

**BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES**  
**MINUTES OF THE BOARD MEETING**  
**Wednesday, October 25, 2023**  
**Starzer Welcome Center, Wagner Boardroom**  
**1812 Illinois Street, Golden, CO 80401**

**I. Executive Session – 8:00 a.m.**

To discuss legal advice pursuant to §24-6-402 (3)(a)(II), C.R.S.; and matters required to be kept confidential by federal law or statute statutes, pursuant to §24-6-402(3)(a)(III), C.R.S.

8:00 a.m. Motion to move into executive session by Trustee Steinberg.

Trustees present: Chairman Salazar, Trustees Starzer, Lawler and Steinberg.

Trustees Grewcock and Sanders present virtually.

Trustee Burgess absent.

Mines executives present: President Johnson, Provost Holz, EVP Volpi, VP Bradford, VP Copan, VP Han, VP Pantel, Acting GC Salazar, and CSM Foundation President Winkelbauer.

9:00 a.m. Motion to exit executive session by Trustee Starzer. Executive session concluded.

**II. Regular Meeting – 9:00 a.m.**

9:07 a.m. Regular session called to order by Chairman Salazar.

Trustees present: Chairman Salazar, Trustees Starzer, Lawler and Steinberg; Faculty Trustee Mehta; and Student Trustee Ary.

Trustee Sanders present virtually.

Trustees Burgess and Grewcock absent.

Mines executives present: President Johnson, Provost Holz, EVP Volpi, VP Bradford, VP Copan, VP Han, VP Pantel, Acting GC Salazar, and CSM Foundation President Winkelbauer.

**a. Consent Agenda**

1. September 15, 2023, and October 17, 2023, Minutes.

The Minutes of the September 15, 2023, and October 17, 2023, meetings were submitted for approval.

Motion by Trustee Lawler to approve the Minutes. Seconded by Trustee Starzer. Motion carried unanimously.

**b. Reports and Updates**

1. President's Welcome

President Johnson provided a campus update, highlighting the quantum technology hub award and Mines role in quantum technology. Additional highlights included the upcoming Friends and Family weekend and successes in Mines sports.

**c. Action Items**

1. Indemnification Authority Approval

Ms. Volpi reviewed the proposed amendments to the Contractual Indemnification Policy and the parameters under which the amendment would apply. Pursuant to C.R.S. §§23-5-106(4) and 23-41-104(1), the Board of Trustees is authorized to accept contractual indemnity obligations consistent with the statutory requirements and to delegate this authority to the President as necessary for the operations of Mines.

She noted that the Board of Trustees had previously delegated indemnification in a limited number of certain agreements. She then asked the Board to review and approve the amended Contractual Indemnification Policy delegating to the President the authority to approve certain contractual indemnity and hold harmless obligations, with the power and authority to subdelegate, following review of the contract in accordance with the policy and applicable procedures.

Trustee Starzer motioned to approve the amended Contractual Indemnification Policy. Trustee Lawler seconded the motion, which carried unanimously.

***BE IT RESOLVED, the Board of Trustees of the Colorado School of Mines hereby approves the changes to the Contractual Indemnification Policy, delegating to the President the authority to approve contractual indemnity and hold harmless obligations, with the power and authority to subdelegate, following review of the contract in accordance with the policy and applicable procedures.***

## 2. Development Agreement for Capstone, Mines Park

Ms. Volpi provided context for amending the Development Agreement for Capstone Development Partners for the housing redevelopment at Mines Park, to include the second phase which is new construction with a budget of \$139M. The project for this phase was previously approved by the Board at the September 15, 2023, meeting. The key terms of the original agreement remain in place. Ms. Volpi detailed the financials and Mines' rating outlook, which remains stable.

The Board of Trustees Contract Approval Policy requires Board approval to enter into contracts for any expenditure exceeding \$5M. Section 3.3 of the policy provides:

*All contracts obligating Mines to expend a sum of money \$5M or more, or to convey an interest in real property, must be approved by the Board. Once approved, the President or his/her designee may execute such agreement.*

Management requests Board authorization to amend the Development Agreement with Capstone for Phase II of the Mines Park redevelopment project with a budget of \$139M.

Trustee Steinberg motioned to approve the amendment to the Development Agreement. Trustee Lawler seconded the motion, which carried unanimously.

***BE IT RESOLVED, that the Board of Trustees of the Colorado School of Mines approves the expenditure of \$139M for Phase II of the Mines Park redevelopment project, and authorizes the President or his designee to amend the Development Agreement with Capstone Development Partners accordingly.***

## 3. Network Contract Approval

Ms. Volpi presented the spending request for the Network Modernization Contract, highlighting the benefits to Mines, which include increasing overall internet capacity from 10G to 100G and the ability to pursue high performance computing. Ms. Volpi detailed the project funding plan, which will be shared between the university and the State, with \$2.7M funded by Mines.

The Board of Trustees Contract Approval Policy Section 3.3 requires that any contract over \$5,000,000 must be approved by the Board of Trustees. The Policy specifically states that, "All contracts obligating Mines to expend a sum of money \$5,000,000 or more, or to convey an interest in real property, must be approved by the Board. Once approved, the President or his/her designee may execute such agreement."

Pursuant to this policy, it is recommended that the Board of Trustees approves the contract with High Point Networks for a period from November 2023 to October 2028 for an estimated contract total amount of \$6,558,420.

Trustee Starzer motioned to approve the Network Modernization Contract request for spending authority. Trustee Steinberg seconded the motion, which carried unanimously.

***BE IT RESOLVED***, that the Board of Trustees of the Colorado School of Mines approves the contract with High Point Networks for a period from November 2023 to October 2028 at an estimated total contract value of \$6,558,420.

#### 4. Sabbatical reports

Provost Holz presented the 2022-2023 Sabbatical Reports for the Board's approval. The 19 sabbaticals were productive for Mines, resulting in new collaborations and raising awareness about Mines profile as a global leader in mining research and the environment. Provost Holz informed the Board regarding the financial funding breakdown for year-long sabbaticals.

Trustee Lawler motioned to approve the 2022-2023 Sabbatical Reports. Trustee Steinberg seconded the motion, which carried unanimously.

***BE IT RESOLVED***, that the Board of Trustees of the Colorado School of Mines approves the sabbatical reports for Academic Year 2022-2023.

9:45 a.m. Recess called by Chairman Salazar. Trustee Sanders exited the meeting.

9:50 a.m. Chairman Salazar called the meeting back to order.

#### **d. Presentation and Discussion**

##### 1. Cybersecurity Update

Mr. Moore presented the cybersecurity update to the Board, noting recent high profile cybersecurity incidents around the country. Universities and K-12 schools are top targets for cyberattacks. Mr. Moore reviewed the impact of cyber incidents and the proactive approach the university is taking to prevent cybersecurity incidents.

##### 2. Research and Technology Transfer report

Dr. Copan presented the Research and Technology Transfer update, including project awards and expenditure trends, funding opportunities, Mines Research Magazine, and federal relations priorities. Dr. Copan acknowledged the successes of the Mines Shared Instrumentation Facility.

##### 3. Payne Institute

Dr. Bazilian provided an overview of the history of the Payne Institute from its creation five years ago to its current standing as one of the country's leading energy institutes. Dr. Bazilian provided insight on the

institute's core focus, partnerships, diversified funding portfolio, and its impact on campus as well as on a national and international level. Dr. Bazilian detailed the institute's support of professors, students and other campus priorities, the Earth Observation Group, and the Payne Institute's scholarship. Dr. Bazilian discussed how the Payne Institute is meeting today's challenges and embracing opportunities.

Following completion of Dr. Bazilian's presentation, the Board and President Johnson recognized Tammy Strange for 22 years of dedicated services to Mines.

President Johnson then requested that Mr. Winkelbauer informed the Board of a significant gift received by the Foundation.

Chairman Salazar delivered closing remarks.

### **III. Meeting adjournment.**

11:25 a.m. There being no further business the meeting was adjourned.

  
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Molly Markley, Secretary