

## **Resolutions for Board of Governors Action – December 5-6, 2018**

1. **Audit and Finance Committee:** Approval of a Withdrawal from the Board Reserves In Accordance with Board Policy 205 (2019-0024-120618)
2. **Audit and Finance Committee:** Approval of the Updated FY 2019-2020 CSU Capital Construction Priority List for State Funded Construction Projects (2019-0025-120618)
3. **Audit & Finance Committee:** Approval of Resolution for the Purpose of Complying with I.R.S. Revenue Ruling 63-20, 1963-1 C.B. 24, and Approving the Financing Activities of the Colorado State University Research Foundation on behalf of the Board of Governors of the Colorado State University System for the Purpose of Acquiring Equipment to be Used by and for Colorado State University, Colorado State University-Pueblo and Colorado State University – Global Campus. (2019-0026-120618)
4. **Audit & Finance Committee:** Approval of the CSU Canvas Stadium Net Revenue Resolution to Amend the Master Resolution to Include in the Definition of Facilities Canvas Stadium and to Include in the Definition of Gross Revenues the Net Revenues Derived from Canvas Stadium (2019-0027-120618)
5. **Audit and Finance Committee:** Approval of the Withdrawal and Use of the Principal of the Walking Stick Quasi-Endowment and the Principal of the KTSC Quasi-Endowment at CSU-Pueblo (2019-0033-120618)
6. **Real Estate/Facilities Committee:** Approval of the Updated Colorado State University Program Plan for the CSU Center at the National Western Center for \$48.5M. (2019-0028-1206018)
7. Approval of Colorado State University System Board of Governors Policy 130: Board Training and Best Practices. (2019-0029-120618)
8. Approval of the Acceptance of Gifts and the Naming in Recognition of Gifts Relating to Operating Room Suites within the College of Veterinary Medicine and Biomedical Sciences. (2019-0030-120618)
9. CSU: Settlement Authorization for Approval and Execution of Settlement Agreement. (2019-0031-120618)
10. Certification of Consent Agenda (2019-0032-120618)

**MATTERS FOR ACTION:**

The Board of Governors of the Colorado State University System (the "Board") approval of a withdrawal from the Board Reserves in accordance with Board Policy 205.

**RECOMMENDED ACTION:**

MOVED, that in accordance with the CSUS Board Reserves Policy, the Board hereby approves the withdrawal of \$13,059,830 from the E&G Board Reserves available for Strategic Deployment ("Board Reserves") and such funds will be used, as follows: CSU-Pueblo Sustainability (\$3,594,330); investments in Student Success (\$800,000); System Infrastructure (\$950,000), System initiatives including CSU Medical School (\$3,580,000), System IT upgrades (\$1,566,500), matching funds for Scott Chairs at CSU (\$2,000,000), State Fiscal Policy (\$100,000), Todos Santos (\$200,000), and State Engagement Hubs support (\$269,000); and it is

FURTHER MOVED, that the Chancellor and the Chief Financial Officer of the System are authorized to withdraw and deploy \$13,059,830 from the Board Reserves consistent with this Resolution.

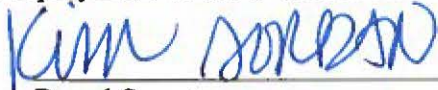
**EXPLANATION PRESENTED BY:** Dr. Tony Frank, Chancellor, Colorado State University System

In June 2018, the Board discussed the Board Reserves policy and the CSU-Pueblo financial sustainability plan during its annual retreat, and consistent within that financial sustainability plan and the Board's discussion is the provision of certain strategic Board support for CSU-Pueblo. In accordance with Board Policy 205, the Board Reserves may be used to support the educational mission of the System and its institutions, with a focus on deployment for compelling and unique circumstances.

The recommendations contained herein support System priorities in accord with previous Board actions as well as new initiatives to support the CSU System and its institutions through various initiatives and the expenditures represent a 18.3% deployment of the available reserve.

Approved

Denied

  
Board Secretary

12/6/18  
Date

Board of Governors of the  
Colorado State University System  
Meeting Date: Dec 5-6, 2018  
Action Item

**MATTER FOR ACTION:**

Approval of the updated FY 2019-2020 CSU Capital Construction Priority List for State Funded Construction Projects

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors approve the attached updated FY 2019-2020 capital construction prioritization list.

FURTHER, that staff is authorized to submit any and all documents required by the Department of Higher Education, Governor’s Office, and General Assembly.

**EXPLANATION:**

Presented by Henry Sobanet, Chief Financial Officer, Colorado State University System.

This action item reflects the required approval by the Board of a prioritized capital construction list for consideration by the CCHE, OSPB, CDC and the Joint Budget Committee. This is an update to the priority list that was approved by the Board in May 2018, to include the CSU Center in the FY 19-20 budget year.

This item is recommended by the Board of Governors Audit and Finance Committee.

  
\_\_\_\_\_  
Approved

\_\_\_\_\_  
Denied

  
\_\_\_\_\_  
Board Secretary

12/6/18  
\_\_\_\_\_  
Date

**Board of Governors of the CSU System**  
**FY 18-19 Combined Campus State Capital Construction Request - Revised 12.2018**

Priority	Funding	Project Name	Prior Funding	FY 19-20	FY 20-21	FY 21-22	FY 22-23	FY 23-24	Total State Funds	Total Cash Funds	Total Project Costs
NP	State/NWC COP	NWC Animal Health Building		60,018,401					\$60,018,401		\$60,018,401
	Cash										(State only)
NP	State/NWC COP	NWC CSU Center		48,503,374					\$48,503,374		\$48,503,374
	Cash										(State only)
NP	State	NWC COP Debt Service		16,570,927	18,300,000	18,300,000	18,300,000	18,300,000	\$89,770,927		\$89,770,927
	Cash										(State only)
1	State	CSU Shepardson Renovation and Addition	4,527,223	29,677,857					\$34,205,080		\$43,205,080
	Cash			9,000,000						\$9,000,000	(State & Cash)
2	State	CSU Anatomy-Zoology East		16,717,169					\$16,717,169		\$16,717,169
	Cash										(State only)
3	State	Chemistry B&C wing		26,399,351					\$26,399,351		\$26,399,351
	Cash										(State only)
4	State	CSU-Pueblo Technology Building Renovation & Addition		15,939,000					\$15,939,000		\$16,100,000
	Cash			161,000						\$161,000	(State & Cash)
	State	CSU District Chiller Expansion			17,400,000				\$17,400,000		\$17,400,000
	Cash										(State only)
	State	CSU San Luis Research Station			7,500,000				\$7,500,000		\$7,500,000
	Cash										(State only)
	State	CSU-Pueblo Art/Music Building Renovation & Addition			17,820,000				\$17,820,000		\$18,000,000
	Cash				180,000					\$180,000	(State & Cash)
	State	CSU Education Building Revitalization				22,000,000			\$22,000,000		\$22,000,000
	Cash										(State only)
	State	CSU Engineering Research Center Renovation					26,000,000		\$26,000,000		\$26,000,000
	Cash										(State only)
	State	CSU District Heating Plant #1 Replacement						38,000,000	\$38,000,000		\$38,000,000
	Cash										(State only)
	State	CSU Clark Building Revitalization			15,000,000	15,000,000	15,000,000		\$45,000,000		\$45,000,000
	Cash										(State only)
	State	CSU-Pueblo Administration Building Renovation & Addition				14,850,000			\$14,850,000		\$15,000,000
	Cash					150,000				\$150,000	(State & Cash)
	State	CSU-Pueblo Facilities Management Building Renovation & Addition					14,850,000		\$14,850,000		\$15,000,000
	Cash						150,000			\$150,000	(State & Cash)

State Funds Request for FY 19-20

\$ 213,826,079



**MATTERS FOR ACTION:**

A Resolution, for the purpose of complying with I.R.S. Revenue Ruling 63-20, 1963-1 C.B. 24 (Tax Exempt Financing by Nonprofit Corporations), and approving the financing activities of the Colorado State University Research Foundation ("CSURF") on behalf of the Board of Governors of the Colorado State University System ("Board") for the purpose of acquiring equipment to be used by and for Colorado State University, Colorado State University-Pueblo and Colorado State University – Global Campus (the "Institutions").

**RECOMMENDED ACTION:**

MOVED, the Board hereby acknowledges the bank documents and the Board hereby approves CSURF's execution and delivery of such documents and the issuance of the Note on behalf of the Board (provided, however, that the Board shall have no obligation to make any payment on the Note, which shall be solely the obligation of CSURF, and the Board shall be obligated only to the extent provided under the Lease Agreements entered into by the Board).

**EXPLANATION PRESENTED BY:** Dr. Tony Frank, Chancellor, Colorado State University System

For several years Colorado State University Research Foundation (CSURF) has held a Line of Credit (with a tax-exempt interest rate) with First National Bank of Fort Collins (the "Bank"), for the purpose of providing a financing (lease/purchase) mechanism for the Board to acquire much needed equipment for use in departments and programs at Colorado State University, Colorado State University–Pueblo and Colorado State University-Global Campus. When requested by an Institution, CSURF acquires equipment (valued at \$50,000 or less) and leases it to the Board for a term of not more than five years, subject to annual appropriation. The Board makes lease payments to CSURF who in turn uses the funds to repay the bank. When the lease has been fully repaid, CSURF retires the lease and conveys title of the equipment to the Board. CSURF provides the Board quarterly reports of lease/financing activity under the program. Bank documents have been reviewed and approved as to form by the General Counsel of the Board.

Pursuant to Board policy and Colorado law, approval to continue the above described lease/purchase program under CSURF's Line of Credit must be obtained from the Board annually. The total amount of the line of credit permitted to be outstanding at any one time is \$1,000,000 at an interest rate not to exceed 18% per annum and maturing on the anniversary of the date on which it is executed and delivered by CSURF to the Bank (but no later than December 31, 2019). Amounts drawn under the Line of Credit and currently outstanding total \$107,202.72. Therefore, moneys currently available under the Line of Credit for calendar year 2019 are \$892,797.28. CSURF will consult with the respective representatives of each Institution to discuss needs and potential allocation of this available amount.

Mr. Frederic H. Marienthal of Kutak Rock LLP will be providing the tax exempt opinion on the 2019 Line of Credit which is required in order to comply with the applicable federal tax requirements for an "on behalf of" financing in support of a tax exempt entity.

CSURF may make draws on the Line of Credit and thereby incur obligations to make payments on the Note from time to time within the calendar year following the adoption of this Resolution by the Board, but only for purpose of acquiring scientific, research and administrative support equipment to be used by and for the Institutions (the "Equipment"). The Lease Agreements for such equipment shall be approved in writing by the applicable institutional President or authorized delegate (together, referred to herein as the "Representatives" or, individually, a "Representative").

Requests received by CSURF for Equipment to be financed through the Line of Credit shall be submitted to the respective institutional Representative. Upon approval of any such request, the Representative shall enter into a lease agreement with CSURF for such Equipment. The term of such Lease Agreement shall be the lesser of the useful life of the Equipment (as determined by the Representative) or five years. Upon execution of the Lease Agreement with CSURF, CSURF shall draw on the Line of Credit and acquire the Equipment. The Board shall make payments to CSURF under the Lease Agreement at least quarterly. Such payments shall be made from legally available moneys of the Board (but not from moneys drawn under the Line of Credit) and shall include, in addition to the lease payment, an amount equal to the greater of \$800 or 4% of the amount so drawn as compensation for CSURF's administrative expenses and services in connection with the Line of Credit.

The interest rate for 2019 transactions shall be determined as follows:

(a) The initial rate of interest for Lease Agreements to be entered into during calendar year 2019, which rate shall be effective for each such Lease Agreement from the date of delivery thereof through December 31, 2019, shall be 6.0 % per annum as negotiated by CSURF and the Colorado State University System Chief Financial Officer annually. During the month of December 2019 and in each subsequent year while any Lease Agreements are in effect, the Foundation shall estimate, based upon information furnished to it by the Bank, the Average Rate of interest plus .5% per annum (the .5% increment being added to provide for the possibility that interest on the Note will be higher than estimated).

(b) In the event that the rate of interest on the Note is increased as the result of a determination that such interest has lost its exclusion from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), or is treated as an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations (except with respect to corporations, as such interest is required to be taken into account in determining "adjusted current earnings" for the purpose of computing the alternative minimum tax imposed on such corporations), the rate of interest on the Lease Agreements shall immediately be further increased to the average rate of interest expected to accrue on the Note for the remainder of such calendar

year on such "taxable" basis, as estimated by CSURF through negotiations with the bank, plus any additional increment necessary to make up, over the course of the remaining calendar year or such longer period as CSURF may agree to, any retroactive additional interest owed or paid by CSURF to the Bank pursuant to the Note as a result of such determination.

(c) Notwithstanding any other provision hereof, the rate of interest on the Lease Agreement shall not exceed eighteen percent (18%) per annum. Notwithstanding any other provision thereof, all payment obligations of the Board under any Lease Agreement shall be subject to renewal and appropriation or availability of funds as provided in Sections 7 and 10 of the Lease Agreement.

The Board shall have the exclusive possession and use of Equipment financed through the Line of Credit, except to the extent that the Bank may enforce its security interest in the Equipment in the event of a default by CSURF and subject to the Bank's right to inspect the Equipment at any reasonable time as provided in the Line of Credit Agreement (including any additions thereto).

If Equipment is damaged or destroyed during the Term of the Lease Agreement, the Board shall make the proceeds of any fire or other casualty insurance policies available to the Institution for repair or replacement of the equipment, subject to any claims of the Bank or CSURF.

The Board acknowledges that one of the purposes of this Resolution is to establish that interest paid by CSURF on the Note shall not be included in CSURF's gross income under present federal income tax law thereby resulting in more favorable interest rates on the Note and more favorable payment terms to the Board. Accordingly, the Board hereby covenants for the benefit of the Bank, its successors and assigns, that it will not: (i) make any use of the proceeds of the Line of Credit or any other funds of CSURF; (ii) make any use of the Equipment; or (iii) take, or omit to take, any action with respect to the Note, the proceeds of the Line of Credit, any other funds of CSURF, or the equipment, if such use, action or omission would cause the interest on the Note to be included in gross income for federal income tax purposes or be treated as an item of tax preference for purposes of the federal alternative minimum tax. The Board further covenants, represents and warrants compliance with the procedures set forth in the Federal Tax Exemption Certificate hereby authorized to be signed by the Representative implementing the above covenants so as to maintain the above-described exclusions from gross income and alternative minimum tax and to avoid any applicable penalties under the Code. As required by law, the foregoing covenants shall remain in full force and effect notwithstanding the payment in full or defeasance of the Note.

Institutional Representatives are hereby authorized and directed to execute such documents and instruments and generally to take such actions as may be necessary or appropriate to make the transactions contemplated by this Resolution. After consultation with legal counsel, the Representatives may make modifications to the required documents deemed required or necessary, so long as such modifications are not inconsistent with this Resolution. In the event of any inconsistency between this

Resolution and any document or instrument hereby approved, the provisions of this Resolution shall be controlling.

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.

All bylaws, orders and resolutions, or parts thereof, inconsistent with this Resolution or with any of the documents hereby approved, are hereby repealed only to the extent of such inconsistency. This shall not be construed as reviving any bylaw, order or resolution, or part thereof, heretofore repealed.

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

Approved       Denied

  
Board Secretary

12/6/18  
Date



## RESOLUTION

### WITNESSETH:

WHEREAS, pursuant to the provisions of Section 23-31-101, *et seq.*, Colorado Revised Statutes, as amended (the “Establishing Act”), the Board of Governors of the Colorado State University System (the “Board”) is a body corporate under the laws of the State of Colorado (the “State”), is the governing authority for Colorado State University in Fort Collins, Colorado (“CSU-Fort Collins”), Colorado State University-Pueblo in Pueblo, Colorado (“CSU-Pueblo”) and Colorado State University-Global Campus in Greenwood Village, Colorado (“CSU-Global”) and has general supervision of the CSU-Fort Collins, CSU-Pueblo and CSU-Global and has the control and direction of the funds and appropriations made thereto; and

WHEREAS, the Board adopted on June 20, 2007 a Master Resolution which has been amended and supplemented over time (collectively, the “Master Resolution”); and

WHEREAS, terms used but not defined herein shall have the meanings set forth in the Master Resolution; and

WHEREAS, the Board desires to amend the Master Resolution in order to include in the definition of Facilities Canvas Stadium and to include in the definition of Gross Revenues the net revenues derived from Canvas Stadium; and

WHEREAS, clause (g) of the definition of Gross Revenues contemplates and authorizes the adoption by the Board of this Resolution;

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

**Section 1.01. The Facilities.** The definition of Facilities under the Master Resolution shall be amended and restated as follows:

“*Facilities*” means:

- (a) the housing, dining, student and faculty recreation, parking, college store and student center facilities of the System;
- (b) the CSU student health facilities;
- (c) *Canvas Stadium* [emphasis added];
- (d) all revenue-producing facilities related to the operation of the System, CSU or CSU-Pueblo and associated with the System Enterprise (other than the Research Building Revolving Fund Enterprise), the income of which the Board hereafter determines, by resolution and without further consideration from the owners of the Bonds, to pledge to the payment of Bonds, pursuant to law then in

effect and not in conflict with the provisions and limitations hereof, rather than with a separate and independent pledge of revenues; but

(e) such term does not include, unless hereafter determined by the Board by resolution and pursuant to law then in effect, any facilities that were or will be built with moneys appropriated to the System or to the Board by the State.

**Section 1.02. Gross Revenues.** The definition of Gross Revenues under the Master Resolution shall be amended and restated as follow:

“*Gross Revenues*” means (a) all income and revenues derived by the System Enterprise from the Facilities, whether resulting from an original Facility or from improvements, extensions, enlargements, repairs or betterments thereto, replacements thereof or otherwise; (b) the Student Fees; (c) all revenues constituting rents or charges for the use of CSU buildings and facilities for research, including (i) all revenues derived by CSU from the operation of the Research Facilities, whether resulting from an original Research Facility or from improvements, extensions, enlargements, repairs or betterments thereto, replacements thereof or otherwise, including insurance proceeds; and (ii) amounts accruing to CSU from “overhead” charges on research contracts performed under the auspices of CSU within the Research Facilities or within all other facilities of the System located at the CSU campus; (d) investment earnings on moneys in the Research Revolving Fund and on moneys attributable to the Facilities; (e) 10% of Tuition Revenues received by the System Enterprise; (f) all revenues derived by the System Enterprise from the Facilities Construction Fees; (g) *all net revenues of Canvas Stadium* [emphasis added]; and (h) such other income, fees and revenues as the Board hereafter determines, by resolution and without further consideration from the owners of the Bonds, to include in Gross Revenues, pursuant to law then in effect and not in conflict with the provisions and limitations of the Master Resolution or any Supplemental Resolution. The term Gross Revenues does not however, include (A) any Released Revenues in respect of which there have been filed with the Secretary of the Board the documents contemplated in the definition of “Released Revenues,” or (B) any general fund moneys appropriated by the State General Assembly or any moneys derived from any general (ad valorem) tax levied against property by the State or any instrumentality thereof.

**Section 1.03. Ratification.** All action (not inconsistent with the provisions of this Resolution) heretofore taken by the Board directed toward accomplishing such purposes as contemplated by this Resolution is hereby ratified, approved and confirmed.

**Section 1.04. Authorization of Resolution.** The provisions of the Master Resolution necessary for adoption of this Resolution have been satisfied.

**Section 1.05. Severability.** If any provision of this Resolution shall be determined to be unenforceable, that shall not affect any other provision of this Resolution.

**Section 1.06. Governing Law.** This Resolution shall be governed by and construed in accordance with the laws of the State.

**Section 1.07. Captions.** The captions in this Resolution are for convenience only and do not define or limit the scope or intent of any provisions or Sections of this Resolution.


**Section 1.08. Counterparts.** This Resolution may be signed in several counterparts. Each will be an original, but all of them together constitute the same instrument.

**Section 1.09. Effective Date.** The provisions of this Resolution shall be effective upon passage.


APPROVED as of December 6, 2018.

[SEAL]

BOARD OF GOVERNORS OF THE  
COLORADO STATE UNIVERSITY SYSTEM

By  \_\_\_\_\_  
Chair

Attest:

By  \_\_\_\_\_  
Secretary

The undersigned Secretary of the Board of Governors of the Colorado State University System, hereby certifies that the foregoing Resolution was duly approved by the members of the Board of Governors of the Colorado State University System and became effective as of the date set forth herein.

IN WITNESS WHEREOF, I have hereunto set my hand as of the date set forth herein.

By  \_\_\_\_\_  
Secretary

**MATTER FOR ACTION:**

The Board of Governors of the Colorado State University System (the "Board") approval of the withdrawal and use of the principal of the Walking Stick Quasi-Endowment and the principal of the KTSC Quasi-Endowment at CSU-Pueblo.

**RECOMMENDED ACTION:**

MOVED, that the Board hereby approves the withdrawal and use of the principal of the Walking Stick Quasi-Endowment at CSU-Pueblo and the principal of the KTSC Quasi-Endowment for current fund balance deficits at CSU-Pueblo.

**EXPLANATION:**

Presented by Dr. Timothy Mottet, President, CSU-Pueblo; and Karl Spiecker, Vice President for Finance and Administration, CSU-Pueblo.

Due to a fund balance deficit that originated in 2006, CSU-Pueblo needs additional funds to remedy these deficits. In order to avoid using funds that are tied to Education and General Fund monies or other operating revenues, CSU-Pueblo is requesting to access the corpus of the Walking Stick Quasi-Endowment and the corpus of the KTSC Quasi-Endowment. Currently there is \$5,350,926 in the Walking Stick Quasi-Endowment and \$2,595,336 in the KTSC Quasi-Endowment. CSU-Pueblo is requesting the Board's approval to withdraw the entirety of the corpus of both accounts and use those funds to the extent needed to meet its current obligations.

The Walkingstick and KTSC Quasi-Endowments were established by the Board in 1995 and 1998. The Walking Stick Quasi-Endowment was funded through the sale of certain real estate that was previously owned by the Board, and the KTSC Quasi-Endowment was funded from the sale of the FCC license for non-commercial educational television station. These quasi-endowments were earmarked by the Board, but they are not restricted by a donor or other outside agency. In accordance with Board Policy 207, the Walkingstick Quasi-Endowment funds "shall not be impaired or used for any purpose unless specifically approved by the Board." Accordingly, the Board has the authority to approve the withdrawal and use of any portion of these quasi-endowments. This is consistent with the Board's authority to manage, control and determine the uses of the proceeds from the sale of any real estate under C.R.S. § 23-30-102, and the Board's authority to manage all monies of the CSU System and its institutions. See C.R.S. § 23-30-106.

Approved

Denied



Kim Jordan, Board Secretary

12/6/18

Date



**MATTER FOR ACTION:**

Approval of the updated Colorado State University Program Plan for the CSU Center at the National Western Center for \$48.5M.

**RECOMMENDED ACTION:**

MOVED, that the Board of Governors of the Colorado State University System approves the Program Plan for the CSU Center at the National Western Center.

**EXPLANATION:**

Presented by Amy Parsons, Executive Vice Chancellor, CSU System.

Colorado State University is requesting approval of the program plan for the CSU Center at the National Western Center (NWC). The CSU Center will further the mission of global impact at the National Western Center by providing K-12 education, interactive learning opportunities for families, and flexible conference and exhibit space. The facility will tie together research, outreach, and education in an inspiring location, anchoring CSU in the heart of the National Western Center. The CSU Center will not only provide opportunities for families, visitors, and tourists to engage with topics of global importance, but also be a driver of economic development via research, innovation, and collaboration with industries and institutions.

The project is envisioned as an approximately 64,000 gsf building adjacent to other CSU projects in the heart of the redeveloped National Western Center. The estimated cost is \$48,500,000, funded from state-issued certificates of participation (COPs) for the National Western Center redevelopment, as approved in HB 15-1344.

A more detailed project description can be found in the attached Summary of the 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: Dec 5-6, 2018  
Action Item

## SUMMARY OF PROGRAM PLAN FOR THE CSU CENTER AT THE NATIONAL WESTERN CENTER

With Colorado State University's overall focus at the National Western Center on food systems, water, energy, the environment, and health, the CSU Center will provide the facilities needed to provide experiential learning opportunities and impactful research within these areas of emphasis, rooted in the rich history and culture of the National Western Center.

The CSU Center will further the mission of global impact at the National Western Center by providing K-12 education, interactive learning opportunities for families, research facilities, service laboratories, and flexible conference and exhibit space. The facility will tie together research, outreach, and education in an inspiring location, anchoring CSU in the heart of the National Western Center. The CSU Center will not only provide opportunities for families, visitors, and tourists to engage with topics of global importance, but also be a driver of economic development via research, innovation, and collaboration with industries and institutions.

As part of its land-grant mission of outreach, education, and service, CSU has an Extension office serving every county in Colorado. The CSU Center will house the Metropolitan Extension Center, which will respond to community educational needs and offer a variety of resources. The CSU Center will also house components of the Metropolitan Agricultural Experiment Station, which is part of the state-wide Agricultural Experiment Station network. Each of these Stations, including the new Metro location, provides research services tailored to local needs. Labs that offer soil, water, and plant testing to the public and industry will also be part of the CSU Center, providing access to CSU's expertise in these areas.

In addition, the CSU Center will provide space for a variety of activities including events, conferences, performances, business acceleration, and laboratory research, all seeking to drive advancements in the fields of food systems and related disciplines, enhancing the NWC's role in economic development.

### **Themes**

The proposed space will focus on themes that could include:

- K-12 education focused on food systems and interdisciplinary programs
- Research and lab services related to food, urban ag, water, and more
- Unique training and services to promote regional business development and innovation
- Community engagement and classes/certifications
- Events, performances, and lectures
- Higher education, certification, distance learning
- Providing resources and spaces to enhance the local food system

Board of Governors of the  
Colorado State University System  
Meeting Date: Dec 5-6, 2018  
Action Item

**Overview of Facilities and Programs**

- K-12 Agricultural Discovery Center
- Classrooms
- Shared Exhibit Space
- Event Space for Performances, Lectures, etc.
- Metropolitan Extension Center and Community Spaces
- Metropolitan Agricultural Experiment Station
- Service Laboratories
- Multi-purpose Kitchen Space and Sensory Testing space
- Outdoor Spaces that support the above

The estimated cost is \$48,500,000, funded from state-issued certificates of participation (COPs) for the National Western Center redevelopment, as approved in HB 15-1344.

This project is on the updated 5-year state funding list for approval by the Board of Governors at this meeting. It is identified on the National Western Center Master Plan and is anticipated to be one of the first buildings constructed on the site, beginning in early 2020.

With Board of Governors approval, the program plan for this project will be submitted to the Colorado Commission on Higher Education. Once land acquisition, necessary approvals and financing are in place, the project is estimated to break ground in early 2020 and take 20 months to complete.

  
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Approved

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Denied

  
\_\_\_\_\_  
Board Secretary

12/6/18  
\_\_\_\_\_  
Date





# COLORADO STATE UNIVERSITY SYSTEM

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## Policy and Procedures Manual

SUBJECT: GOVERNANCE

Policy 130: CSUS Board Training and Best Practices Policy

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### Board Policy

In accordance with House Bill 18-1198 and C.R.S. § 24-3.7-102, each statutorily created Board or Commission in state government must implement written policies and obtain annual training. The Board of Governors satisfies its obligations under House Bill 18-1198 and C.R.S. § 24-3.7-102 through its written bylaws, policies and procedures and through its training sessions.

In addition to setting forth the Board's role and mission, the Board's policies and procedures include guidance on conflicts of interest, as well as compliance with the Colorado Open Records Act and the Colorado Open Meetings Law. The Board's bylaws and policies also ensure the Board meets its fiduciary obligations to the CSUS and its institutions, and properly oversees the institutions' academic and student affairs in accordance with current higher education best practices. In addition, the Board obtains significant financial information from the System institutions at the Board's meetings in order to make fully informed decisions in accordance with its fiduciary responsibilities.

### Procedures and Guidelines

In compliance with House Bill 18-1198 and C.R.S. § 24-3.7-102, the Board regularly takes the following actions:

- Board policies and bylaws are annually reviewed and amended, as needed, to ensure conformity with state and federal law.
- The Board discusses its Conflict of Interest policy and those related obligations annually at its May meeting.
- The Board annually engages in an in-depth strategic analysis of the CSUS at its June retreat to ensure compliance with statutory obligations and alignment of goals and strategic directives, and the Board regularly revisits the strategic mission at each business meeting.
- An orientation for Board members is scheduled annually at the June Board retreat and may also be provided at other times during the year for new Board members, as necessary.
- Additional training is provided during the year in specific areas, as needed, and Board members are encouraged to attend outside conferences and workshops to be informed on current best practices and trends.
- The Board, through its Evaluation Committee, annually reviews the management practices and goals of the professional Board staff to ensure compliance with the overall CSUS strategic mission and direction.
- The Board, through its Audit and Finance Committee and its financial policies, exercises proper oversight, investment, and use of System funds.
- The Board and the Chancellor coordinate, as needed, with other Colorado boards and commissions, educational institutions, and state agencies.
- Through the Chancellor's office, the Board regularly receives information on current best practices, pending legislation, and trends that have implications for higher education institutions.

History: Effective December 6, 2018 by Board Resolution

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Board of Governors of the  
Colorado State University System  
Meeting Date: December 2018  
Action Item

\_\_\_\_\_  
Approved

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 operating room suites within the College of Veterinary Medicine and Biomedical Sciences.

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

Kim Tobin  
Board Secretary

12/6/18

Date

The Board of Governors of the  
Colorado State University System  
Meeting Date: December 5-6, 2018  
Action Item

MATTERS FOR ACTION:

Colorado State University: Settlement Authorization for Approval and Execution of Settlement Agreement.

RECOMMENDED ACTION:

MOVED, that the President of Colorado State University is hereby granted settlement authority relating to a legal matter discussed by the Board in its executive session, in accordance with the limitations outlined in said discussion.

FURTHER MOVED, that the President of Colorado State University is authorized to execute a settlement agreement that resolves the legal matter discussed in Executive Session, with modifications made in consultation with the Office of the General Counsel.

EXPLANATION:

Presented by Dr. Tony Frank, President, Colorado State University; and Jason L. Johnson, General Counsel, Colorado State University System

In order to facilitate the possible settlement of a pending dispute, the Board is being asked to grant the President of Colorado State University certain settlement authority and authorization to execute appropriate documentation.

✓  
Approved

\_\_\_\_\_  
Denied

Kim Jordan  
Kim Jordan, Board Secretary

12/6/18  
Date



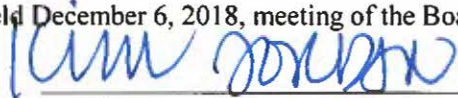
## CERTIFICATION OF CONSENT AGENDA ITEMS

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 December 6, 2018, the consent agenda items listed below were referred for consideration of approval and were adopted:

- Colorado State University System
  - Minutes of the October 4, 2018 Board and Committee Meetings
  - Minutes of the October 5, 2018 Board and Committee Meetings
  
- Colorado State University
  - New Degree Program: Master of Agribusiness Innovation and Management
  - New Degree Program: Master of Conservation Leadership
  - New Degree Program: Doctor of Systems Engineering
  - Faculty Handbook Revision: Section C.2.1.9.3-C.2.1.9.6 Membership and Organization *(referred by Academic and Student Affairs Committee)*
  - Faculty Handbook Revision: Preface and Section H *(referred by Academic and Student Affairs Committee)*
  - Faculty Handbook Revision: Section E.13 Advancement in Rank (Promotion) *(referred by Academic and Student Affairs Committee)*
  
- Colorado State University-Pueblo
  - New Degree Program: B.S. in Health Sciences *(referred by Academic and Student Affairs Committee)*
  - Academic Calendar: AY 2019-2020 and AY 2020-2021 *(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 December 6, 2018, meeting of the Board of Governors.

  
\_\_\_\_\_

Board Secretary

12/6/18

\_\_\_\_\_  
Date