



Agenda Items
Meeting
of the
Board of Regents

November 8-9, 2023



**MEETING OF THE BOARD OF REGENTS
THE TEXAS A&M UNIVERSITY SYSTEM
November 8-9, 2023
College Station, Texas**

REGULAR AGENDA ITEMS

1. COMMITTEE ON FINANCE

(No agenda items)

2. COMMITTEE ON AUDIT

(No agenda items)

3. COMMITTEE ON BUILDINGS AND PHYSICAL PLANT

- 3.1 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the STEM Education Center Project, Texas A&M-RELLIS, Bryan, Texas (Project No. 01-3372), A&M System
- 3.2 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Health Sciences & Human Services Building Project, Tarleton State University, Stephenville, Texas (Project No. 04-3360), A&M System
- 3.3 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Amarillo Research & Extension Center at Canyon Project, Texas A&M AgriLife Research, Canyon, Texas (Project No. 06-3377), A&M System
- 3.4 Approval of the Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for the AgriLife Vernon Campus Storm Repairs Project, Texas A&M AgriLife Research, Vernon, Texas (Project No. 06-3407), A&M System
- 3.5 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Renovation of an Education Building & Health/Safety Upgrades Project, West Texas A&M University, Canyon, Texas (Project No. 18-3364), A&M System
- 3.6 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Nursing Education & Research Center Project, Texas A&M University Health Science Center, McAllen, Texas (Project No. 23-3374), A&M System

**Certified by the general counsel or other appropriate attorney as confidential or information that may be withheld from public disclosure in accordance with Section 551.1281 and Chapter 552 of the Texas Government Code.*

- 3.7 Approval of the Project Scope and Revised Budget, Appropriation for Construction Services, and Approval for Construction for the Agricultural Multipurpose Education & Training Center Project, Texas A&M University-Commerce, Commerce, Texas (Project No. 21-3384), A&M System
- 3.8 Approval of the Project Scope (Remaining Scope) and Budget, Appropriation for Construction Services, and Approval for Construction (Remaining Scope) for the New Headquarters and State Emergency Operations Center Project, Texas Division of Emergency Management, Austin, Texas (Project No. 30-3317), A&M System
- 3.9 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Interior Finishes Renovations Dunn Hall Phase II Project, Texas A&M University, College Station, Texas (SSC Project No. 2022-07999), Texas A&M
- 3.10 Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the West Campus Player Development Center & Ellis Field Renovations Project for Texas A&M University (Project No. 02-3404), Texas A&M
- 3.11 Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Alkek Building Roof & Exhaust Fan Replacement Project for the Texas A&M University Health Science Center (SSC Project No. 22-0209), Texas A&M
- 3.12 Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Public Safety Facility Project for West Texas A&M University (Project No. 18-3369), WTAMU
- 3.13 Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Approval of Appropriation for Pre-Construction Services for the Student Dining Facility Project at Texas A&M University-Commerce (Project No. 21-FC-0011), A&M-Commerce
- 3.14 Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Budget and the Funding Sources and Approval of Appropriation for Pre-Construction Services for the Multipurpose Field, Competition Track & Softball Field Upgrades Project for Texas A&M University-San Antonio (Project No. 25-3421), A&M-San Antonio
- 3.15 Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Funding Source Amounts, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the Educare Building Project for Texas A&M University-San Antonio (Project No. 25-3402), A&M-San Antonio

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- 3.16 Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Chaparral Renovations – PH I Project, Texas A&M University-Corpus Christi, Corpus Christi Texas (Project No. 157191FY21), A&M-Corpus Christi
- 3.17 Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Add the MSC Annex Renovation Project, Approval of Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for The Texas A&M University System with an FY 2024 Start Date (Project No. 01-0257), A&M System

Informational Report

Report of System Construction Projects Authorized by the Board

4. COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS

- 4.1 Approval of Substantive Revisions to System Policy 12.01, Academic Freedom, Responsibility and Tenure and System Policy 12.06, Post-Tenure Review of Faculty and Teaching Effectiveness, A&M System

5. THE TEXAS A&M UNIVERSITY SYSTEM BOARD OF REGENTS (*not assigned to Committee*)

Executive Session Items

- 5.1 *Authorization to Negotiate and Execute a Lease of Space in Two Research Park Located at 1700 Research Parkway, College Station, Brazos County, Texas, Texas A&M
- 5.2 *Authorization to Sell Approximately 21.401 Acres of Land Located at 8800 Health Science Center Parkway, Bryan, Brazos County, Texas, Texas A&M
- 5.3 *Authorization to Sell Property Located at 6500 Amarillo Blvd. West, in Amarillo, Potter County, Texas, AgriLife Research, AgriLife Research
- 5.4 *Authorization for the Interim President to Negotiate and Execute Employment Contracts for Two Assistant Baseball Coaches, Texas A&M

Regular Item

- 5.5 Authorizing and Directing the Interim President of Texas A&M University to Form a Special Exploratory Committee Regarding Commemorating the University's Renewed Rivalry with The University of Texas at Austin, Texas A&M

**Certified by the general counsel or other appropriate attorney as confidential or information that may be withheld from public disclosure in accordance with Section 551.1281 and Chapter 552 of the Texas Government Code.*

6. CONSENT AGENDA ITEMSThe Texas A&M University System/Board of Regents

- 6.1 Approval of Minutes
- 6.2 Granting of the Title of Emeritus, November 2023
- 6.3 Confirmation of Appointment and Commissioning of Peace Officers
- 6.4 Approval of FY 2025 Operating Budget Guidelines
- 6.5 Appointment to the Board for Lease of University Lands
- 6.6 Approval of Substantive Revisions of System Policy 24.01, Risk Management
- 6.7 Approval of Non-substantive Revisions to Various Academic-related System Policies
- 6.8 Approval of Non-substantive Revisions to System Policy 01.01, System Policies and Regulations, and Member Rules and Procedures
- 6.9 Approval of Non-substantive Revisions to Policies 13.04, Student Travel, 28.03, Vending Machines and 32.01, Employee Complaint and Appeal Procedures
- 6.10 Approval of Non-substantive Revisions to System Policy 23.02, Debt Management
- 6.11 Designation of the Regents Professor Awards and the Regents Fellow Service Awards for Exemplary Performance and Professional Service During Fiscal Year 2022-23
- 6.12 Review and Potential Amendment of Revised Concealed Carry Rules for Five System Members
- 6.13 Approval for Dr. Zachary Grasley, a System Employee, to Serve as an Employee, Officer and Member of the Board of Directors of Circle Concrete Tech, Inc., a Business Entity that Proposes to License Technology from The Texas A&M University System
- 6.14 Approval for Dr. Mark Benden, a System Employee, to Serve as an Employee, Officer and Member of the Board of Directors of Humanate Digital, LLC, a Business Entity that Proposes to License Technology from The Texas A&M University System
- 6.15 Withdrawn
- 6.16 Withdrawn
- 6.17 Approval for Mr. John Hanks and Dr. Amir Zavareh, System Employees, to Serve as Officers, Members of the Board of Directors and Employees of SageSpectra, Inc., a Business Entity that Proposes to License Technology from The Texas A&M University System
- 6.18 Establishment of the Research and Innovation Security and Competitiveness Institute

**Certified by the general counsel or other appropriate attorney as confidential or information that may be withheld from public disclosure in accordance with Section 551.1281 and Chapter 552 of the Texas Government Code.*

Prairie View A&M University
(No consent agenda items)

Tarleton State University

- 6.19 Approval of Academic Tenure, November 2023
- 6.20 Approval of a Bachelor of Arts, Bachelor of Applied Arts and Sciences and Bachelor of Science with a Major in Leadership and Strategic Studies, and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.21 Approval of a Bachelor of Science with a Major in Zoo Animal Care and Management, and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.22 Approval of a Master of Science with a Major in Marketing, and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.23 Approval of a New Doctor of Philosophy Degree Program with a Major in Experimental Psychology with an Embedded Master of Science in Experimental Psychology, and Authorization to Request Approval from the Texas Higher Education Coordinating Board

Texas A&M International University

- 6.24 Approval of Academic Tenure, November 2023

Texas A&M University

- 6.25 Approval of Academic Tenure, November 2023
- 6.26 Approval of a New Master of Fine Arts Degree Program with a Major in Dance and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.27 Approval of a New Bachelor of Fine Arts Degree Program with a Major in Theatre and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.28 *Authorization for the Interim President to Negotiate and Execute Certain Specified Contracts \$500,000 or More
- 6.29 *Authorization to Establish Two Quasi-Endowments in the System Endowment Fund
- 6.30 Establishment of the Texas A&M University Institute for Healthcare Access
- 6.31 Establishment of the Insurance Institute for Construction Safety and Research
- 6.32 Establishment of the Texas A&M Drug Discovery Center
- 6.33 *Naming of the Performance Lawn in Aggie Park

**Certified by the general counsel or other appropriate attorney as confidential or information that may be withheld from public disclosure in accordance with Section 551.1281 and Chapter 552 of the Texas Government Code.*

- 6.34 *Naming of the Business Education Complex
- 6.35 *Naming of a Room within the Southside Recreation Center
- 6.36 *Naming of a Room in the J. Wayne Stark Galleries

Texas A&M University-Central Texas

- 6.37 Authorization for the President to Execute Agreements for Sponsored Instruction and Training and Other Sponsored Activities that are not Research for Fiscal Years 2024, 2025 and 2026

Texas A&M University-Commerce

- 6.38 Approval of a New Master of Science Degree Program with a Major in Agricultural Leadership, Education, and Communications and Authorization to Request Approval from the Texas Higher Education Coordinating Board
- 6.39 Approval of a New Master of Science Degree Program with a Major in Artificial Intelligence and Authorization to Request Approval from the Texas Higher Education Coordinating Board

Texas A&M University-Corpus Christi

- 6.40 *Naming of the Various Areas in the Special Collections & Archives Space in the Downtown Building, and a Practice Room in the New Arts Building on the Campus of Texas A&M University-Corpus Christi

Texas A&M University-Kingsville

- 6.41 Approval of Academic Tenure, November 2023

Texas A&M University-San Antonio

- 6.42 Approval of Academic Tenure, November 2023

Texas A&M University-Texarkana

- 6.43 Approval of Academic Tenure, November 2023

West Texas A&M University
(No consent agenda items)

Texas A&M AgriLife Extension Service
(No consent agenda items)

Texas A&M AgriLife Research
(No consent agenda items)

Texas A&M Engineering Experiment Station*(No consent agenda items)*Texas A&M Forest Service

- 6.44 Confirmation of Appointment and Commissioning of a Peace Officer
- 6.45 Authorization to Execute Federal Non-research Grant Agreements, and any Amendments, Modifications or Extensions
- 6.46 Authorization for Time Sensitive Awards Signature Authority for FY2024 and FY2025

Texas A&M Engineering Extension Service*(No consent agenda items)*Texas A&M Veterinary Medical Diagnostic Laboratory*(No consent agenda items)*Texas A&M Transportation Institute*(No consent agenda items)*Texas Division of Emergency Management*(No consent agenda items)*

A&M System	The Texas A&M University System
A&M-Central Texas	Texas A&M University-Central Texas
A&M-Commerce	Texas A&M University-Commerce
A&M-Corpus Christi	Texas A&M University-Corpus Christi
A&M-San Antonio	Texas A&M University-San Antonio
A/E	Architect/Engineer
AgriLife Extension	Texas A&M AgriLife Extension Service
AgriLife Research	Texas A&M AgriLife Research
BOR	Board of Regents
FP&C	Facilities Planning and Construction
POR	Program of Requirements
PUF	Permanent University Fund
PVAMU	Prairie View A&M University
RELLIS	Respect, Excellence, Leadership, Loyalty, Integrity and Selfless Service
RFS	Revenue Financing System
TAMHSC	Texas A&M Health Science Center
TAMIU	Texas A&M International University
TAMUG	Texas A&M University at Galveston
TAMUT	Texas A&M University-Texarkana
Tarleton	Tarleton State University
TEES	Texas A&M Engineering Experiment Station
TEEX	Texas A&M Engineering Extension Service
Texas A&M at Qatar	Texas A&M University at Qatar
Texas A&M	Texas A&M University
Texas A&M-Kingsville	Texas A&M University-Kingsville
TDEM	Texas Division of Emergency Management
TFS	Texas A&M Forest Service
THECB	Texas Higher Education Coordinating Board
TTI	Texas A&M Transportation Institute
TVMDL	Texas A&M Veterinary Medical Diagnostic Laboratory
UTIMCO	The University of Texas/Texas A&M Investment Management Company
WTAMU	West Texas A&M University

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the STEM Education Center Project, Texas A&M-RELLIS, Bryan, Texas (Project No. 01-3372)

Background and Prior Actions:

The STEM Education Center Project was added to the FY 2022 – FY 2026 A&M System Capital Plan after legislative approval of the Capital Construction Assistance Projects (CCAP). The project was included as an approved project on the FY 2024 – FY 2028 A&M System Capital Plan approved by the Board at the August 2023 meeting.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$39,083,406 for construction services and related project costs. \$4,342,000 has been previously appropriated to this project.
- (3) Approve construction of the STEM Education Center Project at Texas A&M-RELLIS (RELLIS).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	<u>\$43,425,406</u>	\$3,786,700	Capital Construction Assistance Project
Total Project Funds	<u>\$43,425,406</u>		

Project Justification:

Due to the tremendous need for education and high-quality educational facilities specifically in support of STEM-related education disciplines, particularly benefiting student demographics present at RELLIS, the proposed STEM Education Center Project at RELLIS is of great interest to a large portion of employers across Texas. According to the Society for College and University Planning Journal, “the presence of a higher education academic makerspace provides a rich pool of qualitative and quantitative data that can be used to demonstrate compliance with accreditation criteria.”

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The facility will intentionally be a shared space specifically for students who are pursuing degrees through The Texas A&M University System (A&M System) programs and will make it possible for students to collaborate directly with industry and with A&M System STEM agencies.

The STEM Education Center Project will encourage hands-on learning and experimentation by serving an entire student population on a campus that houses two existing academic buildings serving 10 System universities, as well as the Blinn Community College RELLIS branch.

The user and responsible party for the maintenance and operations of the facility will be the Office of the Vice Chancellor for Research.

Scope:

The project will be located at the corner of Bryan Road and the Academic Complex parking lot. The building is approximately 50,000 gross square feet consisting of a large machine shop and wood shop, a digital and physical makerspace, a 3D printing and prototyping space, an augmented reality simulation space, and office support space. The spaces listed are designed as an “academic makerspace/fabrication laboratory” which will foster innovation, creativity and collaborative learning in STEM-related education disciplines.

This facility will be equipped with emerging high-tech hardware that can enable creative engineering challenges that would help prepare students for future careers – ranging from programming their own interactive virtual reality games to building artificial intelligence robotic devices, to designing new types of wearable tech powered by the Internet of Things – such as 3D printers, laser cutters, digital software systems, data analytics, and electronic stations.

Construction on this project is scheduled to start in December 2023, with substantial completion scheduled for September 2025. The total project budget is \$43,425,406.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The STEM Education Center Project supports the following Strategic Plan Imperatives:

Strategic Plan Imperative No. 1: “All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests.”

The STEM Education Center Project will include makerspaces to support multiple programs at RELLIS. The interdisciplinary nature of the facility will provide spaces for creation and collaboration to ensure that students have a venue to pursue their academic interests.

Strategic Plan Imperative No. 3: “Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy.”

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In addition to providing state-of-the-art facilities for the creation and testing of student projects and designs, the STEM Education Center Project will provide dedicated spaces for collaboration with peer institutions and industry partners. The facility will provide officing and meeting spaces for industry partners to spur innovation and interaction between industry, faculty and students. This increased opportunity for interaction will ensure that students are prepared for successful careers.

Strategic Plan Imperative No. 4: “The A&M System will increase its prominence by building a robust and targeted research portfolio.”

The STEM Education Center Project will provide office, meeting and collaboration spaces for members of the Research Alliance. The Research Alliance brings together researchers and staff from member institutions and provides a home base for research efforts on the RELIS Campus. This facility will encourage cross-discipline and cross-institution collaboration and foster continued growth of the A&M System research portfolio. With the adjacent space dedicated to industry partners, additional collaboration and advancement opportunities will be realized.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
October 2, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the STEM Education Center Project, Texas A&M-RELLIS, Bryan, Texas (Project No. 01-3372)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$43,425,406 for the STEM Education Center Project is approved.

The amount of \$39,083,406 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds, (CCAP), for construction services and related project costs.

The STEM Education Center Project, Texas A&M-RELLIS, Bryan, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

Joe Elabd, Ph.D.
Vice Chancellor for Research

Kelly Templin, Director
Texas A&M-RELLIS

**STEM EDUCATION CENTER
TEXAS A&M-RELLIS
PROJECT NO. 01-3372**

PROJECT BUDGET

1. Construction	\$33,083,000
2. Project Contingency	1,500,491
3. Program of Requirements.....	0
4. Pre-Construction Services	2,881,968
5. Commissioning.....	125,000
6. Construction Testing	330,203
7. Campus Services & Technology	531,000
8. Furnishings	1,900,000
9. Equipment	1,900,000
10. Other Project Costs.....	23,000
11. Project Management & Inspection	<u>1,150,744</u>
12. TOTAL ESTIMATED COST OF PROJECT	<u>\$43,425,406</u>

**STEM EDUCATION CENTER
TEXAS A&M-RELLIS
PROJECT NO. 01-3372**

PROJECT SCHEDULE

1. Issue A/E RFQ August 16, 2022
2. Issue CMAR RFP August 18, 2022
3. Receive A/E RFQ Responses..... September 8, 2022
4. Receive CMAR RFP Response September 9, 2022
5. Shortlist A/E and CMAR Firms..... September 15, 2022
6. Interview A/E Shortlist September 21, 2022
7. Interview CMAR Firms September 22, 2022
8. A/E Ranked Order Approved by ChancellorNovember 1, 2022
9. CMAR Ranked Order Approved by ChancellorNovember 8, 2022
10. Execute A/E Agreement December 14, 2022
11. Execute CMAR Agreement December 19, 2022
12. Complete Schematic Design April 18, 2023
13. Complete Design Development August 16, 2023
14. Receive GMP from CMAROctober 13, 2023
15. BOR Approval for ConstructionNovember 9, 2023
16. Submit THECB Application December 2023
17. Begin Construction December 2023
18. Complete Construction Documents January 2024
19. Substantial Completion September 2025
20. Owner OccupancyOctober 2025



STEM Education Center

Texas A&M-RELLIS

Project No. 01-3372

**THE TEXAS A&M UNIVERSITY SYSTEM
REVENUE FINANCING SYSTEM
01-3372 TAMUS STEM Education Center
Capital Construction Assistance Project (CCAP)**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	43,430,000.00			
YEAR 1	42,250,000.00	1,180,000.00	2,605,800.00	3,785,800.00
YEAR 2	41,000,000.00	1,250,000.00	2,535,000.00	3,785,000.00
YEAR 3	39,675,000.00	1,325,000.00	2,460,000.00	3,785,000.00
YEAR 4	38,270,000.00	1,405,000.00	2,380,500.00	3,785,500.00
YEAR 5	36,780,000.00	1,490,000.00	2,296,200.00	3,786,200.00
YEAR 6	35,200,000.00	1,580,000.00	2,206,800.00	3,786,800.00
YEAR 7	33,525,000.00	1,675,000.00	2,112,000.00	3,787,000.00
YEAR 8	31,750,000.00	1,775,000.00	2,011,500.00	3,786,500.00
YEAR 9	29,870,000.00	1,880,000.00	1,905,000.00	3,785,000.00
YEAR 10	27,875,000.00	1,995,000.00	1,792,200.00	3,787,200.00
YEAR 11	25,760,000.00	2,115,000.00	1,672,500.00	3,787,500.00
YEAR 12	23,520,000.00	2,240,000.00	1,545,600.00	3,785,600.00
YEAR 13	21,145,000.00	2,375,000.00	1,411,200.00	3,786,200.00
YEAR 14	18,625,000.00	2,520,000.00	1,268,700.00	3,788,700.00
YEAR 15	15,955,000.00	2,670,000.00	1,117,500.00	3,787,500.00
YEAR 16	13,125,000.00	2,830,000.00	957,300.00	3,787,300.00
YEAR 17	10,125,000.00	3,000,000.00	787,500.00	3,787,500.00
YEAR 18	6,945,000.00	3,180,000.00	607,500.00	3,787,500.00
YEAR 19	3,575,000.00	3,370,000.00	416,700.00	3,786,700.00
YEAR 20	-	3,575,000.00	214,500.00	3,789,500.00
		<u>\$ 43,430,000.00</u>	<u>\$ 32,304,000.00</u>	<u>\$ 75,734,000.00</u>

Estimated rounding of \$4,594 is included in this schedule.

Long-term rates are assumed to be 6.00%. Rates are subject to market change.

Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

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AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Health Sciences & Human Services Building Project, Tarleton State University, Stephenville, Texas (Project No. 04-3360)

Background and Prior Actions:

The Health Sciences & Human Services Building Project was added to the FY 2022 – FY 2026 A&M System Capital Plan after legislative approval of the Capital Construction Assistance Projects (CCAP). The project was included as an approved project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting with an FY 2022 start date and a \$15,000,000 increase for a total planning amount of \$80,000,000.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$72,000,000 for construction services and related project costs. \$8,000,000 has been previously appropriated to this project.
- (3) Approve construction of the Health Sciences & Human Services Building Project at Tarleton State University (Tarleton).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	<u>\$80,000,000</u>	\$6,974,775	Capital Construction Assistance Project
Total Project Funds	<u>\$80,000,000</u>		

Project Justification:

The new Health Sciences & Human Services Building Project will support the growing health-related academic programs at Tarleton which will produce a knowledgeable and skilled workforce for the rural Central/Northwest Texas region. The building will contain medical and health teaching facilities to serve a growing student population on the Stephenville campus of Tarleton. The laboratories, dedicated clinical spaces and state-of-the-art high-impact teaching tools will expand learning experiences for current and future students.

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The building will be located directly adjacent to the current Nursing Building which will help foster collaboration between the various health science programs. By creating this new proximity to Tarleton's health science disciplines, the project is expected to naturally increase available grant and research opportunities.

The community within the rural geographical region will have access to clinics that will serve as real-world, high-impact experiences for students enrolled in new degree programs such as Physical Therapy, Occupational Therapy, Physician Assistant, and Nutrition Science.

Scope:

The 92,000 square foot Health Sciences & Human Services Building Project will house the College of Health Sciences department and faculty offices, laboratory facilities dedicated to Nutrition Science, Physical Therapy, Occupational Therapy, and Physician Assistant/Doctor or Osteopathy, and student study and support spaces.

Construction on this project is scheduled to start in January 2024 with substantial completion scheduled for June 2025. The total project budget is \$80,000,000.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The Health Sciences & Human Services Building Project supports the following Strategic Plan Imperative:

Strategic Plan Imperative No. 1: "All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests."

Tarleton will develop a coordinated recruitment and admission strategy for the A&M System and create coherent pathways among intuitions. All the academic programs listed below are directly related to Tarleton Forward 2030 Goal I – Student Opportunity & Success – Strategically grow enrollment and foster a thriving learning environment characterized by transformational educational experiences that promote the holistic development, economic mobility and success of all students.

- Strategy I-C – Promote student socioeconomic mobility and gainful employment through market-driven pathways, streamlined program navigation and career readiness.
- Academic programs include: Physical Therapy, Occupational Therapy, Physician Assistant, Nutrition Science, Speech Pathology, Public Health, Counseling, Athletic Training, Kinesiology, Nursing, and Social Work.
- A strategic realignment of the College of Health Sciences and Human Services will move us closer to our destination. Specifically, the College will be rebranded as the College of Health Sciences and a national search is underway for a visionary Associate Vice President and Executive Dean to oversee the College. The School of Kinesiology will

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- join the School of Nursing and the new School of Health & Professional Services in this innovative college.
- Goal II Academic Distinction – Strategy II-B – Adapt and expand nationally recognized academic programs: specifically, growing graduate enrollment by adding doctoral programs.
 - Academic programs include: PhD in Counseling '22, Doctor of Physical Therapy '24, Occupational Therapy Doctorate '24, DSW Social Work '24, PhD Kinesiology '25.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 25, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Health Sciences & Human Services Building Project, Tarleton State University, Stephenville, Texas (Project No. 04-3360)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$80,000,000 for the Health Sciences & Human Services Building Project is approved.

The amount of \$72,000,000 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds, (CCAP), for construction services and related project costs.

The Health Sciences & Human Services Building Project, Tarleton State University, Stephenville, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

Dr. James Hurley, President
Tarleton State University

HEALTH SCIENCES & HUMAN SERVICES BUILDING TARLETON STATE UNIVERSITY PROJECT NO. 04-3360	PROJECT BUDGET
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1.	Construction	\$61,443,550
2.	Project Contingency	2,000,000
3.	Program of Requirements	0
4.	Pre-Construction Services	5,495,035
5.	Commissioning	184,415
6.	Construction Testing	624,000
7.	Campus Services & Technology	1,491,000
8.	Furnishings	2,212,000
9.	Equipment	4,300,000
10.	Other Project Costs	130,000
11.	Project Management & Inspection	<u>2,120,000</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$80,000,000</u>

HEALTH SCIENCES & HUMAN SERVICES BUILDING TARLETON STATE UNIVERSITY PROJECT NO. 04-3360	PROJECT SCHEDULE
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1. Issue A/E RFQ August 12, 2022
2. Receive A/E RFQ Responses..... September 1, 2022
3. Receive CMAR RFP Response September 1, 2022
4. Shortlist A/E & CMAR Firms September 6, 2022
5. Issue CMAR RFP August 12, 2022
6. Interview A/E Shortlist September 13, 2022
7. Interview CMAR Firms September 14, 2022
8. A/E Ranked Order Approved by ChancellorOctober 14, 2022
9. CMAR Ranked Order Approved by ChancellorOctober 14, 2022
10. Execute A/E Agreement December 19, 2022
11. Execute CMAR Agreement January 2, 2023
12. Complete Schematic Design May 2, 2023
13. Complete Design Development September 21, 2023
14. Receive GMP from CMAROctober 13, 2023
15. BOR Approval for ConstructionNovember 9, 2023
16. Submit THECB ApplicationNovember 2023
17. Begin Construction January 2024
18. Complete Construction Documents February 2024
19. Substantial Completion June 2025
20. Owner Occupancy August 2025



Health Sciences & Human Services Building

Tarleton State University

Project No. 04-3360

**TARLETON STATE UNIVERSITY
REVENUE FINANCING SYSTEM
04-3360 Health Sciences & Human Services Building
Capital Construction Assistance Project (CCAP)**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	80,000,000.00			
YEAR 1	77,825,000.00	2,175,000.00	4,800,000.00	6,975,000.00
YEAR 2	75,520,000.00	2,305,000.00	4,669,500.00	6,974,500.00
YEAR 3	73,075,000.00	2,445,000.00	4,531,200.00	6,976,200.00
YEAR 4	70,485,000.00	2,590,000.00	4,384,500.00	6,974,500.00
YEAR 5	67,740,000.00	2,745,000.00	4,229,100.00	6,974,100.00
YEAR 6	64,830,000.00	2,910,000.00	4,064,400.00	6,974,400.00
YEAR 7	61,745,000.00	3,085,000.00	3,889,800.00	6,974,800.00
YEAR 8	58,475,000.00	3,270,000.00	3,704,700.00	6,974,700.00
YEAR 9	55,010,000.00	3,465,000.00	3,508,500.00	6,973,500.00
YEAR 10	51,335,000.00	3,675,000.00	3,300,600.00	6,975,600.00
YEAR 11	47,440,000.00	3,895,000.00	3,080,100.00	6,975,100.00
YEAR 12	43,310,000.00	4,130,000.00	2,846,400.00	6,976,400.00
YEAR 13	38,935,000.00	4,375,000.00	2,598,600.00	6,973,600.00
YEAR 14	34,295,000.00	4,640,000.00	2,336,100.00	6,976,100.00
YEAR 15	29,380,000.00	4,915,000.00	2,057,700.00	6,972,700.00
YEAR 16	24,170,000.00	5,210,000.00	1,762,800.00	6,972,800.00
YEAR 17	18,645,000.00	5,525,000.00	1,450,200.00	6,975,200.00
YEAR 18	12,790,000.00	5,855,000.00	1,118,700.00	6,973,700.00
YEAR 19	6,580,000.00	6,210,000.00	767,400.00	6,977,400.00
YEAR 20	-	6,580,000.00	394,800.00	6,974,800.00
		<u>\$ 80,000,000.00</u>	<u>\$ 59,495,100.00</u>	<u>\$ 139,495,100.00</u>

Estimated issuance costs and rounding of \$4,594 is included in this schedule.
Long-term rates are assumed to be 6.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Amarillo Research & Extension Center at Canyon Project, Texas A&M AgriLife Research, Canyon, Texas (Project No. 06-3377)

Background and Prior Actions:

The Amarillo Research & Extension Center at Canyon Project was included as a proposed project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting with an FY 2023 start date.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$27,000,000 for construction services and related project costs. \$3,000,000 has been previously appropriated to this project.
- (3) Approve construction of the Amarillo Research & Extension Center at Canyon Project at Texas A&M AgriLife Research (AgriLife Research).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Permanent University Fund Debt Proceeds	\$20,000,000	\$1,620,988	Available University Fund
Revenue Financing System Debt Proceeds	<u>\$10,000,000</u>	\$810,438	Indirect Cost Recoveries
Total Project Funds	<u>\$30,000,000</u>		

Project Justification:

AgriLife Research is the largest national comprehensive agriculture program and includes the College of Agriculture and Life Sciences and four state agencies with a focus on agriculture and life sciences within The Texas A&M University System (A&M System). It is from this unique position—and rooted in the land-grant mission of education, research, extension, and service—that AgriLife Research enriches Texas with comprehensive agricultural and life sciences knowledge and services to restore connections among people, agriculture, food, science, and the

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economy. Through the complementary missions of two of the state agencies—AgriLife Research and Texas A&M AgriLife Extension Service (AgriLife Extension)—influential, innovative and science-based solutions are communicated to the greater public.

Supporting these agencies' commitment to discovery, development and implementation, AgriLife Research proposes to relocate its AgriLife Research and Extension Center from Amarillo to the West Texas A&M University (WTAMU) campus in Canyon, Texas. Serving the Texas High Plains, this new center is programmed to become an embassy for the surrounding community that connects agriculture with healthy lives.

The existing AgriLife Research and Extension Center in Amarillo, Texas was built in 1979 to pair laboratory research and diagnostics with educational outreach for the Texas Panhandle. Originally designed for limited laboratory diagnostic services in hematology/pathology, bacteriology, virology, and immuno-fluorescence, the research mission has evolved to specialize in programs for cattle feedlot nutrition; water and air quality for concentrated animal feeding operations; wheat breeding and genetics; precision agriculture; integrated crop and livestock production systems; irrigation water management; crop physiology; plant pathology; and integrated pest management for grain crops. In order to accommodate this growth in research initiatives over the years, lab support spaces for glasswash, sterile rooms and building support spaces, such as trailer storage, have all been converted to active lab space. The result is research lab space that is undersized to support the nature of the research, to provide proper safety clearances, to meet accessibility requirements, and to provide adequate lab support.

Despite incremental renovations, the increasing demands on laboratory services and technology have pushed the existing facility to the limits of the basic research infrastructure it can provide without a comprehensive renovation. With the relocation of the Texas A&M Veterinary Medical Diagnostic Laboratory (TVMDL) from Amarillo to Canyon, constructing a new center on the WTAMU campus will consolidate these state agencies into a Texas A&M Service Center at one physical location. This critical mass of state agencies will strengthen the research bandwidth—and its implementation through outreach—on the WTAMU campus.

Planned as a multi-use facility, the new building will provide office space to support faculty and staff for AgriLife Research and AgriLife Extension agencies, training space to support educational outreach to the greater community, and research lab spaces to support AgriLife Research and AgriLife Extension faculty through open lab space and appropriate lab support. The proposed location will consolidate AgriLife Research state agencies in the region into a district on the WTAMU campus. Providing much-needed research space and updated educational training space, the new Amarillo Research & Extension Center at Canyon Project will create a powerful platform to serve as a thought leader within the agricultural industry and to honor the land-grant heritage of research, extension, education, and service.

Scope:

The new Amarillo Research & Extension Center at Canyon Project will be located on Russell Long Boulevard, east of the TVMDL building and total approximately 33,433 gross square feet (GSF).

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The new facility is programmed to provide a new, state-of-the-art facility that combines research and education outreach to the greater Texas High Plains region. Research space is provided through a series of open laboratories, dedicated support through procedure rooms and equipment space, and shared laboratory support. Recognizing best practices in research lab design, these spaces were programmed to create long-term flexibility through principles of modularity, standardized laboratory modules, and organized and systematic delivery of laboratory piped services, exhaust, power, and data. This flexible lab prototype will support a variety of research over the long-term life span of the facility. Educational outreach is supported through a flat-floor multipurpose training room, a demonstration kitchen and a seminar space. Office space provides the critical workspace for AgriLife Research and Extension administration, faculty and staff.

Construction on this project is scheduled to start in November 2023 with substantial completion scheduled for May 2025. The total project budget is \$30,000,000.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The new Amarillo Research & Extension Center at Canyon Project supports the following Strategic Plan Imperatives:

Strategic Plan Imperative No. 4: "The A&M System will increase its prominence by building a robust and targeted research portfolio. We will continue to encourage cross-institution and cross-discipline collaboration, and we will support our member institutions in their research pursuits, including obtaining emerging research status."

Imperative No. 5: "The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy. We will continue to address the needs of Texas and use technology to reach citizens in new ways."

This project will advance these imperatives by providing new laboratory space that is vital to the mission of AgriLife Research, strengthening the research portfolio of the A&M System, and providing training space that is critical to the mission of AgriLife Extension to provide science-based information and solutions in agriculture and health to every Texan.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 28, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Amarillo Research & Extension Center at Canyon Project, Texas A&M AgriLife Research, Canyon, Texas (Project No. 06-3377)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$30,000,000 for the Amarillo Research & Extension Center at Canyon Project is approved.

The amount of \$17,000,000 is appropriated from Account No. 01-084243 Permanent University Fund Debt Proceeds (AUF), and the amount of \$10,000,000 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds (Indirect Cost Recoveries), for construction services and related project costs.

The Amarillo Research & Extension Center at Canyon Project, Texas A&M AgriLife Research, Canyon, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

John Sharp
Chancellor

Phillip Ray
Vice Chancellor for Business Affairs

Walter V. Wendler, President
West Texas A&M University

Dr. Cliff Lamb, Director
Texas A&M AgriLife Research

Approved for Legal Sufficiency:

Ray Bonilla
General Counsel

Jeffrey W. Savell, Ph.D.
Vice Chancellor and Dean
Agriculture and Life Sciences

AMARILLO RESEARCH & EXTENSION CENTER AT CANYON TEXAS A&M AGRILIFE RESEARCH PROJECT NO. 06-3377	PROJECT BUDGET
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1.	Construction	\$22,224,821
2.	Project Contingency	1,465,340
3.	Program of Requirements.....	0
4.	Pre-Construction Services	2,010,660
5.	Commissioning.....	78,000
6.	Construction Testing	342,000
7.	Campus Services & Technology	685,000
8.	Furnishings	1,300,000
9.	Equipment	750,000
10.	Other Project Costs.....	349,179
11.	Project Management & Inspection	<u>795,000</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$30,000,000</u>

**AMARILLO RESEARCH & EXTENSION CENTER AT
CANYON**

PROJECT SCHEDULE

**TEXAS A&M AGRILIFE RESEARCH
PROJECT NO. 06-3377**

1. Issue A/E RFQ August 8, 2022
2. Issue CMAR RFP August 23, 2022
3. Receive A/E RFQ Responses..... September 13, 2022
4. Receive CMAR RFP Response September 15, 2022
5. Shortlist A/E & CMAR Firms September 20, 2022
6. Interview A/E Shortlist September 28, 2022
7. A/E Ranked Order Approved by ChancellorNovember 1, 2022
8. CMAR Ranked Order Approved by ChancellorNovember 1, 2022
9. Execute A/E Agreement January 9, 2023
10. Execute CMAR Agreement January 17, 2023
11. Complete Schematic Design May 2, 2023
12. Complete Design Development July 27, 2023
13. Receive GMP from CMAROctober 13, 2023
14. BOR Approval for ConstructionNovember 9, 2023
15. Begin ConstructionNovember 2023
16. Complete Construction DocumentsNovember 2023
17. Submit THECB Application February 2024
18. Substantial Completion May 2025
19. Owner Occupancy August 2025



Amarillo Research & Extension Center at Canyon

Texas A&M AgriLife Research

Project No. 06-3377

**TEXAS AGRILIFE RESEARCH
PERMANENT UNIVERSITY FUND
06-3777 Amarillo Research & Extension Center at Canyon
Available University Fund**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	20,200,000.00			
YEAR 1	19,590,000.00	610,000.00	1,010,000.00	1,620,000.00
YEAR 2	18,950,000.00	640,000.00	979,500.00	1,619,500.00
YEAR 3	18,275,000.00	675,000.00	947,500.00	1,622,500.00
YEAR 4	17,570,000.00	705,000.00	913,750.00	1,618,750.00
YEAR 5	16,830,000.00	740,000.00	878,500.00	1,618,500.00
YEAR 6	16,050,000.00	780,000.00	841,500.00	1,621,500.00
YEAR 7	15,230,000.00	820,000.00	802,500.00	1,622,500.00
YEAR 8	14,370,000.00	860,000.00	761,500.00	1,621,500.00
YEAR 9	13,465,000.00	905,000.00	718,500.00	1,623,500.00
YEAR 10	12,515,000.00	950,000.00	673,250.00	1,623,250.00
YEAR 11	11,520,000.00	995,000.00	625,750.00	1,620,750.00
YEAR 12	10,475,000.00	1,045,000.00	576,000.00	1,621,000.00
YEAR 13	9,380,000.00	1,095,000.00	523,750.00	1,618,750.00
YEAR 14	8,230,000.00	1,150,000.00	469,000.00	1,619,000.00
YEAR 15	7,020,000.00	1,210,000.00	411,500.00	1,621,500.00
YEAR 16	5,750,000.00	1,270,000.00	351,000.00	1,621,000.00
YEAR 17	4,415,000.00	1,335,000.00	287,500.00	1,622,500.00
YEAR 18	3,015,000.00	1,400,000.00	220,750.00	1,620,750.00
YEAR 19	1,545,000.00	1,470,000.00	150,750.00	1,620,750.00
YEAR 20	-	1,545,000.00	77,250.00	1,622,250.00
		<u>\$ 20,200,000.00</u>	<u>\$ 12,219,750.00</u>	<u>\$ 32,419,750.00</u>

Estimated issuance costs and rounding of \$200,000 are included in this schedule.
Long-term rates are assumed to be 5.0%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

**TEXAS AGRILIFE RESEARCH
REVENUE FINANCING SYSTEM
06-3777 Amarillo Research & Extension Center at Canyon
Indirect Cost Recoveries**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
BONDS	10,100,000.00				
YEAR 1	9,795,000.00	305,000.00	505,000.00	810,000.00	931,500.00
YEAR 2	9,475,000.00	320,000.00	489,750.00	809,750.00	931,212.50
YEAR 3	9,140,000.00	335,000.00	473,750.00	808,750.00	930,062.50
YEAR 4	8,785,000.00	355,000.00	457,000.00	812,000.00	933,800.00
YEAR 5	8,415,000.00	370,000.00	439,250.00	809,250.00	930,637.50
YEAR 6	8,025,000.00	390,000.00	420,750.00	810,750.00	932,362.50
YEAR 7	7,615,000.00	410,000.00	401,250.00	811,250.00	932,937.50
YEAR 8	7,185,000.00	430,000.00	380,750.00	810,750.00	932,362.50
YEAR 9	6,735,000.00	450,000.00	359,250.00	809,250.00	930,637.50
YEAR 10	6,260,000.00	475,000.00	336,750.00	811,750.00	933,512.50
YEAR 11	5,760,000.00	500,000.00	313,000.00	813,000.00	934,950.00
YEAR 12	5,235,000.00	525,000.00	288,000.00	813,000.00	934,950.00
YEAR 13	4,685,000.00	550,000.00	261,750.00	811,750.00	933,512.50
YEAR 14	4,110,000.00	575,000.00	234,250.00	809,250.00	930,637.50
YEAR 15	3,505,000.00	605,000.00	205,500.00	810,500.00	932,075.00
YEAR 16	2,870,000.00	635,000.00	175,250.00	810,250.00	931,787.50
YEAR 17	2,205,000.00	665,000.00	143,500.00	808,500.00	929,775.00
YEAR 18	1,505,000.00	700,000.00	110,250.00	810,250.00	931,787.50
YEAR 19	770,000.00	735,000.00	75,250.00	810,250.00	931,787.50
YEAR 20	-	770,000.00	38,500.00	808,500.00	929,775.00
		<u>\$ 10,100,000.00</u>	<u>\$ 6,108,750.00</u>	<u>\$ 16,208,750.00</u>	<u>\$ 18,640,062.50</u>

Estimated issuance costs and rounding of \$100,000 are included in this schedule.
Long-term rates are assumed to be 5.0%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for the AgriLife Vernon Campus Storm Repairs Project, Texas A&M AgriLife Research, Vernon, Texas (Project No. 06-3407)

Background and Prior Actions:

The AgriLife Vernon Campus Storm Repairs Project was approved to be added to the FY 2023 – FY 2027 A&M System Capital Plan at the November 2022 meeting, with an FY 2023 start date and a total planning amount of \$14,000,000. Previous appropriations include \$1,400,000 Revenue Financing System Debt Proceeds (Indirect Cost Recoveries) for pre-construction services and related project costs and \$1,516,522.15 Revenue Financing System Debt Proceeds (Indirect Cost Recoveries) for reimbursement to AgriLife Research from project funds for expenditures related to emergency repairs. The project was included as an approved project on the FY 2024 – FY 2028 A&M System Capital Plan approved by the board at the August 2023 meeting with a \$1,000,000 increase for a total planning amount of \$15,000,000 of legislative appropriation. Separate from this amount are the emergency repairs completed by AgriLife Research.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$15,000,000 for pre-construction and construction services and related project costs.
- (3) Revert \$2,916,522.15 of previous appropriations to the source account.
- (4) Approve construction of the AgriLife Vernon Campus Storm Repairs Project at Texas A&M AgriLife Research (AgriLife Research).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Cash (General Revenue)	<u>\$15,000,000</u>	N/A	N/A
Total Project Funds	<u>\$15,000,000</u>		

Project Justification:

The Texas A&M AgriLife Research and Extension Center (“the Vernon Center”) in Vernon Texas was damaged due to a severe tornado and thunderstorm that directly hit the Vernon Center the night of May 4, 2022, at approximately 9:00 p.m. The Vernon Center plays an important role in AgriLife Research and AgriLife Extension Services. It is pivotal to the surrounding area for peanut harvesting, wheat harvesting and hibiscus research. The efforts of the Vernon Center service the Texas Rolling Plains, Panhandle South Plains and parts of Central Texas. These areas are some of the major agricultural regions of our state.

There are two main entities at the Vernon Center: the Research and Extension main facilities and the Foundation Seed facilities. The main facility is comprised of the main center that houses Research and Extension administrators, laboratories, various offices, and a public auditorium.

Scope:

Due to the significant damage to the Vernon Center, the project contained two categories. The first category consisted of immediate response and emergency repairs (previous work) and the second category includes non-emergency but time-sensitive repairs and/or restoration (this approval).

Non-emergency and time-sensitive repairs and/or restoration:

The project is to renovate the AgriLife Research and Extension main headquarters building. Currently, the building is not occupiable due to the lack of HVAC, a severely damaged roof, broken glass entry doors, and a damaged entry storefront wall. All other damaged facilities will be accomplished using operating funds.

The scope of work is a complete renovation of the headquarters building and includes: hazardous materials abatement of walls, wall finishes, flooring, flooring adhesive, exterior siding and roofing, roofing insulation and cover board, ductwork and ductwork mastic; code required upgrades to electrical service and panels, HVAC, fire alarm and fire suppression systems and those necessary to meet Energy Code, Bio-safety Levels Lab requirements; ADA upgrades on the interior and exterior including parking spaces, walkways, door openings, door hardware, restrooms, and kitchen; and new roofing and insulation system, HVAC and ductwork, electrical system, plumbing, security, data cabling, furniture, storefront entrance, laboratory hoods and equipment, finishes, interior doors and hardware, ceiling grid, ceiling tile and flooring.

Construction on this project is scheduled to start in December 2023 with substantial completion scheduled for April 2025. The total project budget is \$15,000,000.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

Due to an emergency caused by a natural disaster and the need to act quickly, there are two major imperatives identified by members of the Vernon Center Research and Extension and the Seed Foundation.

Imperative No. 4, The A&M System will increase its prominence by building a robust and targeted research portfolio.

The Vernon Center is home to research and extension education programs in the following: environmental system management, water quality, food, feed, fiber, biofuel production, animal nutrition and health, rangeland restoration, agriculture resource economics, natural resource conservation and protection, and plant breeding.

Imperative No. 5, “The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state’s economy.”

The Vernon Center supports 116 jobs across the Texas Rolling Plains in addition to 87 housed within Texas A&M AgriLife District 3. The center’s economic impact over the past five years is more than \$33.8 million, which accounts for salaries, direct purchasing and indirect spending recirculated through households. Their outreach programs and services provide quality, relevant “real learning for real life” for the people and the communities of the Rolling Plains.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 21, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for the AgriLife Vernon Campus Storm Repairs Project, Texas A&M AgriLife Research, Vernon, Texas (Project No. 06-3407)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$15,000,000 for the AgriLife Vernon Campus Storm Repairs Project is approved.

The amount of \$15,000,000 is appropriated from Account No. 06-114550 Vernon Repair Funds – SB30, for pre-construction and construction services and related project costs.

The amount of \$2,916,522.15 in previous appropriations is reverted to Account No. 01-083540 Revenue Financing System Debt Proceeds (Indirect Cost Recoveries).

The AgriLife Vernon Campus Storm Repairs Project, Texas A&M AgriLife Research, Vernon, Texas, is approved for construction.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

Jeffrey W. Savell, Ph.D.
Vice Chancellor and Dean
Agriculture and Life Sciences

Dr. Cliff Lamb, Director
Texas A&M AgriLife Research

AGRILIFE VERNON CAMPUS STORM REPAIRS	PROJECT BUDGET
TEXAS A&M AGRILIFE RESEARCH	
PROJECT NO. 06-3407	

Non-Emergency Repairs managed by Facilities Planning & Construction (This Construction Approval):

1.	Construction	\$12,000,000
2.	Project Contingency	600,000
3.	Program of Requirements.....	0
4.	Pre-Construction Services	1,100,000
5.	Commissioning.....	60,000
6.	Construction Testing	89,647
7.	Campus Services & Technology	0
8.	Furnishings	558,000
9.	Equipment	48,000
10.	Other Project Costs.....	157,025
11.	Project Management & Inspection	<u>387,328</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$15,000,000</u>

AGRILIFE VERNON CAMPUS STORM REPAIRS
TEXAS A&M AGRILIFE RESEARCH
PROJECT NO. 06-3407

PROJECT SCHEDULE

1. A/E Best Value Recommendation Approved by Chancellor.....November 8, 2022
2. Issue CMAR RFP December 12, 2022
3. Receive CMAR RFP Response January 10, 2023
4. Execute A/E Agreement February 2, 2023
5. CMAR Ranked Order Approved by Chancellor February 21, 2023
6. Execute CMAR Agreement March 30, 2023
7. Complete Schematic Design April 3, 2023
8. Complete Design Development September 15, 2023
9. Submit THECB Application September 15, 2023
10. Receive GMP from CMAROctober 13, 2023
11. BOR Approval for ConstructionNovember 9, 2023
12. Complete Construction Documents December 2023
13. Begin Construction December 2023
14. Substantial Completion April 2025
15. Owner Occupancy May 2025



AgriLife Vernon Campus Storm Repairs

Texas A&M AgriLife Research

Project No. 06-3407

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Renovation of an Education Building & Health/Safety Upgrades Project, West Texas A&M University, Canyon, Texas (Project No. 18-3364)

Background and Prior Actions:

The Renovation of an Education Building Project and the Health/Safety Upgrades Project were added to the FY 2022 – FY 2026 A&M System Capital Plan after legislative approval of the Capital Construction Assistance Projects. The Renovation of an Education Building Project was included as an approved project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting with a total planning amount of \$35,000,000. The Health/Safety Upgrades Project was included as an approved project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting with a total planning amount of \$9,922,833. The two projects were approved to be combined into a single project named the Renovation of an Education Building and Health/Safety Upgrades Project at the November 2022 meeting with a total planning amount of \$44,922,833.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$40,430,833 for construction services and related project costs. \$4,492,000 has been previously appropriated to this project.
- (3) Approve construction of the Renovation of an Education Building & Health/Safety Upgrades Project at West Texas A&M University (WTAMU).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	<u>\$44,922,833</u>	\$3,916,875	Capital Construction Assistance Project
Total Project Funds	<u>\$44,922,833</u>		

Project Justification:

Renovation of an Education Building:

Located in the heart of the WTAMU campus, Old Education is the second oldest building on the campus. Originally, the building was designed as a 1-12 school that supported hands-on learning for education degree programs. Through the years, the building was converted to general classroom space for the university. Since 1987 the building has been used only for storage. To renovate this building and bring it into code compliance, replacement of all major systems will need to be done on the building's mechanical, electrical and plumbing systems, as well as a complete renovation of interior space. Revitalization of this building will save a significant asset of the university and transform the building into a place that will be a destination for graduate students, as well as support and expand the already robust online learning programs.

The Academic Technology department will support the goal of increased online learning programs. The number of online courses offered has increased from 533 in the 2001/2002 academic year to 1,726 courses in the 2020/2021 academic year, showing a steady increase in online courses offered over a 10-year span. With the WT 125 initiative, the university plans to increase the number of online students to 50% of the total enrollment of WTAMU. The goal is to serve 7,500 online students, an increase from the approximately 2,500 current online students. The existing space is within the Cornette Library with no possibility for expansion of the online course production studios and support spaces. With the increased number of online courses and programs, additional video studios can accommodate more faculty and students so they can create video content, allowing for an increase in video production on a daily basis for online courses/programs. Currently, there is only one studio of each type for students/faculty. With the condition of the current space, only one faculty member can create content at any given time due to the lack of sound-proofed walls and acoustics.

The Graduate School enrollment has grown 24.05% over the last five years. In 2020, out of a total of 2,517 graduate students enrolled, all but 242 were in programs with some degree of online offerings. The department expects that the graduate enrollment will continue to grow over the next five years and remain between 28-30% of the overall university enrollment. Of specific interest is the growth of doctoral programming. The EdD program graduated its first cohort in December 2021 and currently has 63 total students enrolled, each working on completion of doctoral scholarly deliverables. These doctoral students, as well as others, will benefit from the types of spaces added to this Program of Requirements.

Grant Programs will also be housed in this facility. The grant programs support research growth, which can be seen in the review of grant applications and awards, review of doctoral scholarly deliverables and review of research protocol submissions for compliance review. Total grant proposals awarded increased from 32 to 42 from FY 20 to FY 21, with an increase in total funding from \$4,701,263.17 to \$7,060,890.90.

The spaces in this project will support increased graduate, research, and grant program growth and advancement through technological and collaborative synergies. The spaces will make an immediate impact as well as over the next 5-10 years.

Health/Safety Upgrades:

WTAMU is over a century old and routine and deferred maintenance items are taken care of by the university when funding is available. However, after review, it has been determined that there are updates required to bring the buildings within the current fire and life safety codes.

A 2015/2016 State Fire Marshal report, which covered 33 buildings on campus, focused on vertical penetrations and means of egress violations in nine education-related university buildings. With the residual Capital Construction Assistance Projects (CCAP) funding from the 87th Legislative session, WTAMU will focus on the issues associated with open stairs, stairs without direct egress to the exterior, the need for two means of egress, and fire suppression system additions or upgrades. These needs have been prioritized to align four buildings, and possibly a fifth, with available CCAP funding.

Scope:

Renovation of an Education Building:

This project includes a complete renovation of the Old Education Building (Bldg. #524). Major systems will be replaced to include all mechanical, electrical, plumbing, and IT. The project will include structural modifications to fully utilize the basement and replace wood structures that over time created a level floor at the old auditorium and two levels of usable space at the old gymnasium.

The project will house the following user groups in support of the Academic Technology program and the Graduate Student program, along with offices for various departments that directly or indirectly support these programs.

Academic Technology:

The Department of Academic Technology supports all aspects of teaching and learning with technology including consulting and assisting faculty with course design and development using Best Practices in online courses. Training and support are provided to faculty and students on various technologies, tools and systems that impact teaching and learning. Academic Technology also supports faculty and students in online learning by providing technical support for all systems and applications empower teaching and learning, including online support over holidays and weekends. Video production and graphic design are integral parts of our services for the development of engaging online content. Equipment checkout, room scheduling, closed captioning, print production for research posters, and more are also heavily used services by WTAMU students, faculty and staff.

Graduate School:

The Graduate School is the connection point for all graduate (masters, doctoral, and Ph.D.) and research programs across campus. The Graduate School works to promote academic excellence, advocates on behalf of graduate students and graduate faculty, fosters community across all strategic planning and vision for graduate education, promotes community workforce connection and development, and promotes and develops research, curriculum, and new degree and

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certificate opportunities. Graduate School works between and among all WTAMU graduate programs from recruitment and marketing to applications, enrollment and registration; to degree plan filing; to comprehensive exams, thesis or dissertations; and to graduation. The research enterprise connects closely to graduate students and faculty but also encompasses the undergraduate population. In addition to Academic and Research Environmental Health and Safety (AREHS), which includes research compliance, export controls, lab safety, and the associated campus training, the research area also includes Sponsored Research Services (grants/sponsored awards, internal grants and associated campus workshops), and awarded/federally funded grant programming (McNairs, Title III, IV, etc.). The majority of research will remain in the Kilgore building, but an open Interdisciplinary Laboratory is included in the Renovation of the Education Building Project to support research across all WTAMU programs.

Other User Groups:

Other user groups are included in the facility that directly or indirectly supports the goals of the programs within the facility. These groups include AmeriCorps and Education OnDemand. Additional general offices were added to support other university priorities and provide available areas for growth.

Health/Safety Upgrades:

Sybil Harrington Fine Arts Complex opened in 2006 and is a 3-story concrete building with a basement level. It features smart classrooms, state-of-the-art radio and television studios, a 304-seat Branding Iron Theatre, the Happy State Bank Studio black box theatre, an acting studio, a recital hall, music studios, and choir rehearsal rooms. The building includes two rated stair enclosures connecting levels 1 & 2 that serve all occupants on level 2. At the elevator lobby, the building holds a 3rd open stair within a communicating space. As the 3rd stair is not required for egress, as part of this renovation, all exit signs directed toward it will be removed to direct egress toward the rated enclosures. The renovation will also include the replacement of untreated plywood boards wrapping the intimate theater and the installation of fire-treated plywood with black paint to meet flame spread requirements.

Old Main was built in 1916, and the 5-story structure (basement, level 1, level 2, level 3, and a level 4 MEP catwalk) houses numerous administrative offices, including the university president, classrooms, laboratories, and learning resource centers.

It has gone through many renovations in its history. Still, it is not equipped with a sprinkler system but contains an existing fire line to the main mechanical room that is adequately sized to supply a new wet-type sprinkler system. The fire alarm system will need to be replaced as it does not meet campus manufacturing standards. The new sprinkler system will need to tie into the fire alarm system to comply with National Fire Protection Association (NFPA) 13 and NFPA 72. All existing stairs in the building are not rated, and the renovation scope includes rating the existing stair enclosures at the structures' West, East, and North ends, allowing proper safe egress.

The James P. Cornette Library Hastings Electronic Learning Center is a two-story building with a partial basement structure, which opened in 1974. The first and second floors contain books,

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periodicals, reading areas, and administrative offices, and the basement is composed of the student computer lab and technology offices. All the stairs connecting the 1st and 2nd floors are entirely open. The structure does not include a sprinkler system but recently installed a fire alarm system. The renovation scope includes a sprinkler system for the entire building and creating rated enclosures for two existing stairs and a new exterior egress stair to meet occupant load requirements. As part of this project, an abatement process will take place before the construction of the stairs and installation of the new sprinkler system.

Construction on this project is scheduled to start in November 2023 with substantial completion scheduled for April 2025. The total project budget is \$44,922,833.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

This project supports several of the Texas A&M University System Strategic Plan Imperatives.

Strategic Plan Imperative No. 1: “All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests. We will develop a coordinated recruitment and admissions strategy for the A&M System and create coherent pathways among institutions.”

This project supports this imperative by providing students with expanded options for online learning, which is especially essential to attracting and retaining students. In addition, the graduate program is a growing program with a department that is specifically responsible for student recruitment.

Strategic Plan Imperative No. 3: “Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy. Our member institutions will develop the educational experiences, experiential opportunities and service opportunities our students need to succeed post-graduation in a global economy.”

Similar to the first imperative, this facility will provide opportunities for students to reach their full potential by providing learning environments that fit their life situations. The ability to further their education while working is a major goal for an increase in online learning programs. WTAMU has set a goal for the renovation of the education building that reflects the mission, vision and core values of the university. The project will meet the mission and vision statements by providing space and the tools to support the intellectual challenges of discovery, interpretation and the dissemination of knowledge manifested in online courses and graduate and undergraduate course study. The desire to emphasize the Core Values within the built environment should be reflected in the design of the building. Ideas for achieving this goal should be explored during design. The president of the university, Dr. Walter Wendler, has produced videos in support of the ideals of Academic Freedom, Service, Pragmatism,

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Innovation, Respect, and Engagement. Providing a venue to showcase these videos may be a way of achieving this goal.

Strategic Plan Imperative No. 6: “The A&M System, in adhering to the high standard of excellence and growth required in this strategic plan, will display prudent financial stewardship and sustainability.”

The Health/Safety Upgrades Project is not directly responding to the Strategic Plan Imperatives but supports the imperatives by providing a safe environment for the continuation of the WTAMU educational programs through the demonstration of prudent stewardship of the university resources.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 22, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Renovation of an Education Building & Health/Safety Upgrades Project, West Texas A&M University, Canyon, Texas (Project No. 18-3364)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$44,922,833 for the Renovation of an Education Building & Health/Safety Upgrades Project is approved.

The amount of \$40,430,833 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds, (CCAP), for construction services and related project costs.

The Renovation of an Education Building & Health/Safety Upgrades Project, West Texas A&M University, Canyon, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

Agenda Item No.
September 22, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

Dr. Walter V. Wendler, President
West Texas A&M University

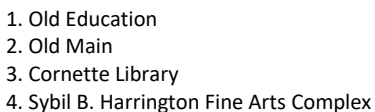
RENOVATION OF AN EDUCATION BUILDING & HEALTH/SAFETY UPGRADES WEST TEXAS A&M UNIVERSITY PROJECT NO. 18-3364	PROJECT BUDGET
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1.	Construction	\$30,847,429
2.	Project Contingency	1,400,872
3.	Program of Requirements.....	0
4.	Pre-Construction Services	3,592,943
5.	Commissioning.....	110,000
6.	Construction Testing	939,970
7.	Campus Services & Technology	1,460,000
8.	Furnishings	2,500,000
9.	Equipment	2,500,000
10.	Other Project Costs.....	380,619
11.	Project Management & Inspection	<u>1,191,000</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$44,922,833</u>

**RENOVATION OF AN EDUCATION BUILDING &
HEALTH/SAFETY UPGRADES
WEST TEXAS A&M UNIVERSITY
PROJECT NO. 18-3364**

PROJECT SCHEDULE

1. Issue A/E RFQ August 1, 2022
2. Issue CMAR RFP August 3, 2022
3. Receive A/E RFQ Responses..... August 25, 2022
4. Receive CMAR RFP Response August 29, 2022
5. Shortlist A/E Firms September 20, 2022
6. Interview A/E Shortlist September 7, 2022
7. A/E Ranked Order Approved by ChancellorOctober 14, 2022
8. CMAR Ranked Order Approved by ChancellorOctober 14, 2022
9. Execute A/E Agreement December 19, 2022
10. Execute CMAR Agreement January 17, 2023
11. Complete Schematic Design May 5, 2023
12. Complete Design Development September 1, 2023
13. Receive GMP from CMAROctober 13, 2023
14. BOR Approval for ConstructionNovember 9, 2023
15. Begin ConstructionNovember 2023
16. Complete Construction Documents December 2023
17. Submit THECB Application April 2024
18. Substantial Completion April 2025
19. Owner Occupancy June 2025



West Texas A&M University

Project No. 18-3364

WEST TEXAS A&M UNIVERSITY
REVENUE FINANCING SYSTEM
18-3364 Renovation of an Education Building and Health/Safety Upgrades
Capital Construction Assistance Project (CCAP)

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	44,925,000.00			
YEAR 1	43,705,000.00	1,220,000.00	2,695,500.00	3,915,500.00
YEAR 2	42,410,000.00	1,295,000.00	2,622,300.00	3,917,300.00
YEAR 3	41,040,000.00	1,370,000.00	2,544,600.00	3,914,600.00
YEAR 4	39,585,000.00	1,455,000.00	2,462,400.00	3,917,400.00
YEAR 5	38,045,000.00	1,540,000.00	2,375,100.00	3,915,100.00
YEAR 6	36,410,000.00	1,635,000.00	2,282,700.00	3,917,700.00
YEAR 7	34,675,000.00	1,735,000.00	2,184,600.00	3,919,600.00
YEAR 8	32,840,000.00	1,835,000.00	2,080,500.00	3,915,500.00
YEAR 9	30,895,000.00	1,945,000.00	1,970,400.00	3,915,400.00
YEAR 10	28,830,000.00	2,065,000.00	1,853,700.00	3,918,700.00
YEAR 11	26,645,000.00	2,185,000.00	1,729,800.00	3,914,800.00
YEAR 12	24,325,000.00	2,320,000.00	1,598,700.00	3,918,700.00
YEAR 13	21,865,000.00	2,460,000.00	1,459,500.00	3,919,500.00
YEAR 14	19,260,000.00	2,605,000.00	1,311,900.00	3,916,900.00
YEAR 15	16,500,000.00	2,760,000.00	1,155,600.00	3,915,600.00
YEAR 16	13,575,000.00	2,925,000.00	990,000.00	3,915,000.00
YEAR 17	10,470,000.00	3,105,000.00	814,500.00	3,919,500.00
YEAR 18	7,180,000.00	3,290,000.00	628,200.00	3,918,200.00
YEAR 19	3,695,000.00	3,485,000.00	430,800.00	3,915,800.00
YEAR 20	-	3,695,000.00	221,700.00	3,916,700.00
		<u>\$ 44,925,000.00</u>	<u>\$ 33,412,500.00</u>	<u>\$ 78,337,500.00</u>

Estimated rounding of \$2,167 is included in this schedule.
Long-term rates are assumed to be 6.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/05/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Nursing Education & Research Center Project, Texas A&M University Health Science Center, McAllen, Texas (Project No. 23-3374)

Background and Prior Actions:

The Nursing Education & Research Center Project was added to the FY 2022 – FY 2026 Texas A&M University System Capital Plan after legislative approval of the Capital Construction Assistance Projects (CCAP). The project was included as an approved project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting with an FY 2023 start date and a \$20,000,000 increase for a total planning amount of \$49,948,556.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$44,953,756 for construction services and related project costs. \$4,994,800 has been previously appropriated to this project.
- (3) Approve construction of the Nursing Education & Research Center Project at Texas A&M University Health Science Center (TAMHSC).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	\$29,948,556	\$2,611,295	Capital Construction Assistance Project
Cash (TAMU AUF)	\$15,000,000	N/A	N/A
Cash (HSC AUF)	<u>\$5,000,000</u>	N/A	N/A
Total Project Funds	<u>\$49,948,556</u>		

Project Justification:

The Texas A&M University (Texas A&M) School of Nursing is committed to quality nursing education that addresses the critical nursing workforce needs in the state, with particular emphasis on high-need areas like the lower Rio Grande Valley (RGV). TAMHSC will construct a new Nursing Education & Research Center (NERC) Project at the Texas A&M University Higher Education Center at McAllen (HEC), which will be the third site for the prelicensure Bachelor of Science in Nursing (BSN) program offered currently in Bryan and Round Rock, Texas. The NERC in McAllen will provide access to a state-of-the-art educational facility for BSN students, similar to the facilities available in Round Rock and Bryan. The building and the expansion plan for nursing education will address the shortage of Registered Nurses (RNs) by offering the prelicensure BSN program face-to-face in the RGV. Not only will the building meet local demand for RNs, which is at an all-time high, it will also alleviate capacity issues related to student enrollment growth for the current HEC building in McAllen and expand community-based research capabilities of the faculty to address the health challenges of the RGV and the state of Texas.

The Veterinary Medicine space within the NERC is needed to provide support for College Station-based faculty members whose research involves transborder infectious diseases, large animal biosecurity, zoonotic diseases, and veterinary public health.

Scope:

The NERC will be a 60,000 square foot, three-story building located in McAllen, Texas. The facility will be the second building within the HEC in McAllen. Situated on the eastern edge of the proposed central 'quad,' the building will occupy a prominent location on the expanding campus. The existing infrastructure and site development are well established, offering utility connections and ample parking within close proximity to the building location.

The building design contains flexible general instruction spaces as well as teaching laboratories, administrative offices and student spaces. The simulation laboratories include two large skills laboratories and various patient care spaces, offering students a unique hands-on experience to learn. The patient care rooms will help to simulate real-world scenarios through the use of live patient 'actors.'

The Veterinary Medicine program located on the ground floor will be developed to support the research and outreach programs of the School of Veterinary Medicine & Biomedical Sciences (VMBS) at Texas A&M in support of its land-grant mission. This new space will be a very important resource for the College Station-based faculty members whose research involves transborder infectious diseases, large animal biosecurity, zoonotic diseases, veterinary public health, and bilingual public education in South Texas. The space assigned to VMBS will include a Biosafety Level 2 laboratory and two telemedicine studios linked to the new Small Animal Teaching Hospital being planned in College Station. These telemedicine studios will provide a means of patient consultation for veterinarians in the Rio Grande Valley. The VMBS space will also include a conference room, offices, work and break rooms, student workspaces, server room, and reception area.

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Construction on this project is scheduled to start in December 2023 with substantial completion scheduled for October 2025. The total project budget is \$49,948,556.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The Nursing Education & Research Center Project supports the following A&M System Strategic Plan Imperative:

Strategic Plan Imperative No. 5: “The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state’s economy.”

The building will support and be directly related to the corresponding outcome measure No. 17: *“Number of degrees granted in critical fields identified by the state.”*

This project provides the physical infrastructure to support prelicensure nursing education by TAMHSC. The most recent Texas Center for Nursing Workforce report indicates that for the lower RGV region, the nursing shortage is especially severe for RNs in comparison to the current supply and projections for Licensed Vocational Nurses. The number of prelicensure BSN graduates will mean degrees in hand that will prepare students to address the nursing workforce needs in the area.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 28, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Nursing Education & Research Center Project, Texas A&M University Health Science Center, McAllen, Texas (Project No. 23-3374)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$49,948,556 for the Nursing Education & Research Center Project is approved.

The amount of \$24,953,756 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds, (CCAP), the amount of \$15,000,000 is appropriated from Account No. 02-806302 McAllen Nursing, and the amount of \$5,000,000 is appropriated from Account No. 23-291027 AUF-Nursing Ed Research Ctr, for construction services and related project costs.

The Nursing Education & Research Center Project, Texas A&M University Health Science Center, McAllen, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

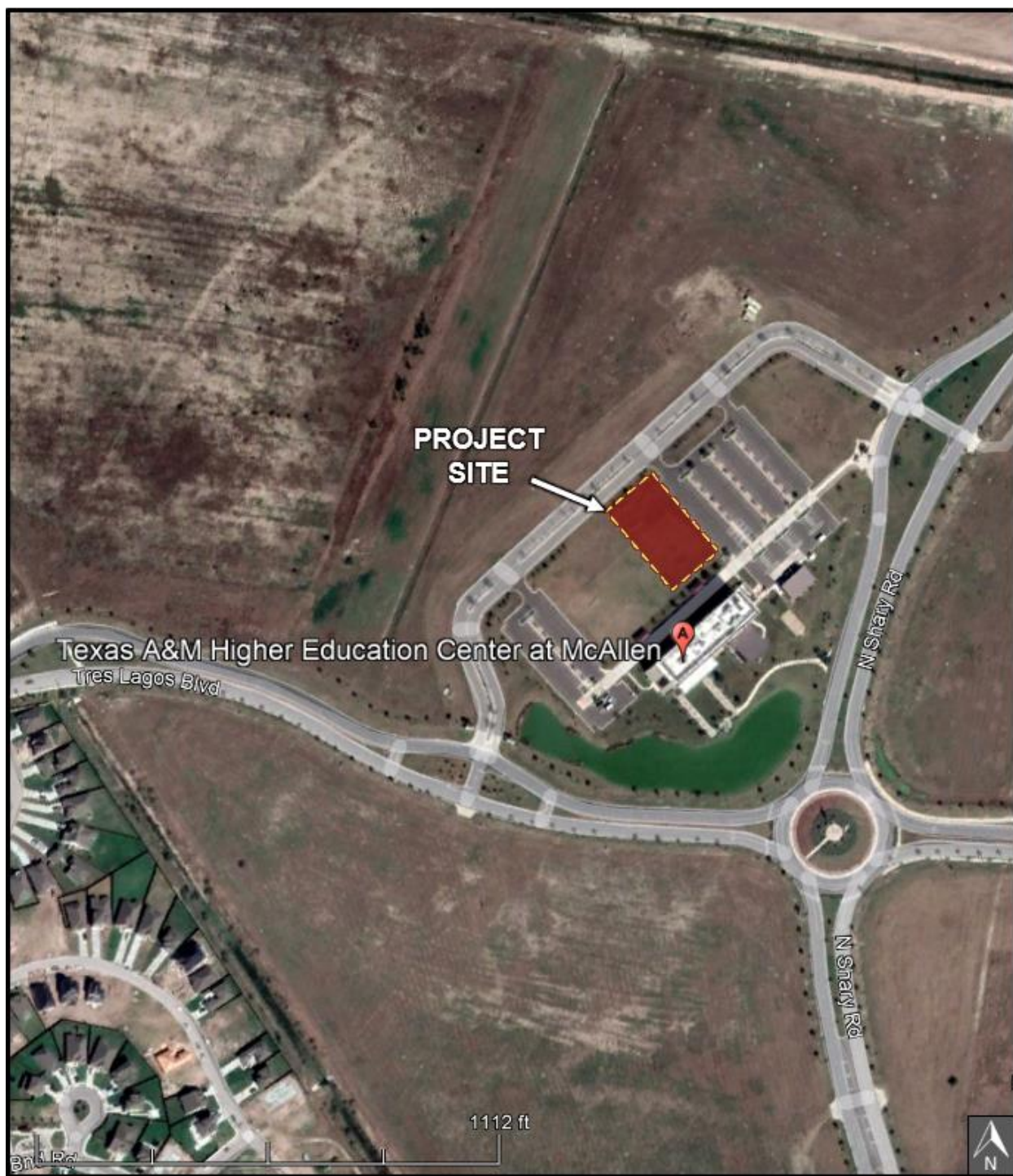
Mark A. Welsh III, Interim President
Texas A&M University

Dr. Indra K. Reddy
Interim Vice President & Chief Operating Officer
Texas A&M University Health Science Center

NURSING EDUCATION & RESEARCH CENTER TEXAS A&M UNIVERSITY HEALTH SCIENCE CENTER PROJECT NO. 23-3374	PROJECT BUDGET
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1. Construction	\$37,807,235
2. Project Contingency	1,329,528
3. Program of Requirements.....	0
4. Pre-Construction Services	3,100,673
5. Commissioning.....	183,000
6. Construction Testing	498,698
7. Campus Services & Technology	969,000
8. Furnishings	1,643,020
9. Equipment	2,691,000
10. Other Project Costs.....	402,765
11. Project Management & Inspection	<u>1,323,637</u>
12. TOTAL ESTIMATED COST OF PROJECT	<u>\$49,948,556</u>

1. Issue A/E RFQ September 14, 2022
2. Issue CMAR RFP September 16, 2022
3. Receive A/E RFQ Responses.....October 4, 2022
4. Receive CMAR RFP ResponseOctober 6, 2022
5. Shortlist A/E & CMAR FirmsOctober 10, 2022
6. Interview A/E ShortlistOctober 17, 2022
7. Interview CMAR FirmsOctober 18, 2022
8. A/E Ranked Order Approved by ChancellorNovember 18, 2022
9. CMAR Ranked Order Approved by ChancellorNovember 28, 2022
10. Execute A/E Agreement January 2, 2023
11. Execute CMAR Agreement January 17, 2023
12. Complete Schematic Design April 10, 2023
13. Complete Design Development August 17, 2023
14. Receive GMP from CMAROctober 13, 2023
15. BOR Approval for ConstructionNovember 9, 2023
16. Submit THECB ApplicationNovember 2023
17. Complete Construction Documents December 2023
18. Begin Construction December 2023
19. Substantial CompletionOctober 2025
20. Owner Occupancy December 2025



Nursing Education & Research Center

Texas A&M University Health Science Center

Project No. 23-3374

**TEXAS A&M UNIVERSITY - HEALTH SCIENCE CENTER
REVENUE FINANCING SYSTEM
23-3374 Nursing Education & Research Center (McAllen)
Capital Construction Assistance Project (CCAP)**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	29,950,000.00			
YEAR 1	29,135,000.00	815,000.00	1,797,000.00	2,612,000.00
YEAR 2	28,275,000.00	860,000.00	1,748,100.00	2,608,100.00
YEAR 3	27,365,000.00	910,000.00	1,696,500.00	2,606,500.00
YEAR 4	26,395,000.00	970,000.00	1,641,900.00	2,611,900.00
YEAR 5	25,365,000.00	1,030,000.00	1,583,700.00	2,613,700.00
YEAR 6	24,275,000.00	1,090,000.00	1,521,900.00	2,611,900.00
YEAR 7	23,120,000.00	1,155,000.00	1,456,500.00	2,611,500.00
YEAR 8	21,895,000.00	1,225,000.00	1,387,200.00	2,612,200.00
YEAR 9	20,595,000.00	1,300,000.00	1,313,700.00	2,613,700.00
YEAR 10	19,220,000.00	1,375,000.00	1,235,700.00	2,610,700.00
YEAR 11	17,760,000.00	1,460,000.00	1,153,200.00	2,613,200.00
YEAR 12	16,215,000.00	1,545,000.00	1,065,600.00	2,610,600.00
YEAR 13	14,575,000.00	1,640,000.00	972,900.00	2,612,900.00
YEAR 14	12,840,000.00	1,735,000.00	874,500.00	2,609,500.00
YEAR 15	11,000,000.00	1,840,000.00	770,400.00	2,610,400.00
YEAR 16	9,050,000.00	1,950,000.00	660,000.00	2,610,000.00
YEAR 17	6,980,000.00	2,070,000.00	543,000.00	2,613,000.00
YEAR 18	4,790,000.00	2,190,000.00	418,800.00	2,608,800.00
YEAR 19	2,465,000.00	2,325,000.00	287,400.00	2,612,400.00
YEAR 20	-	2,465,000.00	147,900.00	2,612,900.00
		<u>\$ 29,950,000.00</u>	<u>\$ 22,275,900.00</u>	<u>\$ 52,225,900.00</u>

Estimated rounding of \$1,444 is included in this schedule.
Long-term rates are assumed to be 6.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/06/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope and Revised Budget, Appropriation for Construction Services, and Approval for Construction for the Agricultural Multipurpose Education & Training Center Project, Texas A&M University-Commerce, Commerce, Texas (Project No. 21-3384)

Background and Prior Actions:

The Agricultural Multipurpose Education & Training Center Project was added to the FY 2022 – FY 2026 A&M System Capital Plan after legislative approval of the Capital Construction Assistance Projects (CCAP). The project was included as an approved project on the FY 2024 – FY 2028 A&M System Capital Plan approved by the Board at the August 2023 meeting.

Proposed Board Action:

- (1) Approve the project scope and revised budget.
- (2) Appropriate \$42,830,833 for construction services and related project costs. \$4,492,000 has been previously appropriated to this project.
- (3) Approve construction of the Agricultural Multipurpose Education & Training Center Project at Texas A&M University-Commerce (A&M-Commerce).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Proposed Adjustment</u>	<u>Proposed Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u> Capital Construction Assistance Project
Revenue Financing System Debt Proceeds	<u>\$44,922,833</u>	\$0	\$44,922,833	\$3,916,875	
Cash (Designated Tuition)	<u>\$0</u>	<u>\$2,400,000</u>	<u>\$2,400,000</u>	N/A	N/A
Total Project Cost	<u>\$44,922,833</u>	<u>\$2,400,000</u>	<u>\$47,322,833</u>		

Project Justification:

Students starting their higher education experience have an unprecedented number of options, from in-state, out-of-state, and online universities. Texas A&M University-Commerce (A&M-

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Commerce) wants to remain a significant choice and must demonstrate a modern, inviting and inclusive campus to current and future students. The Agricultural Multipurpose Education & Training Center Project and A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research are sources for hands-on learning, recruitment and career development in the College of Agricultural Sciences and Natural Resources. This new complex will help facilitate cutting-edge research with livestock and gamebirds, offer flexible instructional spaces, host far-reaching annual events, and enrich the City of Commerce as a whole.

A&M-Commerce has a unique opportunity to have the fastest-growing agriculture college in Northeast Texas due to its location, availability of natural resources and land, and diverse degree options. However, the university's current facilities no longer support the college's current needs and goal to become one of the nation's leading agriculture and research programs.

The "one-stop-shop" vision for the Agricultural Multipurpose Education & Training Center Project is driven by educational efficiency and recruitment opportunities. Due to the college's lack of suitable facilities, most of its special events and competitions are not located on campus, which severely limits the university's ability to form an impression on prospective students. A&M-Commerce's annual Rodeo, which attracted more than 5,000 visitors in 2020, is held in Hopkins County Regional Civic Center in Sulphur Springs because of inadequate accommodations on campus. Many agriculture students, faculty and staff do not have easy access to their equipment and amenities — a consequence of the dispersed agricultural buildings along State Highway 24. With a re-evaluation of academic flow and departmental proximity based on operational needs, the agricultural program's current logistical problems will be greatly reduced. The facility introduces short-term animal holding and reduces the need for users to travel off campus for activities that involve cattle, sheep and swine.

As a fresh, modern agricultural complex and tactile learning community, the Agricultural Multipurpose Education & Training Center Project will welcome all students and visitors with a dynamic, interactive domain designed to benefit the global livestock industry. The new center will offer the most modern technology, facilities and equipment to generate comprehensive curricula and exceptional student leaders. Future projects include a state-of-the-art meat production laboratory and an agricultural mechanics lab. The current project will include two arenas with concessions and bleachers, a multipurpose pavilion and research classrooms.

Agriculture plays a critical role in the entire life of every economy on the planet, making it the backbone of the world's intricate economic system. In addition to providing food and raw materials, agriculture also provides employment opportunities to a very large percentage of the population. According to the U.S. Department of Agriculture, in 2020, 19.7 million full and part-time jobs were related to the agricultural and food sectors—10.3 percent of total U.S. employment. By providing innovative tools to young agriculture students, A&M-Commerce is investing in the next generation that will feed America's future.

A&M-Commerce's current National Quail Research Lab has ongoing efforts to foster Bobwhite Quail populations in Texas, which has seen an 80% drop since the 1960s. Due to the researchers' fast-growing success, the program is in need of more space and specialized facilities. With the new laboratory, researchers will be able to recreate environmental conditions in the laboratory and directly observe how stressors impact quail and other gamebird populations across multiple

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years. The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research's main purpose is to foster sustainable gamebird populations through innovative research, education and outreach.

The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research will provide the resources researchers need to aid in the conservation of quail populations in Texas and spread awareness of the national gamebird decline. The laboratory will develop a world-class, interactive experience that has the resources and flexibility to host national quail events and symposiums. The project will include a bio-secure research laboratory with incubators, offices, a veterinary room, flight and experimental aviaries, a working barn/shop, and a multipurpose event space.

Quail are an "umbrella species," meaning that they indicate the health of all other grassland species. Research suggests that their rapid decline is indicative of instability and deterioration of Texas agricultural communities. On a national scale, overhunting is not the leading cause of the population decline — it is the loss of habitat coupled with an increased frequency of extreme climate. Quail hunting is part of a \$2 billion annual upland gamebird industry. The quail decline has, in turn, resulted in millions of dollars in losses for the Texas economy.

Scope:

Agricultural Multipurpose Education & Training Center

The Agricultural Multipurpose Education & Training Center Project is a new complex of one-story structures. The planned location for the complex is on the site off State Highway 24 on the east side, which is roughly half a mile south of Whitley Hall. The larger tract of land the project sits on represents the major long-term expansion area for the campus. This project will expand the agriculture program's performance and rodeo space, create high-tech learning/research labs and accommodations and add retail amenities for meat sales and concession.

The Agricultural Multipurpose Education & Training Center Project includes the following main structures:

- Ag Multipurpose Event Space - 5,386 gross square feet (GSF)
 - Inside the arena it will serve the dual purpose of concession area and event space
 - polished concrete floors
 - Catering kitchen
- Arenas – 81,485 GSF (Arena 1) & 56,445 GSF (Arena 2)
 - Two covered arenas (pre-engineered metal building structures) with associated alleys, pens, and chutes
 - Bleacher seating for up to 1,500
 - Support spaces such as concessions, storage, announcer booth, and restrooms
 - Parking lots for 670+ vehicles

The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research

The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research is a new one-story complex with new research facilities designed specifically for quail brooding and hands-on field study. The planned location for the project is on the university's Artificial Wetlands and Native Prairie Reserve, which is off State Highway 24 on the west side. The wetlands are across the street from the Lion's Den and southwest of the Agricultural Multipurpose Education & Training Center Project site.

The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research includes the following main structures:

Research and Teaching/Events Facility ±14,000 square feet (SF)

- Teaching and event space
- Donor recognition area (lobby)
- Office space for researchers and graduate students
- Research facilities – labs; quarantine; egg intake, processing, and hatching rooms; brooding room; chick processing room
- Biosecurity measures – antechamber, laundry, and equipment washing facilities
- Support, storage, and building systems spaces

Support Facilities ±19,177 SF

- Barn/Workshop
- Grow Out Area
- Six Flight Aviaries (three base + three alternate)
- Experiment Aviary
- Quail Encounter (alternate)
- Teaching Pavilion (alternate; with future restroom and storage facilities)

Site Improvements

- Parking and drives
- Walkways
- Shade structures
- Landscaping

Construction on this project is scheduled to start in January 2024 with substantial completion scheduled for January 2026. The total project budget is \$47,322,833.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The Texas A&M University System first revealed its strategic plan in 2016. The Board of Regents updated this plan in August 2020 amid the COVID-19 global pandemic. The new report

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assesses the plan's current progress, reflects future ambitions and imposes new strategic imperatives. A&M-Commerce maintains a commitment to be transformative, innovative, inclusive, and sustainable. As a public institution serving a predominately rural setting, the campus needs to have the resources to realize its goal of providing a cutting-edge education, increasing student enrollment, and fostering collaboration. The Agricultural Multipurpose Education & Training Center Project and The Texas A&M University-Commerce Ted and Donna Lyon Center for Gamebird Research support six of the A&M System's strategic priorities and goals outlined in the updated plan:

Imperative No. 1: "All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests."

This engaging environment for learning, event-hosting, and expanding academic programs will increase student recruitment and retention. The college will become a highly sought-after location for students looking to start their academic careers in a competitive environment. These facilities reflect a vision where student interests, student engagement and student success are paramount. A vibrant learning community center will help students feel supported and challenged. This project is the first step in centralizing the college's agriculture facilities to increase accessibility and organizational effectiveness for the benefit of students.

Imperative No. 2: "The A&M System will remain affordable and accessible."

This project is an investment — the A&M System will reap the financial benefits of the college's increased enrollment, meat production and large-scale consumerism at agricultural events such as the annual Rodeo. This return on investment will help ensure the cost of education in the A&M System remains reasonable. Moreover, the agriculture program's resulting expansion will produce more scholarship opportunities for traditional students, transfer students and students who aspire to judge for one of the college's competitive teams.

Imperative No. 3: "Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy."

The new facilities will give an all-encompassing space for students to make A&M-Commerce their home and form beneficial relationships with classmates and professors. Ultimately, technological advancements allow students to transcend their hands-on learning experience, prepare them for an ever-changing future, and set them up for a successful career. Every single building that comprises this project prioritizes meaningful interaction to enhance global awareness. The gamebird site is planned to have educational nature trails, provide live demonstrations and host national symposiums. The Meats Lab will include viewing windows to demonstrate the meat packaging process from start to finish and the arenas will attract a diverse audience, which will draw more multicultural and international students to the College of Agricultural Sciences and Natural Resources.

Imperative No. 4: "The A&M System will increase its prominence by building a robust and targeted research portfolio."

By providing innovative tools for data gathering, research and production of raw materials, the A&M System is laying the foundation to lead groundbreaking environmental discoveries and assert a reputation for ambition. The gamebird laboratory's main goal is to research the

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profitable integration of agriculture and quail management in Texas and develop a conservation strategy that will transform the gamebird industry's operation. The university's targeted support of innovation translates into an overall effort to strengthen infrastructure for research and creative activity.

Imperative No. 5: "The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the economy."

These modern venues will serve as a new hub for agricultural interest in East Texas. Competitive, large-scale annual events, such as the Rodeo, will drive more traffic on campus and benefit the local economy. A&M-Commerce's unique rural-urban identity will be enhanced and put on display for public enjoyment, and the college's first-ever meat production capabilities will support a "farm-to-table" social movement in the community. In turn, this will cultivate and strengthen partnerships that serve regional needs.

Imperative No. 6: "The A&M System, in adhering to the high standard of excellence and growth required in this strategic plan, will display prudent financial stewardship and sustainability."

New agriculture facilities at A&M-Commerce will build the momentum of the already-growing college programs. Both complexes will be cutting-edge research assets for the campus, which will spur future funding and research grants. This reflects intentional investment and diligent plans for growth, which bolsters the A&M System's financial health. A&M-Commerce plans to construct more agricultural facilities on the project site over the next 10 years and is approaching the program's projected expansion in a financially sound manner that coincides with the A&M System's holistic ideals.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 22, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Revised Budget, Appropriation for Construction Services, and Approval for Construction for the Agricultural Multipurpose Education & Training Center Project, Texas A&M University-Commerce, Commerce, Texas (Project No. 21-3384)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$47,322,833 for the Agricultural Multipurpose Education & Training Center Project is approved.

The amount of \$40,430,833 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds (CCAP), and the amount of \$2,400,000 is appropriated from Account No. 21-831724 Ag Multi Educ & Trn Ctr – Local, for construction services and related project costs.

The Agricultural Multipurpose Education & Training Center Project, Texas A&M University-Commerce, Commerce, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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September 22, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

Mark J. Rudin, President
Texas A&M University-Commerce

AGRICULTURAL MULTIPURPOSE EDUCATION & TRAINING CENTER TEXAS A&M UNIVERSITY-COMMERCE PROJECT NO. 21-3384	PROJECT BUDGET
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1.	Construction	\$36,150,000
2.	Project Contingency	\$1,415,182
3.	Program of Requirements.....	0
4.	Pre-Construction Services	\$3,761,980
5.	Commissioning.....	\$60,838
6.	Construction Testing	\$475,000
7.	Campus Services & Technology	\$631,000
8.	Furnishings	\$711,000
9.	Equipment	\$2,726,000
10.	Other Project Costs.....	\$201,378
11.	Project Management & Inspection	<u>\$1,190,455</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$47,322,833</u>

**AGRICULTURAL MULTIPURPOSE EDUCATION &
TRAINING CENTER
TEXAS A&M UNIVERSITY-COMMERCE
PROJECT NO. 21-3384**

PROJECT SCHEDULE

1. Issue A/E RFQ July 13, 2022
2. Issue CMAR RFP July 14, 2022
3. Receive A/E RFQ Responses..... August 2, 2022
4. Receive CMAR RFP Response August 4, 2022
5. Shortlist A/E Firms August 9, 2022
6. Interview A/E Shortlist August 16, 2022
7. Interview CMAR Firms August 17, 2022
8. A/E Ranked Order Approved by Chancellor September 27, 2022
9. CMAR Ranked Order Approved by Chancellor October 7, 2022
10. Execute A/E Agreement December 19, 2022
11. Execute CMAR/CSP Agreement January 30, 2023
12. Complete Schematic Design April 4, 2023
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16. Submit THECB Application November 2023
17. Begin Construction January 2024
18. Complete Construction Documents February 2024
19. Substantial Completion January 2026
20. Owner Occupancy February 2026



Agricultural Multipurpose Education & Training Center

Texas A&M University-Commerce

Project No. 21-3384

TEXAS A&M UNIVERSITY - COMMERCE
REVENUE FINANCING SYSTEM
21-3384 Agricultural Multipurpose Education & Training Center
Capital Construction Assistance Project (CCAP)

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	44,925,000.00			
YEAR 1	43,705,000.00	1,220,000.00	2,695,500.00	3,915,500.00
YEAR 2	42,410,000.00	1,295,000.00	2,622,300.00	3,917,300.00
YEAR 3	41,040,000.00	1,370,000.00	2,544,600.00	3,914,600.00
YEAR 4	39,585,000.00	1,455,000.00	2,462,400.00	3,917,400.00
YEAR 5	38,045,000.00	1,540,000.00	2,375,100.00	3,915,100.00
YEAR 6	36,410,000.00	1,635,000.00	2,282,700.00	3,917,700.00
YEAR 7	34,675,000.00	1,735,000.00	2,184,600.00	3,919,600.00
YEAR 8	32,840,000.00	1,835,000.00	2,080,500.00	3,915,500.00
YEAR 9	30,895,000.00	1,945,000.00	1,970,400.00	3,915,400.00
YEAR 10	28,830,000.00	2,065,000.00	1,853,700.00	3,918,700.00
YEAR 11	26,645,000.00	2,185,000.00	1,729,800.00	3,914,800.00
YEAR 12	24,325,000.00	2,320,000.00	1,598,700.00	3,918,700.00
YEAR 13	21,865,000.00	2,460,000.00	1,459,500.00	3,919,500.00
YEAR 14	19,260,000.00	2,605,000.00	1,311,900.00	3,916,900.00
YEAR 15	16,500,000.00	2,760,000.00	1,155,600.00	3,915,600.00
YEAR 16	13,575,000.00	2,925,000.00	990,000.00	3,915,000.00
YEAR 17	10,470,000.00	3,105,000.00	814,500.00	3,919,500.00
YEAR 18	7,180,000.00	3,290,000.00	628,200.00	3,918,200.00
YEAR 19	3,695,000.00	3,485,000.00	430,800.00	3,915,800.00
YEAR 20	-	3,695,000.00	221,700.00	3,916,700.00
		<u>\$ 44,925,000.00</u>	<u>\$ 33,412,500.00</u>	<u>\$ 78,337,500.00</u>

Estimated rounding of \$2,167 is included in this schedule.

Long-term rates are assumed to be 6.00%. Rates are subject to market change.

Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval of the Project Scope (Remaining Scope) and Budget, Appropriation for Construction Services, and Approval for Construction (Remaining Scope) for the New Headquarters and State Emergency Operations Center Project, Texas Division of Emergency Management, Austin, Texas (Project No. 30-3317)

Background and Prior Actions:

The New Headquarters and State Emergency Operations Center Project was added by special legislative funding to the FY 2022 – FY 2026 A&M System Capital Plan at \$300,000,000. An additional \$70,300,000 was approved by the board at the May 2022 meeting, for a total planning amount of \$370,300,000. This total included \$9,652,952.52 for property acquisition, resulting in a construction project value of \$360,647,047.48. The project was approved for construction (early scope) and \$145,312,354 was appropriated for construction services at the May 2023 meeting.

Proposed Board Action:

- (1) Approve the remaining project scope and budget.
- (2) Appropriate \$186,297,243.48 for construction services and related project costs. In addition, \$174,349,804 has been previously appropriated to this construction project.
- (3) Approve construction for the remaining project scope of the New Headquarters and State Emergency Operations Center Project for Texas Division of Emergency Management (TDEM).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Cash (Coronavirus State Fiscal Recovery Fund)*	\$290,347,047.48	N/A	N/A
Cash (Indirect Cost Recoveries)	\$38,300,000.00	N/A	N/A
Cash (Federal Grant Funds)	<u>\$32,000,000.00</u>	N/A	N/A
Total Project Funds	<u>\$360,647,047.48</u>		

*The original \$300,000,000 in funding has been reduced by \$9,652,952.52 spent for the land purchase.

Project Justification:

Since the inception of the Federal Emergency Management Agency (FEMA) in 1953, there have been 102 declared disasters in Texas, which averages a major disaster declaration every eight months. In addition to this, the state experiences a significant number of events that do not meet the state's federal threshold for a disaster declaration. Texas and Texans are routinely impacted by floods, wind, hurricanes, tornadoes, fires, and other natural and man-made events. TDEM leads the efforts in preparing for, responding to and recovering from these events and in mitigating the effects of future events.

TDEM is charged with managing the comprehensive, all-hazards emergency management program for the state and assisting cities, counties and state agencies in planning and implementing its emergency management programs. In May 2019, legislation was passed that transferred TDEM to The Texas A&M University System as its eighth state agency. The transfer allows for better coordination between the governor, TDEM, Texas A&M Engineering Extension Service, Texas A&M Forest Service, and Texas A&M AgriLife Extension Service.

The current State Operations Center (SOC) is housed on the headquarters campus of the Texas Department of Public Safety (DPS) and has very limited meeting space, breakout space and parking. Amenities are undersized for the number of people who deploy for a disaster response. The SOC level of the building is two floors below the basement and presents a challenge for those with mobility issues. The current Council (Operations) Floor, at 3,146 square feet (SF), seats 144 personnel, shoulder-to-shoulder. These conditions, which were always at issue even in "normal" disasters, were insurmountable for the COVID-19 response. To attempt to maintain social distance, TDEM leased all meeting rooms (25,417 SF) at a nearby hotel and also leased 10 – 15 guestrooms (350 SF each), depending on need, that were converted to meeting space.

Even in "blue-sky" times, the office space (roughly 10,000 SF) adjacent to the current SOC cannot support TDEM's requirements. Therefore, the majority of TDEM's headquarters staff are located in a leased building several miles away. In the new State Emergency Operations Center (SEOC), the 13,389 SF Operations Floor, the hub of response operations, will comfortably seat 300 individuals. The SEOC will provide ample meeting/break-out rooms, which will effectively support response efforts. Suitable spaces for SEOC functions, such as a joint information center, press conference room, GIS workroom, food service, and audio/visual controls, are included, as well as a space for dignitaries. The modern, flexible, state-of-the-art facility will provide the ability to configure operations, as needed, per event and with space for TDEM partner agency and business representatives, to support the quick turn-around times critical to response operations. The project also includes space for personnel from either The Texas A&M University System (A&M System) entities and/or emergency management partner agencies who are either permanently or temporarily deployed to Austin for disaster response, recovery and mitigation efforts, or other activities. This project will allow TDEM to coordinate statewide efforts from a single location.

Scope (Current Authorization Request):

This project will construct an office building and the State Emergency Operations Center (SEOC). The five-story office building is 252,600 SF and will include all the TDEM

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headquarters staff in a single facility. This central location will provide training rooms and conference facilities for conferences, meetings and training events. In addition to TDEM staff offices, space will be available for other A&M System use, as well as space for researchers and other state agencies and partner entities to coordinate emergency response activities and to provide collaborative efforts to advance the field of emergency management. The new TDEM Headquarters office will be a hybrid construction with the core of the building employing traditional steel-framed construction. The outer bays where the open workspaces reside will be constructed of mass timber construction with natural light filling these spaces.

The State Emergency Operations Center is a 91,360 SF two-story hardened concrete and steel structure designed to withstand 200 mph windstorms. The 15,000 SF council floor will be the heartbeat for emergency response operations. The SEOC will have meeting rooms, smaller breakout rooms and other support functions such as the State Watch room, radio room, GIS workroom, and food service spaces to support 24-hour operations.

Construction on this project (early scope) will begin in November 2023 with substantial completion for the total project scheduled for August 2026. The total project budget is \$360,647,047.48.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

TDEM's New Headquarters and State Emergency Operations Center Project supports the A&M System Strategic Plan Imperative Number 5:

"The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy."

The new building will allow TDEM to provide and manage the state of Texas' all-hazards preparedness, response, recovery and mitigation activities and assist cities, counties, and state agencies in planning and implementing their emergency management programs. The modern, flexible, state-of-the-art SEOC will include technology that allows it to serve as the hub of response operations and provide TDEM the ability to configure operations, as needed per event. The new facility provides ample space to facilitate coordination between TDEM and its partner agencies and business representatives, resulting in quicker turn-around times critical to response operations and minimizing impacts to the state's citizens and economy.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
September 28, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope (Remaining Scope) and Budget, Appropriation for Construction Services, and Approval for Construction (Remaining Scope) for the New Headquarters and State Emergency Operations Center Project, Texas Division of Emergency Management, Austin, Texas (Project No. 30-3317)

I recommend adoption of the following minute order:

“The project scope (Remaining Scope) along with a project budget of \$360,647,047.48 for the New Headquarters and State Emergency Operations Center Project is approved.

The amount of \$115,997,243.48 is appropriated from Account No. 30-480200 TDEM HQ/SOC PR30-3317, the amount of \$38,300,000 is appropriated from Account No. 30-202104 IDC-TDEM HQ/SOC, and the amount of \$32,000,000 is appropriated from Account No. 30-450224 TDEM HQ/SOC, for construction services and related project costs (Remaining Scope).

The New Headquarters and State Emergency Operations Center Project, Texas Division of Emergency Management, Austin, Texas, is approved for construction (Remaining Scope).”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

W. Nim Kidd
Vice Chancellor for Disaster and
Emergency Service
Texas Division of Emergency Management

NEW HEADQUARTERS AND STATE EMERGENCY OPERATIONS CENTER – OVERALL PROJECT TEXAS DIVISION OF EMERGENCY MANAGEMENT PROJECT NO. 30-3317	PROJECT BUDGET
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1.	Construction	\$285,234,900.00
2.	Project Contingency	4,326,014.00
3.	Program of Requirements.....	0.00
4.	Pre-Construction Services	25,699,292.00
5.	Commissioning.....	931,000.00
6.	Construction Testing	2,471,547.48
7.	Campus Services & Technology	17,010,000.00
8.	Furnishings	3,000,000.00
9.	Equipment	500,000.00
10.	Other Project Costs.....	11,938,294.00
11.	Project Management & Inspection	<u>9,564,000.00</u>
12.	TOTAL ESTIMATED COST OF PROJECT	<u>\$360,647,047.48</u>

**NEW HEADQUARTERS AND STATE EMERGENCY
OPERATIONS CENTER – REMAINING SCOPE
TEXAS DIVISION OF EMERGENCY MANAGEMENT
PROJECT NO. 30-3317**

PROJECT BUDGET

PROJECT BUDGET	EARLY SCOPE BUDGET (May 2022 Approval)	REMAINING SCOPE BUDGET (Current Approval)	TOTAL OVERALL BUDGET
Construction	\$132,106,646.00	\$153,128,254.00	\$285,234,900.00
Project Contingency	\$5,573,108.00	(\$2,864,546.00)	\$2,708,562.00
Program of Requirements	\$0.00	\$0.00	\$0.00
Pre-Construction Services (Previously Appropriated)	\$29,037,450.00	(\$5,121,219.00)	\$23,916,231.00
Commissioning	\$0.00	\$1,342,000.00	\$1,342,000.00
Construction Testing	\$825,000.00	\$1,616,000.00	\$2,441,000.00
Campus Services & Technology	\$1,620,000.00	\$15,521,000.00	\$17,141,000.00
Furnishings	\$0.00	\$3,000,000.00	\$3,000,000.00
Equipment	\$0.00	\$500,000.00	\$500,000.00
Other Project Costs	\$1,362,000.00	\$13,437,354.48	\$14,799,354.48
Project Management & Inspection	\$3,825,600.00	\$5,738,400.00	\$9,564,000.00
TOTAL ESTIMATED COST OF PROJECT	\$174,349,804.00	\$186,297,243.48	\$360,647,047.48

**NEW HEADQUARTERS AND STATE EMERGENCY
OPERATIONS CENTER
TEXAS DIVISION OF EMERGENCY MANAGEMENT
PROJECT NO. 30-3317**

PROJECT SCHEDULE

1. Issue A/E RFQ May 10, 2022
2. Issue CMAR RFP June 6, 2022
3. Receive A/E RFQ Responses..... June 9, 2022
4. Shortlist A/E Firms June 17, 2022
5. Receive CMAR RFP Response June 22, 2022
6. Interview A/E Shortlist June 30, 2022
7. A/E Ranked Order Approved by Chancellor July 14, 2022
8. CMAR Ranked Order Approved by Chancellor August 2, 2022
9. Execute A/E Agreement September 8, 2022
10. Execute CMAR Agreement September 27, 2022
11. Complete Schematic Design March 13, 2023
12. Receive GMP from CMAR (Early Scope) April 3, 2023
13. BOR Approval for Construction (Early Scope)..... May 18, 2023
14. Complete Design Development August 20, 2023
15. Receive GMP from CMAR (Remaining Scope)October 13, 2023
16. Submit THECB ApplicationOctober 30, 2023
17. Begin Construction (Early Scope)November 2023
18. BOR Approval for Construction (Remaining Scope).....November 9, 2023
19. Complete Construction Documents April 2024
20. Substantial Completion August 2026
21. Owner OccupancyOctober 2026



New Headquarters and State Emergency Operations Center

Texas Division of Emergency Management

Project No. 30-3317

AGENDA ITEM BRIEFING

Submitted by: Mark A. Welsh III, Interim President
Texas A&M University

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Interior Finishes Renovations Dunn Hall Phase II Project, Texas A&M University, College Station, Texas (SSC Project No. 2022-07999)

Background and Prior Actions:

The Interior Finishes Renovations Dunn Hall Phase II Project was included as an approved project on the FY 2024 – FY 2028 Texas A&M University System Capital Plan approved by the Board at the August 2023 meeting.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$6,252,849 for construction services and related project costs. \$694,760 has been previously appropriated to this project.
- (3) Approve construction of the Interior Finishes Renovations Dunn Hall Phase II Project at Texas A&M University (Texas A&M).

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Cash (Housing Revenue)	<u>\$6,947,609</u>	N/A	N/A
Total Project Funds	<u>\$6,947,609</u>		

Project Justification:

Originally constructed in 1972, Dunn Hall is a four-story concrete structure consisting of 240 student rooms, 120 shared bathrooms, study rooms, and common areas/spaces. Total net assignable square footage is 67,280.

The existing interior finishes have reached the end of their useful life. Room finishes, bathroom finishes, bathroom fixtures, and common area finishes which include study rooms, former typing

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rooms and drafting rooms need replacement and updates. Due to the change in use of some rooms, technology upgrades and room door upgrades need to be included along with the finish upgrades. Privacy partitions, sinks, shower bottoms, and plumbing fixtures need constant maintenance and repair. Interior metal closet doors are failing and parts are no longer available. The flooring in student rooms and common areas needs replacing. A full paint of the entire building interior is needed. Additionally, it is required by the Texas Department of Licensing and Regulation (TDLR) that a portion of the student rooms, student bathrooms, laundry rooms, community toilets, drinking fountains, and community kitchen be accessible.

Scope:

Phase II interior finishes will address a range of room and common area finishes, the majority being on the 1st and 2nd floors of Dunn Hall including resident rooms, large and small study rooms, community lounges, community bathrooms, and laundry rooms. Also to be addressed are the majority of the TDLR requirements.

General construction will consist of the removal of flooring, room doors, blinds, metal closets, all bathroom fixtures, and shower stalls. Installation of new finishes, new interior signage, electrical outlets, light switches, and blinds. Patching and painting of all interior walls and ceilings will be included.

Construction on this project is scheduled to start in December 2023 with substantial completion scheduled for July 2024. The total project budget is \$6,947,609.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

Approval of this agenda item will advance The Texas A&M University System (A&M System) strategic imperative 3: “Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy.” Specifically, this project will provide students with a more comfortable living and study space. Improving the quality of campus life will improve the educational experience for all residents.

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TEXAS A&M UNIVERSITY

Office of the President

September 26, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Interior Finishes Renovations Dunn Hall Phase II Project, Texas A&M University, College Station, Texas (SSC Project No. 2022-07999)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$6,947,609 for the Interior Finishes Renovations Dunn Hall Phase II Project is approved.

The amount of \$6,252,849 is appropriated from Account No. 02-808818, Capital Renewal/DM Housing, for construction services and related project costs.

The Interior Finishes Renovations Dunn Hall Phase II Project, Texas A&M University, College Station, Texas, is approved for construction.”

Respectfully submitted,

Mark A. Welsh III
Interim President

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs

INTERIOR FINISHES RENO DUNN HALL PH II
TEXAS A&M UNIVERSITY
SSC PROJECT NO. 2022-07999

PROJECT BUDGET

1. Amount Available for Construction Contract	\$5,484,000
2. Owner's Contingency	613,240
3. Architectural/Engineering Fees	548,000
4. SSC Project Management Fees	202,369
5. Campus Services	25,000
6. Other Services	<u>75,000</u>
7. TOTAL ESTIMATED COST OF PROJECT	<u>\$6,947,609</u>

1. BOR Approval to Include in Capital Plan May 2020
2. Receive Best Value Authorization..... April 2021
3. Execute A/E Agreement January 2023
4. Complete Construction Documents June 2023
5. Advertise for Competitive Sealed Proposals (CSPs) June 2023
6. CSP Evaluation August 2023
7. BOR Approval for ConstructionNovember 9, 2023
8. Issue Construction Notice to Proceed December 2023
9. Begin Construction May 2024
10. Substantial Completion July 2024
11. Owner Occupancy August 2024



Interior Finishes Renovations Dunn Hall Phase II

Texas A&M University

SSC Project No. 2022-07999

AGENDA ITEM BRIEFING

Submitted by: Mark A. Welsh III, Interim President
Texas A&M University

Subject: Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the West Campus Player Development Center & Ellis Field Renovations Project for Texas A&M University (Project No. 02-3404)

Background and Prior Actions:

The project was added to the FY 2023 – FY 2027 Texas A&M University System (A&M System) Capital Plan at the November 2022 Board meeting with an FY 2024 start date and a total planning amount of \$25,000,000. The project was included as a proposed project on the FY 2024 – FY 2028 A&M System Capital Plan approved by the Board at the August 2023 meeting with an FY 2025 start date and a total planning amount of \$25,000,000.

Proposed Board Action:

- (1) Amend the approved FY 2024 – FY 2028 A&M System Capital Plan to change the fiscal year designation for project initiation for the West Campus Player Development Center & Ellis Field Renovations Project from FY 2025 to FY 2024 with an increased planning amount of \$28,200,000.
- (2) Appropriate \$2,820,000 for pre-construction services and related project costs.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Proposed Adjustment</u>	<u>Proposed Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	<u>\$25,000,000</u>	<u>\$0</u>	<u>\$25,000,000</u>	\$1,737,140	Stadium Revenue
Revenue Financing System Debt Proceeds	<u>\$0</u>	<u>\$3,200,000</u>	<u>\$3,200,000</u>	\$739,150	Gifts*
Total Project Cost	<u>\$25,000,000</u>	<u>\$3,200,000</u>	<u>\$28,200,000</u>		

*Currently no gifts have been pledged or received. System Policy 51.04 requires that 50% of the gift funds are in hand, and another 25% of the gift funds have been pledged at the time of construction approval. Should Texas A&M University (Texas A&M) fail to receive the \$3,200,000 needed to fund the gift portion of the project, Texas A&M has agreed to make timely payments to the A&M System as necessary to fully service commercial paper or other debt issued to support the project, and such payment shall be made from Investment Earnings.

Note: Any gifts received for this project are hereby appropriated and previous appropriations are reverted from Revenue Financing System Debt Proceeds.

Change Justification:

This project was previously included on the approved FY 2023 – FY 2027 capital plan with an FY 2024 project initiation designation. The initiation year was changed to FY 2025 with approval of the FY 2024 – FY 2028 capital plan at the August 2023 Board meeting. The Program of Requirements (POR) has now been completed and executed and funding has been confirmed. Texas A&M Athletics desires to proceed with the project as soon as possible.

Texas A&M Athletics would like to increase the project planning amount to include scope items identified as Priority 3 in the originally executed POR.

Project Justification:

To make way for the New Indoor Track Facility, the Track Training Center was demolished and removed, and the associated soccer spaces used for training, meetings, equipment storage, conditioning, and rehabilitation were moved to temporary locations. In order to utilize the surrounding real estate effectively, our preliminary investigations direct us to expand the existing West Campus Player Development Center (WCPDC) for the accommodations required for the soccer program administrative and performance support while enhancing the WCPDC with the renovation of the current weight room and office spaces. In addition to the WCPDC, the main entry to Ellis Field needs a focused entrance point to match the architectural standards of the surrounding facilities. Our goal is to bring the soccer program up to the Texas A&M/Southeastern Conference standard for facilities. This project will allow the soccer program to continue to recruit the best student-athletes in the country to Texas A&M.

Scope:

The project proposes various improvements to Ellis Field and renovation of the WCPDC. The project will create a focused hub for the soccer athletic program, providing new team facilities and an improved fan experience, while improving the capabilities and effectiveness of supporting programs such as strength and conditioning, performance, rehabilitation, nutrition, and sports psychology. The project provides for a centralized location with easy access to all supported athletic programs. The existing facilities, functionality and operations of the Huffines Institute for Sports Medicine and Human Performance located at the WCPDC will not be fundamentally impacted by the proposed renovations.

Ellis Field (Addition and Renovation)

Improvements to Ellis Field include:

- Construction of new Soccer Operations Building on the east side bleachers
 - New home for the Texas A&M Soccer program
 - Coaching staff offices
 - Home team locker rooms
 - Conference rooms
 - Training and rehabilitation spaces
 - Equipment storage
 - Relocation of Field Lighting
 - Security fencing
 - Miscellaneous cosmetic improvements

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- Construction of new spectator entries from Tom Chandler Drive
- Construction of a new ticketing structure in the northwest corner of Ellis Field
- Renovation of Building 1571 (West Campus Office Pavilion) in the southeast corner of Ellis Field
 - Visiting team locker rooms
 - Game officials' meeting space and restrooms
 - Improved concessions
- Demolition of the following:
 - Old Softball Stadium 1567
 - Track & Field Support Building 1555
 - Ellis '79 Soccer Building 1566
 - Varsity Press Box 1568

West Campus Player Development Center (Addition)

- Addition on the south side of the WCPDC for the following:
 - Additional weight room in support of all spring sports
 - New offices
 - Meeting rooms
 - Locker rooms
 - Equipment storage for Athletics
- Rework of the athletic field turf impacted by the addition

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The WCPDC and Ellis Field Renovations Project firmly supports the following A&M System strategic imperative:

Imperative No. 3: "Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy."

As noted earlier, the main emphasis of this project is adding and enhancing the opportunities for the success of the student-athletes. Additionally, this project provides performance training and support methods for a healthy lifestyle with nutritional and mental health support mechanisms that can be utilized throughout their adult life.

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TEXAS A&M UNIVERSITY

Office of the President

September 26, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the West Campus Player Development Center & Ellis Field Renovations Project for Texas A&M University (Project No. 02-3404)

I recommend adoption of the following minute order:

“The request to amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation from FY 2025 to FY 2024 and increase the project planning amount to \$28,200,000 for the West Campus Player Development Center & Ellis Field Renovations Project for Texas A&M University is approved.

The amount of \$2,820,000 is appropriated from Account No. 01-083538, Revenue Financing System Debt Proceeds (Stadium Revenue), for pre-construction services and related project costs.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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September 26, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Mark A. Welsh
Interim President

Approval Recommended:

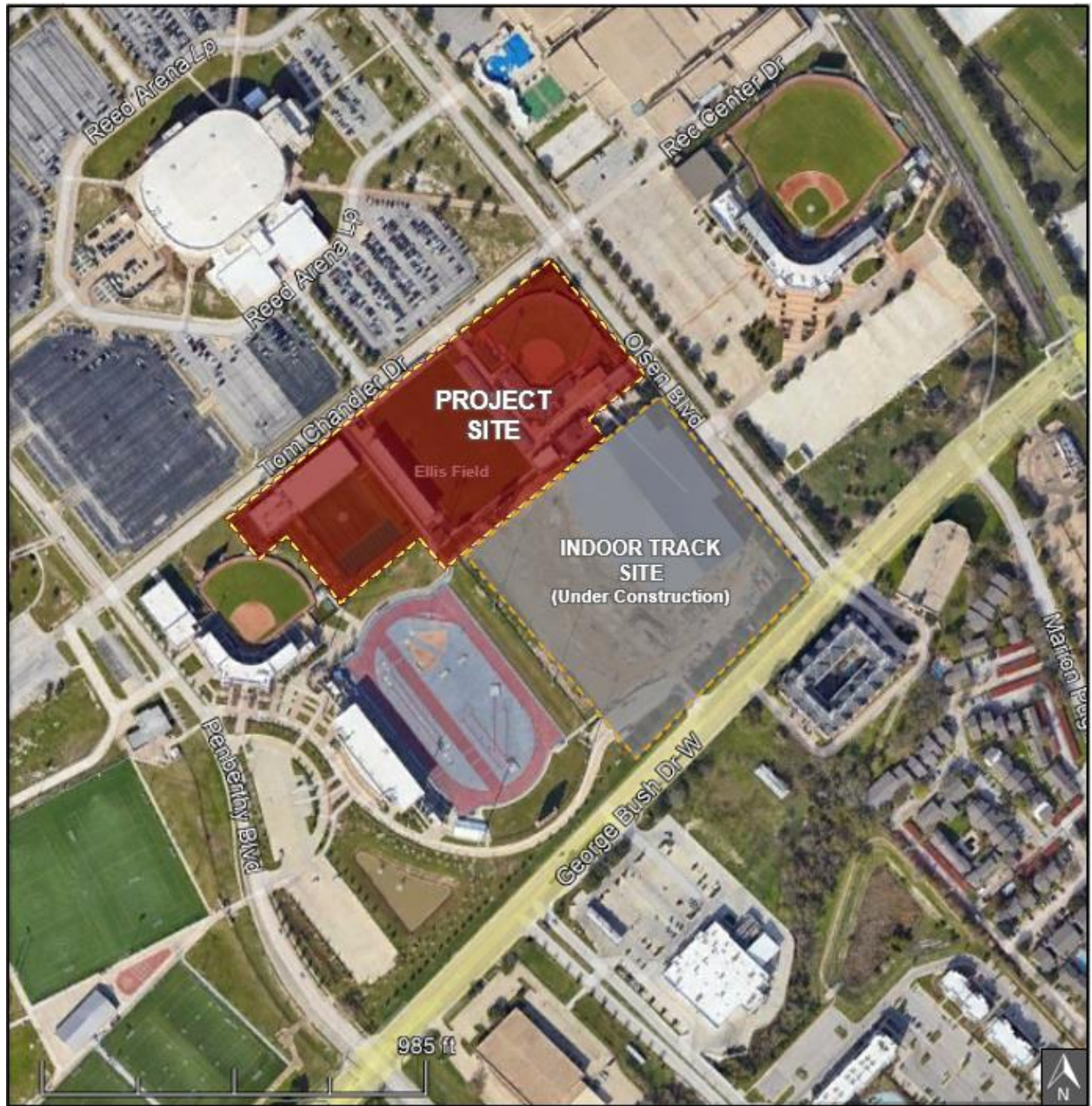
Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs



West Campus Player Development Center & Ellis Field Renovations

Texas A&M University

Project No. 02-3404

**TEXAS A&M UNIVERSITY
REVENUE FINANCING SYSTEM
02-3404 West Campus Player Development Center and Ellis Field Renovations
Stadium Revenue**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
BONDS	25,250,000.00				
YEAR 1	24,900,000.00	350,000.00	1,388,750.00	1,738,750.00	1,999,562.50
YEAR 2	24,530,000.00	370,000.00	1,369,500.00	1,739,500.00	2,000,425.00
YEAR 3	24,140,000.00	390,000.00	1,349,150.00	1,739,150.00	2,000,022.50
YEAR 4	23,730,000.00	410,000.00	1,327,700.00	1,737,700.00	1,998,355.00
YEAR 5	23,300,000.00	430,000.00	1,305,150.00	1,735,150.00	1,995,422.50
YEAR 6	22,845,000.00	455,000.00	1,281,500.00	1,736,500.00	1,996,975.00
YEAR 7	22,365,000.00	480,000.00	1,256,475.00	1,736,475.00	1,996,946.25
YEAR 8	21,860,000.00	505,000.00	1,230,075.00	1,735,075.00	1,995,336.25
YEAR 9	21,325,000.00	535,000.00	1,202,300.00	1,737,300.00	1,997,895.00
YEAR 10	20,760,000.00	565,000.00	1,172,875.00	1,737,875.00	1,998,556.25
YEAR 11	20,165,000.00	595,000.00	1,141,800.00	1,736,800.00	1,997,320.00
YEAR 12	19,535,000.00	630,000.00	1,109,075.00	1,739,075.00	1,999,936.25
YEAR 13	18,870,000.00	665,000.00	1,074,425.00	1,739,425.00	2,000,338.75
YEAR 14	18,170,000.00	700,000.00	1,037,850.00	1,737,850.00	1,998,527.50
YEAR 15	17,435,000.00	735,000.00	999,350.00	1,734,350.00	1,994,502.50
YEAR 16	16,655,000.00	780,000.00	958,925.00	1,738,925.00	1,999,763.75
YEAR 17	15,835,000.00	820,000.00	916,025.00	1,736,025.00	1,996,428.75
YEAR 18	14,970,000.00	865,000.00	870,925.00	1,735,925.00	1,996,313.75
YEAR 19	14,055,000.00	915,000.00	823,350.00	1,738,350.00	1,999,102.50
YEAR 20	13,090,000.00	965,000.00	773,025.00	1,738,025.00	1,998,728.75
YEAR 21	12,075,000.00	1,015,000.00	719,950.00	1,734,950.00	1,995,192.50
YEAR 22	11,000,000.00	1,075,000.00	664,125.00	1,739,125.00	1,999,993.75
YEAR 23	9,870,000.00	1,130,000.00	605,000.00	1,735,000.00	1,995,250.00
YEAR 24	8,675,000.00	1,195,000.00	542,850.00	1,737,850.00	1,998,527.50
YEAR 25	7,415,000.00	1,260,000.00	477,125.00	1,737,125.00	1,997,693.75
YEAR 26	6,085,000.00	1,330,000.00	407,825.00	1,737,825.00	1,998,498.75
YEAR 27	4,685,000.00	1,400,000.00	334,675.00	1,734,675.00	1,994,876.25
YEAR 28	3,205,000.00	1,480,000.00	257,675.00	1,737,675.00	1,998,326.25
YEAR 29	1,645,000.00	1,560,000.00	176,275.00	1,736,275.00	1,996,716.25
YEAR 30	-	1,645,000.00	90,475.00	1,735,475.00	1,995,796.25
		<u>\$ 25,250,000.00</u>	<u>\$ 26,864,200.00</u>	<u>\$ 52,114,200.00</u>	<u>\$ 59,931,330.00</u>

Estimated issuance costs and rounding of \$250,000 are included in this schedule.
Long-term rates are assumed to be 5.50%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

**TEXAS A&M UNIVERSITY
REVENUE FINANCING SYSTEM
02-3404 West Campus Player Development Center and Ellis Field Renovations
Gifts**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
Coml Paper	3,200,000.00				
YEAR 1	2,620,000.00	580,000.00	160,000.00	740,000.00	851,000.00
YEAR 2	2,015,000.00	605,000.00	131,000.00	736,000.00	846,400.00
YEAR 3	1,375,000.00	640,000.00	100,750.00	740,750.00	851,862.50
YEAR 4	705,000.00	670,000.00	68,750.00	738,750.00	849,562.50
YEAR 5	-	705,000.00	35,250.00	740,250.00	851,287.50
		<u>\$ 3,200,000.00</u>	<u>\$ 495,750.00</u>	<u>\$ 3,695,750.00</u>	<u>\$ 4,250,112.50</u>

Short-term rates are assumed to be 5.00%. Rates are subject to market change.
Assuming that debt will remain in commercial paper until paid off.
Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

The backup source of repayment for Gifts is Investment Earnings.

AGENDA ITEM BRIEFING

Submitted by: Mark A. Welsh III, Interim President
Texas A&M University

Subject: Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Alkek Building Roof & Exhaust Fan Replacement Project for the Texas A&M University Health Science Center (SSC Project No. 22-0209)

Background and Prior Actions:

The project was included as a proposed project on the FY 2024 – FY 2028 Texas A&M University System Capital Plan approved by the Board at the August 2023 meeting with an FY 2025 start date and a total planning amount of \$5,000,000.

Proposed Board Action:

- (1) Amend the approved FY 2024 – FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Alkek Building Roof & Exhaust Fan Replacement Project from FY 2025 to FY 2024.
- (2) Appropriate \$500,000 for pre-construction services and related project costs.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Permanent University Fund Debt Proceeds*	<u>\$5,000,000</u>	\$405,150	Available University Fund
Total Project Cost	<u>\$5,000,000</u>		

*TAMHSC is using \$5 million of its PUF Equipment Allocations to provide the funding for this project. These funds have been reverted to the A&M System so they can be appropriated to this major construction project.

Change Justification:

This project was previously included on the approved FY 2023 – FY 2027 capital plan with an FY 2024 project initiation designation. The initiation year was changed to FY 2025 with approval of the FY 2024 – FY 2028 capital plan at the August 2023 BOR meeting. The Statement of Work has now been completed and executed and funding has been confirmed. The Texas A&M University Health Science Center (TAMHSC) desires to proceed with the project as soon as possible.

Project Justification:

The Alkek Building was built in 1988. The roof and exhaust fans serving the building are original to the building, making them in service for over thirty years.

The roof has far exceeded its useful service life. The roof exhibits many blisters and voids due to system failure. Due to this failure, the building has developed leaks that are visible on the interior ceiling tiles.

The exhaust fans serving the laboratories and general spaces continue to serve the building through continuous maintenance. These fans are now obsolete and no longer supported by the manufacturer. The control system supporting the exhaust system is pneumatic and in need of replacement as well. The controllability of the exhaust system is lacking due to failures within the system. These fans and controls within the exhaust system need to be upgraded for the continued operation of the laboratories and their ability to control space pressurization.

Scope:

The first objective of this project is to replace the existing exhaust fans serving the building laboratories. There are over thirty fans located on the roof serving the building. This project will combine many of those fans into one system. Combining these fans will allow for the inclusion of redundancies in the fan systems. The ability to include redundancy in the systems increases the reliability and stability of the exhaust systems. The second objective of this project is to replace the existing roof with a new roof that meets the Texas A&M University roof standards.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The Alkek Building Exhaust Fan and Roof Replacement Project supports The Texas A&M University System strategic imperative 4: “The A&M System, in adhering to the high standard of excellence and growth required in this strategic plan, will display prudent financial stewardship and sustainability.” Specifically, this project supports this strategic plan imperative by prolonging the useful life and infrastructure of this research building.

Agenda Item No.

TEXAS A&M UNIVERSITY

Office of the President

September 26, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Alkek Building Roof & Exhaust Fan Replacement Project for the Texas A&M University Health Science Center (SSC Project No. 22-0209)

I recommend adoption of the following minute order:

“The request to amend the FY 2024 – FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Alkek Building Roof & Exhaust Fan Replacement Project for the Texas A&M University Health Science Center from FY 2025 to FY 2024 is approved.

The amount of \$500,000 is appropriated from Account No. 01-084243 Permanent University Fund Debt Proceeds (AUF), for pre-construction services and related project costs.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).”

Respectfully submitted,

Mark A. Welsh III
Interim President

Submission Recommended:

Dr. Indra K. Reddy
Interim Vice President and Chief Operating Officer
Texas A&M University Health Science Center

Approval Recommended:

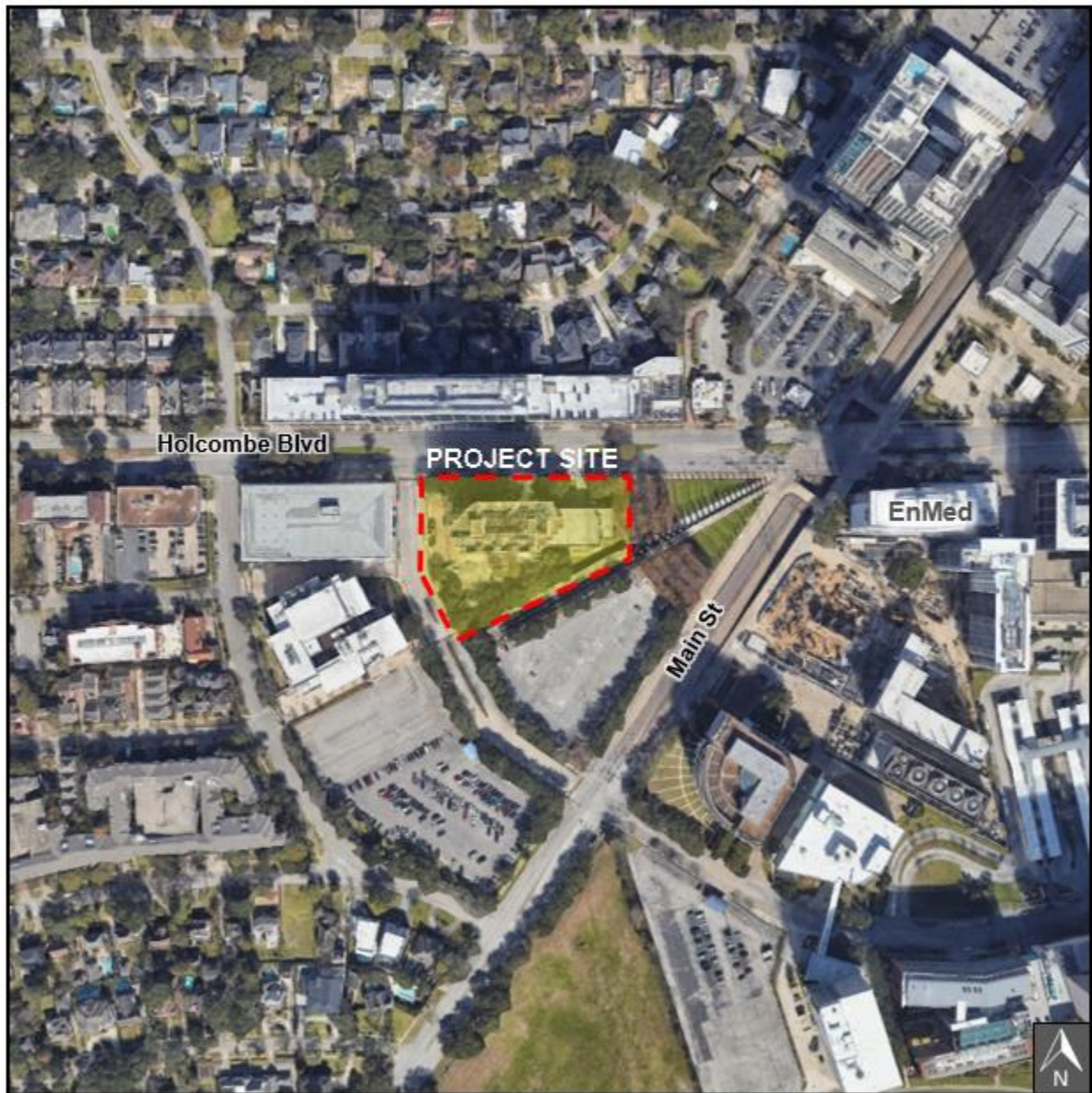
John Sharp
Chancellor

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approved for Legal Sufficiency:

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs



Alkek Building Roof & Exhaust Fan Replacement

Texas A&M University Health Science Center

SSC Project No. 22-0209

**TEXAS A&M HEALTH SCIENCE CENTER
PERMANENT UNIVERSITY FUND
Alkek Roof & Exhaust Fan Replacement
Available University Fund**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	5,050,000.00			
YEAR 1	4,895,000.00	155,000.00	252,500.00	407,500.00
YEAR 2	4,735,000.00	160,000.00	244,750.00	404,750.00
YEAR 3	4,565,000.00	170,000.00	236,750.00	406,750.00
YEAR 4	4,390,000.00	175,000.00	228,250.00	403,250.00
YEAR 5	4,205,000.00	185,000.00	219,500.00	404,500.00
YEAR 6	4,010,000.00	195,000.00	210,250.00	405,250.00
YEAR 7	3,805,000.00	205,000.00	200,500.00	405,500.00
YEAR 8	3,590,000.00	215,000.00	190,250.00	405,250.00
YEAR 9	3,365,000.00	225,000.00	179,500.00	404,500.00
YEAR 10	3,130,000.00	235,000.00	168,250.00	403,250.00
YEAR 11	2,880,000.00	250,000.00	156,500.00	406,500.00
YEAR 12	2,620,000.00	260,000.00	144,000.00	404,000.00
YEAR 13	2,345,000.00	275,000.00	131,000.00	406,000.00
YEAR 14	2,055,000.00	290,000.00	117,250.00	407,250.00
YEAR 15	1,750,000.00	305,000.00	102,750.00	407,750.00
YEAR 16	1,435,000.00	315,000.00	87,500.00	402,500.00
YEAR 17	1,100,000.00	335,000.00	71,750.00	406,750.00
YEAR 18	750,000.00	350,000.00	55,000.00	405,000.00
YEAR 19	385,000.00	365,000.00	37,500.00	402,500.00
YEAR 20	-	385,000.00	19,250.00	404,250.00
		<u>\$ 5,050,000.00</u>	<u>\$ 3,053,000.00</u>	<u>\$ 8,103,000.00</u>

Estimated Issuance Costs and Rounding of \$50,000.00 are included in this schedule.

Long-term rates are assumed to be 5.0%. Rates are subject to market change.

Prepared by the Office of the Treasurer - Treasury Services 9/06/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

AGENDA ITEM BRIEFING

Submitted by: Dr. Walter V. Wendler, President
West Texas A&M University

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Public Safety Facility Project for West Texas A&M University (Project No. 18-3369)

Proposed Board Action:

- (1) Amend the approved FY 2024-FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Public Safety Facility Project from FY 2025 to FY 2024.
- (2) Appropriate \$997,500 for pre-construction services and related project costs.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	\$1,975,000	\$249,055	Unallocated Interest Income
Cash (Unallocated Interest Income Reserves)	<u>\$8,000,000</u>	N/A	N/A
Total Project Cost	<u>\$9,975,000</u>		

Change Justification:

West Texas A&M University (WTAMU) requests the change of fiscal year from FY 2025 to FY 2024. The need to vacate the current location, the Old Student Union Building (Old SUB), is needed due to high deferred maintenance, including roof and HVAC issues, as well as continual maintenance issues related to the building. The university had planned to construct a new facility in FY 2025; however, shelled space in an existing facility, Palo Duro Research Center (PDRC), is available for the departments that currently occupy the Old SUB: The University Police Department (UPD), Fire and Life Safety, Lock Shop, Title IX, Texas Division of Emergency Management, Parking and Transportation Services, and the University TRiO program. This would completely occupy the PDRC building. The university plans to demolish the Old SUB after the occupants have vacated, thus saving on ongoing monthly and deferred maintenance

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costs estimated at \$4.87 million per year. The university would like to coordinate this move and construction timeline with the opening of the Geneva Schaeffer Education Building.

Project Justification:

The university has cash reserves of \$8 million to renovate the space within the PDRC. The university would like to evacuate the Old SUB at the same time the Education Building is put into service as the TRiO Program would be moving into the Jack B. Kelley Student Union Building, while the Public Safety department would be moving into the shelled renovated space. This would allow the university to demolish the existing Old SUB.

Campus public safety is an integral element of the university environment to serve the mission and uphold the core values of the WTAMU community. Providing a proper home for the UPD, Fire and Life Safety and Title IX in a more centralized location on campus with better accessibility and visibility will help to promote campus safety, recognize the critical service the groups provide and support the surrounding community.

Scope:

The buildout of the shelled PDRC will offer approximately 19,400 gross square feet primarily comprised of office suites with limited public access for parking services and the Title IX offices. Office and support space will be provided for:

- Police Administration
- Patrol
- Investigations
- Dispatch
- Fire and Life Safety
- Lock Shop
- TDEM
- Title IX

Other Major Fiscal Impacts:

An estimated \$4.87 million in deferred maintenance and ongoing costs related to the operational maintenance of the old facility will be saved. Also, deferred maintenance savings in the PDRC are estimated at \$4.46 million. A combined savings of projected deferred maintenance cost between the old facility and PDRC will be \$9.33 million.

Strategic Plan Imperative(s) this Item Advances:

The Public Safety Building supports the Strategic Plan imperatives identified below:

Imperative No. 1: All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests. We will develop a coordinated

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recruitment and admissions strategy for the A&M System and create coherent pathways among institutions.

Imperative No. 3: Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy. Our member institutions will develop the educational experiences, experiential opportunities and service opportunities our students need to succeed post-graduation in a global economy.

Imperative No. 5: The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy. We will continue to address the needs of Texas and utilize technology to reach citizens in new ways.

Imperative No. 6: The A&M System, in adhering to the high standard of excellence and growth required in this strategic plan, will display prudent financial stewardship and sustainability as the university will avoid unnecessary deferred maintenance and ongoing maintenance costs.

Agenda Item No.

WEST TEXAS A&M UNIVERSITY

Office of the President

September 26, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Appropriate Funding for Pre-Construction Services for the Public Safety Facility Project for West Texas A&M University (Project No. 18-3369)

I recommend adoption of the following minute order:

“The request to amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Public Safety Facility Project for West Texas A&M University from FY 2025 to FY 2024 is approved.

The amount of \$997,500 is appropriated from Account No. 18-871424, Public Safety Building, for pre-construction services and related project costs.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Dr. Walter V. Wendler
President

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs



Public Safety Facility (Located in the PDRC Building)

West Texas A&M University

Project No. 18-3369

**WEST TEXAS A&M UNIVERSITY
REVENUE FINANCING SYSTEM
Public Safety Facility
Unallocated Interest Income**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
BONDS	1,995,000.00				
YEAR 1	1,830,000.00	165,000.00	84,787.50	249,787.50	287,255.63
YEAR 2	1,660,000.00	170,000.00	77,775.00	247,775.00	284,941.25
YEAR 3	1,480,000.00	180,000.00	70,550.00	250,550.00	288,132.50
YEAR 4	1,295,000.00	185,000.00	62,900.00	247,900.00	285,085.00
YEAR 5	1,100,000.00	195,000.00	55,037.50	250,037.50	287,543.13
YEAR 6	900,000.00	200,000.00	46,750.00	246,750.00	283,762.50
YEAR 7	690,000.00	210,000.00	38,250.00	248,250.00	285,487.50
YEAR 8	470,000.00	220,000.00	29,325.00	249,325.00	286,723.75
YEAR 9	240,000.00	230,000.00	19,975.00	249,975.00	287,471.25
YEAR 10	-	240,000.00	10,200.00	250,200.00	287,730.00
		<u>\$ 1,995,000.00</u>	<u>\$ 495,550.00</u>	<u>\$ 2,490,550.00</u>	<u>\$ 2,864,132.51</u>

Estimated rounding of \$20,000 is included in this schedule.

Long-term rates are assumed to be 4.25%. Rates are subject to market change.

Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

Backup source of repayment for Fees: Designated Tuition

AGENDA ITEM BRIEFING

Submitted by: Mark J. Rudin, President
Texas A&M University-Commerce

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Approval of Appropriation for Pre-Construction Services for the Student Dining Facility Project at Texas A&M University-Commerce (Project No. 21-FC-0011)

Background and Prior Actions:

The project was included as a proposed project on the FY 2024-FY 2028 A&M System Capital Plan approved by the Board at the August 2023 meeting with an FY 2025 start date and a total planning amount of \$7,400,000.

Proposed Board Action:

- (1) Amend the approved FY 2024-FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Student Dining Facility Project from FY 2025 to FY 2024.
- (2) Appropriate \$740,000 for pre-construction services and related project costs.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Cash (Dining Revenue, Auxiliary Revenue & Local Funds)	<u>\$7,400,000</u>	N/A	N/A
Total Project Cost	<u>\$7,400,000</u>		

Change Justification:

Texas A&M University-Commerce (A&M-Commerce) is requesting a change of fiscal year on this project due to the funds becoming available earlier than anticipated.

Project Justification:

Students starting their higher education experience have an unprecedented number of options, from in-state, out-of-state and online universities. A&M-Commerce wants to remain a significant choice and must demonstrate a modern, inviting and inclusive campus to current and

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future students. The Student Dining Facility will be a much-needed addition to the Event Center area by providing additional dining options for our students, faculty and staff, in addition to campus visitors. With the university's recent move to Division I Athletics, it is extremely important to meet the needs of the many visitors we anticipate. This venue will be in the middle of our future plaza and entertainment district.

Scope:

The Student Dining Facility Project will feature a newly constructed building. The restaurant will be a sports grill and bar that will provide a high-energy atmosphere where students and the community can gather for camaraderie and to celebrate competition, as well as allow guests the flexibility to customize their dining experience. The inviting and energetic environment of the restaurant will be created using furnishings that can be easily rearranged to accommodate parties of various sizes. The restaurant will feature a distinct dining and bar area. The site is part of a future expansion that will include a retail shop, hotel, event center, and agricultural complex. There is also a prerequisite project that must be performed before construction can begin. The project scope includes the removal of a preexisting sewer line. The sewer line removal project will take six weeks to complete and will be completed prior to the Student Dining Facility Project starting.

The project will be located at Highway 24 and Culver Street in Commerce. This tract of land is currently vacant and is located in the University District Development area, due south of CVS Pharmacy, and will be located adjacent to the New Event Center/Arena (Project 21-3390), which is a project currently in design. Our Dining Partner, Sodexo, has selected one or more food service providers to serve this student dining facility.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

This item advances the following Strategic Plan Imperative:

Strategic Plan Imperative No. 5: "The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy."

The proposed retail development will provide the University Community and residents of Commerce additional dining options and employment opportunities.

Agenda Item No.

TEXAS A&M UNIVERSITY-COMMERCE

Office of the President

September 19, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Change the Fiscal Year Designation for Project Initiation and Approval of Appropriation for Pre-Construction Services for the Student Dining Facility Project at Texas A&M University-Commerce (Project No. 21-FC-0011)

I recommend adoption of the following minute order:

“The request to amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to change the fiscal year designation for project initiation for the Student Dining Facility Project at Texas A&M University-Commerce from FY 2025 to FY 2024 is approved.

The amount of \$740,000 is appropriated from Account No. 21-832008-20300, Student Dining Facility Construction, for pre-construction services and related project costs.”

Respectfully submitted,

Mark J. Rudin, President
Texas A&M University-Commerce

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs

Texas A&M University-Commerce

Page 1 of 1

AGENDA ITEM BRIEFING

Submitted by: Dr. Salvador Hector Ochoa, President
Texas A&M University-San Antonio

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Budget and the Funding Sources and Approval of Appropriation for Pre-Construction Services for the Multipurpose Field, Competition Track & Softball Field Upgrades Project for Texas A&M University-San Antonio (Project No. 25-3421)

Proposed Board Action:

- (1) Amend the approved FY 2024-FY 2028 Texas A&M University System Capital Plan to revise the budget and the funding sources and approve appropriation for pre-construction services for the Multipurpose Field, Competition Track & Softball Field Upgrades Project.
- (2) Contingent upon execution of the Bexar County grant agreement, appropriate \$1,000,000 for pre-construction services and related project costs.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Project Budget</u>	<u>Proposed Adjustment</u>	<u>Proposed Budget</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Cash (Grant)	\$9,958,856	(\$7,458,856)	\$2,500,000	N/A	N/A
Revenue Financing System Debt Proceeds	<u>\$0</u>	<u>\$7,500,000</u>	<u>\$7,500,000</u>	\$1,732,250	Grant*
Total Project Cost	<u>\$9,958,856</u>	<u>\$41,144</u>	<u>\$10,000,000</u>		

*RFS debt will be used, as needed, to manage cashflows and timing of installments from Bexar County. RFS debt will be repaid or replaced with grant funds as received. Texas A&M University-San Antonio (A&M-San Antonio) has committed to use University Services Fees to cover interest expenses and as a backstop to the grant funds.

Change Justification:

The funding was changed from 100% cash to \$2.5 million cash and \$7.5 million RFS Debt because the contract provides \$2.5 million grant funds to A&M--San Antonio for the project

soon after the contract is executed. The rest of the grant funding will be awarded based on project milestones.

Project Justification:

On September 13, 2022, Bexar County, Texas, approved the funding of \$10 million to support the build-out of renovations to an existing softball facility and construction of a multipurpose field and track (Sports Facilities). The entire project will cost \$10 million. Bexar County will reimburse the full amount of this project in phases upon completion, but the The Texas A&M University System (A&M System) funding is necessary to front the costs to ensure timely payment for preconstruction and construction services.

Bexar County, Texas, sees the value in supporting the construction of this athletic project to enhance the A&M-San Antonio athletic program and provide great athletic amenities for South San Antonio, which will benefit the Athletics Department, students and amateur sports groups. The Sports Facilities will be owned, exclusively managed and operated by A&M -San Antonio.

On May 18, 2023, A&M-San Antonio was granted authorization by the A&M System Board of Regents to negotiate and execute a grant and development agreement and an operating agreement with Bexar County, Texas regarding the track, multipurpose field and softball facility.

Scope:

This project includes two venues: 1) Construction of a Multipurpose Field, Competition Track; and 2) Softball Field Upgrades). The project consists of the following:

Construct Multipurpose Field and Competition Track

- 8-lane competition track
- Stadium seating for 500 seats
- Pressbox
- Fencing
- Soccer/Intramural Field (Interior to Track) also used for long-throw and high jump competitions)

Construct Softball Field Upgrades

- Synthetic turf field
- Home and visitor dugouts
- Seating for 500 (no canopy)
- Pressbox
- Scoreboard
- Fencing

Other Major Fiscal Impacts:

A&M-San Antonio will be responsible for all costs of ownership of the Sports Facilities. A&M-San Antonio will be responsible for fully equipping, operating and maintaining the facilities. The construction cost will be fully funded by Bexar County, Texas utilizing the \$10 million approved for this purpose.

The term of the agreements for Bexar County, Texas, and A&M-San Antonio will not exceed 10 total years.

The operational costs of the softball and the new multipurpose field and track facilities will be provided from annual operational funds of the recreation and athletic program as well as user fees assessed to external parties that lease or rent the facilities under facility use agreements.

There will be a fee applied for organized activities (e.g., team competitions, practices) to cover the sustainability, operational and maintenance costs of the facilities. Maintenance includes but is not limited to mowing, fertilizing, pest management, weed control, etc.

A&M-San Antonio will allow the use of the Sports Facilities by other amateur sports groups, subject to the availability of the Sports Facilities based on A&M-San Antonio's use for its own practices, games, tournaments, maintenance, and other related uses.

A&M-San Antonio will consider regional tournaments and other events that will result in attendance by large numbers of citizens of Bexar County or visitors outside of Bexar County. It is expected that the operating agreement will cover the provisions for limited or specific dates up to five dates per year to allow the county to have access to the facilities for exclusive use at no cost other than their direct event-specific costs such as security, cleanup and any repairs that result from the county's use.

Strategic Plan Imperative(s) this Item Advances:

This agenda item supports the following A&M System Strategic Plan Imperative:

Imperative No. 5: "The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy."

A&M-San Antonio expects these facilities will provide services to athletics as well as the community, but more importantly, they will increase access to physical activities for Bexar County residents, have a positive impact on the social determinants of health and support the growth of the A&M-San Antonio Athletics Department.

In addition, the Sports Facilities will address a disparity of dedicated sports fields for youth and amateur sports in South San Antonio, an area that has a large population and is anticipated to experience rapid growth. The facilities will have a generational impact on our community and improve the quality of life for South Bexar County residents.

Agenda Item No.

TEXAS A&M UNIVERSITY-SAN ANTONIO

Office of the President

September 28, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Budget and the Funding Sources and Approval of Appropriation for the Pre-Construction Services for the Multipurpose Field, Competition Track & Softball Field Upgrades Project for Texas A&M University-San Antonio (Project No. 25-3421)

I recommend adoption of the following minute order:

“The request to amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to revise the budget to \$10,000,000 and revise the funding sources for the Multipurpose Field, Competition Track & Softball Field Upgrades Project for Texas A&M University-San Antonio is approved.

Contingent upon execution of the Bexar County grant agreement, the amount of \$1,000,000 is appropriated from Account No. 01-083540 Revenue Financing System Debt Proceeds (Grant), for pre-construction services and related project costs.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

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September 28, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Dr. Salvador Hector Ochoa
President

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs



Multipurpose Field, Competition Track & Softball Field Upgrades

Texas A&M University-San Antonio

Project No. 25-3421

**TEXAS A&M UNIVERSITY - SAN ANTONIO
REVENUE FINANCING SYSTEM
MULTIPURPOSE FIELD, COMPETITION TRACK & SOFTBALL FIELD UPGRADES
COUNTY GRANT / UNIVERSITY SERVICES FEES**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
Coml Paper	7,500,000.00				
YEAR 1	6,140,000.00	1,360,000.00	375,000.00	1,735,000.00	1,995,250.00
YEAR 2	4,715,000.00	1,425,000.00	307,000.00	1,732,000.00	1,991,800.00
YEAR 3	3,220,000.00	1,495,000.00	235,750.00	1,730,750.00	1,990,362.50
YEAR 4	1,650,000.00	1,570,000.00	161,000.00	1,731,000.00	1,990,650.00
YEAR 5	-	1,650,000.00	82,500.00	1,732,500.00	1,992,375.00
		<u>\$ 7,500,000.00</u>	<u>\$ 1,161,250.00</u>	<u>\$ 8,661,250.00</u>	<u>\$ 9,960,437.50</u>

Short-term rates are assumed to be 5.00%. Rates are subject to market change.

Assuming that debt will remain in commercial paper until paid off. University Service Fees will be used to pay interest.

Prepared by the Office of the Treasurer - Treasury Services 09/11/2023

Rates are variable and subject to market change.

AGENDA ITEM BRIEFING

Submitted by: Dr. Salvador Hector Ochoa, President
Texas A&M University-San Antonio

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Funding Source Amounts, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the Educare Building Project for Texas A&M University-San Antonio (Project No. 25-3402)

Proposed Board Action:

- (1) Revise the funding source amounts and increase the project planning amount to \$19,790,000.
- (2) Contingent upon execution of the City of San Antonio grant agreement, appropriate \$1,979,000 for pre-construction services.

Funding/Planning Amount:

<u>Funding Source</u>	<u>Project Budget</u>	<u>Proposed Adjustment</u>	<u>Proposed Budget</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Permanent University Fund Debt Proceeds	\$3,000,000	\$3,000,000	\$6,000,000	\$486,338	Available University Fund Grant (City of San Antonio) & University Services Fee Reserves*
Revenue Financing System Debt Proceeds	\$6,790,000	\$0	\$6,790,000	\$1,561,700	University Services Fee Reserves**
Revenue Financing System Debt Proceeds	\$1,980,000	(\$180,000)	\$1,800,000	\$414,000	University Services Fee Reserves**
Revenue Financing System Debt Proceeds	\$3,032,500	(\$2,500)	\$3,030,000	\$699,800	Gifts***
Cash (Gifts in Hand)	\$2,075,000	\$0	\$2,075,000	N/A	N/A
Cash (Indirect Cost Recoveries)	<u>\$92,500</u>	<u>\$2,500</u>	<u>\$95,000</u>	N/A	N/A
Total Project Cost	<u>\$16,970,000</u>	<u>\$2,820,000</u>	<u>\$19,790,000</u>		

Agenda Item No.
Agenda Item Briefing

*RFS debt will be used, as needed, to manage cashflows and timing of reimbursements for paid project expenses. RFS debt will be repaid or replaced with grant funds as received. Texas A&M University-San Antonio (A&M-San Antonio) has committed to use University Services Fee (USF) Reserves to cover interest expense and as a backstop to the grant funds.

**Debt will be repaid with USF Reserves. After the pending county grant agreement is executed, the County Grant & USF Reserves will replace USF Reserves as the source of repayment and the footnote * above will apply to this portion of the project funding.

***Currently 100% of all gifts have been pledged and 40.6% have been received. System Policy 51.04 requires that 50% of the gift funds are in hand, and another 25% of the gift funds have been pledged at the time of construction approval. Should A&M-San Antonio fail to receive the remaining \$3,030,000 needed to fund the gift portion of the project, A&M-San Antonio has agreed to make timely payments to A&M System as necessary to fully service commercial paper or other debt issued to support the project, and such payment shall be made from USF Reserves and Designated Tuition.

Note: Any gifts received for this project are hereby appropriated and previous appropriations are reverted from Revenue Financing System Debt Proceeds.

Change Justification:

The reason for adding funding is that PUF funding was allocated to the project, subject to Board approval of this agenda item, to cover additional scope.

Project Justification:

A&M-San Antonio, in partnership with Pre-K 4 SA, Early Matters and other early childhood advocates, is championing the development of Educare San Antonio, a state-of-the-art early childhood development school that will propel the future of our youngest learners (ages six weeks through kindergarten). The construction of Educare San Antonio will establish the first Educare School in Texas, joining a national network of 25 birth-through-age 5 schools across the country. In constructing this building, Educare San Antonio will elevate the quality of early childhood education in Texas and stand as a hub for innovation, inspiration and transformation in its local communities, transforming the early childhood ecosystem. Major outcomes from this construction include strengthening the early childcare ecosystem in Bexar County as follows:

- Offer affordable high-quality childcare to families living or working in Bexar County.
- Support teachers at childcare centers, city and statewide, as they enhance the quality of services offered to an estimated 2,000 children.
- Directly and indirectly strengthen the early childhood care workforce.

Scope:

A&M-San Antonio intends to construct a new Educare Building Project on the north side of the campus adjacent to Jaguar Parkway. The Educare Building Project is an early childhood facility intended to provide high-quality early education to children on the southside of San Antonio. This facility will also serve as a “lab-school” for the College of Education & Human

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Agenda Item Briefing

Development university students. This program of requirements illustrates the spatial requirements of the new Educare Building Project and any exterior or supporting needs that will be included in the budget. The proposed building will be a single story and a total of 24,000 gross square feet. Included in the scope is:

- Early Childhood Classrooms
 - (5) Infants & Toddlers Classrooms
 - (8) Preschool (3 & 4-year-old) Classrooms
- An administrative office suite
- Support functions to include:
 - Gathering space
 - Resource rooms
 - Specialists' offices
 - Teacher resource rooms
 - Consultation & observation rooms
 - Conference room
 - Gross motor activity spaces
 - Pantry
 - Storage

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

This agenda item supports the following A&M System Strategic Plan Imperative:

Imperative No. 1: "All qualified students will find a place in the A&M System and will have an array of pathways to pursue their ambitions and interests."

This project supports this strategic initiative in two ways; first, it supports the instructional and practical experience needs of the College of Education & Human Development (CoE&HD); second, it provides practical childcare support to students allowing them the time and freedom to pursue their educational goals.

Imperative No. 2: "The A&M System will remain affordable and accessible."

This project will be constructed to "commercial" standards to better reflect the building type typical of a childcare facility. This will result in lower construction costs thereby reducing the impact on tuition and fees to the students. This project will also make childcare available to A&M-San Antonio students thereby making it easier for them to attain their educational goals.

Imperative No. 3: "Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy."

This project will provide a valuable "real-world" lab-school experience for the A&M-San Antonio CoE&HD students. Additionally, the several cooperative agreements with outside

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agencies such as Educare, City of San Antonio Preschool 4 SA, United Way, Advance, etc., provide opportunities for networking, employment and continuing education opportunities for the students, staff and faculty of the facility.

Imperative No. 5: “The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state’s economy.”

Quality childcare is greatly needed throughout the San Antonio area and especially in the south sectors in and around the A&M-San Antonio campus. This project will provide state-of-the-art childcare to ensure a quality experience for the families using the Educare Building Project. Additionally, given this will be a “lab-school” for the CoE&HD, the instructional benefits will assist the campus and the cooperating agencies in proliferating similar facilities to the surrounding communities.

Agenda Item No.

TEXAS A&M UNIVERSITY-SAN ANTONIO

Office of the President

September 28, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Revise the Funding Source Amounts, Increase the Project Planning Amount and Appropriate Funding for Pre-Construction Services for the Educare Building Project for Texas A&M University-San Antonio (Project No. 25-3402)

I recommend adoption of the following minute order:

“The request to amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to revise the funding source amounts and increase the project planning amount to \$19,790,000 for the Educare Building Project for Texas A&M University-San Antonio is approved.

Contingent upon execution of the City of San Antonio grant agreement, the amount of \$1,979,000 is appropriated from Account No. 01-084243 Permanent University Fund Debt Proceeds (AUF), for pre-construction services and related project costs.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

Agenda Item No.
September 28, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Dr. Salvador Hector Ochoa
President

Approval Recommended:

Approved for Legal Sufficiency:

John Sharp
Chancellor

Ray Bonilla
General Counsel

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs



Educare Building

Texas A&M University-San Antonio

Project No. 25-3402

TEXAS A&M UNIVERSITY - SAN ANTONIO
PERMANENT UNIVERSITY FUND
25-3402 Educare Building
Available University Fund

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	6,060,000.00			
YEAR 1	5,875,000.00	185,000.00	303,000.00	488,000.00
YEAR 2	5,680,000.00	195,000.00	293,750.00	488,750.00
YEAR 3	5,480,000.00	200,000.00	284,000.00	484,000.00
YEAR 4	5,270,000.00	210,000.00	274,000.00	484,000.00
YEAR 5	5,050,000.00	220,000.00	263,500.00	483,500.00
YEAR 6	4,815,000.00	235,000.00	252,500.00	487,500.00
YEAR 7	4,570,000.00	245,000.00	240,750.00	485,750.00
YEAR 8	4,315,000.00	255,000.00	228,500.00	483,500.00
YEAR 9	4,045,000.00	270,000.00	215,750.00	485,750.00
YEAR 10	3,760,000.00	285,000.00	202,250.00	487,250.00
YEAR 11	3,460,000.00	300,000.00	188,000.00	488,000.00
YEAR 12	3,145,000.00	315,000.00	173,000.00	488,000.00
YEAR 13	2,815,000.00	330,000.00	157,250.00	487,250.00
YEAR 14	2,470,000.00	345,000.00	140,750.00	485,750.00
YEAR 15	2,105,000.00	365,000.00	123,500.00	488,500.00
YEAR 16	1,725,000.00	380,000.00	105,250.00	485,250.00
YEAR 17	1,325,000.00	400,000.00	86,250.00	486,250.00
YEAR 18	905,000.00	420,000.00	66,250.00	486,250.00
YEAR 19	465,000.00	440,000.00	45,250.00	485,250.00
YEAR 20	-	465,000.00	23,250.00	488,250.00
		<u>\$ 6,060,000.00</u>	<u>\$ 3,666,750.00</u>	<u>\$ 9,726,750.00</u>

Estimated issuance costs and rounding of \$60,000 are included in this schedule.
Long-term rates are assumed to be 5.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

TEXAS A&M UNIVERSITY - SAN ANTONIO
REVENUE FINANCING SYSTEM
25-3402 Educare Building
City Grant and University Services Fees

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
Coml Paper	6,790,000.00				
YEAR 1	5,432,000.00	1,358,000.00	339,500.00	1,697,500.00	1,952,125.00
YEAR 2	4,074,000.00	1,358,000.00	271,600.00	1,629,600.00	1,874,040.00
YEAR 3	2,716,000.00	1,358,000.00	203,700.00	1,561,700.00	1,795,955.00
YEAR 4	1,358,000.00	1,358,000.00	135,800.00	1,493,800.00	1,717,870.00
YEAR 5	-	1,358,000.00	67,900.00	1,425,900.00	1,639,785.00
		<u>\$ 6,790,000.00</u>	<u>\$ 1,018,500.00</u>	<u>\$ 7,808,500.00</u>	<u>\$ 8,979,775.00</u>

Short-term rates are assumed to be 5.00%. Rates are subject to market change.

Assuming that debt will remain in commercial paper until paid off. USF Reserves will be used to pay interest;

RFS Debt will be repaid or replaced with grant funds as received.

Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

University Services Fee Reserves is the backup source of repayment for any shortfall in grant funding.

Rates are variable and subject to market change.

TEXAS A&M UNIVERSITY - SAN ANTONIO
REVENUE FINANCING SYSTEM
25-3402 Educare Building
University Services Fees Reserves

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
Coml Paper	1,800,000.00				
YEAR 1	1,440,000.00	360,000.00	90,000.00	450,000.00	517,500.00
YEAR 2	1,080,000.00	360,000.00	72,000.00	432,000.00	496,800.00
YEAR 3	720,000.00	360,000.00	54,000.00	414,000.00	476,100.00
YEAR 4	360,000.00	360,000.00	36,000.00	396,000.00	455,400.00
YEAR 5	-	360,000.00	18,000.00	378,000.00	434,700.00
		<u>\$ 1,800,000.00</u>	<u>\$ 270,000.00</u>	<u>\$ 2,070,000.00</u>	<u>\$ 2,380,500.00</u>

Short-term rates are assumed to be 5.00%. Rates are subject to market change.
Assuming that debt will remain in commercial paper until paid off.
Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

Rates are variable and subject to market change.

TEXAS A&M UNIVERSITY - SAN ANTONIO
REVENUE FINANCING SYSTEM
25-3402 Educare Building
Gifts

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
Coml Paper	3,030,000.00				
YEAR 1	2,480,000.00	550,000.00	151,500.00	701,500.00	806,725.00
YEAR 2	1,905,000.00	575,000.00	124,000.00	699,000.00	803,850.00
YEAR 3	1,300,000.00	605,000.00	95,250.00	700,250.00	805,287.50
YEAR 4	665,000.00	635,000.00	65,000.00	700,000.00	805,000.00
YEAR 5	-	665,000.00	33,250.00	698,250.00	802,987.50
		<u>\$ 3,030,000.00</u>	<u>\$ 469,000.00</u>	<u>\$ 3,499,000.00</u>	<u>\$ 4,023,850.00</u>

Short-term rates are assumed to be 5.00%. Rates are subject to market change.

Assuming that debt will remain in commercial paper until paid off.

Prepared by the Office of the Treasurer - Treasury Services 09/22/2023

University Services Fees and Designates Tuition are the backup source of repayment for any shortfall in gifts.

Rates are variable and subject to market change.

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Kelly M. Miller, President
Texas A&M University-Corpus Christi

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Chaparral Renovations – PH I Project, Texas A&M University-Corpus Christi, Corpus Christi Texas (Project No. 157191FY21)

Background and Prior Actions:

The Chaparral Renovations – PH I Project was included as an approved project on the FY 2023 – FY 2027 A&M System Capital Plan approved by the Board at the May 2022 meeting.

Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$8,370,000 for construction services and related project costs. \$930,000 has been previously appropriated to this project.
- (3) Approve construction of the Chaparral Renovations – PH I Project at Texas A&M-Corpus Christi (A&M-Corpus Christi)

Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System Debt Proceeds	\$4,500,000	\$364,538	Indirect Cost Recoveries
Cash (City of Corpus Christi Grant)	\$2,800,000	N/A	N/A
Cash (Indirect Cost Recoveries)	<u>\$2,000,000</u>	N/A	N/A
Total Project Funds	<u>\$9,300,000</u>		

Project Justification:

The Chaparral Renovations - PH I Project is required to accommodate and support the various academic and research components, expand the campus opportunities to the Corpus Christi downtown area and immerse the campus community into the downtown and regional support environment.

Agenda Item No.
Agenda Item Briefing

The expansion of the growing Arts and Media program will enhance the visibility of the various art mediums into the ever-increasing downtown urban environment and advance the marketability of the student artist to a more robust art patron community. The Research and Business Incubator activities in the building will provide needed space to introduce, advance and promote the various necessary businesses to support the unique port activities and encourage new businesses and professional growth opportunities to the A&M-Corpus Christi students and alumni.

The implementation of the iPort studies and Center for Environment and Economic Policy will integrate the university's academic expertise with the expanding port development activities which will not only strengthen the connections between the city and the region but will enhance the regional economic development goals and objectives increasing the labor requirement that can support employment opportunity for the university graduates.

The expansion of the Lone Star Unmanned Aircraft Systems (UAS) into the downtown location will further advance the program to capitalize on the port expansion and further expand the university's drone mapping and surveillance capabilities to support the growing regional economic drivers and data-based decision-making tools for city and county appointed and elected officials while promoting the exceptional capabilities of the university graduates.

Scope:

A&M-Corpus Christi intends to renovate the existing Chaparral Building located at 223 North Chaparral in downtown Corpus Christi. The existing structure was first opened in 1941 as a JC Penney and consists of 79,000 gross square feet of space. The building is centrally located within the downtown area of Corpus Christi.

The full renovation of the Chaparral Building will be in phases. The scope described in this project is "Phase One" of that strategy and will address the first and fourth floors. Future phases have not been defined and will be accomplished as funds are available. Areas of the Chaparral Building, not included in this scope, will be left "as-is" with only minor improvements to facilitate fire protection and minimal HVAC.

This project included the scope to be accommodated within the \$9.3 million identified including the renovation and associated infrastructure improvements to support the following functions:

- Art Gallery (First Floor)
- College of Business iPort (Fourth Floor)
- Economic Development Council (Fourth Floor)
- Lone Star UAS (Fourth Floor)
- Shared Spaces (elevators, restrooms, lobby areas) (First and Fourth Floors)

Construction on this project is scheduled to start in December 2023 with substantial completion scheduled for October 2024. The total project budget is \$9,300,000.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advances:

The expansion of the campus footprint into the downtown area is a major component of the campus strategic plan and contributes to the achievement of the goals and objectives for the Island University as a regional asset.

Strategic Imperative #3: Our students will leave the A&M System as responsible and engaged citizens prepared for successful careers in an increasingly global economy.

The programs that will be located in the Chaparral Building will give our students and faculty predominance and notoriety in the downtown Corpus Christi environment. Our students, researchers and faculty will expand the institution's visibility in the local community through the Lone Star UAS, Innovation Incubator and other support spaces.

Strategic Imperative #4: The A&M System will increase its prominence by building a robust and targeted research portfolio.

The campus is constructing strategic outreach functions to the community that will greatly increase the campus' visibility and national recognition for research and development related to the Port of Corpus Christi operations, the Economic Development Council and the Center for Environmental and Economic Policy.

Strategic Imperative #5: The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy.

The proposed building's functional areas will advance the community's workforce demands, educational achievement and employment opportunities while embracing the economic development for the state of Texas and local community.

Agenda Item No.

TEXAS A&M UNIVERSITY-CORPUS CHRISTI

Office of the President

September 25, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Chaparral Renovations – PH I Project, Texas A&M University-Corpus Christi, Corpus Christi, Texas (Project No. 157191FY21)

I recommend adoption of the following minute order:

“The project scope along with a project budget of \$9,300,000 for the Chaparral Renovations – PH I Project is approved.

The amount of \$4,500,000 is appropriated from Account No. 01-083538 Revenue Financing System Debt Proceeds (Indirect Cost Recoveries), the amount of \$1,870,000 is appropriated from Account No. 15-520038 Type B Funds, and the amount of \$2,000,000 is appropriated from Account No. 15-225999_ IDC - Reserve, for construction services and related project costs.

The Chaparral Renovations – PH I Project, Texas A&M University-Corpus Christi, Corpus Christi, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that

Agenda Item No.
September 25, 2023

the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”

Respectfully submitted,

Kelly M. Miller
President

Approval Recommended:

John Sharp
Chancellor

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Phillip Ray
Vice Chancellor for Business Affairs

Approved for Legal Sufficiency:

Ray Bonilla
General Counsel

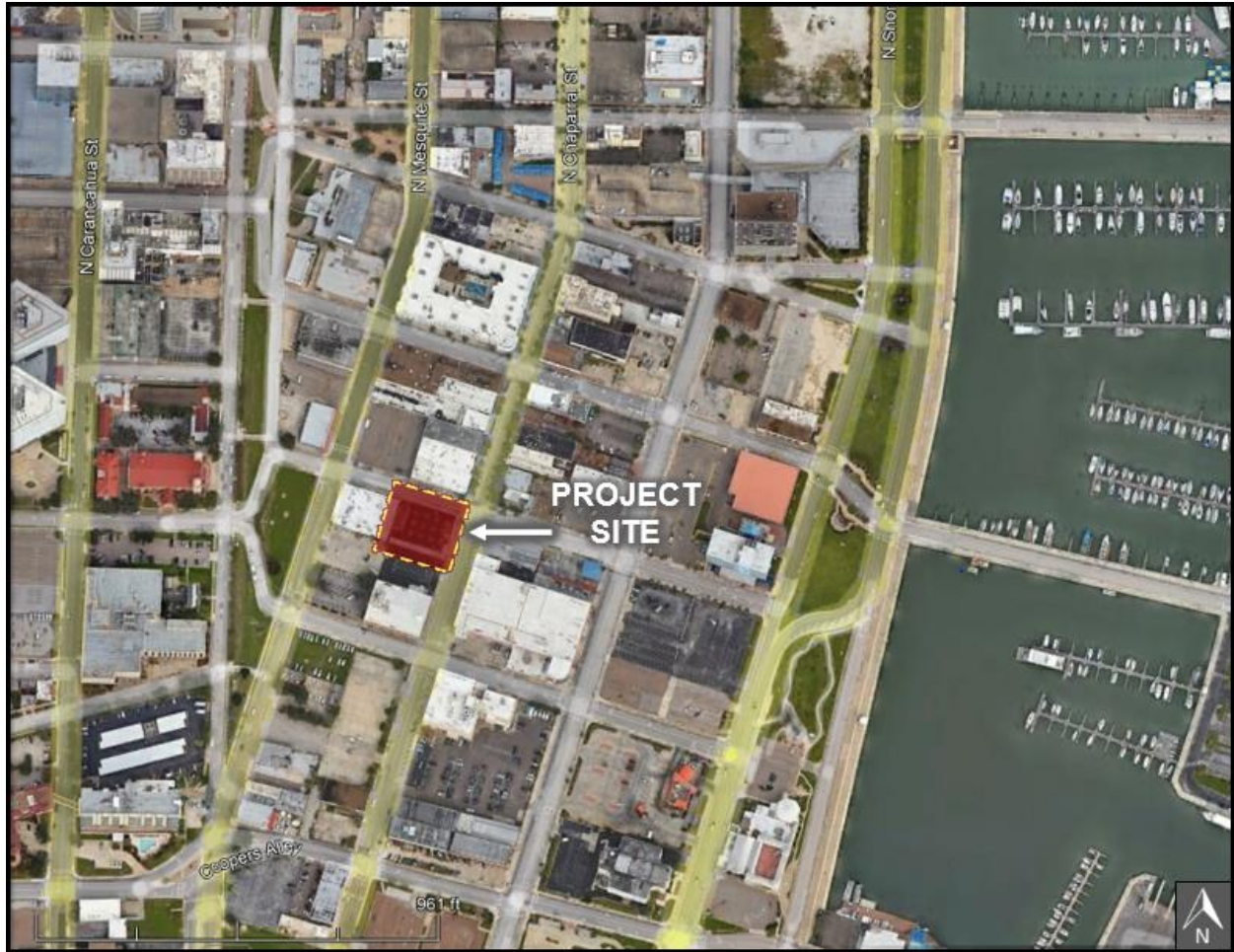
CHAPARRAL RENOVATIONS – PH I TEXAS A&M UNIVERSITY-CORPUS CHRISTI PROJECT NO. 157191FY21	PROJECT BUDGET
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1. Construction	\$7,084,000
2. Project Contingency	\$354,000
3. Program of Requirements.....	\$24,000
4. Pre-Construction Services	\$733,000
5. Commissioning.....	\$46,000
6. Construction Testing	\$10,000
7. Campus Services & Technology	\$155,000
8. Furnishings	\$351,000
9. Equipment	\$91,000
10. Other Project Costs.....	\$7,000
11. Project Management & Inspection	<u>\$443,000</u>
12. TOTAL ESTIMATED COST OF PROJECT	<u>\$9,300,000</u>

CHAPARRAL RENOVATIONS – PH I
TEXAS A&M UNIVERSITY-CORPUS CHRISTI
PROJECT NO. 157191FY21

PROJECT SCHEDULE

1. BOR Approval to Include in Capital Plan May 18, 2022
2. Issue A/E RFQ March 30, 2021
3. Receive A/E RFQ Responses..... April 29, 2021
4. Shortlist A/E Firms July 15, 2021
5. Interview A/E Firms August 17, 2021
6. Campus A/E Selection August 31, 2021
7. Execute A/E Agreement October 31, 2022
8. A/E Design Kick-Off November 1, 2022
9. Complete Schematic Design December 2, 2022
10. Complete Design Development February 24, 2023
11. Complete Construction Documents August 8, 2023
12. Advertise for Competitive Sealed Proposals August 9, 2023
13. Receive CSP's September 19, 2023
14. CSP Evaluation September 27, 2023
15. BOR Approval for Construction November 9, 2023
16. Issue Construction Notice to Proceed December 2023
17. Substantial Completion October 2024
18. Owner Occupancy December 2024



Chaparral Renovations – PH I

Texas A&M University–Corpus Christi

Project No. 157191FY21

TEXAS A&M UNIVERSITY - CORPUS CHRISTI
REVENUE FINANCING SYSTEM
Chaparral Renovations
Indirect Cost Recoveries

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total	Coverage 1.15x
BONDS	4,545,000.00				
YEAR 1	4,405,000.00	140,000.00	227,250.00	367,250.00	422,337.50
YEAR 2	4,260,000.00	145,000.00	220,250.00	365,250.00	420,037.50
YEAR 3	4,110,000.00	150,000.00	213,000.00	363,000.00	417,450.00
YEAR 4	3,950,000.00	160,000.00	205,500.00	365,500.00	420,325.00
YEAR 5	3,785,000.00	165,000.00	197,500.00	362,500.00	416,875.00
YEAR 6	3,610,000.00	175,000.00	189,250.00	364,250.00	418,887.50
YEAR 7	3,425,000.00	185,000.00	180,500.00	365,500.00	420,325.00
YEAR 8	3,230,000.00	195,000.00	171,250.00	366,250.00	421,187.50
YEAR 9	3,025,000.00	205,000.00	161,500.00	366,500.00	421,475.00
YEAR 10	2,810,000.00	215,000.00	151,250.00	366,250.00	421,187.50
YEAR 11	2,585,000.00	225,000.00	140,500.00	365,500.00	420,325.00
YEAR 12	2,350,000.00	235,000.00	129,250.00	364,250.00	418,887.50
YEAR 13	2,105,000.00	245,000.00	117,500.00	362,500.00	416,875.00
YEAR 14	1,845,000.00	260,000.00	105,250.00	365,250.00	420,037.50
YEAR 15	1,575,000.00	270,000.00	92,250.00	362,250.00	416,587.50
YEAR 16	1,290,000.00	285,000.00	78,750.00	363,750.00	418,312.50
YEAR 17	990,000.00	300,000.00	64,500.00	364,500.00	419,175.00
YEAR 18	675,000.00	315,000.00	49,500.00	364,500.00	419,175.00
YEAR 19	345,000.00	330,000.00	33,750.00	363,750.00	418,312.50
YEAR 20	-	345,000.00	17,250.00	362,250.00	416,587.50
		<u>\$ 4,545,000.00</u>	<u>\$ 2,745,750.00</u>	<u>\$ 7,290,750.00</u>	<u>\$ 8,384,362.50</u>

Estimated issuance costs and rounding of \$45,000 are included in this schedule.
Long-term rates are assumed to be 5.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 09/08/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Billy Hamilton, Deputy Chancellor and Chief Financial Officer
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Add the MSC Annex Renovation Project, Approval of Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for The Texas A&M University System with an FY 2024 Start Date (Project No. 01-0257)

Proposed Board Action:

- (1) Amend the approved FY 2024-FY 2028 Texas A&M University System Capital Plan to add the MSC Annex Renovation Project for The Texas A&M University System with an FY 2024 start date and a total planning amount of not-to-exceed \$8,870,000.
- (2) Approve the project scope and budget.
- (3) Appropriate \$8,870,000 for pre-construction, construction services, and related project costs.
- (4) Approve construction of the MSC Annex Renovation Project for The Texas A&M University System (A&M System).

Funding/Planning Amount:

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Permanent University Fund Debt Proceeds	<u>\$8,870,000</u>	\$718,950	Available University Fund
Total Project Cost	<u>\$8,870,000</u>		

Project Justification:

The first floor of the MSC Annex has significant deferred maintenance needs, to include building system upgrades, fire & life safety enhancement as well as in-wall/above-ceiling infrastructure refurbishment. This service area has not been upgraded since it was constructed in 1974. All systems will be upgraded to meet current standards, fire & life safety as well as Americans with Disabilities (ADA)/Texas Accessibility Standards (TAS) requirements.

The first-floor area contains documented asbestos material which requires abatement. Electrical power receptacles are not sufficient and require the use of extension cables during meetings or events. Lighting upgrades are required in a number of locations. Audio Visual (A/V) is outdated and insufficient and requires upgrading to the latest technology. Currently, A/V is provided by

Agenda Item No.
Agenda Item Briefing

bringing in the equipment from off-site, so a more permanent solution is needed to include a 'back-of-house' control room.

The full-service kitchen is no longer optimal and will be converted to a catering-style kitchen to better serve events. The restrooms do not meet ADA/TAS requirements and will be renovated to bring them into code compliance. Sanitary sewer lines that serve the restrooms are aged and require replacement. The heating, ventilation & air conditioning (HVAC) system will be assessed with the possibility of a new system. At a minimum, the ducts and Variable Air Volume boxes will be replaced.

The current space is utilized to host a variety of meetings, dining, events, dignitaries, visitors, etc. throughout the year. These updates will improve the utilization of the space as well as increase the overall reliability and performance of the supporting systems.

Scope:

Each building system, within the first-floor area, will be assessed for potential upgrade as needed to provide an environment that is conducive to the efficient and optimal use of the space.

The area has been identified to contain asbestos. The project will abate any/all hazardous material to provide a safe, asbestos-free environment for the future.

The electrical system will provide the additional power receptacles to eliminate the heavy reliance on the use of extension cables during meetings or events as is the current practice. A significant lighting upgrade to the space is needed and planned. Along with this upgrade, a master lighting controller will be integrated into the system to provide the appropriate light levels needed for the different types of events hosted.

A/V will be upgraded to the latest technology that will enhance the audio and visual equipment for meetings and events. With this upgrade, the back-of-house control room is needed for the purposes of a technician to manage the technology during use. Currently, most of the equipment is stored off-site and temporarily set-up/removed as needed for meetings and events.

The full-service kitchen is being converted into a more accommodating catering-style kitchen. This new configuration will also allow for the addition of much needed storage space.

The restrooms do not meet ADA/TAS requirements. This upgrade will renovate the restrooms to meet these requirements.

The sanitary sewer line leading out of the restrooms is aged to the point that these lines will need to be removed and new sanitary lines installed. These new lines will be connected to the existing primary utility sewer line located several feet beyond the perimeter of the MSC.

Hot water and cold water lines in the crawl space require major upgrades. Additional natural gas service lines are also planned for the facility.

Agenda Item No.
Agenda Item Briefing

The HVAC system within the space will be assessed to determine the system's condition, with the possibility of replacing it with a completely new system. The hydronic piping controls as well as building fire detection system will also all be evaluated and replaced as necessary.

The ADA-compliant ingress/egress area currently serving the west side of the MSC Annex (access to Stallings Blvd) will be reconfigured to enhance overall efficiency of this space.

Construction on this project is scheduled to start in February 2024 with substantial completion scheduled for August 2024.

Other Major Fiscal Impacts:

None.

Strategic Plan Imperative(s) this Item Advance

MSC Annex Renovation supports Strategic Plan Imperative 5, *"The A&M System will provide services that respond to the needs of the people of Texas and contribute to the strength of the state's economy."* This renovation will not only address the backlog of deferred maintenance accrued over the past ~50 years of use but it will also incorporate a number of system upgrades to enhance the services and support the A&M System provides on behalf of its constituents.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
FACILITIES PLANNING AND CONSTRUCTION
Office of the Deputy Chancellor and Chief Financial Officer
October 31, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval to Amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to Add the MSC Annex Renovation Project, Approval of Project Scope and Budget, Appropriation for Pre-Construction and Construction Services, and Approval for Construction for The Texas A&M University System with an FY 2024 Start Date (Project No. 01-0257)

I recommend adoption of the following minute order:

“The request to amend the FY 2024-FY 2028 Texas A&M University System Capital Plan to add the MSC Annex Renovation Project for The Texas A&M University System with an FY 2024 start date and a total planning amount of \$8,870,000 is approved.

The project scope along with a project budget of \$8,870,000 for the MSC Annex Renovation Project is approved.

The amount of \$8,870,000 is appropriated from Account No. 01-084243 Permanent University Fund Debt Proceeds (Available University Fund), for pre-construction services, construction services and related project costs.

The MSC Annex Renovation Project, The Texas A&M University System, College Station, Texas, is approved for construction.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for this project, and all or a portion of the proceeds received from the sale of such

obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).”

Respectfully submitted,

Billy Hamilton
Deputy Chancellor and
Chief Financial Officer

Approval Recommended:

John Sharp
Chancellor

Approved for Legal Sufficiency:

Ray Bonilla
General Counsel

Phillip Ray
Vice Chancellor for Business Affairs

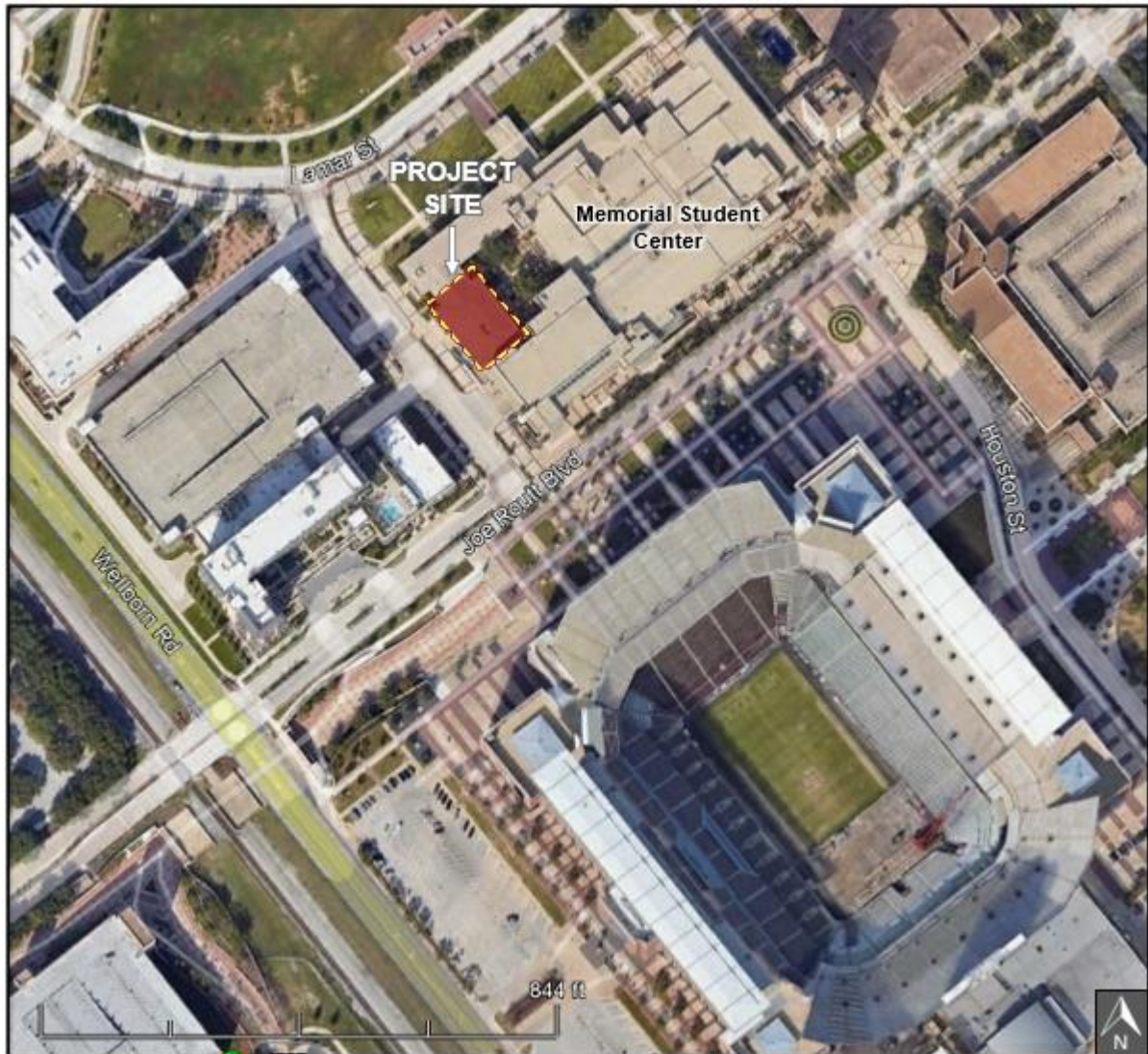
MSC ANNEX RENOVATION**PROJECT BUDGET****THE TEXAS A&M UNIVERSITY SYSTEM****PROJECT NO. 01-0257**

1. Construction	\$4,345,000
2. Owner Contingency	1,575,000
3. Pre-Construction Services	500,000
4. Construction Testing	10,000
5. Campus Services & Technology	50,000
6. Furnishings & Equipment	2,100,000
7. Other Project Costs.....	40,000
8. Project Management & Inspection	<u>250,000</u>
9. TOTAL ESTIMATED COST OF PROJECT	<u>\$8,870,000</u>

**MSC ANNEX RENOVATION
THE TEXAS A&M UNIVERSITY SYSTEM
PROJECT NO. 01-0257**

PROJECT SCHEDULE

1. A/E Best Value Memo September 19, 2023
2. A/E Best Value Approved by ChancellorOctober 17, 2023
3. BOR Approval to Include in Capital Plan & Construction ApprovalNovember 9, 2023
4. Execute A/E AgreementNovember 2023
5. A/E Design Kick-OffNovember 2023
6. Job Order Contract ExecutedNovember 2023
7. Complete Schematic Design December 2023
8. Complete Design Development January 2024
9. Complete Construction Documents February 2024
10. Begin Construction February 2024
11. Substantial Completion August 2024
12. Owner Occupancy August 2024



MSC Annex Renovation

The Texas A&M University System

Project No. 01-0257

**TEXAS A&M UNIVERSITY SYSTEM
PERMANENT UNIVERSITY FUND
MSC Annex Renovation
Available University Fund**

Dates	Outstanding Principal	Principal Amount	Interest Amount	Annual Total
BONDS	8,960,000.00			
YEAR 1	8,690,000.00	270,000.00	448,000.00	718,000.00
YEAR 2	8,405,000.00	285,000.00	434,500.00	719,500.00
YEAR 3	8,105,000.00	300,000.00	420,250.00	720,250.00
YEAR 4	7,790,000.00	315,000.00	405,250.00	720,250.00
YEAR 5	7,460,000.00	330,000.00	389,500.00	719,500.00
YEAR 6	7,115,000.00	345,000.00	373,000.00	718,000.00
YEAR 7	6,750,000.00	365,000.00	355,750.00	720,750.00
YEAR 8	6,370,000.00	380,000.00	337,500.00	717,500.00
YEAR 9	5,970,000.00	400,000.00	318,500.00	718,500.00
YEAR 10	5,550,000.00	420,000.00	298,500.00	718,500.00
YEAR 11	5,110,000.00	440,000.00	277,500.00	717,500.00
YEAR 12	4,645,000.00	465,000.00	255,500.00	720,500.00
YEAR 13	4,160,000.00	485,000.00	232,250.00	717,250.00
YEAR 14	3,650,000.00	510,000.00	208,000.00	718,000.00
YEAR 15	3,115,000.00	535,000.00	182,500.00	717,500.00
YEAR 16	2,550,000.00	565,000.00	155,750.00	720,750.00
YEAR 17	1,960,000.00	590,000.00	127,500.00	717,500.00
YEAR 18	1,340,000.00	620,000.00	98,000.00	718,000.00
YEAR 19	685,000.00	655,000.00	67,000.00	722,000.00
YEAR 20	-	685,000.00	34,250.00	719,250.00
		<u>\$ 8,960,000.00</u>	<u>\$ 5,419,000.00</u>	<u>\$ 14,379,000.00</u>

Estimated issuance costs and rounding of \$90,000 is included in this schedule.
Long-term rates are assumed to be 5.00%. Rates are subject to market change.
Prepared by the Office of the Treasurer - Treasury Services 11/01/2023

Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.

Facilities Planning & Construction Project Status Report

Effective 10/23/2023

Projects in Planning	23 Projects	\$1,566,026,689
Projects in Design	17 Projects	\$1,076,905,269
Projects in Construction	22 Projects	\$1,087,652,718
Projects in Private Development	16 Projects	\$1,144,485,779
Combined Total:	78 Projects	\$4,875,070,455

Projects in Planning:

Bryan, TX

01-3418	Quantum & Artificial Intelligence Chip Fabrication	\$100,000,000 FY2024
06-3339	AgriLife Research Meat Science & Technology Center Relocation	\$123,900,000 FY2025
09-3394	TEEX RELLIS Training Props	\$25,300,000 FY2024
26-3351	RELLIS Avenue D South Extension and Utility Upgrades	\$13,500,000 FY2024
28-3419	Hypersonic Wind Tunnel	\$30,000,000 FY2024

Canyon, TX

18-3369	Public Safety Facility	\$9,975,000 FY2025
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College Station, TX

02-3345A	CUP Generator Replacement Project	\$26,500,000 FY2022
02-3378	Clinical Veterinary Teaching and Research Complex*	\$175,000,000 FY2022
02-3403	Olsen Field at Blue Bell Park Renovations	\$60,000,000 FY2026
02-3404	West Campus Player Development and Ellis Field Renovations	\$25,000,000 FY2025
02-3414	Visualization, Fine and Performing Arts Building	\$295,000,000 FY2025
02-3422	Entrepreneurship Building	\$65,000,000 FY2025

Commerce, TX

21-3401	Morris Recreation Center Expansion	\$17,500,000 FY2024
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Ft. Worth, TX

01-3358	Ft. Worth Research & Innovation Center	TBD
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Galveston, TX

10-3354	Infrastructure, Dock Improvements, and Ship FF&E - Phil	\$72,500,000
		FY2022

Houston, TX

02-3417	Space Collaboration Facility	\$200,000,000
		FY2024

23-3320	Texas A&M University TMC3 Biomedical Research Building*	\$100,000,000
		FY2022

Killeen, TX

24-3391	Central Texas Research Annex	\$10,000,000
		FY2026

McAllen, TX

23-3423	Health Education and Research (McAllen)	\$25,000,000
		FY2024

Prairie View, TX

05-3380	Teaching and Academic Student Support Services Facility*	\$44,922,833
		FY2022

San Antonio, TX

25-3402	Educare Building	\$16,970,000
		FY2024

25-3421	Multipurpose Field, Competition Track & Softball Field Upgrades	\$9,958,856
		FY2024

Stephenville, TX

04-3415	Lillian Street Dorm	\$120,000,000
		FY2025

Total of Projects in Planning	\$1,566,026,689
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Projects in Design:**Austin, TX**

30-3317	TDEM Headquarters and State Emergency Operations Center	\$360,647,047
	Energy Architecture	

Bryan, TX

01-3372	STEM Education Center at RELIS*	\$43,425,406
	PBK Architects	

Canyon, TX

06-3377	Amarillo Research & Extension Center at Canyon	\$30,000,000
	Parkhill	

18-3364	Renovation of an Education Building and Health/Safety Upgrades*	\$45,804,019
	DLR Group Inc.	

Commerce, TX

21-3384	Agricultural Multipurpose Education and Training Center*	\$44,922,833
	Harley Ellis Devereaux	

21-3390	New Event Center/Arena	\$58,000,000
Gensler & Associates		
Corpus Christi, TX		
15-3268	Arts & Media Building*	\$80,922,833
Barnes Gromatzky Kosarek Architects		
Dallas, TX		
23-3400	School of Dentistry Main Building Renovation	\$22,400,000
Brown Reynolds Watford		
Galveston, TX		
10-3381	Engineering Classroom and Research Building*	\$50,992,125
Page/		
Houston, TX		
23-3399	EnMED Discovery Tower Labs & Office Buildout - Phase I	\$15,000,000
Page/		
Laredo, TX		
16-3382	Health Sciences Education and Research Center & Western Hemispheric Trade Center Expansion*	\$71,200,000
Ayers Saint Gross		
McAllen, TX		
23-3374	Nursing Education & Research Center - McAllen*	\$49,948,556
Page/		
San Antonio, TX		
25-3387	Public Health and Education Building*	\$54,219,617
Alamo Architects		
Stephenville, TX		
04-3360	Health Sciences & Human Services Building - Stephenville*	\$80,000,000
Perkins+Will, Inc.		
04-3361	Dick Smith Library Renovation & Expansion	\$9,500,000
Brown Reynolds Watford		
Texarkana, TX		
22-3385	Business, Engineering, and Technology Building*	\$44,922,833
Treanor Architects		
Vernon, TX		
06-3407	AgriLife Vernon Campus Storm Repairs	\$15,000,000
Parkhill		
Total of Projects in Design		\$1,076,905,269

Projects in Construction:

Bryan, TX

06-3397	Animal Reproductive Biotechnology Center		\$13,000,000
	Joeris General Contractors	Substantial Completion Date:	01/10/2025
Status:	On Schedule	Construction Work Completed:	2%
26-3365	RELLIS Campus Infrastructure Phase 4B		\$7,744,000
	J. T. Vaughn Construction, LLC	Substantial Completion Date:	01/17/2024
Status:	On Schedule	Construction Work Completed:	92%
28-3321	Ballistic Aero-Optics and Materials Facility		\$54,626,000
	Bartlett Cocke General Contractors	Substantial Completion Date:	04/26/2024
Status:	Behind Schedule	Construction Work Completed:	88%
28-3341	TEES Detonation Research Test Facility		\$9,500,000
	J. T. Vaughn Construction, LLC	Substantial Completion Date:	12/20/2023
Status:	On Schedule	Construction Work Completed:	75%

Canyon, TX

18-3363	Bain Athletic Expansion Phase II		\$8,979,500
	Western Builders	Substantial Completion Date:	03/20/2024
Status:	On Schedule	Construction Work Completed:	65%

College Station, TX

02-3279	Business Education Complex		\$84,197,309
	Skanska USA Building, Inc.	Substantial Completion Date:	11/12/2024
Status:	On Schedule	Construction Work Completed:	46%
02-3343A	The Bright Building Area Development		\$182,735,550
	Manhattan Construction Company	Substantial Completion Date:	08/22/2024
Status:	On Schedule	Construction Work Completed:	61%
02-3343B	Bright Area Development - New Indoor Track		\$55,000,000
	Austin Commercial, LP	Substantial Completion Date:	01/15/2024
Status:	On Schedule	Construction Work Completed:	84%
06-3344	Borlaug Southern Crop Improvement Center Renovations		\$60,000,000
	Bartlett Cocke General Contractors	Substantial Completion Date:	04/02/2024
Status:	On Schedule	Construction Work Completed:	39%
23-3412	Texas A&M Health ESCO 2023		\$14,745,526
	Ameresco	Substantial Completion Date:	
Status:	On Schedule	Construction Work Completed:	10%
28-3324	Nuclear Engineering Education Building		\$15,100,000
	Bartlett Cocke General Contractors	Substantial Completion Date:	05/21/2024
Status:	On Schedule	Construction Work Completed:	28%

Commerce, TX

21-3337	Student Services Building		\$19,500,000
	Satterfield and Pontikes Construction, Inc.	Substantial Completion Date:	08/22/2024
Status:	Behind Schedule	Construction Work Completed:	20%

Ft. Worth, TX

01-3359	Ft. Worth Law & Education Building		\$150,000,000
	Turner Carcon Source JV	Substantial Completion Date:	10/14/2025
Status:	On Schedule	Construction Work Completed:	4%

04-3281	Interprofessional Education Building		\$66,000,000
Holder Construction Group, LLC		Substantial Completion Date:	03/22/2024
Status:	Behind Schedule	Construction Work Completed:	73%
Galveston, TX			
10-3353	Infrastructure, Dock Improvements, and Ship FF&E - PhI		\$35,000,000
J. T. Vaughn Construction, LLC		Substantial Completion Date:	04/01/2025
Status:	On Schedule	Construction Work Completed:	9%
Killeen, TX			
24-3376	Central Operational Reliability and Efficiency Facility (CORE)*		\$49,900,000
HOAR Construction		Substantial Completion Date:	02/04/2026
Status:	On Schedule	Construction Work Completed:	2%
Kingsville, TX			
17-3383	Deferred Maintenance*		\$47,922,833
Noble Texas Builders, LLC		Substantial Completion Date:	09/18/2025
Status:	On Schedule	Construction Work Completed:	5%
Prairie View, TX			
05-3370	Fire Alarm System Replacements PH2		\$11,002,000
Britt Rice Construction Company, LP		Substantial Completion Date:	08/24/2024
Status:	On Schedule	Construction Work Completed:	4%
San Antonio, TX			
25-3305	Recreation Center		\$19,200,000
Byrne Construction Services		Substantial Completion Date:	06/06/2024
Status:	On Schedule	Construction Work Completed:	55%
25-3309	TAMU-San Antonio Housing Phase II		\$32,500,000
Bartlett Cocke General Contractors		Substantial Completion Date:	05/31/2024
Status:	On Schedule	Construction Work Completed:	47%
Stephenville, TX			
04-3326	Tarleton State University Parking Garage		\$41,000,000
Byrne Construction Services		Substantial Completion Date:	06/19/2024
Status:	On Schedule	Construction Work Completed:	45%
04-3396	Convocation Center		\$110,000,000
J. T. Vaughn Construction, LLC		Substantial Completion Date:	05/10/2025
Status:	On Schedule	Construction Work Completed:	13%

Total of Projects in Construction	\$1,087,652,718
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*CCAP projects will not move forward until Legislative requirements are met, POR is complete and funding is finalized.

Projects in Private Development:

Bryan, TX

01-3285	Data Center	\$150,000,000
01-3286	Commercial Office Building	\$17,000,000
01-3287	Student Support Building	\$12,000,000
26-3350	RELLIS Substation	\$2,164,000
26-3355	BTU Substation at RELLIS	\$13,000,000

College Station, TX

02-3165	Century Square	\$355,000,000
02-3289	Intergenerational Living Center	\$35,000,000
02-3406	Union Pacific Bush 4141 Locomotive & Marine One Helicopter Pavilion	\$29,000,000
02-3416	Parking Lot Expansion for The Association of Former Students	\$390,779

Commerce, TX

21-3292	Development Tract (~8 acres at corner of Culver and Hwy 24)	\$10,000,000
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Dallas, TX

23-3328	Dentistry Development Tract	\$30,000,000
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Houston, TX

23-0255	Last Shot Xpresso at EnMed	\$231,000
23-3293	Innovation Plaza	\$401,000,000

Prairie View, TX

05-3335	50 Acre Development Tract	\$80,000,000
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Stephenville, TX

04-3327	Hotel & Conference Center	TBD
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Texarkana, TX

22-3217	Student Recreation Center at TAMU-T	\$9,700,000
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Total of Projects in Private Development		\$1,144,485,779
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AGENDA ITEM BRIEFING

Submitted by: James R. Hallmark, Ph.D., Vice Chancellor for Academic Affairs
The Texas A&M University System

Subject: Approval of Substantive Revisions to System Policy *12.01, Academic Freedom, Responsibility and Tenure* and System Policy *12.06, Post-Tenure Review of Faculty and Teaching Effectiveness*

Proposed Board Action:

Approve substantive revisions to System Policy *12.01, Academic Freedom, Responsibility and Tenure* and System Policy *12.06, Post-Tenure Review of Faculty and Teaching Effectiveness*.

Background Information:

System Policy 12.01.

Section 4.1: The following additional language to this section addresses the issue of tenure for national academy members recruited to our system:

A person who is a member of the U.S. National Academy of Sciences and/or the U.S. National Academy of Engineering and/or the U.S. National Academy of Medicine at the time of employment by a system academic institution shall be eligible for tenure upon arrival at such institution and must be presented to the system Board of Regents (board) for its consideration, and a grant of tenure to such faculty member shall not be subject to a probationary period.

System Policy 12.06.

Section 1: Language clarifies the “annual” performance review of a faculty member as required by System Regulation *12.01.01, Institutional Rules for Implementing Tenure*. Additional language to establish a mechanism for initiating a mid-cycle post-tenure review, if needed, as determined by annual evaluation results; codifying the need for appropriate faculty to be on the review committee; and clarifying the difference in the policy between the annual review and the post-tenure review.

New Section 3: The policy now requires system academic institutions to adopt a rule implementing this policy.

A&M System Funding or Other Financial Implications:

None.

Strategic Plan Imperative(s) this Item Advances:

The board’s adoption, maintenance and revision of system policies advances all eight Strategic Plan Imperatives by providing policy direction to the member institutions and agencies.

Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM
Office of the Vice Chancellor for Academic Affairs
September 27, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Approval of Substantive Revision to System Policy *12.01, Academic Freedom, Responsibility and Tenure* and System Policy *12.06, Post-Tenure Review of Faculty and Teaching Effectiveness*

I recommend adoption of the following minute order:

“The substantive revisions to System Policy *12.01, Academic Freedom, Responsibility and Tenure* and System Policy *12.06, Post-Tenure Review of Faculty and Teaching Effectiveness*, as shown in the attached exhibits, is approved, effective immediately.”

Respectfully submitted,

James R. Hallmark, Ph.D.
Vice Chancellor for Academic Affairs

Approval Recommended:

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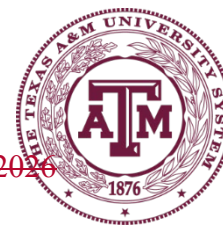
12.01 Academic Freedom, Responsibility and Tenure

~~Revised November 18, 2021 (MO 208-2021)~~

~~Revised May 18 November 9, 2023 (MO -2023)~~

Next Scheduled Review: ~~May 18 November 9, 2028 November 18, 2026~~

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Policy Summary

The relationship between faculty and the academic institution of The Texas A&M University System (system) for which they work is a balance between the responsibilities and obligations of the faculty with the requirements and demands of the system academic institution. This policy provides the basis upon which faculty may be hired, tenured, and dismissed. The responsibilities of the faculty are described as are the criteria by which they will be evaluated.

Policy

The following policies on academic freedom, responsibility and tenure apply separately, but equally, to each of the universities (academic institutions) of the system.

1. ACADEMIC FREEDOM

- 1.1 Institutions of higher education exist for the common good. The common good depends upon an uninhibited search for truth and its open expression. Hence, it is essential that each faculty member be free to pursue scholarly inquiry; and to voice and publish individual conclusions concerning the significance of evidence that the faculty member considers relevant. Each faculty member must be free from the corrosive fear that others, inside or outside the academic community, because their vision may differ, may threaten the faculty member's professional career or the material benefits accruing from it.
- 1.2 Each faculty member is entitled to full freedom in the classroom in discussing the subject ~~which-that~~ the faculty member teaches; but should not introduce controversial matter ~~which-that~~ has no relation to the classroom subject. Each faculty member is also a citizen of the nation, state and community; and when speaking, writing or acting as such, must be free from institutional censorship or discipline, subject to academic responsibility. In such instances, the faculty member should clearly state that the faculty member is not speaking for the system academic institution.

2. ACADEMIC RESPONSIBILITY OF FACULTY MEMBERS

The concept of academic freedom for faculty must be accompanied by an equally demanding concept of academic responsibility. Faculty members have a responsibility to the system academic institution, their profession, their students, and society at large. The rights and

privileges of faculty members extended by society and protected by governing boards and administrators through written policies and procedures on academic freedom and tenure, and as further protected by the courts, require reciprocally the assumption of certain responsibilities by faculty members. Some of those are:

- 2.1 The fundamental responsibilities of faculty members as teachers and scholars include maintenance of competence in their field of specialization and the exhibition of professional competence in the classroom, studio or laboratory and in the public arena through activities such as discussions, lectures, consulting, performances, exhibitions, publications and participation in professional organizations and meetings.
- 2.2 Faculty members must recognize that the public will judge their profession and system academic institutions by their statements. Hence, faculty members should at all times strive to be accurate in their statements, exercise appropriate restraint, show respect for the opinions of others, and make every effort to indicate that they are not speaking or acting for the system academic institution when they are speaking or acting as private persons.
- 2.3 The constitutionally protected rights of faculty members, as citizens, to freedom of expression on matters of public concern must be balanced with the interest of the state, as an employer, in promoting the efficiency of the educational services it performs through its employees. A faculty member's comments are protected even though they may be highly critical in tone or content, or erroneous, but such statements are not protected free speech if they either substantially impede the faculty member's performance of daily duties or materially and substantially interfere with the regular operation of the system academic institution, department or college. False statements made with knowledge of their falsity or in reckless disregard of the truth are not entitled to constitutional protection, and public statements may be so without foundation as to call into question the fitness of the faculty member to perform his or her professional duties.
- 2.4 Faculty members should be professional in their conduct in the classroom and in relationships with students. They should maintain respect for the student and for the student's posture as a learner and should be appropriately available to students for consultation on course-work.
- 2.5 Faculty members have the responsibility to provide timely and adequate notice of their intention to interrupt or terminate institutional services.

3. WRITTEN TERMS OF EMPLOYMENT

- 3.1 All new faculty members must be provided with an appointment letter stating the initial terms and conditions of employment. Any subsequent modifications or special understandings in regard to the appointment, which may be made on an annual basis, should be stated in writing and a copy given to the faculty member. All faculty members, unless the terms and conditions of their appointment letter state otherwise, are expected to engage in teaching, scholarship, and service. Essential job functions for a position may vary depending upon the nature of the department in which the faculty member holds expertise, external funding requirements attached to the position, licensing or accreditation requirements, and other circumstances. It is therefore important that essential job functions for each faculty position be listed in the initial appointment letter.

For example, all of the following that are applicable should be listed: teaching responsibilities, responsibilities for advising students, independent and/or collaborative research responsibilities, engaging in patient care, committee assignments, conditions imposed by external accrediting agencies, conditions for holding a named professorship or endowed chair, or a position that combines academic and administrative duties, and any other specific essential functions for the position in question. All appointment letters must indicate whether the appointment being offered is with tenure, tenure track, or non-tenure track.

- 3.2 The appointment letter for a faculty member with administrative duties ~~must will~~ states the portion of the faculty member's salary that is associated with the administrative duties. The portion of the faculty member's salary not associated with the administrative duties must not exceed the salaries of other faculty with similar qualifications and performing similar duties. The appointment letter for faculty members with administrative duties ~~must will~~ also states that the administrative duties may be removed without cause.
- 3.3 The system academic institution must notify faculty members annually, in writing, of their salary. Any other changes or additions to the appointment ~~also~~ should also be included.
- 3.4 Faculty members are expected to fulfill the terms and conditions of employment for the following year unless they resign prior to 30 calendar days after receiving notice of the terms.
- 3.5 An annual performance review will be conducted for all faculty members regardless of their title in accordance with written procedures. The purpose of the annual performance review is to facilitate dialogue between the administration and faculty and provide a process to evaluate each faculty member's accomplishments in the context of departmental, college, university, and system goals. An unsatisfactory rating in any one area (e.g., teaching effectiveness, research, creative activities and other scholarly endeavors, or service) ~~will~~ requires the implementation of a written short-term development plan for the faculty member, including performance improvement benchmarks.
- 3.6 Generally, all faculty members are entitled under Texas law to see their personnel files and to obtain a copy of the information in these files at their own expense.

4. TENURE POLICY

Tenure means the entitlement of faculty members to continue in their academic positions unless dismissed for good cause. Tenured faculty who remain in good standing will continue to enjoy those privileges customarily associated with tenure, including an expectation of continuing employment, appropriate compensation, a suitable office and workspace, serving as a principal investigator and conducting research, teaching classes, participating in faculty governance, and representing oneself as a tenured faculty member at his or her system academic institution. However, tenure will not be construed as creating a property interest¹ in any attributes of the faculty position beyond the faculty member's regular annual salary. A specific system of faculty

¹ A property interest refers to the constitutionally protected interest that may not be taken by the state without affording due process as required by federal and state law.

tenure should undergird the integrity of each system academic institution. System academic institution tenure systems should have these elements:

- 4.1 Beginning with appointment to a tenure-track position, the probationary period for a faculty member must not exceed seven (7) years. This period may, at the system academic institution's option, include appropriate full-time service at other institutions of higher education, even if the inclusion of such service extends the total probationary period in the academic profession beyond the normal maximum of seven (7) years. However, any credit for prior service included within the seven-year probationary period must be agreed upon in writing at the time of employment. System academic institutions must develop a rule authorizing extension of the probationary period beyond seven (7) years to permit a possible "time-out" due to special conditions or in order to pursue special opportunities. Such extensions must be based on extraordinary circumstances and require written concurrence by the faculty member, department head, dean and the chief academic officer, or the chief academic officer's designee. A person who is a member of the U.S. National Academy of Sciences and/or the U.S. National Academy of Engineering and/or the U.S. National Academy of Medicine at the time of employment by a system academic institution shall be eligible for tenure upon arrival at such institution and must be presented to the system Board of Regents (board) for its consideration, and a grant of tenure to such faculty member shall not be subject to a probationary period. Tenure is granted only by the affirmative action of the system ~~Board of Regents~~ (board) upon recommendation of the chief executive officer (CEO). At the conclusion of the probationary period, unless appropriately informed otherwise, the faculty member will not have tenure. Prior to the beginning of the last year of the probationary period, the system academic institution must notify the faculty member in writing of a decision regarding the granting or denial of tenure. The failure by the system academic institution to so notify will not be construed as a grant of de facto tenure. If the decision is not to award tenure, the faculty member is entitled to serve for two additional long semesters following the term or semester in which the notice is received.
- 4.2 Notice of non-reappointment, or of intention not to reappoint a non-tenured tenure track faculty member, should be given in writing in accordance with the following standards:
 - (a) not later than March 1 of the first academic year of probationary service, if the appointment expires at the end of that year; or, if a one-year appointment terminates during an academic year, at least three months in advance of its termination;
 - (b) not later than December 15 of the second year of probationary service, if the appointment expires at the end of that year; or, if an initial two-year appointment terminates during an academic year, at least six months in advance of its termination; and
 - (c) at least twelve months before the expiration of a probationary appointment after two or more years with the system academic institution.
- 4.3 Good cause for dismissal of a faculty member ~~will~~ relates directly and substantially to the performance of professional duties; and may include, but not be limited to, the following:
 - (a) professional incompetence;

- (b) continuing or repeated failure to perform duties or meet responsibilities to the system academic institution or to students or associates;
- (c) failure to successfully complete a post-~~tenure~~ review professional development program;
- (d) moral turpitude adversely affecting the performance of duties or the meeting of responsibilities to the system academic institution, or to students or associates;
- (e) violation of system policies, system regulations, system academic institution rules, or laws substantially related to performance of faculty duties;
- (f) conviction of a crime related to the fitness of a faculty member to engage in teaching, research, service/outreach, and/or administration;
- (g) unprofessional conduct adversely affecting to a material and substantial degree the performance of duties or the meeting of responsibilities to the system academic institution, or to students or associates;
- (h) falsification of academic credentials;
- (i) bona fide financial exigency or the phasing out of institutional programs requiring reduction of faculty (see Section 9);
- (j) the reduction or discontinuance of institutional programs based on educational considerations and requiring the termination of faculty members (see Section 9); or
- (k) a finding of sexual harassment or other serious misconduct, in accordance with system policy.

4.4 A faculty member who is found responsible for sexual harassment or other serious misconduct may be summarily dismissed or suspended without pay pending dismissal in accordance with the procedures outlined in Section 8.2. A faculty member may be dismissed for other reasons, as outlined in Section 4.3, after the faculty member has received notice of the cause for dismissal and an opportunity for a hearing in accordance with the procedures set forth in Section 8.3. Non-tenure track faculty may present a grievance in accordance with Section 6.5.

5. ADMINISTRATIVE LEAVE

Faculty members may be placed on administrative leave with pay by the faculty member's dean, with the concurrence of the dean of faculties (or provost if there is no dean of faculties), pending an investigation into matters pertaining to the faculty member's job performance, including but not limited to, fiscal matters, improper conduct in teaching, research, or service, or an allegation of misconduct pursuant to System Regulation *08.01.01, Civil Rights Compliance*. Notification must be given in writing and include the reasons for placing the faculty member on administrative leave with pay and the terms of the leave. A faculty member placed on administrative leave with pay may appeal the decision to the provost by submitting an appeal in writing. The provost ~~will~~ conducts the appeal, and may appoint a person or persons to assist the provost in the appeal. The investigation process is not stayed by an appeal. The appeal should be completed within five (5) business days of ~~the~~ receipt of the appeal. This provision is distinct from suspension during the pendency of termination proceedings. Placing a faculty member on administrative leave with pay is justified to aid in an investigation or if the welfare of the faculty member or that of students, colleagues or other

institutional employees is threatened by continuance, or if the continued presence of the faculty member would be disruptive of the regular operations of the system academic institution. Any such leave should be with appropriate provisions for useful duties, including appropriate access to classrooms, laboratories, libraries, and other facilities. A tenured faculty member who has been placed on administrative leave with pay will be entitled to his or her regular annual salary.

6. NON-TENURE TRACK FACULTY

- 6.1 This section does not apply to Professional Track Faculty with multi-year appointments. (See, System Policy 12.07, *Fixed Term Academic Professional Track Faculty*).
- 6.2 Appointments of non-tenure track faculty should be in writing and include specific beginning and ending dates for the appointment and clearly state that there is no implied guarantee or promise of future employment.
- 6.3 A system academic institution is not required to give a non-tenure track faculty member a reason for a decision not to reappoint for another appointment term or to provide a hearing. However, a system academic institution's rule for implementing this policy may provide that all or certain non-tenure track faculty members are entitled to appeal the institution's decision not to renew the faculty member's appointment or to dismiss the faculty member for cause.
- 6.4 Unless the academic institution's rule provides for an appeal, a non-tenure track faculty member whose appointment is not renewed may present a grievance in person to their dean or designee regarding the non-reappointment within 10 business days of receipt of the notice of non-reappointment. The dean or designee ~~will~~ considers the grievance and renders a final decision in writing regarding the grievance within 10 business days of the presentation of the grievance.
- 6.5 Unless the academic institution's rule provides for an appeal, a non-tenure track faculty member who is dismissed for cause before the end of the term may present a grievance in person to the provost or designee regarding the dismissal within 10 business days of receipt of the notice of dismissal. The provost or designee ~~will~~ considers the grievance and renders a final decision in writing regarding the grievance within 10 business days of the presentation of the grievance.
- 6.6 However, if a grievance or appeal related to the nonrenewal or dismissal of a non-tenure track faculty member includes an allegation(s) that the decision was based on discrimination, the provost, dean or designee ~~will~~ promptly reports the allegation(s) to the designated office in accordance with System Regulation 08.01.01.
- 6.7 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation 08.01.01. The grievance or appeal processes in this section ~~will are~~ not ~~be~~-stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation 08.01.01.

7. NON-RENEWAL OF NON-TENURED TENURE TRACK FACULTY AT END OF AN APPOINTMENT TERM

Procedures in cases of non-renewal of non-tenured tenure track faculty members at the end of any appointment term (other than a one-year only appointment ~~which~~that has not been renewed) must have the following parts:

- 7.1 A system academic institution is not required to give a non-tenured tenure track faculty member a reason for a decision not to reappoint for another appointment term or to provide a hearing.
- 7.2 A non-tenured tenure track faculty member may present, in person, a grievance over non-renewal of the faculty member's employment at the system academic institution, including that the decision was made in retaliation for the faculty member's exercise of protected First Amendment rights. The board delegates the authority through the chancellor to the CEO to designate an individual within the system academic institution's administration to hear the faculty member's grievance. The system academic institution must adopt a method of promptly presenting, reviewing and acting on grievances in accordance with this section.
- 7.3 In the alternative to a grievance in accordance with Section 7.2, a non-tenured tenure track faculty member may appeal a decision not to reappoint on the basis that the decision was made in violation of the academic freedom of the individual and/or for inadequate consideration of the faculty member's record of professional achievement. Such an appeal must be filed within 20 business days of the date on which the faculty member was given written notice of non-reappointment.
- 7.4 However, if a grievance or appeal related to the nonrenewal of a non-tenured tenure track faculty member includes an allegation(s) that the decision was based on discrimination, the CEO or designee ~~will~~promptly reports the allegation(s) to the designated office in accordance with System Regulation 08.01.01.
- 7.5 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation 08.01.01. The grievance or appeal processes in this section ~~will are~~not be-stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation 08.01.01.
- 7.6 System academic institution appeal procedures must provide for preliminary consideration within 15 business days of the faculty member's notice of appeal of the allegations by a faculty committee to determine whether the faculty member has established a prima facie case that the decision was made in violation of the faculty member's academic freedom, or without adequate consideration of the faculty member's record of professional achievement. If the preliminary review committee determines that the faculty member has not alleged a prima facie case, the allegations will be dismissed and the decision not to reappoint stands. If the committee determines that the allegations do establish a prima facie case, the matter is referred for an evidentiary hearing under established system academic institution procedures. A prima facie case for purposes of this section means that the faculty member's evidence, alone and un-rebutted, would establish that a violation as defined in Section 7.3 may have occurred.
- 7.7 In any evidentiary hearing, the burden of proving that the decision was made in violation of academic freedom or without adequate consideration of the faculty member's record of professional achievement, rests with the faculty member. The burden of proof must be

met by a preponderance of the evidence; i.e., that which is more convincing, more credible, and of greater weight than contrary evidence. Both the faculty member and the administration have the right of representation at this hearing. The system academic institution ~~will~~provides staff support to schedule and hold a hearing. If the appeal is filed before March 1, the hearing must be completed within 40 business days from the date the committee chair is notified of the appeal; the chair of the hearing committee may extend the time for completing the hearing by an additional 10 business days for good cause shown. If more than one appeal is filed in a given year, some appeals may be delayed until the first full academic term following the notice of appeal. The committee must complete its report within 10 business days of the completion of the hearing. The importance of conducting the hearing in a prompt manner ~~will~~guides the system academic institution and the hearing committee. Hearing committee members' departments ~~will~~ assist as needed to accommodate the scheduling of the hearing.

8. DISMISSAL FOR CAUSE

8.1 Procedures. System academic institutions must establish proper procedures for dismissal of faculty for cause to address issues related to performance or misconduct. These dismissal procedures ~~will~~ apply only to a faculty member who has tenure, a non-tenured tenure track faculty member, or a fixed-term professional track faculty member under System Policy 12.07 whose term appointment has not expired at the time of the dismissal. Such procedures must have the following parts:

8.1.1 A bona fide effort by appropriate administrative officers and/or other persons or committees should be made to achieve a satisfactory resolution of performance and/or misconduct issues through preliminary inquiry, discussion or confidential mediation. During these proceedings, a faculty member ~~will have~~ the right to an advisor, who may attend any meetings with the faculty member, but may communicate only with the faculty member. The advisor is not permitted to serve as an advocate for the faculty member in these preliminary proceedings.

8.1.2 Should these efforts fail to achieve a satisfactory resolution, the administration ~~will~~initiates a dismissal for cause or summary dismissal.

8.1.3 Unless a faculty member is summarily dismissed in accordance with the procedures outlined in Section 8.2, a faculty member may be reassigned or suspended with pay during the pendency of dismissal proceedings; however, suspension with pay is justified only if the welfare of the faculty member or that of students, colleagues or other institutional employees is threatened by continuance, or if the continued presence of the faculty member would be materially and substantially disruptive of the regular operations of the system academic institution. A suspension with pay should be with appropriate provisions for useful duties including appropriate access to classrooms, laboratories, libraries and other facilities.

8.2 Summary Dismissal or Suspended without Pay Pending Dismissal

8.2.1 A tenured faculty member may be subject to summary dismissal or suspension without pay pending dismissal if the stated cause for dismissal is a finding of

serious misconduct that has been substantiated by an investigation conducted in accordance with system policy. Serious misconduct includes, but is not limited to, sexual harassment, scientific misconduct, fraud, and violence or threat of violence in the workplace.

- 8.2.2 A non-tenured faculty member whose term appointment has not expired may be subject to summary dismissal or suspension without pay pending dismissal for good cause.
- 8.2.3 Prior to summary dismissal or suspension without pay pending dismissal, a faculty member will be provided with written notice of the charges, an explanation of the evidence, and an opportunity to respond to an administrator. A faculty member who is summarily dismissed or suspended without pay pending dismissal ~~will~~ also have an opportunity for a post-termination evidentiary hearing appealing the dismissal in accordance with the procedures outlined in Section 8.3.
- 8.2.4 The faculty member and the administration ~~will~~ each have the independent right to representation in this process.
- 8.2.5 The board delegates the authority through the chancellor to the CEO to designate an individual within the system academic institution's administration to hear a faculty member's response to the charges prior to summary dismissal or suspension without pay pending dismissal and determine, after considering the faculty member's response, whether or not to proceed with a summary dismissal or suspension without pay pending dismissal.

8.3 Hearing

- 8.3.1 A faculty member who is summarily dismissed or suspended without pay pending dismissal after the process described in Section 8.2 or a faculty member who receives a notice of dismissal for other reasons outlined in Section 4.3 may submit a notice of appeal to the system academic institution's CEO or designee within 10 business days of receipt of the notice of dismissal. The CEO or designee must notify the appropriate hearing committee within five (5) business days of the date the appeal has been filed. The system academic institution ~~will~~ provide staff support to schedule a hearing.
- 8.3.2 However, if an appeal includes an allegation(s) that the decision was based on discrimination, the CEO or designee ~~will~~ promptly report the allegation(s) to the designated office in accordance with System Regulation 08.01.01.
- 8.3.3 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation 08.01.01. The appeal hearing process in this section ~~will~~ is not be stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation 08.01.01.
- 8.3.4 The hearing committee must promptly schedule a hearing to be completed within 40 business days of being notified by the CEO or designee. The chair

of the hearing committee may extend the time for completing the hearing 10 business days for good cause shown or longer for extenuating circumstances caused by the administration. The system academic institution and the hearing committee must conduct the hearing in a prompt manner. Hearing committee members' departments ~~will~~ assist as needed to accommodate the scheduling of the hearing. The burden of proof is on the system academic institution to establish by a preponderance of the evidence the existence of good cause for dismissal and/or suspension without pay pending dismissal. The proceedings will be stenographically transcribed and copies made available to either party upon request.

8.3.5 The faculty member and the administration ~~will~~ each have the independent right to representation.

8.3.6 The hearing committee must complete its report within 10 business days of the completion of the hearing. The hearing committee ~~will~~ formulates explicit findings with respect to each of the grounds for dismissal and/or suspension without pay pending dismissal presented and recommends whether or not, in its judgment, there is good cause for dismissal and/or suspension without pay pending dismissal. The committee's findings and recommendations must be conveyed in writing to the CEO and to the faculty member.

8.3.7 If the faculty member's appointment is proposed to be terminated by the CEO, the full report of the hearing committee, the record of the hearing, the CEO's recommendation, and other relevant documentation available to both the faculty member and the system academic institution will be delivered to the chancellor, or designee, who ~~will~~ carries out a review of the documentation. In the event that the chancellor identifies the need for information not contained in the documentation, the chancellor may choose to give the system academic institution and the faculty member an opportunity to present their arguments and take questions from the chancellor. The chancellor ~~will~~ has a maximum of 20 business days in which to conduct the review. Upon completion of the review, the chancellor ~~will~~ makes a final determination as to the dismissal and/or suspension without pay pending dismissal.

8.3.8 In the event that the review identifies information ~~which-that~~ is probative of the dismissal, and ~~which-that~~ was not made available to the faculty review committee and/or the CEO, the chancellor may return the matter to the system academic institution CEO. Upon return to the CEO, the hearing committee ~~will~~ has 10 business days in which to conduct a follow-up hearing to evaluate the new information and render its findings and recommendations. The CEO ~~will~~ then reviews the hearing committee's findings and recommendations and takes action as appropriate following the guidelines in Section 8.3.5.

8.3.9 A faculty member's termination from employment will be effective as determined by the chancellor, upon a finding by the chancellor, pursuant to these procedures, that there is good cause for the faculty member's dismissal. This decision is final.

9. TENURE, FINANCIAL EXIGENCY, AND TERMINATION OR REDUCTION OF PROGRAMS

9.1 Cases of bona fide financial exigency or the reduction or discontinuance of an institutional program based on educational considerations may permit exceptions to tenure regulations.

9.2 Definitions

9.2.1 Bona fide financial exigency means a pressing need to reorder the nature and magnitude of financial obligations in such a way as to restore or preserve the financial stability of any system academic institution. A bona fide financial exigency may exist without the entire system academic institution being affected.

9.2.2 Financial stability means the ability of a system academic institution to provide from current income the funds necessary to meet current expenses, including current debt payments and sound reserves, without invading or depleting capital.

9.2.3 Evidence of financial exigency may include, but is not limited to, substantially declining enrollments, substantial revenue cutbacks, and substantial ongoing operating budget deficits.

9.2.4 Educational considerations that could result in the reduction or discontinuance of a program may include, but are not limited to:

- (a) a substantial decrease in program enrollment;
- (b) the need to shift substantial resources to other programs; or
- (c) a substantial modification or redirection of a unit's mission.

9.3 Administration

9.3.1 When the system academic institution CEO believes that a state of bona fide financial exigency exists, the CEO ~~will~~will inform the chancellor. If the chancellor concurs ~~within~~within this assessment, the chancellor ~~will~~will inform the board. If the board finds that such conditions exist, a state of bona fide financial exigency will exist within that system academic institution.

9.3.2 When faculty dismissals are contemplated on grounds of financial exigency or program termination or reduction, there should be early, careful, and meaningful sharing of information and views with appropriate faculty representatives on the reasons indicating the need to terminate programs. Recommendations from such faculty representatives will be sought on alternatives available to the system academic institution to ensure continuation of a strong academic program and to minimize the losses sustained by affected students and faculty members.

9.3.3 Faculty members who are being considered for termination on the basis of a bona fide financial exigency or a program termination or reduction should be given opportunities for appointment in related areas at their system academic institution provided:

- (a) they are qualified professionally to teach in those areas;
- (b) positions are available; and
- (c) the affected dean and department head or director concur.

9.3.4 Any tenured faculty member or faculty member whose term appointment has not expired, who is selected for termination on the basis of a bona fide financial exigency or a program termination or reduction necessitating a reduction in staff, must be given the following information:

- (a) a written statement of the basis for the initial decision to lay off;
- (b) a description of the manner in which the initial decision was made; and
- (c) information and data upon which the decision makers relied.

9.3.5 The faculty member selected for termination must be given an opportunity to respond in a hearing before an appropriate faculty committee. In this hearing, the burden of proof rests with the system academic institution to demonstrate by some credible evidence that a bona fide financial exigency exists or that educational considerations led to the reduction or discontinuance of a program. The faculty committee ~~will~~formulates findings whether or not, in its judgment, a bona fide financial exigency exists or that educational considerations led to the reduction or discontinuance of a program. The faculty committee's findings and recommendations, if any, must be conveyed in writing to the CEO and to the faculty member.

9.3.6 Any faculty member reassigned to another position or terminated has the right to reappointment to his or her previous position if it is re-established within two (2) calendar years.

Related Statutes, Policies, or Requirements

[Tex. Educ. Code § 51.942](#)

[System Regulation 12.01.01, Institutional Rules for Implementing Tenure](#)

[System Policy 12.06, Post-Tenure Review of Faculty and Teaching Effectiveness](#)

[System Policy 12.07, Fixed Term Academic Professional Track Faculty](#)

Member Rule Requirements

A rule is required to supplement this policy. See Section 4.1.

Contact Office

| ~~System Office of~~ Academic Affairs
(979) 458-6072

12.06 Post-Tenure Review of Faculty and Teaching Effectiveness



~~Revised February 6, 2020 (MO 020-2020)~~

~~Revised November 9, 2023 (MO -2023)~~

Next Scheduled Review: ~~February 6, 2025~~ November 9, 2028

Click to view [Revision History](#).

Policy Summary

State law requires that each university (academic institution) of The Texas A&M University System (system) must periodically evaluate the performance of tenured faculty in accordance with this policy.

Policy

1. POST-TENURE REVIEW

Subsequent to the award of tenure, ~~the all tenured faculty are subject to annual~~ performance reviews and periodic post-tenure reviews.

- The annual performance review of a faculty member provides a mechanism to gauge the productivity of the individual and should be designed to encourage a high level of sustained performance.
- Periodic pPost-tenure ~~review~~evaluations are made on the basis of typical criteria and factors such as those listed below and must occur no more often than once every year, but not less often than once every six years after the date of the award of tenure. Not all departments ~~will~~ use the same weighting of each factor and these may be different depending on the faculty member's specific role and responsibilities within a college.

An unsatisfactory rating in the annual performance review in any one area (Teaching Effectiveness; Research, Creative Activities and other Scholarly Endeavors; or Service) requires the implementation of a written short-term development plan for the faculty member, including performance benchmarks for returning to satisfactory performance. Faculty members who receive a second unsatisfactory rating in the annual performance review in any category within six years of the first unsatisfactory rating will be subject to additional assessment and may be recommended for early post-tenure review, to be initiated no later than the next academic year.

The post-tenure review process must include tenured faculty at the rank or higher than the candidate reviewed, with appropriate credentials for assessing the faculty member's performance, department head and/or dean and provost.

Teaching Effectiveness at the Undergraduate, Graduate and Professional Student Levels (See System Regulation 12.01.01, *Institutional Rules for Implementing Tenure*, for consistency)

- Course content, complexity, level of expertise.
- Performance of students in subsequent courses.
- Content, quality and faculty use of the syllabus.
- Student evaluations of the instructor.
- Teaching innovations.
- Peer evaluations.
- Direction of dissertations and theses.
- Awards, honors and other recognitions.
- Development of online courses.

Research, Creative Activities, and Other Scholarly Endeavors

- Published works – books, journal articles, reviews, research and technical reports, electronic and digital materials.
- Shows, exhibits, displays, and performances of artistic works and talents.
- Professional evaluations of scholarly activities appropriate to the discipline.
- Research grants, contracts, and other evidence of competitive support for the research.
- Invited papers and other presentations.
- Editorial contributions.
- Awards, honors and other recognitions.

Student Advising, Counseling, and Other Student Services

- Responsibilities for undergraduate, graduate and professional student advising.
- Reputation regarding advising and contributions to student development.
- Participation in student organizations and other activities.
- Accessibility to students.

Committee and Administrative Service to University

- Nature and importance of committee involvement.
- Ideas and original contributions to the university community.
- Offices held and other evidence of leadership.

Service to Profession, Community, State, or Nation

- Involvement in professional societies including leadership positions.
- Governmental committee or commission appointments.
- Academic and professional consulting activities.

- Quality of patient care, where applicable.
- Contributions to community programs and activities.
- Speeches and other presentations utilizing expertise.
- Awards, honors and other recognitions.

Quality of Patient Care, where applicable

Patents or Commercialization of Research, where applicable

Appropriate documentation is required to provide independent verification of the credentials being presented to support the criteria being evaluated.

2. TEACHING EFFECTIVENESS

Teaching effectiveness is essential for every faculty member, and teaching is an integral part of the mission of every system academic institution. A broad range of approaches to ensure teaching effectiveness should be developed and would include some of the following techniques currently in place or under consideration by system academic institutions.

(a) Institutional requirements for faculty including:

- (1) course syllabi including a list of topics to be covered during the semester, specific course objectives, types of activities for the course, student evaluation procedures, and required reading assignments;
- (2) faculty attendance in class; and
- (3) adherence to system, institutional and departmental policies.

(b) Peer observation of classroom performance.

(c) Departmental, college and institutional workshops on effective teaching.

(d) Video-taping of classroom performance for review and analysis by faculty.

(e) Portfolio assessment by departmental review committee.

(f) On-campus technology centers and other innovative programs designed to educate and support faculty in their efforts to integrate new technology into their teaching.

(g) Departmental in-service training.

(h) Senior faculty to serve as mentors for junior, new faculty.

(i) ~~(i)~~ Quality of instructional outcomes assessment by current and former students, employers of graduates, and faculty in graduate and professional schools attended by graduates.

3. MEMBER RULE

System academic institutions must adopt a rule to implement the requirements of this regulationpolicy.

Related Statutes, Policies, or Requirements

[Tex. Educ. Code § 51.942](#)

[System Policy 12.01.01, Institutional Rules for Implementing Tenure](#)

Member Rule Requirements

A rule is ~~not~~ required to supplement this policy. [See Section 3.](#)

Contact Office

~~System Office of~~ Academic Affairs
(979) 458-6072

12.01 Academic Freedom, Responsibility and Tenure

Revised November 9, 2023 (MO -2023)
 Next Scheduled Review: November 9, 2028
 Click to view [Revision History](#).



Policy Summary

The relationship between faculty and the academic institution of The Texas A&M University System (system) for which they work is a balance between the responsibilities and obligations of the faculty with the requirements and demands of the system academic institution. This policy provides the basis upon which faculty may be hired, tenured, and dismissed. The responsibilities of the faculty are described as are the criteria by which they will be evaluated.

Policy

The following policies on academic freedom, responsibility and tenure apply separately, but equally, to each of the universities (academic institutions) of the system.

1. ACADEMIC FREEDOM

- 1.1 Institutions of higher education exist for the common good. The common good depends upon an uninhibited search for truth and its open expression. Hence, it is essential that each faculty member be free to pursue scholarly inquiry and to voice and publish individual conclusions concerning the significance of evidence that the faculty member considers relevant. Each faculty member must be free from the corrosive fear that others, inside or outside the academic community, because their vision may differ, may threaten the faculty member's professional career or the material benefits accruing from it.
- 1.2 Each faculty member is entitled to full freedom in the classroom in discussing the subject that the faculty member teaches but should not introduce controversial matter that has no relation to the classroom subject. Each faculty member is also a citizen of the nation, state and community; and when speaking, writing or acting as such, must be free from institutional censorship or discipline, subject to academic responsibility. In such instances, the faculty member should clearly state that the faculty member is not speaking for the system academic institution.

2. ACADEMIC RESPONSIBILITY OF FACULTY MEMBERS

The concept of academic freedom for faculty must be accompanied by an equally demanding concept of academic responsibility. Faculty members have a responsibility to the system academic institution, their profession, their students, and society at large. The rights and privileges of faculty members extended by society and protected by governing boards and administrators through written policies and procedures on academic freedom and tenure, and

as further protected by the courts, require reciprocally the assumption of certain responsibilities by faculty members. Some of those are:

- 2.1 The fundamental responsibilities of faculty members as teachers and scholars include maintenance of competence in their field of specialization and the exhibition of professional competence in the classroom, studio or laboratory and in the public arena through activities such as discussions, lectures, consulting, performances, exhibitions, publications and participation in professional organizations and meetings.
- 2.2 Faculty members must recognize that the public will judge their profession and system academic institutions by their statements. Hence, faculty members should at all times strive to be accurate in their statements, exercise appropriate restraint, show respect for the opinions of others, and make every effort to indicate that they are not speaking or acting for the system academic institution when they are speaking or acting as private persons.
- 2.3 The constitutionally protected rights of faculty members, as citizens, to freedom of expression on matters of public concern must be balanced with the interest of the state, as an employer, in promoting the efficiency of the educational services it performs through its employees. A faculty member's comments are protected even though they may be highly critical in tone or content, or erroneous, but such statements are not protected free speech if they either substantially impede the faculty member's performance of daily duties or materially and substantially interfere with the regular operation of the system academic institution, department or college. False statements made with knowledge of their falsity or in reckless disregard of the truth are not entitled to constitutional protection, and public statements may be so without foundation as to call into question the fitness of the faculty member to perform his or her professional duties.
- 2.4 Faculty members should be professional in their conduct in the classroom and in relationships with students. They should maintain respect for the student and for the student's posture as a learner and should be appropriately available to students for consultation on coursework.
- 2.5 Faculty members have the responsibility to provide timely and adequate notice of their intention to interrupt or terminate institutional services.

3. WRITTEN TERMS OF EMPLOYMENT

- 3.1 All new faculty members must be provided with an appointment letter stating the initial terms and conditions of employment. Any subsequent modifications or special understandings in regard to the appointment, which may be made on an annual basis, should be stated in writing and a copy given to the faculty member. All faculty members, unless the terms and conditions of their appointment letter state otherwise, are expected to engage in teaching, scholarship, and service. Essential job functions for a position may vary depending upon the nature of the department in which the faculty member holds expertise, external funding requirements attached to the position, licensing or accreditation requirements, and other circumstances. It is therefore important that essential job functions for each faculty position be listed in the initial appointment letter. For example, all of the following that are applicable should be listed: teaching responsibilities, responsibilities for advising students, independent and/or collaborative

research responsibilities, engaging in patient care, committee assignments, conditions imposed by external accrediting agencies, conditions for holding a named professorship or endowed chair, or a position that combines academic and administrative duties, and any other specific essential functions for the position in question. All appointment letters must indicate whether the appointment being offered is with tenure, tenure track, or non-tenure track.

- 3.2 The appointment letter for a faculty member with administrative duties must state the portion of the faculty member's salary that is associated with the administrative duties. The portion of the faculty member's salary not associated with the administrative duties must not exceed the salaries of other faculty with similar qualifications and performing similar duties. The appointment letter for faculty members with administrative duties must also state that the administrative duties may be removed without cause.
- 3.3 The system academic institution must notify faculty members annually, in writing, of their salary. Any other changes or additions to the appointment should also be included.
- 3.4 Faculty members are expected to fulfill the terms and conditions of employment for the following year unless they resign prior to 30 calendar days after receiving notice of the terms.
- 3.5 An annual performance review will be conducted for all faculty members regardless of their title in accordance with written procedures. The purpose of the annual performance review is to facilitate dialogue between the administration and faculty and provide a process to evaluate each faculty member's accomplishments in the context of departmental, college, university, and system goals. An unsatisfactory rating in any one area (e.g., teaching effectiveness, research, creative activities and other scholarly endeavors, or service) requires the implementation of a written short-term development plan for the faculty member, including performance improvement benchmarks.
- 3.6 Generally, all faculty members are entitled under Texas law to see their personnel files and to obtain a copy of the information in these files at their own expense.

4. TENURE POLICY

Tenure means the entitlement of faculty members to continue in their academic positions unless dismissed for good cause. Tenured faculty who remain in good standing will continue to enjoy those privileges customarily associated with tenure, including an expectation of continuing employment, appropriate compensation, a suitable office and workspace, serving as a principal investigator and conducting research, teaching classes, participating in faculty governance, and representing oneself as a tenured faculty member at his or her system academic institution. However, tenure will not be construed as creating a property interest¹ in any attributes of the faculty position beyond the faculty member's regular annual salary. A specific system of faculty tenure should undergird the integrity of each system academic institution. System academic institution tenure systems should have these elements:

¹ A property interest refers to the constitutionally protected interest that may not be taken by the state without affording due process as required by federal and state law.

- 4.1 Beginning with appointment to a tenure-track position, the probationary period for a faculty member must not exceed seven (7) years. This period may, at the system academic institution's option, include appropriate full-time service at other institutions of higher education, even if the inclusion of such service extends the total probationary period in the academic profession beyond the normal maximum of seven (7) years. However, any credit for prior service included within the seven-year probationary period must be agreed upon in writing at the time of employment. System academic institutions must develop a rule authorizing extension of the probationary period beyond seven (7) years to permit a possible "time-out" due to special conditions or in order to pursue special opportunities. Such extensions must be based on extraordinary circumstances and require written concurrence by the faculty member, department head, dean and the chief academic officer, or the chief academic officer's designee. A person who is a member of the U.S. National Academy of Sciences and/or the U.S. National Academy of Engineering and/or the U.S. National Academy of Medicine at the time of employment by a system academic institution shall be eligible for tenure upon arrival at such institution and must be presented to the system Board of Regents (board) for its consideration, and a grant of tenure to such faculty member shall not be subject to a probationary period. Tenure is granted only by the affirmative action of the system board upon recommendation of the chief executive officer (CEO). At the conclusion of the probationary period, unless appropriately informed otherwise, the faculty member will not have tenure. Prior to the beginning of the last year of the probationary period, the system academic institution must notify the faculty member in writing of a decision regarding the granting or denial of tenure. The failure by the system academic institution to so notify will not be construed as a grant of de facto tenure. If the decision is not to award tenure, the faculty member is entitled to serve for two additional long semesters following the term or semester in which the notice is received.
- 4.2 Notice of non-reappointment, or of intention not to reappoint a non-tenured tenure track faculty member, should be given in writing in accordance with the following standards:
- (a) not later than March 1 of the first academic year of probationary service, if the appointment expires at the end of that year; or, if a one-year appointment terminates during an academic year, at least three months in advance of its termination;
 - (b) not later than December 15 of the second year of probationary service, if the appointment expires at the end of that year; or, if an initial two-year appointment terminates during an academic year, at least six months in advance of its termination; and
 - (c) at least twelve months before the expiration of a probationary appointment after two or more years with the system academic institution.
- 4.3 Good cause for dismissal of a faculty member relates directly and substantially to the performance of professional duties and may include, but not be limited to, the following:
- (a) professional incompetence;
 - (b) continuing or repeated failure to perform duties or meet responsibilities to the system academic institution or to students or associates;

- (c) failure to successfully complete a post-tenure review professional development program;
- (d) moral turpitude adversely affecting the performance of duties or the meeting of responsibilities to the system academic institution, or to students or associates;
- (e) violation of system policies, system regulations, system academic institution rules, or laws substantially related to performance of faculty duties;
- (f) conviction of a crime related to the fitness of a faculty member to engage in teaching, research, service/outreach, and/or administration;
- (g) unprofessional conduct adversely affecting to a material and substantial degree the performance of duties or the meeting of responsibilities to the system academic institution, or to students or associates;
- (h) falsification of academic credentials;
- (i) bona fide financial exigency or the phasing out of institutional programs requiring reduction of faculty (see Section 9);
- (j) the reduction or discontinuance of institutional programs based on educational considerations and requiring the termination of faculty members (see Section 9); or
- (k) a finding of sexual harassment or other serious misconduct, in accordance with system policy.

4.4 A faculty member who is found responsible for sexual harassment or other serious misconduct may be summarily dismissed or suspended without pay pending dismissal in accordance with the procedures outlined in Section 8.2. A faculty member may be dismissed for other reasons, as outlined in Section 4.3, after the faculty member has received notice of the cause for dismissal and an opportunity for a hearing in accordance with the procedures set forth in Section 8.3. Non-tenure track faculty may present a grievance in accordance with Section 6.5.

5. ADMINISTRATIVE LEAVE

Faculty members may be placed on administrative leave with pay by the faculty member's dean, with the concurrence of the dean of faculties (or provost if there is no dean of faculties), pending an investigation into matters pertaining to the faculty member's job performance, including but not limited to, fiscal matters, improper conduct in teaching, research, or service, or an allegation of misconduct pursuant to System Regulation *08.01.01, Civil Rights Compliance*. Notification must be given in writing and include the reasons for placing the faculty member on administrative leave with pay and the terms of the leave. A faculty member placed on administrative leave with pay may appeal the decision to the provost by submitting an appeal in writing. The provost conducts the appeal and may appoint a person or persons to assist the provost in the appeal. The investigation process is not stayed by an appeal. The appeal should be completed within five (5) business days of receipt of the appeal. This provision is distinct from suspension during the pendency of termination proceedings. Placing a faculty member on administrative leave with pay is justified to aid in an investigation or if the welfare of the faculty member or that of students, colleagues or other institutional employees is threatened by continuance, or if the continued presence of the faculty member would be disruptive of the regular operations of the system academic

institution. Any such leave should be with appropriate provisions for useful duties, including appropriate access to classrooms, laboratories, libraries, and other facilities. A tenured faculty member who has been placed on administrative leave with pay will be entitled to his or her regular annual salary.

6. NON-TENURE TRACK FACULTY

- 6.1 This section does not apply to Professional Track Faculty with multi-year appointments. (*See, System Policy 12.07, Fixed Term Academic Professional Track Faculty*).
- 6.2 Appointments of non-tenure track faculty should be in writing and include specific beginning and ending dates for the appointment and clearly state that there is no implied guarantee or promise of future employment.
- 6.3 A system academic institution is not required to give a non-tenure track faculty member a reason for a decision not to reappoint for another appointment term or to provide a hearing. However, a system academic institution's rule for implementing this policy may provide that all or certain non-tenure track faculty members are entitled to appeal the institution's decision not to renew the faculty member's appointment or to dismiss the faculty member for cause.
- 6.4 Unless the academic institution's rule provides for an appeal, a non-tenure track faculty member whose appointment is not renewed may present a grievance in person to their dean or designee regarding the non-reappointment within 10 business days of receipt of the notice of non-reappointment. The dean or designee considers the grievance and renders a final decision in writing regarding the grievance within 10 business days of the presentation of the grievance.
- 6.5 Unless the academic institution's rule provides for an appeal, a non-tenure track faculty member who is dismissed for cause before the end of the term may present a grievance in person to the provost or designee regarding the dismissal within 10 business days of receipt of the notice of dismissal. The provost or designee considers the grievance and renders a final decision in writing regarding the grievance within 10 business days of the presentation of the grievance.
- 6.6 However, if a grievance or appeal related to the nonrenewal or dismissal of a non-tenure track faculty member includes an allegation(s) that the decision was based on discrimination, the provost, dean or designee promptly reports the allegation(s) to the designated office in accordance with System Regulation 08.01.01.
- 6.7 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation 08.01.01. The grievance or appeal processes in this section are not stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation 08.01.01.

7. NON-RENEWAL OF NON-TENURED TENURE TRACK FACULTY AT END OF AN APPOINTMENT TERM

Procedures in cases of non-renewal of non-tenured tenure track faculty members at the end of any appointment term (other than a one-year only appointment that has not been renewed) must have the following parts:

- 7.1 A system academic institution is not required to give a non-tenured tenure track faculty member a reason for a decision not to reappoint for another appointment term or to provide a hearing.
- 7.2 A non-tenured tenure track faculty member may present, in person, a grievance over non-renewal of the faculty member's employment at the system academic institution, including that the decision was made in retaliation for the faculty member's exercise of protected First Amendment rights. The board delegates the authority through the chancellor to the CEO to designate an individual within the system academic institution's administration to hear the faculty member's grievance. The system academic institution must adopt a method of promptly presenting, reviewing and acting on grievances in accordance with this section.
- 7.3 In the alternative to a grievance in accordance with Section 7.2, a non-tenured tenure track faculty member may appeal a decision not to reappoint on the basis that the decision was made in violation of the academic freedom of the individual and/or for inadequate consideration of the faculty member's record of professional achievement. Such an appeal must be filed within 20 business days of the date on which the faculty member was given written notice of non-reappointment.
- 7.4 However, if a grievance or appeal related to the nonrenewal of a non-tenured tenure track faculty member includes an allegation(s) that the decision was based on discrimination, the CEO or designee promptly reports the allegation(s) to the designated office in accordance with System Regulation *08.01.01*.
- 7.5 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation *08.01.01*. The grievance or appeal processes in this section are not stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation *08.01.01*.
- 7.6 System academic institution appeal procedures must provide for preliminary consideration within 15 business days of the faculty member's notice of appeal of the allegations by a faculty committee to determine whether the faculty member has established a prima facie case that the decision was made in violation of the faculty member's academic freedom, or without adequate consideration of the faculty member's record of professional achievement. If the preliminary review committee determines that the faculty member has not alleged a prima facie case, the allegations will be dismissed and the decision not to reappoint stands. If the committee determines that the allegations do establish a prima facie case, the matter is referred for an evidentiary hearing under established system academic institution procedures. A prima facie case for purposes of this section means that the faculty member's evidence, alone and un-rebutted, would establish that a violation as defined in Section 7.3 may have occurred.
- 7.7 In any evidentiary hearing, the burden of proving that the decision was made in violation of academic freedom or without adequate consideration of the faculty member's record of professional achievement, rests with the faculty member. The burden of proof must be

met by a preponderance of the evidence; i.e., that which is more convincing, more credible, and of greater weight than contrary evidence. Both the faculty member and the administration have the right of representation at this hearing. The system academic institution provides staff support to schedule and hold a hearing. If the appeal is filed before March 1, the hearing must be completed within 40 business days from the date the committee chair is notified of the appeal; the chair of the hearing committee may extend the time for completing the hearing by an additional 10 business days for good cause shown. If more than one appeal is filed in a given year, some appeals may be delayed until the first full academic term following the notice of appeal. The committee must complete its report within 10 business days of the completion of the hearing. The importance of conducting the hearing in a prompt manner guides the system academic institution and the hearing committee. Hearing committee members' departments assist as needed to accommodate the scheduling of the hearing.

8. DISMISSAL FOR CAUSE

8.1 Procedures. System academic institutions must establish proper procedures for dismissal of faculty for cause to address issues related to performance or misconduct. These dismissal procedures apply only to a faculty member who has tenure, a non-tenured tenure track faculty member or a fixed-term professional track faculty member under System Policy *12.07* whose term appointment has not expired at the time of the dismissal. Such procedures must have the following parts:

8.1.1 A bona fide effort by appropriate administrative officers and/or other persons or committees should be made to achieve a satisfactory resolution of performance and/or misconduct issues through preliminary inquiry, discussion or confidential mediation. During these proceedings, a faculty member has the right to an advisor, who may attend any meetings with the faculty member, but may communicate only with the faculty member. The advisor is not permitted to serve as an advocate for the faculty member in these preliminary proceedings.

8.1.2 Should these efforts fail to achieve a satisfactory resolution; the administration initiates a dismissal for cause or summary dismissal.

8.1.3 Unless a faculty member is summarily dismissed in accordance with the procedures outlined in Section 8.2, a faculty member may be reassigned or suspended with pay during the pendency of dismissal proceedings; however, suspension with pay is justified only if the welfare of the faculty member or that of students, colleagues or other institutional employees is threatened by continuance, or if the continued presence of the faculty member would be materially and substantially disruptive of the regular operations of the system academic institution. A suspension with pay should be with appropriate provisions for useful duties including appropriate access to classrooms, laboratories, libraries and other facilities.

8.2 Summary Dismissal or Suspended without Pay Pending Dismissal

8.2.1 A tenured faculty member may be subject to summary dismissal or suspension without pay pending dismissal if the stated cause for dismissal is a finding of

serious misconduct that has been substantiated by an investigation conducted in accordance with system policy. Serious misconduct includes, but is not limited to, sexual harassment, scientific misconduct, fraud, and violence or threat of violence in the workplace.

- 8.2.2 A non-tenured faculty member whose term appointment has not expired may be subject to summary dismissal or suspension without pay pending dismissal for good cause.
- 8.2.3 Prior to summary dismissal or suspension without pay pending dismissal, a faculty member will be provided with written notice of the charges, an explanation of the evidence, and an opportunity to respond to an administrator. A faculty member who is summarily dismissed or suspended without pay pending dismissal also has an opportunity for a post-termination evidentiary hearing appealing the dismissal in accordance with the procedures outlined in Section 8.3.
- 8.2.4 The faculty member and the administration each have the independent right to representation in this process.
- 8.2.5 The board delegates the authority through the chancellor to the CEO to designate an individual within the system academic institution's administration to hear a faculty member's response to the charges prior to summary dismissal or suspension without pay pending dismissal and determine, after considering the faculty member's response, whether or not to proceed with a summary dismissal or suspension without pay pending dismissal.

8.3 Hearing

- 8.3.1 A faculty member who is summarily dismissed or suspended without pay pending dismissal after the process described in Section 8.2 or a faculty member who receives a notice of dismissal for other reasons outlined in Section 4.3 may submit a notice of appeal to the system academic institution's CEO or designee within 10 business days of receipt of the notice of dismissal. The CEO or designee must notify the appropriate hearing committee within five (5) business days of the date the appeal has been filed. The system academic institution provides staff support to schedule a hearing.
- 8.3.2 However, if an appeal includes an allegation(s) that the decision was based on discrimination, the CEO or designee promptly reports the allegation(s) to the designated office in accordance with System Regulation *08.01.01*.
- 8.3.3 Any allegation(s) of discrimination will be exclusively adjudicated in accordance with the procedures outlined in System Regulation *08.01.01*. The appeal hearing process in this section is not stayed pending conclusion of the investigation, decision and appeal processes outlined in System Regulation *08.01.01*.
- 8.3.4 The hearing committee must promptly schedule a hearing to be completed within 40 business days of being notified by the CEO or designee. The chair

of the hearing committee may extend the time for completing the hearing 10 business days for good cause shown or longer for extenuating circumstances caused by the administration. The system academic institution and the hearing committee must conduct the hearing in a prompt manner. Hearing committee members' departments assist as needed to accommodate the scheduling of the hearing. The burden of proof is on the system academic institution to establish by a preponderance of the evidence the existence of good cause for dismissal and/or suspension without pay pending dismissal. The proceedings will be stenographically transcribed and copies made available to either party upon request.

- 8.3.5 The faculty member and the administration each have the independent right to representation.
- 8.3.6 The hearing committee must complete its report within 10 business days of the completion of the hearing. The hearing committee formulates explicit findings with respect to each of the grounds for dismissal and/or suspension without pay pending dismissal presented and recommends whether or not, in its judgment, there is good cause for dismissal and/or suspension without pay pending dismissal. The committee's findings and recommendations must be conveyed in writing to the CEO and to the faculty member.
- 8.3.7 If the faculty member's appointment is proposed to be terminated by the CEO, the full report of the hearing committee, the record of the hearing, the CEO's recommendation, and other relevant documentation available to both the faculty member and the system academic institution will be delivered to the chancellor, or designee, who carries out a review of the documentation. In the event that the chancellor identifies the need for information not contained in the documentation, the chancellor may choose to give the system academic institution and the faculty member an opportunity to present their arguments and take questions from the chancellor. The chancellor has a maximum of 20 business days in which to conduct the review. Upon completion of the review, the chancellor makes a final determination as to the dismissal and/or suspension without pay pending dismissal.
- 8.3.8 In the event that the review identifies information that is probative of the dismissal, and that was not made available to the faculty review committee and/or the CEO, the chancellor may return the matter to the system academic institution CEO. Upon return to the CEO, the hearing committee has 10 business days in which to conduct a follow-up hearing to evaluate the new information and render its findings and recommendations. The CEO then reviews the hearing committee's findings and recommendations and takes action as appropriate following the guidelines in Section 8.3.5.
- 8.3.9 A faculty member's termination from employment will be effective as determined by the chancellor, upon a finding by the chancellor, pursuant to these procedures, that there is good cause for the faculty member's dismissal. This decision is final.

9. TENURE, FINANCIAL EXIGENCY, AND TERMINATION OR REDUCTION OF PROGRAMS

9.1 Cases of bona fide financial exigency or the reduction or discontinuance of an institutional program based on educational considerations may permit exceptions to tenure regulations.

9.2 Definitions

9.2.1 Bona fide financial exigency means a pressing need to reorder the nature and magnitude of financial obligations in such a way as to restore or preserve the financial stability of any system academic institution. A bona fide financial exigency may exist without the entire system academic institution being affected.

9.2.2 Financial stability means the ability of a system academic institution to provide from current income the funds necessary to meet current expenses, including current debt payments and sound reserves, without invading or depleting capital.

9.2.3 Evidence of financial exigency may include but is not limited to, substantially declining enrollments, substantial revenue cutbacks, and substantial ongoing operating budget deficits.

9.2.4 Educational considerations that could result in the reduction or discontinuance of a program may include, but are not limited to:

- (a) a substantial decrease in program enrollment;
- (b) the need to shift substantial resources to other programs; or
- (c) a substantial modification or redirection of a unit's mission.

9.3 Administration

9.3.1 When the system academic institution CEO believes that a state of bona fide financial exigency exists, the CEO informs the chancellor. If the chancellor concurs with this assessment, the chancellor informs the board. If the board finds that such conditions exist, a state of bona fide financial exigency will exist within that system academic institution.

9.3.2 When faculty dismissals are contemplated on grounds of financial exigency or program termination or reduction, there should be early, careful, and meaningful sharing of information and views with appropriate faculty representatives on the reasons indicating the need to terminate programs. Recommendations from such faculty representatives will be sought on alternatives available to the system academic institution to ensure continuation of a strong academic program and to minimize the losses sustained by affected students and faculty members.

9.3.3 Faculty members who are being considered for termination on the basis of a bona fide financial exigency or a program termination or reduction should be given opportunities for appointment in related areas at their system academic institution provided:

- (a) they are qualified professionally to teach in those areas;
 - (b) positions are available; and
 - (c) the affected dean and department head or director concur.
- 9.3.4 Any tenured faculty member or faculty member whose term appointment has not expired, who is selected for termination on the basis of a bona fide financial exigency or a program termination or reduction necessitating a reduction in staff, must be given the following information:
 - (a) a written statement of the basis for the initial decision to lay off;
 - (b) a description of the manner in which the initial decision was made; and
 - (c) information and data upon which the decision makers relied.
- 9.3.5 The faculty member selected for termination must be given an opportunity to respond in a hearing before an appropriate faculty committee. In this hearing, the burden of proof rests with the system academic institution to demonstrate by some credible evidence that a bona fide financial exigency exists or that educational considerations led to the reduction or discontinuance of a program. The faculty committee formulates findings whether or not, in its judgment, a bona fide financial exigency exists or that educational considerations led to the reduction or discontinuance of a program. The faculty committee's findings and recommendations, if any, must be conveyed in writing to the CEO and to the faculty member.
- 9.3.6 Any faculty member reassigned to another position or terminated has the right to reappointment to his or her previous position if it is re-established within two (2) calendar years.

Related Statutes, Policies, or Requirements

[Tex. Educ. Code § 51.942](#)

[System Regulation 12.01.01, Institutional Rules for Implementing Tenure](#)

[System Policy 12.06, Post-Tenure Review of Faculty and Teaching Effectiveness](#)

[System Policy 12.07, Fixed Term Academic Professional Track Faculty](#)

Member Rule Requirements

A rule is required to supplement this policy. See Section 4.1.

Contact Office

Academic Affairs
(979) 458-6072

12.06 Post-Tenure Review of Faculty and Teaching Effectiveness



Revised November 9, 2023 (MO -2023)
Next Scheduled Review: November 9, 2028
Click to view [Revision History](#).

Policy Summary

State law requires that each university (academic institution) of The Texas A&M University System (system) must periodically evaluate the performance of tenured faculty in accordance with this policy.

Policy

1. POST-TENURE REVIEW

Subsequent to the award of tenure, all tenured faculty are subject to annual performance reviews and periodic post-tenure reviews.

- The annual performance review of a faculty member provides a mechanism to gauge the productivity of the individual and should be designed to encourage a high level of sustained performance.
- Periodic post-tenure reviews are made on the basis of typical criteria and factors such as those listed below and must occur no more often than once every year, but not less often than once every six years after the date of the award of tenure. Not all departments use the same weighting of each factor and these may be different depending on the faculty member's specific role and responsibilities within a college.

An unsatisfactory rating in the annual performance review in any one area (Teaching Effectiveness; Research, Creative Activities and other Scholarly Endeavors; or Service) requires the implementation of a written short-term development plan for the faculty member, including performance benchmarks for returning to satisfactory performance. Faculty members who receive a second unsatisfactory rating in the annual performance review in any category within six years of the first unsatisfactory rating will be subject to additional assessment and may be recommended for early post-tenure review, to be initiated no later than the next academic year.

The post-tenure review process must include tenured faculty at the rank or higher than the candidate reviewed, with appropriate credentials for assessing the faculty member's performance, department head and/or dean and provost.

Teaching Effectiveness at the Undergraduate, Graduate and Professional Student Levels (See System Regulation 12.01.01, *Institutional Rules for Implementing Tenure*, for consistency)

- Course content, complexity, level of expertise.
- Performance of students in subsequent courses.
- Content, quality and faculty use of the syllabus.
- Student evaluations of the instructor.
- Teaching innovations.
- Peer evaluations.
- Direction of dissertations and theses.
- Awards, honors and other recognitions.
- Development of online courses.

Research, Creative Activities, and Other Scholarly Endeavors

- Published works – books, journal articles, reviews, research and technical reports, electronic and digital materials.
- Shows, exhibits, displays, and performances of artistic works and talents.
- Professional evaluations of scholarly activities appropriate to the discipline.
- Research grants, contracts and other evidence of competitive support for the research.
- Invited papers and other presentations.
- Editorial contributions.
- Awards, honors and other recognitions.

Student Advising, Counseling and Other Student Services

- Responsibilities for undergraduate, graduate and professional student advising.
- Reputation regarding advising and contributions to student development.
- Participation in student organizations and other activities.
- Accessibility to students.

Committee and Administrative Service to University

- Nature and importance of committee involvement.
- Ideas and original contributions to the university community.
- Offices held and other evidence of leadership.

Service to Profession, Community, State, or Nation

- Involvement in professional societies including leadership positions.
- Governmental committee or commission appointments.
- Academic and professional consulting activities.
- Quality of patient care, where applicable.

- Contributions to community programs and activities.
- Speeches and other presentations utilizing expertise.
- Awards, honors and other recognitions.

Quality of Patient Care, where applicable

Patents or Commercialization of Research, where applicable

Appropriate documentation is required to provide independent verification of the credentials being presented to support the criteria being evaluated.

2. TEACHING EFFECTIVENESS

Teaching effectiveness is essential for every faculty member and teaching is an integral part of the mission of every system academic institution. A broad range of approaches to ensure teaching effectiveness should be developed and would include some of the following techniques currently in place or under consideration by system academic institutions.

- (a) Institutional requirements for faculty including:
 - (1) course syllabi including a list of topics to be covered during the semester, specific course objectives, types of activities for the course, student evaluation procedures, and required reading assignments;
 - (2) faculty attendance in class; and
 - (3) adherence to system, institutional and departmental policies.
- (b) Peer observation of classroom performance.
- (c) Departmental, college and institutional workshops on effective teaching.
- (d) Videotaping of classroom performance for review and analysis by faculty.
- (e) Portfolio assessment by departmental review committee.
- (f) On-campus technology centers and other innovative programs designed to educate and support faculty in their efforts to integrate new technology into their teaching.
- (g) Departmental in-service training.
- (h) Senior faculty to serve as mentors for junior, new faculty.
- (i) Quality of instructional outcomes assessment by current and former students, employers of graduates and faculty in graduate and professional schools attended by graduates.

3. MEMBER RULE

System academic institutions must adopt a rule to implement the requirements of this policy.

Related Statutes, Policies, or Requirements

[Tex. Educ. Code § 51.942](#)

[System Policy 12.01.01, Institutional Rules for Implementing Tenure](#)

Member Rule Requirements

A rule is required to supplement this policy. See Section 3.

Contact Office

Academic Affairs
(979) 458-6072

Agenda Item No.

AGENDA ITEM BRIEFING

Submitted by: Bill Mahomes, Chairman, Board of Regents
The Texas A&M University System

Subject: Authorizing and Directing the Interim President of Texas A&M University to Form a Special Exploratory Committee Regarding Commemorating the University's Renewed Rivalry with The University of Texas at Austin

Proposed Board Action:

Authorize and direct the interim president of Texas A&M University (Texas A&M) to form a Special Exploratory Committee to study and recommend appropriate ways to commemorate the university's renewed rivalry with The University of Texas at Austin (UT).

Background Information:

On July 1, 2024, UT (along with the University of Oklahoma) will become a member of the Southeastern Conference (SEC), reviving its rivalry with Texas A&M University. Prior to Texas A&M joining the SEC in 2012, Texas A&M and UT enjoyed a historic rivalry, playing 118 times in football and many times in other sports. This rivalry was the inspiration for many traditions at both Texas A&M and UT, including Texas A&M's Bonfire, the lyrics of *The Aggie War Hymn* and *The Spirit of Aggieland*, the name of UT's mascot Bevo, and the lyrics to UT's fight song *Texas Fight*. The revival of this historic rivalry will be eagerly anticipated by both universities, their respective students and alumni, and sports fans across the country.

The interim president of Texas A&M should be authorized and directed to form a special exploratory committee to study and recommend to the interim president appropriate ways for the university to celebrate and commemorate this renewed rivalry. The special exploratory committee will be advisory to the interim president and the committee will expire January 1, 2025, unless the board authorizes the special exploratory committee to act for a longer period.

A&M System Funding or Other Financial Implications:

Sufficient funds to support the operating expenses (staff support, travel, etc.) of the special exploratory committee are included as part of the overall budget of Texas A&M.

Strategic Plan Imperative(s) this Item Advances:

In advancement of Imperative 1, all qualified students will find a place in the A&M System and have an array of pathways to pursue their ambitions and interests.

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Agenda Item No.

THE TEXAS A&M UNIVERSITY SYSTEM

Office of the Board of Regents

October 26, 2023

Members, Board of Regents
The Texas A&M University System

Subject: Authorizing and Directing the Interim President of Texas A&M University to Form a Special Exploratory Committee Regarding Commemorating the University's Renewed Rivalry with The University of Texas at Austin

I recommend adoption of the following minute order:

“The interim president of Texas A&M University is authorized and directed to form a Special Exploratory Committee to study and recommend ways to appropriately commemorate the university’s renewed rivalry with The University of Texas at Austin, with functions and membership as described in the agenda item. This Special Exploratory Committee shall expire January 1, 2025, unless the board authorizes the committee to act for a longer period.”

Respectfully submitted,

Bill Mahomes
Chairman

Approved for Legal Sufficiency:

Ray Bonilla
General Counsel

***Certified by the general counsel or other appropriate attorney as confidential or information that may be withheld from public disclosure in accordance with Section 551.1281 and Chapter 552 of the Texas Government Code.**