

SEPTEMBER MEETING, 2021

*The University of Michigan
Ann Arbor
September 23, 2021*

The regents met at 4:00 p.m. at the UM Golf Course Club House and via a livestream link on the university gateway. Participating were Regents Acker, Behm, Bernstein, Hubbard, Ilitch, and Weiser. Regents Brown and White participated via Zoom. Also attending were Vice President Baird, Vice President Churchill, Provost Collins, Vice President Cunningham, Chancellor Dutta, Chancellor Grasso, Vice President Harmon, Vice President Kolb, Vice President Lynch, Vice President Michels, Vice President Pendse, Executive Vice President Runge and Interim Executive Vice President Smith.

Call to Order and President's Opening Remarks

President Schlissel called the meeting to order and said, "It's wonderful to be back at the Richard L. Postma Family Clubhouse for our board meeting. This is another important milestone in our resumption of more traditional activities at UM. We were last here together in February of 2020, before the first diagnosed COVID-19 case in the state of Michigan. We've learned a great deal in the 581 days since. One of the lessons was that virtual Regents meetings helped us reach more people, so today is also our first-ever live-streamed regular in-person meeting.

"What we've learned extends much farther, as well. We have COVID-19 vaccines that are safe, effective and potent. And we know that vaccination decreases risk to ourselves and others. Research at UM has helped us understand the disproportionate harms of the disease on Black and LatinX people, its impact on nursing homes, and its intersections with poverty and mental health. Thanks to Michigan Medicine researchers, we know that childhood obesity and

hospitalization from eating disorders spiked during the pandemic, and that gender inequities in the medical field were exacerbated by the pandemic.

“Across our campus, many have stepped up to make our buses safe, our classrooms clean and well-ventilated, and our students, faculty, staff and patients healthier.” He led a round of applause for the thousands of members of the UM community who have helped society and the campus during this pandemic.

President Schlissed said, “More than 95% of our students and 95% of our faculty, and 82% of our staff are vaccinated, and there has been outstanding compliance with our indoor face covering policy. As a result, our campus is fully populated, we’re teaching and learning in person, and we’re enjoying a more traditional Michigan experience. We’ve had about 407 cases of COVID-19 in our students since Aug. 21, and 160 in faculty and staff. Cases peaked after the initial repopulation of the campus and have drifted downward since. Importantly, contact tracing has yet to detect transmission due to classroom contacts. This is the same as last year and very reassuring. Vaccination and masking have mitigated the potential impact of increased class density on disease transmission. Our classroom ventilation systems also meet or exceed CDC classroom ventilation guidelines.

“In distinction from last academic year, we’re not seeing clusters of COVID-19 cases in residence halls or in off-campus group housing with the exception of a single 15 case cluster in one off-campus house. During that initial week of classes, 10 percent of those presenting to UHS with symptoms tested positive for COVID-19. Over the subsequent two weeks that percentage had dropped to just under 5% and symptoms are almost all very mild. Additionally, our wastewater surveillance system that monitors effluent on and near campus has shown

findings that correlate very closely with the identified case counts. The system showed an initial increase followed by a progressive decline. This is an important layer in our work, and it indicates that we have not missed seeing cases, even as we're not requiring asymptomatic testing in vaccinated individuals.

“The UHS is seeing runny noses and sore throats in COVID-19 patients, but far fewer with fever or more severe coughs and chest symptoms. We attribute all of this to our very high levels of vaccination providing significant protection against infection and creating low rates of transmission to other vaccinated persons. Public health measures are working at the UM.

“On a personal note, I've very much enjoyed being back on a vibrant and full campus. I've had the opportunity to stop by during move-in, present a President's Award to Rackham Assistant Dean John Godfrey, introduce our Tanner Lecturer Kwame Anthony Appiah, and along with Regent Acker, help to dedicate Mary Sue Coleman Hall. And 800 students and family members stopped by my house for ice cream and to visit with Vice President Harmon and me. You may remember that it was hot and humid during the move-in, and the crowd was twice as large as we expected. But supply chain issues are no match for our amazing events team, and we had plenty of ice cream for everyone. Thank you.”

Regent Acker said, “Fall is traditionally the time when the board evaluates the university president. This will occur in October this year. I have been on campus for a number of events, most notable the dedication of the building honoring President Emerita Coleman. I've seen the level of activity and resumption of classes, which is something that we haven't seen on our campus in a long time. That's joy. It makes me proud as a regent. We have strong measures in place to protect health and safety and we are poised to meet the challenges before us. I would

like to thank Governor Whitmer for the first budget increase for higher education in a long time. Thank you President Schlissel for your work on issues affecting our university and those we serve. You will receive a 3% raise. Thank you to everyone in the community who focused on making UM a better place.”

President Schlissel thanked the board and said, “We are joined today by our incoming Executive Vice President and Chief Financial Officer Geoffrey Chatas, who is here with his wife, Katie. Geoffrey is an Ann Arbor native with significant higher ed and private sector experience. His most recent role was at Georgetown University, where he was senior vice president and CFO. He will begin next month. Welcome back to Michigan, Geoff.

“I want to especially thank Interim Executive Vice President and CFO Brian Smith for stepping up to lead during a very challenging time for our university. Brian helped to position our campus for success amid the challenges of a global pandemic, and his strong leadership has ensured a smooth transition in Business and Finance. Thank you, Brian.”

Regent Bernstein said, “I had an opportunity to work closely with you on the board committee level. It was a real pleasure and privilege to work with you. You were thoughtful, smart, engaged and creative and I really appreciate you. We all do.”

“Today, we are announcing the next step in our work to transform how the university approaches the prevention, identification and response to sexual and gender-based misconduct. The Regents, leadership team and I remain sharply focused on continually improving the ways in which we prevent prohibited conduct, support survivors in our community, and promptly investigate reports of misconduct. We have finalized our policy and procedures for addressing sexual and gender-based misconduct that apply to all UM students, faculty, staff and third

parties, building on the interim policy we had in place as we sought additional community, expert and governmental input. This policy reflects important feedback from our entire community, including students, faculty, staff and alumni and it goes into effect October 1st.

“We heard from you that elements of our former policy were adding to the distrust and confusion felt by many. We want everyone to know where they can turn for support, that there is a clear process in place for what happens when a report is made, and that all reports will be taken seriously and that all members of our community who make a report of misconduct will be protected from retaliation. The new policy includes common definitions for prohibited conduct, separate procedures for addressing allegations against students and those against employees and third parties, and further clarifies available confidential resources and ways to report misconduct. Key changes include the designation of two categories of individuals who are required to report information regarding prohibited conduct they receive. The policy spells out these reporting obligations.

“We’ve added an appeals process for employees who are found to have violated our policy. This expands appeals beyond Title IX misconduct. All appeals will be decided by an external reviewer who is a retired federal judge. We will institute a pilot program for the use of adaptable resolution for employees to resolve allegations of misconduct through a voluntary, non-disciplinary process. This alternative has been used effectively with students. We will give students the option to use a university-provided adviser earlier in the process instead of just in the investigative resolution stage.

“The policy also incorporates the Equity, Civil Rights and Title IX Office we created to provide support and handle investigations of misconduct. With the additional resources we

devoted, the ECRT has begun hiring key positions to fulfill its broader mission. The new policy and procedures will be posted online and shared in the *University Record*. I thank the many individuals in our community who helped us craft this important policy, especially the survivors whose painful experiences remind us always that we must continue to strive to be a better, more supportive university.

Regent Acker said, “The new sexual misconduct policy and procedures help bring consistency across all campuses and to all members of our university community. This is just one of a number of actions that we have taken in recent months to completely transform how this university approaches sexual and gender-based misconduct. These efforts include the creation of the ECRT, approving policies that prohibit initiation of romantic relationships by supervisors with those they supervise, and instructional faculty with undergraduate students, and proven experience for those who need to report misconduct. And our work is not done.

“We continue to work with consultants from Guidepost Solutions as we develop a strong protection from retaliation policy and embark on a cultural change journey designed to make our community a safer place for each member of the community.

“As I noted in July when the president made announcements about the sweeping changes and action, there’s more to come. For an organization to truly change all facets of structure, policy and culture must be addressed. We want to be a place where those who report misconduct can feel supported, believed, respected and cared for, and where education and prevention efforts are prioritized, protection from retaliation is the standard, and accountability is the expectation for our community. Our firm resolve is that all of the actions combined will place the UM on a path to become a national leader and example for other universities.”

President Schlissel said, “Our Division of Public Safety and Security is implementing recommendations from the Advancing Public Safety at the UM Task Force. These changes follow the task force’s work to examine Ann Arbor campus public safety practices as one of a number of anti-racism initiatives and include the following: The Police Department Oversight Committee can now conduct special reviews and its authority to engage the public was formalized; DPSS updated its cooperative policing agreement with the Ann Arbor Police Department and included language accounting for harm reduction patrols in off-campus student neighborhoods; to enhance transparency, a public-facing organizational chart, hiring webpage, and training webpage was created; data on staffing and calls for service is now publicly available. Work on data transparency continues, and includes creating public-facing dashboards on personnel complaints, calls for service, and enforcement data that include arrests, citations and traffic stops.”

President Schlissel congratulated UM Medical student Sam Grewe, who won a Paralympics gold medal in the high jump three weeks ago in Tokyo. He reminded everyone that next month’s meeting will be in-person in Flint, and that on October 7 he will give the President’s University Leadership Address, formerly known as the Leadership Breakfast which will also be live-streamed.

President Schlissel introduced Luke Shaefer, the director of our Poverty Solutions initiative. He said, “We created Poverty Solutions in 2016, based on recommendations made by faculty. I remember their ideas and conclusions well. They found that while research on poverty was being conducted in many of our departments, the scholars were often working wholly

independently, and unaware of each other. And not all of our work was having the impact it deserved.

“Dr. Shaefer’s leadership of the initiative has changed that dramatically. Poverty Solutions has engaged faculty, staff, students and community partners in developing and testing approaches to diminishing poverty and in the process garnering national recognition and making a genuine difference in communities. His work has been cited in *The New York Times* as key to motivating the expansion of the child tax credit this year that is projected to cut child poverty in the U.S. by 45%. Dr. Shaefer is the Hermann and Amalie Kohn Professor of Social Justice and Social Policy in the Ford School, and he has additional appointments in our School of Social Work, Law School and Institute for Social Research. He is our first Kohn professor thanks to a set of gifts totaling \$17 million from the Kohn Charitable Trust, and he’s going to speak today on the outstanding accomplishments and crucial work of Poverty Solutions.”

Presentation:

Professor Luke Schafer gave a presentation on Poverty Solutions, a presidential initiative that partners with communities and policymakers to find new ways to prevent and alleviate poverty. This being the five-year anniversary of this initiative, he reported on milestones, including bringing \$26.5 million in external funding to UM, supported the publication of nearly 100 academic journal articles and other papers, in 2020 alone had their work cited more than 787 times in national and regional media. He also reported on ongoing partnerships with Mayor Duggan’s team in Detroit and with the State of

Michigan Department of Health and Human Services, and four team members testified before Congress

The Initiative's work helped address a number of important issues including the state's auto insurance reform bill passed in 2019, assistance for homeless public school students during the pandemic, and an eviction prevention program in 2020.

Consent Agenda

Minutes. Vice President Churchill submitted for approval the minutes of the meeting of July 15, 2021.

Reports. Interim Executive Vice President Smith submitted the Investment Report, the Plant Extension Report, and the University Human Resources Report. He reported that three capital projects that had been placed previously on pause will be restarted in the fall. They will be on future agendas for approval and include carbon neutral heating and cooling systems and other lower carbon production materials.

Litigation Report. Vice President Lynch had no additional report.

Research Report. Vice President Cunningham submitted the Report of Projects Established through July 31, 2021.

University of Michigan Health System. Executive Vice President Runge had no report.

Student Life. Vice President Harmon had no report.

University of Michigan-Dearborn. Chancellor Grasso thanked the faculty and staff for their hard work in preparing for this semester. He reported that students are very compliant with COVID measures, the new engineering lab building is open, and a new financial aid model is in

place. He also reported on a one-stop student success portal, and great success in securing federal research grants.

University of Michigan-Flint. Chancellor Dutta noted in 1956, 65 years ago, the first students took classes at UM-Flint. He reported that fall semester kicked off with the Blue Bash campus celebration with nearly 1000 attendees. The College of Innovation and Technology, the newest and sixth UM-Flint college welcomed new students. The statewide Promise Scholars program, and Summer Bridge program, both exceeded targets, and the number of students in residence halls has doubled since last year. He noted that Professor Tom Hanthorn received recognition as the Humanities Champion of the Year. The campus Esport team, competing in the Rocket League, beat OSU in their first match that was streamed globally on Twitch.

Student Government Reports. Central Student Government President Nithya Arum reported on food insecurity, the use of Maize and Blue Cupboard, and subsidized groceries. She advocated for safety protocols for COVID, and in-person learning that is safe and encouraged the use of masks at football games.

Voluntary Support. Vice President Baird had no additional report.

Personnel Actions/Personnel Reports. Provost Collins presented a number of personnel actions and reports.

Retirement Memoirs. Vice President Churchill submitted retirement memoirs.

Memorials. There were no deaths reported to the regents this month.

Degrees. Degree lists and changes to previously approved degree lists were submitted.

Approval of Consent Agenda. On a motion by Regent Behm, seconded by Regent Bernstein, the regents unanimously approved the consent agenda.

FY 2020-2021 All Campus Budget book

Interim Executive Vice President Smith submitted the FY 2020-2021 All Campus Budget book that sets forth the budget approved by the Board of Regents at the June 2021 meeting.

Alternative Asset Commitments

Interim Executive Vice President Smith submitted alternative asset commitments including a commitment of \$190 million to a Cresta-sponsored investment; a commitment of \$75 million to two 8VC-sponsored investments; a commitment of \$50 million to three Accel-sponsored investments; and a commitment of \$25 million to a YC-sponsored investment.

Alternative Asset Commitment

On a motion by Regent Behm, seconded by Regent Bernstein, the regents unanimously approved a commitment of up to \$30 million from the Long Term Portfolio to investments sponsored by First Round Capital, First Round VIII, L.P. and First Round VIII-F, L.P.

Alternative Asset Commitment

On a motion by Regent Hubbard, seconded by Regent Acker, the regents unanimously approved a commitment of \$25 million from the Long Term Portfolio to Aplomado Partners I, L.P.

Alternative Asset Commitment

On a motion by Regent Bernstein, seconded by Regent Behm, the regents unanimously approved a commitment of up to \$75 million from the Long Term Portfolio to Hackman Capital Partners Studio Fund, L.P.

Conflicts of Interest

On a motion by Regent Hubbard, seconded by Regent Acker, the regents unanimously approved the following conflict of interest items that fall under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

Authorization for the University to enter into an agreement with Abigail Murray LLC

An agreement with Abigail Murray LLC was approved.

1. The parties to the agreement are the regents of the University of Michigan, it's A. Alfred Taubman College of Architecture and Urban Planning and Abigail Murray LLC.
2. The agreement is for a one time purchase at a total cost not to exceed \$4,000. Abigail Murray LLC will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services' standard templates for other similar contracts entered into by the regents.
3. The pecuniary interest arises from the fact that University of Michigan employee, Steven Mankouche, is spouse of the owner of Abigail Murray LLC.

Authorization for the University to enter into an agreement with InheRET, Inc.

An agreement with InheRET, Inc. was approved.

1. The parties to the agreement are the regents of the University of Michigan, it's Department of Psychiatry and InheRET, Inc.
2. The agreement is for one year at a total cost not to exceed \$9,900. InheRET, Inc. will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services' standard templates for other similar contracts entered into by the regents.
3. The pecuniary interest arises from the fact that University of Michigan employees David F. Keren, and Lynn McCain are employee, director, owner, and stockholder of InheRET, Inc.; Kara Milliron, is owner and stockholder of InheRET, Inc.; Sofia D. Merajver, is consultant, employee, owner, and stockholder of InheRET, Inc.; and Lee Schroeder, is employee, owner, and stockholder of InheRET, Inc.

Authorization for the University to transact with Michigan Aerospace Corporation

An agreement with Michigan Aerospace Corporation was approved.

1. The parties to the agreement are the regents of the University of Michigan, its Space Physics Research Laboratory and the Michigan Aerospace Corporation
2. The agreement is for a one time purchase at a total cost not to exceed \$7,500. Michigan Aerospace Corporation will be supplying all the necessary

resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services' standard templates for other similar contracts entered into by the regents.

3. The pecuniary interest arises from the fact that University of Michigan employee Lennard A. Fisk is a director, owner, and stockholder of Michigan Aerospace Corporation

Authorization for the University to enter into an agreement with Ripple Science Corporation

An agreement with Ripple Science Corporation was approved.

1. The parties to the agreement are the regents of the University of Michigan, its Department of Epidemiology and Ripple Science Corporation.
2. The agreement is for a duration of three years at a total cost not to exceed \$67,500. Ripple Science Corporation will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services' standard templates for other similar contracts entered into by the regents.
3. The pecuniary interest arises from the fact that University of Michigan employee, Nestor Lopez-Duran, is founder, director and owner of Ripple Science Corporation.

Authorization for the University of Michigan to Enter into License Agreements with Venture Accelerator Firms Located at the North Campus Research Complex

License agreements with Venture Accelerator Firms located at the North Campus Research Complex were approved.

1. The parties to the license agreements are the Regents of the University of Michigan and the companies listed in the attached spreadsheet (S2A Technologies LLC).
2. The service to be provided is the license of space in the North Campus Research Complex Venture Accelerator located at 1600 Huron Parkway, Ann Arbor, Michigan with access to common area space within the building. The license durations, including all options for renewal are outlined in the spreadsheet. The licenses will use the standard University of Michigan Venture Accelerator license template. The licensee companies will pay the rates as stipulated in the attached spreadsheet for the current term and option years as indicated. The licensee companies will be responsible for providing monthly updates concerning their business progress to the University of Michigan's Office of Technology Transfer, and will have access to Office of Technology Transfer personnel for advice concerning obtaining technology assessment, business consulting, technical assistance, capital raising or other business services.
3. The pecuniary interest arises from the fact that the individuals listed (Chinedum Okwudire) are University of Michigan employees and owners and/or officers of the licensee companies.

Authorization to enter into or amend Agreements

Project agreements with the University of Michigan were approved.

1. The parties to the contract are the Regents of the University of Michigan and the following companies: Amphionic LLC Subcontract Agreement 21-PAF06838; Ascentage Pharma Group Corporation, Ltd. Research Agreement 21-PAF06440; ChromX Health Co., Ltd. Research Agreement 21-PAF08654; Ecovia Renewables Inc. Research Agreement 21-PAF07702; MONDE Wireless Inc. SBIR Phase I Subcontract Agreement 21-PAF05463; and MONDE Wireless Inc. SBIR Phase I Subcontract Agreement 21-PAF05478.
2. The terms of the agreements and/or amendments conform to university policy. The funding support will not exceed the amount reported in Attachment A for each agreement and/or amendment. Since projects are often amended, these agreements and/or amendments include provisions for changes in time and scope. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate.

Approval of Technology Transfer Agreements

Technology Transfer agreements were approved.

1. The parties to the contract are the Regents of the University of Michigan and the following companies: .
2. The university will retain ownership of the optioned, licensed or reassigned technologies and may continue to further develop and use them internally. No use of university services or facilities, nor any assignment of university employees, is obligated or contemplated under the agreements. Standard disclaimers of warranties and indemnification apply, and the agreements may be amended by consent of the parties, such as adding related technology. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate. Terms specific to each agreement are described in Attachment A.

Approval of Academic Calendars, UM-Dearborn 2022-2023 and 2023-2024

On a motion by Regent Hubbard, seconded by Regent Acker, the regents unanimously approved the UM-Dearborn Academic Calendars for 2022-23 and 2023-24.

Public Comment

The regents heard public comments from: Jeffrey DesCamp, citizen, on Dr. Anderson abuse case; David Mikkola, student, on the resuming of the CCRB; Larry Junck, faculty, on UM Carbon Neutrality Plan; Gary Widmer, citizen, on Dr. Anderson; David Share, alumnus, on

sexual abuse by Dr. Anderson; Vincent Washington, alumnus, on student-athlete sexual abuse; and Dean Turner, alumnus, on Dr. Anderson.

Regent Acker said, “I know that every single one of my colleagues would like to respond further, individually, to the survivors who spoke today. But out of the respect for the court and the orders governing the confidential mediation process, we are limited in what we can say. What I will say on behalf of my colleagues on the board, is that we are committed to becoming a campus that is free of sexual violence, abuse and harassment. As you heard the President outline at the beginning of this meeting, we have put more measures in place today that will help us continue along the path. We are continuing to make changes to make sure that nothing like this ever happens on our campus again. To all of you who are speaking out, we hear you. We value you. Thank you, again for sharing your stories.

President Schlissel thanked all the speakers for their comments.

Adjournment

The meeting was adjourned at 5:05 p.m. The next meeting will take place on October 21, 2021 on the UM-Flint campus.