

NOTICE OF OPEN MEETING  
FOR SUBMISSION TO  
SECRETARY OF STATE/TEXAS REGISTER DIVISION

NAME OF AGENCY: The University of Texas System

BOARD: Board of Regents

DATE OF MEETING: 8/18/2021

TIME OF MEETING: 10:00 am

ROOM, BUILDING, & STREET LOCATION: Members of the public may access the meeting at <https://www.utsystem.edu/board-of-regents/meetings/board-meeting-2021-08-18> or by calling: 1 (877) 226-9790, Participant Code: 1840487 #

CITY: Austin

IF EMERGENCY MEETING, REASON:

ORIGINAL MEETING TRD# (if applicable):

ADDITIONAL INFORMATION OBTAINED FROM: Karen A. Rabon, Senior Associate General Counsel to the Board of Regents, Telephone: 512/499-4402, Email: [krabon@utsystem.edu](mailto:krabon@utsystem.edu)

COMPLETE AGENDA (single space):

The U. T. System Board of Regents will meet via Zoom video conference call from 10:00 a.m. to approximately 2:15 p.m. on August 18, 2021, and from 9:00 a.m. to approximately 1:30 p.m. on August 19, 2021 (see separate posting for the August 19, 2021 portion of the meeting).

Meetings are tentatively scheduled to follow each other consecutively but portions may start earlier or later than the posted time depending on the length of the discussions and the reports of previous meetings. Please note that the estimated times and sequence of events given in the posting are only approximate and that the times and order of any individual committee meetings or meeting topics may be adjusted over the two days as necessary.

The link to the complete Agenda Book and to the live webcast of the open session portions will be available at <https://www.utsystem.edu/board-of-regents/meetings/board-meeting-2021-08-18>.

There will be no in-person participation for this meeting, which will be conducted via video conference call as authorized by Governor Abbott's Executive Order temporarily suspending certain provisions of the Texas Open Meetings Act, effective March 16, 2020.

Because attendance by the full membership of each committee constitutes a quorum of the Board and because any member of the Board may attend and participate in any committee meeting, the meetings of all committees are also being posted as meetings of the full Board.

The U. T. System Board of Regents will convene Committee and Board meetings according to the following agenda:

August 18, 2021  
10:00 a.m.

CONVENE COMMITTEE MEETINGS IN OPEN SESSION

## AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE

Discussion and appropriate action regarding the following agenda items:

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. System: Discussion of Systemwide internal audit activities, including updates on the Systemwide Cancer Prevention and Research Institute of Texas (CPRIT) grants assurance work, the presidential travel, entertainment, and university residence maintenance expenses audit, and the Fiscal Year 2021 Annual Audit Plan status
3. U. T. System: Approval of the U. T. Systemwide Annual Audit Plan for Fiscal Year 2022

## FINANCE AND PLANNING COMMITTEE

This meeting will follow the conclusion of the Audit, Compliance, and Risk Management Committee at approximately 10:30 a.m. for discussion and appropriate action regarding the following agenda items:

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. System: Financial Status Presentation and Monthly Financial Report
3. U. T. System Board of Regents: Approval of annual distributions from the Permanent Health Fund, the Long Term Fund, and the Intermediate Term Fund
4. U. T. System Board of Regents: Equipment financing authorization for Fiscal Year 2022 and resolution regarding parity debt
5. U. T. System Board of Regents: Adoption of a Resolution authorizing the issuance, sale, and delivery of Permanent University Fund Bonds and authorization to complete all related transactions
6. U. T. System Board of Regents: Adoption of a Supplemental Resolution authorizing the issuance, sale, and delivery of Revenue Financing System Bonds and authorization to complete all related transactions
7. U. T. System Board of Regents: a) Adoption of resolutions authorizing certain bond enhancement agreements for Revenue Financing System debt and Permanent University Fund debt, and b) ratification of U. T. System Interest Rate Swap Policy (Regents' Rule 70202)
8. U. T. System Board of Regents: Approval of amendments to the Investment Policy Statements for the Permanent University Fund, the General Endowment Fund, the Permanent Health Fund, the Long Term Fund, and the Intermediate Term Fund
9. U. T. System Board of Regents: Approval of the Annual Budget for Fiscal Year 2022, including the capital expenditures budget and other external direct charges to the Funds, and the Annual Fee and Allocation Schedule for The University of Texas/Texas A&M Investment Management Company (UTIMCO)
10. U. T. System Board of Regents: The University of Texas/Texas A&M Investment Management Company (UTIMCO) Update

11. U. T. System: Approval of a Master Services Agreement and Related Statements of Work with Vizient, Inc.

#### FACILITIES PLANNING AND CONTRUCTION COMMITTEE

This meeting will follow the conclusion of the Finance and Planning Committee at approximately 11:15 a.m. for discussion and appropriate action regarding the following agenda items:

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. San Antonio: Classroom Upgrades - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds
3. U. T. Health Science Center - San Antonio: Medical Office Building at Park West - Amendment of the current Capital Improvement Program to increase total project cost; approval to revise funding sources; approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt

#### CONVENE THE BOARD IN OPEN SESSION TO RECESS TO EXECUTIVE SESSION AND WORKING LUNCH

Individual Personnel Matters Relating to Officers or Employees - Section 551.074

U. T. Medical Branch - Galveston: Consideration, discussion, and appropriate action regarding recommendation of Faculty Hearing Tribunal concerning termination of Reuben Matalon, M.D., Ph.D., a tenured faculty member

1. Individual Personnel Matters Relating to Officers or Employees - Section 551.074
  - a. 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 (such as Chancellor, General Counsel to the Board, and Chief Audit Executive); U. T. System and institutional employees, and related personnel aspects of the operating budget for Fiscal Year 2022
  - b. U. T. System: Discussion and appropriate action concerning individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of U. T. System and institutional employees including employees covered by Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees, and Rule 20203, regarding compensation for key executives
  - c. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to assignment and duties of the Chancellor, including responsibilities associated with the admissions procedures set forth in Regents' Rules and Regulations, Rule 40303
  - d. U. T. Health Science Center - Houston: Discussion and appropriate action regarding proposed compensation for Walter Richard Lowe, M.D., Edward T. Smith Professor and Chairman, Department of Orthopaedic Surgery, McGovern Medical School (Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees)
2. Negotiated Contracts for Prospective Gifts or Donations - Section 551.073
  - a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features
  - b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

3. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers - Section 551.071

- a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues
- b. U. T. System Board of Regents: Discussion and appropriate action regarding legal issues concerning pending legal claims by and against U. T. System
- c. U. T. System Board of Regents: Discussion regarding legal issues associated with proposed U. T. System budget
- d. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action concerning legal issues regarding entering into a strategic manufacturing relationship for gene and cell therapy cGMP manufacturing for clinical development, commercial supply, and other mission related issues with National Resilience, Inc., and finding of public purpose

4. Deliberation Regarding Security Devices or Security Audits - Sections 551.076 and 551.089

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

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

- a. U. T. Austin: Discussion and appropriate action to enter into a ground lease and related agreements with The 2033 Higher Education Development Foundation, who will enter into a development contract with ACC SC Development LLC or a related entity, for Graduate Student Housing consisting of approximately 784 beds located in UT Austin's East Campus area, located between Comal Street, East 21st Street, Leona Street, and south of Manor Road, and authorization to purchase the leasehold and the Graduate Student Housing improvements following completion
- b. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action regarding the sublease of cGMP facility space located at 2130 West Holcombe Boulevard, Houston, Harris County, Texas, to a to-be-formed joint venture between U. T. M. D. Anderson Cancer Center and National Resilience, Inc. for the manufacture of cell therapy products and other mission-related uses

RECONVENE THE BOARD IN OPEN SESSION FOR POSSIBLE ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS AND TO RECONVENE COMMITTEE MEETINGS

COMMITTEE MEETINGS

ACADEMIC AFFAIRS COMMITTEE

This meeting will follow the conclusion of the Executive Session at approximately 1:15 p.m. for discussion and appropriate action regarding the following agenda items:

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. Discussion and appropriate action regarding proposed changes to admission criteria for the following degree programs
  - a. U. T. Arlington: Master of Science in Nursing - Neonatal Nurse Practitioner
  - b. U. T. Dallas: Master of Science in Biotechnology, Master of Science in Molecular and Cell Biology, Master of Science in Bioinformatics and Computational Biology, and Doctor of Philosophy in Molecular and Cell Biology
  - c. U. T. Permian Basin: Master of Science in Geosciences
  - d. U. T. Permian Basin: Master of Science in Computer Science
  - e. U. T. Permian Basin: Master of Arts in Psychology
  - f. U. T. Tyler: Master of Science and Doctor of Philosophy in Clinical Psychology

3. U. T. San Antonio: Approval to establish a Doctor of Philosophy in Molecular Microbiology and Immunology degree program
4. U. T. Rio Grande Valley: Report on the Long Range Financial Plan for The University of Texas Rio Grande Valley

#### HEALTH AFFAIRS COMMITTEE

This meeting will follow the conclusion of the Academic Affairs Committee at approximately 1:45 p.m. for discussion and appropriate action regarding the following agenda items:

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. System: Approval to distribute a portion of The University of Texas System Professional Medical Liability Benefit Plan premium returns and approve rates for the Plan
3. U. T. System: Discussion and appropriate action to establish, maintain, and administer the Texas Epidemic Public Health Institute at The University of Texas Health Science Center at Houston
4. U. T. System: Discussion and appropriate action to a) establish, name, and operate a multi-institution center in Laredo, Texas, under the direction of the University of Texas System Board of Regents; b) assign management of the center to the Chancellor; c) allocate and authorize the expenditure of approximately \$7.2 million of appropriated funds for costs; and d) delegate authority to the Chancellor to execute related documents and take other necessary action

RECESS AT APPROXIMATELY 2:15 p.m.

Meeting Accessibility: This meeting of the U. T. System Board of Regents is open to the public via an online webcast except for any posted executive session held in compliance with the Texas Open Meetings Act. Persons requiring special accommodations should contact the Board Office. The Board Office is open Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding holidays, and contact information follows: phone (512) 499-4402; email bor@utsystem.edu; or RELAY Texas (TTY: 7-1-1).

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

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Karen A. Rabon  
Senior Associate General Counsel to the Board of Regents  
The University of Texas System  
512/499-4402

August 13, 2021

NOTICE OF OPEN MEETING  
FOR SUBMISSION TO  
SECRETARY OF STATE/TEXAS REGISTER DIVISION

NAME OF AGENCY: The University of Texas System

BOARD: Board of Regents

DATE OF MEETING: 8/19/2021

TIME OF MEETING: 9:00 am

ROOM, BUILDING, & STREET LOCATION: Members of the public may access the meeting at <https://www.utsystem.edu/board-of-regents/meetings/board-meeting-2021-08-18> or by calling: 1 (877) 226-9790, Participant Code: 1840487 #

CITY: Austin

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COMPLETE AGENDA (single space):

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There will be no in-person participation for this meeting, which will be conducted via video conference call as authorized by Governor Abbott's Executive Order temporarily suspending certain provisions of the Texas Open Meetings Act, effective March 16, 2020.

The U. T. System Board of Regents will convene according to the following agenda:  
August 19, 2021  
9:00 a.m.

CONVENE THE BOARD IN OPEN SESSION TO CONSIDER AGENDA ITEMS

STANDING COMMITTEE RECOMMENDATIONS AND REPORTS TO THE BOARD

1. U. T. System Board of Regents: Introduction and Welcome to Regent Stuart W. Stedman and Student Regent Thuy Dan “Mimi” Nguyen
2. U. T. System Board of Regents: Approval of Consent Agenda and consideration of any item referred to the full Board
  1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meeting held May 5-6, 2021; and the special called meetings held June 2, 2021, and June 24, 2021
  2. Resolution - U. T. System Board of Regents: Adoption of resolution regarding the list of Key Management Personnel authorized to negotiate, execute, and administer classified government contracts (Managerial Group)
  3. Contract (funds coming in) - U. T. System: Joint Admission Medical Program (JAMP) Council for Texas Medical & Dental Schools Application Service (TMDSAS) to perform administrative duties of the JAMP as delegated by the JAMP Council
  4. Other Matters - U. T. System: Approval of Newly Commissioned Peace Officers
  5. UTIMCO Committee Appointment - U. T. System: Proposed appointment of a member to the Audit and Ethics Committee of the Board of Directors of The University of Texas/Texas A&M Investment Management Company (UTIMCO)
  6. Contract (funds going out) - U. T. System: Amendment to Agreement with Weaver Tidwell, LPP, for audit services
  7. Contract (funds coming in) - U. T. System: Amendment to Allow Limited Extension of Term for Current Commercial Lease with SBM Earthmoving and Construction LLC for caliche/rock services on Permanent University Fund (PUF) lands
  8. Contract (funds going out) - U. T. System: PricewaterhouseCoopers LLP to provide valuation services for certain private investments held in the name of the U. T. System Board of Regents
  9. Contract (funds going out) - U. T. System: Master Service Agreements with Elavon, Inc.; JPMorgan Chase Bank, N.A.; TouchNet Information Systems, Inc.; and Wells Fargo Bank N.A. to provide merchant services for U. T. System Administration and U. T. institutions
  10. Contract (funds going out) - U. T. System: Amendment to Master Subscription Agreement with Cision US Inc. to provide access to Newsfeed to monitor print, online and broadcast news and social media
  11. Real Estate Report - U. T. System: Summary Report of Separately Invested Assets Managed by U. T. System
  12. Other Fiscal Matters - U. T. El Paso: Reallocation of a portion of previously allocated Permanent University Fund (PUF), from the purchase of real property to use for on-campus repair and renovation projects
  13. Other Fiscal Matters - U. T. San Antonio: Approval of \$8,000,000 of Revenue Financing System (RFS) funding to address deferred maintenance; and resolution regarding parity debt
  14. Other Fiscal Matters - U. T. San Antonio: Approval of \$4,760,000 of Revenue Financing System (RFS) funding for classroom upgrades; and resolution regarding parity debt
  15. Report - U. T. System Academic Institutions: Fiscal Year 2020 Post-Tenure Review
  16. Contract (funds going out) - U. T. Arlington: ATMS, Inc., dba Asbestos Technical Management Services, Inc., to provide job order contracting services for campus facilities
  17. Contract (funds going out) - U. T. Arlington: Nouveau Technology Services, L.P., to provide job order contracting services for campus facilities
  18. Contract (funds going out) - U. T. Arlington: 3i Contracting, LLC, to provide job order contracting services to campus facilities
  19. Request for Budget Change - U. T. Arlington: New award of tenure appointments

20. Contract (funds coming in) - U. T. Austin: National Archives and Records Administration to provide armed guard security services to LBJ Presidential Library
21. Contract (funds coming in) - U. T. Austin: Abdominal Organ Transplant Program Support Agreement by and among Ascension Seton, Seton Family of Doctors, Dell Children's Medical Group, and U. T. Austin
22. Contract (funds coming in) - U. T. Austin: Pediatric Chair Program Support Agreement by and among Ascension Seton, Dell Children's Medical Group, and U. T. Austin
23. Contract (funds coming in) - U. T. Austin: Amendment to Master Clinical Administrative Services Agreement by and among Ascension Texas, Ascension Seton, Tri-County Clinical, Seton/U. T. Austin Dell Medical School University Physicians Group, Dell Children's Medical Group, Seton Family of Doctors and U. T. Austin
24. Contract (funds coming in and going out) - U. T. Austin: Amendment to Academic and Educational Experience Director Services Agreement between Ascension Seton, the University of Texas at Austin on behalf of Dell Medical School, and ESP Payroll Services, P.A.
25. Contract (funds going out) - U. T. Austin: Universal Protection Service, LP, dba Allied Universal Security Services, to provide armed guard services to LBJ Presidential Library
26. Interagency Agreement (funds coming in) - U. T. Austin: Amendment to Interagency Cooperation Agreement between U. T. Austin on behalf of Dell Medical School and the Texas Health and Human Services Commission concerning Austin State Hospital
27. Interagency Agreement (funds going out) - U. T. Austin: Capital Metropolitan Transportation Authority to provide transportation services for students, faculty, and staff
28. Foreign Contract (funds going out) - U. T. Austin: Memorandum of Understanding to provide a program for development of a green fund competition at the University of Jordan, Amman Jordan
29. Foreign Contract (funds going out) - U. T. Austin: To obtain loan of artwork from Museo Nacional de Antropología of Madrid, Spain
30. Foreign Contract (funds going out) - U. T. Austin: To obtain loan of artwork from Museo de América of Madrid, Spain
31. Request for Budget Change - U. T. Austin: New Hire with Tenure -- amendment to the 2020-2021 budget
32. Request for Budget Change - U. T. Austin: New award of tenure appointments
33. Purchase - U. T. Austin: Authorization to purchase an approximately 0.2009-acre tract of land and improvements located at 2001 Guadalupe Street, Austin, Travis County, Texas, from The 2033 Higher Education Development Foundation, or from Powell-Corbett, LLC, for future campus expansion
34. Purchase - U. T. Austin: Authorization to purchase property located at 2000-2002 University Avenue, Austin, Travis County, Texas, from The McCombs School of Business Foundation or from The University Christian Church of Austin, Texas, for future campus expansion
35. Request for Budget Change - U. T. Dallas: New award of tenure appointments
36. Lease - U. T. Dallas: Authorization to grant easements totaling approximately 5.41 acres of vacant land and to enter into a ground lease of approximately 2.78 acres of vacant land out of 3410 and 3420 Waterview Parkway and abutting the south edge of the DART right-of-way, located adjacent to the main campus, in Richardson, Collin County, Texas, to Dallas Area Rapid Transit, for use as infrastructure and parking to support a transit rail station; and finding of public purpose
37. Contract (funds coming in and going out) - U. T. El Paso: Whelan Event Staffing Services, Inc., dba WESS, to perform crowd management services
38. Request for Budget Change - U. T. El Paso: New Hires with Tenure -- amendment to the 2020-2021 budget
39. Request for Budget Change - U. T. El Paso: New award of tenure appointments



40. Employment Agreement - U. T. El Paso: Approval of terms of new Employment Agreement for Vice President and current Athletics Director James Senter
41. Employment Agreement - U. T. El Paso: Approval of terms of Employment Agreement for new Head Men's Basketball Coach Joseph Charles Golding
42. Employment Agreement - U. T. El Paso: Approval of terms of new Employment Agreement for current Head Women's Basketball Coach Kevin Baker
43. Contract (funds going out) - U. T. Permian Basin: Apogee Telecom, Inc., to provide internet services in campus housing
44. Request for Budget Change - U. T. Permian Basin: New Hire with Tenure -- amendment to the 2021-2022 budget
45. Request for Budget Change - U. T. Permian Basin: New award of tenure appointments
46. Contract (funds coming in) - U. T. Rio Grande Valley: Amendment to Annual Operating Agreement with Knapp Medical Center
47. Request for Budget Change - U. T. Rio Grande Valley: New award of tenure appointments
48. Lease - U. T. Rio Grande Valley: Authorization to lease approximately 35,027 square feet of space located at 701 East Expressway 83 (Interstate Highway 2), McAllen, Hidalgo County, Texas, from Rio Bank for administrative space and other mission uses
49. Lease - U. T. Rio Grande Valley: Authorization to extend the lease term for an approximately 36,869-square-foot building and attached gymnasium space, parking, and tennis court complex located at 101 Saint Joseph Drive, City of Brownsville, Cameron County, Texas, from Franco American Educational Society, for mission purposes, including academic and administrative uses
50. Purchase - U. T. Rio Grande Valley: Authorization to purchase three separate parcels of land containing a total of approximately 2.21 acres out of Blocks 127 and 138 of the Edinburg Original Townsite, with two tracts fronting along 6th Street and one tract fronting along 5th Street, now known as Dr. Miguel Nevarez Drive, in the City of Edinburg, Hidalgo County, Texas, from the Union Pacific Railroad Company for future campus use
51. Request for Budget Change - U. T. San Antonio: New Hires with Tenure -- amendment to the 2020-2021 budget
52. Request for Budget Change - U. T. San Antonio: New award of tenure appointments
53. Employment Agreement - U. T. San Antonio: Approval of terms of new Employment Agreement for current Vice President for Intercollegiate Athletics and Athletics Director Lisa Campos
54. Purchase - U. T. San Antonio: Authorization to purchase a tract of unimproved land totaling approximately 10.98 acres located southeast of North Loop 1604 West, and contiguous with the west edge of the institution's Park West Campus in San Antonio, Bexar County, Texas, from H. Kyle Seale Family Properties Ltd. for future campus expansion; and resolution regarding parity debt
55. Lease - U. T. San Antonio and U. T. Health Science Center - San Antonio: Authorization to enter into a ground lease for approximately 6.626 acres of land located near the east corner of North Loop 1604 West and Kyle Seale Parkway, San Antonio, Bexar County, Texas, on the Park West campus of U. T. San Antonio, to U. T. Health Science Center - San Antonio, for mission uses, including the development of a medical office building to better serve the northwest region of San Antonio and U. T. San Antonio community
56. Street Namings - U. T. San Antonio: Naming of Key Drive and Comal Road
57. Contract (funds coming in) - U. T. Tyler: Amendment to Agreement for Moran Munchies, Inc., to provide beverage and snack vending machine operations for the Tyler and Palestine campuses

58. Contract (funds coming in) - U. T. Tyler: Amendment to Agreement for Wilmore Snack Sales, Inc., to provide beverage and snack vending machine operations for the Longview campus
59. Contract (funds coming in) - U. T. Tyler: Amendment to Agreement with the Department of State Health Services for Health Science Center at U. T. Tyler to provide services and resources related to the statewide coordination of medical management of tuberculosis
60. Request for Budget Change - U. T. Tyler: New award of tenure appointments
61. Report - U. T. System Health Institutions: Fiscal Year 2020 Post-Tenure Review
62. Contract (funds coming in) - U. T. Southwestern Medical Center: To provide professional and technical services to support the operations of UT Southwestern Moncrief Cancer Center, a not-for-profit corporation
63. Contract (funds going out) - U. T. Southwestern Medical Center: Oncology Supply, a division of ASD Specialty Healthcare, LLC, to provide access to discounts and rebates on oncology pharmaceutical products for patient care
64. Request for Budget Change - U. T. Southwestern Medical Center: New Hire with Tenure -- amendment to the 2020-2021 budget
65. Request for Budget Change - U. T. Southwestern Medical Center: New award of tenure appointments
66. Purchase - U. T. Southwestern Medical Center: Authorization to purchase unimproved Lots 8-12, Block A, Eldorado Village Addition to the City of Frisco, Collin County, Texas, from NEC Newton/DNT LLC, a Texas limited liability company, for future clinical use
67. Lease - U. T. Southwestern Medical Center: Authorization to lease approximately 30,696 rentable square feet of space at 1349 Empire Central Road, Dallas, Dallas County, Texas, from PSC Woodview, LLC, for general office and training purposes
68. Request for Budget Change - U. T. Medical Branch - Galveston: New Hires with Tenure -- amendment to the 2020-2021 budget
69. Request for Budget Change - U. T. Medical Branch - Galveston: New award of tenure appointments
70. Lease - U. T. Medical Branch - Galveston: Authorization to expand and extend a lease of approximately 7,592 square feet of space located at 2401 FM 646 West, City of Dickinson, Galveston County, Texas, from BHK Holdings, LLC, for clinical uses
71. Lease - U. T. Medical Branch - Galveston: Authorization to enter into a lease with the option to purchase a building totaling approximately 2,800 square feet located at 215 Oak Drive South, Suite B, City of Lake Jackson, Brazoria County, Texas, from Bennett Property Holdings, LLC, for clinical uses
72. Contract (funds coming in) - U. T. Health Science Center - Houston: Amendment to Agreement with Memorial Hermann Health System to provide financial support for U. T. Health Science Center - Houston's academic, research, and community service programs
73. Request for Budget Change - U. T. Health Science Center - Houston: New award of tenure appointments
74. Request for Budget Change - U. T. Health Science Center - San Antonio: New award of tenure appointments
75. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Summus Leasing Co., LLC, to lease or rent Dell computers and servers, including ancillary products
76. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Atos Digital Health Solutions, Inc., to deliver information technology services
77. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with Hellmuth, Obata & Kassabaum, L.P., to provide architectural services for miscellaneous minor projects of limited scope for health care facilities

78. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with Pamir Consulting, LLC, to provide proprietary information protection services
79. Request for Budget Change - U. T. M. D. Anderson Cancer Center: New Hire with Tenure -- amendment to the 2020-2021 budget
80. Purchase - U. T. M. D. Anderson Cancer Center: Authorization to purchase two contiguous tracts of unimproved land totaling approximately 24.93 acres located east of Highway 288, west of Smith Ranch Road, south of Silverlake Village Drive and north of Magnolia Parkway in Pearland, Brazoria County, Texas, separately from AVN Investments Corporation, LTD Investments Corporation, and Pappas Restaurants, Inc., for future mission use, including the development and operation of clinical facilities
81. Purchase - U. T. M. D. Anderson Cancer Center: Authorization to purchase a tract of unimproved land totaling approximately 8.557 acres located at the southwest corner of Corder Street and Cayuga Street in close proximity to the institution's East Campus in Houston, Harris County, Texas, from 2ML Real Estate Interest Inc. for future mission use, including the development and operation of support facilities
82. Purchase - U. T. Austin: Authorization to purchase land and improvements located at 2021-2025 Guadalupe Street and 2001-2005 Whitis Avenue, Austin, Travis County, Texas, from FPA4 Dobie Center, LLC, for future campus expansion; and resolution regarding parity debt

3. U. T. System: Annual Meeting with Officers of the U. T. System Faculty Advisory Council

4. U. T. System Board of Regents: Discussion and appropriate action regarding University Lands and University Lands Advisory Board (ULAB), including potential Board appointment

#### RECESS TO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE, CHAPTER 551

##### 1. Individual Personnel Matters Relating to Officers or Employees - Section 551.074

- a. 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 (such as Chancellor, General Counsel to the Board, and Chief Audit Executive); U. T. System and institutional employees, and related personnel aspects of the operating budget for Fiscal Year 2022
- b. U. T. System: Discussion and appropriate action concerning individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of U. T. System and institutional employees including employees covered by Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees, and Rule 20203, regarding compensation for key executives
- c. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to assignment and duties of the Chancellor, including responsibilities associated with the admissions procedures set forth in Regents' Rules and Regulations, Rule 40303

d. U. T. Health Science Center - Houston: Discussion and appropriate action regarding proposed compensation for Walter Richard Lowe, M.D., Edward T. Smith Professor and Chairman, Department of Orthopaedic Surgery, McGovern Medical School (Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees)

##### 2. Negotiated Contracts for Prospective Gifts or Donations - Section 551.073

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

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

3. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers - Section 551.071

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

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

c. U. T. System Board of Regents: Discussion regarding legal issues associated with proposed U. T. System budget

d. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action concerning legal issues regarding entering into a strategic manufacturing relationship for gene and cell therapy cGMP manufacturing for clinical development, commercial supply, and other mission related issues with National Resilience, Inc., and finding of public purpose

4. Deliberation Regarding Security Devices or Security Audits - Sections 551.076 and 551.089

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

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

a. U. T. Austin: Discussion and appropriate action to enter into a ground lease and related agreements with The 2033 Higher Education Development Foundation, who will enter into a development contract with ACC SC Development LLC or a related entity, for Graduate Student Housing consisting of approximately 784 beds located in UT Austin's East Campus area, located between Comal Street, East 21st Street, Leona Street, and south of Manor Road, and authorization to purchase the leasehold and the Graduate Student Housing improvements following completion

b. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action regarding the sublease of cGMP facility space located at 2130 West Holcombe Boulevard, Houston, Harris County, Texas, to a to-be-formed joint venture between U. T. M. D. Anderson Cancer Center and National Resilience, Inc. for the manufacture of cell therapy products and other mission-related uses

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS AND AGENDA ITEMS

5. U. T. System: Approval of the nonpersonnel aspects of the operating budgets for Fiscal Year 2022, including Permanent University Fund Bond Proceeds, allocations for Library, Equipment, Repair and Rehabilitation Projects and for the Faculty Science and Technology Acquisition and Retention program, and Internal Lending Program funds and Available University Fund for Regents' Outstanding Teaching Awards

6. U. T. System: Discussion and appropriate action regarding personnel aspects of the U. T. System Administration and institutional operating budgets for Fiscal Year 2022

7. U. T. System Board of Regents: Presentation of Certificate of Appreciation to Executive Vice Chancellor Scott Kelley

8. U. T. System Board of Regents: Discussion and appropriate action regarding enacting proposed Regents' Rules and Regulations, Rule 30204 (Family Leave Pool)

ADJOURN AT APPROXIMATELY 1:30 p.m.

Meeting Accessibility: This meeting of the U. T. System Board of Regents is open to the public via an online webcast except for any posted executive session held in compliance with the Texas Open Meetings Act. Persons requiring special accommodations should contact the Board Office. The Board Office is open Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding holidays, and contact information follows: phone (512) 499-4402; email bor@utsystem.edu; or RELAY Texas (TTY: 7-1-1).

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

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Karen A. Rabon  
Senior Associate General Counsel to the Board of Regents  
The University of Texas System  
512/499-4402

August 13, 2021