

The University of New Mexico
Board of Regents' Meeting
October 8, 2013
Student Union Building, Ballroom C
Meeting Minutes

Members present: **President Jack L. Fortner, J.E. Gene Gallegos, Bradley C. Hosmer, Conrad D. James, James H. Koch, Suzanne Quillen, Heidi Overton (Quorum).**

Administration present: President Robert Frank, Executive Vice President for Administration David Harris, Chancellor Paul Roth (HSC), Vice President Josephine de Leon (Equity and Inclusion), Controller Elizabeth Metzger, Sr. Executive Officer Ava Lovell (Finance and Administration), Vice President Eliseo Torres (Student Affairs), Interim Vice President Jewel Washington (Human Resources), Vice President Michael Dougher (Research), University Counsel Elsa Cole, Vice President Paul Krebs (Athletics), Associate Vice President Andrew Cullen (Planning, Budget & Analysis), Associate Vice President Terry Babbitt (Enrollment Management), Associate Provost Greg Heileman, Director Marc Saavedra (Government Relations).

Regents' Advisors present: President Richard Holder (Faculty Senate), President Gene Henley (Staff Council), President Isaac Romero (ASUNM), President Priscila Poliana (GPSA), President Don Duszynski (Retiree Association).

Regent Fortner called the meeting to order at 9:04 a.m.

I. Confirmation of a Quorum; Adoption of the Agenda, Regent President Fortner

Motion to adopt the Agenda passed unanimously (1st Hosmer, 2nd Koch).

II. Approval of the Minutes from the September 10, 2013 Regular Meeting

Motion to approve the minutes of the September 10, 2013 regular meeting passed unanimously (1st Quillen, 2nd Overton).

III. President's Administrative Report, President Robert Frank

President Frank provided an update on the Cleary Report, which is an annual report on crime statistics for the University. The report also contains information on policies and programs related to safety and law enforcement. The 2013 Cleary Report was published by the UNM Police Department in late September, and includes detailed information on the 2012 calendar year. The recent incidents on campus will be included in next year's report. In 2012, there was a rise in burglaries up from 19 incidents in 2011 to 35, and a decrease in motor vehicle theft down from 57 incidents in 2011 to 38. President Frank noted that in the past two years, the amount of students living on campus has doubled. Thus, four additional police officers were hired as well as additional security forces. Many new initiatives were implemented this year, such as the Sexual Assault Response Team, Civil Campus Initiative, and the online reporting system for property crimes. The full Cleary Report can be found online at police.unm.edu.

The role of Compliance at a university was discussed. Compliance requirements may vary based on the size, complexity, and mission of the institution, but all institutions must comply with a set of core regulations. The core regulations are employment, financial, safety, and environmental. In the July/August edition of AGB Trusteeship, an article was published titled "Compliance U, The Board's Role in the Regulatory Era." President Frank provided key takeaways from the article,

the first that compliance is constantly changing so programs need to be flexible over time. Another key element is that regulators respond well to good faith efforts and seek voluntary resolutions and collaborative outcomes. It is also important to build a compliance process and a culture that encourages working with regulators, especially with senior leadership and the Board. The article included suggestions for Boards, such as being careful to avoid directly managing operational compliance matters. Clearly defining the Board's role in compliance will not only protect the Board and its members but also maintain integrity of the Compliance administration. Ultimately, senior leadership is responsible for developing the compliance program and regularly reporting to the Audit Committee, especially on any violations reported. The Audit Committee has the role of ensuring the institution has policies and procedures in place to meet all obligations and regulations. A Compliance Office provides leadership and coordination on specific compliance related tasks and delegates as necessary. Risk assessment is essential for a Compliance effort of any matter. For a Board, the key role is to work with senior leadership to develop and consistently promote the culture of compliance on campus.

Last August Main Campus conducted a compliance function review, at that time only HSC had developed its own Compliance Office. From the review came recommendation for central oversight through a Chief Compliance Officer with decentralized delegation of day-to-day compliance management to compliance partners. President Frank appointed Helen Gonzales as the Chief Compliance Officer and an Executive Compliance Committee was created, composed of executive leadership, and a Central Compliance Committee was created, composed of compliance partners across campus to provide further oversight. Internal Audit is leading the creation of a Risk Assessment Framework for UNM and a Matrix approach, similar to what is used at Stanford University, which connects individual components, coordinates their operations, and represents their institutional perspective, but does not involve the creation of large, centralized compliance organizations. UNM is working on building a culture of compliance and will strive for 100% compliance to demonstrate that the University is serious about resolving issues. A compliance report will be presented monthly to the Board of Regents.

Comments from Regents (there were no comments)

Public Comment, specific to agenda items

Guy Watson, UNM Retiree, commented on retiree health. He asked the Board to reconsider future cuts to retiree benefits. The cuts already imposed have affected him and his spouse, and further cuts would be detrimental. He came to the University in the 1970s, took a pay cut knowing that the benefits would outweigh the decrease in pay. He and his fellow retirees had kept the University running in the past and that should not be overlooked. He asks the Board to carefully reconsider the cuts to retiree benefits and instead look at priorities, as many retirees cannot change their income. He would also like the issue to be more openly broadcasted so that all retirees can understand what is going on at the University.

Carol Stephens, UNM Retiree, commented on retiree health. She thanked the Board for agreeing to slow down and involve staff, faculty, and retirees in discussions on retiree healthcare. She stated that many state supreme courts have sided with retirees in upholding and protecting retirement benefits based on contractual obligations. She also urges the Board to reverse their previous decision and reinstate the pre-65 retirees back into the active pool.

Glen Effertz, UNM Retiree, commented on retiree health. He stated that he intended to work until the age of 65 but was diagnosed with Leukemia and now, since unable to work more than 8 hours a week, had to go into disability retirement early. He is a pre-65 retiree on Medicare but he has dependents that he covers. The coverage for his family has nearly doubled. These increases have

put a strain on his monthly income. Mr. Effertz respectfully requests that pre-65 retirees be put back into the active pool.

Barbara Gabaldon, UNM Retiree, commented on retiree health. She read a resolution from the UNM Retiree Association Board regarding retiree healthcare. She asked the Board to reverse their previous decision and reinstate the pre-65 retirees back into the active pool.

Leslie Jones Easom, UNM Retiree, commented on retiree health. She stated that, like many others, she took a 30% pay decrease when she accepted a job at UNM, because the benefits UNM offered made up for the lower wage. She feels that the most hurt UNM imposed was separating pre-65 from the active employee pool, which could be viewed as discrimination. She would like the Board to reverse their previous decision and add the pre-65 retirees back to the active pool. She stated that it is a promise that needs to be honored by the University. With these decisions, the University is losing its integrity by not honoring the benefits to retirees that were made through employment contracts.

IV. Regent Committee Reports (Reports are included in BOR E-Book)

Finance and Facilities Committee, Regent James H. Koch, Chair

1. Monthly Consolidated Financial Reports

Liz Metzger gave the presentation. A financial report was prepared as of August 31, month end, but it is an extremely preliminary period in the fiscal year as the June financials were left open for several weeks before closing last year's books. As a result, there is not much activity for the month of July and August. Rather than focus on the numbers, Ms. Metzger discussed the new proposed format for the report for FY14. The first two pages on the financial reports are an executive summary regarding the budget. It discusses the breakdown between the Health Sciences Center, Main Campus and Branch Campus' pieces of the budget. The summary report also states how much each campus is using balances in the budget. The difference in the new format is that comparative figures from the previous fiscal year have been added to the report.

The numbers are preliminary and quite early to discuss actual balances. The next report for September 30 will contain the first quarter and have more information. In response to Regent inquiry, the Research portion is unaffected in this report, but will be looked at closely in the next report.

Consent Items (#2, 5 & 7):

2. Disposition of Surplus Property for Main Campus on list dated 9/13/13 and Annual FY13 Surplus Summary Report
5. Discussion and Approval of Regent Questions Regarding Health Insurance Benefits for UNM Retirees
7. Approval of Appointment to the Harwood Governing Board

Motion to approve consent agenda items 2, 5 & 7 passed unanimously (1st Koch, 2nd Fortner).

Action Items:

3. Approval of Capital Projects: Taos Branch Campus Renovations and Upgrades

Chris Vallejos gave the presentation. Regents' approval was requested for the Taos Branch Campus capitals projects of renovations and upgrades. It is a \$3 million General Obligation Bond allocation. There are several projects to accomplish with the allocation, and it went before the F&F Committee for approval of the expenditure of \$3 million in order to begin smaller projects involving infrastructure. One particular project is \$1.7 million for the Padre Education Building, which will be brought back before the F&F Committee for approval as the project matures in early 2014.

Motion to approve the capital projects for the Taos Branch Campus Renovations and Upgrades passed unanimously (1st Koch, 2nd Hosmer).

4. Approval of Contract: The Mind Research Network – Brain Safe Program

Bruce Cherrin gave the presentation. Regents' approval was requested for the Mind Research Network, Brain Safe Program contract. This will provide athletes with MRI scans, as a part of their yearly physical examination, to track concussions continuously throughout their career at UNM. This program will also provide a study on brain injuries and safety.

President Frank stated that this is a collaboration with the Mind Institute and will be a state of the art program. It will allow for the opportunity to look at athletes very early in their career and identify those that might be at risk for brain injuries. The program could potentially save lives and the University is thrilled to be a part of it. President Frank congratulated Paul Krebs and his team for being willing to come forward and participate fully in this, and believes it will be one of the best studies ever done for athletes at risk. Mike Dougher and his team have also been very supportive in the efforts.

Mike Dougher stated the advantage of this approach is that individual athletes serve as their own controls over time. They will have a comparison of the brain after an injury relative to that same brain before the injury. It allows for a lot more precision in the statements that you can make about brain injury.

Regent Gallegos stated that the description of the funding is vague and asked for clarification.

President Frank stated that the University is collaborating with the Mind Institute to jointly fund it over time, which is an expensive program because MRI's are involved. Total cost is \$3 million, with annual outlay of \$1 million for three years starting FY15, the University will pay half and the Mind Institute will pay half each year.

Regent Quillen asked if physicians from the Health Sciences Center are involved in this program.

President Frank stated it will be done through the Mind Institute in partnership with the UNM HSC physicians, which are the team physicians. Paul Krebs also responded to the inquiry, stating that medical care for student athletes is provided by physicians who are part of HSC faculty and work for the hospital. The head team physician Dr. Andy Beech and Dr. Chris McGrew have been working closely with the Mind Institute along with our head team trainer.

Motion to approve the contract for the Mind Research Network, Brain Safe Program passed unanimously (1st Koch, 2nd Gallegos).

6. Approval of Reports for University Administrative Policies (UAP) 7000 for Main and Branch Campuses – FY2012/2013

Andrew Cullen gave the presentation, speaking to the report included in the agenda book regarding the reserves of the University which are reviewed annually. Regents' approval was requested for the University Administrative Policies (UAP) 7000 reports for Main and Branch Campuses for FY2012/2013. The deans from the College of Engineering, Dean Catalin Roman, and College of Arts and Sciences, Dean Mark Peceny, addressed the reserve balances in their respective colleges.

At Regent Gallegos' suggestion, reserves as a percentage of the budget have been added to the report, which is a good indicator for departments with large reserves to use them. Also added per suggestion was the percentage of the reserve as it relates to I&G, non-I&G, and the blended amount. In recent years, departments have been tasked with categorizing reserves for a number of reasons, specifically to know how the department decided to use the funds. Banner encumbrances are POs that have been cut and are agreements to specific vendors of payment for work completed.

Commitments represent a written agreement or obligation with an entity, which are typically in the form of startup packages. As a part of a hiring package for faculty, a startup package is a firm commitment that is awarded for possible lab remodel, new equipment, and to hire GA/TA's. Many Chairpersons and Deans across the University have plans to use reserves over the course of the next 2-3 years. Dedications are ideas on what departments are going to use reserves for, but are not contractual or legal obligations, and the balance becomes discretionary. Of Main Campus, only \$10 million is discretionary. In response to Regent inquiry, it is normal for a large institution to have around 6-9% of the total reserves as discretionary. Mr. Cullen stated that 3% to 5% is most prudent, and meets the guideline for the Higher Education Department of 3% of total current unrestricted.

Regent James stated that many times large numbers of reserves are presented and it is essential to ensure that the funds are needed to attract new faculty, address problems, shortfalls, and federal funding decreases. He asked for a breakout of the Department Dedications Reserves balance into two parts, how much will be used for maintenance and how much for growth.

Regent Quillen asked if the impact of the tuition change approved this past spring and formula change have been assessed. She would like to know how reserves play into the scenario.

Mr. Cullen stated that the tuition increase, from the budget scenario that was approved this past spring, had dollars in tuition earmarked for additional on-going costs. The reserves are from the previous year and may be spent in this current fiscal year.

Motion to approve the Reports for University Administrative Policies (UAP) 7000 for Main and Branch Campuses for FY2012/2013 passed unanimously (1st Koch, 2nd Gallegos).

Health Sciences Board, Regent Suzanne Quillen, Chair

Action Item:

1. Request for Approval of Quasi-Endowments with UNM Foundation

Dr. Mauricio Tohen, Chairman of the Department of Psychology, gave the presentation. Requesting Regents' approval for two Quasi-Endowments with UNM Foundation. The strategy is to create Quasi-Endowments in order to raise additional funds to create two new Chairs. The mission of the Psychology Department is to benefit the State in terms of Psychiatric and Behavioral Care and train caregivers. Another mission is conducting research that will primarily affect New Mexico, a rural state with a number of problems, including addictions. The first Quasi-Endowment is for \$1 million to create a new position, Vice Chair of Behavioral Sciences. The second is for a Quasi-Endowment of \$500K to create a new position, Vice Chair of Rural Psychiatry for Addictions. The department believes in diversity of professions, and parallel to this request the name of the department is changing from Psychiatry to Psychiatry and Behavioral Sciences. These Quasi-Endowments will strengthen the department and address the needs of the state, while presenting opportunities, such as internships, grants, and partnering with other departments across the University. We have been working with the VP of UNM Foundation for HSC, Bill Burke, on the Quasi-Endowments.

Motion to approve the Quasi-Endowments with UNM Foundation passed unanimously (1st Quillen, 2nd Overton).

Information Items:

2. UNMH Contracts with Medtronic USA, Inc. and County of Bernalillo.

Regent Quillen gave the presentation. The contracts with Medtronic USA, Inc. and County of Bernalillo were briefly discussed. For Medtronic, request is to upgrade to current intracranial navigation and computer assisted surgery system that is used in multiple specialties including Neurosurgery, Orthopedics, and ENT. This equipment is used to increase accuracy and facilitate exposure of tumors and traumatic lesions. The current Medtronic system has reached end of life on June 30, and parts were no longer available. Total cost is for \$305,521.

For the County of Bernalillo, request is to provide funding through FY2016 for female Miagro Residential Treatment Program Participants to receive services at the Department of Substance Abuse Programs (DSAP) and the Metropolitan Assessment and Treatment Services Facility (MATS). This is a new agreement, exempt from the provisions of the procurement code pursuant to Section 13-1-98.1 NMSA 1978. Total cost is \$250,000 per fiscal year.

3. UNM HSC FY13 Reserves and Carry Forward Balances

Ava Lovell gave the presentation. Ava Lovell presented the UNM HSC FY13 Reserves and Carry Forward Balances. This is the HSC portion of the University Administrative Policies (UAP) 7000. The I&G budget is about 24% of all HSC unrestricted operating expenses, and ended up at \$5,090,716 which is about 4.84% of the budget, which is within the state of New Mexico's recommended reserve of 3-5%. There was a small increase in the I&G balance from fiscal year 2012 to 2013 of \$157,984. It was primarily due to some open positions in medicine and nursing and library. The total HSC unrestricted combined reserves for FY2013 ended up at \$49,508,176, which represents 11.3% of the expense budget at the HSC totaling \$435 million. There was a decrease in the reserve from FY2012 to 2013 of \$8 million, due to the school of Medicine planned use of reserves for chair packages and some capital initiatives. The \$49 million worth of reserves have been categorized as with the committed funds to include \$1 million of purchase orders. The remaining committed reserves are about \$19.8 million and that consisted of donor designated endowed and non-endowed fund, faculty contracts and startup packages, research cost share and scholarships. There are \$22 million of the \$49 million, which are dedicated by units within HSC, and as said before the dedicated are things that Deans and Department chairs have

set aside to further the mission but is not contractual, so that is \$22 million. That leaves about \$6,461,522 as discretionary at HSC, which is about 1.5% of the total expense budget. HSC discussed what that discretionary should be and would like that number to be, which was 10 days' worth of our expenditures. HSC is currently at 6.3 days right now so the focus is to work at getting that discretionary reserve up.

4. HSC Financial Update

A Health Science Center (HSC) financial update was provided to the Board on preliminary numbers dated as of August 31. The metrics report was included in the BOR meeting materials.

Academic/Student Affairs & Research Committee, Regent Bradley Hosmer, Chair

1. Update from the Provost

On behalf of Provost Abdallah, Michael Dougher, Associate Provost and Interim VPR, provided an update to the Regents on current events and initiatives with Academic Affairs. There are several searches being conducted to include one for the VP of Research, one for the Dean of the College of Education and one for the Dean of University Libraries.

Action Item:

2. Faculty Handbook Policy C250 – Academic Leave for Lecturers

Dr. Richard Holder gave the presentation. Regents' approval was requested for the proposed new policy C250 for the UNM Faculty Handbook on Academic Leave for Lecturers. This is an Academic Leave for Principal Lecturers. On Main Campus there are 902 faculty members, 107 are Lecturers, 18 are Senior Lecturers, and 15 are the highest rank of Principal Lecturers.

This policy only applies to the Principal Lecturers and allows them to apply for up to a one semester, six months, paid leave for professional growth and increased competence. They have to provide a plan for what they expect to accomplish, as well as a plan, which is authored by the chair of the department, on how to cover the teaching responsibilities. The approval process involves a departmental committee, then referral to the Department Chair, Dean, Provost and ultimately the President for approval. This process will be parallel on the Health Science Center (HSC). This proposal began several years ago, with the goal of enhancing the professional lives of Lecturers. Although a minority of our faculty, they need professional advancement and a policy such as this to encourage their professional growth.

Regent James asked what the fiscal impact would be to the University for this policy.

Dr. Holder stated that the faculty in the department will be expected to absorb the teaching load of the individual on leave, if that is not available another option includes alternating courses. In some cases, the Dean may have temporary part time money to hire somebody to teach a course. There are 15 Principal Lecturers on Main Campus, which constitutes 1.6% of the faculty on Main Campus.

Chancellor Roth stated that the HSC has 10 Principal Lecturers and only 3 would be eligible for this type of sabbatical, at a cost of about \$180,000 a year. However, according to HSC Chairs and Deans, it would not result in any operational disadvantage, and they were all comfortable with the costs.

President Frank stated that the academic leave would only be approved if the Principal Lecturer had a clear understanding of the contractual obligation to come back. If they do not return, they are required to pay back the salary they took for the leave, which would be in the contract.

Regent Fortner stated that the Principal Lecturers should be obligated to remain at UNM for longer than six months after the leave.

Dr. Holder stated that currently the only model available for this type of policy is the Sabbatical Leave Policy, which parallels this.

Regent Fortner stated that Principal Lecturers are not on the same level as Tenured Faculty, but are essentially getting the same benefit.

Dr. Holder clarified that this is an opportunity for professional growth, and something that the University and faculty feel is important as a continued utility for faculty. Lecturers do not have the same level of job security as Tenured Faculty do, and can be let go with short notice. This is not a mandatory benefit that a Chair or Dean is required to give. The request must go through a number of approvals and ultimately to the President for final approval. This is an opportunity to reward those performing at a high level, who the University would like to keep and invest in professional growth.

Regent Quillen asked what a Principal Lecturer would do on this type of leave with six paid months off, and what do they bring back to the University.

Dr. Holder stated that no Lecturer has had this opportunity thus far, but examples would be to work on a research project or perform laboratory work, write a book or author an article. After the sabbatical, a written report is expected from the work. Copies of the report would go to the department, the Provost, and the President, who will compare the results of the leave with the original proposal. If the goals set forth in the original plan are not accomplished, depending upon the actual instance, the person would not be allowed to take another leave. Most of the products should be translatable to the classroom and enhance teaching.

President Frank said that Lecturers do not have the luxury to work on course development because they have higher prep demand than Tenured Faculty, and he would like many of the Principal Lecturers who take academic leave to work on course development to create entirely different courses utilizing new technologies.

Regent Hosmer stated that often the cost impact rather than the benefits are discussed. UNM is in a difficult position to compete for and keep talent. With the competitive market, this type of policy will help faculty stay at the University and enhance professional stature.

Regent James said he sees this as a positive policy but would like to see the financial impacts and have updates provided to the Board periodically.

Motion to approve the Faculty Handbook Policy C250 – Academic Leave for Lecturers passed unanimously (1st Hosmer, 2nd Koch).

Information Items:

3. Honors College Update

Dr. Kate Krauss gave the presentation. An update was provided on the Honors College. There were 353 freshman enrolled in the Honors Program in Fall 2012, and it has increased to 600 enrolled freshman for Fall 2013. Coding has begun for the Degree Audit and management of Honors data in the system. For Honors faculty, there were two conversions from Lecturer to Tenure Stream and two new tenure stream hires. There has been growth in curriculum with 59 classes this fall, new program collaboration with Athletics, a new core, and new major requirements. Freshman characteristics for 2013 include an average high school GPA of 3.97, average ACT score of 27.8, and there were 129 students with an ACT score of 30 or higher. Many applicants with an ACT score of 25 or lower were accepted based on high school merit such as GPAs and extra-curricular activities, as well as a written essay.

4. New One Stop Advisement Center and Virtual One Stop

Greg Heileman gave the presentation. Information was provided on the new One Stop Advisement Center and Virtual One Stop. The purpose of the project is to provide students with a physical one-stop location on campus, Mesa Vista Hall, where they can seek advisement. The vision is to alleviate the “run around” that many students experience, provide a welcoming atmosphere, efficiently providing correct information or referrals, and promoting student success at UNM. The goals include beginning operation the week prior to the start of classes, developing a formal referral process, and capturing data, which will then aid in the development of a virtual one stop. The physical One Stop began operation on August 12, 2013, and served nearly 1800 students during the first three weeks. The virtual One Stop project was initiated and is accessible at students.unm.edu.

5. Example of a Flat Tuition Model

Terry Babbitt gave the presentation. Information was provided to the Regents as an example of a flat tuition model for UNM. A slide presented data and estimated numbers for creating a voluntary guaranteed tuition. Regent Hosmer stated that he thought there would have been more of an impact on financials. Based on the data provided, this aspect may not be feasible or worthwhile, but should be further analyzed.

Audit Committee, Regent Gene Gallegos, Chair

Information Items: Meeting Summaries from the September 18 and 19, 2013 Meetings.

Regent Gallegos gave a verbal summary of the meetings and said the official minutes of the Audit Committee Meetings would be made available to the public.

Comments from Regents' Advisors (reports received are included in BOR E-Book)

UNM Alumni Association. President Randy Roister Report in BOR E-Book.

UNM Parent Association, Vice President, Catherine Cullen, spoke on behalf of President Gonzales-Carver. An update was provided to the Board on current initiatives and ongoing goals of the Parent Association. The Parent Association is working on UNM Family Day and hopes to get more parents involved with the Association.

Staff Council, President Gene Henley, President Henley thanked the Board for agreeing to slow things down regarding Retiree Healthcare to make careful decisions. He also looks forward for staff to have a voice in the process.

Faculty Senate, President Richard Holder, President Holder thanked the Board for approving the Academic Leave policy for Lecturers. Dr. Holder discussed Lecturers in more detail and stated that they are an integral part of the faculty.

ASUNM, President Isaac Romero, President Romero provided an update on current initiatives with ASUNM. He stated that UNM Student Tailgates are a success and a great opportunity for students to get involved and cheer on UNM athletic teams. He also agrees with earlier statements that UNM needs to improve the map system on campus and thinks that shopping mall-type maps could be a great example.

GPSA, President Priscila Poliana, President Poliana gave an update on current initiatives and activities for GPSA. She stated that a presentation was given to the Regents' Finance and Facilities Committee regarding the Bursars Account Site with recommended changes to enhance the site to make it more user friendly and help students understand what they are paying for. She is thrilled that President Frank agreed to make changes. She also emphasized the importance of Graduate Assistants and Teaching Assistants.

UNM Retiree Association, President Don Duszynski, President Duszynski commented on the Retiree Health Insurance issue. He is glad that the Board will be working toward making more informed decisions and would like the Retirees to be involved in the process.

V. Public Comment (none)

VI. Vote to close the meeting and to proceed into Executive Session

Motion to close the meeting and proceed into Executive Session passed unanimously at 12:31 p.m. (1st Gallegos, 2nd James).

Executive Session 12:31 p.m. – 2:42 p.m.

1. Discussion and determination where appropriate of limited personnel matters pursuant to Section 10-15-1.H (2), NMSA (1978).
2. Discussion and determination where appropriate of threatened or pending litigation pursuant to Section 10-15-1.H (7), NMSA (1978).
3. Discussion and determination where appropriate of the purchase, acquisition or disposal of real property pursuant to Section 10-15-1.H (8), NMSA (1978)

VII. Vote to re-open the meeting and certify that only the matters described in Agenda Item VI were discussed in Executive Session and, if necessary, final action with regard to those matters will be taken in Open Session.

Motion to open the meeting and certification that only those matters described in Agenda Item VI were discussed in Executive Session and final action on one closed session item needed to take place in open session, along with discussion and action on proceeding open session agenda item regarding Lobo Development Bylaws, passed unanimously (1st Overton, 2nd Gallegos).

Meeting opened at 2:42pm.

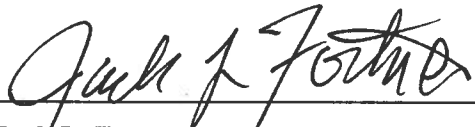
Action on closed session item: Regents vote to decommit funds that were committed on 12.11.2012, passed unanimously with all Regents present and in favor (1st Hosmer, 2nd Koch).

VIII. Approval of Amendment to Bylaws of Lobo Development Corporation.

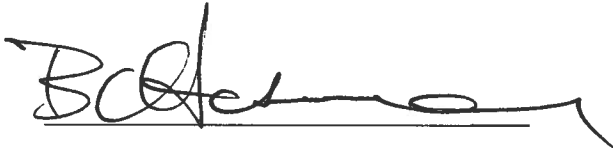
Motion to approve Fourth Amendment to Bylaws of Lobo Development Corporation, passed with a vote of 5-2-0, Regent James and Regent Gallegos with dissenting votes, (1st Hosmer, 2nd Koch).

IX. Vote to Adjourn

Motion to adjourn the meeting passed at 2:49 p.m. (1st Fortner, 2nd James).



Jack L. Fortner, President



Bradley C. Hosmer, Secretary/Treasurer