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May 6, 2020  
Austin, Texas

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**FACILITIES PLANNING AND CONSTRUCTION COMMITTEE**

No items for Consent Agenda

## MEETING OF THE BOARD

1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meeting held on February 26-27, 2020; and the special called meetings held on March 27, 2020, and April 8, 2020
  
2. Resolution - U. T. System Board of Regents: Adoption of resolution regarding the list of Key Management Personnel authorized to negotiate, execute, and administer classified government contracts (Managerial Group) to reflect appointment of new Army Futures Command Director

To comply with the Department of Defense National Industrial Security Program Operating Manual (NISPOM) requirements, it is recommended that the Board of Regents approve the revised resolution set forth below regarding exclusion of individuals from the list of Key Management Personnel (KMP) authorized to negotiate, execute, and administer classified government contracts. The revision reflects the appointment of a new Army Futures Command Director.

A Resolution amending the Managerial Group list was last adopted by the Board of Regents on August 15, 2019.

NISPOM defines KMP as "officers, directors, partners, regents, or trustees." The Manual requires that the Senior Management Official (SMO), Facility Security Officer (FSO), and the Insider Threat Program Senior Official (ITPSO) must always be designated as part of the Managerial Group and be cleared at the level of the Facility Clearance. Other officials or KMPs, as determined by the Defense Security Service, must be granted Personal Security Clearances or be formally excluded by name from access to classified material.

### RESOLUTION

BE IT RESOLVED:

- a. That those persons occupying the following positions at The University of Texas System and The University of Texas at Austin shall be known as the Managerial Group, having the authority and responsibility for the negotiation, execution, and administration of Department of Defense (DoD) or User Agency contracts, as described in DoD 5220.22-M, "National Industrial Security Program Operating Manual" (NISPOM):

James B. Milliken, J.D., Chancellor, The University of Texas System  
Gregory L. Fenves, Ph.D., President, The University of Texas at Austin  
Daniel T. Jaffe, Ph.D., Vice President for Research, The University of Texas  
at Austin

Seth J. Wilk, Army Futures Command Director, The University of Texas  
at Austin

Francis J. Landry III, Facility Security Officer (FSO), The University of Texas  
System/Security Manager, Applied Research Labs, The University of Texas  
at Austin

Patrick H. Vetter, Insider Threat Program Senior Official (ITPSO), The University of Texas System/Assistant Security Director, Applied Research Labs,  
The University of Texas at Austin

James R. (Trey) Atchley III, Chief Inquiry Officer, The University of Texas System  
Helen T. Mohrmann, Chief Information Security Officer, The University of Texas System

Michael J. Heidingsfield, Director of Police, The University of Texas System

The Chief Executive Officer (i.e., the Chancellor) and the members of the Managerial Group have been processed, or will be processed, for a personnel security clearance for access to classified information to the level of the facility security clearance granted to this institution, as provided for in the NISPOM.

The Managerial Group is hereby delegated all of the Board's duties and responsibilities pertaining to the protection of classified information under classified contracts of the DoD or User Agencies of the NISPOM awarded to U. T. System, including U. T. Austin.

- b. That the following named members of the U. T. System Board of Regents shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of U. T. System, including U. T. Austin, and do not occupy positions that would enable them to affect adversely the policies and practices of the U. T. System, including U. T. Austin, in the performance of classified contracts for the Department of Defense or User Agencies of the NISPOM awarded to the U. T. System, including U. T. Austin, and need not be processed for a personnel security clearance:

Members of the U. T. System Board of Regents:

Kevin P. Eltife, Chairman

Janiece Longoria, Vice Chairman

James C. "Rad" Weaver, Vice Chairman

David J. Beck

Christina Melton Crain

R. Steven Hicks

Jodie Lee Jiles

Nolan E. Perez, M.D.

Kelcy L. Warren

Daniel R. Dominguez, Student Regent from June 1, 2019 to May 31, 2020 (nonvoting)

3. Approval of Dual Position of Honor, Trust, or Profit - U. T. System: Appointment by Governor Abbott of John M. Zerwas, M.D., Executive Vice Chancellor for Health Affairs, to the Strike Force to Open Texas relating to COVID-19

The following item has been approved by the Chancellor in accordance with Regents' *Rules and Regulations*, Rule 30103.

It has been determined that the holding of this office or position is of benefit to the State of Texas and The University of Texas System and that there is no conflict between holding this position and the appointment with the System.

The Board is also asked to find that holding this position is of benefit to the State of Texas and The University of Texas System and that there is no conflict between the position and the System.

Name:	John M. Zerwas, M.D.
Title:	Executive Vice Chancellor for Health Affairs
Position:	Chief Medical Advisor, Strike Force to Open Texas, COVID-19
Period:	April 17, 2020, for a term to expire at the pleasure of the Governor
Compensation:	None
Description:	Governor Abbott appointed Dr. Zerwas to the newly created Strike Force to Open Texas to assist as one of three Chief Medical Advisors in developing a medical architecture to comprehensively test and trace COVID-19 that will enable Texans to gradually and safely begin the process of returning to work and other activities.

**AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE**

No items for Consent Agenda

**FINANCE AND PLANNING COMMITTEE**

4. Other Fiscal Matters - U. T. System: Funding source change to replace Library, Equipment, Repair and Rehabilitation funding with Internal Lending Program funding for U. T. Health Science Center - Tyler campus utilities and improvements

Request approval to allocate \$2,725,000 from the Internal Lending Program (ILP) to U. T. Health Science Center - Tyler for campus utilities and improvements, and to reduce the Fiscal Year 2020 Library, Equipment, Repair and Rehabilitation (LERR) allocation to U. T Health Science Center - Tyler by the same amount. The allocation of ILP is requested as subsequent to the award of LERR funding, it was determined that funding from the ILP will provide more flexibility to U. T. Health Science Center - Tyler in delivering these needed improvements.

5. Real Estate Report - U. T. System: Summary Report of Separately Invested Assets Managed by U. T. System

**THE UNIVERSITY OF TEXAS SYSTEM  
SEPARATELY INVESTED ASSETS  
Managed by U. T. System  
Summary Report at February 29, 2020**

**FUND TYPE**

	Current Purpose Restricted		Endowment and Similar Funds		Annuity and Life Income Funds		TOTAL	
	Book	Market	Book	Market	Book	Market	Book	Market
<b>Land and Buildings:</b>								
Ending Value 11/30/2019	\$ 3,211,647	\$ 19,766,969	\$ 96,076,617	\$ 484,106,982	\$ 137,270	\$ 204,284	\$ 99,425,534	\$ 504,078,235
Increase or Decrease	5,350,000	5,350,039	320,000	(284,484)	-	-	5,670,000	5,065,555
Ending Value 02/29/2020	\$ 8,561,647	\$ 25,117,008	\$ 96,396,617	\$ 483,822,498	\$ 137,270	\$ 204,284	\$ 105,095,534	\$ 509,143,790
<b>Other Real Estate:</b>								
Ending Value 11/30/2019	\$ -	\$ -	\$ 5	\$ 5	\$ -	\$ -	\$ 5	\$ 5
Increase or Decrease	-	-	-	-	-	-	-	-
Ending Value 02/29/2020	\$ -	\$ -	\$ 5	\$ 5	\$ -	\$ -	\$ 5	\$ 5

Report prepared in accordance with Sec. 51.0032 of the *Texas Education Code*. Details of individual assets by account furnished on request.

Note: Surface estates are managed by the U. T. System Real Estate Office. Mineral estates are managed by U. T. System University Lands. The royalty interests received from the Estate of John A. Jackson for the John A. and Katherine G. Jackson Endowed Fund in Geosciences are managed by the U. T. Austin Geology Foundation, with the assistance of the Bureau of Economic Geology.



**ACADEMIC AFFAIRS COMMITTEE**

6. **Report - U. T. System Academic Institutions: Fiscal Year 2019 Post-Tenure Review**

In accordance with *Texas Education Code* Section 51.942 and Regents' *Rules and Regulations*, Rule 31102, the following report on the Fiscal Year 2019 post-tenure review for the U. T. System academic institutions is provided by the Executive Vice Chancellor for Academic Affairs.

During Fiscal Year 2019, 429 tenured faculty members at the eight academic institutions with tenured faculty were subject to post-tenure review. Of the 429 faculty members reviewed, 228 or 53.1% were evaluated as Exceeds Expectations; 187 or 43.6% were evaluated as Meets Expectations; 14 or 3.3% received Does Not Meet Expectations; and none received an Unsatisfactory evaluation. Twelve faculty members retired or resigned before their post-tenure reviews.

The following summary tables provide additional details of the post-tenure review results for Academic Year 2018-2019.

**Summary of Post-Tenure Review Results**

	Total Actually Reviewed	Total Exceeding Expectations	Total Meets Expectations	Total Does Not Meet Expectations	Total Unsatisfactory	Decided to Retire or Resign Before Review
UTA	45	33	12	0	0	0
UTAUS	181	79	95	7	0	7
UTD	47	22	25	0	0	0
UTEP	42	27	12	3	0	1
UTPB	3	0	3	0	0	1
UTRGV	47	33	12	2	0	1
UTSA	51	24	25	2	0	2
UTT	13	10	3	0	0	0
Total	429	228	187	14	0	12
		53.1%	43.6%	3.3%	0.0%	

**Post-Tenure Review Results by Gender**

	Actually Reviewed		Exceeding Expectations		Meets Expectations		Does Not Meet Expectations		Unsatisfactory		Decided to Retire or Resign Before Review	
	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female
UTA	32	13	25	8	7	5	0	0	0	0	0	0
UTAUS	131	50	58	21	66	29	7	0	0	0	6	1
UTD	36	11	17	5	19	6	0	0	0	0	0	0
UTEP	32	10	21	6	8	4	3	0	0	0	1	0
UTPB	3	0	0	0	3	0	0	0	0	0	0	1
UTRG	32	15	20	13	10	2	2	0	0	0	0	1
UTSA	36	15	16	8	20	5	0	2	0	0	1	1
UTT	10	3	7	3	3	0	0	0	0	0	0	0
Total	312	117	164	64	136	51	12	2	0	0	8	4

**Post-Tenure Review Results by Ethnicity**

	Total Actually Reviewed					Exceeds Expectations				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTA	29	1	4	11	0	22	0	2	9	0
UTAUS	149	7	9	14	2	65	1	3	9	1
UTD	28	3	3	12	1	12	0	3	6	1
UTEP	18	0	15	9	0	13	0	8	6	0
UTPB	2	0	1	0	0	0	0	0	0	0
UTRGV	25	2	10	7	3	18	0	8	4	3
UTSA	27	4	5	15	0	12	3	1	8	0
UTT	12	0	0	1	0	9	0	0	1	0
Total	290	17	47	69	6	151	4	25	43	5

	Meets Expectations					Does Not Meet Expectations				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTA	6	1	1	4	0	0	0	0	0	0
UTAUS	79	5	6	4	1	5	1	0	1	0
UTD	16	3	0	6	0	0	0	0	0	0
UTEP	3	0	8	1	0	2	0	0	1	0
UTPB	2	0	1	0	0	0	0	0	0	0
UTRGV	6	2	2	2	0	1	0	0	1	0
UTSA	15	1	3	6	0	0	0	1	1	0
UTT	3	0	0	0	0	0	0	0	0	0
Total	130	12	21	23	1	8	1	1	4	0

	Unsatisfactory					Decided to Retire/Resign Before Review				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTA	0	0	0	0	0	0	0	0	0	0
UTAUS	0	0	0	0	0	5	0	1	1	0
UTD	0	0	0	0	0	0	0	0	0	0
UTEP	0	0	0	0	0	1	0	0	0	0
UTPB	0	0	0	0	0	1	0	0	0	0
UTRGV	0	0	0	0	0	1	0	0	0	0
UTSA	0	0	0	0	0	2	0	0	0	0
UTT	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	10	0	1	1	0

**PRESENT STATUS OF EACH PERFORMANCE THAT DOES NOT MEET EXPECTATIONS:**

**U. T. Austin:** Department Chairs and Deans will monitor marginal performance each year and provide feedback through the Annual Review process.

**U. T. El Paso:** (1) Chair and mentors work to bring research productivity to an acceptable standard. (2) Urge the Chair to work with faculty member to ensure new research is well and timely published. (3) Chair or an assigned mentor must work with faculty member on a plan for achieving satisfactory research results.

**U. T. Rio Grande Valley:** Significant concerns were raised regarding the quality and impact of the publications presented by the faculty members. Based on these results, meetings with the respective Deans and Department Chairs were held to establish an action plan with concrete initiatives to address the aforementioned issues.

**U. T. San Antonio:** Individuals have been (1) instructed to meet with the Department Chair, Associate Dean, and Dean to evaluate current workload and outline a plan of action to strengthen performance or (2) instructed to meet with the Department Chair and Dean to increase graduate student mentoring, publications, and effective teaching practices and outline a plan of action to strengthen performance.

7. Other Matters - U. T. System Academic Institutions: Approval of Policies Regarding Speech, Expression, and Public Assembly Revised Per *Texas Education Code* Section 51.9315

Policies for the following U. T. System academic institutions have been revised and are recommended by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel to the Board for approval, as required by *Texas Education Code* Section 51.9315:

U. T. Arlington;  
U. T. Austin;  
U. T. Dallas;  
U. T. El Paso;  
U. T. Permian Basin;  
U. T. Rio Grande Valley;  
U. T. San Antonio; and  
U. T. Tyler.

In 2019, the 86th Legislature enacted *Texas Education Code* Section 51.9315, which requires that institutions of higher education adopt a policy detailing students' rights and responsibilities regarding expressive activities at the institution. The policy must:

(1) allow:

(A) any person to, subject to reasonable restrictions, engage in expressive activities on campus, including by responding to the expressive activities of others; and

(B) student organizations and faculty to invite speakers to speak on campus;

(2) establish disciplinary sanctions for students, student organizations, or faculty who unduly interfere with the expressive activities of others on campus;

(3) include a grievance procedure for addressing complaints of a violation of *Texas Education Code* Section 51.9315;

(4) be approved by a majority vote of the institution's governing board before final adoption; and

(5) be posted on the institution's Internet website.

Consequently, all U. T. academic institutions revised their existing policies. The [revised policies](#) have been reviewed by the Office of General Counsel and found to be in compliance with *Texas Education Code* Section 51.9315.

8. Contract (funds going out) - U. T. Arlington: Oriental Business Services, Inc., to provide janitorial services, including residence hall make-ready and quick-turn services

Agency: Oriental Business Services, Inc.

Funds: \$2,700,000 over the full contract term, including possible extensions

Period: December 21, 2019 through December 20, 2024; with two options for two-year renewals

Description: Oriental Business Services, Inc., to provide janitorial services, including quick-turn and make-ready services for dormitories.

9. Contract (funds coming in) - U. T. Austin: Gastroenterology Program Support Agreement by and among Ascension Seton (formerly known as Seton Family of Hospitals), Seton Family of Doctors, and The University of Texas at Austin

Agency: Ascension Seton (formerly known as Seton Family of Hospitals) and Seton Family of Doctors

Funds: U. T. Austin will be paid a maximum of approximately \$3,600,000 annually in the first year, escalating to approximately \$8,600,000 by the final program year (with full staffing of program personnel)

Period: Initial term beginning January 1, 2020 through August 31, 2022; with renewal periods of one year each, unless terminated earlier

Description: The Program Support Agreement outlines the terms of a regional comprehensive gastroenterology (GI) program to provide interdisciplinary and multidisciplinary team-based care for a wide variety of conditions.

This care will include adult inpatient and outpatient general and subspecialized gastroenterology care, general and advanced endoscopic procedures, as well as pediatric advanced endoscopy procedures. Among other terms, the program will include 24/7 coverage of Dell Seton Medical Center at U. T. Austin and other designated Seton inpatient facilities, outpatient GI clinics, and research funding.

10. Contract (funds coming in and going out) - U. T. Austin: Total Contract Value Increase to Master Research Services Agreement between Seton Family of Hospitals and the University of Texas at Austin, on behalf of Dell Medical School

Agency: Seton Family of Hospitals

Funds: Actual funds expended or received to date total approximately \$1,500,000. Total contract value for existing and pending statement of work (SOW) is approximately \$2,931,290. U. T. Austin is requesting approval to increase the total contract value to \$6,000,000 based on new and expected research.

Period: February 28, 2019 through August 31, 2021

Description: Under the Agreement, Seton Family of Hospitals and U. T. Austin both receive and provide services. Seton Family of Hospitals and U. T. Austin add specific research statements of work (SOW) to the agreement, each of which allows for the provisions of services by one party to the other with respect to joint research efforts. Each SOW identifies a specific research project and set of services, along with payment and other relevant terms. Initial term was October 1, 2017 through August 31, 2019. The Agreement was amended to extend the term through August 31, 2021, and approved by the Board of Regents on May 2019, at a total contract value of approximately \$2,734,106.

11. Contract (funds going out) - U. T. Austin: Paciolan, LLC, to provide software, service, and equipment for ticketing system at Intercollegiate Athletics facilities

Agency: Paciolan, LLC

Funds: \$8,750,000

Period: July 1, 2020 through June 30, 2032

Description: Department Addendum to Master Software License and Services Agreement with Paciolan, LLC. Paciolan will license comprehensive ticketing, parking, and donation platform; and provide services, equipment, supplemental integrations, and features for designated locations relevant to Intercollegiate Athletics ticketing system.

12. Request for Budget Change - U. T. Austin: Transfer \$8,198,369 from Dell Medical Pediatric Department (DMPD) - Surgery - Pediatric and Congenital Cardiothoracic Surgery, Operating Income, AUF Funds, to Dell Medical Pediatric Department (DMPD) - Surgery - Pediatric and Congenital Cardiothoracic Surgery, Administrative and Professional Salaries and All Expense to increase the salary budget for the Pediatric Heart Program funded by Ascension Seton as per the Pediatric Congenital Heart Disease Program Support Agreement (RBC No. 11017) -- amendment to the 2019-2020 budget

The following Request for Budget Change has been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	\$ Amount	RBC #
Dell Medical Pediatric Department (DMPD) - Surgery - Pediatric and Congenital Cardiothoracic Surgery - AUF Funds		
Amount of Transfer:	\$8,198,369	11017
From: Dell Medical Pediatric Department (DMPD) - Surgery - Pediatric and Congenital Cardiothoracic Surgery - AUF Funds Operating Income	\$8,198,369	
To: Dell Medical Pediatric Department (DMPD) - Surgery - Pediatric and Congenital Cardiothoracic Surgery - AUF Funds Administrative and Professional Salaries	\$7,998,369	
All Expenses	\$200,000	

13. Request for Budget Change - U. T. Austin: Tenure Appointments -- amendment to the 2019-2020 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>Dell Medical School</b>					
Department of Medicine					
Associate Professor					
Kevin Hackshaw (T)	2/1-8/31	30	12	230,000	11008
Associate Professor					
Elizabeth Tyler-Kabara (T)	2/17-8/31	100	12	650,000	11015
<b>College of Fine Arts</b>					
Department of Theatre and Dance					
Associate Professor					
Leah Cox (T)	1/1-5/31	100	09	100,000	11007
<b>Jackson School of Geosciences</b>					
Department of Geological Sciences					
Director (A&P) and Professor					
Demian Saffer (T)	1/1-5/31	100	12	280,000	11009
	1/1-5/31	0	09	210,000	

14. Employment Agreement - U. T. Austin: Approval of terms of Employment Agreement for current Football Associate Head Coach Stan Drayton

The following Football Associate Head Coach Employment Agreement has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel and is recommended for approval by the U. T. System Board of Regents. If the Agreement is approved, total compensation for the contract period for Stan Drayton will be in excess of \$1 million. Such employment under the Agreement is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which The University of Texas at Austin is a member, the Regents' *Rules and Regulations*, and the policies of The University of Texas at Austin. Any violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay and/or dismissal.

To:

**Period:**

April 1, 2020 through March 31, 2022

**Guaranteed compensation:**

Annual Salary: \$650,000

Automobile: One Dealer Car, included in Annual Salary

Social club membership: In accordance with Athletics Department's policies and procedures, and based on availability and business need

**Nonguaranteed compensation:**

No change

**Note:**

In proposing the new Agreement for Football Associate Head Coach Stan Drayton, U. T. Austin has substantially changed the approach to compensation. For comparison purposes, the approximate increase in guaranteed compensation from FY 2020 to FY 2021 is 22% due to equity increases and with changes throughout the agreements to the classification of other employment terms as part of the base salary.

From:

**Guaranteed compensation:**

Annual Salary: \$515,000

Automobile: One dealer car (or \$7,500 annually in lieu of one dealer car)

Sports Camps and Clinics: \$10,000 annually

Optional Social Club Membership: The University of Texas Golf Club

**Nonguaranteed compensation:**

Performance Incentives:

Team Wins Big 12 Conference Championship game: maximum of \$10,000 annually

Team wins the NCAA National Championship Team: maximum of \$85,000 annually

Source of Funds: Intercollegiate Athletics



15. Employment Agreement - U. T. Austin: Approval of terms of Employment Agreement for current Head Football Strength and Conditioning Coach Yancy J. McKnight

The following Head Football Strength and Conditioning Coach Employment Agreement has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel and is recommended for approval by the U. T. System Board of Regents. If the Agreement is approved, total compensation for the contract period for Yancy J. McKnight will be in excess of \$1 million. Such employment under the Agreement is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which The University of Texas at Austin is a member, the Regents' *Rules and Regulations*, and the policies of The University of Texas at Austin. Any violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay and/or dismissal.

To: **Period:**

April 1, 2020 through March 31, 2022

**Guaranteed compensation:**

Annual Salary: \$510,000

Automobile: One Dealer Car, included in Annual Salary

Sports Camps and Clinics: In accordance with Athletics Department's policies and procedures, based on availability and business need, and included in Annual Salary

Social club membership: In accordance with Athletics Department's policies and procedures, and based on availability and business need

**Nonguaranteed compensation:**

No change

**Note:**

In proposing the new Agreement for Football Strength and Conditioning Coach Yancy McKnight, U. T. Austin has substantially changed the approach to compensation. For comparison purposes, the approximate increase in guaranteed compensation from FY 2020 to FY 2021 is 14.81% due to equity increases and with changes throughout the agreements to the classification of other employment terms as part of the base salary.

From: **Guaranteed compensation:**

Annual Salary: \$436,687

Automobile: One dealer car (or \$7,500 annually in lieu of one dealer car)

Optional Social Club Membership: The University of Texas Golf Club

Sports Camps and Clinics: \$10,000 annually, included in Annual Salary

**Nonguaranteed compensation:**

Performance Incentives:

Team wins Big 12 Conference Championship: maximum of \$10,000 annually

Team wins the NCAA National Championship Team: \$85,000

Source of Funds: Intercollegiate Athletics

16. Employment Agreement - **U. T. Austin**: Approval of terms of Employment Agreement for current Football Co-Offensive Coordinator Herbert L. Hand, Jr.

The following Football Co-Offensive Coordinator Employment Agreement has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel and is recommended for approval by the U. T. System Board of Regents. If the Agreement is approved, total compensation for the contract period for Herbert L. Hand, Jr., will be in excess of \$1 million. Such employment under the Agreement is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which The University of Texas at Austin is a member, the Regents' *Rules and Regulations*, and the policies of The University of Texas at Austin. Any violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay and/or dismissal.

To:

**Period:**

April 1, 2020 through March 31, 2022

**Guaranteed compensation:**

Annual Salary: \$700,000

Automobile: One Dealer Car, included in Annual Salary

Sports Camps and Clinics: In accordance with Athletics Department's policies and procedures, based on availability and business need, and included in Annual Salary

Social club membership: In accordance with Athletics Department's policies and procedures, and based on availability and business need

**Nonguaranteed compensation:**

No change

**Note:**

In proposing the new Agreement for Football Co-Offensive Coordinator Herbert L. Hand, Jr., U. T. Austin has substantially changed the approach to compensation. For comparison purposes, the approximate increase in guaranteed compensation from FY 2020 to FY 2021 is 6.46% due to equity increases and with changes throughout the agreements to the classification of other employment terms as part of the base salary.

From:

**Guaranteed compensation:**

Annual Salary: \$640,000

Automobile: One dealer car (or \$7,500 annually in lieu of one dealer car)

Optional Social Club Membership: The University of Texas Golf Club

Sports Camps and Clinics: \$10,000 annually

**Nonguaranteed compensation:**

Performance Incentives:

Team wins Big 12 Conference Championship: maximum of \$10,000 annually

Team wins the NCAA National Championship Team: \$85,000

Source of Funds: Intercollegiate Athletics

17. Employment Agreement - U. T. Austin: Approval of terms of Employment Agreement for new Football Associate Head Coach for Defense/Defensive Line Mark Hagen

The following Football Associate Head Coach for Defense/Defensive Line Employment Agreement has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel and is recommended for approval by the U. T. System Board of Regents. If the Agreement is approved, total compensation for the contract period for Mark Hagen will be in excess of \$1 million. Such employment under the Agreement is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which The University of Texas at Austin is a member, the Regents' *Rules and Regulations*, and the policies of The University of Texas at Austin. Any violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay and/or dismissal.

Proposed: **Guaranteed compensation:**

Annual Salary: \$550,000

Automobile: One Dealer Car, included in Annual Salary

Sports Camps and Clinics: In accordance with Athletics Department's policies and procedures, and based on availability and business need

Social club membership: In accordance with Athletics Department's policies and procedures, and based on availability and business need

Relocation: One-time relocation allowance of \$2,000

Moving allowance: maximum of \$25,000

**Nonguaranteed compensation:**

Performance Incentives:

Team Wins Big 12 Conference Championship game: maximum of \$10,000 annually

Team wins the College Football Playoff Championship game: maximum of \$85,000 annually

Team Academic Performance Incentives: N/A

Coach of the Year Honors: N/A

Honorary Head Coach Assignment: N/A

Source of Funds: Intercollegiate Athletics

Period: February 6, 2020 through March 31, 2022

18. Contract (funds going out) - U. T. Dallas: Cuevas Distribution, Inc., to provide services for delivery of bulk liquid nitrogen and laboratory cylinder gases on an as-needed basis

Agency: Cuevas Distribution, Inc.

Funds: Approximately \$800,000 per year or \$4,000,000 over a possible five-year maximum term

Period: April 1, 2020 through March 31, 2023; with option to renew for two additional one-year terms

Description: Cuevas Distribution, Inc., a State of Texas certified HUB business, will provide services for routine delivery of bulk liquid nitrogen and laboratory cylinder gases to the U. T. Dallas campus on an as-needed basis. This proposed award is the result of a competitive solicitation and resulting recommendation by an evaluation committee of University staff including faculty, research, and business stakeholders.

19. Approval of Dual Position of Honor, Trust, or Profit - U. T. El Paso: Appointment by President Trump of Heather Wilson, Ph.D., as a Member of the National Science Board

The following item has been approved by the Executive Vice Chancellor for Academic Affairs in accordance with Regents' *Rules and Regulations*, Rule 30103.

It has been determined that the holding of this office or position is of benefit to the State of Texas and The University of Texas at El Paso and that there is no conflict between holding this position and the appointment with the University.

The Board is also asked to find that holding this position is of benefit to the State of Texas and the University and that there is no conflict between the position and the University.

Name: Heather Wilson, Ph.D.

Title: President

Position: Member, National Science Board

Period: Six-year term, expiring May 10, 2026

Compensation: None

Description: Dr. Heather Wilson will be appointed to serve a six-year term on the National Science Board, which provides advice and oversight for the National Science Foundation (NSF). The National Science Board, comprised of 25 members, works with the NSF to recommend and encourage research, education and budget priorities; and serves as an independent advisory body to the President and Congress on policy matters related to science and engineering. It also publishes policy papers and statements on issues of national importance to science and engineering.

20. Request for Budget Change - U. T. Rio Grande Valley: New Hire with Tenure -- amendment to the 2019-2020 budget

The following Request for Budget Change (RBC) has been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>School of Medicine</b>					
Neuroscience					
Chair and Institute Director,					
Professor					
Ihsan Salloum (T)	5/1-8/31	100	12	400,000	11032

21. Contract (funds coming in) - U. T. San Antonio: Amendment to University Computer Store Management and Operation Agreement with HiEd Inc. to provide on-premises vending machines that distribute computer and technology related commodities

Agency: HiEd Inc.

Funds: Revenue Generating; estimated amount annually \$25,000

Period: Initial University Computer Store Management and Operation Agreement is for a 60-month term beginning November 1, 2018, with five additional 12-month renewal options, with each renewal option being at U. T. San Antonio's discretion

Effective Date for this Amendment is May 15, 2020

Description: In 2018, U. T. San Antonio entered into a University Computer Store Management and Operation Agreement with HiEd Inc. That initial Agreement did not require Board approval as it did not reach the institution's delegated contracting threshold. That initial Agreement was competitively procured.

This Amendment to the initial Agreement allows for on-premises vending machines that distribute computer and technology related commodities for the benefit and convenience of students, faculty, staff, alumni, and invitees. The value of the initial contract and the amendment combined does not trigger required Board approval. Instead, Board approval for this amendment is sought in accordance with *Texas Government Code* Section 2203.005(a) and The University of Texas Systemwide Policy UTS 130 pertaining to Vending Machine Contracts.

22. Request for Budget Change - U. T. San Antonio: Transfer \$2,500,000 from Recreational Center Reserve account to Capital Project - Cost Center Clearing account to provide institutional support to cover costs related to the Intramural Recreation Field Reconstruction (RBC No. 11010) -- amendment to the 2019-2020 budget
23. Request for Budget Change - U. T. San Antonio: New Hires with Tenure -- amendment to the 2019-2020 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>College of Liberal and Fine Arts</b>					
Department of Music					
Professor					
Martin Camacho (T)	5/18-5/31	100	09	93,800	11031
<b>College of Engineering</b>					
Department of Civil and Environmental Engineering					
Professor					
Sergio Alcocer (T)	1/21-5/31	10	09	300,000	11030
<b>College of Health, Community and Policy</b>					
Departments of Demography and Sociology					
Professor					
Jeralynn Crossman (T)	5/11-5/31	100	09	180,000	11036

**HEALTH AFFAIRS COMMITTEE**

24. **Report - U. T. System Health Institutions: Fiscal Year 2019 Post-Tenure Review**

In accordance with *Texas Education Code* Section 51.942 and Regents' *Rules and Regulations*, Rule 31102, the following report on the Fiscal Year 2019 post-tenure review for the U. T. System health institutions is provided by the Executive Vice Chancellor for Health Affairs.

During Fiscal Year 2019, 213 tenured faculty members at the six health institutions with tenured faculty were subject to post-tenure review. Of the 213 faculty members reviewed, 102 or 47.9% were evaluated as Exceeds Expectations; 105 or 49.3% received Meets Expectations; 5 or 2.3% received Does Not Meet Expectations; and 1 or 0.5% received Unsatisfactory evaluations. Seven faculty members retired or resigned the tenured position before their post-tenure review.

The following summary tables provide additional details of the post-tenure review results for Academic Year 2018-2019.

**Summary of Post-Tenure Review Results**

	Total Subject to Review	Total Exceeds Expectations	Total Meets Expectations	Total Does Not Meet Expectations	Total Unsatisfactory	Decided to Retire or Resign Before Review
UTSWMC	52	33	18	1	0	1
UTMB	27	15	11	1	0	1
UTHSC-H	27	24	2	1	0	3
UTHSC-SA	44	27	17	0	0	1
UTMDACC	62	2	57	2	1	1
UTHSC-T	1	1	0	0	0	0
Total	213	102	105	5	1	7
		47.9%	49.3%	2.3%	0.5%	

**Post-Tenure Review Results by Gender**

	Subject to Review		Exceeds Expectations		Meets Expectations		Does Not Meet Expectations		Unsatisfactory		Decided to Retire or Resign Before Review	
	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female
UTSWMC	42	10	26	7	15	3	1	0	0	0	1	0
UTMB	20	7	13	2	6	5	1	0	0	0	1	0
UTHSC-H	20	7	17	7	2	0	1	0	0	0	0	3
UTHSC-SA	32	12	21	6	11	6	0	0	0	0	1	0
UTMDACC	45	17	2	0	40	17	2	0	1	0	1	0
UTHSC-T	1	0	1	0	0	0	0	0	0	0	0	0
Total	160	53	80	22	74	31	5	0	1	0	4	3



**Post-Tenure Review Results by Ethnicity**

	Total Actually Reviewed					Exceeds Expectations				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTSWMC	45	0	0	7	0	27	0	0	6	0
UTMB	18	0	0	9	0	11	0	0	4	0
UTHSC-H	20	0	1	6	0	18	0	1	5	0
UTHSC-SA	26	1	5	11	1	18	1	3	5	0
UTMDACC	36	1	8	16	1	1	0	1	0	0
UTHSC-T	1	0	0	0	0	1	0	0	0	0
Total	146	2	14	49	2	76	1	5	20	0

	Meets Expectations					Does Not Meet Expectations				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTSWMC	17	0	0	1	0	1	0	0	0	0
UTMB	6	0	0	5	0	1	0	0	0	0
UTHSC-H	2	0	0	0	0	0	0	0	1	0
UTHSC-SA	8	0	2	6	1	0	0	0	0	0
UTMDACC	34	1	7	14	1	0	0	0	2	0
UTHSC-T	0	0	0	0	0	0	0	0	0	0
Total	67	1	9	26	2	2	0	0	3	0

	Unsatisfactory					Decided to Retire/Resign Before Review				
	White	Black	Hispanic	Asian	Other	White	Black	Hispanic	Asian	Other
UTSWMC	0	0	0	0	0	0	0	0	1	0
UTMB	0	0	0	0	0	1	0	0	0	0
UTHSC-H	0	0	0	0	0	2	0	0	1	0
UTHSC-SA	0	0	0	0	0	1	0	0	0	0
UTMDACC	1	0	0	0	0	1	0	0	0	0
UTHSC-T	0	0	0	0	0	0	0	0	0	0
Total	1	0	0	0	0	5	0	0	2	0

**PRESENT STATUS OF EACH PERFORMANCE THAT DOES NOT MEET EXPECTATIONS:**

**U. T. Southwestern Medical Center:** Faculty member retired.

**U. T. Medical Branch-Galveston:** Faculty member began remediation plan.

**U. T. Health Science Center-Houston:** Faculty member was counseled and decided to enter a phased retirement.

**U. T. M. D. Anderson Cancer Center:** Both faculty members pending administrative review.

**PRESENT STATUS OF EACH UNSATISFACTORY PERFORMANCE:**

**U. T. M. D. Anderson Cancer Center:** Professor retired.

25. Other Matters - U. T. System Health Institutions: Approval of Policies Regarding Speech, Expression, and Public Assembly Revised Per *Texas Education Code* Section 51.9315

Policies for the following U. T. System health institutions have been revised and are recommended by the Chancellor, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel to the Board for approval, as required by state law, *Texas Education Code* 51.9315:

U. T. Southwestern Medical Center;  
U. T. Medical Branch - Galveston;  
U. T. Health Science Center - Houston;  
U. T. Health Science Center - San Antonio;  
U. T. M. D. Anderson Cancer Center; and  
U. T. Health Science Center - Tyler.

In 2019, the 86th Legislature enacted the *Texas Education Code* Section 51.9315, which requires institutions of higher education adopt a policy detailing students' rights and responsibilities regarding expressive activities at the institution. The policy must:

(1) allow:

(A) any person to, subject to reasonable restrictions, engage in expressive activities on campus, including by responding to the expressive activities of others; and

(B) student organizations and faculty to invite speakers to speak on campus:

(2) establish disciplinary sanctions for students, student organizations, or faculty who unduly interfere with the expressive activities of others on campus;

(3) include a grievance procedure for addressing complaints of a violation of *Texas Education Code* Section 51.9315;

(4) be approved by a majority vote of the institution's governing board before final adoption; and

(5) be posted on the institution's Internet website.

Consequently, all U. T. System health institutions revised their existing policies. The [revised policies](#) have been reviewed by the Office of General Counsel and found to be in compliance with *Texas Education Code* Section 51.9315.

26. Contract (funds going out) - U. T. Southwestern Medical Center: American Food and Vending Service of Missouri, Inc., to provide coffee services

Agency: American Food and Vending Service of Missouri, Inc.

Funds: \$7,000,000

Period: March 31, 2020 through March 30, 2023; with the option to renew for two additional one-year renewal periods

Description: American Food and Vending Service of Missouri, Inc., will provide coffee services on the U. T. Southwestern Medical Center campus. The contract was competitively bid. In accordance with *Texas Education Code* Section 51.945, the students were provided with an opportunity to comment prior to the determination that this vending services provider should be selected by the institution.

27. Contract (funds going out) - U. T. Southwestern Medical Center: Slingshot, LLC, to support core value brand marketing and health systems priorities

Agency: Slingshot, LLC

Funds: \$12,000,000 over the full contract term, including renewal options

Period: March 11, 2020 through September 10, 2021; with option to renew for two one-year renewal periods

Description: Slingshot, LLC, will engage in support of U. T. Southwestern Medical Center's core value brand marketing and health system priorities, providing strategic, creative, media planning and purchasing, production materials, and account management. The contract was competitively bid.

28. Lease - U. T. Southwestern Medical Center: Authorization to extend a lease of approximately 48,770 square feet of space at 3030 Waterview Parkway and 3020 Waterview Parkway, Richardson, Dallas County, Texas, from GI DC Richardson, LLC, a Delaware limited liability company, as Lessor, for office, clinical and research uses

Description: Lease of approximately 48,770 square feet of space located at 3030 Waterview Parkway and 3020 Waterview Parkway Richardson, Dallas County, Texas. The institution provides clinical services at the premises, including to individuals associated with nearby U. T. Dallas. The initial lease was approved by the Board on August 22, 2012.

Lessor: GI DC Richardson, LLC, a Delaware limited liability company

Term: Extend term from July 1, 2020 through November 30, 2027

Lease Cost: Approximately \$7,927,157 in base rent plus operating expenses with Lessor providing a \$585,240 tenant improvement allowance to Lessee

29. Lease - U. T. Southwestern Medical Center: Authorization to lease vacant medical office space and ancillary commercial space in the Texas Health Frisco Medical Office Building located at 12500 Dallas Parkway, Frisco, Collin County, Texas, to Northlake Obstetrics & Gynecology, P. A., and to other to-be-determined lessees for office, medical office, commercial and related uses

Description: Lease of vacant medical office space and ancillary commercial space located in the recently built Texas Health Frisco Medical Office Building located at 12500 Dallas Parkway, Frisco, Collin County, Texas, to Northlake Obstetrics & Gynecology, P. A. (Northlake) and to other to-be-determined lessees for office, medical office use or commercial uses. U. T. Southwestern Medical Center currently holds a master lease of the entire building from Texas Health Resources, the building owner and an entity in which the institution has a financial interest. U. T. Southwestern Medical Center also jointly operates a hospital adjacent to the property. Pursuant to authorization from the Board on June 28, 2017, U. T. Southwestern Medical Center is in the process of acquiring fee title to the building.

Presently, the institution plans to use 105,292 rentable square feet of the approximate 123,137 square foot building to house its physicians and for clinical uses. U. T. Southwestern Medical Center plans to lease the balance of approximately 17,845 rentable square feet as described below. U. T. Southwestern Medical Center is seeking authorization to lease approximately 14,076 rentable square feet of medical office space to Northlake and to enter into one or more leases for approximately 3,769 square feet with yet to-be-determined lessees at fair market value rents and at market terms.

The base rent figures and other lease terms below reflect the current medical office and commercial market rental rates for a Class A medical office building in the Frisco area, and such rates and other lease terms may adjust based on market conditions. The Lease Revenue calculations below reflect all of the 17,845 square feet specified above.

- Lessee: Northlake Obstetrics & Gynecology, P. A., and additional Lessees yet to be determined
- Lease Term: Based on market; lease terms for medical office properties in the Frisco area are commonly five to 10 years or more, with up to two five-year extension options. The Northlake lease is for an initial term of approximately 15-years with one five-year renewal option thereafter.
- Lease Revenue: Based on market, estimated annual base rent payable by third-party lessees during an initial five-year to 10-year term currently range from \$26 to \$29 per square foot, plus the cost of all operating expenses, including taxes. The Northlake lease has an initial annual base rent of \$27 per square foot with two percent annual increases. In addition, there is an annual repayment of \$3.71 per square foot for an excess tenant improvement allowance, for an initial total rent of \$30.71 per square foot or approximately \$7,173,000 for the initial term.
- In addition to base rent, the lessees shall each pay their proportionate shares of operating expenses attributable to their respective premises, including taxes if applicable. The institution will reserve the right to convert its net leases into gross leases, where the tenant pays no operating expenses, but instead pays a higher base rent to cover such costs.
- Improvement Allowance and Commissions: U. T. Southwestern will provide the lessees a market improvement allowance currently estimated up to an amount of \$50 to \$80 per rentable square foot for the rentable area depending on the size of the lease space and term of the lease to construct improvements in the premises, now in shell condition. Each lessee will either (a) directly pay the cost of improvements that exceed their respective allowances or (b) at the institution's discretion, repay all or a portion of such excess costs amortized as rent over the term of the lease. The Northlake lease will include an \$80 base tenant improvement allowance plus an additional \$38.93 excess tenant improvement allowance, to be repaid during the initial term. The Northlake lease does not include brokerage fees; however, future leases may include commissions to be paid by the institution for leasing services, which are projected to be at a market rate of 6.75 percent of the aggregate rent (typically for a term not to exceed 10 years). Tenant improvements and leasing commissions for the leasing of all the space currently allotted to third parties may total approximately \$2,055,000.

Parking: Parking is provided in the building's adjacent garage and surface parking area at a ratio of four per 1,000 rentable square feet of leased premises for the use of each medical office lessee; the parking allocation to the commercial space may be less than the office space allocation specified above. Presently, the Lessees will not pay a charge for parking; however, the individuals utilizing parking at the building may be charged a fee. However, this is subject to change and periodic adjustment in the future.

Lease Revenue Amount: The projected total rent amount for the initial leases in the building based on yet to be determined leases at market and the Northlake lease is estimated at \$10,990,250. Northlake accounts for approximately \$9,834,700 to include base rent and excess tenant improvement rent over the initial term and the renewal term. The to-be-determined leases will also be at fair market rates with the lessee paying its share of expenses.

30. Purchase - U. T. Southwestern Medical Center: Authorization to purchase 2.81 acres improved with a 22,143 square foot medical office building located at 6010 Forest Park Road, City of Dallas, Dallas County, Texas, from UTSW Investments, LLC, for future campus expansion

Description: Purchase of 2.81 acres improved with a 22,143 square foot medical office building located at 6010 Forest Park Road, City of Dallas, Dallas County Texas, and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to purchase the property. This property is across the street from U. T. Southwestern Medical Center and is contiguous to property already owned by U. T. Southwestern Medical Center. Current tenant, Bio-Medical Applications of Texas, Inc., will remain pursuant to an existing lease for the building expiring October 31, 2020. The property may be used for mission purposes and for future programmed campus expansion.

Seller: UTSW Investments, LLC, a Texas limited liability company and subsidiary of Slate Properties, LLC

Purchase Price: \$6,375,000

31. Approval of Dual Position of Honor, Trust, or Profit - U. T. Southwestern Medical Center: Appointment by Governor Abbott of Marc Diamond, M.D., Professor and Center Director for Alzheimer's and Neurodegenerative Diseases, as Chair of the Texas Council on Alzheimer's Disease and Related Disorders

The following item has been approved by the Executive Vice Chancellor for Health Affairs in accordance with Regents' *Rules and Regulations*, Rule 30103.

It has been determined that the holding of this office or position is of benefit to the State of Texas and The University of Texas Southwestern Medical Center and there is no conflict between holding this position and the appointment with the University.

The Board is also asked to find that holding this position is of benefit to the State of Texas and the University, and that there is no conflict between the position and the University.

Name:	Marc Diamond, M.D.
Title:	Professor and Center Director for Alzheimer's and Neurodegenerative Diseases
Position:	Chair, Texas Council on Alzheimer's Disease and Related Disorders
Period:	December 5, 2019; for a term to expire at the pleasure of the Governor
Compensation:	None
Description	Governor Abbott has appointed Marc Diamond, M.D., as Chair of the Texas Council on Alzheimer's Disease and Related Disorders. The Texas Council on Alzheimer's Disease and Related Disorders facilitates the coordination of state services for victims of Alzheimer's disease and related disorders. The purpose of the council is to advise the Department of State Health Services and recommend needed action for the benefit of persons with Alzheimer's disease and related disorders and for their caregivers; coordinate public and private family support networking systems for primary family caregivers; disseminate information on services and related activities for persons with Alzheimer's disease and related disorders to the medical and health care community, the academic community, primary family caregivers, advocacy associations, and the public; coordinate a volunteer assistance program primarily for in-home and respite care services; encourage research to benefit persons with Alzheimer's disease and related disorders; recommend to the Department disbursement of grants and funds available for the Council; facilitate coordination of state agency services and activities relating to persons with Alzheimer's disease and related disorders.

32. Contract (funds going out) - U. T. Medical Branch - Galveston: First Amendment to Agreement with Alere North America, LLC, to provide point of care testing for flu, strep, and RSV in all primary care clinics

Agency: Alere North America, LLC

Funds: \$3,000,000, bringing the total contract cap amount to \$9,000,000

Period: September 1, 2019 through August 31, 2024

Description: Alere North America, LLC, provides point of care testing for flu, strep, and RSV in all U. T. Medical Branch - Galveston primary care clinics. The test results are available in less than five minutes thereby improving patient flow in clinics. The contract was procured via a Best Value Exclusive Acquisition Justification given that it was required for exact compatibility with existing equipment, which is already in place in the Island Pediatric Primary Care and Urgent Care clinics in Galveston. The original Agreement for \$6,000,000 was approved at the November 14, 2019 Board of Regents' meeting. The First Amendment to the Agreement adds 35 additional units in all primary care clinics and nine additional units at the three hospitals. The cap amount is also being increased in this First Amendment by \$3,000,000 to \$9,000,000.

33. Other Matters - U. T. Medical Branch - Galveston: Approval of campus expansion zone included in U. T. Medical Branch - Galveston, Facilities Master Plan, composed of the city blocks on either side of 6th Street from Market Street to Broadway Avenue and all city blocks between Harborside Drive and Market Street from 13th Street to 20th Street, in Galveston, Galveston County, Texas

Description: U. T. Medical Branch - Galveston presented a Facilities Master Plan (the "Plan") to the Board of Regents on February 5, 2010. The Plan included a campus expansion zone described as the city blocks on either side of 6th Street from Market Street to Broadway Avenue and all city blocks between Harborside Drive and Market Street from 13th Street to 20th Street in Galveston, Galveston County, Texas. The Plan was presented to the Board in 2010 for information only. When the expansion zone included in the Plan was presented to the Board for approval in 2016, U. T. Medical Branch - Galveston sought approval for only the city blocks on either side of 6th Street from Market Street to Broadway Avenue and all city blocks between Harborside Drive and The Strand from 13th Street to 20th Street, which is just a portion of the land shown in the Plan presented to the Board in 2010. Approval is requested to modify the approved expansion zone to include the remaining land shown in the Plan's campus expansion zone, which are the city blocks between The Strand and Market Street from 13th Street to 20th Street.



34. Approval of Dual Position of Honor, Trust, or Profit - U. T. Medical Branch - Galveston: Appointment of Philip Keiser, M.D., Professor, Division of Infectious Diseases, Internal Medicine, as a Member of the State of Texas Correctional Managed Health Care Committee as the physician representative from U. T. Medical Branch - Galveston

The following item has been approved by the Executive Vice Chancellor for Health Affairs in accordance with Regents' *Rules and Regulations*, Rule 30103.

It has been determined that the holding of this office or position is of benefit to the State of Texas and The University of Texas Medical Branch at Galveston and that there is no conflict between holding this position and the appointment with the University.

The Board is also asked to find that holding this position is of benefit to the State of Texas and the University and that there is no conflict between the position and the University.

Name:	Philip Keiser, M.D.
Title:	Professor, Division of Infectious Diseases, Internal Medicine
Position:	Member, State of Texas Correctional Managed Health Care Committee as the physician representative from U. T. Medical Branch - Galveston
Period:	March 2020 through March 2026
Compensation:	None
Description:	Ben G. Raimer, President <i>ad interim</i> of U. T. Medical Branch - Galveston (UTMB), appointed Dr. Keiser to serve as a Member of the State of Texas Correctional Managed Health Care Committee as the physician representative from UTMB. In this role, he will meet a minimum of four times per year to supervise health care delivery to Texas Department of Criminal Justice offenders incarcerated in the Texas prison system.

35. Contract (funds coming in) - U. T. Health Science Center - Houston: To provide faculty and residents to The Harris Health System to staff Harris County hospitals and clinical programs

Agency: Harris County Hospital District, dba Harris Health System

Funds: \$2.076 billion

Period: July 1, 2020 through June 30, 2035

Description: This Affiliation Agreement between U. T. Health Science Center - Houston and the Harris County Hospital District, dba Harris Health System, will define the arrangements by which U. T. Health Science Center - Houston will provide faculty and trainees to staff Harris Health System's facilities and clinical programs.

36. Interagency Agreement (funds coming in) - U. T. Health Science Center - Houston: Interagency Agreement between U. T. Health Science Center - Houston and Texas Health and Human Services Commission to provide data analysis services

Agency: Texas Health and Human Services Commission

Funds: \$5,000,000

Period: March 11, 2020 through August 31, 2021

Description: Interagency Agreement under which U. T. Health Science Center - Houston will provide data analysis services, including individual benchmark and progress data, in connection with a legislatively mandated project set forth in House Bill 1, Article IX, Health Related Provisions Section 10.06, Cross-Agency Coordination on Healthcare Strategies and Measures.

37. Request for Budget Change - U. T. Health Science Center - Houston: New Hire with Tenure -- amendment to the 2019-2020 budget

The following Request for Budget Change (RBC) has been administratively approved by the Chancellor and the Executive Vice Chancellor for Health Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>Cizik School of Nursing</b>					
Department of Research					
Associate Professor					
Daphne C. Hernandez (T)	2/1-8/31	100	12	\$140,153	11033

38. Request for Budget Change - U. T. Health Science Center - San Antonio: New Hire with Tenure -- amendment to the 2019-2020 budget

The following Request for Budget Change (RBC) has been administratively approved by the Chancellor and the Executive Vice Chancellor for Health Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>School of Medicine</b>					
Biochemistry and Structural Biology					
Associate Professor					
Shaun Olsen (T)	5/1-8/31	100	12	145,000	11025

39. Gift - U. T. Health Science Center - San Antonio: Authorization to accept the gift of two parcels consisting of 12.874 acres of land subject to a ground lease and 7.44 acres of unimproved land located at Wurzbach Road and Floyd Curl Drive, City of San Antonio, Bexar County, Texas, from San Antonio Medical Foundation, for future campus expansion

Description: Acquisition by gift of two parcels consisting of 12.874 acres of improved land and 7.44 acres of unimproved land located at Wurzbach Road and Floyd Curl Drive, City of San Antonio, Bexar County, Texas, from San Antonio Medical Foundation for future campus expansion, including a future hospital site. The 12.874-acre parcel gift is for land subject to a ground lease to U. T. Health Science Center - San Antonio. The site is improved with an approximately 260,000 square foot clinical and research facility currently used by the U. T. Health Science Center - San Antonio Department of Radiation Oncology. The ground lease interest and improvements were transferred from the Cancer Therapy and Research Center to the U. T. System Board of Regents by gift and purchase on December 6, 2007. The San Antonio Medical Foundation now wishes to gift ownership of the underlying land; combined with the ground lease by U. T. Health Science Center - San Antonio currently in place, giving the institution full ownership of land and building. The unimproved 7.44-acre parcel is across Floyd Curl Drive. Both parcels are in the acquisition zone identified for the Greehey Academic and Research Campus Master Plan.

Donor: San Antonio Medical Foundation, a Texas nonprofit corporation

Value: Estimated value based on 2019 Bexar County Central Appraisal District records is \$6,397,330 for the 12.874 acres, and \$2,996,330 for the 7.44 acres.

40. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Eurofins Viracor, Inc., to provide reference lab testing services

Agency: Eurofins Viracor, Inc. f/k/a ViraCor-IBT Laboratories, Inc.

Funds: Total cost under this Agreement will not exceed \$9,200,000 over the full contract term, including renewal options

Period: The initial term will be for a period of 60 months, commencing April 1, 2020; with two 12-month renewal options

Description Eurofins Viracor, Inc., provides standard and esoteric testing in infectious disease, immunology and allergy testing. Eurofins Viracor will provide Reference Laboratory Testing for qPCR assays results within 24 hours or less for a critical patient population. Eurofins Viracor monitors public gene sequence repositories, as well as internal data, for new strains or mutations. Eurofins Viracor qPCR assays target at least two portions of the viral genome, utilizing unique primer and probe sets for each target. This Agreement was acquired via an Exclusive Acquisition Justification.

41. Lease - U. T. M. D. Anderson Cancer Center: Authorization to lease approximately 32,148 square feet of space located at 8000 El Rio Street, Suites 8030, 8032, 8036, 8038, 8066, 8076, and 8078, Houston, Harris County, Texas, to Ziopharm Oncology, Inc.

Description: Lease of space located at 8000 El Rio Street, Suites 8030, 8032, 8036, 8038, 8066, 8076, and 8078, Houston, Harris County, Texas, collectively with approximately 32,148 square feet of service center space, used for research and manufacturing.

Lessee: Ziopharm Oncology, Inc., a Delaware corporation; Ziopharm has a research and development agreement with the institution

Term: Seven-year term with staggered commencement dates running from November 2019 through June 1, 2020, with suites 8066, 8076 and 8078 having one five-year renewal option

Lease Income: During the initial term, total base rent is estimated at \$5,658,700, plus taxes. If all renewal options are exercised, total base rent for the renewal period will be an estimated \$2,832,400 for a total estimated base rent of \$8,491,100, plus taxes.

42. Lease - U. T. M. D. Anderson Cancer Center: Authorization to enter into a lease for up to 12 years for approximately 66,300 square feet of space located in Life Science Plaza, 2130 West Holcombe Boulevard, Houston, Harris County, Texas, from Life Science Plaza Investment Group, L.P., for research, therapy manufacturing and other mission purposes

Description: Lease of approximately 66,300 square feet of commercial space located at Life Science Plaza, located at 2130 West Holcombe Boulevard, Houston, Harris County, Texas, for research, therapy manufacturing and other mission purposes. This space is currently occupied by Bellicum, Inc., and improved for research, therapy manufacturing, and office uses. The institution has entered into an agreement with Bellicum to acquire substantially all of its assets; these assets include equipment for research and manufacturing uses pursuant to cGMP manufacturing requirements as promulgated by the Food and Drug Administration.

On November 14, 2019, the Board authorized the acquisition of Bellicum's assets and the lease of this space in Life Science Plaza for a term not to exceed 10 years. However, the Lessor has required, as a condition to leasing this space to the Board on behalf of U. T. M. D. Anderson Cancer Center, that the term be for up to 12 years; this is to stagger the expiration date of this space with those of the other spaces in this building leased on behalf of the institution. In addition to a small amount of exterior mechanical space, in aggregate with existing leases U. T. M. D. Anderson Cancer Center would occupy approximately 242,095 rentable square feet of 340,244 rentable square feet; this is approximately 71% of the building.

Lessor: Life Science Plaza Investment Group, L.P., a Texas limited partnership

Term: Up to a 12-year primary term, with two five-year renewal options at fair market value. This is a change from the previously authorized 10-year primary term.

Lease Cost: Over the now longer term, total base rent and operating expenses paid by U. T. M. D. Anderson Cancer Center are estimated at \$56,819,000. This is a change from the previously-approved \$41,616,000 for estimated base rent and estimated operating expenses.

Estimated base rent is now \$34,568,500, which is an escalation from \$35.35 per square foot to \$36.53 per square foot due to the passage of time. Estimated operating expenses are now \$22,250,500 over the term or \$23.89 per square foot with estimated 3.33% annual increases. An increase in property taxes in 2020 resulted in a 20% increase in estimated operating expenses per square foot from what was previously estimated.

**FACILITIES PLANNING AND CONSTRUCTION COMMITTEE**

No items for Consent Agenda