

University System of New Hampshire
Board of Trustees

FINANCIAL AFFAIRS COMMITTEE

Tuesday, October 9, 2007 at 1:00 PM.
Granite State College
Concord, New Hampshire

The Financial Affairs Committee members are invited to attend the Audit Committee meeting at 11:00 AM for a review and discussion of the annual financial statements with PricewaterhouseCoopers.

AGENDA

- I. **APPROVAL OF CONSENT AND ACCEPTANCE AGENDA (Attachment 1 - 10 minutes)**
- II. **ACTION ITEMS FOR CONSIDERATION BY THE BOARD OF TRUSTEES**
 - A. **University System of New Hampshire**
 1. Approve authorization for issuance of tax-exempt or taxable bonds and delegation of authority to USNH officials. (Attachment 2 - 15 minutes)

MOVED, on recommendation of the Chancellor, that the following motion be presented for consideration by the Board of Trustees:

*MOVED, on recommendation of the Financial Affairs Committee, that The Board of Trustees of the University System of New Hampshire ("USNH") hereby authorizes and approves the incurrence of indebtedness in the form of tax exempt or taxable bonds with a maturity not to exceed 2029 and the participation in all transactions on behalf of USNH relating to the issuance, sale and delivery by the New Hampshire Health and Education Facilities Authority ("the Authority") of its "University System of New Hampshire Issue, Series 2007" Bonds ("Series 2007 Bonds") in a principal amount not to exceed \$50,000,000 from time to time in one or more series to finance (1) construction and related costs of the University of New Hampshire ("UNH") EcoLine landfill gas project, (2) planning, design, construction and related costs associated with other student-related facilities at UNH, Plymouth State University ("PSU"), or Keene State College ("KSC") that may be approved by the Board of Trustees, and (3) such related issuance, capitalized interest, bond insurance and other costs as may be required, at interest rates favorable to the University System of New Hampshire; **AND FURTHER***

*The above mentioned construction costs will be incurred to construct the UNH landfill gas project know known as EcoLine as originally approved by the Board of Trustees on June 28, 2007 and further by the Executive Committee on August 1, 2007, and as may be approved by the Board of Trustees in the future, consistent with the terms of the issue and state and federal law; **AND FURTHER***

The Chairman of the Financial Affairs Committee of this Board of Trustees is duly authorized and is hereby delegated the power to approve all or a portion of the above mentioned Series 2007 Bonds as taxable or tax-exempt debt, 20-year term or shorter term debt, fixed rate or variable rate debt, and/or to enter into a long-term interest rate

swap arrangement if in the sole judgement of the Chairman of the Financial Affairs Committee it is in the best interests of the University System of New Hampshire to do so; **AND FURTHER**

The USNH Treasurer, the USNH Chief Financial Officer, and the Chairman of the Financial Affairs Committee of this Board of Trustees are duly authorized and are hereby delegated the power to approve the form, terms and provisions of all documents, certificates and offering materials to be entered into in connection with the Series 2007 Bonds; to negotiate and approve any and all matters with regard to costs related to the issuance of the Series 2007 Bonds, including but not limited to capitalized interest, bond insurance, bond premiums or discounts, management and legal fees, and the final face amount of the Series 2007 Bonds; and to direct conversions, from time to time and in whole or in part, of the Series 2007 Bonds from one interest rate mode to any other available interest rate mode as is beneficial to USNH; **AND FURTHER**

The USNH Treasurer, and the USNH Chief Financial Officer in the USNH Treasurer's absence, is duly authorized and is hereby delegated the power to execute and deliver all documents, certificates, and offering materials or instruments on behalf of USNH, UNH, KSC, or PSU necessary or appropriate to accomplish the financing of the Series 2007 Bonds, including but not limited to, the loan agreement with the New Hampshire Health and Education Facilities Authority; and to monitor and execute any and all contractual arrangements necessary for USNH to remain in good standing on all aspects of the Series 2007 Bonds and is beneficial to USNH from time to time until the bonds are fully paid or retired; **AND FURTHER**

The Secretary of USNH is duly authorized and is hereby delegated the power to attest to any such documents or instruments or apply the corporate seal of USNH, UNH, KSC, or PSU to any such documents or instruments; **AND FURTHER**

The Capital Projects Subcommittee of this Board of Trustees is duly authorized and is hereby delegated the power to adopt any resolution necessary or desirable in connection with the issuance, sale and delivery of the Series 2007 Bonds.

2. Approve Intent to reimburse (Attachment 3 - 10 minutes)

Moved, on recommendation of the Chancellor and the Financial Affairs Committee, that the following motion be presented for consideration by the Board of Trustees.

Moved, on recommendation of the Financial Affairs Committee, that the University System of New Hampshire intends to pay, on an interim basis, certain costs of constructing, expanding and equipping certain student-related facilities on the Durham, Plymouth and Keene campuses (including but not limited to the PSU Ice Rink; the KSC Indoor Track; the UNH Indoor Swimming Pool, Whittemore Center updates, Philbrook Hall expansion; and other construction projects involving new and existing student facilities at UNH, KSC and PSU) at a total expected cost not to exceed \$50 million, which may ultimately be financed with the proceeds of the tax exempt bonds issued by USNH in 2008.

B. University of New Hampshire

2. Approval of budget and schematic design for James Hall Project (Attachment 4 - Estimated time 10 minutes)

MOVED, on recommendation of the Chancellor, that the following motion be presented for consideration by the Board of Trustees.

MOVED, on recommendation of the Financial Affairs Committee, that the \$35,400,000 project budget and schematic design for renovations to James Hall at the University of New Hampshire be approved and that the requirement for approval of program be waived, AND FURTHER, that the source of funds be \$32.9 million in State Capital Appropriation contingency and \$2.5 million in gifts, grants and other University Sources.

III. ITEMS FOR COMMITTEE DISCUSSION AND INFORMATION

A. University System of New Hampshire

1. Oral Report from the Presidents regarding the opening of school, including enrollment estimates and budget implications. (Estimated time 30 minutes)
2. Annual Swap Report (Attachment 5 - estimated time 10 minutes)
2. Financial Affairs Committee Work Plan for FY07 (Attachment 6- Estimated time 5 minutes)

IV. OTHER BUSINESS

1. Chair or Committee comments.
2. Next meeting date February 6, 2007
3. Adjourn.