

## 2000 Resolutions

### October 14, 2000

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- 2) Student Housing Resolution
- 3) Resolution Authorizing Deed of Easement for Pipeline - to Vermont Gas Systems, Inc., in the City of Burlington for 89 and 149 Beaumont Avenue
- 4) Resolution Authorizing Deed of Easement for Pipeline - to Vermont Gas Systems, Inc., in the City of Burlington for 322 South Prospect Street
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### August 19, 2000

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- 2) Living/Learning Dining and Classroom Improvements
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- 2) Resolution Authorizing Waiver of Report

**May 13, 2000**

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## **CONSENT AGENDA**

**October 14, 2000**

### **FACILITIES AND TECHNOLOGIES COMMITTEE**

#### **(1) State Capital Request FY 2002**

RESOLVED, that the President be and hereby is authorized to request \$5,000,000 from the Governor and Legislature of the State of Vermont for Fiscal Year 2002 for renovations to Given Building.

#### **(2) Student Housing Resolution**

WHEREAS, the University recognizes that quality, affordable student housing is essential to the recruitment, retention and well-being of its students; and

WHEREAS, the University identifies a present and critical need to augment the existing housing stock available to its students as soon as feasible; and

WHEREAS, this Board approved a resolution on February 27, 1999, authorizing the University to develop an apartment-style student housing project of at least 200 new beds; and

WHEREAS, following passage of such resolution, University project planning has yielded additional specifications as to preferred project sites and occupancy targets; and

WHEREAS, the Facilities and Technologies Committee received an administrative planning report and recommendations at a meeting held on September 28, 2000; and

WHEREAS, the Facilities and Technologies Committee reported to the Board on this date regarding the administrative recommendations and its endorsement thereof;

NOW, THEREFORE, BE IT RESOLVED, That the President, or Vice President for University Relations and Operations ("Vice President"), or a designee of either, is authorized and directed to request proposals aimed to achieve the design, financing, construction and/or operation of apartment-style housing for upperclass and graduate students; and

BE IT FURTHER RESOLVED, that the Board approves the goal of expanding existing student housing capacity by no less than 400 additional beds through the above-described housing project(s) or other appropriate means; and

BE IT FURTHER RESOLVED, that the Board requests the President or Vice President to make periodic reports on progress toward this goal to the Facilities and Technologies Committee; and

BE IT FINALLY RESOLVED, that the President or Vice President will obtain Board approval for each such housing project(s) in accordance with customary University practices.

**(3) Resolution Authorizing Deed of Easement for Pipeline - to Vermont Gas Systems, Inc. in the City of Burlington for 89 and 149 Beaumont Avenue**

WHEREAS, the University is the owner of buildings located at 89 Beaumont Avenue (known as the Given Building) and 149 Beaumont Avenue (known as the Health Science Research Facility), in the City of Burlington; and

WHEREAS, the University desires and is willing to grant an easement ten feet wide to Vermont Gas Systems, Inc., in order to supply gas to its buildings located at 89 and 149 Beaumont Avenue;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the President or Vice President for Operations and Relations, or their successors, to grant Deeds of Easement for Pipeline to Vermont Gas Systems, Inc., and to execute any and all instruments necessary to accomplish that purpose.

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

**(4) Resolution Authorizing Deed of Easement for Pipeline - to Vermont Gas Systems, Inc. in the City of Burlington for 322 South Prospect Street**

WHEREAS, the University is the owner of a building located at 322 South Prospect Street in the City of Burlington; and

WHEREAS, the University desires and is willing to grant an easement ten feet wide to Vermont Gas Systems, Inc., in order to supply gas to its building located at 322 South Prospect Street;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the President or Vice President for Operations and Relations, 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.

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

**(5) Resolution Authorizing Deed of Easement for Pipeline - to Vermont Gas Systems, Inc. in the City of Burlington for 390 South Prospect Street**

WHEREAS, the University is the owner of land located at 390 South Prospect in the City of Burlington and leased to the Roman Catholic Diocese of Burlington for its Catholic Center; and

WHEREAS, the Roman Catholic Diocese of Burlington desires to have Vermont Gas Systems, Inc. supply gas to its Catholic Center Building; and

WHEREAS, the University desires and is willing to grant an easement ten feet wide to Vermont Gas Systems, Inc., in order to supply gas to the Roman Catholic Diocese of Burlington Catholic Center building located at 390 South Prospect Street;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the President or Vice President for Operations and Relations, 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.

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

**(6) Resolution Authorizing Acceptance of Gift of Shelburne Pond Property from The Nature Conservancy**

WHEREAS, the Nature Conservancy is the owner of two parcels of land in the Town of Shelburne that it wishes to convey to the University for inclusion in the University's H. Laurence Achilles Natural Area; and

WHEREAS, the first is a parcel of 42 acres of the former Sutton Brothers Farm located at the northwest corner of Shelburne Pond, acquired from Raymond and Margaret Mallette; and the second is a parcel of 12.5 acres located west of Shelburne Pond known as the Sutton Wood Lot, acquired as a donation from the Walter Sutton Trust; and

WHEREAS, the property is significant for educational and scientific purposes because it has diverse habitats of hard ground and marshland, and because it borders the only large undeveloped natural pond remaining in western Vermont; and

WHEREAS, the University is willing to accept these two parcels of land to be added to its H. Laurence Achilles Natural Area, to guarantee its preservation and its continued use as an educational and research resource to the University;

THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the President or Vice President for Operations and Relations, or their successors, to negotiate the acquisition of the property as a gift and to execute any and all instruments necessary to accomplish that

purpose. The terms of the deed shall include the right of first refusal in favor of The Nature Conservancy in the event the University should wish to convey any of these lands in the future.

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

## **ACADEMIC AND STUDENT PROGRAMS COMMITTEE**

### **(7) Termination of Master of Arts in Political Science**

RESOLVED, that the Board of Trustees approves the termination of the Master of Arts in Political Science.

### **(8) Approval of Certificate in Health Care Management**

RESOLVED, that the Board of Trustees approves the creation of a Certificate in Health Care Management.

### **(9) Approval of Middle Level Education Program**

RESOLVED, that the Board of Trustees approves the creation of a Middle Level Education Program.

### **(10) Authorization for President to Award October 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 UVM Faculty Senate at their October 4, 2000 meeting.

## **FINANCE AND BUDGET COMMITTEE**

### **(11) Summer Session and Distance Learning Tuition Rates**

RESOLVED, that the Board of Trustees hereby approves increases in tuition for the Summer Session and for academic year off-campus courses from \$265 to \$281 per credit hour for in-state students and from \$583 to \$618 per credit hour for out-of-state students, and the distance learning tuition rate at the in-state summer rate for all non-degree and graduate students regardless of residency status. The increases are to become effective with the 2001 summer session.

**(12) FY 2002 State Appropriation Request - General University**

RESOLVED, that the President 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 \$35,367,541 for Fiscal Year 2002.

RESOLVED, that the President be and hereby is authorized to request from the Governor and the Legislature of the State of Vermont a one-time FY 01 Budget Adjustment Appropriation for strategic investment initiatives to fund research and services and to begin the enhancement of the technological infrastructure for teaching and research. This one-time strategic investment initiatives list will be updated annually, as necessary.

**(13) FY 2002 State Appropriation Request - Morgan Horse Farm**

RESOLVED, that the President be and hereby is authorized to request an appropriation for general operations of the Morgan Horse Farm of \$37,018 for Fiscal Year 2002.

**(14) Resolution Approving Acceptance of Gifts and Grants**

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$8,482,436.62 for the period July 1, 2000 through September 30, 2000 and grants and contracts in the amount of \$17,712,989 for the period July 1, 2000 through August 31, 2000.

**(15) Notice of Federal Interest in Vermont Cancer Center in the Health Sciences Research Facility**

WHEREAS, on August 17, 2000, The University of Vermont and State Agricultural College was awarded a construction grant, No. 1 C76 HF 00076-01, by the Health Resources and Services Administration of the United States of Department of Health and Human Services; and

WHEREAS, the grant will support the construction of a portion of the third floor of the Health Sciences Research Facility, which will house the Vermont Cancer Center; and

WHEREAS, the University must execute and record, in the City of Burlington Land Records Office, a Notice of Federal Interest that conforms to the grant's requirements; and

WHEREAS, the conditions of the federal grant require the Board of Trustees to specifically authorize the execution and recording of the Notice;

NOW THEREFORE BE IT RESOLVED, that this corporation and its officers are hereby authorized to accept construction grant no. 1 C 76 HF 00076-01 from the United States Department of Health and Human Services, Health Resources and Services Administration, subject to all conditions stated in the Notice of Grant Award.

BE IT FURTHER RESOLVED, that the currently authorized representative of the grantee is Regina H. White, Director, Office of Sponsored Programs, or her successor or designee.

BE IT FURTHER RESOLVED, that the Board hereby authorizes the execution and recording, in the City of Burlington Land Records, of a Notice of Federal Interest.

BE IT FURTHER RESOLVED, that the President, Provost, or Director of Sponsored Programs, or their successors or designees, are hereby authorized and directed to take all other actions, and execute all other documents, that may be necessary to receive the grant.

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

## **SUB-COMMITTEE ON HEALTH EDUCATION**

### **(16) Resolution Authorizing Executive Committee Action**

WHEREAS, the University is entitled to appoint persons to the Fletcher Allen Health Care ("FAHC") Board of Trustees; and

WHEREAS, the University appoints such persons by means of a nominations process earlier approved by the University Board; and

WHEREAS, this nominations process includes selection of a trustee from one or more nominations transmitted to the University Board by a Nominating Committee; and

WHEREAS, the term of one such FAHC trustee expires on December 31, 2000, between regular meetings of the University Board;

NOW, THEREFORE, BE IT RESOLVED, that the University Board expressly authorizes its Executive Committee to act on the recommendations of the Nominating Committee to fill the FAHC Board vacancy created by expiration of the term just described.

## **COMMITTEE OF THE WHOLE**

### **(17) Resolution on the Strategic Action Plan**

WHEREAS, following extensive consultation with the University community, including this Board, the administration has presented a Strategic Action Plan to the Board; and

WHEREAS, the document contains plans and proposed actions designed to position the University strategically for the future;

NOW, THEREFORE BE IT RESOLVED, that the Board accepts and adopts the Strategic Action Plan, dated October 2000; and



BE IT FURTHER RESOLVED, that the Board requests the President, or her designee(s), to report to the Board periodically on progress toward goals the Strategic Action Plan establishes; and

BE IT FINALLY RESOLVED, that the University, following consultation with the UVM community, and through this Board, will assess progress and make appropriate modifications in light of experience gained.

## **AUDIT COMMITTEE**

### **(18) Acceptance of Fiscal Year 2000 Annual Audit**

WHEREAS, the books and accounts of the University of Vermont and State Agricultural College for the Fiscal Year ended June 30, 2000, have been audited by KPMG Peat Marwick, 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 hereby accepts such audit in lieu of the annual audit, and that the same be considered as the report of the Audit Committee.

## **EXECUTIVE COMMITTEE**

### **(19) Resolution Regarding Joint Committee on Honorary Degrees**

WHEREAS, the Board of Trustees established the Joint Committee on Honorary Degrees ("the Committee") on December 4, 1976; and,

WHEREAS, in light of experience gained, the Board of Trustees wishes to amend its selection processes at this time;

THEREFORE, BE IT RESOLVED, that the Committee shall henceforth be comprised as follows:

- A member of the Board of Trustees, who will serve as Committee co-chair;
- The University Marshal, *ex officio*, who will serve as Committee co-chair;
- Two additional members of the Board of Trustees, one of whom will be a student trustee
- The University President, *ex officio*
- The President of the Student Government Association, *ex officio*
- The President of the Senior Class Council, *ex officio*
- The President of the Faculty Senate, *ex officio*
- One additional member of the faculty, to be designated by the Faculty Senate President
- An Alumni Relations representative, to be designated by the Vice President for Development and Alumni Relations

- One administrative officer or staff employee, to be designated by the University President;

BE IT ALSO RESOLVED, that the Committee annually shall recommend to the Board, no later than February each year, candidates for Honorary Degrees; and

BE IT FINALLY RESOLVED, that the Committee shall periodically review criteria for selection of Honorary Degree recipients and recommend to the Board of Trustees any changes to those criteria as the Committee may deem necessary or desirable.

## **FULL BOARD**

### **Resolution Authorizing Signature of City-UVM Agreement**

WHEREAS, the Board adopted a Statement of Principles for working with the City of Burlington ("the City") in May 1998; and

WHEREAS, those Principles recognize the interdependence of the University and the City, and thus state a commitment to address quality of life issues of interest to both the City and the University responsibly and collaboratively; and

WHEREAS, those Principles provide a framework for the University to fulfill its mission as an educational institution and good neighbor; and

WHEREAS, the Board has received periodic reports on the progress of negotiations regarding a City-University Agreement; and

WHEREAS, this Agreement is intended to establish joint City-University plans and goals to enhance the quality of life for members of our respective and/or shared communities;

NOW, THEREFORE, BE IT RESOLVED, that the Board authorizes the University President *ex officio*, or designee, to continue negotiations design to result in an Agreement with the City, on behalf of the University, as aforementioned; and

BE IT FURTHER RESOLVED, that this authority shall be exercised subject to the specifications of other applicable resolutions and powers of this Board, including its resolution of this date regarding student housing; and

BE IT FINALLY RESOLVED, that the final form of the Agreement shall be presented to the Executive Committee of the Board for approval, and the Agreement shall be effective no earlier than the date of such approval.

## **CONSENT AGENDA**

**August 19, 2000**

### **INVESTMENT COMMITTEE**

#### **(1) Divestment of Tobacco**

WHEREAS, the Committee on Socially Responsible Investing, a subcommittee of the Investment Committee of the Board of Trustees, has explored the costs and benefits of divesting from tobacco, including consultation with the University's investment advisors, Cambridge Associates, Inc. on this matter, and has determined that the interests of the University are best served by divestment,

BE IT RESOLVED, that the University of Vermont's Investment Committee of the Board divest of tobacco by adopting a tobacco-free mandate for its endowment wherever possible, and

BE IT FURTHER RESOLVED, that the tobacco companies will be defined as those receiving at least 25% of their revenues from the manufacture of tobacco as defined by the IRRC tobacco report, and

BE IT FURTHER RESOLVED, that the University of Vermont will begin the tobacco free mandate by moving its S&P 500 index fund to a tobacco-free S&P 500 index fund and will instruct Iridian to move to a tobacco-free mandate.

### **FACILITIES AND TECHNOLOGIES COMMITTEE**

#### **(2) Living/Learning Dining and Classroom Improvements**

WHEREAS, a need exists to modernize and upgrade both classroom and dining facilities at the Living and Learning Center; and

WHEREAS, the department of Residential Life has worked with Sodexo-Marriott, its business partner in the provision of campus food service, to develop a promising plan to convert the existing dining room on the third level of the Commons building into a modern classroom/academic space, and to create a new dining concept in the existing classroom spaces on the ground level; and

WHEREAS, Sodexo-Marriott has agreed to invest \$2,000,000, and Residential Life has allocated \$750,000 from its Modernization Reserve to fund these improvements;

THEREFORE, BE IT RESOLVED, that the President, Provost, Vice President for University Relations and Operations, or their designees, be authorized to execute any and all documents

necessary to spend up to \$2,750,000, to undertake renovations to the Commons Building of the Living and Learning Center; and,

BE IT FURTHER RESOLVED, that prior to finalizing project plans for these renovations, the administration will continue to consult with student, faculty and staff governance groups and carefully consider their input; and incorporate such input as feasible; and,

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

### **(3) Signature Delegation Resolution**

WHEREAS, the Vice President for University Relations and Operations wishes to delegate to the Associate Vice President for Administrative and Facilities Services limited corporate signatory authority; and,

WHEREAS, such delegation will benefit the corporation by placing formal approval of selected contractual arrangements with the executive officer best able to attest to their advisability;

THEREFORE, BE IT RESOLVED, that the Vice President for University Relations and Operations is hereby authorized, subject to such conditions as s/he may impose, to delegate to the Associate Vice President for Administrative and Facilities Services, corporate signatory authority for contracts with a value of \$1,000,000 or less; and,

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

### **(4) Authorization for Education Center Agreement**

WHEREAS, at its February 2000 meeting, this Board authorized designated University officials to proceed with negotiations and arrangements with respect to a proposed Education Center, in accordance with expressed conditions; and

WHEREAS, those officials report that they have concluded negotiations in a manner consistent with those expressed conditions;

BE IT RESOLVED, that the Provost and/or Vice President for University Relations and Operations, or their successors, are hereby authorized to execute agreements, documents and other instruments necessary and desirable to facilitate the construction, management and operation of the Education Center; and

That the Provost and/or Vice President for University Relations and Operations, or their successors, are specifically authorized to convey, to Fletcher Allen Health Care ("FAHC"), a parcel of University land upon which the Education Center will be constructed (including areas where the southernmost portion of the FAHC Ambulatory Care Facility encroaches over the existing property line), and such other easements and real property interests necessary or desirable to achieve construction and contemplated uses of the Education Center, subject to the conditions referenced above, and further subject to the successful completion of the Education Center; and

That the Provost and/or Vice President for University Relations and Operations, or their successors, are also specifically authorized to convey to FAHC a parcel of University land to be used in connection with the Fletcher Allen Health Care Emergency Room, such land to be used for an Emergency Room surface parking lot and to facilitate relocation of an existing roadway, Hospital Drive; and a right-of-way to FAHC over the new Main Street access road to FAHC further to facilitate access to the new FAHC facilities;

That University expenditures will not exceed a total of \$9.5 million (\$7.5 million from existing bond proceeds and \$2 million from other sources) on this project; and

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 either of the positions mentioned above, and further, that any officer of this corporation is hereby authorized to certify this resolution to whom it may concern; and

BE IT FINALLY RESOLVED, that the Provost and/or Vice President for University Relations and Operations, or their successors, or designees, shall periodically report to, and consult with, the Board regarding the progress of the transactions described in this resolution and the status of the Education Center project generally.

## **STUDENT PROGRAMS COMMITTEE**

### **(5) Staff Actions**

RESOLVED, that the Board of Trustees approves leaves of absences as noted in the April - June 2000 Staff Action list.

### **(6) Resolution Regarding Leaves of Absence**

RESOLVED, that the Board of Trustees delegates authority to the Provost to approve leaves of absences on behalf of the Board of Trustees and in accordance with the Officer's Handbook.

**(7) Hazing Policy**

WHEREAS, Vermont law requires that the Board of Trustees adopt a hazing policy consistent with statutory requirement; and

WHEREAS, the University administration has developed a hazing policy and associated procedures designed to conform with such requirements;

THEREFORE, BE IT RESOLVED, that the Board of Trustees approves the Hazing Policy presented to the Academic and Student Programs Committee on Friday, August 18, 2000.

**(8) Appointment of John VanSicklen Maeck Chair**

RESOLVED, that the Board of Trustees approves the appointment of Dr. Philip B. Mead as the John VanSicklen Maeck Chair in the Department of Obstetrics and Gynecology.

**FINANCE AND BUDGET COMMITTEE**

**(9) Resolution approving acceptance of Gifts and Grants**

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$3,154,183.35 for the period April 1, 2000 through June 30, 2000, and grants and contracts in the amount of \$26,097,242 for the period March 1, 2000 through June 30, 2000.

**(10) Resolution approving disposition of the Dr. Joseph E. Lombard Loan Fund**

WHEREAS, the Dr. Joseph E. Lombard Loan Fund was established in 1946 to assist students in the College of Medicine; and

WHEREAS, the fund's original governing documents authorize and empower the Trustees to use the funds "in some other manner for the benefit of students of the said College of Medicine" if the Trustees deem some other use "desirable," or if at any time the Trustees determine that "the need for the fund shall cease or it shall appear desirable to render assistance to needy and deserving students of the said College of Medicine in some other way"; and

WHEREAS, the fund has not been used in many years, no future repayments are anticipated, and the fund's current cash value is too small to support future loans;

THEREFORE BE IT RESOLVED, that the Board hereby approves the permanent closing of the Dr. Joseph E. Lombard Loan Fund and the transfer of that fund's cash balance to the Peter Shammon Scholarship Fund, which supports need-based financial assistance to students in the College of Medicine.

BE IT FURTHER RESOLVED, that the combined funds in the Peter Shammon Scholarship Fund shall be invested as part of the University's consolidated endowment.

**FULL BOARD**

**Appreciation Resolution for Dean Batt**

WHEREAS, Dean Batt is retiring from the University of Vermont after five years of service as Vice President for Student Affairs; and

WHEREAS, Dean has earned the trust, confidence, and respect of the Board of Trustees and University community, especially its students, with whom he worked selflessly, creatively, professionally and with good humor;

THEREFORE, BE IT RESOLVED, that the Board of Trustees of the University of Vermont and State Agricultural College expresses its appreciation, affection, and heartfelt best wishes to Dean Batt on the occasion of his retirement.

**University of Vermont and State Agricultural College  
August 18, 2000**

**Presidential Compensation Resolution**

WHEREAS, the Committee of the Whole received, approved and recommended the Subcommittee on Presidential Evaluation report appraising the performance of the President for FY 2000, recommending adjustments to the President's compensation for FY 2001, and setting goals for the President for FY 2001; and

WHEREAS, the Committee of the Whole has also received a report from the subcommittee that the President's salary as so adjusted is appropriate in light of compensation data relative to other university presidents;

BE IT RESOLVED, that the Board authorizes and approves an award to the President for FY 2001, retroactive to July 1, 2000, of 3% of her FY 00 base salary; and

BE IT RESOLVED, that the Board authorizes and approves that a portion of that award to the President be allocated to her 403(b) retirement savings plan.

**Resolution Authorizing Waiver of Report**

WHEREAS, the Board has adopted a protocol establishing a subcommittee of the Executive Committee to review presidential performance and compensation annually; and

WHEREAS, under the protocol, the subcommittee makes report and recommendations to the Executive Committee, which in turn submits report and recommendations to the Board for Board action; and

WHEREAS, the subcommittee has met periodically and developed a report and recommendations, and the Board wishes to take associated action at its August 2000 meeting; and

WHEREAS, referral of the matter to the Executive Committee will delay such action to the October Board meeting or require a special meeting of the Board;

RESOLVED, that the Board will accept direct receipt of the subcommittee report and recommendations and, in this instance, waive its procedural rule requiring prior transmission of them to the Executive Committee before Board consideration and action.



## **CONSENT AGENDA**

**May 13, 2000**

### **FACILITIES AND TECHNOLOGIES COMMITTEE**

#### **(1) Williams Science Exterior Rehabilitation Resolution**

WHEREAS, Williams Science Hall, erected in 1896, is a prominent and historically significant building on University Row; and

WHEREAS, the exterior of the Williams Science Hall is in need of rehabilitation; and

WHEREAS, funds have been identified within the Plant Improvements budget to cover debt service to amortize such rehabilitation over its useful life; and

WHEREAS, capital proceeds are available from the 1998 General Obligation Bond Issue which can be allocated to this work;

THEREFORE, be it resolved, that the Board of Trustees hereby authorizes the President, Provost, or Vice President for University Relations and Operations, or their designees, to execute any and all documents necessary to spend up to \$1,100,000 from the 1998 Bond Issue proceeds to undertake an exterior rehabilitation of Williams Science Hall; and,

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

#### **(2) Resolution Naming Building at 109 South Prospect Street**

WHEREAS, the building at 109 South Prospect Street, constructed in 1895, is one of the University's historic buildings located on the University Green; and

WHEREAS, the Albert G. Peirce family constructed the house in 1895 and resided there until 1917; and

WHEREAS, the Frank Douglass Spaulding family acquired the house in 1918 and resided there until its sale to the University in 1958; and

WHEREAS, the University is grateful to the Peirce and Spaulding families for constructing and preserving the historic beauty of 109 South Prospect Street and is greatly appreciative to the Spaulding family for selling their family home, the last piece of privately held property fronting the University Green, to the University;

THEREFORE, BE IT RESOLVED, that the former residence at 109 South Prospect Street will hereafter be known as the Peirce-Spaulling House, in honor of those families; and

BE IT FURTHER RESOLVED, that the Secretary of the Board is directed to send a copy of this resolution to the Peirce and Spaulling family members known to the University.

**(3) Resolution Naming Building at 16 Colchester Avenue**

WHEREAS, 16 Colchester Avenue, constructed circa 1903, is one of the University's historic buildings located adjacent to the University Green; and

WHEREAS, the building was constructed by Henry Marcus Lord, a carpenter and a janitor at the Billings Library from 1893 to 1910; and

WHEREAS, the building first served as a boarding house and later as the home-base for one of Vermont's earliest professional nursing associations; and

WHEREAS, the property was acquired by the University in 1977 for use as office space;

THEREFORE, BE IT RESOLVED, that 16 Colchester Avenue will hereafter be known as the Henry Marcus Lord House, in honor of Henry Marcus Lord and his family.

BE IT FURTHER RESOLVED, that the Secretary of the Board is directed to send a copy of this resolution to any descendants of Henry M. Lord, known to the University.

**ACADEMIC AND STUDENT PROGRAMS COMMITTEE**

**(4) Termination of Bachelor of Science Degree in Dairy Foods**

RESOLVED, that the Board of Trustees approves the termination of the Bachelors of Science degree in Dairy Foods.

**(5) Staff Actions**

RESOLVED, that the Board of Trustees approves leaves of absences as noted in the March 30, 2000 Staff Actions list.

**(6) Authorization of President to award May Degrees**

RESOLVED, that the Board of Trustees approves the awarding of degrees to those students who have completed degree requirements and who will have been recommended by their respective deans and approved by the UVM Faculty Senate at their May 18, 2000 meeting.

**(7) Approval of Robert F. and Genevieve B. Patrick Chair in Watershed Science and Planning**

RESOLVED, that the Board of Trustees approves the establishment of the Robert F. and Genevieve B. Patrick Chair in Watershed Science and Planning in the School of Natural Resources, to be supported by the Robert F. and Genevieve Patrick Endowed Chair Fund, an endowed fund whose principal shall be invested as part of the University's consolidated endowment

**FINANCE AND BUDGET COMMITTEE**

**(8) Fiscal Year 2001 Budget Premises: General University**

RESOLVED, that the Board of Trustees hereby approves the budget premises for Fiscal Year 2001 which lead to a General Fund operating budget for the University of \$157,250,000, and authorizes the President to proceed with detailed budget preparation in accordance with these premises.

**(9) Tuition and Overseas Program Charges for Fiscal Year 2001**

RESOLVED, that the Board of Trustees hereby approves increases in the following tuition rates effective with the 2000-2001 academic year:

- a. In-state tuition from \$7,464 to \$7,692 per year, or \$321 per credit hour.
- b. Out-of-state tuition from \$18,672 to \$19,236 per year, or \$802 per credit hour.
- c. Medical student in-state tuition from \$19,060 to \$19,920 per year for first-year students; from \$19,060 to \$19,540 for second-year students; from \$18,600 to \$19,060 for third-year students; and from \$17,540 to \$17,980 for fourth-year students.  
Medical student out-of-area tuition from \$33,360 to \$34,860 per year for first-year students; from \$33,360 to \$34,200 for second-year students; from \$32,560 to \$33,380 for third-year students; and from \$30,720 to \$31,480 for fourth-year students.

BE IT FURTHER RESOLVED, that the Board of Trustees approves for Fiscal Year 2001 the student charge for the Buckham Overseas Program of \$17,231 (includes tuition, fees, room, board, and travel).

**(10) Room and Meal Plan Rates. Fiscal Year 2001**

RESOLVED, that the Board of Trustees hereby approves room and meal plan rates for Fiscal Year 2001 as follows:

	<u>per year</u>
Single room	\$4,388
Double room	\$3,848
Triple room	\$3,120

Light meal plan only	\$1,550
Average meal plan	\$1,958
Full meal plan	\$2,190

**(11) Fees for Fiscal Year 2001**

RESOLVED, that the Board of Trustees approves increases in the following fees effective with the 2000-2001 academic year:

- a. Comprehensive Student Fee from \$472 to \$486 per year;
- b. Student Government Association Fee from \$88 to \$90 per year;
- c. Medical Student Activity Fee from \$30 to \$50 per year.

**(12) Fiscal Year 2001 Operating Budget: Morgan Horse Farm**

RESOLVED, that the Board of Trustees approves the recommended operating budget for the Morgan Horse Farm for Fiscal Year 2001 in the amount of \$370,184.

**(13) Acceptance of Gifts and Grants**

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$3,011,232.12 for the period January 1, 2000 through March 31, 2000 and grants and contracts in the amount of \$15,327,626 for the period December 1, 1999 through February 29, 2000.

**(14) Helen E. Farrington Nursing Scholarship Fund**

WHEREAS, the late Helen E. Farrington left to the University, by will, a generous gift; and

WHEREAS, the bequest specifies that the proceeds shall be used "for nursing scholarships at the discretion of the Board of Trustees after discussion with the Department Head";

THEREFORE BE IT RESOLVED, that the Board hereby approves the establishment of the Helen E. Farrington Nursing Scholarship Fund, which shall be held as a quasi-endowment whose principal will be invested as part of the University's consolidated endowment.

BE IT FURTHER RESOLVED, that the size, number, and identity of the recipients of the annual scholarships shall be determined by the Director of Financial aid, or her/his designee, in consultation with the Dean of Nursing, or her/his designee.

## The Helen E. Farrington Nursing Scholarship Fund

This fund was established by a bequest from the Estate of Helen E. Farrington. Helen Farrington's will states :

"To the University of Vermont, School of Nursing at Burlington, Vermont, I give, devise and bequeath one-third (1/3) of my entire remaining estate to be used for nursing scholarships at the discretion of the Board of Trustees after discussion with the Department Head."


It has been agreed upon by the Board of Trustees and the Dean of The School of Nursing to establish a quasi-endowment, entitled the Helen E. Farrington Nursing Scholarship Fund. Scholarship preference shall be given to a student(s) who has demonstrated both financial need and academic merit.

The principal of this fund will be invested as part of the University of Vermont's consolidated endowment. As with endowment funds, the amount annually budgeted according to University policy for this fund will be made available for scholarships. If all the income is not awarded in a particular year it may be added to income available in the following year or returned to the fund's principle for reinvestment.

The: size of the annual scholarship, the number of scholarships awarded annually, and the selection of the recipients shall be the responsibility of the Director of Financial Aid, or his/her designee, in consultation with the Dean of the School of Nursing, or his/her designee.

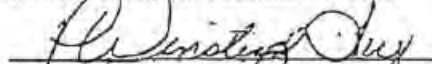
If in the opinion of the University of Vermont, all or part of the funds cannot be applied in strict conformance with the purpose(s) previously stated, they may use these funds for other appropriate purposes as nearly aligned to the original intent of the donor as good conscience and need dictate within the authorized powers of the University.


Signed this 13<sup>TH</sup> day of MAY, 2000

  
\_\_\_\_\_  
Representative, UVM Board of Trustees

Accepted this 13<sup>TH</sup> day of MAY, 2000

  
\_\_\_\_\_  
Don Hopeman, Dir. Financial Aid Office

  
\_\_\_\_\_  
Patricia Winstead-Fry, Interim Dean School of Nursing

  
\_\_\_\_\_  
Kathleen Payne, Treasurer

## **CONSENT AGENDA**

**February 26, 2000**

### **FACILITIES AND TECHNOLOGIES COMMITTEE**

#### **1. Building Naming Resolution for The Sumner H. Williams Sugarhouse at the University of Vermont Proctor Maple Research Center**

WHEREAS, The University of Vermont recognizes the extraordinary contributions made by Sumner Williams to the UVM community and the Vermont maple industry during his 23-year career as a member of the UVM Proctor Maple Research Center staff; and

WHEREAS, Sumner Williams demonstrated through his daily work a devotion to help UVM succeed as a "virtuous university," a place where learning has visible consequences, where people are connected to each other in humane relationships, and where knowledge is generated and applied toward the common good; and

WHEREAS, the sugarhouse at the Proctor Maple Research Center was built in 1993 under the direction of Sumner Williams who coordinated donations of building materials and volunteer labor for the project; and

WHEREAS, recent completed modifications to the sugarhouse were initiated by Sumner Williams to make the facility more accommodating for visiting school groups; and

WHEREAS, it is a fitting legacy to permanently associate the name of Sumner Williams with a place where public education, research and community service activities flourish and where visitors learn about the dynamics of sugar maples, sugar making and the importance of sustaining valuable northern hardwood forests,

THEREFORE, BE IT RESOLVED, that the sugarhouse at the Proctor Maple Research Center will hereafter be known as the Sumner H. Williams Sugarhouse; and

BE IT FURTHER RESOLVED, that the Secretary of the Board is directed to send a copy of this resolution to Sumner's wife, Susan Bain Williams.

#### **2. Principles and Authorization for Educational Center Negotiations**

BE IT RESOLVED, that the UVM Board of Trustees authorizes the Provost and/or the Vice President for University Relations and Operations or designees to proceed with negotiations and develop arrangements with respect to the proposed Education Center, in accordance with the following conditions:

- 1) The total financial participation by UVM in completing this project will not exceed \$95 million (\$7.5 million general fund).

- 2) The Education Center will be constructed on Fletcher Allen Health Care (FAHC) property. That property is currently owned by UVM, which will convey the property to FAHC in a manner consistent with the terms and conditions set forth in paragraph 4 below.
- 3) A mutually satisfactory "condominium" arrangement will be developed between UVM and FAHC for ownership and operations of the Education Center.
- 4) A mutually-acceptable, equitable land exchange will occur between UVM and FAHC, resulting in no net loss of property for UVM.
- 5) FAHC and UVM will develop a mutually satisfactory interim plan for the construction period that addresses:
  - a) Library relocation
  - b) Loading dock function
  - c) Pathology teaching lab function
  - d) Traffic, parking, and other disruption of necessary functions and operations of FAHC and/or UVM.
- 6) A permanent and functional loading dock solution for College of Medicine facilities will be developed and agreed upon.

This Board shall review and approve contracts, real estate transactions and other requirements associated with the proposal in accordance with its customary practices.

## **ACADEMIC AND STUDENT PROGRAMS COMMITTEE**

### **3. Committee Report on Intercollegiate Athletics**

RESOLVED, that the Committee Report on Intercollegiate Athletics dated February 25, 2000 be used as the basis for the Board of Trustees to set policy regarding intercollegiate athletics, monitor action steps and modify policy as appropriate on at least an annual basis.

### **4. Termination of Masters of Extension Education**

RESOLVED, that the Board of Trustees approves the termination of the Masters of Extension Education program.

### **5. Staff Actions**

RESOLVED, that the Board of Trustees approves leaves of absences as noted in the December 31, 1999 Staff Action list.

## **6. Authorization of President to award March 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 UVM Faculty Senate at their February 23, 2000 meeting.

## **7. Appointment of Patrick Chair**

RESOLVED, that the Board of Trustees approves the appointment of Dr. F. John Gennari as the Patrick Chair in the Department of Medicine, Nephrology Section, for a five-year term.

## **8. Appointment of Albee Chair**

RESOLVED, that the Board of Trustees approves the appointment of Dr. Michael Ricci as the Albee Chair in the Department of Surgery for a five-year term.

## **FINANCE AND BUDGET COMMITTEE**

### **9. Acceptance of Gifts and Grants**

RESOLVED, that the Board of Trustees hereby accepts gifts in the amount of \$4,923,567 for the period October 1, 1999 through December 31, 1999 and grants and contracts in the amount of \$15,781,716 for the period September 1, 1999 through November 30, 1999.

## **FULL BOARD**

### **10. Acceptance of ad hoc Compensation Committee report**

RESOLVED, that the Board of Trustees accept the final report of the ad hoc Compensation committee.

### **11. Retiring Trustees**

WHEREAS, Frank A. Bolden, Matthew R. Caires, Vi. L. Luginbuhl and Richard E. Tarrant are nearing the completion of their terms as Trustees of The University of Vermont; and

WHEREAS, Frank Bolden has provided focused and effective leadership to the University and a steadfast commitment to enhancing the quality of the University, as well as modeling values of respect, patience, and ethics in his service as Board Chair and Vice Chair of the Educational Policy Committee, and in his membership on Board Committees, including the Executive Committee, the Buildings and Grounds Committee, University Advancement Committee, the Audit Committee, the University of Vermont Board, the Fletcher Allen Health Care Nominating Committee, and through his membership on the Board of Advisors for the School of Business Administration; and



WHEREAS, Matthew Caires has offered sound advice and demonstrated exemplary civility and leadership and deep commitment to building a sense of community at the University in his service as a member of Board Committees, including the Executive Committee, the Buildings and Grounds Committee, the Student Activities Committee, the Academic and Student Programs Committee, the Diversity Committee, the Joint Committee on Honorary Degrees Committee, and the Nominating Committee; and

WHEREAS, Vi Luginbuhl has acted with dedication and commitment in her leadership role and offered wise and thoughtful counsel as Chair of the Audit Committee, Vice Chair of the Alumni Affairs, Government Relations and Development Committee, Vice Chair of the Finance and Budget Committee, and through her active and reasoned participation on other committees including the Presidential Search Committee, the Executive Committee, the Investment Committee, the University of Vermont Board, and the Nominating Committee, and

WHEREAS, Richard Tarrant has enriched the Board with his energetic leadership and strengthened the University through his commitment to excellence while serving as Chair of the Academic and Student Programs Committee, Vice Chair of the Audit Committee, Chair of the University of Vermont Board and as a member of Board Committees, including the Executive Committee, the Buildings and Grounds Committee, the Educational Policy Committee, the University Advancement Committee, the Diversity Committee, and the Joint Committee on Honorary Degrees; and including his generous philanthropy exemplified in the Richard and Mary Ann Gucciardi Fitness Center;

THEREFORE, BE IT RESOLVED, that the Board of Trustees of the University of Vermont and State Agricultural College expresses its appreciation, affection, and heartfelt best wishes to Frank Bolden, Matthew Caires, Vi Luginbuhl and Richard Tarrant.