

THE UNIVERSITY OF NEW MEXICO



April 6, 2021
12:30 p.m.
Scholes Hall, Roberts Room

TAB 1

#1

Call to Order, Confirmation of a Quorum, and Adoption of Agenda

The University of New Mexico
Board of Regents' Finance and Facilities Committee

April 6, 2021, 12:30 p.m.

Held Virtually, Via Zoom

<https://live.unm.edu/board-of-regents>

AGENDA

ACTION ITEMS:

1. Call to Order, Confirmation of a Quorum, and Adoption of Agenda

COMMENTS:

- Open for Comments

ACTION ITEMS (Continued):

2. Approval of Finance and Facilities Committee Meeting Summary from February 9, 2021
3. Approval of Disposition of Surplus Property for January and February 2021 *(Presenter: Bruce Cherrin, Chief Procurement Officer, Purchasing Department)*
4. Approval of Bylaw Amendments for the University of New Mexico Alumni Association *(Presenters: Chad Cooper, President, Alumni Assoc. and Connie Beimer, Interim VP., Alumni Relations)*
5. Approval of Projects:
 - a. UNM Taos Klauer Campus Water Tank
 - b. Re-Approval of the Reserve Officer Training Corps (ROTC) Renovation *(Presenter: Lisa Marbury, Assistant VP, Campus Environments & Administration)*
6. Approval of the Proposed Fiscal Year 2021-22 Budget Planning Assumptions *(Presenters: Teresa Costantinidis, SVP for Finance & Administration; James Holloway, Provost and EVP for Academic Affairs; Norma Allen, Dir., OPBA; Alice Letteney, Branch Chancellor and Joseph Wrobel, Sr. Exec Officer, HSC Finance & Administration)*
 - a. Branch Campuses: Gallup, Los Alamos, Valencia, and Taos
 - i. Tuition, Fees, and Compensation Proposal
 - b. Main Campus
 - i. Core Financial Plan and Fees
 - 1) Overall Budget Scenario
 - 2) Tuition and Fees
 - 3) Compensation
 - c. Health Sciences Center
 - i. Tuition, Fees, and Compensation Proposal
7. Approval of Project Development Proposal and Agreement Between the Regents of the University of New Mexico and Lobo Development Corporation for the Real Estate Development and Management of Innovate ABQ Project Real Estate *(Presenters: Kelly Ward, LDC Director of Business Operations, and Teresa Costantinidis, LDC President)*
8. Recommendations for Consent Agenda Items on Full Board of Regents' Agenda *(Sandra Begay, Chair, Regents' Finance & Facilities Committee)*

INFORMATION ITEMS:

9. UNM Foundation Second Quarter Finance & Endowment Portfolio Report *(Presenter: Kenny Stansbury, CFO, UNM Foundation, Inc.)*

EXECUTIVE SESSION:

None

TAB 2

#2

Approval of Finance and Facilities Committee Meeting Summary from February 9, 2020

THE UNIVERSITY OF NEW MEXICO
Board of Regents' Finance and Facilities (F&F) Committee
February 9, 2021 – Meeting Summary
<<<DRAFT>>>

Committee Members Present: Regent Sandra Begay, Regent Doug Brown, and Regent Rob Schwartz

Administration Present: Garnett Stokes, University President, and Teresa Costantinidis, Senior Vice President for Finance and Administration (SVPF&A)

Presenters in Attendance: Bruce Cherrin, Purchasing; Elizabeth Metzger, Controller; Eddie Nuñez, Athletics; Maria Dion, Planning Design & Construction (PDC); Lisa Kuuttila, Economic Development and Rainforest Operations; Vahid Staples, OPBA; Kelly Ward, Lobo Development Corporation (LDC); Jason Strauss, Lobo Energy, Inc. (LEI); Jon Bocock, IT Academic Technologies; Elisha Allen, IT Academic Technologies

ACTION ITEMS:

- 1. Call to Order, Confirmation of a Quorum, and Adoption of Agenda.** Regent Begay called the virtual meeting to order at 12:30 p.m. and confirmed that a quorum was established with Regent Begay, Regent Brown, and Regent Schwartz present. **Regent Brown moved to adopt the agenda and Regent Schwartz seconded. The motion passed unanimous vote with a quorum of committee members present and voting.**

COMMENTS:

There were no public comments.

ACTION ITEMS (continued):

- 2. Approval of Finance and Facilities Committee Meeting Summary from December 1, 2020.** **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting. The minutes are in the E-book.**
- 3. Approval of Disposition of Surplus Property for November and December 2020.** Bruce Cherrin gave the presentation. Regents' approval was requested for the disposition of surplus property for November and December 2020. Items listed in the E-Book are either obsolete or beyond repair, except for one item (Kodak, Carestream 8000 Panorex) which is included in the report. Bruce Cherrin noted that this item will be listed on auction sites to obtain the maximum dollar amount possible. The detailed report is in the E-book **Regent Schwartz moved to approve and Regent Brown seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

4. **Approval of UNM Learning Management System (LMS).** Bruce Cherrin, Duane Arruti, Elisha Allen, and Jon Bocoock gave the presentation. Regents' approval was requested for the UNM LMS. Based upon recommendations from the Provost's Taskforce, the Academic Technology Advisory Board, and a notification giving an end-of-life date for the self-hosted system, Blackboard Learn, in 2023, the University issued a request for proposal (RFP) to replace Blackboard Learn. The total seven-year cost is \$2.49M, and the source of funding is from a portion of the student technology fee structure for annual costs, one-time funds to cover the gap year, and reuse of funds allocated to Blackboard Learn licensing and hosting. The committee recommended awarding the contract to Instructure Inc. and their product Canvas. The contract has been awarded on a contingent basis pending the Board of Regent's approval. The detailed report is in the E-book. **Regent Schwartz moved to approve and Regent Brown seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

5. **Approval of 2nd Quarter Financial Actions Report and Certification through December 31, 2020 and 2nd Quarter Informational Financial Report through December 31, 2020.** Elizabeth Metzger gave the presentation. The Quarterly Financial Actions Report is a one-page report submitted to the New Mexico Higher Education Department (HED), comprised of "yes" or "no" questions regarding the University's financial transactions. Answering any question "yes" requires further information to be provided to HED. Question 6 was answered "yes". By responding "yes" to Question 6, the additional information reported to HED will indicate that mid-year reviews are in process for Main Campus and Branches to further assess the estimated impact of the pandemic on auxiliary and athletic operations. Based on current projections, the Institutional Support Service Auxiliary Enterprise could end the year with a \$8.9M deficit. Athletics could see a current year deficit from \$12.4M to \$13.8M. The extent of the loss and any possible recovery will depend on the progression of COVID-19 in NM over the next several months. The University is eligible for additional CARES ACT funds that could potentially be used to offset a portion of the deficits due to COVID-19. The detailed report is in the E-book. **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

2nd Quarter Informational Financial Report through December 31, 2020. Elizabeth Metzger gave the presentation. The report covers the current fund operations for the University including Main Campus, Branch Campuses, and Clinical Operations including the Health Sciences Center (HSC) Campus. The detailed reports are in the E-book.

6. **Approval of 2nd Quarter Athletics' Enhanced Fiscal Oversight Program Report and Certification through December 31, 2020 and 2nd Quarter Information on Athletics' Report by Sport through December 31, 2020.** Eddie Nunez gave the presentation. Regents' approval was requested for the Athletics' EFOP Report and Certification instituted by the Higher Education Department (HED). This report covers the FY20 the second quarter financial status and budget exhibits for the Athletics' department. The detailed report is in the E-book. **Regent Schwartz moved to approve and Regent Brown seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

2nd Quarter Information on Athletics' Report by Sport through December 31, 2020. Eddie Nunez gave the presentation. The report describes the pooled revenues and directed

revenues by sport for FY21 budget and actuals year-to-date through December 31, 2020. This report also compares FY21 budget to quarterly actuals, and FY21 year-to-date actuals to prior year-to-date actuals. The detailed report is in the E-book.

7. Project Construction Approval:

- a. **Centennial Engineering Center, 3rd Floor Civil Engineering Computer Lab Expansion.** Maria Dion gave the presentation. Regents' approval was requested for the Centennial Engineering Center computer lab expansion. The total estimated project budget is \$393K and \$3.7K is funded from the B.G. Taylor Laboratory Endowment Fund, \$114K is funded from the Civil Engineering Labs Fund, \$146K is funded from the Dana C Wood CE Labs, and \$129K is funded from FY19 General Fund Appropriation. The detailed report is in the E-book. **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

- b. **Student Union Partial Roof Replacement.** Maria Dion gave the presentation. Regents' approval was requested for the Student Union partial roof replacement. The total estimated project budget is \$334K and is funded by the Provost Office BR&R. The detailed report is in the E-book. **Regent Schwartz moved to approve and Regent Brown seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

8. Approval of Reappointments and Appointments to UNM Rainforest Innovations Board of Directors. Elizabeth Kuuttila gave the presentation. Regents' approval was requested for the re-appointments of Terri Cole, Gregg May, Robert Fisher, Julie Coonrod, and John Stormont to its Board of Directors. The appointments are for a four-year term beginning July 1, 2021 and ending June 30, 2025 subject to approval by the Board of Regents. The biographies are detailed in the E-book. **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

Regents' approval was requested for the appointments of Mitzi Montoya, Richard Luarki, Alex Romero, and David Foster to its Board of Directors. These new appointments are for a four-year term, beginning upon approval by the Board of Regents and ending June 30, 2025. Dr. Montoya, Dr. Luarki, Mr. Romero and Dr. Foster were recommended for appointment by the UNMRI Nominations Committee and approved by the UNMRI Board of Directors at its January 29, 2021 board meeting, subject to Board of Regents' approval. The biographies are in the E-book. **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

9. Recommendations for Consent Agenda Items on Full Board of Regents' Agenda. Regent Begay recommended items 3, 5, 6, 7, and 8 be placed on the full Board of Regents' consent agenda. **Regent Brown moved to approve and Regent Schwartz seconded. The motion passed by unanimous vote with a quorum of committee members present and voting.**

INFORMATION ITEM(S):

- 10. Results of Advanced Refunding of UNM Series 2014A and 2014C Bonds.** Vahid Staples gave the presentation. On February 3, 2021 the Taxable Refunding Revenue Bonds -Series 2021 bond issue was priced and marketed to refund the University's outstanding series 2014A and 2014C bonds. The results of the refunding were favorable as the University was able to benefit from refunding the issue during continued historically low interest rates. The refunding achieved total present value savings of 11.23% of the refunded principal amount which was \$64,290,000. The detailed report is in the E-book.

- 11. Report on UNM 2021 Business & Economic Summit.** Lisa Kuuttilla gave the presentation. The summit was held on January 12, 2021 and focused on the NM Chamber of Commerce study focusing on what New Mexico needs to do to move the economy forward. There were 260 attendees and a number of requests for access to the video presentations. The video presentations can be found at:
<https://innovations.unm.edu/unm-business-and-economic-summit-a-success/>

- 12. UNM Rainforest Innovations 2020 Annual Report and Audit Report.** Lisa Kuuttilla and gave the presentation. Regents' approval was requested for the UNM Rainforest Innovations 2020 Annual Report and the annual audit results. The committee voted to accept these items and recommended that they be advanced to the Board of Regents for approval. The detailed reports are in the E-book.

- 13. Lobo Development's Annual Meeting of the Members.** Kelly Ward gave the presentation. Regents' approval was requested for a) the summarized minutes of the December 10, 2019 meeting and b) the acceptance of the FY 2019-20 audit. The committee voted to accept these items and recommended that they be advanced to the Board of Regents for approval. The detailed reports are in the E-book.

- 14. Lobo Energy Inc. Annual Meeting of the Members.** Jason Strauss gave the presentation. Regents' approval was requested for a) the summarized minutes of the December 10, 2019 meeting, and b) the acceptance of the FY 2019-20 audit. The committee voted to accept these items and recommended that they be advanced to the Board of Regents for approval. The detailed reports are in the E-book.

EXECUTIVE SESSION:

Executive session was not held.

Regent Begay moved to adjourn at 1:48 p.m. and Regent Brown seconded. The motion passed by unanimous vote with a quorum of Committee members present and voting.

TAB 3

#3

Approval of Disposition of Surplus Property for January and February 2021

University Services
Marcos Roybal
Associate Director

Business Operations
1128 University Blvd NE
505.277.2366

CRLS
Clark Hall
505.277.5109

Copy Center
Dane Smith Hall
505.277.8267

Mailing Systems
1128 University Blvd NE
505.277.4124

Records Management
1128 University Blvd NE
505.277.1136

Shipping & Receiving
915 Camino de Salud
505.272.6302

Surplus Property
1128 University Blvd NE
505.277.2923

Disposition of Surplus Property Approval January & February 2021

Date: March 16, 2021

To: Bruce Cherrin
Chief Procurement Officer
Purchasing Department

From: Marcos Roybal
Associate Director – Finance & Administration
Purchasing Department
University Services

Attached for your review and submission to the Board of Regents is the Surplus Property Disposition detail list for the month of January 2021 and February 2021.

Consistent with UNM Board of Regents Policy 7.9 and the NM Disposition of Surplus Property Act, 13-6-1, NMSA 1978, and based upon documentation submitted by the UNM departments responsible for the equipment, I certify that the equipment identified on the monthly list is worn-out, unusable or obsolete to the extent that the items are no longer economical or safe for continued use by the University. I recommend that the items be deleted from UNM's inventory and disposed of in accordance with the above noted Regents Policy and NM Surplus Property Act.



UNIVERSITY SERVICES – DISPOSITION OF SURPLUS PROPERTY
JANUARY & FEBRUARY 2021

Surplus Property Disposition - January & February FY 21

Memo	Asset Tag	Department	Description	Manufacturer	Purchased	Total Cost (\$)	NBV (\$)	Disposal Method
1	N0000401	Pathology Gen Admin	Confocal Microscope	CarlZeiss	09/03/2004	\$366,557.00	\$0.00	Obsolete
1	N00025475	CRTC Research Director	Microscope	Zeiss	04/01/2010	\$89,797.00	\$0.00	Obsolete
1	N00031130	Pathology Gen Admin	Confocal 2-Photon Microscope	Zeiss	06/10/2011	\$70,000.00	\$0.00	Obsolete
2	N00039705	CRTC Administration	Server/Poweredge R720	Dell	02/12/2013	\$12,297.57	\$0.00	Obsolete
	N00050740	CRTC Information Systems	ComputerStorage/PowerVaultMD1200	Dell	03/30/2015	\$9,832.05	\$0.00	Obsolete
	N00035560	Neurosciences General Admin	Freezer/U85-22	So-LowEnv So-Low Environmental	04/24/2012	\$7,755.00	\$0.00	Beyond Repair
	N00045797	CRTC Information Systems	Server/PowerEdge R420	Dell	04/14/2014	\$6,257.23	\$0.00	Obsolete
Total Asset Disposition (#)								7
Total Capitalization (\$)								\$562,495.85
Total Net Book Value (\$)								\$0.00



Date: 10/28/2020
To: Surplus Property
From: Shirley Mitchel, Fiscal Operations Director UNMCCC
 Sabrina Samudio-Ruiz, PhD, Senior Lab Operations Manager CRF
Subject: Sale of assets associated with #N00031130 LSM 510 Meta

This memo is in reference to a disposal/sale of equipment including obsolete confocal components for (qty 3) 510 laser modules, (qty 3) scan heads, (qty 3) class 3B laser modules, (qty 3) E-boxes, (qty 3) UPS (powers supplies), (qty 3) relay mirrors, 1 AxioVert 200 stand, (qty 3) arc power supplies lamps and miscellaneous cables and small parts. The tag numbers associated with this equipment is UNM tag #N00031130, #243612, #N00000401, N00025475. The items were originally purchased as part of the UNMCCC Microscopy Shared Resource and were used in the facility to help researcher/users in the facility complete acquire images and data necessary for their research. The equipment has since been decommissioned and have just been kept around for spare parts in our basement. Please see the table below for specifics on date of purchase and original purchase amount, however all items currently have a \$0 net book value in Banner.

UNM Tag	Description	Date of purchase	Purchase price	Adjusted cost	Net book value	Grant	ORG code/ Notes
N00031130	LSM510META (Confocal components from AxioVert200)	6/17/2011	\$70K	\$25,000.01	\$0	3R855	254B0. Purchased used
243612	LSM 510META (Confocal components)	9/12/2000	\$347,681		\$0		Disposed: CP. 3/29/19

	from AxioPlan2)						
N00000401	LSM 510META (Confocal components from AxioObserver)	9/17/2004	\$362,698	\$366,557.00	\$0	3R10K	254B0
N00025475	LSM 510META (additional confocal components)	4/26/2010	\$35,803	\$36,565.33	\$0	3R91C	099Q08

These assets were decommissioned due to modernization and technology upgrades within the facility over the past 5-7 years. These systems, as a whole, will never be put into service again due to antiquated laser/detector technology, forward controller incompatibilities, and severe performance limitations compared to our current confocal microscope inventory. Thus we are seeking the disposal/auctioning of these assets.

Thank you for your time and attention to this matter.

Shirley Mitchell, Fiscal Operations Director

Date: 01/11/2021

To: UNM Surplus Property

From: UNM Cancer Center

Subject: Disposal of Dell Server/Poweredge R720

To whom it may concern:

UNM Asset N00039705 Dell Server/Poweredge R720 consist of a few pieces of hardware that we had here to record our lectures. We are no longer needing this equipment as we have removed it. The acquisition date was February 7th, 2013.

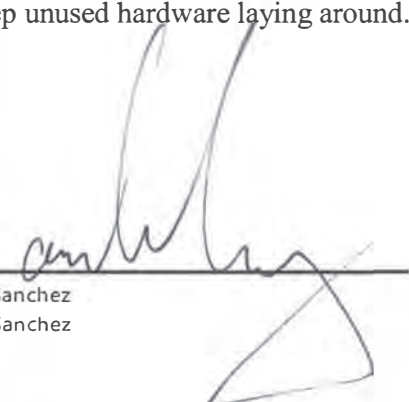
Total Cost: \$12,297.57

Net Book Value: \$0.00

Adjusted Cost: \$12,297.57

This equipment has reached end of life and is no longer supported. The cancer center cannot use End of Life hardware to support clinical services. We have replaced the equipment with modern and supported hardware. We need to dispose of the equipment because we do not have the space to keep unused hardware laying around.

X



 Alex Sanchez
 Alex Sanchez

UNM Asset Tag #	Description	Total cost	Adjusted cost	NBV	Purchased date
N00039705	Server	\$12,297.57	\$12,297.57	\$0.00	2/7/2013

New Mexico Compilation Commission

13-6-1 . Disposition of obsolete, worn-out or unusable tangible personal property.

A. The governing authority of each state agency, local public body, school district and state educational institution may dispose of any item of tangible personal property belonging to that authority and delete the item from its public inventory upon a specific finding by the authority that the item of property is:

- (1) of a current resale value of five thousand dollars (\$5,000) or less; and
- (2) worn out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use by the body.

B. The governing authority shall, as a prerequisite to the disposition of any items of tangible personal property:

- (1) designate a committee of at least three officials of the governing authority to approve and oversee the disposition; and
- (2) give notification at least thirty days prior to its action making the deletion by sending a copy of its official finding and the proposed disposition of the property to the state auditor and the appropriate approval authority designated in Section 13-6-2 NMSA 1978, duly sworn and subscribed under oath by each member of the authority approving the action.

C. A copy of the official finding and proposed disposition of the property sought to be disposed of shall be made a permanent part of the official minutes of the governing authority and maintained as a public record subject to the Inspection of Public Records Act [Chapter 14, Article 2 NMSA 1978].

D. The governing authority shall dispose of the tangible personal property by negotiated sale to any governmental unit of an Indian nation, tribe or pueblo in New Mexico or by negotiated sale or donation to other state agencies, local public bodies, school districts, state educational institutions or municipalities or through the central purchasing office of the governing authority by means of competitive sealed bid or public auction or, if a state agency, through the surplus property bureau of the transportation services division of the general services department.

E. A state agency shall give the surplus property bureau of the transportation services division of the general services department the right of first refusal when disposing of obsolete, worn-out or unusable tangible personal property of the state agency.

F. If the governing authority is unable to dispose of the tangible personal property pursuant to Subsection D or E of this section, the governing authority may sell or, if the property has no value, donate the property to any organization described in Section 501(c)(3) of the Internal Revenue Code of 1986.

G. If the governing authority is unable to dispose of the tangible personal property pursuant to Subsection D, E or F of this section, it may order that the property be destroyed or otherwise permanently disposed of in accordance with applicable laws.

H. If the governing authority determines that the tangible personal property is hazardous or contains hazardous materials and may not be used safely under any circumstances, the property shall be destroyed and disposed of pursuant to Subsection G of this section.

I. No tangible personal property shall be donated to an employee or relative of an employee of a state agency, local public body, school district or state educational institution; provided that nothing in this subsection precludes an employee from participating and bidding for public property at a public auction.

J. This section shall not apply to any property acquired by a museum through abandonment procedures pursuant to the Abandoned Cultural Properties Act [18-10-1 to 18-10-5 NMSA 1978].

K. Notwithstanding the provisions of Subsection A of this section, the department of transportation may sell through public auction or dispose of surplus tangible personal property used to manage, maintain or build roads that exceeds five thousand dollars (\$5,000) in value. Proceeds from sales shall be credited to the state road fund. The department of transportation shall notify the department of finance and administration regarding the disposition of all property.

L. If the secretary of public safety finds that the K-9 dog presents no threat to public safety, the K-9 dog shall be released from public ownership as provided in this subsection. The K-9 dog shall first be offered to its trainer or handler free of charge. If the trainer or handler does not want to accept ownership of the K-9 dog, then the K-9 dog shall be offered to an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986 free of charge. If both of the above fail, the K-9 dog shall only be sold to a qualified individual found capable of providing a good home to the animal.

History: 1953 Comp., § 6-1-7.1, enacted by Laws 1961, ch. 100, § 1; 1979, ch. 195, § 2; 1984, ch. 47, § 1; 1987, ch. 15, § 1; 1989, ch. 211, § 6; 1995, ch. 181, § 1; 1998, ch. 16, § 1; 2001, ch. 317, § 1; 2007, ch. 57, § 4; 2012, ch. 10, § 1; 2013, ch. 9, § 1.

TAB 4

#4

Approval of Bylaw Amendments for the University of New Mexico Alumni Association



ALUMNI

UNM Alumni Association

Hodgin Hall
1 University of
New Mexico,
Albuquerque, NM
87131-0001
505.277.5808

UNMAlumni.com

Board of Directors

Chad Cooper,
President
Michael Silva
Vice President
Joe Ortiz,
Treasurer
Alexis Tappan,
Immediate Past President
Connie Beimer,
Executive Director

Kenneth Armijo
Yasine Armstrong
Adam Biederwolf
Sandra K. Begay, *Regent*
Xochitl Campos Biggs
Douglas M. Brown, *Regent*
John W. Brown
Robert Calvani
Aprilyn Chavez Geissler
Sophia Collaros
Joe Dworak
Ryan Ferguson
Apollonia Trujillo Gallegos
Darrell Garcia
Julia Gilroy
Sydney Gunthorpe
Shammara Henderson
Melissa C. Henry,
Student regent
Mark Herman
Leslie Hoffman
Jessica Hurtado
Dick Knipfing
Erica Muñoz
Chris Lujan
Holley Mariani
Renee Matison
Amy Miller
Susan Moczygemba-
McKinsey
Fred Mondragon
Debbie Morris
Judith K Nakamura,
Chief Justice
Jim Novak
P. Michael Padilla
Gus Pedrotty
Roberta Ricci
Jaymie Roybal
Daniel Trujillo

Representatives

Jeff Todd,
UNM Foundation
Mia Amin,
ASUNM President
Nikhil Reddy,
GPSA President
Aaron Currence,
Young Alumni

TO: University of New Mexico Board of Regents
Finance and Facilities Committee

FROM: Chad Cooper, President, University of New Mexico Alumni Association
Connie Beimer, Interim Vice President, University of New Mexico
Alumni Relations

DATE: March 16, 2021

RE: Approval of Bylaw Amendments for the University of New Mexico
Alumni Association

The University of New Mexico Alumni Association submits for approval by the UNM Board of Regents three amendments to the Association's Bylaws. On February 26, 2021, the UNM Alumni Association Board of Directors voted to approve the three amendments which address the number of directors, board appointments and chapters. The amendments are attached.

We respectfully request the UNM Board of Regents include these bylaw amendments on their agenda for the Finance and Facilities Committee meeting on April 6th and the Board of Regents meeting on April 13th.

AMENDMENTS TO ARTICLE IV: BOARD OF DIRECTORS

Section 1. Number of Directors.

The Board of Directors (hereinafter the "Board") shall consist of no fewer than ~~thirty (30)~~ twenty (20) or more than forty (40) members, including the Immediate Past President of the Association.

Section 3. Board Appointments.

The President of the Alumni Association (hereinafter "President") may appoint up to three (3) members of the Board provided these appointments do not cause the Board to exceed the maximum number of Board members provided in Section 1 above. The President will notify the Executive Committee by email of such an appointment prior to the start of the appointee's term. ~~The beginning and end of such appointee's term, shall be at the discretion of the President but may not exceed three (3) years.~~ **The appointee's term shall run concurrent with the term of the President who made the appointment.** ~~The beginning and end of such appointee's second term shall be at the discretion of the President but may not exceed three (3) years.~~ An appointee may be appointed to succeed him or herself one time. ~~The beginning and end of such appointee's second term shall be at the discretion of the President but may not exceed three (3) years.~~ An appointee may be elected to the Board at the end of his/her appointed term as provided herein and may serve two (2) successive terms as provided herein however, such appointee shall be ineligible to be elected to the Board until at least one year shall have elapsed from the date of the end of his/her last appointed term.

AMENDMENT TO CREATE ARTICLE X: CHAPTERS

ARTICLE X

CHAPTERS

Section 1. Chartering

The Board may establish geographic chapters and constituency chapters (“Chapters”) to engage alumni and to create meaningful, beneficial connections between alumni and the University. New and existing Chapters shall operate under Chapter Bylaws approved by the Board. Existing Chapters, including groups petitioning to establish a new Chapter, shall include proposed Chapter Bylaws that align with the Alumni Association’s Chapter Operating Policies and Procedures as approved by the Board in consultation with the Executive Director. Establishing a new Chapter requires a recommendation by the Executive Committee to be followed by a two-thirds (2/3) vote of the members of the Board present at any regular or special Board meeting, at which a quorum is present.

Section 2. Chapter Officers

Each Chapter shall be governed by Chapter Officers, which must include a Chapter President, Chapter Vice-President, and Chapter Secretary. A Chapter may incorporate additional officers or board members in their Chapter Bylaws. Terms of office shall begin on July 1, and a single term may not exceed two (2) years. No Chapter Officer shall serve more than three (3) consecutive terms, or a maximum of six (6) years, in the same office. Exceptions to this may be granted only by a two-thirds (2/3) vote of the members of the Alumni Association Board’s Executive Committee. In the event a Chapter does not have an elected officer, the Executive Director or their designee shall lead the Chapter until the Chapter elects new leadership.

Section 3. Annual Requirements and Reporting

Chapters must hold one business meeting per calendar year. The Chapter President shall set the date and location for the meeting in consultation with the Chapter Officers and the Executive Director or their designee. Chapters shall provide an annual report to the Board with records of each meeting and activity or event held, a copy of current Chapter Bylaws with any proposed changes for the Board’s consideration, as well as any other relevant information provided by the Chapter or required by the Board or Executive Director.

Section 4. Finances

Pursuant to University policy and mandated by the Board, all Chapter finances shall be managed by the Corporation. Any revenue generation or expenditures must be pre-approved by the Executive Director or their designee, and shall be subject to any and all applicable Board policies and procedures and state law regarding collection and disbursement. Chapter Officers shall submit a budget to the Executive Director for approval and shall work directly with the Executive Director or their designee on

any funding requests, finance policies or procedures. All financial expenditures must align with the Alumni Association's Chapter Operating Policies and Procedures.

Section 5. Suspension and Dissolution

Chapters will be reviewed by the Board and Corporation on a regular basis. The Board may temporarily suspend, permanently dissolve, or place on probation a Chapter or a Chapter Officer upon a recommendation by the Executive Committee and then by a two-thirds (2/3) vote of the members of the Board present at any regular or special Board meeting, at which a quorum is present, and may impose terms of probation or conditions of reinstatement on a Chapter or its Officers.

TAB 5

5

Approval of Projects:

- a. UNM Taos Klauer Campus Water Tank
- b. Re-Approval of the Reserve Officer Training Corps (ROTC) Renovation



**MEMORANDUM TO ADVANCE
COMMITTEE AGENDA ITEM TO
THE BOARD OF REGENTS
THE UNIVERSITY OF NEW MEXICO**

DATE: March 24, 2021

TO: Teresa Costantinidis, Sr. VP Finance & Administration

FROM: Lisa Marbury, Assistant Vice President, Campus Environments & Facilities,
Vice President Office for Institutional Support Services

RE: Requested Approval

RECOMMENDED ACTION:

Recommend to the Board of Regents Finance and Facilities Committee the following requests for Project Construction Approval:

1. UNM Taos Klauer Campus Water Tank
2. Re-Approval of the Reserve Officer Training Corps (ROTC) Renovation

cc: A. Coburn, M. Dion, D. Sprague, M. Bailey, C. Martinez – PDC

**REQUEST FOR CAPITAL PROJECT CONSTRUCTION APPROVAL for
UNM-Taos Klauer Campus Water Tank
April 6, 2021**

REQUESTED ACTION:

In accordance with Section 7.12 of the Board of Regents Policy Manual and as required by the New Mexico Higher Education Department and New Mexico State Board of Finance, project approval is requested for **UNM-Taos Klauer Campus Water Tank**

PROJECT DESCRIPTION:

Design and Construction of a 125,000-gallon water tank to provide Fire Protection and Domestic Water service to the current campus and future expansions.

PROJECT RATIONALE:

Campus staff have experienced multiple issues through the years of problems with flow, pressure and costly shutdowns. The primary domestic and fire protection water main for the campus is a 10" Ductile Iron Pipe (DIP). This line is solely dedicated to serve the campus and fire hydrants along B-110 to the west to Los Cordovas Road and to the main Town of Taos connection point near the wastewater Treatment plant. The campus is at the end of this dead-end line. Due to this, if the Town's system feeding the campus needs repair, the campus will go without Fire Protection and domestic water service.

The nearest tank is over 2 miles away and the system is reliant on the Town of Taos Booster Station. The booster station was not designed to serve UNM campus, but it is able to provide the campus with some pressure and flow, however, there are varying levels of pressure, flows and service delivery.

An independent consultant investigation conducted by UNM determined that a water tank of sufficient size to serve the entire campus Fire Protection and Domestic Water needs must be installed in order to ensure campus life safety and allow for future facility development. The Director of Public Works, Town of Taos agrees that a tank on the campus is currently the only way to provide reliable flow and pressure to the campus in the event the Town's system goes down.

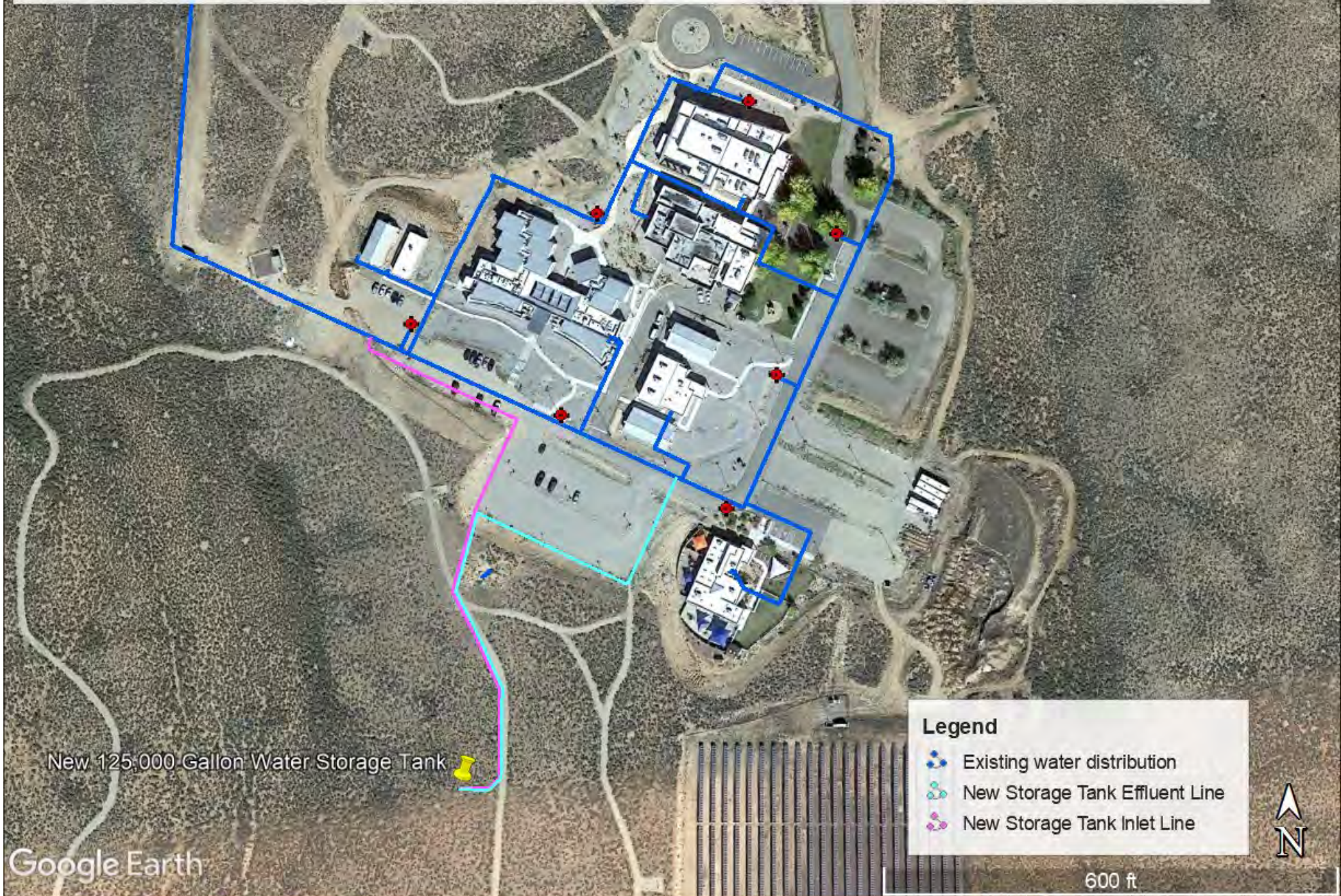
FUNDING:

The total estimated Project Budget is \$2,500,000

- \$2,000,000 is funded from 2020 General Obligation Bond
- \$500,000 is funded from UNM-Taos Campus EGRT Funds

UNM Taos Klauer Campus Water Storage Tank Project

125,000 gal insulated/heated water storage tank and booster system to supplement municipal supply for domestic and fire protection needs



**REQUEST FOR CAPITAL PROJECT APPROVAL for:
RE-APPROVAL OF THE RESERVE OFFICER TRAINING CORPS (ROTC)
RENOVATION
UNIVERSITY OF NEW MEXICO
April 6, 2020**

REQUESTED ACTION:

In accordance with Section 7.12 of the Board of Regents Policy Manual and as required by the New Mexico Higher Education Department and New Mexico State Board of Finance, project approval is requested for **UNM-Reserve Officer Training Corps (ROTC) Renovation**

PROJECT DESCRIPTION:

The University of New Mexico will redevelop the former Alpha Chi Omega Sorority House located at 1635 Mesa Vista Road NE as a University-owned and developed property with guidance and input from the UNM ROTC Commanders for use and occupancy by all three branches of the UNM Reserve Officer Training Corps (ROTC). UNM will program, design and renovate the existing four-floor, 18,600 gross square feet (GSF) facility as well as add an additional 2,000 GSF of office space and a 4-story elevator to meet ADA standards. The project includes complete interior asbestos abatement, interior architectural and systems demolition, new mechanical, electrical and plumbing system installation, interior buildout, building skin, glazing and roof insulation to meet NM energy code, site improvements for utilities, service access, parking and landscaping. The renovated building will obtain a LEED Silver certification.

PROJECT RATIONALE:

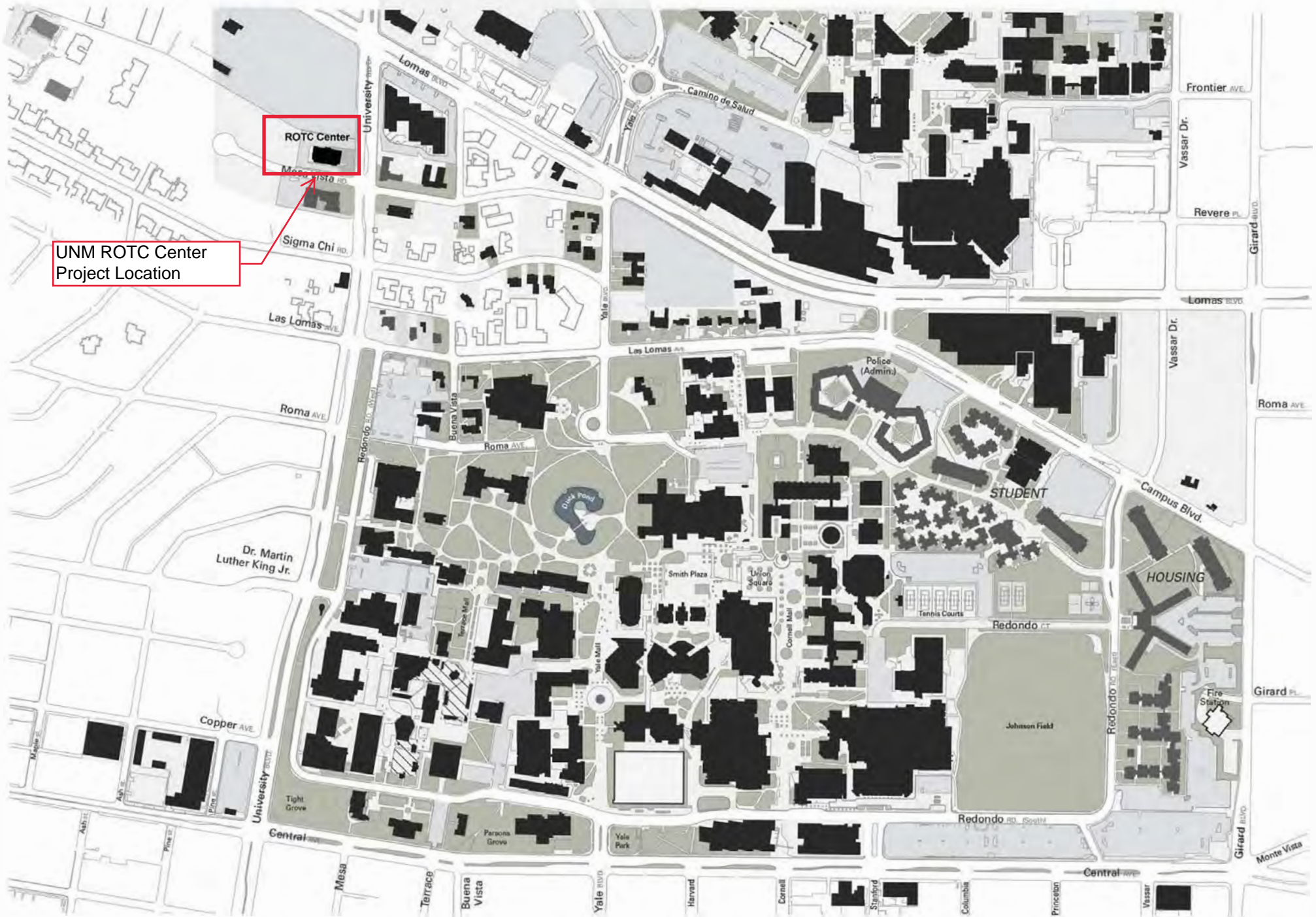
The ROTC Center will allow for the strategic co-location of program facilities for the three ROTC service units: Navy, Army and Air Force as well as UNM administration space. The three programs are currently housed in separate, inadequate, older buildings, which do not support 21st century ROTC training and educational needs or provide higher educational environment appropriate for UNM students. Their current buildings are not ADA or safety compliant and there are insufficient facilities for female cadet/midshipmen enrollments. These inadequate facilities and ill-suited spaces require the programs to use at least five other current locations on or near the UNM campus for Instruction and Training. Classrooms do not meet technology and modern standards and lack appropriate IT and Wi-Fi connectivity and reliability. The current training rooms do not have safety clearances around gym equipment or heating and HVAC controls. The impact of this project not being approved is that the three ROTC programs will continue to operate in inadequate, inefficient, non-code or safety compliant facilities.

FUNDING:

The total estimated budget is \$9,514,000.

- \$6,800,000 is funded by UNM Plant Fund Reserves
- \$2,000,000 is funded by University Income Fund
- \$714,000 is funded by 2019 State General Funds

The University of New Mexico - Albuquerque: Central Campus



ROTC Center

UNM ROTC Center
Project Location

Mezzanista Rd.

Sigma Chi Rd.

Las Lomas W.E.

Roma Ave.

Dr. Martin Luther King Jr.

Copper Ave.

Central Ave.

Mesa

Terrace

Buena Vista

Yale

Harvard

Cornell

Stanford

Columbia

Princeton

Vassar

Monte Vista

Lomas Blvd.

Camino de Salud

Frontier Ave.

Revere Pl.

Lomas Blvd.

Las Lomas Ave.

Buena Vista

Roma Ave.

Police (Admin)

STUDENT

Campus Blvd.

HOUSING

Tennis Courts

Redondo Ct.

Johnson Field

Redondo no. South

Girard Pl.

Girard Blvd.

University Ave.

Vassar Dr.

Girard Blvd.

Vassar Dr.

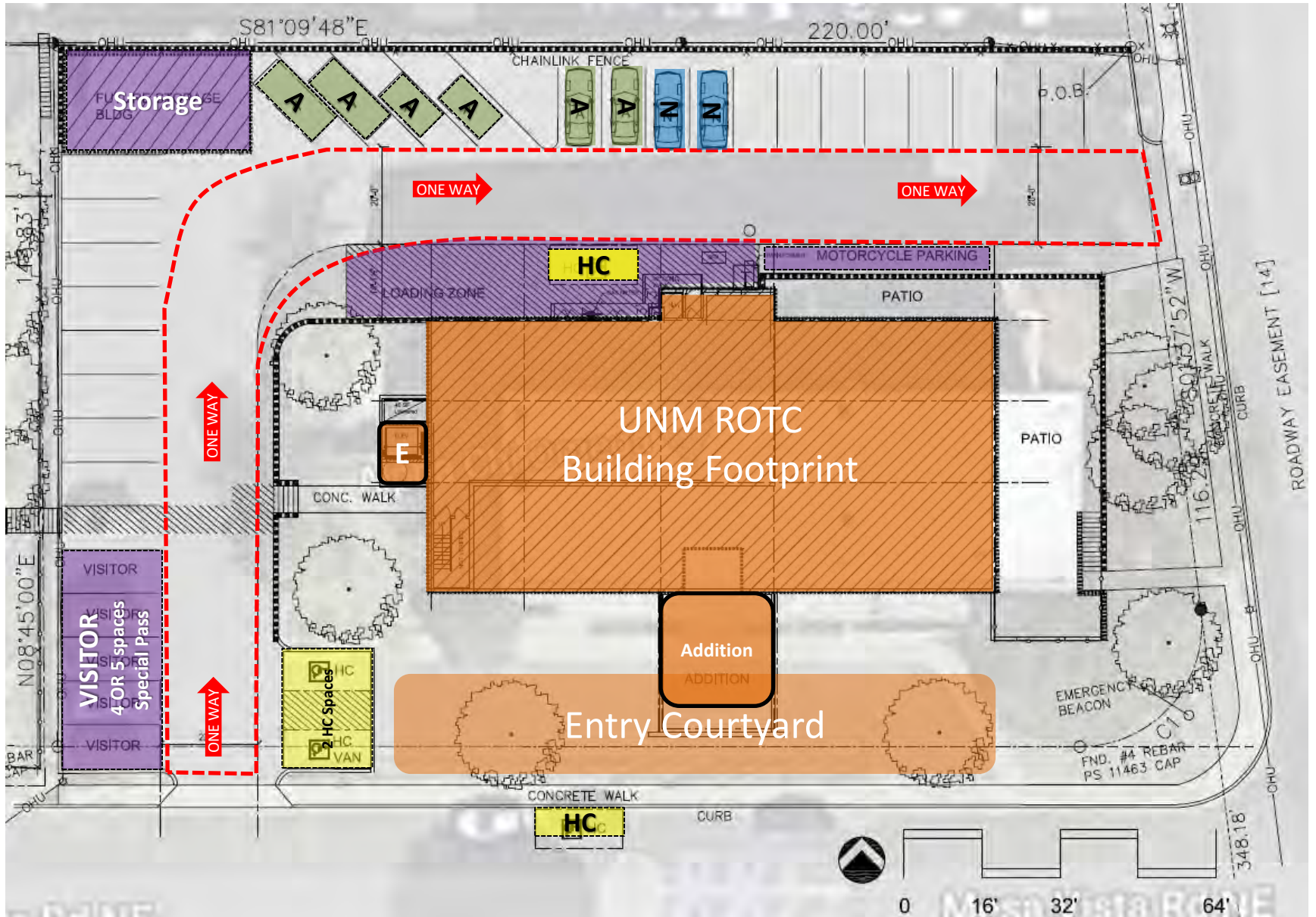
Roma Ave.

Girard Pl.

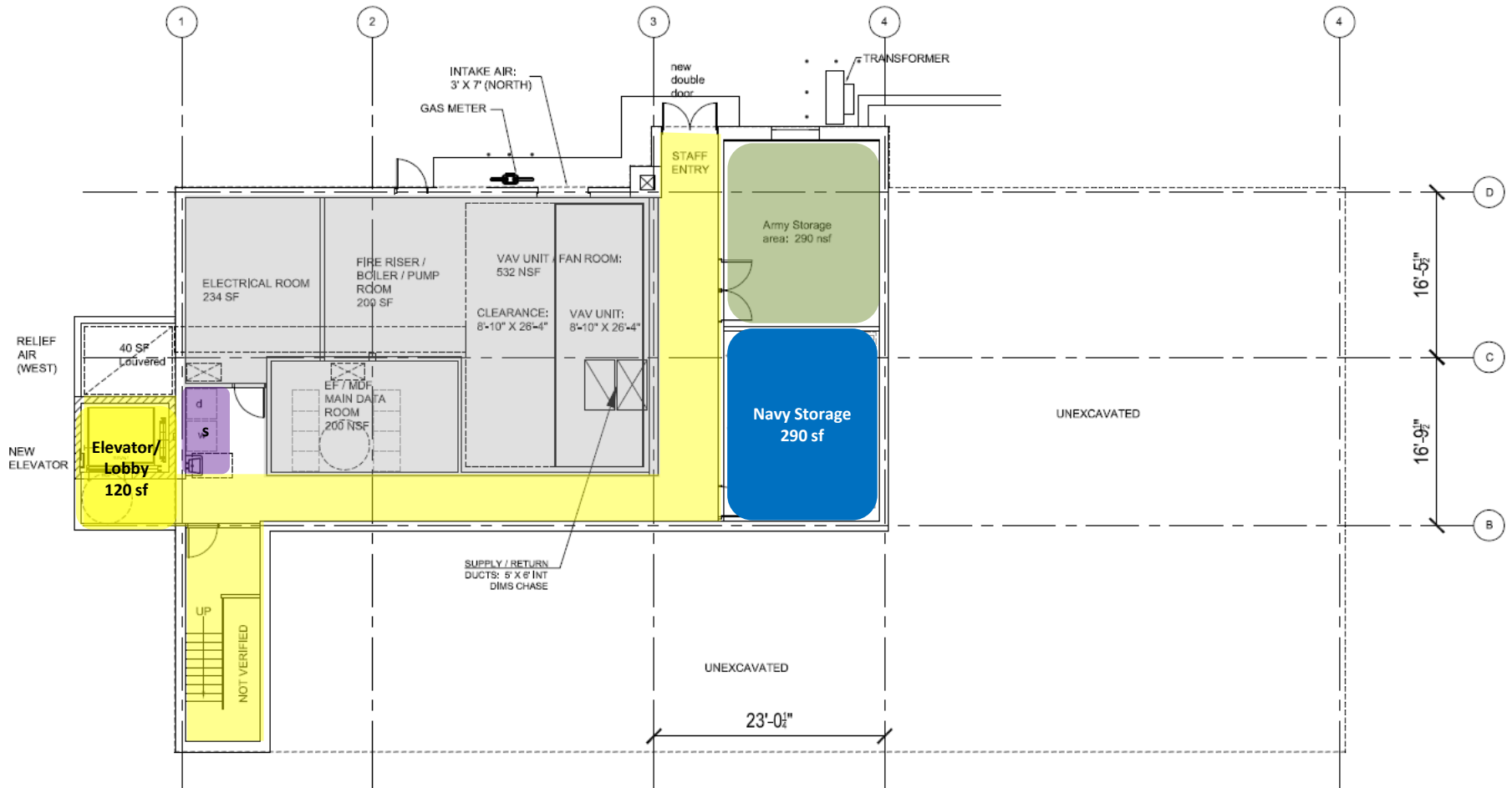
Girard Blvd.

Central Ave.

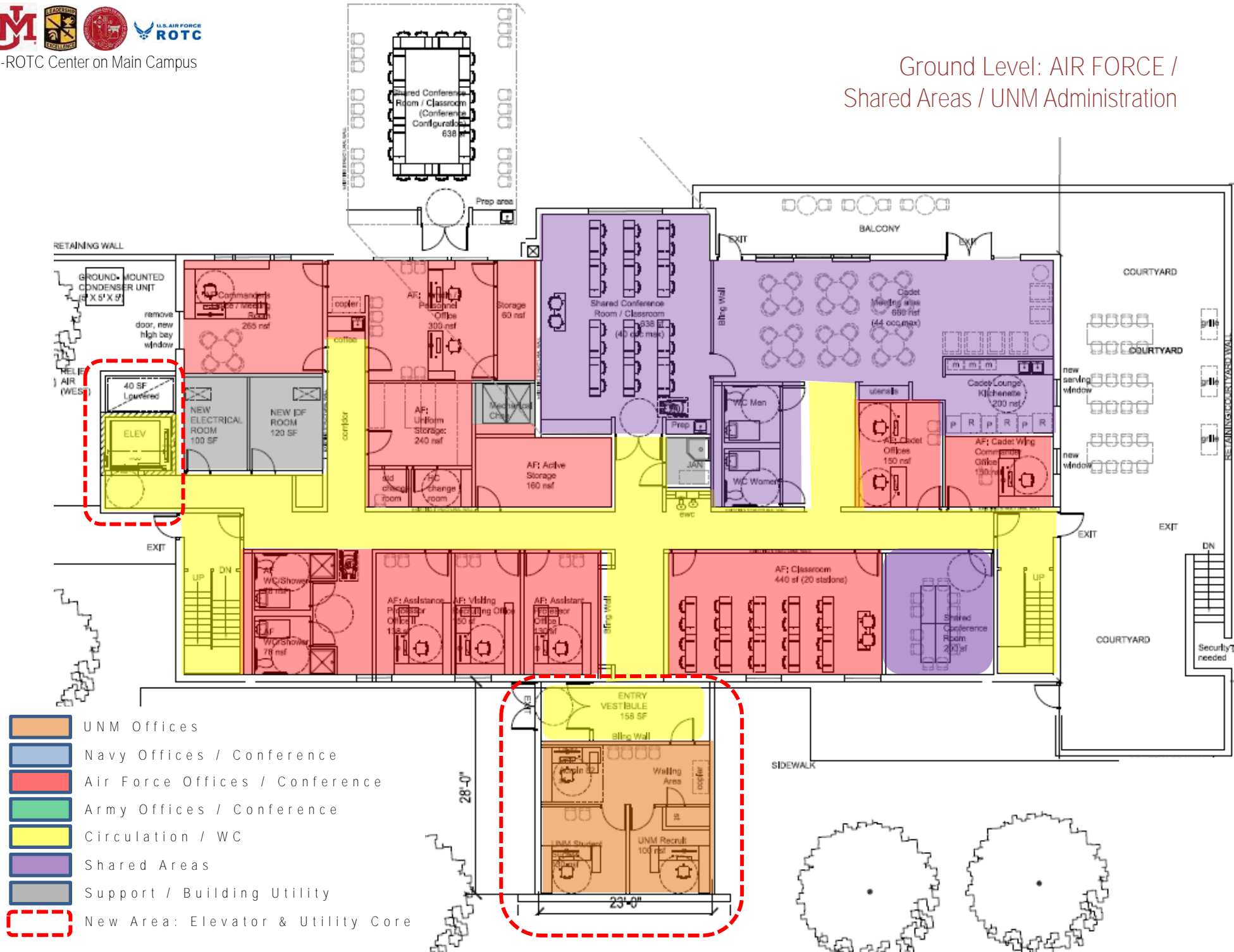
Vassar

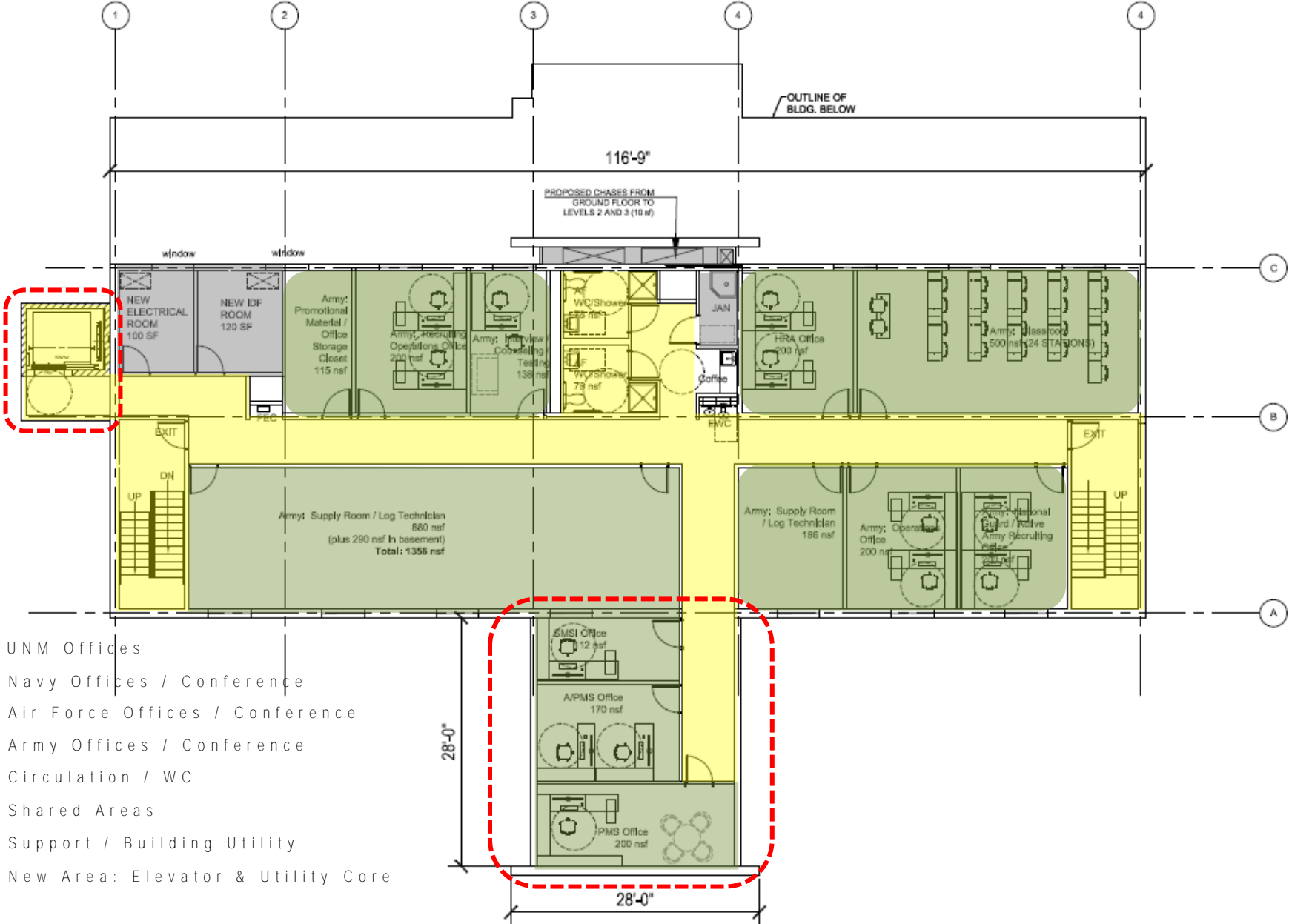










Basement Level: Building Support / Army & Navy Storage

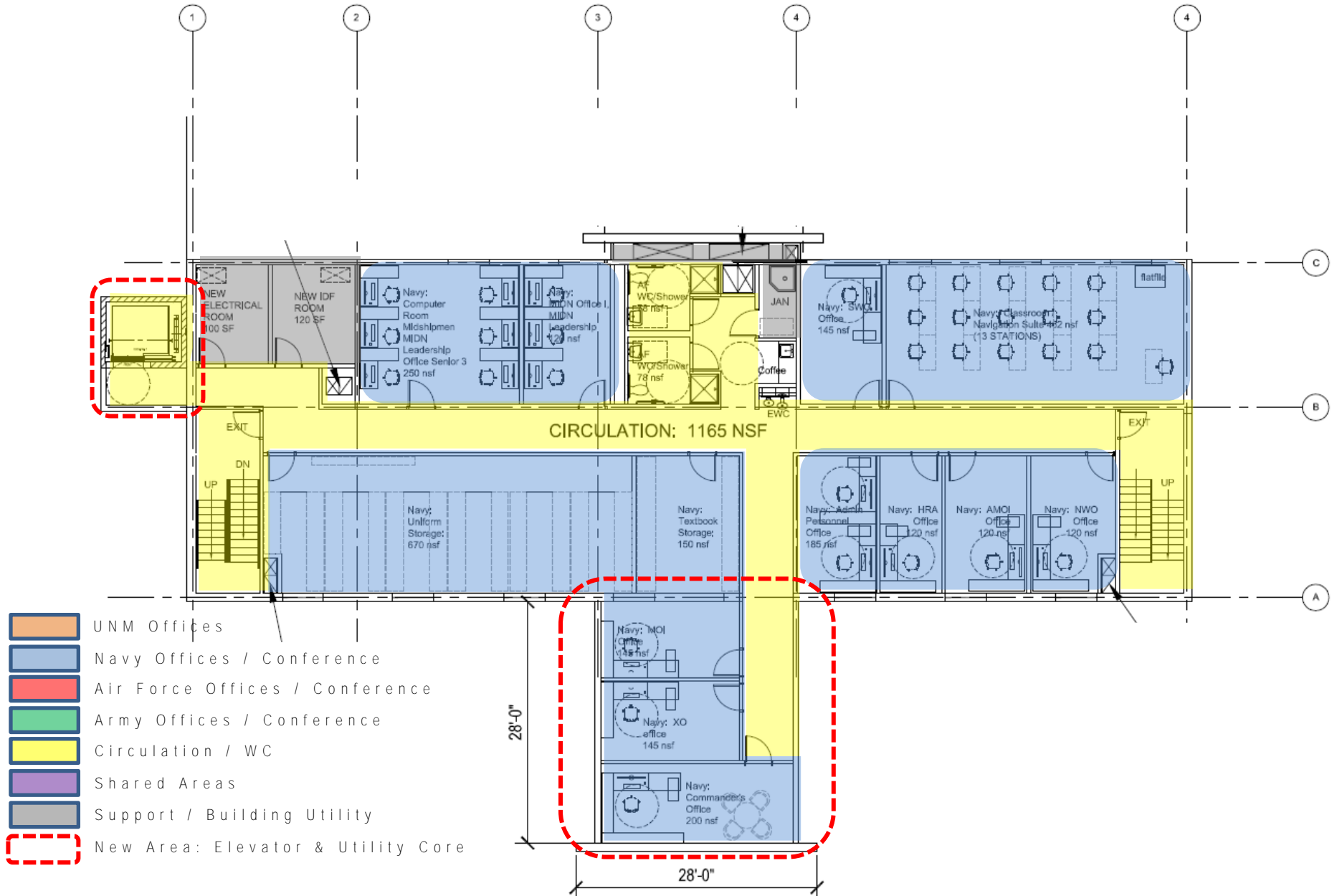


Ground Level: AIR FORCE /
Shared Areas / UNM Administration





-  UNM Offices
-  Navy Offices / Conference
-  Air Force Offices / Conference
-  Army Offices / Conference
-  Circulation / WC
-  Shared Areas
-  Support / Building Utility
-  New Area: Elevator & Utility Core









TAB 6

#6

Approval of the Proposed Fiscal Year 2021-22 Budget Planning Assumptions

Requesting Approval of Proposed FY 21-22

**Budget Planning Assumptions
Branches, Main Campus and Health Sciences Center
BOR Finance and Facilities Committee**

April 6, 2021

Branch Campuses Budget Planning Assumptions

UNM-Gallup Advisory Board Meeting February 16, 2021

- No fees or tuition increase.

UNM-Los Alamos Advisory Board Meeting March 8, 2021

- No fees or tuition increase.

UNM-Taos Advisory Board Meeting March 24, 2021

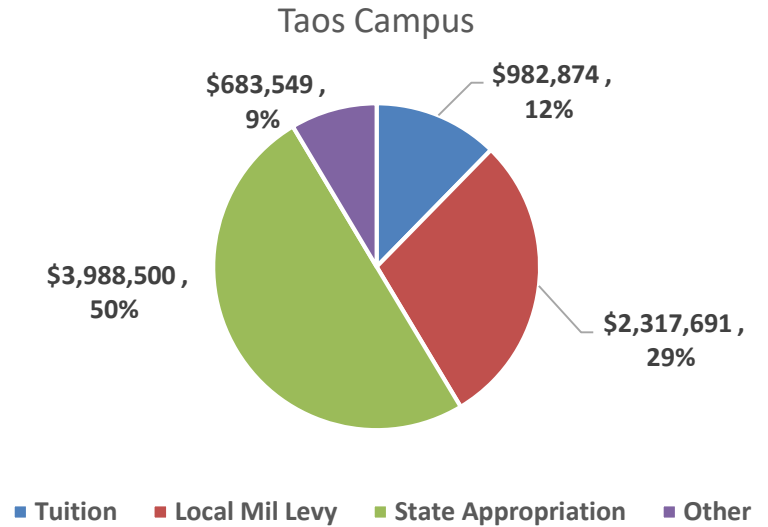
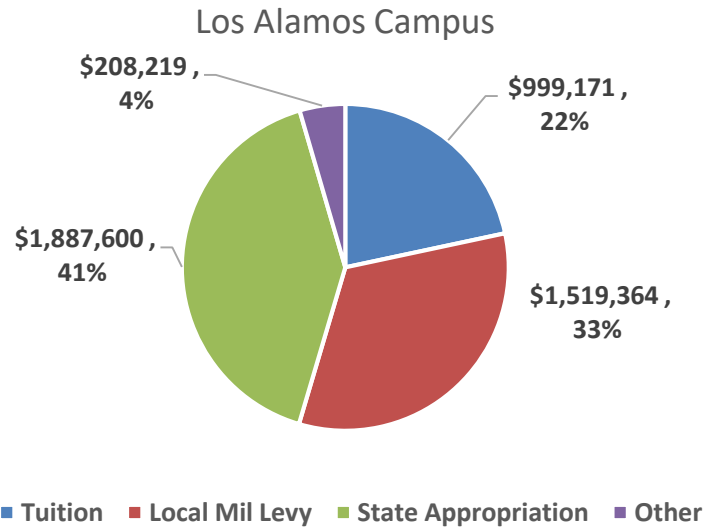
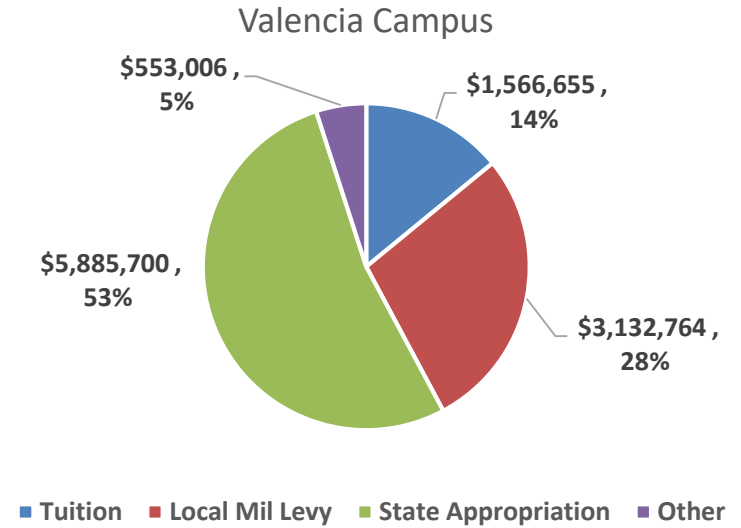
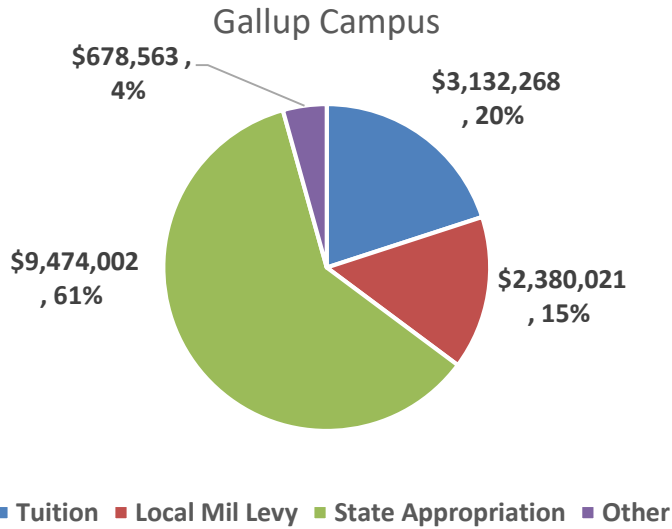
- No fees or tuition increase.

UNM-Valencia Advisory Board Meeting March 30, 2021

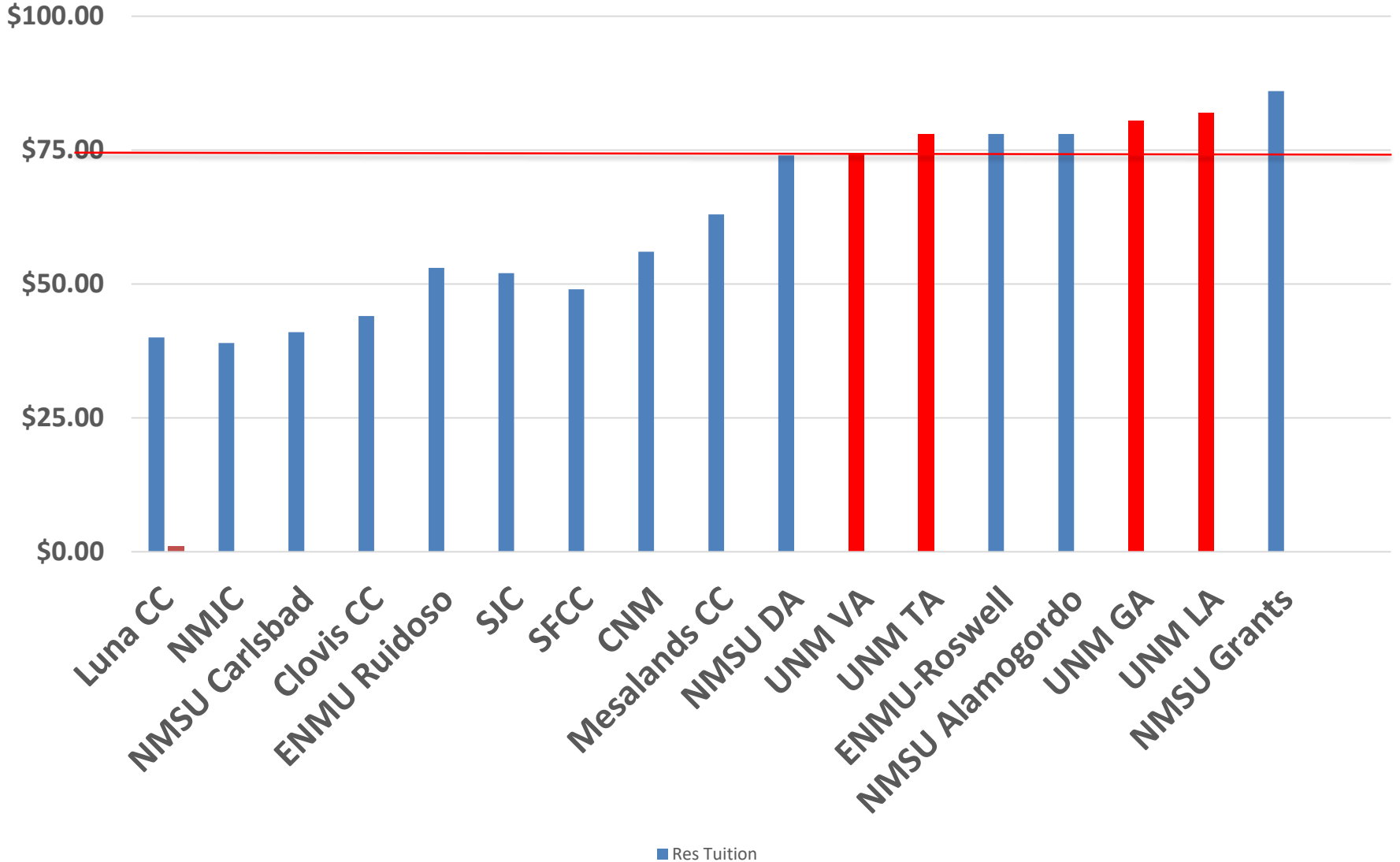
- No fees or tuition increase.

**All Branch Campus Chancellors indicate that their Advisory Boards support a 1.5 percent compensation increase.*

Branch Revenues



2020-2021 Tuition Rate Comparison



FY 21-22

Main Campus Budget Planning Assumptions

Here Today to Request Approval of:

Overall FY 21-22 Budget Planning Assumptions

Tuition Rate Proposal

Fee Rate Proposal

Funding Requests \$4.9M

Must Funds \$3.839M

Additional Recommendation \$2.2M

Compensation 1.5% Increase

Base Allocations and Utilities \$4M increase or 1.5%

Mandatory Student Fee Allocations \$25.4M

Revenue Assumptions



Main Campus State Appropriations

House Bill 2

Description	Amount
I&G Formula Funding 3.2%	\$5.993M
1.5% Compensation Increase	\$3.231M
Transfer to Nursing, Pharmacy and Population Health-Formula Distribution	(\$40K)
Educational Retirement Benefit 1% Increase to Employer Contribution	\$1.651M
Total Net Increase	\$10.8M

Note 3/25 Presentation differences: HSC transfer amount was reduced from \$322K to \$40K. Adjusted out the \$5.2M CARES Swap restoration. The initial \$5.2M of CARES Swap reduction didn't affect them in FY21.

Note: ERB funding has a reversion clause on unspent funding.

Tuition and Fee Proposal

Tuition Recommendation

Proposed Increases-\$2.3M Tuition

2.2% Resident (Undergraduate and Graduate)

2.2% Upper Division Premiums

5% Non-Resident (Undergraduate and Graduate)

0.41% Flat Dissertation Rate-Resident and Non-Resident 1-6 Hours-\$1,181 to \$1,186

Charge the same Flat Dissertation Rate of \$1,186 to Non-Resident-7 hours and above

Note: 2.2% Increase in Differential Tuition generates \$210K. This flows directly to the college and school.

Note: Also 10% of \$2.3M Base Tuition and Premium Increase will be transferred to Student Aid \$230K.

Fee Recommendation

Existing Mandatory Student Fees: 23.4% decrease in Undergrad and a 23.9% decrease in Grad rates to account for **New** fees. See note 1 below.

New SHAC Fee \$107 Fall/Spring \$72 Summer-net revenue neutral. See note 1 below.

New Athletics Fee \$100 Fall/Spring \$67 Summer-net revenue neutral. See note 1 below.

Existing Tech Fee from \$50 to \$150 Fall/Spring and from \$10 to \$20 for Summer. The proposed Tech Fee eliminates the \$100 Online Max per course fee. See Note 2 below.

Recommending that future changes to headcount models have student input and review.

Note 1: The offsetting reductions in mandatory student fee rates for new fees still leaves a \$348K shortfall. This shortfall is offset by a reduction in expenditures. In addition, the revenue generated by the mandatory student fees, SHAC fee and Athletics Fee is projected to generate the same amount of revenues as the current model.

Note 2: Also, the proposed Tech Fee will additionally fund \$255K for a Learning Mgt System replacement, online proctoring, and online learning support.

Note 3: Dissertation Students will only pay the Tech Fee and SHAC Fee

Tuition and Fee Rates-Traditional Face to Face Students



FY 22 Tuition and Fee Rates	1 Credit Hour-Current Rates						1 Credit Hour-Proposed Rates									
	Per Credit Hour			Headcount			Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	SHAC Fee	Athletics Fee	Total	\$ Change	% Change
Undergraduate Resident-Lower	\$269.28	\$0.00	\$69.09	\$1.67	\$50.00	\$390.04	\$275.20	\$0.00	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$479.40	\$89.36	22.9%
Undergraduate Non-Resident-Lower	\$928.34	\$0.00	\$69.09	\$1.67	\$50.00	\$1,049.10	\$974.76	\$0.00	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$1,178.96	\$129.86	12.4%
Undergraduate Resident-Upper	\$269.28	\$35.00	\$69.09	\$1.67	\$50.00	\$425.04	\$275.20	\$35.78	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$515.18	\$90.14	21.2%
Undergraduate Non-Resident-Upper	\$928.34	\$35.00	\$69.09	\$1.67	\$50.00	\$1,084.10	\$974.76	\$35.78	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$1,214.74	\$130.64	12.1%
Graduate Resident	\$328.88	\$0.00	\$77.84	\$25.00	\$50.00	\$481.72	\$336.12	\$0.00	\$59.18	\$25.00	\$150.00	\$0.00	\$0.00	\$570.30	\$88.58	18.4%
Graduate Non-Resident	\$1,027.18	\$0.00	\$77.84	\$25.00	\$50.00	\$1,180.02	\$1,078.54	\$0.00	\$59.18	\$25.00	\$150.00	\$0.00	\$0.00	\$1,312.72	\$132.70	11.2%
Dissertation Resident/Non-Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$0.00	\$0.00	\$1,336.00	\$105.00	8.5%

FY 22 Tuition and Fee Rates	4 Credit Hour-Current Rates						4 Credit Hour-Proposed Rates									
	Per Credit Hour			Headcount			Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	SHAC Fee	Athletics Fee	Total	\$ Change	% Change
Undergraduate Resident-Lower	\$1,077.12	\$0.00	\$276.37	\$6.67	\$50.00	\$1,410.16	\$1,100.80	\$0.00	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$1,674.60	\$264.44	18.8%
Undergraduate Non-Resident-Lower	\$3,713.36	\$0.00	\$276.37	\$6.67	\$50.00	\$4,046.40	\$3,899.04	\$0.00	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$4,472.84	\$426.44	10.5%
Undergraduate Resident-Upper	\$1,077.12	\$140.00	\$276.37	\$6.67	\$50.00	\$1,550.16	\$1,100.80	\$143.12	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$1,817.72	\$267.56	17.3%
Undergraduate Non-Resident-Upper	\$3,713.36	\$140.00	\$276.37	\$6.67	\$50.00	\$4,186.40	\$3,899.04	\$143.12	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$4,615.96	\$429.56	10.3%
Graduate Resident	\$1,315.52	\$0.00	\$311.36	\$25.00	\$50.00	\$1,701.88	\$1,344.48	\$0.00	\$236.72	\$25.00	\$150.00	\$107.00	\$100.00	\$1,963.20	\$261.32	15.4%
Graduate Non-Resident	\$4,108.72	\$0.00	\$311.36	\$25.00	\$50.00	\$4,495.08	\$4,314.16	\$0.00	\$236.72	\$25.00	\$150.00	\$107.00	\$100.00	\$4,932.88	\$437.80	9.7%
Dissertation Resident/Non-Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	\$212.00	17.2%

FY 22 Tuition and Fee Rates	Block-Current Rates (UG Res-15 Hrs/UG NR and GR 12 Hrs)						Block-Proposed Rates (UG Res-15 Hrs/UG NR and GR 12 Hrs)									
	Per Credit Hour			Headcount			Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPSA	Tech Fee	SHAC Fee	Athletics Fee	Total	\$ Change	% Change
Undergraduate Resident-Lower	\$3,369.92	\$0.00	\$1,041.40	\$20.00	\$50.00	\$4,481.32	\$3,444.06	\$0.00	\$793.00	\$20.00	\$150.00	\$107.00	\$100.00	\$4,614.06	\$132.74	3.0%
Undergraduate Non-Resident-Lower	\$11,400.74	\$0.00	\$829.12	\$20.00	\$50.00	\$12,299.86	\$11,970.78	\$0.00	\$630.40	\$20.00	\$150.00	\$107.00	\$100.00	\$12,978.18	\$678.32	5.5%
Undergraduate Resident-Upper	\$3,369.92	\$525.00	\$1,041.40	\$20.00	\$50.00	\$5,006.32	\$3,444.06	\$536.70	\$793.00	\$20.00	\$150.00	\$107.00	\$100.00	\$5,150.76	\$144.44	2.9%
Undergraduate Non-Resident-Upper	\$11,400.74	\$420.00	\$829.12	\$20.00	\$50.00	\$12,719.86	\$11,970.78	\$429.36	\$630.40	\$20.00	\$150.00	\$107.00	\$100.00	\$13,407.54	\$687.68	5.4%
Graduate Resident	\$3,981.64	\$0.00	\$934.08	\$25.00	\$50.00	\$4,990.72	\$4,069.24	\$0.00	\$710.16	\$25.00	\$150.00	\$107.00	\$100.00	\$5,161.40	\$170.68	3.4%
Graduate Non-Resident	\$12,361.20	\$0.00	\$934.08	\$25.00	\$50.00	\$13,370.28	\$12,979.26	\$0.00	\$710.16	\$25.00	\$150.00	\$107.00	\$100.00	\$14,071.42	\$701.14	5.2%
Dissertation Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	\$212.00	17.2%
Dissertation Non-Resident	\$7,811.12	\$0.00	\$0.00	\$0.00	\$50.00	\$7,861.12	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	-\$6,418.12	-81.6%

Note¹: ASUNM Fee is embedded in the mandatory student fee rate and is allocated to ASUNM \$1.67 per credit hour up to 12 hours. This practice has been in place for a number of years.

Note: The current Tech Fee rate above does not include the \$100 ONLINE MAX per course fee. The proposed Tech Fee rate above eliminates the \$100 ONLINE MAX per course fee.



Tuition and Fee Rates-Students taking 1 or 2 Online Courses



FY 22 Tuition and Fee Rates	1 Credit Hour-Current Rates							1 Credit Hour-Proposed Rates							\$ Change	% Change	
	Per Credit Hour			Headcount				Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Online Max Fee-Taking One Online Course ²	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Tech Fee	SHAC Fee	Athletics Fee			Total
Undergraduate Resident-Lower	\$269.28	\$0.00	\$69.09	\$1.67	\$100.00	\$50.00	\$490.04	\$275.20	\$0.00	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$479.40	-\$10.64	-2.2%
Undergraduate Non-Resident-Lower	\$928.34	\$0.00	\$69.09	\$1.67	\$100.00	\$50.00	\$1,149.10	\$974.76	\$0.00	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$1,178.96	\$29.86	2.6%
Undergraduate Resident-Upper	\$269.28	\$35.00	\$69.09	\$1.67	\$100.00	\$50.00	\$525.04	\$275.20	\$35.78	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$515.18	-\$9.86	-1.9%
Undergraduate Non-Resident-Upper	\$928.34	\$35.00	\$69.09	\$1.67	\$100.00	\$50.00	\$1,184.10	\$974.76	\$35.78	\$52.53	\$1.67	\$150.00	\$0.00	\$0.00	\$1,214.74	\$30.64	2.6%
Graduate Resident	\$328.88	\$0.00	\$77.84	\$25.00	\$100.00	\$50.00	\$581.72	\$336.12	\$0.00	\$59.18	\$25.00	\$150.00	\$0.00	\$0.00	\$570.30	-\$11.42	-2.0%
Graduate Non-Resident	\$1,027.18	\$0.00	\$77.84	\$25.00	\$100.00	\$50.00	\$1,280.02	\$1,078.54	\$0.00	\$59.18	\$25.00	\$150.00	\$0.00	\$0.00	\$1,312.72	\$32.70	2.6%
Dissertation Resident/Non-Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$0.00	\$0.00	\$1,336.00	\$105.00	8.5%

FY 22 Tuition and Fee Rates	4 Credit Hour-Current Rates							4 Credit Hour-Proposed Rates							\$ Change	% Change	
	Per Credit Hour			Headcount				Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Online Max Fee-Taking One Online Course ²	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Tech Fee	SHAC Fee	Athletics Fee			Total
Undergraduate Resident-Lower	\$1,077.12	\$0.00	\$276.37	\$6.67	\$100.00	\$50.00	\$1,510.16	\$1,100.80	\$0.00	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$1,674.60	\$164.44	10.9%
Undergraduate Non-Resident-Lower	\$3,713.36	\$0.00	\$276.37	\$6.67	\$100.00	\$50.00	\$4,146.40	\$3,899.04	\$0.00	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$4,472.84	\$326.44	7.9%
Undergraduate Resident-Upper	\$1,077.12	\$140.00	\$276.37	\$6.67	\$100.00	\$50.00	\$1,650.16	\$1,100.80	\$143.12	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$1,817.72	\$167.56	10.2%
Undergraduate Non-Resident-Upper	\$3,713.36	\$140.00	\$276.37	\$6.67	\$100.00	\$50.00	\$4,286.40	\$3,899.04	\$143.12	\$210.13	\$6.67	\$150.00	\$107.00	\$100.00	\$4,615.96	\$329.56	7.7%
Graduate Resident	\$1,315.52	\$0.00	\$311.36	\$25.00	\$100.00	\$50.00	\$1,801.88	\$1,344.48	\$0.00	\$236.72	\$25.00	\$150.00	\$107.00	\$100.00	\$1,963.20	\$161.32	9.0%
Graduate Non-Resident	\$4,108.72	\$0.00	\$311.36	\$25.00	\$100.00	\$50.00	\$4,595.08	\$4,314.16	\$0.00	\$236.72	\$25.00	\$150.00	\$107.00	\$100.00	\$4,932.88	\$337.80	7.4%
Dissertation Resident/Non-Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	\$212.00	17.2%

FY 22 Tuition and Fee Rates	Block-Current Rates (UG Res-15 Hrs/UG NR and GR 12 Hrs)							Block-Proposed Rates (UG Res-15 Hrs/UG NR and GR 12 Hrs)							\$ Change	% Change	
	Per Credit Hour			Headcount				Per Credit Hour			Headcount						
	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Online Max Fee-Taking Two Online Courses ²	Tech Fee	Total	Base Tuition	Premium	Mandatory Student Fees	ASUNM ¹ /GPISA	Tech Fee ²	SHAC Fee	Athletics Fee			Total
Undergraduate Resident-Lower	\$3,369.92	\$0.00	\$1,041.40	\$20.00	\$200.00	\$50.00	\$4,681.32	\$3,444.06	\$0.00	\$793.00	\$20.00	\$150.00	\$107.00	\$100.00	\$4,614.06	-\$67.26	-1.4%
Undergraduate Non-Resident-Lower	\$11,400.74	\$0.00	\$829.12	\$20.00	\$200.00	\$50.00	\$12,499.86	\$11,970.78	\$0.00	\$630.40	\$20.00	\$150.00	\$107.00	\$100.00	\$12,978.18	\$478.32	3.8%
Undergraduate Resident-Upper	\$3,369.92	\$525.00	\$1,041.40	\$20.00	\$200.00	\$50.00	\$5,206.32	\$3,444.06	\$536.70	\$793.00	\$20.00	\$150.00	\$107.00	\$100.00	\$5,150.76	-\$55.56	-1.1%
Undergraduate Non-Resident-Upper	\$11,400.74	\$420.00	\$829.12	\$20.00	\$200.00	\$50.00	\$12,919.86	\$11,970.78	\$429.36	\$630.40	\$20.00	\$150.00	\$107.00	\$100.00	\$13,407.54	\$487.68	3.8%
Graduate Resident	\$3,981.64	\$0.00	\$934.08	\$25.00	\$200.00	\$50.00	\$5,190.72	\$4,069.24	\$0.00	\$710.16	\$25.00	\$150.00	\$107.00	\$100.00	\$5,161.40	-\$29.32	-0.6%
Graduate Non-Resident	\$12,361.20	\$0.00	\$934.08	\$25.00	\$200.00	\$50.00	\$13,570.28	\$12,979.26	\$0.00	\$710.16	\$25.00	\$150.00	\$107.00	\$100.00	\$14,071.42	\$501.14	3.7%
Dissertation Resident	\$1,181.00	\$0.00	\$0.00	\$0.00	\$0.00	\$50.00	\$1,231.00	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	\$212.00	17.2%
Dissertation Non-Resident	\$7,811.12	\$0.00	\$0.00	\$0.00	\$0.00	\$50.00	\$7,861.12	\$1,186.00	\$0.00	\$0.00	\$0.00	\$150.00	\$107.00	\$0.00	\$1,443.00	-\$6,418.12	-81.6%

Note¹: ASUNM Fee is embedded in the mandatory student fee rate and is allocated to ASUNM \$1.67 per credit hour up to 12 hours. This practice has been in place for a number of years.

Note²: Online Max Fee is assessed \$100 for each course not by headcount. The proposed Tech Fee eliminates the \$100 ONLINE MAX per course fee.



Allocation Assumptions



Allocations

Funding Requests \$4.9M

\$1.1M SVP for Finance and Administration

\$2.926M Academic Affairs

\$831K President's Organizations

Must Fund Allocations \$3.839M

\$2.1M Proposed 1% ERB Increase

\$400K Estimated Minimum Wage Increase

\$232K Student Health Insurance 8.7% increase

\$70K GATA Tuition Waivers

\$53K Worker's Comp increase 10%

(\$280K) Misc. Fringe Benefits Tax Decrease 4%

\$375K Property Insurance 25% Increase

\$69K General Liability Insurance Cyber Security

\$300K President scholarship commitment (Year 2 of 3)

\$520K Faculty Promotions

Utilities 0%

Additional Recommendation \$2.2 M (detail next slide)

Compensation Increase 1.5%-\$3.4M

Base Allocations and Utilities \$4M or 1.5% Increase

Mandatory Student Fees \$25.4M

Note: Mandatory student fees allocations of \$25.7M were adjusted to \$25.4M. The SFRB contingency was brought down from \$432K to \$84K.

Additional Recommendation

FY 22 Main Campus Core Fund Contribution			
	Current FY 21 Amount Collected	Proposed 4% of Expenditures Base FY 22	Difference
Main Campus Self Supporting Units	\$4,105,150	\$2,312,751	(\$1,792,399)
Public Service	\$164,351	\$121,121	(\$43,230)
RPSPs	\$340,715	\$0	(\$340,715)
Total	\$4,610,216	\$2,433,872	(\$2,176,344)

Establishment of 4% assessment on public service activities and auxiliary enterprise activities to support core funded central services. Assessment will be based upon FY 20 total expenditures.

Main Campus-DRAFT 4/6/21

	Category	FY 2021 Forecast Recurring (A)	Fiscal Year 2022 Scenario HB2 (B)	% Change (A&B)
	State Appropriations	186,173,400	197,048,250	5.8%
	Tuition Revenue	113,673,247	115,973,247	2.0%
	One-Time Revenues	281,234	-	-100.0%
	Other/Net Transfers Out	(18,367,611)	(18,637,111)	1.5%
	Total I&G Revenues	281,760,270	294,384,386	4.5%
	Mandatory Student Fees	32,241,498	25,392,526	-21.2%
	Total Revenues	314,001,768	319,776,912	1.8%
	Base Allocation	257,593,850	261,362,050	1.5%
	Utilities	15,766,656	15,998,656	1.5%
	Funding Requests	-	4,856,435	
	Must Fund Increases	-	3,839,179	
	Additional Recommendation	-	2,176,344	
	Compensation	-	3,420,000	
	Total I&G Expense	273,360,506	291,652,664	6.7%
	Mandatory Student Fee Allocations	30,240,828	25,392,526	-16.0%
	Total Expense	303,601,334	317,045,190	4.4%
	Projected Surplus (Deficit)	10,400,435	2,731,723	
	I&G	8,399,765	2,731,723	
	Fees	2,000,670	(0)	
	Total Surplus (Deficit)	10,400,435	2,731,723	

Requesting Approval of:

Overall FY 22 Budget Planning Assumptions

Tuition Rate Proposal

Fee Rate Proposal

Funding Requests \$4.9M

Must Funds \$3.839M

Additional Recommendation \$2.2M

Compensation 1.5% Increase

Base Allocations and Utilities \$4M increase or 1.5%

Mandatory Student Fee Allocations \$25.4M

HSC FY22 Tuition, Fee and Compensation Planning

Summary Regular Tuition Rate Changes Proposed

- All Undergraduate Resident 2.2% increase
- All Undergraduate Nonresident 5% increase
- All Graduate Resident 2.2% increase
(Exclude SOM MD and PharmD)
- All Graduate Nonresident 5% increase
(Exclude SOM MD and PharmD)

Proposed Differential Tuition Changes

- College of Population Health Undergraduate
 - Increase from \$50 to \$100 per credit hour
- College of Population Health Graduate
 - New \$25 per credit hour
 - Phase one of a two year phase-in
 - \$100 per credit hour effective Fall 2022
- College of Pharmacy PharmD
 - 5% increase (from \$379.50 to \$398.48) to be phased in by new student cohort over 4 years

Rate schedule/staggered implementation	Tuition Differential per Credit Hour			
	P1	P2	P3	P4
Fiscal Year				
Proposed FY22 (effective Fall 2021)	\$398.48	\$379.50	\$379.50	\$379.50
Proposed FY23 (effective Fall 2022)	\$398.48	\$398.48	\$379.50	\$379.50
Proposed FY24 (effective Fall 2023)	\$398.48	\$398.48	\$398.48	\$379.50
Proposed FY25 (effective Fall 2024)	\$398.48	\$398.48	\$398.48	\$398.48

HSC Student Fee Increases

- HSC Library and Resource Fee two year phase-in
 - Year 1 increase \$66.50 per semester (from \$130 to \$196.50)
 - Year 2 increase \$66.00 per semester (from \$196.50 to \$262.50)
- Mandatory Fee (University-wide per Main Campus proposal)
 - Undergraduate -23.4% or -\$248.40 per semester
 - Graduate -23.96% or -\$223.92 per semester (excludes MD)
- Tech Fee (University-wide per Main Campus proposal)
 - Increase from \$50 to \$150 per semester
- Health and Wellness Fee (University-wide per Main Campus proposal)
 - New \$107 per semester
- Athletics Fee (University-wide per Main Campus proposal)
 - New \$100 per semester

UNM HSC Academic Enterprise

FY 2022 Faculty & Staff 1.5% Salary Increase plus Fringe

All HSC Unrestricted	School of Medicine	College of Nursing	College of Pharmacy	College of Population Health	HSC VP Research and HSLIC	VP HSC Admin	Total HSC
Grouping	1.5% w Fringe	1.5% w Fringe	1.5% w Fringe	1.5% w Fringe	1.5% w Fringe	1.5% w Fringe	1.5% w Fringe
Faculty	3,469,556	118,345	75,150	26,212	27,586	127,219	\$ 3,844,068
Staff	1,077,702	42,262	54,238	10,348	56,584	298,445	\$ 1,539,579
Grand Total	4,547,258	160,607	129,388	36,560	84,170	425,664	\$ 5,383,647
State new comp 1.5% with fringe	883,315	98,072	100,033	31,631	18,470	212,835	\$ 1,344,356
Shortfall	(3,663,943)	(62,535)	(29,355)	(4,929)	(65,700)	(212,829)	\$ (4,039,291)

State new comp is actually 1.3646% w fringe of I&G
 Excludes increases to employer ERB (expenses and state funding)

TAB 7

#7

Approval of Project Development Proposal and Agreement Between the Regents of the University of New Mexico and Lobo Development Corporation for the Real Estate Development and Management of Innovate ABQ Project Real Estate

PROJECT DEVELOPMENT PROPOSAL AND AGREEMENT

Real Estate Development and Management of Innovate ABQ Project Real Estate

Effective _____, 2021 (the “Effective Date”), THE REGENTS OF THE UNIVERSITY OF NEW MEXICO and LOBO DEVELOPMENT CORPORATION (each a “Party” and together the “Parties”) agree as follows:

1. Background

- a. Lobo Development Corporation (“LDC”) is a nonprofit research park corporation created by and operated for the benefit of The Regents of the University of New Mexico, a body corporate of the State of New Mexico (“UNM”) pursuant to the New Mexico University Research Park and Economic Development Act, NMSA 1978 Sections 21-28-1 et. seq. (“URPEDA”). LDC was created to provide real estate management and development services to and in support of UNM.
- b. The Innovate ABQ Project (the “Project”) is a public/private partnership for the development of an innovation district located between the main UNM campus and downtown Albuquerque, New Mexico. The Project is located at the corner of Central and Broadway Avenues in Albuquerque, New Mexico and is more specifically described as Tracts A, B, C, and D, Lands of First Baptist Church, Albuquerque, New Mexico pursuant to Plat dated September 27, 1988 and recorded in Bernalillo County, New Mexico in Plat Book C37, Folio 107 consisting of approximately 6.96 acres plus the improvements thereon existing as of the Effective Date (the “Real Estate”).
- c. The Project began in 2014 and included the acquisition of the Real Estate and subsequent planning for and development of the Real Estate into a research and high technology business district that serves as a catalyst for a new innovation economy in New Mexico and other educational initiatives for UNM. The vision for the Project is the creation of an integrated, highly connected technology community that fosters innovation, technological advancement, and entrepreneurial activity. The community will include compatible research and commercial labs, science and technology companies, educational programs, business services, support services, commercial and retail businesses, residential living space, university student apartments, and related facilities. A goal of the Project is to create a one-stop-shop environment for companies, entrepreneurs, and investors in an innovation community connected to UNM and to downtown Albuquerque. The Project will encourage, bolster and enhance innovative economic development, job creation and technology creation and transfer. It will also strengthen the economic base of Albuquerque through business and job creation and improve the lives and economic well-being of the citizens of the city of Albuquerque and the students, faculty, and graduates of UNM.

- d. For the period from November 20, 2015 through December 30, 2020, the Project and the Real Estate was owned and operated by a separate UNM nonprofit research park corporation, Innovate ABQ, Inc. In the best interests of the Project and UNM, the Real Estate was transferred from Innovate ABQ, Inc. to UNM on December 30, 2020 and Innovate ABQ, Inc. was dissolved on December 31, 2020.
 - e. As provided for in Section 1.3 of the Memorandum of Agreement between the UNM and LDC dated August 12, 2008 (the “UNM/LDC MOA”), attached as Exhibit A, LDC or UNM may present a Project Development Proposal to the other party for concurrence. LDC is initiating and offering for concurrence this Project Development Proposal and Agreement (the “Agreement”) for the development and management of the Real Estate.
2. Purposes of LDC and the Real Estate Development and Management Framework. Under Article III of the Articles of Incorporation of LDC, LDC was organized and is to be operated for the benefit of, to perform functions of, and to carry out the purposes of UNM. Under this Agreement, LDC desires and proposes to serve as the developer and manager for the Real Estate in accordance with the terms and conditions of this Agreement, the LDC Articles of Incorporation, the LDC Bylaws, and the UNM/LDC MOA.
3. Role of LDC for the Project Real Estate. In accordance with the terms of this Agreement, LDC will manage the Real Estate and the improvements thereon existing as of the Effective Date, and will develop, implement, and manage plans for the financing, construction and leasing of additional improvements on the Real Estate for the advancement of the Project.
4. Development Framework and Development Business Plan; University Approval. The Parties acknowledge that on March 9, 2015, UNM, acting through its Board of Regents (the “Regents”), by unanimous vote, and the UNM President approved the written development framework for the development of the Real Estate as submitted to the Regents by Innovate ABQ, Inc. on such date (the “Development Framework”). LDC shall manage and develop the Real Estate in accordance with the Development Framework. Any substantial deviation from the Development Framework must be approved in advance by the UNM President and the Regents. Nothing in this section shall be construed, however, to limit the authority and power of LDC to commence actual development and implementation of the Real Estate in accordance with the Development Framework and this Agreement.
5. UNM Determinations. UNM previously found and affirmed that the Project: (a) promotes the public welfare and prosperity of the people of New Mexico; (b) fosters economic development within New Mexico; (c) forges links between New Mexico’s educational institutions, business and industrial communities and government through the

development of research parks on university real property; and (d) is a cooperative venture of innovative technological significance that advances education, science, research, conservation, health care, and economic development within New Mexico.

6. LDC Determinations. The Project and the operations of LDC with respect to the Real Estate: (1) further the educational mission of UNM and other educational institutions; (2) provide charitable and public benefit to the City, County, and State of New Mexico, including the lessening the burdens of government and rehabilitation and revitalization of the Real Estate and the surrounding community; and (3) foster scientific activities on the Real Estate.
7. Coordination with UNM Rainforest Innovations, the Advisory Board, and the UNM Real Estate Department. It is the intent of UNM and LDC that LDC coordinate Real Estate management and development efforts with UNM Rainforest Innovations, a UNM nonprofit research park corporation (“UNM Rainforest Innovations”), the Innovate ABQ Advisory Board created by UNM Rainforest Innovations (the “Advisory Board”) and the UNM Real Estate Department. It is understood that UNM Rainforest Innovations will lead a master plan update process and coordinate the Advisory Board activities. LDC will fully participate and coordinate its efforts with those of UNM Rainforest Innovations. Additionally, it is LDC’s understanding that UNM Rainforest Innovations and LDC will jointly present to UNM a long-term management plan for the Innovate ABQ site in the first quarter of 2023.
8. No Signature Authority Granted to LDC. Notwithstanding any provision of URPEDA or this Agreement, LDC shall not have the authority or power to bind UNM under any third-party agreement or encumber or lease the Real Estate. All agreements with third parties that impose obligations on UNM or that encumber or lease the Real Estate shall be authorized and signed on behalf of UNM by the Senior Vice President for Finance and Administration.
9. Revenue and Expenses of Project and LDC. Except pursuant to a written agreement or agreements between UNM and LDC, entered into after the Effective Date, UNM will not provide funding for the Project or the Real Estate. All revenues derived from the Real Estate, including revenues derived from the leasing of improvements on the Real Estate entered into on or after the Effective Date, shall be retained by or paid to LDC as the manager of the Real Estate and used by LDC for the purposes of the maintenance and development of the Real Estate, including payment of expenses of the Real Estate.
10. Participation of Other Governmental Units. It is anticipated that the State of New Mexico, Bernalillo County, and other governmental units may desire to participate in the development of the Real Estate and LDC is encouraged to obtain such participation.

11. Term. This Agreement shall be effective as of the Effective Date and shall remain in effect until terminated in writing by either Party with at least two (2) months written notice in advance of the date of termination.

12. Approvals. This Agreement was approved by the Regents on _____, 2021, and by the Board of Directors of LDC on _____, 2021.

AGREED:

The Regents of the University of
New Mexico, a body corporate of
the State of New Mexico

By: _____

Its: _____

Lobo Development Corporation
a New Mexico nonprofit, research
park corporation

By: _____

Its: _____

EXHIBIT A

MEMORANDUM OF AGREEMENT
BETWEEN
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO
AND
LOBO DEVELOPMENT CORPORATION

RECITALS

TERMS OF AGREEMENT

AGREEMENTS

- 1.0 Organization and General Function
- 2.0 Management of LDC Activities
- 3.0 Reports and Accounting

UNIVERSITY AGREEMENTS

- 4.0 The University's Priorities and Long Term Objectives
- 5.0 Staff and Facilities Support

This MEMORANDUM OF AGREEMENT is made this 12th day of AUGUST, 2008, between the REGENTS OF THE UNIVERSITY OF NEW MEXICO, a public corporation of the State of New Mexico (the "University"), and LOBO DEVELOPMENT CORPORATION, a New Mexico non-profit corporation formed under the Research Park and Economic Development Act ("LDC").

RECITALS

WHEREAS, the University organized and established LDC as a non-profit corporation for the purpose of providing real estate management and development services to and in support of the University; and

WHEREAS, the services that the parties contemplate that LDC will provide to the University pursuant to the "Developer Agreements" (as defined below), which will be

entered into from time to time between the University and LDC and third party developers for the commercial development of particular parcels of University real estate holdings. will:

- (i) relieve the University of responsibilities to manage and develop University-owned real estate in a commercially reasonable manner and to maximize the University's return from these assets;
- (ii) provide net revenues to the University for the support of the teaching, research, and service mission of the University; and
- (iii) create learning opportunities for students in this development activity.

WHEREAS, it is understood by the University and LDC that in order for LDC to become self-supporting, the University will provide critical resources, both financial and administrative.

WHEREAS, it is understood by the University and LDC that the primary business of LDC is in support of the University and no activity or function shall be undertaken by LDC which would compromise or jeopardize the satisfaction of the University's real estate development activity, and therefore LDC shall be at all times accountable to the University for all its business activities undertaken to satisfy its obligations to the University.

TERMS OF AGREEMENT

THEREFORE, in consideration of the matters set forth herein, the University and LDC agree as follows:

LDC AGREEMENTS

1.0 LDC'S ORGANIZATION AND GENERAL FUNCTION

- 1.1 LDC agrees to operate according to its Articles of Incorporation and Bylaws, as initially approved by the University Board of Regents (“Regents”) or as subsequently amended with the approval of the Regents.
- 1.2 LDC agrees to organize and operate its business activities in such a manner that will qualify for and retain LDC’s legal status as a tax exempt, non-profit organization pursuant to Section 501(c)(3), or a successor statute.
- 1.3 It is understood that the activities of LDC are to be conducted for the benefit of the University and must be consistent with the University’s overall mission and long range plans. LDC, however, shall manage its business activities in a manner which provides the greatest net benefit to LDC’s operations on behalf of the University in the most fiscally advantageous fashion possible. To this end, LDC may plan, direct and coordinate its business activities in accordance with a mutually agreed upon development proposal (“Development Proposal”) and development agreement (“Development Agreement”) between LDC and the University, including employment of all human and capital resources necessary to fulfill its obligations, but shall at all times be required to be responsive to the requests and service requirements made by the University subject to the terms and conditions of any Development Proposal and Development Agreement that is then in effect.

Either the University or LDC may initiate a Development Proposal to the other party outlining in conceptual terms a real estate development or construction project, including the parties involved and their roles, and responsibilities, the project location, anticipated project costs and funding sources and projected revenue. Following acceptance and approval of a mutually agreed upon Development Proposal by the Regents and the LDC Board of Directors, the University and LDC will enter into Development Agreements between the parties for the real estate development or construction project between LDC and a third-party developer. Developer agreements shall be in substantial conformance with the approved Development Proposal.

- 1.4 Except as set forth in an approved Development Proposal and Development Agreement, LDC shall not enter into any commitment or contractual obligation which binds UNM without the express and specific approval of the Board of Regents.
- 1.5 LDC may procure goods and services exempt from the Procurement Code. However, LDC may not procure goods or services on behalf of the University except as approved by the Executive Vice President for Administration of the University. If such approval so provides, LDC shall retain ownership of all property, whether durable or not, which it procures in fulfillment of its obligations to the University.

2.0 MANAGEMENT OF LDC ACTIVITIES

- 2.1 The LDC Board of Directors shall be responsible to oversee activities necessary to provide the required services to the University. The LDC Board of Directors may organize itself in any manner it chooses to fulfill these responsibilities.
- 2.2 LDC accepts responsibility for prudent management and care of all facilities and assets to be operated, managed, acquired, or leased by it under a Development Proposal and Development Agreement or under this Agreement.
- 2.3 LDC may employ contract and permanent staff as it deems necessary.
- 2.4 LDC shall at all times maintain adequate insurance coverage for all property owned or leased by LDC, taking into account property insurance coverage provided by the New Mexico Risk Management Division. LDC shall also obtain and carry Workers' Compensation insurance as required by law and liability insurance in at least the amounts specified from time to time by the New Mexico Tort Claims Act. LDC shall obtain and carry such other insurance as may be reasonably required by the University from time to time.
- 2.5 LDC and the University agree, subject to the approval of the President of the University, that LDC shall establish budgeting and financial allocations which are sufficient to meet the obligations of LDC to the University. LDC operations will be funded by an administrative fee assigned to approved projects. If LDC revenues are more than sufficient

to meet the prudent anticipated financial obligations of LDC based on a mutually approved annual budget of operating accounts and project accounts related to each Development Agreement (“Annual Budget”), it is the intent of the parties that excess revenue shall be distributed by LDC to the University.

3.0 REPORTS AND ACCOUNTING

3.1 Within ninety days after the end of its fiscal year, LDC shall provide the University with a copy of its Annual Report of all significant business activities undertaken during the preceding year, including the current financial statement, report of contractual engagements, and performance of LDC in satisfaction of its obligations under the approved Development Proposals and Development Agreements.

3.2 LDC shall provide the University with a copy of an annual audit performed by **the same auditor who audits the University of New Mexico, as required by the State Audit Rule.**

3.3 LDC shall provide any information regarding the financial operations of LDC to the University’s internal audit staff upon written request to the LDC President.

3.4 LDC shall establish a financial accounting system following generally accepted accounting principles and which allows for required integration with the then effective accounting reporting system of the University.

3.5 LDC shall provide periodic financial statements to the Finance and Facilities Committee and the Board of Regents no less than annually.

UNIVERSITY AGREEMENTS

4.0 THE UNIVERSITY'S PRIORITIES AND LONG TERM OBJECTIVES

- 4.1 The University agrees to provide LDC with a clear statement of University long- and short-range real estate development and institutional planning goals and objectives, including University master plans, to enable LDC to operate, manage, maintain, and plan for future service requirements.
- 4.2 LDC will use competitive methods approved by the UNM Board of Regents to identify development opportunities and shall bring recommended development proposals to the Board of Regents for consideration prior to the completion of the negotiation with the proposed developer.
- 4.3 The Board of Regents agrees to consider development opportunities brought to it by LDC and to determine whether each recommended development proposal is in be in the best interests of the University.

5.0 STAFF AND FACILITIES SUPPORT

- 5.1 Pursuant to the terms of a staffing plan for LDC approved by the University President, the University agrees to provide the staff reasonably necessary to enable LDC to meet its obligations under this Agreement and each Development Proposal and Development Agreement until sufficient cash flow is available to LDC to support independent staff. It is understood that the formation, organization, and administration of service functions of LDC may result in reassignment of University staff and/or

changes to specific staffing and staff functions of the assigned personnel.

The parties to this Agreement intend to provide for as little disruption to University staff assignments as possible. With respect to all University staff assigned to LDC, the personnel policies and practices of the University shall be applied by LDC. The President of LDC shall coordinate and review all assigned staff activities with the University's Human Resources Department. Any staff assigned by the University shall be treated as contract staff of LDC.

5.2 The University Human Resources Department will assist the President of LDC in employment, benefits management, and training functions as needed.

5.3 The University agrees to make available general business office and associated work space on campus to LDC to the extent such space is available at no cost to LDC.

6.0 CASH AND INVESTMENT MANAGEMENT

6.1 The University will serve as the fiscal agent of LDC and shall establish agency accounts exclusively for the conduct of LDC business activities. LDC is authorized to establish a bank account for the purpose of paying LDC expenses. Cash and investment management of LDC project accounts shall be provided by the University at no cost to LDC. All interest earnings on LDC accounts or investments held by the University shall be retained by, and used for, the exclusive benefit of LDC.

6.2 Direction of cash and investment management of LDC operating accounts

shall be provided by the LDC Board of Directors, or their assignee, consistent with provisions of the Service Agreement.

7.0 TERMINATION AND DISSOLUTION

7.1 This Agreement may be terminated by the University, effective upon written notice to LDC at least thirty (30) days in advance thereof. Upon termination of this Agreement and subject to any prior rights of any creditors of LDC, all property of LDC shall be transferred to the University or other successor organization designated by a resolution of the Board of Regents of the University of New Mexico.

7.2 If LDC is dissolved or liquidated, all property of LDC shall, subject to any prior rights of any creditors of LDC, be transferred to the University.

8.0 MISCELLANEOUS

8.1 LDC and the University agree that, at all times and for all purposes of this Agreement, LDC, as an independent legal entity, shall act as an independent contractor of the University and not as the University's agent. Within the limits and restrictions of the New Mexico Tort Claims Act, Section 41-4-1 et seq. NMSA 1978, each party agrees to be responsible for its own negligent acts or omissions which may occur during the performance of this Agreement and which result in claims by individuals or entities not parties to this Agreement.

8.2 No amendment to this Agreement shall be valid unless made in writing

and signed by both parties. No oral understandings or agreements not incorporated herein, and no alterations or variations of the terms hereof, unless made in writing between both parties, shall be binding on either of the parties.


8.3 All official notices required under this Agreement shall be given as follows:

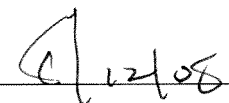
Notice to the University: EVP for Administration, COO & CFO
University of New Mexico
MSC05 3350
Albuquerque, NM 87131-0001

Notice of LDC: President
Lobo Development Corporation
University of New Mexico
Albuquerque, NM 87131

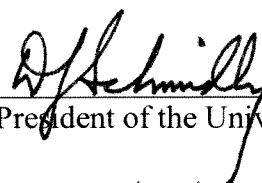
IN WITNESS HEREOF, the parties hereto have caused this Agreement to be executed.


LOBO DEVELOPMENT CORPORATION

BY: 
Chairman of the LDC Board

Date: 

THE REGENTS OF THE
UNIVERSITY OF NEW MEXICO

BY: 
President of the University

Date: 

TAB 8

#8

Recommendations for Consent Agenda Items on Full Board of Regents' Agenda

*** Recommendations for Consent Agenda Items on full Board of Regents' Agenda**

TAB 9

#9

UNM Foundation Second Quarter Finance & Endowment Portfolio Report

Fundraising Performance Report
FY 20/21, December 31, 2020

Gift Commitments (Fiscal Year)	This Quarter	FYTD 20/21	GOAL	FY 19/20
Main Campus				
- Cash/Cash Equivalents	\$ 3,212,156	\$ 4,384,584	N/A	\$ 12,630,499
- In-Kind	\$ 50,409	\$ 547,396	N/A	821,996
- Pledges	\$ 754,250	\$ 1,384,250	N/A	978,500
- Testamentary	\$ 5,046,643	\$ 6,296,643	N/A	16,275,747
Sub-Total	\$ 9,063,458	\$ 12,612,873	\$ 22,500,000	\$ 30,706,742
HSC				
- Cash/Cash Equivalents	\$ 9,732,854	\$ 16,512,694	N/A	\$ 28,251,638
- In-Kind	\$ 134,311	\$ 251,259	N/A	484,600
- Pledges	\$ 48,500	\$ 98,500	N/A	561,938
- Testamentary	\$ 2,218,014	\$ 2,513,014	N/A	7,358,516
Sub-Total	\$ 12,133,679	\$ 19,375,467	\$ 26,125,000	\$ 36,656,692
Athletics				
- Cash/Cash Equivalents	\$ 780,300	\$ 1,622,693	N/A	\$ 2,474,627
- In-Kind	\$ 13,415	\$ 18,813	N/A	1,406,141
- Pledges	\$ -	\$ -	N/A	-
- Testamentary	\$ -	\$ -	N/A	917,597
Sub-Total	\$ 793,715	\$ 1,641,506	\$ 6,500,000	\$ 4,798,365
Other Campus Units *				
- Cash/Cash Equivalents	\$ 5,112,676	\$ 8,183,216	N/A	\$ 15,413,983
- In-Kind	\$ 5,000	\$ 22,080	N/A	668,885
- Pledges	\$ 15,000	\$ 335,000	N/A	25,000
- Testamentary	\$ 2,483,000	\$ 4,183,290	N/A	6,334,721
Sub-Total	\$ 7,615,676	\$ 12,723,586	\$ 24,875,000	\$ 22,442,589
Total	\$ 29,606,528	\$ 46,353,432	\$ 80,000,000	\$ 94,604,388

* Other campus units include KNME, KUNM, UNM Branch Campuses, President's Office, Provost's Office, Enrollment Services, Student Affairs and numerous other units not classified as main campus, HSC or athletics.

Gift Destinations	This Quarter	FYTD 20/21	FY 19/20	FY 18/19
UNM Foundation	\$ 20,171,741	\$ 31,176,290	\$ 63,793,148	\$ 61,049,649
Reported Gifts *	\$ 9,434,787	\$ 15,177,142	\$ 30,811,240	\$ 40,128,593
Total	\$ 29,606,528	\$ 46,353,432	\$ 94,604,388	\$ 101,178,242

* Reported Gifts = gifts made directly to KNME, KUNM, Lobo Club, and OVPR, but reported by UNM Foundation per MOA.

Fundraising Performance Report
FY 20/21, December 31, 2020

Gift Commitments (Fiscal Year)	FYTD 20/21	FY 19/20	FY 18/19
Gifts for UNM's Current Use			
Cash/Cash Equivalents	\$ 20,831,855	\$ 48,953,571	\$ 41,082,749
In Kind	\$ 839,548	\$ 3,381,622	\$ 11,294,356
Total Gifts for UNM's Current Use	\$ 21,671,403	\$ 52,335,193	\$ 52,377,105
Gifts for UNM's Future			
Cash/Cash Equivalents to the Endowment	\$ 9,871,332	\$ 9,817,176	\$ 9,100,408
Pledges	\$ 1,817,750	\$ 1,565,438	\$ 2,537,169
Testamentary Gifts	\$ 12,992,947	\$ 30,886,581	\$ 37,163,560
Total Gifts for UNM's Future	\$ 24,682,029	\$ 42,269,195	\$ 48,801,137
Total Gift Commitments	\$ 46,353,432	\$ 94,604,388	\$ 101,178,242

Fundraising Performance Report

FY 20/21, December 31, 2020

Pledges and Testamentary Gifts due	FYTD 20/21	FY 19/20	FY 18/19
Beginning Balance Pledges Receivable	\$ 8,730,412	\$ 19,822,964	22,466,967
Add: New Pledges	\$ 1,817,750	\$ 1,565,438	2,524,668
Less: Pledge Payments	\$ (2,999,888)	\$ (3,489,332)	\$ (4,762,001)
Less: Pledges Cancelled/Modified/Written Off	\$ (700,000)	\$ (9,168,658)	(406,670)
Ending Balance Pledges Receivable	\$ 6,848,274	\$ 8,730,412	\$ 19,822,964
Testamentary Pledges Due	\$ 226,561,756	\$ 218,292,411	189,543,072
Total Pledges and Testamentary Gifts Due	\$ 233,410,030	\$ 227,022,823	\$ 209,366,036

Performance Measures	This Quarter	FYTD 20/21	FY 19/20	FY 18/19
Gift Commitment Income	\$ 29,606,528	\$ 46,353,432	\$ 94,604,388	\$ 101,178,240
# of Gifts	7,824	13,952	27,719	29,908
# of Donors	4,172	5,907	9,482	11,127

Consolidated Investment Fund - Investment Performance

FY 20/21, December 31, 2020

Investment Performance Results	Market Value	1-Year	3-Year	5-year	10-Year
FY 20/21, December 31, 2020	\$ 514,274,420	11.0%	7.1%	8.4%	7.3%
Custom Benchmark *		12.3%	7.9%	7.1%	7.3%
FY 19/20, June 30, 2020	\$ 444,630,810	-0.2%	4.0%	4.5%	6.9%
Custom Benchmark *		0.5%	4.7%	5.0%	6.9%
NACUBO/Commonfund **		1.3%	5.2%	5.0%	7.6%

* Custom Benchmark is a blended benchmark consisting of indices for all asset classes.

** NACUBO/Commonfund Endowment Study (\$101 million to \$500 million)

Consolidated Investment Fund - Asset Allocation

FY 20/21, December 31, 2020

Investment Class	Current Allocation	Target Allocation	Investment Policy Ranges
Domestic Equity	28.6%	23.5%	10% - 50%
International Equity	23.0%	19.5%	10% - 40%
Fixed Income/Cash	12.1%	14.0%	10% - 50%
Real Assets	3.3%	8.0%	0% - 15%
Hedge Funds	17.3%	20.0%	0% - 20%
Private Investments	15.7%	15.0%	0% - 20%

Consolidated Investment Fund - Spending Distribution

FY 20/21, December 31, 2020

CIF Spending Distribution	FY 21/22 Approved Distribution	FY 20/21 Approved Distribution	FY 19/20 Approved Distribution
Endowment Spending Distribution	\$ 18,826,037	\$ 18,253,344	\$ 16,500,000

Regents' Endowment

In June 1983, the University of New Mexico Board of Regents established the Regents Endowment with \$622,315. An additional \$9,884,518 was added to the endowment from the sale of University land in fiscal years:

1985/86: \$1,332,640	1989/90: \$1,928,154
1987/88: \$1,400,000	1990/91: \$3,500,000
1988/89: \$1,723,724	

In 2006, the University of New Mexico Board of Regents sold the University's Mesa Del Sol property for \$8,045,923 and deposited the proceeds in the Regents Endowment.

The Regents Endowment is a "quasi endowment" which is co-invested along with other University and UNM Foundation endowments in the Consolidated Investment Fund. The endowment corpus and any annual spending distributions from the endowment to the University may be used at its discretion.

The Board of Regents initially designated the monies for recruitment and retention of outstanding faculty, student merit-based scholarship programs and to develop University owned real estate. In 2005, the Board of Regents approved Regents' Policy 7.19 that expanded the use of monies. The University has historically designated the monies to scholarships, professorships, lectureships, fellowships, study abroad programs, minority faculty hiring, the President's Advancement Fund, and tuition assistance programs.

Market Value (at 12/31/2020): **\$26,683,424**

CIF Investment Performance: FYTD:	16.6%
1-Year	11.0%
3-Year	7.1%
5-Year	8.4%
10-Year	7.3%

Spending Distributions:	2016/17	\$959,775
(5-year History)	2017/18	\$964,646
	2018/19	\$939,572
	2019/20	\$917,053
	2020/21	\$947,085

Withdrawals from Corpus:	2005/06	\$2,000,000 ASM Student Investment Fund
(Approved by Regents)	2005/06	\$1,888,233 Purchase Properties
	2008/09	\$880,525 Regents Scholarship
	2012/13	\$1,100,000 Baseball Field
	2014/15	\$761,918 Innovate ABQ
	2016/17	\$1,000,000 UNM Branding Campaign
	2017/18	\$814,207 UNM Athletics Funding
	2018/19	\$798,039 UNM Athletics Funding
	2019/20	\$350,000 Enrollment Management Initiatives
	2019/20	\$487,500 Grand Challenges
	2020/21	\$162,500 Grand Challenges



Winrock Land Sale Endowment

In November 2001, the University of New Mexico Board of Regents established the Winrock Land Sale Endowment with \$25 million in proceeds from the sale of the Winrock Shopping Center property.

The Winrock Land Sale Endowment is a “quasi endowment” which is co-invested along with other University and UNM Foundation endowments in the Consolidated Investment Fund. The endowment corpus and any annual spending distributions from the endowment to the University may be used at the Regents’ discretion.

The University has historically designated the monies to national merit scholarships, need-based financial aid, faculty retention, graduate fellowships and travel grants, capital improvements. To date, over \$19 million has been distributed from the endowment for these programs.

Market Value (at 12/31/2020): **\$31,222,331**

CIF Investment Performance: FYTD:	16.6%
1-Year	11.0%
3-Year	7.1%
5-Year	8.4%
10-Year	7.3%

Spending Distributions:	2016/17	\$1,019,950
(5-year History)	2017/18	\$1,024,422
	2018/19	\$1,027,828
	2019/20	\$1,034,960
	2020/21	\$1,108,186



Hugh B. and Helen K. Woodward Endowment

In 1982, the University of New Mexico Board of Regents established the Hugh B. and Helen K. Woodward Endowment to receive and invest distributions from the Woodward Trust.

The University receives 45% of the annual net income from the Woodward Trust administered by the Sandia Foundation, a Hugh and Helen Woodward Charity, in accordance with the will of Hugh B. Woodward. UNM's share of these annual distributions (approximately \$1.4 million annually) from the Sandia Foundation are deposited in the Hugh B. and Helen K. Woodward Endowment.

The Hugh B. and Helen K. Woodward Endowment is co-invested along with other University and UNM Foundation endowments in the Consolidated Investment Fund

The Last Will and Testament of Mr. Woodward stated:

It is my hope and wish, but I do not require, that a substantial portion of the annual net income shall be used by the Regents of the University of New Mexico: (1) to financially assist deserving students to begin and complete their college education, (2) to establish and maintain scholastic awards, grants scholarships and prizes to be conferred upon individual students, including students in the School of Law and the School of Medicine, when established, in recognition of achievement and usefulness to said university and to its student body, and (3) to supplement regular salaries of the Dean of the School of Law and any deserving full professor of said school and the Dean of the School of Medicine and any deserving full professor of said school devoting full time to his professional employment. No more than Six Thousand Dollars (\$6,000.00) of the moneys passing to the Regents of the University of New Mexico annually shall be utilized to supplement the salaries as provided in subpart (3) of this paragraph.

Market Value (at 12/31/2020): **\$61,238,616**

CIF Investment Performance: FYTD:	16.6%
1-Year	11.0%
3-Year	7.1%
5-Year	8.4%
10-Year	7.3%

Spending Distributions:	2016/17	\$2,053,266
(5-year History)	2017/18	\$2,146,914
	2018/19	\$2,236,177
	2019/20	\$2,330,920
	2020/21	\$2,562,137

The FY2020/21 endowment distribution was used for Regents' merit scholarships, presidential scholarships, UNM scholars and national merit scholarships.