

RESOLUTION NO. 17-05

A RESOLUTION OF THE FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY BOARD OF TRUSTEES (UNIVERSITY) AUTHORIZING THE UNIVERSITY PRESIDENT TO APPROVE THE SETTLEMENT OF ANY LAWSUIT OR CLAIM INVOLVING THE UNIVERSITY, ITS OFFICERS, EMPLOYEES, AGENTS OR REPRESENTATIVES IN AN AMOUNT NOT TO EXCEED \$100,000.00, WHEN DOING SO IS IN THE BEST INTERESTS OF THE UNIVERSITY; REQUIRING A QUARTERLY REPORT OF ANY AND ALL SETTLEMENT OF LAWSUITS OR CLAIMS INVOLVING THE UNIVERSITY; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

\* \* \* \* \*

WHEREAS, Section 1001.72(1), Florida Statutes, designates the Board of Trustees as a public body corporate “with all of the powers of a body corporate including the power . . . to sue and be sued, and to plead and be impleaded in all courts of law or equity”; and

WHEREAS, to protect the interests of the University, it may be desirable or necessary from time to time to settle lawsuits and claims in the name of the University; and

WHEREAS, the Board of Trustees finds that authorizing the President to settle certain lawsuits and claims are in the best interests of the University.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY BOARD OF TRUSTEES that:**

**SECTION 1:** The Florida Agricultural and Mechanical University Board of Trustees (University Board of Trustees) hereby approves and authorizes the President or his/her designee, after receiving the advice of the University General Counsel, to approve the settlement of any lawsuit or claim involving the University, its officers, employees, agents or representatives in an amount not to exceed \$100,000.00, when doing so is in the best interests of the University.

**SECTION 2:** The University General Counsel shall provide the Board of Trustees with a report of all claims settled consistent with this resolution. The first report shall be provided to the Board of Trustees on or before November 30, 2005, and quarterly thereafter.

**SECTION 3:** This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED THIS 6<sup>th</sup> DAY OF OCTOBER, 2005.

FLORIDA AGRICULTURAL AND  
MECHANICAL UNIVERSITY  
BOARD OF TRUSTEES

Challis M. Lowe  
Challis M. Lowe, Chair

ATTEST:

Castee Vaughn Bryant  
Corporate Secretary

Approved as to form and legal sufficiency:

Elizabeth T. McBride  
Elizabeth T. McBride Date 10/6/05  
University General Counsel