

TEXAS TECH UNIVERSITY SYSTEM
Lubbock, Texas

Minutes

Board of Regents
October 22, 2004

Friday, October 22, 2004.—The members of the Board of Regents of the Texas Tech University System convened at 9:02 a.m. on Friday, October 22, 2004, in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were C. Robert Black, Chairman; Brian C. Newby, Vice Chair; Carin Barth; E. R. “Dick” Brooks; F. Scott Dueser; L. Frederick “Rick” Francis; J. Frank Miller, III; Windy Sitton; and Bob L. Stafford.

Also participating at the opening of the meeting were Dr. David R. Smith, Chancellor, TTU System; Dr. Jon Whitmore, President, Texas Tech University; Dr. M. Roy Wilson, President, Texas Tech University Health Sciences Center; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Mr. Richard Butler, Senior Vice Chancellor, TTUS; Mr. Ben Lock, Senior Vice Chancellor, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Dr. John Opperman, Vice Chancellor for Policy and Planning, TTUS; Mr. Mike Ellicott, Vice Chancellor for Facilities Planning and Construction, TTUS; Mr. Mike Sanders, Vice Chancellor for Governmental Relations, TTUS; Mr. Mark Lindemood, Vice Chancellor for Institutional Advancement, TTUS; Ms. Lynn Denton, Associate Vice Chancellor for Communications and Marketing, TTUS; Mrs. Kim Turner, Managing Director, Office of Audit Services, TTUS; Mr. Michael Phillips, Chief Information Officer, TTUS; Dr. William Marcy, Provost, TTU; Dr. Thomas Anderes, Senior Vice President for Administration and Finance, TTU; Dr. Michael Shonrock, Vice President for Student Affairs, TTU; Mr. Max Hinojosa, Vice President for Operations, TTU; Mr. Elmo Cavin, Executive Vice President for Administration and Finance, TTUHSC; Dr. Roderick Nairn, Executive Vice President for Academic Affairs, TTUHSC; Ms. Lucy Lanotte, Senior Administrative Associate, TTU; and Mr. Mitchell Moses, President, Student Government Association, TTU.

- I. CALL TO ORDER.—Chairman Black announced a quorum present and called the meeting to order.

- II. INTRODUCTIONS AND RECOGNITIONS.—Chairman Black called on Dr. Smith who introduced Mr. Ron Seacrist, the new chief of the University Police Department. Chief Seacrist comes to Texas Tech from the University of West Florida, in Pensacola, where he also was the chief of police. Chief Seacrist's credentials include a master's degree with a concentration in Criminal Justice Administration and training at the FBI National Academy. He has served as police chief or director of public safety at universities in Georgia and Florida.

Chancellor Smith also thanked Chief Jay Parchman for his long and distinguished service in his role as chief of the University Police Department. Mr. Parchman is taking over the role of Executive Director for Public Safety and Emergency Management for the System.

Dr. Wilson introduced Dr. Paula Grammas, the new executive director of the Institute for Healthy Aging. Dr. Grammas is one of the nation's top researchers in Alzheimer's disease. Dr. Grammas comes to Texas Tech with NIH funding and her area of national recognition is for pioneering research into the role that blood vessels and inflammation play in the development of diseases such as Alzheimer's disease, diabetes, AIDS and atherosclerosis. Dr. Grammas is well-known in the research community because of her cross-disciplinary approach to research. Before coming to Texas Tech, Dr. Grammas was the director of the University of Oklahoma Center for Neuroscience. She has also held the Presbyterian Health Foundation Endowed Chair in Neuroscience and was professor of Cell Biology, Geriatrics and Psychology and Behavioral Science at the University of Oklahoma Health Science Center in Oklahoma City.

Dr. Whitmore introduced Jonathan Johnson in recognition of his recent successful Olympic trials and his representation of the United States at the Olympics in Athens and his coach, Mr. Wes Kittley. Mr. Johnson was the Big XII and the NCAA champion in the 800 meters. Chairman Black congratulated Jonathan Johnson and Wes Kittley on their accomplishments and the way they represent Texas Tech University. Chairman Black noted that Mr. Johnson is Texas Tech's first national champion in track and field.

Dr. Whitmore introduced Dr. Sam Dragga, chair and professor of the English Department. The English Department received the TTU Teaching Academy Departmental Excellence in Teaching Award for 2004. Dr. Dragga has also received the President's Excellence in Teaching Award. Dr. Whitmore introduced Dr. Marjean Purinton, professor and associate chair of English and recipient of the President's Excellence in Teaching Award. Dr. Purinton was the principal preparer of the material that earned the department the award. Dr. Whitmore also introduced Dr. Dominick Casadonte, professor of Chemistry and Biochemistry and chair of the Executive Council of the Teaching Academy.

Dr. Whitmore noted that Texas Tech has three graduate students who were chosen this year to receive Fulbright Fellowships to study abroad. Dr. Whitmore

introduced Troy Sternberg, one of the Fulbright Scholarship award recipients. Mr. Sternberg is an M.A. student in the Department of Range and Wildlife who will be studying rangeland management uses in Mongolia. Dr. Whitmore noted that the other two Fulbright Scholarship recipients are Jason Lenz and Mark Watts, who will be studying in Germany and Denmark. Mr. Lenz and Mr. Watts were unable to attend the board meeting.

Dr. Whitmore also introduced Jordan Smith, recipient of a STAR (Science to Achieve Results) graduate fellowship from the Environmental Protection Agency, and his graduate advisor, George Cobb. Jordan attended a congressional reception in Washington, DC on October 12.

Dr. Whitmore reported that this is the first STAR fellowship awarded to any student at Texas Tech University.

Dr. Whitmore acknowledged Ms. Lucy Lanotte, senior administrative associate, in the President's Office, on the occasion of her birthday. Chairman Black thanked Ms. Lanotte for her previous service to the board.

III. OPEN SESSION.—At approximately 9:15 a.m. on Friday, October 22, the board continued meeting in open session in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas, to consider items as a board and in the Committee of the Whole.

III.A. APPROVAL OF MINUTES.—Regent Newby moved that the minutes of the board meeting held on August 16-17, 2004 be approved. Regent Miller seconded the motion, and the motion passed unanimously.

III.B. COMMITTEE OF THE WHOLE

Chairman Black announced that for the purpose of facilitating action on the items to be considered, Vice Chairman Newby would preside over the Committee of the Whole.

III.B.1. Regent Newby presented the item regarding approval of the Consent Agenda and acknowledgment of review of the Information Agenda. Regent Newby moved that the Consent Agenda be approved. The motion was seconded and passed unanimously. The following are the Minute Orders approved by this motion:

III.B.1.a. TTUHSC: Approve exception to Section 03.01.8, *Regents' Rules*.—
The board approved an exception to Section 03.01.8.c, *Nepotism, Regents' Rules*, to allow the employment of Souzan Heibati-Sadati,

wife of Dr. Majid Moridani as approved administratively by the president and the chancellor.

III.B.1.b. TTU: Approve budget adjustments for the period July 1, 2004 through August 31, 2004.—The board approved budget adjustments for the period July 1, 2004 through August 31, 2004, included herewith as Attachment No. 1, as approved administratively by the president and the chancellor.

III.B.1.c. TTUSA, TTU and TTUHSC: Approve delegation of signature authority.—The board approved the delegation of signature authority to include newly-hired employees, in accordance with the following requests approved administratively by the presidents and the chancellor:

The request, in accordance with *Texas Government Code*, Sec. 2103.061, has been administratively approved by the president, TTU, and the chancellor as required by board policy and is recommended for approval by the Board of Regents.

- (1) To authorize the chancellor to designate officers and employees of the university to approve all travel of employees of the Texas Tech University System Administration, except to countries outside the United States other than United States possessions, Canada and Mexico, provided that such travel contributes to the mission of the university and is in accordance with current travel regulations and who may further delegate their authority, effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the university or assigned other responsibilities, which ever comes first.
- (2) To authorize the chancellor to designate officers and employees of the university to approve official travel reimbursement from State appropriations and all other funds for officers and employees of the Texas Tech University System Administration, provided that the purpose of the travel and reimbursement for such are in accordance with state travel regulations, other statutory requirements, or other action promulgated by this board, effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the university or assigned other responsibilities, whichever comes first.
- (3) To authorize the president, TTU, to designate officers and employees of the university to approve and pay all accounts

covering expenditures for state-appropriated funds and all other university-controlled funds, effective October 21, 2004 and to continue until August 31, 2005 or until such time as they are separated from the university or assigned other responsibilities, which ever comes first.

- (4) To sign checks drawn on the revolving fund and all other checking accounts of the university in any depository bank, except the Texas Tech University's Cashier's Account, effective October 21, 2004 and to continue until August 31, 2005, or until such time as they are separated from the university or assigned other responsibilities, and further provided that any mechanically signed check of \$25,000 or more shall be reviewed and manually signed by one of the employees previously approved and including the individual listed below who may sign:

Phillip A. Ray, Assistant VP for Business Affairs

- (5) To sign and/or countersign cashier's checks drawn on the university's Cashier's Account, effective October 21, 2004, and to continue until August 31, 2005 or until such time as they are separated from the university or assigned other responsibilities, whichever comes first and further provided that any mechanically signed check of \$25,000 or more be reviewed and manually signed by one of the employees listed who may sign or countersign:

Employees who may sign or countersign in addition to those previously approved:

Phillip A. Ray, Assistant VP for Business Affairs

- (1) To authorize transfer by wire or other means, of funds between Texas Tech University depositories, effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the university or assigned other responsibilities, whichever comes first.

Employees who may authorize or counter-authorize in addition to those previously approved:

- (2) To authorize and approve the sale, purchase and transfer of stocks, bonds, and other securities which are owned or controlled by Texas Tech University provided such action is approved by any two of the individuals previously approved and including the individual listed below, effective October

21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the university or assigned other duties or responsibilities:

The request, in accordance with *Texas Administrative Code*, Title 34, Part 1, Chapter 5, Subchapter F, Rule §5.61, has been approved administratively by the president, TTUHSC, and the chancellor as required by board policy and is recommended for approval by the Board of Regents.

- (8) To authorize the president, TTUHSC, to designate officers and employees of the Health Sciences Center to approve and pay all documents covering expenditures for state-appropriated funds and all other Health Sciences Center-controlled funds, effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the Health Sciences Center or assigned other responsibilities, whichever comes first.

The request, in accordance with corporate bank policy, has been approved administratively by the president, TTUHSC, and the chancellor and is recommended for approval by the Board of Regents.

- (9) To sign checks drawn on all checking accounts of the Health Sciences Center in any depository bank effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from Texas Tech University System or assigned other responsibilities, and further provided that any mechanically signed check of \$25,000 or more shall be reviewed and manually signed by one of the employees previously approved and including the individuals listed below who may sign:
- (10) To authorize transfer, by wire or other means, of funds between Texas Tech University Health Sciences Center depositories, effective October 21, 2004, and to continue until August 31, 2005, or until such time as they are separated from the Texas Tech University System or assigned other responsibilities, whichever comes first.

The request, in accordance with Section 09.01.5, *Regents' Rules*, has been approved administratively by the president, TTUHSC, and the chancellor as required by board policy and is recommended for approval by the Board of Regents.

- III.B.1.d. TTUS: Approve commissioning of police officers.—The board approved the commissioning of the following individuals as police officers, effective on the dates indicated below, as approved administratively by the chancellor and is recommended for approval by the Board of Regents:

Dawson L. Stubbs, effective August 2, 2004;
Christopher Fox, effective August 16, 2004;
Robert Steele, effective August 30, 2004; and
Gregory Haney, effective August 30, 2004.

Regent Newby then moved that the board acknowledge its review of the Information Agenda as follows:

Information Agenda

Information is provided as required by Section 01.01.6.b(2)(c),
Regents' Rules

- (1) TTUHSC: Contract Renewals per Section 07.12.4.b.,
Regents' Rules: “Approval of the president is required for all contract renewals. A list of those renewal contracts greater than \$1,000,000 per annum, including the amount of the contract, will be provided to the board as an information item at the next regular board meeting.”
- (a) University Medical Center (UMC); Master Coordinating Agreement, amendment to Hospital Services contract; 9/1/03-8/31/05; \$20,000,000;
 - (b) University Medical Center (UMC); Master Coordinating Agreement; 9/1/04-8/31/05; \$22,000,000;
 - (c) Dallam-Hartley Counties Hospital District; On-site TDCJ health care services for Dalhart Unit; 9/1/01-8/31/05; \$1,000,533;
 - (d) Hendrick Medical Center, Off-site TDCJ health care services; 9/1/01-8/31/05; \$1,941,000;
 - (e) Hendrick Medical Center; On-site TDCJ health care services for Middleton Unit; 9/1/01-8/31/05; \$2,200,000;
 - (f) Hendrick Medical Center, On-site TDCJ health care services for Robertson Unit; 9/1/01-8/31/05; \$3,056,832;
 - (g) Medical Arts Hospital; On-site TDCJ health care services for Smith Unit & High Security Unit; 9/1/01-8/31/05; \$1,131,660;
 - (h) Mitchell County Hospital; On-site TDCJ health care services for Wallace Unit and San Angelo, Big Spring and Sweetwater Work Camps; 9/1/01-8/31/05; \$1,355,969;
 - (i) R.E. Thomason General Hospital; Residents agreement; 7/1/04-8/30/05; \$7,966,544;
 - (j) R.E. Thomason General Hospital; Emergency Medicine Physician Services; 9/20/04-3/31/07; \$3,551,043;
 - (k) Pecos County Memorial Hospital; On-site TDCJ health care services for Lynaugh Unit; 9/1/01-8/31/05; \$1,237,819;

- (l) Pecos County Memorial Hospital; On-site TDCJ health care services for Ft. Stockton Transfer Unit; 9/1/01-8/31/05; \$1,408,952;
- (m) Childress Regional Medical Center; On-site TDCJ health care services for Roach Unit & Boot Camp; 9/1/01-8/31/05; \$1,210,189; and
- (n) TTUHSC - Amarillo; TDCJ onsite health care services for Clements Unit and High Security Unit; 9/1/01-8/31/05; \$3,855,062.

(2) TTUHSC: School of Medicine Faculty Employment Contracts per Section 07.12.4.c., *Regents' Rules*: "Approval of the president is required for faculty employment contracts greater than \$100,000 per annum. A list of all faculty employment contracts greater than \$100,000 per annum will be provided to the board as an information item at the next board meeting."

- (a) Calleros-Macias, Jesus, M.D., Visiting Professor/NTT; Radiology, El Paso; 8/1/04-5/31/05; \$250,000;
- (b) Delcambre, John, M.D., Associate Professor/NTT; Ob/Gyn, Odessa; 8/1/04-8/31/05; \$300,000;
- (c) Franklin, Jeremy, M.D., Assistant Professor/NTT; Pediatrics, Amarillo; 8/1/04-8/31/05; \$120,000;
- (d) Hampton, Moss, M.D., Associate Professor/NTT; Ob/Gyn, Amarillo; 9/1/04-8/31/05; \$102,782 (part-time);
- (e) Jabara, Sami, M.D., Assistant Professor/NTT; Ob/Gyn, Lubbock; 1/1/05-12/31/08; \$175,000;
- (f) Levy, Eric, M.D., Associate Professor/NTT; Pediatrics, Amarillo; 4/1/04-8/31/05; \$290,000;
- (g) Lunn, Jeffrey J., M.D., Associate Professor/NTT; Anesthesiology, El Paso; 10/1/04-8/31/05; \$247,500;
- (h) Marchbanks, John R., M.D., Assistant Professor/NTT; Surgery/Div of Otolaryngology; 7/1/04-8/31/04; \$230,000;
- (i) Miller, Elizabeth J., M.D., Assistant Professor/NTT; Pathology, Lubbock; 7/19/04-8/31/04; \$130,000;
- (j) Milovanovic, Aleksandar, M.D., Assistant Professor/NTT; Pathology, Lubbock; 7/16/04-8/31/04; \$130,000;
- (k) Mydur, Tippleswamy, M.D., Assistant Professor/NTT; Anesthesiology, El Paso; 7/1/04-8/31/04; \$197,500;
- (l) Nguyen, Vinh, M.D., Instructor/NTT; Pediatrics, Odessa; 7/1/04-7/31/06; \$175,000;
- (m) Saad, Ehab, M.D., Assistant Professor/NTT; Internal Medicine, Odessa; 7/1/04-8/31/05; \$185,000;
- (n) Shaffer, Michael, D.O., Instructor/NTT; Family Medicine, Lubbock; 7/19/04-7/19-05; \$110,000;
- (o) Sutthiwan, Piraon, M.D., Assistant Professor/NTT; Internal Medicine, Lubbock; 7/1/05-6/30-06; \$160,000;
- (p) Wachtel, Mitchell S., M.D., Associate Professor/NTT; Pathology, Lubbock; 8/17/04-8/31/05; \$150,000;
- (q) Warren, Thomas R. II, M.D., Assistant Professor/NTT; Surgery, Lubbock; 8/17/04-8/31/05; \$180,000; and
- (r) Wu, Zhoa, M.D., Ph.D., Assistant Professor/NTT; Pathology, El Paso; 7/15/04-8/31/04; \$150,000.

The motion was seconded and passed unanimously.

- III.B.2. TTU: Approve budget adjustment. – The board approved the budget adjustment included herewith as Attachment No. 2.

Vice Chairman Newby stated that consideration of items by the Committee of the Whole was concluded.

- IV. REPORTS OF STANDING COMMITTEES.—At approximately 9:17 a.m., at the direction of Chairman Black, Standing Committee reports were presented sequentially to the Committee of the Whole.

The Academic, Clinical and Student Affairs Committee met from approximately 2:00 p.m. until approximately 2:35 p.m. on Thursday, October 21, 2004, in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas; and the Audit Committee met from approximately 2:57 p.m. until approximately 4:16 p.m. on Thursday, October 21, 2004, in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas.

- IV.A. REPORT OF THE ACADEMIC, CLINICAL AND STUDENT AFFAIRS COMMITTEE

Committee Chairman Newby reported that the Academic, Clinical and Student Affairs Committee met in open session to consider those matters on its agenda and to formulate recommendations to the Board of Regents of the Texas Tech University System. Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended by the Academic, Clinical and Student Affairs Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

- IV.A.1. TTU: Approve admissions policy for School of Law.—The board approved the admissions policy for the School of Law, included herewith as Attachment No. 3.

- IV.A.2. TTU: Approve Master of Science in Agricultural Communications in the College of Agricultural Sciences and Natural Resources. – The board approved the new degree program for a Master of Science in Agricultural Communications in the College of Agricultural Sciences and Natural Resources and authorize submission, by the Office of the Provost and Senior Vice President for Academic Affairs, to the Texas Higher Education Coordinating Board seeking its approval for such a program.

Implementation of this new program will require reallocation of \$125,039 in existing resources for faculty salaries. Reallocation of college/department resources comes from utilizing 25% of a current secretarial position to

complete tasks related to the proposed degree (\$35,000), software and hardware annual updates (\$40,000), library holdings and information technology (\$1,000), and student recruitment costs over a five-year period estimated at \$5,000. Total cost spread over a five-year period equals \$206,039. The estimated/projected source of funding, including reallocation of existing resources and formula income generated, is \$229,084 for the same period (no source of funding information is considered for years one and two).

- IV.A.3. TTU: Approve Doctor of Philosophy in Systems and Engineering Management degree in the College of Engineering. – The board approved the new degree program for a Doctor of Philosophy in Systems and Engineering Management, College of Engineering, to be offered for resident students and students studying at a distance, and authorize submission, by the Office of the Provost and Senior Vice President for Academic Affairs, to the Texas Higher Education Coordinating Board seeking its approval for such a program.

Implementation of this new program will require no new money and no new faculty. Resources will be reallocated within the Department of Industrial Engineering to meet the needs for faculty time. Infrastructure and operating expenses will be absorbed into departmental operating costs. The value of the reallocated resources is \$1,322,778 over five years. It is projected that the program will generate \$1,425,670 excluding the first two years of the five year plan.

- IV.A.4. TTUHSC: Approve granting of tenure. – The board approved the granting of tenure to Robert C. Schutt, Jr., M.D., associate professor and newly-selected Chair of the Department of Orthopaedic Surgery with the School of Medicine, effective this date.

- IV.A.5. TTUHSC: Approve name change from the Department of Orthopaedic Surgery to the Department of Orthopaedic Surgery and Rehabilitation. – The board approved the name change from the Department of Orthopaedic Surgery to the Department of Orthopaedic Surgery and Rehabilitation.

- IV.A.6. TTUHSC: Approve medical director agreement with Renal Center of Midland/Odessa, L.P.L.L.L.P. – The board approved the contract to provide Medical Directorship services for the Renal Center of Midland/Odessa, L.P.L.L.L.P.

IV.B. REPORT OF THE AUDIT COMMITTEE

Committee Chairman Brooks reported that the Audit Committee met in open session to consider those matters on its agenda and to formulate recommendations to the Board of Regents of the Texas Tech University System. Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended by the Audit Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

IV.B.1. TTUS: Auditor's Report.—The board accepted a report by Kim Turner, managing director, Audit Services

- a. TTUS: Report on audit process. – The board accepted a report by Kim Turner, managing director, Audit Services, on the status of the audit process, included herewith as Attachment No. 4.
- b. TTUS: Report on fraud detection and elimination program. – The board accepted a report by Kim Turner, managing director, Audit Services, on the status of the fraud detection and elimination program.
- c. TTUS: Report on status of consulting agreement for risk assessment of major functional areas. – The board accepted a report by Kim Turner, managing director, Audit Services, on the status of the consulting agreement for risk assessment of major functional areas, included herewith as Attachment No. 5.

V. OPEN SESSION.—At approximately 9:24 a.m. the board continued in open session in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas, to consider items as the Committee of the Whole and Meeting of the Board.

V.A. REPORT ON TEXAS TECH FUNDRAISING.—Mr. Lindemood and Mr. Bruce Flessner, of Bentz Whaley and Flessner, presented a report on Texas Tech fundraising, a summary of which is included herewith as Attachment No. 6.

V.B. REPORT ON COMMUNICATIONS AND MARKETING.—Regent Sitton and Ms. Lynn Denton, Associate Vice Chancellor for Communications and Marketing, presented a report on communications and marketing.

V.C. REPORT ON HISTORICALLY UNDERUTILIZED BUSINESSES.—Mr. Brunjes presented a report on historically underutilized businesses, a summary of which is included herewith as Attachment No. 7.

- V.D. SCHEDULE FOR BOARD MEETINGS.—Mr. Ben Lock presented the following schedule for future board meetings: December 16-17, 2004, Lubbock; February 24-25, 2005, Austin; May 12-13, 2005, Lubbock; August 11-12, 2005, Lubbock; November 3-4, 2005, Lubbock; and December 15-16, 2005, Lubbock.
- V.E. THE PRESIDENT'S REPORT, TTU.—Chairman Black called on President Whitmore, who presented the President's Report, included herewith as Attachment No. 8.
- V.E.1. REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Black called on Mitchell Moses, president, Student Government Association, TTU, who presented a report from the Student Government Association.
- V.F. THE PRESIDENT'S REPORT, TTUHSC.—Chairman Black called on President Wilson, who presented the President's Report, included herewith as Attachment No. 9.
- V.G. CHANCELLOR'S REPORT.—Chairman Black called on Chancellor Smith, who presented the Chancellor's Report, included herewith as Attachment No. 10.
- VI. EXECUTIVE SESSION.—At approximately 11:38 a.m., the board recessed and convened into Executive Session as authorized by Chapter 551 of the *Texas Government Code*.
- VII. RECONVENING OF THE BOARD TO OPEN SESSION.—At approximately 12:44 p.m., the board reconvened in open session in the Board Room, Second Floor, Room 201, Administration Building, Akron and Broadway Avenues, Lubbock, Texas, to consider items as a Committee of the Whole and Meeting of the Board.
- VII.1. Chairman Black announced the appointment of an ad hoc Nominating Committee to assist with the election of board officers at the December meeting. The ad hoc Nominating Committee will comprised of Regents Barth, Brooks and Newby.
- VII.A. REPORT OF EXECUTIVE SESSION.—Chairman Black called on Vice Chair Newby to present motions regarding items discussed in Executive Session.

Regent Newby moved that the board authorize the chancellor to finalize the negotiations and execute an agreement for the purchase of electrical power for the System within the parameters set forth in Executive Session and authorize revision of the System policies, rules and regulations as discussed in Executive Session. The motion was seconded, and passed unanimously.

VII.B. CHAIRMAN'S ANNOUNCEMENTS.—There were no announcements.

VIII. ADJOURNMENT.—Regent Newby moved that the meeting be adjourned. The motion was seconded and passed unanimously. Chairman Black adjourned the meeting at approximately 12:45 p.m.

INDEX OF ATTACHMENTS

Attachment 1	TTU Budget Adjustments for the period July 1, 2004 through August 31, 2004
Attachment 2	TTU Budget Adjustment
Attachment 3	TTU Admissions Policy for School of Law
Attachment 4	TTUS Report on Audit Process
Attachment 5	TTUS Report on Status of Consulting Agreement for Risk Assessment of Major Functional Areas
Attachment 6	TTUS Report on Texas Tech Fundraising
Attachment 7	TTUS Report on Historically Underutilized Businesses
Attachment 8	TTU President's Report
Attachment 9	TTUHSC President's Report
Attachment 10	TTUS Chancellor's Report

I, Ben Lock, the duly appointed and qualified Secretary of the Board of Regents, hereby certify that the above and foregoing is a true and correct copy of the Minutes of the Texas Tech University System Board of Regents meeting on October 22, 2004.

Ben Lock
Secretary

Seal