

Resolutions for Board of Governors Action – February 6-8, 2019

1. Audit and Finance Committee: Approval of resolution of capital expenditures to be reimbursed by future Series 2019 or Series 2020 bond issuance for Equine Veterinary Teaching Hospital infrastructure project, and the Meridian Village residence project which includes the deconstruction of Aylesworth. (2019-0034-020819) (two resolutions)
2. CSU-Pueblo: Approval of Colorado State University-Pueblo's Leave Use and Reporting Policy (2019-0035-020819)
3. Real Estate/Facilities Committee: Approval of Aylesworth Hall Deconstruction (2019-0036-020819)
4. Real Estate/Facilities Committee: Land – Acquisition of Real Property Located at 4747 National Western Drive, Denver, Colorado (2019-0037-020819)
5. Academic and Student Affairs Committee: Approval of the renaming of the School of Nursing and the Department of Exercise Science, Health Promotion and Recreation and approval of the academic structure for Health Sciences (2019-0038-020819)
6. Certification of Consent Agenda (2019-0039-020819)
7. CSU-Pueblo: Approval of a Long-term Land Lease and Power Purchase Agreement for CSU-Pueblo's Solar Power Project. (2019-0040-020819)
8. CSU: Settlement Authorization for Approval and Executive of Settlement Agreement (2019-0041-020819)

Board of Governors of the
Colorado State University System
Meeting Date: February 7, 2019
Action Item

MATTERS FOR ACTION:

Approval of resolution of capital expenditures to be reimbursed by future Series 2019 or Series 2020 bond issuance for Equine Veterinary Teaching Hospital infrastructure project, and the Meridian Village residence project which includes the deconstruction of Aylesworth.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System (Board) hereby approves a resolution establishing the official intent of the Board to reimburse itself for capital expenditures with proceeds of future taxable or tax-exempt borrowings in accordance with the Treasury department’s reimbursement regulations in the format attached hereto. The Secretary and Chair of the Board are authorized to execute the attached resolution.

EXPLANATION:

Presented by Margaret Henry, Treasurer, Colorado State University System.

✓
Approved

Denied

[Handwritten Signature]
Board Secretary

2/8/19

A RESOLUTION ESTABLISHING THE OFFICIAL INTENT OF THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES WITH PROCEEDS OF FUTURE TAXABLE OR TAX-EXEMPT BORROWINGS IN ACCORDANCE WITH THE TREASURY DEPARTMENT'S REIMBURSEMENT REGULATIONS

WHEREAS, the Board of Governors of the Colorado State University System (the "Board"), is a body corporate and governs and operates institutions of higher education pursuant to the laws of the State of Colorado (the "State"); and

WHEREAS, the Internal Revenue Service has issued Treasury Regulation Section 1.150.2, the final regulations with respect to the use of proceeds of tax-exempt bonds for reimbursement purposes (the "Reimbursement Regulations"); and

WHEREAS, in order to comply with the Reimbursement Regulations, the Board desires to set forth the Board's official intent to be reimbursed for capital expenditures with respect to the Project defined below with proceeds of future taxable or tax-exempt borrowings;

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

Section 1. Declaration of Official Intent. The Board hereby declares the Board's official intent, in accordance with the Reimbursement Regulations, to reimburse itself from future proceeds of the "Bonds" as defined below for any capital expenditures (and any other expenditures permitted by the Reimbursement Regulations) incurred by the Board in connection with, or related to, the "Project" as defined below, from the period beginning 60 days prior to the date hereof and ending on the latest date permitted by the Reimbursement Regulations. "Bonds" means any taxable or tax-exempt obligations issued by the Board from time to time to finance the "Project" as defined below, and is reasonably expected as of the date hereof to initially mean the Board of Governors of the Colorado State University System, System Enterprise Revenue Bonds Series 2019 or Series 2020. As of the date hereof, the Board reasonably expects that the Bonds will be issued and that the Board will reimburse itself for costs of the Project. "Project" collectively means certain campus improvements, including, but not limited to, the Equine Veterinary Teaching Hospital infrastructure project and the Meridian Village residence project. The Project costs are currently anticipated to be equal to an amount not to exceed \$110,000,000. The Bonds may be issued in one or more series in an amount sufficient to finance the Project. The Project may also include repaying previously issued commercial paper. Further, commercial paper may be issued to reimburse the Board for its prior capital expenditures relating to the Project and such commercial paper shall be included in the definition of the term "Bonds."

Section 2. Confirmation of Prior Acts. All prior acts and doings of the officials, agents and employees of the Board which are in conformity with the purpose and intent of this Resolution shall be and the same hereby are in all respects ratified, approved and confirmed.

Section 3. Repeal of Inconsistent Resolutions. All other resolutions of the Board or parts of resolutions, inconsistent with this Resolution are hereby repealed to the extent of such inconsistency.

Section 4. Effective Date of Resolution. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 7th day of February, 2019.
[SEAL]

BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY
SYSTEM

By: 

Chair of the Board

Attest:

By: 

Secretary

The Board of Governors of the Colorado State University System
Meeting Date: February 6-8, 2019
Action Item

MATTERS FOR ACTION:

Approval of Colorado State University-Pueblo's Leave Use and Reporting Policy

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System hereby approve Colorado State University-Pueblo's policy titled "Leave Use and Reporting Policy".

EXPLANATION:

Presented by Karl Spiecker Vice President of Finance and Administration

CSU-Pueblo has the following procedure Leave Use and Reporting Procedure that has been in effect since January 26, 2005. Upon review of the Procedure, it was determined that this should be a University Policy as it applies to all employees and sets out the parameters around employee leave. Modifications were made to the Procedure/Policy to eliminate the need for paper calendars and also to update the provisions to be consistent with current regulations and laws.

✓
Approved

Denied

Kim Jordan
Board Secretary

2/8/19
Date

Board of Governors of the
Colorado State University System
Meeting Date: February 6-8, 2019
Action Item

MATTER FOR ACTION:

Approval of Aylesworth Hall Deconstruction.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System approves
Deconstruction of Aylesworth Hall.

EXPLANATION:

Presented by Lynn Johnson, Vice President for University Operations and Chief
Financial Officer, Colorado State University.

Aylesworth Hall has long been identified for deconstruction in the university master plan,
as part of a large student housing redevelopment project that is currently in planning.
Occupants were relocated to other facilities as opportunities occurred, with the final
occupants moving to the recently completed Nancy Richardson Design Center in January
2019. Now that the building is unoccupied, the university can begin decommissioning
and abatement, with deconstruction scheduled to begin in Summer 2019 with BOG
approval. The program plan for the student housing redevelopment of the site (called
Meridian Village) will be presented for BOG approval in October 2019. Prompt
deconstruction of Aylesworth Hall is desirable to eliminate further utility expenditures
and to prevent the vacant building from becoming a nuisance.

The estimated budget range for deconstruction is \$3M-\$4M, depending on the final
hazardous materials abatement plan. Abatement and deconstruction costs are being
funded by Housing and Dining Services. These costs will be reimbursed when bonds are
issued. This project does not require state approval and is estimated to take 7-9 months
to complete after Board of Governors approval.

✓
Approved

Denied

[Signature]
Board Secretary

2/8/19
Date

The Board of Governors of the Colorado State University System
Meeting Date: February 6-8, 2019
Action Item

MATTER FOR ACTION:

Land: Acquisition of Real Property Located at 4747 National Western Drive, Denver, CO

RECOMMENDED ACTION:

MOVED, that the Board of Governors approve the acquisition of the real property located at 4747 National Western Drive (a/k/a 4747 Packing House Road) in Denver, Colorado, consisting of approximately 25,515 square feet/.586 acres of land and the associated building, from the National Western Center Authority, a Colorado nonprofit corporation, on the terms discussed by the Board in its executive session and in accordance with the parameters outlined in such discussion, using funds from the State of Colorado National Western Center Lease Purchase Financing Program Certificates of Participation authorized under House Bill 15-1344, and the Board of Governors also approves the use of CSU, System or Board Reserve funds, as determined by the Chancellor in consultation with the System CFO, to initially cover the purchase price and acquisition costs, if needed.

FURTHER MOVED, that the President of Colorado State University and Chancellor of the Colorado State University System is hereby authorized to sign implementing contracts and other documents necessary and appropriate to consummate the transaction with modifications made in consultation with General Counsel.

EXPLANATION:

Presented by Tony Frank, President of Colorado State University and Chancellor of the Colorado State University System, and Amy Parsons, Executive Vice Chancellor of the Colorado State University System

As part of the National Western Center project, CSU and the National Western Center Authority desire to enter into a purchase and sale agreement for the purchase of approximately 25,515/.586-acres of land that includes a building (as generally shown on Exhibit A) for inclusion in the design and construction of the NWC Water Building and CSU Center.

National Western Center -- .586 Acres Land Purchase in Denver, Colorado

The property is located at 4747 National Western Center Drive in Denver, Colorado, and its inclusion in the design of the Water Center and CSU Center will provide multiple benefits to the National Western Center project.

In 2017, the Board of Governors previously approved the land acquisition from the City and County of Denver for all three National Western Center projects, as set forth in the Framework Agreement by and between CSU, the City and County of Denver, and the Western Stock Show Association. The Board of Governors has also approved the use of the State of Colorado National Western Center Lease Purchase Financing Program Certificates of Participation authorized under House Bill 15-1344 to fund the acquisition costs for the three National Western Center projects. Under the Framework Agreement, the City and County of Denver is responsible for acquiring, preparing, and transferring title in the land to be used for CSU's three projects. However, the property located at 4747 National Western Drive is owned by the National Western Center Authority, not the City and County of Denver. Accordingly, this purchase is outside of the Framework Agreement. However, this parcel of land will be incorporated as part of the design and construction of the Water Center and the CSU Center at the National Western Center.

✓
Approved

Denied

Kim Jordan

Kim Jordan, Board Secretary

2/8/19

Date

Exhibit A



National Western Center -- .586 Acres Land Purchase in Denver, Colorado

The Board of Governors of the Colorado State University System
Meeting Date: February 6-8, 2019
Action Item

MATTERS FOR ACTION:

Approval of the Renaming of the School of Nursing and the Department of Exercise Science, Health Promotion and Recreation and Approval of the Academic Structure for Health Sciences.

RECOMMENDED ACTION:

MOVED, that the Board of Governors of the Colorado State University System hereby approves the proposed academic structure for governing and promoting Health Sciences at Colorado State University-Pueblo, including renaming the School of Nursing as the “School of Nursing and Health Sciences” and renaming the Department of Exercise Science, Health Promotion and Recreation as the “Department of Exercise Science, Physical Education and Recreation”.

EXPLANATION:

Presented by Mohamed Abdelrahman, Provost and Executive Vice President for Academic Affairs, CSU-Pueblo.

Academic Structure for governing and promoting Health Sciences

Health Sciences at CSU-Pueblo will be interdisciplinary, collaborative and utilize, to the largest extent, existing resources within the institution. The programs are at different stages of development. The list of programs is a good model for the principles of interdisciplinary collaboration. In order to support these programs, the following changes in administrative structure are proposed:

- The School of Nursing will be renamed The School of Nursing and Health Sciences. The School will remain in the College of Education, Engineering, and Professional Studies (CEEPS).
- The Health Sciences unit will be in CEEPS and will be aligned with the School of Nursing and Health Sciences. It will have a Director who will sit at the Chairs meeting in CEEPS and work closely with the Associate Dean of the School of Nursing and Health Sciences. The Health

Promotion/Public Health emphasis and Pre-Athletic Training emphasis and the Master in Athletic Training will shift from Exercise Science to Health Sciences.

- The Health Sciences unit will administer the BS in Health Science and the MS in Athletic Training.
- The Department of Exercise Science, Health Promotion and Recreation will change its name to the Department of Exercise Science, Physical Education and Recreation and will retain a chair and have a seat at the Chairs meeting in CEEPS.

CEEPS Organization Chart

Dean of CEEPS

- School of Nursing and Health Sciences
 - Associate Dean for Nursing
 - Director of Health Sciences
- Engineering
 - Engineering Chair
- Engineering Technology, Construction and Automotive Industry Management
 - ET, CM, AIM Chair
- Exercise Science, Physical Education and Recreation
 - EXPER Chair
- Teacher Education Program
 - Associate Dean for Teacher Education



Approved

Denied



Board Secretary



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 February 8, 2019, the consent agenda items listed below were referred for consideration of approval and were adopted:

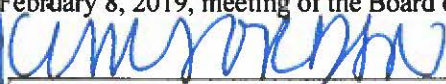
- Colorado State University System
 - Minutes of the December 5, 2018 Board and Committee Meetings
 - Minutes of the December 6, 2018 Board and Committee Meetings

- Colorado State University
 - New Degree Program: Graduate Certificate – Business Management (*referred by Academic and Student Affairs Committee*)
 - New Degree Program: Graduate Certificate – Water Resources (*referred by Academic and Student Affairs Committee*)
 - Faculty Manual Revision – Section E.11 (*referred by Academic and Student Affairs Committee*)

- Colorado State University-Pueblo
 - New Degree Program: B.A. in Humanities and Social Sciences (*referred by Academic and Student Affairs Committee*)
 - New Program Offerings at “Collaboration Campus” in Castle Rock (*referred by Academic and Student Affairs Committee*)

- Colorado State University-Global Campus
 - New Degree Program: Graduate Certificate – Instructional Architecture

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 February 8, 2019, meeting of the Board of Governors.



 Board Secretary

2/8/19

 Date

MATTERS FOR ACTION:

The Board of Governors of the Colorado State University System (the “Board”) approval of a long-term land lease and long-term power purchase agreement for CSU-Pueblo’s solar power project.

RECOMMENDED ACTION:

MOVED, that the Board hereby approves the lease of approximately fifteen (15) acres of land for a solar power generation site on the CSU-Pueblo campus for a term up to twenty-five (25) years, and further approves CSU-Pueblo entering into a power purchase agreement for a term up to twenty-five years as part of CSU-Pueblo’s solar power project; and it is

FURTHER MOVED, that the President of CSU-Pueblo is authorized to approve the terms and conditions of, as well as execute a lease agreement, power purchase agreement, and other related agreements for this solar power project, in consultation with the Office of General Counsel.

EXPLANATION PRESENTED BY: Dr. Timothy Mottet, President of Colorado State University – Pueblo

CSU-Pueblo has an opportunity to acquire 100% of its electricity for its campus from solar power, and has been working with the Colorado Energy Office to explore a solar power project with Johnson Controls, Inc. As part of this project, CSU-Pueblo would enter into a long-term lease for a twenty-five (25) year term for the site of the solar panels on campus and would also enter into a twenty-five (25) year power purchase agreement, so that the solar panels would provide electricity for the campus at advantageous rates. The installation, operation and maintenance of the solar panels would be at no cost to CSU-Pueblo. Following a feasibility study, CSU-Pueblo would only move forward with this solar power project with Johnson Controls, Inc. (or a related entity for the project) if it is established that the solar power project would result in cost savings for the university.

Approved

Denied



Kim Jordan, Board Secretary

2/8/19

Date

MATTER FOR ACTION:

CSU: 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 that 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 Chancellor, Colorado State University System; 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

2/8/19
Date