Year 2018-19

UNIVERSITY OF MINNESOTA
BOARD OF REGENTS

Finance & Operations Committee
October 11, 2018

PRESIDENT'S RECOMMENDED FY 2020-2021 BIENNIAL BUDGET REQUEST

PRESIDENT'S RECOMMENDED SIX-YEAR CAPITAL PLAN

CAPITAL BUDGET AMENDMENT: ICE RINK REFRIGERANT AND HVAC REPLACEMENT, SPORTS AND HEALTH CENTER (DULUTH CAMPUS)

REAL ESTATE TRANSACTIONS

UNIVERSITY OF MINNESOTA
BOARD OF REGENTS

Audit & Compliance Committee
October 11, 2018

A meeting of the Audit & Compliance Committee of the Board of Regents was held on Thursday, October 11, 2018 at 11:00 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Linda Cohen, presiding; Michael Hsu, Peggy Lucas, David McMillan, and Ken Powell.

Staff present: President Eric Kaler; Chancellor Michelle Behr, Lendley Black, Lori Carrell, and Mary Holz-Clause; Executive Vice President and Chief Financial Officer Myron Frans; Vice President for Human Resources Mike Volna; Vice President for University Services Brian Steeves; Chief Auditor Gail Klatt; and Associate General Counsel Alexandra Ulland.

The docket materials for this meeting are available here.

INTERNAL AUDIT UPDATE

Regent Cohen invited Chief Auditor Klatt to present the Internal Audit update, as detailed in the docket.

The docket materials for this item begin on page 3. The closed captioned video of this item is available here.

INSTITUTIONAL RISK PROFILE

Regent Cohen invited Michael Berthelsen, Vice President for University Services; Matt Kramer, Vice President for University Relations; and Chuck Tombarge, Chief Public Relations Officer, to discuss the institutional risk profile and mitigation plans for campus safety and crisis response, as detailed in the docket.

The docket materials for this item begin on page 61. The closed captioned video of this item is available here.

UPDATE ON EMPLOYMENT ELIGIBILITY VERIFICATION (I-9) AUDIT FINDINGS

Regent

The docket materials for this item begin on page 27. The closed captioned video of this item is available here.

The meeting adjourned at 12:28 p.m.

BRIAN R. STEEVES
Executive Director and
Corporate Secretary

UNIVERSITY OF MINNESOTA
BOARD OF REGENTS

Litigation Review Committee
October 11, 2018

A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, October 11, 2018 at 11:00 a.m. in the Sixth Floor, West Committee Room, 600 McNamara Alumni Center.

Regents present: Richard Beeson, presiding; Thomas Anderson, Dean Johnson, Darrin Rosha, Randy Simonson, and Steven Sviggum.

Staff present: President Eric Kaler; General Counsel Douglas Peterson; and Executive Director Brian Steeves.

Others present: Sarah Dirksen, Timothy Pramas, Brian Slovut, and Jon Steadland.

The docket materials for this meeting are available here.

RESOLUTION TO CONDUCT NON-PUBLIC MEETING
OF THE LITIGATION REVIEW COMMITTEE

The meeting convened in public session at 11:08 a.m. A motion was made and seconded that the following resolution be adopted:

> WHEREAS, based on advice of the General Counsel, the Board of Regents Litigation Review Committee has balanced the purposes served by the Open Meeting Law and by the attorney-client privilege, and determined that there is a need for absolute confidentiality to discuss litigation strategy in particular matters involving the University of Minnesota.
>
> NOW, THEREFORE, BE IT RESOLVED, that in accordance with Minn. Stat. 13D.03, Subd. 3 and 13D.05 Subd. 3(b), a non-public meeting of Litigation Review Committee be held on October 11, 2018 at 11:00 a.m. in the West Committee Room, 600 McNamara Alumni Center, for the purpose of discussing attorney-client privileged matters including the following:
>
> I. Potential litigation by former employee
>
> II. Potential litigation by student
>
> III. Claim against former employee

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 11:09 a.m.

UNIVERSITY OF MINNESOTA
BOARD OF REGENTS

Mission Fulfillment Committee
October 11, 2018

A meeting of the Mission Fulfillment Committee of the Board of Regents was held on Thursday, October 11, 2018 at 1:30 p.m. in the Bobm Tw 4.728 0 Td ( ) 0.0110 w 190 Td [(8)T. (u)-1oci.00 TJ 0.001 Tc -0.00

- Request for Promotion in Rank

  - Gary Anderson, professor with tenure, Developmental and Surgical Sciences, School of Dentistry

The docket materials for this item begin on page 147. The closed captioned video of this item is available here.

INFORMATION ITEMS

Provost Hanson referred the committee to the information items in the docket.

The docket materials for this item begin on page 153. The closed captioned video of this item is available here.

The meeting adjourned at 4:38 p.m.

BRIAN R. STEEVES
Executive Director and
Corporate Secretary

Year 2018-19

UNIVERSITY OF MINNESOTA
BOARD OF REGENTS

Year 2018-19
2018 at 9:36 a.m. in the Boar

Regents present: David McM

_____.

INTRODUCTIONS

Vice President, Equity and Diversity

President Kaler introduced Michael Goh, Vice President for Equity and Diversity. The docket materials for this item begin on page 3. The closed captioned video of this item is available here

APPROVAL OF MINUTES

The Board voted unanimously to approve the following minutes as presented in the docket materials:

Mission Fulfillment Committee – September 13, 2018
Audit & Compliance Committee – September 13, 2018
Litigation Review Committee – September13, 2018
Finance & Operations Committee – September 13, 2018
Governance & Policy Committee – September 14, 2018
Board of Regents – September 14, 2018
Board of Regents Special Meeting – September 28, 2018, 2018

The docket materials for this item begin on p

REPORT OF THE PRESIDENT

President Kaler delivered the report of the President. A copy of the Report of the President is on file in the Board Office.

The docket materials for this item begin on page 24. The closed captioned video of this item is available here

REPORT OF THE CHAIR

Regent McMillan delivered the report of .7 (w(96)-1.1 (g)4.93)]TJ 0.0052Tc -0.005 Tw 0[(C10.6 (i/n1.04b1c52 1

The docket materials for this item begin on page 55. The closed captioned video of this item is available here.

REPORT OF THE FINANCE & OPERATIONS COMMITTEE

WHEREAS, preserving the University campuses through stewardship of public investments that have been made over 165 years is a commitment the Board has made to the State; and

WHEREAS, advancing key academic priorities is critical for the University to achieve and maintain excellence; and

WHEREAS, continuing investment in research infrastructure is essential for the future competitiveness of the University and the State of Minnesota; and

WHEREAS, enhancing the student experience for both undergraduate education and graduate and professional education is required as the core of its mission in order to generate and disseminate knowledge; and

WHEREAS, improving outreach and engagement is necessary in order to transform State communities, fuel the State economy, address State social issues, and improve the State's health; and

WHEREAS, the administration has developed a capital planning framework designed to focus its capital planning efforts toward projects that support the University's institutional priorities within a financial strategy that is responsible.

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents approves the 2018-2024 Six Year Capital Plan in order to create and maintain facilities that serve as tools in accomplishing the University's education, research, and outreach objectives.

3) Approval of the proposed 2019 State Capital Request. The committee docket materials for this item can be found on page 12. A motion was made and seconded, and the Board

4) Approval of the proposed Collective Bargaining Agreement with Law Enforcement Labor Services. The committee docket materials for this item can be found on page 104. A motion was made and seconded, and the Board voted unanimously to approve the resolution, as follows:

WHEREAS, the parties have met and negotiated and have reached agreement regarding terms and conditions of employment regarding the employees of this bargaining unit; and

WHEREAS, Law Enforcement Labor Services (LELS) has ratified acceptance of this agreement;and

WHEREAS, according to Board of Regents Policy: Reservation and Delegation of Authority, approval of labor agreements by the Board of Regents is required.

NOW, THEREFORE, BE IT RESOLVED that on the recommendation of the President, the Board of Regents approves this labor agreement as outlined in the docket for O03 90 Tw 19.913 0 Td (6).7 20

The President of the University shall be elected by the Board of Regents whenever there is a vacancy and shall hold office at the pleasure of the Board. If the President is unable to serve, as determined by the Board of Regents, the Board may designate an Acting President.

2. Chair

Section E. Vacancy of an Office of the Board of Regents

In the event of a vacancy in the office of the Chair, the Vice Chair shall assume the position of Chair and shall serve out the Chair's term of office. In the event of a vacancy of any other office of the Board of Regents, including the position of Vice Chair when the Vice Chair assumes the office of the Chair, an election shall be held for the unexpired term at a subsequent meeting of

The Secretary shall provide reasonable public notice of special meetings, and the Chair may in special circumstances waive the requirement of notice provided that other appropriate public notice is given.

ARTICLE V. COMMITTEES OF THE BOARD OF REGENTS

Section A. Standing Committees

The Board of Regents shall name and identify the responsibilities of standing committees through Board of Regents Policy: *Board Operations and Agenda Guidelines*

The Chair of the Board of Regents shall appoint the Regents to all standing committees and shall designate the Committee Chair and Vice Chair of each. The Chair of the Board of Regents may replace Committee Chairs or Vice Chairs at any time. Vacancies arising from any cause whatsoever shall be filled in the same manner.

Regular meetings of the standing committees shall occur prior to the regular meetings of the Board of Regents.

Section B. Nominating Committee

The Chair of the Board of Regents shall appoint a Nominating Committee of three members of the Board and designate the Committee Chair at the regular May meeting of the odd-numbered years. The Nominating Committee s

These rules and regulations are adopted for purposes of Minnesota Statute § 624.72.

Section G. Minutes of the Board of Regents Meetings

Approved minutes of the proceedings of the Board of Regents shall be kept by the Secretary, who shall cause them to be preserved and accessible to the members of the Board of Regents, members of the University community, and the public. All lengthy reports shall be included in the docket materials and referred to in the minutes. The minutes shall reflect the votes cast in Board of Regents meetings and in committee meetings on matters recommended to the Board of Regents for action. The Secretary shall ensure that the minutes, docket materials, and all

Section C. Board Operations in Emergencies

In the event a quorum of the Board, as defined in Article VI, Section C, is unable to discharge the powers and duties of their office due to death or incapacity and it becomes necessary to convene a meeting of the Board of Regents to ensure the continuity of University Operations, the remaining Regents may convene a meeting and act as follows:

1. Designate an acting chair if the chair and vice chair are unable to serve.
2. Designate an acting president if the president is unable to serve.
3. Authorize necessary emergency funding.
4. Other actions necessary to ensure the continuity of University operations.

The remaining Regents may continue to act to ensure the continuity of University operations until a quorum of the Board is restored.

ARTICLE IX. AMENDMENTS TO BYLAWS

The Bylaws may be amended by a two-thirds vote of the Board of Regents at any meeting, provided, however, that notice of any proposed changes shall be sent by electronic communication to the members of the Board of Regents 30 calendar days in advance of the meeting scheduled to consider such changes.

ARTICLE X. SUSPENSION OF BYLAWS

Any provision of these Bylaws other than those contained in Article VIII, Section A, may be