

Thursday, December 3, 2020, 1:30 p.m.*
Friday, December 4, 2020, 12:00 p.m.**

** Time Approximate: The Board of Regents meeting may begin on Thursday afternoon upon adjournment of the Foundation meetings.*

THIS MEETING WILL BE HELD VIA VIDEOCONFERENCE AND TELECONFERENCE ONLY

BY THE STATE OF NEVADA EXECUTIVE DEPARTMENT.

_____).

ROLL CALL:	Dr. Mark W. Doubrava, Chair	_____
	Mrs. Carol Del Carlo, Vice Chair	_____
	Dr. Patrick R. Carter	_____
	Ms. Amy J. Carvalho	_____
	Dr. Jason Geddes	_____
	Mr. Trevor Hayes	_____
	Ms. Lisa C. Levine	_____
	Mrs. Cathy McAdoo	_____
	Mr. Donald Sylvantee McMichael Sr.	_____
	Mr. John T. Moran	_____
	Mr. Kevin J. Page	_____
	Ms. Laura E. Perkins	_____
	Mr. Rick Trachok	_____

Similarly, if an item is tabled at any time during the meeting, it may, by proper motion and vote, be taken from the table 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 committees (Academic, Research and Student Affairs; Business, Finance and Facilities; Audit, Compliance and Title IX; Cultural Diversity; Health Sciences System; and Security). 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 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 12, 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/>

Pursuant to Section 5 of Directive 006, and extended by Directives 016, 018, 021, 026, 029 and 033, the requirement contained in NRS 241.020(3)(c) that physical locations be available for the public to receive supporting material for public meetings has been suspended. Pursuant to Section 6 of Directive 006, and extended by Directives 016, 018, 021, 026, 029 and 033, 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 posting of this agenda but before the meeting, will be made available upon request by calling Keri Nikolajewski at (702) 889-8426.

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

Thursday, December 3, 2020

Academic, Research and Student Affairs Committee, 7:30 a.m.

Business, Finance and Facilities Committee, 9:30 a.m.*

** Time Approximate: The Business, Finance and Facilities Committee meeting may begin earlier than 9:30 a.m. if the meeting starts at 9:00 a.m. and the meeting ends at 10:00 a.m. The meeting will be held in the Board of Regents' Office, 1000 University Blvd., Reno, NV 89502.*

1.

4. REGENTS' WELCOME, INTRODUCTIONS AND REPORTS **INFORMATION ONLY**

Members of the Board will be provided an opportunity to make introductions, welcome guests, offer acknowledgements and report on activities beyond regular responsibilities such as attendance at conferences, serving as a liaison to public entities and participation in legislative, civic and community events. Each Regent's remarks should be limited to three minutes.

ESTIMATED TIME: 10 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. NSHE CLASSIFIED COUNCIL REPORT **INFORMATION ONLY**

A representative from the NSHE Classified Council will report to the Board concerning NSHE related issues or events of importance to classified employees across the System.

ESTIMATED TIME: 5 mins.

9. BOARD CHAIR REPORT

INFORMATION ONLY

Chair Mark W. Doucette will discuss issues related to NSHE and his activities as Board Chair, including issues related to the COVID-19 pandemic.

ESTIMATED TIME: 5 mins.

10. CONSENT ITEMS

FOR POSSIBLE ACTION

Consent items will be considered (AMCID 1 (001 Tc -0.001 Tt)3 (e)-2 (l)-2)60n1 ()-5 din (n)2((i)-2

10. CONSENT ITEMS – (continued)

10e. TUITION AND REGISTRATION FEE DISCOUNTS, NSHE **FOR POSSIBLE ACTION**

Chief Financial Officer Andrew Clinger requests acceptance of the report of institutional tuition and registration fee discounts, pursuant to Board policy (*Title 4, Chapter 17, Section 15*). ([Ref. BOR-10e](#))

10f. FIRST AMENDMENT TO THE CSN-NFA COLLECTIVE BARGAINING AGREEMENT **FOR POSSIBLE ACTION**

CSN President Federico Zaragoza requests Board ratification of the First Amendment to the CSN-NFA Collective Bargaining Agreement, pursuant to Board policy (*Title 4, Chapter 4, Section 10*). ([Ref. BOR-10f](#))

ESTIMATED TIME: 5 mins.

11. CODE REVISIONS, TITLE IX **FOR POSSIBLE ACTION**

Deputy General Counsel for System Administration Zelalem Bogale requests re-approval of revisions to the NSHE Code including Title 2, Chapter 5, Section 5.6.2 concerning confidentiality of records and Title 2, Chapter 10 concerning student code of conduct in order to maintain compliance with the U.S. Department of Education's new regulations governing sexual harassment under Title IX. The Board approved these revisions at its August 7, 2020, meeting through the emergency amendment provision within NSHE Code, which allowed the revisions to become effective immediately but for no longer than 120 calendar days unless identical revisions are approved within that period. This agenda item presents identical revisions to ensure the previously approved revisions remain effective after the 120-day window and that NSHE continues to comply with federal law. ([Ref. BOR-11](#))

***FISCAL IMPACT:** Costs to each institution will increase as a result of a live hearing requirement for each formal complaint, the need for an advisor for each party if they do not have their own and increased training, to name a few. These costs are difficult, if not impossible, to quantify accurately because implementation of rules like these has never been done before.*

ESTIMATED TIME: 15 mins.

12. PROCEDURES AND GUIDELINES FOR POSSIBLE ACTION
**MANUAL REVISION, DIFFERENTIAL
PROGRAM FEES, UNLV, UNR AND CSN**

UNLV President Keith E. Whitfield, UNR President Brian Sandoval and CSN President Federico Zaragoza request approval of the proposed differential fees for their respective institution's programs (*Procedures and Guidelines Manual, Chapter 7, Section 10*). ([Ref. BOR-12](#))

***FISCAL IMPACT:** Differential fees represent extraordinary costs associated with specific programs. Differential fee supported budgets that meet the reporting threshold of \$250,000 will be reported in the Self-Supporting Budget report.*

***ESTIMATED TIME:** 15 mins.*

13. ~~PROCEDURES~~ AND GUIDELINES FOR POSSIBLE ACTION
MANUAL REVISION, STUDENT FEES

15. INSTITUTIONAL METRICS, CSN

INFORMATION ONLY

CSN President Federico Zaragoza will present data and metrics on CSN's progress in achieving the strategic goals adopted by the Board. The metrics to be presented include those identified by the Board designed to compare the performance of NSHE and its institutions to other states or respective peers in five key areas: 1) Access; 2) Success; 3) Cls;s;he ee1 g144 611.1 359754 105.

16. PUBLIC COMMENT

Friday, December 4, 2020
(approximately 12:00 p.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.

Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, 029 and 033, members of the public may participate in the meeting without being physically present by submitting public comment via the online Public Comment Form (<http://nshe.nevada.edu/public-comment/>)

22. INVESTMENT COMMITTEE

FOR POSSIBLE ACTION

Chair Rick Trachok will present for Board approval a report on the Investment Committee meetings held on September 29, 2020, and December 1, 2020, and Board action may be requested on the following:

September 29, 2020:

- Minutes: The Committee considered for approval the minutes from the September 27, 2019, meeting. ([Ref. INV-2](#))
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**23. ACADEMIC, RESEARCH AND STUDENT
AFFAIRS COMMITTEE – (continued)**

FOR POSSIBLE ACTION

- UNLV-Program Eliminations: The Committee considered for approval elimination of the following inactive programs at UNLV:
 - Human Resource Management, BS ([Ref. ARSA-2b1](#))
 - Educational Psychology, M.Ed. ([Ref. ARSA-2b2](#))
 - Educational Leadership, MS ([Ref. ARSA-2b3](#))
 - Pharmacy, Ph.D. ([Ref. ARSA-2b4](#))
 - Science and Education, PDD ([Ref. ARSA-2b5](#))
- NSHE Planning Report/Academic Master Plan: The Committee considered for approval the *2021-2025 Planning Report*. ([Ref. ARSA-3](#))
- UNLV-Program Proposal, MS Data Analytics: The Committee considered for approval an interdisciplinary Master of Science in Data Analytics at UNLV.

**24. BUSINESS, FINANCE AND FACILITIES
COMMITTEE – (continued)**

FOR POSSIBLE ACTION

- Fiscal Year 2020-2021 NSHE State Supported Operating Budget: The Committee considered for approval the Fiscal Year 2020-2021 NSHE State Operating Budget.
- Fiscal Year 2019-2020 Self-Supporting Budget to Actual and Fiscal Year 2020-2021 Self-Supporting Budget: The Committee considered for approval the Fiscal Year 2019-2020 NSHE Self-Supporting Budget to Actual Report and the Fiscal Year 2020-2021 Budget Report.
- Amendment to the 2019A Revenue Bond Resolution to Repurpose the Revenue Bond Proceeds for the UNLV Tropicana Parking Structure Phase 2 Project, Resolution, UNLV: The Committee considered for approval UNLV's request to amend the Revenue Bond Resolution 2019A and repurpose the funds for the UNLV Tropicana Parking Structure Phase 2. ([Ref. BFF-8](#))
- Purchase of Real Property Located at 1420 East Harmon Avenue, Las Vegas, NV, UNLV: The Committee considered for approval UNLV's request to purchase the Property located at 1420 East Harmon Avenue, Las Vegas, Nevada (APN 162-23-205-001) and 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 Property including, but not limited to, conveyances, easements and right of ways, after consultation with the Business, Finance and Facilities Committee Chair and review by the NSHE Chief General Counsel. ([Ref. BFF-9](#))
- Third Amendment to the Mobilitie Investments III, LLC, Master Wireless Network Agreement and Ground Lease, UNLV: The Committee considered for approval the Third Amendment to the Master Agreement to revise the existing Site Lease term lengths and include an upfront renewal payment if the TMC 5G requirement is met, and authorizing the Chancellor to execute any additional amendments or ancillary documents deemed necessary and appropriate to implement all terms and conditions associated with the Master Agreement and all amendments, upon legal review and approval by the NSHE Chief General Counsel, in consultation with the Business, Finance and Facilities Committee Chair. The Committee also considered UNLV's request to execute the amendments to the Site Leases if and when the 5G requirement is met. ([Ref. BFF-10](#))
- Rent Abatement Letter Agreement Between UNLV and Clear Channel Outdoor, UNLV: The Committee considered for approval the Agreement for the purpose of granting Clear Channel Outdoor a \$35,171.74 rent abatement, and authorizing the Chancellor to finalize, approve and execute the Agreement and any other ancillary agreements required to implement the terms of the Agreement, upon review and approval by the NSHE Chief General

24. **BUSINESS, FINANCE AND FACILITIES
COMMITTEE – (continued)**

FOR POSSIBLE ACTION

Counsel in consultation with the Business, Finance and Facilities
Committee Chair. ([Ref. BFF-11](#))

- Health Sciences and Technology Building, Winnemucca, NV,
GBC: The Committee considered for approval: 1) the amended
grant construction agreement between GBC Foundation and the
William N. Pennington Foundation for the construction of a new
Health Sciences Building at GBC's Winnemucca location; and 2)
the capital project and construction services agreement between
GBC and CORE Construction. ([Ref. BFF-12](#))

25. **AUDIT, COMPLIANCE AND RISK MANAGEMENT**

**25. AUDIT, COMPLIANCE AND TITLE IX
COMMITTEE – (continued)**

FOR POSSIBLE ACTION

- Financial Statements, NSHE: The Committee considered for

30. 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.

Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026, 029 and 033, members of the public may participate in the meeting without being physically present by submitting public comment via the online Public Comment Form (<http://nshe.nevada.edu/public-comment/>) or voicemail (702-800-4705 or 775-300-7661). Messages received by 4:00 PM on Wednesday, December 2, 2020, may be entered into the record during the meeting. Any other Public Comment Form submissions and/or voicemails received prior to the adjournment of the meeting will be transcribed and included in the permanent record. Persons making comment are 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: 10 mins.

PURSUANT TO SECTION 3 OF DIRECTIVE 006, AND EXTENDED BY DIRECTIVES 016, 018, 021, 026, 029 AND 033, THE REQUIREMENTS CONTAINED IN NRS 241.020(4)(a) THAT PUBLIC NOTICE AGENDAS BE POSTED AT PHYSICAL LOCATIONS WITHIN THE STATE OF NEVADA HAVE BEEN SUSPENDED.

PURSUANT TO SECTION 4 OF DIRECTIVE 006, AND EXTENDED BY DIRECTIVES 016, 018, 021, 026, 029 AND 033, THIS AGENDA HAS BEEN ELECTRONICALLY POSTED ON THE NEVADA SYSTEM OF HIGHER EDUCATION WEBSITE (<http://system.nevada.edu/>) AND ON THE NEVADA PUBLIC NOTICE WEBSITE (<http://notice.nv.gov/>) IN ACCORDANCE WITH NRS 232.2175.