

**THE UNIVERSITY OF MICHIGAN  
REGENTS COMMUNICATION**

**ACTION REQUEST**

**Subject:** Regental Action Required Under the State of Michigan Conflict of Interest Statute

**Action Requested:** Authorization for the university to transact with Adaptive Strategics, LLC (University of Michigan Employee, Conan Smith, Partner)

**Background:**

The University of Michigan Gerald R. Ford School of Public Policy seeks approval to transact with Adaptive Strategics, LLC to provide consulting on the Detroit Metropolitan Area Communities Study (DMACS).

The proposed agreement falls under the State of Michigan Conflict of Interest Statute as Conan Smith is a university employee as Lecturer I in the Gerald R. Ford School of Public Policy and would be party to the contract as Partner of Adaptive Strategics, LLC.

However, the Statute allows the university to enter into such agreements if the following conditions are met:

- a) The public servant promptly discloses any pecuniary interest in the contract to the official body which has power to approve the purchase, which disclosure shall be a matter of record in its official proceedings.
- b) The purchase is approved by a vote of not less than 2/3 of the full membership of the approving body in open session without the vote of the public servant making the disclosure.
- c) The official body discloses the following summary information in its official minutes:
  - i) The name of each party involved in the contract.
  - ii) The terms of the purchase, including duration, financial consideration between the parties, facilities or services of the public entity included in the purchase, and the nature and degree of assignment of employees of the public entity for fulfillment of the purchase.
  - iii) The nature of any pecuniary interest.

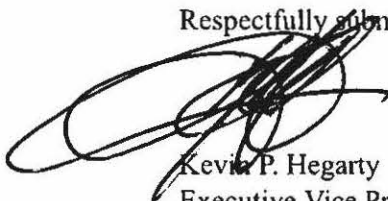
The following information is provided in compliance with the statutory requirements contained in Section (c) above:

- i) The parties to the contract are the Regents of the University of Michigan and its Gerald R. Ford School of Public Policy and Adaptive Strategics, LLC.
- ii) The agreement is to provide consulting services for the Detroit Metropolitan Area Communities Study (DMACS) from July 1, 2018 through December 31, 2020 for a total cost of \$151,454. Adaptive Strategics, LLC will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services standard templates for other similar contracts entered into by the Regents.
- iii) The pecuniary interest arises from the fact that University of Michigan employee Conan Smith is a Partner in Adaptive Strategics, LLC.

Conan Smith has met state law requirements with the disclosure of his pecuniary interest and formal appointment arrangements with the University of Michigan. Requirements, if any, that may be applicable by the supervisor of Conan Smith under the Medical School's or OVPR's Conflict of Interest Committee's procedures are separately analyzed and managed.

We recommend that the Board of Regents approve the agreement between the University of Michigan and Adaptive Strategics, LLC subject to requirements, if any, that the supervisor of Conan Smith or the Medical School's or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Kevin P. Hegarty  
Executive Vice President and Chief Financial Officer

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