

See 93-81

Rescinded 99-47



**Connecticut  
State  
University**

Central • Eastern • Southern • Western

BR#92-132

P.O. Box 2008, New Britain, Connecticut 06050  
Phone: (203) 827-7700  
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RESOLUTION

concerning

AMENDED LETTER OF AGREEMENT

between

EASTERN CONNECTICUT STATE UNIVERSITY

and

THE ECSU FOUNDATION, INC.

December 4, 1992

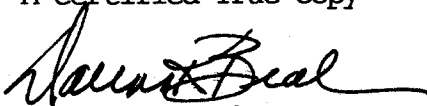
WHEREAS, The Board of Trustees of the Connecticut State University system, as the authorized state agent, is responsible for the oversight of the general relationships between CSU, the CSU campuses, and their corresponding private development foundations, in accordance with Sections 4-37e through 4-37i of the Connecticut General Statutes (formerly Public Act 89-267), and Board Resolution #91-143; and

WHEREAS, In accordance with Section 4-37f of the Connecticut General Statutes, and section II. A. of Board Resolution #91-143, the Board is responsible for approving the letters of agreement between CSU, the CSU campuses, and their corresponding private development foundations; and

WHEREAS, The letter of agreement between Eastern Connecticut State University and the ECSU Foundation, Inc. has been amended by Eastern and its Foundation to reflect a change in an annual general reimbursement of \$400 that will be provided to Eastern by the Foundation; THEREFORE BE IT

RESOLVED: That the Connecticut State University Board of Trustees does hereby ratify the amended letter of agreement between Eastern Connecticut State University and the ECSU Foundation, Inc.

A Certified True Copy

  
Dallas K. Beal  
President



## Letter of Agreement

Between Eastern Connecticut State University on behalf of the Board of Trustees for the Connecticut State University and the ECSU Foundation, Inc.

The following letter of agreement establishes the relationship between Eastern Connecticut State University, hereinafter referred to as the University, and the ECSU Foundation, Inc., hereinafter referred to as the Foundation, in accordance with Public Act 89-267 and Board Resolution 89-180. Both the University and the Foundation agree to adhere to the law and policy cited above and to the provisions contained herein until such time as this letter of agreement is rescinded or modified by consent of all parties and approval of the Board of Trustees.

### Facilities and Resources

The University shall make available office space, storage space, office furniture and equipment, utilities, photocopying services, computer systems and space for the maintenance of the books and records of the Foundation. The reimbursement policies outlined below will be in place for those expenses that otherwise would not be incurred by the University as a result of Foundation operations.

The maintenance of such books and records at the University shall not cause them to be deemed public records nor shall such records be subject to disclosure pursuant to the provisions of section 1-19 of the Connecticut General Statutes.

### Reimbursement

The Foundation shall reimburse the University for expenses, including the costs of personal services, which are incurred as a result of Foundation operations and which would not have been incurred otherwise by the University by customary University operations.

In addition to such specific reimbursement, the Foundation shall provide an annual general reimbursement of \$400 to cover overhead costs.

### Liability

Neither the University, the Board of Trustees for Connecticut State University nor the Foundation shall have any liability for the obligations, acts or omissions of the other party.

Other

The Foundation shall insure that any monies received by the Foundation and defined in Section (3) of Public Act 89-267 as funds that should be deposited at the University are transferred to the University in a timely manner.

To the extent that it can do so, consistent with U.S. Postal Service Statutes and Regulations, the Foundation may use the University intra-campus mail system.

The Foundation shall be responsible for retaining and compensating the independent auditing firm that is required by Section 2(7) of Public Act 89-267.

Dissolution

Should the Foundation cease to exist or cease to be a foundation as defined by Section 1 of Public Act 89-267, it shall

- (1) Be prohibited from using the name of the University;
- (2) Make available to the University its records, or copies of such records provided that such records or copies thereof shall not be deemed to be public records and shall not be subject to disclosure pursuant to the provisions of Section 1-19 of the Connecticut General Statutes; and
- (3) Transfer title of all of its remaining assets to the Board of Trustees for the benefit of the University, in consultation with the University and consistent with donor intent. The Foundation shall specify applicable restrictions and transfer title in accordance with Section 10a-150 of the Connecticut General Statutes and Board Resolution 87-192.

Signature David H. Carter

Title President, ECSU

Date 09/01/92

Signature John J. [unclear]

Title President, ECSU Foundation, Inc.

Date 09/01/92

cc: Dallas K. Beal  
President, CSU

09-01-92



# EASTERN CONNECTICUT STATE UNIVERSITY

A campus of the Connecticut State University

Office of the President

September 1, 1992

RECEIVED

SEP 15 1992

Dr. Peter M. Rosa  
Director of Governmental Relations  
Connecticut State University  
P.O. Box 2008  
New Britain, Connecticut 06050

CONNECTICUT  
STATE UNIVERSITY

Dear Dr. Rosa:

In response to Dr. Beal's request for certain items concerning the ECSU Foundation, Public Act 89-267 and Board Resolution 90-31, I have asked the president of the ECSU Foundation to forward such information if the Foundation Board has no objections. Roberta Dwyer, president of the board, has informed me that under separate cover the Foundation will send you an updated list of members and officers.

During 1991-92 the Foundation paid no salaries, no consulting fees, loans or perquisites to CSU employees. We did pay \$116.00 to Angela Collison for petty cash reimbursement.

I am enclosing an updated letter of agreement between Eastern Connecticut State University and the ECSU Foundation, Inc. Please note that the Foundation is now reimbursing the University \$400 per year.

If you have any further questions, please feel free to contact me or Lucille R. Wooding, our staff liaison to the Foundation. Ms. Wooding can be reached at 456-5269 and I am at 456-5222.

Sincerely,

David G. Carter  
President  
Eastern Connecticut  
State University

DGC:bj