



UNIVERSITY OF GUAM
UNIBETSEDAT GUAHAN
BOARD OF REGENTS

RESOLUTION NO. 16-34

**RELATIVE TO AUTHORIZATION TO ENTER INTO A PROMISSORY NOTE
WITH THE UOG ENDOWMENT FOUNDATION TO ADDRESS
THE STORM WATER OUTFALL**

WHEREAS, the University of Guam (UOG) is the primary U.S. Land Grant institution accredited by the WASC Senior College and University Commission (WSCUC) serving the post-secondary needs of the people of Guam and the region; and

WHEREAS, the governance and well-being of UOG is vested in the Board of Regents (BOR); and

WHEREAS, it has come to the attention of UOG's administration that storm water runoff from Dean's Circle is preventing the construction of a personal residence by a private landowner below Dean's Circle; and

WHEREAS, UOG has explored a series of short term solutions but none have proven feasible; and

WHEREAS, the Vice President, Administration and Finance desires to seek a short term loan from the UOG Endowment Foundation (UOGEF) to fund the cost of construction to correct the Dean's Circle drainage system and to be repaid from the proceeds of the loan for the Triton Engagement Center; and

WHEREAS, the Administration, together with the Physical Facilities Committee and the Budget, Finance Investments and Audit Committee, recommend to the BOR for approval the plan to enter into a promissory note with the UOGEF.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Regents hereby authorizes the President to enter into a short term loan agreement with the UOG Endowment Foundation for the purpose of correcting the Dean's Circle drainage system as the first work towards the construction of the Triton Engagement Center; and

BE IT FURTHER RESOLVED, that the Board of Regents authorizes the President to engage the UOG Endowment Foundation Board of Directors in a discussion regarding a loan in the amount of \$1.4 million with a market interest rate not to exceed 3.5%, a two-year term with options for extension for one year should the Triton Engagement Center be delayed, interest payments no less frequently than quarterly, and a balloon payment in the full amount of the loan due at the time of loan closing for the Triton Engagement Center.

Adopted this 17th day of November, 2016.



Antoinette D. Sanford, Chairperson

ATTESTED:



Dr. Robert A. Underwood, Executive Secretary