EXECUTIVE COMMITTEE
BOARD OF TRUSTEES
UNIVERSITY OF VERMONT AND STATE AGRICULTURAL COLLEGE

A special meeting of the Executive Committee of the Board of Trustees of the University of Vermont and State Agricultural College was held on Wednesday, June 13, 2011 at 1:00 p.m., in Memorial Lounge, 338 Waterman Building.

MEMBERS PRESENT: Chair Robert Cioffi, Vice Chair Harry Chen, Bill Botzow, Frank Cioffi, Debbie McAneny, Donna Sweaney and Mark Young

REPRESENTATIVES PRESENT: Staff Council Representative Ida Russin

MEMBERS ABSENT: Trustee Ian Boyce, Faculty Representative Jim Burgmeier, Graduate Student Senate Representative Eduardo Cotilla-Sanchez, Student Government Association Representative Julian Golfarini, and Alumni Association Representative Ted Madden

OTHER TRUSTEES PARTICIPATING: Jeff Davis, Kyle DeVivo* and Bill Ruprecht*

PERSONS ALSO PARTICIPATING: Vice President for Legal Affairs and General Counsel Francine Bazluke, Vice President for Finance and Administration Richard Cate, Vice President for Federal, State and Community Relations Karen Meyer, Vice President for Development and Alumni Relations Richard Bundy*, Vice President for Executive Operations Gary Derr, Vice President for Enrollment Management Chris Lucier, and Vice President for Student and Campus Life Thomas Gustafson

*By means of telephone

Chair Robert Cioffi called the meeting to order at 1:05 p.m.

Approval of Minutes

Chair Cioffi entertained a motion to approve the minutes from the April 11, April 22, April 26, and June 1, 2011 meetings. The motion was made, seconded and it was voted to approve all minutes as presented.

President’s Report

President Fogel provided an update regarding current enrollment figures. He reported that the incoming first-year class will consist of unprecedented diversity and of highest quality. He also reported that melt figures are lower than last year, which is a good indicator. One area of concern is that transfer enrollments are going slower than
predicted. As a result, Vice President for Enrollment Management Christopher Lucier and his team are ramping up their efforts in this area.

President Fogel next provided an update concerning sponsored program awards, noting that they will be down significantly as compared to last year. The decline is largely a function of not having the one-time federal stimulus funds the University received in 2010 as well as a federal moratorium on direct appropriations.

President Fogel concluded by stating that, despite several large challenges the University has experienced over the last few years, he looks back at the May Board meeting as one of the most important in recent times and perhaps in the University’s history. In May, the Board addressed many large initiatives such as approving the first phase of a General Education program, endorsing a movement towards program viability reviews, planning for the next campaign, and focusing on the development of UVM’s relationship with the UVM Foundation. He noted that a huge advance occurred in the form of an amendment to the FY 2012 budget, presented by Trustee Carolyn Branagan, which directed the administration to deliver a plan to the Board to slow the growth of tuition increases in the future. President Fogel was pleased to announce that faculty, deans and vice presidents are actively engaged in creating this plan.

**Action Items**

Vice President Richard Cate introduced a resolution requesting the reallocation of existing capital bond funds for addressing priority deferred maintenance in several areas of campus.

Trustee Debbie McAneny asked what percentage was saved of the originally allocated funds to the Given Mechanical & Infrastructure project. Vice President Cate replied the amount to be reallocated is five percent of the original project amount.

**Reallocation of Existing Capital Bond Funds Resolution**

WHEREAS, the University wishes to manage its debt in the most cost-effective way in accordance with its Board-adopted Debt Policy; and

WHEREAS, in 2007 and 2009, the Board of Trustees authorized the issuance of General Obligation Bonds for various capital projects; and

WHEREAS, the University initially authorized the expenditure of these two bond proceeds for certain projects that have been completed to a level whereby a remaining balance of funds will not be expended; and

WHEREAS, the University now wishes to authorize the expenditure of $125,000 from 2007 bond proceeds and $747,000 from 2009 bond proceeds towards several priority deferred maintenance projects,
NOW, THEREFORE, BE IT RESOLVED, that the Vice President for Finance and Administration and University Treasurer, or his successor or designee, is hereby authorized to reallocate $125,000 from the Southwest Stormwater project, $29,000 from the Colchester Research Facility project, and $718,100 from the Given Mechanical and Infrastructure projects to finance $872,000 of priority deferred maintenance projects, and,

BE IT FINALLY RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those people appointed to any of the positions heretofore mentioned, and further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

Vice President Cate next introduced a resolution concerning a job order contract for hazardous materials. Physical Plant requested bids for Hazardous Materials Job Order Contracts to perform an ongoing series of small to medium sized, routine hazardous material projects. Each Job Order Contract has a minimum of $50,000 and a maximum of $500,000 per year for 3 years for a maximum total of $1.5 million over the three year period.

The administration proposes to award the job order contract to TMC Services, Inc. as their proposal included better pricing than the other bidders and has a local office.

Resolution of Job Order Contract for Hazardous Materials

BE IT RESOLVED, that the Vice President for Finance and Administration, or his successor or designee, is authorized to execute a job order contract for hazardous material projects with TMC Services, Inc. This one-year contract has a guaranteed minimum annual value of $50,000 and a maximum of $500,000 beginning July 1, 2011, with the possibility of renewal on the same terms for up to two additional years.

A motion was made, seconded, and voted unanimously to approve both resolutions as presented.

Executive Session

In reference to the review of actions that have been much publicized in recent weeks, Chair Cioffi announced that the process is on track to be completed by the end of July. At 1:16 p.m., he entertained a motion to enter into executive to consider collective bargaining, contracts, personnel matters and the evaluation of a public officer. He reported that the session would last approximately one hour with action anticipated following the session relative to Englesby House. All in attendance were excused from the meeting with the exception of Vice Presidents Bazluke, Bundy, Cate, Gustafson, and Derr. President Fogel and Vice President Cate were excused after the second item. All persons, with the exception of Trustees, were excused after the third item.
Other Business

The meeting was re-opened to the public at 2:48 p.m. Chair Cioffi noted that the anticipated action in regards to Englesby House has been deferred.

Adjournment

There being no further business, the meeting was adjourned.

Respectfully submitted,

Robert F. Cioffi, Chair