and believed that we will look back on this action as we did with the Medical School, initial opposition followed by great success.

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Trustee Thomas asked that the record show Dean Gaudio from the Western New England College School of Law presented a paper of opposition to the Law School that has been distributed as well as a response from the Dartmouth campus. He also asked to go on record that Trustees pay attention that the commitment to the level of diversity at SNESE continues.

Secretary DeVico then conducted a roll call vote on the motion. It was

VOTED: Notwithstanding previous action by the Board, to approve the Juris Doctorate at the University of Massachusetts Dartmouth as contained in Doc. T09-074.

And further, To approve the acceptance by the University of Massachusetts Foundation, Inc. of the donation of real and personal property by the Board of Trustees of the Southern New England School of Law, including the 8.55 acres of land and buildings and contents thereon situated at 333 Faunce Corner Road, North Dartmouth, MA for the use and benefit of the University of Massachusetts in accordance with Foundation By-Laws, Article IX.

Provided further,

That a bi-annual Report by the Chancellor and Internal Audit to the Committee on Administration and Finance be required regarding the University of Massachusetts – Dartmouth’s Juris Doctorate program’s progress towards achieving its business plan including but not limited to revenue and enrollment goals. (Doc. T09-087)

Chairman Manning thanked Chair Xifaras from the SNESE Board for her grace and dignity during the debates on the Law School subject.

The next item was **Transfer of Land, UMass Lowell.**

It was moved, seconded and

VOTED: **WHEREAS** on October 30th, 2009 the University of Massachusetts (the “University”) and the City of Lowell (“City”) entered into a Purchase and Sale Agreement regarding the transfer of ownership of the Tsongas Arena and associated adjacent parcels from the City to the University, and the transfer of approximately four acres of University land at 1190 Pawtucket Boulevard to the City, as described at Book 1632 page 214, Middlesex Registry of Deeds;

WHEREAS the Board of Trustees discussed the acquisition of the Tsongas Arena and associated acquisition and transfers of land on February 12th, 2009;

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WHEREAS the Board of Trustees approved the acquisition of the Tsongas Arena and associated adjacent parcels in the 2010-2014 Capital Plan;

BE IT RESOLVED that the Board of Trustees authorize the transfer of the land known as described at Book 1632 page 214 at 1190 Pawtucket Boulevard in the City of Lowell with any structures thereon, to the City of Lowell, subject to any necessary approval by the Commonwealth's Division of Capital Asset Management and/or authorization by the legislature or Governor. (Doc. T09-086)

The next item was the **Report of the Audit Committee**. Trustee Boyle, Chair of the Committee, had to leave the meeting and asked Trustee Johnston, Vice Chair of the Audit Committee to give the Audit Report.

Trustee Johnston reported that the Committee had met on December 2nd.

The agenda included a briefing on audit activities in place, a discussion and acceptance of internal audit reports, and the annual external reports presentation by PricewaterhouseCoopers.

In addition to Mr. Harrison, attendees included Sr. IT Auditor Daniel Sarazen, and PwC's Partner Glenn Williams, Manager Marcy Culverwell, and Manager Lyndsay Signori.

Mr. Harrison referenced two items sent to the Committee members in a separate mailing, one dealing with work on a procurement card resulting in an employee termination, and the other a State Auditor's Office information technology focused review at the Lowell Campus. The State concluded that adequate controls are in place at Lowell to safeguard IT resources. They did offer comments about improving the physical security and environmental protection.

Referencing the quarterly activity summary Mr. Harrison made brief comments on the status of a number of planned projects in process and indicated that he is available to answer questions of Committee members at any time. He also noted the department continues to address a number of unplanned items, such as allegations of financial wrongdoing, and he will brief the Committee as these are settled.

He confirmed that all required external contracted audits are either completed or on schedule, and that the PricewaterhouseCoopers annual reports are ready for action.

Included was the survey of the Medical School's Revenue and Cash Receipting Areas, whose purpose is to identify and evaluate controls and compliance within all departments that collect miscellaneous revenues. This was the fourth campus with such a review, with only Amherst left to complete.

Other internal reports were presented by IT Auditor Mr. Sarazen, and included reviews at the Boston Campus Enrollment Services Division, the Dartmouth Campus School for Marine

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Science and Technology, and the Amherst Campus data breach incident. In particular the data incident report provides details of the breach, with observations and recommendations designed to significantly increase the University's security awareness and protection of data, especially the need for a systematic and collaborative incident response plan.

It was then moved, seconded and

VOTED: To accept the following internal audit reports:

The Information Technology General Controls Reviews at UMass Boston Enrollment Services, and at UMass Dartmouth SMAST (Doc. T09-068)

The Inquiry on UMass Amherst Campus Data Incident (Doc T09-069)

The Revenue/Cash Receipting Locations Review at the UMass Medical School (Doc. T09-070)

The Committee then heard from the PricewaterhouseCoopers team.

Glenn Williams, the Engagement Partner, stated there was excellent cooperation from management during the audit process, they had no disagreements with management, there were no material audit adjustments necessary, and they noted no instances of fraud and no instances or allegations of fraud were brought to their attention.

Marcy Culverwell then discussed the investment return for the University noting it is approximately -15%. Comparable returns for other higher educational institutions have been between -23% and -33% for fiscal year 2009, primarily due to the fact that the University invests in less alternative investments than other Institutions. Ms. Culverwell then highlighted one particular Medical School contract, noting it was appropriately accounted for in accordance with revenue recognition accounting rules and also verified this accounting treatment with their National office. She also mentioned that on October 1, 2008 the Worcester City Campus Corporation voted to become the sole corporate member of Public Sector Partners (PSP), and thus, the PSP financial statements are consolidated into the University's financial statements.

Lyndsay Signori then discussed the required Board communications document and concluded there were no material weaknesses noted as a result of their testing. She then referred the Committee to the Management Letter comments, noting they were suggestions for exhibiting best practices. She highlighted the data privacy comment noting that management should stay alert of the various guidelines as they unfold.

Mr. Williams then mentioned that the A-133 report contained findings and no disallowed costs, which is an improvement from the Fiscal Year 2008 audit.

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It was then moved, seconded and

VOTED: To accept the following PricewaterhouseCoopers contracted Reports:

The University of Massachusetts Annual Financial Report (Doc.T09-065)

The Report on Federal Financial Assistance Programs in Accordance With OMB Circular A-133 (Doc. T09-066)

The Annual Letter of Comments and Recommendations With Respect to Accounting and Operating Controls and Procedures (Doc. T09-067)

The next item was the **Report of the Advancement Committee**. Trustee Lawton reported that the Committee met on November 18 and acknowledged the Chancellors and Vice Chancellors for their diligent effort in returning the best first quarter in new gifts in pledges that the University has achieved in the last five years.

There are larger and more frequent University-wide alumni events unfolding. The response to UMass at U2 and the One Day UMass Program that we are making progress in getting the good news about UMass out.

Fundraising performances across the five campuses is rebounding even during the difficult economic environment. The five campuses combined raised a total of \$18.2 million as of the first quarter:

- UMass Amherst raising \$3.7 million or 14 of their goal;
- UMass Boston raising \$2.8 million also at 14% of their goal;
- UMass Dartmouth raising over \$1 million at 14 of their goal;
- UMass Lowell raising \$3.2 million at 32% of their goal;
- UMass Worcester raising \$7.4 million at 25% of their goal.

The UMass Foundation Investment Committee continued to do extremely good work through the first quarter of the year. As of September 30, 2009 the investment performance on our endowment stood at \$9.4%. The market value of the UMass endowment is \$404 million.

Each campus outlined stretch goals for growing and improving our advancement programs along metrics for the development of their programs. The Chancellors with the campuses aspire to increase the number of dollars and donors.

The next item was the **Report of the Committee on Science, Technology and Research**. Trustee Johnston, Vice Chair of the Committee, reported that the Committee had met on November 18th. He first thanked Janet Pearl for her leadership of the Committee over the past two years.

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The Committee learned that the Association of Public and Land Grant Universities has named President Wilson as Chair of its Commission on Innovation, Competitiveness and Prosperity.

President Wilson had reported that the state awarded \$90 million for the Albert Sherman Center at the Medical School, funds coming from the Governor's Life Science initiative. He also reported on potential research and development links with China in clean energy, continued progress in the planning of a High Performance Computing Center with MIT and BU and a record setting \$73 million in technology commercialization earnings for FY09.

Chancellor Collins and Executive Deputy Chancellor Flotte led a comprehensive review of Worcester's solid record of success in research and development and its exciting plans for continued growth and development of the enterprise at the Medical School. The presentation highlighted the tremendous growth in research at the Worcester campus, which has received \$242 million in awards over the past year, most of it from federal funding. The campus is now also positioning itself for leadership in the translational sciences, which emphasize moving science from "bench to bedside" more effectively. Worcester is leading a major system-wide effort to the NIH to establish a Center for Clinical and Translational Science at UMass.

Dr. Flotte highlighted a wide range of successful research and development ventures across the Medical School campus, the innovative work of several different researchers, and a long list of national and international science awards won by Medical School faculty. Two impressive new faculty – Dr. Melissa Moore, an expert in RNA, and Dr. Catarina Kiefe, a national leader in quantitative health sciences, joined in the presentation and discussion. They illustrated the kind of world-class talent that is now being recruited to the Medical School on a regular basis.

Associate Vice President Brancato reported on "good news" for the University. A new NSF report on University research shows that UMass now ranks 38th in R&D spending among all universities, 33rd in federal R&D support, and 21st among all public universities in the country. The key factor has been that UMass has been growing its research and development programs at a faster rate than other universities for each of the past five years. We also learned that UMass faculty have won 160 research and development awards totaling \$84 million from the Federal economic stimulus bill.

Chairman Manning stated that he has asked Vice Chair King-Shaw, Chair of the Governance Committee, to convene a meeting to fill several vacancies within the Committee slate. He wished everyone happy holidays and thanked the University Community for their dedication and commitment to the University.

Chairman Manning then announced the Board would enter **Executive Session** to consider **Appointments with Tenure, UMass Dartmouth, UMass Lowell and UMass Worcester, Awards of Tenure, UMass Boston and UMass Worcester** and **Honorary Degrees, UMass**

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Amherst, UMass Boston, UMass Dartmouth and UMass Worcester. The Board will not reconvene in Open Session. The Secretary will call the Roll; Trustees are requested to state yes or no.

It was moved, seconded and

VOTED: To enter Executive Session to consider Appointments with Tenure, UMass Dartmouth, UMass Lowell and UMass Worcester, Awards of Tenure, UMass Boston and UMass Worcester and Honorary Degrees, UMass Amherst, UMass Boston, UMass Dartmouth and UMass Worcester.

Chairman Manning voted for the motion as did Vice Chair Karam, Trustees Braceras, Collins, DiBiaggio, Furman, Johnston, Koffman, Lawton, MacAfee, Osterhaus-Houle, Peters, Reville, Thomas, Woolridge and Young.

The time was 10:17 a.m.

Barbara F. DeVico
Secretary to the Board of Trustees