

Meeting No. 1,235

THE MINUTES OF THE BOARD OF REGENTS  
OF  
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1 - 98

May 3 - 4, 2023

Austin, Texas

MEETING NO. 1,235

WEDNESDAY, MAY 3, 2023.-- The members of the Board of Regents of The University of Texas System convened at 1:32 p.m. on Wednesday, May 3, 2023, in the Board Room, Second Floor, The University of Texas System Building, 210 West Seventh Street, Austin, Texas, with the below meeting participation:

ATTENDANCE.--

Present

Chairman Eltife  
Vice Chairman Longoria  
Vice Chairman Weaver  
Regent Crain  
Regent Hicks  
Regent Jiles  
Regent Perez  
Regent Stedman  
Regent Warren  
Regent Mutyala, Student Regent, nonvoting

CONVENE THE BOARD IN OPEN SESSION TO RECESS TO EXECUTIVE SESSION.--  
At 1:32 p.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session.

RECESS TO EXECUTIVE SESSION.--At 1:33 p.m., the Board recessed to Executive Session, pursuant to *Texas Government Code* Sections 551.071 and 551.074 to consider the matters listed on the Executive Session agenda.

RECONVENE THE BOARD IN OPEN SESSION FOR POSSIBLE ACTION ON EXECUTIVE SESSION ITEMS, AGENDA ITEM, AND TO CONVENE COMMITTEE MEETINGS.--At 1:57 p.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session.

1. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions including interim presidents); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees

No action was taken on this item.

2. U. T. Austin: Discussion and appropriate action related to legal issues concerning terms of contracts associated with U. T. Austin's membership in the Southeastern Conference (SEC)

Chairman Eltife called on Vice Chairman Weaver for a motion on Item 2 posted for discussion today, and Vice Chairman Weaver made the following motion:

I move that the U. T. System Board of Regents authorize President Hartzell to reach a mutually agreeable exit from The Big Twelve Conference effective June 30, 2024, to join the Southeastern Conference on or after July 1, 2024, and to take such action as determined by U. T. Austin to be necessary and appropriate within the parameters outlined and recommended in Executive Session.

I further move that the Board delegate authority to President Hartzell, following review and approval by the Chancellor and the Vice Chancellor and General Counsel, to execute binding agreements, instruments, and other documents with all necessary parties in relation to the proposed athletic conference change and to take all further actions deemed necessary to carry out the purpose and intent of the foregoing actions.

The motion was seconded by Vice Chairman Longoria and carried unanimously.

#### AGENDA ITEM

1. U. T. System: Discussion and appropriate action regarding non-resident and graduate tuition and non-academic mandatory fee increases for the academic institutions; public hearing opportunity for changes to designated tuition pursuant to *Texas Education Code* Section 54.0513

Chairman Eltife noted that this item was posted for public hearing, but no individuals had signed up to speak. Following comments by Chancellor Milliken explaining that the recommended increases do not apply to undergraduate tuition for Texas residents, the Board approved the following recommendation:

## RECOMMENDATION

The Chancellor and the Executive Vice Chancellors for Academic Affairs and Business Affairs recommend that the U. T. System Board of Regents approve increases to non-resident undergraduate tuition, graduate tuition, and non-academic mandatory fees, effective beginning with the 2023-2024 Academic Year, not to exceed the 2022 Higher Education Price Index® of 5.2%, as reported by Commonfund, with the understanding that the U. T. System Office of Academic Affairs will verify that the institutions' charges comply with these requirements.

## BACKGROUND INFORMATION

Data from the annual Commonfund Higher Education Price Index® (HEPI) show that inflation for U.S. colleges and universities rose 5.2% in FY 2022, a sharp increase from the previous fiscal year's 2.7% rate and the highest since the 6.0% increase in FY 2001. HEPI is an inflation index designed specifically for use by institutions of higher education. Compiled from data reported by government agencies and industry sources, HEPI measures the average relative level in the price of a fixed market basket of goods and services purchased by colleges and universities each year through current fund educational and general expenditures, excluding research. A more accurate indicator of cost changes for colleges and universities than the Consumer Price Index (CPI), HEPI is used primarily to project future budget increases required to preserve purchasing power. With compilations dating back to 1961, HEPI offers more than 60 continuous years of higher education inflation data. It is an essential tool enabling schools to determine increases in funding necessary to maintain both real purchasing power and investment.

Even in the current inflationary environment, U. T. System understands the importance of offering world-class, affordable higher education opportunities within the state and remains fully committed to controlling costs for students wherever possible. As such, Chancellor Milliken signed on to an affordability compact on December 14<sup>th</sup>, 2022, along with chancellors of the five other major higher education systems in Texas, that proposes that in return for additional state investment, resident undergraduate academic costs, including tuition, mandatory academic fees, all academic-related general fees, and college course fees will remain at currently approved levels for the next two academic years. While the outcome of the aforementioned compact will not be certain until the Texas 88<sup>th</sup> Legislature approves a budget for the 2024 - 2025 biennium, the recommended increases apply only to the limited subset of tuition and fee charges that are not included in the proposed compact.

RECESS.--There being no further business, the meeting was recessed at 2:01 p.m. to convene the Board in Committee Meetings.

STANDING COMMITTEES.--The Board convened in Open Session for Standing Committee meetings from 2:01 p.m. - 3:00 p.m.

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER AGENDA ITEM.-- At 3:00 p.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session.

AGENDA ITEM (continued)

U. T. System Board of Regents: Presentation of Certificate of Appreciation to Regent R. Steven Hicks

Chairman Eltife thanked retiring Regent R. Steven Hicks for his service to The University of Texas System and provided the following remarks.

Remarks by Chairman Eltife

Before we adjourn today, we want to recognize a very special person for his service to this Board and to this state, and that is Regent Steve Hicks. We want to take this opportunity to acknowledge his historic term of service, his exemplary record of attendance and involvement, and his personal generosity to this university system, to our state, and to our nation.

Originally appointed in 2009, Regent Hicks has filled a variety of roles during his 14-year term, serving as Vice Chairman of the Board and Chairman of almost all of our Board Committees. He was a member of the System Review and Structure Task Force, the Houston Land Task Force, and the UTIMCO Board of Directors. Regent Hicks has served as an alternate member of the Board for Lease of University Lands and for several years as one of the Board's Athletic Liaisons.

Speaking specifically to the impact of his service since 2009 as a member and, most recently, Chairman of the Facilities Planning and Construction Committee, information compiled by the Office of Capital Projects shows that under his leadership the Board approved 239 projects, building or improving 38 million gross square feet, and authorizing the expenditure of more than \$15.5 billion in funding for capital projects during that time.

Steve, we have appreciated your leadership, your efficiency, and your motions that you have made, but most importantly for me, I want to tell you how much I have appreciated your friendship, back to my days in the legislature and all my interactions with The University of Texas System. And at all of our campuses, Steve Hicks was always front and center whenever we needed him in the legislature or anywhere to help promote The University of Texas System. And as you know we went through some very turbulent times during his time on the Board and I can tell you from my perspective in the legislature he was the glue that held a lot of this together and we will never be able to say thank you enough Steve. I am honored to call you my friend and I know this isn't the end of your service to The University of Texas System or to our campuses, but we can never say than you enough for all you have done for us.

Chancellor Milliken expressed his appreciation for Regent Hick’s service and his tenacious efforts to preserve U. T. Austin as a university of the first class for the benefit of students and the people of Texas.

Regent Hicks thanked the Chairman for his leadership and his fellow Board members for the honor to serve with them on the Board.

CERTIFICATE OF APPRECIATION

to

R. STEVEN HICKS

Upon the occasion of completion of his terms of service on the

Board of Regents  
of  
The University of Texas System

In appreciation for his years of wise counsel,  
conscientious stewardship, and dedicated service  
to The University of Texas System  
2009 – 2023

Vice Chairman, 2011 – 2017

Chairman, Audit, Compliance, and Management Review Committee, 2009 – 2011

Chairman, Academic Affairs Committee, 2011 – 2015

Chairman, Finance and Planning Committee, 2015 – 2017 and 2019 – 2021

Chairman, Health Affairs Committee, 2017

Chairman, Facilities Planning and Construction Committee, 2017 – 2019 and 2021 – 2023

Athletics Liaison, 2010 – 2015

The University of Texas/Texas A&M Investment Management Company  
Board of Directors, 2011 – 2021

ADJOURNMENT.--There being no further business, the meeting was adjourned at 3:05 p.m. to reconvene on May 4, 2023.

THURSDAY, MAY 4, 2023.-- The members of the Board of Regents of The University of Texas System reconvened at 9:02 a.m. on Thursday, May 4, 2023, in the Board Room, Second Floor, The University of Texas System Building, 210 West Seventh Street, Austin, Texas, with the below meeting participation:

ATTENDANCE.--

Present

Chairman Eltife  
Vice Chairman Longoria  
Vice Chairman Weaver  
Regent Crain  
Regent Gauntt  
Regent Jiles  
Regent Perez  
Regent Stedman  
Regent Warren  
Regent Mutyala, Student Regent, nonvoting

CONVENE THE BOARD IN OPEN SESSION TO CONSIDER AGENDA ITEMS.--At 9:02 a.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session to consider action on the following items.

WELCOME TO NEW REGENT ROBERT P. GAUNTT.--Chairman Eltife welcomed Regent Gauntt to his first Board meeting and presented him with the Board medallion. The 100th anniversary of the approval of the U. T. Seal was marked in 2005, and to commemorate that anniversary the Board commissioned a unique bronze rendition of the seal for the Board of Regents. Chairman Eltife stated that a bronze replica seal is given to each New Regent at the outset of their term of service in hopes that it will highlight the rich history of The University of Texas and be a reminder of the responsibilities associated with this public service.

[Secretary's Note: On March 16, 2023, Governor Greg Abbott appointed Mr. Robert P. Gauntt, Austin, Texas, replacing Mr. Robert S. "Steve" Hicks of Austin, whose term expired, and reappointed Mrs. Janiece Longoria, Houston, Texas, and Mr. James C. "Rad" Weaver, San Antonio, Texas for terms set to expire on February 1, 2029.]

Chairman Eltife congratulated The University of Texas at El Paso's Dance Team for their National Championship win in the dance spirit category. He also recognized U. T. Austin mathematics professor, Dr. Luis Caffarelli on his receipt of the Abel Prize and recognized U. T. Tyler for earning the 2023-2024 Military Friendly Schools Award. U. T. Tyler's Silver Designation means that it is within the top 20 percent of participating peer schools. Finally, Chairman Eltife recognized the 12 U. T. System members of the Basic Peace Officer Class #105 that successfully passed the state peace officer licensing examination on their first attempt.

**STANDING COMMITTEE RECOMMENDATIONS AND REPORTS TO THE BOARD.--**  
At 9:05 a.m., Chairman Eltife announced the Board would hear the reports and recommendations of the Standing Committees, which are set forth on Pages 8 - 41.

REPORT OF THE AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE  
(Page 8).--Unless otherwise indicated, the actions set forth in the Minute Orders  
that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items assigned for review by this Committee.

2. U. T. System: Report on the results of the Fiscal Year 2022 U. T. Systemwide Endowment Compliance Program

This item was for consideration only by the Committee.

REPORT OF THE FINANCE AND PLANNING COMMITTEE (Page 9).-- Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items referred from the Consent Agenda.

2. U. T. System: Financial Status Presentation and Monthly Financial Report

This item was for consideration only by the Committee.

REPORT OF THE ACADEMIC AFFAIRS COMMITTEE (Pages 10 - 13).-- Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, referred for Committee consideration

Committee Chairman Weaver noted that U. T. El Paso had provided a revised item for Consent Agenda Item 12. The key terms did not change, but certain details were corrected. The revised item is included in the Consent Agenda on Page 77.

2. U. T. Rio Grande Valley: Approval to establish a Doctor of Philosophy in Computer Science with Interdisciplinary Applications degree program

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that authorization, pursuant to Regents' *Rules and Regulations*, Rule 40307, related to academic program approval standards, be granted to

- a. establish a Doctor of Philosophy in Computer Science with Interdisciplinary Applications degree program at U. T. Rio Grande Valley; and
- b. submit the proposal to the Texas Higher Education Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

Program Description

U. T. Rio Grande Valley proposes a Doctor of Philosophy (Ph.D.) in Computer Science with Interdisciplinary Applications degree program, which will be designed to provide rigorous, fundamental training in computer science and the application of computational methods to other disciplines, including science, business, medicine, health care, and engineering. The program will be designed to prepare graduates to become faculty at research-intensive universities or to establish research careers in industry. Students entering with a bachelor's (B.S.) degree will be required to complete 72 Semester Credit Hours (SCH) while those entering with a master's (M.S.) degree in computer science or a related field will complete 54 SCH. All students will complete 12 SCH of required core coursework covering fundamental computer science theory and systems, research seminars to connect students with faculty mentors, and

doctoral training to increase accessibility and elevate soft skills critical for collaboration and productivity. They will also complete 3 SCH of a prescribed elective focused on advanced operating systems, computer architecture, or parallel computing. Students will also need to complete 36 SCH of research/dissertation, with research activities beginning in the first semester of study. Remaining coursework is chosen from computer science and interdisciplinary electives by the student together with their advisor to best support each student's research development.

### Need and Student Demand

Workforce projections in the U.S. and the State of Texas predict a large and ongoing shortage of workers in computer science and related fields. This includes the long-standing shortage in technology-focused industries such as software development, communications, and cybersecurity, and is now exacerbated by the rapid adoption of computational, data-driven methods across engineering, business, healthcare, logistics, and other sectors. Data from the National Science Foundation (NSF) and the National Center for Science and Engineering Statistics (NCSES) databases and the 2021 Taulbee Survey data demonstrate an increasing demand for doctorally qualified computer science graduates.

The number of graduates with B.S. and M.S. degrees has grown nationally by 175% (212% in Texas) since 2010. The number of Ph.D. graduates has not kept pace, growing only 44% nationally and 39% in Texas over the last decade. In the year 2020, there were only 1,935 computer science Ph.D. graduates in the U.S. and 146 in Texas. This is not enough to support the current or projected growth in academic computer science programs, as computer science departments across the nation struggle to hire faculty to support undergraduate and master's-level program growth. As a result, the gap between the supply of qualified B.S. and M.S. computer science graduates and workforce demand continues to grow.

This shortage of computer science Ph.D. graduates is detrimental to the research enterprise. Data-driven computational methods have revolutionized research in all fields. A search of the NSF awards database shows that 40% (19,254) of all active grant awards contain the word "computation" in their title or abstract. Research teams need interdisciplinary collaboration with computer science faculty and students, especially at the Ph.D. level.

A significant contributing factor to the shortage in academia is the increasing demand for Ph.D. graduates in the industrial workforce. The 2021 Taulbee Survey showed that 58% of computer science Ph.D.'s produced in North America went into industry or government and only 32% took academic positions in North America. Even in the current down market for traditional "big tech", the need for computational expertise is ramping up in every other quantitative sector. Searching for open job listings on indeed.com in computer science with a Ph.D. as a job requirement returns 15,905 in the U.S. and 893 in Texas.

Program Quality

The program will begin with seven core faculty and anticipates hiring one new faculty member each year in the first two years of the program. Current core faculty are active scholars, producing 194 refereed papers and receiving more than \$14 million in external grant awards in the past five years. An additional 10 faculty will serve as support faculty, providing a wide range of expertise from engineering, mathematics and statistics, biomedical sciences, and human genetics. This year, seven research-oriented, tenure-track faculty were hired by the College of Engineering and Computer Science in a college-wide cluster hire in artificial intelligence, machine learning, and intelligent systems. Two of those faculty are assigned to the Department of Computer Science, and all the cluster of hires are expected to be involved in research collaborations surrounding the proposed program.

Computation is an increasingly critical tool for every scientific endeavor. Faculty supporting this proposal come from the computer science engineering, the sciences, mathematics, statistics, business, and health professions, including medicine. Through this partnership, students will participate in joint research projects, training for effective collaboration across disciplinary boundaries to maximize their career options and impact.

Core to the mission as a regional Hispanic-Serving Institution is to create accessible pathways from secondary education to career. In research, this often means introducing and mentoring students who have never considered a research career and have no background or model of it. The program faculty have a strong record of successfully including undergraduate and master’s-level students on their projects and publications. The proposed program will widen this pipeline and raise the ceiling with a cycle of increased opportunities and Ph.D. students training to mentor and engage.

Revenue and Expenses

<b>Expenses</b>	<b>5-Year Total</b>
<i>Faculty</i>	
Salaries	\$2,710,569
Benefits	\$ 758,959
<i>Graduate Students</i>	
GRA Salaries	\$3,657,600
GRA Benefits	\$ 182,880
<i>Staff &amp; Administration</i>	
Administrative Staff Salaries	\$ 179,165
Staff Benefits	\$ 53,749

<i>Other Expenses</i>	
Scholarships	\$1,198,555
Equipment	\$ 120,000
Library Resources	\$ 10,000
Student Travel	\$ 15,000
<b>Total Expenses</b>	<b>\$8,886,477</b>

<b>Revenue</b>	<b>5-Year Total</b>
<i>From Student Enrollment</i>	
Formula Funding	\$1,279,556
Tuition and Fees	\$ 888,624
<i>From Institutional Funds</i>	
Reallocation of Existing Resources	\$3,974,115
Institutional Enhancement	\$1,956,215
<i>From Grant Funds</i>	
Grant-funded GRAs	\$ 789,451
<b>Total Revenue</b>	<b>\$8,887,961</b>

Coordinating Board Criteria

The proposed program meets all applicable Coordinating Board criteria for new doctoral degree programs.

REPORT OF THE HEALTH AFFAIRS COMMITTEE (Page 14).-- Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

Committee Chairman Crain noted that for Consent Agenda Item 40, U. T. Health Science Center - Houston will be an additional licensee along with U. T. M. D. Anderson Cancer Center for the Parking Permit Agreement with Texas Medical Center (TMC). A substitute Consent Agenda is included in the Consent Agenda on Page 97.

REPORT OF THE FACILITIES PLANNING AND CONSTRUCTION COMMITTEE  
(Pages 15 - 41).--Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items referred from the Consent Agenda.

2. U. T. Austin: Erwin Center Demolition - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Erwin Center Demolition project at The University of Texas at Austin as follows:

- a. amend the current CIP and approve a total project cost of \$25,000,000; and
- b. appropriate funds of \$25,000,000 from the Available University Fund (AUF).

BACKGROUND INFORMATION

Previous Action

On January 10, 2023, the Chancellor approved this project for Definition Phase.

Project Description

The proposed project consists of demolition of the Frank C. Erwin Jr. Center (ERC) and the Denton A. Cooley Pavilion (DCP) to make room for the expansion of the Dell Medical School. The existing ERC is a 500,000 square foot, six-story multi-purpose arena built in 1977, and the adjacent DCP is a 44,000 square foot, three-story basketball training facility built in 2003. The project site is located at the southeast

end of U. T. Austin's campus and is bounded by East Interstate 35 to the east, Red River Street to the west, the Dell Medical School Health Learning Building to the south, and the Little Campus to the north.

The project consists of demolition and complete abatement of hazardous materials of the ERC and the DCP and will begin with vacating both facilities by mid-2023. The debris will be sorted, and steel will be recycled and hauled off site to appropriate facilities. All utilities will be cut and capped at the limits of construction, and all utilities within the limits of demolition will be removed. Site drainage will include an area inlet at the center point of the hole, grading the hole to drain towards the area inlet, and will connect to existing drainage infrastructure. Tree protection will be provided and hydro mulch seeding installed to help stabilization of the bottom of the site and to prevent sediment runoff.

This proposed repair and rehabilitation project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Design development plans and authorization of expenditure of funding will be presented to the President for approval at a later date. Pursuant to a May 10, 2017 Board of Regents approval, effective September 1, 2017, U. T. Austin has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas at Austin  
Erwin Center Demolition**

**Project Information**

Project Number	102-1458
CIP Project Type	Repair and Rehabilitation
Facility Type	Athletic
Management Type	Institutional Management
Institution's Project Advocate	Glenn Deaver, Executive Director of Facility Management and Operations, Dell Medical School
Project Delivery Method	Design-Build
Gross Square Feet (GSF)	544,000

**Project Funding**

Available University Fund	<u>Proposed</u> <u>\$25,000,000</u>
Total Project Cost	\$25,000,000

**The University of Texas at Austin**  
**Erwin Center Demolition**  
 (continued)

**Project Cost Detail**

	Cost
Building Cost	\$18,195,320
Institutionally Managed Work	661,732
Architectural/Design Services	2,043,825
Project Management	625,000
Insurance	794,223
Other Professional Fees	733,900
Project Contingency	1,275,000
Other Costs	671,000
<b>Total Project Cost</b>	<b>\$25,000,000</b>

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	January 2023
Addition to CIP	May 2023
Design Development Approval	June 2023
Construction Notice to Proceed	June 2023
Substantial Completion	September 2024
Final Completion	October 2024

3. U. T. Austin: Engineering Discovery Building - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendation for the Engineering Discovery Building project at The University of Texas at Austin as follows:

- a. amend the current Capital Improvement Program (CIP) to increase the total project cost from \$316,000,000 to \$332,000,000;
- b. approve design development plans; and
- c. appropriate funds and authorize expenditure of \$332,000,000 with funding of \$122,000,000 from Available University Fund (AUF), \$120,000,000 from Permanent University Fund (PUF) Bond Proceeds, \$85,000,000 from Gifts, and \$5,000,000 from Unexpended Plant Funds.

## BACKGROUND INFORMATION

### Previous Actions

On November 14, 2019, the Board approved \$120,000,000 in PUF Bond Proceeds for the Chemical and Petroleum Engineering Replacement Building project. On March 5, 2021, the Chancellor approved the project for Definition Phase. On May 3, 2021, the Assistant Vice Chancellor for Capital Projects approved the non-honorific renaming of the project to Engineering Discovery Building. On August 25, 2022, the project was included in the CIP with a total project cost of \$316,000,000 with funding of \$106,000,000 from AUF, \$120,000,000 from PUF Bond Proceeds, \$85,000,000 from Gifts and \$5,000,000 from Unexpended Plant Funds.

### Project Description

The Engineering Discovery Building (EDB) will replace the existing Chemical and Petroleum Engineering (CPE) building. Originally built in 1986, the CPE has significant deficiencies including inadequate and end-of-life mechanical and electrical systems needed to support current research needs, as well as inefficient and inconsistent use of space for offices and lab modules. As recommended in both the 2014 Cockrell School of Engineering Strategic Master Plan Update and the 2021 New Engineering Building Formation Study, the proposed construction site is the location of the existing Service Building. The site is adjacent to the Engineering Education Research Building and the Gary L. Thomas Building. The Service Building will be vacated and demolished as part of this project.

The proposed increase in total project cost is for the addition of the Facilities Complex Building 4. This enabling project will house the Utilities and Energy Management, Electrical and Mechanical Distribution, Insulator Shop, Machine Shop, Information Technology Services (ITS) Cabling and Construction Team and the ITS Warehouse departments being relocated from the current Service Building.

The seven-story EDB will support research within the Cockrell School of Engineering and will be the home for the Hildebrand Department of Petroleum and Geosystems Engineering and the McKetta Department of Chemical Engineering. Incorporating

flexible and reconfigurable research labs, integrated teaching labs and classrooms, and collaborative areas for students and faculty, this project will further support student and faculty recruitment, development, and retention by providing the facilities necessary to keep programs competitive with peers.

**The University of Texas at Austin  
Engineering Discovery Building**

**Project Information**

Project Number	102-1347
CIP Project Type	New Construction
Facility Type	Laboratory, General
Management Type	Institutional Management
Institution’s Project Advocate	John Ekerdt, Associate Dean for Research, Cockrell School of Engineering
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	207,094 – Engineering Discovery Building 24,000 – Facilities Complex Building 4

**Project Funding**

	<u>Current</u>	<u>Proposed</u>
Permanent University Fund Bond Proceeds	\$120,000,000	\$120,000,000
Available University Fund	106,000,000	122,000,000
Gifts <sup>1</sup>	85,000,000	85,000,000
Unexpended Plant Funds	<u>5,000,000</u>	<u>5,000,000</u>
Total Project Cost	<u>\$316,000,000</u>	<u>\$332,000,000</u>

<sup>1</sup> Gifts are not fully collected at this time however, U. T. Austin has the operating reserves to cover any shortfall.

**Project Cost Detail**

	Cost
Building Cost	
Engineering Discovery Building	\$200,935,068
FC4 Renovation and Expansion	13,629,105
Fixed Equipment	11,588,825
Site Development	19,252,616
Furniture and Moveable Equipment	8,789,860
Institutionally Managed Work	15,456,100
Architectural/Design Services	23,832,049
Project Management	6,010,000
Insurance	6,981,439
Other Professional Fees	8,721,853
Project Contingency	16,189,022
Other Costs	614,063
<b>Total Project Cost</b>	<b>\$332,000,000</b>

**The University of Texas at Austin  
Engineering Discovery Building**  
(continued)

**Building Cost per GSF Benchmarks** (escalated to midpoint of construction)

Engineering Discovery Building				\$970
Texas Higher Education Coordinating Board Average – Laboratory, General				\$768
	Low Quartile	Median	High Quartile	
Other U. T. System Projects	\$620	\$676	\$762	
Other National Projects	\$594	\$749	\$1,015	
Facilities Complex Building 4				\$568
Texas Higher Education Coordinating Board Average – Other				\$910
	Low Quartile	Median	High Quartile	
Other U. T. System Projects	\$170	\$256	\$417	
Other National Projects	\$414	\$668	\$805	

**Investment Metrics**

- Provide state-of-the-art classrooms and laboratories fulfilling promise of 2014 Cockrell School of Engineering Strategic Master Plan Update and the 2021 New Engineering Building Formation Study by 2026
- Consolidate program footprint into a more cohesive precinct of buildings allowing closer coordination of programs and sharing of facilities by 2026

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	March 2021
Addition to CIP	August 2022
Design Development Approval	May 2023
Construction Notice to Proceed	December 2023
Substantial Completion	April 2026
Final Completion	June 2026

**The University of Texas at Austin  
Engineering Discovery Building**  
(continued)

**Basis of Design**

The planned building life expectancy includes the following elements:

Enclosure: 50 years

Building Systems: 20 years

Interior Construction: 20 years

4. U. T. Austin: Library Storage Facility Phase IV - Approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendation for the Library Storage Facility Phase IV project at The University of Texas at Austin as follows:

- a. approve design development plans; and
- b. appropriate funds and authorize expenditure of \$47,000,000 from Available University Fund (AUF).

BACKGROUND INFORMATION

Previous Actions

On September 2, 2021, the Chancellor approved the project for Definition Phase. On February 23, 2023, the project was included in the CIP with a total project cost of \$47,000,000 with funding from AUF.

Project Description

The proposed Library Storage Facility Phase IV (LSF4) project is an expansion to the existing Library Storage Facility building. The recent LSF4 framework study identified environmental and collection storage needs for the three departments that helped develop the Collections Master Plan: the Dolph Briscoe Center for American History, the Harry Hunt Ransom Humanities Research Center, and The University of Texas Libraries. The project will provide the needed storage and support facilities

to allow users to make strategic moves, accommodate growth, and provide adequate research and processing space for those collections, which include documents, photos, and a variety of artifacts. With fewer space constraints and more available land for future growth, J. J. Pickle Research Center was selected as the location site.

The gross square footage (GSF) has increased from 39,640 GSF to 44,393 GSF to allow for wider rows between high bay racks to accommodate retrieval equipment. Incorporating processing and research space with cool high bay, cool low bay, and cold low bay storage, this project will streamline the intake and processing of materials by centralizing these functions, provide the necessary adjacencies, and allow for flexibility in the future. A new public facing Research Center will allow scholars to perform research without the need to transport sensitive materials back to the main campus and provide capacity to properly store and preserve material for future generations.

## **The University of Texas at Austin Library Storage Facility Phase IV**

### **Project Information**

Project Number	102-1358
CIP Project Type	New Construction
Facility Type	Library/Study Facilities
Management Type	Institutional Management
Institution's Project Advocate	Ross Johnson, Assistant Vice Provost, Director of Academic Facilities Planning and Management
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	44,393

### **Project Funding**

Available University Fund	<u>Current</u> <u>\$47,000,000</u>
Total Project Cost	\$47,000,000

**The University of Texas at Austin  
Library Storage Facility Phase IV  
(continued)**

**Project Cost Detail**

	Cost
Building Cost	\$26,000,000
Fixed Equipment	7,500,000
Site Development	2,000,000
Furniture and Moveable Equipment	685,000
Institutionally Managed Work	989,000
Architectural/Design Services	2,756,000
Project Management	1,175,000
Insurance	910,000
Other Professional Fees	1,000,000
Project Contingency	2,820,000
Other Costs	1,165,000
<b>Total Project Cost</b>	<b>\$47,000,000</b>

**Building Cost per GSF Benchmarks** (escalated to midpoint of construction)

Library Storage Facility Phase IV	\$586		
Texas Higher Education Coordinating Board Average – Library/Study Facilities	\$554		
	Low Quartile	Median	High Quartile
Other National Projects	\$521	\$627	\$886

**Investment Metrics**

- Maintain collections of documents, photos, and artifacts for The Briscoe Center, the Harry Ransom Center, and University of Texas Libraries by 2025
- Fulfill vision detailed in the 2015 Collections Master Plan by 2025
- Provide storage and retrieval of collections currently housed at Harry Ransom Center while it is renovated by 2025

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**The University of Texas at Austin  
Library Storage Facility Phase IV  
(continued)**

**Project Milestones**

Definition Phase Approval	July 2021
Addition to CIP	February 2023
Design Development Approval	May 2023
Construction Notice to Proceed	November 2023
Substantial Completion	January 2025
Final Completion	February 2025

**Basis of Design**

The planned building life expectancy includes the following elements:

- Enclosure: 50 years
- Building Systems: 35 years
- Interior Construction: 35 years

5. U. T. San Antonio: Blanco Hall - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the Blanco Hall project at The University of Texas at San Antonio as follows:

- a. amend the current Capital Improvement Program (CIP) to increase the total project cost from \$87,000,000 to \$89,500,000;
- b. approve design development plan;
- c. appropriate funds and authorize expenditure of \$89,500,000 with funding of \$85,000,000 from Revenue Financing System (RFS) Bond Proceeds and \$4,500,000 from Designated Funds; and
- d. resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System

Revenue Financing System that parity debt shall be issued to pay the project's cost, including any costs prior to the issuance of such parity debt; sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System; and U. T. San Antonio, which is a "Member" as such term is used in the Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of tax-exempt parity debt in the aggregate amount of \$85,000,000.

## BACKGROUND INFORMATION

### Debt Service

The \$85,000,000 in RFS debt will be repaid from rental income. Annual debt service on the \$85,000,000 in RFS debt is expected to be \$4.73 million. The institution's Scorecard Rating of 3.2 at fiscal year-end 2022 is below the maximum threshold of 6.0 and demonstrates that the institution has the financial capacity to satisfy its direct obligations related to parity debt.

### Previous Actions

On August 4, 2022, the Chancellor approved this project for Definition Phase. On February 23, 2023, the Student Housing Phase IV project was included in the CIP with a total project cost of \$87,000,000 with funding of \$82,500,000 from RFS Bond Proceeds and \$4,500,000 from Designated Funds. On March 15, 2023, the Assistant Vice Chancellor for Capital Projects approved the project name change to Blanco Hall.

### Project Description

The proposed project will construct a new dormitory-style residence hall to house 594 undergraduate students and will be located on the Northwest corner of the Main Campus. Designed with student success in mind, the hall will feature a variety of common spaces for study and community-building activities and be in close proximity to dining facilities and other existing housing communities. The residence hall will offer a mix of single and double-bed units configured in pods around shared community spaces. The project will include open vending space with indoor and outdoor seating area, multiple spaces for individual and group studying, and outdoor public space connecting to the Roadrunner Cafe.

The proposed increase in the total project cost will provide for a Dietetics Kitchen which is a shared nutrition, research and practice laboratory for utilization by the

campus community for a health, community and policy-coordinated program in dietetics and for cooking classes. The Dietetics Kitchen will also utilize a multipurpose room as an Education and Training Center and will engage students in meaningful research related to chronic disease prevention.

Providing quality on-campus residential experiences is one of the many keys to fostering student success. Retention rates for students living on campus are consistently higher than for those who live off campus, especially for first-generation students. In support of the university's strategic vision, the hall will expand the residential experience to a greater number of students and drive student retention and success through programming that emulates best practices for student engagement. This project will increase student housing capacity on the Main Campus to meet 96% of the 2025 projected housing demand of 5,440 beds.

**The University of Texas at San Antonio  
Blanco Hall**

**Project Information**

Project Number	401-1419
CIP Project Type	New Construction
Facility Type	Housing, Dormitory
Management Type	Institutional Management
Institution’s Project Advocate	Kevin Price, Senior Associate Vice President for Housing and Campus Services
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	155,510
Beds Added this Project	594

**Project Funding**

	<u>Current</u>	<u>Proposed</u>
Revenue Financing System Bond Proceeds <sup>1</sup>	\$82,500,000	\$85,000,000
Designated Funds	<u>4,500,000</u>	<u>4,500,000</u>
Total Project Cost	\$87,000,000	\$89,500,000

<sup>1</sup> RFS to be repaid from future rental income

**The University of Texas at San Antonio**  
**Blanco Hall**  
 (continued)

**Project Cost Detail**

	Cost
Building Cost	\$70,426,020
Site Development	2,000,000
Furniture and Moveable Equipment	2,138,342
Institutionally Managed Work	651,034
Architectural/Design Services	4,051,927
Project Management	3,527,266
CIP Support Services	500,000
Insurance	1,293,902
Other Professional Fees	2,171,514
Project Contingency	2,739,995
<b>Total Project Cost</b>	<b>\$89,500,000</b>

**Building Cost per Bed Benchmarks** (escalated to midpoint of construction)

Blanco Hall	\$118,562		
Regional Median Cost per Bed	\$110,413		
	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$102,987	\$119,198	\$143,292
Other National Projects	\$94,749	\$126,313	\$160,101

**Investment Metrics**

- Increase on-campus student housing capacity by 594, from 4,610 to 5,204 by 2025
- Increase on-campus student housing capacity to 96% of goal of 5,440 by 2025

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	August 2022
Addition to CIP	February 2023
Design Development Approval	May 2023
Construction Notice to Proceed	August 2023
Substantial Completion	March 2025
Final Completion	April 2025

**The University of Texas at San Antonio**  
**Blanco Hall**  
(continued)

**Student Housing Statistics**

Waiting list for on-campus housing last semester	382
Total number of beds added in this project	594
Units to be demolished in this project	0
Total number of beds on campus after completion	5,204

**Basis of Design**

The planned building life expectancy includes the following elements:

- Enclosure: 50 years
- Building Systems: 25 years
- Interior Construction: 25 years

6. U. T. Health Science Center - Houston: Public Health Education and Research Building - Amendment of the current Capital Improvement Program to decrease total project cost; approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the Public Health Education and Research Building project at The University of Texas Health Science Center at Houston as follows:

- a. amend the current Capital Improvement Program (CIP) to decrease the total project cost from \$329,991,854 to \$320,615,578;
- b. approve design development plans;
- c. appropriate funds and authorize expenditure of \$320,615,578 with funding of \$170,595,000 from Revenue Financing System (RFS) Bond Proceeds; \$69,897,111 from Tuition Revenue Bond (TRB) Proceeds; \$60,123,467 from Permanent University Fund (PUF) Bond Proceeds, and \$20,000,000 from Designated Funds; and
- d. resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System

Revenue Financing System that parity debt shall be issued to pay the project's cost, including any costs prior to the issuance of such parity debt; sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System; and U. T. Health Science Center - Houston, which is a "Member" as such term is used in the Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of tax-exempt parity debt in the aggregate amount of \$240,492,111.

## BACKGROUND INFORMATION

### Debt Service

The \$170,595,000 in RFS debt will be repaid from institutional funds. Annual debt service on the \$170,595,000 in RFS debt is expected to be \$9.5 million. The institution's Scorecard Rating of 3.2 at fiscal year-end 2022 is below the maximum threshold of 6.0 and demonstrates that the institution has the financial capacity to satisfy its direct obligations related to parity debt.

### Previous Actions

On July 14, 2021, the Chancellor approved this project for Definition Phase. On November 17, 2022, the project was included in the CIP with a total project cost of \$329,991,854 with funding of \$179,971,000 from RFS Bond Proceeds, \$69,897,111 from TRB Funds, \$60,123,467 from PUF Bond Proceeds, and \$20,000,276 from Designated Funds.

### Project Description

The Public Health Education and Research Building (PHERB) will consolidate the School of Public Health's faculty, staff, students, and residents from multiple locations into one 10-story, modernized building. Facility programs will include an auditorium, computational labs, and multi-purpose classrooms, as well as faculty and staff offices, wet research lab space, IT data center, teaching kitchen, simulation space, and an exterior garden.

The project will accommodate the future space needs of the Medical School, the School of Nursing, and other education and research programs. Located adjacent to U. T. M. D. Anderson's South Campus Research Building 5 concurrent project, the PHERB project includes support of a pedestrian bridge and a central plaza.

The proposed decrease in the total project cost is a result of value engineering opportunities to use alternate materials and simplify design concepts. Partial savings were also realized from revised insurance rates.

Pursuant to a Memorandum of Understanding effective September 1, 2020, U. T. Health Science Center - Houston has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas Health Science Center at Houston  
Public Health Education and Research Building**

**Project Information**

Project Number	701-1357
CIP Project Type	New Construction
Facility Type	Classroom, Medical/Healthcare
Management Type	Institutional Management
Institution’s Project Advocate	Eric Boerwinkle, Dean, School of Public Health
Project Delivery Method	Construction Manager-at-Risk
GSF	350,000

<b>Project Funding</b>	<u>Current</u>	<u>Proposed</u>
Revenue Financing System Bond Proceeds <sup>1</sup>	\$179,971,000	\$170,595,000
Tuition Revenue Bond Proceeds	69,897,111	69,897,111
Permanent University Fund Bond Proceeds	60,123,467	60,123,467
Designated Funds	<u>20,000,276</u>	<u>20,000,000</u>
Total Project Cost	\$329,991,854	\$320,615,578

<sup>1</sup> Revenue Financing System (RFS) Bond Proceeds to be repaid from institutional funds

**Project Cost Detail**

	Cost
Building Cost	\$232,481,253
TMC3 Sky Bridge Easement and Construction (50%)	20,022,814
Shared Plaza (33%)	1,700,000
Fixed Equipment	1,162,406
Site Development	1,000,000
Furniture and Moveable Equipment	11,972,785
Institutionally Managed Work	1,162,406
Architectural/Design Services	18,598,500
Project Management	5,484,266
CIP Support Services	500,000
Insurance	3,835,941
Other Professional Fees	2,500,000
Project Contingency	19,194,930
Other Costs	1,000,277
<b>Total Project Cost</b>	<b>\$320,615,578</b>

**The University of Texas Health Science Center at Houston  
Public Health Education and Research Building**  
(continued)

**Building Cost per GSF Benchmarks** (escalated to midpoint of construction)

Public Health Education and Research Building				\$664
Texas Higher Education Coordinating Board Average – Classroom, Medical/Healthcare				\$643
	Low Quartile	Median	High Quartile	
Other U. T. System Projects	\$488	\$541	\$633	
Other National Projects	\$445	\$632	\$872	

**Investment Metrics**

- Add labs and classrooms to support 30% enrollment increase by 2025
- Continue trend of increasing grants due to increase in faculty, staff, and students by 2025

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	July 2021
Addition to CIP	November 2022
Design Development Approval	May 2023
Construction Notice to Proceed	July 2023
Substantial Completion	June 2026
Final Completion	August 2026

**Basis of Design**

The planned building life expectancy includes the following elements:

- Enclosure: 30 years
- Building Systems: 30 years
- Interior Construction: 20 years

7. U. T. M. D. Anderson Cancer Center: Renovate Acute Cancer Care Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Renovate Acute Cancer Care Center project at The University of Texas M. D. Anderson Cancer Center as follows:

- a. amend the current CIP and approve a total project cost of \$21,000,000; and
- b. appropriate funds of \$21,000,000 from Hospital Revenues.

BACKGROUND INFORMATION

Previous Action

On February 10, 2022, the Chancellor approved this project for Definition Phase.

Project Description

The proposed project involves the renovation of the Acute Cancer Care Center that is located on Floors 1 and 2 of the institution's Main Building, which is located in the Texas Medical Center. The project includes light renovations on Floor 2 and extensive renovation of clinical space on Floor 1 to expand the current number of exam and triage rooms. Additional modifications will be made to the existing mechanical, electrical, plumbing, and information technology infrastructure systems that serve these areas, as well as architectural renovations and finish updates.

The renovation aligns with the institution's strategic goal to enhance the patient experience and is needed to improve the physical conditions and address capacity challenges of the existing space to meet hospital standards and ongoing growth volumes. The proposed improvements are aimed to enhance patient privacy, safety, and operational efficiency.

This proposed repair and rehabilitation project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Design development plans and authorization of expenditure of funding will be presented to the President for approval at a later date. Pursuant to a Memorandum of Understanding effective

September 1, 2020, U. T. M. D. Anderson Cancer Center has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas M. D. Anderson Cancer Center  
Renovate Acute Cancer Care Center**

**Project Information**

Project Number	703-1397
CIP Project Type	Repair and Rehabilitation
Facility Type	Healthcare Facility, Hospital
Management Type	Institutional Management
Institution’s Project Advocate	Martha Salas, Vice President for Inpatient Operations and Infrastructure
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	30,400

**Project Funding**

Hospital Revenues	<u>Proposed</u> <u>\$21,000,000</u>
Total Project Cost	\$21,000,000

**Project Cost Detail**

	Cost
Building Cost	\$11,100,000
Fixed Equipment	600,000
Furniture and Moveable Equipment	2,500,000
Institutionally Managed Work	1,200,000
Architectural/Design Services	1,600,000
Project Management	1,400,000
Insurance	300,000
Other Professional Fees	260,000
Project Contingency	2,000,000
Other Costs	40,000
<b>Total Project Cost</b>	<b>\$21,000,000</b>

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**The University of Texas M. D. Anderson Cancer Center  
Renovate Acute Cancer Care Center**  
(continued)

**Project Milestones**

Definition Phase Approval	February 2022
Addition to CIP	May 2023
Design Development Approval	June 2023
Construction Notice to Proceed	February 2024
Substantial Completion	March 2026
Final Completion	April 2026

8. U. T. M. D. Anderson Cancer Center: Replace Uninterruptible Power Supply Systems - 1 Mid Campus Data Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs with the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Replace Uninterruptible Power Supply Systems - 1 Mid Campus Data Center project and approve the recommendation for the project at The University of Texas M. D. Anderson Cancer Center as follows:

- a. amend the current CIP and approve a total project cost of \$12,100,000;
- b. approve design development plans; and
- c. appropriate funds and authorize expenditure of \$12,100,000 from Hospital Revenues.

BACKGROUND INFORMATION

Previous Action

On March 9, 2023, the Chancellor approved this project for Definition Phase.

Project Description

The proposed project will replace the uninterruptible power supply systems (UPS Systems) that serve U. T. M. D. Anderson's 1 Mid Campus (1MC) Data Center, which is located within the institution's 1MC building. The scope of the project includes replacing the six existing 675 kilowatt (kW) UPS Systems that were activated in 2011 with eight 750 kW UPS Systems yielding a combined capacity of 6,000 kW. The new UPS Systems have been sized to allow for stabilization of the facility to meet lifecycle and business operation demands on the current server load and accommodate projected growth in the data center demand for uninterruptible power. The project includes modifications to increase the emergency power capacity from 1.8 to 2.4 megawatts, the procurement and installation of active rear door heat exchangers for server racks and modifications to the electrical system, the air handling system, the chilled water system, and the surrounding space, as needed, to support the installation of the new UPS Systems and cooling equipment.

The institution is finalizing a long-term strategy for its data center operations. That strategy currently calls for the construction of a new data center and the reconfiguring of the existing data centers over the next several years. The modifications to be completed under this project are aligned with that long-term strategy and are needed to maximize the amount of power and cooling available for this data center to allow for future growth in the information technology systems and to extend the life of this data center. This proposed repair and rehabilitation project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Pursuant to a Memorandum of Understanding effective September 1, 2020, U. T. M. D. Anderson Cancer Center has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas M. D. Anderson Cancer Center  
Replace Uninterruptible Power Supply Systems - 1 Mid Campus Data Center**

**Project Information**

Project Number	703-1462
CIP Project Type	Repair and Rehabilitation
Facility Type	Utilities/Infrastructure
Management Type	Institutional Management
Institution’s Project Advocate	John Gillman, Director of IT Operations
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	41,100

**Project Funding**

Hospital Revenues	<u>Proposed</u> <u>\$12,100,000</u>
Total Project Cost	\$12,100,000

**The University of Texas M. D. Anderson Cancer Center  
 Replace Uninterruptible Power Supply Systems - 1 Mid Campus Data Center  
 (continued)**

**Project Cost Detail**

	Cost
Building Cost	\$3,000,000
Fixed Equipment	6,400,000
Architectural/Design Services	820,000
Project Management	190,000
Other Professional Fees	230,000
Project Contingency	940,000
Other Costs	520,000
<b>Total Project Cost</b>	<b>\$12,100,000</b>

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	March 2023
Addition to CIP	May 2023
Design Development Approval	May 2023
Construction Notice to Proceed	September 2023
Substantial Completion	December 2024
Final Completion	January 2025

9. U. T. M. D. Anderson Cancer Center: Replace Uninterruptible Power Supply Systems - Guhn Road Data Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs with the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Replace Uninterruptible Power Supply Systems - Guhn Road Data Center project and approve the recommendation for the project at The University of Texas M. D. Anderson Cancer Center as follows:

- a. amend the current CIP and approve a total project cost of \$11,430,000;
- b. approve design development plans; and
- c. appropriate funds and authorize expenditure of \$11,430,000 from Hospital Revenues.

### BACKGROUND INFORMATION

#### Previous Action

On March 9, 2023, the Chancellor approved this project for Definition Phase.

#### Project Description

The proposed project will replace the uninterruptible power supply systems (UPS Systems) that serve U. T. M. D. Anderson's Guhn Road Data Center, which is located approximately 19 miles northwest of the institution's Texas Medical Center campus. The scope of the project includes replacing the four existing 400 kilowatt (kW) UPS Systems that were activated in 2008 through 2011 with four 750 kW UPS Systems yielding a combined capacity of 3,000 kW. The new UPS Systems have been sized to allow for stabilization of the facility to meet lifecycle and business operation demands on the current server load and accommodate projected growth in the data center demand for uninterruptible power. The project also includes modifications to increase the emergency power capacity from 0.8 to 1.2 megawatts, the procurement and installation of active rear door heat exchangers for server racks and modifications to the electrical system, the air handling system, the chilled water system, and the surrounding space, as needed, to support the installation of the new UPS Systems and cooling equipment.

The institution is finalizing a long-term strategy for its data center operations. That strategy currently calls for the construction of a new data center and the reconfiguring of the existing data centers over the next several years. The modifications to be completed under this project are aligned with that long-term strategy and are needed to maximize the amount of power and cooling available for this data center to allow for future growth in the information technology systems and to extend the life of this data center.

This proposed repair and rehabilitation project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Pursuant to a Memorandum of Understanding effective September 1, 2020, U. T. M. D. Anderson Cancer Center has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas M. D. Anderson Cancer Center  
Replace Uninterruptible Power Supply Systems - Guhn Road Data Center**

**Project Information**

Project Number	703-1463
CIP Project Type	Repair and Rehabilitation
Facility Type	Utilities/Infrastructure
Management Type	Institutional Management
Institution’s Project Advocate	John Gillman, Director of IT Operations
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	16,260

**Project Funding**

Hospital Revenues	<u>Proposed</u> <u>\$11,430,000</u>
Total Project Cost	\$11,430,000

**Project Cost Detail**

	Cost
Building Cost	\$ 3,900,000
Fixed Equipment	5,000,000
Architectural/Design Services	800,000
Project Management	180,000
Other Professional Fees	200,000
Project Contingency	950,000
Other Costs	400,000
<b>Total Project Cost</b>	<b>\$11,430,000</b>

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	March 2023
Addition to CIP	May 2023
Design Development Approval	May 2023
Construction Notice to Proceed	September 2023
Substantial Completion	December 2024
Final Completion	January 2025

10. U. T. M. D. Anderson Cancer Center: Modular Vivarium - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the Modular Vivarium project at The University of Texas M. D. Anderson Cancer Center as follows:

- a. amend the current Capital Improvement Program (CIP) to increase the total project cost from \$11,100,000 to \$22,000,000;
- b. approve design development plans; and
- c. appropriate funds and authorize expenditure of \$22,000,000 from Hospital Revenues.

BACKGROUND INFORMATION

Previous Actions

On July 5, 2021, the Chancellor approved this project for Definition Phase. On August 25, 2022, the project was included on the CIP with a total project cost of \$11,100,000 with funding from Hospital Revenues.

Project Description

The project involves the acquisition and installation of a single-level vivarium facility, comprised of modular units that meet standards and accreditation and life safety code requirements. The modular vivarium will be installed at grade level on an existing parking area and will connect to the rear of the institution's Smith Research Building (SRB) adjacent to the existing vivarium on the South Campus for ease of access. The modular vivarium will incorporate individually ventilated caging, drinking water, and environmental control systems similar to the institution's existing vivaria. The installation of the modular vivarium will require the relocation of trash dumpsters, liquid nitrogen tanks, a receiving dock office, housekeeping, and maintenance storage areas.

The proposed increase to the total project cost includes increased gross square feet (GSF) from 7,000 GSF to 9,300 GSF that will accommodate 9,680 cages up from 7,000 cages initially proposed and previously funded outside the project. Additional modifications to existing mechanical, electrical, plumbing, and fire

protection utility systems are required to interconnect the modular vivarium to the SRB. This modular vivarium will provide a bridging solution to fulfill the need for animal housing until completion and finish out of the South Campus Vivarium project, currently scheduled to conclude within the next five to ten years.

Pursuant to a Memorandum of Understanding effective September 1, 2020, U. T. M. D. Anderson Cancer Center has delegated authority for institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas M. D. Anderson Cancer Center  
Modular Vivarium**

**Project Information**

Project Number	703-1356
CIP Project Type	Repair and Rehabilitation
Facility Type	Laboratory, General
Management Type	Institutional Management
Institution’s Project Advocate	Vanessa Jensen, Chair for Veterinary Medicine and Surgery
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	9,300

**Project Funding**

	<u>Current</u>	<u>Proposed</u>
Hospital Revenues	<u>\$11,100,000</u>	<u>\$22,000,000</u>
Total Project Cost	\$11,100,000	\$22,000,000

**Project Cost Detail**

	Cost
Building Cost	\$ 9,635,000
Fixed Equipment	4,200,000
Site Development	4,205,000
Furniture and Moveable Equipment	50,000
Architectural/Design Services	750,000
Project Management	420,000
Other Professional Fees	440,000
Project Contingency	2,200,000
Other Costs	100,000
<b>Total Project Cost</b>	<b>\$22,000,000</b>

**The University of Texas M. D. Anderson Cancer Center**  
**Modular Vivarium**  
(continued)

**Project Planning**

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	July 2021
Addition to CIP	August 2022
Design Development Approval	May 2023
Construction Notice to Proceed	August 2023
Substantial Completion	August 2024
Final Completion	September 2024

APPROVAL OF STANDING COMMITTEE RECOMMENDATIONS AND REPORTS TO THE BOARD.--At 9:06 a.m., the Board voted and unanimously approved the Standing Committee recommendations.

AGENDA ITEMS (continued)

1. U. T. System Board of Regents: Approval of Consent Agenda and consideration of any item referred to the full Board

Chairman Eltife noted the following related to the Consent Agenda:

- Item 3 requests approval of \$35,000,000 of funding for U. T. Rio Grande Valley's Deferred Maintenance Program.
- Item 7 requests authorization for an agreement for Clinical Care Services between the Travis County Healthcare District, dba Central Health, and U. T. Austin.
- Item 9 concerns the distribution of royalty payments to U. T. researchers for the technology invented for the COVID 19 vaccine at U. T. Austin.
- Item 11 requests authorization to accept the gift of a sculpture to be placed outside of the Edith O'Donnell Arts and Technology Building at U. T. Dallas.
- Item 12, as revised, requests authorization to accept the gift of a statue to be placed in front of The Don Haskins Center at U. T. El Paso.
- Item 15 requests authorization to accept the gift of a historic residential structure to be placed on campus property at U. T. San Antonio.
- Item 25 requests approval for amendment to an interagency agreement between the Texas Health and Human Services Commission and U. T. Southwestern Medical Center to include mental health services for children in the planning and development of a new state psychiatric hospital.
- Under Items 29 through 33, UTMB requests authorization to purchase real property in Galveston, Webster, and Lake Jackson.
- Under Item 40, U. T. M. D. Anderson Cancer Center and U. T. Health Science Center - Houston request authorization to enter into Parking Permit Agreements with Texas Medical Center, for the use of TMC parking spaces, to support the Collaborative Space Sublease Agreements with the TMC3 Development Corporation.

Regent Jiles moved approval of the Consent Agenda, which was seconded by Regent Perez. The Board then approved the Consent Agenda, which is set forth on Pages 65 - 98.

In approving the Consent Agenda, the Board expressly authorized that any contracts or other documents or instruments approved therein may be executed by officials of the University of Texas System or respective U. T. institution involved, as appropriate.

2. U. T. System: Annual Meeting with Officers of the U. T. System Student Advisory Council

The U. T. System Student Advisory Council provided an update to the Board of Regents on issues and priorities worked throughout the year. The Council's recommendations are set forth on the following page.

BACKGROUND INFORMATION

The U. T. System Student Advisory Council was established in 1989 to provide input to the U. T. System Board of Regents working through and with the Chancellor and U. T. System Administration on issues of student concern. The operating guidelines of the Council require that recommendations have a multi-institutional focus and that the Council explore individual campus issues with institutional administrators prior to any consideration thereof. The Student Advisory Council consists of two student representatives from each U. T. System institution in addition to three elected officers and meets three times a year in Austin.

Council officers are:

**Chair:** Ms. Savannah Seely, U. T. Medical Branch - Galveston, Biochemistry and Molecular Biology

**Vice Chair:** Ms. Jasmin Paquet-Durand Ford, U. T. San Antonio, Economics

**Secretary:** Ms. Imaan Razak Macchiwalla, U. T. Dallas, Marketing

**Undergraduate Committee:** Mr. Brandon Lippert, U. T. Permian Basin, Music Education

**Graduate Committee:** Mr. Grayson Jackson, U. T. Medical Branch - Galveston, Institute for Bioethics & Health Humanities M.D.-Ph.D. Combined Degree Program

<b>Priority/Issue</b>	<b>Outcome</b>
Student Success	<p>Provided feedback and a letter to U. T. System Executive Vice Chancellor for Academic Affairs regarding the holistic approach required to ensure student success beyond completion.</p> <p>Provided feedback to U. T. System Office of Academic Affairs staff on quality academic advising strategies and tools.</p> <p>Examined best practices related to freshman seminar courses and shared feedback with the U. T. System Faculty Advisory Council.</p>
Artificial Intelligence	<p>Provided feedback to U. T. System Executive Vice Chancellor for Academic Affairs regarding student engagement with artificial intelligence.</p>
Finish@UT	<p>Consulted with U. T. System Office of Academic Affairs staff on strategies for improving and expanding Finish@UT, U. T. System’s cross-campus online enrollment program.</p>
Industry Credentials	<p>Provided feedback to U. T. System Office of Academic Affairs staff on student-centered strategies to make relevant industry credentials more accessible to students.</p>
Student Employment	<p>Conducted research on student employment best practices and shared information with student leaders across the U. T. System.</p>
Student Health Insurance	<p>Consulted with U. T. System Office of Employee Benefits staff on strategies to improve student engagement with U. T. System’s Student Health Insurance Plan.</p>
Graduate Student Stipends	<p>Discussed challenges around increasing graduate student stipends and shared information among student leaders across the U. T. System.</p>
Affordability	<p>Examined best practices around tuition and fee transparency and shared information about best practices among student leaders across the U. T. System.</p>

3. U. T. System Board of Regents: Discussion and appropriate action regarding proposed revisions to Section 2 of Regents' Rules and Regulations, Rule 60102 (Fees for Endowment Administration and Management and Enhancement of Philanthropy to Support University Missions)

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor, the Executive Vice Chancellors for Academic Affairs, Health Affairs, and Business Affairs, the Vice Chancellor for External Relations, Communications and Advancement Services, and the Vice Chancellor and General Counsel recommend that the U. T. System Board of Regents approve revisions to Section 2 of Regents' Rules and Regulations, Rule 60102 (Fees for Endowment Administration and Management and Enhancement of Philanthropy to Support University Missions), as shown below:

Sec. 2 Type and Amount of Mandatory Fees. Type and Amount of Mandatory Fees. As authorized by *Texas Education Code* [Section 65.37](#), the Board of Regents assesses the following fees from Endowments for endowment administration, management and compliance, and the enhancement of philanthropy. Investment-related expenses are not covered under this Rule, but are covered by the Investment Management Services Agreement between the U. T. System Board of Regents and The University of Texas/Texas A&M Investment Management Company (UTIMCO).

2.1 Institutional Endowment Fee. The Board of Regents assesses an endowment fee of 0.80% (80 basis points) of the market value of the Long Term Fund's (LTF's) net asset value of an institution's Endowments to be disbursed to each institution. Such endowment fee shall be used by each institution to ensure endowment administration and compliance; to provide more adequate funding for development operations at the institution; and to substantially increase philanthropic revenue to support the education, research, and clinical missions and goals of the institution.

All new Endowments created after September 1, 2022, will be assessed the Institutional Endowment Fee.

Only Endowments that were previously exempted from the Institutional Endowment Fee (formerly the "development allocation") prior to August 31, 2022, are grandfathered.

Donors with cumulative Endowments with a market value in excess of \$50 million at one institution may request an exception from the institutional president to allow their Endowments to be assessed the Institutional Endowment Fee at 20 basis points at that institution once

the cumulative market value of the Endowment exceeds \$50 million.

- 2.2 ~~Endowment~~ Administration and Management Fee. The Board of Regents assesses an administrative fee of an amount up to 0.03% (3 basis points) of the market value of the LTF's net asset value ~~of all institutional Endowments~~ to be disbursed to U. T. System Administration for the support of Systemwide ~~endowment~~ administration of the LTF and management efforts in the provision of direct service and support to the institutions. The amount of the fee assessed will be the amount needed to cover related operational costs approved by the Board of Regents in the annual budgeting process, up to the authorized amount.
- 2.3 System Administrative and Endowment Fee. The Board of Regents assesses an administrative fee of an amount up to 0.20% (20 basis points) of the market value of the LTF's net asset value of only U. T. System Administration's restricted Endowments (not institutional Endowments) to be disbursed to U. T. System Administration to ensure appropriate administration and management as well as compliance with the agreements made with Endowment donors. The amount of the fee assessed will be the amount needed to cover related operational costs approved by the Board of Regents in the annual budgeting process, up to the authorized amount.

### BACKGROUND INFORMATION

Regents' Rule 60102 authorizes fees to be charged on endowments in the Long Term Fund. The Rule authorizes an allocation of 0.80% from the market value of an institution's endowments in the LTF to provide each institution funding for endowment administration and compliance and institutional development operations; 0.03% to fund Systemwide endowment administration and management efforts in direct System support to the institutions; and 0.20% assessed only on System Administration endowments to fund endowment compliance and administration for those endowments.

The proposed revisions clarify which funds are subject to each fee and provide flexibility for lesser fees to be charged when the full authorized amount exceeds what is needed to cover the operational costs that are approved by the Board in the annual budgeting process.

The proposed revisions do not impact the full-time equivalent (FTE) employee count Systemwide and is budget neutral. The proposed Rules change was reviewed by the institutional presidents and representatives of the Student Advisory Council, the Faculty Advisory Council, and the Employee Advisory Council.

4. U. T. System Board of Regents: Discussion and appropriate action regarding proposed appointment to the Board of Directors of The University of Texas/Texas A&M Investment Management Company (UTIMCO) (Deferred)

This item was deferred.

5. U. T. System Board of Regents: Discussion and appropriate action regarding proposed appointment to the University Lands Advisory Board

Chairman Eltife recommended appointment of Mrs. Gloria Moncrief of Fort Worth, Texas to the University Lands Advisory Board (ULAB). Motion to approve the recommendation was made by Vice Chairman Weaver, seconded by Regent Crain, and passed unanimously.

#### RECOMMENDATION

Chairman Eltife may recommend action concerning appointment to the University Lands Advisory Board (ULAB).

#### BACKGROUND INFORMATION

On March 19, 2018, the Board of Regents approved changes to the membership structure for the ULAB, as follows:

- five members appointed by The University of Texas System Board of Regents;
- three members appointed by The Texas A&M University System Board of Regents; and
- the Commissioner of the General Land Office.

Further, at least two of the members appointed by the U. T. System Board and at least one of the members appointed by the A&M System Board must be current Regents, with the ULAB Chairman to be named by the U. T. System Board. In addition, at least three of the members appointed by the U. T. System Board and at least two of the members appointed by the A&M System Board must have industry experience.

6. U. T. System: Update on the U. T. System Historically Underutilized Business (HUB) program

Mr. Hopeton Hay, Executive Director, HUB Programs, reported on Systemwide HUB expenditures for FY 2022, the highlights of which are set forth in the PowerPoint on the following pages.

# Fiscal Year 2022 HUB Program Update

Hopeton Hay  
Executive Director, HUB Office

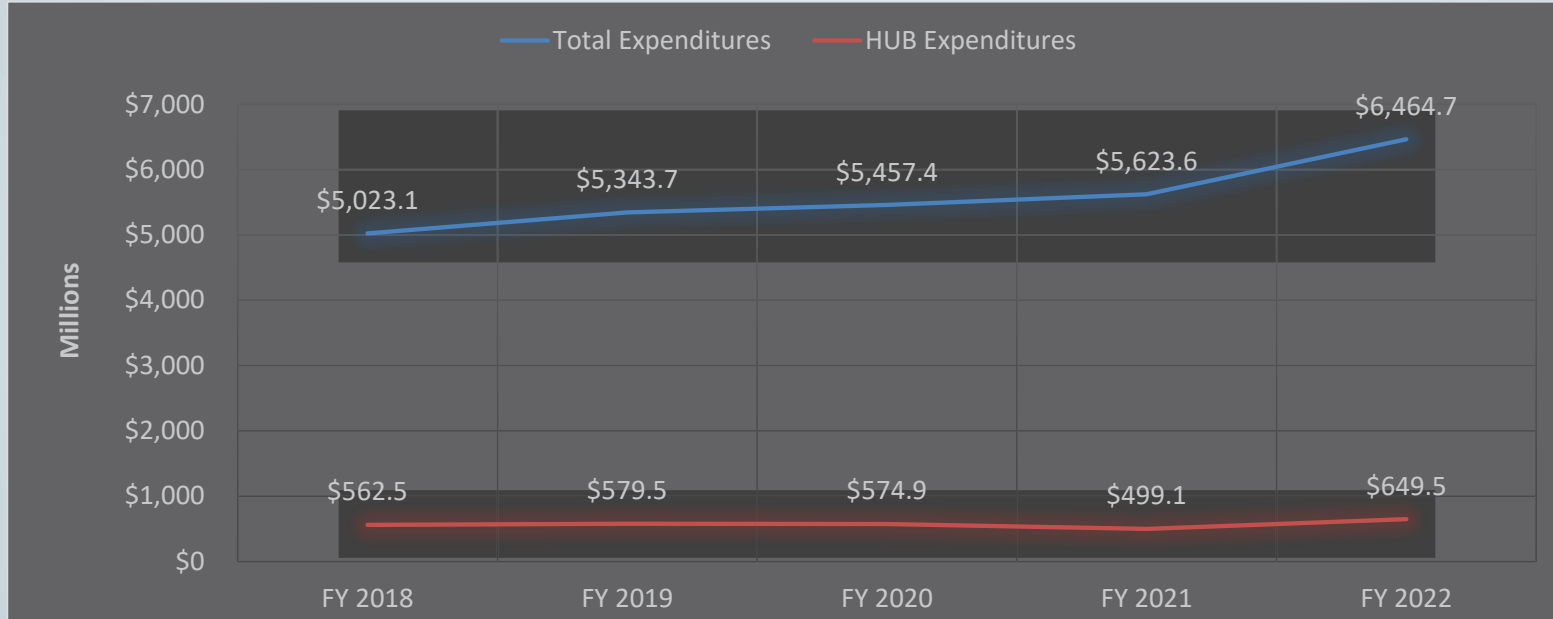
U. T. System Board of Regents Meeting  
May 2023



THE UNIVERSITY of TEXAS SYSTEM  
THIRTEEN INSTITUTIONS. UNLIMITED POSSIBILITIES.

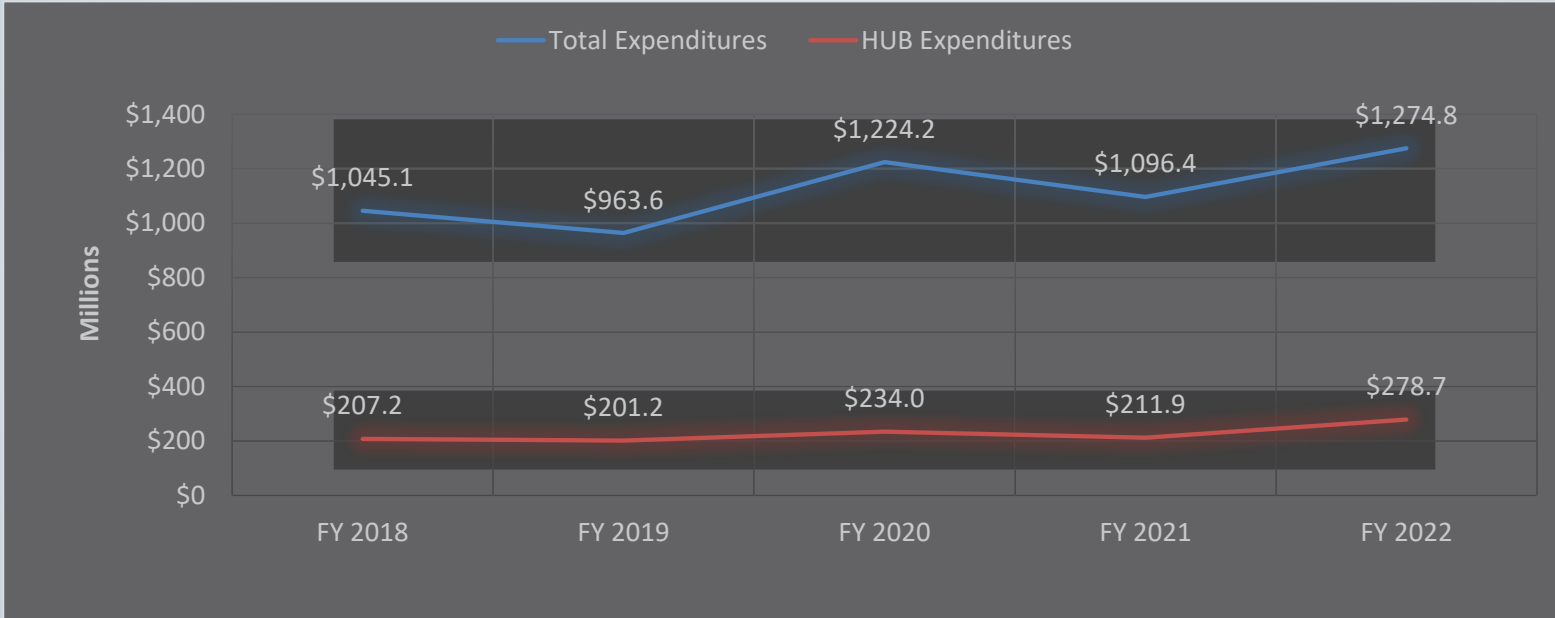
# U. T. Systemwide HUB Expenditures

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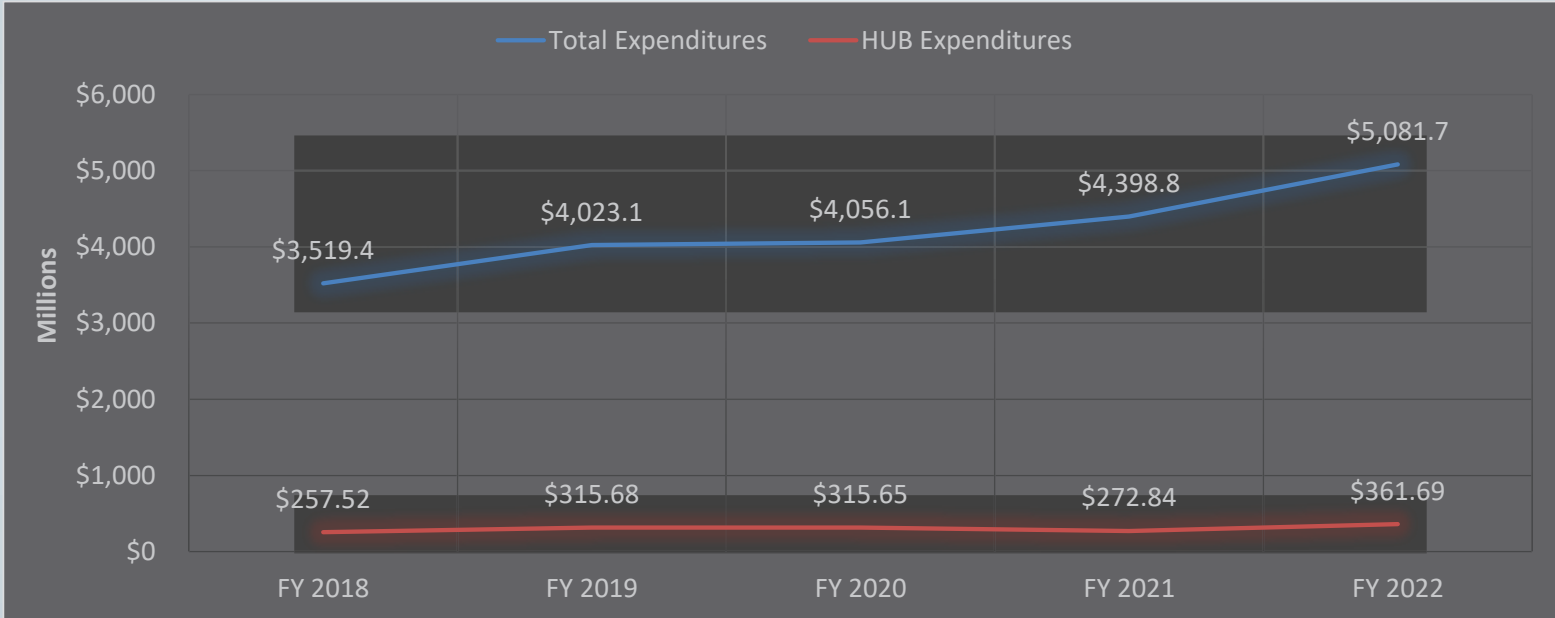


# Academic Institutions

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# Health Institutions



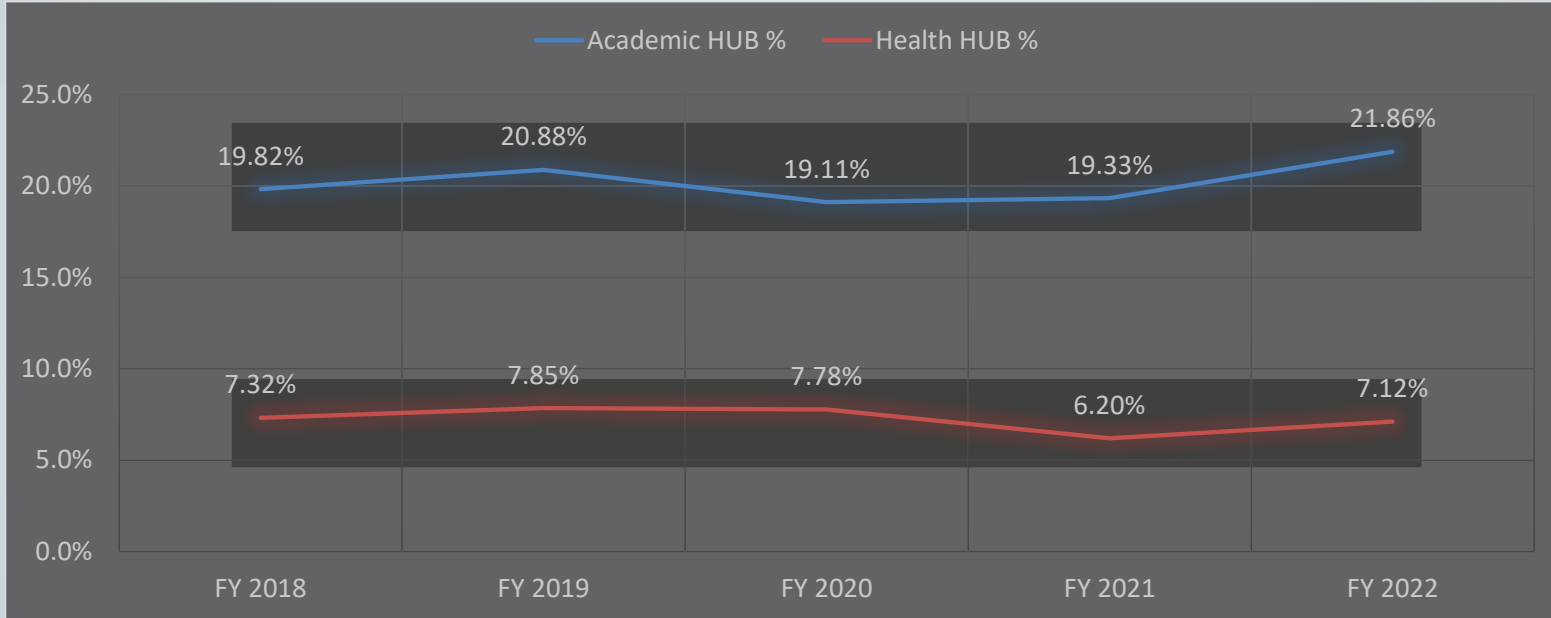
Minutes - 51



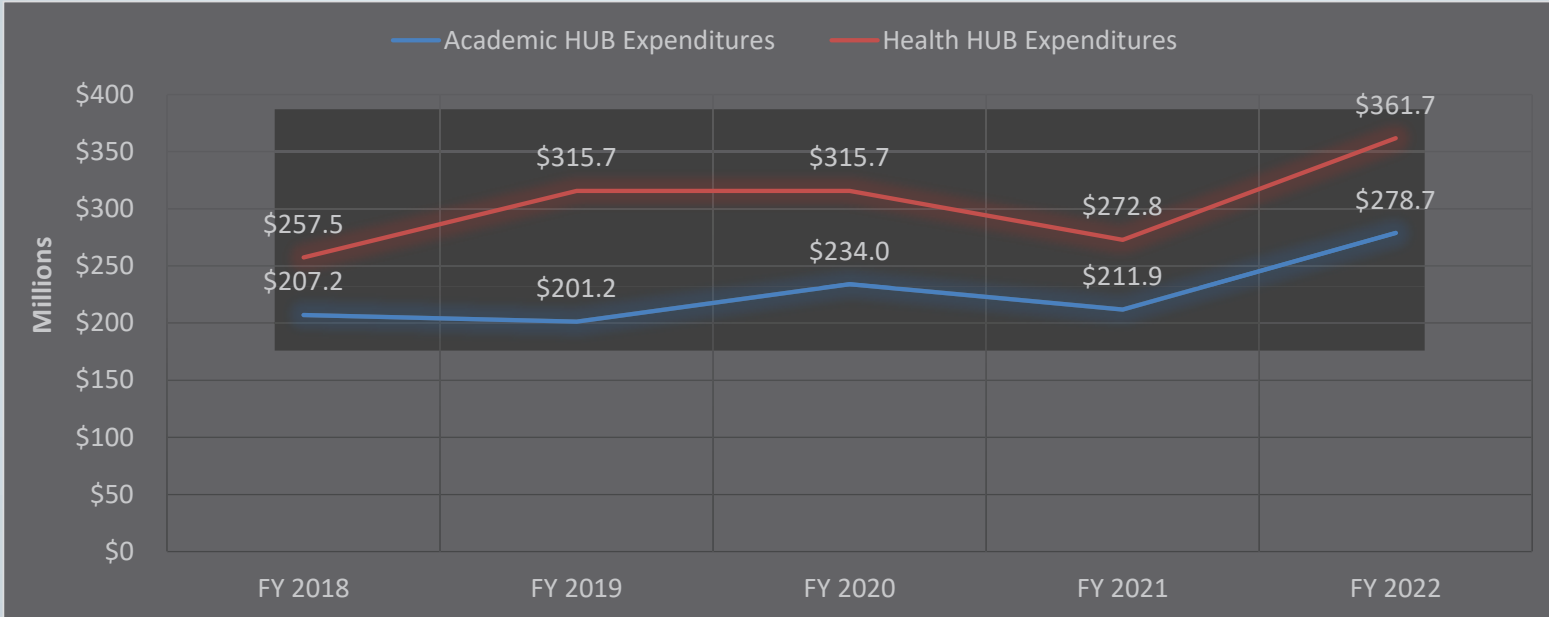
THE UNIVERSITY of TEXAS SYSTEM  
THIRTEEN INSTITUTIONS. UNLIMITED POSSIBILITIES.

# HUB Percentage Academic and Health

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# HUB Expenditures Academic and Health

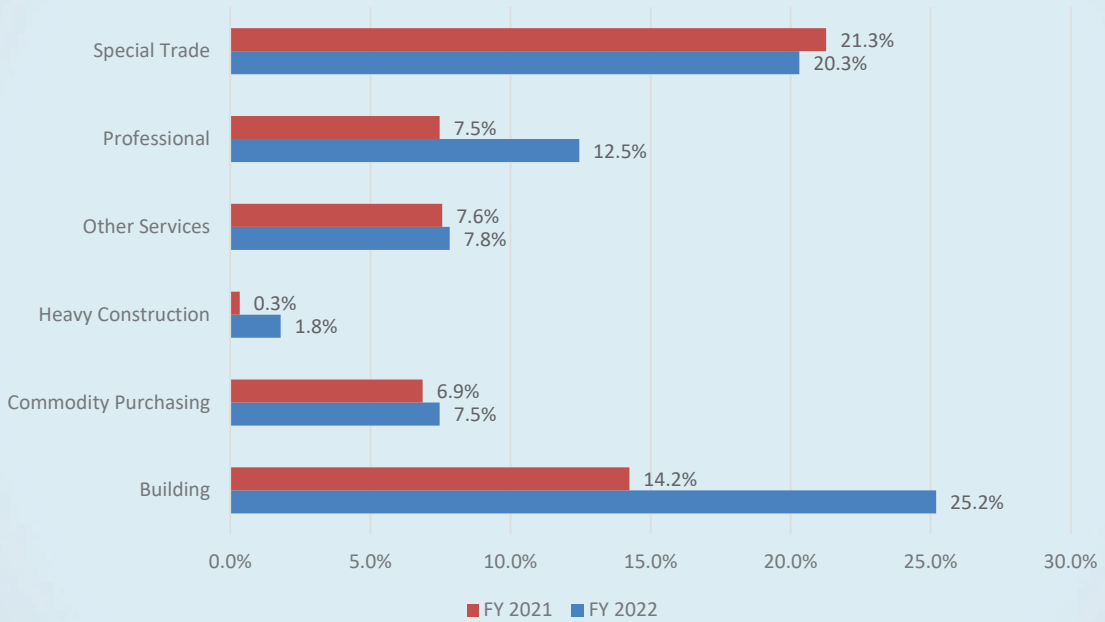


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### U. T. Systemwide HUB Percentages Procurement Category



# HUB Percentages and Expenditures – FY 2021 and FY 2022

U. T. System Institutions and Administration				
INSTITUTION	FY 2021 HUB PERCENT	FY 2022 HUB PERCENT	FY 2021 HUB DOLLARS	FY 2022 HUB DOLLARS
U. T. Arlington**	15.03%	20.50%	\$25,001,048	\$40,337,821
U. T. Austin*	17.43%	16.78%	\$100,259,661	\$109,244,166
U. T. Dallas**	28.61%	35.22%	\$23,285,055	\$37,049,178
U. T. El Paso*	26.19%	23.74%	\$14,094,118	\$15,153,352
U. T. Permian Basin*	11.78%	13.09%	\$3,416,790	\$3,359,030
U. T. Rio Grande Valley**	25.52%	30.26%	\$14,333,377	\$18,730,125
U. T. San Antonio**	27.55%	38.03%	\$29,563,387	\$51,970,999
U. T. Tyler**	7.36%	8.48%	\$1,992,250	\$2,868,584
U. T. Southwestern Medical Center*	7.85%	7.80%	\$111,962,513	\$122,044,609
U. T. Medical Branch - Galveston**	6.39%	6.80%	\$36,192,383	\$43,009,204
U. T. Health Science Center - Houston*	10.49%	11.20%	\$29,272,219	\$26,004,724
U. T. Health Science Center - San Antonio**	8.77%	14.19%	\$22,275,451	\$59,674,848
U. T. Health Science Center - Tyler**	4.76%	8.52%	\$3,823,303	\$4,449,710
U. T. M. D. Anderson Cancer Center**	3.87%	4.89%	\$69,316,266	\$106,511,460
U. T. System Administration	11.16%	8.36%	\$14,330,803	\$9,047,229
<b>U. T. Systemwide</b>	<b>8.88%</b>	<b>10.05%</b>	<b>\$499,118,624</b>	<b>\$649,455,038</b>

*Institutions with two asterisks increased HUB percentage and HUB expenditures over previous year, institutions with one asterisk increased HUB percentage or HUB expenditures*



# U. T. Systemwide Key Expenditures Trends FY 2021 – FY 2022

- ❖ **Total reportable expenditures grew by 15%**
- ❖ Total HUB expenditures grew by 30%
- ❖ Total HUB building construction expenditures grew by 30%
- ❖ Total HUB commodity expenditures grew by 27%
- ❖ Total HUB other services expenditures grew by 30%
- ❖ Total HUB professional services grew by 107%



# Systemwide Collaborations

- Systemwide virtual HUB outreach events
  - Goods and Services (April)
  - Construction (June)
- U. T. System Supply Chain Alliance
  - Seventeen contracts with HUB firms
  - \$262 million spent with Alliance members in FY 2022
- Development and enhancement of collaborative mentor protégé relationships between U. T. System Administration and institutions
- Launching a U. T. Systemwide HUB Coordinator training program in collaboration with institutions
- HUB Power Bi Dashboard – A collaboration with the U. T. System Office of Institutional Research and Analysis that provides detailed HUB data for all institutions and state agencies for last five fiscal years



Institution	Accomplishments
U. T. Arlington	Provide real time HUB performance with ability to track participation to department and transaction level. Additional insight to identify informal procurements to increase HUB participation
U. T. Austin	Initial indicators – will update when more impact information is available
U. T. Dallas	Meetings have been beneficial by providing better sharing of information, teamwork and workflow processes.
U. T. El Paso	Continuous training has allowed the University to identify HUB vendors in the El Paso Region
U. T. Permian Basin	Educating university community on what and who HUB is and the importance of the program and how to be a part of it
U. T. Rio Grande Valley	Increased end user awareness
U. T. San Antonio	Quarterly post-pandemic workshop series designed to provide HUBs information on how to develop/recover business post pandemic, prepare them to do business with local agencies and other State entities; improve skills or get insight on RFPs, contracts, writing proposals, knowledge on public grant funding for relief, etc. Over 800 HUB vendors attended workshops. FY2023 series in currently in process.
U. T. Tyler	There has been an increase in the use of HUB vendors, dollars spent with HUB vendors and in the overall awareness of the HUB program by the campus departments when purchasing commodities.
U. T. Southwestern Medical Center	Requestor training (September 22); 1,700 completed; requestors select products within departments – training explains what HUB is and why it's important
U. T. Medical Branch - Galveston	Increased HUB percentage participation and HUB expenditures
U. T. Health Science Center - Houston	Increased HUB participation and visibility to program through creation of e-commerce dashboard.
U. T. Health Science Center - San Antonio	Improved reporting on website – streamlined and more appealing
U. T. M. D. Anderson Cancer Center	Increased HUB percentage participation and HUB expenditures

RECESS TO EXECUTIVE SESSION.--At 9:31 a.m. the Board recessed to Executive Session, pursuant to Texas Government Code Sections 551.071, 551.072, 551.073, 551.074, 551.076, and 551.089 to consider the matters listed on the Executive Session agenda.

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS AND TO CONSIDER AGENDA ITEMS.--Chairman Eltife reconvened the Board in Open Session at 10:05 a.m. to consider action on the following items.

- 1a. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions including interim presidents); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees

No action was taken on this item.

- 1b. U. T. System Board of Regents: Discussion regarding the Board's ongoing process for evaluation of its responsibilities and expectations [Regents' Rules and Regulations, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]

See Agenda Item 7 for related discussion in Open Session.

- 1c. U. T. Austin: Discussion and appropriate action regarding approval of terms of Employment Agreement and related Professional Services and License Agreement for Head Men's Basketball Coach Rodney Terry

Regent Jiles made the following motion:

I move that the Board of Regents approve terms of the Employment Agreement and related Professional Services and License Agreement with Head Men's Basketball Coach Rodney Terry as recommended and outlined in Executive Session.

The motion was seconded by Regent Crain and carried unanimously.

- 1d. U. T. System Board of Regents: Discussion and appropriate action regarding individual personnel matters associated with duties and responsibilities of the president and other university administrators related to the establishment of a new school at U. T. Austin

See Agenda Item 8 for action taken in Open Session.

- 2a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

No action was taken on this item.

- 2b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

No action was taken on this item.

- 3a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

- 3b. U. T. System Board of Regents: Discussion and appropriate action regarding legal issues concerning pending legal claims by and against U. T. System

No action was taken on this item.

4. U. T. System Board of Regents: Discussion and appropriate action regarding safety and security issues, including security audits and the deployment of security personnel and devices

No action was taken on this item.

5. Deliberations Regarding the Purchase, Exchange, Lease, Sale or Value of Real Property – Section 551.072

No action was taken on this item.

AGENDA ITEMS (continued)

7. U. T. System Board of Regents: Discussion regarding the Board's ongoing process for evaluation of its responsibilities and expectations [Regents' Rules and Regulations, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]

Chairman Eltife made the following remarks related to the Board's evaluation of its responsibilities and expectations.

Remarks by Chairman Eltife

Consistent with Regents' Rule 10101, each Regent was asked in March to assess the Board's effectiveness as a policy-making body and to provide advice, opinions, and recommendations regarding the Board's structure, processes, and culture.

The completed questionnaires provided valuable insights that will help the Board continue to be effective and efficient. Based on the comments received, I will work with Chancellor Milliken and the Board General Counsel Frederick to assure meeting agendas allow the Board to focus most appropriately on necessary oversight, governance, and decision-making. And we will look forward to listening to our Board members going forward on any other opportunities we have to improve Board functions.

Board members commented favorably on the support received from other Board members and the staff's efforts and assistance. Before stopping for additional comments, let me note appreciation for the Regents' participation in this periodic self-evaluation.

8. U. T. System Board of Regents: Discussion and appropriate action regarding the establishment of a new school at U. T. Austin

Chairman Eltife noted that the meeting posting included an item related to the establishment of a new school at U. T. Austin. Following additional remarks by Chairman Eltife, Vice Chairman Longoria made the following motion:

I move that The University of Texas System establish the School of Civic Leadership at The University of Texas at Austin and direct the President to take steps necessary to implement its operation. The School will encompass a unique hybrid of classical and professional education.

It will engage in a comprehensive, interdisciplinary program of research, teaching, training and equipping students in the knowledge and aptitudes necessary to lead a free society. It will provide students with foundational knowledge and critical thinking skills steeped in the Western tradition and American constitutional history. It will educate students in the values and principles of a free society and equip them to be the next generation of leadership for our state and nation. It will also prepare them for professional careers in public service, national security, the non-profit sector, and the private sector.

I move that the School will follow the University's governance procedures for new schools and will be led by a Dean, who shall report to the Provost of the University. This Motion is made with the understanding that the Board of Regents looks forward to the appointment of the inaugural dean with a goal of the appointment by November 30, 2023, and with the further understanding that the School will have

authority to hire new tenure and tenure-track faculty through existing university procedures and protocols, consistent with the authorities of a school at U. T. Austin.

I further move that the Dean shall appoint a Board of Advisors for the School. As appropriate and as determined by the President following consultation with the Advisory Board, the School is expected to house the Civitas Institute. As appropriate and as determined by the President following consultation with the Advisory Board and the Clements Center Board of Advisors, the School may house the Clements Center for National Security. Upon recommendation of the Center or Institute Director, as appropriate, and after approval by the President and Dean, the Center and Institute may merge some or all of their existing programs and activities into the School.

I also move that, following the usual policy for recommendation by the President and approval by the Board of Regents, the University may name the School in honor of a benefactor subject to philanthropic naming procedures.

I move that, under the direction of its faculty and dean, in accordance with university procedures, the School shall develop curricula and offer undergraduate and graduate degrees in relevant areas of study, and further note that it is the expectation of the Board of Regents that the School offer Texas General Education required courses, including courses in fulfillment of Texas Education Code §51.301, and may enroll students from other Colleges and Schools and majors in its General Education courses.

I move that the Board of Regents direct the President, the Dean, and institutional development staff to work expeditiously to identify and secure a combination of funds including research, general revenue, and philanthropic support; to allocate the necessary budget; and to hire the faculty and staff sufficient for the School to deliver world class education and research.

Finally, with the understanding that such development efforts are key to securing the support necessary for the success of the School, this Motion is made with the expectation that no fewer than 20 new tenure and tenure-track faculty lines will be budgeted and filled within the School's first three years; that additional faculty lines shall be granted as needed to fulfill the teaching and research mission of the School; and that the School's new faculty shall be permitted but shall not be required to hold joint or courtesy appointments within other existing Colleges and Schools at U. T. Austin.

The motion was seconded by Regent Stedman and carried unanimously.

9. U. T. System Board of Regents: Presentation of Certificate of Appreciation to Student Regent Neelesh C. "Neel" Mutyala

Chairman Eltife expressed his appreciation and complimented Regent Mutyala on his service as Student Regent, emphasizing his advice shared and congratulating him on his recent graduation from U. T. Health Science Center - Houston School of Medicine.

Chancellor Milliken remarked that Regent Mutyala has been an engaged and effective representative while on the Board and thanked him for his service.

Regent Mutyala commented that he is very passionate about higher education and that his tenure on the Board has been one of the most rewarding experiences. Regent Mutyala thanked Chairman Eltife and the Board members for guidance on how to be more effective both professionally and personally. He also thanked the Chancellor, the Vice Chancellors, and all the Presidents for taking time to answer his questions.

CERTIFICATE OF APPRECIATION

to

NEELESH C. "NEEL" MUTYALA

Upon the occasion of completion of  
his term of service

as Student Regent  
of

The University of Texas System

In appreciation for his wise counsel,  
conscientious stewardship, and dedicated service  
to The University of Texas System

2022 – 2023

10. U. T. System Board of Regents: Discussion and appropriate action regarding individual personnel matters associated with the reorganization of the Board of Regents and the election of Chairman and Vice Chairmen of the Board (Regents' Rules and Regulations, Rule 10102, regarding Chairman and Vice Chairmen)

Chairman Eltife advised that with the confirmation of Regent Gauntt, who took the oath of office yesterday, the Board may consider election of Chairman and Vice Chairmen. He then entertained a motion for the office of Chairman, and Regent Crain made the following motion:

It is my absolute pleasure and privilege to move that, in accordance with the Regents' *Rules and Regulations*, Rule 10102, Chairman Eltife be re-elected Chairman of the Board effective immediately.

The motion was seconded by Vice Chairman Longoria and carried unanimously.

Chairman Eltife expressed his appreciation for the opportunity to serve another term as Chairman and recommended reappointment of Regents Longoria and Weaver to serve as Vice Chairmen.

The named Regents abstained from discussion and vote on the appointments that pertain to their service. Regent Crain seconded the motion, which carried unanimously.

ADJOURNMENT.--There being no further business, the meeting was adjourned at 10:22 p.m.

/s/  
Tina E. Montemayor  
Secretary to the Board of Regents  
May 4, 2023



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**CONSENT AGENDA**

**Committee and Board Meetings:**

May 3 - 4, 2023  
Austin, Texas

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- 32. Purchase - **U. T. Medical Branch - Galveston**: Authorization to purchase approximately 0.359 acres of land improved with an approximately 2,237 square foot medical office building and parking lot located at 215 Oak Drive South, Suite A, Lake Jackson, Brazoria County, Texas, from Simon Winston, L.P., a Texas limited partnership, for mission related purposes including medical clinic related use

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- 42. Contract (funds going out) - **U. T. System**: Bath Group Inc. to perform total building commissioning technical and procedural services

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## MEETING OF THE BOARD

1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meeting held February 22-23, 2023; and the special called meeting held March 24, 2023
2. Other Matters - U. T. System: Approval of Newly Commissioned Peace Officers

In accordance with Section 51.203 of the *Texas Education Code*, the Board is asked to approve the Commissioning of the following Peace Officers. The Officers have completed training at the U. T. System Police Training Academy and passed the State of Texas Police Officer Licensing Examination, effective March 17, 2023.

<u>Name</u>	<u>Institution</u>
Matthew Adam	U. T. Austin
Keegan Glabus	U. T. Austin
Peter Illing	U. T. Austin
Michael Marcinowski	U. T. Austin
Joseph Morales-Serratos	U. T. Austin
Jose Portillo	U. T. Austin
Irvin Portillo-Zapata	U. T. Austin
Patrick Mullins, Jr.	U. T. Medical Branch - Galveston
Terri Johnson	U. T. Health Science Center - Houston
Edwin Thomas	U. T. Health Science Center - Houston
Ricardo Molina, Jr.	U. T. Rio Grande Valley
Colter Hazel	U. T. Tyler

## AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE

No items for Consent Agenda

## FINANCE AND PLANNING COMMITTEE

3. Other Fiscal Matters - U. T. System Board of Regents: Approval of \$35,000,000 of funding for U. T. Rio Grande Valley's Deferred Maintenance Program; and resolution regarding parity debt

The Executive Vice Chancellor for Business Affairs recommends approval of this item authorizing funding of \$35,000,000 from Revenue Financing System (RFS) bond proceeds for U. T. Rio Grande Valley to finance its multiyear Deferred Maintenance Program covering prioritized projects at its Edinburg, Brownsville, Harlingen, and South Padre Island locations.

Annual debt service is estimated at \$1,963,067. The debt is expected to be repaid with designated tuition, medical school revenues, and auxiliary service revenues in proportion to amounts borrowed for general academic, medical school, and auxiliary spaces, respectively.

The institution's Scorecard Rating of 3.8 at the Fiscal Year-end 2022 is below the maximum threshold of 6.0 and demonstrates that the institution has the financial capacity to satisfy its direct obligations related to parity debt. The institution therefore requests that the Board resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System that:

- parity debt shall be issued to fund all or a portion of the projects' cost, including any costs prior to the issuance of such parity debt;
- sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the RFS Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System;
- U. T. Rio Grande Valley, which is a "Member" as such term is used in the RFS Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of parity debt in an aggregate amount of \$35,000,000; and
- this resolution satisfies the official intent requirements set forth in Section 1.150-2 of the *Code of Federal Regulations* that evidences the Board's intention to reimburse project expenditures with bond proceeds.

The U. T. Rio Grande Valley Office of Operations, Planning and Construction has undertaken a comprehensive study on the institution's facilities and has identified multiple deferred maintenance projects as high priorities. These projects are critical for student retention and success, research, and health care goals and are anticipated to be completed by the close of FY 2025.

The requested funding of \$35,000,000 will finance \$25,000,000 of projects related to general academic and medical school spaces and \$10,000,000 of projects related to student housing and other auxiliary services. Projects include exterior/envelope repairs, roof repairs and replacements, HVAC repairs, erosion control, building automation, chiller replacement, and interior refreshes and renovations. Opportunities to achieve energy savings, operational efficiencies, and cost avoidance will be sought.

4. Contract (funds coming in) - U. T. System: Rito Foods, Inc., to supply and maintain prepared meals in vending machines

Agency: Rito Foods, Inc.

Funds: \$3,750 over the term of the Agreement, including renewals

Period: May 5, 2023 through May 4, 2024; with four one-year renewal options

Description: Rito Foods, Inc., will supply and maintain prepared meals for vending machines at the U. T. System Administration Building, for which U. T. System will receive royalties and operation expenses.

Board approval for this Agreement is sought in accordance with *Texas Government Code* Section 2203.005(a), which requires governing board approval of such vending machine placement agreements, and in accordance with U. T. Systemwide Policy UTS 130 pertaining to Vending Machine Contracts.

5. Contract (funds going out) - U. T. System: Grant Thornton, LLP, to provide technical accounting services related to Governmental Accounting Standards Board (GASB)

Agency: Grant Thornton, LLP

Funds: Possibility that expenditures may exceed \$1,000,000 over the term of the contract

Period: August 31, 2023 through August 31, 2024

Description: In accordance with Governmental Accounting Standards Board (GASB), Grant Thornton will provide technical accounting services related to GASB pronouncements and other related authoritative accounting guidance applicable to State governments and the higher education sector. Contract was acquired through approved procurement procedures.

**ACADEMIC AFFAIRS COMMITTEE**

6. Contract (funds coming in) - U. T. Arlington: Amendment to Agreement with Maverick Sports Properties, LLC, a subsidiary of Learfield Licensing Partners, to license U. T. Arlington's trademarks for use in athletic sponsorship transactions

Agency: Maverick Sports Properties, LLC, a wholly owned subsidiary of Learfield Licensing Partners

Funds: Estimated \$4,000,000, in addition to a \$200,000 capital subsidy paid in five annual installments

Period: June 30, 2021 through June 30, 2029

Description: Maverick Sports Properties, LLC, to license U. T. Arlington's trademarks for use in athletic sponsorship transactions. The initial Agreement was approved by the Board of Regents on August 20, 2015, and was effective July 1, 2014 through June 30, 2021. This First Amendment extends the Agreement through June 30, 2029. Each year Learfield will receive the first \$275,000 (compounded by 3.5% each year thereafter) in collected sponsorship dollars. Learfield will then pay U. T. Arlington royalties each year of 65% of collected adjusted gross sponsorship revenue up to and including \$1,250,000; and 75% of collected adjusted gross sponsorship revenue in excess of \$1,250,000.

7. Contract (funds coming in) - U. T. Austin: Master Services Agreement for Clinical Care Services with Travis County Healthcare District, dba Central Health, related to the provision of specialty clinical professional, facility, and technical services to Central Health patients

Agency: Travis County Healthcare District, dba Central Health

Funds: \$10,000,000 over approximately five to seven years

Period: October 1, 2022 through September 30, 2023; with annual renewal periods unless terminated

Description: U. T. Austin, Travis County Healthcare District, dba Central Health (Central Health), and Community Care Collaborative (CCC) are parties to an Affiliation Agreement, which was approved by the Board on July 14, 2014. As part of that Affiliation Agreement, U. T. Austin has delivered health care services to the Central Health patients. For several years, U. T. Austin and CCC participated in a separate agreement where U. T. Austin primarily provided musculoskeletal and women's health professional services.

Under this proposed Master Services Agreement, U. T. Austin will provide the following professional, facility, and technical services to Central Health: women's health professional services; ophthalmology professional and facility services, including ambulatory surgery center access and imaging; podiatry professional and facility services, including ambulatory surgery center access and imaging; advanced imaging services; and post-COVID clinical services. The total anticipated revenue is \$950,000 over the initial term, and \$1,200,000 annually for each renewal period, for a total of up to \$10,000,000 over the first five to seven years.

8. Contract (funds going out) - U. T. Austin: QA Construction Services, Inc., to provide job order contracting services to campus facilities

Agency: QA Construction Services, Inc. (QA)

Funds: Total costs will exceed \$5,000,000 over the maximum five-year contract period

Period: November 1, 2022 through October 31, 2023; with four one-year renewal options

Description: QA Construction Services, Inc., to provide general construction job order contracting services, with project varying in scope and size. Separate service agreements will be executed for individual projects. Services were competitively procured.

9. Request for Budget Change - U. T. Austin: Transfer \$40,000,000 from Intellectual Property Income – Operating Income to Intellectual Property Income – Maintenance, Operation and Equipment to increase spending authority to distribute 50% of NIH royalty payments to U. T. researchers for the technology invented for the COVID 19 vaccine (RBC No. 11937) -- amendment to the 2022-2023 budget

10. Request for Budget Change - U. T. Dallas: New Hires with Tenure -- amendment to the 2022-2023 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>School of Arts, Humanities, and Technology</b>					
Art History					
Professor Erika Doss (T)	7/1-5/31	100	09	200,000	11931
Professor Tatiana Flores (T)	7/1-5/31	100	09	170,000	11932

11. Gift - U. T. Dallas: Authorization to accept the gift of a sculpture entitled “Yo y Tu” by Jose Sacal to be placed outside of the Edith O’Donnell Arts and Technology Building

Description:

U. T. Dallas is requesting approval to accept a gift from the Fundación Jose Sacal, A.C. of a sculpture to be placed outside of the Edith O’Donnell Arts and Technology Building. This location is on the east side of the Margaret McDermott Mall, a pedestrian thoroughfare and the focal point of university outdoor activity.

The outdoor work of art, entitled "Yo y Tu," is 13.2 feet tall and weighs 1,322 lbs. The sculpture is made of cast bronze and was completed by Mexican artist Jose Sacal (1944-2018) in 2005.

The acceptance of “Yo y Tu” is mission-aligned with U. T. Dallas as it works to make the campus an arts destination for the Dallas community and beyond.

The statue depicts a firmly planted foot transitioning to a hand reaching into the universe. With a solid foundation, reach is unlimited. The importance of art such as this on campus aligns with the 2018 University of Texas at Dallas Campus Master Plan and the 2021 University’s Strategic Plan. The creation of the Arts Village as referenced in the Campus Master Plan provides a location where students and visitors can access visual and performing arts on campus.

Donor: This proposed gift will be donated by the Fundación Jose Sacal, A.C. following participation in a Fall 2022 UTD Center for US-Latin American Initiatives sculpture walk. The event was held in conjunction with the Edith O'Donnell Institute of Art History, the Mexican Consulate in Dallas, and the American Jewish Committee and featured 21 pieces of contemporary art by Sacal. After the event and because of its success, Foundation representatives expressed their desire to permanently donate "Yo y Tu" to the University.

Jose Sacal was born in Curenavaca, Morelos in 1944 and from an early age showed an interest in art, attending the School of Arts of the National Institute of Fine Arts. There he began to explore painting and modeling. During his high school years, he worked for a time in a psychiatric hospital, proposing creative activities for the rehabilitation of patients and later studied medicine in college. Both of these experiences provided him with an understanding of human anatomy and the human condition which would later be incorporated into his works. At the age of 24, he began work as a fashion designer leading to a period of world travel further influencing his perspectives and artistic works. Described primarily as a surrealist, Sacal's works in clay, ceramics, bronze, and other metals touch on human elements viewed through an abstract lens. His work has been installed in the United States, Israel, Mexico, and China.

Value: As of March 2023, the Fundación Jose Sacal valued the sculpture at \$500,000, although it has not yet been formally appraised.

The University estimates costs for site preparation, transportation, lighting, landscaping, signage, and other related items to be \$51,500. Funds for transportation and installation will be allocated by the Dean of the School of Arts, Humanities, and Technology. Monies for ongoing maintenance will be allocated from the University's Maintenance and Facilities budget.



12. Gift - U. T. El Paso: Authorization to accept the gift of a statue entitled of “The Bear” to be placed in front of The Don Haskins Center

Description: U. T. El Paso is requesting approval to accept a gift from the Jo Ann and Dan Longoria family of a statue to be placed in front of the east entrance of The Don Haskins Center. The late, legendary Don Haskins (nicknamed “The Bear”) was head coach of The University of El Paso Miners (and the Texas Western College) men’s basketball team from 1961 to 1991. In 1966, his team won the NCAA tournament, highlighting the end of racial segregation in college basketball. Haskins was admitted to the Naismith Memorial Basketball Hall of Fame in 1997.

The statue, to be sculpted by artist Brian Hanlon, will be approximately seven feet tall and three feet in depth with an arm span of five feet in width, depicting the late Don Haskins in an iconic “bear hug” pose. The total weight of the statue is estimated to be 1,200 pounds. The statue is currently in the modeling phase and is anticipated to be completed by late fall of 2023.

This piece of art will honor the late Coach Haskins who built the U. T. El Paso Miners men’s basketball program into a respected athletic powerhouse over his 38 years of coaching the team. It is anticipated that the statue will be a popular gathering place for fans of all ages, serving as a reminder of the Coach’s impact on the City of El Paso and the university.

Brian Hanlon is a master sculptor, first rising to national prominence with the installation of “Olympian” in the 1990s. He uses a proprietary mix of metal to create a dramatic “living” bronze patina. This technique, along with his use of water-based clay enable his pieces to demonstrate action and movement in ways other artists often struggle to achieve.

Donor: Dan Longoria is a prominent El Paso businessman. He owns 15 Mattress Firm locations in the El Paso area. From his beginnings as a mattress salesman for the company after high school, he worked his way up to ownership mattress chain. Mr. Longoria and his wife Jo Ann support numerous El Paso area charities, including the El Paso Symphony Orchestra, the Boys and Girls Clubs of El Paso, El Paso Pro-Musica, and Komen El Paso. Mr. Longoria has supported Miner Athletics, including both basketball and tennis.

Value:

Artist Brian Hanlon anticipates the value of preliminary design work and the ultimate statute to be \$125,000. Mr. Longoria will contract with the artist directly and then gift the work to U. T. El Paso. The university's facilities and maintenance department has developed a budget, which includes structural engineering consultation, lighting, and landscaping (\$39,460). U. T. El Paso plans to secure private philanthropy to complete the project. In the event that further resources are needed, departmental funds will be made available.

[Secretary's Note: The item as it appeared in the agenda materials was revised. The key terms did not change, but certain details were corrected.]



Minutes - 79



May 4, 2023 Meeting of the U. T. System Board of Regents - Consent Agenda



*Don "The Bear" Haskins*  
SCULPTURE (ON LOCATION)

13. Contract (funds coming in) - U. T. Rio Grande Valley: Approval of Annual Operating Agreement to the Affiliation Agreement between VHS Valley Health System, LLC, dba Valley Baptist Health System, and U. T. Rio Grande Valley

Agency: VHS Valley Health System, LLC, dba Valley Baptist Health System

Funds: Estimated Value of \$2,793,576 over the term of the contract

Period: December 30, 2022 through June 30, 2024

Description: The Annual Operating Agreement (AOA) to the Affiliation Agreement between VHS Valley Health System, LLC, dba Valley Baptist Health System, and U. T. Rio Grande Valley documents the payments flowing between the parties in connection with graduate medical education programs and describes the commitment of the parties related to educational, clinical, structural, financial, and administrative needs of the medical education programs and other collaboration efforts as contemplated in the related Affiliation Agreement between the parties.

14. Request for Budget Change - U. T. Rio Grande Valley: New Hires with Tenure -- amendment to the 2022-2023 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 Arts</b>					
Department of Psychological Science					
Chair and Professor					
Perry Fuchs (T)	9/1-5/31	100	09	150,000	11942
	9/1-8/31		12	42,000	
Department of Spanish					
Chair and Professor					
Cristina Sanchez-Conejero (T)	9/1-5/31	100	09	110,000	11943
	9/1-8/31		12	25,833	

15. Gift - U. T. San Antonio: Authorization to accept the gift of a historic residential structure to be placed on campus property from RevolUrban1, LLC, or assigns, for museum and possible future mission use

Description: Gift of a small historic house formerly occupied by the American writer William Sydney Porter, known by his pen name O. Henry, to be placed on the 700 Block of West Nueva Street, on U. T. San Antonio’s downtown campus.

The O. Henry house is reported by the Bexar County Appraisal District to contain 442 square feet. It is thought to have been originally built in the 1850s, includes a covered porch, and has been relocated twice. The house is a Recorded Texas Historic Landmark. The donor or its related entity, Weston Urban, a prominent developer in San Antonio’s downtown core, will transport the house and place it on the institution’s campus. As part of the gift, the donor will build foundations and related sitework, will reconfigure adjacent parking as needed and will extend certain utilities. The house will be delivered with electrical service, but without a heating/ air conditioning system or plumbing. The institution plans to locate the O. Henry house near to the abutting Navarro House, a house museum operated by the Texas Historic Commission (THC).

U. T. San Antonio may enter into an agreement with the THC to operate the house as a museum, and/or may in the future use the house as part of its campus. The donor will not place any restrictions on the use or maintenance of the O. Henry house. The THC will exercise oversight over the institution’s care of the property to preserve the architectural integrity of the structure.

Donor: RevolUrban1, LLC, a Delaware limited liability company, or assigns

Value: The house and related improvements have not yet been valued. The gift may include funds to U. T. San Antonio to support the maintenance of the house for approximately one year. The institution estimates the annual cost to maintain the house may range from nil to \$20,000 in current dollars; U. T. San Antonio would typically use designated funds for deferred maintenance for this expense.

16. Request for Budget Change - U. T. Tyler: New Hire with Tenure -- amendment to the 2022-2023 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 Health Professions</b>					
Dean and Professor					
Theresa Byrd (T)	3/13-8/31	100	12	280,000	11945

**HEALTH AFFAIRS COMMITTEE**

17. Contract (funds coming in) - U. T. Southwestern Medical Center: American Food and Vending Service of Missouri, Inc., will provide certain products and services on the U. T. Southwestern campus

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

Funds: Estimated \$400,000 in royalty payments over the initial term

Period: April 3, 2023 through March 31, 2028; with the option to renew for two additional one-year terms

Description: American Food and Vending Service of Missouri, Inc. (AFV) will provide certain product and services on the U. T. Southwestern campus by using vending machines and micro-markets. In accordance with *Texas Education Code* Section 51.945 students were provided with an opportunity to comment prior to determination that this vending services provider should be selected by the institution. AFV agrees to periodically holding meetings or forums to provide students with a reasonable opportunity to discuss the performance of AFV. Board approval for this Agreement is sought in accordance with *Texas Government Code* Section 2203.005(a), which requires governing board approval of such vending machine placement agreements, and The University of Texas Systemwide Policy UTS 130 pertaining to Vending Machine Contracts. This Agreement was competitively bid.

18. Contract (funds coming in) - U. T. Southwestern Medical Center: To provide physician medical directors, quality management teams, an administrative assistant, supplies, and support services to Dallas County Hospital District, dba Parkland Health and Hospital System

Agency: Dallas County Hospital District, dba Parkland Health and Hospital System

Funds: \$13,792,561 over the full contract term, including renewal options

Period: October 15, 2022 through October 14, 2027; with the option to renew for two additional one-year terms

Description: U. T. Southwestern Medical Center's Emergency Medicine Department will provide physician medical directors, quality management team, an administrative assistant, supplies, and support services to Dallas County Hospital District, dba Parkland Health and Hospital System, that are needed to support the City of Dallas - Dallas Fire Rescue Biotel Emergency Response system.

19. Contract (funds going out) - U. T. Southwestern Medical Center: Administrative Resource Options, Inc., will perform mail room, scanning, and print shop services

Agency: Administrative Resource Options, Inc.

Funds: \$21,000,000 over the initial contract term

Period: September 1, 2022 through August 31, 2027; with the option to renew for two additional one-year terms

Description: Administrative Resource Options, Inc., will perform outsourced mail room, scanning, and print shop services. This Agreement was competitively bid.

20. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for Batson Cook Company to provide job order contracting and project management services

Agency: Batson Cook Company

Funds: \$10,000,000 over the full contract term, including renewal options

Period: September 1, 2022 through August 31, 2023; with the option to renew for one additional one-year term

Description: Batson Cook Company will continue to provide job order contracting and project management services. The initial Agreement, dated September 1, 2019, was not submitted for Board consideration because the total contract amount was below the institution's delegated approval threshold; however, the Agreement and its First Amendment, dated February 1, 2021, received Board approval to increase the Agreement's fee cap to \$7,500,000. The Second Amendment to the Agreement exercised the first optional renewal to extend the term of the Agreement to August 31, 2023. U. T. Southwestern Medical Center has an increased need for the services provided due to additional construction projects and thus seeks approval of this Third Amendment to increase the total contract value to \$10,000,000. The Agreement was competitively bid.

21. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for Falkenberg Construction Company, Inc., to provide job order contracting and project management services

Agency: Falkenberg Construction Company, Inc.

Funds: \$10,000,000 over the full contract term, including renewal options

Period: March 10, 2023 through August 31, 2023; with the option to renew for one additional one-year term

Description: Falkenberg Construction Company, Inc., will continue to provide job order contracting and project management services. The initial Agreement, dated September 1, 2019, was not submitted for Board consideration because the total contract amount was below the institution's delegated approved threshold; however, the Agreement and its First Amendment, dated February 1, 2021, received Board approval to increase the Agreement's fee cap to \$7,500,000. A Second Amendment to the Agreement exercised the first optional renewal to extend the term of the Agreement to August 31, 2023, and a Third Amendment added terms that did not require Board approval. U. T. Southwestern Medical Center has an increased need for the services provided due to additional construction projects and thus seeks approval of this Fourth Amendment to increase the total contract value to \$10,000,000. The Agreement was competitively bid.

22. Contract (funds going out) - U. T. Southwestern Medical Center: Mercury Global, Inc., to provide revenue billing support services

Agency: Mercury Global, Inc.

Funds: \$30,000,000 over the full contract term, including renewal options

Period: February 15, 2023 through February 14, 2026; with the option to renew for two additional one-year terms

Description: Mercury Global, Inc., will provide revenue billing support services such as charge entry, claim denial follow-up, and payment posting. The Agreement was competitively bid.

23. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement with Southwest Transplant Alliance, Inc., to provide organ procurement and acquisition services

Agency: Southwest Transplant Alliance, Inc.

Funds: \$65,000,000 over the full contract term, including renewal options

Period: January 1, 2023 through January 31, 2024; with the option to renew for three additional one-year terms

Description: Southwest Transplant Alliance, Inc., will continue to provide organ procurement and coordination of anatomical gift donations of organs, tissues, and eyes. The original Agreement dated February 1, 2022, was approved by the Board on February 24, 2022, in the amount of \$15,000,000, which erroneously estimated the contract value over the entire term, including renewal options. During the first year of the Agreement, the parties discovered the valuation error. Thus, this First Amendment adds specific terms addressing transportation services for organ procurement medical teams, and increases the contract value to correct the total contract value to \$65,000,000 over the entire contract term, including renewal options.

This Agreement was not competitively bid as, under the *Texas Government Code*, Chapter 2254.003, a government entity may not select a provider of professional services on the basis of competitive bids, but instead must make the selection based on the demonstrated competence and qualifications to perform the services and for a fair and reasonable price. The Agreement is supported by a sole source justification.

24. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for TDIndustries, Inc., to provide offsite facility management

Agency: TDIndustries, Inc

Funds: \$8,000,000 over the full contract term, including renewal options

Period: March 10, 2023 through February 29, 2024; with the option to renew for three additional one-year terms

Description: TDIndustries, Inc., will continue to provide facilities management supplemental services for offsite buildings and offsite medical clinics. The initial Agreement dated March 1, 2022, was not previously submitted for Board consideration because the total contract amount was below the institution's delegated approval threshold. This First Amendment increases the contract value to \$8,000,000. The Agreement was competitively bid.

25. Interagency Agreement (funds coming in) - U. T. Southwestern Medical Center: Amendment to Interagency Agreement with the Texas Health and Human Services Commission for planning and development of new state psychiatric hospital

Agency: Texas Health and Human Services Commission

Funds: \$482,500,000

Period: Effective as of the date last signed by the Parties through January 31, 2027

Description: The initial Agreement was approved by the Board on November 18, 2021, with funding of \$44,750,000. The First Amendment was approved by the Board on November 17, 2022, and included a Notice to Proceed from the Texas Health and Human Services Commission and added \$237,800,000 in federal funding awarded under the American Rescue Plan Act of 2021 and appropriated by the Texas Legislature for the construction phase of a new state psychiatric hospital in the Dallas-Fort Worth Metropolitan Area to be managed by U. T. Southwestern Medical Center. This Second Amendment includes revised language related to certain real estate matters and adding a charitable gift of \$200,000,000 to Texas Health and Human Services Commission from Children's Health Clinical Operations for the addition of a mental health unit for children and adolescents to the new state psychiatric hospital. Thus, the total contract value is now \$482,500,000.

26. Lease - U. T. Southwestern Medical Center: Authorization to lease approximately 76,943 rentable square feet with a right of first offer to lease up to an additional approximately 66,023 rentable square feet of space located within Core 35 Logistics Center V - Building 2 at 11110 Goodnight Lane, Dallas, Dallas County, Texas from Malibu Industrial, L.P., a Delaware limited partnership for mission support uses, including to serve as a repair facility and distribution hub/storage for medical equipment and related accessories

Description: Authorization to lease approximately 76,943 rentable square feet with a right of first offer to lease up to an additional approximately 66,023 rentable square feet of heated and air-conditioned warehouse space located within Core 35 Logistics Center V - Building 2 at 11110 Goodnight Lane, Dallas, Dallas County, Texas. The space will initially serve as a repair facility and distribution hub/storage for medical equipment and related accessories.

Lessor: Malibu Industrial, L.P., a Delaware limited partnership

Term: The term of the lease will be for approximately 124 months, which will commence on approximately December 1, 2023. Lessee will also have the option to extend the term of the lease for two additional periods of five years each.

Lease Cost: Base rent will be abated for the first four months. After the abatement period the base rent over the initial first year will be \$9.65 per square foot annually or \$61,875 monthly with 4% annual increases thereafter. The base rent for the potential renewal periods, if exercised, shall each be at current fair market value at the time of such renewal. The estimated base rent for the initial term and potential renewal terms is approximately \$22,110,222.

Lessee will be responsible for any operating expenses, which are estimated at \$4.95 per square foot. Assuming 3% annual operating expense increases, the estimated operating expense during the initial term will be approximately \$4,491,909 and total estimated operating expenses during the renewal terms will be approximately \$5,867,839.

The lease includes the right of first offer for up to an additional 66,023 square feet of space. Rental rate for the expansion space will be based on market rates at the time of expansion. If the expansion were to be exercised in the first year of occupancy, the cost of base rent and operating expenses for all of the expansion space during the primary term and potential renewal terms is estimated at an additional approximately \$27,861,727. Assuming a similar level of allowance for tenant improvements is provided by Landlord,

the total allowance from Landlord for the expansion space would be approximately \$1,650,575. However, actual market rent, cost of buildout, and tenant improvement allowance will fluctuate depending on commencement date of the expansion premises and market rates at the time of the expansion.

Tenant Improvements: The lessor is contributing approximately \$25.00 per square foot or \$1,923,575 as a tenant improvement allowance.

Total Cost: Total estimated lease expense including the possible expansion space over the initial lease term and potential renewal terms is approximately \$60,331,697, which includes base rent, operating expenses, and all additional costs outlined above.

27. Purchase - U. T. Southwestern Medical Center: Authorization to purchase a to-be-abandoned segment of right-of-way totaling approximately 2.08 acres known as Treadway Street, between Harry Hines Boulevard and Forest Park Road, Dallas, Dallas County, Texas, from the City of Dallas, Texas, for future mission purposes

Description: Authorization to purchase a to-be-abandoned segment of right-of-way totaling approximately 2.08 acres known as Treadway Street, between Harry Hines Boulevard and Forest Park Road, Dallas, Dallas County, Texas, from the City of Dallas, Texas, for future mission purposes. The right-of-way is adjacent to land already owned by the Board of Regents. The right-of-way is currently burdened with numerous easements that will need to be relocated and those encumbrances will be reflected in the final purchase price.

Seller: City of Dallas, Texas

Purchase Price: Not to exceed fair market value as determined by independent appraisal/s.

28. Lease - U. T. Medical Branch - Galveston: Authorization to enter into a new lease for approximately 12,120 square feet of space currently leased by U. T. Medical Branch - Galveston located at 6465 South Shore Boulevard, Suite 500, League City, Galveston County, Texas, from South Shore Lakes, LLC, for mission related purposes, including clinical use

Description: Authorization to enter into a new lease for approximately 12,120 square feet of space located at 6465 South Shore Boulevard, Suite 500, League City, Galveston County, Texas, from South Shore Lakes, LLC, for mission related purposes, including clinical use. U. T. Medical Branch - Galveston (UTMB) currently utilizes this space under an existing space lease agreement as a pediatric and adult primary care clinic.

Landlord: South Shore Lakes, LLC, and/or successors or assigns

Lease Cost: The initial monthly base rent is estimated to be approximately \$26,381.20 or \$26.12 per square foot per year, with increases of 3% per year thereafter. The monthly operating costs are estimated to be approximately \$11,100.00 or \$11.00 per square foot per year, plus an additional approximate \$3,400 per month for estimated utility consumption within the premises and an additional approximate \$2,115 per month for estimated janitorial and maintenance expenses.

Term: The initial term will be 61 months with the first month of base rent abated and will commence on approximately June 1, 2023, and expire on June 30, 2028, with one five-year renewal option thereafter.

Tenant Improvements: The lessor will provide a tenant improvement allowance of approximately \$96,960.00 or \$8.00 per square foot. The institution anticipates expending an additional approximate \$500,000 (\$41.25 per square foot) on improvements to the premises.

Total Cost: Estimated to be approximately \$6,440,000 in base rent, operating costs, and excess UTMB tenant improvements, assuming the renewal option is exercised.

29. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 1.87 acres of vacant land located at the southwest corner of the intersection of Orchard Street and Live Oak Street in the City of Webster, Harris County, Texas, from Bay Van Nguyen and Vikram Patel, FLP, for mission related purposes, including future medical related use

Description: Authorization to purchase approximately 1.87 acres of vacant land located at the southwest corner of the intersection of Orchard Street and Live Oak Street in the City of Webster, Harris County, Texas, for mission related purposes including future medical related use. U. T. Medical Branch - Galveston currently leases a hospital and medical office space to the east of this site.

Seller: Bay Van Nguyen and Vikram Patel, FLP; successors or assigns

Purchase Price: Not to exceed fair market value as determined by independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951

30. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.40 acres of land improved with an approximately 3,535 square foot medical office building and parking lot located at 3 Professional Park Drive, Webster, Harris County, Texas, from Medparc Partnership, a Texas general partnership, for future mission related purposes, including future medical use

Description: Authorization to purchase approximately 0.40 acres of land improved with an approximately 3,535 square foot medical office building with a surface area parking lot located at 3 Professional Park Drive, Webster, Harris County, Texas, for future mission related purposes, including future medical use.

Seller: Medparc Partnership, a Texas general partnership

Purchase Price: Not to exceed fair market value as determined by independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951

31. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 6.1 acres of land improved with an approximately 92,000 square foot clinical building located at 350 Blossom Street, Webster, Harris County, Texas, from MPT of Clear Lake L.P., for future campus expansion including medical use; and resolution regarding parity debt

Description: Authorization to purchase approximately 6.1 acres of land improved with an approximately 92,000 square foot clinical building located 350 Blossom Street, Webster, Harris County, Texas.

U. T. Medical Branch - Galveston (UTMB) anticipates using the property for future campus expansion and growth, including augmenting the clinical services provided by UTMB's Clear Lake Campus Hospital and Clinics located one block to the east of the subject property.

Seller: MPT of Clear Lake L.P., a Delaware limited partnership; and its successors or assigns

Tenant: The facility is currently leased to an affiliate of Kindred Hospitals. The institution will acquire the facility subject to the existing lease, provided certain extension rights and other rights in such lease are abridged or waived by agreement of the parties.

Purchase Price: Not to exceed fair market value as determined by independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951

Source of Funds: In approving this item, the Board will be making the findings required under Section 5 of the Amended and Restated Master Resolution establishing the Revenue Financing System relating to the issuance of parity debt on behalf of U. T. Medical Branch - Galveston in an aggregate amount not to exceed fair market value as established by independent appraisal, and this action satisfies the official intent requirements set forth in Section 1.150-2 of the *Code of Federal Regulations*.

32. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.359 acres of land improved with an approximately 2,237 square foot medical office building and parking lot located at 215 Oak Drive South, Suite A, Lake Jackson, Brazoria County, Texas, from Simon Winston, L.P., a Texas limited partnership, for mission related purposes, including medical clinic related use

Description: Authorization to purchase approximately 0.359 acres of land improved with an approximately 2,237 square foot medical office building with a surface area parking lot located at 215 Oak Drive South, Suite A, Lake Jackson, Brazoria County, Texas, for mission related purposes, including medical clinic related use.

Seller: Simon Winston, L.P., a Texas limited partnership

Purchase Price: Not to exceed fair market value as determined by independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951

33. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.428 acres of land improved with four buildings totaling approximately 6,758 square feet with a surface parking lot located at 1405, 1409, and 1415 Harborside Drive, Galveston, Galveston County, Texas, from Christopher J. & Cathy Frederickson, for future mission related purposes, including future campus expansion

Description: Authorization to purchase approximately 0.428 acres of land improved with four buildings totaling approximately 6,758 square feet with a surface area parking lot located at 1405, 1409, and 1415 Harborside Drive, Galveston, Galveston County, Texas, for future mission related purposes, including future campus expansion.

Seller: Christopher J. & Cathy Frederickson

Purchase Price: Not to exceed fair market value as determined by independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951

34. Request for Budget Change - U. T. Health Science Center - Houston: New Hires with Tenure -- amendment to the 2022-2023 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Health 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>McGovern Medical School</b>					
Neurosurgery					
Professor					
Sunil Krishnan (T)	9/6-8/31	100	12	750,000	11941
<b>Cizik School of Nursing</b>					
Research					
Professor					
Carolyn Pickering (T)	8/1-8/31	100	12	257,000	11940

35. Interagency Agreement (funds coming in) - U. T. Health Science Center - San Antonio: Amendment to Interagency Agreement with the Texas Health and Human Services Commission for Centralized Training Infrastructure for Evidence-Based Practices (CTI-EBP) initiative

Agency: Health and Human Services Commission (HHSC)

Funds: \$12,444,012 over the full contract term

Period: March 1, 2023 through August 31, 2024

Description: U. T. Health Science Center - San Antonio provides HHSC with planning and related services focused on providing training to substance use disorder, treatment, intervention, and prevention providers sitewide under the Centralized Training Infrastructure for Evidence-Based Practices (CTI-EBP) initiative. The initial Agreement, which was effective September 1, 2019, as well as the first three Amendments, did not require Board approval as the contract amount was within the institution's delegated authority. This Fourth Amendment increases the contract value by \$10,404,006 for FY 2023 and FY 2024 thus revising the estimated total contract value to \$12,444,012.

36. Request for Budget Change - U. T. Health Science Center - San Antonio: New Hires with Tenure -- amendment to the 2022-2023 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Health 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>School of Medicine</b>					
Pathology					
Associate Professor					
Margaret E. Flanagan (T)	2/1-8/31	100	12	300,000	11935
Molecular Medicine					
Professor					
Ching-Kang Jason Chen (T)	3/1-8/31	100	12	261,000	11934

37. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with J.T. Vaughn Construction, LLC, to provide job order contracting services

Agency: J.T. Vaughn Construction, LLC

Funds: The total contract value, including the renewal periods, is estimated to be \$50,000,000, although the maximum amount is indeterminable at this time.

Period: January 1, 2022 through December 31, 2023; with one remaining 24-month renewal option

Description: Under this job order contracting Agreement, J.T. Vaughn Construction, LLC, will act as a general contractor to provide general and specific construction services for projects on a per-project basis. J.T. Vaughn Construction, LLC will provide all material, labor, equipment, and services necessary for completion of each project. Services are on a nonexclusive, indefinite quantity basis, and there is no minimum amount of work required. On November 14, 2019, the initial contract, with an estimated value of \$23,500,000, was approved by the Board. One renewal has been used to extend the term to December 31, 2023, with one remaining renewal. The contract value is now estimated to be \$50,000,000, although the maximum amount is indeterminable at this time. This Master Agreement was competitively bid.

38. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with O'Donnell Snider Construction, to provide job order contracting services

Agency: O'Donnell Snider Construction

Funds: The total contract value, including the renewal periods, is estimated to be \$50,000,000, although the maximum amount is indeterminable at this time.

Period: January 1, 2022 through December 31, 2023; with one remaining 24-month renewal option

Description: Under this job order contracting Agreement, O'Donnell Snider Construction will act as a general contractor to provide general and specific construction services for projects on a per-project basis. O'Donnell Snider Construction will provide all material, labor, equipment, and services necessary for completion of each project. Services are on a nonexclusive, indefinite quantity basis, and there is no minimum amount of work required. On November 14, 2019, the initial contract, with an estimated value of \$23,500,000, was approved by the Board. One renewal has been used to extend the term to December 31, 2023, with one remaining renewal. The contract value is now estimated to be \$50,000,000, although the maximum amount is indeterminable at this time. This Master Agreement was competitively bid.

39. Request for Budget Change - U. T. M. D. Anderson Cancer Center: New Hire with Tenure -- amendment to the 2022-2023 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>Department of Pediatrics</b>					
Division of Pediatrics					
Professor					
Gregory Kane Friedman (T)	7/1-8/31	100	12	570,000	11939

40. **License - U. T. M. D. Anderson Cancer Center and U. T. Health Science Center - Houston: Authorization to enter into Parking Permit Agreements with Texas Medical Center (TMC), a Texas nonprofit corporation, or an affiliated entity TMC3 Development Corporation, for the use of parking spaces located within any TMC parking facility or lot, including subterranean or above-grade, located on the TMC3 Campus, Houston, Harris County, Texas, to support the Collaborative Space Sublease Agreements with TMC3 Development Corporation**

Description: Authorization to enter into Parking Permit Agreements for the use of parking spaces located within any TMC parking facility or lot, including subterranean or above-grade, located on the TMC3 Campus, Houston, Harris County, Texas. This parking will support each institution's Collaborative Space Sublease Agreement(s).

Licensor: Texas Medical Center, a Texas nonprofit corporation, or an affiliated entity TMC3 Development Corporation, a Texas nonprofit corporation

Term: Coterminous with the remaining approximately 35-year initial term of the Collaborative Space Sublease Agreements, and two successive 35-year renewal terms, if exercised, for a potential total term of approximately 105 years.

License Fees: The fees for the initial term are estimated to be approximately \$13,876,048 and are based on TMC's first year rate of \$375 per month per permit, which is consistent with parking rental rates in the Texas Medical Center market. The estimated fees for the potential renewal terms, if exercised, are estimated at approximately \$148,913,365. The estimated total for the initial and renewal terms is \$162,789,413.

Licensed Area: Any TMC parking facility, garage, subterranean, or above-grade located on the TMC3 Campus, Houston, Harris County, Texas

[Secretary's Note: The item as it appeared in agenda materials was revised to include U. T. Health Science Center - Houston as a licensee along with U. T. M. D. Anderson Cancer Center.]

## FACILITIES PLANNING AND CONSTRUCTION COMMITTEE

41. Contract (funds going out) - U. T. System: Engineered Air Balance Co., Inc., to perform testing, adjusting, and balancing services of HVAC water and air systems, and associated design review and technical support services

Agency: Engineered Air Balance Co., Inc.

Funds: To be paid by U. T. System or the institutions that request services under this Agreement. Services under this Agreement may be requested by U. T. System or any U. T. institution. Contract is being brought forward for Board approval as it is nearing the \$1,000,000 delegation threshold; however, the maximum amount is indeterminable at this time.

Period: September 1, 2022 through August 31, 2024; with two remaining 24-month renewal options

Description: Engineered Air Balance Co., Inc., to perform testing, adjusting, and balancing services of HVAC water and air systems, and associated design review and technical support services on a nonexclusive, indefinite quantity basis. The contract value is now estimated to be nearing \$1,000,000, although the maximum amount is indeterminable at this time. Services were competitively procured.

42. Contract (funds going out) - U. T. System: Bath Group Inc. to perform total building commissioning technical and procedural services

Agency: Bath Group, Inc.

Funds: To be paid by U. T. System or the institutions that request services under this Agreement. Services under this Agreement may be requested by U. T. System or any U. T. institution. Contract is being brought forward for Board approval as it is nearing the \$1,000,000 delegation threshold; however, the value is not expected to exceed \$2,500,000 over the potential six-year term.

Period: May 1, 2020 through April 30, 2024; with one remaining 24-month renewal option

Description: Bath Group Inc. to perform total building commissioning technical and procedural services on a nonexclusive, indefinite quantity basis. One renewal has been used to extend the term to April 30, 2024, with one remaining renewal. The contract value is now estimated to be \$1,000,000, although the maximum amount is indeterminable at this time. Services were competitively procured.