

UNIVERSITY OF MASSACHUSETTS

VOTES

BOARD OF TRUSTEES

DECEMBER 14, 2011

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Academic and Student Affairs – November 16, 2011

ACTION ITEM #a,1: Graduate Student Senate Constitution, UMass Dartmouth

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-065

VOTED: To approve the Graduate Student Senate Constitution of the University of Massachusetts Dartmouth as contained in Doc. T11-065.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Administration and Finance – November 30, 2011

ACTION ITEM #b,1: Fiscal Year 2013 State Budget Request Authorization

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-098

VOTED: To authorize the President to prepare and submit the University's Fiscal Year 2013 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 30, 2011

ACTION ITEM #b,2: Resolution Approving Proposed Revisions to Business Continuity Policy

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T99-060, as amended

VOTED: To amend the Business Continuity and Planning Policy, Doc. T99-060, by renaming it the University Emergency Management and Business Continuity Policy, deleting the provisions in their entirety, and replacing them with the following:

Emergency Management and Business Continuity Policy:

Programs to create and maintain safeguards, emergency management and business continuity are essential to ensure that the University of Massachusetts (University) mitigates risks and is able to continue to perform its mission in the event of natural or human-caused disasters or other extraordinary events that might disrupt normal operations. Emergency management and business continuity programs are vital in protecting the safety and welfare of University faculty, staff, students and associates; in minimizing damage to, and loss of University property and assets; and in restoring normal University operations as rapidly as possible.

- The University will take an all-hazards approach to prevent, mitigate, prepare for, respond to, and recover from the impact against any natural or human caused disaster. The goal is to create a disaster-resilient University with effective crisis and consequence management capability.
- The University's emergency management and business continuity programs will be guided by nationally recognized industry standards and best practices as determined and set by the President.

- The University will employ a system-wide integrated multidisciplinary approach to emergency management and business continuity not only to prepare each University campus and President's Office to disasters, but in identifying opportunities to coordinate and collaborate to achieve a common goal.
- The emergency management and business continuity programs will maintain a comprehensive and effective program encompassing risk assessment, risk mitigation, emergency preparedness and response, training and exercising and business continuity to strengthen crisis and consequence management capabilities across the University system.

The President shall develop and issue guidelines for campuses to follow in the implementation of this policy.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Administration and Finance – November 30, 2011

ACTION ITEM #b.3: Resolution to Accept Property from United States for use by University of Massachusetts Dartmouth

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-099

VOTED: WHEREAS, certain real property owned by the United States of America, located in the County of Bristol, Commonwealth of Massachusetts, has been declared surplus to the needs of the Federal government and is subject to assignment for disposal for educational purposes by the Secretary of Education, under the provisions of Section 203(k)(1)(a) of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377) (Act), as amended, and rules and regulations promulgated pursuant thereto, more particularly described as follows:

The real estate and existing structures thereon, known as the “Naval Reserve Center” in the City of New Bedford, consisting of approximately 2.96 acres of land located at 838 South Rodney French Boulevard.

WHEREAS the University of Massachusetts, a public institution of higher education of the Commonwealth of Massachusetts, needs and can utilize said property for educational purposes in accordance with the requirements of said Act and the rules and regulations promulgated thereunder of which this Board is fully informed, including commitments regarding use and time within such use shall commence.

NOW, THEREFORE, BE IT RESOLVED, the University of Massachusetts shall make application to the Secretary of Education for, and secure the transfer to it of, the above-mentioned property for said use upon and subject to such exceptions, reservations, terms, covenants, agreements, conditions and restrictions as the Secretary of Education, or his authorized representative may require in connection with the disposal of said property under said Act and rules and regulations issued thereto; and

BE IT FURTHER RESOLVED, that the University of Massachusetts has legal authority and is willing and is in a position financially and otherwise to assume immediate care and maintenance of the property, and that Jean MacCormack, Chancellor of the University of Massachusetts Dartmouth, is hereby authorized, for and on behalf of the University of Massachusetts to do and perform any and all acts and things which may be necessary to carry out the foregoing resolution including the preparing, making and filing of plans, applications, reports and other documents; the execution, acceptance, delivery and recordation of agreements, deeds and other instruments pertaining to the transfer of said property; and the payment of any and all sums necessary on account of the purchase price thereof including fees or costs incurred in connection with the transfer of said property for surveys, title searches, real estate appraisals, recordation of instruments or costs associated with escrow arrangements; together with any payments necessary by virtue of nonuse or deferral of use of the property. If the applicant is unable to place the property into use (or determines that a deferral of use should occur), IT IS UNDERSTOOD AND AGREED that the University of Massachusetts will pay to the United States Department of Education for each month of nonuse beginning twelve (12) months after the date of the deed, or thirty-six (36) months where construction or major renovation is contemplated, the sum of 1/360th of the then current fair market value of the property for each month of nonuse.

If submission of the Application for Public Benefit Allowance Acquisition of Surplus Federal Real Property for Educational Purposes is approved, a copy of the application and standard deed conditions will be filed with the permanent minutes of the Board.

University of Massachusetts
225 Franklin St., 33rd floor
Boston, MA 02110

I, Barbara DeVico, hereby certify that I am the Secretary to the Board of Trustees of the University of Massachusetts, and that the foregoing resolution is a true and correct copy of the resolution adopted by the vote of a majority of the members of said the Board of Trustees of the University of Massachusetts present at a meeting of said Board of the 14th day of December, 2011, at which a quorum was present.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Audit Committee – November 30, 2011

ACTION ITEM #c,1: Approval of the Internal Audit Charter

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T06-061, as amended

VOTED: To approve the revisions to the Internal Audit Charter as contained in Doc. T06-061, as amended.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Audit Committee – November 30, 2011

ACTION ITEM #c,2: Approval of the University of Massachusetts Annual Financial Statements

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-091

VOTED: To approve the University's Annual Financial Statements as contained in Doc. T11-091.

UNIVERSITY OF MASSACHUSETTS BOARD OF TRUSTEES

COMMITTEE: Audit Committee – November 30, 2011

ACTION ITEM #c,3: Audit Reports

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-092, T11-093, T11-094

VOTED: To accept the following Audit Reports:

- Report on Federal Financial Assistance Programs in Accordance with OMB Circular A-133 (Doc. T11-092)
- Report on MA Office of Student Financial Assistance Compliance Attestation (Doc. T11-093)
- Internal Control Letter (Doc. T11-094)

UNIVERSITY OF MASSACHUSETTS OF BOARD OF TRUSTEES

OTH. BUSI. #1: Remote Participation

DATE: BoT – December 14, 2011

DOC. & VOTE I.D. #: T11-100

VOTED: To permit remote participation by Trustees in meetings of the Board, or any Committees or sub-committees of the Board, pursuant to the regulations set forth in 904 of the Code of Massachusetts Regulations 26.10, and any provisions as may be adopted by the Board in its By-Laws or by policy.