

TEXAS TECH UNIVERSITY SYSTEM  
Lubbock, Texas

Minutes

Board of Regents  
August 11-12, 2016

Thursday, August 11, 2016.—The members of the Board of Regents of the Texas Tech University System convened on Thursday, August 11, 2016 at 1:54 pm in the Ballroom (Room 118), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders; John D. Esparza; L. Frederick “Rick” Francis; Ron Hammonds; Christopher “Chris” M. Huckabee; I. Tim Lancaster; Mickey L. Long, Chairman; Debbie Montford, Vice Chairman; John D. Steinmetz; and Jeremy W. Stewart, Student Regent.

The following officers and staff were present: Mr. Robert L. Duncan, Chancellor, TTUS; Dr. Brian May, President, ASU; Dr. Lawrence Schovanec, President, TTU; Dr. Tedd Mitchell, President, TTUHSC; Dr. Richard Lange, President, TTUHSC El Paso; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board of Regents, TTUS; Mr. John Huffaker, Vice Chancellor and General Counsel, TTUS; Mr. Jim Brunjes, Vice Chancellor and Chief Financial Officer, TTUS; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Mrs. Noel Sloan, Vice President for Administration and Finance and Chief Financial Officer, TTU; Mrs. Angie Wright, Vice President for Finance and Administration, ASU; Ms. Sue M. Fuciarelli, Vice President for Finance and Administration and Chief Financial Officer, TTUHSC El Paso; Ms. Martha Brown, Vice Chancellor for Governmental Relations, TTUS; Mrs. Kim Turner, Chief Audit Executive, TTUS; Mr. Michael Molina, Vice Chancellor for Facilities, Planning and Construction, TTUS; Dr. John Opperman, Vice Chancellor for Academic Affairs, TTUS; Mrs. Theresa Drewell, Associate Vice Chancellor, Facilities, Planning and Construction, TTUS; Mr. Frank Stout, Vice President for Operations, TTUHSC El Paso; Dr. Michael Galyean, Interim Provost, TTU; Dr. Javier Flores, Vice President for Student Affairs and Enrollment Management, ASU; Dr. Donald Topliff, Provost and Vice President for Academic Affairs, ASU; Dr. Al Sacco, Dean, Edward E. Whitacre Jr. College of Engineering, TTU; Mr. Brandon Lipps, Chief of Staff, Chancellor’s Office, TTUS; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

- I. MEETING OF STANDING COMMITTEES.—Committee meetings took place sequentially after the swearing-in of the new student regent at 10:00 am. (Refer to XII. for items approved.)

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NOTE: At 1:04 pm, the Board took a lunch break. The Board resumed its schedule of meetings at 1:54 pm.

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- II. MEETING OF THE BOARD—CALL TO ORDER; RECONVENE INTO OPEN SESSION OF THE BOARD.—At 1:54 pm, Chairman Long announced a quorum present and called the meeting to order.
- III. EXECUTIVE SESSION.—At 1:54 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 Red Raider Lounge (Room 119), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue.
- IV. OPEN SESSION.—At 5:03 pm, the Board reconvened in open session in the Ballroom (Room 118), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue to consider items as a Committee of the Whole and Meeting of the Board.
- A. REPORT OF EXECUTIVE SESSION.—Chairman Long called on Vice Chairman Montford to present motions regarding items discussed in Executive Session.

Vice Chairman Montford announced there were nine motions resulting from Executive Session.

- IV.A.1. Having determined that a revised employment agreement with Chancellor Duncan is in the best interest of the System, Vice Chairman Montford moved that the Board authorize the chair to conclude the negotiations and execute a revised employment agreement with Chancellor Duncan...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Anders and unanimously approved by the Board.
- IV.A.2. Having determined that revised employment agreements with the presidents of Angelo State University, Texas Tech University Health Sciences Center, and Texas Tech University Health Sciences Center at El Paso are in the best interest of the institutions, Vice Chairman Montford moved that Chancellor Duncan be authorized to conclude the negotiations and execute a revised employment agreement with Dr. Brian May, President, Angelo State University; Dr. Tedd Mitchell, President, Texas Tech University Health

Sciences Center; and Dr. Richard Lange, President, Texas Tech University Health Sciences Center at El Paso...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Lancaster and unanimously approved by the Board.

- IV.A.3. In regards to the naming of multiple colleges and schools, Vice Chairman Montford moved that the Board authorize the naming of the colleges or schools in accordance with the terms and conditions set forth in Executive Session...and delegate to Chancellor Duncan the authority to announce the namings at the appropriate time. The motion was seconded by Regent Huckabee and unanimously approved by the Board.
- IV.A.4. In regards to the purchase of improved real property in El Paso, Vice Chairman Montford moved that the Board authorize President Lange to conclude negotiations and execute the purchase documents for real property (No. 1) in the City of El Paso as identified in Executive Session...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Steinmetz and unanimously approved by the Board.
- IV.A.5. In regards to the purchase of improved real property in El Paso, Vice Chairman Montford moved that the Board authorize President Lange to conclude negotiations and execute the purchase documents for real property (No. 2) in the City of El Paso as identified in Executive Session...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Anders and unanimously approved by the Board.
- IV.A.6. In regards to the lease-purchase transaction between Texas Tech University and Texas Tech University Health Sciences Center to provide a possible site for a VA Clinic, Vice Chairman Montford moved that the Board authorize Dr. Schovanec, President, Texas Tech University, and Dr. Mitchell, President, Texas Tech University Health Sciences Center, to conclude negotiations and execute the agreements for a lease-purchase transaction...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Lancaster and unanimously approved by the Board.

- IV.A.7. In regards to lease options sites for the VA Clinic, Vice Chairman Montford moved that the Board authorize Dr. Mitchell, President, Texas Tech University Health Sciences Center, to offer options to lease identified sites for the possible location of a U.S. Department of Veteran Affairs Clinic...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Anders and unanimously approved by the Board.
- IV.A.8. In regards to a contract modification with Kirby Hocutt, Vice Chairman Montford moved that President Schovanec be authorized to conclude the negotiations and execute a modification of the employment agreement with Kirby Hocutt as Texas Tech University's Director of Athletics...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Francis and unanimously approved by the Board.
- IV.A.9. In regards to contract modification with Tim Tadlock, Vice Chairman Montford moved that that President Schovanec be authorized to conclude the negotiations and execute a modification of the employment agreement with Tim Tadlock as head coach of the University's baseball team...under the terms and conditions set forth in Executive Session. The motion was seconded by Regent Steinmetz and unanimously approved by the Board.

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

Consultation with attorney – pursuant to Section 551.071:

- General overview of components litigation and Medical Self Insurance Plan update\*;
- Report on status of settlement discussions on possible litigation\*

Consultation with attorney and deliberations regarding real property – pursuant to Sections 551.071 and 551.072:

- Report on status of Angelo State University purchase of real property\*;
- Report on status of Angelo State University negotiations for possible construction on campus\*.

Discussion of personnel matters and assignments – pursuant to Section 551.074:

- Annual evaluation of Chancellor of Texas Tech University System\*;
- Report on status of Texas Tech University administrative positions\*;

- Report on status of Texas Tech University System administrative positions\*;
- Report on status of Texas Tech University Health Sciences Center administrative positions\*;
- Chancellor’s report and discussion regarding System personnel\*;
- Discussion of the duties, performance and evaluation of Texas Tech University System Administration and component institution employees as requested by the Board of Regents\*.

(\*In connection with this item, to the extent that any agenda notation or supplemental written materials, which might otherwise be covered by Tex. Govt. Code §551.1281(b)(1), have been excluded from an internet web posting, such exclusion has been authorized by a certification pursuant to Tex. Govt. Code §551.1281(c).)

V. RECESS—Chairman Long recessed the meeting at 5:08 pm.

Friday, August 12, 2016.—The members of the Board of Regents of the Texas Tech University System reconvened at 8:31 am on Friday, August 12, 2016, in the Ballroom (Room 118), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue, Lubbock, Texas, with the following in attendance:

ATTENDANCE.—

Regents present were Larry K. Anders; John D. Esparza; L. Frederick “Rick” Francis; Ron Hammonds; Christopher “Chris” M. Huckabee; I. Tim Lancaster; Mickey L. Long, Chairman; Debbie Montford, Vice Chairman; John D. Steinmetz; and Jeremy W. Stewart, Student Regent.

The following officers and staff were present: Mr. Robert L. Duncan, Chancellor, TTUS; Dr. Brian May, President, ASU; Dr. Lawrence Schovanec, President, TTU; Dr. Tedd Mitchell, President, TTUHSC; Dr. Richard Lange, President, TTUHSC El Paso; Mr. Ben Lock, Executive Assistant to the Chancellor and Secretary of the Board, TTUS; Mr. John Huffaker, Vice Chancellor and General Counsel, TTUS; Mr. Jim Brunjes, Vice Chancellor and Chief Financial Officer, TTUS; Mr. Elmo Cavin, Executive Vice President for Finance and Administration, TTUHSC; Mrs. Noel Sloan, Vice President for Administration and Finance and Chief Financial Officer, TTU; Mrs. Angie Wright, Vice President for Finance and Administration, ASU; Ms. Sue M. Fuciarelli, Vice President for Finance and Administration and Chief Financial Officer, TTUHSC El Paso; Dr. John Opperman, Vice Chancellor for Academic Affairs, TTUS; Mrs. Kim Turner, Chief Audit Executive, TTUS; Ms. Lisa Calvert, Vice Chancellor for Institutional Advancement, TTUS; Mr. Frank Stout, Vice President for Operations, TTUHSC El Paso; Dr. Michael Galyean, Interim Provost, TTU; Mr. Brandon Lipps, Chief of Staff, Chancellor’s Office, TTUS; Mr. Payton Labauve, President, SGA, ASU; Mr. Ben Sharp, President, SGA, TTU; Ms. Cheyenne Mangold, President, SGA,

TTUHSC; Mr. Eric Vest, President, SGA, TTUHSC EL Paso; and Mrs. Christina Martinez, Assistant Secretary to the Board of Regents, TTUS.

VI. MEETING OF THE BOARD—CALL TO ORDER; RECONVENE INTO OPEN SESSION OF THE BOARD.—At 8:31 am, Chairman Long announced a quorum present and called the meeting to order.

A. REPORT OF EXECUTIVE SESSION.—Chairman Long called on Vice Chairman Montford to present a motion regarding an item discussed in Executive Session on Thursday, August 11, 2016.

Vice Chairman Montford announced there was one additional motion resulting from Executive Session. Prior to making the motion, Vice Chairman Montford made the following remarks.

“Mr. Chairman, thank you very much. The Board of Regents would like to present a resolution of commendation and recognition for our own, Mr. Ben Lock. (I know that Ben is dying right now.) This is for his many years of dedicated service to the Texas Tech University System and the Board of Regents. Ben, if you will please stand as I read the resolution.”

Chairman Long commented, “While Ben is standing, we have some special guests with us. Robin, Cate and Brad, Alison and Jeremy and of course also Carson, Campbell and Logan.”

Regent Montford continued, “Robin, please come up and stand by Ben.

“The resolution reads as follows:

“**WHEREAS**, Ben Lock has served the Texas Tech University System with the utmost honor and distinction since its inception in August, 1996; and

**WHEREAS**, Ben Lock, as Executive Assistant to the Chancellor and Secretary of the Texas Tech University System Board of Regents, has been a consistent, credible and informed source of institutional knowledge providing respected guidance and advice for the Board of Regents; and

**WHEREAS**, Ben Lock has served as a reliable resource for keeping the Texas Tech University System Board of Regents advised of important events and developments between the scheduled meetings, and has provided valuable counsel and judicious communication with each individual member of the Board of Regents; and

**WHEREAS**, Ben Lock has, for two decades, successfully coordinated executive searches on behalf of the Texas Tech University System Board of Regents to identify distinguished leaders for the positions of Chancellor and for Presidents of the component institutions within the System; and

**WHEREAS**, Ben Lock has given unselfishly of his time, energy and dedicated service to the Texas Tech University System and its Boards of Regents, administration, faculty, students and supporters;

**NOW, THEREFORE BE IT RESOLVED** by the Board of Regents of the Texas Tech University System that Ben Lock be commended for his extraordinary and exceptional service to the Texas Tech University System; and

**BE IT FURTHER RESOLVED** that this commendation and recognition be officially published by the Board and incorporated into the minutes of Texas Tech University System's meeting this 12th day of August, 2016 at Lubbock, Texas.

**IN WITNESS WHEREOF**, the undersigned members of the Texas Tech University System Board of Regents have affixed their signatures and the seal of the Texas Tech University System to this resolution.

Regent Montford continued, "Before we take our vote I'd like to say a few additional things about Ben. Ben, you took a chance 20 years ago when John T. Montford offered you a job with no job description, to join him in building a system. You took a chance on Texas Tech and Lubbock. You moved Robin and your young girls here. You made a home and you became very involved in the Lubbock community. We appreciate not only the job that you have done for us the Board and all of the Boards of the past 20 years but also for the job that you have done and the leader you have become in our community.

"So, Chairman Long, for all of those reasons and many more, I will continue with the motion to approve the resolution of commendation and appreciation for Ben Lock's service to the Texas Tech University System as presented."

VI.A.1 Vice Chairman Montford Chairman moved that the Board of Regents approve the resolution of commendation and appreciation for Ben Lock's service to the Texas Tech University System as presented. The motion was seconded by Regent Hammonds and unanimously approved by the Board.

Chairman Long called on Ben Lock for remarks.

Ben Lock addressed the Board. “Well, I hadn’t had time to prepare a script...my phone is ringing. The last time that happened, I was on TV being interviewed and my phone rang. It was Hance saying, ‘I’m watching you on TV.’

“This is special...but it’s special because when we came here to Texas Tech and Lubbock it made a home for us and became a part of our family. You are all a part of our family and we appreciate it.”

Chairman Long called on Dr. Robin Lock for remarks.

Robin Lock addressed the Board. “Well, as many of you know, it’s not easy to fool Ben Lock. This morning I was playing dumb and said what room are you all in and what time does it start. Over 20 years, I pretty much know the answer to all of these questions. He was looking at me like, ‘what?’ I have to tell you that probably the best thing that ever happened to us was when John and Debbie offered us the opportunity to come to Lubbock, Texas and to become a part of the Red Raider family. You know my career began in higher education and so when we made this move and I had these opportunities that I never dreamed of and the chances that I would have and the opportunities that Ben would have and maybe more importantly than that is the education that our daughters received here at Texas Tech. They both have masters degrees—one from Texas Tech University the other from Texas Tech University Health Sciences Center and we are very proud of them and very proud to be a part of the Red Raider family. Thank you.”

Chairman Long added, “Ben, in closing, you are the Board of Regents. We will all fade away but you will be here forever.

“There are two other people I’d like to recognize before we continue. Dr. John Opperman and Christina Martinez. Will both of you please stand.

“John also joined Texas Tech when the System was formed in August of 1996. Christina started at the Texas Tech University Health Sciences Center in February 1996 and joined the System in the fall of that same year.”

VII. INTRODUCTIONS AND RECOGNITIONS.—The Board continued in Open Session. Chairman Long called on Mr. Duncan, Dr. May, Dr. Mitchell, Dr. Lange and Dr. Schovanec to present their introductions and recognitions.

Chancellor Duncan presented his introductions and recognitions. “Thank you Mr. Chairman and members of the Board. It is really nice to celebrate the members

of our family who have been here since its inception. Today, I'd like to introduce to you a new member of our family, Patrick Kramer. Patrick is the newest member of our Institutional Advancement team. He joined the team on June 27, 2016. He is our senior associate vice chancellor for finance, operations and services. He was recruited from Colorado. His selection for the position comes after a nationwide search that produced a very strong pool of national candidates. As senior associate vice chancellor, Patrick will serve as a key member of the leadership team in Institutional Advancement. He will oversee the functions and resources provided by the central office such as research, data management, financial services and endowment compliance and stewardship. These are very key functions especially in the reorganization that we have had in Institutional Advancement. He comes to us from the University of Colorado. He originally began his career at Washington State University which is his alma mater. He earned a bachelor's degree from Washington State. Patrick and his wife Jennifer, have two children—Cheyenne and Jackson. Would you please stand to be recognized. Congratulations Patrick. We are happy to have you here.

"I have a couple of special recognitions today. We are very fortunate in this System to have dedicated employees who work very hard to make sure that the System and its components are functioning appropriately and that we are able to expand and explore into new opportunities. I want to commend two people right now, John Huffaker and Sheila Kidwell. John as you know is a former member of the Board of Regents but is now our vice chancellor and general counsel. Sheila, who was my former law partner in the old days, serves as senior associate general counsel. They both play a very significant role in the development of the Costa Rica campus that was announced and celebrated yesterday. This was a unique and innovative concept. We are pioneering this concept in this country and internationally—to build that program from a legal perspective was a very significant job and a once in a lifetime opportunity. It will be a catalyst for progress in development and innovation by not just putting Texas Tech on the map, but it will put us on the globe. The legal issues and such that had to be worked through were very significant and we are very fortunate to have such a great legal team. I would like to ask Mr. Huffaker to come up and say a few words."

Mr. Huffaker addressed the Board. "Thank you chancellor and thank you Mr. Chairman. In our office one of the things we try to do is respond to the leadership of the universities when they have innovative ideas and when they have things that they are going to explore and try something different. We like to say that our motto is sometimes at least, 'from here it's not impossible.' I definitely want to recognize Sheila. We have had two major transactions—the Costa Rica transaction yesterday would have never happened without Sheila's work. Even at the same time, we are now also closing this week on another very innovative transaction with the City of Amarillo and the Amarillo Economic

Development Corporation on the Pantex Project. Sheila, if you will come forward. If I do ever give you a day off, I want you to go to the spa.”

Chancellor Duncan continued with his introductions. “I also want to recognize two ‘old’ members of the family but in new positions. First, Chairman Long recognized John Opperman but I also want to say thank you to him on behalf of the System, all of the officers in the System and on behalf of all of our presidents as well, for his service as our interim president. He served so well as our interim. Actually when he started as interim, we started winning basketball games. I don’t know if he was coaching. Then he hired a really great basketball coach; then we went to the college world series. There were a lot of great things happening under his leadership. John really has a steady hand on the rudder for Texas Tech University as the interim. He has always done that in his 20 years with the System. He will now return to his position as vice chancellor for academic affairs which is a key position for all of our institutions to make sure that we continue to advance and be innovate in higher education. Thank you John for your service.

“Now as for the new guy on the block who is really not new. We are already excited about our new president, Dr. Lawrence Schovanec. He has been great leader for Texas Tech for 30 years. One of the things that makes him a great leader, in my mind, is his dedication, vision and passion for Texas Tech University and his ability to get the job done. I am looking forward to having many working years with Dr. Schovanec and his team.

“I have a special announcement and a special recognition today. As you know our new vision for philanthropy elevates our operations and moves us beyond fundraising for one big number to supporting excellence and big ideas. J.T. and Margaret Talkington were no strangers to big ideas and exemplify the importance of sustained philanthropy in our community. Remembered as business and civic leaders, J.T. and Margaret believed in Texas Tech University. They believe in Lubbock and they believe that everyone should be able to experience the arts. If you go to the chancellor’s home, there are many pieces of the Talkington art collection that was donated to the Museum. There are many pieces over at the Museum and throughout the community that has been provided by J.T. and Margaret Talkington. They understood the arts significance in this community and supported the development of an art center for West Texas and our nation. Through their personal giving and through their foundation, the Talkingtons have made a significant and indelible impact on Texas Tech University System and the Lubbock community. Across our campuses, their legacy of philanthropy has funded undergraduate and graduate fellowships in the arts, installed internationally recognized public art on our flagship campus, renovated the grand Holtkamp Organ and Hemmle Recital Hall, donated artwork from their personal collection into our Museum, supported our arts outreach that expanded Texas Tech’s engagement into the Lubbock community and many other things in other areas of our university. Today the Talkington’s legacy continues and we are grateful to the J.T. and Margaret Talkington Charitable Foundation for a \$10

million gift to the College of Visual and Performing Arts. Great communities are inspired and challenged by the arts and J.T. and Margaret Talkington realized the arts potential to impact the entire Lubbock community. By giving to the College of Visual and Performing Arts, their foundation continues their philanthropic legacy at Texas Tech University impacting art for generations to come. Please say thank you and lets recognize the Talkington Foundation. Representing them today are Mr. Norton Baker, chairman; Dr. Kitty Harris-Wilkes, member of that board; Ms. Charlotte Park, member of that board. Alan Henry is a member of that board but was unable to be here today. I would also like to recognize those from my team who made this gift possible—Dr. Bess Haley; Terri Duncan; Dr. Andrew Martin, who was interim dean at the time; and Lisa Calvert and her team from Institutional Advancement. Thank you for the work you have done. Talkington Foundation, thank you for all you have done for this community and for Texas Tech University.

“I also want to recognize Andrea Tirey and Kirby Hocutt. Kirby was unable to be here today but Andrea is here. Andrea has also worked with the Talkington Foundation and we will also be sharing more with you about a gift that affects Athletics at a later time.

“Mr. Chairman that concludes my introductions.”

President May had no introductions.

President Mitchell presented his introduction and recognitions. “Thank you Mr. Chairman. Before I begin with my introductions, had I been here in May, I was going to introduce Mr. Keino McWhinney. He is leaving. For those of you who know Keino, know that he is one of those rare and I mean rare individuals who you work with who never has an agenda. He never has an ulterior motive to do something. He is the epitomy of not just a good worker and an intelligent go-getter type but he is also just a perfect gentleman. He’s a great guy. His wife, as many of you know, received her Ph.D. in a specific area of childhood education. She took a job at Missouri State so they have moved to Missouri but I wanted to make sure and recognize Keino for the work he did while he was here.

“In addition to that, I want to thank Mr. Elmo Cavin. He doesn’t know this. The United States military has the Delta Force and the Rangers and the Marines and the Seals. We have the Elmo. Elmo has been with the System now for 30 years. He has watched the Health Sciences Center quite literally grow from just a very small school that had just a couple of schools within it to one of the largest health sciences centers in the state of Texas. He has been responsible for making sure that our overhead stays low. He has been responsible for making sure that our money stays accounted for. I think that’s because he keeps most of it under his mattress. He has been responsible for keeping the ship of state moving forward at times over the course of the Health Sciences Center history when things were rocky. Elmo is going to be retiring at some point, but we don’t know exactly

when. I've asked him to make sure that he stays on through the next legislative session because whoever steps in behind him will get the benefit of Elmo's connections and contacts that he has in Austin. I'd like to say thank you to Elmo for all of the work that he has done. At the time that he officially retires, I'll ask him to say something. I have to tell you this too. When I first started here, I was going to take a few weeks off before I came out here. I get a call from Elmo saying 'no, you need to start May 1.' I was wondering what kind of crisis was going on that I couldn't take any time off. So, I start on May 1 and I get out here and I asked him why I needed to start so soon and he said it was because he didn't want to have to participate in commencement. That's the kind of partner that Elmo has been.

"When I started in May 2010, one of the first documents that I saw was the survey done on an annual basis by the students. Because it's one of the first things that I saw, I really delved into that survey. It's just a wealth of information. That survey is done on an annual basis. With that information, you could tell a lot about our university from the perspective of our students. You could look at it and tell which of the students on regional campuses felt like they didn't quite have the love they needed. You could tell which from all of our students, from all of our schools, almost down to a person of whom really enjoyed the educational aspect of what they were receiving—the academic component of what they got. One of the things that struck me about that survey was the detailed information and how our deans, faculty and staff, as we worked towards improving those areas where we had weaknesses. Everyone really embraced this thing. So, we do this on an annual basis internally. We do it for ourselves to make sure that we know where we are hitting on all pistons and where we are not. We also do this as part of our accrediting areas for the various schools that we have. It's an important part of their accreditation standards and their evaluations but the concept of what we do at the end of the day about making sure that our students not only enjoy their academic experience but their experience in general at the Health Sciences Center is one that all of us as faculty, staff, the administration, the deans, everybody has been working on very hard for many years. As a consequence of that, I brought this forward to you in October of 2015. Graduateprograms.com, which is an instrument that is used and a system that is used where they do not allow any input from the university from across the country. They had 1,700 universities that go into this system but one of the areas that they look at is health-related institutions and they call this the of-the-students, by-the-students, for-the-students survey. All they do is interview on a rolling three year average, current students and former students. Depending on what school they are looking at, they have 15 to 18 different categories that they look at—academic competitiveness, financial aid support and faculty support. One of the things that we are very proud of, which I reported on earlier, is the fact that in October 2015, Texas Tech University Health Sciences Center School of Medicine was ranked third in the nation by Graduateprograms.com. I presented this at our strategic planning meeting in February. Some of the others, when you look at their graduate programs for computer science, rank high. At number one

is Rice, number two is MIT and number three is Boston. For MBA programs, number one is Harvard; number two is Cal-Berkley; and number three is the University of Virginia. For law schools, we have Stamford, etc. etc. We are up there with some really phenomenal company. Just recently they have looked at the other schools within health related institutions. When you look at the top graduate physical therapy programs in the United States, number one is Texas Tech University Health Sciences Center. Number five is Mayo. Our graduate occupational therapy program is number three in the nation. The top nursing program—the top graduate nursing program—is number 13 in the nation and that is at TTUHSC. The top pharmacy program—the University of California at San Francisco has historically been considered the premier pharmacy school in the nation. So, in company like that, being number 16 on the list is TTUHSC. They did something different. They took all of these various components from these various schools within a university and based on the rankings of the various components of the university, they then came up with a university ranking for all health related institutions in the United States. When that information came out, the number one health related university in the United States was Texas Tech University Health Sciences Center. We are very, very proud of that. Number three is Harvard and number five is Duke; number eight is Texas A&M—Brunjes; number 15 is the University of Texas Health Sciences Center at Houston. So, again, we are amongst really good company. Our faculty, our staff and our deans have all played an integral role in focusing on what we do best which is educating health care providers and scientists for tomorrow. So, today we have present members from the TTUHSC team including: from the School of Medicine, Dr. Simon Williams, associate dean for academic affairs, and Dr. Lauren Cobbs, associate dean for student affairs; from our School of Nursing we've got Dr. Michael Evans, dean, and Dr. Karla Chapman, associate academic dean; from the Graduate School of Biomedical Sciences we've got present Dr. Brandt Schneider, dean, and Dr. Michael Conn, Sr., vice president for research and associate provost; from the School of Health Professions we have Dr. Lori Rice-Spearman, dean, and Ms. Lindsay Johnson, associate dean for admissions and student affairs; and from the School of Pharmacy we have Dr. Quentin Smith, dean, and Dr. Charles Siefert, regional dean for Lubbock. Let's give these folks a big hand. This is really important for two reasons—number one, the work that goes into this quite literally is a 24/7, 365 days a year and is what really makes it for these students to bond in this fashion. The second thing about this is that the three-year rolling average, so when my contract renewal comes up, we're still going to be ranked number one—I'm just reminding the Board members about that.

“That is all of my introductions for today.”

President Lange had no introductions.

Chairman Long stated, “Dr. Schovanec, we understand that in the presidency there is a pecking order. And they made you go last.”

President Schovanec responded, “Well, not only that, one of those presidents just handed me a note that states, ‘We need more coffee pledge.’ I won’t say who that was.

“Chairman Long, I have four introductions this morning. I’d like to begin with someone who you are very familiar with but I think he needs a more formal introduction and that is Dr. Michael Galyean. He wasn’t aware that he was going to be introduced. Dr. Galyean is a distinguished scholar who came to Texas Tech in 1998. He was named a Horn Professor in 2006. He has been the dean of the College of Agriculture Sciences and National Resources. When it was announced that I was going to be the president, I received many notes from that college saying don’t take Mike. But, we are very fortunate to have him serving in this role. I am sure that his calm and organized leadership will be very much appreciated in the Office of the Provost which was in need of calm and organized leadership. Thank you very much Mike.

“I’d like to recognize Wes Condray. Wes is the Texas Tech University’s and the System’s direct coordinator for the State Employee Charitable Campaign. We thought it was appropriate to recognize him because we’re getting ready to kick off that campaign again this fall. It is so important in terms of our commitment to the community but also because he does a great job. Last year the campaign raised almost \$800,000 and that was first in the Big XII by more than \$400,000. So, Wes thanks for a great job and we’ll do even better this year.

“I’d like to introduce Michelle Houglund. Michelle is in the Office of Communications and Marketing where she is the assistant managing director. Michelle along with her team recently won two silver and two bronze awards at the 37<sup>th</sup> Annual Telly Awards for the videos, *I am a Red Raider* and *This is Texas Tech University*. Earlier this year, under Michelle’s leadership, they also won 11 Addy Awards. She and Chris do a really great job in representing the University and as Tedd was making his introductions, I realized that I’m going to need her help for the next round of introductions in October.

“Finally Eric Hequet. Dr. Hequet was named a Horn Professor last spring. He is one of only 87 professors at Texas Tech in the history of this institution to receive that designation and one of 24 that are still active on the faculty. He joined Texas Tech in 1997. He is now the chair of the Department of Plant and Soil Science. He is a very distinguished researcher where he works in research related to cotton which is so relevant to this area and to that college. Congratulations Eric.

“Chairman Long that concludes my introductions.”

President Lange had no introductions.

- VIII. RECESS—The Meeting of the Board was not recessed.
- IX. MEETING OF STANDING COMMITTEES.—No standing committees were reconvened on Friday, August 12, 2016.
- X. MEETING OF THE BOARD—CALL TO ORDER; RECONVENE INTO OPEN SESSION OF THE BOARD.—The Board remained in Open Session.
- XI. OPEN SESSION.—At 9:03 am on Friday, August 12, 2016, the Board continued meeting in open session in the Ballroom (Room 118), First Floor, Student Union Building, Lubbock, Texas, to consider items as a Committee of the Whole and Meeting of the Board.
- XI.A. APPROVAL OF MINUTES.—Chairman Long asked for approval of the minutes of the board meetings held on May 19-20, 2016, June 16, 2016 and July 7, 2016. Regent Anders moved for their approval. Regent Francis seconded the motion, and the motion passed unanimously.
- XI.B. COMMITTEE OF THE WHOLE.—Chairman Long announced that for the purpose of facilitating action on the items to be considered, Vice Chairman Montford would preside over the Committee of the Whole.
- XI.B.1. ASU, TTU, TTUHSC, TTUHSC El Paso, TTUSA, and TTUS: Approve Consent Agenda; acknowledge review of Information Agenda.— Regent Montford presented the item regarding approval of the Consent Agenda and acknowledgment of its review of the Information Agenda. The following are the Minute Orders approved by this motion:
- XI.B.1.a. ASU: Approve revisions to the Student Handbook of Angelo State University, effective August 15, 2016.—The Board approved revisions to the Student Handbook and Code of Student Conduct for Angelo State University, effective August 15, 2016, included herewith as Attachment No. 1 (ASU Student Handbook 2016-2017). This request was approved administratively by the president and the chancellor.

### **Executive Summary**

The Student Handbook is intended to inform the Angelo State University community of the expectations, regulations, and/or standards

by which members abide and procedures which guide campus activities. The Student Handbook is available electronically at: <http://www.angelo.edu/student-handbook/>.

Revisions were coordinated by the Executive Director of Student Affairs, Director of Title IX Compliance, Senior Executive Assistant to the President and General Counsel, and the Texas Tech University System Office of General Counsel. Proposed revisions are largely editorial in nature and include changes/updates to more accurately reflect current practices and operating policies.

- The University Discipline Committee Hearing structure outlined in Part I, Section A, 1.c was revised and renamed a Panel Hearing. Revisions to the Hearing structure reflect current best practices are as follows:
  - Reduction in the number of voting members from 5 to 3. Student representation will be included in each Panel Hearing with the exception of Title IX cases.
  - The addition of Administrative Hearing Officer membership to the pool of members (currently faculty, staff, and students) that can be selected for a Panel Hearing.
  - Only Administrative Hearing Officer members may serve on Panel Hearings for Part I, section B.2 (Actions against Members of the University Community and Others), or other sensitive issues.
  
- Removed the phrase “safety of self” in Part I, Section B, 2.b: Harmful, Threatening, or Endangering Conduct
  
- Reviewed and updated Part I, Section B, 2: Actions against Members of the University Community and Others

- Clarified the definition of Complicity in Part I, Section B, 2.g.1.
- Clarified the definition and role of an “Advisor” in a Conduct Hearing in Part I, Section C, 2.b.2: Rights and Responsibilities.
- Part II, Section I, C. The Anti-Discrimination Policy was updated to reflect and link to the System’s updated Operating Policies, ASU O.P. 16.02 Non-Discrimination and Anti-Harassment Policy and Compliant Procedure for Violations of Employment and Other Laws and ASU O.P. 16.03 Sexual Harassment, Sexual Assault, Sexual Misconduct, and Title IX Policy and Compliant Procedure for matters concerning Sexual Misconduct.
- Part II, Section E.5. Updated to reflect updated Operating Policies, ASU O.P. 16.02 Non-Discrimination and Anti-Harassment Policy and Compliant Procedure for Violations of Employment and Other Laws and ASU O.P. 16.03 Sexual Harassment, Sexual Assault, Sexual Misconduct, and Title IX Policy and Compliant Procedure for matters concerning Sexual Misconduct. The piece on “Faculty/Staff and Student Relationships” was also moved within this section.
- Part II, Section I. The Sexual Violence piece was updated to link to the updated Operating Policy 16.03 Sexual Harassment, Sexual Assault, Sexual Misconduct, and Title IX Policy and Complaint Procedure. The title of this section was also changed to reflect the policy’s new title. This policy covers the following:
  - Definitions of behavior covered by the Sexual Misconduct Policy;

- Contact information for the Director of Title IX/Title IX Coordinator, ASU's Office of Human Resources and the TTU System's Equal Employment Opportunity Office;
  - Reporting Sexual Misconduct;
  - Complaints by or against Students;
    - This explains conduct procedures as described in Part I.C. and Part I.D. (for student organizations);
  - Employee Complaint Procedures, Including Student Employees;
  - Complaints Involving Non-University Employees;
  - Retaliation;
  - Interim Measures;
  - Confidentiality;
  - Interference with an Investigation;
  - Training and Education;
  - Websites and Other Resources; and
  - Authoritative References.
- Added website links to:
    - RamPort;
    - Incident Reporting Form;
    - Mental Health Information; and
    - Housing and Residential Programs.
  - Section P: Use of University Space
    - Moved the appeal authority from the Executive Director of Student Affairs to the Director of Business Services.

XI.B.1.b. TTU: Approve leaves of absence without pay.—  
 The Board approved the following leaves of absence without pay. This request was approved administratively by the president and the chancellor.

Leave without pay for Andrew Farley, associate professor in the Department of Classical and Modern Languages and Literatures in the College of Arts and Sciences, for the period of August 24, 2016 through May 20, 2017. Dr. Farley

seeks leave for purposes of personal development.

Leave without pay for Starra Priestaf, assistant professor in the Department of Classical and Modern Languages and Literatures in the College of Arts and Sciences, for the period September 1, 2016 through August 31, 2017. Dr. Priestaf seeks personal leave in support of family care.

- XI.B.1.c. TTU: Approve faculty development leave of absence.—The Board approved the following faculty development leave of absence. This request was approved administratively by the president and the chancellor.

Faculty development leave with salary for Natalia Velikova, associate professor in the Department of Hospitality and Retail Management, College of Human Sciences, for the period September 1, 2016 through December 31, 2016. Dr. Velikova has received a Fulbright Scholar Award for study and teaching at the Agricultural University of Georgia where she will teach an upper-level course in wine marketing and conduct research to develop wine tourism and wine marketing strategies for the Georgian wine industry.

- XI.B.1.c-1. TTU: Approve emeritus appointment.—The Board approved to grant emeritus status to the staff member named below. This request was approved administratively by the president and the chancellor.

Peggy Flores,  
Commencement Coordinator *Emerita*

- XI.B.1.d. TTUHSC: Approve reclassification of the Doctor of Nursing Practice (“DNP”) degree as a distance program.—The Board approved the Texas Higher Education Coordinating Board’s (“THECB”) reclassification of the Texas Tech University Health Sciences Center’s (“TTUHSC”) Doctor of Nursing Practice (“DNP”) degree. This

request was approved administratively by the president and the chancellor.

- XI.B.1.e. TTU: Approve renaming of academic buildings.—The Board approved the re-naming of several buildings within the Engineering Key as follows: (1) the Industrial Engineering building (former Petroleum Engineering building #0016) the “Industrial, Manufacturing and Systems Engineering” (“IMSE”) building; (2) the Industrial Engineering building (former Textile Engineering building #0003) the “Mechanical Engineering South” (“MES”) building; and (3) the Mechanical Engineering building (#0374) the “Mechanical Engineering North” (“MEN”) building. These changes reflect the reorganization of the departments and alignment of the programs within the College of Engineering. This request was approved administratively by the president and the chancellor.
- XI.B.1.f. TTU and TTUHSC: Approve Permanent Right of Access and Use of Texas Tech University and Texas Tech University Health Sciences Center land to the City of Lubbock.—The Board approved (i) a permanent right of access and use by the City of Lubbock for 0.0073 acres (320 square feet) of Texas Tech University land and 0.0262 acres (1,140 square feet) of Texas Tech University Health Sciences Center land. This right of use will allow for the installation of the City of Lubbock’s domestic water line/utility corridor to support the Museum Life Safety Upgrade and Air Management Replacement project; and (ii) approval of the final architectural and engineering plans. This request was approved administratively by the president and the chancellor.
- XI.B.1.g. TTU: Authorize an improved real property lease in Lubbock, Texas.—The Board authorized the president or his designee to negotiate and execute a lease agreement with Gordon Davis, an individual, in order to provide warehouse space for the Southwest Collections’ (“SWC”) storage. This request was approved

administratively by the president and the chancellor.

- XI.B.1.h. TTU: Modification of endowment.—The Board approved a modification of the loan fund established under the Last Will and Testament of Carl H. Gelin (the “Gelin Fund”) to create an endowed scholarship fund to Texas Tech University, as listed below. This request was approved administratively by the president and the chancellor.

The endowment shall be known as the Mr. and Mrs. Carl H. Gelin Scholarship Fund. Earnings from the endowment shall provide financial assistance to deserving graduate students, at the discretion of the Dean of the Graduate School, in accordance with the normal and customary policies and procedures of the institution with respect to endowments. Assistance includes, but is not limited to, recruiting scholarships, research awards, emergency scholarships and other scholarships. Recipients of all awards must demonstrate satisfactory academic progress and financial need.

The 99<sup>th</sup> District Court of Lubbock County, Texas issued an Order to Modify Testamentary Gift Endowment of Carl H. Gelin on the 19<sup>th</sup> day of May, 2016, modifying the Last Will and Testament of Carl H. Gelin to establish an endowed scholarship fund, per the request of the Texas Attorney General’s Office, Texas Tech University and the Gelin Family.

- XI.B.1.i. TTU: Approve rate for new Honors Residence Hall.—The Board approved the rates as listed below to be assessed and collected from students residing in the new Honors Residence Hall effective with the fall semester, 2017. The rate to be assessed for the applicable academic school year of 9 months for the new Honors Residence Hall is set at \$5,750. This request

was approved administratively by the president and the chancellor.

<b>Residence Hall</b>	<b>FY 2018</b>
Traditional Halls - Double Occupancy	4,510.00
Traditional w/Additional Single Room Fee	5,640.00
Traditional Halls - Triple Occupancy	3,510.00
Traditional Hall Suite - Double Occupancy	5,220.00
Traditional Hall Suite Single	6,520.00
Honors Hall - Modified Traditional	5,750.00
Gordon - Double Occupancy	5,220.00
Gordon Including Single Room Fee	6,520.00
Gordon Efficiency	5,220.00
Carpenter/Wells - All Suites - All Suites	5,830.00
Murray - All Suites	5,830.00
Talkington - All Suites	6,440.00
West Village - Single Occupancy	7,750.00
West Village - Double Occupancy	7,400.00
West Village - Quad	7,000.00

- XI.B.1.i-1. TTU: Approve employee appointment to non-elective position.—The Board approved, as revised, the following employee appointment to a non-elective position. Further, the Board of Regents found, with respect to the appointee, that his service is of benefit to the State of Texas and Texas Tech University and that his services does not conflict with his respective position of employment at Texas Tech University. This request was approved administratively by the president and the chancellor.

Mr. Lee Sonnenberg, associate managing director, Transportation and Parking Services, Texas Tech University, appointed as a member of the Policy Council for Children and Families with the Texas Health and Human Services Commission (“HHSC”) by the HHSC Executive Commissioner.

This appointment will not conflict with the appointee’s employment at Texas Tech University. This individual will serve without compensation, but may be reimbursed for necessary travel and per diem in the performance of their duties as a member of the body to which they are appointed.

XI.B.1.j. TTUHSC: Approve budget adjustment for the period May 21, 2016 – August 12, 2016.—The Board approved a budget adjustment for the period May 21, 2016 – August 12, 2016. This request was approved administratively by the president and the chancellor.

TEXAS TECH UNIVERSITY HEALTH SCIENCES  
CENTER – BOARD APPROVAL ITEM  
(May 21, 2016 – August 12, 2016)

Activity	Source of Funds		Expense
	Other	Income	
<b>Board Action</b> <b>Correctional Managed Healthcare</b>		<b>\$8,000,000</b>	<b>\$8,000,000</b>
Additional revenue from the Texas Department of Criminal Justice (TDCJ) to fund the increased costs of providing healthcare to the TDCJ inmates.			
<b>Total</b>		<b>\$8,000,000</b>	<b>\$8,000,000</b>

XI.B.1.k. TTUHSC: Approve modifications of Crofoot Family Chair in Epilepsy.—The Board approved modifying the name of the Crofoot Family Chair in Epilepsy to the “Crofoot Presidential Endowment in Epilepsy,” and modifying the purpose of the endowment from funding an Epilepsy Chair to the following:

- 1) Primary focus is funding for the continued support of the epilepsy clinic and any needs the clinic may have in order to provide high quality, state of the art clinical care to patients with epilepsy;
- 2) Provide funds for research in and education regarding epilepsy annually based on the following time frame:
  - October/November – submission of funding needs by faculty to the Office of the President;
  - December/January – annual reporting to the family on progress of the epilepsy clinic, research and education initiatives as well as review of funding requests by faculty for next year’s funding.

- 3) If at some future point a need for a Chair in Epilepsy is demonstrated, the funding will revert back to the donors' initial intent.”

This request was approved administratively by the president and the chancellor. The donors made the request in writing and concur with the proposed modifications.

XI.B.1.I. ASU, TTU, TTUHSC, TTUHSC El Paso, TTUS and TTUSA: Approve delegation of signature authority.—The Board approved, in accordance with Title III Section 6.3b of the Texas General Appropriations Act, 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 System and its components, to approve all employee travel, 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 System and its components, and is in accordance with current travel regulations. The authorization is effective September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities, whichever comes first.
- (2) To authorize the chancellor to designate officers and employees of the System and its components, to approve official travel reimbursement from State appropriations and all other funds for all officers and employees, 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. This authorization is effective September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities, whichever comes first.

- (3) To authorize the chancellor to designate officers and employees of the System and its components, to approve and pay all accounts covering expenditures for state-appropriated funds and all other System or components-controlled funds. This authorization is effective September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities, whichever comes first.
- (4) To authorize and approve the sale, purchase, and transfer of stocks, bonds, and any other investment vehicles which are owned or controlled by the System and to approve contracts with investment managers funded with assets owned or controlled by the System, provided such action is approved by any two of the individuals listed below. This authorization is effective September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities,, whichever comes first, in which case the authorization applies to their successor:

**Texas Tech University System**

Officers and employees authorized to sign, or countersign:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS  
Timothy Barrett, Associate Vice  
Chancellor and CIO, TTUS  
Eric Fisher, Assistant Vice Chancellor  
TTUS  
Chelle Hillis, Assistant CFO, TTUS  
Chris Gailey, Operations Manager,  
TTUS  
Michael Nichols, Investment Officer,  
TTUS  
Maleia Torres, Treasury Manager,  
TTUS  
Tim Barnes, Senior Analyst, TTUS

In addition to those listed for Texas Tech University System above, for the sale and purchase of gifted investments for TTUS Institutional Advancement, the following individuals are also authorized to effect transactions:

Mikela Bryant, Attorney, TTUS  
Kip Pearce, Chief Accountant, TTUS

### **Angelo State University**

In addition to those listed for Texas Tech University System above, officers and employees authorized to sign, or countersign:

Angie Wright, Vice President for  
Finance and Administration, ASU  
Denise Brodnax, Controller, ASU

- (5) To authorize the signature and/or countersignature of checks drawn on all depository accounts of the System or its components in any depository bank. This authorization is effective from September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities, whichever

comes first, in which case the authorization applies to their successor. Any manually signed check shall be reviewed and signed by two authorized signers, and any mechanically signed check of \$25,000 or more shall be reviewed by any authorized signer.

### **Texas Tech University**

Officers and employees authorized to sign, or countersign:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS

Noel A. Sloan, Chief Financial Officer  
and Vice President for Administration  
& Finance, TTU

Sharon Williamson, Assistant Vice  
President and Controller, TTU

Grace Hernandez, Chief of Staff and  
Associate Vice President for  
Administration, TTU

Simone Hasie, Managing Director,  
Accounting Services, TTU

Crista McCune, Managing Director,  
Budget and Resource Planning and  
Management, TTU

Jennifer Adling, Managing Director,  
Procurement Services, TTU

Lawrence Schovanec, President, TTU

### **Texas Tech University Health Sciences Center**

Officers and employees authorized to sign, or countersign:

Tedd Mitchell, M.D., President,  
TTUHSC

Jim Brunjes, Vice Chancellor and CFO,  
TTUS

Elmo M. Cavin, Executive Vice  
President for Finance and  
Administration, TTUHSC

Michael Crowder, Associate Vice  
President for Business Affairs,  
TTUHSC

Carole Wardroup, Director of Finance  
System Management, TTUHSC

Melody Oliphint, Director of Accounting  
Services, TTUHSC

Rebecca Aguilar, Associate Managing  
Director of Accounting Services,  
TTUHSC

Suzanne Dean, Associate Director of  
Accounting Services, TTUHSC

**Texas Tech University Health Sciences  
Center at El Paso**

Officers and employees authorized to  
sign, or countersign:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS

Richard Lange, M.D., M.B.A., President,  
TTUHSC El Paso

Sue Mitchell Fuciarelli, Vice President  
for Finance and Administration and  
CFO, TTUHSC El Paso

Jessica Fisher, Executive Director of  
Business Affairs, TTUHSC El Paso

Robert Ortega, Senior Director of  
Accounting Services, TTUHSC El  
Paso

Maria E. Chavez, Unit Associate  
Director of Accounting Services,  
TTUHSC El Paso

Marcos Amendariz, Unit Associate  
Director of Accounting Services,  
TTUHSC El Paso

**Angelo State University**

Any manually signed check shall be  
reviewed and signed by two authorized  
signers, and any mechanically signed  
check of \$10,000 or more shall be  
reviewed by any authorized signer

Officers and employees authorized to sign, or countersign:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS

Angie Wright, Vice President for  
Finance and Administration, ASU

Denise Brodnax, Controller, ASU

Janet Coleman, Director of Accounting,  
ASU

Candy Woodul, Accounts Payable  
Manager, ASU

- (6) To authorize the transfer of funds, by wire or other electronic means, from System or component depositories. This authorization is effective from September 1, 2016 through August 31, 2017, or until such time as the designated officers or employees are separated from the System or its components, or are assigned other responsibilities, whichever comes first, in which case the authorization applies to their successor.

**Texas Tech University**

Wire transfers shall be approved by any two authorized individuals listed:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS

Eric Fisher, Assistant Vice Chancellor,  
TTUS

Maleia Torres, Treasury Manager,  
TTUS

Tim Barnes, Senior Analyst, TTUS

Cynthia Jobe, Executive Administrative  
Associate, TTUS

Leslie Perrydore, Executive  
Administrative Associate, TTUS

Noel A. Sloan, Chief Financial Officer  
and Vice President for Administration  
& Finance, TTU

Sharon Williamson, Assistant Vice  
President and Controller, TTU

Grace Hernandez, Chief of Staff and  
Associate Vice President for  
Administration, TTU  
Simone Hasie, Managing Director,  
Accounting Services, TTU  
Crista McCune, Managing Director,  
Budget and Resource Planning and  
Management, TTU

**Texas Tech University Health Sciences  
Center**

Wire transfers shall be approved by any  
two authorized individuals listed:

Tedd Mitchell, M.D., President,  
TTUHSC  
Jim Brunjes, Vice Chancellor and CFO,  
TTUS  
Eric Fisher, Assistant Vice Chancellor,  
TTUS  
Maleia Torres, Treasury Manger, TTUS  
Tim Barnes, Senior Analyst, TTUS  
Cynthia Jobe, Executive Administrative  
Associate, TTUS  
Elmo M. Cavin, Executive Vice  
President for Finance &  
Administration, TTUHSC  
Michael Crowder, Associate Vice  
President for Business Affairs,  
TTUHSC  
Carole Wardroup, Director of Finance  
System Management, TTUHSC  
Melody Oliphint, Director of Accounting  
Services, TTUHSC  
Rebecca Aguilar, Associate Managing  
Director of Accounting Services,  
TTUHSC  
Suzanne Dean, Associate Director of  
Accounting Services, TTUHSC

**Texas Tech University Health Sciences  
Center at El Paso**

Wire transfers shall be approved by any  
two authorized individuals listed:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS  
Eric Fisher, Assistant Vice Chancellor,  
TTUS  
Maleia Torres, Treasury Manager,  
TTUS  
Tim Barnes, Senior Analyst, TTUS  
Cynthia Jobe, Executive Administrative  
Associate, TTUS  
Richard Lange, M.D., M.B.A., President,  
TTUHSC El Paso  
Sue Mitchell Fuciarelli, Vice President  
for Finance and Administration and  
CFO, TTUHSC El Paso  
Jessica Fisher, Executive Director of  
Business Affairs, TTUHSC El Paso  
Robert Ortega, Senior Director of  
Accounting Services, TTUHSC El  
Paso  
Maria E. Chavez, Unit Associate  
Director of Accounting Services,  
TTUHSC El Paso  
Marcos Armendariz, Unit Associate  
Director of Accounting Services,  
TTUHSC El Paso

**Angelo State University**

Wire transfers shall be approved by any  
two authorized individuals listed:

Jim Brunjes, Vice Chancellor and CFO,  
TTUS  
Eric Fisher, Assistant Vice Chancellor,  
TTUS  
Maleia Torres, Treasury Manager,  
TTUS  
Tim Barnes, Senior Analyst, TTUS  
Cynthia Jobe, Executive Administrative  
Associate, TTUS  
Angie Wright, Vice President for  
Finance and Administration, ASU  
Denise Brodnax, Controller, ASU

Janet Coleman, Director of Accounting,  
ASU  
Candy Woodul, Accounts Payable  
Manager, ASU

Information Agenda

Information is provided as required by Section  
01.02.7.d(4)(c), *Regents' Rules*

- (1) ASU, TTU, TTUHSC and TTUHSC El Paso: Summary of Revenues and Expenditures by Budget Category, FY 2016, per Section 01.02.8.d(3)(g), *Regents' Rules*: All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.
  - (a) ASU: Report dated May 31, 2016 for fiscal year 2016 (available for review upon request);
  - (b) TTU: Report dated May 31, 2016 for fiscal year 2016 (available for review upon request); and
  - (c) TTUHSC: Report dated May 31, 2016 for fiscal year 2016 (available for review upon request).
  - (d) TTUHSC El Paso: Report dated May 31, 2016 for fiscal year 2016 (available for review upon request).
  
- (2) TTU, TTUHSC and TTUHSC El Paso: Contract Renewals per Sections 07.12.4.d and 07.12.6.b., *Regents' Rules* – A list of renewal, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.

TTU:

  - (a) City of Lubbock (“Citibus”) and City Transit Management Company to provide on-campus and off-campus student transportation services; estimated at \$3,678,307 per annum plus additional amounts due if the service is utilized during additional university events as requested by the university; 9/1/2016 to 8/31/2017; the original item is VII.B.1.f. in the minutes of the August 17, 2004, Board of Regents meeting, with subsequent renewals reported as information items to the Board of Regents on August 12, 2005, August 11, 2006, August 10, 2007, and August 8, 2008. The Board of Regents approved the annual renewal of the contract for FY 2010 on August 7, 2009, as an action item on the Finance & Administration Committee agenda (Minute Order V.A.2.). The renewals for FY 2011 and FY 2012 were reported as

information items to the Board of Regents on August 12, 2010 and August 5, 2011, respectively. The Board of Regents approved the annual renewal of the contract for FY 2013 on August 10, 2012, as an action item out of Executive Session (Minute Order X.A.2). The renewal for FY 2014 was reported as an information item to the Board of Regents on August 9, 2013. The Board of Regents approved the annual renewal of the contract for FY 2015 on August 7, 2014, as an action item on the Finance and Administration Committee agenda (Minute Order IX.D.2.). The Board of Regents approved the annual renewal of the contract for FY 2016 on August 6, 2015, as an action item on the Finance and Administration committee agenda (Minute Order XI.B.1.(2) (a)).

- (b) Lydick - Hooks roofing services; amount per annum will vary based upon services required for maintenance and repair; 9/18/2014 to 9/17/2016; the original item was not presented as an agenda item as historical expenditures did not exceed \$1,000,000 per annum but will reach such amount in FY 2016 and potentially in future fiscal years. The contract includes four two-year renewal terms upon mutual agreement of the parties.
- (c) Tectra America roofing services; amount per annum will vary based upon services required for maintenance and repair; 9/18/2014 to 9/17/2016; the original item was not presented as an agenda item as historical expenditures did not exceed \$1,000,000 per annum but will reach such amount in FY 2016 and potentially in future fiscal years. The contract includes four two-year renewal terms upon mutual agreement of the parties.

TTUHSC:

- (a) CON1592381 (13440) University Medical Center - UMC Lubbock; renewal of agreement for professional services hospitalist program; \$1,625,000
- (b) CON1592372 (13440) University Medical Center - UMC Lubbock; renewal of agreement for neurosurgery services; \$1,200,000
- (c) AMEND592606-002 (13440) Discovery Medical Network Inc; amendment of agreement for 1115 waiver services to extend schedule of services and compensation terms at assigned location Lubbock County Hospital District; \$6,376,414
- (d) AMEND592606-003 (13440) Discovery Medical Network Inc; amendment of agreement to remove services from 1115 waiver agreement transitioned to University Medical Center - UMC Lubbock agreement(s); reduced by \$4,930,358
- (e) AMEND597030-002 (92177) Covenant Health System; amendment of agreement for physician services to extend term 5/1/2016 – 4/30/2017; \$5,297,028

- (f) AMEND597030-003 (92177) Covenant Health System; amendment of agreement for residency program directors to extend term 5/1/2016 – 4/30/2017; \$2,460,981

TTUHSC El Paso:

- (a) 01370; El Paso County Clinical Services Inc.; “Core Resident Services Agreement”, \$12,612,284.00.

- (3) TTUHSC and TTUHSC El Paso: Consulting contracts with an initial consideration of \$25,000 or less per Section 07.12.4.e.(2), *Regents’ Rules* – “(a) Board approval is not required, but notice of the proposed contract must be provided to the chair and the chair of the Finance and Administration Committee prior to execution of the contract. (b) A report of the contract shall be provided as an Information Agenda item at the next board meeting.”

TTUHSC:

- (a) CON1581714 Lisa Williams and Associates LLC; Consultant Capacity / Staffing Assessment - Family Medicine; \$20,000

TTUHSC El Paso:

- (a) 02488; Josefine P. Brownstein; “Consultant Services Agreement” for TTUHSC-El Paso campus, RE: Consulting services for the implementation of the Community Health Worker Core Census Project, \$10,500.
- (b) 02513; Thomas Cleary; “Consultant Services Agreement” for TTUHSC-El Paso campus, RE: Consulting services for initial application for independent Southern Association of Colleges and Schools Commission on Colleges accreditation, \$10,000.

- (4) ASU: Emergency or exigent circumstances approval of property purchase by Section 07.12.3.g, *Regents’ Rules* – “Unless prohibited by law, when an emergency or exigent circumstances exist and it is not feasible or practical to convene a quorum of the board within the time in which action is needed, approval may be given for a contract proposed submitted by the chancellor, or the chancellor’s designee, by verbal approval of the chair or of the chair of the Finance and Administration Committee. Contracts approved in this manner shall be presented to the board as an information item at the next board meeting.”

- (a) ASU – Purchase of improved real property located at 2419 W. Avenue N., San Angelo, Texas for price not to exceed \$255,000.

- (5) TTU: Note regarding the Garrison Center – The Texas Tech University System Office of Facilities, Planning and Construction has been informed by current management of the Garrison Center of an intent to re-purpose an interior section of the existing building for a therapy gym. In connection with that change of use, Garrison management wishes to add an additional 10 parking spaces to an existing parking lot currently containing 60 spaces. Under the 1999 ground lease which governs the relationship between Texas Tech University and the current lessee, Knight Health Holdings, L.L.C., Board of Regents approval would be required for any additional construction of new buildings on the premises. This is to inform the Board of Regents that the FP&C Office has been advised that the proposed addition of 10 parking spaces would not require approval of the Board of Regents under provisions of the ground lease.

Regent Montford moved that the Consent Agenda be approved and that the Board acknowledge its review of the Information Agenda. The motion was seconded by Regent Huckabee and passed unanimously.

- XI.B.2. TTUHSC El Paso: Authorize the use of Eminent Domain.— The Board authorized the chancellor or the chancellor’s designee use of the power of eminent domain on behalf of Texas Tech University Health Sciences Center at El Paso (“TTUHSC El Paso”) to acquire the property located at 4900 Gateway Boulevard East in El Paso, Texas. The purchase of this improved real property is vital to the mission of TTUHSC El Paso.

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

- XII. REPORTS OF STANDING COMMITTEES.—At 9:06 am, at the direction of Chairman Long, Standing Committee reports were presented sequentially to the Committee of the Whole.

XII.A. REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

Committee Chairman Rick Francis reported that the Finance and Administration Committee met in open session on August 11, 2016 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 Finance and Administration Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

- XII.A.1. TTUSA, TTU, ASU, TTUHSC and TTUHSC El Paso: Approve FY 2017 operating budgets.—The Board approved the FY 2017 Operating Budget for Texas Tech University System Administration; Texas Tech University; Angelo State University; Texas Tech University Health Sciences Center; and Texas Tech University Health Sciences Center at El Paso. In addition, the Board approved to appropriate the fund balances of income generating accounts for specific activities usually supported by the accounts unless otherwise appropriated by the Board.

The TTUS Summary Operating Budgets Fiscal Year 2017 as presented to the Board during the presentation of this item is included herewith as Attachment No. 2.

- XII.A.2. TTUHSC: Authorize president to execute contract with GCA Education Services of Texas, Inc.—The Board authorized the president to approve and execute a contract with GCA Education Services of Texas, Inc., to provide custodial and related services at the Texas Tech University Health Sciences Center (“TTUHSC”) Lubbock and Permian Basin locations.

- XII.A.3. TTUHSC El Paso: Authorize president to execute contract with Community Health Worker Core Consensus Consultants.—The Board authorized the president to execute a contract with Community Resources LLC and Caitlin G. Allen to provide expertise and encourage outreach to stakeholders and leaders in the health and human service organizations.

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

Committee Chairman Tim Lancaster reported that the Academic, Clinical and Student Affairs Committee met in open session on August 11, 2016 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.

- XII.B.1. ASU: Approve appointments with tenure.—The Board approved granting tenure to the following faculty of Angelo State University concurrently with their appointments:

Carolyn Gascoigne, Ph.D., new dean of the College of Arts and Humanities and professor for the Department of English and Modern Languages, College of Arts and Humanities. Dr. Gascoigne assumed her duties on July 1, 2016. She was formerly a Graduate Program Chair for the University of Nebraska at Omaha from 2013 to 2015, as well as Acting Assistant Vice Chancellor of Academic Affairs at University of Nebraska at Omaha from 2012 to 2013. Dr. Gascoigne was most recently a tenured professor in the Department of Foreign Languages at the University of Nebraska at Omaha;

Herman O. Howard, Ph.D., new professor and chair in the Department of Communication and Mass Media, College of Arts and Humanities, effective August 1, 2016. Dr. Howard was formerly a department chairperson at Benedict College from 2011 to 2016, as well as a tenured associate professor in the Department of English, Foreign Languages and Mass Communication; and

Brian W. Kulik, Ph.D., new associate professor and chair in the Department of Management and Marketing, College of Business. Dr. Kulik will assume his duties August 25, 2016. He was most recently a tenured associate professor at Hawaii Pacific University.

XII.B.2. TTU: Approve appointments with tenure.—The Board approved the granting of tenure to the following faculty upon their appointments at Texas Tech University:

Eric Bernard, M.L.A., new department chair and professor, Landscape Architecture, College of Agricultural Sciences and Natural Resources. Professor Bernard was previously a tenured associate professor of Landscape Architecture at the University of New Mexico.

Stephen Devadoss, Ph.D., the new Emabeth Thompson Professor in Risk Management in the Department of Agricultural and Applied Economics, College of Agricultural Sciences and Natural Resources. Dr. Devadoss was most recently a tenured professor in the Department of Agricultural Economics at the University of Idaho.

John Rayfield, Ed.D., new associate professor of Agricultural Education in the Department of Agricultural Education and Communication, College of Agricultural Sciences and Natural Resources. Dr. Rayfield most recently served as a tenured associate professor in the Department of Agricultural Leadership, Education, and Communication at Texas A&M University.

David Rivera, Ph.D., new associate professor in the Department of Hospitality and Retail Management, College of Human Sciences. Dr. Rivera comes to Texas Tech from East Carolina University where he was a tenured associate professor in the School of Hospitality Leadership.

Arturo Schultz, Ph.D., new department chair and professor of Civil, Environmental and Construction Engineering in the Edward E. Whitacre Jr. College of Engineering. Dr. Schultz most recently was a tenured professor in the Department of Civil, Environmental & Geo- Engineering at the University of Minnesota, Twin Cities.

Sivalingam Sritharan, Ph.D., new professor in the Department of Civil, Environmental and Construction Engineering, Edward E. Whitacre Jr. College of Engineering. Most recently, Dr. Sritharan was the Grace Miller Wilson and T. A. Wilson Endowed Engineering Professor, a with a tenured appointment in the Department of Civil, Construction & Environmental Engineering, College of Engineering, Iowa State University.

Jim Williamson, M.Arch., new dean and professor of Architecture, College of Architecture. Dean Williamson comes to Texas Tech from Cornell University where he was an associate professor in the College of Architecture (a non-tenured position).

Noel Zahler, D.M.A., new dean and professor of Music in the College of Visual & Performing Arts. Dr. Zahler most recently served as a tenured professor and dean and Chief Academic Officer for the College of Arts, Communications and Design at Long Island University.

XII.B.3. TTU: Approve Master of Science Degree in Finance.—The Board approved the new degree program, Master of Science in Finance, to be offered on-campus in the Jerry S. Rawls College of Business 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 certification of such a program and to the Southern Association of Colleges and Schools Commission on Colleges for acknowledgement of a new degree program.

Currently, students in the existing Master of Science in Business Administration (“M.S.B.A.”) may complete a concentration in finance. The proposed M.S. in Finance will replace that concentration in the M.S.B.A. As such, no new tenure-track faculty members are needed to support this degree within the first five years, but existing faculty load will be reallocated from the M.S.B.A. to meet demand for the new program. Neither are any new non tenure-track faculty, graduate part-time instructors, or teaching assistants anticipated to be associated with the new program. The \$1,381,250 in personnel costs listed below represents the personnel expenses associated with delivering the current finance concentration in the M.S.B.S. program. Equipment costs of \$150,000 over five years include the program’s use of Bloomberg data services and equipment (the default financial data service provider used in the financial industry today). Promotion of the program and recruitment activity are expected to cost approximately \$2500 per year in the first five years, for a total of \$12,500. Together, these costs over five years total \$1,543,750. With differential tuition projected at \$3,794,344 and formula funding at \$414,074 in the same time period, the program is anticipated to generate revenue of \$4,208,418.

<b>Five-Year Costs</b>		<b>Five-Year Funding</b>	
Personnel (relocated costs)	\$1,381,250	Reallocated Funds	\$0
Facilities and Equipment	\$150,000	Anticipated New Formula Funding	\$414,074
Library, Supplies, and Materials	\$0	Special Item Funding	\$0
Other (Program Promotion)	\$12,500	Other (differential tuition)	\$3,794,344

<b>Total Costs</b>	<b>\$1,543,750</b>	<b>Total Funding</b>	<b>\$4,208,418</b>
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- XII.B.4. TTU: Approve conferral of honorary degree.—The Board approved the conferral of an honorary degree of Doctor of Humanities upon Carey Hobbs at the December 2016 commencement ceremony or at a time and place mutually agreeable to the president, the chancellor, the board, and the recipient of the award.

Advance notice of the proposed honorary degree was provided to the members of the Board of Regents as required by Section 12.04.6, *Regents' Rules*.

- XII.B.5. TTUHSC El Paso: Approve appointment with tenure.—The Board approved the granting of tenure to Koko Aung, M.D., MPH, CPH, FACP concurrent with his appointment as the professor in the Department of Internal Medicine at the Paul L. Foster School of Medicine, effective as of February 5, 2016.

Dr. Aung joins the Texas Tech University Health Sciences Center at El Paso ("TTUHSC El Paso") from the University of Texas Health Sciences Center at San Antonio where he has served as a professor of Internal Medicine and the Chief of the Division of General Internal Medicine. He also held the O. Roger Hollan Professorship in Internal Medicine. Dr. Aung was also the Director of Educational Programs for the Department of Medicine at the Health Science Center in San Antonio which included the emerging medical school of the University of Texas Rio Grande Valley at that time. He earned his medical degree from Rangoon University Medical College in Burma, and completed his internal medicine residency at Temple University/St. Luke's University Hospital in Bethlehem, Pennsylvania, where he served as the Chief Medical Resident. He received a Master of Public Health degree from the Johns Hopkins University School of Public Health. He received training on the conduct of systematic reviews and meta-analysis at Tufts University School of Medicine, Johns Hopkins University School of Public Health, and the U.S. Cochrane Center; and training on outcomes research at Harvard School of Public Health. He is board-certified by the American Board of Internal Medicine, and by the National Board of Public Health Examiners.

Dr. Aung's areas of expertise and interests include medical education leadership, educational program development,

clinical internal medicine, clinical epidemiology, evidence synthesis, systematic reviews and meta-analyses. He published and delivered presentations related to clinical epidemiology, evidence synthesis and quality of health care. Dr. Aung is the current President of the Texas Chapter of the American College of Physicians Services. He is a member of Cochrane Collaboration, an international not-for-profit organization, providing up-to-date information about the effects of health care. He chairs the Society of General Internal Medicine (SGIM)-UpToDate Reviewers Leadership Committee. He also serves as a member of the United States Medical Licensing Examination Test Materials Development Committee for the National Board of Medical examiners.

- XII.B.6. TTUHSC El Paso: Approve a “Distinction in Anatomy” M.D. diploma notation for graduates of the Paul L. Foster School of Medicine who complete the associated supplemental program requirements.—The Board approved the “Distinction in Anatomy” M.D. diploma notation for graduates of the Paul L. Foster School of Medicine (“PLFSOM”) who complete the program requirements.

## XII.C. REPORT OF THE AUDIT COMMITTEE

Regent John Steinmetz reported that the Audit Committee met in open session on August 11, 2016 to consider those matters on its agenda and to formulate recommendations to the Board of Regents of the Texas Tech University System. Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended by the Audit Committee and approved in open session and without objection by the Board of Regents of the Texas Tech University System.

- XII.C.1. TTUS: Approve 2017 annual audit plan for the Texas Tech University System.—The Board approved the annual audit plan, included herewith as Attachment No. 3 (TTUS Office of Audit Services Annual Audit Plan for the Year Ending August 31, 2017 PowerPoint) and Attachment No. 4 (TTUS FY 2017 Prioritized Audit Plan).
- XII.C.2. TTUS: Report on audits.—The Board accepted a report on the System’s audit projects, included herewith as Attachment No. 5 (TTUS FY 2016 Prioritized Audit Plan).
- XII.C.2. Executive Session.—At 11:12 am, the Audit Committee convened into Executive Session in the Red Raider Lounge

(Room 119), First Floor, Student Union Building, 15th Street and Akron Avenue, as authorized by Sections 551.071 and 551.074 of the Texas Government Code.

- XII.C.3. Open Session.—At 11:50 am, the Audit Committee reconvened in open session in the Ballroom (Room 118), First Floor, Room 227, Student Union Building, 15<sup>th</sup> Street and Akron Avenue, Lubbock, Texas, to consider items as a committee.

Regent Steinmetz stated that there were no motions to present from Executive Session.

#### XII.D. REPORT OF THE FACILITIES COMMITTEE

Committee Chairman Larry Anders reported that the Facilities Committee met in open session on August 11, 2016 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.

- XII.D.1. ASU: Approve a project to construct the new Archer College of Health and Human Services building.—The Board authorized the chancellor or the chancellor's designee to (i) proceed with a project to plan, design, and construct the new Archer College of Health and Human Services building project with a total project budget of \$26,360,000; (ii) report the project to the Texas Higher Education Coordinating Board; (iii) amend the Design Professional contract, (iv) amend the Construction Manager Agent contract; and (v) amend the Construction Manager at Risk contract. The project budget of \$26,360,000 is comprised of the Revenue Finance System ("RFS") funding of the 84<sup>th</sup> Texas Legislature's Regular Session authorization of Tuition Revenue Bond ("TRB") (\$21,360,000) and cash gifts (\$5,000,000). The budget includes the previously approved Stage I design budget of \$797,195 which was funded through the Revenue Finance System ("RFS") repaid with the Tuition Revenue Bond ("TRB") Legislative appropriation.

The Board also acknowledged 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 found 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 project with an aggregate maximum principal amount expected to be \$21,360,000.

The Board also authorized the president 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 ASU Approve a project to construct the Archer College of Health and Human Services building PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 6.

XII.D.2. ASU: Approve scope expansion and budget increase to the new Press Box project at the LeGrand (Football) Stadium.—

The Board authorized the chancellor or the chancellor's designee to (i) expand the project scope and increase the project budget for the new Press Box at the LeGrand (Football) Stadium at 1st Community Credit Union Field by \$500,000 for a total project budget of \$3,500,000; (ii) report the project change to the Texas Higher Education Coordinating Board; (iii) amend the design professional contract; (iv) complete the contract documents; and (v) amend the construction contract. The budget increase will be funded with a gift-in-hand.

The Board also authorized the president 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 ASU Approve scope expansion and budget increase for the new Press Box project at the LeGrand (Football) Stadium PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 7

XII.D.3. TTU: Approve scope expansion and budget increase to the Petroleum Engineering Building Renovation – Phase I

project.—The Board authorized the chancellor or the chancellor’s designee to (i) expand the project scope and increase the project budget for the Petroleum Engineering Building Renovations – Phase I project by \$725,000 for a total project budget of \$9,859,000; (ii) report the project change to the Texas Higher Education Coordinating Board; (iii) amend the design professional contract; (iv) complete the contract documents; and (v) amend the construction contract. The budget increase will be funded through the Revenue Finance System (“RFS”) repaid with Higher Education Assistance Funds (“HEAF”) (\$485,750) and Gifts (\$239,250).

The original project was funded with Higher Education Assistance Funds (“HEAF”) (\$3,800,000), gifts (\$750,000), and indirect cost recovery (\$450,000) for a total \$5.0 million project funding. The first budget increase was funded through the Revenue Finance System (“RFS”) repaid with Higher Education Assistance Funds (“HEAF”) (\$4,134,000) for an amended project budget total of \$9,134,000.

The Board also acknowledged 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 found 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 project with an aggregate maximum principal amount expected to be \$9,859,000.

The Board also authorized the president 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 Approve scope expansion and budget increase to the Petroleum Engineering Building Renovation – Phase I project PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 8.

XII.D.4. TTU: Approve a project to construct the Experimental Sciences Building II.—The Board authorized the chancellor or the chancellor’s designee to (i) proceed with a project to plan, design, and construct the Experimental Sciences Building II (“ESB II”), a new Research Building, with a total project budget of \$77,000,000; (ii) report the project to the Texas Higher Education Coordinating Board; (iii) amend the Design Professional contract, (iv) amend the Construction Manager Agent contract; and (v) amend the Construction Manager at Risk contract. The project budget of \$77,000,000 is comprised of the Revenue Finance System (“RFS”) funding of the 84th Texas Legislature’s Regular Session authorization of Tuition Revenue Bond (“TRB”) (\$70,000,000) and the balance will be funded through RFS repaid by Higher Education Assistance Funds (“HEAF”) (\$7,000,000). The budget includes the previously approved Stage I design budget of \$2,217,364 which was funded through the Revenue Finance System (“RFS”) repaid with the Tuition Revenue Bond (“TRB”) Legislative appropriation.

The Board also acknowledged 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 found 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 project with an aggregate maximum principal amount expected to be \$77,000,000.

The Board also authorized the president 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 Approve a project to construct a new Experimental Science Building II PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 9.

XII.D.5. TTU: Authorize a Power Purchase Agreement for Texas Tech University’s Junction campus.—This item was pulled from consideration and approval.

XII.D.6. TTU: Authorize president to execute a contract with the Enrollment Management Dallas Office.—The Board authorized the president or his designee to negotiate and execute a lease agreement with PFV/Realty III, L.P. in Dallas, Texas, for use by the Department of Enrollment Management’s Dallas Office.

Texas Tech University (“TTU”), on behalf of its Department of Enrollment Management, issued a Request for Qualifications (RFQ 2015-672), seeking qualified brokers of retail leased space in Dallas, Texas. TTU selected Ryland Enterprise, Inc. dba ARVO Realty Advisors, who brokered for TTU adequate retail space at Preston Forrest Village in Dallas. Specifically, TTU wishes to lease 5,200 square feet of retail space at 11661 Preston Road, Preston Forrest Village, Dallas, Texas 75230, from PFV/Realty III, L.P., for use by Enrollment Management for recruiting efforts in the Dallas area.

The initial term of the lease is seven years and would begin upon completion of negotiations after Board of Regent approval. The lease allows for one extension of five years if TTU provides the Landlord with at least one year’s notice prior to the expiration of the initial term. For the initial term of the lease, TTU will pay annual rent as follows:

<b><u>Lease Year</u></b>	<b><u>Annual Base Rent</u></b>	<b><u>Monthly Rent</u></b>
1	\$88,400.00	\$7,366.67
2	\$90,168.00	\$7,514.00
3	\$91,971.36	\$7,664.28
4	\$93,810.79	\$7,817.57
5	\$95,687.00	\$7,973.92
6	\$97,600.74	\$8,133.40
7	\$99,552.76	\$8,296.06

If renewed, TTU will pay annual rent as follows:

<b><u>Lease Year</u></b>	<b><u>Annual Base Rent</u></b>	<b><u>Monthly Rent</u></b>
8	\$101,543.81	\$8,461.98
9	\$103,574.69	\$8,631.22
10	\$105,646.18	\$8,803.85
11	\$107,759.11	\$8,979.93
12	\$109,914.29	\$9,159.52

The additional costs for this lease are (i) a security deposit of \$11,145.34 (to be returned at the end of the lease); (ii) “Tax

Rent” of 1/12 of TTU’s annual share of taxes pursuant to the Landlord’s estimates; (iii) utilities costs for the leased space during the term; (iv) maintenance costs for the leased space during the term, (v) the cost of a shopping center sign not-to-exceed \$4,000; (vi) TDLR accessibility inspection fees (vii) costs for renovations to the premises that exceed the \$208,000 improvement budget at an amount not-to-exceed \$10,000; and (viii) “Common Area” rent of \$17,784 for the first year, to be paid in 12 equal installments along with the annual rent payment. Thereafter, the Common Area rent payment will increase by 4% each year of the term.

The TTU Authorize president to execute a contract with the Enrollment Management Dallas Office PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 10.

- XII.D.7. TTUHSC: Approve a project to construct the new Permian Basin Academic Facility on the Odessa campus.—The Board authorized the chancellor or the chancellor’s designee to (i) proceed with a project to plan, design, and construct a new Permian Basin Academic Facility on the Odessa campus with a total budget of \$22,300,000; (ii) report the project to the Texas Higher Education Coordinating Board; (iii) amend the Design Professional contract, (iv) amend the Construction Manager Agent contract; and (v) amend the Construction Manager at Risk contract. The project budget of \$22,300,000 is comprised of the Revenue Finance System (“RFS”) funding of the 84<sup>th</sup> Texas Legislature’s Regular Session authorization of Tuition Revenue Bond (“TRB”) (\$14,256,000), Unexpended Plant Funds cash (\$5,544,000), and gift (\$2,500,000 pledge). The budget includes the previously approved Stage I design budget of \$552,665 which was funded through the Revenue Finance System (“RFS”) repaid with the Tuition Revenue Bond (“TRB”) Legislative appropriation.

The Board also acknowledged 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 found 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 project with an aggregate maximum principal amount expected to be \$16,756,000.

The Board also authorized the president 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 TTUHSC Approve a project to construct the new Permian Basin Academic Facility on the Odessa Campus PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 11.

- XII.D.8. TTUHSC: Authorize the purchase of real property in Odessa, Texas.—The Board authorized the chancellor or the chancellor’s designee to (i) establish a total project budget of \$10,500; (ii) negotiate and execute an agreement to purchase Dotsy Avenue between 4<sup>th</sup> Street and 3<sup>rd</sup> Street; 0.37 acres (16,225 square feet) of, Odessa, Texas; and (iii) report the purchase to the Texas Higher Education Coordinating Board. The property purchase will be funded with Designated Funds Interest Earnings.

The city street have been assessed by the Odessa Central Appraisal District for an approximate value of \$10,500. TTUHSC will negotiate a not-to-exceed amount of \$10,500 for the improved real property.

The Board also authorized the president to negotiate and execute any and all agreements with the city, state, and county agencies, utility companies, and other entities required to successfully complete the project.

The TTUHSC Authorize the purchase of real property in Odessa, Texas PowerPoint as presented to the Board during the presentation of this item is included herewith as Attachment No. 12.

- XII.D.9. TTUS: Report on Facilities Planning and Construction projects.—The Board accepted a report on Facilities Planning and Construction managed projects, included herewith as Attachment No. 13 (TTUS Facilities Planning and Construction Capital Projects Budget Analysis FY 2010-2016 Report) and Attachment No. 14 (TTUS Report on

Facilities Planning and Construction Projects (Project data as of 07/28/2016) PowerPoint).

- XIII. OPEN SESSION.—At 9:11 am the Board continued in open session in the Ballroom (Room 118), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue, Lubbock, Texas, to consider items as the Committee of the Whole and Meeting of the Board.
- XIII.A. SCHEDULE FOR BOARD MEETINGS.—Mr. Lock presented the following schedule for future board meetings: October 13-14, 2016; December 15-16, 2016; February 23-24, 2017; May 18-19, 2017; August 10-11, 2017; and December 14-15, 2017.
- XIII.B. CHANCELLOR'S REPORT.—Chairman Long called on Chancellor Duncan, who presented the Chancellor's Report, included herewith as Attachment No. 15.
- XIII.C. THE PRESIDENT'S REPORT, ASU.—Chairman Long called on President May, who presented the President's Report, included herewith as Attachment No. 16.
- XIII.C.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, ASU—Chairman Long called on Mr. Peyton Labauve, president, Student Government Association, ASU, who presented a report from the Student Government Association, included herewith as Attachment No. 17.
- XIII.D. THE PRESIDENT'S REPORT, TTU.—Chairman Long called on President Schovanec, who presented the President's Report, included herewith as Attachment No 18.
- XIII.D.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Long called on Mr. Ben Sharp, president, Student Government Association, TTU, who presented a report from the Student Government Association, included herewith as Attachment No. 19.
- XIII.E. THE PRESIDENT'S REPORT, TTUHSC.—Chairman Long called on President Mitchell, who presented the President's Report, included herewith as Attachment No. 20.
- XIII.E.1 REPORT BY STUDENT GOVERNMENT ASSOCIATION, TTU.—Chairman Long called on Ms. Cheyenne Mangold, president, Student Government Association, TTUHSC, who presented a report from the Student Government Association, included herewith as Attachment No. 21.

- XIII.F. THE PRESIDENT'S REPORT, TTUHSC El Paso.—Chairman Long called on President Lange, who presented the President's Report, included herewith as Attachment No. 22.
- XIII.F.1 REPORT BY STUDENT GOVERNMENT REPRESENTATIVE, TTU.—Chairman Long called on Eric Vest, President, SGA, TTUHSC El Paso, who presented a report, included herewith as Attachment No. 23.
- XIV. EXECUTIVE SESSION.—The Board did not recess into Executive Session on Friday, August 12, 2016.
- XV. OPEN SESSION.—At 10:19 am, the Board continued in open session in the Ballroom (Room 118), First Floor, Student Union Building, 15<sup>th</sup> Street and Akron Avenue to consider items as a Committee of the Whole and Meeting of the Board.
- A. REPORT OF EXECUTIVE SESSION.—There were no motions from Executive Session.
- B. CHAIRMAN'S ANNOUNCEMENTS.—There were no announcements.
- XVI. ADJOURNMENT.—Chairman Long adjourned the meeting at 10:19 am.

## INDEX OF ATTACHMENTS

Attachment 1	ASU Student Handbook 2016-2017
Attachment 2	TTUS Summary Operating Budgets Fiscal Year 2017
Attachment 3	TTUS Office of Audit Services Annual Audit Plan for the Year Ending August 31, 2017 PowerPoint
Attachment 4	TTUS FY 2017 Prioritized Audit Plan
Attachment 5	TTUS FY 2016 Prioritized Audit Plan
Attachment 6	ASU Approve a project to construct the Archer College of Health and Human Services building PowerPoint
Attachment 7	ASU Approve scope expansion and budget increase for the new Press Box project at the LeGrand (Football) Stadium PowerPoint
Attachment 8	TTU Approve scope expansion and budget increase to the Petroleum Engineering Building Renovation – Phase I project PowerPoint
Attachment 9	TTU Approve a project to construct a new Experimental Science Building II PowerPoint
Attachment 10	TTU Authorize president to execute a contract with the Enrollment Management Dallas Office PowerPoint
Attachment 11	TTUHSC Approve a project to construct the new Permian Basin Academic Facility on the Odessa Campus PowerPoint
Attachment 12	TTUHSC Authorize the purchase of real property in Odessa, Texas PowerPoint
Attachment 13	TTUS Facilities Planning and Construction Capital Projects Budget Analysis FY 2010-2016 Report
Attachment 14	TTUS Report on Facilities Planning and Construction Projects (Project data as of 07/28/2016) PowerPoint
Attachment 15	TTUS Chancellor's Report
Attachment 16	ASU President's Report
Attachment 17	ASU SGA President's Report
Attachment 18	TTU President's Report
Attachment 19	TTU SGA President's Report
Attachment 20	TTUHSC President's Report
Attachment 21	TTUHSC SGA President's Report
Attachment 22	TTUHSC El Paso President's Report
Attachment 23	TTUHSC El Paso 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 August 11-12, 2016.



SEAL

  
Ben Lock  
Secretary