Tentative Agenda

1. CALL TO ORDER
2. STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT
3. ROLL CALL
4. RESOLUTION TO CONDUCT CLOSED SESSION – April 14, 2021
5. CLOSED SESSION
6. RESUMPTION OF OPEN SESSION
7. MATTERS PRESENTED BY THE CHAIR
   a. Virtual Open Hearing on the University’s Tuition, Fees, and Housing and Dining Charges for 2021-2022
8. MATTERS PRESENTED BY THE PRESIDENT
9. PUBLIC COMMENT
10. COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS – March 31, 2021
    a. Proposed Recommendation for Award of Honorary Degrees and Commencement Speaker at Rutgers University—Newark in May 2021
    b. Proposed Recommendation for Award of Honorary Degrees and Commencement Speaker at Rutgers University—New Brunswick / Rutgers Biomedical and Health Sciences in May 2021
11. COMMITTEE ON FINANCE AND FACILITIES – April 1, 2021
    a. Proposed Resolution Authorizing Negotiation and Execution of Easement Agreement with Middlesex County and the City of New Brunswick
12. COMMITTEE ON AUDIT – March 4, 2021
13. COMMITTEE ON HEALTH AFFAIRS – March 24, 2021
14. COMMITTEE ON INTERCOLLEGIATE ATHLETICS – March 15, 2021
15. CONSENT AGENDA
    a. Approval of Minutes of the Board of Governors – February 23, 2021 and March 9, 2021
    b. Executive Committee
       (1) Proposed Nomination of a Member to the Camden Board of Directors
       (2) Proposed Resolution Approving Contract Renewal Terms for C. Vivian Stringer, Head Coach of Women’s Basketball
    c. Committee on Academic and Student Affairs – March 31, 2021
       (1) Faculty Tenure Appointment Recommendation
       (2) Faculty Promotion and Reappointment Recommendations
    d. Committee on Finance and Facilities – April 1, 2021
       (1) Proposed Resolution Adopting University Policy 40.2.24: Leasing of Real Estate
    e. Committee on Audit – March 4, 2021
       (1) Proposed Resolution Reappointing KPMG as the University’s External Auditors and Engaging KPMG to Perform Audit Services for the Fiscal Year Ending June 30, 2021, and Proposed Audit Services/Fees (Engagement Letter) for the June 30, 2021 Examination
    f. Committee on Health Affairs – March 24, 2021
       (1) Minutes of the University Behavioral Health Care (UBHC) Leadership Meetings of December 15, 2020 and January 19, 2021
       (2) Proposed University Behavioral Health Care Staff Appointments, Reappointments and Clinical Privileges of January 19, 2021 and February 16, 2021
16. REPORT OF THE EXECUTIVE VICE PRESIDENT – CHIEF FINANCIAL OFFICER AND UNIVERSITY TREASURER
    a. Joint Committee on Investments – March 25, 2021
17. REPORT OF THE UNIVERSITY SENATE
18. OLD BUSINESS
19. NEW BUSINESS
20. ADJOURNMENT
PROPOSED RESOLUTION
AUTHORIZING NEGOTIATION AND EXECUTION OF
EASEMENT AGREEMENT WITH MIDDLESEX COUNTY
AND THE CITY OF NEW BRUNSWICK

WHEREAS, Middlesex County (“County”) owns the property at 15 Livingston Avenue, New Brunswick, New Jersey (“STNJ Property”) on which a historic theater building commonly known as The State Theater New Jersey is operated by the County’s tenant, The State Theater Regional Arts Center at New Brunswick, Inc (“Theater Operator”); and

WHEREAS, the STNJ Property is adjacent to Rutgers’ property at 33 Livingston Avenue (“Rutgers Property”) commonly known as Civic Square that is evenly split between units of Rutgers’ Mason Gross School of Arts and the Edward J. Bloustein School of Planning and Public Policy and which contains a publicly-used sidewalk along an alley on Rutgers Property adjacent to both the Civic Square building and the STNJ Property and theater building; and

WHEREAS, the City of New Brunswick’s (“City”) City Hall abuts the Rutgers Property to the rear and members of the public use the City Hall property and Rutgers’ sidewalk to traverse between Livingston Avenue and Bayard Street as it is a convenient mid-block pedestrian connection between the City’s theater area and the City’s governmental and train station areas; and

WHEREAS, the Theater Operator is in the process of renovating the STNJ Property to modernize the egress routes from the auditorium and to add an elevator, among other improvements, and such elevator and egress ramps will extend to the property line between the STNJ Property and Rutgers Property; and

WHEREAS, the new ramps and elevator will force anyone exiting or entering the building to walk on the sidewalk on Rutgers Property as there will be no further area remaining on the STNJ Property for pedestrian ingress/egress to the building, and the Theater Operator and County have requested an easement to use Rutgers Property allowing pedestrian ingress/egress to the building; and

WHEREAS, Rutgers’ administration discussed the possibility of granting the easement to the County and Theater Operator, and also wishes to involve the City because there has never been a formal executed easement agreement addressing the reciprocal use of the Rutgers Property and the City Hall property by Rutgers and the City [since the Civic Square building was initially constructed in the early 1990s] and the Theater Operator’s need for an easement presents an opportunity to resolve the proposed usage of Rutgers Property among all interested parties at one time; and
WHEREAS, the proposed easement, including the proposed business terms and attached project summary, were discussed during a meeting of the Committee on Finance and Facilities on April 1, 2021 and the Committee agreed to recommend approval to the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED by the Board of Governors of Rutgers, The State University of New Jersey, upon the recommendation of the Committee on Finance and Facilities, that the Executive Vice President and Chief Operating Officer, with the advice of counsel, is authorized to negotiate and enter into an easement agreement with the County (on behalf of its tenant the Theater Operator) and the City in which Rutgers will grant the County and the City an easement as shown on the project summary map upon agreement by the County and City to the business and legal terms required by Rutgers; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Attachments: Project Summary and Easement Map

Board of Governors
Rutgers, The State University
of New Jersey
April 14, 2021
PROPOSED RESOLUTION
ADOPTING UNIVERSITY POLICY 40.2.24: LEASING OF REAL ESTATE

WHEREAS, Rutgers, The State University of New Jersey, has property in every New Jersey county and occupies approximately 2,800 acres of land on its three main campuses in Newark, Piscataway/New Brunswick, and Camden on which there are approximately 1,200 buildings totaling approximately 30 million square feet of usable space; and

WHEREAS, because of its myriad of programs and activities, the University often leases to, or allows portions of its buildings to be used by, third parties who may support the functions and programming of the University; and

WHEREAS, notwithstanding the University’s significant land and building assets, there are times when programs or departments at the University must lease or use space owned by third parties; and

WHEREAS, the University administration wishes to formalize various guidance documents that currently exist regarding the leasing or use of space, whether as landlord of Rutgers-owned property or as tenant or occupant of third party-owned property, into a new board-level policy to be numbered University Policy 40.2.24; and

WHEREAS, on April 1, 2021, the Committee on Finance and Facilities reviewed the proposed University Policy 40.2.24 and recommended its approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, hereby approves and adopts University Policy 40.2.24: Leasing of Real Estate; and

BE IT FURTHER RESOLVED that this policy should take effect immediately.

Attachment: University Policy 40.2.24: Leasing of Real Estate

Board of Governors
Rutgers, The State University of New Jersey
April 14, 2021
PROPOSED RESOLUTION
REAPPOINTING KPMG, LLP
AS THE UNIVERSITY’S EXTERNAL AUDITORS
AND ENGAGING KPMG TO PERFORM AUDIT SERVICES
FOR THE FISCAL YEAR ENDING JUNE 30, 2021

WHEREAS, on March 4, 2021, the members of Rutgers, The State University of New Jersey’s Board of Governors’ Committee on Audit were provided with the KPMG LLP letter of engagement dated March 4, 2021 (attached); and

WHEREAS, this engagement letter describes the proposed scope and fee structure for KPMG’s audit services to perform the following audits of Rutgers University: (i) the examination of the University’s financial statements for the fiscal year ending June 30, 2021, (ii) audits in accordance with the provisions of the single audit policies for recipients of federal grants, state grants and state aid, more particularly Title 2 U.S. Code of Federal Regulations Part 200 (“Federal Uniform Guidance”) and New Jersey OMB Circular 15-08, and (iii) for the fiscal year ending June 30, 2021, agreed upon procedures to evaluate Rutgers’ compliance with the National Collegiate Athletic Association (NCAA) Bylaw 3.2.4.17 and the Division of Intercollegiate Athletics’ internal control over financial reporting as well as Rutgers’ compliance with the financial test of self-insurance under CFR Title 40, Part 280, Section 95(c)(5) of the United States Environmental Protection Agency in accordance with the applicable NCAA and EPA regulations; and

WHEREAS, this engagement letter describes the proposed scope and fee structure for KPMG to perform the following non-audit services for Rutgers University: (i) assisting management in preparing the financial statements and related notes in accordance with U.S. generally accepted accounting principles; and

WHEREAS, on March 4, 2021, the Committee on Audit met and discussed the proposed engagement letter and audit fees of KPMG as described in the aforementioned engagement letter, and the Committee agreed to accept the proposed scope and fee structure for their audit services as set forth in this letter; and

WHEREAS, the Committee members also agreed to authorize Ms. Heather Taylor, in her capacity as Chair of the Committee on Audit, and J. Michael Gower, Executive Vice President – Chief Financial Officer and University Treasurer, to sign the letter of engagement appointing KPMG as the University’s external auditors and engaging KPMG to perform both audit and non-audit services for the fiscal year ending June 30, 2021 and recommended that the Board of Governors approve the engagement awards of KPMG as described above.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Audit, the Board of Governors of Rutgers, The State University of New Jersey,
accepts KPMG’s proposals as described above and in the attached engagement letters dated March 4, 2021 and approves KPMG’s reappointment as the external audit firm to perform the examination of Rutgers University’s financial statements, audits in accordance with Federal Uniform Guidance and New Jersey OMB Circular 15-08, and the agreed upon procedures for Rutgers’ Intercollegiate Athletics Program and the United States Environmental Protection Agency’s Letter for the fiscal year ending June 30, 2021; and

BE IT FURTHER RESOLVED that the Board of Governors authorizes Ms. Taylor and Mr. Gower to sign the letter of engagement appointing KPMG as the University’s external auditors as described above and engaging KPMG to perform audit services and non-audit services for the fiscal year ending June 30, 2021.

Attachments: KPMG Engagement Letters Dated April 14, 2021

Board of Governors
Rutgers, The State University
of New Jersey
April 14, 2021