

TEXAS TECH UNIVERSITY SYSTEM
Lubbock, Texas

Minutes

Board of Regents
December 16-17, 2010

Thursday, December 16, 2010.—The members of the Board of Regents of the Texas Tech University System, the Investment Advisory Committee and the Texas Tech Foundation Board convened in a joint meeting at 9:05 am on Thursday, December 16, 2010, in the Red Raider Lounge, First Floor, Room 122, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders, Chairman; L. Frederick “Rick” Francis; Jeff Harris, Student Regent; John Huffaker; Mickey L. Long; Debbie Montford; Nancy R. Neal; John Field Scovell; Daniel T. Serna; and Jerry Turner, Vice Chairman.

Investment Advisory Committee members present were Carrol McGinnis; Langston Turner; E. R. “Dick” Brooks; Alan D. Brown; and J. Christopher Floyd.

Texas Tech Foundation Board members present were James Burkhart; Don Cash; Terry Fuller; Alan Henry; and Richard Ligon.

Angelo State University Foundation Board Representatives present were Wayne T. Franke; Clark Pfluger; and Lee Horton.

NEPC, LLP consultant present was Edward O’Donnell.

Also participating at the opening of the meeting were Mr. Kent Hance, Chancellor, TTUS; Dr. Joseph Rallo, President, ASU; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board of Regents, TTUS; Mr. Jim Brunjes, Vice Chancellor and Chief Financial Officer, TTUS; Mr. Gary Ratliff, Associate Vice Chancellor for Cash Investments, TTUS; Mr. Michael Horst, Assistant Vice Chancellor for Cash Investments, TTUS; Dr. Kelly Overley, Vice Chancellor for Institutional Advancement, TTUS; Mr. Kyle Clark, Vice President for Administration and Finance, TTU; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

I. JOINT MEETING

A. INTRODUCTIONS.—Chairman Anders called the meeting to order and

asked for the members of the Investment Advisory Committee, Board of Regents, the Texas Tech Foundation Board, the Angelo State University Foundation Board and Texas Tech System officers to introduce themselves. Chairman Anders welcomed everyone.

- B. INVESTMENT PERFORMANCE UPDATE.—Mr. Gary Ratliff presented an investment performance update.
- C. ECONOMY/MARKET OVERVIEW.—Mr. Edward O'Donnell, NEPC Investment consultant, presented an overview of market conditions in 2010.
- D. ASSET ALLOCATION OPPORTUNITIES.—Mr. Edward O'Donnell, NEPC Investment consultant, presented his firm's asset allocation outlook for 2011.

The TTUS Market Review and Outlook Report is included herewith as Attachment No 1.

- E. RECESS.—Chairman Anders recessed the meeting at 10:24 am.

Thursday, December 16, 2010.—The members of the Board of Regents of the Texas Tech University System reconvened at 1:12 pm on Thursday, December 16, 2010, in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders, Chairman; L. Frederick "Rick" Francis; Jeff Harris, Student Regent; John Huffaker; Mickey L. Long; Debbie Montford; Nancy R. Neal; John Field Scovell; Daniel T. Serna; and Jerry Turner, Vice Chairman.

The following officers and staff were present: Mr. Kent Hance, Chancellor, TTUS; Dr. Guy Bailey, President, TTU; Dr. Joseph Rallo, President, ASU; Dr. Tedd Mitchell, President, TTUHSC; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Mr. Kyle Clark, Vice President for Administration and Finance, TTU; Mrs. Kim Turner, Chief Audit Executive, TTUS; Ms. Sharon Meyer, Vice President for Finance and Administration, ASU; Dr. James Limbaugh, Vice President for Strategy, Planning and Policy, ASU; Dr. Anthony Blose, Academic Affairs Provost and Vice President, ASU; Dr. Bob Smith, Provost and Senior Vice President for Academic Affairs, TTU; Dr. Taylor Eighmy, Vice President for Research, TTU; Dr. Michael Shonrock, Senior Vice President for Student Affairs

and Enrollment Management, TTU; Mr. Michael Molina, Vice Chancellor for Facilities Planning and Construction, TTUS; Dr. Kelly Overley, Vice Chancellor for Institutional Advancement, TTUS; Mr. Jodey Arrington, Chief of Staff, Office of the Chancellor, TTUS; Dr. John Opperman, Vice Chancellor for Policy and Planning, TTU; Dr. Manuel de la Rosa, Regional Dean, Paul L. Foster School of Medicine, TTUHSC; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

- II. CALL TO ORDER; RECONVENE INTO OPEN SESSION OF THE BOARD.—Chairman Anders announced a quorum present and called the meeting to order.
- III. EXECUTIVE SESSION.—At approximately 1:12 pm, the Board recessed and convened into Executive Session as authorized by Sections 551.071; 551.072; 551.073; and 551.074 of the *Texas Government Code* in the Masked Rider Room, Second Floor, Room 220, Student Union Building, 15th Street and Akron Avenue.
- IV. OPEN SESSION.—At approximately 2:48 pm, the Board continued in open session in the Matador Room, Second Floor, Room 227, Student Union Building, 15th and Akron Avenues, Lubbock, Texas, to consider items as a Committee of the Whole and Meeting of the Board.
 - A. REPORT OF EXECUTIVE SESSION.—Chairman Anders called on Vice Chairman Turner to present motions regarding items discussed in Executive Session.

Vice Chairman Turner announced there was one motion resulting from Executive Session.

1. Mr. Chairman, I move that the chancellor's employment contract be extended to December 31, 2013, the maximum term allowed by law, and that his deferred compensation be adjusted as each year of the contract is fulfilled...and at the chancellor's request, his base salary will not be increased.

No action was taken on other matters that were discussed in Executive Session, which included:

Personnel Matters

- Evaluations of the Presidents of Texas Tech University, Texas Tech Health Sciences Center, and Angelo State University;
- Discussion and deliberation of an employment agreement; and
- Personnel performance evaluations as requested by the Board of Regents.

Consultation with Attorney

- Discussion of ongoing contract negotiations with RaiderPark, LLP;

- Discussions regarding status of pending, potential and contemplated litigation and settlement negotiations involving the Texas Tech University System component institutions; and
- Otherwise consult with and seek the advice of legal counsel.

Deliberations regarding real property

- Deliberations regarding the value and disposition of the Phillips oil-and-gas working interest owned by the Texas Tech University System.

Deliberations regarding gifts and donations

- Deliberate a negotiated contract for a prospective gift from Southwestern Public Service Company; and
- Deliberate contract negotiations of a gift of a Fredericksburg academic facility.

V. RECESS—Chairman Anders recessed the meeting at 2:50 pm.

Thursday, December 16, 2010.—The members of the Board of Regents of the Texas Tech University System reconvened at 4:21 pm on Thursday, December 16, 2010, in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders, Chairman; L. Frederick “Rick” Francis; Jeff Harris, Student Regent; John Huffaker; Mickey L. Long; Debbie Montford; Nancy R. Neal; John Field Scovell; Daniel T. Serna; and Jerry Turner, Vice Chairman.

The following officers and staff were present: Mr. Kent Hance, Chancellor, TTUS; Dr. Guy Bailey, President, TTU; Dr. Joseph Rallo, President, ASU; Dr. Tedd Mitchell, President, TTUHSC; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Dr. James Limbaugh, Vice President for Strategy, Planning and Policy, ASU; Dr. Anthony Blose, Academic Affairs Provost and Vice President, ASU; Dr. Bob Smith, Provost and Senior Vice President for Academic Affairs, TTU; Dr. Taylor Eighmy, Vice President for Research, TTU; Dr. Michael Shonrock, Senior Vice President for Student Affairs and Enrollment Management, TTU; Dr. Amy Murphy, Associate Dean of Students and Managing Director of Campus Life, TTU; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Mr. Kyle Clark, Vice President for Administration and Finance, TTU; Ms. Sharon Meyer, Vice President for Finance and Administration, ASU; Mr. Michael Molina, Vice Chancellor for Facilities Planning and Construction, TTUS; Mrs. Kim Turner, Chief Audit Executive, TTUS; Dr. Kelly Overley, Vice Chancellor for Institutional Advancement, TTUS; Mr. Jodey Arrington, Chief of Staff, Office of the Chancellor, TTUS; Dr. John Opperman, Vice Chancellor for

Policy and Planning, TTU; Dr. Manuel de la Rosa, Regional Dean, Paul L. Foster School of Medicine, TTUHSC; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

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

- A. EXECUTIVE SESSION.—At approximately 4:21 pm, the Board recessed and convened into Executive Session as authorized by Sections 551.071; 551.072; 551.073; and 551.074 of the *Texas Government Code* in the Masked Rider Room, Second Floor, Room 220, Student Union Building, 15th Street and Akron Avenue.
- B. OPEN SESSION.—At approximately 5:08 pm, the Board continued in open session in the Matador Room, Second Floor, Room 227, Student Union Building, 15th and Akron Avenues, Lubbock, Texas, to consider items as a Committee of the Whole and Meeting of the Board.
- C. REPORT OF EXECUTIVE SESSION.—Chairman Anders called on Vice Chairman Turner to present motions regarding items discussed in Executive Session.

Vice Chairman Turner announced there were no motions resulting from this Executive Session.

No action was taken on matters that were discussed in this Executive Session, which included:

Personnel Matters

- Deliberations regarding an evaluation of the Chancellor of Texas Tech University System;
- Evaluations of the Presidents of Texas Tech University, Texas Tech Health Sciences Center, and Angelo State University;
- Discussion and deliberation of an employment agreement; and
- Personnel performance evaluations as requested by the Board of Regents.

Consultation with Attorney

- Discussion of ongoing contract negotiations with RaiderPark, LLP;
- Discussions regarding status of pending, potential and contemplated litigation and settlement negotiations involving the Texas Tech University System component institutions; and
- Otherwise consult with and seek the advice of legal counsel.

Deliberations regarding real property

- Deliberations regarding the value and disposition of the Phillips oil-and-gas working interest owned by the Texas Tech University System.

Deliberations regarding gifts and donations

- Deliberate a negotiated contract for a prospective gift from Southwestern Public Service Company; and
- Deliberate contract negotiations of a gift of a Fredericksburg academic facility.

D. RECESS—Chairman Anders recessed the meeting at 5:08 pm.

Friday, December 17, 2010.—The members of the Board of Regents of the Texas Tech University System convened at 8:32 am on Friday, December 17, 2010, in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders, Chairman; L. Frederick “Rick” Francis; Jeff Harris, Student Regent; John Huffaker; Mickey L. Long; Debbie Montford; Nancy R. Neal; John Field Scovell; Daniel T. Serna; and Jerry Turner, Vice Chairman.

The following officers and staff were present: Mr. Kent Hance, Chancellor, TTUS; Dr. Guy Bailey, President, TTU; Dr. Joseph Rallo, President, ASU; Dr. Tedd Mitchell, President, TTUHSC; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board, TTUS; Mr. Pat Campbell, Vice Chancellor and General Counsel, TTUS; Mr. Jim Brunjes, Chief Financial Officer, TTUS; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Ms. Sharon Meyer, Vice President for Finance and Administration, ASU; Mr. Kyle Clark, Vice President for Administration and Finance, TTU; Dr. Anthony Blose, Academic Affairs Provost and Vice President, ASU; Dr. Bob Smith, Provost and Senior Vice President for Academic Affairs, TTU; Dr. Taylor Eighmy, Vice President for Research, TTU; Dr. Michael Shonrock, Senior Vice President for Student Affairs and Enrollment Management, TTU; Mr. Michael Molina, Vice Chancellor for Facilities Planning and Construction, TTUS; Mrs. Theresa Drewell, Associate Vice Chancellor for Facilities Planning and Construction, TTUS; Mrs. Kim Turner, Chief Audit Executive, TTUS; Dr. Kelly Overley, Vice Chancellor for Institutional Advancement, TTUS; Mr. Jodey Arrington, Chief of Staff, Office of the Chancellor, TTUS; Dr. Steven Berk, Dean, School of Medicine, TTUHSC-Lubbock; Mr. David Miller, Vice Chancellor for Technology Transfer, TTUS; Mr. Drew Graham, President, Student Government Association, TTU; Mr. Phillip J. Gall, Vice President for Finance, Student Government Association, TTUHSC; Mr. Austin Osmanski, President, Student Government Association, ASU; Mr. Hector Romo, Vice President, Student Government Association, ASU; Dr. Bill Dean, Executive Vice President and CEO, Texas Tech Alumni Association; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

- VII. CALL TO ORDER; CONVENE INTO OPEN SESSION OF THE BOARD.—
Chairman Anders announced a quorum present and called the meeting to order.
- VIII. INTRODUCTIONS AND RECOGNITIONS.—Chairman Anders called on Mr. Hance, Dr. Bailey, Dr. Mitchell and Dr. Rallo to present their introductions and recognitions.

Mr. Hance stated that he had a few introductions. “I’d like to begin by recognizing Dr. Joe Rallo who, as you all know, serves as the president of ASU. Dr. Rallo was named the vice chairman and chair-elect of the Council of Public University Presidents and Chancellors for the State of Texas. The CPUPC is comprised of the chief executive officers of Texas’ more than 50 publicly supported senior universities, colleges, health-related institutions and system offices. The Council provides a forum for discussing the mutual needs, concerns and issues facing public universities in Texas and encourages inter-institutional cooperation in meeting higher education’s goals. Beginning in October of 2011, Rallo will serve a two-year term as the chair. We are very proud of Dr. Rallo.

“Next, I’d like to introduce Mrs. Theresa Drewell. Theresa serves as the associate vice chancellor for FP&C and has been selected as the 2010 recipient of the Kleinschmidt Award for Distinguished Achievement and Service from the Executive Board of the College of Architecture Alumni Association. This award recognizes Theresa for her significant and enduring contributions to the Texas Tech architecture program, Texas Tech University, and her distinguished service to the profession. Theresa served as our interim and headed FP&C and is now associate vice chancellor. We appreciate all of Theresa’s hard work and we congratulate her for this award.

“Next I have a group of individuals to be introduced; I would like for everyone to hold their applause until all of these people are introduced. We expanded our Distinguished Teaching and Research Awards this year from the Chancellor’s Council. The Distinguished Research Award were awarded to Dr. Eric Hequet, associate professor in the Department of Plant and Soil Science and associate director of the Fiber and Biopolymer Research Institute at Texas Tech; Dr. Robert Kirby, associate professor in the Department of Mathematics and Statistics at Texas Tech; Dr. Zenaida Aguirre-Muñoz, associate professor in the Department of Curriculum and Instruction at Texas Tech; Dr. Sid O’Bryant, assistant professor in the Department of Neurology at TTUHSC; and Dr. Luis Reuss, chair and professor in the Department of Cell Physiology and Molecular Biophysics at TTUHSC.

“Our Distinguished Teaching Awards went to the following individuals:
Dr. Gerry Beyer, Governor Preston E. Smith Regents Professor of Law at the TTU Law School; Dr. Loretta Bradley, Horn Professor in the Department of Educational Psychology at Texas Tech; Dr. Markus Miller, professor and the San Antonio Livestock Show Distinguished Chair in Meat Science in the Department

of Animal and Food Sciences at Texas Tech; Dr. Audra Morse, associate professor in the Department of Civil and Environmental Engineering at TTU; and Dr. John Pelley, associate professor in the Department of Cell Biology & Biochemistry at TTUHSC; and Dr. Dawndra Sechrist, assistant professor and director of the Master of Occupational Therapy program at TTUHSC.

“These people were selected through a lengthy process. All are truly outstanding in their areas. We are very proud of them. They received their awards and medallions and a check for \$5,000. We greatly appreciate all of the work that you do.

“We had several award recipients who could not be here today. Those individuals are: Dr. Michael Ragain from the TTUHSC; Dr. David Bixler from Angelo State; Dr. G. Tyge Payne from Texas Tech; Dr. Ming Hai Wang from TTUHSC; and Dr. Loren K. Ammerman from Angelo State.

“These are people who we are very proud of. It is not easy because the competition is tough and we have a lot of people who are nominated who are well deserved. Thank you all.”

President Bailey stated he had three introductions. “First is Dr. Susan Saab Fortney who has been appointed interim dean in the School of Law. She was appointed in July but has been unable to attend a Board meeting because of previous commitments or travel conflicts. She is well known to most of you. She has practiced law in both public and private sectors including with the U.S. Securities and Exchange Commission. Her teaching focuses on legal ethics and malpractice. Her awards include the following: she is a Horn Professor of Law; she was appointed to that in 2008. She has received the Texas Tech President’s Academic Achievement Award for Excellence in Teaching, Service and Research; the Chancellor’s Distinguished Teacher Award—as you saw those individuals introduced previously; Texas Tech Law School’s Distinguished Research Awards. She is a member of the American Law Institute; the American Bar Foundation; the Texas Bar Foundation. She is the 2010 recipient of the Texas Bar Foundation’s Lola Wright Ethics Award. We appreciate her dedication to our Law School and welcome her as the interim dean.

“Dr. Peggy Gordon Miller is the interim dean of the Graduate School. Peggy comes to us from the registry from the College and University Presidents. She has already been actively promoting our Graduate School and is working very hard and is helping us move towards our quest to Tier 1 status. Her previous positions include president of South Dakota State. She is actually president emeritus of South Dakota State where she served from 1998 to 2006. She was president of the University of Akron, and chancellor of Indiana University Northwestern. She is a distinguished alumna of Indiana University Northwestern. She holds three honorary degrees. She has been very actively involved in economic development especially at South Dakota State in the building of their

innovation campus. If you have not gotten to know her you should. She is a dynamo—a ball of energy. She is doing a great job for us. Dr. Miller, thank you.

“Our final introduction is Dr. Albert Sacco. He is the new dean of the Whitacre College of Engineering. He will officially begin his duties on January 1, 2011, but we are working him hard at no pay right now. He joins Texas Tech from positions at Northeastern University in Boston where he is currently the George A. Snell Distinguished Professor of Engineering and director of the Center for Advanced Microgravity Materials Processing. If any of you want to discuss that with him after the meeting, I’m sure he’d be happy to do that. He has flown as a payload specialist on the space shuttle Columbia on Shuttle Mission STS73 in 1995. It is great to have an astronaut on your campus. His bachelors degree is in chemical engineering—that is from Northeastern. His doctoral in chemical engineering is from MIT. He is a consultant with numerous companies. He uses his space flight experiences in presentations to K-12 teachers and students to motivate students to consider careers in science and engineering. He is very actively involved in that way. He brings a wealth of teaching and research experience as well as strong leadership to the deanship and to Texas Tech. Welcome to our Texas Tech team Dr. Sacco.

“I’d like to now call on Dr. Bill Dean the executive vice president of the Texas Tech Alumni Association. He has a special presentation.”

Dr. Dean addressed the Board. “It is customary for the Texas Tech Alumni Association to present new regents with an official Texas Tech watch. So, it is my pleasure to present Debbie Montford with one of those watches and Jeff Harris—Jeff, we did some research. Even though you are from Angelo State, we understand that you wanted the Texas Tech watch and we are more than happy to give it to you.”

President Mitchell stated he had five introductions. “I’ll begin with Dr. Jannette Dufour. Dr. Dufour is an assistant professor in cell biology and biochemistry. She earned her BA in biology and a bachelors of science in chemistry, Summa Cum Laude President Scholar from Central Washington University. She achieved her Ph.D. in genetics and cell biology from Washington State. She comes to us by way of Homer, Alaska where she grew up. That is the halibut fishing capital of the world. She moved there when she was in seventh grade. She loves the outdoors. She has climbed the Rocky Mountains in Canada while a post-doctoral at the University of Alberta and has participated in several bike rides in West Texas. She is one of our most talented researchers. She and her colleagues are working on innovative strategies for the management of diabetes by pancreatic islet transplantation. Given the demographics that we have in West Texas, this is an area of critical interest to us at the HSC. She was recently awarded an RO1 grant from the NIH to support her work and she has been asked to speak at other universities and national conferences to present abstracts on this subject. She has received honors and awards both in Canada

and the United States. She serves as a reviewer for prominent scientific peer review journals such as the *Journal of Andrology*, *Cell Transplantation*, *Journal of Endocrinology*, and *Tissue Engineering*. She is an outstanding teacher. She supervises both graduate and undergraduate students, sits on several graduate student thesis committees and is a regular lecturer in clinical anatomy, molecular and cellular immunology and GI nutrition for our med students. Dr. Dufour we welcome you.

“Next is Dr. Min Kang. Dr. Kang is a native of South Korea. She earned her bachelor of science in pharmacy and her master of science in chemistry at Chonbuk National University in South Korea. She received her doctoral of pharmacy from the University of Colorado. She is an assistant professor with dual appointments in the Department of Cell Biology and Biochemistry as well as Pharmacology and Neuroscience. She is also the director of the Clinical Pharmacology Laboratory at our Cancer Center. Prior to being recruited to Texas Tech in 2008 as part of Dr. Patrick Reynolds’ lab team, she served as an assistant professor of pediatrics at the Keck School of Medicine, University of Southern California. Dr. Kang attributes her childhood in Korea as the inspiration to become a good teacher. Her parents raised six children—five girls and a boy. She was the youngest. Today, Dr. Kang mentors graduate students and post docs and is involved in the training of three MD/Ph.D. students and one Ph.D. student from the Department of Pharmacology. She serves on several phase-one and phase-two clinical trials of cancer drugs and therapies and is a reviewer for the *International Journal of Cancer*, *Clinical Cancer Research* and *PLOS One*. She is the author of 43 peer review papers, 3 book chapters and 32 abstracts. She is the principal investigator or co-principal investigator on five grants from the National Cancer Institute and CPRIT. She is one of our superstars. Thanks, Dr. Kang.

“Next we have Dr. Yondell Masten. Last month, I had asked Dr. Masten to serve Texas Tech and the Health Sciences Center in a different capacity and that was to serve as interim dean in the School of Nursing while we continue our School of Nursing dean search. Dr. Masten has been a faculty member for the past 26 years. She is a tenured professor, as associate dean for Outcomes Management and Evaluation. She holds several higher education degrees in math, computer science, engineering as well as nursing. Dr. Masten has taught at all levels of nursing at several institutions as well as human sciences at the general academic campus here at Texas Tech as well as engineering in Malaysia. Dr. Masten’s research interests include women’s health, adolescent pregnancy and the transformation for health frame work developed by interdisciplinary faculty at Texas Tech and the Health Sciences Center. She is a committed institutional citizen and has served on community, state, national as well as international boards. She is a member of the Texas Tech University Health Sciences Center Institutional Planning and Effectiveness Workgroup and has served on the smaller self study report, writing and review team for our SACS reaffirmation process. She has chaired a number of master thesis in

Ph.D. dissertation committees, has served on several other dissertation committees and has made podium presentations at local, state, national and international conferences. Dr. Masten's husband, Dr. Larry Masten, is a former tenured professor and department chair as well as an associate dean in the Whitacre College of Engineering. Currently, he is a professor emeritus and consultant. The nuclear family members are all passionate Red Raiders holding a combined 16 degrees from Texas Tech. Thank you Dr. Masten.

"Finally, we have Dr. Bradley Miller. Dr. Miller is the CH Foundation Regents Chair in Parkinson Disease Research and an assistant professor in the TTUHSC Department of Pathology. Dr. Miller previously worked as an adult and pediatric surgical and autopsy neuropathologist at the University of Virginia Health System. Born in Boston, he received his bachelors from the College of William and Mary in Williamsburg, Virginia and his M.D. and Ph.D. at the Virginia Commonwealth University in Virginia. He did his first doctoral training at the University of Virginia Health Sciences Center in Charlottesville. Dr. Miller has done extensive research on neurodegenerative diseases including Alzheimer's and Parkinson's disease as well as glioblastoma brain tumors with a focus on mitochondrial genetics and function. In his role as the neuropathologist at UVA, with primary responsibility for neurodegenerative cases, he engaged in several translational projects involving the human CNS (central nervous system). He has also had primary clinical and research responsibility for all neuropathologic aspects of the brain resource facility, which is similar to that of the Alzheimer's Disease Research Center, procures, maintains and makes available to research various types of CNS tissues and fluids—meaning a brain bank. Dr. Miller also has another passion—theatre. While at the College of William and Mary, he was the only student on the dual medicine-theatre track. He only went into medicine as a fall-back in case he didn't make it on Broadway. He is obviously a better pathologist than an actor—I'm just joking. Following his undergraduate studies, he spent a year in Chicago to see if he had what it would take to make it in theatre. He concluded that to be successful you had to be a good actor, dancer and singer. So, thus he went back into medicine. However, his love for theatre never died. He was fortunate to meet his wife while participating in a community theatre. They now have three boys who are all big football fans. In fact, when I was visiting with Dr. Miller before the meeting—he is working as diligently as he can right now to get out of his call on Saturday, January 1 so he can be at the Cotton Bowl. While considering the possibility of moving to Lubbock, during the 2008 Gator Bowl between Texas Tech and Virginia, his wife jokingly said that they would make their decision on whether or not to move to Texas based on the winner of the game. Texas Tech went on to beat the University of Virginia 31 to 28 after being down 21 to 7 at the half...and the rest is history. Congratulations to all four of you. We are glad to have you.

"The last person who I will introduce very briefly is Dr. Robert Kimbrough. Dr. Kimbrough was professor of infectious diseases in the School of Medicine. He recently passed away. I could go through and read his entire résumé and it

would take me another 10 minutes. I'm going to suffice to say that he had recently been honored as a masters in the American College of Physicians, which is an exceedingly difficult thing to achieve. Most physicians in their respective area will work their professional lifetime to become a fellow in that particular college. To achieve the designation of a master in that organization is exceedingly rare. It is an accolade to Teas Tech as well as to Dr. Kimbrough that he achieved that. I just wanted to make sure to recognize Dr. Kimbrough; we are thankful for the service that he provided to this HSC for many years."

President Rallo stated that he had two introductions. "Since our last meeting, we have had a Student Government election. I am pleased to introduce our two new SGA leaders. Austin Osmanski is our new SGA president. Austin is a senior from San Angelo. He is majoring in biology. Our new vice chair is Hector Romo. He is from Eola, Texas. He is also a senior majoring in biology. Their careers are bright and they are going to do great things on campus and probably their futures will involve medicine of some sort. Welcome to both of you."

- IX. OPEN SESSION.— At approximately 8:53 am on Friday, December 17, the Board continued meeting in open session in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, to consider items as a Board and in the Committee of the Whole.
- IX.A. APPROVAL OF MINUTES.—Chairman Anders asked for approval of the minutes of the board meeting held on October 15, 2010. Regent Long moved for their approval. Regent Neal seconded the motion, and the motion passed unanimously.
- IX.B. COMMITTEE OF THE WHOLE.—Chairman Anders announced that for the purpose of facilitating action on the items to be considered, Regent Turner would preside over the Committee of the Whole.
- IX.B.1. Regent Turner presented the item regarding approval of the Consent Agenda and acknowledgment of review of the Information Agenda. Regent Turner moved that the Consent Agenda be approved with the exception of Item "C." The motion was seconded and passed unanimously. The following are the Minute Orders approved by this motion:
- IX.B.1.a. ASU: Approve the deletion of the Bachelor of Science degree with a major in Applied Physics.— The Board approved the deletion of the Bachelor of Science degree with a major in Applied Physics that is currently awarded through the College of Sciences and authorized submission by the Office of the Provost and Vice President for Academic Affairs to the Texas Higher Education Coordinating Board of notification for such a

change effective fall 2011. This request was approved administratively by the president and the chancellor.

The Department of Physics seeks to delete the Bachelor of Science degree with a major in Applied Physics.

- IX.B.1.b. ASU: Approve changes to the core curriculum courses.—The Board approved the proposed changes to core curriculum courses and authorized submission by the Office of the Provost and Vice President for Academic Affairs to the Texas Higher Education Coordinating Board of notification for such changes to be effective as listed. This request was approved administratively by the president and the chancellor.

Chart I:

1. New core courses

a. Humanities (040)

English 2328, Introduction to Literature and Creative Writing (Fall 2011)

b. Mathematics (020)

Honors 1363, Honors Precalculus (Summer I, 2011)

**2. Current core course title change
Mathematics (020)**

Mathematics 1303, Trigonometry with Analytic Geometry (Fall 2011)

3. Course deletion

Social and Behavioral Sciences (080)

Sociology 2307, Introduction to Social Work (Fall 2011)

- IX.B.1.c. TTU: Approve faculty developmental leaves of absence.—This item was pulled from consideration.

- IX.B.1.d. TTUHSC: Accept renaming of an academic and a support building at the Texas Tech University Health Sciences Center – El Paso campus.—The Board approved to accept the renaming of (i) the Regional Academic Health Center building to the

“Academic and Education Center”; and (ii) the Archer Building to the “Administrative Support Building”. This request was approved administratively by the president and the chancellor.

- IX.B.1.e. ASU: Approve commissioning of police officers.— The Board approved to commission the following individuals as police officers, effective with the date indicated below. This request was approved administratively by the president and the chancellor.

Johnny M. Matheny, effective October 18, 2010
David T. Ward, effective October 18, 2010

- IX.B.1.f. TTU: Accept major gift-in-kind to the Department of Petroleum Engineering.— The Board approved to accept the following gift-in-kind for the benefit of the Department of Petroleum Engineering: 50 network software licenses for WellFlo, MatBal, and ReO valued at \$2,910,240 from Weatherford International of Houston, Texas. This request was approved administratively by the president and the chancellor.

- IX.B.1.g. TTUSA, TTU and TTUHSC: Approve delegation of signature authority.— The Board approved, in accordance with *Texas Government Code*, Sec. 2103.061, the following signature authority. This request was approved administratively by the president and the chancellor.

- (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 December 17, 2010, and to continue until August 31, 2011, 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 December 17, 2010, and to continue until August 31, 2011, 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 December 17, 2010 and to continue until August 31, 2011 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 December 17, 2010 and to continue until August 31, 2011, 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:

Jennifer Adling, Director of
Purchasing and Contracting

- (5) To sign and/or countersign cashier's checks drawn on the university's Cashier's Account, effective December 17, 2010, and to continue until August 31, 2011 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:

Jennifer Adling, Director of
Purchasing and Contracting

- (6) To authorize transfer by wire or other means, of funds between Texas Tech University depositories, effective December 17, 2010, and to continue until August 31, 2011, 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:

Jennifer Adling, Director of
Purchasing and Contracting

- (7) 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 December 17, 2010, and to continue until August 31, 2011, 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 December 17, 2010, and to continue until August 31, 2011, 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 December 17, 2010, and to continue until August 31, 2011, 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 December 17, 2010, and to continue until August 31, 2011, 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.

- (11) To authorize and approve the sale, purchase and transfer of stocks, bonds, and other securities which are owned or controlled by the Health Sciences Center provided such action is approved by any two of the individuals previously approved, effective December 17, 2010, and to continue until August 31, 2011, or until such time as they are separated from the Texas Tech University System or assigned other duties of responsibilities, whichever comes first:

However, for all instruments contributed to the University, the System or the Health Sciences Center, one of the two required signatures must be from one of the employees previously approved.

Information Agenda

Information is provided as required by Section 01.02.6.b(2)(c), *Regents' Rules*

- (1) ASU, TTU and TTUHSC: Summary of Revenues and Expenditures by Budget Category, FY 2010, per Section 01.02.8.d(3)(f), *Regents' Rules*: All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.

- (a) ASU: Report dated August 31, 2010 for fiscal year 2010 (available for review upon request); and
- (b) TTU: Report dated August 31, 2010 for fiscal year 2010 (available for review upon request); and
- (c) TTUHSC: Report dated August, 2010 for fiscal year 2010 (available for review upon request).

(2) 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 \$500,000 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) 02162-G Firstcare; amendment to add Amarillo campus to "Participating Specialist Physician Agreement"; \$5,300,000.00
- (b) 08496-D Texas Health and Human Services Commission; amendment to the "Agreement ... for the Texas Nurse-Family Partnership Program"; reduced by \$9,000.00, to \$743,776.00.
- (c) 11018-1 University Medical Center of El Paso; renewal of the "CPOE System Implementation Advocacy Agreement"; \$871,482.00.
- (d) 09117-H El Paso County Clinical Services Inc; amendment, 6 month term extension of "Medical Services Agreement"; \$3,480,544.00.
- (e) 10189-D El Paso County Clinical Services Inc; amendment to the "Pediatric Specialty Medical Services Agreement"; increased to \$2,271,212.00.
- (f) 09118-A Permian Basin Clinical Services; amendment to "Master Coordinating Agreement" to add provision for Medical Center Hospital Resident Funding.
- (g) 09118-3 Permian Basin Clinical Services; renewal "Addendum to Master Coordinating Agreement", providing the funding for Medical Center Hospital Faculty Services; \$7,555,513.00.
- (h) 09118-3A Permian Basin Clinical Services; renewal "Addendum to Master Coordinating Agreement", providing the funding for Medical Center Hospital Residents; \$3,698,411.00.

(3) ASU: Contracts for the services of a consultant with an initial consideration of \$25,000 or less per Section 07.12.2.d(2)(b), *Regents' Rules*: "A report of the contract shall be provided as an Information Agenda item at the next board meeting."

- (a) Champions Search Firm; \$5,000 + Travel Expenses.
Responsible Administrator: Ms. Kathleen Brasfield, Athletic Director; Selection Process: Since 2002, Champion Search Firm has placed over 20 successful head coaches, ranging from the smallest to the largest high school division and colleges throughout Texas and the Southwest. Founder, Bob Ledbetter has been a coach and athletic director for most of four decades and during that time has hired numerous successful coaches (and advised others on hiring on an informal basis). Jim Hess, retired as a scout for the Dallas Cowboys, has been a decorated

and successful head coach and administrator at nearly every level (high school, Division I, Division II and Division I-AA) across the southwest. John Paul Young, co-founder with Hess of Angelo Football Clinic, has been the man behind the success of NFL (Houston Oilers, Denver Broncos, Kansas City Chiefs, New Orleans Saints, Chicago Bears) and college (Texas A&M, SMU & Texas Tech) teams as a coach and administrator. Gary Griffin is the developer of coachesoffice.com and stays in regular contact with talented coaches all over the nation. Purpose: Consultants will assist the University in the recruitment of a new head football coach. Deliverables: 1) Consultants will develop a time line, and meet with stakeholders regarding the head football coaching position. 2) Consultants will develop a University profile. Consultants will collect information from various support groups to develop criteria for the selection. 3) Consultants will prepare a job posting for the position based off of the information collected about the University's Athletic Program. 3) Consultants will receive all applications, and take all phone inquiries. Consultants will prepare each applicant's files for board review. 4) Consultants will conduct initial reference checks. 5) Consultants will interview candidates in a neutral site. Consultants will then narrow the field of candidates to a number designated by the University, and will assist the University in scheduling final interviews.

- (b) Dr. Bernie Kinnick; \$1,000 + Travel Expenses. Responsible Administrator: Dr. Vance Valerio, Vice President for Student Affairs and Enrollment Management; Selection Process: Dr. Bernie Kinnick taught for 32 years at the University of Northern Colorado in the Higher Education and Student Affairs Leadership Ph.D. program. Dr. Kinnick was named Professor Emeritus upon his retirement. Purpose: Consultant will assess the University Clinic, and make recommendations based upon his assessment. Deliverables: 1) Consultant will interview key employees to assess the current services provided at the University Health Clinic. 2) Consultant will lead a discussion with a group of students in regards to the University Health Clinic. 3) Consultant will make recommendations to Executive Management based off of his findings. 4) Consultant will prepare an exit summary for Executive Management at the conclusion of the visit.
- (c) Ms. Marcia Adler; \$1,000 + Travel Expenses. Responsible Administrator: Dr. Vance Valerio, Vice President for Student Affairs and Enrollment Management; Selection Process: Ms. Marcia Adler is the Director of Health Services at the University of Nebraska at Omaha. Purpose: Consultant will assess the University Clinic and make recommendations based upon her assessment. Deliverables: 1) Consultant will interview key employees to assess the current services provided at the University Health Clinic. 2) Consultant will lead a discussion with a group of students in regards to the University Health Clinic. 3) Consultant will make recommendations to Executive Management based off of her findings. 4) Consultant will prepare an exit summary for Executive Management at the conclusion of the visit.

- (4) ASU and TTU: Reports of Efforts Concerning Timely Graduation per Section 51.4033, *Texas Education Code*: “(a) Not later than November 1 of each year, the president of each general academic teaching institution, as defined by Section 61.003, shall provide to the governing board of the institution a report for the preceding academic year that examines the institution’s efforts concerning timely graduation of its undergraduate students. (b) The report must: (1) state, for each undergraduate degree program, the average number of semester credit hours attempted and the average number of fall and spring semesters attended by a student completing the program; (2) state the specific efforts implemented by the institution to ensure that undergraduate students graduate in a timely manner and do not attempt an excessive number of semester credit hours beyond the minimum number required to complete the students’ degree programs, including the institution’s efforts to provide academic counseling concerning timely graduation, including the development of an online student degree progress report which compares the courses taken and credit received by a student to the courses completed and needed for degree and graduation requirements for each academic term, and to implement tuition policies that encourage timely graduation; and (3) include any other information required by the Texas Higher Education Coordinating Board. (c) An institution’s report must be in the form prescribed by coordinating board rule adopted in consultation with general academic teaching institutions.”

(a) ASU: Report of Efforts Concerning Timely Graduation (available for review upon request).

(b) TTU: Timely Graduation Measures at Texas Tech University (available for review upon request).

- (5) ASU, TTU and TTUHSC: Reports of Affordability and Access per Section 51.4031, *Texas Education Code*: “(a) Not later than November 1 of each year, the chief executive officer of each institution of higher education, as defined by Section 61.003, shall provide to the governing board of the institution a report for the preceding fall, spring, and summer semesters that examines the affordability and access of the institution. (b) The report must include: (1) statistical information on the percentage of gross family income required for a student who is a resident of this state to pay tuition and required fees charged by the institution; (2) the criteria used by the institution to admit students to the institution; (3) an analysis of the criteria used to admit students and to award financial assistance to students, considering the mission of the institution and the purposes of higher education in this state; (4) an analysis of the manner in which the factors described by Subdivisions (1)-(3) relate to: (A) the regions of this state in which students reside; (B) the race or ethnicity of students; (C) the gender of students; and (D) the level of education achieved by the parents of students; and (5) comparisons of the institution with peer institutions in this state and in other states with respect to affordability and access. (c) For purposes of the report, a student who applies for admission to or enrolls in an institution and applies for financial aid from the institution may be required to provide documentation necessary for the institution to complete the report. (d) An institution’s report must

be in the form prescribed by the Texas Higher Education Coordinating Board in consultation with the institution.”

- (a) ASU: THECB Affordability Survey 2009-2010 (available for review upon request).
- (b) TTU: THECB Affordability Survey 2009-2010 (available for review upon request).
- (c) TTUHSC: THECB Affordability Survey 2009-2010 (available for review upon request).

(6) TTUS: Selection of Investment Managers per Section 13.2, LTIF Investment Policy Statement: “The CIO, based on recommendations from the IAC, is authorized to hire and terminate external investment managers .. b) Investment managers hired under this delegation will be reported as an Information Agenda item at the next Board meeting.”

- (a.) TTUS: Report on the Engagement of Discovery Capital Management, Argonaut Capital Management Corp., & Payden & Rygel as Investment Managers.

The Investment Advisory Committee (“IAC”) met on July 23 and recommended the following investment funds for hire by the Chief Investment Officer (CIO):

1. Discovery Capital Management – hedge fund investing in equity, debt, and currencies across global markets, with an emphasis on emerging market investments.
2. Argonaut Capital Management Corp. – discretionary global macro hedge fund, investing in the four major global macro asset classes: foreign exchange, commodities, fixed income, and equity index futures.

In addition, the Short/Intermediate Term Investment Fund placed funds with Payden & Rygel, a fixed income investment manager, and its Enhanced Cash & Low Duration products.

The motion was seconded and passed unanimously.

IX.B.1-A. TTUS: Approve amendments to Chapters 10 and 03, Regents’ Rules.—The Board approved, upon recommendation of the Regents Rules Review Committee, the adoption of proposed amendments, included herewith as Attachment No. 2 and Attachment No 3, to the following *Regents’ Rules* chapters:

Chapter 10 – Intellectual Property Rights
Chapter 03 – Personnel

The amendments to Chapter 10 relate primarily to service by a Texas Tech employee as an officer, employee, or member of the governing board of a business entity that has an agreement with Texas Tech for use of intellectual property in which Texas Tech has an ownership interest.

The amendments to Chapter 03 relate primarily to the addition of a new policy regarding service by Texas Tech employees on the governing board of an outside entity other than a business entity with which Texas Tech has an intellectual property agreement.

The amendments to both of these chapters are provided as attachments found in the back-flap of the Agenda Book. For each set of amendments, the enclosure begins with an explanation of the proposed amendments that follow.

- IX.B.2. TTUS: Report on the Board of Directors for the National Institute for Renewable Energy.—The Board accepted a report on Texas Tech’s representation on the Board of Directors for the National Institute for Renewable Energy (“NIRE”).

- X. REPORTS OF STANDING COMMITTEES.—At approximately 9:22 am, at the direction of Chairman Anders, Standing Committee reports were presented sequentially to the Committee of the Whole.

X.A. REPORT OF THE AUDIT COMMITTEE

Committee Chairman Serna reported that the Audit Committee met in open session on December 16, 2010 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.

- X.A.1. TTUS: Report on audits.—The Board accepted a report on the System’s audit projects, included herewith as Attachment No. 4.

X.B. REPORT OF THE FACILITIES COMMITTEE

Committee Chairman Francis reported that the Facilities Committee met in open session on December 16, 2010 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.

- X.B.1. ASU: Approve naming of the Business Learning Center in College of Business.—The Board approved naming the Business Learning Center in the College of Business the “Emma Lou & Randy Russell Business Learning Center”. The donor concurs with the naming of this facility.

The naming meets the requirement of donation of at least 50 percent of the project’s total cost as stated in *Regents’ Rules*, Section 08.05.

- X.B.2. ASU: Approve naming opportunities in Norris Baseball Clubhouse.—The Board approved the naming opportunities in the Norris Baseball Clubhouse. Each donor concurs with their respective naming.

All namings meet the requirement of donation of at least 50 percent of the projects’ cost as stated in *Regents’ Rules*, Section 08.05.

Randy & Susan Brooks Locker Room
Lone Star Beef Processors, L.P. Assistant Coaches’ Office
Lone Star Beef Locker
Devin & Liz Bates Batting Cage
Devin & Liz Bates Locker
A-B Distributing Co. of San Angelo Batting Cage
First Financial Bank Locker
Alexander Construction Locker
The New Family Locker
The Hamilton Family in memory of Tobey Tomblin Glass
Plaque
Robert & Mary Pate Glass Plaque

- X.B.3. TTU: Approve naming opportunities in Jerry S. Rawls College of Business.—The Board approved the naming opportunities in the Jerry S. Rawls College of Business, included herewith as Attachment No. 5. Each donor concurs with their respective naming. Regents Larry Anders and John Field Scovell recused themselves from and were not present in the room for discussion and approval of this item.

All namings meet the requirement of donation of at least 50 percent of the projects' cost as stated in *Regents' Rules*, Section 08.05.

- X.B.3-A. TTU: Approve establishment of a Stage I design budget for the planning for a suite style residence and dining facility.—The Board authorized the Office of Facilities Planning and Construction to (i) establish a stage I design budget of \$450,000 funded with University Student Housing and Hospitality Services funds; (ii) award a design-build contract to design and develop a total project budget for an up to 500-bed suite style residential/dining facility; and (iii) proceed with the planning to abate and demolish the Sports Studies Center. The total project budget will be established on January 18, 2011 and a special-called meeting of the Board on or about that date will be needed to approve the overall project.

The new residential/dining facility is to be located between 18th Street and 19th Street, just east of Boston Avenue.

The TTU Approve Establishment of a Stage I Design Budget for the Planning for a Suite Style Residence and Dining Facility PowerPoint is included herewith as Attachment No. 6.

- X.B.4. TTUHSC: Approve acceptance of a major gift-in-kind of real property contiguous to the current TTUHSC Amarillo campus.—The Board (i) approved acceptance of a major gift-in-kind from The Don and Sybil Harrington Regional Medical Center at Amarillo, Inc. (“HRMC”) of 10.89 acres with an estimated value of \$2,700,000 contiguous to Texas Tech University Health Sciences Center’s (“TTUHSC”) current Amarillo campus; (ii) authorized the president to execute all documents necessary to accept the gift; and (iii) authorized the submission of the gift to the Texas Higher Education Coordinating Board (“THECB”) for approval.

The Board of Directors at HRMC dedicated the gift through a resolution at their board meeting on September 15, 2009 and at their September 21, 2010 board meeting the gift was approved.

The TTUHSC Letter Re: The Dedication of 11 acres for the Texas Tech University Health Sciences Center and the TTUHSC Approve Acceptance of a Major Gift-in-kind of Real Property Contiguous to the Current TTUHSC Amarillo Campus

PowerPoint are included herewith as Attachment No. 7 and Attachment No. 8, respectively.

Following discussion, Regent Francis made the motion that the Board authorize the president of the HSC to conclude the gift negotiations and approve the documents that convey the gift of land from the Don & Cybil Harrington Regional Medical Center at Amarillo, Inc.; upon a successful conclusion of the negotiations, authorize them to execute all documents necessary to accept the gift; and also authorize submission of the gift acceptance for approval by the Texas Higher Education Coordinating Board. The motion was seconded. He asked if there were objections to the item. There being no objection, the item was recommended to the Board of Regents for approval.

- X.B.5. TTUS: Report on Facilities Planning and Construction projects.—The Board accepted a report on Facilities Planning and Construction’s managed projects, included herewith as Attachment No. 9.

X.C. REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

Committee Chairman Scovell reported that the Finance and Administration Committee met in open session on December 16, 2010 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.

- X.C.1. TTU: Accept major gift-in-kind to the Department of Geosciences.— The Board accepted the following gift-in-kind for the benefit of the Department of Geosciences: 2 software licenses valued at \$300,672 from Seismic Micro-Technology, Inc., of Houston, Texas.
- X.C.2. TTU: Approve budget adjustments for the period October 15, 2010 through December 17, 2010.—The Board approved budget adjustments for the period October 15, 2010 through December 17, 2010.

TEXAS TECH UNIVERSITY – BOARD APPROVAL ITEM
(October 15, 2010 – December 17, 2010)

Activity	Source of Funds	
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	Other	Income	Expense
Board Approval		\$780,475	\$780,475
Bowl Game Budget			
This adjustment establishes the 2011 Ticket City Bowl Game Budget. Texas Tech Red Raiders will play the Northwestern Wildcats of the Big Ten Conference at the Cotton Bowl Stadium in Dallas, Texas on January 1, 2011. As set forth in the Big 12 Conference bylaws, a bowl expense allowance of \$680,000 will be provided to Texas Tech University, in addition \$300 per one way mile (287 total) for a sum of \$86,100 in travel allowances will be provided by the Big 12. Also, Texas Tech estimates an additional \$14,375 in other revenues will be generated for the Ticket City Bowl game.			
Total		\$780,475	\$780,475

X.C.3. TTUS: Authorize an extension of the consulting agreement with Fleishman-Hillard, a public relations agency, to coordinate and implement a strategic communications program for the Texas Tech University System.—The Board authorized the chancellor to extend an existing agreement to retain a public relations agency to coordinate and implement a strategic communications program for the Texas Tech University System.

An RFP for these services of a public relations agency was issued by the Texas Tech University System on November 6, 2009. In response to this RFP, three proposals were received and evaluated. An evaluation committee consisting of the key system-wide communications and marketing management team evaluated the proposals. Fleishman-Hillard was selected and approved by the Board of Regents to provide services on December 18, 2009. The cost for this engagement will be at the same financial terms as the previous agreement - \$8,333 per month plus expenses. The agreement will contain a provision allowing for a fifteen day notice of cancellation for any reason.

X.C.4. TTUS: Authorize renewal and extension of consulting agreement to provide support for federal relations.—The Board authorized the chancellor to renew and extend an agreement with RH Strategies, LLC, commencing January 1, 2011 and terminating February 28, 2011, to consult and support the Texas Tech University System (“TTUS”), Texas Tech University (“TTU”), Texas Tech University Health Sciences Center (“TTUHSC”) and Angelo State University (“ASU”) in identifying and pursuing funding opportunities within

the federal government and other sources. Regent Nancy Neal recused herself from approval of this item.

The agreement will also include a provision that allows TTUS to terminate the agreement at any time for any reason with written notice. The current consulting agreement with RH Strategies is set to expire on December 31, 2010.

Through the use of the RFP process in 2007, the firm of RH Strategies was identified as being the best value provider for these services.

The cost for this engagement is anticipated to be \$20,000 per month. Funding will be provided by TTU, TTUHSC, and ASU.

- X.C.5. TTUS: Report on State Budget briefing.—The Board accepted a report on the State Budget briefing, included herewith as Attachment No. 10.

X.D. REPORT OF THE ACADEMIC, CLINICAL AND STUDENT AFFAIRS COMMITTEE

Committee Chairman Anders reported that the Academic, Clinical and Student Affairs Committee met in open session on December 16, 2010 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.

- X.D.1. ASU: Approve the addition of the Department of Security Studies.—The Board approved a new academic department, the Department of Security Studies, within the College of Liberal and Fine Arts and authorized submission by the Office of the Provost and Vice President for Academic Affairs to the Texas Higher Education Coordinating Board seeking its approval for the new department.

- X.D.2. TTU: Approve appointments with tenure.—The Board approved the granting of tenure to the following faculty of Texas Tech University contemporaneously with their appointments:

Noreen Goggin, Ph.D., new professor and chair, Department of Health, Exercise and Sports Sciences, College of Arts

and Sciences. Professor Goggin is currently a tenured associate professor and assistant department chair in the Department of Kinesiology, Health Promotion, & Recreation at the University of North Texas;

Albert Sacco, Ph.D., new professor in the Department of Chemical Engineering and dean, Whitacre College of Engineering. Professor Sacco is currently tenured as the George A. Snell Distinguished Professor of Engineering and Director, Center for Advanced Microgravity Materials Processing at Northeastern University, Boston, MA; and

Mohamed Soliman, Ph.D., new George P. Livermore Endowed Chair of Petroleum Engineering and, Bob L. Herd Department Chair of Petroleum Engineering, Whitacre College of Engineering. Dr. Soliman is uniquely qualified for this position due to his distinguished career in reservoir completion and production engineering. He holds 16 patents on fracturing operations and analysis, testing and conformance applications. He was responsible for the development of Halliburton's limited-emissions FastTest well testing system and has authored several engineering software packages that are currently in use. Dr. Soliman is currently the chief reservoir engineer at Halliburton Energy Services in Houston, TX.

X.D.3. TTU: Approve conferral of honorary degree.—The Board approved the conferring of an honorary degree of Doctor of Humanities upon Mrs. Margaret Talkington in honor of her memory and as a tribute to her service in furtherance of education at all levels .

X.D.4. TTUHSC: Approve appointment with tenure.—The Board approved the granting of tenure to Junxuan Lu, Ph.D., effective January 2, 2011, when Dr. Lu will join TTUHSC as professor and chair of the Department of Biomedical Sciences, School of Pharmacy.

Dr. Lu is being recruited to TTUHSC from the Hormel Institute. The institute, internationally recognized for its cancer research, is an affiliate of the University of Minnesota, but independent in governance and finances. Dr. Lu is a professor and head of the Section of Cancer Biology at Hormel. Dr. Lu earned his Bachelor of Science degree in biochemistry from Wuhan University in China and his doctorate in animal nutrition from Cornell University, Ithaca,

New York. He also performed his post-doctoral work in nutritional biochemistry and molecular and cell biology at Cornell. Dr. Lu is a highly productive researcher with four existing NIH grants. He serves as a reviewer on several NIH study sections. Dr. Lu has published in excess of 75 peer-reviewed scientific papers and has presented at numerous national and international scientific conferences.

While Hormel is affiliated with the University of Minnesota, it is treated as an “off campus” University department, thus its faculty have always been on the non-tenure track. Faculty appointments, like that of Dr. Lu, are reviewed and renewed annually, with three-year contractual appointments. Dr. Lu’s current appointment is at the rank of professor and he is in good standing at the University of Minnesota as a faculty member and as a researcher at the Hormel Institute. Dr. Lu’s outstanding background and experience would qualify him for tenure at any institution that awards tenure.

- X.D. 5. TTUHSC: Approve exception to Section 03.01.8, Regents’ Rules (nepotism).—The Board granted a waiver of nepotism to Cheng Jiang, M.D., M.S. as research associate professor in the Department of Biomedical Sciences, School of Pharmacy, Texas Tech University Health Sciences Center. Her start date is January 2, 2011.
- X.D.6. TTUHSC: Approve conferral of emeritus appointment.—The Board approved to confer the title of professor emerita on Carol Adele Bergquist, M.D. for her long and faithful service to the School of Medicine, the Texas Tech University Health Sciences Center, and the Department of Obstetrics and Gynecology in the Permian Basin.
- X.D.7. TTUHSC: Approval of multiple employment.—The Board approved multiple employment for Lawrence Fulton, Ph.D., a recurring* faculty member in the Department of Clinic Administration and Rehabilitation Counseling, School of Allied Health Sciences.
- (*A recurring faculty is a non-benefits eligible faculty member who only provides periodic services to the institution.)
- X.D.8. TTU: Report on new admitted student website.—The Board accepted a report on a new website (www.admitted.ttu.edu) that will launch at the beginning of spring semester 2011. The site will provide a dashboard and checklist to assist newly admitted

undergraduate students and their families in navigating their final steps to summer orientation and enrollment at Texas Tech University.

- XI. OPEN SESSION.—At approximately 9:28 am the Board continued in open session in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, to consider items as the Committee of the Whole and Meeting of the Board.
- XI.A. SCHEDULE FOR BOARD MEETINGS.—Mr. Lock presented the following schedule for future board meetings: February 24-25, 2011 (San Angelo); May 12-13, 2011; August 4-5, 2011; October 27-28, 2011; and December 15-16, 2011. Mr. Lock also informed the Board that a special-called meeting will need to be scheduled during Jan. 18-21, 2011.
- XI.B. CHANCELLOR'S REPORT.—Chairman Anders called on Chancellor Hance, who presented the Chancellor's Report, included herewith as Attachment No. 11.
- XI.C. THE PRESIDENT'S REPORT, TTU.—Chairman Anders called on President Bailey, who presented the President's Report, included herewith as Attachment No 12.
- XI.C.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Anders called on Mr. Drew Graham, president, Student Government Association, TTU, who presented a report from the Student Government Association, included herewith as Attachment No. 13.
- XI.D. THE PRESIDENT'S REPORT, TTUHSC.—Chairman Anders called on President Mitchell, who presented the President's Report, included herewith as Attachment No. 14.
- XI.D.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Anders called on Mr. Geoffrey Lowe, president, Student Government Association, TTUHSC, who presented a report from the Student Government Association, included herewith as Attachment No. 15.
- XI.E. THE PRESIDENT'S REPORT, ASU.—Chairman Anders called on President Rallo, who presented the President's Report, included herewith as Attachment No. 16.
- XI.E.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, ASU—Chairman Anders called on Student Regent Jeff Harris

who presented a report behalf of the ASU Student Government Association, included herewith as Attachment No. 17.

- XII. EXECUTIVE SESSION.—The Board did not recess and convene into Executive Session.
- XIII. OPEN SESSION.—At approximately 10:45 am, the Board continued in open session in the Matador Room (Room 227), Second Floor, Student Union Building, 15th Street and Akron Avenue, Lubbock, Texas, to consider items as a Committee of the Whole and Meeting of the Board.
- XIII.A. REPORT OF EXECUTIVE SESSION.—There were no items to report from Executive Session.
- XIII.B. COMMITTEE OF THE WHOLE.—Chairman Anders announced that for the purpose of facilitating action on the items to be considered, Regent Tuner would preside over the Committee of the Whole.
- XIII.B.3. TTU: Approve conferral of emeritus appointment.—The Board approved to confer the title of Athletics Director Emeritus on Gerald Myers, Director of Athletics for Texas Tech University at the time of his retirement as Athletic Director takes effect.
- XIII.C. CHAIRMAN'S ANNOUNCEMENTS.—Chairman Anders announced that a special committee of the Board would be appointed—a Committee on Nominations. The charge of this committee is to present to the Board a slate of recommended candidates for the next election of Board officers, specifically, one recommended candidate for the position of Board chair and the one recommended candidate for the position of vice chair. The committee shall be prepared to present its slate of candidates immediately prior to the election. In accordance with *Regents' Rules*, the election will be held after new regents are appointed by the Governor, are confirmed by the Senate and have taken their seats on the Board. However, the *Regents' Rules* also provide that the next election must be held no later than May 31, 2011. The three members of the Nominating Committee are: Larry Anders; Dan Serna and serving as chair, John Scovell. That committee is asked to meet as soon as possible to begin to outline and come forward with a slate of candidates to be voted on by full Board.
- XIV. ADJOURNMENT.—Chairman Anders adjourned the meeting at approximately 10:57 am.

INDEX OF ATTACHMENTS

Attachment 1	TTUS Market Review and Outlook Report
Attachment 2	TTUS Amendments proposed to Chapter 10 – Intellectual Property rights
Attachment 3	TTUS Amendments proposed to Chapter 03 – Personnel
Attachment 4	TTUS Prioritized Audit Plan FY 2011
Attachment 5	TTU Jerry S. Rawls College of Business Capital Campaign/Naming Opportunities Listing
Attachment 6	TTU Approve Establishment of a Stage I Design Budget for the Planning for a Suite Style Residence and Dining Facility PowerPoint
Attachment 7	TTUHSC Letter Re: The Dedication of 11 acres for the Texas Tech University Health Sciences Center
Attachment 8	TTUHSC Approve Acceptance of a Major Gift-in-kind of Real Property Contiguous to the Current TTUHSC Amarillo Campus PowerPoint
Attachment 9	Bricks and Mortar Report
Attachment 10	TTUS State of Texas Budget Briefing PP
Attachment 11	Chancellor's Report
Attachment 12	TTU President's Report
Attachment 13	TTU SGA President's Report
Attachment 14	TTUHSC President's Report
Attachment 15	TTUHSC SGA President's Report
Attachment 16	ASU President's Report
Attachment 17	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 December 16-17, 2010.



Ben Lock
Secretary

SEAL