

NOTICE OF OPEN MEETING  
FOR SUBMISSION TO  
SECRETARY OF STATE/TEXAS REGISTER DIVISION

NAME OF AGENCY: The University of Texas System

BOARD: Board of Regents

DATE OF MEETING: 5/3/2023

TIME OF MEETING: 1:30 pm

ROOM, BUILDING, & STREET LOCATION: Board Room and Executive Session Room,  
Second Floor, The University of Texas System Building, 210 West Seventh Street

CITY: Austin

IF EMERGENCY MEETING, REASON:

ORIGINAL MEETING TRD# (if applicable):

ADDITIONAL INFORMATION OBTAINED FROM: Karen A. Rabon, Senior Associate General  
Counsel to the Board of Regents, Telephone: 512/499-4402, Email: [krabon@utsystem.edu](mailto:krabon@utsystem.edu)

COMPLETE AGENDA (single space):

The U. T. System Board of Regents will meet from 1:30 p.m. to approximately 5:00 p.m. on May 3, 2023, and from 9:00 a.m. to approximately 12:00 p.m. on May 4, 2023 (see separate posting for May 4, 2023). Meetings are tentatively scheduled to follow each other consecutively but may start earlier or later than the posted time depending on the length of the discussions and the reports of previous meetings. Please note that the estimated times and sequence of events given in the posting are only approximate and that the times and order of any individual committee meetings or meeting topics may be adjusted, as necessary.

The link to the complete Agenda Book and to the live webcast of the open session portions will be available at <https://www.utsystem.edu/board-of-regents/meetings/board-meeting-2023-05-03>.

Because attendance by the full membership of each committee constitutes a quorum of the Board and because any member of the Board may attend and participate in any committee meeting, the meetings of all committees are also being posted as meetings of the full Board.

The U. T. System Board of Regents will convene the meeting according to the following agenda:  
May 3, 2023  
1:30 p.m.

CONVENE THE BOARD IN OPEN SESSION TO RECESS TO EXECUTIVE SESSION PURSUANT TO  
*TEXAS GOVERNMENT CODE*, CHAPTER 551

1. Individual Personnel Matters Relating to Officers or Employees – Section 551.074

U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions including interim presidents); U. T. System Administration

officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees

2. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers - Section 551.071

U. T. Austin: Discussion and appropriate action related to legal issues concerning terms of contracts associated with U. T. Austin's membership in the Southeastern Conference (SEC)

#### RECONVENE THE BOARD IN OPEN SESSION FOR POSSIBLE ACTION ON EXECUTIVE SESSION ITEM, AGENDA ITEM, AND TO CONVENE COMMITTEE MEETINGS

1. U. T. System: Discussion and appropriate action regarding non-resident and graduate tuition and non-academic mandatory fee increases for the academic institutions; public hearing opportunity for changes to designated tuition pursuant to Texas Education Code Section 54.0513

#### COMMITTEE MEETINGS

##### AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. System: Report on the results of the Fiscal Year 2022 U. T. Systemwide Endowment Compliance Program

##### FINANCE AND PLANNING COMMITTEE

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. System: Financial Status Presentation and Monthly Financial Report

##### ACADEMIC AFFAIRS COMMITTEE

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. Rio Grande Valley: Approval to establish a Doctor of Philosophy in Computer Science with Interdisciplinary Applications degree program

##### HEALTH AFFAIRS COMMITTEE

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

##### FACILITIES PLANNING AND CONSTRUCTION COMMITTEE

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration
2. U. T. Austin: Erwin Center Demolition - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds
3. U. T. Austin: Engineering Discovery Building - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; and appropriation of funds and authorization of expenditure
4. U. T. Austin: Library Storage Facility Phase IV - Approval of design development; and appropriation of funds and authorization of expenditure
5. U. T. San Antonio: Blanco Hall - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt
6. U. T. Health Science Center - Houston: Public Health Education and Research Building - Amendment of the current Capital Improvement Program to decrease total project cost; approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt
7. U. T. M. D. Anderson Cancer Center: Renovate Acute Cancer Care Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds
8. U. T. M. D. Anderson Cancer Center: Replace Uninterruptible Power Supply Systems - 1 Mid Campus Data Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; approval of design development; and appropriation of funds and authorization of expenditure
9. U. T. M. D. Anderson Cancer Center: Replace Uninterruptible Power Supply Systems - Guhn Road Data Center - Amendment of the current Capital Improvement Program to include project; approval of total project cost; approval of design development; and appropriation of funds and authorization of expenditure
10. U. T. M. D. Anderson Cancer Center: Modular Vivarium - Amendment of the current Capital Improvement Program to increase total project cost; approval of design development; and appropriation of funds and authorization of expenditure

#### RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER AGENDA ITEM

U. T. System Board of Regents: Presentation of Certificate of Appreciation to Regent R. Steven Hicks

Meeting Accessibility: Meetings of the U. T. System Board of Regents are open to the public except for any posted executive session held in compliance with the Texas Open Meetings Act. Persons interested in attending committee and/or Board meetings or viewing the webcast online and desiring communication or other special accommodations should contact the Board Office at least two working days prior to the meeting. The Board Office is open Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding holidays, and contact information follows: phone (512) 499-4402; fax (512) 499-4425; email [bor@utsystem.edu](mailto:bor@utsystem.edu); 210 West Seventh Street, Austin, Texas 78701, or RELAY Texas (TTY: 7-1-1).

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

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Karen A. Rabon  
Senior Associate General Counsel to the Board of Regents  
The University of Texas System  
512/499-4402

April 28, 2023

NOTICE OF OPEN MEETING  
FOR SUBMISSION TO  
SECRETARY OF STATE/TEXAS REGISTER DIVISION

NAME OF AGENCY: The University of Texas System

BOARD: Board of Regents

DATE OF MEETING: 5/4/2023

TIME OF MEETING: 9:00 am

ROOM, BUILDING, & STREET LOCATION: Board Room and Executive Session Room,  
Second Floor, The University of Texas System Building, 210 West Seventh Street

CITY: Austin

IF EMERGENCY MEETING, REASON:

ORIGINAL MEETING TRD# (if applicable):

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The U. T. System Board of Regents will convene according to the following agenda:  
May 4, 2023  
9:00 a.m.

CONVENE THE BOARD IN OPEN SESSION TO CONSIDER AGENDA ITEMS

Welcome to New Regent Robert Gauntt

STANDING COMMITTEE RECOMMENDATIONS AND REPORTS TO THE BOARD

1. U. T. System Board of Regents: Approval of Consent Agenda and consideration of any item referred to the full Board
  1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meeting held February 22-23, 2023; and the special called meeting held March 24, 2023
  2. Other Matters - U. T. System: Approval of Newly Commissioned Peace Officers

3. Other Fiscal Matters - U. T. System Board of Regents: Approval of \$35,000,000 of funding for U. T. Rio Grande Valley's Deferred Maintenance Program; and resolution regarding parity debt
4. Contract (funds coming in) - U. T. System: Rito Foods, Inc., to supply and maintain prepared meals in vending machines
5. Contract (funds going out) - U. T. System: Grant Thornton, LLP, to provide technical accounting services related to Governmental Accounting Standards Board (GASB)
6. Contract (funds coming in) - U. T. Arlington: Amendment to Agreement with Maverick Sports Properties, LLC, a subsidiary of Learfield Licensing Partners, to license U. T. Arlington's trademarks for use in athletic sponsorship transactions
7. Contract (funds coming in) - U. T. Austin: Master Services Agreement for Clinical Care Services with Travis County Healthcare District, dba Central Health, related to the provision of specialty clinical professional, facility, and technical services to Central Health patients
8. Contract (funds going out) - U. T. Austin: QA Construction Services, Inc., to provide job order contracting services to campus facilities
9. Request for Budget Change - U. T. Austin: Transfer \$40,000,000 from Intellectual Property Income – Operating Income to Intellectual Property Income – Maintenance, Operation and Equipment to increase spending authority to distribute 50% of NIH royalty payments to U. T. researchers for the technology invented for the COVID 19 vaccine (RBC No. 11937) -- amendment to the 2022-2023 budget
10. Request for Budget Change - U. T. Dallas: New Hires with Tenure -- amendment to the 2023-2024 budget
11. Gift - U. T. Dallas: Authorization to accept the gift of a sculpture entitled “Yo y Tu” by Jose Sacal to be placed outside of the Edith O’Donnell Arts and Technology Building
12. Gift - U. T. El Paso: Authorization to accept the gift of a statue entitled of “The Bear” to be placed in front of The Don Haskins Center
13. Contract (funds coming in) - U. T. Rio Grande Valley: Approval of Annual Operating Agreement to the Affiliation Agreement between VHS Valley Health System, LLC, dba Valley Baptist Health System, and U. T. Rio Grande Valley
14. Request for Budget Change - U. T. Rio Grande Valley: New Hires with Tenure -- amendment to the 2022-2023 budget
15. Gift - U. T. San Antonio: Authorization to accept the gift of a historic residential structure to be placed on campus property from RevolUrban1, LLC, or assigns, for mission use
16. Request for Budget Change - U. T. Tyler: New Hire with Tenure -- amendment to the 2022-2023 budget
17. Contract (funds coming in) - U. T. Southwestern Medical Center: American Food and Vending Service of Missouri, Inc., will provide certain products and services on the U. T. Southwestern campus
18. Contract (funds coming in) - U. T. Southwestern Medical Center: To provide physician medical directors, quality management teams, an administrative assistant, supplies, and support services to Dallas County Hospital District, dba Parkland Health and Hospital System
19. Contract (funds going out) - U. T. Southwestern Medical Center: Administrative Resource Options, Inc., will perform mail room, scanning, and print shop services
20. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for Batson Cook Company to provide job order contracting and project management services
21. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for Falkenberg Construction Company, Inc., to provide job order contracting and project management services
22. Contract (funds going out) - U. T. Southwestern Medical Center: Mercury Global, Inc., to provide revenue billing support services

23. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement with Southwest Transplant Alliance, Inc., to provide organ procurement and acquisition services
24. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement for TDIndustries, Inc., to provide offsite facility management
25. Interagency Agreement (funds coming in) - U. T. Southwestern Medical Center: Amendment to Interagency Agreement with the Texas Health and Human Services Commission for planning and development of new state psychiatric hospital
26. Lease - U. T. Southwestern Medical Center: Authorization to lease approximately 76,943 rentable square feet with a right of first offer to lease up to an additional approximately 66,023 rentable square feet of space located within Core 35 Logistics Center V - Building 2 at 11110 Goodnight Lane, Dallas, Dallas County, Texas from Malibu Industrial, L.P., a Delaware limited partnership for mission support uses, including to serve as a repair facility and distribution hub/storage for medical equipment and related accessories
27. Purchase - U. T. Southwestern Medical Center: Authorization to purchase a to-be-abandoned segment of right-of-way totaling approximately 2.08 acres known as Treadway Street, between Harry Hines Boulevard and Forest Park Road, Dallas, Dallas County, Texas, from the City of Dallas, Texas, for future mission purposes
28. Lease - U. T. Medical Branch - Galveston: Authorization to enter into a new lease for approximately 12,120 square feet of space currently leased by U. T. Medical Branch - Galveston located at 6465 South Shore Boulevard, Suite 500, League City, Galveston County, Texas, from South Shore Lakes, LLC, for mission related purposes, including clinical use
29. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 1.87 acres of vacant land located at the southwest corner of the intersection of Orchard Street and Live Oak Street in the City of Webster, Harris County, Texas, from Bay Van Nguyen and Vikram Patel, FLP, for mission related purposes, including future medical related use
30. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.40 acres of land improved with an approximately 3,535 square foot medical office building and parking lot located at 3 Professional Park Drive, Webster, Harris County, Texas, from Medparc Partnership, a Texas general partnership, for future mission related purposes, including future medical use
31. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 6.1 acres of land improved with an approximately 92,000 square foot clinical building located at 350 Blossom Street, Webster, Harris County, Texas, from MPT of Clear Lake L.P., for future campus expansion including medical use; and resolution regarding parity debt
32. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.359 acres of land improved with an approximately 2,237 square foot medical office building and parking lot located at 215 Oak Drive South, Suite A, Lake Jackson, Brazoria County, Texas, from Simon Winston, L.P., a Texas limited partnership, for mission related purposes including medical clinic related use
33. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 0.428 acres of land improved with four buildings totaling approximately 6,758 square feet with a surface parking lot located at 1405, 1409, and 1415 Harborside Drive, Galveston, Galveston County, Texas, from Christopher J. & Cathy Frederickson, for future mission related purposes, including future campus expansion
34. Request for Budget Change - U. T. Health Science Center - Houston: New Hires with Tenure -- amendment to the 2022-2023 budget
35. Interagency Agreement (funds coming in) - U. T. Health Science Center - San Antonio: Amendment to Interagency Agreement with the Texas Health and Human

Services Commission for Centralized Training Infrastructure for Evidence-Based Practices (CTI-EBP) initiative

36. Request for Budget Change - U. T. Health Science Center - San Antonio: New Hires with Tenure -- amendment to the 2022-2023 budget

37. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with J.T. Vaughn Construction, LLC, to provide job order contracting services

38. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with O'Donnell Snider Construction, to provide job order contracting services

39. Request for Budget Change - U. T. M. D. Anderson Cancer Center: New Hire with Tenure -- amendment to the 2022-2023 budget

40. License - U. T. M. D. Anderson Cancer Center: Authorization to enter into Parking Permit Agreements with Texas Medical Center (TMC), a Texas non-profit corporation, or an affiliated entity TMC3 Development Corporation, for the use of parking spaces located within any TMC parking facility or lot, including subterranean or above-grade, located on the TMC3 Campus, Houston, Harris County, Texas, to support the Collaborative Space Sublease Agreements with TMC3 Development Corporation

41. Contract (funds going out) - U. T. System: Engineered Air Balance Co., Inc., to perform testing, adjusting, and balancing services of HVAC water and air systems, and associated design review and technical support services

42. Contract (funds going out) - U. T. System: Bath Group Inc. to perform total building commissioning technical and procedural services

2. U. T. System: Annual Meeting with Officers of the U. T. System Student Advisory Council

3. U. T. System Board of Regents: Discussion and appropriate action regarding proposed revisions to Section 2 of Regents' *Rules and Regulations*, Rule 60102 (Fees for Endowment Administration and Management and Enhancement of Philanthropy to Support University Missions)

4. U. T. System Board of Regents: Discussion and appropriate action regarding proposed appointment to the Board of Directors of The University of Texas/Texas A&M Investment Management Company (UTIMCO)

5. U. T. System Board of Regents: Discussion and appropriate action regarding proposed appointment to the University Lands Advisory Board

6. U. T. System: Update on the U. T. System Historically Underutilized Business (HUB) program

#### RECESS TO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE, CHAPTER 551

1. Individual Personnel Matters Relating to Officers or Employees - Section 551.074

a. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions including interim presidents); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees

b. U. T. System Board of Regents: Discussion regarding the Board's ongoing process for evaluation of its responsibilities and expectations [Regents' *Rules and Regulations*, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]



- c. U. T. Austin: Discussion and appropriate action regarding approval of terms of Employment Agreement and related Professional Services and License Agreement for Head Men's Basketball Coach Rodney Terry
  - d. U. T. System Board of Regents: Discussion and appropriate action regarding individual personnel matters associated with duties and responsibilities of the president and other university administrators related to the establishment of a new school at U. T. Austin
2. Negotiated Contracts for Prospective Gifts or Donations - Section 551.073
- a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features
  - b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features
3. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers - Section 551.071
- a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues
  - b. U. T. System Board of Regents: Discussion and appropriate action regarding legal issues concerning pending legal claims by and against U. T. System
4. Deliberation Regarding Security Devices or Security Audits - Sections 551.076 and 551.089  
U. T. System Board of Regents: Discussion and appropriate action regarding safety and security issues, including security audits and the deployment of security personnel and devices
5. Deliberations Regarding the Purchase, Exchange, Lease, Sale, or Value of Real Property - Section 551.072

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS AND TO CONSIDER AGENDA ITEMS

- 7. U. T. System Board of Regents: Discussion regarding the Board's ongoing process for evaluation of its responsibilities and expectations [Regents' *Rules and Regulations*, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]
- 8. U. T. System Board of Regents: Discussion and appropriate action regarding the establishment of a new school at U. T. Austin
- 9. U. T. System Board of Regents: Presentation of Certificate of Appreciation to Student Regent Neelesh C. "Neel" Mutyala
- 10. U. T. System Board of Regents: Discussion and appropriate action regarding individual personnel matters associated with the reorganization of the Board of Regents and the election of Chairman and Vice Chairmen of the Board (Regents' *Rules and Regulations*, Rule 10102, regarding Chairman and Vice Chairmen)

ADJOURN AT APPROXIMATELY 12:00 p.m.

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CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

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Karen A. Rabon  
Senior Associate General Counsel to the Board of Regents  
The University of Texas System  
512/499-4402

April 28, 2023