

Meeting No. 1,222

THE MINUTES OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1 – 6

December 15, 2021

Austin, Texas

MEETING NO. 1,222

WEDNESDAY, DECEMBER 15, 2021.--The members of the Board of Regents of The University of Texas System convened a special called meeting in Open Session on Wednesday, December 15, 2021 at 2:00 p.m. via telephone conference call, in the Board Room, Second Floor, The University of Texas System Building, 210 West Seventh Street, Austin, Texas, with the following participation:

ATTENDANCE.--

Present

Chairman Eltife
Vice Chairman Weaver
Regent Crain
Regent Hicks
Regent Jiles
Regent Perez
Regent Stedman
Regent Warren

Absent

Vice Chairman Longoria
Regent Nguyen, Student Regent, nonvoting

CONVENE THE BOARD IN OPEN SESSION TO RECESS TO EXECUTIVE SESSION.--

At 2:00 p.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session, then recessed the Board to Executive Session, pursuant to *Texas Government Code* Sections 551.071, 551.073, and 551.074 to consider the matters listed on the Executive Session agenda.

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION ON EXECUTIVE SESSION ITEMS AND AGENDA ITEMS.--Chairman Eltife reconvened the Board in Open Session at 2:33 p.m. to consider action on the following items.

- 1a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

Vice Chairman Weaver made the following motion:

I move that the U. T. System Board of Regents authorize Chancellor Milliken, Vice Chancellor Safady, and the Presidents of U. T. Austin, U. T. Tyler, and U. T. M. D. Anderson Cancer Center to conclude negotiations necessary to finalize, approve, and accept gifts and to finalize and execute any agreements related to gift-associated namings consistent with the terms and conditions outlined and recommended in Executive Session.

The motion was seconded by Regent Perez and carried unanimously.

- 1b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

See related Item 1a for action taken in Open Session.

- 2a. 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

No action was taken on this item.

- 2b. U. T. Arlington: Discussion and appropriate action on individual personnel matters related to presidential search

Regent Warren made the following motion:

I move that the U. T. System Board of Regents authorize the Chairman, Chancellor, and the Executive Vice Chancellor for Academic Affairs to take action as recommended and discussed in Executive Session, to invite candidates for the U. T. Arlington presidency, to interview with the Board at a future meeting. This motion is made with the understanding that the names of finalists for the presidency will be made public at least 21 days before a vote to name a president.

The motion was seconded by Regent Crain and carried unanimously.

3. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

AGENDA ITEMS

1. U. T. System Board of Regents: Approval of Consent Agenda items

Chairman Eltife noted the following related to the Consent Agenda:

- Item a requests approval of terms of a new Employment Agreement for current Head Football Coach Taylor at U. T. San Antonio.
- Item b requests approval of delegation to conclude negotiations and execute the contract associated with U. T. San Antonio's membership in the American Athletic Conference.

Vice Chairman Weaver moved approval, which was seconded by Regent Crain. The Board then approved the Consent Agenda, which is set forth on Pages 5 - 7.

In approving the Consent Agenda, the Board expressly authorized that any contracts or other documents or instruments approved therein may be executed by officials of The University of Texas System or respective U. T. institution involved, as appropriate.

2. U. T. Medical Branch - Galveston: Request to approve the naming of the medical school

Following brief comments by Chancellor Milliken regarding support given by John Sealy and the Sealy Smith Foundation to The University of Texas Medical Branch at Galveston and advising of President Raimer's recommendation to name the medical school in honor of John Sealey, Regent Crain made the following motion:

I move the U. T. System Board of Regents approve the recommended naming of the school of medicine at The University of Texas Medical Branch at Galveston as The John Sealy School of Medicine.

RECOMMENDATION

President Raimer will make a recommendation with the support of the Chancellor, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor for External Relations, Communications, and Advancement Services concerning the naming of the medical school.

The motion was seconded by Regent Hicks and carried unanimously.

Prior to adjourning the meeting, Chairman Eltife called on Chancellor Milliken who reported that U. T. San Antonio received the R1 Tier (or top-tier research institution) classification from The Carnegie Classification of Institutions of Higher Education, joining 150 universities out of over 3000 nationwide, one of eight universities in Texas to hold that distinction, and also now one of only 20 institutions in the country that have the R1 Carnegie classification and are Hispanic-serving institutions.

ADJOURNMENT.--There being no further business, the meeting was adjourned at 2:40 p.m.

/s/

Tina E. Montemayor
Secretary to the Board of Regents
December 15, 2021



**THE UNIVERSITY OF TEXAS SYSTEM
BOARD OF REGENTS
CONSENT AGENDA**

Special Called Board Meeting:

December 15, 2021
Austin, Texas

- a. Interagency Agreement (funds coming in) - U. T. System: Renewal of Interagency Contract with Texas Higher Education Coordinating Board to administer and oversee funding to support the Texas Child Mental Health Care Consortium, and related finding of public purpose

Agency: Texas Higher Education Coordinating Board

Funds: \$975,000 for FY 2022 and \$975,000 for FY 2023, for a total of \$1,950,000

Period: September 1, 2021 through August 31, 2023

Description: Under this contract renewal, U. T. System will continue to administer and oversee funding to support the efforts and mission of the Texas Child Mental Health Care Consortium (Consortium). The Consortium was established by the 86th Texas Legislature to leverage the expertise and capacity of Texas health-related institutions of higher education to address urgent mental health challenges and improve the mental health care system in Texas in relation to children and adolescents and to enhance the state's ability to address mental health care needs of children and adolescents through collaboration of those health-related institutions. The initial Agreement was approved by the Board of Regents on September 27, 2019, following selection of U. T. System Administration as the administrator of the Consortium by the Consortium's Executive Committee.

House Bill 1, *The General Appropriations Act* of the 87th Texas Legislature, Regular Session, appropriated \$600,000 for FY 2022 and \$600,000 for FY 2023 to the Higher Education Coordinating Board to fund the continued administration and oversight of the Consortium, which is administratively attached to the Coordinating Board.

In addition, the Coordinating Board will disburse \$375,000 for FY 2022 and \$375,000 for FY 2023 for U. T. System Administration to procure services for an independent, external evaluation of the programs of the Consortium. Thus, under this renewal agreement, U. T. System Administration will receive \$975,000 in FY 2022 and \$975,000 in FY2023, for a total of \$1,950,000.

Finding of Public Purpose:

If approved, the activities proposed above are ensured to serve a public purpose based on the following:

1. The proposed renewal of the interagency contract has a predominantly public purpose as the administrative and oversight services to be provided are in support of the legislature's stated purposes for the Consortium: to address urgent mental health challenges and improve the mental health care system in Texas in relation to children and adolescents, and to enhance the state's ability to address mental health care needs of children and adolescents.
2. Under the terms of the interagency contract, U. T. System Administration will retain sufficient control over its contributions to the Consortium to ensure the public purpose is accomplished. Each of the U. T. health institutions, as well as the Dell Medical School at U. T. Austin and the U. T. Rio Grande Valley School of Medicine, have two representative members on the Consortium Executive Committee, the Consortium's governing body. In addition, U. T. System Vice Chancellor for Health Affairs and Chief Medical Officer David Lakey serves as its Presiding Officer.
3. U. T. System Administration will receive adequate consideration and benefits through its support of the Consortium as the Consortium includes the six U. T. health institutions, as well as the Dell Medical School at U. T. Austin and the U. T. Rio Grande Valley School of Medicine.

b. Contract (funds going out) - U. T. Arlington: Academic Partnerships, LLC, to provide online educational services

Agency: Academic Partnerships, LLC

Funds: \$350,000,000 dependent upon the number of programs and enrollment

Period: September 1, 2021 through August 31, 2028; with one optional two-year extension

Description: In 2011, U. T. System executed an Online Education Services Agreement with Academic Partnerships, LLC, under which U. T. institutions could enter orders for online education services. In 2012, U. T. Arlington entered such an order. Since that time, Academic Partnerships has provided U. T. Arlington with education services for numerous online programs. For these services, Academic Partnerships is paid a percentage of the total tuition received.

On November 9, 2017, the Board of Regents approved an extension to the Agreement, which is set to expire in November 2022. U. T. Arlington recently issued a Request for Proposal for academic online services to provide U. T. Arlington a wider selection of service providers. Academic Partnerships was one of three vendors selected through that RFP process.

Under this new Agreement, Academic Partnerships, LLC, will provide online educational services for specific academic programs under a nonexclusive Master Agreement. Academic Partnerships will be paid a fee ranging between 25% to 40% for continuation of any U. T. Arlington academic online programs currently provided through Academic Partnerships. For any new programs, Academic Partnerships will be paid a per student flat fee ranging between \$308 and \$844 per three credit hour course, with U. T. Arlington retaining between \$463 and \$1,118 per three credit hour course. U. T. Arlington is not required to continue any current programs or award any new programs to Academic Partnerships, LLC.