

### **Resolutions for Board of Governors Action – October 5-6, 2017**

1. Academic and Student Affairs Committee: Approval of Colorado State University-Pueblo's Student Code of Conduct (2018-0009-100517)
2. Real Estate/Facilities Committee: Approval of the Colorado State University Program Plan for the Anatomy Zoology East Wing Revitalization for \$15,921,113. (2018-0010-100517)
3. Real Estate/Facilities Committee: Approval of the Colorado State University Program Plan for the Chemistry B & C Wing Revitalization for \$25,142,239. (2018-0011-100517)
4. Real Estate/Facilities Committee: Approval of Hughes Stadium Deconstruction. (2018-0012-100517)
5. Audit and Finance Committee: Approval of revised CSUS Policy 111: Audit Charter, and approval of the new CSUS Policy 209: Competition with Private Enterprise, and CSUS Policy 210: Financial Fraud. (2018-0013-100517)
6. Audit and Finance Committee: Resolution authorizing and approving an interest rate exchange agreement in connection with the Board of Governors of the Colorado State University System, System Enterprise Revenue Bonds, Series 2015d and authorizing and ratifying certain actions in connection therewith. (2018-0014-100517)
7. CSU-Pueblo: Approval of revisions to the Colorado State University-Pueblo Administrative Professional Employee Handbook (2018-0015-100517)
8. CSU-Pueblo: Approval of the Colorado State University-Pueblo Family and Medical Leave Policy (2018-0016-100517)
9. CSU: Approval of the Acceptance of Gifts and Naming Opportunities (2018-0017-100517)
10. Certification of Consent Agenda (2018-0018-100517)

The Board of Governors of the  
Colorado State University System  
Meeting Date: October 5, 2017  
Action Item

**MATTERS FOR ACTION:**

Approval of Colorado State University-Pueblo’s Student Code of Conduct

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors of the Colorado State University System hereby approve  
Colorado State University-Pueblo’s Student Code of Conduct

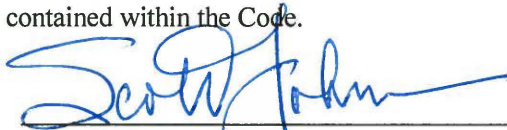
**EXPLANATION:**

Presented by Dr. Timothy Mottet, President and Johnna Doyle, Deputy General Counsel

CSU-Pueblo’s Student Code of Conduct underwent review in order to streamline processes and help align the policy with current practices relevant to the state of the law for due process in disciplinary actions. The Student Code of Conduct shall be reviewed a minimum of every three years under the direction of the Dean of Student Affairs, in consultation with the General Counsel and subject to the approval of the University President and Board of Governors.

The Student Code of Conduct defers to the newly established Policy on Discrimination, Protected Class Harassment, Sexual Misconduct, Intimate Partner Violence, Stalking and Retaliation and its subsequent procedures for investigation of student Title IX issues and other matters contained within that policy. This allows for subject matter experts to investigate these matters and provide due process within that procedure. The Student Code of Conduct addresses sanctions and appeals for students with these offenses and others contained within the Code.

            
Approved                  
Denied

  
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Board Secretary  
            
10/6/17  
\_\_\_\_\_  
Date

Board of Governors of the  
Colorado State University System  
Meeting Date: October 5-6, 2017  
Action Item

MATTER FOR ACTION:

Approval of the Colorado State University Program Plan for the Anatomy Zoology East Wing Revitalization for \$15,921,113.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System approves the Program Plan for the Anatomy Zoology East Wing Revitalization.

EXPLANATION:

Presented by Lynn Johnson, Vice President for University Operations.

The Anatomy Zoology (AZ) Building-East Wing is an 81,000gsf main campus building housing laboratories, classrooms and faculty offices. It was built in 1973 and has had limited upgrades over the years. Much of the space was vacated when Biology personnel moved to the new Biology Building in summer 2017. The space was reassigned “as-is” to the College of Veterinary Medicine and Biological Sciences (who also occupy AZ West) as well as to the Vice President of Research for Team Science and Incubator programs and Fish, Wildlife and Conservation Biology. This project will revitalize core building systems and provide life safety, ADA and energy efficiency upgrades. CSU is requesting state funding for the project with the expectation that aesthetic and equipment upgrades will be funded by the new occupants. Estimated cost is \$15,921,113.

A more detailed project description can be found in the attached Summary of Program Plan, and the full program plan is posted at [www.facilities.colostate.edu](http://www.facilities.colostate.edu).

Board of Governors of the  
Colorado State University System  
Meeting Date: October 5-6, 2017  
Action Item

SUMMARY OF PROGRAM PLAN FOR THE ANATOMY AND ZOOLOGY EAST WING  
REVITALIZATION


The Anatomy Zoology (AZ) Building-East Wing is an 81,000gsf main campus building housing laboratories, classrooms and faculty offices. It was built in 1973 and has had limited upgrades over the years. Much of the space was vacated when Biology personnel moved to the new Biology Building in summer 2017. The space was reassigned "as-is" to the College of Veterinary Medicine and Biological Sciences (who also occupy AZ West) as well as to the Vice President of Research for Team Science and Incubator programs and Fish, Wildlife and Conservation Biology. This project will revitalize core building systems and provide life safety, ADA and energy efficiency upgrades.

Components of the east wing revitalization include:

- Upgrade building electrical system to include transformer, switch gear, panels, lighting
- New roof
- Install fire sprinkler system
- New fire alarms
- Asbestos abatement with replacement of ceiling tiles/grid/flooring following abatement
- Upgrade air handling unit to include outside air dampers, heating coils, filter walls, VAV boxes and branch lines.
- Upgrade exhaust fans and return air fan
- Update to DDC controls
- Update to process cooling system

This project will address the deferred maintenance backlog and revitalize building infrastructure, improving the FCI from 67 to 85.

The estimated cost for the project is \$15,921,113 to be paid from State Capital Construction Funds. Once approvals are in place and funding is received, the project is expected to take approximately 30 months to accomplish to coordinate with academic schedules.

  
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Approved

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Denied

  
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Board Secretary

  
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Date

MATTER FOR ACTION:

Approval of the Colorado State University Program Plan for the Chemistry B & C Wing Revitalization for \$25,142,239.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System approves the Program Plan for the Chemistry B & C Wing Revitalization.

EXPLANATION:

Presented by Lynn Johnson, Vice President for University Operations.

The Chemistry Building B & C Wings encompass 128,100gsf housing laboratories, classrooms and faculty offices. The building is located on main campus and was built in 1971 with limited upgrades over the years. Some research labs were vacated when Chemistry personnel moved to the new Chemistry Building in summer 2017. The space was reassigned “as-is” to Chemistry researchers in need of additional space, the Central Instrument Facility (Vice President of Research) and Chemistry teaching laboratories. This project will revitalize core building systems and provide life safety, ADA and energy efficiency upgrades. CSU is requesting state funding for the project with the expectation that aesthetic and equipment upgrades will be funded by the new occupants. Estimated cost is \$25,142,239.

A more detailed project description can be found in the attached Summary of Program Plan, and the full program plan is posted at [www.facilities.colostate.edu](http://www.facilities.colostate.edu).

Board of Governors of the  
Colorado State University System  
Meeting Date: October 5-6, 2017  
Action Item

### SUMMARY OF PROGRAM PLAN FOR THE CHEMISTRY B & C WING REVITALIZATION

The Chemistry Building B & C Wings encompass 128,100gsf housing laboratories, classrooms and faculty offices. The building is located on main campus and was built in 1971 with limited upgrades over the years. Some research labs were vacated when Chemistry personnel moved to the new Chemistry Building in summer 2017. The space was reassigned "as-is" to Chemistry researchers in need of additional space, the Central Instrument Facility (Vice President of Research) and Chemistry teaching laboratories. This project will revitalize core building systems and provide life safety, ADA and energy efficiency upgrades.

Components of the east wing revitalization include:

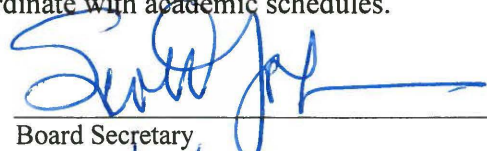
- Upgrade building electrical system to include transformer, switch gear, panels, lighting
- New roof
- Install fire sprinkler system
- New fire alarms
- Asbestos abatement with replacement of ceiling tiles/grid/flooring following abatement
- Upgrade air handling unit to include outside air dampers, heating coils, filter walls, VAV boxes and branch lines.
- Upgrade exhaust fans and return air fan
- Update to DDC controls
- Update to process cooling system

This project will address the deferred maintenance backlog and revitalize building infrastructure, improving the FCI from 61 to 85.

The estimated cost for the project is \$25,142,239 to be paid from State Capital Construction Funds. Once approvals are in place and funding is received, the project is expected to take approximately 30 months to accomplish to coordinate with academic schedules.

  
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Approved

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Denied

  
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Board Secretary

10/6/17  
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Date

Board of Governors of the  
Colorado State University System  
Meeting Date: Oct 5-6, 2017  
Action Item

MATTER FOR ACTION:

Approval of Hughes Stadium Deconstruction.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System approves Demolition and/or Deconstruction of Hughes Stadium.

EXPLANATION:

Presented by Amy Parsons, Executive Vice Chancellor, Colorado State University System.

CSU engaged ICON Venue Group to assist with the possible future development and associated valuations for the Hughes Stadium property. In the past year, ICON has communicated with numerous developers in the region regarding how to position this property in the most favorable way to garner the most interest from a variety of developers, keeping in mind diverse potential uses. ICON determined from these efforts that one important step toward this goal will be for the University to assume the work, and any associated risk, of the demolition and/or deconstruction of Hughes Stadium and that the demolition be decoupled from any future development process. There were no development circumstances expressed under which retaining Hughes was seen as an advantage.

Hughes Stadium has been decommissioned and utility services are being maintained at minimal levels for safety. Prompt deconstruction of Hughes Stadium is desirable to eliminate further utility expenditures along with any other costs to maintain the stadium facility and to prevent the vacant property from becoming a nuisance.

The estimated budget range for deconstruction is \$4M-\$6M, depending on the final hazardous materials abatement plan. The project costs will be reimbursed from proceeds of the property sale or ground lease, in accord with previous presentation to the Board. This project does not


Hughes Stadium Deconstruction

Board of Governors of the  
Colorado State University System  
Meeting Date: Oct 5-6, 2017  
Action Item

require state approval. The project is estimated to take 9-14 months to complete after Board of Governors approval. CSU Facilities Management will undertake this project upon approval by the Board of Governors.

  
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Approved

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Denied

  
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Board Secretary  
  
10/6/17  
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Date

Hughes Stadium Deconstruction



**MATTERS FOR ACTION:**

Approval of revised CSUS Policy 111: Audit Charter, and approval of the new CSUS Policy 209: Competition with Private Enterprise, and CSUS Policy 210: Financial Fraud.

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors of the Colorado State University System (Board) hereby approves and adopts revised CSUS Policy 111: Audit Charter, the new CSUS Policy 209: Competition with Private Enterprise, and the new CSUS Policy 210: Financial Fraud.

**EXPLANATION PRESENTED BY:** Susy Serrano, Director of Internal Auditing, and Jason L. Johnson, General Counsel.

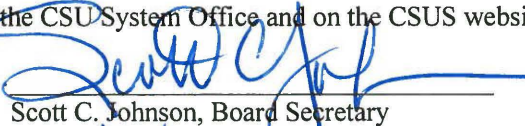
In August 2017, the Board of Governors of the Colorado State University System (Board) approved an updated Policy and Procedures Manual to govern how the Board discharges its constitutional and statutory responsibilities. From time to time, in order to follow best practices or to comply with new statutory regulations, the Policy and Procedures Manual is updated. Accordingly, a revised policy and two new policies are being brought forward for Board approval.

- Policy 111: CSUS Board Audit Charter Policy – The policy has been revised to incorporate the professional practice standards and further define the role and responsibilities of Internal Audit.
- Policy 209: CSUS Board Competition with Private Enterprise Policy – The new policy directs each institution to adopt formal, written procedures to receive and respond to complaints of competition with private enterprises in accordance with CRS § 24-113-104(3)(a).
- Policy 210: CSUS Board Financial Fraud Policy – The new policy outlines the responsibilities, definitions and procedures to investigate and act on alleged financial fraud with respect to CSU System and institutional funds, resources and property.

Upon approval of these policies, the Policy and Procedures Manual will be amended accordingly, both in the official hard copy maintained in the CSU System Office and on the CSUS website.

Approved

Denied

  
Scott C. Johnson, Board Secretary

10/6/17  
Date

**A RESOLUTION AUTHORIZING AND APPROVING AN INTEREST RATE EXCHANGE AGREEMENT IN CONNECTION WITH THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM, SYSTEM ENTERPRISE REVENUE BONDS, SERIES 2015D AND AUTHORIZING AND RATIFYING CERTAIN ACTIONS IN CONNECTION THEREWITH**

WHEREAS, the Board of Governors of the Colorado State University System (the “Board”) is a constitutionally established body corporate under Article VIII, Section 5 of the Constitution of the State of Colorado (the “State”) and Section 23-30-102, Section 23-31-103 and Section 23-31.5-102, Colorado Revised Statutes, as amended, duly authorized to carry out and effectuate the purposes of the Board in accordance with such powers and authority; and

WHEREAS, the Board has previously issued its Board of Governors of the Colorado State University System, System Enterprise Revenue Bonds, Series 2015D (the “Series 2015D Bonds”) pursuant to a Master System Enterprise Bond Resolution adopted by the Board on June 20, 2007, as supplemented by the Ninth Supplemental Resolution adopted by the Board on February 5, 2015 (collectively, the “Bond Resolution”) and terms used and not defined herein shall have the meaning set forth in the Bond Resolution; and

WHEREAS, the Bonds currently bear interest at the variable Index Rate in effect from time to time, as set forth in the Pricing Certificate for the Series 2015D Bonds, dated as of April 28, 2015; and

WHEREAS, in connection with the Series 2015D Bonds, the Board, in order to hedge interest rate risk, has been presented with a proposal whereby it would enter into a forward starting interest rate exchange agreement with a notional amount equal to the outstanding principal amount of the Series 2015D Bonds (which principal amount may include any additional principal that relates to either a refunding or reissuance of the Series 2015D Bonds) under which the Board would pay a fixed rate and the counterparty to the interest rate exchange agreement would pay a floating rate; and

WHEREAS, the Bond Resolution provides that the Board may enter into such an arrangement which constitutes a “Qualified Exchange Agreement” as defined in the Bond Resolution, and that, subject to certain limitations and exceptions contained therein, amounts payable to any Qualified Counterparty under a Qualified Exchange Agreement shall be paid from the Revenue Fund with the same priority as other payments of Debt Service Requirements on Bonds under the Bond Resolution and shall have a lien on Net Revenues on a parity with the lien thereon of Bonds; and

WHEREAS, such a proposal will require the Board to enter into one or more ISDA Master Agreements or utilize existing ISDA Master Agreements to which the Board is a party (the “ISDA Agreements”), to enter into one or more schedules or utilize existing schedules (the “Schedules”) and to enter into one or more confirmations with respect to the transaction (the “Confirmations”) and;

WHEREAS, the Board has received information as to the costs, risks and benefits of entering into a Qualified Exchange Agreement and the Board hereby finds that entering into a Qualified Exchange Agreement is in the best interests of the Board; and

WHEREAS, the Board desires to authorize and approve the entering into of an interest rate exchange agreement within the parameters set forth herein, and to authorize the execution and delivery of ISDA Agreements, Schedules and Confirmations and related documents, to the extent required to effect the proposed transaction;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM:

1. The Board is hereby authorized to enter into one or more ISDA Agreements, Schedules and/or Confirmations and related documents in order to effect an interest rate exchange transaction (the "Interest Rate Exchange Transaction") whereby the Board will pay a fixed rate and the interest rate exchange provider will pay a floating rate within the parameters set forth in Section 2 below and as permitted by (a) the Bond Resolution, as the same may be supplemented and amended; (b) the CSUS Board Derivative Policy, as the same may be supplemented; and amended and (c) Section 11-59.3-103, Colorado Revised Statutes, as amended (the "Interest Rate Exchange Agreement Act").

2. The Interest Rate Exchange Transaction shall be subject to the following parameters:

(a) The notional amount shall be equal to the outstanding principal amount of the Series 2015D Bonds (which principal amount may include any additional principal that relates to either a refunding or reissuance of the Series 2015D Bonds).

(b) The rate to be paid by the Board pursuant to the Interest Rate Exchange Transaction shall not exceed 2.10% per annum.

(c) The floating rate to be paid by the counterparty shall be based upon the index or indices set forth in the ISDA Agreements, Schedules and the Confirmations and related documents.

(d) It shall contain a commencement date not later than March 1, 2023.

(e) The duration shall not extend beyond the final maturity of the Series 2015D Bonds or other Bonds to which it relates.

(f) The counterparty or counterparties shall be a party or parties recommended by the Board's municipal advisor, North Slope Capital Advisors, and each shall constitute a Qualified Counterparty as defined in the Bond Resolution.

(g) It shall constitute a Qualified Exchange Agreement as defined in the Bond Resolution.

(h) The Interest Rate Exchange Transaction shall comply with the Interest Rate Exchange Agreement Act.

3. The following individuals, namely: Vice President for University Operations, the Chief Financial Officer of the System and the Treasurer of the System (and any other officers authorized by law to act on their behalf in their absence) are hereby authorized to select a counterparty and to execute the ISDA Master Agreements, the Schedules and the Confirmations and related documents within the parameters set forth in Section 2 of this Resolution. Within such parameters, no further action of the members of the Board shall be required.

4. The Board is hereby authorized to execute and deliver any Supplemental Resolution or Pricing Certificate that may be necessary in order to effect the Interest Rate Exchange Transaction, which Supplemental Resolution or Pricing Certificate may include any amendments deemed necessary or desirable. The Vice President for University Operations, the Chief Financial Officer of the System and the Treasurer of the System (and any other officers authorized by law to act on their behalf in their absence) are hereby authorized to execute any such Supplemental Resolution or Pricing Certificate and any necessary related or desirable document or certificate, and any of the persons listed above are hereby authorized to attest the same.

5. All of the findings and determinations required by the Interest Rate Exchange Agreement Act are hereby incorporated by this reference thereto and are deemed to have been made by the Board. Pursuant to Section 11-59.3-103(10) of the Interest Rate Exchange Agreement Act, the Board shall notify the State Treasurer when it executes the ISDA Master Agreements, the Schedules and the Confirmations.

6. The appropriate officers of the Board and the System are hereby authorized to take such further actions as are deemed necessary and desirable in connection with the transactions described in this Resolution. All action previously taken by the Board and the appropriate officers of the Board and the System directed toward the transactions described herein are hereby ratified, approved and confirmed.

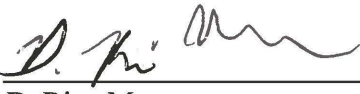
7. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

8. This Resolution shall be in full force and effect upon its passage and adoption.

ADOPTED AND APPROVED as of October 6, 2017.

[SEAL]

BOARD OF GOVERNORS OF THE  
COLORADO STATE UNIVERSITY SYSTEM

By  \_\_\_\_\_  
D. Rico Munn  
Chair of the Board

ATTEST:

By  \_\_\_\_\_  
Scott C. Johnson  
Secretary

**MATTERS FOR ACTION:**

Approval of revisions to the Colorado State University-Pueblo Administrative Professional Employee Handbook

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors of the Colorado State University System hereby approve the revisions to the Colorado State University-Pueblo's Administrative Professional Employee Handbook

**EXPLANATION:**

Presented Dr. Timothy P. Mottet, President, and Karl Spiecker, Vice President for Finance and Administration

The CSU-Pueblo Administrative Professional Employee Handbook was first approved by the Board of Governors in 2007. The Handbook has not had a significant review since that time. The Administrative Professional Council sought to update their employee handbook to address issues important to their constituents. Items were removed from the Handbook that would be better included in a Human Resources guide and were not considered employment policies. The Handbook was also updated to conform with applicable law and other University policies and procedures. The following updates are included:

1. Salary Administration for Administrative Professionals – this includes a university compensation philosophy, a compensation committee, salary administration addressing equity and parity guidelines, merit pay opportunities and interim appointment salary adjustments.
2. Annual Leave Sharing policy – this allows employees to transfer their accrued annual leave to another Administrative Professional employee experiencing hardships related to serious health conditions.
3. Conflict of Interest – this includes updated information requiring an annual conflict of interest statement for all Administrative Professional employees.
4. Employee Study Privilege – this includes an increase in the amount of credit hours that an employee can utilize annually from 6 hours to 9 hours. It also allows CSU-Pueblo employees to take advantage of Board of Governors Policy 307, CSUS Board Faculty/Staff Study Privilege Policy.
5. Grievance Policy – This updates the current grievance policy to provide more structure within the grievance procedures.
6. The CSU-Pueblo Family and Medical Leave policy is attached to provide additional notice to employees.

Approved

Denied

  
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Board Secretary

  
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Date

10/6/17

**MATTERS FOR ACTION:**

Approval of the Colorado State University-Pueblo Family and Medical Leave Policy

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors of the Colorado State University System hereby approves the Family and Medical Leave Policy for Colorado State University-Pueblo

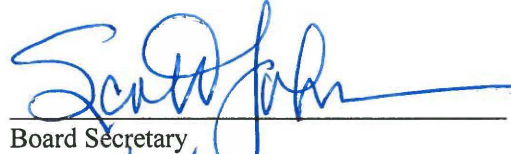
**EXPLANATION:**

Presented by Dr. Timothy P. Mottet, President, and Karl Spiecker, Vice President for Finance and Administration

The Family and Medical Leave Act of 1993, as amended, requires the University to provide job protected, unpaid leave to eligible employees for serious health issues related to them and/or qualified family members. CSU-Pueblo has administered this requirement since the enactment of the Act. The policy brings the administration of the Act under one policy for all eligible employees, except State Classified Employees. The policy addresses the current requirements for members of the military and their families, along with requirements under the Colorado Family Care Act.

  
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Approved

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Denied

  
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Board Secretary

10/6/17  
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Date

MATTERS FOR ACTION:

CSU: Approval of the Acceptance of Gifts and Naming Opportunities

RECOMMENDED ACTION:

MOVED, that the Board of Governors approve the acceptance of gifts and the naming in recognition of gifts relating to the coaches locker room within CSU Athletics.

EXPLANATION:

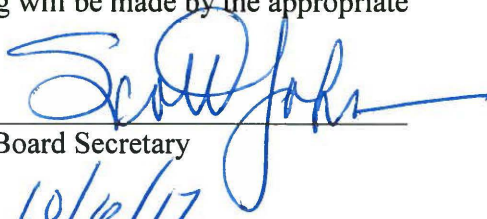
Presented by Tony Frank, President, and Kim Tobin, Vice President for University Advancement.

The University allows the naming of specified facilities under its policy outlining the specific qualifications and procedures. The procedures require approval by the President of the University. Once the naming opportunity has been endorsed by the President, the President submits it to the Board of Governors for final approval.

To maintain confidentiality, the donors of the gifts and the specific naming opportunities are not identified at this time. A brief description of the gifts and the naming opportunities has been distributed to the Board members during the executive session.

The announcement of the gifts and the naming will be made by the appropriate unit.

Approved       Denied

  
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Board Secretary  
10/4/17  
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Date



## CERTIFICATION OF CONSENT AGENDA ITEMS

The undersigned Secretary of the Board of Governors for the Colorado State University System hereby certifies:

That with a unanimous affirmative vote of the voting members of the Board of Governors at a duly held meeting thereof on October 6, 2017, the consent agenda items listed below were referred for consideration of approval and were adopted:

- Colorado State University System
  - Minutes of the August 1-2, 2017 Board and Committee Meetings
- Colorado State University
  - Approval of New Degree Program: Ph.D. in Watershed Science (*referred by Academic and Student Affairs Committee*)
- Colorado State University-Pueblo
  - Approval of New Degree Program: Master of Social Work (*referred by Academic and Student Affairs Committee*)
  - Approval of New Degree Program: Doctor of Nursing Practice (*referred by Academic and Student Affairs Committee*)
  - Approval of Faculty Handbook Revision – Appendix B (*referred by Academic and Student Affairs Committee*)

The consent agenda items together with a record of the votes for the resolutions have been recorded and will be entered into the full minutes of the duly held October 6, 2017, meeting of the Board of Governors.



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Scott C. Johnson, Secretary

10/6/17  
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Date