

1992 Resolutions

October 17, 1992

- 1) Acceptance of Fiscal Year 1992 Annual Audit
- 2) Staff Actions
- 3) Approval of Degrees
- 4) Fiscal Year 1992 State Capital Appropriation Request
- 5) Deed of Easement for Pipeline to Vermont Gas Systems, Inc., 34 South Williams Street, Burlington
- 6) License Agreement for Drainage Ditch with City of South Burlington, Horticultural Farm Tract, South Burlington
- 7) Fiscal Year 1994 State Appropriation Request - General University and Morgan Horse Farm
- 8) Establishment of Waste Disposal Fund
- 9) 1993 Summer Session Tuition
- 10) Acceptance of Gifts and Grants
- 11) Establishment of Account with Penn Security Bank and Trust Company
- 12) Establishment of Account with the Franklin-Lamoille Bank
- 13) Joint Committee on Honorary Degrees (authorizing the president to offer and confer honorary degrees)
- 14) Ambulatory Care Facility
- 15) Report and Initial Recommendations of the Coalition for Institutional Diversity
- 16) Appointment of Presidential Search Committee
- 17) Resignation of Lee B. Liggett, General Counsel

September 30, 1992

- 1) Appointment of Presidential Search Committee
- 2) Annual Performance Review of President

August 15, 1992

- 1) Staff Actions
- 2) Revision of Section 250 of the Officers' Handbook
- 3) Appointment of Lyman-Roberts Professor (appointing Z. Phillip Ambrose)
- 4) Appointment of McCullough Professor (appointing Alan P. Wertheimer)
- 5) Change in Name of Department of Animal Sciences
- 6) Establishment of Center for the Study of Aging
- 7) Creation of Master of Science in Physical Therapy
- 8) Termination of Health Education Program
- 9) License Agreement for Interpretative Nature Trail, Wheelock Farm Tract, City of South Burlington
- 10) Release of University's Interest in the Ralph N. Hill, Jr., Property, City of South Burlington
- 11) Easement for Underground Electrical Service (Stafford Hall Complex), City of Burlington
- 12) Easement for Underground Electrical Service (Main Campus), City of Burlington

- 13) Easements for Underground Utility Service (Centennial Court)
- 14) Easements for Underground Utility Service (South Prospect Street Housing Project)
- 15) Sale of Anne Barrett Gift, Town of Randolph
- 16) Siting of Ambulatory Care Facility
- 17) Authorization for Approval, Execution, and Delivery of a Fifth Supplemental Indenture
- 18) Acceptance of Gifts and Grants
- 19) Establishment of Account with Vermont Federal Bank
- 20) Establishment of Account with Bank of Vermont
- 21) Signatory Authority, University of Vermont and State Agricultural College Housing, Dining, and Student Services Facilities System Bonds of 1973, Series A
- 22) Authorization of President to Award Honorary Degrees at Commencement
- 23) 1984 Telecommunication Bond Issue

June 12, 1992

- 1) Maine Regional Compact Student Tuition, FY 1993

May 2, 1992

- 1) Establishment of Account with Merrill Lynch/Neuberger and Berman
- 2) Staff Actions
- 3) Authorization for President to Award Degrees at Commencement
- 4) Amendment of October 1972 Degree List
- 5) Appointment of Corse Professor
- 6) Parking Permit Fees
- 7) Parking and Traffic Fines
- 8) Student Transportation Fee
- 9) Police Services Legislation
- 10) Exchange of Easements and Rights-of-Way Between the University, Hospitality Inns, Inc., and Evangeline S. Deslauriers, 870 Williston Road, City of South Burlington
- 11) License Agreement for Drainage Ditch with City of South Burlington, Wheelock Farm Tract, City of South Burlington
- 12) Easement for Above-Ground Switchgear and Conduit to City of Burlington (Rowell and Given Buildings to Marsh Life Science Building)
- 13) Housing Projects on East Avenue and South Prospect Street
- 14) Fiscal Year 1993 Budget Premises: General University
- 15) Fiscal Year 1993 Operating Budget: Morgan Horse Farm
- 16) Tuition and Overseas Program Charges for Fiscal Year 1993
- 17) Fees for Fiscal Year 1993
- 18) Disability Insurance Fee for Medical Students
- 19) Room and Meal Plan Rates, Fiscal Year 1993
- 20) Replacement of Marsh Life Science Building Ventilation System
- 21) Construction of Environmental Safety Facility
- 22) Acceptance of Gifts and Grants
- 23) Retirement of Denis L. Lambert

February 8, 1992

- 1) Proxy Voting, Tobacco Products
- 2) License Agreement for Underground Conduit System, New England Telephone and Telegraph
- 3) Authorization for Negotiations for Purchase of Property
- 4) Deed of Easement for Pipeline to Vermont Gas Systems, Inc./Stafford Hall and Agricultural Engineering Building
- 5) Galvin Gift, Town of Barnard
- 6) Conservation Easement to Conservation Group/Centennial Woods
- 7) Deed of Easement to City of South Burlington/Wheelock Farm
- 8) Staff Actions
- 9) Revision of Section 270 of the Officer's Handbook
- 10) Amendment of Faculty Senate Constitution and Bylaws
- 11) Authorization for President to Award Degrees in March
- 12) Establishment of Ph.D. Program in Mathematics
- 13) Establishment of Ph.D. Program in Civil Engineering
- 14) Alumni Association Representation on New Planning Commission
- 15) Establishment of Line of Credit for Energy Projects
- 16) Acceptance of Gifts and Grants
- 17) Presidential Search
- 18) Signatory Authority, Endowment Funds
- 19) Signatory Authority/Charitable Trusts
- 20) Signatory Authority/UVM Pooled Income Fund
- 21) Signatory Authority, Purchase/Order Checks
- 22) Signatory Authority, Sale of Securities
- 23) Establishment of Account with the Howard Bank
- 24) Report of Joint Committee on Honorary Degrees
- 25) Retiring Trustees

**RESOLUTIONS PRESENTED TO THE
BOARD OF TRUSTEES**

October 17, 1992

AUDIT COMMITTEE

Acceptance of Fiscal Year 1992 Annual Audit

WHEREAS, the books and accounts of the University of Vermont and State Agricultural College for the fiscal year ended June 30, 1992, have been audited by Coopers and Lybrand, Certified Public Accountants, under the supervision of the Auditor of Accounts, State of Vermont, and the report of such audit published in detail in accordance with 16, V.S.A., Section 2281 (a);

BE IT RESOLVED, that in accordance with authorization contained in the Bylaws, the Board of Trustees hereby accepts such audit in lieu of the annual audit, and that the same be considered as the report of the Audit Committee.

EDUCATIONAL POLICY COMMITTEE

Staff Actions

RESOLVED, that the Board of Trustees receives the list of staff actions and approves leaves of absence noted on pages 10-11 of the staff action list.

Approval of Degrees

RESOLVED, that the Board of Trustees approves the awarding of degrees to those students who have completed degree requirements and who have been recommended by their respective deans and approved by the Faculty Senate.

BUILDINGS AND GROUNDS COMMITTEE

Fiscal Year 1992 State Capital Appropriation Request

RESOLVED, that the Interim President, or successor, be and hereby is authorized to request from the Governor and Legislature of the State of Vermont the amount of \$4,125,000 for Fiscal Year 1994 for the following capital expenditures (in priority order):

- | | |
|---|-------------|
| 1. Addition to Library Storage Facility | \$3,000,000 |
| plus Waterman Archives Renovation | |
| 2. Americans with Disabilities Act Building | 375,000 |

Upgrades (Phase I)	
3. Williams Science Building Exterior Rehabilitation	<u>750,000</u>
Total	\$4,125,000

Deed of Easement for Pipeline to Vermont Gas Systems, Inc., 34 South Williams Street Burlington

WHEREAS, the University is the owner of property in Burlington, which is located at 34 South Williams Street; and

WHEREAS, the University desires and is willing to have Vermont Gas Systems supply gas to its property at 34 South Williams Street; and

WHEREAS, the University is willing to grant a Deed of Easement for a ten-foot-wide pipeline to Vermont Gas Systems, Inc., for the installation, operation, and maintenance of the gas line;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant a Deed of Easement for Pipeline to Vermont Gas Systems, Inc., and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

License Agreement for Drainage Ditch with City of South Burlington, Horticultural Farm Tract, South Burlington

WHEREAS, the University is the owner of property in South Burlington, on which is located its Horticultural Farm Tract; and

WHEREAS, the City of South Burlington desires to establish and maintain a drainage ditch on University property along the Horticultural Farm's northern property line abutting City of South Burlington parkland in order to control the flow of surface water from both the University and City of South Burlington property; and

WHEREAS, the University is willing to grant a license to the City of South Burlington for the construction and maintenance of a drainage ditch not to exceed 30 feet in width;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant a license to the City of South Burlington and to execute any and all instruments necessary to accomplish that

purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

FINANCE AND BUDGET COMMITTEE

Fiscal Year 1994 State Appropriation Request - General University and Morgan Horse Farm

RESOLVED, that the Interim President, or successor, be and hereby is authorized to request from the Governor and the Legislature of the State of Vermont an appropriation for general operations of The University of Vermont in the amount of \$26,647,000 for Fiscal Year 1994.

BE IT FURTHER RESOLVED, that the Interim President, or successor, be and hereby is authorized to request an appropriation for general operations of the Morgan Horse Farm of \$10,941 for Fiscal Year 1994.

Establishment of Waste Disposal Fund

WHEREAS, The University of Vermont is required to comply with federal regulations concerning creating a financial assurance reserve for waste disposal;

BE IT RESOLVED, that the Treasurer is authorized to create a "Financial Assurance for Waste Disposal Fund" and to designate and separately invest \$750,000 of the current unrestricted fund balance (Working Capital Fund) for this purpose.

1993 Summer Session Tuition

RESOLVED, that the Board of Trustees hereby approves a tuition increase for the Summer Session from \$160 to \$190 per credit hour for in-state students and \$350 to \$398 per credit hour for out-of-state students, the increases to become effective with the 1993 Summer Session.

Acceptance of Gifts and Grants

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$918,230.55 for the period July 1 through August 31, 1992, and grants/contracts in the amount of \$11,358,563 for the period July 1 through September 15, 1992.

Establishment of Account with Penn Security Bank and Trust Company

RESOLVED, that in connection with an agreement between The University of Vermont and the Penn Security Bank and Trust Company, whereby that banking institution will serve as the

University's vendor for credit card collections, the Treasurer is authorized to open a money market bank account with the Penn Security Bank and Trust Company and that the Assistant Vice President for Financial and Personnel Services, Treasurer, or Assistant Treasurer may be signators on that account.

FULL BOARD

Establishment of Account with the Franklin-Lamoille Bank

RESOLVED, that the Treasurer is authorized to open a bank account with the Franklin-Lamoille Bank for the purposes facilitating off-campus deposits by the University Extension System in the general area of St. Albans and that the Assistant Vice President for Financial and Personnel Services, Treasurer, or Assistant Treasurer may be signators on that account.

Joint Committee on Honorary Degrees

RESOLVED, that the President be and hereby is authorized to offer and confer honorary degrees at the 1993 Commencement to those individuals recommended by the Joint Committee on Honorary Degrees.

Ambulatory Care Facility

WHEREAS, there is a clear and recognized need to maintain and improve out-patient facilities to provide a comprehensive and integrated system of health care to Vermonters and others; and

WHEREAS, for such purpose the Medical Center Hospital of Vermont (MCHV), University Health Center (UHC) and the University of Vermont and State Agricultural College (UVM) are exploring the feasibility and design of an ambulatory care facility ("The Facility"); and

WHEREAS, UVM, by participating as a partner in this collaborative process will advance its educational mission by enhancing its inter-related capabilities with reference to service, teaching and research;

THEREFORE, BE IT RESOLVED THAT:

- 1) The UVM administration is authorized and requested to continue to participate as necessary and appropriate in evaluating the feasibility of The Facility in light of all pertinent factors;
- 2) In its evaluation of feasibility, the UVM administration shall be governed by the following planning principles:
 - a) That UVM sustain no capital costs in connection with the construction and operation of The Facility;

- b) That UVM sustain no operating costs additional to those associated with the existing functions in connection with the operation of The Facility;
 - c) That the cost of displacement of existing activities at the site selected for the Facility, and overall implementation of the project, be evaluated by UVM on an ongoing basis and assessed as appropriated in light of budgetary constraints and resources;
- 3) Assuming the feasibility of the project in light of the above-specified considerations and planning principles, UVM agrees to make available the site deemed most appropriate by the Ad Hoc Trustee Committee on The Facility, to wit, the "Hill site", south of the Given Medical Building and west of East Avenue, upon such terms and conditions as may be negotiated by the parties.

Report and Initial Recommendations of the Coalition for Institutional Diversity

RESOLVED, that the Board of Trustees receives the Report and Initial Recommendations of The University of Vermont Coalition for Institutional Diversity, and gratefully acknowledges the extensive work and dedication of the Coalition in preparing this important document.

Appointment of Presidential Search Committee

RESOLVED, that the Chair of the Board of Trustees be authorized:

- 1) To appoint a Search Committee for President in accordance with Section 143 of the Officers' Handbook and to convene the Search Committee by November 16, 1992, if possible; and
- 2) To charge the Search Committee with reviewing the criteria for the President as presented by the Board and to advise the Board, through its Executive Committee, of its recommendations regarding these criteria; and
- 3) To charge the Search Committee to review options for the search process, including: (a) waiver of external and internal recruitment for the purpose of appointing the incumbent Interim President as President, following due consideration of the candidate and all factors pertinent to this option; and (b) commencement of a national search; and to advise the Board, through its Executive Committee, of its recommendations regarding all options reviewed.

Resignation of Lee B. Liggett, General Counsel

WHEREAS, Lee B. Liggett has served this University with great dedication since 1979; and

WHEREAS, he tirelessly assisted and scrupulously advised several Presidents and this Board of Trustees through countless complex and difficult challenges as General Counsel and Assistant Secretary to the Board; and

WHEREAS, his achievements and service have brought honor and distinction to himself and to this University; and

WHEREAS, he will now apply his outstanding professional skills and impeccable ethical standards within the leadership team of the University of Houston system;

THEREFORE, BE IT RESOLVED, that this Board of Trustees expresses to Lee Liggett its indebtedness for his astute legal advice, its appreciation for the friendship he has shared with us, and its very best wishes for every success in his new professional role.

EXECUTIVE COMMITTEE

September 30, 1992

Appointment of Presidential Search Committee

RESOLVED, that the Executive Committee recommends to the Board of Trustees: (1) that the Chair be authorized to appoint a Presidential Search Committee advisory to the Board in accordance with Section 143 of the Officers' Handbook and to convene the Search Committee by mid-November, if possible; (2) that the Search Committee be requested to consider the criteria for selection of the President as recommended by the Board and to advise the Board through the Executive Committee of its findings.

Annual Performance Review of President

RESOLVED, that the Executive Committee recommends that the Board of Trustees direct the Chair to conduct a review of the performance of the President, on at least an annual basis, and to report on that review to the Board, usually at the February meeting of the Board, and further, that the Chair should seek the advice of the Executive Committee in performing the review.

**RESOLUTIONS PRESENTED TO THE
BOARD OF TRUSTEES**

August 15, 1992

EDUCATIONAL POLICY COMMITTEE

Staff Actions

RESOLVED, that the Board of Trustees receives the list of staff actions and approves leaves of absence noted on pages 11-12 of the staff action list.

Revision of Section 250 of the Officers' Handbook

RESOLVED, that the Board of Trustees approves the revision of Section 250 (Retirement) of the Officers' Handbook as recommended by the Faculty Senate.

Appointment of Lyman-Roberts Professor

RESOLVED, that the Board of Trustees approves the appointment of Z. Philip Ambrose, Professor of Classics, as the Lyman-Roberts Professor of Classical Languages and Literature.

Appointment of McCullough Professor

RESOLVED, that the Board of Trustees approves the appointment of Alan P. Wertheimer, Professor of Political Science, as the McCullough Professor of Political Science.

Change in Name of Department of Animal Sciences

RESOLVED, that the Board of Trustees approves the change in the name of the Department of Animal Sciences in the College of Agriculture and Life Sciences to the Department of Animal and Food Sciences.

Establishment of Center for the Study of Aging

RESOLVED, that the Board of Trustees approves the establishment of a Center for the Study of Aging in the School of Nursing beginning with the fall 1992 semester with the following conditions: (1) no increase in funding from the general fund; (2) self-supporting status at stage Phase II staffing and funding (five years) or reversion back to the Multidisciplinary Committee on Aging.

Creation of Master of Science in Physical Therapy

RESOLVED, that the Board of Trustees approves the creation of the degree Master of Science in Physical Therapy beginning with the fall 1992 semester.

Termination of Health Education Program

RESOLVED, that the Board of Trustees approves the termination of the Health Education Program in the College of Education and Social Services effective at the end of the fall 1992 semester.

BUILDINGS AND GROUNDS COMMITTEE

License Agreement for Interpretative Nature Trail, Wheelock Farm Tract, City of South Burlington

WHEREAS, the University is the owner of property in the City of South Burlington, on which is located its Wheelock Farm Tract; and

WHEREAS, the City of South Burlington desires to construct and maintain an interpretive nature trail footpath on the Wheelock Farm Tract for public use; and

WHEREAS, the University is willing to grant a License Agreement to the City of South Burlington for the construction and maintenance of the interpretive nature trail footpath;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant a license to the City of South Burlington and to execute any and all instruments necessary to accomplish that purpose and, further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency as required showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Release of University's Interest in the Ralph N. Hill, Jr., Property, City of South Burlington

WHEREAS, the Shelburne Museum received a gift of property from Ralph N. Hill, Jr., by warranty deeds dated December 30, 1980, December 21, 1984, and March 18, 1985, located at Oakledge in the City of South Burlington; and

WHEREAS, an agreement accompanying the December 30, 1980, deed allows for the University to receive an interest in the property in the event that the Shelburne Museum decided to dispose of the property; and

WHEREAS, the Shelburne Museum has decided to dispose of the property; and

WHEREAS, the University has determined that it cannot use the property for the purposes related to the history, society, arts, letters, economy, sciences, and customs of the State of

Vermont as stated in the agreement between Ralph N. Hill, Jr., and the Shelburne Museum, Inc., dated December 30, 1980;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to release the University's interest in this property and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Easement for Underground Electrical Service (Stafford Hall Complex), City of Burlington

WHEREAS, the University is the owner of property located on its main campus on the northerly side of Main Street in the City of Burlington; and

WHEREAS, the University desires and is willing to grant an easement to the City of Burlington to allow the Burlington Electric Department to install underground electrical service and above ground transformers in order to supply electrical power to Stafford Hall Complex;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant an easement to the City of Burlington and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Easement for Underground Electrical Service (Main Campus), City of Burlington

WHEREAS, the University is the owner of property located on its main campus on the northerly side of Main Street in the City of Burlington; and

WHEREAS, it appears that the University never formally granted an easement to the City of Burlington between 1957 and 1981 when the electrical lines were installed to supply power to the Given Medical Complex, the Hills Building, and the Marsh Life Science Building, extending the lines south to Carrigan Drive, to the Aiken Building, and to Terrill Hall; and

WHEREAS, the City of Burlington has requested such easements; and

WHEREAS, the University desires and is willing to grant easements to the City of Burlington for the installed underground electrical service, the above ground transformers and related

equipment that currently supply electrical power to the Given Medical Complex, the Hills Building, and the Marsh Life Science Building, extending the lines south to Carrigan Drive, to the Aiken Building, and to Terrill Hall;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant an easement to the City of Burlington and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Easements for Underground Utility Service (Centennial Court)

WHEREAS, the University is the owner of property located on its main campus on the easterly side of East Avenue on the University's Minkel and Unsworth Tracts in the City of Burlington; and

WHEREAS, the University desires and is willing to grant easements to (a) the City of Burlington, for electric and water service; (b) Adelphia Cable Communications, for cable TV; (c) New England Telephone, for telephone service; and (d) Vermont Gas Systems, Inc., for gas service, all such utilities to serve the Centennial Court Housing Project;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant the easements and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Easements for Underground Utility Service (South Prospect Street Housing Project)

WHEREAS, the University is the owner of property located on its main campus on the easterly side of South Prospect Street on the University's Buell Tract in the City of Burlington; and

WHEREAS, the University desires and is willing to grant easements to (a) the City of Burlington, for electric and water service; (b) Adelphia Cable Communications, for cable TV; (c) New England Telephone, for telephone service; and (d) Vermont Gas Systems, Inc., for gas service, all such utilities to serve the South Prospect Street Housing Project;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant the easements and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Sale of Anne Barrett Gift, Town of Randolph

WHEREAS, the University has received a gift of real estate in the Town of Randolph, Vermont, containing one and one-half story house with attached and detached garages on approximately one acre of land located at 32 Elm Street in the Town of Randolph; and

WHEREAS, the University has no educational need for this property;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to sell this property and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Siting of Ambulatory Care Facility

WHEREAS, The University of Vermont, as a member of the Academic Medical Center, has and continues to endorse an extended campus option for the ambulatory care portion of the Academic Medical Center; and

WHEREAS, the ad hoc Committee on Ambulatory Care Facility has evaluated three sites on the campus, including the DeGoesbriand Unit, the area to the north of the Sheraton, and the area to the west of East Avenue on the main campus; and

WHEREAS, the DeGoesbriand Unit for reasons of accessibility and disruption of service to the patients during construction was deemed to be an unacceptable location for the Ambulatory Care Facility; and

WHEREAS, the DeGoesbriand Unit can fulfill a major need for the University and others with alternative uses other than ambulatory care;

THEREFORE, BE IT RESOLVED, that the Board of Trustees instructs its ad hoc Committee on Ambulatory Care Facility to come to the Board's October meeting with a recommendation for the siting of a new ambulatory care facility on either the site to the north of the Sheraton or west of East Avenue on the main campus.

A Resolution of the Board of Trustees of the University of Vermont and State Agricultural College Authorizing the Approval, Execution, and Delivery of a Fifth Supplemental Indenture; and Providing for Certain Other Matters

WHEREAS, The University of Vermont and State Agricultural College (the "University") is organized and existing as a public instrumentality of the State of Vermont under Act No. 83, approved November 9, 1865, as amended and supplemented by Act No. 67, approved February 21, 1917, Act No. 40, approved March 19, 1925, Act No. 66, approved March 16, 1955, and Act No. 49, approved April 20, 1977, of the Laws of Vermont (collectively, the "Act") and is governed by a Board of Trustees (the "Board"); and

WHEREAS, the University entered into a Trust Indenture dated as of July 1, 1966 (the "Indenture") with The Howard National Bank and Trust Company, the predecessor of The Howard Bank, N.A., as trustee (the "Trustee"), under which the University's Housing, Dining and Student Services Facilities System (the "System") was established and the System was combined into a single system for the purpose of operating and financing certain dining, dormitory and student services facilities then owned and thereafter acquired or constructed by the University; and

WHEREAS, pursuant to the Indenture, the University has freely given, granted, bargained, sold and released, conveyed, alienated, assigned, confirmed, transferred, mortgaged, warranted, pledged and set over unto the Trustee and its assigns forever: (i) certain real estate and premises, with all improvements and certain other property now or hereafter located thereon and therein, and Additional Facilities, as defined in the Indenture, that become part of the System when they are acquired or constructed pursuant to the provisions of the Indenture; and (ii) a first lien on and pledge of all Net Revenues, as defined in the Indenture, of the System; and

WHEREAS, the Board hereby determines that it is desirable and in the public interest to (i) release certain real estate and premises described in the Fifth Supplemental Indenture (hereinafter defined), with all improvements and certain other property now or hereafter located thereon and therein, from the purview of the Indenture, pursuant to Section 501 (a) of the Indenture and (ii) freely give, grant, bargain, sell and release, convey, alienate, assign, confirm, transfer, mortgage, warrant pledge and set over unto the Trustee and its assigns forever certain rights of way described in the Fifth Supplemental Indenture; and

WHEREAS, the University hereby determines that the estimated Net Revenues of the System for the next succeeding fiscal year following the release of the real estate and premises described above will not be less than 125% of the average annual Principal and Interest Requirements (as defined in the Indenture) for all Bonds (as defined in the Indenture) then outstanding; and

WHEREAS, the University will amend and supplement the Indenture pursuant to the terms of a Fifth Supplemental Indenture dated as of September 1, 1992 (the "Fifth Supplemental Indenture") between the University and the Trustee; and

WHEREAS, copies of the form of the Fifth Supplemental Indenture have been filed with the University.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE UNIVERSITY OF VERMONT AND STATE AGRICULTURAL COLLEGE AS FOLLOWS:

Section 1. Authorization of Fifth Supplemental Indenture. That the form and content of the Fifth Supplemental Indenture and the exhibits thereto be and the same hereby are in all respects approved and confirmed, and the Chairman or Vice Chairman and the Secretary or Assistant Secretary of the Board be and they hereby are authorized, empowered and directed to execute and deliver the Fifth Supplemental Indenture for and on behalf of the University, including necessary counterparts, in substantially the form and content presented to the Board, but with such changes, modifications, additions or deletions therein as shall to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of their approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Fifth Supplemental Indenture, the Chairman or Vice Chairman and the Secretary or Assistant Secretary of the Board are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Fifth Supplemental Indenture as executed.

Section 2. Certificate to Trustee. The Interim President or a successor President of the University is hereby authorized to execute a certificate to the Trustee in order to evidence that the estimated Net Revenues of the System for the next succeeding fiscal year following the release of the real estate and premises described-above will not be less than 125% of the average annual Principal and Interest Requirements for all Bonds then outstanding.

Section 3. No Personal Liability. No stipulation, obligation or agreement herein contained or contained in the Fifth Supplemental Indenture shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the University in his or her individual capacity.

Section 4. Actions of Officers. The officers of the Board and of the University are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to consummate the transactions contemplated by (i) this Resolution, (ii) the Fifth Supplemental Indenture and (iii) the documents presented to this meeting; except that none of the above shall be authorized or empowered to do anything or execute any document which is in contravention, in any way, of (a) the specific provisions of this Resolution, (b) the specific provisions of the Fifth Supplemental Indenture, (c) any agreement to which the University is bound, (d) any rule or regulation of the University or (e) any applicable law, statute, ordinance, rule or regulation of the United States of America or the State of Vermont.

Section 5. Severability of Invalid Provisions. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining agreements and provisions and shall in no way affect the validity of any of the other agreements and provisions hereof.

Section 6. Conflicting Provisions. All resolutions or parts thereof of the Board in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 7. Effective Date. This Resolution shall take effect upon its adoption.

FINANCE AND BUDGET COMMITTEE

Acceptance of Gifts and Grants

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$2,766,700.27 for the period April 2 through June 30, 1992, and grants/contracts in the amount of \$19,943,021 for the period April 1 through June 30, 1992.

FULL BOARD

Establishment of Account with Vermont Federal Bank

WHEREAS, The University of Vermont has accepted a contract from the Vermont State Department of Mental Health in support of the "Vermont Systems for Tracking Client Progress Project" requiring the University's Department of Psychology to conduct certain research and pay subject costs to participants in various parts of the State; and

WHEREAS, it is necessary to safeguard cash collected and disbursed on behalf of that project;

BE IT RESOLVED, that Charles L. Wolf, Treasurer, is authorized to open a depository account with the Vermont Federal Bank for the purpose of dispersing funds to participants of the project.

BE IT FURTHER RESOLVED, that the following officers and persons are authorized to sign checks drawn on the Vermont Federal Bank: Charles L. Wolf, Treasurer; Kathleen Payne, Assistant Treasurer; Michelle Gendebien, Research Assistant; and John D. Burchard, Project Investigator.

Establishment of Account with Bank of Vermont

RESOLVED, that Charles L. Wolf, Treasurer, is authorized to open a commercial checking account with the Bank of Vermont for the purpose of making U.S. Treasury tax deposits.

BE IT FURTHER RESOLVED, that the following officers and persons are authorized to sign checks drawn on the Bank of Vermont: Charles L. Wolf, Treasurer; Kathleen Payne, Assistant Treasurer; Norman A. Blair, Assistant Vice President for Financial and Personnel Services.

Signatory Authority, University of Vermont and State Agricultural College Housing, Dining, and Student Services Facilities System Bonds of 1973, Series A

WHEREAS, on October 6, 1973, the Board of Trustees of the University of Vermont and State Agricultural College (the "University") authorized the issuance of \$6,165,000 University of Vermont and State Agricultural College Housing, Dining, and Student Services Facilities System Bonds of 1973, Series A (the "1973 Bonds"); and

WHEREAS, some of the authorized but unissued 1973 Bonds lack the signatures of appropriate officers of the University or its Board of Trustees (the "Board"); and

WHEREAS, the Howard Bank, as Trustee with respect to the 1973 Bonds, and the University, in conjunction with duly-appointed bond counsel, have determined that some of the authorized but unissued 1973 Bonds require signatures to facilitate the transfer of some of the 1973 Bonds that have been issued by the owners thereof;

NOW, THEREFORE, BE IT RESOLVED, that the Chair of the Board and the Interim Vice President for Administration of the University are hereby authorized to sign the 1973 Bonds and the Assistant Secretary of the University is hereby authorized to affix the seal of the University and attest thereto on the 1973 Bonds to facilitate the transfer of outstanding 1973 Bonds.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

BE IT FURTHER RESOLVED, that a supplemental indenture substantially in the form attached to this resolution is hereby approved to effectuate the authority hereinabove described, that said Chair, said Interim Vice President for Administration, and said Assistant Secretary are hereby authorized to execute said supplemental indenture as provided therein and that The Howard Bank, as said Trustee, is hereby requested also to execute said supplemental indenture as provided therein.

Joint Committee on Honorary Degrees

RESOLVED, that the President be and hereby is authorized to offer and confer honorary degrees at the 1993 Commencement to those individuals recommended by the Joint Committee on Honorary Degrees.

1984 Telecommunication Bond Issue

RESOLVED, the Assistant Vice President and Treasurer are authorized to arrange for the annual remarketing of \$5,360,000 1984 Telecommunication Bonds at a variable interest rate for the one year period October 31, 1992 through October 31, 1993.

EXECUTIVE COMMITTEE

June 12, 1992

Maine Regional Compact Student Tuition, FY 1993

RESOLVED, that the Board of Trustees hereby approves increases in the Maine regional compact student tuition for the 1992-93 academic year as follows: first year from \$11,780 to \$16,390; second year from \$11,040 to \$14,890; third year from \$11,040 to \$14,150; fourth year from \$11,250 to \$14,000.

**RESOLUTIONS PRESENTED TO THE
BOARD OF TRUSTEES**

May 2, 1992

INVESTMENT COMMITTEE

Establishment of Account with Merrill Lynch/Neuberger & Berman

WHEREAS, the Treasurer is required to provide periodic endowment cash for specifically approved real estate capital calls, and to provide annually the endowment cash for approved endowment budgets which exceed annual yield;

BE IT RESOLVED, the Treasurer or Assistant Treasurer is authorized to open a "Limited Maturity Portfolio Management" account with Neuberger & Berman through The Merrill Lynch Consults Service Program for the purpose of temporarily investing the endowment cash needed for those real estate capital calls and budget requirements.

EDUCATIONAL POLICY COMMITTEE

Staff Actions

RESOLVED, that the Board of Trustees receives the list of staff actions and approves leaves of absence noted on page 9 of the staff action list.

Authorization for President to Award Degrees at Commencement

RESOLVED, that the Board of Trustees authorizes the President to award degrees in course at the associate, bachelor's, master's, doctoral, and fifth-year certificate level to the students of The University of Vermont who, on or before May 15, 1992, are certified by the deans and recommended by the Faculty Senate for their appropriate degrees. The list of names of the students to whom these degrees are awarded shall be recorded as part of the permanent minutes of this meeting.

Amendment of October 1972 Degree List

RESOLVED, that the Board of Trustees approves the awarding of the Master of Arts in Teaching degree to Clinton B. Haden, retroactive to October 1972.

Appointment of Corse Professor

RESOLVED, that the Board of Trustees approves the appointment of Ralph H. Orth, Professor of English, as the Frederick M. and Fannie C.P. Corse Professor of English Language and Literature.

BUILDINGS AND GROUNDS COMMITTEE

Parking Permit Fees

RESOLVED, that the following vehicle registration fees be established to become effective August 24, 1992:

Faculty/Staff

Zone 1 (proximate)	.35% (.0035) of salary/year
Zone 2 (peripheral)	.17% (.0017) of salary/year
Zone 3 (remote)	No charge

Carpool

Two-person, Zone 1	.17% (.0017) of salary/year/person
Two-person, Zones 2 or 3	No charge
Three-person, all zones	No charge

Resident Student (24 hours) \$95/year

Commuter Student

Graduate/medical student (24 hours)	\$65/year
Commuter Student (24 hours)	\$35/year

Other

Affiliated institutions	\$225/year
Vendors	\$145/year
Summer Session	\$18/year
Commuter (evening)	\$18/year

30-day permit:

Faculty/staff, Zone 3	No charge
Resident student	\$24
Commuter student	\$12

Motorcycle:

Faculty/staff	.17% (.0017) of salary/year
Resident student	\$48/year
Commuter student	\$18/year

Parking and Traffic Fines

RESOLVED, that the following parking and traffic fines be established to become effective August 24, 1992:

Parked overtime	\$5
Improper display	5
Parked in a restricted area	30
Parked without a valid permit	50
Driving on grass/walks	50
Fire lane	80
Handicap	80
Displaying unauthorized permit	80
Falsifying information	80
Disregarding traffic signs	80
Damage, destroy, or illegally activating parking gates	80
Possessing/damaging/altering signs, markings, or signal devices	80

Student Transportation Fee

RESOLVED, that the following student transportation fee become effective August 24, 1992:

<u>Credits Enrolled</u>	<u>Semester Fee</u>
0-3	- -
4	\$10
5	12
6	14
7	16
8	18
9-12	20
12+	22

Police Services Legislation

WHEREAS, there has been enacted legislation authorizing the Board of Trustees to establish a department of police services; and

WHEREAS, the Board of Trustees is thereby authorized to appoint police officers and a director of the department pursuant to the terms of such legislation;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby delegates to the University President or his/her designee the authority to establish and maintain a department of

police services and to appoint to such department officers and a director in a manner consistent with the statutory requirements; and

BE IT FURTHER RESOLVED, that the University President or his/her designee shall assure that a record of duly sworn appointments and oaths be filed with this Board, as required by law.

Exchange of Easements and Rights-of-Way Between the University, Hospitality Inns, Inc., and Evangeline S. Deslauriers, 870 Williston Road, City of South Burlington

WHEREAS, the University currently has a 60-foot right-of-way which runs in a northerly direction from Williston Road through property owned by Evangeline S. Deslauriers and along the westerly line of property owned by Hospitality Inns, Inc., in the City of South Burlington; and

WHEREAS, in 1986 the University leased five acres of property to Hospitality Inns, Inc., for use as a parking lot, and said lease allowed for the relocation of the University's 60-foot right-of-way; and

WHEREAS, Hospitality Inns, Inc., entered into a memorandum of lease agreement with Evangeline S. Deslauriers which allowed Hospitality Inns, Inc., to reconfigure an additional parking lot on the Delauriers property, which necessitates the relocation of the University's 60-foot right-of-way; and

WHEREAS, the University is willing to enter into an exchange of easements and rights-of-way with Hospitality Inns, Inc., and Evangeline S. Deslauriers in order to relocate the University's 60-foot right-of-way to a location suitable to the University;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to enter into an exchange of easements and rights-of-way that will provide a suitable replacement for the original 60-foot right-of-way and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

License Agreement for Drainage Ditch with City of South Burlington, Wheelock Farm Tract, City of South Burlington

WHEREAS, the University is the owner of property in the City of South Burlington, on which is located its Wheelock Farm Tract; and

WHEREAS, the City of South Burlington desires to establish and maintain a drainage ditch on University property along the Wheelock Farm's southerly property line abutting Stonehedge

Drive in order to direct the flow of water from the University property away from Stonehedge Drive; and

WHEREAS, the University is willing to grant a license to the City of South Burlington for the construction and maintenance of a drainage ditch not to exceed 20 feet in width;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant a license to the City of South Burlington and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Easement for Above-Ground Switchgear and Conduit to City of Burlington (Rowell and Given Buildings to Marsh Life Science Building)

WHEREAS, the University is the owner of property located on its main campus on the northerly side of Main Street in the City of Burlington; and

WHEREAS, the University desires and is willing to grant an easement to the City of Burlington to allow the Burlington Electric Department to upgrade the electrical service from the present Given Substation to the Marsh Life Science Building by installation of new above-ground switchgear to be located adjacent to the existing capacitor bank along the east wall of Rowell Building, north of the connecting link between Rowell and Given Buildings, and by installation of an underground conduit bank to connect the switchgear with the Given transformer vault;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to grant an easement to the City of Burlington and to execute any and all instruments necessary to accomplish that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Housing Projects on East Avenue and South Prospect Street

WHEREAS, the Board, at its meeting on December 2, 1989, authorized the development, for rental apartment housing, of housing projects on South Prospect Street and East Avenue;

RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successors, to negotiate ground leases with the chosen

developers and to execute any and all instruments necessary to accomplish that purpose, and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

FINANCE AND BUDGET COMMITTEE

Fiscal Year 1993 Budget Premises: General University

RESOLVED, that the Board of Trustees hereby approves the budget premises for the Fiscal Year 1993 which lead to a General Fund operating budget for the University of \$139,206,000, as described in the attached materials, and authorizes the President to proceed with detailed budget preparation in accordance with these premises.

Fiscal Year 1993 Operating Budget: Morgan Horse Farm

RESOLVED, that the Board of Trustees approves the recommended operating budget for the Morgan Horse Farm for Fiscal Year 1993 in the amount of \$371,959.

Tuition and Overseas Program Charges for Fiscal Year 1993

RESOLVED, that the Board of Trustees hereby approves increases in the following tuition rates effective with the 1992-93 academic year:

- a. In-state tuition from \$4,900 to \$5,740 per year, or \$240 per credit hour;
- b. Out-of-state tuition from \$13,500 to \$14,340 per year, or \$598 per credit hour;
- c. Medical student in-state tuition from \$10,850 to \$12,700 per year; out-of-state tuition from \$22,400 to \$23,940 per year. New York regional compact student tuition will be set at \$19,670. Tuition for first- and second-year regional compact students from Maine will be set at the August Board meeting.

BE IT FURTHER RESOLVED, that the Board of Trustees approves the following overseas program charge for Fiscal Year 1993:

Student charge for the Buckham Overseas Program at \$20,233 (includes all fees, room, board, and travel).

Fees for Fiscal Year 1993

RESOLVED, that the Board of Trustees approves increases in the following fees effective with the 1992-93 academic year:

- a. Student Health Fee from \$170 to \$172 per year;
- b. Applied Music Fee from \$180 to \$185 per credit;
- c. Student Association Fee from \$66 to \$70 per year;
- d. Transportation Fee from \$40 to \$44 per year;
- e. Inter-Residence Fee from \$12 to \$16 per year.

Disability Insurance Fee for Medical Students

RESOLVED, that the Board of Trustees approves a new disability insurance fee for the students in the College of Medicine at a rate no greater than \$150 per year, the actual rate to be negotiated with the insurance company. The fee will become effective July 1, 1992.

Room and Meal Plan Rates, Fiscal Year 1993

RESOLVED, that the Board of Trustees hereby approves room and meal plan rates for Fiscal Year 1993 as follows:

Double room (per year)	\$2,788
Single room (per year)	3,206
Triple room (per year)	2,230
Minimum meal plan only (per year)	1,478

Acceptance of Gifts and Grants

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$1,063,164.44 for the period January 16, 1992, through April 1, 1992, and grants/contracts in the amount of \$10,509,285 for the period January 1, 1992, through March 31, 1992.

BUILDINGS AND GROUNDS COMMITTEE (continued)

Replacement of Marsh Life Science Building Ventilation System

RESOLVED, that the Interim President or Interim Vice President for Administration, or their successors, be and hereby is authorized to execute any and all documents necessary and appropriate for the replacement of the Marsh Life Science Building ventilation system.

Construction of Environmental Safety Facility

RESOLVED, that the Interim President or Interim Vice President for Administration, or their successors, be and hereby is authorized to execute any and all documents necessary and appropriate for the construction of an Environmental Safety Facility at 667 Spear Street.

Retirement of Denis L. Lambert

WHEREAS, Denis L. Lambert has brought integrity, creativity, professionalism, and respect to the athletic program of The University of Vermont for the past 28 years; and

WHEREAS, Denis has created equal opportunities for men and women athletes even before it was popular to do so and has developed a gender-balanced program that has been a role model for other NCAA Division I athletic programs for several years; and

WHEREAS, Denis has always believed that the student's academic success must be the first priority, and competitive success is but a complement to academic achievement; and

WHEREAS, Denis has crafted an integrated program of basic instruction, recreation, and intercollegiate athletics which has engaged all students in one way or another during their UVM career; and

WHEREAS, Denis has earned the respect and admiration of his colleagues through his leadership roles within his profession as Director, Chair, or President of numerous NAG, ECAC, and NCAA organizations and committees; and

WHEREAS, as a student athlete, an alumnus, faculty member, administrator, and educator, Denis has given unselfishly of himself and will leave The University of Vermont with a legacy of contributions that have enriched the lives of our students, the life of the campus, and the life of communities all over the state;

THEREFORE, BE IT RESOLVED, that the Board of Trustees of The University of Vermont conveys its deep gratitude as well as its congratulations to Denis Lambert for a lifetime of dedication and service to The University of Vermont; his career will serve as the hallmark for all future Directors of Athletics at UVM .

**RESOLUTIONS PRESENTED TO THE
BOARD OF TRUSTEES**

February 8, 1992

INVESTMENT COMMITTEE

Proxy Voting, Tobacco Products

WHEREAS, the State of Vermont has recognized the hazards of smoking by enacting the Vermont Worksite Smoking Law, H.86; and

WHEREAS, the Vermont Department of Health reviews worksites to ensure compliance with that law; and

WHEREAS, a general memorandum of June 19, 1990, was sent to faculty, staff, and students indicating the University's willingness to comply with that law either by banning smoking throughout the entire University, or restricting smoking to designated enclosed areas where nonsmokers are not subject to inhaling tobacco smoke; and

WHEREAS, University of Vermont faculty researchers have validated the detrimental effects which tobacco products have on the health of individuals and the environment; and

WHEREAS, the "Policy Statement on Moral, Social, and Ethical Considerations in Investment" accepted by the Board of Trustees on March 7, 1987, states that "fiscal prudence shall not preclude the University from considering moral, ethical, and social criteria in determining companies in which to invest";

THEREFORE, BE IT RESOLVED, that the University vote in favor of shareholder proposals that restrict the use of advertisements for sale of tobacco products.

BUILDINGS AND GROUNDS COMMITTEE

License Agreement for Underground Conduit System, New England Telephone and Telegraph

WHEREAS, the University is owner of property on its main campus in the City of Burlington which was serviced by New England Telephone and Telegraph Company prior to the University's installation of its PBX system; and

WHEREAS, New England Telephone and Telegraph Company installed conduit systems between University buildings in order to supply telephone service; and

WHEREAS, the University desires to utilize portions of this conduit system for the purpose of installing University cable and New England Telephone and Telegraph Company is willing to allow this installation;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to enter into a license agreement with New England Telephone and Telegraph Company and to execute any and all instruments necessary, proper, and desirable to accomplish said license agreement and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Authorization for Negotiations for Purchase of Property

WHEREAS, the University needs the flexibility to take advantage of the opportunity to purchase property adjoining its main campus if that property is put on the market between the February 1992 and May 1992 Board meetings;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to negotiate to purchase such real estate, with conditions as circumstances may warrant; and

BE IT FURTHER RESOLVED, that final approval of any contract for purchase of property shall be made at a full Board meeting or, if approval becomes necessary between regularly scheduled Board meetings, by a meeting of the Executive Committee of the Board.

Deed of Easement for Pipeline to Vermont Gas Systems, Inc./Stafford Hall and Agricultural Engineering Building

WHEREAS, the University is owner of property located on its main campus on the northerly side of Main Street in the City of Burlington; and

WHEREAS, the University desires and is willing to have the Vermont Gas Systems, Inc., supply gas to Stafford Hall and the Agricultural Engineering Building located on its main campus; and

WHEREAS, the University is willing to grant a deed of easement for pipeline 10' wide to Vermont Gas Systems, Inc., for the installation, operation, and maintenance of the gas line;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to grant a deed of easement for pipeline to Vermont Gas Systems, Inc., and to execute any and all instruments necessary, proper, and desirable to accomplish said deed of easement and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Galvin Gift, Town of Barnard

WHEREAS, the University has received a gift of real estate in the Town of Barnard, Vermont, containing 163 acres, more or less, from John R. Galvin as an unrestricted gift for the benefit of The University of Vermont; and

WHEREAS, the University has no educational need for this property;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to sell this property and to execute any and all instruments necessary, proper, and desirable for that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Conservation Easement to Conservation Group/Centennial Woods

WHEREAS, the University is owner of property in the Cities of Burlington and South Burlington, off East Avenue, Williston Road, and Grove Street on which is located its Centennial Woods Natural Area; and

WHEREAS, The University of Vermont Board of Trustees passed a resolution on April 20, 1974, naming Centennial Woods a natural area to be preserved to the greatest extent possible in its natural state and for educational and scientific purposes insofar as such uses are compatible with the preservation of their natural character and passed regulations concerning its use; and

WHEREAS, the University desires to redefine the limits of the Centennial Woods Natural Area to reflect the limits of the unique area within the 1974 limits and to also include additional areas outside of the original area designated in 1974; and

WHEREAS, the University recognizes that it should preserve the valuable natural character of the redefined Centennial Woods Natural Area and wishes to conserve these valuable natural values of Centennial Woods by the conveyance of a conservation easement to a conservation group; and

WHEREAS, the University desires to enter into a conservation easement which will preserve and conserve the valuable natural area for scientific, charitable, and educational purposes;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to enter into a conservation easement with a conservation group and to execute any and all instruments necessary, proper, and desirable for that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

Deed of Easement to City of South Burlington/Wheelock Farm

WHEREAS, the University is owner of property located on Swift Street in the City of South Burlington on which is located its Wheelock Farm; and

WHEREAS, the City of South Burlington wishes to improve the intersection of Swift and Spear Streets which will require acquisition of additional property from the University; and

WHEREAS, the University is willing to convey property to the City of South Burlington for the improvement of the intersection at Swift and Spear Streets;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Interim President or Interim Vice President for Administration, or their successor(s), to grant a quitclaim deed for the right-of-way for the purpose of improving the intersection of Swift and Spear Streets to the City of South Burlington and to execute any and all instruments necessary, proper, and desirable for that purpose and, further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned.

EDUCATIONAL POLICY COMMITTEE

Staff Actions

RESOLVED, that the Board of Trustees receives the list of staff actions and approves leaves of absence noted on page 8 of the staff actions list.

Revision of Section 270 of the Officers' Handbook

RESOLVED, that the Board of Trustees approves the revision of Section 270 (Faculty Grievance Procedure) of the Officers' Handbook that deletes sexist and discriminatory language from the section and brings up to date the "Statement of Nondiscrimination," as recommended by the Faculty Senate.

Amendment of Faculty Senate Constitution and Bylaws

RESOLVED, that the Board of Trustees approves the amendment of Section 3.2 of the Faculty Senate Constitution and Bylaws concerning the position of the Vice Chair, as recommended by the Faculty Senate.

Authorization for President to Award Degrees in March

RESOLVED, that the Board of Trustees authorizes the President to award degrees in course at the associate, bachelor's, master's, doctoral, and fifth-year certificate level to the students of The University of Vermont who, on or before February 28, 1992, are certified by the deans and recommended by the Faculty Senate for their appropriate degrees. The list of names of the students to whom these degrees are awarded shall be recorded as part of the permanent minutes of this meeting.

Establishment of Ph.D. Program in Mathematics

RESOLVED, that the Board of Trustees approves the establishment of a graduate program that leads to the Ph.D. degree in Mathematics, as recommended by the Faculty Senate, consistent with the terms of the Memorandum of Understanding dated January 22, 1992, between the Provost and the Dean of the College of Engineering and Mathematics, effective with the academic year 1992-93.

Establishment of Ph.D. Program in Civil Engineering

RESOLVED, that the Board of Trustees approves the establishment of a graduate program that leads to the Ph.D. degree in Civil Engineering, as recommended by the Faculty Senate, consistent with the terms of the Memorandum of Understanding dated January 22, 1992, between the Provost and the Dean of the College of Engineering and Mathematics, effective with the academic year 1992-93.

ALUMNI AFFAIRS, GOVERNMENT RELATIONS, AND DEVELOPMENT COMMITTEE

Alumni Association Representation on New Planning Commission

WHEREAS, The University of Vermont Alumni Association represents over 55,000 individuals;
and

WHEREAS, the Alumni Council is the governing body of the Alumni Association;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees endorses the request of the Alumni Council to have a representative of the Alumni Association on the President's Commission on Critical Choices with such representative recommended by the Alumni Council Executive Committee.

FINANCE AND BUDGET COMMITTEE

Establishment of Line of Credit for Energy Projects

RESOLVED, that the Board of Trustees authorizes Norman A. Blair, Assistant Vice President for Financial and Personnel Services, or Charles L. Wolf, Treasurer, to obtain and enter into a bank line of credit not to exceed \$1,000,000 for the purpose of planning and completing certain energy savings projects as defined by The University of Vermont and the Burlington Electric Department in the Burlington Electric Department's Top 10 Program. This resolution is to take effect February 8, 1992.

Acceptance of Gifts and Grants

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$3,471,042.74 for the period September 1, 1991, through January 15, 1992, and grants/contracts in the amount of \$12,021,148 for the period September 16 through December 31, 1991.

EXECUTIVE COMMITTEE

Presidential Search

RESOLVED, that the Board of Trustees approves the recommendation of the Executive Committee that the presidential search be delayed for one year to provide Interim President Thomas Salmon the opportunity to carry out a strategic planning process and to implement the conclusions of that process.

FULL BOARD

Signatory Authority, Endowment Funds

WHEREAS, the Board of Trustees has fiduciary responsibility for the University of Vermont and State Agricultural College Consolidated Endowment Funds, The University of Vermont Trust, and certain Separately Invested Endowment funds; and

WHEREAS, from time to time, documents relating to securities transfers, purchases, and sales are required in connection with the operation of these trusts;

BE IT RESOLVED, that the President, Assistant Vice President for Financial and Personnel Services, Treasurer, and Assistant Treasurer, are hereby authorized to execute any and all instruments necessary, proper, and desirable for that purpose, and further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons

appointed to any of the positions heretofore mentioned. This resolution is to take effect February 8, 1992, and supersedes all previous authorizations.

Signatory Authority/Charitable Trusts

WHEREAS, the University of Vermont and State Agricultural College is named Trustee for certain charitable trusts of which the University is named as final beneficiary; and

WHEREAS, from time to time documents relating to securities transfers, purchases, and sales are required in connection with the operation of these trusts;

BE IT RESOLVED, that the President, Assistant Vice President for Financial and Personnel Services, Treasurer, and Assistant Treasurer, are hereby authorized to execute any and all instruments necessary, proper, and desirable for that purpose, and further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned. This resolution is to take effect February 8, 1992, and supersedes all previous authorizations.

Signatory Authority/UVM Pooled Income Fund

WHEREAS, the Board of Trustees has appointed the University of Vermont and State Agricultural College as the custodian for securities held in connection with the UVM Pooled Income Fund; and

WHEREAS, from time to time documents relating to securities transfers, purchases, and sales are required in connection with the operation of this fund;

BE IT RESOLVED, that the President, Assistant Vice President for Financial and Personnel Services, Treasurer, and Assistant Treasurer, are hereby authorized to execute any and all instruments necessary, proper, and desirable for that purpose, and further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned. This resolution is to take effect February 8, 1992, and supersedes all previous authorizations.

Signatory Authority, Purchase/Order Checks

RESOLVED, that the Board of Trustees hereby authorizes the following officers of The University of Vermont to execute purchase/order checks on behalf of the University: the Treasurer; Assistant Treasurer; Accountant II for the Treasurer; Director of Purchasing; Information Systems Specialist, Purchasing; Manager, University Store; and Financial Manager,

University Store; and further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

BE IT FURTHER RESOLVED, that the Secretary or Assistant Secretary will provide certificates of incumbency, as required, showing the names and signatures of those persons appointed to any of the positions heretofore mentioned. This resolution is to take effect February 8, 1992, and supersedes all previous authorizations.

Signatory Authority, Sale of Securities

BE IT RESOLVED, that the Board of Trustees hereby authorizes only the following officers to sell securities received as contributions to The University of Vermont up to a limit of \$100,000: Norman A. Blair, Assistant Vice President for Financial and Personnel Services; Charles L. Wolf, Treasurer; and Kathleen Payne, Assistant Treasurer. The sale of securities in excess of \$100,000 in value will require the prior approval of the Chairman of the Investment Committee.

BE IT FURTHER RESOLVED, that Norman A. Blair, Assistant Vice President for Financial and Personnel Services; Charles L. Wolf, Treasurer; and Kathleen Payne, Assistant Treasurer, are authorized to execute any and all instruments necessary, proper, and desirable for that purpose; and further that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern.

Establishment of Account with the Howard Bank

WHEREAS, The University of Vermont's central Vermont Continuing Education Center (the Center) in Berlin, Vermont, works within communities and with other educational providers in Washington, Orange, Caledonia, Essex, and Lamoille Counties to provide local logistical support for Evening Division and Summer Session activities offered in central Vermont; and

WHEREAS, it is necessary to safeguard cash collected for tuition and fees collected from courses offered in central Vermont; and to control and expedite tuition refunds for courses canceled by the Center;

BE IT RESOLVED, that Charles L. Wolf, Treasurer, is authorized to open a depository account with The Howard Bank, Vermont, for the purpose of receiving cash deposits from tuition and fees collected.

BE IT FURTHER RESOLVED, that the following officers are authorized to sign checks drawn on The Howard Bank account: Charles L. Wolf, Treasurer; Kathleen Payne, Assistant Treasurer; Gustavo Teran, Regional Continuing Education Coordinator; and Edward S. Twardy, Director of Continuing Education.

Report of Joint Committee on Honorary Degrees

RESOLVED, that the President be and hereby is authorized to offer and confer honorary degrees at the 1992 Commencement to those individuals recommended by the Joint Committee on Honorary Degrees.

Retiring Trustees

WHEREAS, Benjamin G. Aibel, Jack E. Burke, Eugene W. Kalkin, and Shaun B. Manchand are nearing the completion of their terms as Trustees of The University of Vermont; and

WHEREAS, Ben Aibel has served this Board wisely and well, particularly as Chair of the Alumni Affairs, Government Relations, and Development Committee, and has given special advice and counsel on investment matters; and

WHEREAS, Jack Burke has provided eight years of dedicated and outstanding service to the Board in many areas, including the Building and Grounds Committee, the Campaign, and as long-time Chair of the Alumni Affairs, Government Relations, and Development Committee; and

WHEREAS, Eugene Kalkin has carried The University of Vermont flag to every place he travels, and has given the Board the benefits of his experience and insight on financial matters and as Chair of the Investment Committee; and

WHEREAS, Shaun Manchand has brought to the Board his special and unique perspective as a student trustee and as Vice Chair of the Student Activities Committee;

THEREFORE, BE IT RESOLVED, that the Board of Trustees of The University of Vermont and State Agricultural College expresses its appreciation, its affection, and its best wishes to Ben Aibel, Jack Burke, Gene Kalkin, and Shaun Manchand.