

BOARD OF REGENTS
NEVADA SYSTEM OF HIGHER EDUCATION
Joe Crowley Student Union, Milt Glick Ballrooms B & C
University of Nevada, Reno
87 West Stadium Way, Reno

Thursday, September 10, 2015, 8:30 a.m. *
Friday, September 11, 2015, 8:00 a.m. **

Video or Telephone Conference Connection from the Meeting Site to:
System Administration, Las Vegas
4300 S. Maryland Parkway, Board Room
and
Great Basin College, Elko
1500 College Parkway, Berg Hall Conference Room

A video conference and/or telephone conference connection will be made from the meeting site to the
Las Vegas Sysa55 [(v)4(i)-9(a)-12(t)-1(he)-12(v)4(i)-9(deo)-12(or)-6(t)-1(e)-12(l)3(ep)-12(hon)-12(e c)-8(onf)-13(er)-6(eng)

IMPRTANT INFERMATION ABOUT THE AGENDA AND PUBLIC MEETING

NOTE: Below is an agenda of all items scheduled to be considered. Notification is hereby provided that items on the agenda may be taken out of the order presented, two or more agenda items may be combined for consideration, and an agenda i

The Board of Regents, at its regularly scheduled meetings, meets concurrently with its committees (Academic, Research and Student Affairs; Business and Finance; Audit; Investment and Facilities; Cultural Diversity; and Health Sciences System). The Board's committee meetings are held on the same dates as the Board's meetings. The Board's committee meetings are held on the same dates as the Board's meetings.

Thursday, September 10, 2015:

Academic, Research and Student Affairs Committee, 9:00 a.m. (Milt Glick Ballrooms B & Q)
Business and Finance Committee, 9:00 a.m. (Milt Glick Ballroom A)

Audit Committee, 3:30 p.m. (Milt Glick Ballrooms B & Q)
Investment and Facilities Committee, 3:30 p.m. (Milt Glick Ballroom A)

Friday, September 11, 2015:

Health Sciences System Committee, 7:00 a.m. (Milt Glick Ballroom A)
Cultural Diversity Committee, 8:00 a.m. (Milt Glick Ballrooms B & C)

3. PUBLIC COMMENT

INFORMATION ONLY

Public comment will be taken during this agenda item. No action may be taken on a matter raised under this item until the matter is included on an agenda as an item on which action may be taken. Comments will be limited to two minutes per person. Persons making comment will be asked to begin by stating their name for the record and to spell their last name. The Board Chair may elect to allow additional public comment on a specific agenda item when that agenda item is being considered.

In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the Board Chair may prohibit comment if the content of that comment is a topic that is not

5. CHAIR OF THE NEVADA STUDENT ALLIANCE REPORT **INFORMATION ONLY**

The Chair of the Nevada Student Alliance will report to the Board concerning NSHE related issues or events of importance to the student body presidents.

ESTIMATED TIME: 5 mins.

6. CHAIR OF THE FACULTY SENATE CHAIRS REPORT **INFORMATION ONLY**

The Chair of the Faculty Senate Chairs will report to the Board concerning NSHE related issues or events of importance to the Faculty Senate.

ESTIMATED TIME: 5 mins.

7. CHANCELLOR'S REPORT: 2017-19 BUDGET PROCESS **INFORMATION ONLY**

Chancellor Daniel J. Klaich will report to the Board concerning the 2017-19 budget process.

ESTIMATED TIME: 5 mins.

8. REGENTS' REPORTS **INFORMATION ONLY**

Members of the Board will be provided an opportunity to report on activities beyond regular responsibilities such as attendance at conferences, serving as liaison to public entities and participation in legislative, civic and community events. Each Regent

10. CONSENT ITEMS – (continued)

FOR POSSIBLE ACTION

10d. HANDBOOK REVISION, OPEN MEETING LAW AND PUBLIC RECORDS ACT PROVISIONS

FOR POSSIBLE ACTION

Board of Regents Handbook Title 4, Chapter 1, Section 29 contains the Board policy regarding compliance with the Open Meeting Law and Public Records Act. The Open Meeting Law and Public Records Act was last amended by the 2015 Nevada Legislature by Senate Bill 70 (Chapter 226, Statutes of Nevada 2015). The Board's approval is requested to amend Section 29 of the Board policy to mirror the existing provisions of the Open Meeting Law and Public Records Act. Specifically, several minor corrections for citations to the Nevada Revised Statutes (NRS) are made to conform the references to current section numbers in the NRS; a requirement is added that unless good cause is shown, minutes of a Board or committee meeting must be approved within 45 days after the meeting or at the next meeting of the Board or committee; and minutes or audio recordings must be made available for inspection 30 working days after the adjournment of a meeting, and a copy of the minutes or audio recording must be made available to a member of the public upon request at no charge. ([Ref. BOR10d](#))

10e. HANDBOOK REVISION, ADMINISTRATIVE WITHDRAWAL OF STUDENT FOR NONPAYMENT OF FEES

FOR POSSIBLE ACTION

Vice Chancellor for Academic and Student Affairs Crystal Abba requests approval of a revision to Board policy concerning administrative withdrawal (Title 4, Chapter 16, Sections 11, 22 and ~~31~~) specify that the universities and community colleges have authority to administratively drop a student for nonpayment of fees, thus making this policy consistent with current practice and the existing authorization for the state college. Existing language will also be deleted from Section 31 that prohibits state college students administratively dropped on or before the last day of the term from receiving a grade and provides they will be subject to payment of

10. CONSENT ITEMS – (continued)

FOR POSSIBLE ACTION

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12. INSTITUTIONAL ADVISORY COUNCIL, TMCC INFORMATION ONLY

Each Community College's Institutional Advisory Council meets at least quarterly to review and advise the community college on questions regarding the operations and offerings of the college. The purpose of the Institutional Advisory Councils is to ensure the linkage of each community college to the community it serves and to anticipate future regional educational trends. TMCC Institutional Advisory Council Chair Collie Hutter and TMCC President Maria C. Sheehan will provide a report on the activities of the TMCC Institutional Advisory Council.

ESTIMATED TIME: 15 mins.

13. RENAMING OF THE IGT APPLIED TECHNOLOGY FOR POSSIBLE ACTION CENTER AND GIFT ACCEPTANCE FROM THE WILLIAM N. PENNINGTON FOUNDATION, TMCC

TMCC President Maria C. Sheehan requests Board approval to release the IGT name from the IGT Applied Technology Center to provide for a new naming opportunity. President Sheehan also requests acceptance of a \$4,376,080 contribution from the William N. Pennington Foundation to fully fund the second phase of renovations. The William N. Pennington Foundation reserves the right to name the building with the decision being made prior to May 2016. The future naming right of the William N. Pennington Foundation is subject to Board approval. ([Ref. BOR13](#))

ESTIMATED TIME: 5 mins.

14. IGT APPLIED TECHNOLOGY CENTER FOR POSSIBLE ACTION RENOVATION, PHASE 2 APPROVAL AND REQUEST TO USE CAPITAL IMPROVEMENT FEE FUNDS, TMCC

TMCC President Maria C. Sheehan requests approval to proceed with a second phase of the renovation of the IGT Applied Technology Center using William N. Pennington Foundation pledged funds of \$4.3 million. Further, President Sheehan requests the use of the Capital Improvement Fee account up to \$2.2 million to cover amounts needed during construction while awaiting receipt of the pledged funds. ([Ref. BOR14](#))

FISCAL IMPACT: Use of \$2.2 million from the capital improvement fee account to cover the amount needed during construction while awaiting receipt of \$4.3 million in pledged funds from the William N. Pennington Foundation.

ESTIMATED TIME: 15 mins.

**15. COMMUNITY COLLEGE COMPLETION CORPS, INFORMATION ONLY
TMCC**

TMCC President Maria C. Sheehan will provide a report on the Community College Completion Corps (C4) initiative, a student-led, campus-based effort launched by the Phi Theta Kappa Honor Society in 2011 to encourage credential/degree completion by having students, faculty and staff pledge to take responsibility for completing their degree and/or help at least one student do the same. ([Ref. BOR15](#))

ESTIMATED TIME: 15mins.

**16. COLLEGE OF SOUTHERN NEVADA INFORMATION ONLY
PERFORMANCE METRICS**

At each quarterly regular Board meeting, the Board will schedule a discussion of two institutions focusing on performance metrics based on the 10 questions trustees should ask set forth by the American Council of Trustees and Alumni (ACTA) (available online at:

**18. REVIEW OF ACTIONS TAKEN BY CHANCELLOR FOR POSSIBLE ACTION
WITH REGARD TO DOCUMENTS PREPARED BY
THE NATIONAL CENTER FOR HIGHER EDUCATION
MANAGEMENT SYSTEMS**

Chancellor Daniel J. Klaich contracted with the National Center for Higher Education Management Systems (NCHEMS) pursuant to two Consultant Services Agreements. One agreement, dated February 20, 2014, was to develop workforce demand data. This agreement resulted in a briefing memo summarizing the project entitled, "Workforce Needs in Clark County, Nevada," dated June 23, 2014.

The second agreement involved undertaking activities regarding the provision of community college services in Nevada. This agreement, dated May 1, 2014, involved three parts: 1) preparation of materials, consultation with the Chancellor and testifying before the Nevada Legislature's Senate Bill 391 committees; 2) preparation of a document concerning provision of community college services in all parts of Nevada, with particular attention to responding to workforce needs; and 3) a two day visit to Nevada to discuss findings and recommendations with key legislators and selected Regents, senior NSHE staff and College of Southern Nevada (CSN) leadership.

Pursuant to this second agreement, NCHEMS produced two documents. One was a Management Letter regarding CSN dated June 23, 2014. The second document was a draft paper titled, "A Community College System for Nevada" dated May 28, 2014. After receiving email comments from Chancellor Klaich, a revised draft of the document was prepared, dated June 6, 2014. Subsequently, the Chancellor and NCHEMS made grammatical changes and an explanatory addition to the June 6, 2014, draft, which were accepted by NCHEMS and the Chancellor as the final version of the document on June 14, 2014.

The Board will review the conduct of the Chancellor in relation to the review and handling of these documents. The Board will specifically address four issues arising from the facts surrounding this matter: 1) should the document titled "A Community College System for Nevada" have been made public; 2) have the important issues regarding NSHE oversight of the community colleges raised in the document been addressed by the Regents; 3) what did the Nevada taxpayers eventually receive from the documents for which they paid; and 4) was there any malfeasance by the Chancellor in actions taken by the Chancellor with regard to the NCHEMS documents.

The Board of Regents' Special Counsel, R. Scott Young, issued a memorandum dated July 8, 2015, addressing which items contained in the observations section and the recommendation section of the original draft of the paper "A Community College System of Nevada" prepared by

**18. REVIEW OF ACTIONS TAKEN BY CHANCELLOR FOR POSSIBLE ACTION
WITH REGARD TO DOCUMENTS PREPARED BY
THE NATIONAL CENTER FOR HIGHER EDUCATION
MANAGEMENT SYSTEMS – (continued)**

NCHEMS were eventually adopted or are still in the process of being considered for adoption by the Board of Regents ([Ref. BOR18a](#)). Special Counsel Young also completed a comparison of the “Recommendations” portion of the two draft versions of the paper titled “A Community College System for Nevada” and issued a memorandum with his results dated July 16, 2015 ([Ref. BOR18b](#)). These memorandums have been provided to the Regents and have been made available to the public on the NSHE website.

A labor attorney and national expert in higher education governance and administration, Stephen Hirschfeld, was retained to conduct a thorough

21. 2013-14 NSHE FINANCIAL AID REPORT AND SILVER STATE OPPORTUNITY GRANT PROGRAM **INFORMATION ONLY**

Vice Chancellor for Academic and Student Affairs Crystal Abba and Director of Student Affairs Renee Davis will present highlights from the 2013-14 NSHE Financial Aid Report including information on financial aid programs, awards distributed and outreach efforts across the System. The report will also include information on the status of the implementation of the Silver State Opportunity Grant Program created by the 2015 Nevada Legislature. ([Ref. BOR21a](#), [BOR21b](#) and [BOR21c](#))

ESTIMATED TIME: 25mins.

22. NEVADA P-20 TO WORKFORCE RESEARCH DATA SYSTEM **INFORMATION ONLY**

Linda Heiss, Senior Director of Institutional Research, NSHE; Dennis Perea, Deputy Director, Nevada Department of Employment, Training and Rehabilitation /TT rntPetie3d52Nev04.16

24. CAMPUS SAFETY APPLICATION FOR MOBILE DEVICES, UNR **INFORMATION ONLY**

UNR President Marc A. Johnson will make a presentation on a campus safety application for mobile devices available to NSHE institutions. ([Ref. BOR24](#))

ESTIMATED TIME: 10 mins.

25. DISCOUNT TUITION, UNR **FOR POSSIBLE ACTION**

UNR President Marc A. Johnson requests Board approval of a discounted non-resident tuition equal to no less than 200 percent of in-state registration fees to be awarded to first-time freshmen from states participating in the Western Undergraduate Exchange Program who have Academic Core GPAs at least 3.0 and a minimum test score of 22 ACT. Transfers are not required to have a test score but must have 24 transferable credits with a GPA at least 3.25. ([Ref. BOR25](#))

ESTIMATED TIME: 10mins.

26. INTEGRATE 2 **INFORMATION ONLY**

Renee Yackira, Special Advisor to the Chancellor, will present an update on the iNtegrate 2 project to consolidate and replace the automated central administrative system in Finance and Human Resources. This second phase of the iNtegrate project addresses Finance and Human Resources modules and includes a comprehensive review and restructuring of NSHE

ESTIMATED TIME: 20 mins.

NOTE: Please refer to the specific committee agenda for complete reference materials and/or reports.

28. AD HOC COMMITTEE ON ATHLETICS

FOR POSSIBLE ACTION

Co-Chair Jason Geddes will present for Board approval a report on the ad hoc Committee on Athletics meeting held on September 8, 2015, and Board action may be requested on the following:

¾ Committee Charge: The Committee considered for approval a committee charge that incorporates the purpose and goals of the Committee with relation to oversight of intercollegiate athletics. [\(Ref. COA3\)](#)

¾ Intercollegiate Athletic Reports-CSN, WNC, UNLV and UNR: The Committee considered for approval the annual Intercollegiate Athletics Reports submitted by CSN, WNC, UNLV and UNR. The Committee discussed and may recommend guidance to the Chancellor and the affected institutional presidents as to the general policies and/or strategies to be included or addressed in the budgetary plans, athletic mission statements and five year plans of each institution. The Committee may recommend, or revise and recommend, specific budgetary plans presented by the presidents. The Committee may make recommendation.

Board of Regents'

31. AUDIT COMMITTEE – (continued)

FOR POSSIBLE ACTION

¾ Internal Audit Follow-Up Reports: The Committee considered for approval acceptance of the following internal audit follow-

31. AUDIT COMMITTEE – (continued)

FOR POSSIBLE ACTION

¾ A-133 Single Audit Report Regarding Student Financial Aid-UNR, WNC and NSC: The Committee discussed recent communications with the U.S. Department of Education regarding the request for additional information from UNR, WNC and NSC as a follow-up to the A-133 Single Audit Report addressing student financial aid performed for the year ending June 30, 2014, by Grant Thornton, LLP, and heard a report from the presidents of those institutions concerning the findings and measures taken to further diagnose and remedy these issues. The Committee may recommend specific action to the Board of Regents, the Chancellor and/or the presidents with regard to the findings or other matters related to financial aid administration. ([Ref. A10](#))

32. INVESTMENT AND FACILITIES COMMITTEE

FOR POSSIBLE ACTION

Chair Kevin C. Melcher will present for Board approval a report on the Investment and Facilities Committee meeting held on September 10, 2015, and Board action may be requested on the following:

- ¾ Minutes: The Committee considered for approval the minutes from the June 11, 2015, meeting. ([Ref. IF2a](#))
- ¾ Resolution and Approval for Sale of Real Property at 5763 West Oakey Blvd., Las Vegas, NV, UNR: The Committee considered for approval the sale of real property located at 5763 W. Oakey Blvd., Las Vegas, NV. ([Ref. IF2b](#))
- ¾ Consent to Assignment for Marigold Mine Lease, UNR: The Committee considered for approval the Consent to Assignment to Canadian Imperial Bank of Commerce in connection with a security interest in Marigold Mining Company's lease with the University. ([Ref. IF2c](#))
- ¾ University of Nevada School of Medicine Lease at 1524 Pinto Lane, Las Vegas, NV, UNR: The Committee considered for approval UNR's request to lease approximately 19,279 square feet within 1524 Pinto Lane, Las Vegas, NV, in order to consolidate all UNSOM southern Nevada pediatric services into one location. ([Ref. IF2d](#))
- ¾ Pooled Endowment and Operating Funds; Operating Pool Reserves: The Committee heard a report from Cambridge Associates and System staff on asset allocation and investment returns for the pooled Endowment and pooled Operating Funds for the quarter ended June 30, 2015, and on the status of the Operating Pool Reserve. Cambridge Associates and System staff m

32. INVESTMENT AND FACILITIES COMMITTEE - FOR POSSIBLE ACTION
(continued)

- ¾ Status of Capital Improvement Projects and Approval of New Projects, UNR: The Committee heard an updated summary of recent and ongoing capital improvement projects at the University. The Committee considered for approval in concept UNR's request for a new College of Business building located at the Campus Gateway adjacent to the south end of the campus along 8th Street and 2019 Residence Hall on Artemesia Way. The Committee also considered for approval the expenditure of approximately \$700,000 in institutional funds for planning and design, artist renderings and other marketing collateral. ([Ref. IF-4](#))
- ¾ New Residence Hall Project, UNR: The Committee considered for approval UNR's request to proceed with the proposed project to develop a new student residence hall on the site of the existing White Pine Hall on North Virginia Street. ([Ref. IF-5](#))
- ¾ Purchase of Real Property at 4290 South Maryland Parkway, UNLV: The Committee considered UNLV's request for approval the purchase of the property located at 4290 South Maryland Parkway and authorization for the Chancellor, after consultation with the Vice Chancellor for Legal Affairs or her designee, to finalize, approve and execute the purchase documents to the extent they are consistent with the purchase and sale agreement, and to give final approval to any related due diligence items including, but not limited to, the Phase I Environmental Site Assessment and ALTA (American Land Title Association) Survey. The Committee also considered for approval granting authority to the Chancellor, after consultation with the Vice Chancellor for Legal Affairs or her designee, to execute any ancillary documents including, but not limited to, all required agreements, conveyances, easements and rights-of-way deemed necessary and appropriate to implement the purchase of the Property. ([Ref IF-7](#))
- ¾ University Park Apartments Project-Student Housing Management Proposal, UNLV: The Committee considered for approval UNLV's request to contract with Asset Campus Housing for the management of the phase one redevelopment of the University Park Apartments. ([Ref. IF-8](#))
- ¾ Month-to-Month Lease Extension for the Environmental Protection Agency at the Maryland Campus, UNLV: The Committee considered UNLV's request for approval of a month-to-month lease extension for the Environmental Protection Agency under the terms and conditions of the current lease which expires on September 30, 2015, and to allow the parties to continue negotiations on an updated lease to be presented to the Board at the December meeting. ([Ref. IF-9](#))

32. INVESTMENT AND FACILITIES COMMITTEE - FOR POSSIBLE ACTION
(continued)

³/₄ Alternate Investment Management Models for Endowment and/or Operating Pool Investments: The Committee heard an update and recommendations for a discretionary management model for the Endowment and/or Operating Pool investments and may recommend direction to staff regarding the evaluation of alternatives and/or procurement of discretionary management services and related services for consideration at a future meeting.

33. CULTURAL DIVERSITY COMMITTEE FOR POSSIBLE ACTION

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36. HANDBOOK REVISIONS, BOARD OF REGENTS COMMITTEE CHARGES **INFORMATION ONLY**

a. Business and Finance Committee and Investment and Facilities Committee

The Board will consider a proposed amendment to Handbook Title 1, Article VI, Section 3 revising the charge for the Business and Finance Committee and the Investment and Facilities Committee by transferring responsibility for oversight of property acquisitions and use, recommendations respecting NSHE capital and improvement priority lists with the primary objective of affirming connections between requests and the institutional facilities master plans, and review and recommendations regarding institutional facilities master plans and space utilization models and data from the Investment and Facilities Committee to the renamed Business, Finance and Facilities Committee. This is the first

38. CODE REVISION, SHARING OF PERSONNEL,

41. HANDBOOK REVISION, INSTRUCTIONAL MATERIALS FOR POSSIBLE ACTION

Dana Trimble, Chair of the Faculty Senate Chairs, requests approval of a revision to Board policy concerning the NSHE Policy on Instructional Materials (Title 4, Chapter 14, Section 29)The policy revision specifies that the selection of instructional materials should help students accomplish their educational goals and only be required when necessary and highly utilized. In addition, the policy revision specifies that cost should be considered when selecting such materials and, where appropriate, each institution shall encourage faculty to select or develop electronic and free or low-cost options for instructional materials. ([Ref. BOR41](#))

ESTIMATED TIME: 5 mins.

**44. REGENT INFORMATION REQUEST,
NSHE FUNDING FORMULA**

FOR POSSIBLE ACTION

