

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 6, 2018, 8:00 a.m. *
Friday, September 7, 2018, 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

(Video conference connection in Ballrooms B & C only. No video conference connection in Ballroom A.)

A video conference connection will be made from the meeting site to the Las Vegas System Administration Building, Board Room, at 4300 S. Maryland Parkway, Las Vegas, Nevada, and to Great Basin College, Berg Hall Conference Room, at 1500 College Parkway, Elko, Nevada. Members of the Board and/or the public may attend the meeting and provide testimony or public comment at these sites via the video conference connection. In the event the video conference connection is not functioning, a teleconference connection will be made available.

** The Board meeting will recess for committees and will resume on Thursday, beginning with Public Comment, upon adjournment of the Academic, Research and Student Affairs and Business, Finance and Facilities committee meetings. ** The Board meeting will resume on Friday morning, beginning with Public Comment, upon adjournment of the Cultural Diversity and Title IX Compliance and Health Science System committee meetings.*

ROLL CALL: Mr. Kevin J. Page, Chairman _____
Dr. Jason Geddes, Vice Chairman _____
Dr. Andrea Anderson _____

The Board of Regents, at its regularly scheduled meetings, meets concurrently with its committees (Academic, Research and Student Affairs; Business, Finance and Facilities; Audit and Compliance; Investment; Cultural Diversity and Title IX Compliance; and Health Sciences System). The Board's 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 I, 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.

Some agenda items are noted as having accompanying reference material. Reference material may be accessed on the electronic version of the agenda by clicking the reference link associated with a particular item. The agenda and associated reference material may also be accessed on the Internet by visiting the Board of Regents' website at:

<https://nshe.nevada.edu/leadership-policy/board-of-regents/meeting-agendas/>

Many public libraries have publicly accessible computer terminals. Copies of the reference material and any additional 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 materials are available at the Board of Regents' Office at 2601 Enterprise Road, Reno, Nevada and the Board of Regents' Office at 4300 South Maryland Parkway, Las Vegas, Nevada. A copy may be requested by calling Keri Nikolajewski at (702) 889-8426; 2. Copies of any such materials will also 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.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

1. INTRODUCTIONS AND CAMPUS UPDATES INFORMATION ONLY

Chairman Kevin J. Page will invite meeting participants to make introductions and will ask the presidents to provide campus-related updates on events that have occurred since the Board of Regents' last regular meeting.

ESTIMATED TIME: 35 mins.

2. INSTITUTIONAL STUDENT AND FACULTY PRESENTATIONS INFORMATION ONLY

Chairman Kevin J. Page requests that the President of the host institution introduce one student and one faculty member to discuss a topic of the host President's choosing to highlight current programs or activities of the institution.

ESTIMATED TIME: 25 mins.

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

9. CONSENT ITEMS (continued)

FOR POSSIBLE ACTION

9b. TENURE GRANTED TO

FOR POSSIBLE ACTION

10. NSHE STRATEGIC GOAL: STUDENT ACCESS

INFORMATION ONLY

- ¾ System Administration staff will present NSHE's data dashboard for student access to postsecondary education and highlight how Nevada compares to other states in terms of student access using the metrics identified for this strategic goal including enrollment, percentage of high school graduates going directly to postsecondary education and percentage of high school graduates meeting the ACT College Readiness benchmarks. (Ref. BOR10a)
- ¾ Chancellor Thom Reilly will provide an update on the NSHE strategic goal relating to student access and highlight recent NSHE

15. PUBLIC COMMENT

Friday, September 7, 2018
(approximately 900 a.m.)

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 relevant to, or within the authority of, the Board of Regents, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers.

ESTIMATED TIME: 30 mins.

**18. CODE REVISION, FREEDOM OF EXPRESSION – INFORMATION ONLY
NSHE STATEMENT OF VALUES**

Vice Chancellor Constance Brooks and Acting General Counsel James Martines, on behalf of the NSHE Free Speech and Campus Events Policy Task Force, present for information a proposed Freedom of Expression – NSHE Statement of Values as corollary to the Board’s existing policy on academic freedom and responsibility in Title 2, Chapter 2 of the NSHE Code. The proposed revision is presented for information only and will be presented for approval at a subsequent meeting of the Board. (Ref. BOR18)

ESTIMATED TIME: 20 mins.

**19. PERSONNEL SESSION, FOR POSSIBLE ACTION
CHANCELLOR THOM REILLY**

**19.1 ANNUAL EVALUATION AND FOR POSSIBLE ACTION
PERFORMANCE PROGRAM**

The annual evaluation report of NSHE Chancellor Thom Reilly, along with Chancellor Reilly’s self-evaluation, will be presented. The Board may discuss the self-evaluation and report, as well as any other matters pertaining to Chancellor Reilly’s performance as specified in NRS 241.033 including character, alleged misconduct, professional competence and physical or mental health. In compliance with the provisions of NRS 241.033, and Procedures and Guidelines Manual Chapter 2, Section 2, Subsections 4A-C and 5, the Board may take action, which may include but is not limited to, approving the evaluation report, establishing a performance program for the Chancellor for the upcoming year, and giving direction regarding the Chancellor’s role, performance of his duties and responsibilities to the Board, his management of the NSHE and matters related thereto. (Refs. BOR19a, BOR19b and BOR19c)

**19.2 AMENDMENT TO TERMS OF FOR POSSIBLE ACTION
EMPLOYMENT**

Pursuant to Article 5 of the Employment Agreement between the Board of Regents of the Nevada System of Higher Education and Chancellor Thom Reilly, the Board of Regents may, in its sole and absolute discretion, (a) award Employee an increase in Base Pay of up to five percent (5%), or (b) reduce Employee’s Base Pay by up to five percent (5%), based on the Board’s determination of Employee’s performance (each a “Performance Adjustment”). Chairman Kevin J. Page is recommending an increase in Base Pay of three percent (3%) effective July 1, 2018, which would require a waiver of the provision included in Article 5.1.c of the Employment Agreement specifying that any Performance Adjustment shall take effect July 1 of each year following Employee’s annual or periodic evaluation. (Ref. BOR19d)

ESTIMATED TIME: 25 mins.

**20. STUDENT FEE ACCOUNT BALANCES,
FY18 (BASELINE) REPORT**

INFORMATION ONLY

Pursuant to Board policy (Title 4, Chapter 10, Section 19) all NSHE institutions have submitted a baseline report as to their student fee account balances, anticipated FY19 student fee revenue, anticipated FY19 student fee expenditures and forecasted balance at the end of FY19 for these accounts to support the new policy relating to student fee balances as of July 1, 2018. Following this initial report, the institutions will submit annual updates as to the account balances and provide an explanation if the account balances exceed one year of revenue. In conjunction with this baseline report, the Board will discuss the use of student fees and whether policy changes related to the currently accepted use of these fees are warranted. (Ref. BOR-20a and BOR-20b)

ESTIMATED TIME: 30mins.

ESTIMATED TIME: 20 mins.

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

**21. ACADEMIC, RESEARCH AND STUDENT
AFFAIRS COMMITTEE**

FOR POSSIBLE ACTION

Chair Andrea Anderson will present for Board approval a report on the Academic, Research and Student Affairs Commit

**22. BUSINESS, FINANCE AND FACILITIES
COMMITTEE (continued)**

FOR POSSIBLE ACTION

- ¾ Fiscal Year 2018-2019 NSHE State Supported Operating Budget: The Committee considered for approval the Fiscal Year 2018-2019 NSHE State Supported Operating Budget. (Refs. BFF3a and BFF-3b)
- ¾ Third Amendment to Lease Agreement with Nevada Center for Biomedical Research (NVCBR), UNR: The Committee considered for approval UNR's request to amend the Lease between UNR and NVCBR for space in the Center for Molecular Medicine on the University of Nevada, Reno campus. (Ref. BFF5)
- ¾ Purchase of Real Property Located at 922 and 926 Martin Luther King Boulevard, UNLV: The Committee considered for approval UNLV's request to purchase the Properties located at 922 and 926 Martin Luther King Boulevard (APNs 139-33-402-024 and 139-33-402-028). The Committee also considered authorizing the Chancellor to finalize, approve and execute a Purchase and Sale Agreement and any other ancillary agreements required to implement the purchase of the Properties including, but not limited to, conveyances, easements and right of ways, after review and approval by the System General Counsel. (Ref. BFF6)
- ¾ Student Housing Project, NSC: The Committee considered for approval implementation agreements, including a Ground Lease,

23. AUDIT AND COMPLIANCE COMMITTEE (continued) FOR POSSIBLE ACTION

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

Change in Leadership, WNC (Ref. A3b)

Change in Leadership, GBC (Ref. A3c)

Hosting, TMCC (Ref. A3d)

Hosting, DRI (Ref. A3e)

(Ref. Audit Summary)

¾ Student Health Center, UNR: The Committee considered for approval the report and institutional response to the UNR Student Health Center audit for the period July 1, 2016, through February 28, 2018. (Ref. A5)

¾ Audit Exception Report: The Committee considered for approval the Audit Exception Report for the six months ended June 30, 2018. (Ref. A6)

¾ Internal Audit Department Work Plan: The Committee considered for approval the Internal Audit Department Work Schedule for the year ending June 30, 2019. (Ref. A7)

25. CULTURAL DIVERSITY AND TITLE IX COMPLIANCE COMMITTEE **FOR POSSIBLE ACTION**

Chair Sam Lieberman will present for Board approval a report on the Cultural Diversity and Title IX Compliance Committee meeting held on September 7, 2018, and Board action may be requested on the following:

¾ Minutes: The Committee considered for approval the minutes from the June 8, 2018, meeting. (Ref. CD2)

26. HEALTH SCIENCES SYSTEM COMMITTEE **FOR POSSIBLE ACTION**

Chair Mark & Tm [(B)2-2 (l)-2 (pr)3 38 7

28. NEW BUSINESS

INFORMATION ONLY

Items for consideration at future meetings may be suggested. Any discussion of an item under "New Business" is limited to description and clarification of the subject matter of the item, which may include the reasons for the request.

ESTIMATED TIME: 5 mins.

29. PUBLIC COMMENT

INFORMATION ONLY

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ESTIMATED TIME: 10mins.

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CSN, Building D, 1st Floor, 6375 W. Charleston Boulevard, Las Vegas, NV 89146

DRI, Maxey Building, 2215 Raggio Parkway, Reno, NV 89512

DRI, Southern Nevada Science Center, 755 E. Flamingo Road, Las Vegas, NV 89119

GBC, Berg Hall, 1500 College Parkway, Elko, NV 89801

NSC, Great Hall, 1125 Nevada State Drive, Henderson, NV 89015

TMCC, Red Mountain Building (RDMT 200), 7000 Dandini Boulevard, Reno, NV 89512

UNLV, Flora Dungan Humanities Building (FDH), 1st & 7th Floors, 4505 Maryland Pkwy, Las Vegas, NV 89154

UNR, Clark Administration, University of Nevada, Reno, Reno, NV 89557

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