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Board Agenda

October 16, 2014
Board of Regents Meeting
University of North Texas System
UNT System Building
1901 Main St.
Room 712
Dallas, TX

Thursday, October 16

9:00 am **CALL TO ORDER**

Convene Full Board

Approve Consent Agenda

- | | |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2014-81 UNTS | Approval of the Minutes of the September 18, 2014 Meeting and the October 1, 2014 Special Called Meeting |
| 2014-82 UNTS | Selection of Architect and Project Budget Approval for the Renovation of the UNT Health Science Center Patient Care Center |
| 2014-83 UNTHSC | Delegation of Authority to the Chancellor or his Designee to Execute an Amendment to an Existing UNTHSC Multi-year Lease Agreement for Expanded Clinical Space with Texas Health Resources Harris Methodist Hospital for the Practice of Orthopedics |
| 2014-84 UNTHSC | Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for "Agroterrorism: Detection & Response" |
| 2014-85 UNTHSC | Authorization to Execute an Amendment to the Agreement between Tarrant County Public Health and UNTHSC for Electronic Support for Public Health Software |

2014-86 UNTHSC

Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for “Continuing Education Programs”

Chancellor's Remarks

Lee Jackson, Chancellor, UNT System

- Introduction of New Leaders
- College to Career Projects
- Operations Improvements in 2015

BRIEFING

UNTHSC Institute for Applied Innovation

- Michael Williams, President

Recess full Board for Finance Committee meeting

9:30 am FINANCE COMMITTEE

Approve minutes of the August 21, 2014 and September 18, 2014 meetings

BRIEFING

UNTS Long-Term Investment Pool Structure and Performance

- Janet Waldron, Vice Chancellor for Finance
- Tim Dwight, UNT Foundation Investment Committee Chair
- Mike Mlinac, UNT Foundation Consultant

ACTION ITEM

2014-87 UNT

Approval of the Establishment of an Oklahoma Undergraduate Resident Tuition Rate at UNT

2014-88 UNTS

Approval to Enter into a Lease for Converged Computing Infrastructure

2014-89 UNTS

Approval of Amended UNT System Regulation 08.2000, Investment of System Funds

Adjourn Finance Committee

11:00 am Reconvene the Board to consider action items

Report of the Finance Committee

11:15 am Recess for Executive Session (Room 711)

Government Code, Chapter 551, Section .071 - Consultation with Attorneys Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers

- Consultation with counsel regarding confidential legal matters, including pending, threatened, and contemplated litigation or settlement offers
- Consultation with counsel regarding contemplated, ongoing and/or finalized investigations and any findings, conclusions or recommendations related to those investigations
- Consultation with counsel on the status of negotiations and/or compliance with contracts and agreements, including but not limited to legal obligations and duties and any and all related facts
- Consultation with counsel regarding legal issues related to the investigation into state funded employee benefits, adjusting and/or correcting journal entries, financial transactions and controls, and the State Auditor's Office Investigative Report dated September 23, 2014
- Consultation with counsel regarding legal issues related to debt, debt financing, financial statements, and related disclosures
- Consultation with counsel regarding legal duties and responsibilities of members of the Board of Regents, and System and University officers and employees

Government Code, Chapter 551, Section .072 - Deliberations Regarding the Purchase, Exchange, Lease or Value of Real Property

- Consideration of matters related to the purchase, exchange, lease and value of real property located in Dallas, Denton, and Tarrant Counties
- Discussion of the acquisition by purchase or eminent domain, if necessary, of the property and improvements described as being all that certain tract or parcel of land, commonly known and numbered as 1500 N I-35E, Denton, Denton County, Texas

Government Code, Chapter 551, Section .074 - Personnel Matters Relating to Appointment, Employment, Evaluation, Assignment, Discipline, or Dismissal of Officers or Employees

- Consideration of individual personnel matters related to the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of University and System officers and employees
- Consideration of individual personnel matters related to the search to fill the position of UNT System Chief Internal Auditor

12:30 pm Reconvene the Board in Open Session to consider any action items from Executive Session

Adjourn



Board Order

Title: Approval of the Minutes of the September 18, 2014 Meeting and the October 1, 2014 Special Called Meeting

Board of Regents Order 2014-81

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, the minutes of the September 18, 2014 and October 1, 2014 meetings of the UNT System Board of Regents have been prepared by the Board Secretary and are attached here for Board approval,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. The minutes of the September 18, 2014 meeting of the UNT System Board of Regents.
 2. The minutes of the October 1, 2014 special called teleconference meeting of the UNT System Board of Regents.
-

VOTE: _____ eyes _____ nays _____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents



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MINUTES BOARD OF REGENTS MEETING September 18, 2014

The University of North Texas System Board of Regents convened on Thursday, September 18, 2014 in Room 43/47 of The University of North Texas, Gateway Center, located at 801 North Texas Boulevard, Denton, Texas with the following Regents in attendance: Brint Ryan, Gwyn Shea, Steve Mitchell, Rusty Reid, Don Potts, Milton Lee, Al Silva, Glen Whitley, and Christopher Vera.

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Brint Ryan called the meeting to order at 9:02 am.

The Board considered the following action item:

2014-71 UNTS Approval of the Appointment of Board Secretary

Pursuant to a motion by Regent Lee seconded by Regent Whitley, the Board approved the above action item. The motion was approved on a 7-0 vote.

The Board considered the following items of the Consent Agenda:

2014-72 UNTS Approval of the Minutes of August 21-22, 2014 Board Meeting

2014-73 UNTS Selection of Architect for the Interdisciplinary Research Building at UNT Health Science Center

2014-74 UNTS Acquisition of Real Property located at 911 Maple Street, Denton, Texas

2014-75 UNT Authorization to Execute an Agreement between UNT and Nelnet Business Solutions, Inc. and American Express Travel Related Services Company, Inc. for Service Fees Associated with Student Account Credit/Debit Card Payments

2014-76 UNTHSC Authorization to execute an Agreement between UNTHSC and Tarrant County to provide medical physician consultant services for Tarrant County Public Health Department's Tuberculosis Elimination Program and Refugee Clinic

2014-77 UNTHSC Authorization to execute an Agreement between UNTHSC and Tarrant County Public Health Department to provide Ethical Research Review of Human Subject Protocols

2014-78 UNTHSC Delegation of Authority to negotiate, approve, and sign an Extension of Existing UNTHSC Professional Service Agreements to Provide Physician Services to the Tarrant County Hospital District

Chairman Ryan recognized Regent Whitley who requested he be recused from consideration of the last three items on the consent agenda. Therefore, the consent agenda was considered in two motions. Pursuant to a motion by Regent Mitchell seconded by Regent Whitley the Board approved the first four items of the above Consent Agenda. The motion was approved on a 7-0 vote.

Pursuant to a motion by Regent Mitchell seconded by Regent Potts the Board approved the last three items of the above Consent Agenda. The motion was approved on a 6-0 vote, with Regent Whitley recused.

Chairman Ryan recognized Chancellor Jackson who briefed the Board on **Financial Transformation Progress**.

Chairman Ryan recessed the Board for the meetings of the Facilities and Academic Affairs and Student Success Committees.

Following the Committee meetings, the Board reconvened at 9:55 am.

At 9:56 am Chairman Ryan moved the Board into Executive Session to consider matters noted on the Executive Session agenda.

At 1:46 pm, following Executive Session, Chairman Ryan reconvened the full Board. The following action item from Executive Session was considered:

2014-79 UNTS Authorization to Acquire by Purchase or Eminent Domain the Property and Improvements Located at 1500 N I-35E, Denton, Denton County, Texas

Regent Mitchell moved: "I move adoption of Board Order 2014 – 79, which reads in pertinent part as follows:

1. The Board of Regents of the University of North Texas System delegates authority to the Chancellor or his designee to acquire by purchase the property and improvements at 1500 N I-35E, Denton, Denton County, Texas, more particularly described in Board Order 2014 – 79 and in the notice of this public meeting of the University of North Texas System Board of Regents for use as a Community Services Complex and to provide temporary space for departments displaced by renovations on campus; SAVE AND EXCEPT any portion of the property that is

conveyed to, or taken by, the State of Texas or the Texas Department of Transportation.

2. The Board of Regents of the University of North Texas System authorizes and approves the use of the power of eminent domain and initiation of condemnation proceedings to acquire fee simple absolute title in and to the property and improvements at 1500 N I-35E, Denton, Denton County, Texas, more particularly described in Board Order 2014 – 79 and in the notice of this meeting of the University of North Texas System Board of Regents for the University of North Texas' public use in providing for the permanent or temporary expansion or relocation of various University departments, centers, clinics, or facilities; SAVE AND EXCEPT that portion of the property that is conveyed to, or taken by, the State of Texas or the Texas Department of Transportation." Regent Lee seconded the motion, and the Board approved the above agenda item. The motion was approved on a 8-0 vote.

There being no further business, the Board meeting was adjourned at 1:49 pm on Thursday, September 18, 2014.

Submitted By:

Approved By:

Rosemary R. Haggett,
Board Secretary

Brint Ryan,
Chairman

Date:_____

Date:_____



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**BOARD OF REGENTS
Teleconference Meeting Minutes
October 1, 2014**

University of North Texas System
Room 762
1901 Main Street
Dallas, Texas

The University of North Texas System Board of Regents convened a special called meeting via teleconference on Wednesday, October 1, 2014 in Room 762, UNT System Building, Dallas, Texas, with the following Regents in attendance: Brint Ryan, Michael Bradford, Milton Lee, Steve Mitchell, Don Potts, Rusty Reid, Glen Whitley, and Chris Vera.

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Ryan called the meeting to order at 4:32 pm.

The Board Secretary called roll and confirmed participants in the meeting.

At 4:34 pm Chairman Ryan moved the meeting into Executive Session.

The Board reconvened in Open Session at 4:58 pm and considered the following action item.

2014-80 UNTS Appointment of UNT System Interim Chief Internal Auditor

Pursuant to a motion by Regent Mitchell and seconded by Regent Potts, the Board approved the above item on a 7-0 roll call vote.

There being no further business, the meeting was adjourned at 5:03 pm.

Submitted By:

Approved By:

Rosemary R. Haggett
Board Secretary

Brint Ryan
Chairman

Date: _____

Date: _____



Board Briefing

Committee: Consent

Date Filed: September 24, 2014

Title: Selection of Architect and Project Budget Approval for the Renovation of the UNT Health Science Center Patient Care Center

Background:

The recent partnership with John Peter Smith Hospital provides the opportunity to establish Oncology services and to expand associated research at the UNT Health Science Center (HSC). The space planned to support this initiative is on the first floor of the Center for BioHealth building (CBH) and its use requires relocating the unit currently housed there to space to be renovated on the sixth floor of the Patient Care Center (PCC). This renovation is the first phase of the planned phased renovation of the PCC for evolving uses at HSC.

Currently, the sixth floor of the PCC is being utilized as UNTHSC departmental clinical space for Osteopathic Manipulative Medicine and Women's Health. Consistent with the planned phased renovation of the PCC, these functions will be relocated to leased space or consolidated on lower floors in the PCC. Approximately half (8,000 gsf) of the sixth floor will then be renovated to accommodate the relocation of the administrative research support group that is currently located on the first floor of the CBH. The remaining portion of the floor will be available, with appropriate tenant improvements, for future assignments as needed.

Based on staff studies of the tenant improvement work that make up the project, a budget of not to exceed \$2,500,000 has been established. This amount reflects an increase of \$500,000 as compared to the amount reported in the most recently submitted Capital Projects Schedule (CPS) (dated July 2014). HSC has confirmed the availability of the funds and revised the CPS accordingly.

UNT System and UNTHSC staff evaluated qualifications for architectural services under existing Indefinite Delivery Indefinite Quantity (IDIQ) contracts. Based on the type of project and qualifications presented, the firm of FKP Architects is recommended as the most qualified to provide design services for the project. Following action by the Board of Regents, a service order will be initiated with the recommended firm to provide for architectural and engineering services under the terms and conditions of the existing IDIQ contract. If terms of the service order cannot be agreed upon, negotiations will be terminated and will begin with Treanor Architects, the second most qualified firm.

Construction services will be procured under existing contracts within the State group purchasing program; multiple proposals will be evaluated to insure best price and value. Use of the existing contracts within this program will not require further Board action.

Financial Analysis/History:

The campus has allocated the \$2,500,000 funded through a combination of HEAF and institutional funds as listed on line 2.93 in the revised Capital Project Schedule for September 2014.

John A. Harman
Digitally signed by John A. Harman
DN: cn=John A. Harman, o=Senior Vice
President and CFO, ou=UNTHSC,
email=john.harman@unthsc.edu, c=US
Date: 2014.10.10 08:28:41 -05'00'

Institution Chief Financial Officer

Janet Waldron
Digitally signed by Janet Waldron
DN: cn=Janet Waldron, o=UNT System, ou=Vice
Chancellor for Finance,
email=janet.waldron@untsystem.edu, c=US
Date: 2014.10.13 10:11:30 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer
Digitally signed by Nancy S. Footer
DN: cn=Nancy S. Footer, o=UNT System, ou=Office
of General Counsel,
email=nancy.footer@untsystem.edu, c=US
Date: 2014.10.13 09:04:21 -05'00'

Vice Chancellor/General Counsel

Schedule:

Proposed schedule for the project:

Design Start	October 2014
Construction Start	April 2015
Construction Substantial Completion	July 2015

Recommendation:

It is recommended that the Board of Regents authorize and approve the following Board Order.

Recommended By:

James K. Davis

Associate Vice Chancellor for
Facilities Planning and Development

Michael R. Williams
Michael R. Williams
cn=Michael R. Williams, o=UNT
Health Science Center,
ou=President,
email=michael.williams@unthsc.edu, c=US

President

James Maguire
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DN: cn=James Maguire, o=Vice Chancellor for
Administrative Services, ou=UNT System,
email=james.maguire@untsystem.edu, c=US
Date: 2014.10.09 16:39:43 -05'00'

Vice Chancellor

Lee Jackson
Digitally signed by Lee Jackson
DN: cn=Lee Jackson, o=University of
North Texas System, ou=Chancellor,
email=lee.jackson@untsystem.edu,
c=US
Date: 2014.10.13 09:48:43 -05'00'

Chancellor

Attachments Filed Electronically: UNTHSC Capital Projects Schedule – September 2014



Board Order

Title: Selection of Architect and Project Budget Approval for the Renovation of the UNT Health Science Center Patient Care Center

Board of Regents Order 2014-82

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, the UNTHSC Patient Care Center was constructed in 1997 and is in need of renovations consistent with the planned phased approach to support evolving uses, and

Whereas, renovations to the sixth floor of the Patient Care Center is proposed to accommodate administrative research support space, and

Whereas, a project budget of not to exceed \$2,500,000 has been included in the UNTHSC Capital Projects Schedule, and

Whereas, a panel has conducted an architect selection process from the list of Indefinite Delivery Indefinite Quantity (IDIQ) architecture firms, and

Whereas, the panel has recommended the firm of FKP Architects to perform the design with Treanor Architects ranked as the next highest qualified firm,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. The selection of FKP Architects as the architectural firm to design the renovation of the sixth floor of the Patient Care Center.
2. The Chancellor or his designee to execute the service order under the Indefinite Delivery Indefinite Quantity contract for design services. If negotiations are unsuccessful, approve UNT System to undertake negotiations and the Chancellor or his designee to execute a service order with the second highest qualified firm. No contract shall be entered into until an acceptable HUB plan has been submitted.

3. A project budget not to exceed \$2,500,000.

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents

University of North Texas Health Science Center

Capital Projects Schedule

(in \$millions)

September 2014

				Prior Year Revenue	2014	2015	2016	2017	2018	Total		
Revenues:												
HEAF UNTHSC				1.30	1.48	3.48	1.50	1.50	1.50	9.46		
HEAF Carryforward					0.50	1.50				2.00		
Commercial Paper					0.50	4.50	7.00	9.00	4.00	25.00		
Parking Fees										0.00		
Revenue Bonds										0.00		
Tuition Revenue Bonds										0.00		
Foundation										0.00		
University Resources/External Funds										0.00		
Institutional Funds - Local				3.57		2.65				2.65		
Institutional Funds - Local Carryforward						3.35				3.35		
Board Designated Tuition				4.80						0.00		
Total				9.67	2.48	15.48	8.50	10.50	5.50	42.46		
Proj. No.	Expenditures:	Funding DeptID	Prior Year Costs	2014	2015	2016	2017	2018	Total	Total Project \$		
1.00	New Construction:											
1.30	Library Courtyard - Campus Beautification	80465	3.80						0.00	3.80		
1.40	Campus Center Design Development	80236	1.00						0.00	1.00		
									0.00	-		
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2.00	Renovation:											
2.50	Research & Education Level 1 - Instructional Teaching Lab	80893	1.00						0.00	1.00		
2.60	Research & Education Level 3 - Research Labs & Offices	80892	1.92						0.00	1.92		
2.70	Research & Education - Mechanical Infrastructure Upgrade	80894		0.50	5.50				6.00	6.00		
2.80	Everett Level 8 - Offices & Furniture	81033	0.65						0.00	0.65		
2.90	Medical Professional Building Levels 1 & 2 - Student Affairs	81048		0.50	4.50				5.00	5.00		
2.91	Patient Care Center Levels 1 & 2							4.00	4.00	4.00		
2.92	Patient Care Center Levels 3 & 4						4.00		4.00	4.00		
2.93	Patient Care Center Levels 5 & 6				2.50	2.00			4.50	4.50		
2.94	Everett Level 2 & RES Level 4- Research Labs & Offices					5.00	5.00		10.00	10.00		
2.95	CBH Level 1 for Oncology				1.50				1.50	1.50		
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3.00	Purchase of Property:											
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4.00	Facilities Maintenance - HEAF		1.30	1.48	1.48	1.50	1.50	1.50	7.46			
5.00	Master Plan Improvements - HEAF								0.00			
6.00	LAN Upgrade - Operating Funds								0.00			
7.00	Future Projects & Cost Increases-HEAF								0.00			
Total				9.67	2.48	15.48	8.50	10.50	5.50	42.46		

* Advanced Local Funds for Project #2.90 to be reimbursed by Commercial Paper and ultimately RFS Bonds.

Approval:



 President



Board Briefing

Committee: Consent

Date Filed: September 23, 2014

Title: Delegation of Authority to the Chancellor or his Designee to Execute an Amendment to an Existing UNTHSC Multi-year Lease Agreement for Expanded Clinical Space with Texas Health Resources Harris Methodist Hospital for the Practice of Orthopedics

Background:

The Department of Orthopedics has operated a clinical practice in the Ben Hogan Center at Texas Health Resources Harris Methodist Hospital since March 2011. The original seven year lease agreement for 8,519 square feet was approved at the April 26, 2010 meeting of the Regents with a provision not to exceed \$2.2 million in expenditures for the lease term. The practice has continued to grow and at its December 5, 2013 meeting, the Board approved delegation of authority to the Chancellor or his designee to execute an amendment to the original contract to expand the leased square footage by an additional 4,133 square feet, for a total of 12,652 square feet, for the remainder of the 7 year lease term set to expire in March 2018. The authorization limited expenditures for the lease term to no more than \$2.5 million without further Board approval. The expanded space was scheduled to be occupied in May 2014. However, execution of the amendment did not occur due to minor changes in construction finish-out and a revised timeframe for occupancy.

Financial Analysis/History:

The revised proposed lease amendment provides for occupancy of the expanded space beginning December 2014. Projected lease payments over the remaining term now slightly exceed the \$2.5 million approved by the Board in December 2013. Projected expenditures under the proposed revised lease amendment total \$2,518,433.76 million, which requires Board approval since the original lease was authorized for an amount not to exceed \$2.2 million for the term and the December 2013 amendment authorization was for an amount not to exceed \$2.5 million. The attached schedule provides an analysis of historical lease costs for the Department of Orthopedics at the Ben Hogan Center as well as a projection of revised costs through the end of the lease term.

John A. Harman
Digitally signed by John A. Harman
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CFO, ou=UNTHSC, email=jaharman@unthsc.edu,
c=US
Date: 2014.10.10 08:02:18 -0500

Institution Chief Financial Officer

Janet
Waldron

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ou=Vice Chancellor for Finance,
email=janet.waldron@untsystem.edu,
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Date: 2014.10.13 10:12:21 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer

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ou=Office of General Counsel,
email=nancy.footer@untsystem.edu, c=US
Date: 2014.10.13 09:00:40 -05'00'

Vice Chancellor/General Counsel

Schedule:

The new lease rate is expected to be effective December 2014.

Recommendation:

It is recommended that the Board of Regents approve the request for a delegation of authority to the Chancellor or his designee to execute an amendment to an existing UNTHSC multi-year lease agreement for expanded clinical space with Texas Health Resources Harris Methodist Hospital for the practice of Orthopedics.

Recommended By:

John A. Harman MBA

UNTHSC VP for Finance and CFO

Michael R.
Williams

Michael R. Williams
cn=Michael R. Williams, o=UNT Health
Science Center, ou=President,
email=michael.williams@unthsc.edu,
c=US

President

Lee Jackson

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North Texas System, ou=Chancellor,
email=lee.jackson@untsystem.edu, c=US
Date: 2014.10.13 09:50:28 -05'00'

Chancellor

Attachments Filed Electronically:

- Approved Board Order (December 5, 2013)
- Revised Projected Lease Expense Schedule



Board Order

Title: Delegation of Authority to the Chancellor or his Designee to Execute an Amendment to an Existing UNTHSC Multi-year Lease Agreement for Expanded Clinical Space with Texas Health Resources Harris Methodist Hospital for the Practice of Orthopedics

Board of Regents Order 2014-83

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent _____ and seconded by Regent _____, the Board approved the motion presented below:

Whereas, in 2010, the Board of Regents approved a seven year facility lease agreement with Texas Health Resources for clinical space on the campus of its Harris Methodist Hospital, with a renewal option, not to exceed \$2,200,000, and

Whereas, there has been steady growth in the number of patients, providers, and staff since relocating its UNT Health Orthopedic Clinical Practice to the Ben Hogan building in March of 2011, and

Whereas, UNT Health wishes to expand the current leased clinical space by 4,133 square feet to a total of 12,652 square feet to accommodate this steady growth for a total estimated expenditure of \$2,518,433.76 million over the entire seven year lease term,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Delegation of authority to the Chancellor or his designee to execute an amendment to an existing UNTHSC multi-year lease agreement with Texas Health Resources Harris Methodist Hospital to expand total leased space to 12,652 square feet for the remainder of the lease term through March 2018.
 2. That total expenditures for the duration of the lease term will not exceed \$2.6 million without further Board approval.
-

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents



Committee: Finance

Date Filed: December 5, 2013

Title: Delegation of Authority to the Chancellor or his Designee to Execute an Amendment to an Existing UNTHSC Multi-year Lease Agreement for Expanded Clinical Space with Texas Health Resources Harris Methodist Hospital for the Practice of Orthopedics

Background:

The Department of Orthopedics relocated its clinical practice from the Health Science Center campus to the Ben Hogan Center at Texas Health Resources Harris Methodist Hospital in March 2011. The original seven year lease agreement for 8,519 square feet was approved at the April 26, 2010 meeting of the Regents with a provision not to exceed \$2.2 million in expenditures for the lease term. The Musculoskeletal Service Line has continued to experience growth in patient volume as well as the number of providers and staff. The practice has an exam room utilization rate of 96% and providers are sharing offices. As a result of continued growth and the forthcoming addition of at least three more providers, the department needs to amend its current lease to expand the number of clinic exam rooms, waiting room space, faculty offices, and administrative office space.

Financial Analysis/History:

Under the proposed amendment to the original lease, leased space would increase by 4,133 square feet to a total of 12,652 beginning in May 2014 through the remainder of the 7 year lease term expiring in March 2018. This proposed expansion would bring the total projected expenditures under the lease to \$2.5 million and thus requires Board approval since the original lease was authorized for an amount not to exceed \$2.2 million for the term. The attached schedule provides an analysis of historical lease costs for the Department of Orthopedics at the Ben Hogan Center as well as a projection of revised costs through the end of the lease term.

John A.
Harman

Digitally signed by John A. Harman
DN: cn=John A. Harman, o=UNTHSC,
ou=Vice President for Finance and CFO,
email=john.harman@unthsc.edu, c=US
Date: 2014.01.06 14:02:56 -0600

Institution Chief Financial Officer

Allen Clemson

Digitally signed by Allen Clemson
DN: cn=Allen Clemson, o=System, ou=UNTS,
email=allen.clemson@untssystem.edu, c=US
Date: 2014.01.07 16:13:37 -0600

Interim Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer Digitally signed by Nancy S. Footer
DN: cn=Nancy S. Footer, o=UNT System, ou=OGC,
email=nancy.footer@untsystem.edu, c=US
Date: 2014.01.07 15:42:08 -0600

Vice Chancellor/General Counsel

Schedule:

The new lease rate is expected to be effective May 2014.

Recommendation:

It is recommended that the Board of Regents approve the request for delegation of authority to the Chancellor or his designee to execute an amendment to an existing UNTHSC multi-year lease agreement for expanded clinical space with Texas Health Resources Harris Methodist Hospital for the practice of Orthopedics.

Recommended By:

Don Peska, DO

Interim Medical Director

**Michael R.
Williams** Digitally signed by Michael R. Williams
DN: cn=Michael R. Williams,
o=UNTHSC, ou=President,
email=michael.williams@unthsc.edu,
c=US
Date: 2014.01.06 16:17:09 -0600

President

**Lee
Jackson** Digitally signed by Lee Jackson
DN: cn=Lee Jackson, o=UNT
System, ou=Chancellor's Office,
email=chancellor@unt.edu, c=US
Date: 2014.01.08 17:20:20 -0600

Chancellor

Attachments Filed Electronically:

- Projected Lease Expense Schedule



Title: Delegation of Authority to the Chancellor or his Designee to Execute an Amendment to an Existing UNTHSC Multi-year Lease Agreement for Expanded Clinical Space with Texas Health Resources Harris Methodist Hospital for the Practice of Orthopedics

Board of Regents Order 2014-03

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on January 16, 2014, pursuant to a motion made by Regent Steve Mitchell and seconded by Regent Don Potts, the Board approved the motion presented below:

Whereas, in 2010, the Board of Regents approved a seven year facility lease agreement with Texas Health Resources for clinical space on the campus of its Harris Methodist Hospital, with a renewal option, not to exceed \$2,200,000, and

Whereas, the Department of Orthopedic Surgery has experienced steady growth in the number of patients, providers, and staff since relocating its UNT Health Orthopedic Clinical Practice to the Ben Hogan building in March of 2011, and

Whereas, UNT Health wishes to expand the current leased clinical space by 4,133 to a total of 12,652 square feet to accommodate this steady growth for a total estimated expenditure of \$2.5 million over the entire seven year lease term,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Delegation of authority to the Chancellor or his designee to execute an amendment to an existing UNTHSC multi-year lease agreement with Texas Health Resources Harris Methodist Hospital to expand total leased space to 12,652 for the remainder of the lease term through March 2018.
 2. That total expenditures for the duration of the lease term will not exceed \$2.5 million without further Board approval.
-

VOTE: 8 ayes 0 nays abstentions

BOARD ACTION:

Attested By:

A handwritten signature in blue ink that reads "Julia A. Boyce". The signature is written over a solid horizontal line.

Julia A. Boyce, Secretary
Board of Regents

Approved By:

A handwritten signature in blue ink that reads "Brint Ryan". The signature is written over a solid horizontal line.

Brint Ryan, Chairman
Board of Regents

Ben Hogan Lease Expense		Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Total
FY11	Utilities													
	Misc													
	TOTAL										48.29	83,872.12	44,223.20	128,143.61
FY12	Utilities	1898.77	1898.77	1898.77	1898.77									
	Misc													
	TOTAL	22,111.60	22,160.67	22,502.80	22,111.60		44,251.58	21,913.82	22,310.87	46,051.42		22,312.07	22,308.27	268,034.70
FY13	Utilities	1,836.29												
	Misc													
	TOTAL	22,286.24	22,525.51	22,304.38	22,286.26	22,286.26	22,286.26	20,148.91	45,218.33	22,599.57	22,567.98	22,628.66	22,688.70	289,827.06
FY14	Utilities	1,706.43												
	Misc	1,156.61												
	TOTAL	23,724.59		22,532.18	22,852.25	22,852.25	22,852.25	22,852.25	22,852.25	34,260.26	34,260.26	34,260.26	34,260.26	297,559.06
FY15	Utilities	2,559.65												
	Misc	50.00												
	TOTAL	34,260.26	34,260.26	34,260.26	34,260.26	34,260.26	34,260.26	34,608.19	34,608.19	34,801.91	34,801.91	34,801.91	34,801.91	413,637.65
FY16	Utilities	2,559.65												
	Misc	50.00												
	TOTAL	34,801.91	34,801.91	34,801.91	34,801.91	34,801.91	34,801.91	35,160.38	35,160.38	35,318.45	35,318.45	35,318.45	35,318.45	420,047.55
FY17	Utilities	2,559.65												
	Misc	50.00												
	TOTAL	35,318.45	35,318.45	35,318.45	35,318.45	35,318.45	35,318.45	35,687.46	35,687.46	35,848.06	35,848.06	35,848.06	35,848.06	426,308.85
FY18	Utilities	2,559.65												
	Misc	50.00												
	TOTAL	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	35,848.06	426,308.85
SUMMARY	Utilities	208,351.11	184,914.86	207,568.04	207,478.79	185,367.19	229,618.77	205,143.66	195,837.48	208,879.67	162,844.95	269,041.53	229,448.85	2,494,494.90
	Misc													
	TOTAL	208,351.11	184,914.86	207,568.04	207,478.79	185,367.19	229,618.77	205,143.66	195,837.48	208,879.67	162,844.95	269,041.53	229,448.85	2,494,494.90

Ben Hogan Lease Payments

Sources: THR Real Estate Statement (March, 2011 - September, 2014)

THR Lease and THR Lease Amendment (October, 2014 - March, 2018)

Date	Base Rent	Janitorial	Date	Base Rent	Janitorial	Date	Base Rent	Janitorial
4/25/11	\$	42.07	7/8/13	\$	22,567.98	Dec 15	\$	35,427.24
6/17/11	\$	48.29	8/7/13	\$	22,628.66	Jan 16	\$	35,427.24
7/20/11	\$	39,600.63	9/3/13	\$	22,628.66	Feb 16	\$	35,427.24
7/20/11	\$	44,271.49	10/10/13	\$	23,663.91	Mar 16	\$	35,427.24
9/21/11	\$	22,111.60	10/10/13	\$	60.68	Apr 16	\$	35,827.72
9/21/11	\$	22,111.60	11/12/13	\$	22,532.18	May 16	\$	35,827.72
9/21/11	\$	22,111.60	12/20/13	\$	22,616.71	June 16	\$	35,827.72
10/13/11	\$	22,160.67	12/20/13	\$	22,592.86	July 16	\$	35,827.72
11/8/11	\$	22,183.05	1/10/14	\$	22,567.98	Aug 16	\$	35,827.72
12/19/11	\$	22,111.60	3/27/14	\$	24,986.78	Sept 16	\$	35,827.72
2/16/12	\$	44,251.58	4/7/14	\$	23,328.75	Oct 16	\$	35,827.72
3/10/12	\$	21,913.82	5/12/14	\$	23,365.04	Nov 16	\$	35,827.72
3/30/12	\$	140.34	6/9/14	\$	23,343.27	Dec 16	\$	35,827.72
4/16/12	\$	22,310.87	7/23/14	\$	23,336.88	Jan 17	\$	35,827.72
4/30/12	\$	28,126.05	8/8/14	\$	23,336.44	Feb 17	\$	35,827.72
5/15/12	\$	22,291.43	Sept 14	\$	23,336.44	Mar 17	\$	35,827.72
5/30/12	\$	(28,126.05)	Oct 14	\$	23,336.44	Apr 17	\$	36,196.73
6/7/12	\$	23,759.99	Nov 14	\$	23,336.44	May 17	\$	36,196.73
7/23/12	\$	22,312.07	Dec 14	\$	35,079.31	June 17	\$	36,196.73
9/6/12	\$	22,308.27	Jan 15	\$	35,079.31	July 17	\$	36,196.73
9/24/12	\$	22,286.24	Feb 15	\$	35,079.31	Aug 17	\$	36,196.73
10/25/12	\$	22,525.51	Mar 15	\$	35,079.31	Sept 17	\$	36,196.73
11/30/12	\$	22,304.38	Apr 15	\$	35,427.24	Oct 17	\$	36,196.73
12/13/12	\$	22,286.26	May 15	\$	35,427.24	Nov 17	\$	36,196.73
1/10/13	\$	22,286.26	June 15	\$	35,427.24	Dec 17	\$	36,196.73
2/14/13	\$	22,346.30	July 15	\$	35,427.24	Jan 18	\$	36,196.73
4/4/13	\$	20,148.91	Aug 15	\$	35,427.24	Feb 18	\$	36,196.73
4/10/13	\$	22,598.24	Sept 15	\$	35,427.24	Mar 18	\$	36,196.73
5/3/13	\$	22,620.09	Oct 15	\$	35,427.24			
6/6/13	\$	22,599.57	Nov 15	\$	35,427.24			
						Total	\$	2,441,054.97
							\$	291.38

Ben Hogan Lease Payments

Sources: **THR Real Estate Statement (March, 2011 - September, 2014)**
THR Lease and THR Lease Amendment (October, 2014 - March, 2018)

Total Lease Expenses:	\$	2,441,346.35
TI Advance Payment	\$	77,097.41
Total with TI Advance Payment	\$	2,518,443.76
Less:		
Adjusted December, 2014 Rent*	\$	(11,742.87)
Projected Utility Rebates**	\$	(1,438.64)
Projected TI Rebate***	\$	(12,500.00)
Final Total:	\$	2,492,762.25

*Finishout to be complete by January 1, 2015. December, 2014 rent will be paid at existing rate with net decrease of \$11,742.87

**Rebate for the remainder of the lease period is based on historical lease data (savings to date of \$959.09) and increased by 50% which is proportionate with space expansion

***Projected Tenant Improvement (TI) rebate based on historical THR lease data. Estimate is a range of \$10,000 to \$15,000, with the average of the range (\$12,500) shown



Board Briefing

Committee: Consent

Date Filed: September 19, 2014

Title: Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for "Agroterrorism: Detection & Response"

Background:

Tarrant County Public Health (TCPH) desires to contract with UNTHSC for UNTHSC's Office of Professional and Continuing Education (PACE) to provide continuing medical education credit to participants attending a program developed by TCPH to train health care professionals on agroterrorism.

Financial Analysis/History:

The proposed contract is for \$750.00 to be paid by Tarrant County to UNTHSC for PACE services outlined in the Contract for Services related to continuing medical education credit.

John A. Harman

Digitally signed by John A. Harman
DN: cn=John A. Harman, o=Senior Vice
President and CFO, ou=UNTHSC,
email=john.harman@unthsc.edu, c=US
Date: 2014.10.10 08:03:40 -05'00'

Institution Chief Financial Officer

Janet Waldron

Digitally signed by Janet Waldron
DN: cn=Janet Waldron, o=UNT System, ou=Vice
Chancellor for Finance,
email=janet.waldron@unsystem.edu, c=US
Date: 2014.10.13 10:13:00 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer

Digitally signed by Nancy S. Footer
DN: cn=Nancy S. Footer, o=UNT System, ou=Office of
General Counsel,
email=nancy.footer@unsystem.edu, c=US
Date: 2014.10.13 09:01:31 -05'00'

Vice Chancellor/General Counsel

Schedule:

Within 30 days of invoice receipt upon approval and execution of contract.

Recommendation:

It is recommended that the Board of Regents authorize and approve the execution of the contract for PACE services between TCPH and UNTHSC.

Recommended By:

John A. Harman

Institution Chief Financial Officer

Michael R.
Williams

Michael R. Williams
cn=Michael R. Williams, o=UNT Health
Science Center, ou=President,
email=michael.williams@unthsc.edu,
c=US

President

Lee Jackson

Digitally signed by Lee Jackson
DN: cn=Lee Jackson, o=University of
North Texas System, ou=Chancellor,
email=lee.jackson@untsystem.edu,
c=US
Date: 2014.10.13 09:51:09 -05'00'

Chancellor

Attachments Filed Electronically:

- Contract for Services "Tarrant County Agroterrorism: Detection & Response"



Board Order

Title: Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for "Agroterrorism: Detection & Response"

Board of Regents Order 2014-84

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, Tarrant County Public Health (TCPH) and UNTHSC partner on projects that offer educational opportunities to the community in Tarrant County, and

Whereas, this program will benefit physicians, nurses, veterinarians and allied health professionals that could possibly handle an agroterrorism attempt in Fort Worth,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Execution of an agreement between Tarrant County and UNTHSC for the Office of Professional and Continuing Education (PACE) to provide continuing medical education credit to participants attending a program to train health care professionals on agroterrorism.

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents

HSC CONTRACT MANAGEMENT ROUTING SLIP

(For Office of Contract Administration Use) **CONTRACT NO.**

Previous Contract # (if applicable):

Initiating Department: Professional and Continuing Education

Contact Person: Jennifer Parker Phone: x 2539

Contracting Organization: Tarrant County Public Health

Contracting Organization Contact Person: Monica D. Tipton Phone: 817-321-5330 Email: mdtipton@tarrantcounty.com

CONTRACT PERIOD/TERM: Start Date: 11/01/14 End Date: 11/30/14 Annual auto-renewal

ESTIMATED COST TO THE INSTITUTION:

Acct No:

Requisition#:

** Expenditure contracts over \$100,000 **REQUIRE** a HUB Subcontracting Plan **

ESTIMATED REVENUE TO THE INSTITUTION: \$750.00 Acct No: 74950

Cumulative of contract value to date: [cumulative value should be calculated for expense or revenue contracts]

BRIEF DESCRIPTION OF CONTRACT: Letter of Agreement with Tarrant County Public Health for the program entitled "Agroterrorism: Detection and Response" (UNTHSC internal code: TBD)

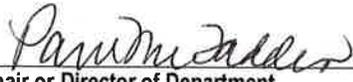
Board Approval Required Yes No **03.903 Board Approval.** University of North Texas System Chapter 03 – Board Governance, Board of Regents (BOR) approval is required for contracts (including amendments, extensions, renewals or cumulative amendments) that have (or increase the total cost of a contract to) a cost or monetary value to the System, the System Administration, or an Institution of \$1,000,000 or more in cash or other consideration. (See BOR 3.903 for exceptions).

BOR Meeting Date: _____ Board Item No: _____

of contracts routing: 3 Foreign contract? Yes No

Review and Recommendation Signatures:

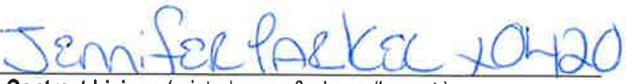
I have reviewed the attached contract and recommend entering into this agreement as written. I confirm that UNTHSC has available resources to fulfill the obligations contained in this contract. This contract is within the mission of the department or area of responsibility, is a proper activity to enter into that will be beneficial to UNTHSC, and complies with UNTHSC policies. I confirm that any applicable fair market value analysis has been completed and documented.


Chair or Director of Department Date: 8-27-14

Date: _____
Office of Contract Administration, x 2945. Email: contractadmin@unthsc.edu
Maintains files of Original Executed UNTHSC business contracts

Review and Approval Signatures

1. 
Contract Liaison Date: 8/27/14

Comments:

Contract Liaison (printed name & phone # or ext.)

2. _____ Date _____
Office of General Counsel, (940- 565-2717)
**Approved as to legal form only (meets all legal requirements and is not objectionable for legal, as opposed to business/administrative, reasons).*

3. _____ Date _____
BSC Purchasing (855-868-4357 toll free)
Requests copy of executed contract Yes No

4. _____ Date _____
Thomas Yorio, PhD, Provost & EVP Academic Affairs

5. n/a
_____ Date _____
John A. Harman, MBA, CPA, CGMA, CMPE,
Senior Vice President for Finance and CFO

6. _____ Date _____
Lee F. Jackson, UNT System Chancellor or designee

(Signs All contracts >\$500,000)

Office of Contract Administration Use Only:

Contract Completed/Executed: _____

Vendor Signature Obtained - Date: _____

Copy sent to BSC Purchasing – Date: _____

Purchase Order #: _____

Copy sent to dept – Date: _____

Documents Filed/Imaged – Date: _____

Final DB Entry/Update – Date: _____



STATE OF TEXAS §
 §
COUNTY OF TARRANT §

CONTRACT FOR SERVICES

BACKGROUND

This contract for services is between Tarrant County, Texas (“COUNTY”) and the University of North Texas Health Science Center (“UNTHSC”) (“PROVIDER”) for the provision of providing professional services to Tarrant County Public Health. The Commissioners Court finds that this contract serves a public purpose in protecting the public health of the citizens of Tarrant County, Texas.

CONTRACT FOR SERVICES

1. SCOPE OF SERVICES

PROVIDER will provide 4.0 hours of 2A, AOA credit, 4.0 hours Category 1, AMA-PRA Credit 4.8 hours CE nurses who complete “Agroterrorism: Detection & Response” that will be held on November 15, 2014, at Tarrant County Public Health located at 1101 S. Main Street, Fort Worth, Texas. These services will include:

- 1.1 CEU management to include all appropriate forms, registration and maintenance of records.
- 1.2 Provide each attendee who completes and returns UNTHSC’s credit request form (or other approved form) a certificate of attendance within four weeks of receipt of forms by UNTHSC.

2. TERM

This contract begins on November 01, 2014 and concludes on November 30, 2014.

3. COST

The COUNTY will pay no more than \$750.00 pursuant to this contract. COUNTY will pay PROVIDER within 30 days of invoice receipt when the PROVIDER satisfies the following conditions:

- 3.1 PROVIDER will bill for services performed in accord with this contract;
- 3.2 PROVIDER will send an invoice to Tarrant County Public Health, 1101 South Main Street, Ste. 2600, Fort Worth, Texas 76104.
- 3.3 PROVIDER's invoice will detail the services provided;

4. FINANCIAL RESPONSIBILITY

PROVIDER is responsible for its incurred expenses in performing this contract unless otherwise noted. To the extent permitted by the Constitution and the laws of the State of Texas, PROVIDER indemnifies and holds harmless the COUNTY against any and all claims, lawsuits, settlements, judgments, costs, penalties and expenses, including attorney's fees, with respect to PROVIDER's performance of this contract.

5. AGENCY-INDEPENDENT CONTRACT

PROVIDER is an independent contractor. COUNTY will not direct the PROVIDER in the details of performing its duties. PROVIDER and its employees are not agents of the COUNTY. COUNTY and its employees are not agents of PROVIDER. This contract does not entitle PROVIDER to any benefit, privilege or other amenities of employment with the COUNTY. This contract does not entitle COUNTY to any benefit, privilege or other amenities of employment with the PROVIDER.

6. ASSIGNMENT

Neither party may assign this contract without the prior written consent of the other party.

7. THIRD PARTY BENEFICIARY EXCLUDED

This contract does not protect any specific third party. The intent of this contract excludes the idea of a suit by a third party beneficiary. The parties to this contract do not consent to the waiver of sovereign immunity under Texas law to the extent either party may have that immunity under Texas law.

8. MISCELLANEOUS

This contract supersedes all prior representations. The parties may amend this contract by

subsequent written amendments. The parties will not amend this contract orally. The laws of the State of Texas govern this contract. Venue for any action regarding this contract must be in the district courts of Tarrant County, Texas.

9. TERMINATION

Either party may terminate this contract by:

- 9.1 Providing written notice to the other party at least 30 days prior to the date of termination;
- 9.2. Providing, in the written notice, the date of termination;
- 9.3. Sending the written notice by certified mail, return receipt requested to the party at its address.

10. PARTIES ADDRESSES

COUNTY:
 Ann Salyer-Caldwell
 Tarrant County Public Health
 1101 S. Main Street
 Fort Worth, Texas 76104

PROVIDER:
 UNTHSC
 3500 Camp Bowie Blvd.
 Fort Worth, Texas 76107

APPROVED on this day the _____ day of _____, 20____, by
 Commissioners Court Order No. _____.

**TARRANT COUNTY
 STATE OF TEXAS**

PROVIDER

 B. Glen Whitley
 County Judge

APPROVED AS TO FORM:

 District Attorney's Office*

*By law, the District Attorney’s Office may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval, and should seek review and approval by their own respective attorney(s).

CERTIFICATION OF AVAILABLE FUNDS IN THE AMOUNT OF
\$ _____:

Auditor's Office



Debarment/suspension certification indicating that you are in compliance with the below Federal Executive Order.

Debarment:

Federal Executive Order (E.O.) 12549 "Debarment and Suspension" requires that all contractors receiving individual awards, using federal funds, and all sub-recipients certify that the organization and its principals are not debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency from doing business with the Federal Government.

Your signature certifies that neither you or your principal is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.

(Name)

(Company)

(Address)

(Address)
PHONE _____ – FAX _____
EMAIL _____

Signature _____ Date



Board Briefing

Committee: Consent

Date Filed: September 19, 2014

Title: Authorization to Execute an Amendment to the Agreement between Tarrant County Public Health and UNTHSC for Electronic Support for Public Health Software

Background:

On March 20, 2014, the UNT System Board of Regents approved the execution of an agreement with Tarrant County and UNTHSC for UNTHSC's Office of Professional and Continuing Education (PACE) to install, configure, implement, maintain, and enhance the Electronic Support for Public Health (ESP) software for use in Pertussis case reporting. In addition, PACE will provide the creation and maintenance of online learning modules for training on the ESP system as part of Tarrant County Public Health (TCPH) 1115 Waiver project.

Financial Analysis/History:

With the approval of this amendment, the end term of this contract will be April 15, 2015. It will be a no-cost extension.

John A. Harman

Digitally signed by John A. Harman
DN: cn=John A. Harman, o=Senior Vice
President and CFO, ou=UNTHSC,
email=john.harman@unthsc.edu, c=US
Date: 2014.10.10 08:04:26 -05'00'

Institution Chief Financial Officer

Janet Waldron

Digitally signed by Janet Waldron
DN: cn=Janet Waldron, o=UNT System,
ou=Vice Chancellor for Finance,
email=janet.waldron@untsystem.edu, c=US
Date: 2014.10.13 10:13:41 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer

Digitally signed by Nancy S. Footer
DN: cn=Nancy S. Footer, o=UNT System, ou=Office of
General Counsel, email=nancy.footer@untsystem.edu,
c=US
Date: 2014.10.13 09:02:22 -05'00'

Schedule:

Effective immediately upon approval and execution of contract amendment.

Recommendation:

It is recommended that the Board of Regents authorize and approve the execution of an amendment to extend the contract for PACE services between TCPH and UNTHSC.

Recommended By:

John A. Harman

Institution Chief Financial Officer

**Michael R.
Williams**

Michael R. Williams
cn=Michael R. Williams, o=UNT
Health Science Center, ou=President,
email=michael.williams@unthsc.edu,
c=US

President

Lee Jackson

Digitally signed by Lee Jackson
DN: cn=Lee Jackson, o=University of
North Texas System, ou=Chancellor,
email=lee.jackson@untssystem.edu, c=US
Date: 2014.10.13 09:52:19 -05'00'

Chancellor

Attachments Filed Electronically:

- Amendment to FY 2014 Contract End Date Extension for TCPH and UNTHSC PACE



Board Order

Title: Authorization to Execute an Amendment to the Agreement between Tarrant County Public Health and UNTHSC for Electronic Support for Public Health Software

Board of Regents Order 2014-85

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent , the Board approved the motion presented below:

Whereas, Tarrant County Public Health (TCPH) and UNTHSC partner on projects that improve patient health in Tarrant County, and

Whereas, to establish a disease monitoring system in the county amount participating providers and to assist TCPH with completion of its 1115 Waiver milestones,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Execution of an amendment between Tarrant County and UNTHSC to extend the contract end term to April 15, 2015 for PACE services between TCPH and UNTHSC.

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents

HSC CONTRACT MANAGEMENT ROUTING SLIP

(For Office of Contract Administration Use) **CONTRACT NO.**

Previous Contract # (if applicable): 15944

Initiating Department: Professional and Continuing Education

Contact Person: Jennifer Parker Phone: x0420

Contracting Organization: Tarrant County Public Health

Contracting Organization Contact Person: Andrew Crim Phone: 817-735-2644 Email: andrew.crim@unthsc.edu

CONTRACT PERIOD/TERM: Start Date: 03/01/14 End Date: 04/15/15 Annual auto-renewal

ESTIMATED COST TO THE INSTITUTION: Acct No: Requisition#:

** Expenditure contracts over \$100,000 **REQUIRE** a HUB Subcontracting Plan **

ESTIMATED REVENUE TO THE INSTITUTION: \$251,960.00 Acct No: 74950

Cumulative of contract value to date: [cumulative value should be calculated for expense or revenue contracts]

BRIEF DESCRIPTION OF CONTRACT: No cost extension of agreement (contract # 15944)t with Tarrant County Public Health for support services to install, configure, implement, maintain, and enhance the Electronic Support of Public Health (ESP) software for use in Pertussis case reporting.

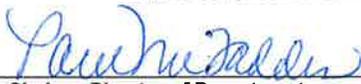
Board Approval Required Yes No **03.903 Board Approval.** University of North Texas System Chapter 03 – Board Governance, Board of Regents (BOR) approval is required for contracts (including amendments, extensions, renewals or cumulative amendments) that have (or increase the total cost of a contract to) a cost or monetary value to the System, the System Administration, or an Institution of \$1,000,000 or more in cash or other consideration. (See BOR 3.903 for exceptions).

BOR Meeting Date: _____ Board Item No: _____

of contracts routing: 3 Foreign contract? Yes No

Review and Recommendation Signatures:

I have reviewed the attached contract and recommend entering into this agreement as written. I confirm that UNTHSC has available resources to fulfill the obligations contained in this contract. This contract is within the mission of the department or area of responsibility, is a proper activity to enter into that will be beneficial to UNTHSC, and complies with UNTHSC policies. I confirm that any applicable fair market value analysis has been completed and documented.



9-22-14

Chair or Director of Department

Date

Date: _____

Office of Contract Administration, x 2945, Email: contractadmin@unthsc.edu
*** Maintains files of Original Executed UNTHSC business contracts**

Review and Approval Signatures

1.



9/22/14

Contract Liaison

Date

Comments:



Contract Liaison (printed name & phone # or ext.)

2.

Office of General Counsel, (940- 565-2717) Date
**Approved as to legal form only (meets all legal requirements and is not objectionable for legal, as opposed to business/administrative, reasons).*

3.

BSC Purchasing (855-868-4357 toll free) Date
Requests copy of executed contract Yes No

4.

Thomas Yorio, PhD, Provost & EVP Academic Affairs Date

5.

n/a
John A. Harman, MBA, CPA, CGMA, CMPE, Date
Senior Vice President for Finance and CFO

6.

Lee F. Jackson, UNT System Chancellor or designee Date

(Signs All contracts >\$500,000)

Office of Contract Administration Use Only:

Contract Completed/Executed: _____

Vendor Signature Obtained - Date: _____

Copy sent to BSC Purchasing – Date: _____

Purchase Order #: _____

Copy sent to dept – Date: _____

Documents Filed/Imaged – Date: _____

Final DB Entry/Update – Date: _____



COMMISSIONERS COURT
COMMUNICATION

REFERENCE NUMBER

PAGE 1 OF

2

DATE: 09-30-2014

SUBJECT: Approval of Amendment to the FY 2014 Contract End Date Extension for TCPH HIE/DSRIP Project with UNTHSC PACE

******NON-CONSENT******

COMMISSIONERS COURT ACTION REQUESTED:

It is requested that the Commissioners Court approve the FY2014 no-cost contract extension supporting the HIE/DSRIP project for Public Health Informatics Office.

BACKGROUND:

On December 11, 2012, Commissioners Court, through Court Order #117479, approved a Medicaid 1115 participation certification that allows the Public Health Department to participate in the Medicaid 1115 Waiver as the public health performing provider. The Public Health Department's HIE 1115 Waiver/DSRIP project will provide a training tool and platform will provide introductory training to public health epidemiologists and infection preventionists (IPs) on use of a software system, "Electronic Health Record (EHR) Support for Public Health" or "ESP" for automated case detection and to provide implementation and validation of the ESP system on a platform. The training and platform will be used in enhancing Pertussis case reporting in both the health care provider and public health communities.

The term of this UNTHSC PACE contract is April 15, 2014, through September 30, 2014, with a total contract amount of \$251, 960.00. With the approval of this amendment, the end term of the contract will be extended from September 30, 2014 to April 15, 2015, with no additional costs associated with this extension. All other terms and conditions not hereby amended remain in full force and effect.

The District Attorney's office has reviewed this document as to form.

FISCAL IMPACT:

All associated costs will be paid from fund allocations in 569011/T0450-2014/5100602000.

SUBMITTED BY:	Public Health	PREPARED BY:	Sharefa Aria
		APPROVED BY:	

STATE OF TEXAS

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CONTRACT AMENDMENT

§

COUNTY OF TARRANT

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BACKGROUND

This contract amendment is in reference to the contract approved by Court Order No. 117479 Contract No. 117479 dated April 15, 2014 between Tarrant County, Texas ("COUNTY") and University of North Texas Health Science Center (UNTHSC) Office of Professional and Continuing Education (PACE) ("Provider"). Provider will perform services for Health Information Exchange (HIE)/1115 Waiver/DSRIP Project. Contract shall be amended, at no additional cost to COUNTY and with no other change to the contract, by extending the term of the contract.

3.0. TERM

This contract becomes effective April 15, 2014 and concludes April 15, 2015.

Approved on this the _____ day of _____, 2014, by Commissioners Court Order No. _____.

**TARRANT COUNTY
STATE OF TEXAS**

PROVIDER

County Judge

Date

Date

APPROVED AS TO FORM:

By law, the District Attorney's Office may only approve contracts for its clients. We reviewed this document from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.

District Attorney's Office

Certification of Funds Available of the amount of \$ _____.

Auditor's Office



Board Briefing

Committee: Consent

Date Filed: September 19, 2014

Title: Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for "Continuing Education Programs"

Background:

Tarrant County Public Health (TCPH) desires to contract with UNTHSC for UNTHSC's Office of Professional and Continuing Education (PACE) to provide continuing medical education credit to their staff physicians, nurses and allied health professionals on the most up-to-date topics affecting the healthcare of the citizens of Fort Worth.

Financial Analysis/History:

The proposed contract is for \$2,000.00 to be paid by Tarrant County to UNTHSC for PACE services outlined in the Contract for Services related to continuing medical education credit.

John A. Harman

Digitally signed by John A. Harman
DN: cn=John A. Harman, o=Senior Vice President
and CFO, ou=UNTHSC,
email=john.harman@unthsc.edu, c=US
Date: 2014.10.10 08:05:16 -05'00'

Institution Chief Financial Officer

Janet Waldron

Digitally signed by Janet Waldron
DN: cn=Janet Waldron, o=UNT System,
ou=Vice Chancellor for Finance,
email=janet.waldron@untssystem.edu, c=US
Date: 2014.10.13 10:14:19 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer

Digitally signed by Nancy S. Footer
DN: cn=Nancy S. Footer, o=UNT System,
ou=Office of General Counsel,
email=nancy.footer@untssystem.edu, c=US
Date: 2014.10.13 09:05:22 -05'00'

Vice Chancellor/General Counsel

Schedule:

Within 30 days of invoice receipt upon approval and execution of contract.

Recommendation:

It is recommended that the Board of Regents authorize and approve the execution of the contract for PACE services between TCPH and UNTHSC.

Recommended By:

John A. Harman

Institution Chief Financial Officer

**Michael R.
Williams**

Michael R. Williams
cn=Michael R. Williams, o=UNT
Health Science Center, ou=President,
email=michael.williams@unthsc.edu,
c=US

President

Lee Jackson

Digitally signed by Lee Jackson
DN: cn=Lee Jackson, o=University of North
Texas System, ou=Chancellor,
email=lee.jackson@untssystem.edu, c=US
Date: 2014.10.13 09:53:08 -05'00'

Chancellor

Attachments Filed Electronically:

- Contract for Services "Tarrant County Continuing Education Programs"



Board Order

Title: Authorization to Enter into Agreement between Tarrant County Public Health and UNTHSC for "Continuing Education Programs"

Board of Regents Order 2014-86

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, Tarrant County Public Health (TCPH) and UNTHSC partner on projects that offer educational opportunities to the community in Tarrant County, and

Whereas, this program will benefit physicians, nurses, and all allied health professionals that develop programs that affect the citizens of Fort Worth,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Execution of an agreement between Tarrant County and UNTHSC for the Office of Professional and Continuing Education (PACE) to provide continuing medical education credit to participants attending programs on the most up-to-date topics affecting the healthcare of the citizens of Fort Worth.
-

VOTE: _____ ayes _____ nays _____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents

HSC CONTRACT MANAGEMENT ROUTING SLIP

(For Office of Contract Administration Use) CONTRACT NO.

Previous Contract # (if applicable):

Initiating Department: Professional and Continuing Education

Contact Person: Jennifer Parker Phone: x 2539

Contracting Organization: Tarrant County Public Health

Contracting Organization Contact Person: Donald Fisher Phone: 817-321-5349 Email: dpfisher@tarrantcounty.com

CONTRACT PERIOD/TERM:

Start Date:

11/01/14 End Date: 10/31/16

Annual auto-renewal

ESTIMATED COST TO THE INSTITUTION:

Acct No:

Requisition#:

** Expenditure contracts over \$100,000 **REQUIRE** a HUB Subcontracting Plan **

ESTIMATED REVENUE TO THE INSTITUTION: \$2,000.00

Acct No: 74950

Cumulative of contract value to date:

[cumulative value should be calculated for expense or revenue contracts]

BRIEF DESCRIPTION OF CONTRACT: Letter of Agreement with Tarrant County Public Health to provide CEU's for 24 monthly staff programs (UNTHSC internal code: TBD)

Board Approval Required Yes No **03.903 Board Approval.** University of North Texas System Chapter 03 – Board Governance, Board of Regents (BOR) approval is required for contracts (including amendments, extensions, renewals or cumulative amendments) that have (or increase the total cost of a contract to) a cost or monetary value to the System, the System Administration, or an Institution of \$1,000,000 or more in cash or other consideration. (See BOR 3.903 for exceptions).

BOR Meeting Date: _____

Board Item No: _____

of contracts routing: 3 Foreign contract? Yes No

Review and Recommendation Signatures:

I have reviewed the attached contract and recommend entering into this agreement as written. I confirm that UNTHSC has available resources to fulfill the obligations contained in this contract. This contract is within the mission of the department or area of responsibility, is a proper activity to enter into that will be beneficial to UNTHSC, and complies with UNTHSC policies. I confirm that any applicable fair market value analysis has been completed and documented.


Chair or Director of Department

8-27-14
Date

Date: _____

Office of Contract Administration, x 2945, Email: contractadmin@unthsc.edu
*** Maintains files of Original Executed UNTHSC business contracts**

Review and Approval Signatures

1. 
Contract Liaison

8/27/14
Date

Comments:


Contract Liaison (printed name & phone # or ext.)

2. _____
Office of General Counsel, (940- 565-2717) Date
**Approved as to legal form only (meets all legal requirements and is not objectionable for legal, as opposed to business/administrative, reasons).*

3. _____
BSC Purchasing (855-868-4357 toll free) Date
Requests copy of executed contract Yes No

4. _____
Thomas Yorio, PhD, Provost & EVP Academic Affairs Date

5. n/a
John A. Harman, MBA, CPA, CGMA, CMPE, Date
Senior Vice President for Finance and CFO

6. _____
Lee F. Jackson, UNT System Chancellor or designee Date

(Signs All contracts >\$500,000)

Office of Contract Administration Use Only:

Contract Completed/Executed: _____

Vendor Signature Obtained - Date: _____

Copy sent to BSC Purchasing – Date: _____

Purchase Order #: _____

Copy sent to dept – Date: _____

Documents Filed/Imaged – Date: _____

Final DB Entry/Update – Date: _____

STATE OF TEXAS

§
§
§

CONTRACT FOR SERVICES

COUNTY OF TARRANT

BACKGROUND

This Contract For Services is between Tarrant County, Texas (“COUNTY”) and UNTHSC PACE Office (“PROVIDER”) for the provision of Continuing Educational Units to the staff of Tarrant County Public Health. The Commissioners Court finds that this contract serves a public purpose in improving the ability of the staff to provide improved care to the citizens of Tarrant County, Texas.

CONTRACT FOR SERVICES

1. SCOPE OF SERVICES

Provider will perform content overview and Continuing Education Units (“CEUs”) for each participant attending any or all of up to 24 staff programs over a 24 month period, as well as, CEU management, all appropriate forms, certificates and maintenance of records. This will include:

Scope of Services:

1. Provider will review the purpose and goals statement for accreditation.
2. Provider will review and approve the learning objectives for each program.
3. Provider will develop a “Get Credit” form for each program.
4. Provider will review the presenter conflict of interest form prior to the program to ensure disclosure is made during the program.
5. Provider will maintain all registrants in a database for up to 7 years.
6. Provide each attendee who completes the “Get Credit” portion of the LMS with a certificate of attendance/transcript of their participation.
7. Provide continuing education units for an unlimited number of participants per each program.
8. County may send an unlimited number of participants to program
9. Provider will provide CEUs in the following areas, ACCME, AOA, and CBRN.
10. Said CEUs are for MD’s, DO’s, RN’s, LVN’s, and Teachers in accordance with the standards and guidelines specified by the following accrediting agencies; Accreditation Council for Continuing Medical Education, American Osteopathic Association, and the California Board of Registered Nurses.

2. TERM AND TERMINATION

This contract begins on November 01, 2014 and concludes on October 31, 2016.

2.1 Termination without Cause - Either party upon 30 days written notice may terminate this agreement without cause.

2.2 Annual Fiscal Condition Precedent - The parties acknowledge and agree that the Tarrant County is a governmental entity subject to an annual budgetary process and restrictions on spending in conformity with that process and its approved budget. The parties further agree that, notwithstanding any other language or provision herein to the contrary, if for any reason funds are not budgeted expressly for this agreement for the County's fiscal years subsequent to that in which funds for this Agreement are first allocated, the County may immediately and without penalty terminate this Agreement; provided, however, that in no event shall such a termination be effective earlier than the expiration of the last date for which funds have already been so allocated under an existing, finally approved budget.

3. COST

The COUNTY will pay no more than \$1,000.00 pursuant to this contract for year one and no more than \$1,000.00 for year two of this agreement. COUNTY will pay PROVIDER within 30 days of invoice receipt upon approval and execution of this contract.

3.1 PROVIDER will bill for future services performed in accord with this contract;

3.2 PROVIDER will send an invoice upon receipt of the signed contract to Tarrant County Public Health, Administration Office, 1101 S. Main, Suite 2416, Fort Worth, Texas 76104;

4. FINANCIAL RESPONSIBILITY

PROVIDER is responsible for its incurred expenses in performing this contract. To the extent permitted by the Constitution and the laws of the State of Texas, PROVIDER indemnifies and holds harmless the COUNTY against any and all claims, lawsuits, settlements, judgments, costs, penalties and expenses, including attorney's fees, with respect to PROVIDER'S performance of this contract.

5. AGENCY-INDEPENDENT CONTRACTOR

PROVIDER is an independent contractor. COUNTY will not direct the PROVIDER in the details of performing its duties. PROVIDER and its employees are not agents of the COUNTY. COUNTY and its employees are not agents of PROVIDER. This contract does not entitle PROVIDER to any benefit, privilege or other amenities of employment with the COUNTY. This contract does not entitle COUNTY to any benefit, privilege or other amenities of employment with the PROVIDER.

6. ASSIGNMENT

Neither party may assign this contract without prior written consent of the other party.

7. THIRD PARTY BENEFICIARY EXCLUDED

This contract does not protect any specific third party. The intent of this contract excludes the idea of a suit by a third party beneficiary. The parties to this contract do not consent to the waiver of sovereign immunity under Texas law to the extent either party may have that immunity under Texas law.

8. MISCELLANEOUS

This contract supersedes all prior representations. The parties may amend this contract by subsequent written amendments. The parties will not amend this contract orally. The law of the State of Texas governs this contract. Venue for any action regarding this contract must be in the district courts of Tarrant County, Texas.

9. NOTICE

Notice. Notices of termination or of important communications to be given under this Agreement shall be given to the respective parties in writing either by personal delivery, overnight delivery service, registered or certified mail, or postage prepaid. Such notices or communication shall be deemed to have been provided three (3) days after depositing in the United States mail if sent by regular, registered or certified mail, postage prepaid, or one (1) day after delivery to an overnight delivery service.

10. PARTIES ADDRESSES

COUNTY
TARRANT COUNTY PUBLIC HEALTH
1101 S. Main, STE 2416
Fort Worth, Texas 76104

PROVIDER
UNTHSC PACE OFFICE
3500 Camp Bowie BLVD
Fort Worth, Texas 76104

Approved on this the _____ day of _____, 2014, by Commissioners
Court Order No. _____.

**TARRANT COUNTY
STATE OF TEXAS**

PROVIDER

County Judge

Executive Vice President
Finance & Administration

APPROVED AS TO FORM:

By law, the District Attorney's Office approves this contract on behalf of its County clients. This Office does not approve a contract nor provide legal advice to other parties to this contract. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval and should seek review and approval by their own respective attorney.

District Attorney's Office

CERTIFICATION OF FUNDS AVAILABLE FOR THE AMOUNT OF: \$2,000.

Auditor's Office



Debarment/suspension certification indicating that you are in compliance with the below Federal Executive Order.

Debarment:

Federal Executive Order (E.O.) 12549 "Debarment and Suspension" requires that all contractors receiving individual awards, using federal funds, and all sub-recipients certify that the organization and its principals are not debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency from doing business with the Federal Government.

Your signature certifies that neither you or your principal is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.

PHONE _____ -- FAX _____
EMAIL _____

Signature _____ Date

UNTS Long-Term Pool Follow-up

UNTS System Board Finance Committee

October 16, 2014



Tim Dwight, UNT Foundation Investment Committee Chair

Mike Mlinac, UNT Foundation Consultant

Today's Discussion

- Address Deloitte review comments relating to LTP practices and proposed management actions.
- Follow-up on LTP recommendations from 7/28 Finance Committee meeting.
- Consider proposed amendments to the LTP Investment Agreement (IA) and System Regulation 08.2000 (SR) relating to the above.

Deloitte's LTP-Related Comments

Deloitte's comments relate to three areas:

- Commingled investment of LTP assets with Foundation assets.
- Custodial accounts registered in the Foundation's name.
- Differences between the Investment Agreement and actual LTP operation relating to custodial and accounting responsibilities.

Commingling of LTP and Foundation assets

- Commingling of LTP assets was contemplated in IA language.
- IA's objectives – *enhancing manager/product access, and minimizing/sharing investment, custodial, transaction, and operating costs* – are best achieved by pooling assets.
- Commingled pools are common vehicles used by universities, foundations, and endowments (i.e., Commonfund, UTIMCO), and operate similarly to mutual funds.

LTP assets will continue to be co-invested with UNT Foundation's commingled investment pool.

Custodial Accounts Registered in UNTF's Name

- Assets deposited into existing UNTF custodial accounts when LTP was initially created.
- Custodial registrations were not changed, potentially exposing LTP assets to UNTF liabilities.

IA Recommendation: Change custodial account registrations to “FBO unit-holders of the UNT Foundation-managed investment pool.”

Differences Between IA and Actual LTP Operation

- IA calls for master custodian
 - Investment pool utilizes 7 separate custodians.
 - Foundation performs custodial roll-up and portfolio valuation/reconciliation.
 - Practice saves approximately 5bp and meets internal reporting deadlines.
- Under IA, master custodian may account for separate identity of assets
 - Requires each investor to have separate custody account with 7 custodians.
 - Some investors' accounts are too small to qualify for investment minimums.
 - Increases custodial costs and devolves portfolio into several smaller pools, rapidly breaking down benefits achieved by pooling investments.
 - Foundation performs sub-accounting and issues monthly investor statements.

IA Recommendation: Conform IA language to actual operation of LTP, removing master custodian language and appointing UNTF to perform sub-accounting and monthly reporting.

Mitigating Related Risks

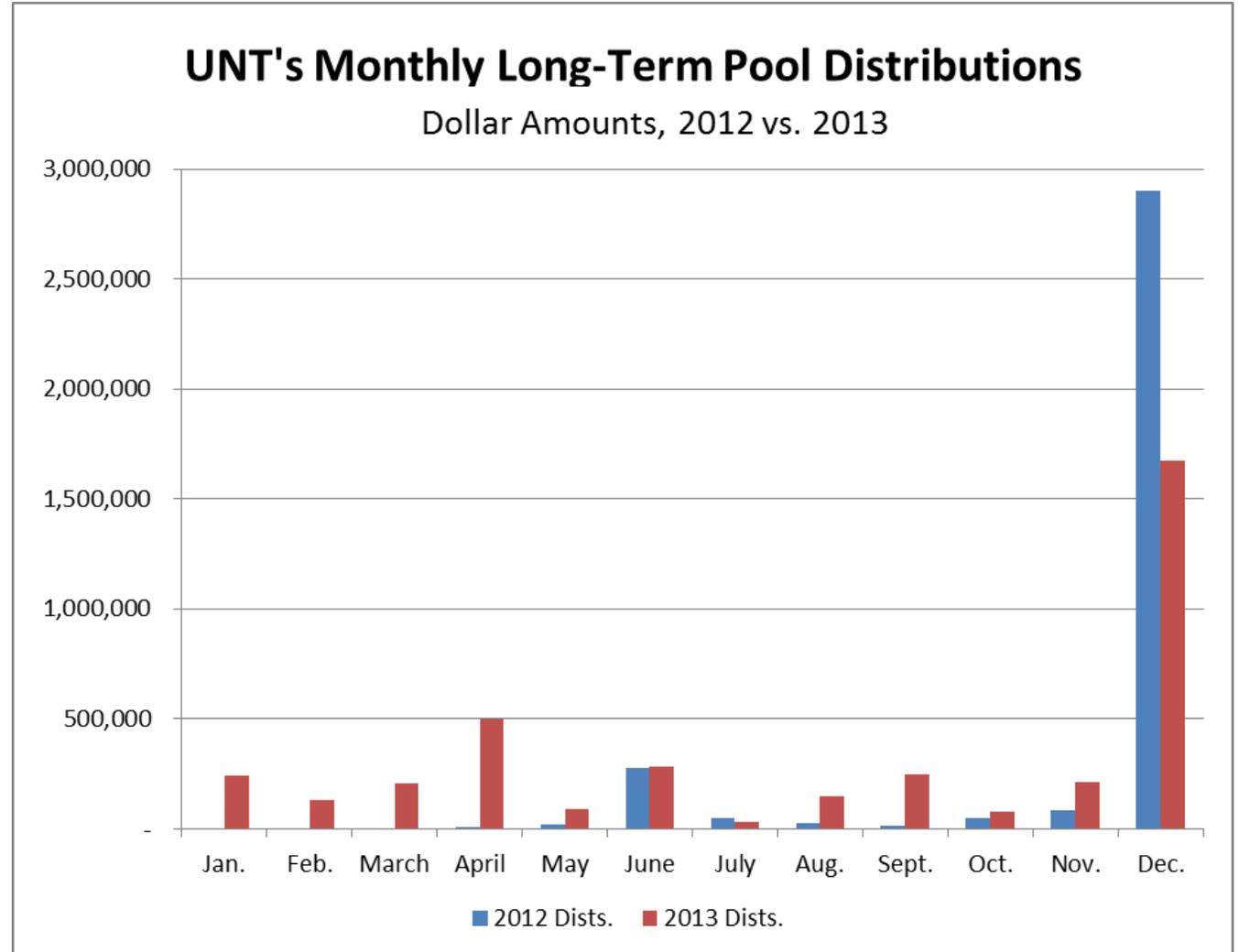
- Re-registering custodial accounts addresses most significant risk.
- Other risks are low, and can be readily mitigated by examining monthly statements, reconciling activity to participating institutions' general ledgers, and reviewing the Foundation's annual audit report.
- Agreement also contains a "Right to Review" provision.

LTP Recommendations from 7/28 Meeting

- Migrate to a formula-driven distribution methodology.
- Manage liquidity needs outside of the LTP.
- Consider adoption of the Foundation's recently-revised strategic target allocation.
- Reorder the LTP's investment objectives to make appreciation the primary objective.

Current LTP Distributions Methodology

- LTP distributes interest, dividends and realized gains monthly.
- Distributions are irregular, difficult to predict and budget, and heavily weighted to end of calendar year.
- Methodology removes most growth and compounding from LTP assets.
- Desire for more predictable, even distribution flow; position the LTP to capture more future growth.



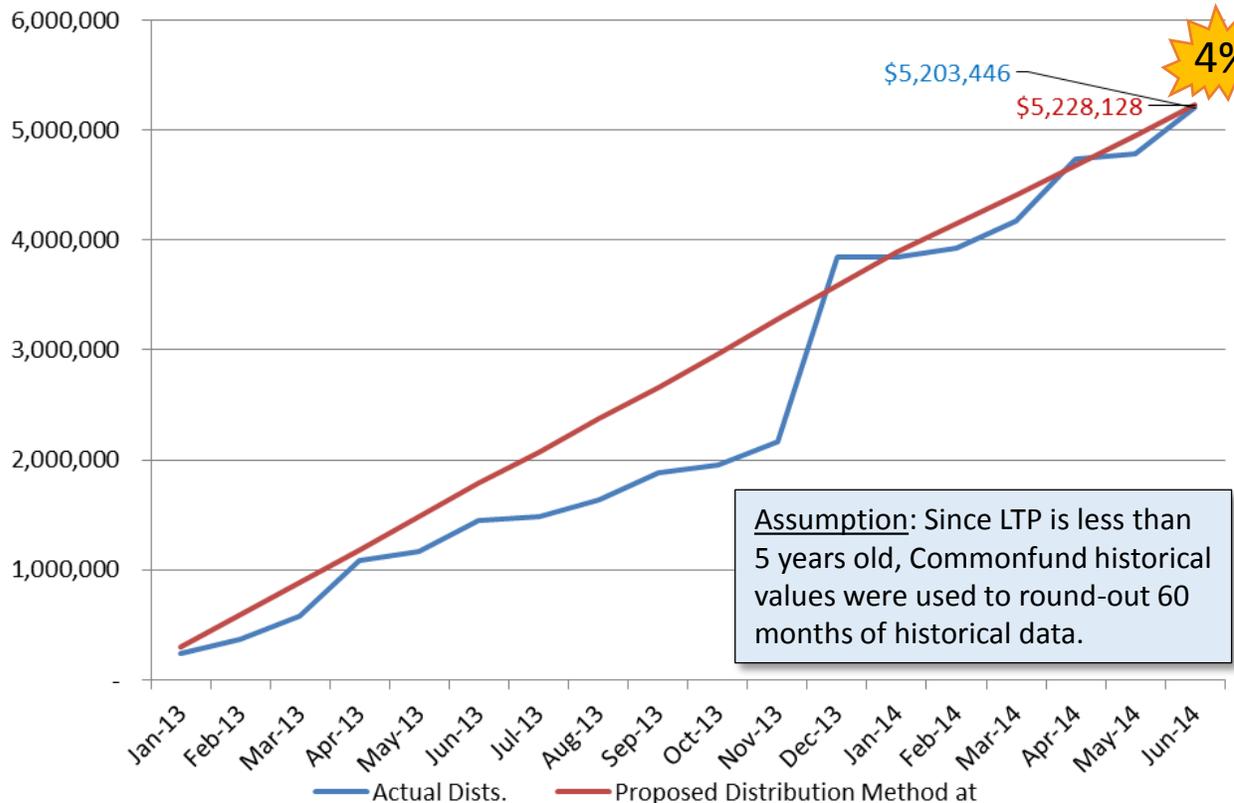
Formula-Driven Distribution Methodology

- Adoption of a formula-driven methodology, like that used by endowments, offers several advantages:
 - Ratable, more easily budgeted distributions.
 - Smoother cash flow.
 - Minimized reliance on unpredictable, uncontrollable yearend distributions.
 - Ability to reset distribution level annually; potentially ratchet it down to increase growth and compounding.
- Many calculation methodologies exist; Mercer's research shows 5-year/20-quarter moving average results in lower annual distribution volatility, greater total distributions, and higher ending balance than traditional 3-year/12-quarter moving averages.

5-Year/20 Quarter Distributions Break Even at 4%

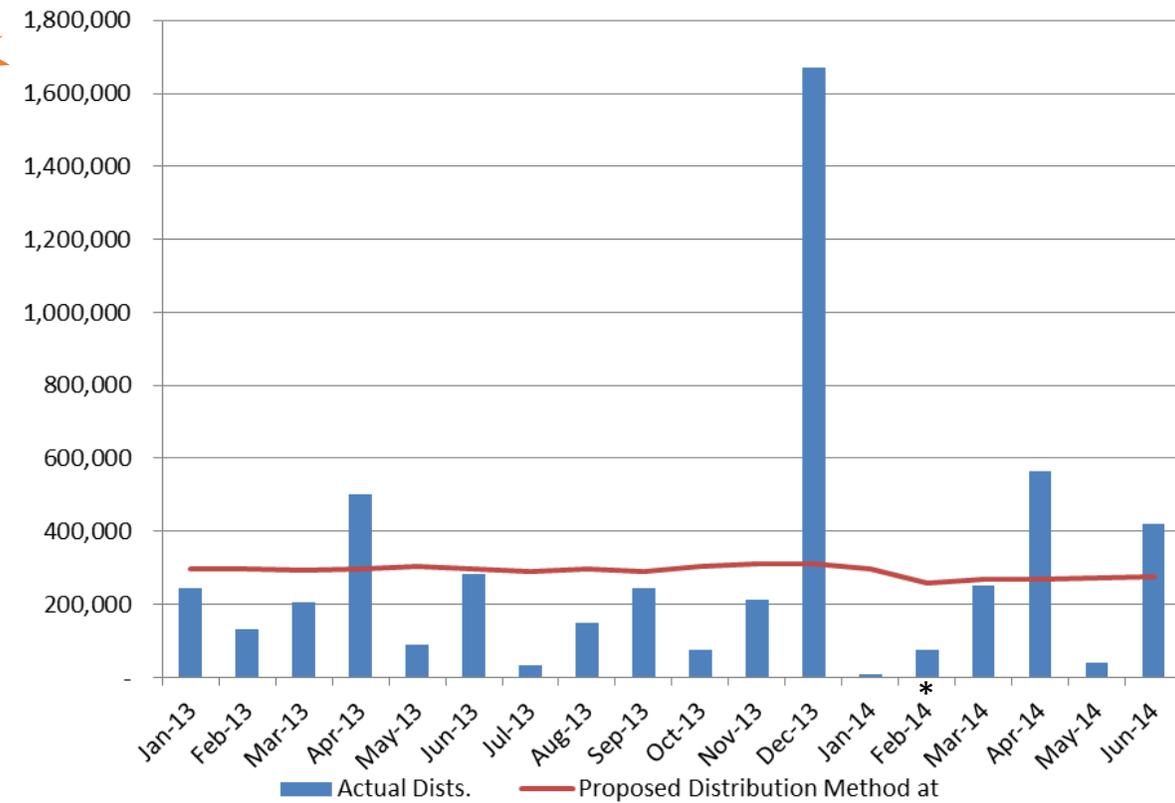
UNT's Monthly Long-Term Pool Distributions

Cumulative Dollar Comparison - Actual vs Proposal Jan 2013 thru June 2014



UNT's Monthly Long-Term Pool Distributions

Monthly Distribution Comparison - Actual vs Proposal Jan 2013 - June 2014



* Ending market values are approximately the same: \$95.83 million (actual) and \$95.77 million (proposed).

* Market value reduced by \$6 million withdrawal.

IA Recommendation: Adopt 5-year/20-quarter moving average methodology. Distribute monthly, beginning March, 2015, using initial 4% annual spending rate.

Withdrawals: Managing Potential LTP Liquidity Needs

- LTP operates like a mutual fund, but is valued monthly; all transactions occur at opening monthly market value.
- Each participating entity's purchase, withdrawal, and distribution activity is accounted for, and reported, separately by UNTF.
- Distinguishing between *distributions* and *withdrawals* is key:
 - Distributions are proportional and do not alter entity's % ownership.
 - Withdrawals (and purchases) are not proportional, require recalculation of each entity's % ownership and participation in future distributions.
- Withdrawals by one entity will have de minimus impact on others, *if* the portfolio holds sufficient cash to fund the withdrawal.

Withdrawals: Managing Potential LTP Liquidity Needs

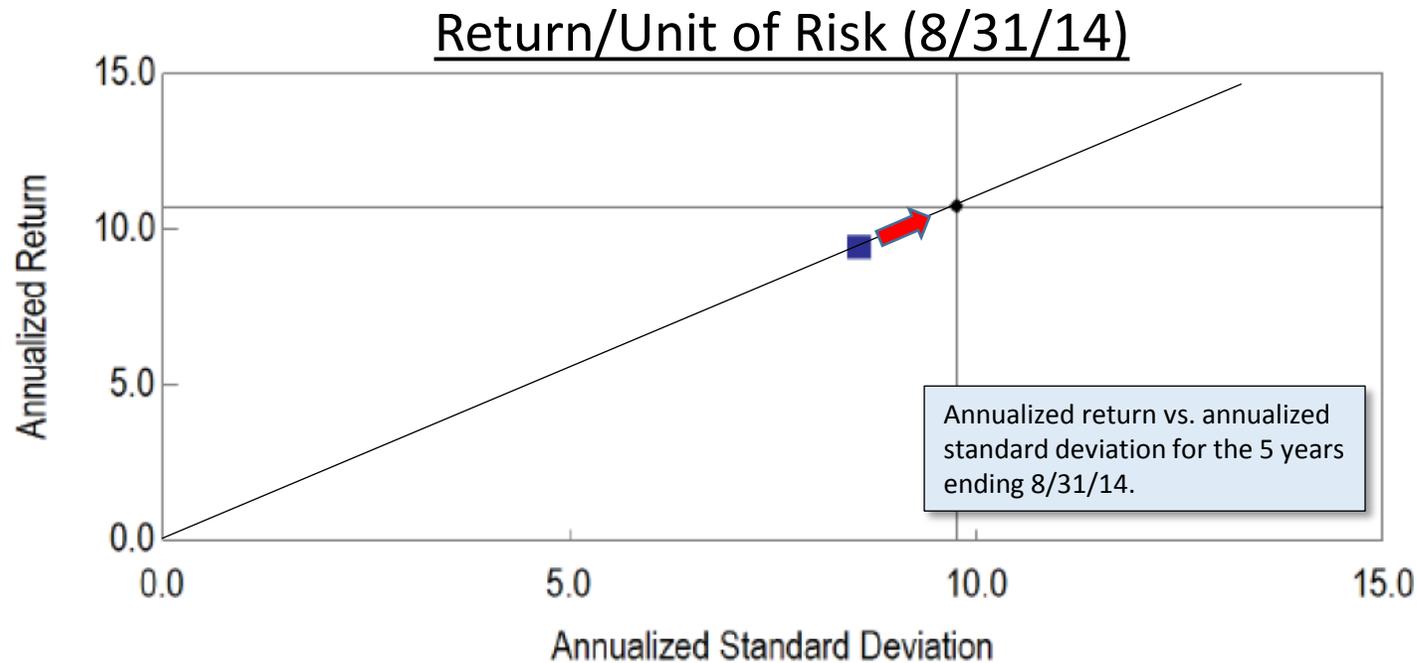
- Large, unexpected withdrawals that exceed available cash can force liquidation of securities in unfavorable markets, adversely affecting everyone invested in the LTP, *and should be avoided*.
- To protect investor's interests and preserve LTP's purpose:
 - Limit LTP investments to long-term reserves.
 - Individual institutions should manage liquidity needs outside LTP, making it the liquidity source of last resort.
 - Tighten UNTS' withdrawal requirements to enhance control and reporting.

IA Recommendation: Require written approval from Vice Chancellor for Finance, and extend withdrawal processing by one month for an individual institution's withdrawals exceeding \$2.5 million in a single month.

Proposed Revision of the Strategic Target Allocation

UNTF recently revised its Strategic Target Allocation and Tactical Ranges:

- LTP's long time horizon can sustain greater risk.
- New allocation expected to result in small increases in return and volatility, moving portfolio closer to the 40/30/30 benchmark.



- UNIVERSITY OF NORTH TEXAS FOUNDATION
- ◆ 40% S&P 500 / 30% ACWI x US / 30% Barclays Cap Agg

Proposed Revision of the Strategic Target Allocation

Revised Strategic Target Allocation and Tactical Ranges:

- Net allocation shift from Risk Reduction to Growth Assets (currently 56%).
- Implementation over four quarters.
- Increases investment latitude in expected low-return environment.

	Current		Revised	
	Strategic Target Policy Allocation	Tactical Range	Strategic Target Policy Allocation	Tactical Range
Growth Assets	53%	43 – 63%	60%	50 – 70%
Risk Reduction Assets	37%	30 – 44%	30%	20 – 40%
Inflation Protection Assets	10%	5 – 15%	10%	5 – 15%

SR Recommendation: Adopt revised Strategic Target Allocation and Tactical Ranges, amending SR 08.2000.

Make Appreciation LTP's Top Investment Objective

- At present, LTP investment objectives are listed as current income, appreciation, and liquidity in SR 08.2000.
- For long-term funds, such as the LTP, appreciation should be the foremost objective.

SR Recommendation: Amend SR 08.2000 to make LTP's objectives appreciation, current income, and liquidity.

Implementation, Discussion and Questions

- Implementing these recommendations requires amendment of the LTP Investment Agreement and SR 08.2000.

LTP Investment Agreement (IA)

- Continue co-investment of LTP assets in commingled investment pool.
- Eliminate master custodian; use UNTF for sub-accounting and reporting.
- Change custodial accounts to FBO unit-holders of UNTF-managed pool.
- Adopt 5-year/20-quarter moving avg. distributions, using 4% initial rate.
- Add VC-Finance approval of withdrawals over \$2.5M, funded 2nd following month.

System Regulation 08.2000 (SR)

- Adopt revised Strategic Target Allocation and Tactical Ranges, same as UNTF.
- Make LTP's objectives appreciation, current income, and liquidity.

Discussion and Questions.



Board Briefing

Committee: Finance

Date Filed: September 23, 2014

Title: Approval of the Establishment of an Oklahoma Undergraduate Resident Tuition Rate at UNT

Background:

A recruitment market exists for UNT among the students of Oklahoma. UNT is situated within forty miles of the Oklahoma border and is actually closer to Oklahoma City than to Austin. Recruitment trips carried out by the UNT Admissions Office into Oklahoma prove that there is a definite interest in UNT. However, when out-of-state tuition costs are explained, interest wanes. UNT has expanded its recruitment efforts in Oklahoma for the last three years and has seen interest grow. Based on the recruitment response, UNT wishes to explore a tuition reduction as allowed by state law for Oklahoma residents in order to benefit from the growth UNT has experienced in prospects from this area.

In 2010, the Admissions Office began actively recruiting in the state of Oklahoma; joining the Oklahoma College Day/Night Coordination Committee, which is an organization that schedules college fairs in Oklahoma. For the last 3 years, the Admissions Office has focused recruitment efforts on the major metropolitan areas of Oklahoma City and Tulsa as well as the southern portion of the state (Ardmore and Durant). In addition, the sole advertising rights to a state-wide high school magazine that is delivered to seniors throughout the state was purchased by UNT Admissions. UNT prospect numbers have increased, but there is an obvious disparity from prospect to enrollee (see chart below.) Students who did not enroll at UNT report the cost of out-of-state tuition to attend UNT is the deterrent.

Application Year	Prospects	Applicants	Admits	Enrolled
Fall 2010	887	55	48	15
Fall 2011	983	48	32	15
Fall 2012	838	46	35	20
Fall 2013	1130	57	44	21
Fall 2014	1796	44	34	7
Fall 2015	*2394			
Fall 2016	*1993			

* To Date

Section 54.0601 of the Texas Education Code reads:

NONRESIDENT TUITION RATES AT CERTAIN INSTITUTIONS. On the written request of the governing board of a general academic teaching institution located not more than 100 miles from the boundary of this state with another state, the Texas Higher Education Coordinating Board may set a nonresident tuition rate that is lower than the nonresident tuition rate otherwise provided by this chapter if the coordinating board determines that the lower rate is in the best interest of the institution and will not cause unreasonable harm to any other institution of higher education."

Texas Administrative Code, Title 19, Part 1, Chapter 21, Subchapter SS, *RULE §21.2264: "General Academic Teaching Institutions Located within 100 miles of the Texas Border,"* states:

- (a) Authorizing Statute. A waiver program for individuals attending certain institutions located within 100 miles of the Texas border is authorized through Texas Education Code, §54.0601, "Nonresident Tuition Rates at Certain Institutions,"*
- b) Eligible Persons. Any nonresident person attending an eligible institution may receive a waiver under this section.*
- (c) Eligible Institutions. An eligible person may use this waiver at any general academic teaching institution located within 100 miles of the boundary of Texas with another state if the governing board of the institution approves the tuition rate as being in the best interest of the institution and the Commissioner finds that such a rate will not cause unreasonable harm to any other institution.*
- (d) Adjusted Tuition Rate. An eligible person shall pay a tuition rate set by the institution, but not less than \$30 more than the resident tuition rate.*

UNT proposes the adoption of an "*adjusted tuition rate*" of \$100 per semester credit hour (SCH), as permitted in the Texas Education Code. Statutory tuition in Texas is currently \$50 per SCH for resident students. The non-resident rate is \$412 per SCH.

The proposed Oklahoma Resident Tuition Rate will apply only to undergraduate students and the rate will be assessed over and above board designated tuition, which is currently \$190.13 per SCH. This \$100 rate replaces the non-resident rate. Students eligible for the Oklahoma Resident Tuition Rate would not be eligible for the Eagle Express guaranteed tuition plan as they would not meet the residency requirements for that plan.

Under this plan, the total undergraduate tuition cost for an Oklahoma resident would be \$290.13 per SCH compared to the total undergraduate tuition cost for a Texas resident of \$240.13 per SCH and \$602.13 per SCH for a nonresident.

This proposed tuition rate would open a new market for UNT that exists only 35 miles to the North. It will allow UNT to compete for Oklahoma students who are considering attending UNT but would choose the University of Oklahoma (OU) or Oklahoma State University (OSU) based on the Texas non-resident tuition rate currently imposed.

UNT proposes this adjusted rate be effective as early as the Spring 2015 semester, pending all necessary approvals, but not later than the Fall 2015 semester.

Financial Analysis/History:

While this adjusted tuition rate will reduce the revenue received in out-of -state tuition, expected increases in the enrolled students from Oklahoma will not only offset the reduction in out-of-state fees but will increase formula funding through the enrollment of more students.

If enrolled in 15 SCH, the seven Oklahoma resident students enrolled in the Fall 2014 semester will generate \$43,260 in non-resident tuition per semester. At \$100 per SCH, 29 students enrolled in 15 SCH would generate \$43,500. Therefore, UNT would need to enroll an additional 22 students, or a total of 29 students, to break even.

A student enrolled in 15 SCH attending OSU or OU currently pays \$3,720.75. An Oklahoma resident paying non-resident tuition currently pays \$10,282.70 for 15 SCH. If the Oklahoma Resident Tuition Rate is adopted, that student would pay \$5,602.70 which results in a savings of \$4,680.

Bob Brown
Digitally signed by Bob Brown
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North Texas, ou=VP for Finance and
Administration,
email=bob.brown@unt.edu, c=US
Date: 2014.10.10 14:07:46 -05'00'

Institution Chief Financial Officer

Janet Waldron
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ou=Vice Chancellor for Finance,
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Date: 2014.10.13 10:15:03 -05'00'

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer
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Date: 2014.10.13 09:03:36 -05'00'

Vice Chancellor/General Counsel

Schedule:

To be implemented beginning as early as Spring 2015 and no later than Fall 2015.

Recommendation:

It is recommended that the Board of Regents authorize and approve the following Board Order.

Recommended By:

Elizabeth With

Vice President for Student Affairs

Neal
Smatresk

Digitally signed by Neal Smatresk
DN: cn=Neal Smatresk, o=University
of North Texas, ou=President,
email=neal.smatresk@unt.edu, c=US
Date: 2014.10.13 10:19:40 -05'00'

President

Lee Jackson

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North Texas System, ou=Chancellor,
email=lee.jackson@untsystem.edu,
c=US
Date: 2014.10.13 13:15:22 -05'00'

Chancellor



Board Order

Title: Approval of the Establishment of an Oklahoma Undergraduate Resident Tuition Rate at UNT

Board of Regents Order 2014-87

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, Sec. 54.0601 of the Texas Education Code in conjunction with Title 19, Part1, Chapter 21, Subchapter SS, Rule §21.2264 of the Texas Administrative Code authorizes the Texas Higher Education Coordinating Board to set an alternative nonresident tuition rate for institutions located not more than 100 miles inside the Texas border, to be made available to students of the bordering state, and

Whereas, a growing UNT prospective student market exists in the state of Oklahoma, which could equate to increased student enrollment and semester credit hours (SCH) by offering an adjusted tuition rate to Oklahoma residents, and

Whereas, the Board of Regents finds that it is in the best interest of the University to establish the Oklahoma Resident Tuition Rate, available only to undergraduate students, in an effort to increase enrollment in a market with great potential

Now, Therefore, The Board of Regents authorizes and approves the following:

1. Upon approval of the Texas Higher Education Coordinating Board, for residents of Oklahoma enrolling as undergraduate students at UNT statutory tuition at the rate of \$100 per semester credit hour. This rate shall be implemented as soon as practical, no later than the Fall 2015 semester, upon approval of the Texas Higher Education Coordinating Board. This tuition will replace the non-resident tuition rate, will be assessed in addition to board designated tuition.
2. The Chancellor or his designee to request authorization from the Texas Higher Education Coordinating Board for approval of the Oklahoma resident tuition rate of \$100 per SCH.

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents



Board Briefing

Committee: Finance

Date Filed: September 30, 2014

Title: Approval to Enter into a Lease for Converged Computing Infrastructure

Background:

IT Shared Services (ITSS) recommends replacement of the aging servers and storage systems that provide production systems (e.g., financial, Student Systems, virtual servers, etc.). Rather than simply replacing existing equipment with newer equipment of the same type, ITSS has developed an alternate strategy using available modern converged computing infrastructure.

Converged infrastructure incorporates computing, memory, storage, and communications in pre-built integrated racks. Converged infrastructure provides better performance, higher availability, better overall management, and decreased requirements for personnel support.

The project will replace eighteen racks of older equipment with five racks of enterprise-class converged infrastructure systems from EMC and Cisco, including all required software and implementation services. This project also includes a single management system to streamline operations, and an automated server provisioning process. The acquisition covers five years of maintenance costs for the entire System with guaranteed pricing for additional growth to allow for more predictable planning.

ITSS is seeking approval to enter into a five year lease agreement with Key Government Finance, Inc. The lease provides fixed costs to UNT System during the entire lease term. ITSS expects to be able to reduce its FY2016 budget request by \$165,000 as a result of this acquisition in FY2015. At the end of the lease period, ITSS will have the option to purchase this equipment for \$1.00, or will replace it with new generation systems, or cloud based solutions.

Financial Analysis/History:

The first of five annual lease payments of \$1,336,435.80 will be due on December 1, 2014. Total five-year cost will be \$6,682,179.00. ITSS will trade-in old storage equipment to EMC as part of this procurement. Replaced and unused servers will be reutilized for less demanding work or surplus.

The lease will not require an increase in budget allocation in FY2015 as the cost fits within the operating budget for ITSS.

Janet Waldron

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Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer

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Date: 2014.10.13 08:59:44 -05'00'

Vice Chancellor/General Counsel

Schedule:

If approved, delivery and services can begin in December 2014 with a go-live target of March-April 2015.

Recommendation:

It is recommended that the Board of Regents approve the lease of converged computing infrastructure.

Recommended By:

Michael DiPaolo

AVC/CIO Information Technology

Lee Jackson

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Texas System, ou=Chancellor,
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Date: 2014.10.13 13:16:04 -05'00'

Chancellor



Board Order

Title: Approval to Enter into a Lease for Converged Computing Infrastructure

Board of Regents Order 2014-88

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent _____, the Board approved the motion presented below:

Whereas, UNT System recommends replacement of aging server and storage systems that provide production systems, and

Whereas, entering into a five year lease agreement with Key Government Finance, Inc. to lease converged infrastructure will benefit UNT System and Institutions through the provision of more reliable and capable systems, and

Whereas, entering into a five year lease agreement will provide fixed costs to UNT System over the lease term,

Now, Therefore, The Board of Regents authorizes and approves the following:

1. A lease agreement between UNT System and Key Government Finance, Inc. for a term of five years to be paid in five equal annual increments totaling not more than \$6,682,179, with an option to purchase the equipment for \$1.00 at the end of the lease term.
-

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents



Board Briefing

Committee: Finance

Date Filed: October 7, 2014

Title: Approval of Amended UNT System Regulation 08.2000, Investment of System Funds

Background:

UNT System Regulation 08.2000, Investment of System Funds, sets forth the Board of Regent annually approved investment policy for UNT System and its component institutions.

Investment objectives for the different investments made by UNT System are currently prioritized between current income, appreciation, and liquidity. It is recommended that safety of principle and diversification be included in the list of investment objectives for UNT System investments and priorities of objectives be established as shown in the amended regulation attached hereto.

The current regulation requires that all bank deposits be secured by pledged collateral with a market value of no less than 100% of the deposits. It is recommended that this requirement be amended to require pledged collateral with a market value of no less than 102% of the deposits. This will apply the same standard to bank deposits as is required for UNT System Short Term Pool investments made under the Public Funds Investment Act.

For the past two years, the UNT System Long Term Pool has been managed and invested with the following Strategic Target Allocations and Tactical Ranges:

	Strategic Target	
	Policy Allocation	Tactical Range
Growth Assets	53%	43 – 63%
Risk Reduction Assets	37%	30 – 44%
Inflation Protection Assets	10%	5 – 15%

Growth assets are currently held within the tactical range at 56% of the asset allocation. Increasing the allowable allocation of growth assets will provide for an increase in investment latitude in an expected low-return environment and will move the overall portfolio closer to the 40/30/30 benchmark. It is recommended that the Strategic Target Allocations and Tactical Ranges be amended to read as follows:

	Strategic Target	
	Policy Allocation	Tactical Range
Growth Assets	60%	50 – 70%
Risk Reduction Assets	30%	20 – 40%

Inflation Protection Assets

10%

5 – 15%

Other revisions as shown in the attachment are recommended to clarify language and requirements.

It is recommended that the attached System Regulation 08.2000 marking the changes be approved and adopted.

Financial Analysis/History:

UNT System Regulation 08.2000, Investment of System Funds, is reviewed and approved annually by the UNT System Board of Regents and governs the investment strategy of UNT System.

Janet Waldron Digitally signed by Janet Waldron
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Date: 2014.10.14 13:32:37 -0500

Vice Chancellor for Finance

Legal Review:

This item has been reviewed by General Counsel.

Nancy S. Footer Digitally signed by Nancy S. Footer
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Counsel, email=nancy.footer@untsystem.edu, c=US
Date: 2014.10.14 09:13:19 -0500

Vice Chancellor/General Counsel

Schedule:

Effective upon Board approval.

Recommendation:

It is recommended that the Board of Regents approve the amended University of North Texas System Regulation 08.2000, Investment of System Funds.

Recommended By:

Janet Waldron

Vice Chancellor for Finance

Lee Jackson Digitally signed by Lee Jackson
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Texas System, ou=Chancellor,
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Chancellor

Attachments Filed Electronically:

- UNT System Investment Regulation (with amendments proposed for approval)



Board Order

Title: Approval of Amended UNT System Regulation 08.2000, Investment of System Funds

Board of Regents Order 2014-89

At an official meeting of the Board of Regents of the University of North Texas System properly posted and held on October 16, 2014, pursuant to a motion made by Regent and seconded by Regent , the Board approved the motion presented below:

Whereas, it is recommended that amendments be made to UNT System Regulation 08.2000, Investment of System Funds, to revise investment objectives, and

Whereas, it is recommended that the requirement of pledged collateral for all bank deposits be established at 102% market value of deposited funds, and

Whereas, it is recommended that the Strategic Target Allocation and Tactical Ranges of the Long Term Pool be amended to move the portfolio closer to the 40/30/30 benchmark, and

Now, Therefore, The Board of Regents authorizes and approves the following:

- 1. UNT System Regulation 08.2000, Investment of System Funds, as amended.

VOTE: ____ ayes ____ nays ____ abstentions

BOARD ACTION:

Attested By:

Approved By:

Rosemary R. Haggett, Secretary
Board of Regents

Brint Ryan, Chairman
Board of Regents

Regulations of the University of North Texas System	Chapter 08 Fiscal Management
08.2000 Investment of System Funds	

08.2001 **Regulation Statement.** This Regulation sets forth the rules for the investment of all System funds and funds held by the System in trust for others. All investments by the System will be made in accordance with Rule 10.100 of the Rules of the Board of Regents of the University of North Texas System and this System Regulation.

08.2002 **Application of Regulation.** This Regulation applies to the UNT System Administration and to all UNT Institutions.

08.2003 **Definitions.**

1. **Authorized Broker/Dealers.** “Authorized Broker/Dealers” means those entities that have been approved as provided herein.
2. **Funds Subject to Board of Regents Control.** “Funds Subject to Board of Regents Control” is defined by Texas Education Code § 51.002 and means:
 - a. student fees of all kinds;
 - b. charges for use of rooms and dormitories;
 - c. receipts from meals, cafes, and cafeterias;
 - d. fees on deposit refundable to students under certain conditions;
 - e. receipts from school athletic activities;
 - f. income from student publications and other student activities;
 - g. receipts from the sale of publication products and miscellaneous supplies and equipment;
 - h. students’ voluntary deposits of money for safekeeping;
 - i. all other fees and local or institutional funds arising out of and by virtue of the educational activities, research, or demonstrations carried on by the institution; and
 - j. donations and gifts to the institution.

3. Investment Officer. “Investment Officer” means the person(s) appointed by the Board pursuant to the Regents Rules, and any authorized designee.
4. Managing Entity. “Managing Entity” means the entity holding and managing the investment of funds, and may include UNT System Administration, a UNT Institution, the University of North Texas Foundation, Inc. (“UNT Foundation”), the University of North Texas Health Science Center at Fort Worth, Texas College of Osteopathic Medicine Foundation, Inc. (“UNTHSC Foundation”), the University of North Texas at Dallas Foundation (“UNT at Dallas Foundation”), or Authorized Broker/Dealers.
5. Prudent Person Standard. “Prudent Person Standard” is defined by Texas Education Code § 51.0031(d) and described in Article VII, Section 11b of the Texas Constitution, and means that standard of judgment and care that prudent investors, exercising reasonable care, skill, and caution, would acquire or retain in light of the purposes, terms, distribution requirements, and other circumstances of the fund then prevailing, taking into consideration the investment of all the assets of the fund rather than a single investment.
6. System. “System” means, collectively, the University of North Texas System, University of North Texas System Administration, and UNT Institutions.
7. UNT Institutions. “UNT Institutions” means University of North Texas, University of North Texas Health Science Center at Fort Worth, and University of North Texas at Dallas.

08.2004

Authority and Governing Statutes. The System’s authority to invest funds is established in the Public Funds Investment Act (Texas Government Code, Chapter 2256), Section 51.0031 of the Texas Education Code, and Rule 10.100 of the Rules of the Board of Regents of the University of North Texas System. This Regulation is promulgated in accordance with the Public Funds Investment Act, Section 51.0032 of the Texas Education Code, the Uniform Prudent Investor Act (Texas Property Code, Chapter 117), the Uniform Prudent Management of Institutional Funds Act (Texas Property Code, Chapter 163), and the Public Funds Collateral Act (Texas Government Code, Chapter 2257). Texas Education Code, Section 51.0032 requires a governing board to adopt a written investment policy, and the Public Funds Investment Act requires a governing board to adopt a written investment policy and strategy, review the policy and strategy not less than annually, appoint an Investment Officer, and adopt internal controls to

safeguard the System's funds. The Public Funds Collateral Act sets the standards for collateralization of public funds in Texas.

08.2005

Investment of System Funds.

1. Investment Strategy. The cash management objective for the System is to retain appropriate liquidity to meet daily operating demands while seeking higher yield on cash reserves through an appropriately diversified long term investment portfolio. All System Funds Subject to Board of Regents Control shall be invested pursuant to a Prudent Person Standard. All System endowment funds shall be invested pursuant to a Prudent Person Standard. All UNTHSC medical professional liability self-insurance plan funds shall be invested pursuant to a Prudent Person Standard. All other System funds shall be deposited in an approved depository bank, invested pursuant to the Public Funds Investment Act in Short Term Pool Authorized Investments (as defined below), or deposited in the State Treasury as prescribed by Texas Education Code § 51.008.

2. Short Term Working Capital Funds. Short term working capital funds ("Short Term Pool") shall be at least 55% but not more than 75% of available cash on hand and shall be adjusted monthly as necessary to remain within this range.¹
 - a. Authorized Investments. Funds needed to meet daily or short term operating requirements will be held in the following authorized investments [as described in the Public Funds Investment Act](#):
 - i. fully collateralized money market funds deposited with an approved depository institution
 - ii. approved Local Government Investment Pool
 - iii. certificates of deposit guaranteed by the FDIC or collateralized by letter(s) of credit

 - b. Self-Liquidity. In accordance with System self-liquidity coverage, UNT Institutions shall maintain a balance in the Short Term Pool (net of bond proceeds held in the account), of at least 1.2x the amount of outstanding debt issued through the System commercial paper program.

c. Investment Objectives.

- i. Safety of Principal
- ii. Liquidity
- iii. Current Income
- iiii. Appreciation
- v. Diversification

3. Long Term Cash Reserves. Long term cash reserves (“Long Term Pool”) shall constitute at least 25% but not more than 45% of current cash balances and shall be adjusted monthly as necessary to remain within this range.²

- a. Authorized Investments. The investment vehicle for Long Term Pool cash reserves shall be the UNT System Long Term Pool (“UNTS-LTP”). The UNTS-LTP shall be held and invested pursuant to a Prudent Person Standard.
- b. Portfolio Asset Allocation. The UNTS-LTP portfolio asset allocation shall be monitored on an ongoing basis, maintained within the tactical range shown below, and reviewed no less than quarterly in connection with the required quarterly report to the Board of Regents.

	Strategic Target Policy Allocation	Tactical Range
Growth Assets	5360%	4350 – 6370%
Risk Reduction Assets	3730%	3020 – 4440%
Inflation Protection Assets	10%	5 – 15%

The Managing Entity, by and through its investment manager, will be responsible for monitoring the UNTS-LTP’s strategic target policy allocation and tactical range. The Managing Entity and its investment manager may make allocation changes within the tactical ranges shown above as warranted under a Prudent Person Standard. Any allocation changes that would exceed the tactical ranges must be pre-approved by the System Investment Advisory Committee.

- c. Portfolio Asset Selection. Selection of the underlying assets within each portfolio shall remain the discretion of the Managing Entity, within the guidelines established in the portfolio asset allocation set forth above and the investment management contract.
- d. UNT System Investment Advisory Committee. Members of the UNT System Investment Advisory Committee shall be the Vice Chancellor for Finance and the chief financial officers from each UNT Institution. The UNT System Investment Advisory Committee shall have oversight of

UNTS-LTP investments and maintain an active role in advising Managing Entities. The Vice Chancellor for Finance shall represent the System Investment Advisory Committee for all approvals that may be necessary or advisable in connection with the UNTS-LTP to provide to a Managing Entity.

- e. Investment Objectives.
 - i. ~~Current Income~~Appreciation
 - ii. ~~Appreciation~~Current Income
 - iii. Diversification
 - iv. Liquidity
 - v. Safety of Principal

4. Bond Proceeds. Bond proceeds and reserves may be invested in a manner consistent with the requirements and restrictions stated in the applicable Bond Covenants.

- a. Investment Objectives.
 - i. Safety of Principal
 - ii. Liquidity
 - iii. Current Income
 - iv. Appreciation

5. Endowed Funds. The endowment corpus shall be invested in a diversified portfolio using reasonable care to ensure earnings are sufficient to provide on-going payout while mitigating the impact of inflation.

- a. Authorized Investments. The System has identified four options for investing endowed funds:
 - i. The UNTS-LTP
 - ii. The UNT Foundation Endowment
 - iii. The UNTHSC Foundation Endowment
 - iv. The UNT at Dallas Foundation Endowment
- b. Endowment Policies. Each UNT Institution and the UNT System Administration shall adopt an Endowment Policy consistent with this Regulation and subject to Board approval that governs the type of endowments, acceptance of gifts, purpose and use of endowments, and distribution requirements of endowed funds.
- c. Asset Allocation. Each UNT Institution and the UNT System Administration shall select the investment portfolio option. The asset allocation and selection of the underlying assets within each portfolio shall be at the discretion of the Managing Entity; provided, however, that

investment of any endowment funds must be pursuant to the Prudent Person Standard and within the guidelines established in this Regulation, the applicable UNT Institution Endowment Policy, and the Investment Management Agreement.

d. Investment Objectives.

- i. Appreciation
- ii. Current Income
- iii. ~~Preservation of Capital~~ Safety of Principal
- iv. Diversification
- v. Liquidity

6. Medical Professional Liability Self-Insurance Funds. The total amount of reserve funds required for medical professional liability self-insurance shall be actuarially determined annually. These funds shall be invested in any combination of the UNT System Long Term Pool or the UNT System Short Term Pool at the discretion of the UNT Health Science Center. In the event all or a portion of the self-insurance fund is converted to a quasi-endowment – subject to liquidation resulting from claims – the quasi-endowment may be invested in accordance with section V – Endowed Funds. A separate accounting of the fund balance and transactions must be maintained and provided to the UNT System Board of Regents at least annually.

a. Investment Objectives.

- i. Preservation of Capital
- ii. Appreciation
- iii. Liquidity

7. Investment Management.

a. Managing Entity. All System investments shall be held, invested, and managed by a Managing Entity pursuant to a Prudent Person Standard. Only those entities named or otherwise approved as a Managing Entity under this Regulation may provide investment management services for and on behalf of the System.

b. Investment Management Agreement. Investment management services provided by a Managing Entity (other than UNT System Administration or a UNT Institution) shall be administered only through a contractual agreement (“Investment Management Agreement”) with the System or an Institution. Authority to approve and sign Investment Management Agreements is delegated as follows: (i) on behalf of the Board, to the Chancellor; (ii) on behalf of the System, to the Chancellor or his

designee; (iii) on behalf of a UNT Institution, to the UNT Institution's President or his/her designee.

c. Investment Liaison. Each Investment Management Agreement shall designate an Investment Liaison to serve as the liaison between the Managing Entity and the Board of Regents, and may also designate the Investment Liaison to serve as either a voting or ex-officio member of the Managing Entity's board of directors.

8. Insurance or Collateral. All bank deposits of System funds shall be secured by pledged collateral with a market value equal to no less than ~~100~~102% of the deposits plus accrued interest less an amount insured by the FDIC. Evidence of the pledged collateral shall be maintained by the Vice Chancellor for Finance. Eligible collateral must meet the requirements of the Public Funds Collateral Act or securities authorized by the Public Funds Investment Act. Repurchase agreements shall be documented by the Master Repurchase Agreement approved by The Bond Market (TBMA), or any other entity approved by the Finance Committee of the Board of Regents, noting the collateral pledged in each agreement. The use of a letter of credit issued to the System by the Federal Home Loan Bank may be considered by the System to meet the required bank depository collateral requirements. Collateral shall be reviewed monthly to assure the market value of the securities pledged equals or exceeds the related bank balances.

9. Safekeeping and Custody. Assets shall be secured through independent third-party custody and safekeeping procedures. Safekeeping procedures shall be reviewed annually by the Internal Auditor. Periodic surprise audits of safekeeping and custodial systems shall be conducted annually by the Internal Auditor.

10. Authorized Broker/Dealers. The Board of Regents must annually review and adopt a list of financial institutions and broker/dealers qualified and authorized to engage in investment transactions with and for the System. All Authorized Broker/Dealers must supply a certification of having read and understood the investment rules, regulations, and policies applicable to the System and agree to comply with those rules, regulations, and policies.

11. Investment Responsibilities. The System Investment Advisory Committee shall be responsible for investing System funds and must comply with the following:

a. Prudent Person Standard. The Investment Officers shall exercise a Prudent Person Standard at all times with regard to all funds.

- b. Personal Business Relationship. Should any Investment Officer have a personal business relationship with a business organization offering to engage in an investment transaction with the System, a statement shall be filed disclosing that personal business interest. This statement must be filed with the Texas Ethics Commission and the Board of Regents. A “personal business relationship” is defined in Chapter 2256.005(i) of the Public Funds Investment Act.

- c. Training. Each member of the Board of Regents and the System Investment Advisory Committee shall attend at least one training session within six months after taking office or assuming duties. The Texas Higher Education Coordinating Board will provide training for the Regents. ~~The All Investment Officers and~~ members of the System Investment Advisory Committee must attend training not less than once in ~~a two-year period~~ each fiscal biennium, and may receive training from any independent source approved by the Board of Regents. The Texas Higher Education Coordinating Board is an approved source for training. The Investment Officers must report the status of their training to the Board of Regents no later than the 180th day after the last day of each regular session of the legislature.

12. Reporting.

- a. Audit. The System’s Internal Audit department shall perform an annual compliance audit of management controls and adherence to this policy. The results will be reported to the Board of Regents and the State Auditor’s Office.

- b. Quarterly Reports. The Vice Chancellor for Finance shall prepare a quarterly investment report which includes endowments and submit it to the Board of Regents through the Chancellor. The report will be prepared in compliance with generally accepted accounting principles and will detail, by asset and fund type, changes in book and market values, dates of maturity, and accrued interest. The quarterly reports are to be formally reviewed at least annually by the System’s Internal Audit department in conjunction with the annual compliance audit, and the result of the review shall be reported to the Board of Regents.

- c. Annual Report. At the end of each fiscal year, the System will prepare a report of investment performance for the year and submit it to the Board of Regents at its first regularly scheduled board meeting following the end of the fiscal year.

References and Cross-references:

Public Funds Investment Act (Texas Government Code, Chapter 2256)

Texas Education Code, Chapter 51, Subchapter A (Section 51.001, et. seq.)

University of North Texas System Board of Regents Rule 10.100

Uniform Prudent Investor Act (Texas Property Code, Chapter 117)

Uniform Prudent Management of Institutional Funds Act (Texas Property Code, Chapter 163)

Public Funds Collateral Act (Texas Government Code, Chapter 2257)

Approved: August 16, 2012

Effective: August 16, 2012

Revised: May 16, 2013, August 15, 2013, December 5, 2013, August 21, 2014

¹ System Institutions with less than \$10M cash on hand may retain 100% of cash balances in its Short Term Pool.

² System Institutions with less than \$10M cash on hand may retain 100% of cash balances in its Short Term Pool.

AGREEMENT FOR INVESTMENT SERVICES

This Agreement for Investment Services ("Agreement") is made and entered into by the Board of Regents of the University of North Texas System, a higher education agency of the State of Texas ("System"), and by the University of North Texas Foundation, Inc., a Texas non-profit corporation ("Foundation"), to be effective November 1, 2014.

WITNESSETH

WHEREAS, the System is a state agency organized and existing under the laws of the State of Texas, that includes UNT System administration and public institutions of higher education, each of which maintains certain endowed and non-endowed funds, cash, and securities held to support their educational mission and other objectives;

WHEREAS, the Foundation is a non-profit corporation organized and existing under the laws of the State of Texas, which is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code and which supports and benefits the University of North Texas through the investment management and administration of endowed and non-endowed funds derived from private donations to the Foundation;

WHEREAS, the System and the Foundation have determined that it is in their mutual best interest to pool certain of their respective funds for investment purposes and efficiencies, and the Foundation is uniquely situated to provide investment management services for and on behalf of the System; and

WHEREAS, the System desires to transfer to ~~a~~-custodial accounts certain funds the System has designated as its Long Term Pool ("UNTS-LTP Funds") to be managed and invested by the Foundation, and the Foundation desires to accept custody of and to manage and invest the UNTS-LTP Funds.

NOW THEREFORE, in consideration of these premises and of the mutual covenants and agreements herein contained, the parties agree as follows:

NOVATION

The System and the Foundation entered into an Agreement for Investment Services and a First Amended and Restated Agreement for Investment Services for a term commencing March 1, 2012 ("Original Agreement"). ~~The parties desire to amend and restate the Original Agreement as set forth herein, and t~~This Agreement ~~as restated~~ shall supersede and take the place of, in its entirety, the Original Agreement which shall be terminated upon this Agreement's effective date of November 1, 2014.

AGREEMENT

1. Term. The initial term of this Agreement shall commence on ~~March~~November 1, 2012~~2014~~, and end on ~~February 28, 2013~~August 31, 2015 ("Initial Term"). This Agreement shall automatically renew on ~~March~~September 1 of each year for an additional one year term (each a "Renewal Term"), unless the parties agree otherwise or either party gives the other party at least ~~ninety~~one hundred twenty (90/120) days prior written notice of its intent not to renew. Notwithstanding the foregoing, this Agreement is subject to earlier termination as provided herein.

2. Investment Management Delegation. The System hereby delegates to the Foundation the responsibility for investing and managing the UNTS-LTP Funds and directs the Foundation to invest and manage the UNTS-LTP Funds in accordance with instructions provided by the UNT System Vice

Chancellor for Finance in consultation with the UNT System Investment Advisory Committee and as authorized by the UNT System Board of Regents. The System also grants authority to the Foundation to further delegate portfolio implementation decisions to one or more investment managers. The Foundation has contracted with Mercer Investment Consulting, Inc. (“Mercer”) to serve as its external investment advisor with respect to the Foundation Endowment Funds pursuant to an Agreement dated August 1, 2008, and the System consents to investment management of the UNTS-LTP Funds by Mercer, under the oversight of the Foundation's Investment Committee and the System Investment Advisory Committee. Any successor external investment advisor shall be subject to UNT System approval, which consent shall not unreasonably be withheld.

3. Standard of Care. In investing and managing the UNTS-LTP Funds, the Foundation shall exercise the care that persons of ordinary prudence, discretion, and intelligence exercise in the management of their affairs in regard to the investments of their funds considering probable income as well as probable safety of their capital in light of the purposes, terms, distribution requirements, and other circumstances of the fund then prevailing, taking into consideration the investment of all the assets of the fund rather than a single investment, in accordance with Texas Constitution Article VII § 11b and Texas Education Code § 51.0031, as amended from time to time.

4. Custody of Funds. The Foundation shall employ ~~a~~-qualified financial institutions to act as ~~master~~-custodians of the UNTS-LTP Funds and ~~Foundation~~-Endowment Funds (“Investment Account”) for the benefit of unit-holders of the Foundation managed investment pool. Such ~~master~~ custodians shall maintain possession of assets, ~~and~~ provide settlement of security purchases. The Foundation shall offer a method of accounting and reporting that maintains the separate identity of UNTS-LTP Funds (including unit-holders units and unit values) and ~~Foundation~~-Endowment Funds held in the Investment Account, and perform such other duties as ~~shall be~~ more fully described in ~~the relevant agreement between the Foundation and master custodian~~this Agreement. The Foundation shall ~~ensure that the master custodian~~ provides System, in a timely manner, financial information consistent with current GASB reporting and fiscal year-end requirements.

5. Contributions and Withdrawals. The System shall provide contributions to and requests for withdrawal from the Investment Account during the final week of each month. Contributions and withdrawals shall ordinarily be processed during the first week of the following month. Withdrawals greater than \$2.5 million in any one month by a unit-holder must be approved in writing by the UNT System Vice Chancellor for Finance, and shall be processed during the first week of the second month following receipt of the approved withdrawal request.

6. Earnings and Distributions. ~~Realized earnings shall be calculated during the month following the month they were earned and shall be distributed during the first week of the month following the calculation (e.g. April earnings shall be calculated in May and distributed on or about June 1).~~Earnings shall be calculated during the month following the month they were earned or reported and allocated to each unit-holder's account. Monthly distributions shall be calculated by multiplying one-twelfth (1/12) of the annual spending rate by the beginning monthly market value, indexed by the ratio of the twenty-quarter rolling average unit value to the unit value at the calculation date. Until the UNTS-LTP has twenty quarters of history, UNT Endowment unit values will be used to augment the calculation. The spending rate during the Initial Term will be Four and No/100 Percent (4.00%). Spending rates for each following fiscal year shall, after consultation with the Foundation's Investment Committee and the System Investment Advisory Committee, ordinarily be determined by the UNT System Vice Chancellor for Finance no later than June 30 of each year.

6.7. Allocation of Investment Fees, Expenses, Gains and Losses. The parties agree that, in accordance with current practice, all investment expenses associated with investment management of the

Investment Account, including, but not limited to, all custodial, investment consulting, external and internal investment management expenses, and investment transaction fees, shall be charged directly to the Investment Account so that all such expenses are borne proportionately by the participants in the Investment Account. Similarly, each party shall benefit proportionately in its share of any investment earnings and any fee reductions, as well as the proceeds from securities lending or commission recapture programs. The parties shall also share proportionately in any losses or diminution in value of funds held in the Investment Account. The Foundation specifically acknowledges that the Foundation's spending policy applicable to Foundation funds invested through the Investment Account shall not apply to UNTS-LTP Funds held in the Investment Account. ~~All System realized earnings will be distributed monthly.~~

7.8. Management Fees. ~~During the Initial Term of this Agreement (March 1, 2012—February 28 2013), the System shall pay the Foundation a monthly management fee of Ten Thousand Five Hundred Eighty Three and 33/100 Dollars (\$10,583.33) payable at the end of each month of the Initial Term.~~ During the Initial Term and each Renewal Term of this Agreement, the System shall pay the Foundation an annual management fee equal to 10 basis points of the UNTS-LTP portfolio value held in the Investment Account. The management fee shall be calculated monthly based on the beginning monthly ~~book balance~~ market value (beginning monthly ~~Book Balance~~ market value x 0.001/12) and shall be payable at the end of each month. Management fees shall be ~~paid from realized earnings prior to distribution to the System~~ deducted from the account balance monthly.

8.9. Performance Reporting and Measurements. The Foundation shall provide the System quarterly institutional-quality reporting on performance analysis and attribution as well as monthly flash reports. Quarterly reports shall include reference to performance benchmarks approved by the Foundation's Investment Committee and System Investment Advisory Committee. The Foundation shall also make available its staff and investment consultants on a quarterly basis for meetings with System staff on such dates and at such times as the parties may mutually agree. The Foundation shall also provide such additional information with such frequency as the System might reasonably require related to investment and management of UNTS-LTP Funds invested pursuant to this Agreement.

9.10. Investment Committee Membership. The System Vice Chancellor for Finance shall serve as a voting member of the Foundation Investment Committee and shall represent the interests of the System and serve as the liaison to the System Investment Advisory Committee and the UNT System Board of Regents.

10.11. Investment Allocation Policy. The Foundation, through the Foundation Investment Committee in consultation with the System Investment Advisory Committee, shall adopt and revise, from time to time, an investment allocation policy and guidelines with respect to allocation of funds in the Investment Account, and shall review with the System Vice Chancellor for Finance such policies and any proposed revision of such policies prior to adopting such revisions. Any delegation of investment management by the Foundation shall require that such manager or managers abide by such investment allocation policies and guidelines. Any revised allocation policy or guideline shall not apply to UNTS-LTP Funds until the System Investment Advisory Committee approves such reallocation.

11.12. Termination. Either party may terminate this Agreement for any reason upon written notice to the other party. Within five (5) days of the date of a notice of termination, the parties shall meet and negotiate in good faith to develop a plan to provide for the expedient withdrawal and transfer of UNTS-LTP Funds to the System so that neither party is unreasonably disadvantaged by termination of the Agreement.

12.13. Right to Review. The System shall have the right upon reasonable advance notice to review transactional records regarding the receipts and disbursements of UNTS-LTP Funds held in the

Investment Account. Such review shall be conducted at such time and place as the System might reasonably require during the Foundation's normal business hours. The System shall keep and maintain the confidentiality of all of the Foundation's records reviewed by it pursuant to this Section 8 and shall not disclose the records or the fact that the records have been reviewed by the System to any third parties except as required for the purposes of the System, including without limitation its accountants, advisors, auditors, and attorneys, or as expressly required by law or court order.

13.14. Amendment. This Agreement may be amended only by an instrument in writing signed by the duly authorized officers of each party.

14.15. Governing Law. This Agreement is entered into and shall be governed by the laws of the State of Texas.

15.16. Notices. Notices hereunder shall be given in writing delivered by (a) personal delivery, (b) certified mail, return receipt requested, or (c) reputable, recognized overnight courier. In lieu of sending notice by the foregoing methods, notice may be given by email; provided, however, that notice by email shall be deemed received only upon the recipient's acknowledgement of receipt. Notices shall be effective upon receipt. Notices shall be delivered as follows, or to such other address as may be specified by written notice delivered in accordance herewith:

To the Foundation:

Jerry E. Holbert, Executive Director
1155 Union Circle #311250
Denton, TX 76203
jerry.holbert@unt.edu

To the System:

~~Terry Pankratz~~ Janet Waldron, Vice Chancellor for
Finance
University of North Texas System
1901 Main
Dallas, TX 75201
Janet.Waldron@untsystem.edu

With copy to:

Nancy Footer, Vice Chancellor and General Counsel
University of North Texas System
1901 Main
Dallas, TX 75201
Nancy.Footer@untsystem.edu

16.17. Entire Agreement. This Agreement contains the entire understanding of the parties with respect to the matters set forth herein. There are no agreements, written or oral, concerning the subject matter, herein, except as set forth in this Agreement.

IN WITNESS WHEREOF, the parties, through their duly authorized officers, have executed this Agreement ~~on the date and year first above written~~ effective November 1, 2014.

BOARD OF REGENTS OF THE
UNIVERSITY OF NORTH TEXAS SYSTEM

UNIVERSITY OF NORTH TEXAS
FOUNDATION, INC.

By: _____
Lee F. Jackson, Chancellor

By: _____
Bob Kimmel, Board Chair

Date: _____

Date: _____