



# Board of Regents

## July 2022

July 13, 2022

10:00 a.m.

Boardroom, McNamara Alumni Center

## BOR - JULY 2022

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**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on Friday May 13, 2022 at approximately 30 minutes following adjournment of the Board of Regents meeting, in the Office of the Board of Regents, 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota.

Regents present: Kendall Powell, presiding; Ruth Johnson; and Steven Sviggum.

Staff present: Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 1:38 p.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Friday May 13, 2022 at approximately 30 minutes following adjournment of the Board of Regents meeting, in the Office of the Board of Regents, 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota. The purpose of this meetings is to evaluate the performance of the President of the University of Minnesota.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 1:39 p.m. The committee discussed feedback on the president's performance.

The meeting adjourned at 2:25 p.m.



**BRIAN R. STEEVES  
Executive Director and  
Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on Friday, May 27, 2022 at 10:00 a.m. at room 320 at 300 University Square, 111 South Broadway, Rochester, Minnesota.

Regents present: Kendall Powell, presiding; Ruth Johnson; and Steven Savigum.

Staff present: Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 10:00 a.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Friday, May 27, 2022, at 10:00am in room 320 at 300 University Square, 111 South Broadway, Rochester, Minnesota. The purpose of this meeting is to gather input, discuss, and evaluate the performance of the president, and prepare a report to the Board of Regents.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 10:01 a.m. The committee discussed feedback on the president's performance.

The meeting was recessed at 12:10 p.m. and reconvened at 1:15p.m.

The meeting adjourned at 4:28 p.m.



**BRIAN R. STEEVES  
Executive Director and  
Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on Monday, June 6, 2022 at 3:00p.m., in the Office of the Board of Regents at 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota.

Regents present: Kendall Powell, presiding; Ruth Johnson; and Steven Savigum.

Staff present: Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 3:01 p.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Monday, June 6, 2022, at 3:00pm in the Peterson Conference Room at 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota. The purpose of this meeting is to gather input, discuss, and evaluate the performance of the president, and prepare a report to the Board of Regents.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 3:02 p.m. The committee discussed feedback on the president's performance.

The meeting adjourned at 4:05 p.m.



**BRIAN R. STEEVES**  
**Executive Director and**  
**Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Audit & Compliance Committee  
June 9, 2022**

A meeting of the Audit & Compliance Committee of the Board of Regents was held on Thursday, June 9, 2022, at 8:00 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Mike Kenyanya, presiding; Mary Davenport, Darrin Rosha, Bo Thao-Urabe, Steve Sviggum, and Kodi Verhalen.

Staff present: Chancellor Lori Carrell; Acting Chancellor Janet Schrunk Erickson, Executive Vice President and Provost Rachel Croson; Executive Director Brian Steeves; and Chief Auditor Quinn Gaalswyk.

Student Representatives present: Seah Buttar and Riley Tuft.

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

**INTERNAL AUDIT UPDATE**

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

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

**FY 2023 INTERNAL AUDIT PLAN**

Regent Kenyanya invited Auditor Gaalswyk to present the fiscal year 2023 Internal Audit Plan, as detailed in the docket.

The docket materials for this item begin on page 36. The closed captioned video of this item is [available here](#).

The meeting adjourned at 8:55 a.m.



**BRIAN R. STEEVES  
Executive Director and  
Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Litigation Review Committee  
June 9, 2022**

A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, June 9, 2022, at 8:00 a.m. in the Hail! Minnesota Conference Room, 600 McNamara Alumni Center.

Regents present: Douglas Huebsch, presiding; James Farnsworth, Janie Mayeron, David McMillan, and Kendall Powell.

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

Others present: Brent Benrud, Dominic Detwiler, Sarah Dirksen, Carrie Ryan Gallia, Maria Pfister, and Tim Pramas.

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 8:00 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, June 9, 2022 at 8:00 a.m. in the Hail! Minnesota Conference Room, 600 McNamara Alumni Center, for the purpose of discussing attorney-client privileged matters including the following:

- I. Steven Stabuus, et al. v. Regents of the University of Minnesota / Patrick Hyatte, et al. v. The University of Minnesota
- II. Viewpoint Neutrality Now! et al. v. Regents of the University of Minnesota, et al.
- III. Jessica Ehlers v. University of Minnesota

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 8:01 a.m.

The meeting adjourned at 9:03 a.m.



**BRIAN R. STEEVES**  
**Executive Director and**  
**Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Finance & Operations Committee  
June 9, 2022**

A meeting of the Finance & Operations Committee of the Board of Regents was held on Thursday, June 9, 2022, at 9:15 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: David McMillan, presiding; Mary Davenport, James Farnsworth, Douglas Huebsch, Ruth Johnson, Mike Kenyanya, Janie Mayeron, Kendall Powell, Darrin Rosha, Steven Sviggum, Bo Thao-Urabe, and Kodi Verhalen.

Staff present: President Joan Gabel; Chancellors Lendley Black and Lori Carrell; Acting Chancellor Janet Schrunk Erickson; Executive Vice President and Provost Rachel Croson; Senior Vice President Myron Frans; Vice Presidents Michael Berthelsen, Michael Goh, Bernard Gulacheck, Kenneth Horstman, Matt Kramer, Calvin Phillips, and Julie Tonneson; General Counsel Douglas Peterson; Executive Director Brian Steeves; Chief Auditor Quinn Gallswyk; and Associate Vice Presidents Stuart Mason and Michael Volna.

Student Representatives present: Emily Kurtz and Flora Yang.

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

**PRESIDENT'S RECOMMENDED FY 2023 ANNUAL CAPITAL IMPROVEMENT BUDGET**

Regent McMillan invited President Gabel, Senior Vice President Frans, and Vice President Berthelsen to present for action the President's recommended FY 2023 Annual Capital Improvement Budget, 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](#).

A motion was made and seconded, and the committee voted unanimously to recommend approval of the President's Recommended FY 2023 Annual Capital Improvement Budget.

**PRESIDENT'S RECOMMENDED FY 2023 ANNUAL OPERATING BUDGET**

Regent McMillan invited President Gabel, Senior Vice President Frans, and Vice President Tonneson to review the President's recommended FY 2023 Annual Operating Budget, as detailed in the docket.

The docket materials for this item begin on page 33. The closed captioned video of this item is [available here](#).

A motion was made and seconded to recommend approval of the President's Recommended FY 2023 Annual Operating Budget.

Regent Rosha moved to amend the operating budget to freeze resident tuition and adjust expenses to correspond to the adjustment in tuition revenue. There was a second.

Rosha requested a roll call vote on his amendment. The vote was as follows:

Regent Davenport	No
Regent Farnsworth	Yes
Regent Huebsch	No
Regent Johnson	No
Regent Kenyanya	Yes
Regent Powell	No
Regent Rosha	Yes
Regent Savigum	No
Regent Thao-Urabe	No
Regent Verhalen	No
Regent Mayeron	No
Regent McMillan	No

On a vote of 3-9, the Rosha amendment failed.

Rosha requested a roll call vote on the main motion to recommend approval of the President's Recommended FY 2023 Annual Operating Budget. The vote was as follows:

Regent Davenport	Yes
Regent Farnsworth	Yes
Regent Huebsch	Yes
Regent Johnson	Yes
Regent Kenyanya	Yes
Regent Powell	Yes
Regent Rosha	No
Regent Savigum	Yes
Regent Thao-Urabe	Yes
Regent Verhalen	Yes
Regent Mayeron	Yes
Regent McMillan	Yes

On a vote of 11-1, the motion to recommend approval of the President's Recommended FY 2023 Annual Operating Budget was approved.

Regent Mayeron left the meeting.

## **REAL ESTATE TRANSACTIONS**

Regent McMillan invited Assistant Vice President Leslie Krueger and Chancellor Carrell to present for review and action the following real estate transaction, as detailed in the docket:

- A. Twelve-year lease at 150 Broadway Avenue S, Rochester (Rochester campus)

The docket materials for this item begin on page 160. The closed captioned video of this item is [available here](#).

A motion was made and seconded to recommend approval of the real estate transaction.

Regent Rosha requested a roll call vote. The vote was as follows:

Regent Davenport	Yes
Regent Farnsworth	Yes
Regent Huebsch	Yes
Regent Johnson	Yes
Regent Kenyanya	Yes
Regent Powell	Yes
Regent Rosha	Yes
Regent Savigum	Yes
Regent Thao-Urabe	Yes
Regent Verhalen	Yes
Regent Mayeron	Absent
Regent McMillan	Yes

On a vote of 11-0, the motion to recommend approval of the twelve-year lease at 150 Broadway Avenue S, Rochester (Rochester campus) was approved.

### **MPACT 2025 CAPITAL FINANCING PROGRAM**

Regent McMillan invited Senior Vice President Frans, Associate Vice President Volna, and Associate Vice President Mason to review the MPact 2025 Capital Financing Program, as detailed in the docket.

The docket materials for this item begin on page 171. The closed captioned video of this item is [available here](#).

### **TWIN CITIES CAMPUS PUBLIC SAFETY UPDATE**

Regent McMillan invited President Gabel, Senior Vice President Frans, General Counsel Peterson, and Matt Clark, Chief of University Police, provide an update on Twin Cities campus public safety, as detailed in the docket.

The docket materials for this item begin on page 183. The closed captioned video of this item is [available here](#).

### **CONSENT REPORT**

Regent McMillan invited President Gabel and Senior Vice President Frans to present the Consent Report, as detailed in the docket.

The docket materials for this item begin on page 185. The closed captioned video of this item is [available here](#).

## **Central Reserves General Contingency Allocations**

### **Purchase of Goods and Services \$1,000,000 and Over**

- To Prime Therapeutics and Fairview Specialty for \$142,677,000 for the Pharmacy Benefits Manager (PBM) and the Specialty Pharmacy Program for the Employee Pharmacy Program Services for the Office of Human Resources for the period from January 1, 2023 to December 31, 2025 (systemwide). The contract will be funded on an annual basis out of the Fringe Benefits Recovery. Prime Therapeutics and Fairview Specialty were selected as the result of a competitive Request for Proposal (RFP) conducted by Purchasing Services. Four suppliers responded to the RFP; none was a targeted business.
- To Saxon Fleet Services and others for an estimated \$15,000,000 for new vehicle purchases for Parking & Transportation – Fleet Services as needed for the period of August 1, 2022 to July 31, 2025 with optional contract extensions through July 31, 2029 for an additional (estimated) \$20,000,000 (systemwide). Total estimated contract value, if all options are extended, would be \$35,000,000. Vehicles in the central motor pool are funded through a period fee charged to departments. Purchased vehicles are funded by the department at the time of purchase. Saxon Fleet Services was selected as the result of a competitive Request for Proposal (RFP) conducted by Purchasing Services and the other suppliers were selected through a competitive process conducted by the State of Minnesota. Four suppliers responded to the University's RFP; none was a targeted business.
- To Sedgwick CMS for an estimated \$1,300,000 for Workers' Compensation and Liability Claims Adjusting Services for The Office of Risk Management & Insurance for the period of July 1, 2022 through June 30, 2025 with optional contract extensions through June 30, 2029 for an additional \$2,200,000 (systemwide). Total contract value, if all options are extended, would be \$3,500,000. Source of funds for the purchase is a combination of the fringe pool for Workers' Compensation service and captive liability insurer RUMINCO LTD. Sedgwick CMS was selected as the result of a competitive Request for Proposal (RFP) conducted by Purchasing Services. One supplier responded to the RFP; it was not a targeted business.

### **Amendment to Retirement Plans**

### **Appointments to the Board of Trustees of the Minnesota Landscape Arboretum Foundation**

### **Employment Agreements**

- Shashank Priya, Vice President for Research, Systemwide
- Scott Sandelin, Head Coach, Men's Hockey, Duluth campus
- Ben Johnson, Head Coach, Men's Basketball, Twin Cities campus
- Joe Rossi, Defensive Coordinator, Men's Football, Twin Cities campus

### **Engagement of Debt Advisor**

### **Real Estate Transactions**

- Transitway Agreement with Minnesota State Fair

A motion was made and seconded, and the committee voted unanimously to recommend approval of the Consent Report.

## **INFORMATION ITEMS**

Regent McMillan invited Senior Vice President Frans to discuss the information items in the docket:

- Central Reserves General Contingency Allocations
- Investment Advisory Committee Update
- Update on Systemwide Campus Master Planning: Next Steps

The docket materials for this item begin on page 231. The closed captioned video of this item is [available here](#).

The meeting adjourned at 12:37 p.m.



**BRIAN R. STEEVES**  
Executive Director and  
Corporate Secretary

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on Thursday, June 9, 2022 at 12:55p.m., in the Office of the Board of Regents at 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota.

Regents present: Kendall Powell, presiding; Mary Davenport, James Farnsworth, Doug Huebsch, Ruth Johnson; Mike Kenyanya, David McMillan, Darrin Rosha, Steven Sviggum, Bo Thao-Urabe and Kodi Verhalen.

Staff present: Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 12:55 p.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Thursday, June 9, 2022, at 12:55pm in the West Committee Room at 600 McNamara Alumni Center, 200 Oak Street, SE, Minneapolis, Minnesota. The purpose of this meeting is to gather input, discuss, and evaluate the performance of the president, and prepare a report to the Board of Regents.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 12:56 p.m. The committee discussed feedback on the president's performance.

The meeting adjourned at 1:55 p.m.



**BRIAN R. STEEVES**  
**Executive Director and**  
**Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Mission Fulfillment Committee  
June 9, 2022**

A meeting of the Mission Fulfillment Committee of the Board of Regents was held on Thursday, June 9, 2022, at 2:00 p.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Mary Davenport, presiding; James Farnsworth, Doug Huebsch, Ruth Johnson, Mike Kenyanya, David McMillan, Kendall Powell, Darrin Rosha, Steve Sviggum, Bo Thao-Urabe, and Kodi Verhalen.

Staff present: President Joan Gabel; Chancellors Lendley Black, Lori Carrell, and Mary Holz-Clause; Acting Chancellor Janet Schrunk Erickson; Executive Vice President and Provost Rachel Croson; Vice Presidents Michael Goh and Calvin Phillips; General Counsel Douglas Peterson; Acting Executive Director Sarah Dirksen; and Chief Auditor Quinn Gaalswyk.

Student Representatives present: Gurtaran Johal and Cal Mergendahl.

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

**BOARD OF REGENTS POLICY: STUDENT CONDUCT CODE**

Regent Davenport invited Calvin Phillips, Vice President for Student Affairs and Dean of Students on the Twin Cities campus, and Lisa Erwin, Vice Chancellor for Student Life and Dean of Students on the Duluth campus, to present for action proposed amendments to Board of Regents Policy: *Student Conduct Code*, 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](#).

A motion was made and seconded, and the committee voted unanimously to recommend adoption of the proposed amendments to Board of Regents Policy: *Student Conduct Code*.

**DISTRIBUTED LEARNING STRATEGY**

Regent Davenport invited Executive Vice President and Provost Croson along with Mary Holz-Clause, Acting Executive Chancellor of the Crookston campus; Amy Pittenger, Faculty Liaison for Online Education Collaborations; and Tadd Johnson, Senior Director of American Indian Tribal Nations Relations and Professor of American Indian Studies on the Duluth campus, to discuss distributed learning strategy, as detailed in the docket

The docket materials for this item begin on page 16. The closed captioned video of this item is [available here](#).

Regent Davenport recessed the meeting at 2:42 p.m.

## **SYSTEM UNDERGRADUATE ENROLLMENT MANAGEMENT UPDATE**

Regent Davenport reconvened the meeting at 2:57 p.m. and invited Robert McMaster, Vice Provost and Dean of Undergraduate Education on the Twin Cities campus, and Amy Hietapelto, Interim Vice Chancellor for Academic Affairs on the Duluth campus, to discuss system undergraduate enrollment management, as detailed in the docket.

The docket materials for this item begin on page 53. 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 105. The closed captioned video of this item is [available here](#).

### **Request for Approval of New Academic Programs**

- Medical School (Twin Cities Campus)—Create a Fellowship in Anesthesiology Critical Care
- School of Dentistry (Twin Cities Campus)—Create an Oral Health Educator Certificate
- College of Design (Twin Cities Campus)—Create a Certificate in Design Justice
- College of Liberal Arts (Twin Cities Campus)—Create a B.A. in Dakota Language
- College of Liberal Arts (Twin Cities Campus)—Create a B.S. in Anthropology

### **Request for Approval of Changed Academic Programs**

- Academic Health Sciences (Twin Cities Campus)—Change/correct the program delivery modality in the Medical Laboratory Sciences Certificate program from partially online to majority classroom.
- Crookston Campus—Discontinue respiratory care subplan Applied Studies B.S.

### **Request for Approval of Discontinued Academic Programs**

- College of Continuing and Professional Studies (Twin Cities Campus)—Discontinue the Dakota and Ojibwe Language Teaching Certificates

### **Request for Conferral of Tenure for New Hires**

- Bruce Alexander, professor with tenure, Department of Environmental Health Sciences, School of Public Health
- Brandi Blessett, associate professor with tenure, Hubert H. Humphrey School of Public Affairs
- Matthew Bodie, professor with tenure, Law School

- Chia-Yi Chiu, associate professor with tenure, Department of Educational Psychology, College of Education and Human Development
- Charlotte Garden, professor with tenure, Law School
- Tia Gaynor, associate professor with tenure, Hubert H. Humphrey School of Public Affairs
- Sara Hamilton Hart, associate professor with tenure, Department of Laboratory Medicine and Pathology, Medical School
- Mary Hearst, professor with tenure, School of Nursing
- Elaine Hsieh, professor with tenure, Department of Communication Studies, College of Liberal Arts
- Maria Len-Rios, professor with tenure, Hubbard School of Journalism and Mass Communication, College of Liberal Arts
- Michael Lipscomb, associate professor with tenure, Department of Pharmacology, Medical School
- Lucy Mkandawire-Valhmu, professor with tenure, School of Nursing

A motion was made and seconded, and the committee voted unanimously to recommend approval of 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 105. The closed captioned video of this item is [available here](#).

The meeting adjourned at 4:11 p.m.



**SARAH F. DIRKSEN**  
**Acting Executive Director and**  
**Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Governance & Policy Committee  
June 10, 2022**

A meeting of the Governance & Policy Committee of the Board of Regents was held on Friday, June 10, 2022, at 8:00 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Kodi Verhalen, presiding; Mary Davenport, James Farnsworth, Douglas Huebsch, Ruth Johnson, Mike Kenyanya, Janie Mayeron, David McMillan, Kendall Powell, Darrin Rosha, Steven Sviggum, and Bo Thao-Urabe.

Staff present: Chancellor Lendley Black; Acting Chancellor Janet Schrunk Erickson; Senior Vice President Myron Frans; Vice Presidents Michael Goh and Kenneth Horstman; General Counsel Douglas Peterson; Acting Executive Director Sarah Dirksen; and Chief Auditor Quinn Gaalswyk.

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

**BOARD OF REGENTS POLICY: *CODE OF CONDUCT FOR MEMBERS  
OF THE BOARD OF REGENTS – ANNUAL REVIEW***

Regent Verhalen invited Acting Executive Director Dirksen and General Counsel Peterson to provide the annual review of Board of Regents Policy: *Code of Conduct for Members of the Board of Regents*, 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](#).

**2022 BOARD POLICY REPORT**

Regent Verhalen invited Jason Langworthy, Policy Manager & Assistant Secretary, to present the 2022 Board policy report, 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](#).

The meeting adjourned at 8:50 a.m.



**SARAH F. DIRKSEN  
Acting Executive Director and  
Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Board of Regents  
June 10, 2022**

A meeting of the Board of Regents of the University of Minnesota was held on Friday, June 10, 2022, at 9:05 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Kendall Powell, presiding; Mary Davenport, James Farnsworth, Douglas Huebsch, Ruth Johnson, Mike Kenyanya, Janie Mayeron, David McMillan, Darrin Rosha, Steven Sviggum, Bo Thao-Urabe, and Kodi Verhalen.

Staff present: President Joan Gabel; Chancellors Lendley Black and Lori Carrell; Acting Chancellor Janet Schrunk Erickson; Executive Vice President and Provost Rachel Croson; Senior Vice President Myron Frans; Vice Presidents Michael Berthelsen, Michael Goh, Kenneth Horstman, and Matt Kramer; General Counsel Douglas Peterson; Acting Executive Director Sarah Dirksen; and Chief Auditor Quinn Gallswyk.

**ANNUAL MEETING**

Regent Powell called the Annual Meeting to order at 9:05 a.m. The docket materials for this meeting are [available here](#).

**ESTABLISHMENT OF MEETING DATES FOR 2022-23**

Regent Powell outlined the proposed Board meeting dates for 2022-23. A motion was made and seconded and the Board voted unanimously to approve the following meeting schedule:

- September 8-9, 2022
- October 13-14, 2022
- December 15-16, 2022
- February 9-10, 2023
- March 8-10, 2023 (includes retreat)
- May 11-12, 2023
- June 8-9, 2023
- July 12-14, 2023 (includes retreat)

Regent Rosha abstained from the vote.

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

The annual meeting adjourned at 9:07 a.m.

### **MONTHLY MEETING**

The regular meeting of the Board of Regents was convened at 9:07 a.m. The docket materials for this meeting are [available here](#).

### **RECOGNITIONS**

Recognition was given to the following individuals:

- Lendley Black, outgoing chancellor of the University of Minnesota Duluth
- Michael Goh, outgoing Vice President for Equity and Diversity
- Missy Juliette, outgoing chair of the Civil Service Consultative Committee
- Scott Creer, outgoing chair of the Academic Professionals & Administrators Consultative Committee

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

### **APPROVAL OF MINUTES**

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

Audit & Compliance Committee – May 12, 2022  
Litigation Review Committee – May 12, 2022  
Mission Fulfillment Committee – May 12, 2022  
Finance & Operations Committee – May 12, 2022  
Board of Regents – May 13, 2022

The docket materials for this item begin on page 5. The closed-captioned video of this item is [available here](#).

### **REPORT OF THE PRESIDENT**

President Gabel delivered the report of the President.

The docket materials for this item begin on page 29. The closed-captioned video of this item is [available here](#).

### **REPORT OF THE CHAIR**

Regent Powell delivered the report of the Chair.

The docket materials for this item begin on page 30. 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:

- Report of the Academic Professional and Administrative Consultative Committee
- Report of the Civil Service Consultative Committee

The docket materials for this item begin on page 31. 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
- Report of the All-University Honors Committee
- Report of the Regents Award Nominating Committee

A motion was made and seconded, and the Board voted unanimously to approve the Consent Report.

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

**REPORT OF THE FACULTY CONSULTATIVE COMMITTEE/  
SENATE CONSULTATIVE COMMITTEE**

Regent Powell invited Ned Patterson, Chair of the Faculty Consultative Committee and Senate Consultative Committee, to present the report of the Faculty Consultative Committee/Senate Consultative Committee, as detailed in the docket.

The docket materials for this item begin on page 46. The closed captioned video of this item is [available here](#).

**RECOGNITION OF FACULTY CONSULTATIVE COMMITTEE/  
SENATE CONSULTATIVE COMMITTEE OUTGOING CHAIR**

Recognition was given to Ned Patterson, outgoing chair of the Faculty Consultative Committee and Senate Consultative Committee. The docket materials for this item begin on page 51. The closed captioned video of this item is [available here](#).

## **NATIVE AMERICAN AFFAIRS UPDATE**

Regent Powell invited Karen Diver, Senior Advisor to the President for Native American Affairs, and Tadd Johnson, Senior Director of American Indian Tribal Nations Relations, to provide the Native American Affairs update, 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](#).

## **PRESIDENT'S INITIATIVE FOR STUDENT MENTAL HEALTH**

Regent Powell invited Tabitha Grier-Reed, Co-Chair, President's Initiative for Student Mental Health, and Maggie Towle, Co-Chair, President's Initiative for Student Mental Health, to provide an update on the President's Initiative for Student Mental Health, as detailed in the docket.

The docket materials for this item begin on page 52. The closed-captioned video of this item is [available here](#).

Regent Mayeron left the meeting.

## **REPORT OF THE AUDIT & COMPLIANCE COMMITTEE**

Regent Kenyanya, chair of the committee, reported that the committee did not act 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 Huebsch, chair of the committee, reported that pursuant to notice sent by the University, the Litigation Review Committee met on June 9, 2022. 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 FINANCE & OPERATIONS COMMITTEE**

Regent McMillan, vice chair of the committee, provided the report of the Finance & Operations Committee.

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

McMillan reported that the committee voted to recommend approval of the resolution related to the FY 2023 Annual Operating Budget. The resolution is as follows:

WHEREAS, the University of Minnesota (University) as the state's public, land grant university is charged with the responsibility to pursue knowledge and help apply that knowledge through research and discovery, teaching and learning, and outreach & public service; and

WHEREAS, the State of Minnesota, through its legislative and executive branches, has appropriated \$690,656,000 in recurring and nonrecurring state general fund monies for fiscal year 2023 (FY23) to the University, which includes no change from the fiscal year 2022 appropriation, for the pursuit of its mission and in support of our goals and objectives; and

WHEREAS, the University faced significant financial challenges over the last two years as a result of changed operations due to the COVID-19 pandemic, creating uncertainty in revenue generation and enrollment that continues into FY23; and

WHEREAS, expenditures for FY23 will be impacted differentially across the University by the highest inflation rates seen in many years for a variety of goods and services; and

WHEREAS, the future of the University is premised on partnerships within the University community of faculty, staff, and students, with the State of Minnesota, other educational institutions, business and industry, University alumni, local communities, and the residents of Minnesota; and

WHEREAS, the University is committed to achieving standards of national and international excellence while maintaining efficient and effective services and processes.

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents hereby approves the University Fiscal Year 2023 Annual Operating Budget including the following attachments:

Attachment 1 Resource and Expenditure Budget Plan (University Fiscal Page)

Attachment 2 University of Minnesota 2022-23 Tuition Rate Plan

Attachment 7 University of Minnesota 2022-23 Course and Class Fees

Attachment 8 University of Minnesota 2022-23 Miscellaneous Fees

Attachment 9 University of Minnesota 2022-23 Academic Fees

Attachment 10 University of Minnesota 2022-23 Student Services Fees

Attachment 11 Fund Forecast - Centrally Distributed and Attributed Funds

A motion was made to approve the resolution. Powell directed that a roll call vote be taken. The vote was as follows:

Regent Davenport	Yes
Regent Farnsworth	Yes
Regent Huebsch	Yes
Regent Johnson	Yes
Regent Kenyanya	Yes
Regent Mayeron	Absent
Regent McMillan	Yes
Regent Rosha	No
Regent Sviggum	Yes

Regent Thao-Urabe	Yes
Regent Verhalen	Yes
Regent Powell	Yes

On a vote of 10-1, the resolution related to the FY 2023 Annual Operating Budget was approved.

McMillan reported that the committee voted unanimously to recommend the remaining items in the committee report as follows:

- 1) Approval of the resolution related to the FY 2023 Annual Capital Improvement Budget. The resolution is as follows:

WHEREAS, the Board of Regents (Board) has directed the administration to annually submit a six-year capital plan and an annual capital improvement budget; and

WHEREAS, the Board has adopted principles to guide the formulation of the six-year capital plan and the annual capital improvement budget; and

WHEREAS, the Board recognizes the importance of sustaining and improving the University's facilities in support of teaching, research, and outreach; and

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

NOW, THEREFORE, BE IT RESOLVED that the Board approves the FY 2023 Annual Capital Improvement Budget.

- 2) Approval of the twelve-year lease at 150 Broadway Avenue S, Rochester for the Rochester campus.
- 3) Approval of the Consent Report for the Finance & Operations Committee as presented to the committee and described in the June 9, 2022 committee minutes.

A motion was made, and the Board voted unanimously to approve the remaining three recommendations included in the report of the Finance & Operations Committee.

## **REPORT OF THE MISSION FULFILLMENT COMMITTEE**

Regent Davenport, chair of the committee, reported that the committee voted unanimously to recommend the following items.

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

- 1) Adoption of proposed amendments to Board of Regents Policy: *Student Conduct Code* as follows:

### **SECTION I. SCOPE AND PURPOSE.**

This policy applies to all students and student groups at the University of Minnesota (University), whether or not the University is in session. The purpose of the *Student Conduct Code* is to convey behavioral expectations that embody the University's learning mission while supporting students' individual career and life goals. The student conduct process is primarily educational, while also serving to protect the University's unique learning environment and the safety and success of the larger campus communities.

## SECTION II. GUIDING PRINCIPLES.

- (a) The University seeks an environment that promotes academic achievement and integrity, that is protective of free inquiry, and that serves the educational mission of the University.
- (b) As stated in Board of Regents Policy: *Equity, Diversity, Equal Opportunity, and Affirmative Action*, the University shall establish and nurture an environment for faculty, staff, students, and visitors that actively acknowledges and values equity and diversity and is free from racism, sexism, ageism, homophobia, and other forms of prejudice, intolerance, or harassment.
- (c) The University seeks a community that is free from violence, threats, and intimidation; that is respectful of the rights, opportunities, and welfare of students, faculty, staff, and guests of the University; and that does not threaten the health or safety of members of the University community.
- (d) The University is dedicated to responsible stewardship of its resources and to protecting its property and resources from theft, damage, destruction, or misuse.
- (e) The University supports and is guided by state and federal law while also setting its own standards of conduct for its academic community.
- (f) The University is dedicated to the fair and equitable resolution of conflict at the lowest level possible.
- (g) The University is committed to safeguarding the free expression rights of all University community members and will strive to engage in student development conversations when messages are contrary to the University values of equity, diversity, and inclusion. Students are entitled to the rights and responsibilities of other citizens with regard to freedom of speech, peaceable assembly, and the right to petition. Students are entitled to exercise their rights to inquire and dissent, speak freely, and peaceably assemble and protest to the extent permissible under both the First Amendment of the United States Constitution and the *Student Conduct Code*.
- (h) Students are entitled to due process and procedural fairness protections, including the prompt notification of charges, the opportunity to respond, the right to an advocate of choice, and the right to the resolution of a case within a reasonable period of time.

## SECTION III. DEFINITIONS.

### Subd. 1. Academic Environment.

*Academic environment* shall mean any setting where a student is engaged in work toward academic credit, satisfaction of program-based requirements, or related activities, including but not limited to classrooms, laboratories, online courses, learning support and testing platforms, learning abroad, and field work.

Subd. 2. Assists or Abets.

A student or student group *assists or abets* prohibited conduct when the student or student group: (a) helps any other person engage in prohibited behaviors as defined by the *Student Conduct Code*; and (b) intends the prohibited behavior to occur or knows that their actions are significantly likely to help the other person to engage in the prohibited behavior.

Subd. 3. Campus.

*Campus* shall mean all University premises, including all land, buildings, facilities, and other property owned, possessed, leased, used, or controlled by the University, and adjacent streets and sidewalks.

Subd 4. Learning Support and Testing Platforms.

*Learning support and testing platforms* shall mean tools including online tools identified by the instructor for use in a course or learning activity.

Subd. 5. Plagiarism.

*Plagiarism* shall mean representing the words, creative work, or ideas of another person as one's own without providing proper documentation of source. Examples include, but are not limited to, the following:

- copying information word for word from a source without using quotation marks and giving proper acknowledgement by way of footnote, endnote, or in-text citation;
- representing the words, ideas, or data of another person as one's own without providing proper attribution to the author through quotation, reference, in-text citation, or footnote;
- producing, without proper attribution, any form of work originated by another person such as a musical phrase, a proof, a speech, an image, experimental data, laboratory report, graphic design, or computer code;
- paraphrasing, without sufficient acknowledgment, ideas taken from another person that the reader might reasonably mistake as the author's; and
- borrowing various words, ideas, phrases, or data from original sources and blending them with one's own without acknowledging the sources.
- 

Instructors are expected to provide clear standards regarding academic work expectations in the course syllabus. It is the responsibility of all students to understand the standards and methods of proper attribution and to clarify with each instructor the standards, expectations, and reference techniques appropriate to the subject area and class requirements, including group work and internet use. Students are encouraged to seek out information about these methods from instructors and other resources and to apply this information in all submissions of academic work.<sup>1</sup>

Subd. 6. Protected Characteristics.

As defined by Board of Regents Policy: *Equity, Diversity, Equal Opportunity, and Affirmative Action*, *protected characteristics* shall mean race, color, creed, religion, national origin, gender, age, marital status, familial status, disability, public assistance status, membership or activity in a local commission created for the purpose of dealing with discrimination, veteran status, sexual orientation, gender identity, or gender expression.

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<sup>1</sup> Portions used with permission from New York Institute of Technology and University of Texas, San Antonio.

Subd. 7. Student.

*Student* shall mean any person taking courses at the University or enrolled in a University academic program; any person who has taken courses or enrolled in a University academic program within the past three terms (including summer) and who has not withdrawn, transferred, or graduated; any individual who has registered for classes or has been approved for readmission to the University; any person participating as a student in University activities, even if prior to the start of classes; any person previously enrolled within the last three terms (including summer) and who has a continuing relationship with the University through active participation in student groups or University-sponsored activities; any person on an official leave of absence with an intent to return; any person who withdraws, transfers, or graduates after an alleged violation of the *Student Conduct Code* and before the allegation is resolved; and any already graduated person when the conduct at issue implicates the validity of the person's earned University degree.

Subd. 8. Student Group.

*Student group* shall mean any group of students that is or has been registered as a University student group under applicable University policies or procedures.

Subd. 9. Unauthorized Collaboration.

*Unauthorized collaboration* shall mean working with others, either in person or via electronic means, when the student is not given express permission by an instructor to do so.

Subd. 10. University-Sponsored Activities.

*University-sponsored activities* shall mean any program or event sponsored by the University, including but not limited to academic, athletic, extracurricular, study abroad, research, online, or internship programs or activities. Activities hosted by student groups that are not sponsored by a University department, unit, or program shall not be considered University-sponsored activities.

**SECTION IV. PROHIBITED BEHAVIORS.**

Any student or student group who accepts an informal resolution or is found to have committed, attempted to commit, or assisted or abetted another person or group in committing the following misconduct is subject to appropriate student conduct action under this policy.

*General Behavior Prohibitions:*

Subd. 1. Scholastic Dishonesty.

Scholastic dishonesty means plagiarism; cheating on assignments or examinations, including the unauthorized use of online learning support and testing platforms; engaging in unauthorized collaboration on academic work, including the posting of student-generated coursework on online learning support and testing platforms not approved for the specific course in question; taking, acquiring, or using course materials without faculty permission, including the posting of faculty-provided course materials on online learning support and testing platforms; submitting false or incomplete records of academic achievement; acting alone or in cooperation with another to falsify records or to obtain dishonestly grades, honors, awards, or professional endorsement;

altering, forging, misrepresenting, or misusing a University academic record; or fabricating or falsifying data, research procedures, or data analysis.

**Subd. 2. Violation of University Rules.**

Violation of University rules means engaging in conduct that violates University, collegiate, or departmental regulations that have been posted or publicized, including provisions contained in University contracts with students.

**Subd. 3. Violation of Local, State, or Federal Laws or Ordinances.**

Violation of local, state, or federal laws or ordinances means engaging in conduct that violates a local, state, or federal law, or ordinance, including, but not limited to, laws governing alcoholic beverages, drugs, gambling, sex offenses, indecent conduct, or arson.

**Subd. 4. Persistent Violations.**

Persistent violations means engaging in repeated conduct or action in violation of the *Student Conduct Code*.

**Subd. 5. Retaliation.**

Retaliation occurs when a student or student group takes adverse action against an individual for that individual's good-faith participation in reporting or otherwise expressing opposition to, suspected or alleged prohibited behavior; or participating in any process designed to review or investigate suspected or alleged prohibited behavior or non-compliance with applicable policies, rules, and laws.

*Prohibited Behaviors Implicating Health, Safety or Property:*

**Subd. 6. Harm to Others.**

Harm to others means engaging in conduct that endangers or threatens to endanger the health, safety, or welfare of another person, including, but not limited to, threatening, harassing, intimidating, and stalking or assaulting behavior that does not fall within the scope of Subd. 9 of this section.

**Subd. 7. Discriminatory Harassment.**

Discriminatory harassment means conduct that occurs under either of the following conditions:

- When it is stated or implied that a person needs to submit to, or participate in, unwelcome conduct based on a protected characteristic to maintain or advance in their employment, education, or participation in a University program or activity.
- When unwelcome conduct based on a protected characteristic is severe, persistent, or pervasive and (1) unreasonably interferes with an individual's employment, education, or participation in a University program or activity; (2) creates a work, employment, or other University environment that a reasonable person would find to be intimidating, hostile, or offensive; or (3) effectively denies an individual equal access to a University program or activity.

**Subd. 8. Bullying.**

Bullying means aggressive behavior directed at another person that causes stress or harm and that is repeated over time, including but not limited to assaulting, defaming, terrorizing, making obscene gestures, or invading privacy.

Subd. 9. Sexual Harassment, Sexual Assault, Stalking, and Relationship Violence.  
These prohibited behaviors are defined in Board of Regents Policy: *Sexual Harassment, Sexual Assault, Stalking and Relationship Violence* and the related administrative policy.

Subd. 10. Illegal or Unauthorized Possession or Use of Weapons.  
Illegal or unauthorized possession or use of weapons means possessing or using weapons or articles or substances usable as weapons, including, but not limited to, firearms, incendiary devices, explosives, and dangerous biological or chemical agents, except in those instances when authorized by law and, where applicable, by University policy.

Subd. 11. Illegal or Unauthorized Possession or Use of Drugs or Alcohol.  
Illegal or unauthorized possession or use of drugs or alcohol means possessing or using drugs or alcohol illegally or, where applicable, without proper University authorization.

Subd. 12. Providing Alcohol to Minors.  
Providing alcohol to minors means directly or indirectly providing alcohol to anyone under the legal drinking age.

Subd. 13. Theft, Property Damage, or Vandalism.  
Theft, property damage, or vandalism means theft or embezzlement of, damage to, destruction of, unauthorized possession of, or wrongful sale or gift of property.

Subd. 14. Hazing.  
Hazing means any behavior or activity that endangers the health or safety of an individual (including, without limitation, an act intended to cause personal degradation or humiliation), for the purpose of initiation in, admission to, affiliation with, or as a condition for continued membership in a student group or University athletic team, regardless of the individual's willingness to participate.

*Prohibited Behaviors Interfering with University and Community Operations:*

Subd. 15. Disruption of Academic Environment.  
Disruption of the academic environment means engaging in behavior that substantially or repeatedly interrupts either the instructor's ability to teach and/or a student's ability to learn.

Subd. 16. Falsification.  
Falsification means willfully providing University offices or officials with false, misleading, or incomplete information; forging or altering without proper authorization official University records or documents or conspiring with or inducing others to forge or alter without proper authorization University records or documents; misusing, altering, forging, falsifying, or transferring to another person University-issued identification; or intentionally making a false report of a bomb, fire, natural disaster, or other emergency to a University official or an emergency service agency.

Subd. 17. Refusal to Identify and Comply.  
Refusal to identify and comply means willfully refusing to or falsely identifying one's self or willfully failing to comply with a proper order or summons when requested by

law enforcement personnel, by emergency medical staff responding to an emergency, or by a University officials acting within the purview of their job responsibilities.

**Subd. 18. Unauthorized Use of and/or Access to University Facilities or Services.**

Unauthorized use of and/or access to University facilities or services means wrongfully using University properties or facilities, services, or information systems, or obtaining or providing to another person the means of such unauthorized access, including but not limited to using or providing keys, access cards, passwords, or access codes without authorization; misusing, altering, or damaging fire-fighting equipment, safety devices, or other emergency equipment or interfering with the performance of those specifically charged to carry out emergency services; or acting to fraudulently obtain or represent goods, facilities, services, or funds from University departments or student groups or individuals acting on their behalf.

**Subd. 19. Disruptive Behavior.**

Disruptive behavior means obstructing or disrupting teaching, research, administrative, or public service functions; participating in a campus demonstration that disrupts the normal operations of the University and infringes on the rights of other individuals; leading or inciting others to disrupt scheduled or normal activities of the University; engaging in intentional obstruction that interferes with freedom of movement, either pedestrian or vehicular, on campus; using sound amplification equipment on campus without authorization; making or causing noise, regardless of the means, that disturbs authorized University activities or functions; or breaching the peace.

## SECTION V. AMNESTY.

**Subd. 1. Medical Amnesty.**

Medical amnesty shall align with Minnesota Statutes § 340A.503, Subd. 8, and it shall mean that a student is not subject to *Student Conduct Code* student conduct outcomes for underage possession and consumption of alcohol if the student contacts a 911 operator to report that the student or another student is in need of medical assistance for an immediate health or safety concern. To be eligible for medical amnesty, the student who initiates contact must be the first person to make such a report, must provide a name and contact information, must remain on the scene until assistance arrives, and must cooperate with the authorities at the scene. The student who receives medical assistance and up to two students acting in concert with the student initiating contact with a 911 operator shall also be immune from student conduct outcomes. This does not include a University response that may include required education. Medical amnesty is granted only for alcohol-related violations of Section IV, Subd. 11 of this policy, and it does not apply to other possible violations of the *Student Conduct Code* (e.g., property damage or assault) that may have occurred during the time of intoxication. In circumstances involving a student group, the willingness of the student group's members to seek medical assistance for a member or a guest will be viewed as a mitigating factor in the review process for any possible violations.

**Subd. 2. Sexual Misconduct-related Amnesty.**

To facilitate reporting and thorough investigations of sexual harassment, sexual assault, stalking, and relationship violence, individuals who provide information about possible violations to the University, and individuals who participate in an informal problem-solving or grievance process, will not be disciplined by the University for violations of the University's prohibition on the personal use of drugs or alcohol, when such a violation occurred in connection with a possible sexual harassment, sexual assault,

stalking, or relationship violence violation and was discovered as a result of a sexual harassment, sexual assault, stalking, or relationship violence report. Moreover, the University may offer leniency with respect to other violations by informal problem-solving or grievance process participants that emerge as a result of a sexual harassment, sexual assault, stalking, or relationship violence report, depending on the circumstances involved.

#### SECTION VI. OUTCOMES.

Students and student groups found responsible for prohibited behaviors under the *Student Conduct Code* are subject to appropriate outcomes. Factors to consider in determining appropriate outcomes include: the nature of the offense, the severity of the offense, the culpability of the student or student group, the impact on other students or members of the University community, and the opportunity for student development. Separation from the University through suspension or expulsion is a serious outcome that may be appropriate for: repeated violations of the *Student Conduct Code*, for serious scholastic dishonesty, and for misconduct that constitutes a threat to community safety or well-being (including, but not limited to harm to others and sexual harassment, sexual assault, stalking, or relationship violence), or significantly disrupts the rights of others or the operations of the University.

In certain cases, students can agree to accept outcomes informally, as well as propose alternative resolution options outside of the conduct process. It may also be appropriate for restorative justice and/or alternative resolutions to be utilized. Restorative actions may include, but are not limited to, educational interventions/experiences, academic/co-curricular success plans, etc. In cases involving medical amnesty, a student requiring emergency evaluation or treatment at a medical facility may be required to complete an alcohol assessment or education program, which is not considered a student conduct response.

The following outcomes may be imposed upon students or student groups found to have violated the *Student Conduct Code*:

##### Subd. 1. Academic Outcome.

An academic outcome means an outcome affecting the course or academic work of the student for violation of Section IV, Subd. 1.

##### Subd. 2. Warning.

A warning means the issuance of an oral or written warning or reprimand.

##### Subd. 3. Probation.

Probation means special status with conditions imposed for a defined period of time and includes the probability of more serious outcomes if the student or student group is found to violate any institutional regulation during the probationary period.

##### Subd. 4. Required Compliance.

Required compliance means satisfying University requirements, work assignments, community service, participating in a restorative justice process, or other discretionary assignments.

**Subd. 5. Confiscation.**

Confiscation means confiscation of goods used or possessed in violation of University regulations or confiscation of falsified identification or identification wrongly used.

**Subd. 6. Restitution.**

Restitution means making compensation for loss, injury, or damage.

**Subd. 7. Restriction of Privileges.**

Restriction of privileges means the denial or restriction of specified privileges, including, but not limited to, building access or service access.

**Subd. 8. University Housing Suspension.**

University housing suspension means separation of the student from University Housing on a single campus.

**Subd. 9. University Housing Expulsion.**

University housing expulsion means permanent separation of the student from University Housing on a single campus.

**Subd. 10. Suspension.**

Suspension means separation of the student or student group from the University for a defined period of time, after which the student is eligible to return to the University.

Suspension may include conditions for readmission. Any violations of the *Student Conduct Code* while on suspension may be cause for additional charges and findings that may result in extended suspension or expulsion. A suspension may be deferred when an offense is serious enough to warrant separation from the University, but where the specific circumstances of the case justify special consideration.

**Subd. 11. Expulsion.**

Expulsion means the permanent separation of the student from the University.

**Subd. 12. Withholding of Diploma or Degree.**

Withholding of diploma or degree means the withholding of diploma or degree otherwise earned for a defined period of time or until the completion of assigned outcomes for a violation that implicates the academic validity of a diploma or degree.

**Subd. 13. Revocation of Admission or Degree.**

Revocation of admission or degree means revoking a student's admission to the University or revoking a degree already awarded by the University for a violation that implicates the academic validity of an admission or earned degree.

**SECTION VII. HEARING AND APPEALS OF STUDENT CONDUCT.**

**Subd. 1. Hearing Process.**

Any student or student group charged with violation of the *Student Conduct Code* shall have the opportunity to receive a fair hearing. A finding of responsibility for violation of the *Student Conduct Code* must be based on a preponderance of the evidence. The president or delegate shall ensure that each campus has a hearing process that includes the following:

- (a) notification of the report and a request to meet;
- (b) meeting to learn more about the steps of the student conduct process and to share information related to the incident;

- (c) if the student or student group is found responsible, a proposal of an informal resolution that includes the findings and outcomes being offered to resolve the incident, except in exceptional circumstances where the University determines that an informal resolution is not appropriate;
- (d) if the informal resolution is not accepted, a request for a formal hearing in which a panel will determine responsibility and potential outcomes; and
- (e) if the formal resolution is not accepted, a request for an appeal.

In exceptional circumstances where the University determines that an informal resolution is not appropriate, a student's responsibility will be decided through a formal hearing in which a panel will determine responsibility and possible outcomes.

#### Subd. 2. Appeals Process.

To safeguard the rights of students and student groups, the president or delegate shall ensure that each campus has a campus-wide appeals procedure to govern alleged violations of this policy. The appeals procedure shall provide both substantive and procedural fairness for the student or student group alleged to have violated the *Student Conduct Code* and shall provide for resolution of cases within a reasonable period of time.

The appeals procedure must describe the following:

- (a) grounds for an appeal;
- (b) procedures for filing an appeal; and
- (c) the nature of an appellate review.

### SECTION VIII. INTERIM SUSPENSION.

In rare circumstances, the president or delegate may impose an immediate suspension on a student or student group pending a hearing (1) to ensure the safety and well-being of members of the University community or to preserve University property, (2) to ensure the student's own physical or emotional safety and well-being, or (3) if the student or student group poses an ongoing threat of disrupting or interfering with the operations of the University. During the interim suspension, the student or student group may be denied access to all University activities or privileges for which the student or student group might otherwise be eligible, including access to University housing, property, or services. The student or student group has a right to a prompt hearing before the president or delegate on the question of whether the interim suspension should remain in effect until the full hearing is completed. An interim suspension will not be considered when determining responsibility during the hearing or appeals processes.

### SECTION IX. JURISDICTION.

#### Subd. 1.

The *Student Conduct Code* shall apply to student and student group conduct that occurs on campus or at University-sponsored activities.

#### Subd. 2.

The *Student Conduct Code* shall apply to student and student group conduct that directly relates to the University's education, services, programs, or rules, including but not limited to scholastic dishonesty, hazing, violation of University rules, and falsification, whether the conduct occurs on campus or off campus.

**Subd. 3.**

At the discretion of the president or delegate, the *Student Conduct Code* also shall apply to off-campus or online student and student group conduct when the conduct, as alleged, adversely affects a substantial University interest and either:

- (a) constitutes a criminal offense as defined by local, state, or federal law or ordinance, regardless of the existence or outcome of any criminal proceeding; or
- (b) indicates that the student or student group may present a danger or threat to the health or safety of the student or others.

**Subd. 4.**

In the case of an allegation of sexual harassment, sexual assault, stalking, or relationship violence, the *Student Conduct Code* shall apply when the conduct occurs off University property and outside the context of a University employment or education program or activity, but (1) has a continuing adverse effect on a University education program or activity; or (2) creates a hostile environment for one or more students, employees, or third parties while on University property or in any University employment or education program or activity.

**Subd. 5.**

Conduct of a student who is a member of a student group will not be considered to be conduct of the student group unless the facts and circumstances surrounding the conduct suggest that the student group sponsored, organized, or otherwise endorsed the conduct.

**SECTION X. THE RESPONSIBILITIES OF DUAL MEMBERSHIP.**

Students are members of both the University community and the state. Students are responsible to the community of which they are a part, and they are responsible to the academic community of the University. By enforcing the *Student Conduct Code*, the University neither substitutes for nor interferes with other civil or criminal legal processes. When a student is charged in both jurisdictions, the University will decide on the basis of its interests, the interests of affected students, and the interests of the community whether to proceed with its student conduct process or to defer action. Determinations made or outcomes imposed under the *Student Conduct Code* will not be subject to change because criminal charges arising out of the same facts were dismissed, reduced, or resolved in favor of the criminal law defendant.

**SECTION XI. DELEGATION OF AUTHORITY.**

The president or delegate shall implement this policy, including publishing and distributing the *Student Conduct Code* and the procedures governing the student conduct process at the University.

**REVISION HISTORY**

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Adopted: July 10, 1970

Amended: December 13, 1974; March 11, 1994; June 13, 2003; December 8, 2006; October 12, 2012; June 10, 2016; October 13, 2017; June 10, 2022

Technical Correction: July 8, 2015; May 24, 2018

Last Comprehensive Review: 2022

Supersedes: Existing Disciplinary Appeals Policies in Contradiction and Specifically Repeals the Appeals Policies dated February 9, 1979.

- 2) Approval of the Consent Report for the Mission Fulfillment Committee as presented to the committee and described in the June 9, 2022 committee minutes.

A motion was made, and the Board voted unanimously to approve the two recommendations included in the report of the Mission Fulfillment Committee.

### **REPORT OF THE GOVERNANCE & POLICY COMMITTEE**

Regent Verhalen, chair of the committee, reported that the committee did not act 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 Farnsworth moved a resolution related to public comment. There was a second. The resolution was as follows:

WHEREAS, established in 1851 at the founding of the University of Minnesota, the Board of Regents is the University's governing board; and

WHEREAS, Regents articulate a vision for the University and work to ensure the University of Minnesota fulfills its mission of education, research, and outreach for the benefit of the people of Minnesota, the nation, and the world; and

WHEREAS, the University of Minnesota is a public, R1, land grant institution with a robust teaching, research, outreach, and service mission built to positively benefit the citizens of the State of Minnesota; and

WHEREAS, the Board of Regents has a responsibility to be diligent and thoughtful stewards of the University's resources; and

WHEREAS, access and transparency are core attributes of a public governing board; and

WHEREAS, as a publicly elected governing board, all University and outside stakeholders should have a consistent public mechanism to have their voices heard on matters of University business; and

WHEREAS, having a permanent method of public address and engagement between members of the community and the Board of Regents positively contributes to a standard of accessibility, collaboration, trust, and respect; and

WHEREAS, a number of University of Minnesota peer institutions and fellow Big 10 schools incorporate public comment periods into their scheduled board meetings; and

WHEREAS, the Trustees of the University of Illinois at Urbana-Champaign have developed procedures in compliance with the Illinois Open Meetings Act by which interested groups and individuals may make presentations in person at meetings of the

Board; and

WHEREAS, at Pennsylvania State University and following a specified procedure, members of the public are allowed to register to speak on any issue in front of the board by visiting the homepage of the Pennsylvania State University Board of Trustees; and

WHEREAS, Section 6 of the University of Maryland Board of Trustees' bylaws state, "Section 6. Addressing the Board. Each open meeting of the Board shall allow reasonable time for public comment. The Board will establish a protocol for advance sign up by persons who wish to comment at an open meeting of the Board, limits on time for an individual's comments, and overall limit on the time for all public comments; any aspect of the protocol may be waived by the Board provided that such waiver shall still permit the efficient conduct of the Board meeting; and

WHEREAS, Article V, Section H, of the University of Florida Board of Governors reserves a maximum of fifteen minutes during the plenary meeting of the Board to take public comment. Individuals, organizations, groups or factions who desire to appear before the Board to be heard on a proposition pending before the Board shall complete a public comment form specifying the matter on which they wish to be heard; and

WHEREAS, at the University of Texas at Austin, members of the public are allowed to present written and oral testimony, for a reasonable amount of time as determined by the Chairman of the Board, on any topic listed on the agenda for a Committee or Board meeting that is open to the public; and

WHEREAS, the American Council of Trustees and Alumni calls for governing boards, as fiduciaries of public colleges and universities, to be proactive in engaging with the campus community and the public, listening not only to the ideas of organized constituent groups but also to the perspectives of interested individuals, as is fitting for the public institutions of a free society; and

NOW, THEREFORE, BE IT RESOLVED that:

1. The Office of the Board of Regents be directed to, in consultation with all twelve members of the Board via the Board of Regents Governance and Policy Committee or another appropriate venue, develop a proposed framework (including any recommended accompanying policies and procedures) for a regular-occurring public comment period to be implemented into the Board of Regents standard governance cycle.
2. Upon benchmarking, consultation, and completion, the proposed framework for implementation of a public comment period will be reviewed and presented to the Board of Regents for consideration.

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

Farnsworth requested a roll call vote.

Regent Verhalen moved to refer the resolution to the Governance & Policy Committee. There was a second.

The Board voted unanimously to refer the resolution to the Governance & Policy Committee.

The meeting adjourned at 11:30 a.m.



**SARAH F. DIRKSEN**  
Acting Executive Director and  
Corporate Secretary

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on June 17, 2022, at 9:30 a.m. in room 320 at 300 University Square, 111 South Broadway, Rochester, Minnesota.

Regents present: Kendall Powell, presiding; Ruth Johnson; and Steven Savigum.

Staff present: Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 9:34 a.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Friday, June 17, 2022, at 9:30am in room 320 at 300 University Square, 111 South Broadway, Rochester, Minnesota.. The purpose of this meeting is to gather input, discuss, and evaluate the performance of the president, and prepare a report to the Board of Regents.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 9:35 a.m. The committee discussed feedback on the president's performance.

The meeting adjourned at 10:25 a.m.



**BRIAN R. STEEVES  
Executive Director and  
Corporate Secretary**

**UNIVERSITY OF MINNESOTA  
BOARD OF REGENTS**

**Presidential Performance Review Committee  
FY 2022**

A meeting of the Presidential Performance Review Committee of the Board of Regents convened on Thursday, July 7, 2022 at 8:30 a.m. at the Office of the Board of Regents at 600 McNamara Alumni Center, 200 Oak Street SE, Minneapolis, Minnesota.

Regents present: Kendall Powell, presiding; Ruth Johnson; and Steven Savigum.

Staff present: President Joan Gabel; Executive Director Brian Steeves; Deputy Director Sarah Dirksen

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

The meeting convened in public session at 8:33 a.m. A motion was made and seconded that the following resolution be approved:

RESOLVED, that as provided by Minnesota Statute 13D.05, Subd. 3(a), a non-public meeting of the Presidential Performance Review Committee of the Board of Regents will convene on Thursday, July 7, 2022, at 8:30am in the Office of the Board of Regents at 600 McNamara Alumni Center, 200 Oak Street SE, Minneapolis, Minnesota. The purpose of this meeting is to gather input, discuss, and evaluate the performance of the president, and prepare a report to the Board of Regents.

The committee voted unanimously to adopt the resolution and the public portion of the meeting ended at 8:34 a.m. The committee discussed feedback on the president's performance.

The meeting adjourned at 9:55 a.m.



**BRIAN R. STEEVES**  
**Executive Director and**  
**Corporate Secretary**



# BOARD OF REGENTS

# DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** Report of the President

Review

Review + Action

Action

Discussion

*This is a report required by Board policy.*

**PRESENTERS:** President Joan T.A. Gabel

## PURPOSE & KEY POINTS

It is customary for the President to report on items of interest to the University community at each Board meeting.



# BOARD OF REGENTS

# DOCKET ITEM SUMMARY

**Board of Regents**

**July 13, 2022**

**AGENDA ITEM:** Report of the Chair

Review

Review + Action

Action

Discussion

*This is a report required by Board policy.*

**PRESENTERS:** Regent Kendall J. Powell

## PURPOSE & KEY POINTS

It is customary for the Chair to report on items of interest to the University community at each Board meeting.



# BOARD OF REGENTS

# DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** Receive & File Reports

Review

Review + Action

Action

Discussion

*This is a report required by Board policy.*

**PRESENTERS:** Regent Kendall J. Powell

## PURPOSE & KEY POINTS

There are no reports to receive and file this month.



# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** Consent Report

Review

Review + Action

Action

Discussion

This is a report required by Board policy.

**PRESENTERS:** Regent Kendall J. Powell

### PURPOSE & KEY POINTS

#### A. Gifts

The President recommends approval of the Summary Report of Gifts to the University of Minnesota through May 31, 2022.

#### B. Report of the Namings Committee

The President recommends approval of the Namings Committee recommendations, forwarded to the Board of Regents in a letter dated July 8, 2022.

#### C. Report of the Regents Award Nominating Committee

The recommendation of the Regents Award Nominating Committee was forwarded to the Board in a letter dated July 8, 2022.

#### D. Finance & Operations Committee Consent Report

- *Central Reserves General Contingency Allocations*

The purpose of this item is to seek approval for allocations from the General Contingency greater than \$250,000. There are no items requiring approval this period.

- *Purchase of Goods and Services \$1,000,000 and Over*

The purpose of this item is to seek approval for purchases of goods and services of \$1,000,000 or over.

- To iRhythm Technologies, Inc. for \$1,331,250 for Zio XT non-invasive ambulatory heart rhythm monitors and clinical reports for use on a federally funded sponsored project by the Department of Medicine on the Twin Cities campus for the period of August 1, 2022 through

March 31, 2025. The funds for this purchase are coming from the sponsored project budget. See enclosed documentation for the basis of supplier selection.

- To Metropolitan Council for \$15,750,000 for discounted regional transit pass for University of Minnesota Twin Cities students for Parking and Transportation Services for the period of August 1, 2022, through July 31, 2026. Funds were budgeted, but University acts as a pass-through for funds. The funds for this purchase are obtained through student fees. See enclosed documentation for the basis of supplier selection.
  - To Paragon Development Systems for an estimated \$1,700,000 to purchase 60 servers with 7 years of maintenance and support for use systemwide by the Office of Information Technology. This is a budgeted purchase and OIT will fund it utilizing O&M funds. Paragon Development Systems was selected as a result of a competitive Request for Proposal (RFP) process conducted by Purchasing Services. Eleven suppliers responded to the RFP, and 5 were targeted businesses.
- *Appointments*

The purpose of this item is to seek approval for the following appointments:

- Mercedes Ramírez Fernández as Vice President for Equity and Diversity
- David McMillan as Interim Chancellor, Duluth campus

## **E. Mission Fulfillment Committee Consent Report**

- *Conferral of Tenure*

The purpose of this item is to seek approval of conferral of tenure for the following outside hire:

- Shashank Priya, professor with tenure, Department of Chemical Engineering and Materials Science, College of Science and Engineering

## **BACKGROUND INFORMATION**

Approvals are sought in compliance with Board of Regents Policy as follows:

- Gifts: *Reservation and Delegation of Authority*, Article I, Section VII, Subd. 5.
- Awards, Honors, and Namings: *Reservation and Delegation of Authority*, Article I, Section VI.
- Purchase of Goods and Services \$1,000,000 and Over: *Reservation and Delegation of Authority*, Article I, Section VII, Subd. 6.
- Appointments: *Reservation and Delegation of Authority*, Article I, Section IV, Subd. 1.
- Interim Chancellor Appointment: *Reservation and Delegation of Authority*, Article I, Section I, Subd. 6.
- Conferral of Tenure: *Reservation and Delegation of Authority*, Article I, Section V, Subd. 1.

## **RECOMMENDATIONS**

The President recommends approval of all items in the Consent Report with the exception of the Interim Chancellor, Duluth campus appointment.

The University of Minnesota Duluth Chancellor Search Committee recommends approval of the Interim Chancellor, Duluth campus appointment.

**MEETING OF THE BOARD OF REGENTS  
GIFTS TO BENEFIT THE UNIVERSITY OF MINNESOTA  
SUMMARY REPORT\***

**July 2022 Regents Meeting**

	<b>May</b>		<b>Year-to-Date</b>	
			<b>07/01/21</b>	<b>07/01/20</b>
	<b>2022</b>	<b>2021</b>	<b>05/31/22</b>	<b>05/31/21</b>
<b>U of M Gift Receiving</b>	\$ 671,130	\$ 167,793	\$2,156,907	\$ 2,764,876
<b>Arboretum Foundation</b>	940,871	5,264,850	10,819,794	15,040,195
<b>Univ of MN Foundation</b>	<u>50,737,450</u>	<u>44,050,892</u>	<u>393,502,769</u>	<u>317,626,683</u>
<b>Total Gift Activity</b>	<b><u>\$ 52,349,451</u></b>	<b><u>\$ 49,483,535</u></b>	<b><u>\$ 406,479,470</u></b>	<b><u>\$335,431,753</u></b>

\*Detail on gifts of \$5,000 and over is attached.

Pledges are recorded when the commitment is made. To avoid double reporting, any receipts which are payments on pledges are excluded from the report amount.

**Gifts to benefit the University of Minnesota**  
**Gifts received May 2022**

<b>Donor</b>	<b>Gift/Pledge</b>	<b>Purpose of Gift</b>
<b>\$1 Million and Over</b>		
Anonymous Donor	Gift	College of Continuing and Professional Studies
Arvid Olson Estate	Gift	Medical School
Bentson Fdn	Pledge	School of Public Health
Gary Gardner	Pledge	College of Food, Agricultural and Natural Resource Sciences
Jane Potish	Pledge	Medical School
Mrs Helen S Mears Estate	Gift	Office of the Vice President for Research
<b>\$500,000 - \$1,000,000</b>		
Centurion Fdn	Gift	Medical School
Christopher G Cardozo Trust Estate	Gift	Libraries
James Ford Bell Trust	Pledge	Libraries
<b>\$250,000 - \$500,000</b>		
Charles M Goethe Estate	Gift	College of Biological Sciences
Hill's Pet Nutrition Inc	Gift	College of Veterinary Medicine
Hormel Foundation	Gift	Office of the Vice President for Research
<b>\$100,000 - \$250,000</b>		
Anonymous Donor	Gift	Intercollegiate Athletics
Anonymous Donor	Gift	Medical School
Childrens Cancer Research Fund	Gift	Medical School
General Mills Inc	Gift	College of Food, Agricultural and Natural Resource Sciences; Humphrey School of Public Affairs
Hyperdrive LGMD Research LLC	Gift	Medical School
James and Sherri Wisnoski	Gift	Academic Clinical Affairs
Kirsten and Craig Finn	Gift	Medical School
Mark Houser and Joan Allmaras	Gift	College of Food, Agricultural and Natural Resource Sciences
Medica	Gift	Office for Equity and Diversity
Minnesota Corn Research & Promotion Council	Gift	Office of the Vice President for Research
Minnesota Crop Improvement Association	Gift	College of Food, Agricultural and Natural Resource Sciences
Oracle America Inc	Gift	Undesignated
Paul and Rebecca Wigley	Gift	Office of Undergraduate Education
Phyllis B Branin Estate	Gift	College of Science and Engineering
Ronald and Joanne Moquist	Gift	Intercollegiate Athletics
Steven and Irene Weiss	Gift	Medical School
<b>\$50,000 - \$100,000</b>		
Cynthia Silianoff	Gift	Intercollegiate Athletics; School of Public Health
George Kenny, Ph.D. and Mary Kenny	Gift	Medical School
Gillette Children's Specialty Healthcare	Gift	Academic Clinical Affairs
Growth Energy	Gift	Office of the Vice President for Research
Hunger Related Events	Gift	Academic Clinical Affairs
Jennifer and Kevin Weist	Gift	Medical School
John Cowles III and Page Cowles	Gift	Humphrey School of Public Affairs
John and Charlotte Lavery	Gift	College of Veterinary Medicine
Lois Sprinthal	Pledge	College of Education and Human Development
Margaret Johnson	Gift	Academic Clinical Affairs
Minnesota Colorectal Cancer Research Foundation	Gift	Academic Clinical Affairs
PPG Cranberry Regional Office	Gift	College of Science and Engineering
Paul and Patricia Sackett	Gift	Intercollegiate Athletics
Richard M Schulze Family Fdn	Gift	Minnesota Landscape Arboretum; Northrop; College of Food, Agricultural and Natural Resource Sciences
Sandra Pfau	Gift	Undesignated
Toro Company	Gift	Minnesota Landscape Arboretum
Adeline C Leraas Estate	Gift	School of Nursing
Allianz Life Insurance Co of North America	Gift	College of Science and Engineering
Allison Palmer, Ph.D. and Janet Klemperer	Gift	College of Education and Human Development
Anonymous Donor	Gift	College of Science and Engineering
Benjamin White	Pledge	College of Education and Human Development
Biosolutions International	Pledge	College of Food, Agricultural and Natural Resource Sciences
Brian Gunderson	Gift	Medical School
Butzow Family Foundation	Pledge	Intercollegiate Athletics
Care Creations Inc	Gift	College of Veterinary Medicine
Douglas & Margaret Goodlund Fnd-Arizona Comm Fdn	Gift	School of Dentistry
Epic Systems Corp	Gift	Academic Clinical Affairs

**\$25,000 - \$50,000**

G. Edward Evans	Pledge	College of Liberal Arts
Gevo Inc	Gift	Office of the Vice President for Research
Google Inc	Gift	College of Science and Engineering
Henry P Garwick	Gift	Minnesota Landscape Arboretum
INOAC Corp	Gift	College of Science and Engineering
James and Erma Cabak	Gift	College of Science and Engineering
Jason Caron, M.D. and Angela Caron	Gift	Medical School
Joel Mack	Pledge	Intercollegiate Athletics
Joel and Katie Seleskie	Gift	Medical School
Joshua White	Pledge	College of Education and Human Development
Judith Conrad and James Stai	Gift	College of Liberal Arts
Kai and Sarah Worrell	Gift	Medical School
Katina and Franck Gougeon	Gift	Medical School
MN American Legion and Auxiliary Brain Science Foundation	Gift	Medical School
Mankoff Family Foundation	Pledge	Law School
Marie H Ankeny Legacy Fund-Mpls Fdn	Gift	Minnesota Landscape Arboretum
Mark Underwood	Gift	University of Minnesota Morris
Martha MacMillan	Gift	Minnesota Landscape Arboretum
Martin & Brown Fdn	Gift	College of Food, Agricultural and Natural Resource Sciences
Mary Japs	Gift	Medical School
Mary Tjosvold, Ph.D.	Gift	College of Education and Human Development
Mary and Peter Vorbrich	Gift	Medical School
McKnight Fdn	Gift	College of Education and Human Development
Meeker Rom Family Foundation	Gift	Medical School
Michael and Charleen Solberg	Gift	Intercollegiate Athletics
Perrin White	Pledge	College of Education and Human Development
Renewable Fuels Association Foundation	Gift	Office of the Vice President for Research
Richard and Mary Ostlund	Gift	Medical School
Robert Wilder Jr.	Gift	College of Veterinary Medicine
Roy Rasmussen Jr., M.D. and Lori Rasmussen	Gift	Medical School
Securian Financial Foundation	Gift	Intercollegiate Athletics
Shirley A Peterson Estate	Gift	Academic Clinical Affairs
The Edward R. Bazinet Foundation	Gift	Weisman Art Museum
Timothy O'Connell Foundation	Gift	Medical School

**\$10,000 - \$25,000**

3M Co	Gift	Unrestricted; College of Food, Agricultural and Natural Resource Sciences
Alfred Harrison and Ingrid Lenz Harrison	Gift	Medical School
American Public Gardens Association	Gift	Minnesota Landscape Arboretum
Ameriprise Financial Inc	Gift	Weisman Art Museum
Ann Drinkwalter	Gift	College of Education and Human Development
Ann and Thomas Schwalen	Gift	College of Veterinary Medicine
Anonymous Donor	Gift	Medical School
Aplin Family Foundation	Gift	Intercollegiate Athletics
Audubon Chapter Of Minneapolis	Gift	College of Food, Agricultural and Natural Resource Sciences
Austin Bruins Foundation	Gift	Office of the Vice President for Research
Aynsley Smith, Ph.D. and Hugh Smith, M.D.	Gift	University of Minnesota Rochester
Belle and Harry Yaffe	Gift	College of Education and Human Development
Benjamin and Jennifer Volden	Gift	Medical School
Berneil C Nelson Estate	Gift	University of Minnesota Crookston
Boehringer Ingelheim Animal Health USA Inc	Gift	College of Veterinary Medicine
Brent and Kirsten Frederick	Gift	Medical School
Bruker	Gift	Medical School
Cargill Inc	Gift	College of Food, Agricultural and Natural Resource Sciences; Humphrey School of Public Affairs
Carin and William Simpson	Gift	Medical School
Carlson-LaVine Inc	Gift	Academic Clinical Affairs
Carroll Vance, Ph.D. and Michele Vance	Gift	Academic Clinical Affairs
Carson and Amanda Kipfer	Gift	Medical School
Chad and Kathryn Hetherington	Gift	Medical School
Charles and Joyce Gauck	Gift	Intercollegiate Athletics
Compass Minerals DBA North American Sale Company	Gift	College of Food, Agricultural and Natural Resource Sciences
Craig and Robin Dahl	Gift	Medical School
D. Christian and Amy Koch	Gift	Carlson School of Management
David and Shannon Keller	Gift	Medical School
Francis Busta and Jean Kinsey	Gift	College of Food, Agricultural and Natural Resource Sciences
Fredrikson & Byron PA	Gift	Carlson School of Management
Geoffrey Tennican	Gift	College of Food, Agricultural and Natural Resource Sciences
Gloria G Nelson	Gift	Medical School

**\$10,000 - \$25,000**

Goal Line Club	Gift	Intercollegiate Athletics
Grace Cogan	Gift	College of Education and Human Development
Greater Pine Area Endowment-Initiative Fdn	Gift	University of Minnesota Extension
Gunderson's Jewelers	Gift	Medical School
Interfraternity Council	Gift	Academic Clinical Affairs
James Heuer Jr. and Jennifer Wignall	Gift	Medical School
James Ramsey, Ph.D. and Roberta Ramsey	Gift	College of Science and Engineering
James and Joy Hereford	Gift	Medical School
Jayshree Seth, Ph.D. and Raghunath Padiyath	Gift	College of Science and Engineering
Jennifer and Matthew Hanson	Gift	Medical School
Joel and Nicole Kunza	Gift	Academic Clinical Affairs
John Haugo, Ph.D. and Sharon Haugo	Gift	College of Education and Human Development; Medical School
KLS Martin LP	Gift	Undesignated
Kodi and Timothy Verhalen	Gift	Medical School
Lee Espeland, M.D.	Gift	Medical School
Lisa Norton	Gift	College of Education and Human Development
Luke and Ione Hayes	Gift	Medical School
Lyle and Jane Fahning	Gift	Medical School
Margaret Carlson Citron, Ph.D. and Paul Citron	Gift	College of Education and Human Development
Marilyn Nelson	Gift	Undesignated
McVay Foundation	Gift	Office of Undergraduate Education
Medica Fdn	Gift	Undesignated
Melinda and Michael Jones	Gift	Medical School
Meta	Gift	Undesignated
Michael Perry	Gift	Law School
Mithun Family Fdn	Gift	Minnesota Landscape Arboretum
Nancy and John Lindahl	Gift	Medical School
Oliver Phan	Gift	Medical School
Pelican Lakes Association of Crow Wing County	Gift	College of Food, Agricultural and Natural Resource Sciences
Philip and Jennifer Ebeling	Gift	Medical School
Phillip and Heather Fleck	Gift	Medical School
Polly and Robert McCrea	Gift	Minnesota Landscape Arboretum
Procter & Gamble	Gift	School of Dentistry
RBC Wealth Management	Gift	Carlson School of Management
Roger Strand, M.D.	Pledge	Medical School
Ronald Siegel	Gift	College of Pharmacy
Russell and Rebecca Bierbaum	Gift	Intercollegiate Athletics
Sandra Schlafge	Pledge	Medical School
Sarah and Todd Salava	Gift	Medical School
Stephanie Sauer	Gift	Medical School
Steven Thomas Jr.	Gift	Office of Undergraduate Education
Steven and Mary Gangelhoff	Gift	Office of Undergraduate Education
Style 2000 Inc	Gift	Medical School
Susan Alpert	Gift	Unrestricted
Swenson Family Fdn	Gift	University of Minnesota Duluth
Syngenta Crop Protection LLC	Gift	University of Minnesota Extension
T. J. Herauf	Gift	Intercollegiate Athletics
Thomas and Victoria Mielke	Gift	Law School
Timothy and Erin Carlson	Gift	College of Food, Agricultural and Natural Resource Sciences
Timothy and Jane Lundberg	Gift	Carlson School of Management
Trane Technologies Co LLC	Gift	College of Science and Engineering
Virginia McCollister, M.P.H. and Robert McCollister, M.D.	Gift	Libraries
Xcel Energy	Gift	Medical School

**\$5,000 - \$10,000**

Andrew Wiswall	Gift	School of Dentistry
Anthony Manzara and Connie Kirk	Gift	University of Minnesota Extension
Barbara Butcher, M.D.	Gift	Medical School
Blythe Brenden	Gift	Medical School
Bruce and Deborah Pfaff	Gift	College of Veterinary Medicine
Calvin and Sandra Simmons	Gift	Intercollegiate Athletics
Carlson Inc	Gift	Humphrey School of Public Affairs
Center for Computer-Assisted Legal Instruction	Gift	Law School
Charles and Jill Merriam	Gift	Office of Undergraduate Education
Courtney Hargus	Gift	Medical School
Daniel Battaglia	Gift	Medical School
Daniel Buss, M.D. and Christine Buss	Gift	Medical School
Daniel and Tanya Ehler	Gift	Medical School
Darla Kashian	Gift	Humphrey School of Public Affairs
David Huml	Gift	Unrestricted

**\$5,000 - \$10,000**

Delvin Feistner, D.V.M. and Lois Feistner	Gift	College of Veterinary Medicine
Doreen Swenson	Gift	University of Minnesota Crookston
Doris Pang	Gift	College of Science and Engineering
Dorothy Peterson	Gift	College of Food, Agricultural and Natural Resource Sciences
Douglas Cropper, M.H.A. and Lynne Cropper	Pledge	School of Public Health
Ed Kroner and Janice Mahony	Gift	Minnesota Landscape Arboretum
Erik and Janelle Rasmussen	Gift	College of Science and Engineering
Ertugrul Tuzcu and Karen Owen Tuzcu	Gift	Medical School
Fred C and Katherine B Andersen Foundation	Gift	Minnesota Landscape Arboretum
Gail S Hartung	Gift	College of Liberal Arts
Gary Gehrman and Nancy Graham	Gift	College of Veterinary Medicine
George and Elizabeth Goldfarb	Gift	University of Minnesota Duluth
Granular, Inc	Gift	College of Food, Agricultural and Natural Resource Sciences
Heartland Dental LLC	Gift	School of Dentistry
Hormel Foods Corp	Gift	College of Veterinary Medicine
Hunt Electric Corp	Gift	Academic Clinical Affairs
Hurley Funeral Home LTD	Gift	Medical School
James Miesbauer	Gift	Office of Undergraduate Education
James and Georgia Thompson	Gift	Minnesota Landscape Arboretum
James and Mary Johnston	Gift	College of Veterinary Medicine
Janice Conway-Klaassen, Ph.D.	Gift	Academic Health Sciences
Jason Holmers	Gift	Medical School
Jean and Arne Tilleson	Gift	Office of Undergraduate Education
Jeffrey Kramer	Gift	College of Food, Agricultural and Natural Resource Sciences
Jeffrey Manderfeld	Gift	Medical School
Jeffrey Peterka	Gift	Medical School
Jester Concepts LLC	Gift	Undesignated
JoAnne Pastel	Gift	Medical School
Joan Miesbauer and Charles Wait	Gift	Office of Undergraduate Education
Joan Vilter	Gift	School of Nursing
Joanna Hargus	Gift	Medical School
John Bogle	Gift	School of Dentistry
John and Ariel Bowers	Gift	College of Science and Engineering
John and Jie Erickson	Gift	University of Minnesota Duluth
John and JoAnn Congdon	Pledge	University of Minnesota Duluth
John and Nan Beard	Gift	College of Food, Agricultural and Natural Resource Sciences
Joseph Petrino, D.D.S.	Gift	School of Dentistry
Joseph and Jessica Loftus	Gift	Medical School
Justin and Jennifer Hall	Gift	Medical School
KPMG Foundation	Gift	Various Colleges
Karen Reuter	Gift	College of Food, Agricultural and Natural Resource Sciences
Kathleen Davis, Ph.D.	Gift	College of Science and Engineering
Kathleen Schmidkofer	Gift	Medical School; Carlson School of Management
Kraus-Anderson Construction Co	Gift	Academic Clinical Affairs
Kristen and David Kowalski	Gift	Medical School
Kristen and Dustin Braun	Gift	Medical School
Lael Gatewood, Ph.D.	Gift	Academic Clinical Affairs
Laura Reed, D.N.P. and Mark Reed	Gift	Medical School
Leener Charitable Fund-Greater Washington Comm Fdn	Gift	Carlson School of Management
Linda Moser	Gift	Academic Clinical Affairs
Live Design Productions	Gift	Medical School
Lois Anselment, M.D.	Gift	Minnesota Landscape Arboretum
Louise Fester	Gift	Academic Clinical Affairs
Lynne Haglund	Gift	Medical School
Marguerite Henry Family Trust	Gift	College of Education and Human Development
Mark Nystrom	Gift	Minnesota Landscape Arboretum
Mark and Jennifer Allen	Gift	Intercollegiate Athletics
Mark and Jennifer Labovitz	Gift	University of Minnesota Duluth
Mary Knoblauch and Martin Carlson	Gift	Medical School
Matthew and Lori Rowe	Pledge	Law School
Meka Morris	Gift	Medical School
Michael Erickson	Gift	Medical School
Michael Groppetti	Gift	Medical School
Michael Jordan	Gift	Medical School
Michael Tulkki, D.D.S. and Amy Sebelien, D.V.M.	Gift	School of Dentistry
Minnesota Lawyers Mutual Insurance Co	Gift	College of Science and Engineering
Minnesota Masonic Charities	Gift	Medical School
Minnesota Turf and Grounds Fdn	Gift	University of Minnesota Crookston
Mostafa and Carol Kaveh	Gift	College of Science and Engineering

**\$5,000 - \$10,000**

NF Upper Midwest	Gift	Medical School
Neurofibromatosis Midwest	Gift	Medical School
Nicholas and Sarah Simpson	Gift	Medical School
Nik Larsen and Valerie Carpender	Gift	Medical School
Nissrine Nakib, M.D.	Gift	Medical School
Northwestern Mutual Fdn	Gift	Various Colleges
Patricia Handler	Gift	Minnesota Landscape Arboretum
Peggy and Webb White	Gift	College of Veterinary Medicine
Peter and Lisa Janzen	Gift	Medical School
Piper Sandler Foundation	Gift	Various Colleges
Prairie Island Tribal Council	Gift	Carlson School of Management
Raul Gorospe, M.H.A.	Gift	School of Public Health
Raymond and Robin Beier	Gift	University of Minnesota Duluth
Rebecca Goodhue	Gift	Medical School
Ryan Osterholm	Gift	Medical School
SPAM FC Scholarship Foundation	Gift	Office for Student Affairs
Seth and Madeline Elsen	Gift	University of Minnesota Morris
Sharon Creech Rigg and Lyle Rigg	Gift	Libraries
Sharon Kennedy	Gift	Academic Clinical Affairs
Soar Foundation	Gift	Weisman Art Museum
Southern Minnesota Beet Sugar Cooperative	Gift	College of Food, Agricultural and Natural Resource Sciences
Stephen Rice and Leslie Schiff	Gift	Office of Undergraduate Education
Steven Novotny	Gift	Medical School
Susan Engeleiter	Gift	Academic Clinical Affairs
Susan Swenson	Gift	University of Minnesota Duluth
Susan and Mark Heurung	Gift	Medical School
Target Corporation	Gift	Humphrey School of Public Affairs
Taylor Cox	Gift	Medical School
The Shepherds Run Foundation Inc	Gift	College of Veterinary Medicine
Tyre Burks	Gift	Medical School
United Phosphorus Inc	Gift	University of Minnesota Extension
Vincent and Deborah Louwagie	Gift	Law School
Vishva and Manjul Dixit	Gift	College of Biological Sciences
Voya Foundation	Gift	Various Colleges
Wayne Shovelin, M.H.A. and Julia Shovelin	Gift	School of Public Health
Wichit Srisa-an, Ph.D.	Gift	College of Education and Human Development
William Kamp, Ph.D. and Jan Kamp	Gift	Office of Undergraduate Education
William and Jane Berens	Gift	Medical School
William and Kristin Henak	Gift	Medical School
maurices Inc	Gift	Medical School

**Central Reserves General Contingency Allocations**  
**Finance & Operations Committee**  
**July 2022**

**Fiscal Year 2022 (7/1/2021-6/30/2022)**

	Recipient	Amount	Running Balance	Purpose
1	<b>Carryforward from FY21 to FY22</b>		<b>\$1,325,897</b>	
2	FY21 General Contingency Allocation	\$1,000,000	\$2,325,897	
3	Campus Response Fund	( <span style="color: red;">\$32,000</span> )	\$2,293,897	Replenishment of University Health & Safety Campus Response Fund per FY22 approved operating budget.
4	Office of the Board of Regents	( <span style="color: red;">\$117,489</span> )	\$2,176,408	Support for Chief Auditor Search.
5	University Services - FY22	( <span style="color: red;">\$498,500</span> )	\$1,677,908	FY22 Support for the Twin Cities Campus Master Plan. Commitment of \$1,000,000 approved Dec, 2020. \$500,000 transferred FY21.
7	University Services	( <span style="color: red;">\$36,135</span> )	\$1,641,773	Support U Services costs for Vice President Walter Mondale Memorial.
6	<b>New items this reporting period:</b>			
	University Services	( <span style="color: red;">\$238,000</span> )	\$1,403,773	EAM licensing and maintenance as approved in the investment attachment of the FY22 Budget.
	VP for Research	( <span style="color: red;">\$150,000</span> )	\$1,253,773	Centers-Websites to Drupal 9 as approved in the investment attachment of the FY22 Budget.
	Equity & Diversity	( <span style="color: red;">\$80,000</span> )	\$1,173,773	Disability Resource Center FY20 shortfall as approved in the investment attachment of the FY22 Budget.
8	<b>Ending Balance FY22 - Carryforward to FY23</b>		<b>\$1,173,773</b>	

\* Items \$250,000 or more subject to Board approval.

Purchase of Goods and Services \$1,000,000 and over

To iRhythm Technologies, Inc. for \$1,331,250 for Zio XT non-invasive ambulatory heart rhythm monitors and clinical reports for the Department of Medicine for the period of August 1, 2022 through March 31, 2025.

*The Department of Medicine will participate in an NIH-funded research project monitoring heart rhythm in the Hispanic/Latino community. Although prior research suggests that arrhythmias are associated with lower cognitive function and a greater risk of Alzheimer's disease (AD) and Alzheimer's disease and related dementias (ADRD), most studies had been based on Black and White individuals; data on arrhythmias' neurocognitive impact are lacking in the fastest-growing ethnic group in the USA—Hispanics/Latinos—who are anticipated to contribute disproportionately to the projected increase in the prevalence of ADRD.*

*In this project, which is ancillary to the Hispanic Community Health Study/Study of Latinos (HCHS/SOL), the overarching goals are to rigorously define the prevalence and neurocognitive impact of arrhythmias and identify factors that may mitigate the neurocognitive impact of arrhythmias in community-dwelling Hispanic/Latino middle-aged and older adults.*

*For the current research project, they will require patch ECG monitors that can continuously monitor heart rhythms for two weeks and provide clinical reports that summarize the ECG findings.*

*The funds for this purchase are coming from the sponsored project's budget.*

Submitted by: Dr. Lin Yee Chen  
420 Delaware St SE  
chenx484@umn.edu

Approval for this item requested by:

Michael Oakes  
Interim Vice President for Research  
(Signature on file in Purchasing Services)

June 8, 2022

### Rationale for Exception to Competitive Bidding

This purchase has not been competitively bid because iRhythm is one of only two companies with FDA-approved patch ECG monitors and is the only one that is able to provide centralized operations, such as downloading the ECG data from the patch ECG monitor. The centralization of such activity both assures optimal data quality and decreases the operational burden on the project field centers.

The retail price for a single ECG monitor is approximately \$360. After negotiations with the supplier, the agreed-upon price will be \$266 per monitor, similar to the proposed price by the other company, but with the much-needed additional functionality.

The Director of Purchasing and the University Controller concluded that the process used resulted in a fair and reasonable price for the University.

Purchase of Goods and Services \$1,000,000 and over

To Metropolitan Council for \$15,750,000 for discounted regional transit pass for University of Minnesota Twin Cities students for Parking and Transportation Services for the period of August 1, 2022 through July 31, 2026.

*The Universal Transit Pass program provides eligible University undergraduate, graduate, and professional students who pay the Transportation and Safety Fee with a regional transit pass that allows for unlimited access to public transit services provided by the Metropolitan Council, Metro Transit, and other regional public transit agencies throughout the metropolitan transit service area. This program provides students with reliable, safe transportation service to/from campus and around the Twin Cities metropolitan area, to healthy foods, to expanded housing options, and allows the University to reduce traffic congestion and demand for parking on campus.*

*The Universal Transit Pass program replaces the U-Pass program, which was an opt-in pass sold and distributed on a semester basis by Parking and Transportation Services. U-Pass ridership historically exceeded 3.5 million trips per year, making it the largest and most successful discounted ride program in the region. Similar programs have been implemented at Augsburg College and Macalester College in the metro area. There will be a mechanism for students who do not pay the Transportation and Safety Fee to opt-in to the pass.*

*Students will pay a fixed rate per semester for this program. Program rates may increase in future years based on program cost and need, according to an agreed-upon formula, and the fee will be adjusted accordingly. The Universal Transit Pass program allows eligible University students access to destinations throughout the Twin Cities and suburban areas at a greatly discounted rate. The program is structured to be a cost-neutral program where Parking and Transportation Services administers the program using existing staff and Metro Transit sets the program cost based on the formulas they use to meet their policy guidelines.*

*Funds were budgeted, but the University acts as a pass-through for funds. The funds for this purchase are obtained through student fees.*

Submitted by: Ross Allanson  
300 Transportation and Safety Building  
612-625-9543  
612-624-8899

Approval for this item requested by:

Michael Berthelsen  
Vice President, University Services  
(Signature on file in Purchasing Services)

Date 6/20/2022

### Rationale for Exception to Competitive Process

This purchase has not been competitively bid because it is a purchase from another governmental agency or public entity. Metro Transit, through the Metropolitan Council, is the only fully comprehensive bus transit system in the Twin Cities metro area. It partners with other smaller regional transit providers to ensure comprehensive service.

The Universal Transit Pass offers a commuting alternative to reduce regional traffic and campus congestion by increasing bus ridership and at the same time promoting environmental conservation.

Procedures undertaken to ensure the reasonableness of price included negotiations between Parking and Transportation Services and the Metropolitan Council (Metro Transit) to reach an acceptable pricing agreement. Negotiation sessions included experienced managers and directors from both parties qualified to make the judgment of reasonableness in the bus transit industry.

Purchase of Goods and Services \$1,000,000 and over

To Paragon Development Systems for an estimated \$1,700,000 to purchase 60 servers with 7 years of maintenance and support for the Office of Information Technology (OIT) for systemwide use.

*Paragon Development Systems (“Paragon”) is supplying VMware hypervisors to replace OIT’s current VMware infrastructure which is running on hosts at the end of their lifecycle. OIT utilizes VMware hypervisors to host critical infrastructure and offer private cloud hosting services to the greater University community. The purchase of these 60 servers will support OIT’s existing level of service, as well as enable the transition to a hybrid cloud environment.*

*Paragon was chosen through a competitive RFP process. They were evaluated and chosen over ten other respondents as providing the best and most complete price and capabilities to help further the OIT objectives and to best serve the University.*

*This is a budgeted purchase and OIT will fund it utilizing O&M funds.*

Submitted by: Nicolle Peterson  
Contracts Manager, OIT Finance  
612-301-2172

Approval of this item is requested by:

Bernard Gulachek  
Vice President and Chief Information Officer  
(Signature on file in Purchasing Services)

June 22, 2022

**Finance & Operations Committee**  
**Consent Report**  
**July 13, 2022**

***Personnel Appointment***

Pending approval by the Board of Regents, Dr. Mercedes Ramírez Fernández will be appointed Vice President for Equity and Diversity at the University of Minnesota, effective August 31, 2022.

**Position Overview**

As chief diversity officer, the Vice President for Equity and Diversity provides visionary and dynamic leadership to promote equity, diversity, and inclusion across the University of Minnesota system. The Vice President delivers diversity, equity, and inclusion initiatives in direct alignment with the strategic plan set forth by the University. The position is also responsible for spearheading the development of action-oriented policies and practices that produce progress and improve the experience for students, faculty, and staff at the University of Minnesota through establishing a culture that appreciates and respects the differences that diversity brings to the institution. The Vice President charges and galvanizes the team within the Office for Equity and Diversity, and oversees the responsible planning, stewardship, management, and accountability of fiscal, capital, and human resources of OED units. In addition, the Vice President serves as a trusted advisor and thought leader, bridge builder, strategic leader, and partner, enabling leaders across the University system to conceptualize and implement tangible change in the areas of, diversity, equity, inclusion, community, assessment and accountability, economic development, and educational and employment equity.

**Appointee's Background and Qualifications**

Dr. Mercedes Ramírez Fernández has more than 20 years of experience in higher education administration. She is recognized for her leadership on issues of diversity and campus climate at several leading universities, and specializes in higher education curriculum, institutional models that support student success, strategic enrollment management, and assessment. Dr. Ramírez Fernández currently serves as the Richard Feldman Vice President for Equity and Inclusion and Chief Diversity Officer at the University of Rochester, recruited in 2019 to open the University's inaugural Office of Equity and Inclusion and to serve as the institution's first chief diversity officer. Prior to Rochester, she served as Associate Vice Provost for Strategic Affairs and Diversity at Virginia Tech. Dr. Ramírez Fernández earned a doctorate in Higher Education Management from the University of Pennsylvania, an MA in Counseling and Human Development from the University of Iowa, and a BA in Psychology with a concentration in Spanish Literature from the University of Puerto Rico.

**Recommended Salary and Appointment Type**

Dr. Ramírez Fernández' annual base salary will be \$352,500. Her appointment as Vice President for Equity and Diversity is a 100%-time, A-term (12-month), L-type (limited) appointment, reporting to and serving at the pleasure of the President. The full employment agreement between the University of Minnesota and Dr. Ramírez Fernández is attached as an exhibit.

**Individually Negotiated Terms of Employment or Separation Agreements**

There are no individually negotiated terms of employment or separation agreements.

### Comparable Market Data

Benchmarking with the *CUPA-HR Administrators in Higher Education* and *CUPA-HR Executive Compensation and Benefits in Higher Education* salary surveys for the position of Vice President for Equity and Diversity for the University of Minnesota peer group (aged to July 1, 2022):

\$216,300 – 10th percentile  
\$243,900 – 25th percentile  
\$283,300 – 50th percentile  
\$342,100 – 75th percentile  
\$359,500 – 90th percentile

In addition, below is additional base salary data from recent chief diversity officer (CDO) searches in the market:

Institution	Date of Hire	Salary
University of Illinois	2019	\$330k
University of Maryland	2019	\$358k
Michigan State	2020	\$315k
University of Virginia	2019	\$340k

The base salary is higher than historic benchmarks due to the current market trend in the CDO role, which is anticipated to continue to increase before leveling off for institutions to remain competitive for top talent.

### Recommendation

The President recommends the appointment of Dr. Mercedes Ramírez Fernández as the Vice President for Equity and Diversity at the University of Minnesota.

## **EMPLOYMENT AGREEMENT**

**THIS EMPLOYMENT AGREEMENT** is entered into as of this 7<sup>th</sup> day of June, 2022, by and between Regents of the University of Minnesota, a Minnesota constitutional educational corporation (the "University"), and Dr. Mercedes Ramírez Fernández ("Dr. Ramírez Fernández" or "you").

**WHEREAS**, the University wishes to employ Dr. Ramírez Fernández as the Vice President for Equity and Diversity and Dr. Mercedes Ramírez Fernández wishes to accept employment as Vice President for Equity and Diversity;

**WHEREAS**, this Employment Agreement is subject to the approval of the Board of Regents of the University of Minnesota and the completion of a background check satisfactory to the University;

**THEREFORE**, the University and Dr. Ramírez Fernández agree as follows, subject to the approval of the Board of Regents:

### **I. EMPLOYMENT TERM**

Subject to the terms and conditions of this Agreement and University Policies and Procedures, the University appoints Dr. Ramírez Fernández as the Vice President for Equity and Diversity and s/he agrees to be so employed by the University for a term commencing on August 31, 2022. The Vice President for Equity and Diversity is a 100 percent time, 12-month, L appointment in the professional and academic personnel classification who serves as an at will employee at the pleasure of the President. As such, you report to and serve at the pleasure of the President and your appointment may be terminated at any time without advance notification.

### **II. EMPLOYMENT DUTIES**

During the term of your employment as Vice President for Equity and Diversity you will diligently and conscientiously devote your full-time attention and best efforts in performing and discharging the duties of Vice President for Equity and Diversity as they are set forth in the position profile for this position (attached) including, but not limited to, the following duties:

A. As chief diversity officer, provide visionary and dynamic leadership to promote equity, diversity and inclusion across the University of Minnesota system;

B. Implement diversity, equity, and inclusion initiatives in direct alignment with the strategic plan set forth by the University;

C. Spearhead the development of action-oriented policies and practices that produce progress and improve the experience for students, faculty, and staff at the

University of Minnesota through establishing a culture that appreciates and respects the differences that diversity brings to the institution;

D. Serve as a trusted advisor and thought leader, bridge builder, strategic leader and partner, enabling leaders across the University system to conceptualize and implement tangible change in the areas of, diversity, equity, inclusion, community, assessment and accountability, economic development, and educational and employment equity;

E. Build and galvanize the team within OED and oversee the responsible planning, stewardship, management and accountability of fiscal, capital, and human resources of the units that report to the Office of Equity and Diversity; and

F. Perform such other duties as related to your employment position and assigned to you by your appointing authority.

### **III. PERFORMANCE REVIEWS**

In accordance with University Policy, you will receive regular annual performance evaluations and, in accordance with University Policy, you will receive a broader systemic review of your performance no later than the end of your third year in the position.

### **IV. COMPENSATION**

A. Subject to the terms of this Agreement for all services provided by you on behalf of the University, the University shall pay you an annual salary of Three Hundred Fifty-Two Thousand Five Hundred Dollars and No Cents (\$352,500).

B. All base salary shall be paid in accordance with the University's regular payroll procedures for Professional and Administrative employees and shall be subject to withholding for applicable federal and state income taxes, federal social security taxes, and other applicable taxes and deductions.

C. In accordance with University Policies and Procedures, you shall be eligible for salary increases on an annual basis based upon the evaluation of the appointing authority or his/her designee.

D. The base salary is subject to furloughs, pay freezes, salary reductions or other adjustments to the same extent they are required of other employees of the University.

### **V. BENEFITS**

The University shall provide you with a [benefits](#) program as provided generally for its Professional and Administrative employees as described in its Policies and

Procedures. These programs shall be subject to amendments and modifications by the University.

## VI. RELOCATION BENEFITS

The University will pay for relocation costs associated with your and your family's move by means of a lump sum equivalent to one month's salary in accordance with the University's [relocation policy](#).

## VII. SEPARATION

**A.** Your appointment as Vice President for Equity and Diversity is an L appointment which means you serve at the pleasure of your appointing authority. Your appointment may be terminated without any required notice period.

**B.** In the event you are separated from your administrative position, you may be eligible for certain benefits provided by the University, in accordance with University policy. Any exception from or waiver of University policy related to your separation must be approved by the Board of Regents.

## VIII. UNIVERSITY POLICIES AND GENERAL CONDITIONS

**A.** Your appointment is subject to the University's [policies and procedures](#) that govern your position, which may be amended from time to time.

**B. Amendment.** Any amendment to this Agreement shall be in a writing executed and delivered by the parties.

**C. Parties In Interest/Assignment.** This Agreement shall be binding upon and the benefits and obligations provided for herein shall inure to the parties hereto and their respective heirs, legal representatives, successors, assigns, transferees or donees, as the case may be. No portion of this Agreement shall be assignable without the prior written consent of the other party.

**D. Effect of Prior Agreements.** This Agreement is intended by the parties as the final and binding expression of their contract and agreement and as the complete and exclusive statement of the terms thereof. This Agreement supersedes and revokes all prior negotiations, representations, and agreements, whether oral or written, relating to the subject matter hereof.

**E. Enforceability.** If any provision contained herein shall be deemed or declared unenforceable, invalid, or void, the same shall not impair any of the other provisions contained herein, which shall be enforced in accordance with their respective terms.

**F. Construction.** The headings preceding and labeling the sections of this Agreement are for the purpose of identification only and shall not in any event be employed or used for the purpose of construction or interpretation of any portion of this Agreement. No waiver by any party of any default or nonperformance hereunder shall be deemed a waiver of any subsequent default or nonperformance. As used herein and where necessary, the singular shall include the plural and vice versa, and masculine, feminine and neuter expressions shall be interchangeable.

## **IX. BOARD OF REGENTS APPROVAL**

This agreement is subject to the approval of the Board of Regents and a background check that is satisfactory to the University.

**IN WITNESS WHEREOF**, the undersigned have caused this Agreement to be executed as of the date first shown above.

By:   
Dr. Mercedes Ramírez Fernández

**REGENTS OF THE UNIVERSITY OF  
MINNESOTA**

By:   
Joan T.A. Gabel  
President

Approved as to Form and Execution

By:   
Douglas Peterson  
General Counsel

**Finance & Operations Committee**  
**Consent Report**  
**July 13, 2022**

***Personnel Appointment***

Pending approval by the Board of Regents, Mr. David J. McMillan will be appointed Interim Chancellor for the University of Minnesota Duluth upon the execution of an employment agreement.

**Position Overview**

The University of Minnesota (UMD) Interim Chancellor is responsible for setting a vision, ensuring the effective leadership and management of all aspects and resources of the campus, from enrollment management to shared governance to financial stewardship to diversity equity and inclusion and more. The Interim Chancellor represents UMD to the University president, the Board of Regents, students, faculty and staff, alumni, donors, the community, region, state, legislature, governmental agencies, and other organizations, including higher education institutions. Leading, championing, and leveraging the critical and unique role of UMD, the Interim Chancellor advances the University's academic, research, and outreach mission and in supporting the University of Minnesota system's reputation as one of the world's most renowned public research universities. The Interim Chancellor works closely and collaboratively with students, faculty, staff, administrators and others to strengthen the campus' academic and administrative initiatives, programs, and services and to inform campus decisions. Working to recruit and retain talent and to build motivated, high-performing teams, the Interim Chancellor inspires the community to pursue excellence. The Interim Chancellor actively engages with the greater Duluth community and has an active presence to build strong community relations, working effectively with alumni, donors, and others who are interested in supporting UMD.

**Appointee's Background and Qualifications**

Mr. David J. McMillan has demonstrated executive leadership experience and proven management capability, including but not limited to strategic planning; fiscal management; leadership and team development; communications, marketing and public relations; community relations; and stakeholder management and engagement. From 2020-22, he provided consulting and facilitation services for MacEnergy in Duluth, MN, and prior to that served in a number of senior administrative positions for Minnesota Power in Duluth Minnesota for more than 20 years, most recently as Senior Vice President for External Affairs at Allete and Executive Vice President at Minnesota Power. He has extensive governance and board leadership experience at all levels and across all sectors of industry, including the University of Minnesota. Mr. McMillan has a significant understanding of higher education challenges and opportunities, particularly UMD and the University of Minnesota system. He holds a B.A. in Economics and History from the University of Minnesota Duluth, and a terminal degree (JD) from the University of Minnesota. A copy of Mr. McMillan's resume is included in the docket.

**Recommendation**

The University of Minnesota Duluth Chancellor search committee recommends the appointment of Mr. David J. McMillan as Interim Chancellor for the University of Minnesota Duluth.

# UNIVERSITY OF MINNESOTA

Crookston • Duluth • Morris • Rochester • Twin Cities

*Office of the Senior Vice President  
for Finance and Operations*

301 Morrill Hall  
100 Church Street S.E.  
Minneapolis, MN 55455

July 6, 2022

The Honorable Kendall J. Powell, Chair  
The Honorable Steven A. Sviggum, Vice Chair  
The Honorable Mary A. Davenport  
The Honorable James T. Farnsworth  
The Honorable Douglas A. Heubsch  
The Honorable Ruth F. Johnson  
The Honorable Mike O. Kenyanya  
The Honorable Janie S. Mayeron  
The Honorable Darrin M. Rosha  
The Honorable Bo Thao-Urabe  
The Honorable Kodi J. Verhalen

Dear Members of the Board of Regents,

On behalf of the University of Minnesota Duluth (UMD) chancellor search committee, we are writing to share our recommendation that Mr. David J. McMillan be appointed to a two-year term as the interim chancellor for UMD. We submit this recommendation to you for your approval at the Board of Regents meeting on July 13, 2022.

On May 23, President Gabel called for nominations and applications for the UMD interim chancellor position, and on June 22 she charged the UMD chancellor search committee to review applicants for the position, interview applicants as needed, and recommend to the Board of Regents who we believe should serve as interim chancellor. The six applications were forwarded to the search committee, and the committee discussed the strengths and weaknesses of each applicant. While all of the applicants' qualifications had some merit, the search committee's review resulted in the decision to interview one applicant who was identified to have the leadership qualifications, system-level experience, and passion for UMD and the Duluth community that exceeded the other applicants. The search committee interviewed the applicant, having slightly adapted the interview questions and format used in the UMD chancellor search this spring, and then discussed the applicant's strengths and weaknesses. The applicant was David J. McMillan (resume attached), and the search committee unanimously and enthusiastically approved a motion to recommend him as UMD's interim chancellor for your approval.

No other candidate is more suitable for this interim role than Mr. McMillan. His candidacy aligns well with the qualifications and personal characteristics identified in the position profile, which was informed by several listening sessions held in January and February with UMD students, faculty, staff and alumni as well as Duluth business, civic, and community leaders. Additionally, his qualifications and situation make him well suited for the short-term nature of the interim position.

First, Mr. McMillan has a unique combination of the qualifications that are critical for this role. He holds a terminal degree (JD), he has amply demonstrated executive leadership experience and proven management capability, and he possesses a strong business sense in multiple areas that are critical to an effective leader in higher education. These areas include but are not limited to strategic planning; fiscal management; leadership and team development; communication, marketing and public relations; community relations; and stakeholder management and engagement. In addition, his extensive governance and leadership experience (at many levels and across multiple sectors of industry) complement his business experience and prepare him well for this role. While he does not have a traditional academic background, Mr. McMillan has a significant understanding of higher education challenges and opportunities, particularly within UMD and the University of Minnesota System. As a result, he has comparable skill sets that are transferable to this role at UMD and ideal for this kind of transitional appointment. The breadth and depth of his qualifications and experience over the span of his 30+ year career gives us utmost confidence that he is well-prepared and highly qualified to succeed in this position and to lead UMD forward.

Second, Mr. McMillan has deep knowledge of and experience with the UMD campus, the Duluth region, and the University of Minnesota System. He is ready immediately to navigate our institution and make maximum impact to the benefit of everyone affected by this leadership transition – from the Board of Regents to the President to UMD students, faculty, staff, and alumni to Duluth business, civic and community stakeholders, and beyond. Mr. McMillan has no interest in the position beyond interim status, and that quality will make him an asset during the search. He is also able to begin his term as interim chancellor without unnecessary delay and thus position UMD to carry out the search for its chancellor in the near future. As a graduate of UMD, a long-time Duluth resident, and one of the strongest advocates for UMD there is, he is a Bulldog in every sense of the word. We are truly excited about him being our interim chancellor.

Mr. McMillan's leadership demonstrates a high degree of emotional intelligence, and he possesses many of the personal characteristics the campus community has been looking for in the chancellor role: willingness to collaborate, energy, humility, integrity, commitments to diversity, equity and inclusion, as well as community, transparency, and advocacy for

employee development. Finally, Mr. McMillan has a passion for UMD that will be instrumental to his and ultimately UMD's success.

In closing, the search committee wants to say how much we appreciate the confidence President Gabel showed in us by entrusting us with this decision. We recognize that this is a fantastic opportunity for UMD. While saying goodbye to Chancellor Black, who has graciously and thoughtfully led UMD for the past 12 years is difficult, Mr. McMillan is the right leader at this time, and he has our full endorsement and support to serve as UMD's interim chancellor.

Sincerely,



Myron Frans  
Senior Vice President  
for Finance & Operations  
University of Minnesota System



Jennifer Mencl  
Associate Vice Chancellor  
for Academic Effectiveness  
University of Minnesota Duluth

Attachment: Resume, David J. McMillan

cc: Brian Steeves, executive director and corporate secretary, Office of the Board of Regents

# **David J. McMillan**

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Accomplished, results driven retired senior executive with 30+ years of experience in the electric utility and rail transportation industries; strong strategic planning, execution and implementation skills accompany superior interpersonal communication and proven leadership capabilities; recognized as a multifaceted leader with great integrity and strong work ethic.

Extensive governance and consequential board leadership experience at the local, regional, state and national levels across the profit, not for profit, private and public sectors.

Professional strengths and abilities include:

- |                             |  |                              |
|-----------------------------|--|------------------------------|
| <b>* Strategic Planning</b> | <b>* Stakeholder Relationship Mgmt.</b>      | <b>* Government Affairs</b>  |
| <b>* Marketing</b>          | <b>* Finance, Budgeting &amp; Cost Mgmt.</b> | <b>* Rates &amp; Pricing</b> |
| <b>* Talent Development</b> | <b>* Public &amp; Media Relations</b>        | <b>* Community Relations</b> |

## **PROFESSIONAL EXPERIENCE**

**10/20-06/22:** **MacEnergy, LLC**  
Duluth, Minnesota  
Consulting and facilitation services for energy utilities.

**05/89-01/18:** **Minnesota Power (MP), an ALLETE Company**  
Duluth, Minnesota  
*04/12-01/18* Sr. Vice President External Affairs-ALLETE  
& Executive Vice President-MP  
*01/06-03/12* Sr. Vice President-Marketing, Regulatory & Public Affairs-ALLETE  
& Executive Vice President-MP  
*01/03-12/05* Sr. Vice President-Marketing & Public Affairs-ALLETE & MP  
*01/02-01/03* Sr. Vice President-Strategic Accounts & Government Affairs-MP  
*11/00-01/02* Vice President-Strategic Accounts Marketing-MP  
*01/98-11/00* Vice President-Customer Solutions-MP  
*01/95-01/98* Senior Attorney  
*05/89-01/95* Attorney I, II, III

**05/86-05/89:** **Union Pacific Railroad Company**  
Omaha, Nebraska  
*05/87-05/89* Attorney; Assistant General Attorney  
*05/86-08/86* Law Clerk

**07/83-08/84:** **Bureau of Business & Economic Research, UMD**  
Duluth, Minnesota  
Research Fellow

## EDUCATION

*Law School:* University of Minnesota, J.D. cum laude 1987

*Undergraduate:* University of Minnesota, Duluth, B.A. cum laude 1983

Majors: Economics and History

## BOARDS & MEMBERSHIPS (partial listing)

**University of Minnesota** \* Board of Regents \* 2011 – 2022 \* Vice Chair 2015-2017 \* Chair 2017-2019

**St. Lawrence Seaway Development Corporation** \* Advisory Board Member 2012 - Present \* Chair

**University of Minnesota Foundation** \* Trustee \* 2014 – 2016 & 2020-Present

**St. Luke's Hospital** \* Board of Directors 2010 - 2016

**Minnesota Chamber of Commerce** \* Board of Directors 2004-2010 & 2021-Present \* Chair 2009-2010

**Lignite Energy Council** \* Alternate Board Member 2003-2017 \* Multiple Committees & Task Forces

**Natural Resources Research Institute** \* Advisory Board 2005-2011 \* Chair 2008-2011

**Area Partnership for Economic Expansion** \* Board of Directors 2006 - 2009 \* Chair 2008-2009

**Goodwill Industrial Vocational Enterprises** \* Board of Directors 1991-1999 \* President 1996-1998

**Duluth Entertainment Convention Center** \* Board of Directors 2006-2011

**Minnesota Climate Change Advisory Group** \* Advisory Board Member 2007

**Minnesota Council on Economic Education** \* Board of Directors 2002-2008

**Rotary**, Duluth Club 25 \* 2002-2007

## SCHOLARLY RESEARCH AND PUBLICATIONS

### Published Journal Article

Richard Lichy, Wayne Jessewin and David McMillan, "Estimating Medical Industry Impacts on a Regional Economy," Medical Care, Vol. 24, No. 4, April 1986.

### Published Monographs

Eight monographs and research studies published during 1983-1984, all of which are on file at the Bureau of Business and Economic Research, University of Minnesota-Duluth, Duluth, Minnesota 55812.

### Research Paper Presentation

"Estimating the Economic Impacts from an Expanded Waferboard Industry in Northeast Minnesota," Western Regional Science Association, Monterey, California, February 22-25, 1984

**Mission Fulfillment Committee  
Consent Report  
July 13, 2022**

**Request to Grant Tenure to External Hire**

The Executive Vice President and Provost recommends Shashank Priya for tenure and faculty rank as outlined below. The decision of the Board of Regents to confer tenure and rank for any individual faculty hire with tenure becomes effective on the first day of that faculty member's academic appointment at the University.

**Shashank Priya, professor with tenure, Department of Chemical Engineering and Materials Science, College of Science and Engineering**

Shashank Priya is a leading scholar and researcher across the fields of material sciences and mechanical engineering, and an innovative university leader with deep experience and relationships across academia, industry, and the public sector, including at leading land-grant institutions. He is a pacesetter in raising federal funds and has cultivated a national perspective through his work with the National Science Foundation and other federal agencies.

Professor Priya received his Ph.D. in electrical engineering from Pennsylvania State University in 2003. He is currently an associate vice president for research and director of strategic initiatives at Penn State, where he is also a professor of materials science and engineering.

Shashank Priya will become the University of Minnesota's next vice president for research effective September 30, 2022, with his administrative appointment having been approved by the Board of Regents in June 2022.



# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** MPact 2025 Capital Financing Program

Review       Review + Action       Action       Discussion

*This is a report required by Board policy.*

**PRESENTERS:** Myron Frans, Senior Vice President  
Michael Volna, Associate Vice President, Finance

### PURPOSE & KEY POINTS

The purpose of this item is for the Board to act on the proposed policy, governance, and oversight recommendations pertaining to the MPact 2025 Capital Financing Program. Those recommendations are presented as proposed amendments to Board of Regents Policy: *Debt Transactions*, and include retitling the policy to *Debt Transactions and Long-Term Capital Financing*.

To effectively manage the complexity and risks related to this type of program, the recommendations follow best practices and include a set of principles, policies, and oversight mechanisms to assist in managing risks. They seek to ensure the program will be well-run and achieve the intended goals of the program

Based on feedback received following review by the Finance & Operations Committee in June, two changes have been made to the proposed amendments and are shown as redline language below:

- Article III, Section I, Subd. 2:

The Board reserves to itself authority to approve the amount, and source, and investment strategy of the Principal Repayment Reserve, which will be invested in accordance with Board of Regents Policy: Endowment Fund. The Board reserves to itself authority to withdraw funds from the Principal Repayment Reserve for any purpose.

These edits are intended to clarify that the investment strategy for the Principal Repayment Reserve (PRR) will be guided by Board of Regents Policy: *Endowment Fund*, since the PRR will be invested in the Consolidated Endowment Fund.

- Article III, Section I, Subd. 4(a):

(a) Determining the investment strategy of the proceeds within the parameters established in Section II, Subd. 1 of this article, and by Board of Regents Policy: Investment Functions prior to their authorized use by the Board.

These changes are intended to clarify that the strategies for investing bond proceeds received from debt transactions of this type will be guided by the principles and parameters set forth in the Board of Regents Policy: *Investment Functions* and other guidelines included later in the policy (Article III, Section II, Subd. 1).

The changes have been incorporated into the draft policy that is included in the docket materials.

## **BACKGROUND INFORMATION**

In February 2022, the Board approved a resolution for the sale of up to \$500 million in bonds as part of the MPact 2025 Capital Financing Program. The resolution that authorized the sale of bonds (and was subsequently amended at a special meeting in March 2022) included a requirement that the administration present recommendations for governance and oversight of the program by June 2022. The proceeds will be used to finance capital projects in the Six-Year Plan.

In May 2022, the Board received a summary of the bond sale and affirmed the administration's authority to invest the bond proceeds.

In June 2022, the Finance & Operations Committee reviewed the recommendations for governance, oversight, and accountability related to long-term capital financing programs that involve the use of interest-only bonds, internal lending practices, and principal repayment reserves. The recommended language would be used to implement the new MPact 2025 Capital Financing Program (the Program).

The recommendations were presented as proposed amendments to Board of Regents Policy: *Debt Transactions* and included the following:

- Adding reservations of authority by the Board for those decisions and actions considered most critical to the long-term success of the Program;
- Adding delegations of authority to the president or delegate for the operational decisions, activities, and oversight of the Program; and
- Regular monitoring of key performance indicators of the Program through annual reporting, utilizing various reports already required by Board policies.

## **PRESIDENT'S RECOMMENDATION**

The President recommends adoption of the proposed amendments to Board of Regents Policy: *Debt Transactions*.



## BOARD OF REGENTS POLICY:

### **Debt Transactions and Long-Term Capital Financing Program**

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#### **ARTICLE I**

##### **SECTION I. SCOPE.**

This policy governs the administration's authority to engage in debt transactions and, to engage underwriters and debt advisors. Its provisions, and to use internal funds generated from the Internal Lending Program for capital projects. Article I and Article II apply to all external debt transactions of the University of Minnesota (University), regardless of size, term, or term repayment provisions. Article III applies to the long-term capital financing program, which involve the use of interest-only bonds.

##### **SECTION II. DEFINITIONS.**

###### **Subd. 1. Capital Lease.**

*Capital lease* shall mean a lease of goods, equipment, or real estate that at inception, under generally accepted accounting principles, is required to be characterized as long-term debt.

###### **Subd. 2. Commercial Paper.**

*Commercial Paper* shall mean any form of unsecured short-term revolving debt obligation with a maturity of less than 270 days.

###### **Subd. 3. Commercial Paper Facility.**

*Commercial Paper Facility* shall mean a program authorized by the Board of Regents (Board) under which, subject to a total maximum amount, one or more series of commercial paper notes may be issued, reissued, or paid off.

###### **Subd. 4. Core Debt.**

*Core debt* shall mean any general obligation bond or other debt backed by the full faith and credit of the University.

###### **Subd. 5. Dealer.**

*Dealer* shall mean an entity that administers the public issuance, distribution, and re-issuance of commercial paper notes by purchasing them from the issuer and selling them to investors through its distribution network, thereby assuming responsibility of distributing the notes to the public.

**Subd. 6. Debt Advisor.**

*Debt advisor* shall mean a person or entity engaged to advise the University with respect to the planning and structuring of debt transactions.

**Subd. 7. Debt Transactions.**

*Debt transactions* shall mean all external transactions in which the University borrows money or incurs obligations that include or are directly related to the borrowing of money over the short or long term. Debt transactions include the following:

- (a) issuing bonds, notes, commercial paper, or other financing vehicles, whether in underwritten offerings, competitive sales, or direct (private) placements;
- (b) refunding debt;
- (c) entering into capital leases;
- (d) entering into liquidity facilities or lines of credit; and
- (e) engaging in hedging transactions related to University debt.

**Subd. 8. Hedging Transactions.**

*Hedging transactions* shall mean the use of instruments (such as interest rate caps or swaps) to manage interest rate risk in connection with debt transactions.

**Subd. 9. Interest-Only Bonds.**

*Interest-only bonds* shall mean a type of debt transaction which includes any form of indebtedness the principal of which is due and payable more than one year after the issuance, is issued on a taxable basis, and that requires the payment of interest only for each year the debt is outstanding, with the full principal amount due and payable at maturity.

**Subd. 10. Internal Lending Program.**

*Internal Lending Program* shall mean the process of providing financing from University funds for capital projects through internal loans and the collection of principal and interest from the University units responsible for repayment of the loans.

**Subd. 11. Principal Repayment Reserve.**

*Principal Repayment Reserve* shall mean the University funds set aside from sources other than external debt proceeds that are invested to grow in value to be applied to the repayment of the principal of the interest-only bonds when due.

**Subd. 12. Proceeds.**

*Proceeds* shall mean the amount of funds available through the sale of external debt prior to being used to fund capital projects.

**Subd. 13. Special Purpose Debt.**

*Special purpose debt* shall mean University debt supported exclusively by specified revenues, appropriations, or other funds and not supported by the full faith and credit of the University.

**Subd. 1014. Underwriter.**

*Underwriter* shall mean an entity that administers the public issuance and distribution of long-term debt securities by purchasing them from the issuer and selling them to investors through its distribution network, thereby assuming responsibility of distributing the securities of the public.

## **ARTICLE II** **DEBT TRANSACTIONS**

### **SECTION IV. RESERVATION AND DELEGATION OF AUTHORITY.**

#### **Subd. 1. Reservation of Authority to Issue Debt.**

The Board ~~shall have the exclusive reserves to itself~~ authority ~~and power~~ to approve the following debt transactions:

- (a) the issuance of debt;
- (b) the establishment of a Commercial Paper Facility;
- (c) any increase in the total maximum amount authorized for issuance under a previously approved Commercial Paper Facility;
- (d) the refunding of debt, including the refinancing of short-term debt issued under a Commercial Paper Facility to long-term debt; and
- (e) entering into capital lease transactions valued at \$1,000,000 or greater that are not otherwise subject to Board approval under Board of Regents Policy: *Reservation and Delegation of Authority* or other Board policy.

#### **Subd. 2. Reservation of Authority to Engage Underwriters and Debt Advisors.**

The Board ~~shall have the exclusive reserves to itself~~ authority ~~and power~~ to engage underwriters, dealers, and debt advisors.

- (a) If a Board approved issuance of debt is sold in a competitive sale, the president or delegate shall report the identity of the selected underwriter(s) at the regularly scheduled Board meeting immediately following the sale.
- (b) In exigent situations, as determined by the president or delegate, the president or delegate shall have the authority to engage immediately an underwriter, dealer, or debt advisor, but shall seek Board approval of the engagement at the next regularly scheduled Board meeting.

#### **Subd. 3. Delegation of Authority.**

The president or delegate shall have the authority ~~and power~~ to take all actions other than those described in Subd 1. and Subd 2. of this section to manage and conduct the debt transactions of the University consistent with Board policies. Such actions include:

- (a) entering into or terminating liquidity facilities, lines of credit, and other credit enhancement strategies;
- (b) entering into capital leases with a value up to \$1,000,000;
- (c) entering into or terminating hedging transactions; and
- (d) issuance of short-term debt authorized under the Commercial Paper Facility up to the total amount authorized for issuance;
- (e) terminating the engagement of an underwriter, dealer, or debt adviser.

### **SECTION III. GUIDING PRINCIPLES.**

~~The following guiding principles shall be used to govern the University's issuance of debt~~**II. DEBT TRANSACTION GUIDELINES.**

## **Subd. 1. General.**

The University shall manage the institution's debt portfolio utilizing various types of debt and maintain administrative guidelines to meet its strategic objectives, guided by the following principles:

- (a) minimize borrowing costs at acceptable levels of risk over the life of the debt;
- (b) maintain key financial metrics to assure continued access to capital markets and manage credit-related risks;
- (c) exhibit a maturity profile that meets liquidity requirements and manages the balance sheet of the institution; and
- (d) provide financial and budgetary stability.

## **Subd. 2. Taxable Debt.**

Taxable debt may be used when the intended use or other factors precludes the use of tax-exempt debt or when other financial considerations indicate the use of taxable debt is in the best interest of the University.

## **Subd. 3. Debt Maturity.**

~~The Subject to Article II, Section II, Subd. 1 of this policy, the~~ average maturity of debt should be as short as is economically feasible for the project, generally, not to exceed the useful life of the financed assets, and, with respect to tax-exempt debt, shall not exceed the ~~permitted percentage of the~~ federally legislated limit of the useful life of the financed asset.

## **Subd. 4. Use of Proceeds.**

~~Debt Proceeds~~ shall be used to finance ~~capital projects including~~ the purchase of land and buildings, construction of and remodeling projects to University facilities, ~~and~~ acquisition of and installation of equipment, ~~and to pay costs associated with the issuance of the debt~~. Debt may not be used to fund University operating purposes without Board approval.

## **SECTION VIII. ESTABLISHMENT OF RATING TARGET LEVELS.**

### **Subd. 1. Core Debt.**

The Board establishes a goal of maintaining a long-term core debt rating of Aa category as defined by Moody's Investors Service and AA category as defined by S&P Global Ratings. The Board establishes a goal of maintaining a short-term core debt rating of P-1 as defined by Moody's Investors Service and A-1 as defined by S&P Global Ratings.

### **Subd. 2. Special Purpose Debt.**

Special purpose debt may be issued only if it will receive an investment grade credit rating, if rated.

## **SECTION VIIV. REPORTING.**

### **Subd. 1. Annual Report.**

The president or delegate shall annually provide to the Board a capital finance and debt management report in conjunction with the Board's review of the six-year capital plan. The report shall include a review of the current and projected interest rate environment, current and anticipated debt plans, appropriate financial benchmarks and ratios, and other factors as may be appropriate or requested by the Board in order that it may exercise its oversight function.

## **SECTION VIIV. CERTIFICATION OF AUTHORITY.**

As needed or may be requested, the secretary of the Board shall certify the authority and power of the president or delegate to enter into debt transactions as provided in this policy.

## **ARTICLE III** **LONG-TERM CAPITAL FINANCING PROGRAM**

### **SECTION I. RESERVATION AND DELEGATION OF AUTHORITY.**

#### **Subd. 1. Reservation of Authority to Approve Use of Proceeds.**

The Board reserves to itself authority to approve the use of proceeds to finance or refinance capital projects that require Board approval as defined by Board of Regents Policy: *Reservation and Delegation of Authority*. The Board reserves to itself authority to approve the use of proceeds for any purpose other than capital projects, with the exception of those items delegated to the president or delegate in Subd. 4 of this section.

#### **Subd. 2. Reservation of Authority to Oversee the Principal Repayment Reserve.**

The Board reserves to itself authority to approve the amount and source of the Principal Repayment Reserve, which will be invested in accordance with Board of Regents Policy: *Endowment Fund*. The Board reserves to itself authority to withdraw funds from the Principal Repayment Reserve for any purpose.

#### **Subd. 3. Reservation of Authority to Approve Use of Funds from Internal Lending Program.**

The Board reserves to itself authority to approve the use of funds from the Internal Lending Program to finance capital projects that require Board approval as defined by Board of Regents Policy: *Reservation and Delegation of Authority*. The Board reserves to itself authority to approve the use of funds from the Internal Lending Program for purposes other than capital projects regardless of the amount.

#### **Subd. 4. Delegation of Authority.**

The president or delegate shall have the authority to take all actions other than those described in Subds. 1 – 3 of this section to manage the long-term capital financing programs consistent with Board policies. Such actions include:

- (a) Determining the investment strategy of the proceeds within the parameters established in Section II, Subd. 1 of this article, and by Board of Regents Policy: *Investment Functions* prior to their authorized use by the Board.
- (b) Use of proceeds for (i) costs of issuance related to the issuance of interest-only bonds; (ii) the use of the realized earnings on the invested proceeds to fund annual interest expense due on the interest-only bonds; and (iii) to finance or refinance capital projects not requiring Board approval.
- (c) Withdrawal of the earnings realized on the investment of the proceeds to fund interest expense on the interest-only bonds, and to fund investment manager or other related fees incurred in managing the invested proceeds.
- (d) Oversight of the Internal Lending Program including approval of funding for capital projects not requiring Board approval and establishing repayment terms for all internal loans.

### **SECTION II. LONG-TERM CAPITAL FINANCING PROGRAM GUIDELINES.**

## **Subd. 1. Investment of Proceeds.**

The primary investment objective for the proceeds shall be current income and capital preservation, with the following requirements:

- (a) Proceeds shall be separately identified from other University investments and will be available to fund capital projects approved by the Board.
- (b) The invested proceeds shall be subject to limited market risk.
- (c) Investment earnings may be withdrawn to fund interest due on the interest-only bonds and to fund the related investment management fees.
- (d) Earnings on the invested proceeds remaining after authorized uses as defined in Subd. 1 (c) of this section shall be made available to fund capital projects, as required by Internal Revenue Service regulations.

## **Subd. 2. Investment of Principal Repayment Reserve.**

The University shall set aside a specified amount from sources other than debt proceeds as a principal repayment reserve. The amount shall be deposited into a quasi-endowment account in the University's Consolidated Endowment Fund and be invested in accordance with Board of Regents Policy: *Endowment Fund*.

Subject to Article III, Section I, Subd. 2 of this policy, funds will be held in the Principal Repayment Reserve until the original amount set aside plus accumulated earnings is sufficient to repay the amount of interest-only bonds outstanding, or until the Board authorizes the withdrawal of funds for another purpose.

## **Subd. 3. Use of Proceeds.**

The proceeds shall be used to finance University capital projects, to refinance existing outstanding debt, including the refunding of the commercial paper that had been issued to finance the capital projects during construction, and to pay costs associated with the issuance of the interest-only bonds.

## **Subd. 4. Use of Internal Lending Program.**

Subject to Article III, Section I, each capital project funded by the proceeds shall include a repayment plan that collects principal and interest from applicable units and the University shall use the collected balances (i) to fund interest expense on interest-only bonds, and (ii) to provide new funding for capital projects.

## **Subd. 5. Repayment of the Principal of Interest-Only Bonds.**

Depending on the length of time the Principal Repayment Reserve is invested, the final accumulated amount may be sufficient for the full repayment of principal at maturity. In cases where the principal of the interest-only bonds is due in less than 100 years, the accumulated value of the Principal Repayment Reserve may not necessarily provide for the full repayment due to the shorter time period invested. In that situation, the president may recommend to the Board to refinance the interest-only bonds at their maturity for an additional extended period or provide additional funding to pay the principal due in full.

## **SECTION III. REPORTING.**

The president or delegate shall include information related to the invested proceeds and the Principal Repayment Reserve in the annual Asset Management Report. The report shall include the annual investment performance and current market value of the proceeds; the investment performance, current market value, and growth relative to assumptions of the Principal Repayment Reserve; and other information as may be requested by the Board.

## **DRAFT for Action**

The president or delegate shall provide information about the use of proceeds and the Internal Lending Program in the annual Capital Finance and Debt Management Report. The report shall include an annual summary of all funded projects; loans made; the balance of the funds in the Internal Lending Program; and other information as may be requested by the Board.

### **SECTION IV. CERTIFICATION OF AUTHORITY.**

As needed or may be requested, the secretary of the Board shall certify the authority and power of the president or delegate to enter into Interest-Only Bond transactions as provided in this policy.

### **REVISION HISTORY**

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**Adopted:** June 11, 2004

**Amended:** December 13, 2012; October 9, 2020; February 11, 2022

**Supersedes:** Debt Transactions, dated June 11, 2004; Debt Transactions, dated March 11, 1994; Asset and Debt Management, dated April 12, 1991; and Debt Guidelines, dated January 13, 1989



# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

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**Board of Regents**

**July 13, 2022**

**AGENDA ITEM:** Resolution Related to the Purchase of the Controlling Interest in 2407 University Investment LLC

**Review**       **Review + Action**       **Action**       **Discussion**

*This is a report required by Board policy.*

**PRESENTERS:** Michael Berthelsen, Vice President, University Services  
Michael Volna, Associate Vice President, Finance  
Leslie Krueger, Assistant Vice President, Planning, Space, and Real Estate  
Gregory Brown, Senior Associate, General Counsel

### PURPOSE & KEY POINTS

The purpose of this item is to review and act on the resolution related to the purchase of the controlling interest in 2407 University Investment LLC. The resolution authorizes the University to enter into an agreement (proposed transaction) to purchase United Properties Investments LLC's (United Properties) majority interest in 2407 University Investment LLC (LLC) for approximately \$7.6 million in cash. The LLC's sole significant asset is improved commercial real estate at 2407-2425 University Avenue SE, in Minneapolis, near the Twin Cities campus (property).

Controlling the LLC, and with it the property, is important to the timing, scope, and success of the University's and the University of Minnesota Foundation's redevelopment projects on the eastern edge of the East Bank of the Twin Cities campus. Once the proposed transaction has closed, the University will have the authority and responsibility to operate and redevelop the LLC's real property for the University's benefit.

If the resolution is approved, the University will conduct a due diligence investigation of the LLC and its assets and liabilities. It will then finalize with United Properties the terms of a definitive membership interest purchase agreement or similar instrument that will be consistent with the material terms of the non-binding letter of intent and within the authority granted in the resolution. The University will issue up to \$8 million in taxable commercial paper under the University's Commercial Paper Facility to fund purchasing United Properties' equity interest in the LLC. The Finance & Operations Committee will receive a report on the closing of the proposed transaction at its October meeting.

### The Property

The property is an improved 2.36 acre tract at 2407-2425 University Avenue SE in Minneapolis. It is adjacent to the East Bank portion of the Twin Cities campus. A map locating the property is included in the docket. A portion of the property is operated as a 130-room, 54,424-square foot

hotel, currently under the Days Hotel brand. Another portion has been leased to a commercial entity to operate the 5,352-square foot Tea House Restaurant. The property includes 170 surface parking spaces.

The University has had a long-standing interest in acquiring the property because of its proximity to the Twin Cities campus. When the property was last offered for sale, in 2013, the University bid but United Properties was the successful bidder. The two organizations then agreed to collaborate and jointly own and redevelop the property through the LLC. Additional background on the LLC is in the Background Information section of this document.

Controlling how the property is used and shepherding its redevelopment directly and significantly promotes the University's interest and furthers its mission.

### **The Proposed Transaction**

The proposed transaction is structured as a purchase of securities. As provided in the non-binding letter of intent, the University would pay United Properties approximately \$7.6 million, in cash, for all United Properties' equity membership interests in the LLC. That price is based in part on the value of the LLC's net assets as of April 30, 2022. The final price will be adjusted shortly before closing to reflect the LLC's actual net assets at that time. A significant adjustment is not expected – that is, the adjustment should not increase the purchase price to over \$8 million. The proposed transaction is expected to close in late September 2022.

The University proposes to finance the transaction by issuing up to \$8 million of taxable commercial paper for the acquisition. The goal is to structure the financing plan in a manner that minimizes or eliminates any impact on the University's operating budget. The University's financial due diligence prior to closing will evaluate financing structures to achieve that goal.

The University and United Properties have agreed to value the property at approximately \$214 per square foot, or \$22 million in total. The appraised value of the property is expected to be significantly more than that amount given recent sales transactions in the immediate vicinity and recent appraisals conducted for the University for nearby properties.

United Properties may still have a role in the redevelopment of the property. As part of the proposed transaction, the University would agree, for itself and for the LLC, to solicit publicly proposals from United Properties and other qualified developers to participate in future redevelopment projects. No financial terms for the development rights for projects have been or would be agreed to as part of the proposed transaction.

### **BACKGROUND INFORMATION**

The Board has the sole authority to approve the proposed transaction as outlined in Board of Regents Policy: *Reservation and Delegation of Authority*. The Board has also reserved the authority to approve the use of University debt as planned by the administration for the proposed transaction as defined by Board of Regents Policy: *Debt Transactions*.

## **The LLC**

### *Forming the Joint Venture*

In November 2013, the University and United Properties formed the LLC as a public-private partnership, which was approved by the Board at the December 2013 meeting. United Properties is an affiliate of companies owned by or affiliated with members of the Pohlad family. The partnership is reflected in and governed by a Member Control and Operating Agreement, dated November 7, 2013 (MCOA). The two organizations are the sole members of the LLC. The University invested \$1.96 million in the LLC, purchasing 49 percent of the LLC's equity membership interests. United Properties invested \$2.04 million to purchase 51 percent of the LLC's equity. As discussed in more detail below, the University lent the LLC funds to purchase the property.

United Properties controls the LLC. The University actively participates in its Board of Governors. Under the MCOA, United Properties gained the right to appoint a majority of the governors. United Properties was also appointed managing member of the LLC and as such was responsible for the day-to-day management of the LLC and its businesses. The University has the right to appoint a minority of the board and with that, to receive detailed information about the LLC and its business. Importantly, the University has the right to block the LLC from taking certain actions, actions that under the MCOA require the approval of a supermajority of four of the five governors.

### *Acquiring the Property*

The LLC purchased the property in January 2014, for \$11.3 million. The University lent the LLC \$8.75 million towards the purchase price. The note was secured by the property and the other assets held by the LLC. The term of the promissory note was 15 years. The interest rate was 4.75 percent per annum. As of June 30, 2022, the outstanding balance on the promissory note was \$7,776,810. The balance of the purchase price for the property was funded through the use of part of the company's contributed capital.

### *Redeveloping the Property*

Neither the University nor United Properties intended the LLC to use the property in the long run to operate a hotel or to lease space to a restaurant. The LLC initially was organized to "redevelop the property as dictated by market conditions." (MCOA, Section 2.1.) The LLC was to redevelop the property along with two other University-owned parcels to the north and west of the property. The redevelopment site would then be bounded by the Central Corridor LRT (Green Line) on the west and north, 25th Avenue SE on the east, and University Avenue SE on the south.

## **PRESIDENT'S RECOMMENDATION**

The President recommends approval of the resolution related to the purchase of the controlling interest in 2407 University Investment LLC.



## **REGENTS OF THE UNIVERSITY OF MINNESOTA**

### **RESOLUTION RELATED TO**

#### **Purchase of the Controlling Interest in 2407 University Investment LLC**

**WHEREAS**, the University of Minnesota (University) desires to purchase, for cash, all of United Properties Investments LLC's (United Properties) equity interest in 2407 University Investment LLC (Company) for approximately \$7,662,968, as adjusted to reflect the value at closing of the Company's net assets and liabilities (Proposed Transaction); and

**WHEREAS**, the University intends to issue up to \$8 million in taxable commercial paper (Acquisition Commercial Paper) under the Commercial Paper Facility to fund the Proposed Transaction; and

**WHEREAS**, in November 2013, the University and United Properties formed the Company, as a public-private partnership to purchase, operate, and potentially redevelop the improved commercial real property at 2407-2425 University Avenue SE, in Minneapolis (Property); and

**WHEREAS**, the University holds a minority equity interest in the Company, and United Properties holds 51 percent of the Company's equity, controls the Company's Board of Governors, and as the Company's Managing Member, manages the Company's day-to-day businesses and operations; and

**WHEREAS**, the Company operates on the Property a 130-room, 54,424-square foot Days Hotel and leases a 5,352 square foot building to a for-profit business for the Tea House Restaurant; and

**WHEREAS**, the Property is adjacent to the Twin Cities campus, and its operation and redevelopment are important to the University's plans for the Innovation Corridor and East Gateway Development as identified in the Twin Cities campus Master Plan approved by the Board of Regents (Board) in December 2021; and

**WHEREAS**, after the closing of the Proposed Transaction, the University would hold all of the equity interests in the Company, the Company would be a wholly-owned subsidiary of the University, and for federal income tax purposes, the Company's income and expenses would be attributed to the University and the Company would be disregarded; and

**WHEREAS**, through the Proposed Transaction, the University would acquire complete control of the Company and the Property and would gain absolute authority to determine when, how, and with whom the Property would be redeveloped for the University's and its Associated Organizations' benefit.

**NOW, THEREFORE, BE IT RESOLVED** by the Board as follows:

1. The Proposed Transaction is hereby approved.
2. The University is hereby authorized to issue up to \$8,000,000 in Acquisition Commercial Paper as described in this resolution, and the amortization schedule for repayment of the Acquisition Commercial Paper shall be as set forth in one or more supplemental orders for such debt, and the Acquisition Commercial Paper of a series may not remain outstanding later than the date that is 25 years after the date of initial issuance of such series.
3. The President or delegate are hereby authorized, empowered, and directed to execute, deliver, and enter into, on behalf of the University, all agreements, instruments, and other documents necessary or desirable to carry out the Proposed Transaction and to issue the Acquisition Commercial Paper.



PLANNING, SPACE,  
AND REAL ESTATE

UNIVERSITY OF MINNESOTA  
**Driven to Discover®**

## 2407 University Investment LLC



This map is intended to be used for planning purposes only and should not be relied upon where a survey is required.

Base Data: Real Estate Office, University Services GIS, MnDNR, Met Council, Hennepin Co

6/24/2022

# Resolution Related to the Purchase of the Controlling Interest in 2407 University Investment LLC

Board of Regents

July 13, 2022

**SENIOR VICE PRESIDENT FOR FINANCE AND OPERATIONS**

World Class Services for a World Class University



# Request Overview

- To purchase United Properties' 51% equity interest in the 2407 University Investment LLC for approximately \$7.66 million
- To issue up to \$8.0 million in taxable commercial paper to fund the acquisition

# 2407 University Investment LLC Assets

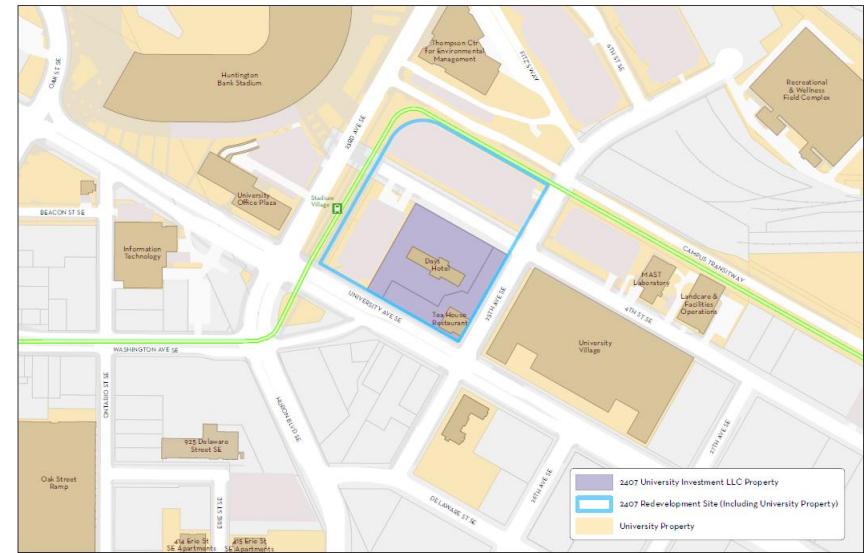


Real property at 2407-2425  
University Ave SE

- 2.36 acre parcel
- Company operates a 130-room Days Hotel
- Leases a 5,352 square foot commercial building to the Tea House Restaurant

# History of the 2407 University Investment LLC

- Board of Regents resolution in 2013 to approve University's participation in a Joint Venture (JV) with United Properties (UP)
- JV acquired the 2407-2425 parcel for \$11.3 million
- UP 51% equity; University 49% equity



# History of the 2407 University Investment LLC

- University issued loan to the JV for \$8.75 million towards the purchase price – 4.75% annual interest
- LLC governed by a Member Control and Operating Agreement
- Intent was for the LLC to redevelop the site combined with adjacent University property



# Transaction Overview

- University pays UP approximately \$7.6 million for UP's 51% equity interest in the LLC
  - Price based on net assets at the time of closing (September 30, 2022)
  - Price to be paid reflects 51% of land value (\$22 million), cash in operating account, and remaining debt of \$7.8 million

# Transaction Overview

- University proposes to issue up to \$8 million in taxable commercial paper under the Commercial Paper Facility to fund the acquisition
  - Transaction is considered a purchase of securities vs purchase of assets
  - Form of transaction requires Board approval to use debt
- Between July and September, University will complete due diligence on the company acquisition and develop a transition plan for managing the assets



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# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** Public Safety Planning for 2022-23 Academic Year

Review       Review + Action       Action       Discussion

*This is a report required by Board policy.*

**PRESENTERS:** President Joan T. A. Gabel  
Myron Frans, Senior Vice President

### PURPOSE & KEY POINTS

The purpose of this item is to provide an update on the University's work around public safety. This includes what the University has done over the past two years to support its safety goals, what the institution is doing now on specific safety initiatives, and proposed steps going forward.

The item will address how the University has implemented or is implementing many of the recommendations from Cedric Alexander and the MSafe Implementation Committee, status of the safety plan as guided by MPact 2025 Systemwide Strategic Plan, and other investments and resources to improve safety. This discussion also will review some public safety data points, survey results, update on the 1721 University Avenue property, and Department of Public Safety staffing initiatives. Finally, the item will include ideas and plans to further enhance safety in the short, medium, and long term. These actions are centered around enhanced communications and marketing, the University of Minnesota Police Department's recruitment and retention strategies, and academic programming to meet long-term workforce needs.

### BACKGROUND INFORMATION

The Board previously discussed this topic at the following meetings:

- June 2022: *Twin Cities Campus Public Safety Update*, Finance & Operations Committee
- February 2022: *Update on Public Safety & M Safe Implementation*, Board of Regents
- September 2021: *Update on Public Safety – Twin Cities Campus*, Board of Regents
- February 2021: *Comprehensive Public Safety Review Findings and Recommendations*, Board of Regents

# Administration Response to MSafe Implementation Committee Report

July 2022

## Introduction

The last few years have been extraordinarily challenging to our physical and mental well-being, to our sense of belonging, and to our safety. We have taken inspiration from these times as a University community to reflect more about what it means to feel safe, respected, and included. And we have also taken important steps to ensure what we all want - a safe campus environment - safe in every sense of the word.

As part of this work, the University retained CL Alexander Consulting in August 2020, led by Dr. Cedric Alexander, an expert in law enforcement with over 40 years in public safety, to facilitate conversations with our community, to help us determine where we were strong and where we fall short, and to provide recommendations that could help bridge any divide between the University of Minnesota Police Department's (UMPD) values and practices and our campus community's values and experiences. Alexander shared his findings with the University's Board of Regents in February 2021, offering dozens of proposed recommendations across eight broad categories, some of which we worked quickly to operationalize, and many others that we continue to implement.

To more closely examine and implement Alexander's recommendations, we assembled an MSafe Implementation Team, as recommended by Dr. Alexander. The team was led by co-chairs Kathy Quick, associate professor at the Humphrey School of Public Affairs, and Mylene Culbreath, director of equity, strategy & consulting for the Graduate School Diversity Office, and included students, faculty, staff, and alumni. President Gabel provided the charge to the committee and participated in its retreats during fall 2021.

We sincerely appreciate the efforts of the MSafe co-chairs, MSafe subcommittee leaders, members of the MSafe Implementation Committee, and everyone who participated in MSafes for their exceptional work at the intersection of our collective aspirations and shared action. A grateful University stands in appreciation for the immense amount of time (over 1,300 hours) and effort they spent reviewing Cedric Alexander's report, prioritizing his recommendations, and suggesting ways to implement them to make us all better. We also extend our gratitude to all who shared their important voice and unique experiences throughout this process.

While both the MSafe and Alexander reports explicitly focus on identifying areas for improvement, they also recognize the considerable strengths of the UMPD. We appreciate the UMPD for being an

engaged and thoughtful partner with the MSafe review and for their commitment to ongoing change as a modern police department, which supports their unique mission to serve the University's Twin Cities campus, a jurisdiction unlike any other in the state.

## Next Steps for Implementation

Following the issuance of the MSafe Implementation Committee Report, the Office of the Senior Vice President for Finance and Operations has been working with the administration to take our important next steps together, which are centered in the prioritization of our students, staff, and facultys' safety, both on campus and in the neighborhoods surrounding campus. Everyday our team is working to consider and implement solutions through that lens.

This work includes consideration of the MSafe Implementation Committee's action priorities and implementation plan, Dr. Alexander's reports issued in 2021 (one for the Twin Cities campus and one for the Duluth campus), and MPact 2025 Goal 5.4.2, which requires the University to assess and improve campus safety protocols and organizational structure. The action taken to complete the MPact 2025 safety goal was the development of a systemwide "Plan to Assess and Improve Safety." Our overall safety plan lays a foundation for transforming the University's culture, policies, and practices to foster a safer climate on and near our campuses. This plan also directs each campus to create a campus safety plan.

Our individual campus safety plans will dive deeper and put on paper the actions and tactics each campus will take to help us achieve our safety goals. Each plan will also incorporate broader efforts, including recommendations from the MSafe Implementation Committee, the Office for Equity and Diversity, the Senate Safety Committee, Student Affairs, and other campus safety initiatives. These plans will be available by fall 2022, updated annually, and incorporate insight through engagement with students, student governance groups, local businesses, and local residential communities.

While this planning work will be ongoing, we will implement many of the MSafe Implementation Committee's priorities as part of our routine operations, which aligns with the PEAK Initiative and will ensure this work is performed and completed by those who are responsible for it as part of their jobs. There will be additional focus on being transparent and communicating broadly about the status and progress around these priorities.

The administration also values our partnership with the University's Campus Safety Committee. The Senior Vice President for Finance and Operations serves as an ex-officio representative on the committee, and the committee regularly consults with the UMPD Chief of Police. The committee advises and consults on major decisions relating to campus and public safety - areas that widely overlap with MSafe priorities.

To help the administration track and report that work, we grouped the recommendations from Dr. Alexander and from the MSafe Implementation Plan into similar areas and added a section describing how the University of Minnesota Department of Public Safety (DPS) will take action on the recommendations. For public updates and information, we are creating a webpage with related information on safety, engagement, and inclusion, which directly elevates priorities, such as greater communication, accountability, and transparency.

# Current Status of Recommendations

The MSafe Implementation Committee's report contains a mixture of suggestions that involve the administration, various shared governance coordination efforts, and required actions from the University's Board of Regents. The administration can, and has, acted expeditiously on items fully within its control, such as increasing UMPD community engagement efforts, hosting a student safety summit, issuing frequent safety-related emails from the Senior Vice President for Finance and Operations, producing a Department of Public Safety (DPS) overview video, offering self-defense workshops, attending the Continuous Healing Summit, launching a safety survey, and supporting efforts to get the problem property at 1721 University Avenue under control. DPS has also engaged several processes and policies, including the Sanctity of Life Policy, Immigration Policy, and a robust complaint process. The status of our work is listed below, and we will provide an appendix detailing progress, as well as post ongoing updates online.

Items such as mutual aid and demilitarization require greater planning, consultation, and, in some cases, shared governance and University Board of Regent actions. Initial actions in these areas are outlined below, but may evolve over time as these important conversations continue.

To support our systemwide public safety and security needs, we asked the Minnesota Legislature earlier this year for \$100 million in supplemental funding, \$90 million in one-time funds, and \$10 million recurring. We aligned our request to MPact 2025 and the MSafe and Dr. Alexander recommendations. This critical investment would have removed guardrails limiting our ability to act quickly. Unfortunately, the Legislature did not act on the higher education bill this session. Undeterred, we remain committed to prioritizing the resources necessary to continue to move MSafe guidance forward.

## Mutual Aid and UMPD Distinction

Mutual aid is the assistance police departments and other emergency service agencies provide each other when danger cannot be addressed without additional support. This type of cooperation occurs in a variety of public safety circumstances: from large-scale emergencies that span multiple jurisdictions, to incidents that find a community lacking the necessary resources to respond, to nearby officers responding to a 911 call that is not within their primary jurisdiction. The policy of emergency services coming to the aid of others in need is built into the Minnesota law that recognizes the public benefit of mutual aid arrangements. While the provision of assistance is discretionary and takes a variety of forms depending on the safety need, agencies that depend on each other often develop working arrangements or agreements that anticipate hazards and plan for how to respond when collaboration is essential to ensure public safety.

Our University community has long benefited from this type of cooperation, as recently as June 30, when a large-scale emergency adjacent to campus required multi-agency emergency responders. Like other small police departments, UMPD counts on the help of other well-trained officers from departments around the region. Our practice related to mutual aid has been to both request assistance when needed and provide aid to other jurisdictions only when needed and only if we have the available resources. When we reciprocate aid to other communities, we typically partner

with law enforcement and public safety agencies by responding in a supporting role. As noted in the MSafe report, ongoing partnership and coordination with leaders of Minneapolis and St. Paul is key to successful mutual aid.

The variety of circumstances that lead to calls for mutual aid makes it difficult to delineate when UMPD will lend assistance. Calls for emergency help often stem from dynamic and unpredictable situations. For example, traffic or security at a large sporting event can find law enforcement unexpectedly addressing a crowd out of control. That said, the focus of UMPD is to provide emergency aid outside of our jurisdiction when our participation is vital to the life and safety of others and other circumstances, including alignment with UMPD's mission, have been evaluated. In doing so, UMPD is committed to the values articulated in the MSafe report. Respect for the community they serve must be a hallmark of UMPD at all times as UMPD honors its safety mission, guided by law and best practices.

The MSafe report also conveyed understanding that there may be instances where UMPD is asked to assist with off-campus emergencies. The challenge is to build and maintain the trust of the University community as UMPD engages when essential to life and the safety of the public. Recognizing that transparency builds trust, UMPD will issue a notification of its participation in responding to any extraordinary event outside of its primary jurisdiction, including all large-scale events. The notification will detail the level of involvement, the scope of resources provided, and the duration of the service provided. This follows the Alexander recommendation 3.1.2 to clarify if and when UMPD officers are to respond to incidents off-campus and under what parameters. This transparency is designed to hold the University accountable to its goal of extending mutual aid in a manner consistent with its values.

## Weapons and Equipment

The administration has taken action on each of the six recommendations in the weapons and equipment portion of the MSafe Roles and Responsibilities Implementation Action Plan. They include the following:

- We expanded the Blue Phone system and video monitoring, while adding blue light phone 911 towers with cameras and light trailers to the Twin Cities campus perimeter, and work is underway to add more in Dinkytown. We follow state law and UMPD policy regarding how images captured from video monitoring are used.
- The Rave Guardian™ campus safety app was purchased and is now available to all students, faculty, and staff on the Twin Cities campus. The app provides virtual escort to any registered community member, and University Relations, the UMPD Community Engagement Team, the Minnesota Student Association, and other groups promote the app regularly.
- The VITALS app was launched. UMPD subscribes to this app, and it is on all officers' work cell phones. Community members can enroll in service to notify first responders. The service is promoted during "Be Kind to Your Mind" and other communication channels.

- A Body Worn Camera Program has been established and executed, and officers on all campuses have body cameras. A Body Worn Camera Policy is posted on the landing page. Updates to the policy will be posted as needed.
- We are implementing two action plans related to demilitarization. As recommended in the MSafe implementation plan, we intend to engage the University Senate Safety Committee on issues as they relate to the topic of demilitarization moving forward. In addition, all firearms issued to University police officers on the Duluth, Morris, and Twin Cities campuses are standard-issue firearms for civilian police departments in Minnesota and are generally not considered military grade. The University's [administrative response](#) to the University Senate Resolution "On the Demilitarization of All University of Minnesota Policing Forces" outlines additional information on this topic.
- As part of our regular operations and as required by UMPD policy, a review and report of use of weapons by UMPD officers, along with use of force, is done annually. We are currently exploring adding additional unarmed staff to our team.

## Training and Hiring Practices

The administration has taken action on each of the six recommendations in the training and hiring practices portion of the Roles and Responsibilities Implementation Action Plan. They include the following:

- DPS is currently inviting campus partners to participate in hiring processes, and is adding a new interest form to the DPS website to increase campus community involvement in hiring processes.
- DPS is currently implementing hiring practices that are intentional about equity and diversity. In particular, DPS participates in the Pathways to Policing Program, which allows departments to hire individuals who have not taken the traditional path to becoming police officers. Candidates are hired by departments and then put through a Law Enforcement Training Program and become officers in their departments.
- Fair and Impartial Policing LLC provides implicit bias training to UMPD, University Security, and the Public Safety Emergency Communication Center (PSECC).
- The University has partnered with Block by Block to have Safety Guides in the Dinkytown area. Safety Guides provide wayfinding, escort, and safety services.
- UMPD partners with People Incorporated to provide Trauma-Informed Response training to officers.
- University Security operates using a standard access procedure in buildings and around campus.
- Department of Public Safety/UMPD oversight has been transferred to the Senior Vice President for Finance and Operations portfolio (systemwide).
- Response to mental health calls: 911 protocol in place, PSECC director currently working with Hennepin County and other agencies to address. The Behavioral Consultation Team (BCT) and

Employee Threat Assessment Team (ETAT) are also working on additional resources and paths for treatment and help for the University community.

- DPS provides UMPD training information [online](#), including information about the training provider, requirements, frequency, etc.

## Accountability and Communication Policies and Procedures

Many of the recommendations in this section called for reviews that will affect future decision-making and strategic directions. Much of this work is underway, but some involve longer-term projects. Below is a list of activities that the administration has taken action on or directly supports the longer-term recommendations.

- Increased communication
  - The UMPD Community Engagement Team (CET) developed a [DPS YouTube Channel](#), where we will promote DPS videos. To date, we have created and promoted four videos, as well as related marketing materials for students and the public with safety tips, resources, and more.
  - The team also created a web page with departmental statistics, policies and procedures, community complaints and compliments, training, and other information that will give the community a better view of the workings of DPS.
- DPS conducted a [safety survey](#) to gather feedback from students, faculty, and staff about their experiences with DPS. The survey closed in May and the results will help DPS shape future public safety initiatives and how we fulfill some MSafe recommendations.
- The Community Engagement Team attends events around campus and in the surrounding communities. DPS meets with public safety partners bimonthly.
- Student Summit, hosted by the DPS engagement team, was an event to connect with students, student leaders, and student organizations, and to listen to and discuss their questions, comments, ideas, and concerns.
- DPS Sanctity of Life Policy is in place.
- Immigration Policy was already in place.
- We created space on the [DPS website](#) that lists key DPS policies. We review and update policies as needed, or follow our internal schedule.
- The Complaint Process was already in place. There is information on the DPS website and landing page, and the number of public complaints is on the landing page.
- We send regular public safety communications from the Senior Vice President for Finance and Operations (Twin Cities).

- A new DPS mission statement was drafted. The department will engage the community for feedback through the Student Summit and open comments on our website/social media.
  - Current draft: The University of Minnesota Department of Public Safety (DPS) is part of and empowered by the community, and is committed to protecting lives, property, and the rights of all people; to maintaining order; and to enforcing the law impartially. The department is dedicated to providing exceptional service. DPS members will act with the highest degree of professional conduct and continue to be part of the solution for our community's safety.
- The [Daily Crime Log](#) is posted online. It is updated with all UMPD reports each business day. Minneapolis Police Department and other Campus Security Advisor reports are added to the log as they are reported to UMPD.
- The University has an [online request portal](#) for public data requests.

## Moving Forward

With the fulfillment of the MSafe Implementation Committee's charge, and the progress we have made to date in building on their work, we recognize there is much more for us to do to honor our campus community's values and experiences and as we advance our unfinished work. Across this shared commitment, we will continue to work with our partners, including the Campus Safety Committee, and in consultation with our governing bodies. We will continue to provide timely updates as we complete specific initiatives, including through digital and online channels and the senior vice president's safety email messages. And we will work to embed our shared efforts across the implementation of our campus safety plans, as required through MPact 2025, as we continue to listen, learn from each other, and take the necessary steps, however large or small, to move us forward.

\* Below is a June 2022 snapshot of the status of the recommendations by Cedric Alexander and MSafe, grouped together. Ongoing updates and the most up-to-date status will be posted on the DPS website.

## Appendix

### 1. Community Inclusion and Communication in Public Safety webpage

Link to a new section on the Department of Public Safety website called [Community Inclusion and Communication in Public Safety](#), to communicate how we are implementing and operationalizing these recommendations.

### 2. Implementation Status as of June 2022

Dr. Cedric Alexander's report, completed in January 2021, included 64 recommendations in eight areas. In February 2021, President Gabel asked the MSafe co-chairs to help create the MSafe Implementation Team to consider and analyze Alexander's 64 recommendations, consult with

University governance groups and other key University stakeholders and community partners, and provide a final action plan.

The MSafe Implementation Plan presents 32 recommendations from Alexander's report. The recommendations are sorted into four Implementation Action areas that connect with MPact 2025, and are ranked by priority.

When the MSafe Implementation Committee was created, the University of Minnesota was already making progress toward several of Alexander's recommendations. Since the issuance of the MSafe report, the University has continued to make progress on many of the recommendations.

In this appendix, we have listed the recommendations identified by the MSafe Implementation Committee, along with the implementation plan status as of June 2022. This information is a snapshot in time. You can find the most up-to-date information and status on the Department of Public Safety website. The recommendations below are sorted in order of priority from the MSafe report.

Cedric Alexander Recommendation	MSafe Priority (Immediate, high, medium, low)	MSafe Recommended Action Items (Some content summarized for brevity; full details on MSafe Implementation Plan)	University Progress As of June 2022
1.1.7 Increase transparency in UMPD Standard Operating Procedures/General Orders by posting them online.	<b>IMMEDIATELY ACTIONABLE</b> <b>[RELATED TO 1.1.1, 2.1.2, 1.1.6, 3.1.2 and 3.1.4]</b>	On MyU and UMPD's website: (a) post UMPD Policies, Procedures and General Orders and update them each semester (b) post complaint procedures and accountability mechanisms (c) post, and keep current, resources for UMN community members who interact with UMPD (d) create a committee to review and maintain this information that is made up of all UMN stakeholders, (e) create a CPAC or similar committee to oversee UMPD policies, procedures and complaints	Post policies on DPS website and update as needed. Complaint procedures are posted on DPS website. Website lists opportunities to interact with UMPD, such as submitting a complaint, participating in hiring process or other engagement events. Policies meet all state statutes and licensing requirements. Consult on policies as needed or when asked.

Cedric Alexander Recommendation	MSafe Priority (Immediate, high, medium, low)	MSafe Recommended Action Items (Some content summarized for brevity; full details on MSafe Implementation Plan)	University Progress As of June 2022
1.3.1 [Revised]* Convene each of the student cultural centers, international students, BIPOC, LGBTQ+, and those with disabilities or mental health conditions and the faculty, staff and groups that advise them to develop a specific set of recommendations for actions by UMPD and UMN to increase UMN and UMPD collective ability to function in a safe and healthy environment.	<b>IMMEDIATELY ACTIONABLE</b> <b>[INFORMS 1.3]</b>	<p>Create an inclusive list of all groups who want to participate.</p> <p>Each group is allowed to make its contribution with a comprehensive community recommendation. If there are any conflicting recommendation, they can be discussed and revised in a final recommendation report. This is a process where everyone needs to have a voice.</p> <p>Evaluations/survey from group members reveal their recommendations have been implemented and their voices heard.</p>	DPS and the University will encourage participation in the annual student summit in the spring and leadership summit in the fall. We will also continue conducting the biannual safety survey and using the results to inform our strategies.
3.1.2 Develop a formal operating memorandum of understanding that clarifies if and when UMPD officers are to respond to incidents off-campus and under what parameters.	<b>IMMEDIATELY ACTIONABLE</b> <b>[INFORMED BY 3.1,</b> <b>RELATED TO</b> <b>1.1.1, 1.1.7,</b> <b>2.1.2 &amp; 3.1.4]</b>	<p>Outline when and how UMPD will respond to off campus incidents, the parameters, the expectations of UMPD, and specifically addressing off campus protests, and with which mutual aid agencies by Fall 2022. An important element of off campus protest response is to have an altogether omission of UMPD responding to protests of police violence or restrictions or stronger parameters on when protests when those protests are seen as "public emergencies" but are caused by the agitation of other law enforcement agencies related to suspicion of police violence/brutality.</p> <p>Metric: UMPD crime statistics related to off campus response should be notably less as noted in UMPD's off campus response data.</p>	DPS has memorandums of understanding in place clarifying when UMPD officers will respond to off-campus events. The focus of UMPD is to provide emergency aid outside of our jurisdiction when our participation is vital to the life and safety of others and other circumstances, including alignment with UMPD's mission, have been evaluated. UMPD will issue a notification of its participation in responding to any extraordinary event outside of its primary jurisdiction, including all large-scale events. The notification will detail the level of involvement, scope of resources provided, and duration of the service provided.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
3.3.1 Address the request for additional officers from UMPD based on the redesign of the policing philosophy, tactics, policies, and practices.	<b>IMMEDIATELY ACTIONABLE</b>	Address efforts to increase a sense of safety by members of the campus community, as well as the sense of safety for those who do not feel safer with a larger police presence.	DPS is in the process of hiring more officers and security staff. This includes Safety Guides in the Dinkytown area. DPS is considering alternative positions such as unarmed non-sworn law enforcement representatives to provide additional uniformed presence on campus during peak times.
3.4.1 Include UMN campus community representatives in the design of the [UMPD] hiring criteria and in the selection process of new hires.	<b>IMMEDIATELY ACTIONABLE</b>	UMN Community Members, including faculty, staff, students and neighborhood members would be a part of the hiring process. UMPD should increase transparency in this process in general, including posting job descriptions, application and hiring criteria and justification for hires. The committee also recommends opening the interview process to the campus, as is done with other UMN hires.	Interview panels include members from HR, faculty, staff, and students. DPS is adding a new interest form to the DPS website to increase campus community involvement in hiring processes.
3.4.2 Require newly hired officers to intern with different student groups as part of their onboarding probationary period.	<b>IMMEDIATELY ACTIONABLE [CONTINGENT UPON 1.3.1]</b>	The Committee did not address this recommendation as a large group, but we generally have concerns about this recommendation due to potential of unintended trauma/harm to student participants.	New officers spend time with the DPS community engagement team participating in events during their field training office process. We also introduce new officers and have them participate in various committees and leadership and student groups.
6.2 [Revised] Expand the Blue Phone system and video monitoring to increase safety while reducing the UMPD presence and footprint, and create a transparent policy regarding how images captured from video monitoring will be used.	<b>IMMEDIATELY ACTIONABLE</b>	1) Create process to annually track effectiveness and survey for suggested updates/revisions. 2) Create accessible document explaining how images captured from video monitoring will be used	We expanded the blue phone system and video monitoring. Additional blue light phone 911 towers with cameras and light trailers have been added to the Twin Cities campus perimeter, and work is underway to add more in Dinkytown.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
6.4 [Revised] Establish implicit bias training and accountability protocols for those employed as front desk staff to reduce disparate and discriminatory treatment of those attempting to enter respective buildings.	<b>IMMEDIATELY ACTIONABLE</b>	Plan to train all new and existing front desk staff	DPS staff, including University Security, receive implicit bias training through Fair and Impartial Policing LLC. University Security follows a standard access procedure in buildings and around campus.
6.7 Implement a safety app that can act as a 'virtual escort.'	<b>IMMEDIATELY ACTIONABLE</b>	Create process to annually track effectiveness of app and survey for suggested updates/revisions	The University has implemented the Rave Guardian Campus Safety App. Once you register and create a user profile, you may request a virtual escort by selecting the 'Virtual Escort' button, entering the location where you're going and the time it will take to get to your destination. You can invite friends and family to be your "Social Guardian," so they can monitor you along the way. If you don't arrive in the estimated time and your time expires, your selected guardians and Public Safety will be alerted.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
6.8 Consider testing new apps that allow the voluntary sharing of personal information by students with special needs, disabilities, mental health conditions, or other situations that would be improved by the police responding to calls that involve them with the correct information about their conditions or situations, including emergency contacts.	<b>IMMEDIATELY ACTIONABLE</b>	Create process to annually track effectiveness of app and survey for suggested updates/revisions	UMPD subscribes to the Vitals™ app and it is on all officer's work cell phones. Vitals is an app-based technology that people can opt in to provide first responders and police with real-time information about their emotional, intellectual, and/or developmental disabilities. The app alerts officers or first responders when they come within 80 feet of a person with a condition such as autism, bipolar disorder, or schizophrenia. For those who are signed up, the app provides officers information such as an individual's demographics, medications, and contact information. Anyone can enroll in Vitals to notify first responders.
1.1.1 [Revised] Develop a campus-wide philosophy of policing/public safety through broad and open input that examines all the options from decreasing police function, to restructuring, to expanding UMPD to address crime increases.	<b>HIGH PRIORITY</b> <b>[RELATED TO</b> <b>1.1.7, 2.1.2,</b> <b>3.1.2 &amp; 3.1.4;</b> <b>informs 3.4,</b> <b>3.4.3]</b>	UMPD develops a clear vision, mission, values, and goals document. UMPD allows community input and ongoing conversation to assess the values every 2 years. Metrics: 1) Safety survey for students and employees on positive changes reflected. 2) UMPD engages in strategic planning and safety initiatives that utilize the vision, mission, and values.	New DPS mission drafted and being consulted. Will be incorporated into strategic planning, including MPact 2025 safety planning.  Conducted safety survey; will publish results summer 2022.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
1.1.5 [Revised] (a) Develop a periodic review (e.g., every 3 years) formal review process for options to appropriately demilitarize UMPD; (b) Eliminate the presence and use of military-grade weapons vehicles, and other resources (e.g., weapons, vehicles and resources which are used primarily in the military; repurposed military weapon, vehicles and resources); (c) Establish a body to contemporaneously review any future acquisition and use of military-grade weapons, vehicles, technology and other resources on an ongoing basis; (d) Communicate a definition of "military-grade" to the public and to persons with responsibility to engage in purchasing.	<b>HIGH PRIORITY</b> <b>[RELATED TO 1.1.5.1]</b>	Create a body (e.g., committee) or identify a body (e.g., Senate Safety Committee) that will be responsible for conducting this review by July 2022; Create a definition of "military grade" that will be used to guide this review and decision-making by March 2022	As recommended in the MSafe implementation plan, the administration intends to engage the University Senate Safety Committee on issues as they relate to the topic of demilitarization moving forward. The University's administrative response to the University Senate Resolution "On the Demilitarization of All University of Minnesota Policing Forces" outlines additional information on this topic.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
1.1.6 Conduct a review of UMPD policies and practices through an inclusive, consultative process to reduce risks to all (officers and campus community)	<b>HIGH PRIORITY</b> <b>[RELATED TO 1.1.7 and 4.3]</b>	<p>Review plan and process identified with goals, strategies, action steps/timeline. Decide whether to have external consultant involved to do preliminary review and make recommendations for next steps by committee comprised of diverse UMN community members.</p> <p>Report of proposed changes and best practices along with an implementation schedule is provided.</p> <p>Changes are made to policies and practices, where needed.</p> <p>There is conversation and willingness to listen among diverse groups to create safety and security in the UMN community.</p>	Policy review occurs on a regular basis and DPS seeks input from various stakeholders and experts.
1.3 Address the unique needs of all UMN campus community stakeholders, particularly those with concerns such as BIPOC, international students, LGBTQ+, and those with disabilities or mental health conditions as an intentional part of the reimagining policing and strengthening UMN's broader efforts to address institutional and historical racism.	<b>HIGH PRIORITY</b> <b>[CONTINGENT UPON 1.3.1]</b>	<p>Individuals from diverse backgrounds, particularly those who are marginalized, have the opportunity to share their experiences and voice concerns regarding police practices to address institutional and historical racism.</p> <p>Develop plan with goals, action steps/timeline to address concerns of diverse UMN members with transparency and accountability.</p>	DPS hosted a student summit in April where campus community members shared their experiences and any concerns with police practices on campus. There is a leadership summit planned for the fall (for MSA, COGS, etc.); DPS will continue to hold a student summit every spring.
2.1.2 [Revised] Prior to conducting a review of UMPD stops, arrests and complaints, clarify "philosophy of policing" as separate from "code of behavior" and update UMPD mission statement with input from community.	<b>HIGH PRIORITY</b> <b>[RELATED TO 1.1.1, 1.1.7, 3.1.2 &amp; 3.1.4]</b>	<p>There is a clear statement on the difference between "philosophy of policing" and "code of behavior". The mission statement is clearly stated with input from UMN community.</p>	Philosophy of policing is captured in new DPS mission statement. Statement is in consultation phase.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
3.1 The President of UMN should work directly with the mayors of Minneapolis and St. Paul to clearly establish the roles and responsibilities for policing the neighborhoods that are contiguous to UMN campuses and facilities and the role of UMPD in responding to the calls for service there.	<b>HIGH PRIORITY</b>	<p>Goal: Create an interactive map showing UMPD jurisdiction on UMPD's website.</p> <p>Goal: Renegotiate UMPD's Mutual Aid Agreement or create a MOU (in recommendation 3.1.2) and West Command task force responsibilities to align with created vision, mission, and values of serving UMN community by Fall 2022. Specific direction on how to respond to large protests, UMPD's omission from off campus protests of police violence/brutality, and outlining UMPD's response to other student protests both on campus and off campus that includes strategies that don't escalate or unnecessarily agitate student protesting efforts.</p> <p>Steps: UMN President and Minneapolis and St. Paul mayors and community members discuss:</p> <ol style="list-style-type: none"> <li>1) What is UMPD's role and partnership with city departments when responding to police violence and protests in the Twin Cities caused by police violence.</li> <li>2) Either discussion of rezoning or warm hand-offs of investigations that happen "off campus" but close to campus that involve University students.</li> <li>3) Developing clear roles for each of their respective public safety departments when working together off campus.</li> <li>4) How increases in neighborhood crime will be handled, crime prevention, and how collaboration between UMPD/MPD/SPD will be communicated to the University community.</li> <li>5) UMPD's role to responding in non-university neighborhoods with communication plan.</li> </ol> <p>Metrics: Share re-negotiated Mutual Aid Agreement or new MOU with public via appropriate communication formats, Fall 2022. The Mutual Aid agreement should include an omission of UMPD's presence to Twin Cities protests about police violence/brutality and that align with UMPD's newly created vision, mission, and values.</p>	U of M President meets with representatives from Minneapolis and St. Paul. DPS has memorandums of understanding in place clarifying when UMPD officers will respond to off-campus events. We revisit and amend as needed.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
3.2 As part of revisioning the role of UMPD on the UMN campus, take a holistic systems approach to defining the roles for UMPD and ways to better link with and integrate more appropriate responses to social issues such as mental health, welfare checks, domestic violence, sexual assaults, disabilities and homeless situations through an integrated Community Safety or Community Response Team.	<b>HIGH PRIORITY [INFORMS 3.1.2]</b>	<p>Goal: The subcommittee has a large aspirational goal of having a Crisis Response Unit branch (like ambulance services and fire services) embedded within UMPD. The subcommittee believes this requires multiple steps and implementation phases in order for UMPD and the UMN campus to reimagine what a holistic systems approach could look like for our campus and for the country.</p> <p>Steps:</p> <ol style="list-style-type: none"> <li>1) Learn how UMPD currently deals with non-criminal incidents and social issues related to mental health, welfare checks, domestic violence, sexual assaults, disabilities and houseless situations. Support this information with data.</li> <li>2) Conduct research on how other global countries address social services issues in partnership with law enforcement, ie. Japan, Netherlands.</li> <li>3) Create parameters and scope of what UMPD should respond to, and what resources they should contact to provide response or refer agencies, similar to medical emergencies or fire - ultimately adding a social services emergency unit.</li> <li>4) Designate appropriate resources to create a Community Safety/Response Program (UMPD mental health officer, UMPD social worker, CARE program, Boynton Mental Health, Aurora Center, Student Counseling Services, Disability Resource Center) and create response plans within these offices.</li> <li>5) Allocate appropriate resources to those departments who will be apart of the Community Safety/Response Program to be able to assist UMPD without neglecting other departmental responsibilities.</li> <li>6) Create specific ways that the UMN community will be brought into these conversations, changes, and provide accountability, e.g. quarterly presentations on the Community Safety Program to a newly-established Community Oversight board of campus representatives.</li> </ol> <p>Metrics: Measurable data of when UMPD calls Community Safety/Response Program.</p>	<p>The University Behavioral Consultation Team and Employee Threat Assessment Team are working on additional resources and paths for treatment and help for the University community. DPS has a 911 protocol in place when responding to mental health calls. DPS hired a Hennepin County social worker to assist in responding to mental health calls and interactions. UMPD officers have the Vitals™ app on all officer's work cell phones. People can use the app to provide first responders and police with real-time information about their emotional, intellectual, and/or developmental disabilities. The app alerts officers or first responders when they come within 80 feet of a person with a condition such as autism, bipolar disorder, or schizophrenia. For those who are signed up, the app provides officers information such as an individual's demographics, medications, and contact information.</p>

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
<p>4.3 [Revised] Increase transparency in training by sharing all components of each training module received by UMPD online, where it doesn't violate the safety of officers. (Include State Statute, including how training is conducted, number of hours, vendors, etc. Explicitly state WHY the training is being conducted, the purpose of each of these components and how these are evaluated short-term and long-term.)</p> <p>[NOTE: MSafe listed this recommendation twice in two different implementation action areas. We are only listing it once here.]</p>	<b>HIGH PRIORITY</b> <b>[RELATED TO 1.1.6]</b>	<p>Training required by State Statute should be posted on the UMPD website, including how the training is conducted, number of hours, vendors, etc. This should be within the confines of contracts with vendors, including proprietary information. State explicitly WHY the training is being conducted, the purpose of each of these components and how these are evaluated short-term and long-term.</p>	<p>DPS is updating their website to include more detailed training information.</p>

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
5.3 [Revised] UMPD shall collect data for all citations and arrests that includes race, gender identity and nationality. This data shall be made public on a weekly basis on the UMPD website. In addition, UMPD shall collate arrest data for the past 5 years, including the factors listed above, and publish it on the UMPD website. UMPD shall track and report (in the manner listed above) all types of offenses cited/arrests, the location of the arrest/citation, the charges and any physical interventions used by UMPD. UMPD shall create and publish policies and procedures for community complaints. These policies and procedures shall be implemented by Fall 2022 with the impact of the neighboring communities, students, staff and faculty.	<b>HIGH PRIORITY</b>	Identify UMPD staff and processes to collate this data.	DPS reports this data to the Minnesota Bureau of Criminal Apprehension (BCA) using the state's Crime Reporting System (CRS). The system receives and processes both National Incident-Based Reporting System (NIBRS) data which is forwarded to the FBI's Uniform Crime Reporting (UCR) program and Law Enforcement Investigative Search (LEIS). Arrest data sent to the BCA includes age, sex, race, and crime type. Data can be requested from the BCA.
6.6 Ensure officers have less-lethal alternatives and are trained to use them.	<b>HIGH PRIORITY</b>	1) Communicate less-lethal force alternatives broadly to UMN community 2) Include question in existing climate surveys to determine impact of implementing less-lethal alternatives	Officers receive training on proper use of all equipment. Officers receive tactical and operational training to ensure they are equipped to handle a wide array of issues. Our approach is guided by the DPS mission, vision, values, and goals.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
7.1 Conduct a review of the UMPD complaint process to determine if it needs to be more accessible, transparent, and productive, to identify ways to hold individual officers accountable and improve the UMPD overall performance through changes to policy and practice.	<b>HIGH PRIORITY</b>	<p>Less complaints and less serious complaints over time.</p> <p>Establish a review board constituted of representative voice (graduate and undergraduate students, faculty, staff, postdocs, DPS and UMPD representation)</p> <p>Clear delineation of the 3 aspects of this recommendation: 1) The completion of an updated complaint process 2) identification of any changes needed for holding officers accountable and 3) improve overall UMPD performance 4) Policies are in place and with favorable survey results</p>	DPS has the complaint process and information on their website. Officers cards (provided to people they have contact with) contain information about how to file a complaint.
7.2 [Revised] Form a committee (versus study group) as part of Pillar 1A to review the current accountability structures for UMPD and Department of Public Safety (DPS) and determine if changes should be made for greater accountability and transparency in addressing UMN campus community complaints and concerns. If changes are necessary, recommend alternatives.	<b>HIGH PRIORITY</b>	<p>Committee is in place but does not duplicate the work of other groups.</p> <p>UMPD focus is expanded to include areas that are heavily populated by UMN students (Marcy Holmes, the Chateau, FloCo, The Bridge, Greek houses, West Bank and St. Paul) and there is clear and constant communication about the needs of the UMN community between UMPD and MPD.</p>	The University Senate Safety Committee is formed and can review this information.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
1.1.5.1 [Revised] Establish a process to biennially revisit (a) the use of weapons by UMPD officers (including whether lethal weapons are necessary) and (b) whether certain duties commonly performed by armed UMPD officers could be performed safely by other means, including by other unarmed staff within the Department of Public Safety, such as social workers, Security Advisers, or Security Monitors.	<b>MEDIUM PRIORITY</b> <b>[RELATED TO 1.1.5]</b>	Create an body (e.g., committee) or identify a body (e.g., Senate Safety Committee) that will be responsible for conducting this review	All firearms issued to University police officers on the Duluth, Morris, and Twin Cities campuses are standard-issue firearms for civilian police departments in Minnesota and are generally not considered military grade.
3.1.4 Coordinate crime prevention and problem-solving efforts with Minneapolis and St. Paul Police Departments in surrounding neighborhoods.	<b>MEDIUM PRIORITY</b> <b>[CONTINGENT UPON 3.1 &amp; RELATED TO 1.1.1, 1.1.7, 2.1.2 &amp; 3.1.2]</b>	<p>Goal: DPS creates a crime prevention plan by Fall 2023. This document outlines specific policies, procedures, offices, and programs that play a role in the prevention of violence in the surrounding campus community. Focusing on early intervention and proactive engagement, the plan should be multidisciplinary contains violence prevention information in one document.</p> <p>Steps: 1) Share and review sample crime prevention document with UMPD, MPD, SPD by end of summer 2022. 2) Collaborate on crime prevention strategies for on campus and off campus areas connected to the University of Minnesota while also utilizing existing crime prevention strategies. 3) Create document by summer 2023. 4) Publish document by Fall 2023.</p> <p>Metrics: Future completion of strategic goals within the crime prevention tool that can be accomplished.</p>	DPS offers a wealth of crime prevention resources and tools, and continually adds them as resources allow. DPS works to communicate the crime prevention resources available. A new safety campaign will start in August 2022.

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
3.4 Align hiring practices and diversity recruitment strategies to fit the revised policing model and newly clarified roles and responsibilities of UMPD officers and staff.	<b>MEDIUM PRIORITY</b> <b>[CONTINGENT UPON 1.1.1]</b>	UMTC minor program should draw on the expertise of UMN community to help us think out of the box and support President Gabel's MPact 2025 statement to "attract, educate, and graduate students who represent the diversity, talent, workforce, and citizenship needs of the future." Align with criminal justice program at Crookston Campus.	The university is exploring a new distributed NXT GEN learning program aimed at meeting the state's workforce development needs in law enforcement and public safety. This accelerated degree program could offer scholarships with the goal to have students hired as UMPD officers. This program could potentially align with CLA Sociology of Law, Criminology, and Justice program.
4.4 (Action underway) Add trauma-informed care to training requirements, sensitize officers to understand how their behavior creates trauma, exacerbates or triggers past trauma and how to police in more healthy ways.	<b>MEDIUM PRIORITY</b>	The Committee did not come to a consensus regarding this recommendation.	Trauma-informed care is a part of DPS training requirements.
6.5 [Revised] a) Conduct lighting review and Crime Prevention Through Environmental Design (CPTED) assessment of UMN campus locations and contiguous neighborhoods to help reduce crime, (b) work with local governments to establish requirements for lighting for property owners and to enforce replacing broken lights, (c) enhance educational efforts	<b>MEDIUM PRIORITY</b>	Provide an update on the current status of a lighting review and Crime Prevention Through Environmental Design assessment. Recommend a lighting review by March 2022	DPS conducted a lighting review as part of the Fall 2021 safety planning. UMN Government Relations continues to work with Minneapolis to improve street lighting in Dinkytown. DPS purchased mobile trailers equipped with additional high-intensity lighting. These trailers are placed in high-density spots and crime-trending areas (program started spring 2022).

<b>Cedric Alexander Recommendation</b>	<b>MSafe Priority</b> (Immediate, high, medium, low)	<b>MSafe Recommended Action Items</b> (Some content summarized for brevity; full details on MSafe Implementation Plan)	<b>University Progress</b> As of June 2022
about how to report lighting issues.			
1.1.3 Develop a Sanctity of Life standard that assures everyone makes it home alive at the end of the day	<b>LOW PRIORITY</b>	Inform the University Community that this standard has been adopted by UMPD.	Policy implemented in March 2021 and posted on DPS website.
1.1.5.2 [Revised] Explore options to make it clear to an observer and for purposes of identification that UMPD officers are from and represent the University of Minnesota, such as adding a UMN "M" to the vehicles and duty uniform.	<b>LOW PRIORITY</b>	Identify options for UMPD uniforms and vehicles by March 2022; Solicit comments and feedback from U of M community April/May 2022	Given the low priority status and high cost, no changes to vehicles or uniforms are planned at this time.
1.1.8.1 Issue a statement outlining the UMN approach to immigration issues for non-citizens on campus and the approach UMPD will take, how students, faculty and staff can safely seek support from UMPD as needed.	<b>LOW PRIORITY</b>	Not highly prioritized because sufficient action has already taken place as of November 2021 related to this recommendation.	DPS has a policy that addresses the approach when working with immigration issues.
3.4.3 Ensure that the field training office program (FTO) is realigned to match the renewed philosophy of policing for UMPD.	<b>LOW PRIORITY</b> <b>[CONTINGENT UPON 1.1.1]</b>	Other recommendations need to occur first, specifically 1.1.1 before this recommendation could happen.	Once new mission, vision, values are finalized, it will become part of the field training office program.

\*[Revised] means Cedric Alexander recommendation wording was slightly revised by MSafe Committee.



# BOARD OF REGENTS

# DOCKET ITEM SUMMARY

**Board of Regents**

**July 13, 2022**

**AGENDA ITEM:** University of Minnesota Alumni Association Annual Report

**Review**       **Review + Action**       **Action**       **Discussion**

*This is a report required by Board policy.*

**PRESENTERS:** Lisa Lewis President and CEO, University of Minnesota Alumni Association  
Ann Sheldon, Chair of the Board of Directors, University of Minnesota  
Alumni Association

## PURPOSE & KEY POINTS

The purpose of this item is to update the Board on alumni relations at the University of Minnesota Twin Cities.

## BACKGROUND INFORMATION

The University of Minnesota Alumni Association (UMAA) annual report was last delivered in July 2021.

# Annual Report

**Lisa Lewis,**  
President and CEO

**Ann Sheldon,**  
UMAA Board Chair

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**July 13, 2022**



## At a Glance: New Alumni Numbers

**614,000**  
**U of M System**  
**Alumni**



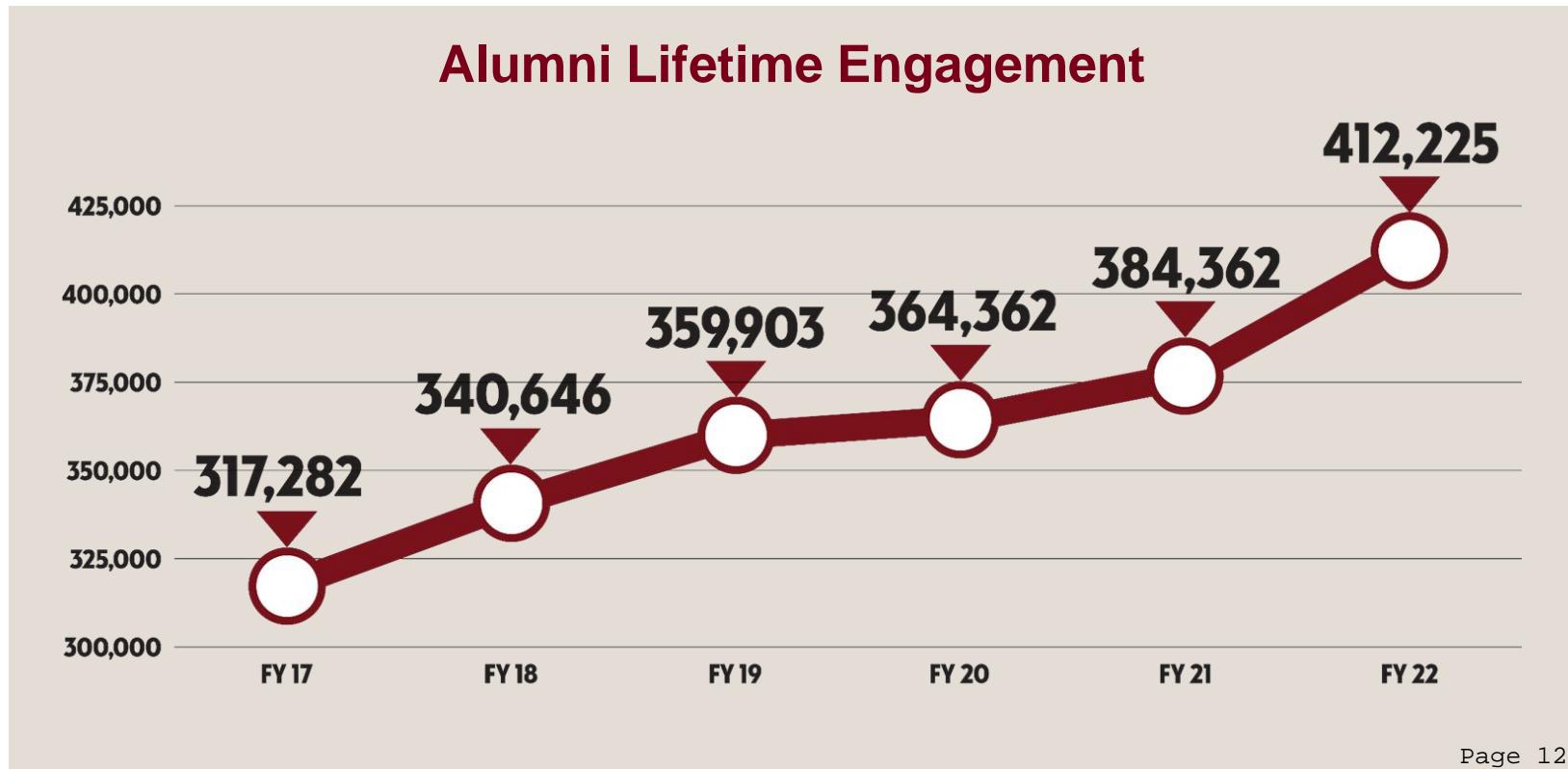
**510,000**  
Twin Cities

**80,000**  
Duluth

**17,000**  
Morris

**12,000**  
Crookston

**1,000**  
Rochester



## At a Glance: Alumni Philanthropy to the University\*

**37,000**

Systemwide Alumni  
Donors



**\$202M**

Donated by Alumni



**55%**

Total Giving Dollars  
Donated From Alumni



\* Note: Numbers reflect the last published data (FY21)  
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UNIVERSITY OF MINNESOTA  
ALUMNI ASSOCIATION

# Recharging Alumni Engagement

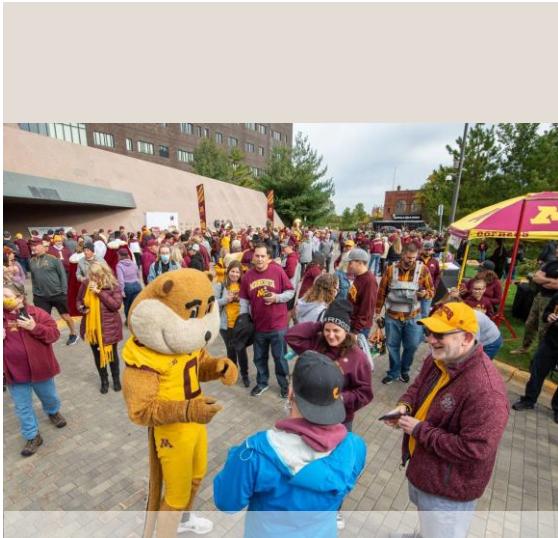


Annual Celebration—**Sold Out!**

Send Off—**Record Attendance!**

Day of Service—**New Record!**

## Maximizing Alumni Programs



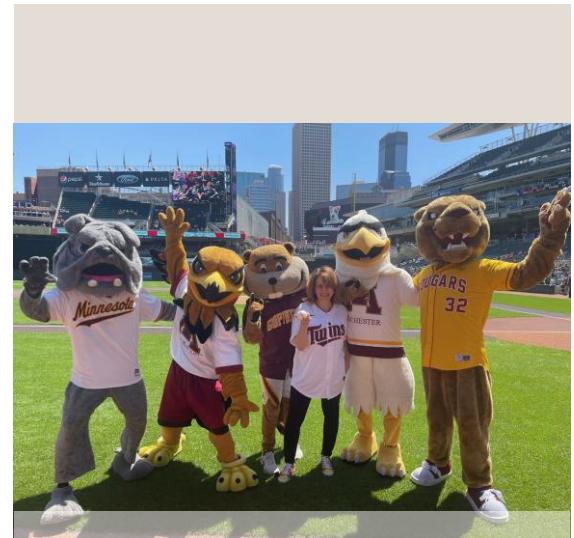
**SKI-U-MANIA!**

THE OFFICIAL PREGAME PARTY OF THE ALUMNI ASSOCIATION



  
**MINNESOTA ALUMNI**  
*travel*

BROUGHT TO YOU BY:  UNIVERSITY OF MINNESOTA  
ALUMNI ASSOCIATION



**U OF M DAY**  
**MINNESOTA TWINS**

BROUGHT TO YOU BY:  UNIVERSITY OF MINNESOTA  
ALUMNI ASSOCIATION

# Listening To and Empowering Alumni



## Alumni Reflections

Tell Us Your University of Minnesota Story

Produced by **M** UNIVERSITY OF MINNESOTA  
ALUMNI ASSOCIATION

**34,000** stories  
collected

**136,000** updates to  
contact information  
(email, phone, and  
address)



## Stakeholder Survey

(in collaboration with UR and UMF)

**9,600** alumni  
responded

Insights forthcoming in  
late July



## Everyday Alumni Services

**280,000** receive the  
*Alumni Angle*  
eNewsletter weekly

**2,500** requests  
resolved via email  
and phone



## Minnesota Alumni®

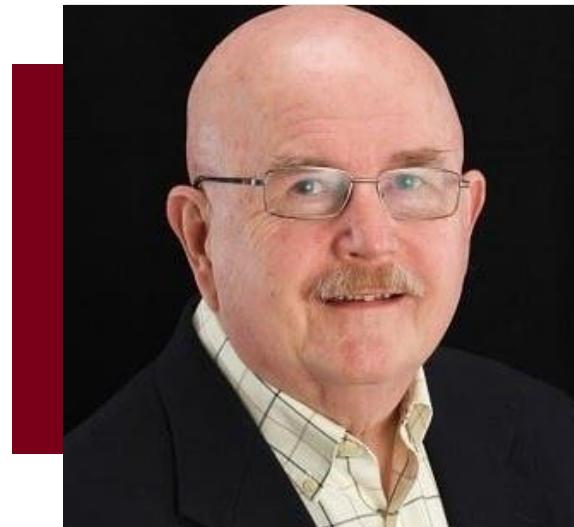
**100,000** readers per  
issue

4 issues per year

121-year-old  
magazine

## By The Numbers: Maroon & Gold Network®

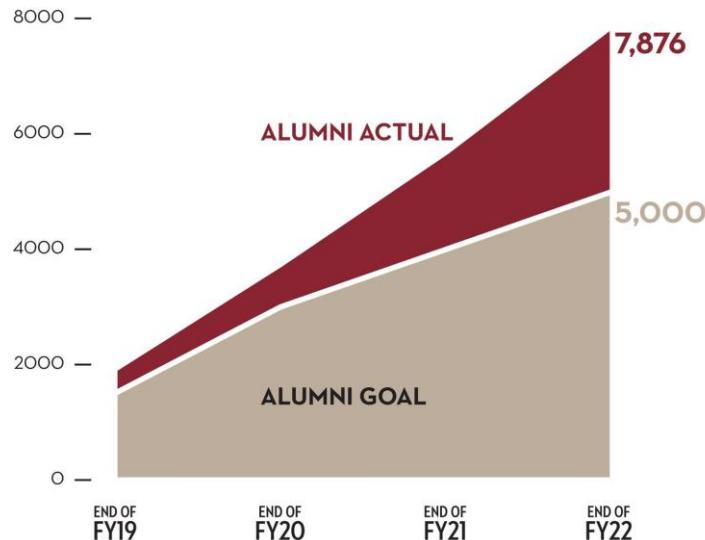
- **New in FY22:** 55 micro-internships, called Projects, offered by alumni for students
- More than **1,200** new career connections
- More than **7,000** messages sent
- Surpassed **13,000** Maroon & Gold Network® users



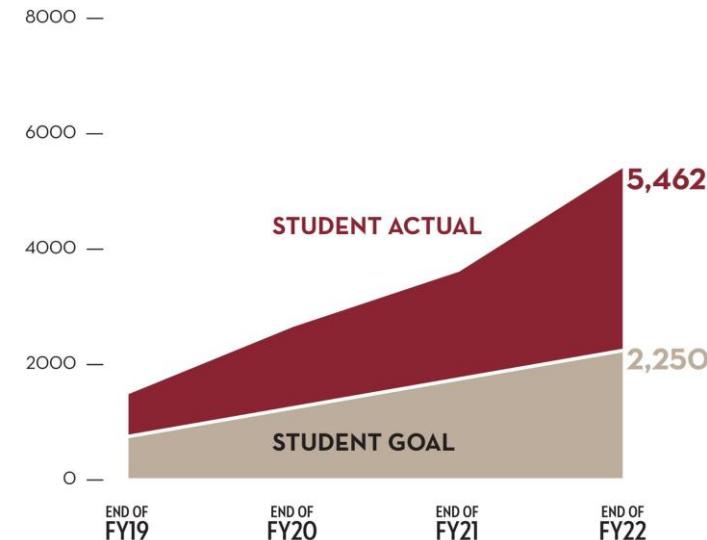
**Richard Hinkie '68**

*“I wish, frankly, [Maroon & Gold Network] existed when I graduated.”*

## Deeper Dive: Strengthening Career Readiness & Outcomes



Alumni on Maroon and Gold Network



Students on Maroon and Gold Network

**MAROON & GOLD  
NETWORK®**

## Deeper Dive: Alumni Advocacy For State Funding



The Free Press

Ag project would be transformational opportunity



COOK COUNTY  
NEWSHerald

The University of Minnesota's impact is felt  
state-wide

Austin Daily  
Herald

Letter to the Editor: FAARM project  
needs the help of Legislature

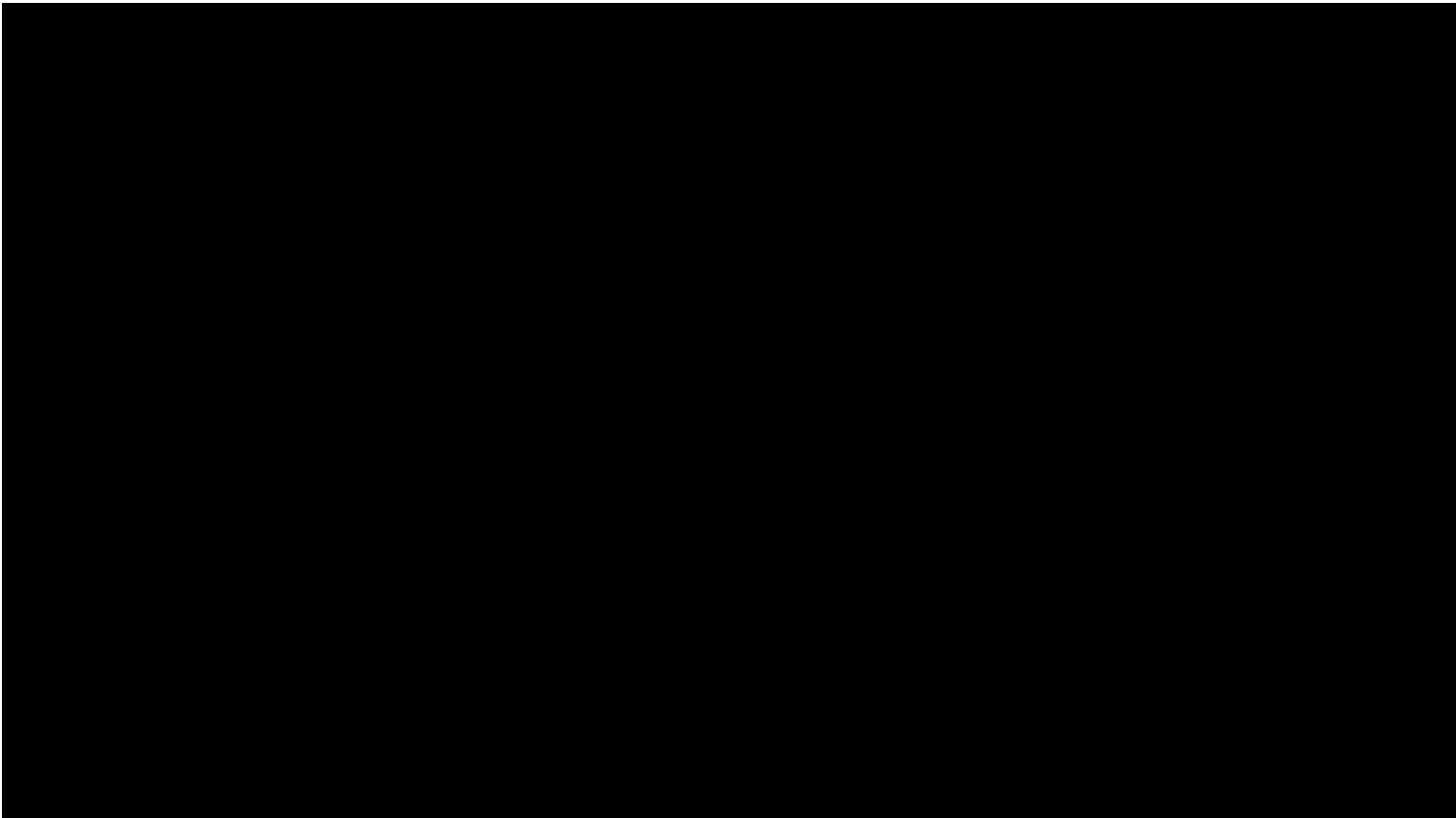
## MN Alumni Market® Milestones

- FY18 → Launched with 17 alumni entrepreneurs
- FY22 → Surpassed 100 alumni entrepreneurs
- More than \$650K in additional revenue of alumni entrepreneurs since launch
- Over 32K total orders since launch
- MN Alumni Market Directory launched

## Deeper Dive: Enhancing Alumni Entrepreneurs



## Deeper Dive: Enhancing Alumni Entrepreneurs



## Practicing Fiscal Stewardship

UMAA's alumni relations support  
to the University of Minnesota:

# \$3.64 million

*an 8% increase from FY21*

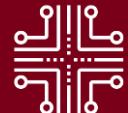




## Expanding Resources



## Updating UMAA Strategic Plan



## Unlocking Data Driven Insights



## Balancing In-Person and Virtual Events



## Elevating Support for Alumni Entrepreneurs





# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

Board of Regents

July 13, 2022

**AGENDA ITEM:** Annual Report on Twin Cities Intercollegiate Athletics

Review

Review + Action

Action

Discussion

*This is a report required by Board policy.*

**PRESENTERS:** Mark Coyle, Director of Athletics, Twin Cities campus  
Tim McCleary, Associate Athletic Director/Chief Financial Officer, Twin Cities campus

### PURPOSE & KEY POINTS

The purpose of this item is to provide the annual report on the Intercollegiate Athletics program (Gopher Athletics) on the Twin Cities campus. In addition to the academic and athletic achievements of Gopher student-athletes, the report will also take a closer look at Athletics Diversity, Equity, and Inclusion (DEI) work and finances.

### Student-Athlete Academic Achievements

Gopher student-athletes were able to continue their tradition of success, holding a cumulative GPA after the spring 2022 semester of 3.40.

Athletics collected 331 Academic All-Big Ten honors and 79 Big Ten Distinguished Scholars awards. Gopher student-athletes also earned 11 Academic All-American awards and 25 Academic All-District awards in the past year.

Gopher Athletics leads the Power Five with a graduation rate of 96 percent.

### Student-Athlete Athletic Accomplishments

Gopher Athletics finished 28<sup>th</sup> in the Learfield Directors' Cup. Minnesota placed in the top 9.49 percent in college athletics. The Directors' Cup is a competition that measures broad-based success across a department's athletic programs based on performance in NCAA postseason competition. The Directors' Cup standings include nearly 300 Division I schools.

Gophers won four conference championships in 2021-22. They also had 3 individual NCAA champions. Gable Steveson was named Big Ten Male Athlete of the Year. He also won the Dan Hodge Trophy, which is presented to the nation's most dominant wrestler. Taylor Heise won the Patty Kazmaier Memorial Award, which is presented to the nations' top player in women's hockey.

## **Department Finances**

FY 2022 projected revenue and expenses were \$123.6 million. The budget for FY 2023 is \$125.6 million. The department's salary budget has been reduced by \$2 million in the last two years.

Gopher Athletics is ninth in the Big Ten in both budget and sport offerings.

## **DEI**

Gopher Athletics continues to provide safe spaces for education and development for student-athletes and staff on their DEI journey. The department has offered trainings and speakers, as well as consistent messaging regarding the importance of this work.

## **NIL/Champions for Life**

As of July 1, 2021, student-athletes have had the ability to profit off their name, image and likeness. Starting in Fall 2022, Minnesota will provide education-related financial support to student-athletes.

## **BACKGROUND INFORMATION**

Board of Regents Policy: *Intercollegiate Athletics – Twin Cities Campus* states, “The president or delegate shall submit a report annually to the Board on matters related to student-athlete academic progress, athletic accomplishment, department budget and facilities.” The report is presented annually by the Director of Intercollegiate Athletics and was last delivered in September 2021.



# INTERCOLLEGIATE ATHLETICS – TWIN CITIES

## Annual Report – July 13, 2022

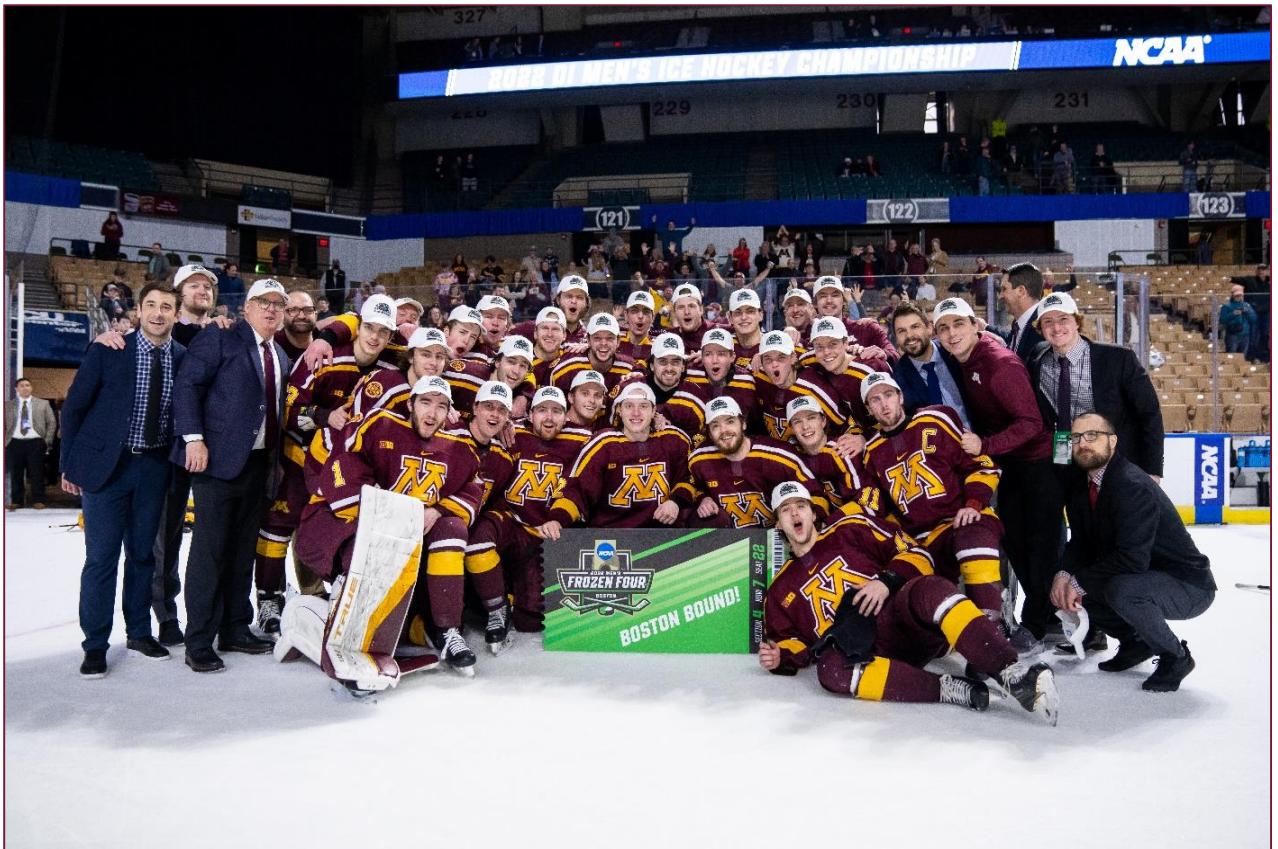
Mark Coyle, Director of Athletics

Tim McCleary, Senior Associate Athletic Director / Chief Financial Officer

**M**  
**UNITED ARE WE.**

# GOPHER ATHLETICS

- Sponsor 22 varsity sports
- More than 650 student-athletes
- 260+ full-time employees
- FY23 Budget is \$125.6M



**M**  
**UNITED ARE WE.**

# FOCUS ON STUDENTS: ACADEMICS

- Student-athlete cumulative GPA of 3.40 through Spring 2022
- Lead the Power Five with a graduation rate of 96%
- Fourteen programs earned a perfect APR score in the most recent reporting and seven programs have a perfect 1,000 multiyear rate
- 331 Academic All-Big Ten nominees and 79 Big Ten Distinguished Scholars in 2021-22
- 11 Academic All-Americans and 25 Academic All-District selections
  - Ranked second in the nation behind Stanford and first in the Big Ten in Academic All-Americans in sports that Minnesota sponsors
  - Ranked tied for fourth in the nation and first in the Big Ten in Academic All-District in sports that Minnesota sponsors
  - Minnesota has had 61 Academic All-Americans since the 2016-17 academic year
- Continue to provide mental health resources and support to student-athletes



# FOCUS ON STUDENTS: ATHLETICS

- Finished 28th in the Learfield Directors' Cup out of 295 Universities
  - Placed Minnesota in the top 9.49 percent in college athletics
  - Ranked fourth among Big Ten schools
- Won four regular-season conference championships
- Crowned three individual NCAA national champions
- Men's hockey advanced to the Frozen Four, Volleyball advanced to the Elite Eight and Gymnastics competed in the NCAA Team Championships, finishing sixth overall
- Gable Steveson named Big Ten Male Athlete of the Year. He is the first Gopher to receive this honor since 2007. Three of the last 10 Big Ten Female Athletes of the year have been Minnesota student-athletes
- Gable Steveson won the Dan Hodge Trophy, which is presented to the nation's most dominant wrestler
- Taylor Heise won the Patty Kazmaier Memorial Award, which is presented to the nation's top player in women's hockey
- Football won nine games
  - Beat Wisconsin to reclaim Paul Bunyan's Axe
  - Beat West Virginia in the Guaranteed Rate Bowl
  - Minnesota last won nine or more games twice in a three-year span in 1903-05



# DIVERSITY, EQUITY AND INCLUSION

- Leadership U Speaker Series
  - Dr. Michael Goh, Vice President for Equity & Diversity - University of Minnesota
  - Shelley Carthen Watson, President and CEO - YWCA Minneapolis
  - Dexter Davis, Vice President of Human Resources for Global Diversity, Equity & Inclusion - Ecolab
  - Charles Hallman, Journalist/Reporter - Minnesota Spokesman Recorder (Juneteenth Speaker)
  - Andrea Jenkins, President Council - Minneapolis Government (PRIDE Month Speaker & Juneteenth)
- LISTEN campaign
  - Social media series featuring student-athletes discussing their thoughts about social justice and inclusion
- YWCA Racial Justice Education
  - Second cohort, customized workshops and circle dialogue
- NCAA Inclusion Forum
  - Athletics Diversity and Inclusion Designee (ADID) Session
  - Panelists: Mark Coyle and Peyton N. Owens, III
- Minority Coaches Advancement Association
  - Mark Coyle conducts practice interviews with aspiring head coaches of color



# DIVERSITY, EQUITY AND INCLUSION

*“As an alumnae and former staff person at the University of Minnesota, I am proud of the efforts of the Athletic Department’s commitment to equity, inclusion and belonging as evidenced by their sustained involvement and support of LGBTQIA+ rights.”*

*- President Council Andrea Jenkins*

*“A commitment to diversity and inclusion can't be and should not be an one-off but an all-in. Our reporting over the years on the importance of diversity and inclusion at all levels of society, especially in athletics stressed this as well. Golden Gopher Athletics commitment to DEIJB has demonstrated this with its Diversity and Inclusion Four-Year Plan, which is both wide reaching and ambitious in its scope and objectives. Furthermore, if the U of M's overall goal is to be a D&I champion, this certainly a positive first step in achieving this.”*

*- Charles Hallman, staff writer/columnist, Minnesota Spokesman Recorder*

# FINANCES

- Revenue Buckets
  - Big Ten/NCAA Distribution
  - Ticket Sales
  - Fundraising
  - Sponsorships
  - Other
    - Licensing
    - Concessions
    - Rentals



# FINANCIAL UPDATE

- Ninth in budget in the Big Ten and ninth in sport offerings
  - Ohio State (\$240.8M) Michigan (\$201.9M), Penn State (\$185.3M), Wisconsin (\$148.1M), Michigan State (\$146.5M), Nebraska (\$138.7M) and Rutgers (\$134M) all have larger publicized budgets than Minnesota
- Athletics salary budget has been reduced by \$2M in the last two years
- More than 50% of Athletics staff make less than \$65,000 per year and 25% of staff make less than \$50,000 per year
- Concerned about impacting the soul of the department



# FY22 REVIEW

- Budgeted \$9.1M annual operating deficit
  - Coming off of a full year with no fans and significant uncertainty
  - Budgeted Revenue - \$117.1M
    - Anticipated continued COVID impact on event-related revenue
  - Budgeted Expenses - \$126.3M
    - Reduced operating budgets \$5.5M from FY19 and payroll \$2M from pre-pandemic projections
    - Significant contingency for COVID expenses and changes in college athletics landscape



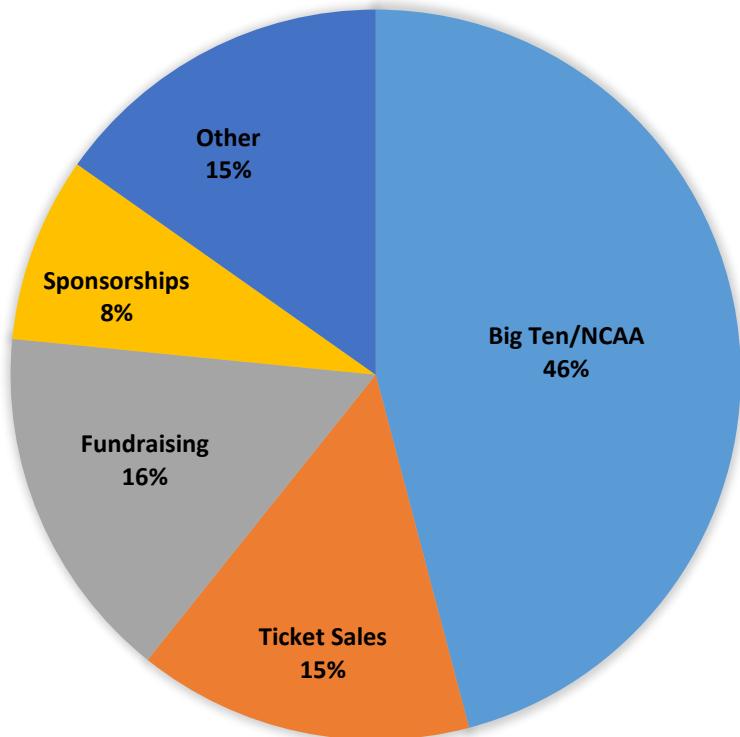
# FY22 REVIEW

- Projecting approximate breakeven for FY22 annual operating budget
  - Prior to year-end close, final figures may vary approximate +/-1%
- Projected revenue - \$123.6M
  - Tickets, scholarship seating and conference revenues exceeded budget
- Projected expenses - \$123.6M
  - Minimal spend from contingency
- Total estimated COVID impact - \$3.7M

Note: NCAA Financial Report completion January 2023, bottom line will vary slightly

# FY23 BUDGETED REVENUES

FY23 BUDGETED REVENUES - \$125,606,995

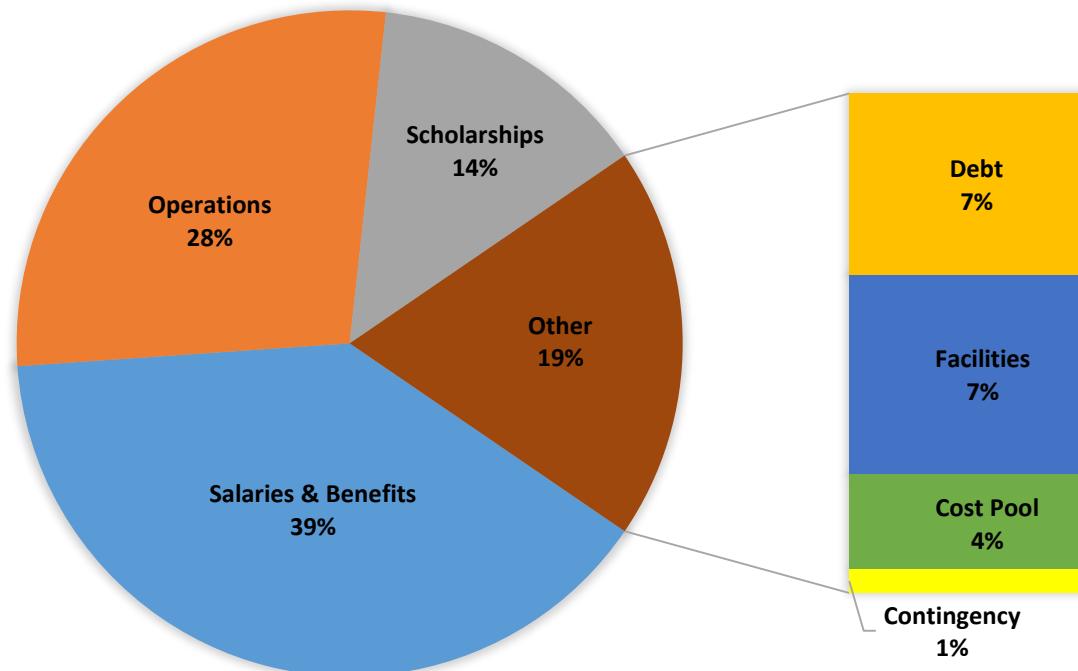


  
UNITED ARE WE.

# FY23 BUDGETED EXPENSES

- Salaries and Benefits
- Cost of Operations
- Fixed Costs

FY23 BUDGETED EXPENSES - \$125,606,713



# DEBT UPDATE

Historical & Projected Total Debt & Debt Service							
	FY20	FY21	FY22	FY23	FY24	FY25	FY26
<b>Total Debt Balance</b>	\$147M	\$158M	\$145M	\$150M	\$156M	\$151M	\$143M
<b>Total Annual Debt Service</b>	\$11.6M	\$10.8M	\$11.1M	\$8.7M	\$8.7M	\$11.1M	\$11.6M

- \$21.5M COVID operating loan (resulting from FY20 & FY21 losses) included in total debt starting in FY21. Not expecting to increase COVID loan due to FY22 results
- COVID loan is commercial paper and terms are interest only (current rate 1.5%) through FY24, after which the loan will change to long-term debt
- FY23 debt service is lower than FY22 due to paying off two loans in FY22
- Increases in future years to total debt are related to replacing video boards and ice plants. Increases to debt service are related to long-term debt repayment for the COVID loan, video boards and ice plants

# FOCUS ON STUDENTS: NIL / CHAMPIONS FOR LIFE

- As of July 1, 2021, student-athletes can profit off their name, image and likeness
  - Formed working group in Fall 2020 and created interim NIL policy, which was implemented on July 1, 2021
  - 130 student-athletes from all 22 sports have participated in NIL opportunities
  - Gopher student-athletes have signed a combined 263 deals
  - Minnesota has partnered with OpenDorse (content distribution) and Team Altemus and Anomaly (educational opportunities) to provide student-athletes resources to navigate NIL
  - Continue to have conversations with individuals who have expressed interest in forming a Collective to support Minnesota student-athletes
- Starting in Fall 2022, Minnesota will provide education-related financial support to student-athletes
  - Landmark 9-0 decision by the U.S. Supreme Court in the NCAA vs. Alston case now allows universities to provide up to \$5,980 per year of education-related financial support for student-athletes
  - Finalizing plans in detail, but this is another step in enhancing the student-athlete experience and providing additional support for student-athletes

# QUESTIONS



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# BOARD OF REGENTS

## DOCKET ITEM SUMMARY

**Board of Regents**

**July 13, 2022**

**AGENDA ITEM:** Special Olympics Overview

Review

Review + Action

Action

Discussion

This is a report required by Board policy.

**PRESENTERS:** President Joan T.A. Gabel  
David Dorn, President/CEO, Special Olympics Minnesota

### PURPOSE & KEY POINTS

The purpose of this item is to provide an update on the 2026 Special Olympics USA Games, which will be hosted at the University on June 21-26, 2026.

### BACKGROUND INFORMATION

The Special Olympics USA Games are hosted every four years, most recently in 2022 at Disney World in Orlando. The 2026 Special Olympics USA Games are expected to be a week-long celebration focusing on inclusion and health.

The state of Minnesota was selected through a national RFP process and was successful, in large measure, because of the University's world-class facilities, as well as the strong Special Olympics program in Minnesota. The state also has a proven track record of hosting world-class events, including but not limited to the Major League Baseball All Star Game, ESPN X Games, the Super Bowl, and the NCAA Men's and Women's Final Four.

The University will serve as the host institution for the 2026 games, with athletes and coaches utilizing the University's dorms, food courts, and athletic fields, among others. The University is working with Special Olympics Minnesota on an MOU that is expected to come before the Board for action at an upcoming meeting.

It is estimated that over 4,000 athletes, 8,000 families, 50,000 fans, and 10,000 volunteers will participate in 2026. ESPN is under contract to be the broadcast partner, with additional coverage by over 100 members of the national press.



# 2026 SPECIAL OLYMPICS USA GAMES

Board of Regents  
July 13, 2022





THE GAMES WILL BRING VISITORS FROM ALL 50 STATES, PARTS OF CANADA AND THE CARIBBEAN.

- 4,000 Athletes
- 1,500 Coaches
- 10,000 Volunteers
- 75,000 Fans



WITH THE UNIVERSITY OF MINNESOTA AS THE HUB, THE GAMES WILL HOST UP TO 20 OLYMPIC-TYPE SPORTS .

- Athletics
- Swimming
- Basketball
- Powerlifting
- Bocce
- Soccer
- Bowling
- Softball
- Cheerleading
- Stand Up Paddleboard
- Equestrian
- Tennis
- Flag Football
- Triathlon
- Golf
- Volleyball
- Gymnastics
- Open Water Swimming



## THE GAMES WILL FOCUS ON AND LEAVE A LEGACY OF INCLUSIVE HEALTH

*"I am proud and excited that Minnesota will host the 2026 USA Special Olympics Games. Minnesota has always been an epicenter for health and wellness, and that includes inclusive health for all Minnesotans."*

- Governor Tim Walz

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POWERLIFTING

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