

**THE UNIVERSITY OF MICHIGAN
REGENTS COMMUNICATION**

**Approved by the
Regents
February 19, 2015**

ACTION REQUEST

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

Action Requested: Authorization for the University to enter into an agreement with Academy
Coaching (University of Michigan Employee, Sally Schmall, Owner)

Background:

The University of Michigan Rackham Graduate School and Medical School seek approval to enter into an agreement with Academy Coaching for career coaching services. We are requesting approval for a Master Consulting Services Agreement to allow for other University departments to utilize the services of Academy Coaching if requested.

The proposed agreement falls under the State of Michigan Conflict of Interest Statute as Sally Schmall is a University employee as a Lecturer II with the School of Social Work and would be a party to the contract as Owner of Academy Coaching.

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.

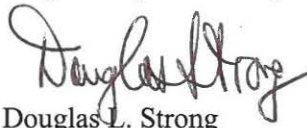
The following information is provided in compliance with the statutory requirements contained in Section (c) above:

- i) The parties to the contract are the Regents of the University of Michigan and its Rackham Graduate School and Medical School and Academy Coaching.
- ii) The agreement is for a Master Consulting Services Agreement for three years not to exceed \$300,000. This will allow for other University departments to utilize the services of Academy Coaching if requested.
- iii) The pecuniary interest arises from the fact that University of Michigan employee, Sally Schmall is the Owner of Academy Coaching.

Sally Schmall has met state law requirements with the disclosure of her pecuniary interest and formal appointment arrangements with the University of Michigan. Requirements, if any, that may be applicable 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 Academy Coaching subject to requirements, if any, that either the Medical School's or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Douglas L. Strong
Interim Executive Vice President
and Chief Financial Officer

February 2015