

ITEM 166-1001-R0115

Operating Agreement between The University of Montana and The University of Montana Foundation

THAT

The Board of Regents of Higher Education authorizes the Montana Board of Regents and The University of Montana to enter into a new agreement with its affiliated foundation, The University of Montana Foundation. This new agreement replaces the existing agreement dated February 1, 2013.

EXPLANATION

The Board of Regents Policy 901.9: Campus-Affiliated Foundations requires that MUS campuses and their affiliated foundations enter into a public, written operating agreement that (1) outlines the relationship between the two entities; (2) incorporates an appropriate balance of foundation independence and Board of Regents' oversight; and (3) defines appropriate foundation activities. The policy also requires that the agreement be reviewed and approved by the Board of Regents at least every two years.

The proposed agreement is similar to the existing agreement except for the following:

- Appendix A increases the annual fee for the services the UM Foundation provides to the University from \$500,000 to \$550,000. This amount represents 9.5% of UMF's annual operating budget.
- Section 4.6 now includes network services to be provided by the University to UMF upon UM Foundation's move to the Gilkey Building. Section 4.1 also includes language regarding phone system services provided by the University to UMF.
- Section 5.6 has been updated to include the yearly payment provided by UM Foundation for iModules, a mass email distribution, online registration and payment module to be used by both UM Foundation and the University's Office of Alumni Relations.

ATTACHMENTS

Attachment #1: Proposed Operating Agreement between The University of Montana and The University of Montana Foundation