

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Litigation Review Committee
September 10, 2020**

A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, September 10, 2020 at 8:00 a.m. by videoconference.

Regents present: Richard Beeson, presiding; Thomas Anderson, Janie Mayeron, David McMillan, and Randy Simonson.

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

Others present: Sarah Dirksen, Angela Downin, Carrie Ryan Gallia, William Haldeman, Timothy Pramas, and Brian Slovut.

In accordance with Minnesota Open Meeting Law, all votes during this meeting were taken by roll call.

The docket materials for this meeting are [available here](#).

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

The meeting convened in public session at 8:02 a.m. A motion was made and seconded that the following resolution be adopted:

WHEREAS, based on advice of the General Counsel, the Board of Regents Litigation Review Committee has balanced the purposes served by the Open Meeting Law and by the attorney-client privilege, and determined that there is a need for absolute confidentiality to discuss litigation strategy in particular matters involving the University of Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with Minn. Stat. § 13D.01, Subd. 3 and 13D.05 Subd. 3(b), a non-public meeting of Litigation Review Committee be held on Thursday, September 10, 2020 at 8:00 a.m. via videoconference, for the purpose of discussing attorney-client privileged matters including the following:

- I. *Young American's Foundation, et al. v. Eric W. Kaler, et al.*
- II. *Viewpoint Neutrality Now! v. Regents of the University of Minnesota*
- III. *Staubus v. Regents of the University of Minnesota*
- IV. Potential claims for breach of contract

The vote was as follows:

Regent Anderson	Absent
Regent Her	Absent
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Simonson	Yes
Regent Beeson	Yes

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 8:06 a.m.

Regent Anderson joined the meeting.

The meeting adjourned at 8:59 a.m.



BRIAN R. STEEVES
Executive Director and
Corporate Secretary

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Audit & Compliance Committee
September 10, 2020**

A meeting of the Audit & Compliance Committee of the Board of Regents was held on Thursday, September 10, 2020 at 8:00 a.m. The meeting was held in a hybrid format with some participants in the Boardroom, 600 McNamara Alumni Center, and others connected by videoconference.

Regents present: Darrin Rosha, presiding; Mary Davenport, Michael Hsu, Mike Kenya, Kendall Powell, and Steve Sviggum.

Staff present: President Joan Gabel; Executive Vice President and Provost Rachel Croson; Executive Director Brian Steeves; Chief Auditor Gail Klatt; and Associate Vice President Michael Volna.

Student Representatives present: Jael Kerandi and Rielle Perttu Swanson.

The docket materials for this meeting are available [here](#).

2020-21 COMMITTEE WORK PLAN

Regent Rosha and Chief Auditor Klatt reviewed the 2020-21 Committee Work Plan, as detailed in the docket.

The docket materials for this item begin on page 3. The closed captioned video of this item is [available here](#).

EXTERNAL QUALITY ASSURANCE REVIEW RECOMMENDATION FOLLOW UP

Regent Rosha invited Chief Auditor Klatt to discuss recommendations from the external quality assurance review of Internal Audit, as detailed in the docket.

The docket materials for this item begin on page 8. The closed captioned video of this item is [available here](#).

FY 2021 INTERNAL AUDIT PLAN UPDATE

Regent Rosha invited Chief Auditor Klatt to provide an update on the fiscal year 2021 Internal Audit Plan, as detailed in the docket.

The docket materials for this item begin on page 18. The closed captioned video of this item is [available here](#).

CARES ACT FUNDING OVERVIEW

Regent Rosha invited Controller Sue Paulson to provide an overview of the University's distribution of funding received from the Federal CARES Act, as detailed in the docket.

The docket materials for this item begin on page 30. The closed captioned video of this item is [available here](#).

The meeting adjourned at 9:17 a.m.



BRIAN R. STEEVES
Executive Director and
Corporate Secretary

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Finance & Operations Committee
September 10, 2020**

A meeting of the Finance & Operations Committee of the Board of Regents was held on Thursday, September 10, 2020 at 9:30 a.m. The meeting was held in a hybrid format with some participants in the Boardroom, 600 McNamara Alumni Center, and others connected by videoconference.

Regents present: David McMillan, presiding; Thomas Anderson, Richard Beeson, Mary Davenport, Michael Hsu, Mike Kenyanya, Janie Mayeron, Kendall Powell, Darrin Rosha, Randy Simonson, and Steve Sviggum.

Staff present: President Joan Gabel; Executive Vice President and Provost Rachel Croson; Interim Senior Vice President Julie Tonneson; Vice President Michael Berthelsen; Interim Vice President Kenneth Horstman; General Counsel Douglas Peterson; Executive Director Brian Steeves; and Associate Vice President Michael Volna.

Student Representatives present: Seah Buttar and Eleora DeMuth.

In accordance with Minnesota Open Meeting Law, all votes during this meeting were taken by roll call.

The docket materials for this meeting are [available here](#).

2020-21 COMMITTEE WORK PLAN

Regent McMillan and Interim Senior Vice President Tonneson reviewed the 2020-21 Committee Work Plan, as detailed in the docket.

The docket materials for this item begin on page 4. The closed captioned video of this item is [available here](#).

**PRESIDENT'S RECOMMENDED 2020 SIX-YEAR CAPITAL PLAN
AND 2021 STATE CAPITAL REQUEST**

Regent McMillan invited President Gabel, Executive Vice President and Provost Croson, and Vice President Berthelsen to present for review the President's recommended 2020 Six-Year Capital Plan and 2021 State Capital Request, as detailed in the docket.

The docket materials for this item begin on page 10. The closed captioned video of this item is [available here](#).

PRESIDENT'S RECOMMENDED FY 2022-23 BIENNIAL BUDGET REQUEST

Regent McMillan invited President Gabel and Interim Senior Vice President Tonneson to present for review the President's recommended FY 2022-23 Biennial Budget Request, as detailed in the docket.

The docket materials for this item begin on page 54. The closed captioned video of this item is [available here](#).

HR ANALYTICS PART 2

Regent McMillan invited President Gabel, Interim Vice President Horstman, Assistant Vice President Lincoln Kallsen, Amy Kucera, Senior Director, Office of Human Resources, and Phil Klein, Director, Office of Human Resources, to discuss HR analytics, as detailed in the docket.

The docket materials for this item begin on page 71. The closed captioned video of this item is [available here](#).

McMillan recessed the meeting at 11:10 a.m.

RESOLUTION RELATED TO DINING SERVICES CONTRACT EXTENSION (TWIN CITIES CAMPUS)

Regent McMillan reconvened the meeting at 11:21 a.m. He invited Vice President Berthelsen and Amy Keran, Director, Contract Administration, to present for review the resolution related to dining services contract extension for the Twin Cities campus, as detailed in the docket.

The docket materials for this item begin on page 83. The closed captioned video of this item is [available here](#).

BOARD OF REGENTS POLICY: *DEBT TRANSACTIONS*

Regent McMillan invited Associate Vice President Volna to present for review proposed amendments to Board of Regents Policy: *Debt Transactions*, as detailed in the docket.

The docket materials for this item begin on page 93. The closed captioned video of this item is [available here](#).

CONSOLIDATION OF BOARD OF REGENTS POLICIES: *SELECTION OF DESIGN PROFESSIONALS and WAGE RATES FOR CONTRACTORS*

Regent McMillan invited Vice President Berthelsen to present for review the consolidation of Board of Regents Policies: *Selection of Design Professionals and Wage Rates for Contractors*, as detailed in the docket.

The docket materials for this item begin on page 98. The closed captioned video of this item is [available here](#).

Regent Mayeron requested that the item be converted from review to review and action. There was no objection.

A motion was made and seconded to recommend approval of the consolidation of Board of Regents Policies: *Selection of Design Professionals & Wage Rates for Contractors*.

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Absent
Regent Hsu	Yes
Regent Kenyanya	Yes
Regent Mayeron	Yes
Regent Powell	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent McMillan	Yes

The committee voted unanimously to recommend approval of the consolidation of Board of Regents Policies: *Selection of Design Professionals & Wage Rates for Contractors*.

Regent Davenport left the meeting.

CONSENT REPORT

Interim Senior Vice President Tonneson presented the Consent Report, as detailed in the docket.

The docket materials for this item begin on page 100. The closed captioned video of this item is [available here](#).

Regent McMillan announced that the committee would consider the employment agreement and appointment of Myron Frans as Senior Vice President for Finance and Operations as a separate item.

The committee considered the remaining items in the revised Consent Report as follows:

General Contingency:

- There were no items requiring approval this period.

Purchase of Goods and Services \$1,000,000 and Over:

- To Envigo for an estimated \$1,514,000 for corn cob animal bedding as needed for Research Animal Resources (RAR) for the period of July 1, 2020 through June 30, 2025. The cost of this bedding is included in the RAR FY21 annual budget and will be purchased with Departmental funds. Envigo, a new provider, was selected as the result of a competitive Request for Proposal (RFP) process conducted by Purchasing Services. One supplier

responded to the RFP.

- To GE Packaged Power, LLC for \$4,666,100 for a spare Base DLE LM-2500 gas turbine, storage/shipping container, and maintenance dolly to use in the Main Energy Plant for Energy Management on the Twin Cities campus. The purchase of the spare turbine will be funded by debt. See enclosed documentation for basis of supplier selection.
- To IDEXX Distribution, Inc. for \$1,200,000 for Diagnostic Lab Services for Research Animal Resources Department (RAR) for the period of September 1, 2020 through August 31, 2025. This expense is included in the RAR departmental budget and per diem rates for fiscal year 2021 and will also be included in the budget in future years. IDEXX, was selected as the result of a competitive Request for Proposal (RFP) process conducted by Purchasing Services. Two suppliers responded to the RFP.
- To Mega Farms for \$1,000,000 for snow removal for the University of Minnesota Twin Cities campus (East and West Bank) for the Facilities Management Landcare Department for the period of October 1, 2020 through September 30, 2021 with optional contract extensions through September 30, 2025 for an additional \$4,000,000. Total contract value, if all options are exercised, would be \$5,000,000. The funds required for this contract will be paid for by the Facilities Management Landcare Department. Mega Farms, the current supplier, was selected as the result of a competitive Request for Proposal (RFP) process conducted by Purchasing Services. A total of five suppliers responded to the RFP.

Resolution Related to Issuance of Debt

Real Estate Transaction

- Amendment to the Medical Discovery Team Lease, 624 East First Street, Duluth, MN

Capital Budget Amendment

- Phillips-Wangensteen Building Renovation of Clinic Space to Office Space (Twin Cities campus)

Capital Budget Amendment and Schematic Designs

- Medical School Classroom Renovation (Duluth campus)

A motion was made and seconded to recommend approval of the remaining items of the Consent Report.

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Absent
Regent Her	Absent
Regent Hsu	Yes
Regent Kenya	Yes
Regent Mayeron	Yes
Regent Powell	Yes

Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent McMillan	Yes

The committee voted unanimously to recommend approval of the remaining items of the Consent Report.

Regent Davenport returned to the meeting.

McMillan invited President Gabel to present the employment agreement and appointment of Myron Frans as Senior Vice President for Finance and Operations. A motion was made and seconded to recommend approval of the appointment and employment agreement.

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Absent
Regent Hsu	No
Regent Kenya	No
Regent Mayeron	Yes
Regent Powell	Yes
Regent Rosha	No
Regent Simonson	Yes
Regent Sviggum	Yes
Regent McMillan	Yes

Eight votes were cast in favor of the motion and three votes were cast against the motion. The motion to recommend approval of the appointment and employment agreement of Myron Frans as Senior Vice President for Finance and Operations passed.

INFORMATION ITEMS

Regent McMillan referred the committee to the information items in the docket:

- Annual Asset Management Report
- Investment Advisory Committee Update
- Quarterly Purchasing Report
- Retirement Incentive Option Update
- Urgent Approval – Assay Test Kits

The docket materials for this item begin on page 129. The closed captioned video of this item is [available here](#).

The meeting adjourned at 12:39 p.m.

Brian R. Steeves

BRIAN R. STEEVES
Executive Director and
Corporate Secretary

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Mission Fulfillment Committee
September 10, 2020**

A meeting of the Mission Fulfillment Committee of the Board of Regents was held on Thursday, September 10, 2020 at 2:30 p.m. The meeting was held in a hybrid format with some participants in the Boardroom, 600 McNamara Alumni Center, and others connected by videoconference.

Regents present: Thomas Anderson presiding; Richard Beeson, Kao Ly Ilean Her, Michael Hsu, Mike Kenyanya, Janie Mayeron, David McMillan, Kendall Powell, Darrin Roshia, Randy Simonson, and Steve Sviggum.

Staff present: President Joan Gabel; Executive Vice President and Provost Rachel Croson; General Counsel Douglas Peterson; and Executive Director Brian Steeves.

Student Representatives present: Abdulla Ali and Rodrigo Tojo Garcia.

In accordance with Minnesota Open Meeting Law, all votes during this meeting were taken by roll call.

The docket materials for this meeting are [available here](#).

2020-21 COMMITTEE WORK PLAN

Regent Anderson and Executive Vice President and Provost Croson reviewed the 2020-21 Committee Work Plan, as detailed in the docket.

The docket materials for this item begin on page 3. The closed captioned video of this item is [available here](#).

REPORT ON ACADEMIC PROGRAM CHANGES

Regent Anderson invited Executive Vice President and Provost Croson along with Phil Miller, Assistant Dean of MBA & MS Programs in the Carlson School of Management, and Becky Yust, Professor, Department of Design, Housing, and Apparel in the College of Design to deliver the Report on Academic Program Changes, as detailed in the docket.

The docket materials for this item begin on page 6. The closed captioned video of this item is [available here](#).

COVID-19 PANDEMIC: UPDATE AND FUTURE PLANNING

Regent Anderson invited Executive Vice President and Provost Croson; John Hoffman, Vice Chancellor for Academic and Student Affairs at the Crookston campus; and Robert McMaster, Vice

Provost and Dean of Undergraduate Education at the Twin Cities campus to provide a COVID-19 Pandemic update and future academic planning discussion, as detailed in the docket.

The docket materials for this item begin on page 35. The closed captioned video of this item is [available here](#).

CONSENT REPORT

Executive Vice President and Provost Croson presented the Consent Report, as detailed in the docket.

The docket materials for this item begin on page 48. The closed captioned video of this item is [available here](#).

Request for Approval of New Academic Programs

- College of Continuing and Professional Studies (Twin Cities campus)—Create an undergraduate minor in Long Term Care Management
- College of Liberal Arts (Twin Cities campus)—create an undergraduate minor in Museum and Curatorial Studies
- The College of Education and Human Service Professions (Duluth Campus)—Create an undergraduate minor in Developmental/Adapted Physical Education

Request for Approval of Changed Academic Programs

- College of Continuing and Professional Studies (Twin Cities campus)—Deliver the Bachelor of Applied Science (B.A.Sc.) in Construction Management degree partially online
- College of Continuing and Professional Studies (Twin Cities campus)—Discontinue the University Honors Program subplan option in the Inter-College Program B.S. degree.
- College of Food, Agriculture and Natural Resource Sciences (Twin Cities campus)—Discontinue the Rochester subplan in the Master of Science in Nutrition degree.
- College of Liberal Arts (Twin Cities campus)—change the name of the Hindi, Urdu and Arabic subplans in the Asian and Middle Eastern Studies B.A. degree and undergraduate minor.
- The College of Science and Engineering (Twin Cities Campus)—Create three new subplans in the Bachelor of Computer Engineering (B.Comp.E.) degree.
- The College of Science and Engineering (Twin Cities Campus)—Create three new subplans in the Bachelor of Electrical Engineering (B.E.E) degree.
- School of Nursing (Twin Cities campus)—Create a partially online option in the Nursing PhD degree.

Request for Approval of Discontinued Academic Programs

- College of Continuing and Professional Studies (Twin Cities campus)—Discontinue the undergraduate Interpreting Certificate
- College of Continuing and Professional Studies (Twin Cities campus)—Discontinue the undergraduate minor in Translation.
- The Labovitz School of Business and Economics (Duluth Campus)—Discontinue the

Bachelor of Business Analytics (B.B.A.) degree and undergraduate minor in Marketing Analytics.

Request for Conferral of Tenure for Outside Hires

- Yibin Deng, professor with tenure (internal), Department of Urology, Medical School
- Laura Stone, professor with tenure, Department of Anesthesiology, Medical School

A motion was made and seconded to approve the Consent Report.

The vote was as follows:

Regent Beeson	Yes
Regent Davenport	Absent
Regent Her	Yes
Regent Hsu	Yes
Regent Kenya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Powell	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Anderson	Yes

The committee voted unanimously to approve the Consent Report.

INFORMATION ITEMS

Executive Vice President and Provost Croson referred the committee to the information items in the docket.

The docket materials for this item begin on page 54. The closed captioned video of this item is [available here](#).

The meeting adjourned at 4:10 p.m.



BRIAN R. STEEVES
Executive Director and
Corporate Secretary

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Governance & Policy Committee
September 11, 2020**

A meeting of the Governance & Policy Committee of the Board of Regents was held on Friday, September 11, 2020 at 8:00 a.m. The meeting was held in a hybrid format with some participants in the Boardroom, 600 McNamara Alumni Center, and others connected by videoconference.

Regents present: Janie Mayeron, presiding; Thomas Anderson, Richard Beeson, Mary Davenport, Kao Ly Ilean Her, Michael Hsu, Mike Kenyanya, David McMillan, Kendall Powell, Darrin Rosha, Randy Simonson, and Steve Sviggum.

Staff present: President Joan Gabel; General Counsel Douglas Peterson; and Executive Director Brian Steeves.

The docket materials for this meeting are [available here](#).

2020-21 COMMITTEE WORK PLAN

Regent Mayeron and Executive Director Steeves reviewed the 2020-21 Committee Work Plan, as detailed in the docket.

The docket materials for this item begin on page 3. The closed captioned video of this item is [available here](#).

**BOARD OF REGENTS POLICY:
*PROTECTION OF INDIVIDUAL HEALTH INFORMATION***

Regent Mayeron invited Kaley Klanica, Senior Associate General Counsel, and Lori Ketola, Chief Health Information Compliance Officer and Director, Health Information Privacy & Compliance, to present for review proposed amendments to Board of Regents Policy: *Protection of Individual Health Information*, as detailed in the docket.

The docket materials for this item begin on page 6. The closed captioned video of this item is [available here](#).

BOARD INPUT INTO THE REGENT SELECTION PROCESS

Regent Mayeron invited Executive Director Steeves to facilitate a committee discussion to provide input into the Regent selection process, as detailed in the docket.

The docket materials for this item begin on page 9. The closed captioned video of this item is [available here](#).

INFORMATION ITEMS

Executive Director Steeves referred the committee to the information items in the docket:

- Completed Comprehensive Review of Board Policy

The docket materials for this item begin on page 13. The closed captioned video of this item is [available here](#).

The meeting adjourned at 8:59 a.m.



BRIAN R. STEEVES
Executive Director and
Corporate Secretary

**UNIVERSITY OF MINNESOTA
BOARD OF REGENTS**

**Board of Regents
September 11, 2020**

A meeting of the Board of Regents of the University of Minnesota was held on Friday, September 11, 2020 at 9:19 a.m. The meeting was held in a hybrid format with some participants in the Boardroom, 600 McNamara Alumni Center, and others connected by videoconference.

Regents present: Kendall Powell, presiding; Thomas Anderson, Richard Beeson, Mary Davenport, Kao Ly Ilean Her, Michael Hsu, Mike Kenyanya, Janie Mayeron, David McMillan, Darrin Rosha, Randy Simonson, and Steven Sviggum.

Staff present: President Joan Gabel; Vice Presidents Michael Goh and Jakub Tolar; Interim Vice President Kenneth Horstman; General Counsel Douglas Peterson; Executive Director Brian Steeves; and Associate Vice Presidents Julie Showers and Julie Tonneson.

In accordance with Minnesota Open Meeting Law, all votes during this meeting were taken by roll call.

The docket materials for this meeting are [available here](#).

APPROVAL OF MINUTES

A motion was made and seconded to approve the following minutes as presented in the docket materials:

Board of Regents – July 8, 2020
Board of Regents Special Meeting – July 30, 2020
Board of Regents Special Meeting – August 24, 2020

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	Yes
Regent Kenyanya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

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

The docket materials for this item begin on page 4. The closed captioned video of this item is [available here](#).

REPORT OF THE PRESIDENT

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

The docket materials for this item begin on page 17. The closed captioned video of this item is [available here](#).

REPORT OF THE CHAIR

Regent Powell delivered the report of the Chair. A copy of the Report of the Chair is on file in the Board Office.

The docket materials for this item begin on page 18. The closed captioned video of this item is [available here](#).

RECEIVE AND FILE REPORTS

Regent Powell noted the receipt and filing of reports, as described in the docket materials, including:

- Quarterly Report of Grant and Contract Activity
- Summary of Expenditures

The docket materials for this item begin on page 19. The closed captioned video of this item is [available here](#).

CONSENT REPORT

Regent Powell presented for review and action the Consent Report as described in the docket materials, including:

- Gifts

The docket materials for this item begin on page 28. The closed captioned video of this item is [available here](#).

A motion was made and seconded to approve the Consent Report. The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes

Regent Her	Yes
Regent Hsu	Yes
Regent Kenyanya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Roshia	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

The Board voted unanimously to approve the Consent Report.

STRATEGIES FOR ENHANCING DIVERSITY AND INCLUSION: STAFF

Regent Powell invited Vice President Goh; Virajita Singh, Associate Vice Provost in the Office for Equity and Diversity; and Brandon Sullivan, Senior Director, Leadership Talent and Development in the Office of Human Resources, to provide an update on strategies for enhancing diversity and inclusion for staff, as detailed in the docket.

The docket materials for this item begin on page 40. The closed captioned video of this item is [available here](#).

RESOLUTION RELATED TO FUNDRAISING AGREEMENT BETWEEN UNIVERSITY OF MINNESOTA FOUNDATION AND M HEALTH FAIRVIEW

Regent Powell invited Dean Tolar and Kathleen Schmidlkofer, UMF President and CEO, to present for review a resolution related to the Fundraising Agreement Between University of Minnesota Foundation and M Health Fairview, as detailed in the docket.

The docket materials for this item begin on page 78. The closed captioned video of this item is [available here](#).

Powell recessed the meeting at 11:20 a.m.

REPORT ON PRIVATE GIVING & UPDATE ON DRIVEN CAMPAIGN

Regent Powell reconvened the meeting at 11:30 a.m. and invited Kathleen Schmidlkofer, UMF President and CEO, and Nancy and John Lindahl, Driven Campaign co-chairs, to present a report on private giving and update on the Driven campaign, as detailed in the docket.

The docket materials for this item begin on page 89. The closed captioned video of this item is [available here](#).

**UPDATE ON UMTC INTERCOLLEGIATE ATHLETICS FINANCES & RESOLUTIONS
RELATED TO PERSONNEL COST SAVINGS AND ELIMINATION OF SELECT SPORTS**

Regent Powell invited Mark Coyle, Athletic Director, Twin Cities Campus, and Rhonda McFarland, Deputy Athletic Director, Twin Cities Campus, to provide an update on UMTC Intercollegiate Athletics finances; present for review and action a resolution related to Twin Cities Campus Athletics Personnel Cost Savings; and present for review a resolution related to the Elimination of Select Twin Cities Campus Athletic Sports Programs, as detailed in the docket.

The docket materials for this item begin on page 109. The closed captioned video of this item is [available here](#).

A motion was made and seconded to approve the resolution related to Twin Cities Campus Athletics Personnel Cost Savings, as follows:

WHEREAS, in May 2020, the Department of Intercollegiate Athletics on the Twin Cities campus (Intercollegiate Athletics) presented to the Board of Regents (Board) three scenarios anticipating revenue losses from \$10 million to \$75 million due to the impact of the COVID-19 pandemic; and

WHEREAS, Intercollegiate Athletics is currently projecting the potential loss of \$75 million in revenue; and

WHEREAS, on August 11, 2020, the Big Ten Athletic Conference announced the postponement of the 2020-21 fall sports season, a decision which has a significant impact on the Intercollegiate Athletics budget for the current year; and

WHEREAS, our Big Ten peers are facing similar financial challenges; and

WHEREAS, to reduce the budget shortfall in FY 2021, Intercollegiate Athletics will achieve operational cost savings in a number of areas, including personnel cost savings of \$2.2 million through the systemwide Furlough and Pay Reduction Program approved by the Board on June 12, 2020, and the voluntary pay reductions taken by the director of Intercollegiate Athletics and the five highest paid coaches; and

WHEREAS, to further reduce the budget shortfall in FY 2021, Intercollegiate Athletics proposes additional personnel actions that will reduce personnel expenses for a projected cost savings of up to an additional \$1.3 million; and

WHEREAS, these additional personnel actions align with each of the labor contracts, Civil Service Employment Rules, and Administrative Policy: Early and Select Appointment Terminations for Academic Professional and Administrative Employees.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Regents approves the Department of Intercollegiate Athletics plan to restructure and/or terminate employee appointments to reduce the budget shortfall for FY 2021, as detailed in materials presented to the Board on September 11, 2020.

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	No
Regent Kenyanya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

Eleven votes were cast in favor of the motion and one vote was cast against the motion. The resolution related to Twin Cities Campus Athletics Personnel Cost Savings passed.

REPORT OF THE AUDIT & COMPLIANCE COMMITTEE

Regent Rosha, chair of the committee, reported that the committee did not take action on any items this month.

The committee docket materials can be found [here](#). The closed captioned video of this item is [available here](#).

REPORT OF THE LITIGATION REVIEW COMMITTEE

Regent Beeson, chair of the committee, reported that pursuant to notice sent by the University, the Litigation Review Committee met on September 10, 2020. At this meeting, a resolution was considered and adopted that authorized the closing of the meeting. In the closed meeting, discussion was held on matters subject to the attorney-client privilege.

The committee docket materials can be found [here](#). The closed captioned video of this item is [available here](#).

REPORT OF THE MISSION FULFILLMENT COMMITTEE

Regent Anderson, chair of the committee, reported that the committee voted to recommend the following item.

The committee docket materials can be found [here](#). The closed captioned video of this item is [available here](#).

- 1) Approval of the Consent Report for the Mission Fulfillment Committee as presented to the committee and described in the September 10, 2020 committee minutes. The committee docket materials for this item can be found on page 48.

A motion was made and the vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	Yes
Regent Kenyanya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

The Board voted unanimously to approve the Consent Report.

REPORT OF THE FINANCE & OPERATIONS COMMITTEE

Regent McMillan, chair of the committee, reported that the committee voted to recommend the following three items.

The committee docket materials can be found [here](#). The closed captioned video of this item is [available here](#).

- 1) Approval of consolidation of Board of Regents policies: *Selection of Design Professionals & Wage Rates for Contractors*. The committee docket materials for this item can be found on page 98.

A motion was made to approve the consolidation of Board of Regents policies: *Selection of Design Professionals & Wage Rates for Contractors*, as follows:

SECTION I. SCOPE.

This policy governs the selection of design professions and the establishment of wage rates for contractors for projects contracted by the University of Minnesota (University).

SECTION II. SELECTION OF DESIGN PROFESSIONALS.

Selection of architects, engineers, planners, landscape architects, and other design professionals will be made from a broad base of design professionals which meet the University's performance and selection standards which shall reflect measures of quality and responsibility. The selections shall be done in a manner consistent with state law and that avoids favoritism or conflict of interest. The University shall utilize the services of the State Designer Selection Board to the extent required by state law.

SECTION III. WAGE RATES FOR CONTRACTORS.

All projects contracted for by the University shall comply with the prevailing wage requirements of Minnesota State Statutes § 177.41-177.43. This requirement shall apply regardless of the source of funding.

Adopted: September 11, 2020, Supersedes: Selection of Design Professionals, dated July 14, 1995; and Wage Rates for Contractors, dated April 7, 1995, Last Comprehensive Review: September 2020.

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	Yes
Regent Kenya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

The Board voted unanimously to approve the consolidation of Board of Regents policies: *Selection of Design Professionals & Wage Rates for Contractors.*

- 2) Approval of the Consent Report for the Finance & Operations Committee as presented to the committee and described in the September 10, 2020 committee minutes. The committee docket materials for this item can be found on page 100. The item on approval of the employment agreement for, and appointment of, Myron Frans as Senior Vice President for Finance and Operations was separated from the Consent Report.

A motion was made and the vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	Yes
Regent Kenya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

The Board voted unanimously to approve the Consent Report.

- 3) Approval of the employment agreement for, and appointment of, Myron Frans as Senior Vice President for Finance and Operations. The committee docket materials for this item can be found on page 100.

A motion was made and the vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	No
Regent Kenya	No
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	No
Regent Simonson	No
Regent Sviggum	Yes
Regent Powell	Yes

Eight votes were cast in favor of the motion and four votes were cast against the motion. The employment agreement for, and appointment of, Myron Frans as Senior Vice President for Finance and Operations was approved.

ELECTION OF BOARD TREASURER

A motion was made and seconded to elect Myron Frans as treasurer of the Board of Regents for the remainder of the term ending June 30, 2021, effective September 30, 2020.

The docket materials for this item begin on page 129. The closed captioned video of this item is [available here](#).

The vote was as follows:

Regent Anderson	Yes
Regent Beeson	Yes
Regent Davenport	Yes
Regent Her	Yes
Regent Hsu	Yes
Regent Kenya	Yes
Regent Mayeron	Yes
Regent McMillan	Yes
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	Yes
Regent Powell	Yes

The Board voted unanimously to elect Myron Frans as treasurer of the Board of Regents for the remainder of the term ending June 30, 2021, effective September 30, 2020.

REPORT OF THE GOVERNANCE & POLICY COMMITTEE

Regent Mayeron, chair of the committee, reported that the committee did not take action on any items this month.

The committee docket materials can be found [here](#). The closed captioned video of this item is [available here](#).

NEW BUSINESS

Regent Rosha introduced a resolution related to amendments to the Board's urgent approval authority. After discussion, Regent Powell suggested that the resolution be brought for review at the October meeting of the Governance & Policy Committee. Rosha accepted the suggestion, and withdrew the resolution from consideration in New Business.

The closed captioned video of this item is [available here](#).

Regent Hsu moved a resolution to provide up to 25 rooms to fraternities and sororities for COVID-19 isolation and quarantine, with the associated costs to be covered by those organizations. There was no second, and the motion failed.

The closed captioned video of this item is [available here](#).

Regent Hsu moved a resolution related to Big Ten Fall 2020 Sports Competition, as follows:

WHEREAS, the University of Minnesota became a charter member of the modern day Big Ten Athletic Conference at the direction of the Board of Regents nearly 125 years ago and has a proud history competing in the Big Ten; and

WHEREAS, fall sports, namely football games between Division I colleges and universities have been played on September 3 & 5, 2020, with no reported negative impacts; and

WHEREAS, the Big 12, ACC and SEC Conferences among others are scheduled to compete in fall sports including football; and

WHEREAS, student athletes attend the University with an expectation to compete and develop as athletes as well as academically with many intending to pursue professional and national and international amateur competition; and

WHEREAS, since the August 11, 2020 postponement of the fall 2020 seasons for all sports, strides have been made in detecting COVID-19, including the FDA-approved Abbott, \$5, BinaxNOW Antigen COVID-19 test, which produces test results in 15 minutes; and

WHEREAS, fall 2020 competition between Big Ten peers is of vital interest to the University of Minnesota and its student athletes; and

WHEREAS, safe and managed Big Ten competition this fall will have significant benefits for the University's student athletes, the University community, and the people of Minnesota, and will have a significant financial impact on the Athletics Department due to the impact of the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents adopts the following Resolution: The University of Minnesota supports proceeding with Big Ten fall sports including football commencing at the earliest logistically-possible date for each sport, with appropriate safeguards and monitoring.

The motion was seconded, and the vote was as follows:

Regent Anderson	No
Regent Beeson	No
Regent Davenport	No
Regent Her	No
Regent Hsu	Yes
Regent Kenyanya	No
Regent Mayeron	No
Regent McMillan	No
Regent Rosha	Yes
Regent Simonson	Yes
Regent Sviggum	No
Regent Powell	No

Three votes were cast in favor of the motion and nine votes were cast against the motion. The Hsu resolution failed.

The closed captioned video of this item is [available here](#).

The meeting adjourned at 1:53 p.m.



BRIAN R. STEEVES
Executive Director and
Corporate Secretary