

Meeting No. 1,201

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

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December 9, 2019

Austin, Texas

MEETING NO. 1,201

MONDAY, DECEMBER 9, 2019.--The members of the Board of Regents of The University of Texas System convened a special called meeting at 3:31 p.m. via telephone conference call on Monday, December 9, 2019, 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 Longoria (joined at 3:37 p.m.)
Vice Chairman Weaver
Regent Beck
Regent Crain
Regent Hicks
Regent Jiles (in person)
Regent Perez
Regent Dominguez, Student Regent, nonvoting

Absent

Regent Warren

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present on the telephone, Chairman Eltife called the meeting to order in Open Session.

RECESS TO EXECUTIVE SESSION.--At 3:32 p.m., the Board recessed 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, IF ANY, ON EXECUTIVE SESSION ITEMS AND TO CONSIDER AGENDA ITEMS.--The Board reconvened in Open Session at 3:40 p.m. to consider action on the following items.

1a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

- 1b. U. T. Tyler and U. T. Health Science Center - Tyler: Discussion and appropriate action regarding legal issues related to alignment of administrative and operational relationship

No action was taken on this item. See related Executive Session Item 2b and Agenda Item 2 for discussion and 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); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (such as 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. Tyler and U. T. Health Science Center - Tyler: Discussion and appropriate action regarding individual personnel matters related to alignment of administrative and operational relationship

No action was taken on this item. See related Executive Session Item 1b and Agenda Item 2 for action taken in Open Session.

- 3a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

No action was taken on this item.

- 3b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

No action was taken on this item.

AGENDA ITEMS

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

The Board approved the Consent Agenda, which is set forth on Page 5.

2. U. T. Tyler and U. T. Health Science Center - Tyler: Discussion and appropriate action regarding alignment of administrative and operational relationship

Chairman Eltife called on Chancellor Milliken to report on the results of a review regarding the benefits of a new relationship between U. T. Tyler and U. T. Health Science Center – Tyler that would involve a change in the alignment of administrative and operational activities. The Chancellor noted that, based on both the growth of the academic and financial strength of the two institutions in Tyler and the opportunity for collaboration across disciplines, a strategic realignment is recommended to benefit the region and particularly the students. He noted that both institutional presidents are highly supportive. In addition to the benefits to students both in resources and pathways for progress, new opportunities for collaboration and the higher profile of a single institution will support faculty and student recruitment.

Chairman Eltife commented that this alignment is an incredible opportunity for the students and region of Northeast Texas. He suggested this is also a catalyst for the Board to explore a medical school opportunity in the future.

Regent Dominguez asked about the timing for the merger to be implemented. Chancellor Milliken responded that he expects a reasonable schedule over the next year will allow for student enrollment in the unified institution in the summer of 2021.

Regent Jiles commented on the advantages the unified institution will provide for academics, patient care, and academic and health research. He also noted that stakeholders in the region will have the ability to participate in the growth and be part of the solutions.

Following the discussion led by Chancellor Milliken, the Board approved the motion set forth below made by Vice Chairman Weaver.

I move that the U. T. System Board of Regents authorize the Chancellor and the Presidents of U. T. Tyler and U. T. Health Science Center -Tyler to take any and all actions necessary, consistent with all relevant requirements of state and federal governmental agencies and accreditation bodies, to bring The University of Texas Health Science Center at Tyler under the administrative leadership of The University of Texas at Tyler. The Chancellor shall provide periodic updates to the Board on progress and shall seek any necessary further authorization from the Board required to effectuate the administrative alignment of these two institutions.

The motion was seconded by Regent Beck and was unanimously approved.

Chairman Eltife commented that to assist in developing the most appropriate and effective structure for the new relationship, he plans to appoint a local advisory committee with representation from both institutions and the community.

3. U. T. Austin: Discussion and appropriate action related to a modification to the parameters of delegation granted on December 20, 2018 under the caption related to potential short-term ground lease to Oak View Group, LLC (OVG) or an affiliated entity of approximately 6.64 acres of land located south of Mike A. Myers Stadium between Red River Street and Robert Dedman Drive for construction of an events arena; acceptance of ownership of the arena upon completion; and execution of a long-term services and/or management agreement with OVG or an affiliated entity for management of an events arena to replace the Frank C. Erwin Special Events Center

Regent Crain moved that the U. T. System Board of Regents amend the Board's December 20, 2018 authorization to allow President Fenves and the U. T. System Executive Director of Real Estate to enter into the transactions contemplated under the December 2018 action for the construction and operation of a basketball arena and public event center for the benefit of the University and related public uses (now known as the Moody Center) with a special-purpose entity either owned and controlled directly or indirectly by OVG or owned and controlled directly or indirectly by OVG and Life Nation Entertainment, Inc.

The motion was seconded by Vice Chairman Longoria and was unanimously approved by the Board.

ADJOURNMENT.--There being no further business, the meeting was adjourned at 3:52 p.m.

/s/ Tina E. Montemayor
Secretary to the Board of Regents
December 10, 2019



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

Special Called Board Meeting:
December 9, 2019
Austin, Texas

Contract (funds coming in) - U. T. Austin: Trademark License Agreement with Collegiate Licensing Company, LLC

Agency: Collegiate Licensing Company, LLC (CLC)

Funds: Approximately \$8 million per year in royalties generated under the agreement

Period: July 1, 2019 through June 30, 2032, with an exclusive 60-day period to negotiate a renewal of the agreement commencing on June 30, 2031

Description: CLC will act as the University's exclusive product licensing agent. In this role, CLC will authorize the use of the University's name and identifying indicia in connection with the manufacture, distribution, sale and other commercialization of licensed products.