

TEXAS TECH UNIVERSITY SYSTEM  
Lubbock, Texas

Minutes

Board of Regents  
October 11-12, 2007

Thursday, October 11, 2007.—The members of the Board of Regents of the Texas Tech University System convened at 9:05 a.m. on Thursday, October 11, 2007, 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 F. Scott Dueser, Chairman; Larry K. Anders, Vice Chairman; L. Frederick “Rick” Francis; Mark Griffin; John Field Scovell; Daniel T. Serna; Windy Sitton; Bob L. Stafford; Jerry Turner; and Ebtessam Attaya Islam, Student Regent.

Also participating at the opening of the meeting were Mr. Kent Hance, Chancellor, TTUS; Dr. Jon Whitmore, President, TTU; Dr. Joe Rallo, President, ASU; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board of Regents, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Mr. Mike Ellicott, Vice Chancellor for Facilities Planning and Construction, TTUS; Mr. Jodey Arrington, Chief of Staff, TTUS; Mr. Corky Dragoo, Executive Assistant to the Chancellor, TTUS; Dr. William Marcy, Provost, TTU; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Mrs. Sharon Meyer, Vice President for Finance and Administration, ASU; Mr. Don Coers, Academic and Student Affairs Provost and Vice President, ASU; Dr. Michael Shonrock, Vice President for Student Affairs, TTU; Dr. Dean Smith, Vice President for Research, TTU; Mrs. Kimberly Turner, Chief Audit Executive, Audit Services, TTUS; Mr. Ron Phillips, Chief of Staff, President’s Office, TTU; Dr. John Opperman, Vice Chancellor for Policy and Planning, TTUS; and Ms. Christina Martinez, Assistant Secretary of the Board of Regents, TTUS.

II. CALL TO ORDER; CONVENE INTO OPEN SESSION OF THE BOARD.—  
Chairman Dueser announced a quorum present and called the meeting to order.

II.A. ANNOUNCEMENTS.—Chancellor Hance announced that Ms. Kelly Overley had been selected to serve as the Vice Chancellor for Institutional Advancement. She previously served in the Development Office in El Paso.

- II.B. EXECUTIVE SESSION.—At approximately 9:08 a.m., the board recessed and convened into Executive Session as authorized by Chapter 551 of the *Texas Government Code*.
- II.C. RECONVENING OF THE BOARD TO OPEN SESSION.—At approximately 10:09 a.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.
- II.D. REPORT OF EXECUTIVE SESSION.—Chairman Dueser called on Vice Chairman Anders to present motions regarding items discussed in Executive Session. Chairman Anders announced there were no motions from Executive Session to present.
- III. OPEN SESSION.—At approximately 10:09 a.m. on Thursday, October 11, 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. Recommendations of the *Regents' Rules* Review Committee.—Regent Griffin presented updates to chapters 00 through 12 of the *Regents' Rules* as recommended for approval by the *Regents' Rules* Review Committee. [NOTE: *A copy of the proposed changes as presented to the Board is on file in the Board Office.*] Before beginning the presentation of chapter updates, Regent Griffin presented the Board a list, included herewith as Attachment No. 1, of other *Regents' Rules* projects that could/should be done independently of and in addition to the recommendations of the *Regents' Rules* Review Committee.
    - III.A.1. MISSIONS.—Mr. Lock reported on the Missions section. No changes were proposed or approved regarding the actual mission statements for any of the institutions: TTU, TTUHSC and TTUS. The only update proposed for the Missions page is to move to that page the language previously listed under section 12.08 which states that the only authorized mission statements are those approved by the Board.
    - III.A.2. CHAPTER 00 – DEFINITIONS, STYLE, AND CITATIONS.—Mr. Lock reported on chapter 00. No changes were proposed for that chapter. Any edits to that chapter will result from the changes made to each subsequent chapter. Follow-up work will be done for that chapter.
    - III.A.3. CHAPTER 01 – BYLAWS.—Regent Griffin reported on chapter 01. The proposed changes were approved along with the

amendment presented to section 01.02.8.f(2), included herewith as Attachment No. 2, related to the terms of office of members of the Investment Advisory Committee. Upon discussion, the Board agreed to revise the amendment to state: “No member of the IAC shall serve more than two full consecutive four-year terms on the IAC.”

- III.A.4. CHAPTER 02 – ADMINISTRATION.—Regent Griffin reported on chapter 02. The proposed changes were approved as presented.
- III.A.5. CHAPTER 03 – PERSONNEL.—Mr. Campbell reported on chapter 03. The proposed changes were approved as presented.
- III.A.6. CHAPTER 04 – FACULTY.—Dr. Marcy reported on chapter 04. The proposed changes were approved as presented along with one amendment to section 04.03.3.c.(2) in which “(includes appropriate research pursuits)” was added.
- III.A.7. CHAPTER 05 – STUDENT AFFAIRS.—Dr. Shonrock reported on chapter 05. The proposed changes were approved as presented.
- III.A.8. CHAPTER 06 – INSTITUTIONAL ADVANCEMENT.—Regent Griffin reported on chapter 06. The proposed changes were approved as presented. It was noted that chapter 06 does require more work which will take place in the near future.
- III.A.9. CHAPTER 07 – FISCAL MANAGEMENT.—Mr. Brunjes reported on chapter 07. The proposed changes were approved as presented along with one amendment to section 7.12.2.a. in which the threshold for Board approval of contracts was changed from \$1,000,000 to \$500,000. The table on TTUS Budgets and Contracts as presented to the Board is included herewith as Attachment No. 3.
- III.A.10. CHAPTER 08 – FACILITIES.—Regent Griffin reported on chapter 08. The proposed changes were approved as presented except for section 08.01.3.e which was deferred for approval until further discussions could take place regarding its content.
- III.A.11. CHAPTER 09 – INVESTMENTS AND ENDOWMENTS.—Regent Griffin reported on chapter 09. The proposed changes were approved as presented along with the amendment presented to section 09.12.16., included herewith as Attachment No. 4, related to the investment of TTUS in any private entity which a member of the IAC has any pecuniary interest.

III.A.12. CHAPTER 10 – INTELLECTUAL PROPERTY RIGHTS.—Mr. Campbell reported on chapter 10. The proposed changes were approved as presented with only some technical changes being made. This chapter will be reviewed in more detail sometime in the near future.

III.A.13. CHAPTER 11 – ATHLETICS.—Mr. Campbell reported on chapter 11. The proposed changes were approved as presented.

III.A.14. CHAPTER 12 – HONORIFICS AND SEALS.—Mr. Lock reported on chapter 12. The proposed changes were approved as presented.

Following the presentation and discussion of each chapter of the *Regents' Rules*, a motion was made, seconded and passed unanimously that the proposed revisions be adopted.

IV. EXECUTIVE SESSION.— At approximately 11:51 a.m., the board recessed and convened into Executive Session as authorized by Chapter 551 of the *Texas Government Code*.

V. OPEN SESSION.—At approximately 1:03 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.

V.A. REPORT OF EXECUTIVE SESSION.—Chairman Dueser called on Vice Chairman Anders to present motions regarding items discussed in Executive Session. Chairman Anders announced there were no motions from Executive Session to present.

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

VI. RECESS.—Chairman Dueser announced that the Meeting of the Board was recessed and would reconvene at 8:30 a.m. on Friday, October 12, 2007. The meeting recessed at approximately 1:13 p.m. at which time the Committee Meetings commenced.

Friday, October 12, 2007.—The members of the Board of Regents of the Texas Tech University System reconvened at 8:35 a.m. on Friday, October 12, 2007, 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 F. Scott Dueser, Chairman; Larry K. Anders, Vice Chairman; L. Frederick “Rick” Francis; Mark Griffin; John Field Scovell; Daniel T. Serna; Windy Sitton; Bob L. Stafford; and Jerry Turner; and Student-regent, Ebtasam Attaya Islam.

Also participating at the opening of the meeting were Mr. Kent Hance, Chancellor, TTUS; Dr. Jon Whitmore, President, TTU; Dr. John Baldwin, President, TTUHSC; Dr. Joe Rallo, President, ASU; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board of Regents, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Mr. Mike Ellicott, Vice Chancellor for Facilities Planning and Construction, TTUS; Dr. William Marcy, Provost, TTU; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Dr. Michael Shonrock, Vice President for Student Affairs, TTU; Mrs. Sharon Meyer, Vice President for Finance and Administration, ASU; Dr. Dean Smith, Vice President for Research, TTU; Mrs. Kimberly Turner, Chief Audit Executive, Audit Services, TTUS; Mr. Alton Smith, Associate Chief Financial Officer, TTUS; Mr. Jodey Arrington, Chief of Staff, TTUS; Mr. Ron Phillips, Chief of Staff, President’s Office, TTU; Mr. John Opperman, Vice Chancellor for Policy and Planning, TTUS; Mr. Mason Moses, President, SGA, TTU; Ms. Erin Anderson, President, SGA, TTUHSC; Mr. Ryan Moses, President, SGA, ASU; and Ms. Christina Martinez, Assistant Secretary of the Board of Regents, TTUS.

VIII. CALL TO ORDER; RECONVENE INTO OPEN SESSION OF THE BOARD.— Chairman Dueser announced a quorum present and called the meeting to order.

IX. INTRODUCTIONS AND RECOGNITIONS.—Mr. Hance introduced David Miller, managing director of technology commercialization, stating: “David is a graduate of Texas Tech. He received his law degree from Texas Tech. During his first two weeks at Tech, he found three licensing agents that have significant potential to be repositioned in Tech’s favor. He started plans already for expanding our efforts to market our commercialized intellectual properties. David was previously president and co founder of Encom Wireless. He has served as vice president of marketing for Alamosa PCS holdings in Lubbock which was a company that Sprint later bought out. We got him at the right time. We are proud to have him. David is currently working on his MBA at Texas Tech, and he has done advanced studies at Harvard Business School and Southern Methodist also. We are proud to have him on board.”

Dr. Whitmore began by introducing two students who will be representing the institution throughout the year. His comments were: "Those two students were selected as Tech's homecoming king and queen this year. Brecklyn Hughes is our homecoming queen. She is a senior personal finance major from Garden City. Brecklyn is also a member of Chi Omega. Cliff Fielden is our homecoming king. He is a senior finance and real estate major from Dallas. He is also a member of Phi Gamma Delta. These are two wonderful young people who will be representing our University. I am confident they will do that with great success this year. We are happy to introduce both of these students to you today.

"I also want to introduce three faculty members. First is Dr. James Reckner whom you have met before. He is now the director of Texas Tech's Institute for Modern Conflict Diplomacy and Reconciliation—an institute which was recently created. Dr. Reckner has brought acclaim to Texas Tech over the past 20 years by creating the Vietnam Center and the Vietnam Archive. We are going beyond that now as Dr. Reckner and his colleges have expanded their research interest to include all U.S. post Vietnam era conflicts. The new institute will bring significant recognition to our military historians and archivists who study conflict and diplomacy and reconciliation in the new century. We are very proud of this new institute and moving Dr. Reckner forward to have a larger responsibility at the University. We thank Dr. Reckner for his work and for being here today.

"The next faculty member to introduce is Dr. John Burns, someone most of you already know. Dr. Burns was provost at Texas Tech from 1996 to 2002. He resigned as provost to return to the classroom and also became our associate vice president for undergraduate research. He has been a faculty member at Tech since 1969. He used to chair the Department of Biology but is currently serving as the interim dean of our College of Agriculture and Natural Resources. We appreciate Dr. Burns for assuming this position as we search for a new dean.

"Finally, the last faculty member to introduce is Dr. Katharine Hayhoe who has been introduced before to the Board. Dr. Hayhoe grabbed headlines at the beginning of October in 2006 after her research found that the northeast can expect hotter summers and shorter winters over the next century, turning it into what the south feels like today, because of our reliance on fossil fuels. That is what her research does. Dr. Hayhoe is a part of our Geological Science Department and she now has a 1.1 million dollar three-year grant from the National Science Foundation to study global climate change at the regional and local levels. We salute her for her international recognition. As you may have heard today, the Nobel Prize has been given to the intergovernmental panel on climate change and Al Gore—a split between this organization and this individual. I am here to tell you that Dr. Hayhoe is part of the U.N. international panel on climate change. There are 3,000 members worldwide, and they have received the Nobel Prize. So, she is one three thousandths of a Nobel Prize, and that is a great accomplishment. "

Dr. Baldwin stated that he had few introductions. His comments were: "The Health Sciences Center has six wonderful schools but today we have a strong focus on nursing which is one of our outstanding schools within the HSC. The National League for Nursing is an organization that is exemplary of the very best that nursing schools have to offer in this country. It has recently inducted in an inaugural class of 41 fellows representing 33 schools of nursing throughout the United States. Of those 41, 5 are from Texas Tech. That is a remarkable record. We are very pleased that three of those nursing fellows could be here today: first, from Odessa is Sharon Cannon; Patricia Yoder-Wise; and Patricia Allen. The other two fellows who could not attend were Carol Boswell and Sharon Decker. These individuals were all elected fellows of this prestigious academy. As all of you know, the nursing shortage continues to be a serious national problem and a worsening one with more than 1.2 million nurses anticipated being needed for the workforce by 2014. Texas Tech is certainly doing its job and its fulfilling its role in addressing that pressing need.

"Next, I would like to introduce Erin Anderson who is our student body president. Erin has been a basic scientist and is now a medical student. She represents that great quest that we all have for the transitional scientist who moves from the laboratory into the direct bedside work, so I look forward from hearing from her later. That concludes the Health Sciences introductions for today."

Dr. Rallo began by introducing Sharon Meyer who is the vice president for finance and administration at Angelo State University. She has also headed the transition team for ASU and has done much work in terms of that. He further stated:

"Next, I would like to introduce Ryan Mason. He is the Student Government Association President. Additionally, Ryan was a finalist for the homecoming court. Hopefully, Ryan will be crowned tomorrow night at the football game. Ryan is a senior accounting major from Lubbock. He has been a great asset and a help to me and certainly others.

"Finally, I would also like to introduce Wana Dee Box and Patrick Shannon from the Carr Foundation. They will be joining us later this morning for the Carr Foundation meeting."

- X. OPEN SESSION.—At approximately 8:46 a.m. on Friday, October 12, 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.
- X.A. APPROVAL OF MINUTES.—Regent Dueser asked for approval of the minutes of the board meeting held on June 1, 2007 and June 28, 2007. Regent Sitton moved for their approval. Regent Anders seconded the motion, and the motion passed unanimously.

## X.B. COMMITTEE OF THE WHOLE

Chairman Dueser announced that, for the purpose of facilitating action on the items to be considered, Regent Anders would preside over the Committee of the Whole.

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

X.B.1.a. TTU: Approve leave of absence.—The board approved the following leave of absence. This request was approved administratively by the president and the chancellor.

Leave without pay for Alan Barhorst, professor, Department of Mechanical Engineering, College of Engineering, for the period August 15, 2007 through May 31, 2008. The purpose of this leave is to serve as a visiting professor and program coordinator at the Texas A&M University campus located in Doha, Qatar. This opportunity will allow valuable management and international research experience. This leave will be taken in Doha, Qatar.

X.B.1.b. TTU: Approve employee appointment to non-elective position.—The board approved the following employee appointment to a non-elective position. This request was approved administratively by the president and the chancellor.

Vivien Gore Allen, Ph.D., professor, Department of Plant and Soil Science, College of Agricultural Sciences and Natural Resources, appointed to the Water Conservation Advisory Council by the Texas Water Development Board, for a term to expire on August 31, 2009.

Further, the president and chancellor recommended that the Board of Regents find, with respect to the appointee, that her service is of benefit to the State of Texas and Texas Tech University and that her services



do not conflict with her respective position of employment at Texas Tech University.

- X.B.1.c. TTUHSC: Authorization for the president to approve a renewal and extension of an agreement to engage a consultant.—The board authorized the president to renew and extend the agreement between Texas Tech University Health Sciences Center (“TTUHSC”) and University Medical Center (“UMC”) to continue its participation in an equal sharing of costs for a consulting agreement with the Advisory Board Company to improve the TTUHSC/UMC operating room process. This request was approved administratively by the president and the chancellor.
  
- X.B.1.d. TTU: Approve budget adjustments for the period May 1, 2007 through September 30, 2007.—The board approved budget adjustments for the period May 1, 2007 through September 30, 2007. This request was approved administratively by the president and the chancellor.

TEXAS TECH UNIVERSITY – BOARD APPROVAL ITEM  
(May 1, 2007 – September, 2007)

Activity	Source of Funds		Expense
	Other	Income	
<b>Board Approval</b>			
<b>Medical Services Fee</b>	<b>539,005</b>		<b>539,005</b>
Transfer to Student Wellness Debt Reserve to meet required debt service requirement. This request will be funded from the account's fund balance.			
<b>Total</b>	<b>539,005</b>		<b>539,005</b>

- X.B.1.e. TTU: Approve contract with Paciolan Systems.—The board authorized the extension of the contract with Paciolan Systems. This request was approved administratively by the president, upon the recommendation of the Director of Athletics, and the chancellor.
  
- X.B.1.f. TTU: Approve commissioning of police officers.—The board approved to commission the following individuals as police officers, effective on the dates indicated below. This request was approved administratively by the chancellor and the president:

Thomas Franklin Tyree, effective September 1, 2007;  
and  
Kyle Allen Reynolds, effective September 10, 2007.

- X.B.1.g. TTUHSC: Approval of Guidelines for the Texas Public Educational Grants Program.—The board approved the Texas Tech University Health Sciences Center’s (“TTUHSC”) guidelines for the administration and the determination of eligibility of the Texas Public Educational Grants Program and approved submission of those guidelines to the Texas Higher Education Coordinating Board for review and approval. This request was approved administratively by the chancellor and the president.

Regent Anders 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) Northwest Texas Healthcare System, Inc; amendment to "Physician in Training Support Agreement"; effective 07/01/06 to change Exhibit III for period 07/01/06 to 06/30/07; \$2,904,863.
  - (b) University Medical Center; renewal of “Master Coordinating Agreement”; for period 9/1/07 to 8/31/08; \$22,297,154.
  - (c) Correctional Managed Health Care Committee; amendment to CMHCC “Master Contract FY 2006-2007”; additional \$7.8 million funding.
  - (d) Correctional Managed Health Care Committee; renewal, CMHCC Master Contract FY 2008-2009; \$182,891,471.
  
- (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) Farooqi, Naghma, M.D., Instructor/NTT; Ob/Gyn, Lubbock; 9/1/07-8/31/08; \$150,000;
  - (b) Higuera, Jose Gavito, M.D., Visiting Professor/NTT; Radiology, El Paso; 12/1/07-8/31/08; \$250,000;

- (c) McConathy, Walter J., Ph.D., Professor/TT; Internal Medicine, Permian Basin; 10/1/07-8/31/08; \$100,000;
- (d) Perez-Verdia, Alejandro, M.D., Assistant Professor/NTT; Internal Medicine, Lubbock; 7/1/08-6/30/11; \$200,000;
- (e) Steele, David J., Ph.D., Professor/TT; Family Medicine, El Paso; 7/15/07-8/31/08; \$175,000;
- (f) Tobin, Brian, Ph.D., Professor/TT; Pediatrics, El Paso; 7/15/07-8/31/08; \$195,000;
- (g) Ulloa, Jose L., M.D., Visiting Professor/NTT; Radiology, El Paso; 10/1/07-8/31/08; \$250,000;
- (h) Velasco, Ruth, NP, RN, Faculty Associate/NTT; Surgery, Div. Neurosurgery, El Paso; 5/1/07-8/31/08; \$120,000;
- (i) Wittman, Cathy, O.D., Faculty Associate/NTT; Ophthalmology, Lubbock; 8/1/07-8/31/08; \$105,000;
- (k) Woolard, Robert H., M.D., Professor/TT and Chair; Emergency Medicine, El Paso; 9/1/07-8/31/09; \$350,000; and
- (l) Yandell, Robert, M.D., Instructor/NTT; Ob/Gyn, Lubbock; 9/1/07-8/31/08; \$200,000.

The motion was seconded and passed unanimously.

X.B.2. TTU: Affirm managerial group and exclude members of the Board of Regents from access to classified information.—The board approved the following resolutions affirming the classified material managerial group and excluding members of the Board of Regents from access to classified information, as provided for in Department of Defense 5220.22-M, National Industrial Security Program Operating Manual, 2-104 and 2-106.

RESOLVED, that those persons occupying the following positions at Texas Tech University (“TTU”) be known as the Managerial Group, having the authority and responsibility for the negotiation, execution and administration of User Agency contracts, as described in Department of Defense 5220.22-M, *National Industrial Security Program Operating Manual*:

President, TTU  
 Vice President for Research, TTU  
 Associate Vice President for Research (Facility Security Officer), TTU

RESOLVED, that the Managerial Group is hereby delegated all of the board’s duties and responsibilities pertaining to the protection of classified information under classified contracts of the Department of Defense or User Agencies of the Industrial Security Program awarded to TTU;

RESOLVED, that the following named officers and members of the Board of Regents shall not require, shall not have, and can be effectively excluded from, access to all classified information in

the possession of TTU, and do not occupy positions that would enable them to affect adversely the policies and practices of TTU in the performance of any classified contracts for the Department of Defense or User Agencies of its Industrial Security Program awarded to TTU, and need not be processed for personnel security clearance:

#### BOARD OF REGENTS

Mr. F. Scott Dueser	Dr. Bob L. Stafford	Mrs. Windy Sitton
Mr. Larry K. Anders	Mr. Mark Griffin	Mr. Daniel T. Serna
Mr. L. Frederick Francis	Mr. John F. Scovell	Mr. Jerry E. Turner

Regent Anders stated that consideration of items by the Committee of the Whole was concluded.

- XI. REPORTS OF STANDING COMMITTEES.—At approximately 8:50 a.m., at the direction of Chairman Dueser, Standing Committee reports were presented sequentially to the Committee of the Whole.

#### XI.A. REPORT OF THE FACILITIES COMMITTEE

Committee Chairman Francis reported that the Facilities 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 Facilities Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System

- XI.A.1. TTU: Campus tour.— At its meeting on September 25, 2007, Mr. Ellicott led the regents and select administration for a tour of various campus sites related to the Campus Master Plan immediately after the meeting was called to order.

[NOTE: The TTU documents, maps and schematics as presented to the Board during this tour are on file in the Board Office.]

- XI.A.2. TTUS: Report on Campus Master Plan.—The board accepted a report on the current Texas Tech University (“TTU”) Master Plan and discussed the underlying assumptions of the current campus master plan.

The TTUS Report on the Campus Master Plan is included herewith as Attachment No. 5.

- XI.A.3. TTU: Approve revision to the Campus Master Plan and increase to the planning budget for Rawls College of Business Administration Building project.—The board approved a revision to the Campus Master Plan to reflect the new location of the Rawls College of Business Administration Building—the “Thompson-1” site. The Board did not authorize a \$1,000,000 increase to the existing planning budget in order to plan, program, and begin design of the new Rawls College of Business Administration Building. Approval of the planning budget for the Rawls College of Business Administration project was deferred until the next scheduled Facilities Committee meeting (see minute order XI.A.8. below).

The TTU Revision to the Campus Master Plan PowerPoint and the TTU Rawls College of Business Administration Fact Sheet are included herewith as Attachment No. 6 and Attachment No. 7.

- XI.A.4. TTU: Report on the planned Athletics’ capital projects.—The board accepted a report on the planned Athletics’ capital projects, including a discussion of the estimated cost, schedule and funding sources for each project, included herewith as Attachment No. 8 and Attachment No. 9.

- XI.A.5. REPORT OF EXECUTIVE SESSION.—Chairman Francis reported there were no actions to consider from Executive Session.

- XI.A.6. TTU: Approve construction of a soccer team facility and grandstands.—The board authorized the Office of Facilities Planning and Construction (i) to proceed with a project to construct a Soccer Team Facility and Grandstands with a project budget of \$4,000,000; (ii) to complete the design and obtain project approval from the Texas Higher Education Coordinating Board; and (iii) accept a Guaranteed Maximum Price (“GMP”) proposal from the Construction Manager at Risk. The project will be funded through the Revenue Finance System repaid with future Athletic revenues and gifts and donations.

It was further recommended that the board acknowledge that it expects to pay expenditures in connection with the construction of the project prior to the issuance of obligations to finance the project and, in that respect, the board finds that the reimbursement for the payments of such expenditures will be appropriate and consistent with the lawful objectives of the Texas Tech University System, and, as such, declare its intention, in accordance with the provisions of *Treasury Regulations*, Section

1.150-2, to reimburse itself for original expenditures, advanced in connection with the design, planning and construction of a new project an aggregate maximum principal amount expected to be \$4,000,000.

The chancellor further recommended that the president be authorized to negotiate and execute any and all agreements with city, state, and county agencies, utility companies and other entities required to successfully complete the project.

The TTU Construction of a Soccer Team Facility and Grandstands PowerPoint is included herewith as Attachment No. 10.

- XI.A.7. ASU: Approve naming the Administration Building.—The board approved naming Angelo State University's ("ASU") Administration Building the "Solomon Mayer Administration Building" in recognition of Mr. Mayer's and the Mayer Family's significant gifts to Angelo State University.

Mr. Mayer was active in the growth of West Texas. He held extensive ranching and banking interests in several West Texas counties. Mr. Mayer made significant gifts to San Angelo College, the West Texas Boys' Ranch, the Tom Green County Library, and many other area charities that still exist today. Mayer also served as the chairman of the San Angelo College Building and Development Campaign which raised money to move San Angelo College to its current location.

With the demolition of the existing Mayer Hall, ASU will no longer have a facility named for an individual active in the creation of the current campus. Moving the Mayer name to the Administration Building is appropriate because it was one of the original buildings on campus.

Collectively, Mr. Mayer's 12 grandchildren, along with the E.S. Mayer & Sons, Ltd. and Mayer Ranch Company, have given generously to Angelo State University.

The ASU Naming of the Administration Building PowerPoint is included herewith as Attachment No. 11.

- XI.A.8. TTU: Approve revision to the Campus Master Plan and increase to the Stage 1 design budget for Rawls College of Business Administration Building project.—The board authorized a \$1,000,000 increase to the stage 1 design budget and authorized

signing of a contract amendment in order to plan, program, and begin design of the new Rawls College of Business Administration Building. The expected project budget is \$60,000,000. The increase to the stage 1 design budget will be funded with Tuition Revenue Bonds (“TRB”). The project will be funded through the Revenue Finance System repaid with Tuition Revenue Bonds and gifts and donations. (Note: This item was previously presented to the Facilities Committee at its October 1, 2007 meeting. The revision to the Campus Master Plan was approved at that time but the stage 1 design budget for the Rawls College of Business Administration Building project was not approved at that time.)

It was further recommended that the board acknowledge that it expects to pay expenditures in connection with the construction of the project prior to the issuance of obligations to finance the project and, in that respect, the board finds that the reimbursement for the payments of such expenditures will be appropriate and consistent with the lawful objectives of the Texas Tech University System, and, as such, declare its intention, in accordance with the provisions of *Treasury Regulations*, Section 1.150-2, to reimburse itself for original expenditures, advanced in connection with the design, planning and construction of a new project an aggregate maximum principal amount expected to be \$60,000,000.

- XI.A.9. TTUS: Report on Office of Facilities Planning and Construction projects.—The board accepted the report on projects of the Office of Facilities Planning and Construction, included herewith as Attachment No. 12.

XI.B. REPORT OF THE ACADEMIC, CLINICAL AND STUDENT AFFAIRS COMMITTEE

Committee Chairman Sitton 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.

- XI.B.1. TTU: Approve combined degree plans in the Department of Mathematics and Statistics in the College of Arts and Sciences.—The board approved a 150 hour program in Mathematics leading

to the Bachelor's (BA and BS) and Master's (MA and MS) degree in the Department of Mathematics and Statistics, College of Arts and Sciences, and authorized 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.

- XI.B.2. TTU: Approve merge of International Textile Center into the Department of Plant and Soil Science, College of Agricultural Sciences & Natural Resources.—The board approved a merge of the International Textile Center, which currently reports to the Dean of the College of Agricultural Sciences and Natural Resources, into the Department of Plant and Soil Science, and authorized submission by the Office of the Provost and Senior Vice President for Academic Affairs to the Texas Higher Education Coordinating Board (“THECB”) seeking its approval for such change.

The Department of Plant and Soil Science (“PSS”) and the International Textile Center (“ITC”) have well-established reputations in their respective areas, especially in cotton-related research. Combining these units will result in a department with unique strengths, addressing all aspects of cotton genetics, production, and processing. The increased visibility and synergy resulting from a merger will lead to increased external funding opportunities, strengthening these units and furthering the research mission of the university. Scientists at the ITC already teach courses in PSS. A merger will strengthen and enhance these efforts. Expanding the research mission of the ITC will translate into new research projects that require graduate students. Recruiting and retaining quality graduate students will be facilitated by the proposed merger. The resulting combination in PSS of expertise in cotton genomics, all aspects of cotton production and cotton quality evaluation and processing will be unique among U.S. universities. This should result in increased enrollment of graduate students. No new funds or personnel are needed to facilitate this merger. There will be no direct effect on the institution as a whole.

- XI.B.3. TTUHSC: Approve Emeritus appointment for Ana Valadez, RN, Ed.D, CNAA, FAAN.—The board approved the honorary appointment of Dr. Ana Valadez as Professor Emeritus.
- XI.B.4. TTUHSC: Approve granting of tenure.—The board approved the granting of tenure to the following individuals:



**John C. Baldwin, M.D., President of Texas Tech University Health Sciences Center and Professor, Department of Surgery.**

- President Baldwin comes from Harvard University to become the seventh president of Texas Tech University Health Sciences Center. He completed his undergraduate studies from Harvard University. He was named a Rhodes Scholar and studied physiology at Oxford. Dr. Baldwin received his medical training at Stanford. He is board certified in internal medicine, surgery, and cardiothoracic and transplantation surgery. In 1988, Baldwin was appointed professor with tenure and chief of the Division of Cardiothoracic Surgery at Yale University. In 1994, he was chosen to succeed Dr. Michael DeBakey as head of the surgical program at Baylor College of Medicine and its affiliated hospitals in Houston. There, he was the DeBakey Professor of Surgery with tenure. He was appointed as the Dean of Dartmouth Medical School, associate provost in 1998, and tenured Professor of Surgery. His recent work was at Harvard University, where he was Professor of Surgery without limit of term, and President and Chief Executive Officer of Immune Disease Institute, an affiliate of Harvard University.

**Elsa Bello-Reuss, M.D., Professor, Department of Internal Medicine with the School of Medicine, Lubbock.**

- Dr. Reuss comes to the Texas Tech University Health Sciences Center as a tenured Professor from the Department of Internal Medicine, University of Texas Medical Branch at Galveston. Dr. Reuss is a physician scientist specializing in Nephrology.

**Rod Hicks, RN, MPA, PhD, Professor, School of Nursing**

- Dr. Hicks has been named the UMC Health System Endowed Chair in Patient Safety, and Professor for TTUHSC School of Nursing. Dr. Hicks is a national leader in Patient Safety research, and is joining us from U. S. Pharmacopeia at the Center for the Advancement of Patient Safety. University Medical Center has funded the first Endowed Chair for the School of Nursing in Lubbock, the Patient Safety Chair. A SON alumni, Dr. Hicks, brings an extensive amount of national experience to this position. His research in medication error and their threat to the nation's safety has resulted in numerous publications, presentations and his work has contributed to

national standards for manufacturing. Dr. Hicks currently has academic appointments at the Uniformed Services University of Health Sciences, John Hopkins University, and Norwich University.

- XI.B.5. TTUHSC: Approve naming of the El Paso School of Medicine.—The board approved naming the El Paso School of Medicine the “Paul L. Foster School of Medicine” in recognition of Mr. Foster’s significant endowment of the Texas Tech University Health Sciences Center at El Paso.

The School of Medicine will be named in honor of Paul L. Foster, President and CEO of Western Refining, Inc. Mr. Foster’s gift will advance the development of the new four-year medical school. The Paul L. Foster School of Medicine will focus on academic and clinical excellence and generate significant economic expansion in the El Paso region.

The funds provided will initially help finance faculty recruitment, salaries, and state-of-the-art equipment for cutting-edge research. This donation creates new opportunities vital for those advances in healthcare that will profoundly affect the region, state, nation and the world.

- XI.B.6. TTUHSC: Approve the naming of the Institute on Women’s Health.—The board approved the naming of the “Laura W. Bush Institute on Women’s Health” in recognition of her advocacy for women’s health issues.

The Institute will combine the strengths of all five schools on all the TTUHSC campuses and will set the standard for women’s health in areas such as educational outreach, health care literacy, and integrated research. Mrs. Bush, who is an advocate for women’s health issues, will help foster national attention of the work being done at Texas Tech University Health Sciences Center.

The TTUHSC Laura W. Bush Institute for Women’s Health PowerPoint is included herewith as Attachment No. 13.

- XI.B.7. ASU: Approve Emeritus appointment for Dr. E. James Hindman.—The board approved the honorary appointment of Dr. E. James Hindman as President Emeritus of Angelo State University.

#### XI.C. REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

Committee Chairman Griffin reported that the Finance and Administration 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 action set forth in the Minute Order that follows was recommended by the Finance and Administration Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

- XI.C.1 TTU: Approve contract extension with Collegiate Licensing Company.—The Board authorized the extension of the contract with Collegiate Licensing Company.
- XI.C.2. TTU: Authorize athletic sponsorship agreement with Texas Tech Alumni Association for marketing affinity credit card.—The board authorized the president to enter into a ten (10) year sponsorship agreement with the Texas Tech Alumni Association (“TTAA”) relating to marketing a Texas Tech affinity credit card to season ticket holders and in athletic venues.
- XI.C.3. TTUHSC: Approve establishment of quasi-endowment in the Department of Obstetrics and Gynecology in El Paso.—The board approved the transfer of \$1,000,000 from the El Paso Department of Obstetrics and Gynecology Endowment Interest/Earnings fund account to establish a new quasi-endowment in the Department of Obstetrics and Gynecology, El Paso. Earnings of the quasi-endowment will be used to support graduate medical education, continuing medical education and research activities of the faculty in the Department of Obstetrics and Gynecology in El Paso.
- XI.C.4. TTUS: Approval of an 11th Supplemental Resolution to the Revenue Financing System by the Texas Tech University System regarding the Addition of Angelo State University to the Revenue Financing System.—The board approved a resolution authorizing Angelo State University to be added as a member of the Texas Tech University System Revenue Financing System.

The TTUS Eleventh Supplemental Resolution is included herewith as Attachment No. 14.

- XI.C.4A. TTUS: Authorization for the Texas Tech University System to refinance within the Texas Tech University System Revenue Financing System the debt of Angelo State University issued through the Texas State University System.—The board authorized the chief financial officer to refinance within the Texas Tech University System (“TTUS:”) Revenue Financing System the

debt issued by the Texas State University System for the benefit of Angelo State University ("ASU") as long as such refinancing achieves a present value savings. The chancellor further recommended that the chief financial officer be authorized to seek the cooperation of the Texas State University System to accomplish the refinancing.

TTUS, through its Revenue Finance System, will defease the debt should it prove to be economically feasible to perform the refinancing for ASU. The refinancing would be economically feasible if it achieves a present value savings with regards to the transaction and the refinanced bonds. TTUS will issue any advance or current refunding bonds in accordance with federal and state tax laws.

In connection with the possible refunding of ASU's outstanding debt and/or the transfer of ASU to TTUS generally, the chancellor recommends that the chief financial officer be authorized to execute an undertaking on behalf of TTUS, in such form as approved by bond counsel to TTUS, to provide that TTUS shall not take any action (or omit to take any action) which would render the interest on ASU's outstanding bonds taxable for federal income tax purposes.

XI.C.5. TTUS: Report on ConnecTech project.—The board accepted a report on the ConnecTech project.

The TTUS ConnecTech PowerPoint and Executive Summary are included herewith as Attachment No. 15 and Attachment No. 16.

#### XI.D. REPORT OF THE AUDIT COMMITTEE

Committee Chairman Serna 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 action set forth in the Minute Order that follows was recommended by the Audit Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

XI.D.1. TTUS: Report on audits.—The board accepted a report on audits, included herewith as Attachment No. 17.

XI.D.2. REPORT OF EXECUTIVE SESSION.—Chairman Serna reported there were no actions to consider from Executive Session.

- XII. OPEN SESSION.—At approximately 9:04 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.
- XII.A. SCHEDULE FOR BOARD MEETINGS.—Mr. Lock presented the following schedule for future board meetings: December 13-14, 2007, Lubbock; March 6-7, 2008, Lubbock; May 8-9, 2008, Lubbock; August 7-8, 2008, Lubbock; October 30-31, 2008, Lubbock; and December 11-12, 2008, Lubbock.
- XII.B. CHANCELLOR'S REPORT.—Chairman Dueser called on Chancellor Hance, who presented the Chancellor's Report, included herewith as Attachment No. 18.
- XII.C. THE PRESIDENT'S REPORT, TTU.—Chairman Dueser called on President Whitmore, who presented the President's Report, included herewith as Attachment No. 19.
- XII.C.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Dueser called on Mr. Mason Moses, president, Student Government Association, TTU, who presented a report from the Student Government Association included herewith as Attachment No. 20.
- XII.D. THE PRESIDENT'S REPORT, TTUHSC.—Chairman Dueser called on President Baldwin, who presented the President's Report, included herewith as Attachment No. 21.
- XII.D.1. REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTUHSC.—Chairman Dueser called on Ms. Erin Anderson, president, Student Government Association, TTUHSC, who presented a report from the Student Government Association included herewith as Attachment No. 22.
- XII.E. THE PRESIDENT'S REPORT, ASU.—Chairman Dueser called on President Rallo, who presented the President's Report, included herewith as Attachment No. 23.
- XII.E.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, ASU—Chairman Dueser called on Mr. Ryan Moses, president, Student Government Association, ASU, who presented a report from the Student Government Association included herewith as Attachment No. 24.
- XIII. EXECUTIVE SESSION.—The Board did not convene in Executive Session as authorized by Chapter 551 of the *Texas Government Code*.

XIV. OPEN SESSION.—At approximately 10:13 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 a Committee of the Whole and Meeting of the Board.

XIV.A. REPORT OF EXECUTIVE SESSION.—There were no motions from Executive Session to present.

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

XV. ADJOURNMENT.—Chairman Dueser moved that the meeting be adjourned. The motion was seconded and passed unanimously. The meeting adjourned at approximately 10:13 a.m.

## INDEX OF ATTACHMENTS

Attachment 1	TTUS Other <i>Regents' Rules</i> Projects
Attachment 2	TTUS Amendment No. 1 to Section 01.02.8.f(2), <i>Regents' Rules</i>
Attachment 3	TTUS Current and Proposed Budget and Contract Approval Limits
Attachment 4	TTUS Amendment No. 2 to Section 09.12.16, <i>Regents' Rules</i>
Attachment 5	TTU Report on Campus Master Plan PowerPoint
Attachment 6	TTU Revision to the Campus Master Plan PowerPoint
Attachment 7	TTU Rawls College of Business Administration Fact Sheet
Attachment 8	TTU Report on Planned Athletics' Capital Projects
Attachment 9	TTU Schedule of Athletics Facility Improvements
Attachment 10	TTU Construction of a Soccer Team Facility and Grandstands PowerPoint
Attachment 11	ASU Naming of the Administration Building PowerPoint
Attachment 12	TTUS Bricks and Mortar Report
Attachment 13	TTUHSC Laura W. Bush Institute for Women's Health PowerPoint
Attachment 14	TTUS Eleventh Supplemental Resolution to the Master Resolution Authorizing and Designating Angelo State University as a Participant in the Texas Tech University Revenue Financing System
Attachment 15	TTUS ConnecTech PowerPoint
Attachment 16	TTUS ConneTech Project Executive Summary
Attachment 17	TTUS Prioritized Audit Plan 2008
Attachment 18	Chancellor's Report
Attachment 19	TTU President's Report
Attachment 20	TTU SGA President's Report
Attachment 21	HSC President's Report
Attachment 22	HSC SGA President's Report
Attachment 23	ASU President's Report
Attachment 24	ASU SGA President'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 11-12, 2007.



Ben Lock  
Secretary

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