

BOARD OF REGENTS
BRIEFING PAPER

1. Agenda Item Title: Acceptance of gift of painting

Meeting Date: March 3-4, 2016

2. BACKGROUND & POLICY CONTEXT OF ISSUE:

Donor and author Nicholas Sparks wishes to gift the painting "I Am Your Chief" to the University of Nevada, Reno. The painting is the work of artist Patricia Mills (in collaboration with artist Mike Rowden), and is part of Mills' latest exhibition, "Catching Shadows," currently on display at the University of Nevada, Reno. Mills is known for her striking Native American imagery. This gift is free from injurious racial or gender biases or any other illegal restrictions.

The painting to be donated to the University, "I Am Your Chief," received the Juror's Award at the 2013 California State Fair Fine Arts Competition. An appraisal report prepared on behalf of the Donor indicates that the current fair market value for the painting is \$5,000.00. A copy of the appraisal report, which includes a picture of the painting, is attached to this Briefing Paper as Exhibit A.

At the conclusion of the "Catching Shadows" exhibition in May 2016, and pending Board of Regents' acceptance of the gift, the University intends to continue displaying the painting in the Graduate Student Lounge, which is adjacent to the Center for Student Cultural Diversity, on the 3rd Floor of the Joe Crowley Student Union on campus. However, the Donor has agreed that the University, in consultation with the Director of the Center for Student Cultural Diversity, may at any time house or display the painting in another location on campus. After a period of three years from the time of acceptance, the Donor has authorized the University, in consultation with the Director of the Center for Student Cultural Diversity, to sell the painting to support the Center's activities. The University will comply with the above restrictions imposed on the gift by the Donor, and there are no illegal restrictions on the gift.

The Center for Student Cultural Diversity will provide for the future care and maintenance of the painting and any associated costs, which are expected to be minimal and will not exceed the value of the gift. The painting will be covered under the University's existing property insurance program at no additional cost.

The Center for Student Cultural Diversity at University of Nevada, Reno, part of the Division of Student Services, supports the University in its mission to "[r]eflect and respect the rich ethnic and cultural diversity of the citizens of Nevada in its academic programs, support programs, and in the composition of its faculty, administration, staff and student body." Among other things, the Center's efforts expand cultural, historical and community awareness and maintain an open, safe and inclusive environment for all students.

The painting to be gifted, "I Am Your Chief," is a fitting one for the Center for Student Cultural Diversity at University of Nevada, Reno. The subject matter of the painting reflects and furthers the mission of the Center and the University to reflect and respect the rich ethnic and cultural diversity of Nevada and the University.

Timely acknowledgement of the gift will be made following the Board of Regent's approval of acceptance of the gift. The University has complied with all federal income tax regulations related to this gift.

3. SPECIFIC ACTIONS BEING RECOMMENDED OR REQUESTED:

President Marc Johnson requests approval of the acceptance of the Native American painting titled "I Am Your Chief" from Donor Nicholas Sparks.

4. IMPETUS (WHY NOW?):

An exhibition by the artist is currently on display at the University of Nevada, Reno. The Donor has offered to gift the painting "I Am Your Chief" to the University at the conclusion of the exhibition in May

2016.

5. BULLET POINTS TO SUPPORT REQUEST/RECOMMENDATION:

- Patricia Mills is an accomplished artist of striking Native American imagery.
- The painting to be gifted, "I Am Your Chief," is a fitting one for the Center for Student Cultural Diversity at University of Nevada, Reno. The subject matter of the painting reflects and furthers the mission of the Center and the University to reflect and respect the rich ethnic and cultural diversity of Nevada and the University.
- The University intends to display the painting in the Graduate Student Lounge, which is adjacent to the Center for Student Cultural Diversity, in the Joe Crowley Student Union.
- The Center for Student Cultural Diversity at University of Nevada, Reno will provide for the future care and maintenance of the painting and any associated costs, which are expected to be minimal and will not exceed the value of the gift.
- The Donor has agreed to the future sale of the painting by the University to support the activities of the Center for Student Cultural Diversity.

6. POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:

- Ongoing maintenance and protection will be required to properly preserve and care for the painting.

7. ALTERNATIVE(S) TO WHAT IS BEING REQUESTED/RECOMMENDED:

- Forego the opportunity and not accept the painting knowing that this gift may go to another individual or institution.

8. COMPLIANCE WITH BOARD POLICY:

Consistent With Current Board Policy: Title # 4 Chapter # 10 Section # 9

Amends Current Board Policy: Title # _____ Chapter # _____ Section # _____

Amends Current Procedures & Guidelines Manual: Chapter # _____ Section # _____

Other: _____

Fiscal Impact: Yes _____ No X

Explain: _____

MICHAAN'S AUCTIONS

Auctioneers & Appraisers

January 7, 2016

Lisa Riley
Director of Planned Giving
University of Nevada, Reno
Mail Stop 0007
Reno, NV 89557

Dear Ms. Riley,

Please find enclosed one copy of the Fair Market Value appraisal for **Nicholas Sparks** and an invoice for services rendered.

These evaluations represent our considered opinion as to the fair market value of this property. Should you consider marketing this property, we would very much like to inform you of the marketing procedures and policies Michaan's Auctions offers.

After you have had the opportunity to review the appraisal, should you have questions, or require any additional information, please contact me at 510.740.0220 ext. 130.

Thank you for allowing Michaan's Auctions the opportunity to be of service.

Sincerely,



Tammie Chambless
Trust & Estates Assistant
Michaan's Auctions
2700 Saratoga Street
Alameda, CA 94501
510.740-0220 ext. 130
tammie@michaans.com

Enclosures

MICHAAN'S AUCTIONS

Auctioneers & Appraisers

Michaan's Auctions whose principal place of business is located at 2701 Monarch Street, Alameda, California, 94501 is actively engaged in the management of public sales and appraisals of art, literary, and collectible property of every description, including that of the kind and character set forth in the annexed schedule.

This is to affirm that **Sue Paffrath** is employed by Michaan's Auctions and is qualified to render an appraisal of those items in the annexed schedule, belonging to:

Nicholas Sparks

And located at the time of the appraisal at:

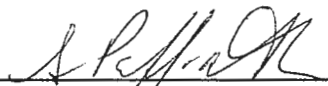
University of Nevada Center for Cultural diversity

1664 N. Virginia Street, Reno, Nevada 89557

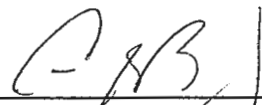
The schedule attached hereto is a true copy of the inventory and appraisal, and the values set forth represent, to the best of the appraiser's judgment, the Fair Market Value, as defined in the Treas. Reg. 20.2031-1(b), of the items listed.

No representation or warranty as to authenticity of any item is made by this appraisal. Michaan's Auctions is rendering a professional service in connection with this appraisal, and no obligation to provide further information, or other liability, is assumed hereby. In no event shall the liability of Michaan's Auctions or any of its agents or employees, with respect to this appraisal, exceed the amount of the appraisal fee paid. Any further service will be charged on an hourly basis.

Michaan's Auctions



Sue Paffrath



Officer of Michaan's Auctions

Commencement of the Appraisal: October 13, 2015

PO Box 489, Alameda, California 94501

Nicholas Sparks
University of Nevada Center for Cultural diversity
1664 N.Virginia Street, Reno, Nevada 89557

Fair Market Appraisal

DESCRIPTION	FAIR MARKET VALUE
<p>I "I Am Your Chief" Oil on canvas 75 x 136 inches Signed and dated lower right: Mills (20) I. d Portola (20) I Artists: Patricia Mills California born 1941 Mike Rowden Portola California born 1954 (in excellent condition)</p>	\$5,000.00
GRAND TOTAL	\$5,000.00

