

## SEPTEMBER MEETING, 2022

*The University of Michigan  
Ann Arbor  
September 22, 2022*

The regents met at 4:00 p.m. at University Hall, Alexander G. Ruthven Building, and via a livestream link on the university gateway. Participating were Regents Acker, Behm, Bernstein, Brown, Hubbard, Ilitch, Weiser and White. Also attending were Vice President Baird, Executive Vice President Chatas, Vice President Churchill, Vice President Cunningham, Chancellor Dutta, Chancellor Grasso, Vice President Harmon, Vice President Kolb, Vice President Lynch, Vice President Michels, Vice President Pendse, and Executive Vice President Runge. Provost McCauley was absent.

### **Call to Order and President's Opening Remarks**

President Coleman said, "Tomorrow is an important anniversary for our institution: the University of Michigan-Flint will mark the 66<sup>th</sup> anniversary of opening its doors. It became the first of our two regional campuses and has served the students of Genesee County and our state since 1956. As it approaches its seventh decade, UM-Flint is facing unprecedented challenges. Chancellor Dutta has provided me and members of the board with the realities he and his leadership team are facing: Enrollment is down 25 percent from 2015. Although we learned last week that numbers are up for new students, the overall enrollment trend is unsustainable. Six-year graduation rates are the lowest of the state's 15 public universities. More and more students from the Flint area are choosing to enroll elsewhere or not attend college at all, at the same time our state is seeing an overall decline in the number of young people.

“We must make changes and they must be bold if UM-Flint is to thrive. To that end, I have charged Chancellor Dutta with developing a strategic plan for transforming UM-Flint. The work begins tomorrow morning when he and I will host a town hall meeting with the campus community. The transformation plan will be inclusive and transparent. It will be driven by comprehensive data, including labor and student market demand for academic programs. It is critical that the Flint campus align its programs with the needs of our state’s workforce.

“It is also critical to have stable leadership for this process, which is why I have extended Chancellor Dutta’s appointment by two years, to June of 2026. This will allow him to complete a transformation plan and put it into action. I fully expect that work will be carried out with a financial investment from the university. President-elect Ono is aware of the challenges we face and fully supports this approach. Tomorrow’s conversation is an important first step toward a revitalized UM-Flint campus that is strong both financially and academically. I will join the town hall meeting remotely and, along with Chancellor Dutta, look forward to working together on this essential transformation.”

Regent Brown said, “ I know this extension was not typical or ordinary, but these are not typical or ordinary times. With the timing of the presidential transition and the planned transformation for Flint it was the president's judgment that this extension should be made and this should demonstrate to the community the board's full support of the process , the transition, and especially of the chancellor.”

President Coleman continued and said, “Here on the Ann Arbor campus we are looking to the future and the demands for student housing. Our residence hall system is vibrant and we anticipate the need to build additional residential spaces in the upcoming years. We do not yet

have specifics on locations, designs, or construction schedules. But we do know that we want a future residence hall to honor a longtime campus leader.

“Royster Harper served the university for more than 40 years, including 18 years as Vice President for Student Life before she retired in 2019. She was an unrelenting champion of students and their experiences on campus. Among her many accomplishments was overseeing an extensive renovation and expansion of our residence hall system, including the construction of North Quad.

“This makes it my pleasure today to ask for the board’s approval to name a future residence hall the Dr. E. Royster Harper Hall. And it is an even greater pleasure to request this knowing Royster is with us today, along with her husband, Charles. Royster, you are a dear friend, not only to me but to so many others on campus. Please stand so we can thank you!”

On a motion by Regent White, seconded by Regent Ilitch, the regents unanimously approved the naming of a future residence hall as the E. Royster Harper Hall.

Regent White said, “Royster, there clearly were no words to express our appreciation of you; this is a small step towards that. You have been critical to the board for so many years, especially, in the role of vice president for student life and you’ve helped us see the importance of listening to students, and spending time understanding their concerns. Thank you so much for giving so much service to this institution. “

Regent Bernstein said, “Harper Hall will be a large residence hall, and a much needed addition on this campus. I just cannot thank you enough for the service that you’ve given this university and to countless students whose lives have been enriched by your work. I’m so honored that I’m able to vote on this today and honor you in this way.”

Regent Ilitch said, “I agree with everything that’s been said. You’re a special person and you ended up being a mentor to me in so many ways. You say exactly how you feel, you’re honest with everybody, and your honesty really helped us be better leaders. I’m so excited for you. Harper Hall will make us think of you everyday that we walk on campus. We love you. We miss you. And this is our way of honoring you. So, thank you for all of the service.

Vice President Emerita Harper said, “ I have a deep appreciation for what the university did for me so many years ago. It changed my life. In helping countless young people your leadership has been incredible. I thank you on behalf of all the students for whom the university does this work. It makes an incredible difference in the lives of the students. Thank you.”

“This weekend is Homecoming and we will welcome back thousands of alumni for reunions, dinners, and a football game. Few people on our campus have done more to embrace our graduates than Steve Grafton, longtime director of the Alumni Association. Steve’s upcoming retirement after 28 years is bittersweet because it means saying goodbye to a devoted university citizen who is most deserving of a new adventure.

“I am particularly proud of the Alumni Association’s deep commitment to equity and inclusion and Steve’s dedication to welcoming all. He has always focused on the future diversity of our student body. It was Steve who came forward with the idea of establishing the LEAD scholarships for deserving students who represent leadership, excellence, achievement, and diversity. For 15 years now, LEAD scholarships have helped provide a Michigan education to hundreds of Black, Latinx, and Native American students at all three of our campuses. This program is a powerful testament to Steve’s vision, the generosity of donors, and the appeal of a Michigan education. Steve, thank you for your service.”

Regent Brown said, “The alumni association is, importantly, an independent, non-profit organization that supports the university and is focused on connecting with our 640,000 alumni around the world.

“Steve, you've led countless bowl trips and pep rallies. You provided the vision and leadership for funding the expansion of the alumni building. You grew the alumni association's endowment from \$12 Million to \$149 Million. And maybe, most importantly, you founded the LEAD Scholars program, and to date, 600 students have benefited from this, your program. Thank you for your commitment and leadership to UM, and we wish you a long and relaxing retirement on the farm.”

Mr. Grafton said, “I'm humbled by this. I want to say to President Coleman and the regents, executive officers, and friends, how much you honor me today by these comments and how grateful I am to be here on the day that my dear friend Royster was honored. I feel like we grew up together in Michigan. We started our last Michigan jobs at about the same time. My greatest honor is around the opportunity to spend 28 years as a member of the Michigan family, and to pursue things about which I am the most passionate, namely, education and justice.

“As a first generation college student, I know well the value of education and changing one's life trajectory. Working for a U.S. senator I dreamt of a future in public service through which I could help provide educational opportunities for others. I found my greatest joy in the direct involvement that I've had at Michigan supporting the efforts of a university that is perfectly suited to expand the pathway of knowledge for the benefit of all society. President Kennedy used to say ‘the tide raises all the boats in the harbor.’ And from my perspective, education is the tide for which we have been assured life, liberty, and the successful pursuit of

happiness. I've come to understand our system, our structures, our institutions were not perfectly designed to provide equal opportunities for everyone. Sadly, we're still living with some systems that actually were perfectly designed to do the opposite. To keep certain segments of society from realizing the kinds of dreams that we all share. So, there's more work, more justice work that needs to be done.

“You might ask me why I'm retiring at this point, when there's so much left to do. First of all, I'm not retiring from the pursuit of these passions just from the position from which I do it. And second, and this is really important, I am thrilled to be handing this over to a person who is even better suited than I am to tackle this important work. I will tell you that you are going to admire and respect Corey Pauling. In her, you'll find a partner to continue to pursue the university's most important work and especially in engaging alumni as a part of those efforts. I only ask you to accept her and love her the way that you have accepted and loved me. And finally, let me state again what I'm convinced is true, if it can't be accomplished at Michigan, then it probably can't be accomplished. The only question for those of us in this room is: are we committed to accomplishing the right things? I believe so. I hope so. And I look forward, even in a different way to working with you to see that happen. Thank you so much for today. For all that you've meant to me in my life. And Go Blue!

President Coleman turned to Vice President Baird for a supplemental agenda item.

Vice President Baird, said, “In honor of one of Michigan football's legendary coaches and a wonderful community leader, we're asking the Board Of Regents to name the Michigan Stadium tunnel in honor of Coach Lloyd Carr.”

Athletic Director Warde Manuel said, "I'm honored to be with you today to ask for your approval to name the Michigan stadium tunnel in honor of our hall of fame and national championship head football coach Lloyd Carr. Lloyd was a great leader in our history and college football. He compiled a 122 and 40 record during his years as head coach. Lloyd guided Michigan to the 1997 national championship, the school's first title in 50 years, and five Big Ten conference titles. In recognition of his team's success, he was named the national coach of the year in 1997 and 2007. More important to Lloyd was his players and their development. He was a teacher as much as he was a football coach. Always looking to make a positive impact on the lives of his players. What coach has a dictionary in the hallway outside of their office encouraging players to write down a new word and definition before they entered his office to talk? That was our coach, Lloyd Carr. Sometimes he made me do it, because he would forget I had just graduated. On the field and in the classroom his players achieved at high levels, earning five major national awards, including the only defensive player to win the Heisman Trophy. He had 76 all Big Ten first team performers, and 61 of his players were selected in the NFL draft including 10 first-round selections, and 124 of his players were academic all Big Ten honorees. There was more to Lloyd than what he accomplished on the football field.

"His legacy continued with his involvement with the university community. He and his wife championed many fundraising opportunities including being co-chairs of the campaign to build a new children's hospital and women's hospital. They also endowed a women's athletic scholarship that's presented annually to one of our female student athletes. Lloyd initiated the women's football academy in which my wife participated one year. And UM's fantasy football experience which donated all proceeds to the UM Comprehensive Cancer Center. He's an

unwavering supporter of the Chad Tough Foundation in memory of his grandson. I could think of no greater honor for Coach Carr and UM to recognize his impact and legacy by naming the tunnel in Michigan stadium after our championship winning coach, our leader, and our friend. Thank you.”

On a motion by all the regents, seconded by all the regents, the regents unanimously approved the naming of the tunnel at Michigan Stadium as the Lloyd Carr Tunnel.

Regent Bernstein said, “There's something so appropriate about naming a tunnel after you. Because when you go through a tunnel and in particular the tunnel at the football stadium at the Big House, you go through this space and emerge into a majestic transformative place. That's what you've done for countless student athletes and students on this campus. And I recall a question that a football player asked once: what kind of team will we have this year? And the answer was, we're not going to know what kind of team this is for 30 years, until we know what kinds of husbands, and parents, and community alums and teachers this team created. I thought that was one of the most spectacular, beautiful answers I've heard from a coach. I'm just so, so, honored to be able to vote on this and to honor you this way. Congratulations.”

Coach Carr said, “I want to thank the regents and Warde. I coached Warde when he was a freshman at Michigan and I'm really happy that I've overcome my first impression of him. And I want to thank my family.

“In my mind, the tunnel to Michigan stadium is hallowed ground. Ninety-five years ago, in 1927, the Michigan stadium was completed. And for the last 95 years, thousands of players have run down that tunnel and try to win for Michigan. Think about the number of people in the



bands over the years that have played with their music and inspired us and our teams. The cheerleaders, the presidents of the United States, including Gerald R Ford. The hockey teams, and graduation days with students leaving to make this a better world.

“I want to thank some special people. Coach Shembechler hired me and inspired me and taught me things that I needed to do to be a better coach. I worked for two great presidents. One of my favorite people in this world is Lee Bollinger, he was the president in my interim year as head coach. He inspired me. I learned from him. I loved him. And, of course, Mary Sue Coleman, what a great supporter of athletics but most importantly, of athletes. She was tough. I witnessed that. As is Royster.

“I worked for three athletic directors, Joe Roverson hired me, Tom Goss, and Bill Martin, all good men. But most of all I want to thank my players. I'm here because of them, of what they did, of how they competed, and how they responded to adversity a few times when things didn't go our way. The only regret I have is that Chad Carr and Laurie Carr are not here today. Thanks. Go Blue!”

President Coleman continued and said, “This is my final board meeting as president, and the way this meeting has started is the perfect example of what I love about UM. When we face a challenge, we seek solutions. We always focus on tomorrow. And we celebrate the people who make the university such a special place for our students, faculty, staff, and alumni.

“It has been an honor to be able to step in during a difficult time for the university. I want to thank members of the board for your confidence in me. I also owe a debt of gratitude to the executive officers at this table for their support and counsel. They are the best in higher

education. I feel very good knowing that Dr. Ono will have such a dedicated governing board and talented leadership team when he begins on October 14.

“I also want to thank my husband, Ken, who is here with us. I could not do this work without him. Michigan will always be special to us, and we’re profoundly grateful for the experiences and opportunities you have given us. Thank you, and Forever Go Blue.”

**Presentation: Admissions update**

Paul Robinson, associate vice provost for enrollment management and university registrar, gave a fall 2022 preliminary enrollment report. The trend of application growth continues, yield remains consistent, the fall 2022 class is more diverse. Incoming students come from across the state, and enrollment exceeds 51,000 which is a record.

**Committee Report: Finance Audit and Investment Committee.** Regent Hubbard reported that the FAI Committee, including co-chair Regent Weiser, and members White and Brown, met and received an update on the capital excellence overview and also a review of the investment policy statement.

**Health Affairs Committee.** Regent Bernstein said that the entire board has been engaged in the following statement: “I am pleased to share that Michigan Medicine and the UM Professional Nurses Council/MNA have reached a tentative agreement on a new contract. The completion of these negotiations represents many hundreds of hours of work by our bargaining teams, addressing complex issues, and we are very appreciative of their efforts. This work results in continued support of and focus on our patients. This mediated resolution covers all major issues brought forward by the nursing union, including those around staffing, scheduling and compensation.

“We also want to thank all our UM Health leaders, faculty and staff for working together during the past weeks on a complex planning process to continue care for patients if a work stoppage occurred. We recognize your daily commitment to ensuring that our patients are receiving the highest quality care during these challenging times. The ultimate goal is for Michigan Medicine to continue to be a destination workplace for nurses and all staff, faculty and learners—and a destination healthcare system for patients and the community.”

### **Consent Agenda**

**Minutes.** Vice President Churchill submitted for approval the minutes of the meetings on July 13, 2022, and July 21, 2022.

**Reports.** Executive Vice President Chatas submitted the Investment Report, the Plant Extension Report, and the University Human Resources Report.

**Litigation Report.** Vice President Lynch had no additional report.

**Research Report.** Vice President Cunningham submitted the March 2022 Research Award and Expenditures Report.

**University of Michigan Health System.** Executive Vice President Runge said, “As we just heard, Michigan Medicine working with the mediators has reached a contract with the Michigan Professional Nurses Council and MNA and we look forward to continuing our work together. Throughout the summer, our teams have worked and continued their outstanding quality and safety work and I would like to mention three noteworthy assessments that reflect the extraordinary contributions of the Michigan Medicine team.

“The joint commission which accredits hospitals made one of their unscheduled visits, which they do every three years, to survey us on Friday, August 12th, and after a comprehensive

one-week, on-site visit of various units and clinics, for the first time in many years, had no findings. This is exceptional and unusual.”

Executive Vice President Runge also noted that *Forbes* named the University Health top health system in Michigan and one of its top employers, and UM Health adult hospitals were ranked best in Michigan and 17th in the nation by *US News and World Report* for 2022 and 2023.”

**Student Life.** Vice President Harmon said the first month of the new academic year is going very well. We saw an amazing turnout and enthusiasm from students throughout all of our move-in and Welcome to Michigan activities created in partnership with the office of New Student Programs. We're also looking forward to welcoming parents, families, and loved ones to campus for the incredibly popular parents and family weekend which starts tomorrow and goes through Sunday. Throughout move-in, welcome, and other fall 2022 events, I've witnessed excitement from our students and their parents and family members. Last but not least, I would like to take this opportunity to thank President Coleman for the great work she's done to lead our university. President Coleman, it's been truly an honor.

**University of Michigan-Dearborn.** Chancellor Grasso noted homecoming week festivities, including a 10K bicycle ride with the Dearborn Mayor, and the chancellor's book club. He reported enrollment numbers showing an increase of 1% in total new students, a 3% increase in the four-year graduation rate, a 4% increase in the three-year transfer student graduation rate, and 374 new Go Blue Guarantee scholars.

Chancellor Grasso said, “ With this being president Coleman's last meeting, I would like to thank her for the support of the Dearborn campus. I've come to appreciate, with deep

affection and respect, her remarkable talents as a leader of this university. I wish you the best of luck at your second stab at retirement.”

**University of Michigan-Flint.** Chancellor Dutta reported new student enrollment increased by 8%, including a 6% increase in our first-year students, and a 10% increase in undergraduate transfer students. First year retention also increased this year, and the 2021 cohort of Promise Scholars had an 83% retention rate. The Higher Learning Commission approved the School of Management's Doctorate of Business Administration program. The School of Nursing will participate in a national initiative designed to build a diverse nursing workforce. The Physical Therapy program is celebrating its 60th anniversary with a reunion on Saturday.

Chancellor Dutta said, “I thank you, President Coleman and thank the board for your confidence in and the collective support of the work that we are about to undertake. Paraphrasing a famous quote, ‘the work ahead may seem impossible, but only until it is done.’ Thank you, President Coleman.”

**Student Government Reports.** Central Student Government President Noah Zimmerman reported on the importance of service to students necessitating transparency and good communication. He encouraged grass roots style engagement with student groups and individuals to foster a student-centered campus environment. CSG is also developing multiple wellbeing initiatives to promote healthy lifestyles and is grateful to the board for the increase in the student activity fee.

**Voluntary Support.** Vice President Baird had no additional report.

**Personnel Actions/Personnel Reports.** Provost McCauley had no additional report.

**Retirement Memoirs.** Vice President Churchill submitted retirement memoirs.

**Memorials.** Vice President Churchill submitted a memorial statement for Mark H. Borkin, M.D., clinical assistant professor of internal medicine.

**Degrees.** Recommendations for degree lists, and changes to previously approved lists, were submitted.

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

### **FY2022-23 All Campus Budget Book**

Executive Vice President Chatas submitted the FY2022-23 All Campus Budget Book.

### **Absolute Return and Alternative Asset Commitments**

Executive Vice President Chatas reported on follow-on investment with previously approved partnerships including a commitment of €15.0 million to a Plural sponsored fund; a commitment of \$15.0 million to an Accel sponsored fund; a commitment of \$75.0 million to seven Sequoia Capital sponsored funds; and a commitment of \$25.0 million to a TCV sponsored fund; and a commitment of a combined \$36.0 million to two Matrix sponsored funds.

### **Medical Science Unit I B and D Wings Renovation**

On a motion by Regent White, seconded by Regent Bernstein, the regents approved the Medical Science Unit I B and D Wings Renovation project as described, and authorize issuing the project for bids and awarding construction contracts providing that bids are within the approved budget.

**Environmental and Water Resources Engineering Building and George Granger Brown Memorial Laboratories Civil and Environmental Engineering Project**

On a motion by Regent White, seconded by Regent Brown, the regents unanimously approved the Civil and Environmental Engineering Project as described, and authorize issuing the project for bids and awarding construction contracts providing that bids are within the approved budget.

**University of Michigan Health University Hospital Pneumatic Tube Expansion**

On a motion by Regent White, seconded by Regent Bernstein, the regents unanimously approved the University Hospital Pneumatic Tube Expansion project as described and authorize issuing the project for bids and awarding construction contracts providing that bids are within the approved budget.

**Center for Academic Innovation**

On a motion by Regent White, seconded by Regent Behm, the regents unanimously approved the lease and the leasehold improvements project as described.

**Working Capital Investment Policy**

Executive Vice President Chatas presented a supplemental item for the Working Capital Investment Policy Statement that grants the treasurer day-to-day investment authority over the university's short and intermediate term working capital with direct oversight provided by the executive vice-president and chief financial officer and will provide additional transparency and focus around short-term investment objectives.

On a motion by Regent White, seconded by Regent Behm, the regents unanimously approved the Working Capital Investment Policy Statement as presented.

## **Conflicts of Interest**

On a motion by Regent Acker, seconded by Regent Bernstein, the regents 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 Ann Arbor Symphony Orchestra**

An agreement with Ann Arbor Symphony Orchestra was approved.

1. The parties to the agreement are the regents of the University of Michigan, its Frankel Cardiovascular Center, Transplant Center, Rogel Cancer Center, Kellogg Eye Center and Ann Arbor Symphony Orchestra.
2. The agreement is for a one time purchase at a total cost not to exceed \$20,000. Ann Arbor Symphony Orchestra 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 Geoffrey Barnes and Roderick Little, are directors of Ann Arbor Symphony Orchestra.

### **Authorization for the University to transact with Arbor Medical Innovations, LLC**

An agreement with Arbor Medical Innovations, LLC was approved.

1. The parties to the agreement are the regents of the University of Michigan, its Department of Anesthesiology seeks approval to transact with Arbor Medical Innovations, LLC.
2. The agreement is for a duration of one year at a total cost not to exceed \$10,920. Arbor Medical Research Innovations, 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 employees Steven Harte is a member and Grant Kruger is member, partner, owner, and stockholder of Arbor Medical Innovations, LLC.

### **Authorization for the University to transact with Chosen Consulting LLC**

An agreement with Authorization for the University to transact with Chosen Consulting LLC was approved.

1. The parties to the contract are the Regents of the University of Michigan and its School for Environment and Sustainability Student Center and Chosen Consulting LLC.



2. The agreement is for a duration of two months at a total cost not to exceed \$1,050. Chosen Consulting 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, Kristen Surla, is partner of Chosen Consulting LLC.

#### **Authorization for the University to transact with Media Ensemble LLC**

A transaction with Authorization for the University to transact with Media Ensemble LLC was approved.

1. The parties to the contract are the Regents of the University of Michigan and its Museum of Art and Media Ensemble LLC.
2. The agreement is for a purchase at a total cost not to exceed \$1,150. Media Ensemble 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, Alvin Hill, is owner of Media Ensemble LLC.

#### **Authorization for the University to transact with h Midwest Premier Business Solutions**

An agreement with Authorization for the University to transact with h Midwest Premier Business Solutions was approved.

1. The parties to the contract are the Regents of the University of Michigan and its Medical School and Midwest Premier Business Solutions.
2. The agreement is for a duration of fourteen months at a total cost not to exceed \$32,866. Midwest Premier Business Solutions 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, Ashley Duby, is owner of Midwest Premier Business Solutions.

#### **Authorization for the University to transact with miLEAD Consulting Group**

A transaction with Authorization for the University to transact with miLEAD Consulting Group was approved.

1. The parties to the contract are the Regents of the University of Michigan and its College of Pharmacy and miLEAD Consulting Group.
2. The agreement is for a one time fee at a total cost not to exceed \$1,000. miLEAD Consulting Group 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, Anne Weitzel, is employee of miLEAD Consulting Group.

#### **Authorization for the University to transact with Progressive Communications Network**

An agreement with Authorization for the University to transact with Progressive Communications Network was approved.

1. The parties to the contract are the Regents of the University of Michigan and its School of Nursing and Progressive Communications Network.
2. The agreement is for a duration of eighteen months at a total cost not to exceed \$4,000. Progressive Communications Network 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, Marie Militzer, is co-owner of Progressive Communications Network.

#### **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 contract are the Regents of the University of Michigan and its Department of Anesthesiology and Ripple Science Corporation.
2. The agreement is for a duration of one year at a total cost not to exceed \$6,400. 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 director and owner of Ripple Science Corporation.

#### **Authorization for the University to enter into an agreement with Runestone Academy Ltd**

An agreement with Runestone Academy Ltd was approved.

1. The parties to the contract are the Regents of the University of Michigan and its School of Information and Runestone Academy Ltd.
2. The agreement is for a duration of four years at a total cost not to exceed \$80,000. Runestone Academy Ltd will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions were tailored to meet the particular needs of this contract and have been approved by Procurement Services after advice from the Office of General Counsel.

3. The pecuniary interest arises from the fact that University of Michigan employee, Paul Resnick, is director of Runestone Academy Ltd.

#### **Authorization for the University to enter into an agreement with Sublime, LLC**

An agreement with Sublime, LLC was approved.

1. The parties to the contract are the Regents of the University of Michigan and its Department of Neurology and Sublime, LLC.
2. The agreement is for a duration of six months at a total cost not to exceed \$37,250. Sublime, 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, Max Shtein, is partner of Sublime, LLC.

#### **Authorization for the University to transact with the Institute for Social and Environmental Research-Nepal**

An agreement with the Institute for Social and Environmental Research-Nepal was approved.

1. The parties to the contract are the Regents of the University of Michigan and its Institute for Social Research and ISER-N.
2. The contract is for ISER-N to provide sponsored research collaboration services under a sponsored project from National Institutes of Health through Arizona State University titled “Family Migration Context, Socialization, and Children’s Socioemotional Development”. The performance period is anticipated to be July 1, 2021 through March 31, 2025, and estimated not to exceed \$523,917. The terms of the contract will comply with appropriate University requirements. Since projects are often amended, the contract will include provisions for changes in time, amount, and scope.
3. The pecuniary interest arises from the fact that University of Michigan employee, Dr. Dirgha Jibi Ghimire, is executive director and officer of ISER-N.

#### **Authorization for the University to transact with University of Michigan Credit Union, a Michigan corporation**

An agreement with Authorization for the University to transact with University of Michigan Credit Union, a Michigan corporation, was approved.

1. The parties to the contract are the Regents of the University of Michigan and University of Michigan Credit Union, a Michigan corporation
2. The service to be provided is the lease of the following: 352 square feet in the Dearborn University Center for 3-years, beginning January 1, 2023 through December 31, 2025, at an annual rate of \$7,800.00 during the period of January 1, 2023 through December 31,

2023, and at an annual rate of \$8,190.00 during the period of January 1, 2024 through December 31, 2025. Tenant will be responsible for janitorial service. Tenant shall have an option to extend the term of the lease for an additional 2-years at a rental rate to be mutually agreed upon in good faith.

3. The pecuniary interest arises from the fact that Earl Bell and Paul Kirsch, University of Michigan employees, are Officers of University of Michigan Credit Union.

### **Authorization for the University of Michigan to Enter into License Agreements with Innovation Partnerships Startup Incubator 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 here and in the attached spreadsheet: 1) Mitovation, and 2) ActiveMEMS.
2. The service to be provided is the license of space in the North Campus Research Complex Innovation Partnerships Startup Incubator 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 Innovation Partnership Startup Incubator 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 Innovation Partnerships and will have access to Innovation Partnerships 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 are University of Michigan employees and owners and/or officers of the licensee companies: 1) Thomas Sanderson, and 2) Ethem Erkan Aktakka.

### **Commercialization Agreements with the University of Michigan**

Commercialization 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: 1) Electric Thrust Applications, Inc.; 2) FreehillFerlic Corporation; 3) Fundamentals of Vaginal Surgery, LLC; 4) Low Carbon Fuel Systems, LLC; and 5) Mitovation, Inc.
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.

3. The pecuniary interest arises from the fact that University of Michigan employees: 1) Ben Jorns, Ben Wachs, 2) Michael Freehill, Stephen Cain, Mason Ferlic, Jacob Casciano , 3) Deborah Rooney, Payton Schmidt, Tyler Bylsma, Chase Barlow, Trevor Alberts, 4) Philip John Gregory Dingle, Andre Boehman, and 5) Thomas Sanderson, Samuel Tuck.

### **Project Agreements with the University of Michigan**

The project agreements were approved.

1. The parties to the contract are the Regents of the University of Michigan and 1) Arborsense, Inc., 2) ATGC, Inc., 3) EVOQ Therapeutics LLC, 4) Mekanistic Therapeutics, Inc., 5) NS Nanotech Inc., 6) OGB1, Inc., 7) Sling Therapeutics, Inc., and 8) Therapeutics System Research Lab, Inc.
2. No use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the Agreement. The A-B Fund is seeking approval for financing agreements up to a total of \$400,000 in potential investments (through one or more rounds of financing) in the Company. It is understood that, upon approval of this item, A-B Fund will have no obligation to enter into the Agreements or proceed with any investment in the company.
3. The pecuniary interest arises from the fact that university employees 1) Xudong Fan, Zhaohui Zhong, Mark Ilgen, 2) Jie Xu and Yuqing Chen, 3) James Moon and Anna Schwendeman, 4) Judith Leopold, Christopher Whitehead, Mary Stewart , 5) Zetian Mi, 6) Lola Eniola-Adefeso and Bruce Auerbach , 7) Gary Hammer) , and 8 Diane Nelson Hilfinger;)

### **Extension of Master Agreement between the University of Michigan and Innovative Biotherapies, Inc.**

The Extension of Master Agreement with Innovative Biotherapies, Inc. was approved.

1. The parties to the agreement are the Regents of the University of Michigan and Innovative Biotherapies, Inc.
2. The University will continue to use standard procedures for performance of projects as well as provisions implementing University and federal policies related to intellectual property and publications. The University will extend the Agreement with the Company until December 31, 2027, with a total authorization increased amount not to exceed \$4,000,000. The University will continue to use standard sponsored project accounting procedures to determine the cost of each project under this Agreement. Budgets will be reviewed and approved by authorized representatives of the applicable department(s) and school(s)/college(s) where projects will be performed. The extended Agreement will allow the University and the Company to continue to specify projects that the University will conduct under the terms of the Agreement. Since sponsored projects are often amended, the Agreement will include provisions for changes in the time and scope of each supported project. University procedures for approval of each project will be followed and additional conflict of interest review will be done on a project-by-project basis.

3. The pecuniary interest arises from the fact that University of Michigan employee, H. David Humes is a founder, partial owner, director, and officer of a for-profit company called Innovative Biotherapies, Inc

### **Approval of Bylaws Revision**

On a motion by Regent Hubbard, seconded by Regent White, the regents unanimously approved the revisions to the Regents' Bylaws as recommended.

### **Public Comment**

The regents heard public comments from: Karthik Pasupula, student, on Student Life; Deborah Heinrich, citizen, on the UM experience; Timothy Heinrich, citizen, on the UM experience parent; Renee Curtis, staff, on negotiations; Andrew Thompson, faculty funding for Flint & Dearborn; Eboni Taylor, citizen voter suppression in Michigan; Jeffery Harrold, alumnus, Defend Black Voters Resolution;

Regent Bernstein said, "I share your concerns about voter suppression and other threats to Democracy. These are urgent and important issues. It made me think about this book, *What Universities Owe Democracy* written by Johns Hopkins University president Ronald J. Daniels, in which he writes 'Our colleges and universities are indispensable to liberal democracy. Colleges and universities are among democracy's cornerstone institutions and play an indispensable role in the exercise of building, maintaining and inspiring democracy. This immense potential has been brought into clearest relief during America's most convulsive moments. When the democratic project felt most imperiled, the nation turned to its universities to enter the breach.'

"Tragically, that is where we are right now. The descent into autocracy is driven by three interrelated forces and all three are taking place right now. First, a cult of personality around a

charismatic figure; second, an embrace of or indifference toward political violence; and third, the suppression of and interference in the democratic process. With regard to the third development, voting— in 1838 Tocqueville observed that democracy in America is either expanding or shrinking. That is why it would be an institutional failure to not fight and preserve and expand upon our democracy. The question is how do we do this in the most impactful and responsible way? I believe that we must do so in ways that embrace our unique role in our democracy through our education and research missions. And by enabling our students, faculty, and staff to participate fully in the democratic process.

“At the same time, we can not interfere in the political affairs of others. We don't do that with our students, faculty, administrators, or our staff, nor should we do so with our vendors. Under the Michigan Constitution, our state legislature is a separate, co-equal, branch of government and this distinction must be respected. Daniels book states, ‘After World War II with the nation reeling from democracy’s near demise from facism, President Truman turned to the nation's universities and declared that ‘the first and most essential charge upon higher education is that at all levels and in all fields of specialization, it should be the carrier of democratic value, ideals, and demonstrate and create democratic processes.’

“Today we stand at another such point of vulnerability. Our institutions of higher education can be neither indifferent nor passive in the face of democratic backsliding. At this moment, UM cannot be passive. We must be and are deeply engaged in our role as one of the stakeholders in the democratic experience.

“Finally, on a personal level, I encourage everyone at UM to work like our democracy depends on it. Because it does. I urge you, one, to vote, vote for whomever you believe expands

and grows democracy. Two, sign up to do voter protection work and three support candidates of any party who are committed to protecting and expanding democracy. By doing so, you are doing an important service to democracy and the UM.”

Regent Behm said, “Our elections should be about ideas. The candidate with the best ideas should win the election. As soon as our State legislature proposed 39 bills about 18 months ago that suppressed the vote, I and other board members here spoke against it. Voting should be easy. Not fraught with difficulty, it should not be an obstacle course. History, behind the second Tuesday in November when we've always voted, is based on convenience. The harvest was in, and our society was able to make it to the voting booths at that time.

“Many of us on this board are very invested in this issue and have worked in this area for years and years. I worked in the 1996 presidential general election campaign as a young lawyer. I helped, as did other members on this board, found the Michigan Voter Protection program in 2004. I was an officer of the Michigan Association for Justice from 2007-2012 when I was president, we worked tirelessly on this issue. And still do today.

“Earlier this week, I filled out a candidate questionnaire with the state's largest newspaper and one question involved freedom of speech. I focused on voter suppression as an example of limiting our freedom of speech. Voter suppression should have no place in our country and I think everybody on this Board agrees on that issue.”

Regent Brown said, “Access to the ballot may be our most important right and any effort to restrict it is immoral and I have and will always fight against it, and I applaud your efforts to do the same. But, ultimately, what we do as an institution, not as individuals matters. And even though we have a majority, if not all of the members of the Board that think like you do. And we



could use this institution of the people as a tool to support your efforts. I fear that to create that precedent, and if the board would ever change, they could use this institution as a weapon to fight against the very things that we're trying to support. And that is why I think it is our role as public officials to speak to this issue.”

Regent Brown thanked all the speakers for their comments. He said, “On a day of saying thanks to many, then great people we have one more to thank. President Coleman. The board turned to President Coleman at a tremendously difficult time with a tremendously difficult challenge. To restore the integrity and confidence in the administration of this university. But in just nine months, she's done just that, with grace, humility, and an unfaltering love for this institution. I think selflessness is the most rare and greatest human virtue, and what you've done is a perfect demonstration of that.

“President Coleman, your momentum in regards to key initiatives never slowed. The systemic effort to address sexual misconduct has made significant progress. President Coleman has increased the urgency of our cultural journey work to ensure that all members of our community feel safe and supported. We look forward to continuing this important effort with Dr. Ono. One thing that we've appreciated most about President Coleman over the last year is her willingness to share her expertise on matters of higher education with us and to do so with kindness. She was an invaluable counselor as we carried out our search for a new university president. Her knowledge and experience helped inform our decision making and we couldn't be happier with the end result. The president's job is not always easy, as you know. But you've never shied away and always been solution oriented with an eye on the future focused wholly on what's best for UM.

“Speaking of decisions. The board has made two easy ones. First of all, Ken and Mary Sue will be the honorary captains at Saturday's football game. And second, the regents will honor Mary Sue with an honorary degree in the spring as a formal gesture of our appreciation. Thank you so much.

Regent Acker said, “When we approached you back in January about this, I think it took three minutes for you to take this job. I think a lot about that day and the decisions this board had to make. The easiest one was asking you to come back. We owe you a debt of gratitude that we'll never be able to repay. This legacy over the last nine months will live on for decades. So, thank you, again, for everything that you did for me and everything that you did for this Board and for this institution.”

### **Adjournment**

The meeting was adjourned at 5:30 p.m. The next meeting will take place on October 20, on the UM-Flint campus.