

RECORD OF THE MEETING

of the

BOARD OF REGENTS
OF THE UNIVERSITY OF WISCONSIN SYSTEM
EXECUTIVE COMMITTEE

Wednesday, August 9, 2017
4:00 p.m.

Held by telephone conference
1860 Van Hise Hall
1220 Linden Drive
Madison, Wisconsin

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PRESENT: Regents John Behling (Chair), Tim Higgins, Tracey Klein, Drew Petersen, Bryan Steil, and Gerald Whitburn. Regent Regina Millner joined after the roll was called.

UNABLE TO ATTEND: Regents Michael Grebe and Eve Hall

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After the roll was called, President Behling explained that the committee would consider two contracts from UW-Madison. He then asked Associate Vice President Ruth Anderson to provide an overview of the contractual agreement with The Gatorade Company.

Associate Vice President Anderson explained that the proposed contract with The Gatorade Company has a term of six years, during which Gatorade will pay the university \$100,000 per year, and will provide an annual product credit of \$150,000 per year required by the Athletic Department. In addition, Gatorade will provide all related equipment and other items needed by the Athletic Department to store, distribute and use the Gatorade products. In return, Gatorade is granted exclusive rights to market the product within the “players’ area” which includes sidelines and post-game interview rooms, along with other designations related to the project. Associate Vice President Anderson noted that UW-Madison Vice Chancellor Laurent Heller and Associate Athletic Director Chris McIntosh were available to provide additional information.

In response to a question from Regent Higgins regarding the role of the UW-Madison Athletic Board, Vice Chancellor Heller explained that the Athletic Board is an internal governance group and has no formal role in approving contracts.

Regent Klein asked how the contract compared to other promotional contracts. In response, Associate Athletic Director McIntosh stated that the university is pleased with the terms of the contract.

Regent Whitburn noted that the Executive Committee was being asked to consider the contract because the previous supplier of isotonic sports drinks and equipment went out of business a few months ago, which led the university to search for a new sports drink provider.

President Behling called for a vote on the motion to adopt Resolution 10931. The resolution was moved by Regent Whitburn, seconded by Regent Petersen, and adopted on a voice vote.

Review and Approval of UW-Madison Contractual Agreement with The Gatorade Company

Resolution 10931 That, upon the recommendation of the Chancellor of the University of Wisconsin-Madison and the President of the University of Wisconsin System, the Board of Regents approves the contractual agreement, expected to run from July 2017 through June 30, 2023, between the Board of Regents of the University of Wisconsin System, doing business as UW-Madison, and The Gatorade Company.

Vice Chancellor Heller introduced the next item, a master clinical trial agreement with Roche Molecular Systems, Inc. He noted that in consideration for providing the requested clinical research, Roche could potentially pay the university in excess of \$1,000,000 over the five-year term of the agreement. The first planned project is a human clinical trial testing of a new process for identifying methicillin-resistant staphylococcus aureus (MRSA) bacterial infections in hospital patients.

In response to a question from Regent Whitburn regarding the timing of the requested contract approval, Vice Chancellor Heller explained that the university may have been able to wait for consideration until the October Board meeting, but was eager to move forward with the contract. Consideration of the Gatorade contract prompted him to also bring forward the Roche contract for consideration.

President Behling called for a vote on the motion to adopt Resolution 10932. The resolution was moved by Regent Klein, seconded by Regent Millner, and adopted on a voice vote.

Review and Approval of UW-Madison Contractual Agreement with Roche Molecular Systems, Inc.

Resolution 10932 That, upon the recommendation of the Chancellor of the University of Wisconsin-Madison and the President of the University of Wisconsin System, the Board of Regents approves the contractual agreement, expected to run from August 2017 through August 2022, between the

Board of Regents of the University of Wisconsin System, doing business
as UW-Madison, and Roche Molecular Systems, Inc.

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The meeting was adjourned at 4:12 p.m.

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Submitted by:

/s/ Jess Lathrop
Jess Lathrop, Interim Executive Director and Corporate Secretary
Office of the Board of Regents
University of Wisconsin System