

**BOARD OF REGENTS**  
**NEVADA SYSTEM OF HIGHER EDUCATION**  
Third Floor Rotunda  
Frank H. Rogers Science & Technology Building  
Desert Research Institute  
755 E. Flamingo Road, Las Vegas  
Thursday, June 18, 2009, 8:30 a.m.  
Friday, June 19, 2009, 8:00 a.m.

**ROLL CALL:** Mr. Michael B. Wixom, Chair \_\_\_\_\_  
Dr. Jason Geddes, Vice Chair

Mr. James Dean Leavitt \_\_\_\_\_  
Mr. Kevin J. Page \_\_\_\_\_  
Dr. Raymond D. Rawson \_\_\_\_\_  
Dr. Jack Lund Schofield \_\_\_\_\_

NOTE: Below is an agenda of all items scheduled to be considered. Unless otherwise stated, items may be taken out of the order presented at the discretion of the chair. In accordance with the Board of Regents' Bylaws, Title I, Article V, Section 20, items voted on may be the subject of a motion to reconsider at this meeting. A motion to reconsider an item may be made at any time before adjournment of this meeting. Similarly, if an item is tabled at any time during the meeting, it may, by proper motion and vote, be taken from the table and thereafter be the subject of consideration and action at any time before adjournment of this meeting.

The Board of Regents, at its regularly scheduled meetings, meets concurrently with its Audit, Student & Academic Affairs, Budget & Finance, and Cultural Diversity & Security Committees. The Board's Audit, Student & Academic Affairs, Budget & Finance, and Cultural Diversity & Security Committee meetings take place in accordance with the agendas published for those Committees. Regents who are not members of the committees may attend the Committee meetings and participate in the discussion of Committee agenda items. However, action items will only be voted on by the members of each Committee, unless a Regent is temporarily made a member of that Committee under Board of Regents' Bylaws, Title 1, Article VI, Section 6. The full Board of Regents will consider Committee action items in accordance with the Board of Regents' agenda published for the current or for a subsequent meeting.

In accordance with the Board of Regents' Bylaws, Title I, Article V, Section 13, a quorum may be gained by telephone hookup.

In accordance with NRS 241.020(6), support materials that are submitted to the Board of Regents' Office and then distributed to the members of the Board of Regents after the mailing of this agenda but before the meeting, will be made available as follows: 1.) Copies of any such supplemental support materials are available at the Board of Regents' Office Reno, Nevada. A copy may be requested by calling (775) 784-4958, and 2.) Copies of any such supplemental support materials will be available at the meeting site.

Reasonable efforts will be made to assist and accommodate physically disabled persons attending the meeting. Please call the Board office at (775) 784-4958 in advance so that arrangements may be made.

8:30 a.m., Thursday, June 18, 2009

**1. INTRODUCTIONS** **INFORMATION**

**2. CHAIR'S REPORT** **INFORMATION**

Chair Michael B. Wixom, as part of the Chair's report, requests that the President of each hosting institution introduce one student and one faculty member to discuss a topic of the hosting President's choosing to help provide Board members with a focus on the reasons they serve as board members. He will also discuss current NSHE events and his current activities as Chair.

Audit Committee, 9:00 a.m. (Third Floor Rotunda)  
Student & Academic Affairs, 9:00 a.m. (Auditoriums North & South)  
Budget and Finance, 11:00 a.m. (Third Floor Rotunda)  
Cultural Diversity & Security, 11:00 a.m. (Auditoriums North & South)

**3. CHANCELLOR'S REPORT** **INFORMATION**

Chancellor James E. Rogers will provide a brief summary of the 2009 legislative session and will share his thoughts on what the Board of Regents, NSHE Presidents and Nevada Legislature should do to plan for the future of higher education in Nevada.

**4. PUBLIC COMMENT** **INFORMATION**

Public comment will be taken during this agenda item. No 8(a)2 229ti

**INFORMATION/ACTION**

**5. CONSENT AGENDA**

**INFORMATION/ACTION**

Request is made for approval of the Consent Agenda. (Consent Agenda)

**PERSONNEL**

**6. FAREWELL TO CHANCELLOR ROGERS**

**INFORMATION**

The Board members will express their gratitude to outgoing Chancellor, James E. Rogers for his service to the Nevada System of Higher Education.

**7. APPOINTMENT OF CHANCELLOR TO THE  
NEVADA SYSTEM OF HIGHER EDUCATION**

**INFORMATION/ACTION**

Chair Wixom and Chancellor Rogers will recommend appointment of Mr. Daniel J. Klaich as Chancellor of the Nevada System of Higher Education, effective July 1, 2009. The terms and condition of the contract will be discussed at the Board meeting.

**8. REQUEST FOR EXTENSION OF TENURE,  
VICE CHANCELLOR MIKE REED**

**INFORMATION/ACTION**

Chancellor James E. Rogers requests the approval of extending Vice Chancellor Mike Reed's tenure for an additional 3 years as permitted under the NSHE Code (Title 2, Chapter 3, Section 3.4.8)(Ref. BOR-8)

**9. EMPLOYMENT CONTRACT, HEAD  
MEN'S BASKETBALL COACH, UNR**

**INFORMATION/ACTION**

UNR President Milton D. Glick requests approval of a multi-year employment agreement with Mr. David Carter as Head Coach for the Men's Basketball Team with a base salary of \$275,000 annually plus benefits. (Ref. BOR-9)

**10. TENURE UPON HIRE,  
SCHOOL OF LIFE SCIENCES, UNLV**

**INFORMATION/ACTION**

UNLV President David B. Ashley requests approval of tenure upon hire for Martin R. Schiller, Ph.D., effective August 1, 2009. This agenda request is pursuant to Board policy which specifies that Board approval is necessary only in circumstances where the faculty member is not tenured at another institution. (Ref. BOR-10)

**11. FACULTY HIRE ABOVE SALARY SCHEDULE, INFORMATION/ACTION  
DEPARTMENT OF PATHOLOGY, UNR**

UNR President Milton D. Glick requests approval of the employment salary above schedule for Sanford Barsky, M.D., in the University of Nevada, School of Medicine, as Professor and Chairman of the Department of Pathology. (Ref. BOR11)

FISCAL IMPACT: Current faculty salary budgets are sufficient to support this offer.

**12. FACULTY HIRE ABOVE SALARY SCHEDULE, INFORMATION/ACTION  
ASSISTANT PROFESSOR-IN-RESIDENCE  
OF CLINICAL SERVICES IN  
PEDIATRIC DENTISTRY, UNLV**

UNLV President David B. Ashley requests approval of the employment salary above schedule for Cody C. Hughes, D.M.D., in the UNLV School of Dental Medicine, as Assistant Professor-In-Residence of Clinical Sciences in Pediatric Dentistry. (Ref. BOR12)

FISCAL IMPACT: Current faculty salary budgets are sufficient to support this offer.

**13. SALARY SUPPLEMENT FOR INFORMATION/ACTION  
CSN PRESIDENT MIKE RICHARDS**

Chancellor James Rogers and the CSN Foundation request the approval of a salary supplement for CSN President Mike Richards. The supplement is funded by the CSN Foundation in the amount of \$50,000.00 per fiscal year and is not funded by state funds. (Ref. BOR13)

FISCAL IMPACT: No impact on state funds.

**INFORMATION/ACTION**

**14. REQUIRED BOARD APPROVALS INFORMATION**

Chief Counsel Bart Patterson will lead a brief review and discussion of items currently requiring Board approval. (Ref. BOR14)

**15. MISSION, MASTER PLANS AND GOALS**

**INFORMATION**

The Board will consider how to support Presidents and institutions  
and yet hold them accountable within the established framework of

54-103(6)(b) 2002-o4(b)10-06(1)(c) 6(t)(he)06(2)(a)ms)-1(

**PERSONNEL**

**19. PERSONNEL SESSION - DRI PRESIDENT STEPHEN G. WELLS** **INFORMATION/ACTION**

The periodic annual evaluation report of DRI President Stephen G. Wells, along with President Wells' self-evaluation, will be presented to the Board. The Board may discuss the self-evaluation and report, as well as any other matters pertaining to President Wells' performance as specified in NRS 241.033 including competence, alleged misconduct, character and mental or physical health. In compliance with the provisions of NRS 241.033, the Board may take action, which may include, but is not limited to, giving direction regarding the President's role, performance of his duties and responsibilities to the Board and his management of the Desert Research Institute and matters related thereto.

**20. PRESIDENTIAL CONTRACT, DRI** **INFORMATION/ACTION**

Pursuant to NRS 241.033, the Board may take administrative action to determine whether to offer a new contract to DRI President Stephen G. Wells, including a determination of the employment terms and conditions.

FISCAL IMPACT: Depending on action taken by the Board, this item could result in a fiscal cost in excess of \$25,000 per fiscal year.

**INFORMATION/ACTION**

**21. REPORT: OUTCOMES OF THE 2009 SESSION OF THE LEGISLATURE** **INFORMATION/ACTION**

Executive Vice Chancellor Dan Klaich will report to the Board on the outcomes of the 2009 regular Session of the Nevada Legislature as it pertains to the budget, capital improvement projects and policy measures impacting the Nevada System of Higher Education. The Board may take action on policy revisions related to enacted legislative measures or direct staff to take certain action as a result of outcomes of the legislative session.

**22. HANDBOOK REVISION, FEE  
WAIVERS, NEVADA NATIONAL  
GUARD, POW'S, MIA'S**

**INFORMATION/ACTION**

Vice Chancellor Jane Nichols requests approval of revisions to Board policy concerning registration fee waivers for the children and spouses of certain members for the Nevada National Guard and servicemen identified as prisoners of war or declared missing in action (Title 4, Chapter 17, Section 13 and Title 4, Chapter 18, Section 8) This proposal is brought forward in light of the passage of Assembly Bill 188 of the 2009 Session of the Nevada Legislature (Chapter 28, Statutes of Nevada 2009 ~~Ref.BOR-22~~)

**23. HANDBOOK REVISION, FREE  
TUITION FOR VETERANS  
OF THE ARMED FORCES**

**INFORMATION/ACTION**

Vice Chancellor Jane Nichols will present for the Board's approval a revision to Board policy con10(c)4(onn20 Tw 3.41( )TJ -0-5(i)TJ 0 T[6(r)3(d pol)-2(i)-2(c)-0







**30. REGENTS' ad hoc EFFICIENCY AND  
EFFECTIVENESS COMMITTEE FOR THE  
NEVADA SYSTEM OF HIGHER EDUCATION**

**INFORMATION/ACTION**

**31. DISTANCE EDUCATION AS**

**34. BUDGET & FINANCE COMMITTEE**

**INFORMATION/ACTION**

Chair Ron Knecht will present a report on the Budget & Finance Committee meeting held on June 18, 2009, and Board action may be requested on the following:

- ¾ Minutes – The Committee considered for approval the minutes from the April 2, 2009, meeting. (Ref. BF-1)
- ¾ Board Approval to Expend Additional Student Registration Fee Revenues – The Committee considered for approval the expenditure of student registration fee revenues collected in excess of authorized student fees in the State Supported Operating Budget of the NSHE for fiscal year 2008-09. (Ref. BF-5)

**35.**

**36. STUDENT & ACADEMIC AFFAIRS COMMITTEE – (Cont'd.)** **INFORMATION/ACTION**

- ¾ Handbook/ Procedures & Guidelines Manual Revisions, Student Directory Information – The Committee considered for approval a revision to NSHE Handbook Title 4, Chapter 1, Section 26 and an amendment to the Procedures & Guidelines Manual Chapter 6, Section 13. (Ref. SA-5)
- ¾ Handbook Revision, Deferred Payment Policy – The Committee considered for approval a revision to NSHE Handbook Title 4, Chapter 17, Section 15. (Ref. SA-6)

**37. TECHNOLOGY COMMITTEE COMMITTEE** **INFORMATION/ACTION**

Chair Cedric Crear will present a report on the Technology Committee meeting held on June 16, 2009, and Board action may be requested on the following:

- ¾ Minutes – The Committee considered for approval the minutes from the March 30, 2009, meeting. (Ref. TG1)

**38. BOARD DEVELOPMENT**

**39. INVESTMENT COMMITTEE - (Cont'd.)**

**INFORMATION/ACTION**

- ¾ Operating Pool Reserve Update – The Committee heard a report on the most current balance of the reserve account of the operating pool fund and may make recommendations including, but not limited to, continuing to suspend or resuming disbursements, the setting forth of conditions under which disbursements would resume and the amounts thereof, actions to preserve the principal of the operating pool fund and possible revision of Investment Committee, Board of Regents or NSHE policy.
- ¾ North Campus Interlocal Agreements, UNLV – The Committee considered for approval a request to enter into two North Campus Interlocal Agreements: 1) between NSHE and the city of North Las Vegas; and 2) between NSHE and Nellis Air Force Base, as a precondition of the land conveyance from the federal government. (Ref. INV-6)
- ¾ Hospitality Campus Ground Lease for the Hotel/Conference Center Project, UNLV - The Committee considered for approval a request to enter into a ground lease for UNLV's Hotel/Conference Center Project. (Ref. INV-7)
- ¾ Property Acquisition, 5111 Dalton Drive, UNLV - The Committee considered for approval UNLV's purchase of real property located at 5111 Dalton Drive, Las Vegas, for the listed price of \$64,900. (Ref. INV-8)
- ¾ Property Acquisition, 961 Toni Avenue, UNLV - The Committee considered for approval UNLV's purchase of real property located at 961 Toni Avenue, Las Vegas, for the listed price of \$160,000. (Ref. INV-9)
- ¾ Transfer and Banking of Water Rights with Truckee Meadows Water Authority (TMWA) UNR – The Committee considered a request to transfer 29.36 acre feet of water rights to TMWA to address the current deficit of 2.38 acre feet for UNR's Center for Molecular Medicine project. (Ref. INV10)
- ¾ Lease with College Optical Express Nevada, LLC, for Retail Space in the Joe Crowley Student Union, UNR - The Committee considered for approval a request to enter into a lease agreement with College Optical Express Nevada, LLC. (Ref. INV11)
- ¾ Lease of Property for Placement of Cell Tower Facilities, CSN – The Committee considered for approval a request to enter into an agreement with Clearwire, LLC, to install and operate a cell tower at the CSN Henderson Campus. (Ref. INV12)
- ¾ Proposed Change in the Title of the Shadow Lane Campus and Desert Lane Property – The Committee considered a request that the Titles for both properties be re-titled from the “Board of Regents of the University and Community College System of Nevada, on Behalf of the University of Nevada, Las Vegas” to the “Board of Regents of the Nevada System of Higher Education.” (Ref. INV13)

**40.**