

MATERIAL SUPPORTING THE AGENDA

Volume XXVIIIc

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on

June 11-12, 1981
August 13-14, 1981

The material is divided according to the standing committees and the meetings that were held and is submitted on three different colors, namely:

White paper - for the documentation of all items that were presented before the deadline date.

Blue paper - all items submitted to the Executive Session of the Committee of the Whole and distributed only to the Regents and Chancellor of the System.

Yellow paper - Emergency items distributed at the meeting.

Material distributed at the meeting as additional documentation is not included in the bound volume, because sometimes there is an unusual amount and other times some people get copies and some do not get copies. If the Secretary was furnished a copy, then that material goes into the appropriate subject file.



BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting

Agenda

Meeting Date: August 13-14, 1981

Meeting No.: 780

Name: _____

CONFIDENTIAL

Items Added Since Original Agenda Compiled*
August 13-14, 1981

1. **U. T. Board of Regents: Proposed Amendments to the Regents' Rules and Regulations, Part One, Chapters I and II**
2. **U. T. Cancer Center: Consideration of Request by Donor With Regard to Fringe Benefits for U. T. System Professor of Surgery and Oncology**

***Supporting material was not ready at the time of the preparation of the MSA and will be furnished to members of the Board of Regents prior to the meeting.**

BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

CALENDAR

Thursday, August 13, 1981

9:00 a. m. Meeting of the Board of Regents
Stark Library, Main Building, Fourth Floor
The University of Texas at Austin
Austin, Texas

Resolve into Committee of the Whole in
Executive Session

1:30 p. m. Meeting of the Board of Regents
Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
201 West 7th Street, Austin, Texas

Committee Meetings

Buildings and Grounds Committee
Committee of the Whole in Executive Session

Friday, August 14, 1981

9:00 a. m. Meeting of the Board of Regents
Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
201 West 7th Street, Austin, Texas

Committee Meetings

System Administration Committee
Academic and Developmental Affairs Committee
Buildings and Grounds Committee (if not
completed on Thursday afternoon)
Health Affairs Committee
Land and Investment Committee
Committee of the Whole
Open Session
Executive Session (if not completed on
Thursday afternoon)

Meeting of the Board of Regents

Telephone Numbers

Offices:

Board of Regents	471-1265
Chancellor Walker	471-1743

Hotels:

Austin Hilton Inn	451-5757
Driskill	474-5911
Marriott	458-6161
Sheraton-Crest	478-9611

Airlines:

Braniff International	476-4631
Continental	477-6716
Southwest	926-1221
Texas International	477-6441

**Meeting of
the Board**

AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 13, 1981

Time: 9:00 a.m.

Place: Stark Library, Main Building, Fourth Floor
The University of Texas at Austin
Austin, Texas

A. CALL TO ORDER

B. RECESS FOR COMMITTEE MEETING

Resolve into Committee of the Whole - Executive Session. --
The Board will resolve into the Committee of the Whole in
Executive Session pursuant to V.T.C.S., Article 6252-17,
Sections 2(e), (f) and (g) to discuss those matters listed on
the agenda for the meeting of the Committee of the Whole -
Executive Session. See Page 1.

C. RECESS TO RECONVENE AT 1:30 P.M. IN THE REGENTS'
MEETING ROOM, NINTH FLOOR, ASHBEL SMITH HALL

AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 13, 1981

Time: 1:30 p.m.

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

A.-C. (Page B of R - 1)

D. RECONVENE

E. RECESS FOR COMMITTEE MEETINGS

1. Buildings and Grounds Committee. --To discuss and act on items listed on the agenda and any emergency or late items referred to the Committee. (See Pages B & G 1 - 39.)
2. Committee of the Whole - Executive Session. --Following the Buildings and Grounds Committee meeting, the Board of Regents will convene in Executive Session of the Committee of the Whole pursuant to V.T.C.S., Article 6252-17, Sections 2(e), (f) and (g) to discuss those matters listed on the agenda for the meeting of the Committee of the Whole - Executive Session. See Page 1.

F. RECESS TO RECONVENE AT 9:00 A.M. ON FRIDAY,
AUGUST 14, 1981

AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 14, 1981

Time: 9:00 a. m.

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

A.-F. (Pages B of R 1 - 2)

G. RECONVENE

H. APPROVAL OF MINUTES OF REGENTS' MEETINGS HELD
JUNE 11-12 AND JULY 1, 1981

I. INTRODUCTIONS

1. U. T. Arlington - President Nedderman
2. U. T. Austin - President Flawn
3. U. T. Dallas - President Jordan
4. U. T. El Paso - President Monroe
5. U. T. Permian Basin - President Cardozier
6. U. T. San Antonio - President Wagener
7. U. T. Tyler - President Hamm
8. U. T. Institute of Texan Cultures - Executive Director Maguire
9. U. T. Health Science Center - Dallas - President Sprague
10. U. T. Galveston Medical Branch - President Levin
11. U. T. Health Science Center - Houston - President Bulger
12. U. T. Health Science Center - San Antonio - President Harrison
13. U. T. Cancer Center - President LeMaistre
14. U. T. Health Center - Tyler - Director Hurst
15. Others

J. RECESS FOR COMPLETION OF COMMITTEE MEETINGS

1. System Administration Committee
Committee Chairman Fly
2. Academic and Developmental Affairs Committee
Committee Chairman (Mrs.) Blumberg

3. Buildings and Grounds Committee (if not completed on Thursday
Committee Chairman Richards afternoon)
4. Health Affairs Committee
Committee Chairman Newton
5. Land and Investment Committee
Committee Chairman Hay
6. Committee of the Whole
Chairman Powell
 - a. Open Session
 - b. Executive Session (if business not completed on Thursday
afternoon)

**System Administration
Committee**

SYSTEM ADMINISTRATION COMMITTEE
Committee Chairman Fly

Date: August 14, 1981

Time: Following the 9:00 a. m. Session of the Board of Regents

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

Page
SAC

U. T. System Administration, U. T. Austin, U. T. El Paso, U. T. Permian Basin, U. T. San Antonio, U. T. Galveston Medical Branch (U. T. Galveston Medical School and U. T. Galveston Hospitals) and U. T. Cancer Center: Amendments to 1980-81 Budget (11-B-81 and 12-B-81)

Below

U. T. System Administration, U. T. Austin, U. T. El Paso, U. T. Permian Basin, U. T. San Antonio, U. T. Galveston Medical Branch (U. T. Galveston Medical School and U. T. Galveston Hospitals) and U. T. Cancer Center: Amendments to 1980-81 Budget (11-B-81 and 12-B-81).--

RE COMMENDATION

It is recommended by the appropriate chief administrative officers, concurred in by U. T. System Administration, that their respective 1980-81 Operating Budget be amended as indicated on the pages set out below:

The University of Texas System Administration,
Page SAC - 2

The University of Texas at Austin, Page SAC - 2

The University of Texas at El Paso, Page SAC - 2

The University of Texas of the Permian Basin,
Page SAC - 2

The University of Texas at San Antonio, Page SAC - 3

The University of Texas Medical Branch at Galveston
(U. T. Galveston Medical School and U. T. Galveston Hospitals), Page SAC - 3

The University of Texas System Cancer Center,
Page SAC - 3

The source of funds will be from departmental appropriations unless otherwise specified.

THE UNIVERSITY OF TEXAS SYSTEM ADMINISTRATION

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
4.	Legal Expenses and Other Services Transfer of Funds	From: Available University Fund Unappropriated Balance	To: Legal Expenses and Other Services	
	Amount of Transfer	\$117,082	\$117,082	6-1-81

THE UNIVERSITY OF TEXAS AT AUSTIN

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
158.	Unallocated Faculty Salaries Transfer of Funds	From: Unappropriated Balance	To: Unallocated Faculty Salaries	
	Amount of Transfer	\$1,087,307	\$1,087,307	5-1-81

THE UNIVERSITY OF TEXAS AT EL PASO

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
6.	Computer Acquisitions Transfer of Funds	From: Combined Fee Revenue Bonds, Series 1979	To: Computer Acquisitions	
	Amount of Transfer	\$121,012 586,988 <u>\$708,000</u>	<u>\$708,000</u>	6-1-81

THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
1.	Unallocated Faculty Salaries Transfer of Funds	From: Unappropriated Balance	To: Unallocated Faculty Salaries	
	Amount of Transfer	\$ 75,828	\$ 75,828	5-1-81

THE UNIVERSITY OF TEXAS AT SAN ANTONIO

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
9.	Plant Funds - Convocation Building Seating Project Transfer of Funds	From: Unexpended Plant Funds - Combined Fee Revenue Bond Proceeds - Interest on Treasury Notes	To: Convocation Building Seating Project - Construction \$ 90,000 Equipment <u>410,000</u> <u>\$500,000</u>	5-1-81
	Amount of Transfer	\$ 500,000		

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

1980-81 BUDGET

Item No.	Explanation	Present Rate	Proposed Rate	Effective Dates
<u>U. T. Galveston Medical School</u>				
Physiology and Biophysics Professor				
38.	Gabor Szabo (Tenure) Total Compensation	\$ 45,192	\$ 53,000	5-1-81
	Source of Funds:			
	State Funds - Physiology and Biophysics Faculty Salaries (\$49,000)			
	Other than State - DHHS Grant (\$4,000)			

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
39.	Medical Branch Hospitals Transfer of Funds	From: Unappropriated Balance via Estimated Income	To: Medical Branch Hospitals - Unallocated Operating Account	5-1-81
	Amount of Transfer	\$3,526,522	\$3,526,522	

THE UNIVERSITY OF TEXAS SYSTEM CANCER CENTER

1980-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
5.	Plant Funds Transfer of Funds:	From: Central Food Service Facility Auxiliary Enterprise Funds \$ 605,347	To: Hill-Burton Loan - Reserve Fund Account No. 86-9302-7605	
	Amount of Transfer	Unappropriated Balance - General Funds via Estimated Income \$3,438,153 <u>\$4,034,500</u>	\$4,034,500	5-1-81

**Aca. & Dev.
Affairs Com.**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE
Committee Chairman (Mrs.) Blumberg

Date: August 14, 1981

Time: Following the Meeting of the System Administration Committee

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

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1. U. T. System: Docket No. 18 of the Chancellor of the System.--

RECOMMENDATION

It is recommended that Docket No. 18 of the Chancellor of the System be approved.

It is requested that the Committee confirm that authority to execute contracts, documents, or instruments approved therein has been delegated to the officer or official executing same.

2. U. T. Arlington: Request for Approval of a Proposed Bilingual Education Specialization for Elementary Education Certification and a Bilingual Education Endorsement to the Texas Teacher Certificate and Request for Permission to Submit Same to the Coordinating Board (Catalog Change).--

RECOMMENDATION

President Nedderman and Chancellor Walker recommend approval of a proposed Bilingual Education Specialization for Elementary Education Certification, and a Bilingual Education Endorsement to the Texas Teacher Certificate at U.T. Arlington. The institution is currently approved to offer fourteen academic specializations for elementary education certification, and two endorsements to Texas Teacher Certificates.

BACKGROUND INFORMATION

Students seeking the Bilingual Education Elementary Specialization will earn the Bachelor of Arts degree with a dual major in Spanish and Elementary Education. In compliance with current Texas Education Agency certification requirements, students seeking the Bilingual Education Endorsement must have a bachelor's degree, hold a valid Texas Teachers Certificate, provide evidence of proficiency in English and the language of the target population (Spanish), and provide evidence of one year of successful classroom teaching experience in an organized and approved bilingual education program. In addition, they must take certain courses at an institution approved for the Bilingual Education Endorsement.

The requested specialization and bilingual education endorsement do not require the development of a new degree program, and adequate facilities, faculty, library resources, and fiscal resources are available to support their implementation.

Upon regental approval, this proposal will be transmitted to the Coordinating Board for appropriate action.

SECRETARY'S NOTE: If this recommendation is approved by the Board of Regents, the minute order will indicate that if approved by the Coordinating Board the next appropriate catalog published will be amended to reflect this action.

A copy of the proposal is on file in the Office of the Secretary.

3. U. T. Austin: Proposed Appointment to the Mr. and Mrs. Hines H. Baker Professorship in Law in the Field of Jurisprudence for the 1981-82 Academic Year Only.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Professor Edward R. Cohen, School of Law, be appointed to the Mr. and Mrs. Hines H. Baker Professorship in Law in the field of jurisprudence, effective September 1, 1981. This appointment will be for the 1981-82 academic year only, during

which time the current holder, Professor Robert C. Means, will be on leave of absence from the University.

BACKGROUND INFORMATION

The proposed appointee joined the faculty of the School of Law in 1967. His areas of teaching expertise include property, civil procedures, legal history, labor law and copyright law. He is the author of a recent book, "Materials for a Basic Course in Property," and has been a member of the University Council and various other University and School of Law committees. He has also served as a visiting faculty member at several major universities.

The Mr. and Mrs. Hines H. Baker Professorship in Law in the field of jurisprudence was established by the U.T. Board of Regents on February 16, 1963.

4. U. T. Austin: Proposed Appointment to the Sam Barshop Professorship in Marketing Administration Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. Robert A. Peterson, Professor of Marketing Administration, be appointed as the first holder of the Sam Barshop Professorship in Marketing Administration, effective September 1, 1981.

BACKGROUND INFORMATION

The proposed appointee has made significant contributions to the marketing curriculum at both the undergraduate and doctoral levels, and his excellence in teaching has been recognized by the Graduate School. He has published numerous articles and scholarly journals and has authored or co-authored seven books and monographs. He is the founder and former president of the local chapter of the American Marketing Association.

The Sam Barshop Professorship in Marketing Administration was established by the U.T. Board of Regents on February 29, 1980.

5. U. T. Austin: Proposed Appointments to Two of the Five CBA Foundation Professorships in the College of Business Administration and the Graduate School of Business Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. Robert C. Witt and Dr. Vijay Bawa, Professors in the Department of Finance, be appointed to two of the five CBA Foundation Professorships in the College of Business Administration and the Graduate School of Business, effective September 1, 1981. These appointments have been endorsed by the Dean of the College of Business Administration, the Chairman of the Department of Finance, and the College of Business Administration Foundation Advisory Council.

BACKGROUND INFORMATION

Dr. Witt is recognized as an outstanding and effective teacher at both the undergraduate and graduate levels. He has conducted research in the area of insurance and has published numerous articles, monographs, and reports. He currently directs the College of Business Administration's Insurance Program.

Dr. Bawa will join the faculty in the College of Business Administration at the rank of Professor in September, 1981. He has recently been head of the Economics and Financial Research Department at Bell Laboratories and Professor of Finance in the Graduate School of Business Administration at New York

University. He is internationally renowned for work in the developing field of modern finance, and is the author or co-author of numerous technical articles and reports.

The five CBA Foundation Professorships in the College of Business Administration and the Graduate School of Business were established by the U.T. Board of Regents on April 10, 1981.

6. U. T. Austin: Proposed Appointment to the Century Club Professorship in the College of Business and the Graduate School of Business Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. David L. Huff, Professor of Marketing Administration, be appointed as the initial holder of the Century Club Professorship in the College of Business and the Graduate School of Business, effective September 1, 1981.

BACKGROUND INFORMATION

The proposed appointee is nationally and internationally recognized as a leading scholar in the discipline of marketing. His pioneer research in market area analysis constitutes the foundation of the research literature in this important area. He is the author or co-author of several books and other publications, and is the recipient of the 1981 Jack G. Taylor Teaching Excellence Award.

The Century Club Professorship in the College of Business and the Graduate School of Business was established by the U.T. Board of Regents on June 12, 1981.

7. U. T. Austin: Proposed Appointment of Co-holders to the James R. Dougherty Chair for Faculty Excellence in the School of Law for the 1981-82 Academic Year.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Professor Barbara B. Aldave and Professor George E. Dix, School of Law, be appointed as co-holders of the James R. Dougherty Chair for Faculty Excellence, effective for the 1981-82 academic year. These members of the U.T. Austin Law School faculty have outstanding credentials as legal scholars and as classroom teachers, and fulfill the criteria for appointment to this Chair. The Board of Trustees of the Law School Foundation has endorsed these appointments.

BACKGROUND INFORMATION

The James R. Dougherty Chair for Faculty Excellence in the School of Law was established by the U.T. Board of Regents on June 5, 1975, to give recognition to faculty who have demonstrated excellence in classroom teaching. Appointments to the Chair have been on an annual basis, with the practice of appointing co-holders permissible under the terms of the endowment. The co-holders of this Chair for 1980-81 were Professor Robert O. Dawson and Professor Lucas A. Powe, Jr.

8. U. T. Austin: Proposed Appointment of Co-holder to the W. Page Keeton Chair in Tort Law for the 1981-82 Academic Year Only.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Professor John F. Sutton, Dean of the U.T. Austin School of Law, be appointed as a co-holder of the W. Page Keeton Chair in Tort Law for the 1981-82 academic year only. Upon regental approval, this appointment will be effective September 1, 1981.

BACKGROUND INFORMATION

The proposed appointee has been a member of the faculty of the School of Law since 1957. He is the author of chapters and articles in the areas of professional ethics, evidence, torts, and insurance and he is co-author of the textbook, "Cases and Materials on Evidence." He is active in national, state, and local professional organizations and has served as a member of the American Bar Association Standing Committee on Ethics and Professional Responsibility. He has held three professorships as a member of the Law School faculty, and is the current holder of the William Stamps Farish Fund Professorship in Law.

If approved, he will be a co-holder of the W. Page Keeton Chair in Tort Law with W. Page Keeton. This endowed position was originally established by the U.T. Board of Regents on April 17, 1970, as the W. Page Keeton Professorship in Tort Law, and was changed to a chair on April 11, 1980.

9. U. T. Austin: Proposed Appointments of Liddell, Sapp, Zivley, & Brown Professor and Fellow of Banking, Financial, Commercial and Corporate Law for 1981-82.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Professor Patricia Cain and Assistant Professor Jay L. Westbrook be appointed as the Liddell, Sapp, Zivley & Brown Professor and Fellow, respectively, of Banking, Financial, Commercial and Corporate Law for 1981-82.

BACKGROUND INFORMATION

The proposed appointees teach courses in taxation, and domestic and international commercial law. They have outstanding credentials as classroom teachers and fulfill the criteria for appointment to this professorship.

The Liddell, Sapp, Zivley & Brown Professorship in Banking, Financial, Commercial and Corporate Law was established by the U.T. Board of Regents on June 9, 1978. Its purpose is to support faculty who teach in the areas of banking, financial, commercial and corporate law, and to provide research grants to those who hold the professorship. These are both initial appointments.

10. U. T. Austin: Proposed Appointment of a Fellow in the B. M. "Mack" Rankin, Jr. Professorship in Petroleum Land Management in the College of Business Administration Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Mr. Keith C. Carter, Senior Lecturer in the Department of General Business, be appointed the B. M. "Mack" Rankin, Jr. Fellow of Petroleum Land Management, effective September 1, 1981. This recommendation has the support of the Dean of the College of Business Administration.

BACKGROUND INFORMATION

Under the conditions of the B. M. "Mack" Rankin, Jr. Professorship in Petroleum Land Management, which was approved by the U.T. Board of Regents on October 12, 1979, an individual who does not hold the academic rank of professor at the University, but who is otherwise qualified, may be considered as the B. M. "Mack" Rankin, Jr. Fellow of Petroleum Land Management.

The proposed appointee will join the faculty of the College of Business Administration this fall after an extensive career with Conoco, Inc. He has over 30 years experience in land management work, and will teach business law courses dealing primarily with oil and gas law. He will also coordinate U.T. Austin's Petroleum Land Management Program.

The B. M. "Mack" Rankin, Jr. Fellow of Petroleum Land Management for 1980-81 was Mr. Nick Woodward, Lecturer in the Department of General Business.

11. U. T. Austin: Proposed Appointment to the E. P. Schoch Professorship in Engineering Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. H. Grady Rylander, Jr., Professor of Mechanical Engineering, be appointed to the E. P. Schoch Professorship in Engineering, effective September 1, 1981. Upon approval, he will relinquish the J. C. Walter, Jr., Professorship in Engineering.

BACKGROUND INFORMATION

The proposed appointee joined the faculty of the College of Engineering in 1947. During his career at the University he has held numerous administrative and committee appointments, and is currently Chairman of the Department of Mechanical Engineering and Director of the Center for Electromechanics. He is a recognized expert in general mechanical design including stress analysis, dynamics, and automatic control systems. He is active in several professional societies, has authored or co-authored more than 100 technical articles and reports, and has received numerous awards in the College of Engineering for his service and teaching proficiency.

The E. P. Schoch Professorship in Engineering was established by the U.T. Board of Regents on December 4, 1970.

12. U. T. Austin: Proposed Appointment to the Daniel B. Stuart Centennial Professorship in the Application of Computers to Business and Management in the Graduate School of Business Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. Darwin Klingman, Professor in the Department of General Business, be appointed as the first holder of the Daniel B. Stuart Centennial Professorship in the Application of Computers to Business and Management in the Graduate School of Business, effective September 1, 1981.

BACKGROUND INFORMATION

The proposed appointee is nationally and internationally recognized for his scholarly research in the application of computers to business and management. He has authored or co-authored several books, and more than 70 research articles in the areas of management science, water resources management, manpower planning, telecommunications, and natural resources planning. He is the 1981-82 vice president-at-large of the Institute of Management Sciences.

The Daniel B. Stuart Centennial Professorship in the Application of Computers to Business and Management in the Graduate School of Business was established by the U.T. Board of Regents on June 12, 1981.

13. U. T. Austin: Proposed Appointment of Visiting Professors to the Edward Larocque Tinker Chair in Latin American Studies for the 1981-82 Spring Semester and 1982-83 Fall Semester.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that the following three individuals be appointed to the Edward Larocque Tinker Chair in Latin American Studies for the semesters indicated below:

(a) Francisco Zapata Shaffeld as Visiting Professor of Latin American Studies for the 1981-82 Spring Semester with appointment in the Department of Sociology;

(b) Maria da Conceição Tavares as Visiting Professor of Latin American Studies for the 1981-82 Spring Semester with appointment in the Department of Economics; and

(c) Vicenta Cortés Alonso as Visiting Professor of Latin American Studies for the 1982-83 Fall Semester with appointment in the Department of History and the Graduate School of Library and Information Science.

These individuals will teach in the departments shown, and will contribute substantially in Latin American scholarly activities throughout the University.

BACKGROUND INFORMATION

Professor Shaffeld currently is a research fellow and teaches at Centro de Estudios Sociológicos, El Colegio de México, Mexico City.

Professor Tavares is currently Chairman of the post-graduate program in Industrial Economics at the University of Rio de Janeiro, Brazil.

Professor Alonso, a specialist in archives, is currently a professor at the Universidad Complutense de Madrid in Spain.

These appointments have the approval of the Tinker Professor Selection Committee. The Edward Larocque Tinker Chair in Latin American Studies was established by the U.T. Board of Regents on September 14, 1973, to support visiting professors in Latin American Studies. Sufficient funds are available to support more than one appointment each semester.

14. U. T. Austin: Proposed Appointment to the Joe C. Walter, Jr. Chair in Engineering Effective September 1, 1981.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Dr. John J. McKetta, Professor of Chemical Engineering, be appointed to the **Joe C. Walter, Jr.** Chair in Engineering, effective September 1, 1981, subject to regental approval establishing the Chair.* The J. C. Walter, Jr., Professorship in Engineering was established by the U.T. Board of Regents on December 7, 1979. If approved, Dr. McKetta will relinquish the E. P. Schoch Professorship in Engineering.

BACKGROUND INFORMATION

The proposed appointee has been a member of the faculty of the College of Engineering since 1946, and is a distinguished engineer whose career has been marked by numerous accomplishments in research, administration, public service

*See Item 19, Page L & I - 46 for recommendation to establish this Chair.

and teaching. He is a member of the National Academy of Engineering, and has recently received the 1981 Distinguished Engineer of the Texas Engineering Foundation award. He is the author, editor, or co-author/editor of 30 books and numerous professional articles, and has served on many advisory boards, boards of directors, and professional advisory committees. He has served the University as Chairman of the Chemical Engineering Department, Dean of the College of Engineering, and Executive Vice Chancellor for Academic Affairs in the U.T. System.

15. U. T. Austin: Request for Approval to Accept a Collection of Twenty Framed Photographs. --

RECOMMENDATION

President Flawn and Chancellor Walker request authorization to accept a collection of twenty (20) framed photographs from the Dallas Times Herald, in accordance with Part Two, Chapter I, Section 1.2 of the Regents' Rules and Regulations. These photographs were awarded the Pulitzer Prize for feature photography in 1980, and are by Erwin H. "Skeeter" Hagler, Chief Photographer for the Herald.

BACKGROUND INFORMATION

Erwin H. "Skeeter" Hagler, the recipient of the 1980 Pulitzer Prize for feature photography, is a 1971 graduate of U.T. Austin. Later this year, several of his award-winning photographs will be exhibited in American embassies around the world.

The collection of twenty (20) framed photographs, valued at \$6,000, is a gift to the College of Communication and will be displayed in the Communication Center.

16. U. T. Austin: Request to Establish "The Centennial Teachers and Scholars Program" Effective September 1, 1981. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend that a program be established at The University of Texas at Austin to be entitled "The Centennial Teachers and Scholars Program." President Flawn and Chancellor Walker further recommend:

- (1) that The Centennial Teachers and Scholars Program be effective September 1, 1981;
- (2) that The Centennial Teachers and Scholars Program cease on August 31, 1983;
- (3) that \$10 million in Available University Fund monies be earmarked for The Centennial Teachers and Scholars Program for the fiscal year beginning September 1, 1981; that, with the prior approval of the Board of Regents, additional Available University Fund monies (if needed and available) may be earmarked for the program during Fiscal Year 1982;
- (4) that the President of U.T. Austin and the Chancellor of the U.T. System be instructed to recommend in the summer of 1982 an amount of Available University Fund monies to be earmarked for The Centennial Teachers and Scholars Program for the fiscal year beginning September 1, 1982;
- (5) that the President of U.T. Austin and the Chancellor of the U.T. System be instructed to report to the Board in the summer of 1983 as to the desirability of continuing under another name a program of matching private grants for the endowment of academic positions out of the Available University Fund; and

- (6) that The Centennial Teachers and Scholars Program operate within the following guidelines:
- (a) that matching monies be available only for grants from private sources in amounts that will, at a minimum, fully fund one of the endowed academic positions provided for in Section 4 of Chapter I of Part Two of the Regents' Rules and Regulations as the Section now reads or as it later may be amended;
 - (b) that once the condition in (a) above is met, the Board of Regents agrees to match from the Available University Fund each dollar granted by private sources, at the donor's option, as follows:
 - 1. the Board of Regents will provide matching monies in an amount sufficient to double the size of the grant for the establishment of one endowed academic position; or
 - 2. the Board of Regents will allow the grant to be divided and will provide matching monies on a dollar-for-dollar basis to each divided portion of the grant in order to establish additional endowed academic positions that require the same or a lesser minimal amount for establishment;
 - (c) that, other than the matching of private grants with Available University Fund monies, all provisions of Section 4 of Chapter I of Part Two of the Regents' Rules and Regulations as that section now reads or as it later may be amended will be in full force and effect;
 - (d) that the investment procedures for the endowments established under The Centennial Teachers and Scholars Program be the same as those established for other endowments of academic positions;
 - (e) that The Centennial Teachers and Scholars Program be effective for gifts received on or after September 1, 1981 and before or on August 31, 1983;
 - (f) that matching monies made available under The Centennial Teachers and Scholars Program not be available for matching pledges that are not to be fulfilled before or on August 31, 1983; and
 - (g) that matching monies made available under The Centennial Teachers and Scholars Program not be available for matching testamentary grants.

BACKGROUND INFORMATION

In order to assure the legality of matching private sector gifts for the establishment of endowed academic positions from the Available University Fund, The University of Texas System sought and obtained an amendment to the rider in the General Appropriations Act that appropriates the Available University Fund.

The impetus for the establishment of this program arose from the desire to increase the number and size of endowed academic positions and to provide means for recognizing teaching excellence at The University of Texas at Austin as a part of the centennial celebration.

17. U. T. Austin - School of Law: Proposed Establishment of Two Non-Profit Corporations and Request for Approval of Articles of Incorporation, Bylaws and Directors (Amendment to Regents' Rules and Regulations, Part One, Chapter VII, Section 6, Subsection 6.3).--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that two nonprofit corporations for The University of Texas at Austin School of Law be established as Internal Corporations pursuant to Section 6 of Chapter VII, Part One of the Regents' Rules and Regulations. It is recommended that the Articles of Incorporation and By-Laws for these two corporations appearing on Pages A & D 13 - 28 be approved; that the persons named as directors in the Articles of Incorporation be approved as directors; and that authorization be given for the Articles of Incorporation to be filed with the Secretary of State. It is further recommended that all funds of the corporations be required to be deposited and expended in accordance with established accounting procedures for Designated Funds at The University of Texas at Austin, and that the names of the two corporations be added to the list of authorized internal corporations set forth at Subsection 6.3 of Section 6, Chapter VII, Part One of the Regents' Rules and Regulations.

BACKGROUND INFORMATION

The two proposed nonprofit corporations are to be known as:

- (1) The University of Texas at Austin School of Law Continuing Legal Education, Inc.
- (2) The University of Texas at Austin School of Law Publications, Inc.

The first named corporation will perform those functions related to the continuing legal education programs of the School of Law at The University of Texas at Austin that have heretofore been carried out by The University of Texas Law School Foundation in cooperation with the School of Law. Both the Law School Foundation and the Dean of the School of Law are of the opinion that the continuing legal education functions of the School of Law can best be carried out through the recommended nonprofit corporation, the directors of which will be the Dean and two Associate or Assistant Deans of the School of Law.

The second named corporation will serve as the publisher of all legal journals and law reviews at the School of Law; will support and promote legal research and legal writing; and will award scholarships, fellowships, grants-in-aid, and loans to worthy law students, law researchers and law faculty to further the improvement and development of legal research and legal writing. The establishment of this corporation will bring the publication of all legal journals and law reviews at the School of Law under the direction and control of a single entity and will provide a means for better editorial management and fiscal control of such publications. As in the case of the other corporation, the directors will be the Dean and two Associate or Assistant Deans of the School of Law.

All funds of both corporations should be deposited and expended in accordance with the accounting procedures at The University of Texas at Austin applicable to Designated Funds.

The establishment of these two nonprofit corporations is in furtherance of and in accordance with the policy of the Board of Regents as expressed in Section 6 of Chapter VII, Part One of the Regents' Rules and Regulations.

ARTICLES OF INCORPORATION

OF

THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
CONTINUING LEGAL EDUCATION, INC.

We, the undersigned natural persons of the age of eighteen years or more, all of whom are citizens of the State of Texas, acting as incorporators of a corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such corporation:

ARTICLE ONE

The name of the corporation is The University of Texas at Austin School of Law Continuing Legal Education, Inc.

ARTICLE TWO

The corporation is a non-profit corporation, and shall have neither shares of stock nor stockholders.

ARTICLE THREE

The period of its duration is perpetual.

ARTICLE FOUR

The purpose or purposes for which the corporation is organized are:

To support the following charitable and educational projects:

- (1) to establish, maintain, operate and promote a program of continuing legal education on behalf of The University of Texas at Austin School of Law;
- (2) to support, assist and promote legal research and legal writing for the improvement of jurisprudence and the legal system and to support programs designed to improve legal education and professional education of members of the bar;
- (3) to support The University of Texas at Austin School of Law, its students, faculty and administration;

- (4) to do such other things necessary, appropriate or incidental to the foregoing purposes or any one or more of them, provided, nevertheless, that all of the assets, income and receipts of the corporation of whatsoever nature and wheresoever situated shall be dedicated exclusively to the promotion of the charitable and educational projects described herein, and provided further that no part of the net earnings of this corporation shall inure to the benefit of any individual and that no part of its activities shall include the carrying on of propaganda or otherwise attempting to influence legislation and that this corporation shall not participate or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office or any other activity that would disqualify the corporation from qualification under Section 501(c)(3) of the Internal Revenue Code of 1954 or equivalent sections of later Revenue Codes or similar statutes of the United States of America;
- (5) to hold, manage, invest, reinvest, and otherwise distribute as herein provided all of the assets, income and receipts of the corporation so long as it shall maintain its corporate existence and if, for any reason, this corporation shall abandon the charitable and educational projects described herein or shall lose its corporate identity, then all of the assets of this corporation at that time shall be conveyed, transferred and delivered by the corporation to the Board of Regents of The University of Texas System for the benefit of The University of Texas at Austin School of Law, or if The University of Texas at Austin School of Law, is not then in existence the Board of Regents of The University of Texas System shall use such assets for the furtherance of the educational purposes of The University of Texas at Austin.

ARTICLE FIVE

The corporation shall have no members.

ARTICLE SIX

The board of directors of the corporation shall consist of the Dean of The University of Texas at Austin School of Law and two Associate or Assistant Deans of the Law School as nominated by the President of The University of Texas at Austin and approved by the Board of Regents of The University of Texas System.

ARTICLE SEVEN

All amendments of the charter and bylaws of the corporation must have the prior approval of the Board of Regents of The University of Texas System.

ARTICLE EIGHT

The street address of the initial registered office of the corporation is 727 East 26th Street, Austin, Texas, and the name of its initial registered agent at such address is John F. Sutton, Jr.

ARTICLE NINE

The number of directors constituting the initial board of directors is three (3) and the names and addresses of the persons who are to serve as the initial directors are:

<u>Name</u>	<u>Address</u>
John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

ARTICLE TEN

The name and street address of each incorporator is:

John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

IN WITNESS WHEREOF, we have hereunto set our hands this

_____ day of _____, 1981.

John F. Sutton, Jr.

Mark G. Yudof

William W. Gibson, Jr.

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

I, _____, a Notary Public, do hereby certify that on this _____ day of _____, 1981, personally appeared before me John F. Sutton, Jr., Mark G. Yudof, and William W. Gibson, Jr., who each being by me duly sworn, severally declared that they are the persons who signed the foregoing instrument as incorporators, and that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year above written.

Notary Public in and for
Travis County, Texas

PROPOSED BY-LAWS
OF
THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
CONTINUING LEGAL EDUCATION, INC.

ARTICLE I

NAME

The name of this corporation shall be The University of Texas at Austin School of Law Continuing Legal Education, Inc. Its charter is dated and executed _____, and filed in the Office of the Secretary of State of the State of Texas on _____, as from time to time amended.

ARTICLE II

PURPOSE

The purposes for which the corporation is formed are those many benevolent, charitable, scientific and educational undertakings detailed in Article Four of the Articles of Incorporation. There shall be no profits realized from the operation of the corporation. All of the income of the corporation as received shall be dedicated to, and all of its assets and operations shall be devoted to, the charter purposes of the corporation exclusively. There shall be no capital stock; there shall be no dividends paid. The corporation shall receive, hold and manage all funds entrusted to it in a manner best calculated to enable it to carry out the purposes for which it was formed and all funds shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

ARTICLE III

BOARD OF DIRECTORS

Section 3.1 Management; Powers. Subject to its Articles of Incorporation and these By-laws, the corporation shall be governed and managed by its Board of Directors in accordance with the Rules and Regulations of the Board of Regents of The University of Texas System (Regents). Subject to these limitations and the limitations inherent in the charitable nature of the corporation the Board of Directors shall exercise all the powers held by the stockholders and directors of any ordinary business corporation organized under the laws of the State of Texas.

Section 3.2 Original Board. The original directors named in the Articles of Incorporation of the corporation shall comprise the initial Board of Directors of the corporation and shall serve until replaced.

Section 3.3 Number of Directors; Appointment. The Board of Directors shall consist of three persons: the Dean of The University of Texas at Austin School of Law (Law School) and two Associate or Assistant Deans of the Law School nominated by the President of The University of Texas at Austin and appointed by the Regents.

Section 3.4 Term. The Directors shall serve so long as they serve as Dean, Associate or Assistant Dean of the Law School unless sooner removed by the Regents.

Section 3.5 Meetings. The annual meeting of the Board of Directors shall be held at The University of Texas School of Law, 727 East 26th Street, Austin, Texas, in September, or at such other time and place as may be specified in the notice of such meeting. Upon call of the President or in his absence the Secretary (or if the President or in his absence the Secretary should be unwilling to call a meeting desired by two Directors, then any two Directors may, acting jointly issue such a call), a special meeting of the Directors shall be convened at any time at any place in Travis County, Texas, designated in the call, written notice of such special meeting to be given however at least twenty-four hours in advance, by mailing such notice to the last known address of each Director.

Section 3.6 Quorum; Voting; Unanimous Consent. Unless otherwise provided herein or by law, two-thirds of the qualified directors shall constitute a quorum for the transaction of any business at any meeting of Directors; all business shall be transacted by a majority of the directors present at any meeting at which a quorum is present. Any such meeting may be adjourned, whether quorum is had for the time and place of the meeting or not, to such later hour or such later day and hour and at the same place or such other place in Travis County, Texas, as those present shall then agree upon, and at any such adjourned session, any business may then be conducted to the same effect as if it had been conducted pursuant to a regular notice specifying the time and place for the meeting.

Any business may also be transacted without a meeting provided that all of the qualified directors consent to such action, and the Secretary shall include the same in the minutes of the next meeting of the Board of Directors, effective, however, as of the time of obtaining the last consent necessary under the provisions hereof.

ARTICLE IV

OFFICERS

Section 4.1 Elected Officers. Officers of the corporation shall consist of the President, Vice President, Treasurer and Secretary, and such other officers as may be determined by the Board of Directors from time to time. Only the President shall be required to be a member of the Board of Directors. Officers shall be elected at the annual meeting of the Board of Directors which may also fill any vacancies or remove any officer at any time. Each officer shall have the duties usually associated with his office subject to such limitations or additions thereto as the Board of Directors may decide.

Section 4.2 Administration. The administration of the corporation shall be conducted in such manner as the Board of Directors may from time to time decide. The Board of Directors may appoint an Executive Director and such other administrative officials as it deems appropriate and delegate to any one or more of them such powers (including powers which would otherwise be held by an elected officer) as it may think appropriate and for the best interest of the corporation.

ARTICLE V

COMMITTEES

Section 5.1 Appointment. The President may appoint such committees as the President shall deem appropriate.

Section 5.2 Qualification. Any person interested in the work of the corporation is eligible to serve on any committee.

ARTICLE VI

MISCELLANEOUS PROVISIONS

Section 6.1 Fiscal Year. The fiscal year of the corporation is hereby established as being the same as that of The University of Texas at Austin.

Section 6.2 Financial Mechanics. All funds of the Corporation and donations to the Corporation shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

Section 6.3 Expenditures. The funds of the Corporation shall be used exclusively for those purposes enumerated in its charter and without in any way limiting such purposes may be used to pay for the travel, hotel, awards, honorarium, or other expenses of speakers, members of planning committees or other advisors, printing cost, promotion expense, receptions, acquisition of art to be used on conference programs, other incidental expenses incurred in the planning and presentation of conferences and for faculty development and student research assistants.

Section 6.4 Seal. The Board of Directors shall adopt a seal for the corporation, to be designed by the Secretary, and the seal as designed is hereby adopted.

Section 6.5 Amendments. These by-laws may be amended from time to time upon the favorable vote of a majority of the Directors at any meeting, the notice of which specified the substance of any such amendment, and the approval of such amendment by the Regents.

ARTICLES OF INCORPORATION

OF

THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
PUBLICATIONS, INC.

We, the undersigned natural persons of the age of eighteen years or more, all of whom are citizens of the State of Texas, acting as incorporators of a corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such corporation:

ARTICLE ONE

The name of the corporation is The University of Texas at Austin School of Law Publications, Inc.

ARTICLE TWO

The corporation is a non-profit corporation, and shall have neither shares of stock nor stockholders.

ARTICLE THREE

The period of its duration is perpetual.

ARTICLE FOUR

The purpose or purposes for which the corporation is organized are:

To support the following charitable and educational projects:

- (1) to promote legal education, research, and writing, through the establishment, maintenance and operation of one or more legal journals and law reviews at The University of Texas at Austin School of Law;
- (2) to support, assist and promote legal research and legal writing for the improvement of jurisprudence and the legal system;
- (3) to give scholarships, fellowships, grants-in-aid, and loans to worthy persons with particular emphasis on aid to law students, law researchers, and law faculty;

- (4) to do such other things necessary, appropriate or incidental to the foregoing purposes or any one or more of them, provided, nevertheless, that all of the assets, income and receipts of the corporation of whatsoever nature and wheresoever situated shall be dedicated exclusively to the promotion of the charitable and educational projects described herein, and provided further that no part of the net earnings of this corporation shall inure to the benefit of any individual and that no part of its activities shall include the carrying on of propaganda or otherwise attempting to influence legislation and that this corporation shall not participate or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office or any other activity that would disqualify the corporation from qualification under Section 501(c)(3) of the Internal Revenue Code of 1954 or equivalent sections of later Revenue Codes or similar statutes of the United States of America;
- (5) to hold, manage, invest, reinvest, and otherwise distribute as herein provided all of the assets, income and receipts of the corporation so long as it shall maintain its corporate existence and if, for any reason, this corporation shall abandon the charitable and educational projects described herein or shall lose its corporate identity, then all of the assets of this corporation at that time shall be conveyed, transferred and delivered by the corporation to the Board of Regents of The University of Texas System for the benefit of The University of Texas at Austin School of Law, or if The University of Texas at Austin School of Law, is not then in existence the Board of Regents of The University of Texas System shall use such assets for the furtherance of the educational purposes of The University of Texas at Austin.

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The corporation shall have no members.

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The board of directors of the corporation shall consist of the Dean of The University of Texas at Austin School of Law and two Associate or Assistant Deans of the Law School as nominated by the President of The University of Texas at Austin and approved by the Board of Regents of The University of Texas System.

ARTICLE SEVEN

All amendments of the charter and bylaws of the corporation must have the prior approval of the Board of Regents of The University of Texas System.

ARTICLE EIGHT

The street address of the initial registered office of the corporation is 727 East 26th Street, Austin, Texas, and the name of its initial registered agent at such address is John F. Sutton, Jr.

ARTICLE NINE

The number of directors constituting the initial board of directors is three (3) and the names and addresses of the persons who are to serve as the initial directors are:

<u>Name</u>	<u>Address</u>
John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

ARTICLE TEN

The name and street address of each incorporator is:

John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

IN WITNESS WHEREOF, we have hereunto set our hands this

_____ day of _____, 1981.

John F. Sutton, Jr.

Mark G. Yudof

William W. Gibson, Jr.

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

I, _____, a Notary Public, do hereby certify that on this _____ day of _____, 1981, personally appeared before me John F. Sutton, Jr., Mark G. Yudof, and William W. Gibson, Jr., who each being by me duly sworn, severally declared that they are the persons who signed the foregoing instrument as incorporators, and that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year above written.

Notary Public in and for
Travis County, Texas

PROPOSED BYLAWS OF
THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
PUBLICATIONS, INC.

ARTICLE I

NAME

The name of this corporation shall be The University of Texas at Austin School of Law Publications, Inc. Its charter is dated and executed _____, and filed in the Office of the Secretary of State of the State of Texas on _____, as from time to time amended.

ARTICLE II

PURPOSE

The purposes for which the corporation is formed are those many benevolent, charitable, scientific and educational undertakings detailed in Article Four of the Articles of Incorporation. There shall be no profits realized from the operation of the corporation. All of the income of the corporation as received shall be dedicated to, and all of its assets and operations shall be devoted to, the charter purposes of the corporation exclusively. There shall be no capital stock; there shall be no dividends paid. The corporation shall receive, hold and manage all funds entrusted to it in a manner best calculated to enable it to carry out the purposes for which it was formed and all funds shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

ARTICLE III

BOARD OF DIRECTORS

Section 3.1 Management; Powers. Subject to its Articles of Incorporation and these By-laws, the corporation shall be governed and managed by its Board of Directors in accordance with the Rules and Regulations of the Board of Regents of The University of Texas System (Regents). Subject to these limitations and the limitations inherent in the charitable nature of

the corporation the Board of Directors shall exercise all the powers held by the stockholders and directors of any ordinary business corporation organized under the laws of the State of Texas.

Section 3.2 Original Board. The original directors named in the Articles of Incorporation of the corporation shall comprise the initial Board of Directors of the corporation and shall serve until replaced.

Section 3.3 Number of Directors; Appointment. The Board of Directors shall consist of three persons: the Dean of The University of Texas at Austin School of Law (Law School) and two Associate or Assistant Deans of the Law School nominated by the President of The University of Texas at Austin and appointed by the Regents.

Section 3.4 Term. The Directors shall serve so long as they serve as Dean, Associate or Assistant Dean of the Law School unless sooner removed by the Regents.

Section 3.5 Meetings. The annual meeting of the Board of Directors shall be held at The University of Texas School of Law, 727 East 26th St., Austin, Texas, in September, or at such other time and place as may be specified in the notice of such meeting. Upon call of the President or in his absence the Secretary (or if the President or in his absence the Secretary should be unwilling to call a meeting desired by two Directors, then any two Directors may, acting jointly issue such a call), a special meeting of the Directors shall be convened at any time at any place in Travis County, Texas, designated in the call, written notice of such special meeting to be given however at least twenty-four hours in advance, by mailing such notice to the last known address of each Director.

Section 3.6 Quorum; Voting; Unanimous Consent. Unless otherwise provided herein or by law, two-thirds of the qualified directors shall constitute a quorum for the transaction of any business at any meeting of Directors; all business shall be transacted by a majority of the directors present at any meeting at which a quorum is present. Any such meeting may be adjourned, whether quorum is had for the time and place of the meeting or not, to such later hour or such later day and hour and at the same place or such other place in Travis County, Texas, as those present shall then agree upon, and at any such adjourned session, any business may then be conducted to the same effect as if it had been conducted pursuant to a regular notice specifying the time and place for the meeting.

Any business may also be transacted without a meeting provided that all of the qualified directors consent to such action, and the Secretary shall include the same in the minutes of the next meeting of the Board of Directors, effective, however, as of the time of obtaining the last consent necessary under the provisions hereof.

ARTICLE IV

OFFICERS

Section 4.1 Elected Officers. Officers of the corporation shall consist of the President, Vice President, Treasurer and Secretary, and such other officers as may be determined by the Board of Directors from time to time. Only the President shall be required to be a member of the Board of Directors. Officers shall be elected at the annual meeting of the Board of Directors which may also fill any vacancies or remove any officer at any time. Each officer shall have the duties usually associated with his office subject to such limitations or additions thereto as the Board of Directors may decide.

Section 4.2 Administration. The administration of the corporation shall be conducted in such manner as the Board of Directors may from time to time decide. The Board of Directors may appoint an Executive Director and such other administrative officials as it deems appropriate and delegate to any one or more of them such powers (including powers which would otherwise be held by an elected officer) as it may think appropriate and for the best interest of the corporation.

ARTICLE V

COMMITTEES

Section 5.1 Appointment. The President may appoint such committees as the President shall deem appropriate.

Section 5.2 Qualification. Any person interested in the work of the corporation is eligible to serve on any committee.

ARTICLE VI

MISCELLANEOUS PROVISIONS

Section 6.1 Fiscal Year. The fiscal year of the corporation is hereby established as being the same as that of The University of Texas at Austin.

Section 6.2 Financial Mechanics. All funds of the Corporation and donations to the Corporation shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

Section 6.3 Expenditures. The funds of the Corporation shall be used exclusively for those purposes enumerated in its charter and without in any way limiting such purposes may be used for the preparation, printing and distribution of legal journals, law reviews, and other publications of the Law School.

Section 6.4 Seal. The Board of Directors shall adopt a seal for the corporation, to be designed by the Secretary, and the seal as designed is hereby adopted.

Section 6.5 Amendments. These by-laws may be amended from time to time upon the favorable vote of the majority of the Directors at any meeting, the notice of which specified the substance of any such amendment, and the approval of such amendment by the Regents.



BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

August 6, 1981

Mrs. Roland K. Blumberg
Route 2, Box 236
Seguin, Texas 78155

Dear Jane:

Please be advised that Item 19 on Page A&D - 29 (regarding the completion of the 300-inch telescope project) in the Material Supporting the Agenda for the Board meeting on August 13-14, 1981 has been withdrawn at the request of President Flawn and the concurrence of Chancellor Walker.

This item will be resubmitted for consideration when the feasibility study is completed.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "A.H. Dilly".

Arthur H. Dilly

AHD:mg

cc: Members of the Board of Regents
Chancellor E. D. Walker

18. U. T. Austin - College of Engineering Foundation and McDonald Observatory and Department of Astronomy Advisory Councils: Proposed Nominees Thereto (NO PUBLICITY UNTIL ACCEPTANCES ARE RECEIVED).--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that the individuals listed below be approved as nominees to the indicated advisory councils for the terms specified.

- a. College of Engineering Foundation Advisory Council, vacancies from unfilled terms.

For three year term ending 1984

Mr. David Lybarger, Cleveland, Ohio, Business: Executive Vice President, Sohio Petroleum Company
Mr. Charles M. Simmons, Fort Worth, Business: Senior Vice President, Western Company of North America

- b. McDonald Observatory and Department of Astronomy Advisory Council, vacancies from unfilled terms.

For three year term ending 1984

Mr. James E. Egan, Austin, Business: Austin Legislative Counsel for Mobil Oil Corporation
Mr. Otto Wetzel, Jr., Dallas, Business: Chairman of the Board, Purvin & Gertz, Inc.

In accordance with usual procedures, no publicity will be given to these nominations until acceptances are received and reported for the record at a subsequent meeting of the Board of Regents.

19. U. T. Austin (U. T. McDonald Observatory): Recommended Conditional Approval of Completion of 300-Inch Telescope Project.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that the U.T. Board of Regents approve a commitment to assume the cost of site preparation, construction of the dome and mechanical systems and equipping a new observatory for the 300-inch telescope project at The University of Texas at Austin McDonald Observatory at an estimated cost of \$15 - \$20 million under the following conditions:

- a. That the design phase, expected to be completed by late 1982, proves the project feasible.
- b. That the private fund-raising campaign to raise \$15 million for fabrication of the mirror and optical mechanical system is successfully completed by Fall, 1984.
- c. That, if the fund-raising campaign for the fabrication of the mirror and optical mechanical system does not raise the required funding and if the Board of Regents at that time is unwilling to make up the deficit from available resources, all donors and pledgors will be given the option of obtaining a refund or having their pledges released or redesignating their contributions or pledges for other purposes.

BACKGROUND INFORMATION

At its December 11-12, 1980 meeting, the U.T. Board of Regents approved in principle the development of plans for a 300-inch telescope at The University of Texas at Austin McDonald Observatory at Mount Locke and

authorized McDonald Observatory and U. T. Austin to seek private funding for the project. The design phase is proceeding with every indication that the proposed design is feasible. Based on the progress of the design phase and prospects of raising the estimated \$15 million needed to fabricate the mirror, it is necessary to seek a conditional commitment for completion of the project. Such a commitment will also be helpful to private fund-raising efforts.

20. U. T. Dallas: Proposed Appointment to the Margaret E. Jonsson Professorship Effective September 1, 1981.--

RECOMMENDATION

President Jordan and Chancellor Walker recommend that Dr. George Moushegian, Professor of Human Development, be appointed to the Margaret E. Jonsson Professorship, effective September 1, 1981. This recommendation has the support of the faculty of the School of Human Development, as well as Mr. and Mrs. Jonsson.

BACKGROUND INFORMATION

The proposed appointee has achieved international distinction for his scientific accomplishments in auditory electrophysiology and psychoacoustics. He serves on several national advisory boards and committees and has been the recipient of numerous competitive research awards. He is also an outstanding teacher in the University's program in communication disorders, and served from 1977 to August 1, 1981, as Dean of the School of Human Development and Director of the Callier Center for Communication Disorders.

On April 11, 1980, the U.T. System Board of Regents authorized the establishment of non-endowed professorships at all U.T. System component institutions with instructional programs, similar to the Ashbel Smith Professorships approved for U.T. Austin and the U.T. Galveston Medical Branch. U.T. Dallas was allocated three such professorships, and on February 13, 1981, one of the professorships was designated as the Margaret E. Jonsson Professorship.

Mrs. Jonsson has played an important role in the development of U.T. Dallas, and is the wife of one of the three founders of the Southwest Center for Advanced Studies, which became U.T. Dallas.

21. U. T. El Paso: Proposed Affiliation Agreement with the El Paso Runaway Center, Inc., El Paso, Texas.--

RECOMMENDATION

President Monroe and Chancellor Walker recommend that approval be given to the affiliation agreement by and between The University of Texas at El Paso and the El Paso Runaway Center, Inc., El Paso, Texas. This agreement was executed by the appropriate officials on May 11, 1981, to be effective upon approval by the U.T. Board of Regents.

BACKGROUND INFORMATION

This agreement will provide training opportunities for social work students at U.T. El Paso.

This agreement is based on the model agreement for educational experiences in non-health related programs adopted by the Board on October 24, 1980.

22. U. T. El Paso: Proposed Designation of Official Colors for Use in Athletic Activities.--

RECOMMENDATION

President Monroe and Chancellor Walker recommend that U.T. El Paso's official colors for use in connection with athletic activities be designated as orange (Pan Tone Matching System No. PMS 166), Columbia blue (Pan Tone Matching System No. PMS 279), and white.

BACKGROUND INFORMATION

Subsection 10.2 of Chapter I, Part Two, of the Regents' Rules and Regulations authorizes institutions within The University of Texas System to adopt colors for use in connection with athletic activities, if approved by the U.T. Board of Regents upon the recommendation of the chief administrative officer of the institution and the Chancellor. This recommendation adds Columbia blue to the existing orange and white colors which were designated as the official colors of U.T. El Paso by the U.T. Board of Regents on July 31, 1970.

The proposal to add a supplementary color to orange and white in connection with athletic activities was endorsed by the U.T. El Paso student body in the Spring of 1980 during student government elections. It has also been supported by the Board of Directors of the Alumni Association, the Faculty Senate, and U.T. El Paso's Development Board.

23. U. T. El Paso: Proposed Approval of Revised Athletic Fund Donor Plan.--

RECOMMENDATION

President Monroe and Chancellor Walker recommend that the U.T. Board of Regents approve a proposed revision in the Athletic Fund Donor Plan for U.T. El Paso. The Athletic Fund Donor Plan currently in existence, and that proposed to be effective immediately, are set forth below.

The current Athletic Fund Donor Plan is in two categories as follows:

Nugget Club - minimum gift of \$100 provided for season ticket priority purchases for both football and basketball, one reserved parking place for football, and one admission to the general reserved basketball parking area.

Captain's Club - a minimum gift of \$500 required. Each \$500 contribution provided for two free seats in the enclosed Captain's Club area of the Sun Bowl, priority purchase of season tickets for both football and basketball, one VIP (valet) parking place for football, and one admission to the VIP reserved basketball parking area.

The proposed Athletic Fund Donor Plan has been expanded to five categories as follows:

Copper Miner - contributors of at least \$200 but less than \$500.

1. Season ticket priority for two seats for both basketball and football.
2. One preferred parking space for both football and basketball.

Silver Miners - contributors of at least \$500 but less than \$1,000.

1. Season ticket priority for up to ten seats for football and six seats for basketball.
2. Three preferred parking spaces for football; one reserved and two preferred parking spaces for basketball.

Gold Miners - contributors of at least \$1,000 but less than \$2,500.

1. Two free Captain's Club seats for football.
2. Season ticket priority for purchase of up to 20 seats for football and ten seats for basketball.
3. One valet parking and three preferred parking spaces for football, two reserved and two preferred parking spaces for basketball.

Platinum Miners - contributors of at least \$2,500 but less than \$5,000.

1. Four free Captain's Club seats for football.
2. Season ticket priority for purchase of up to 30 seats for football and 14 seats for basketball.
3. One valet parking, one VIP and five preferred parking spaces for football; one VIP parking space, three reserved and three preferred parking spaces for basketball.

Diamond Miners - contributors of \$5,000 or more.

1. Eight free Captain's Club seats for football.
2. Season ticket priority for purchase of up to 60 seats for football and 20 seats for basketball.
3. Three valet parkings, two VIP and six preferred parking spaces for football; two VIP, five reserved and three preferred parking spaces for basketball.

BACKGROUND INFORMATION

The current Athletic Fund Donor Plan has resulted in approximately \$175,000 per year in contributions and the proposed Athletic Fund Donor Plan is expected to increase contributions to approximately \$400,000 within two years.

Recent indications are that the Internal Revenue Service will not issue letter rulings regarding income tax status of contributions to the U.T. El Paso athletic fund. The matter of tax deductibility of contributions is to be resolved with the IRS by the individual donor. While it is clear that the portion of the option donation that is in excess of the value of the benefits received by the donor is deductible, the IRS states that each plan depends on the particular facts, and they will not resolve fact questions in a letter ruling. The fact question to be resolved in this particular situation would be the ascertainment of the value of the benefits received by the donor. That value may vary from taxpayer to taxpayer and will be a matter to be resolved with the IRS by the individual making the donation. We have submitted the plan to our outside tax counsel who will review and advise us as to any subsequent communications to the donors.

If it becomes necessary to use funds received through the U.T. El Paso Athletic Fund Donor Plan for purposes other than scholarships, the funds will not be used for purposes that do not meet the requirements for tax-exempt gifts to the University.

24. U. T. Permian Basin: Proposed Establishment of the College of Management Advisory Council and Approval of Nominees Thereto (NO PUBLICITY UNTIL ACCEPTANCES ARE RECEIVED).--

RECOMMENDATION

President Cardozier and Chancellor Walker recommend that, in accordance with the Regents' Rules and Regulations, Part One, Chapter VII, Section 3, an Advisory Council be authorized for the College of Management of The University of Texas of the Permian Basin, and that the individuals set forth below be approved as the initial nominees to membership for the terms indicated.

THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN

Recommended Appointments to Membership

College of Management Advisory Council

a. Membership

Authorized None

Recommended 15

b. Reappointments

None

c. New Appointments

For one year terms ending August 1982

Mr. Kenneth Martin, Odessa, Business: Manager, Gibson's Discount Centers
Mr. Earl W. Husband, Odessa, Business: Account Executive, Desert American Insurance Agency
Mr. Calvin W. White, Midland, Business: Senior Vice President, Aquila Aero
Mr. Toby Tripp, Odessa, Business: Senior Vice President and Trust Officer, State National Bank
Mr. Brent Blackmon, Odessa, Business: Vice President, Emco Machine Works

For two year terms ending August 1983

Mr. Bob Switzer, Odessa, Business: President and Senior Trust Officer, National Bank of Odessa
Mr. Sam Holloman, Odessa, Business: President, Holloman Construction Company
J. Millard Kimery, DDS, MSD, Midland, Business: Dentistry
Mr. Edward C. McNeel, Odessa, Business: Senior Vice President, State National Bank
Mr. J. L. Moore, Odessa, Business: J. L. Moore Building Contractor, Inc.

For three year terms ending August 1984

Mr. Mike Furman, Odessa, Business: President, Liberty Trust Company
Ms. Dicie Stewart, Odessa, Business: Vice President, Home Savings Association
Ms. Charlotte Hall, Midland, Business: Assistant Vice President, First National Bank
Mr. Jess Sellers, Kermit, Business: President, Kermit State Bank
Mr. W. H. "Bill" Malone, Midland, Business: Executive Vice President, Commercial Bank and Trust Company

In accordance with usual procedures, no publicity will be given to these nominations until acceptances are received and reported for the record at a subsequent meeting of the Board of Regents.

**Buildings &
Grounds Com.**



BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

HOWARD N. RICHARDS
810 AMERICAN BANK TOWER
AUSTIN, TEXAS 78701

August 6, 1981

MEMORANDUM

TO: Members of the Board of Regents

Chairman James L. Powell
Vice-Chairman Sterling H. Fly, Jr.
Regent Jane Weinert Blumberg
Regent Janey Briscoe
Regent Jess Hay
Regent Beryl Buckley Milburn
Regent Jon P. Newton
Regent Tom B. Rhodes

FROM: Howard N. Richards *HNR*

Please be advised that Item 22 on Page B&G - 36 (regarding the Rotary International House) in the Material Supporting the Agenda for the Board meeting on August 13-14, 1981 has been withdrawn at the request of President LeMaistre and the concurrence of Chancellor Walker.

During the meeting of the Buildings and Grounds Committee, it is my intention to seek approval in a single motion for B&G Items 2, 3, 7, 8, 10, 11, 12, 13, 16, 17, 19, and 23 unless someone has a question and would like to have an item handled separately.

I will be pleased to discuss these matters with you.

HNR:mg

cc: Chancellor E. D. Walker

BUILDINGS AND GROUNDS COMMITTEE
Committee Chairman Richards

Date: August 13, 1981

Time: 1:30 p. m.

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall,
Austin, Texas

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1. U. T. SYSTEM (UNIVERSITY LANDS) - ADDITION TO HAL P. BYBEE BUILDING, MIDLAND, TEXAS (PROJECT NO. 101-471): REQUEST FOR APPROVAL OF REVISED Final Plans; Request to Submit to Coordinating Board; Subject to Coordinating Board Approval Authorization to Advertise for Bids

RECOMMENDATIONS

Laddie Long, Manager of University Lands - Oil, Gas and Mineral Interests, Vice Chancellor Boyd and Chancellor Walker recommend that the Board:

- a. Approve the revised final plans and specifications for the Addition to the Hal P. Bybee Building at an estimated total project cost of \$130,000, and authorize the submission of the project to the Coordinating Board, Texas College and University System
- b. Subject to approval of the Coordinating Board, authorize the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration.

BACKGROUND INFORMATION

The U. T. Board of Regents authorized in October 1980 an addition of approximately 1,500 square feet to the U. T. System Hal P. Bybee Office Building in Midland, Texas at an estimated total project cost of \$98,300.

It was reported to the U. T. Board of Regents in April of 1981, that the lowest bid received for this proposed addition exceeded the available funding by \$64,700.

Upon recommendation of System Administration, the U. T. Board of Regents rejected all bids and instructed the Project Architect, Peters and Fields of Odessa, Texas, to revise the final plans and specifications to reduce construction costs wherever possible.

Subsequently, the analysis by the Project Architect and the Office of Facilities Planning and Construction has determined that part of the cost overrun can be attributed to the precast concrete exterior finish used on the addition in an effort to match the appearance of the original building. In addition, the Midland construction climate will continue to have an adverse effect on the cost of this project.

Final plans and specifications have been revised to provide the needed 1,500 square foot addition with less expensive load-bearing concrete masonry block exterior wall units, steel bar joist roof framing, metal stud and gypsum board interior partitions, and a simplified air conditioning system.

This method of construction is thought to be economical, yet consistent with the standards for building codes, zoning requirements, and the function to be housed.

The revised estimated total project cost is \$130,000. The anticipated source of funding for this project is the Available University Fund.

2. U. T. ARLINGTON - ADDITIONAL PARKING FACILITIES: REPORT OF AWARD OF CONTRACT TO PATE JONES ASPHALT, INC., FORT WORTH, TEXAS

REPORT

In accordance with authorization of the U. T. Board of Regents, the U. T. Arlington Administration has awarded a construction contract for Additional Parking Facilities to the lowest responsible bidder, Pate Jones Asphalt, Inc., Fort Worth, Texas, in the amount of \$343,000.

BACKGROUND INFORMATION

At the meeting of the U. T. Board of Regents on October 23, 1980, authorization was given for the construction of five parking lots in the north and southeast sectors of the U. T. Arlington campus. Following approval of the Coordinating Board, Texas College and University System in April 1981, bids were called for and were received, opened and tabulated on May 12, 1981, as shown below:

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
Pate Jones Asphalt, Inc., Fort Worth, Texas	\$343,000	5%
S. R. O. Asphalt, Inc., Arlington, Texas	369,200	5%
Austin Road Company, Fort Worth, Texas	386,278	5%
Uvalde Construction Company, Dallas, Texas	417,733	5%
APAC - TEXAS, INC., Fort Worth Division, Fort Worth, Texas	493,113	5%

The U. T. Arlington Administration, with the concurrence of the Office of Facilities Planning and Construction, has awarded a construction contract for four parking lots to the low bidder Pate Jones Asphalt, Inc., Fort Worth, Texas in the amount of \$343,000. A total of 732 parking spaces will be provided. This is within the estimated cost of \$542,400 previously approved by the Board. Bids were not requested on a fifth lot, pending completion of land acquisition for that site. When this land becomes available, bids will be requested. The contract award will be reported to the Board at a future meeting.

Funds were previously appropriated for this project from U. T. Arlington Unappropriated Plant Funds - Interest on Local Funds.

3. U. T. Austin - Chilled Water Distribution System - Modification on West Side of Campus (Project No. 102-495): Recommended Award of Contract and Additional Appropriation Therefor

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Award the construction contract for the Chilled Water Distribution System - Modification on West Side of Campus to the lowest responsible bidder, HAR-CON CORPORATION, Houston, Texas, in the amount of the base bid, \$487,000
- b. Authorize a total project cost of \$577,470 to cover the recommended construction contract award, landscaping repair, fees and related project expenses

- c. Appropriate additional funds in the amount of \$472,470 from the Available University Fund to provide for the total project cost, \$105,000 having been previously appropriated from Permanent University Fund Bond Proceeds.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on **June 12, 1981**, bids were called for and were received, opened and tabulated on July 9, 1981, as shown below, for the Chilled Water Distribution System Modification on the West Side of Campus at The University of Texas at Austin:

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
HAR-CON CORPORATION, Houston, Texas	\$487,000	5%
B. L. McGee, Inc., Austin, Texas	513,315	5%
J. M. Boyer, Inc., Austin, Texas	573,146	5%
B & B Developers, Moody, Texas	662,777	5%
Way Engineering Company, Inc., Austin, Texas	674,500	5%

During production of the final plans and specifications, the Project Engineer determined that existing supporting stanchions would not have to be modified which substantially reduced the construction cost from original estimates.

The recommended total project cost is composed of the following cost elements:

Construction Contract	\$487,000
Future Work (Landscape Repair)	20,000
Project Contingency	30,000
Professional Fees and Administrative Expenses	39,970
Miscellaneous Expenses	<u>500</u>
Total Project Cost	<u>\$577,470</u>

Source of funding for this project is the Available University Fund and Permanent University Fund Bond Proceeds.

4. U. T. AUSTIN - CONTINUATION OF EAST CAMPUS SITE, STREET AND PARKING IMPROVEMENTS (PROJECT NO. 102-270): PRESENTATION OF PRELIMINARY PLANS, REQUEST TO PREPARE FINAL PLANS AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Approve the preliminary plans and specifications for East Campus Site, Street and Parking Improvements at an estimated total project cost of \$1,807,000
- b. Authorize the Project Architect to prepare final plans and specifications to be brought to the Board for consideration at a future meeting

- c. Appropriate additional funds in the amount of \$100,000 from Pooled Interest on Bond Proceeds and other Construction Funds for fees and related project expenses through completion of final plans and specifications (\$65,000 has been previously appropriated from Interest on Construction Funds Time Deposits for fees, surveys and related project expenses during preparation of preliminary plans.)

BACKGROUND INFORMATION

The Project Architect, John C. Robinson, Jr., Austin, Texas, has prepared preliminary plans and specifications for construction associated with the East Campus Site, Street and Parking Improvements project at U. T. Austin. This design was done in accordance with authorization given by the U. T. Board of Regents at its December 12, 1980 meeting.

The plans and specifications were presented to the Board at the June 1981 meeting but action was deferred to allow submission of additional information for the Board's review. The Board asked the Architect to present two alternatives along with a breakdown of the component parts with logical stages and alternatives. The requested information has been gathered and will be presented to the Board at this meeting. A summary of the salient features of that presentation follows:

- a. The area covered by this project is slightly more than 10 acres. Most of the land involved was acquired through an Urban Renewal Project. Streets, curbs and gutters, driveways and sidewalks, which once served residences in this area, remain in place and are in many instances incompatible with planned use of the area. The storm drainage system in the area needs to be upgraded and restructured.
- b. There are several functional needs which are addressed by this project:
 - 1) The area in question together with the Little Campus area comprises the "front door" of the Austin Campus and should be treated as such.
 - 2) Because of the closing of Red River and San Jacinto Boulevard and the construction of new Red River and Inner Campus Drive, there is a need to revise and improve vehicular traffic flow in this part of the campus. Two and one half miles of sidewalk construction and security lighting are needed to handle pedestrian traffic safely.
 - 3) The existing chaotic parking conditions must be revised to bring about orderly, efficient parking. Orderly and safe ingress and egress are needed in the new parking areas, not only for vehicles but also for pedestrians.
 - 4) In the area of 18th Street between Red River and Waller Creek, there is need for improving this principal approach to the Erwin Center for the benefit of pedestrians and handicapped persons.
 - 5) Wider sidewalks and handrails are needed to improve conditions for pedestrian traffic along San Jacinto Boulevard and across Waller Creek.
 - 6) Modest amounts of landscaping and irrigation are necessary throughout the project to assure the survival of existing trees and to upgrade the appearance of the area to the normal campus standard. These landscaping features would enhance appearance and help to reduce grounds maintenance costs.

- c. The project has been structured in such a fashion that the Board will be able to consider various individual packages of work. In the opinion of President Flawn and U. T. System Administration, most of these packages are essential and the remainder are highly desirable. However, some desirable packages can be deferred and accomplished at a later date.
- d. When this project has been completed, it and the Little Campus site development will essentially complete the work necessary to define the perimeter of the campus. Only minor and relatively unimportant boundaries will remain untreated.
- e. U. T. Austin Administration considers this project to be a valuable contribution in its efforts to prepare for the centennial celebration.

The construction cost of the complete project, as submitted to the Board at the June 1981 meeting, is \$2,072,000. One of the alternatives suggested by the Project Architect reduces the scope of the project by deferral of developments on 18th Street, at the Santa Rita site, and work on parking lot P-3; and by reduction of work to be done on the peninsula east of Red River. The construction cost of this suggested alternative is \$1,503,000; the total project cost is \$1,807,000. It is this alternative that President Flawn supports and recommends.

The Project Architect will be present at the Board Meeting and will be prepared to explain the scope and cost of each package which is included in the total project, should the Board desire to approve a different mix of packages than has been recommended.

Funding for this project will come from Pooled Interest on Bond Proceeds and other Construction Funds.

5. U. T. Austin - Engineering Facilities - Improvements for Departments of Chemical and Petroleum Engineering (Project No. 102-452): Report of Feasibility Study; Request for Project Authorization; Recommendation for Site; Request to Appoint Project Architect to Prepare Preliminary Plans and Appropriation Therefor

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Authorize construction of a Chemical and Petroleum Engineering Building with an estimated construction cost of \$25,000,000 and an estimated total project cost of \$29,300,000, exclusive of departmental equipment which will be reported for consideration at a future Board meeting
- b. Approve the proposed site which is northeast of the intersection of East 26th Street and Speedway
- c. Appoint a project architect from the attached list with authorization for the preparation of preliminary plans which will be presented for consideration at a future Board meeting
- d. Appropriate \$300,000 from the Available University Fund for fees and related project expenses through completion of preliminary plans, \$20,000 having been previously appropriated from Permanent University Fund Bond Proceeds.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on May 29-30, 1980, initial investigative studies and evaluations of program requirements providing improvements for the Departments of

Chemical and Petroleum Engineering have been made by U. T. Austin, the Office of Facilities Planning and Construction, and the Consulting Architect, Calhoun, Tungate, Jackson & Dill Architects, Houston, Texas. The E. P. Schoch Laboratory and Petroleum Engineering Building, presently occupied by these departments, does not provide the space necessary for existing programs, are costly to maintain and lack essential features for personnel safety in both the undergraduate and graduate laboratories. The program analysis calls for departmental space allocations based on academic needs, with a modular design concept involving the efficient distribution of utilities, energy conservation, updated laboratories, and designed economical maintenance. Alternative planning concepts were explored but no apparent cost or operating advantages were found to be gained by renovating, expanding, or supplementing the existing buildings when compared to a new and modern laboratory and teaching facility.

It is recommended that the new building contain approximately 210,000 gross square feet providing space for departmental facilities, laboratories, and limited general purpose classrooms.

The proposed site is in the northern area of the campus in the vicinity of other recent College of Engineering buildings.

Upon completion and occupancy of the new building, approximately 84,000 combined gross square feet in the two existing buildings will be available for reassignment.

Funding for the estimated total project cost of \$29,300,000 will be from Permanent University Fund Bond Proceeds and the Available University Fund.

List of Firms Proposed for Appointment

<u>Project Architect</u>	<u>Recent U. T. System Projects</u>
Calhoun, Tungate, Jackson & Dill Architects, Houston, Texas	U. T. Austin: Project Analysis for Improvements for Departments of Chemical and Petroleum Engineering
Jarvis-Putty-Jarvis, Dallas, Texas	U. T. Arlington: Remodeling of Hereford Student Union Building
The Marmon Mok Partnership, San Antonio, Texas	None in the last five years.
Lawrence D. White Associates, Inc., Fort Worth, Texas	U. T. Arlington: University Bookstore
Page Southerland Page, Austin, Texas	U. T. Austin: Engineering Teaching Center II U. T. Health Science Center - Dallas: Animal Farm Phase I U. T. Health Science Center - Houston: Student/Faculty Apartments U. T. Health Center - Tyler: Chapel U. T. Galveston Medical Branch: Ambulatory Care Center U. T. Galveston Medical Branch: Remodel Existing John Sealy Hospital

6. U. T. AUSTIN - EXPERIMENTAL SCIENCE BUILDING: REMODELING PHASE I FOR MICROBIOLOGY AND ZOOLOGY (PROJECT NO. 102-500) REQUEST FOR APPROVAL OF FINAL PLANS AND FOR AUTHORIZATION TO ADVERTISE FOR BIDS

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Approve the final plans and specifications for the Experimental Science Building Remodeling Phase I at an estimated project cost of \$800,000
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on April 10, 1981, final plans and specifications for the Remodeling of the Experimental Science Building Phase I at U. T. Austin have been prepared by the Project Architect, Coffee & Crier, Austin, Texas. The project calls for remodeling approximately 10,700 square feet of laboratory facilities for the Departments of Microbiology and Zoology and for improvements to the Microbiology Departmental office at an estimated total project cost of \$800,000.

Anticipated source of project funding is the Available University Fund.

7. U. T. AUSTIN - BALCONES RESEARCH CENTER: REQUEST TO WAIVE UNDERGROUND EASEMENT POLICY AND TO GRANT EASEMENT TO CITY OF AUSTIN FOR ELECTRIC SERVICE

RECOMMENDATION

President Flawn and Chancellor Walker recommend that the underground easement policy be waived and a five-foot by seventy-five foot easement be granted to the City of Austin to provide overhead electrical service to 10901 Research Boulevard.

BACKGROUND INFORMATION

The City of Austin has requested a five-foot by seventy-five foot electrical utility easement to provide service to a portion of the Balcones Research Center property located at 10901 Research Boulevard, which has been leased to the National Bank of Commerce. This easement will permit the City of Austin to provide electrical service to the new NBC Drive-Thru Bank located on the leased property.

Since the property has been leased to others, there is no advantage to the University to install the utilities underground. If and when the lease is terminated and the easement is no longer needed, the overhead lines can be removed.

The proposed document is provided herewith on pages B&G 11-12.

EASEMENT

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF TRAVIS §

That the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, of Travis County, Texas, in and for the mutual benefits to all parties to this agreement, does hereby BARGAIN, SELL, and CONVEY unto the said CITY OF AUSTIN, a municipal corporation situated in Travis County, Texas, its successors and assigns, an easement and right-of-way across the following described real estate situated in Travis County, Texas, with the right to construct, operate, maintain, and repair its electrical lines along said easement for said purposes and including necessary poles and fixtures, and authority for cutting and trimming all trees along the line necessary to guy and brace poles to maintain the needed guy wires, together with the right of ingress and egress across which said easement is granted, being described as follows:

A strip of land five (5) feet in width, same being out of and a part of Lot 1, Oakview, Section 3, a subdivision in the City of Austin, Travis County, Texas, as appears of record in Book 79, Page 303, Plat Records of Travis County, Texas, the centerline of said strip of land being more particularly described by metes and bounds as follows:

BEGINNING: At a point in the west line of Lot 1, of the above said subdivision, said west line also being the east right-of-way line of Research Boulevard, and from which point of beginning the most northwesterly corner of said lot bears N 05°16' E, 160 feet;

THENCE: N 75°55' E, a distance of 75 feet to point of termination.

TO HAVE AND TO HOLD the above described easement, rights, and privileges unto the said CITY OF AUSTIN, its successors and assigns, forever, so long as same are used for said purposes, and when said easement is no longer needed to furnish electrical service, then all right, title, and interest in said easement

shall revert to the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM.

EXECUTED this the _____ day of _____, 1981.

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

By: _____
JAMES L. POWELL, Chairman

Betty Anne Thedford,
Secretary
Board of Regents of The
University of Texas System

Approved as to Form:

Approved as to Content:

Frederick Shivers
University Attorney

Joe E. Bayly

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

BEFORE ME, the undersigned authority, on this day personally appeared JAMES L. POWELL, Chairman of the Board of Regents of The University of Texas System, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 1981.

Notary Public in and for
Travis County, Texas

My commission expires:

8. U. T. Austin - Marine Science Institute at Galveston - Dockside Utility Building (Project No. 102-491): Recommended Award of Contract, Additional Appropriation Therefor and Plaque Inscription

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Award the construction contract for the Dockside Utility Building to the lowest responsible bidder, Holley Brothers Enterprises, Inc., Pasadena, Texas, in the amount of the base bid, \$969,000
- b. Authorize a total project cost of \$1,073,000 to cover the recommended building construction contract award, movable furnishings and equipment, fees and related project expenses
- c. Appropriate additional funds in the amount of \$1,042,000 from Permanent University Fund Bond Proceeds to provide for the total project cost, \$31,000 having been previously appropriated
- d. Approve the recommended inscription as set out below for the plaque to be placed on the Dockside Utility Building.

This inscription follows the standard pattern approved by the Board at the meeting held June 1, 1979.

DOCKSIDE UTILITY BUILDING

1981

BOARD OF REGENTS

James L. Powell, Chairman	E. D. Walker
Sterling H. Fly, Jr., Vice-Chairman	Chancellor, The University of Texas System
Jane Weinert Blumberg (Mrs. Roland K.)	Peter T. Flawn
Janey Briscoe (Mrs. Dolph)	President, The University of Texas at Austin
Jess Hay	
Beryl Buckley Milburn	Rapp Fash Sundin, Inc.
Jon P. Newton	Project Architect
Tom B. Rhodes	
Howard N. Richards	Holley Brothers Enterprises, Inc. Contractor

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on June 12, 1981, bids were called for and were received, opened and tabulated on July 9, 1981, as shown below, for the Dockside Utility Building:

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
HOLLEY BROTHERS ENTERPRISES, INC., Pasadena, Texas	\$ 969,000	5%
O. C. UNBEHAGEN CONSTRUCTION CO., INC., Galveston, Texas	1,020,000	5%
RBK, Inc. d/b/a Texas Gulf Construction Company, Galveston, Texas	1,140,527	5%
JOHN GRAY COMPANY, INC., Galveston, Texas	1,396,987	5%

At the time that the Board approved final plans for this project, the anticipated total project cost was \$1,003,000. The low bid received increases the total project cost to \$1,073,000. In the opinion of the Architect and the Office of Facilities Planning and Construction, it would not be productive to rebid the project or to enter into negotiations to reduce the cost of the building. They believe it is in the University's best interest to accept the low bid.

The recommended total project cost is composed of the following cost elements:

Construction Contract	\$ 969,000
- Furniture and Furnishings	15,000
Project Contingency	18,337
Professional Fees and Administrative Expenses	67,983
Miscellaneous Expenses	<u>2,680</u>
Total Project Cost	<u>\$1,073,000</u>

Source of funding for this project is Permanent University Fund Bond Proceeds.

9. U. T. AUSTIN - MARINE SCIENCE INSTITUTE AT PORT ARANSAS: AUDITORIUM BUILDING (PROJECT NO. 102-493) PRESENTATION OF PRELIMINARY PLANS, REQUEST TO SUBMIT TO COORDINATING BOARD, REQUEST TO PREPARE FINAL PLANS AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President Flawn and Chancellor Walker recommend that the Board:

- a. Approve the preliminary plans and specifications for the Auditorium Building at the Marine Science Institute at Port Aransas at an estimated total project cost of \$1,550,000, and authorize the submission of the project to the Coordinating Board, Texas College and University System
- b. Authorize the Project Architect to prepare final plans and specifications for consideration of the U. T. Board of Regents at a future meeting
- c. Appropriate additional funds in the amount of \$35,000 from proceeds of Permanent University Fund Bonds for fees and related project expenses through completion of final plans and specifications (\$15,000 has been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans and \$10,000 has been previously appropriated from Interest on Construction Funds Time Deposits for the feasibility study including fees and related expenses.)

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on June 12, 1981, preliminary plans and specifications for the construction of a multipurpose Auditorium Building at U. T. Austin, Marine Science Institute at Port Aransas, have been prepared by the Project Architect, Rapp Fash Sundin, Inc., Houston and Galveston, Texas. The project includes

a multipurpose seminar-auditorium space and technical library-study facilities jointly housed in a building of approximately 14,000 gross square feet at an estimated total project cost of \$1,550,000. The project provides additional benefits in that it will permit relocation of accounting facilities from a flood-prone area into a safe area, and will permit better handling of visitors to the Institute.

Based on Fiscal Year 1979 experience, maintenance and operation, including utilities, are estimated to cost \$3.36 per square foot per year.

The anticipated source of project funding is proceeds of Permanent University Fund Bonds.

10. U. T. DALLAS - STUDENT UNION BUILDING: COMPLETION OF FOOD SERVICE FACILITY (PROJECT NO. 302-405) REPORT OF CONTRACT AWARD TO SCHOENLE CONSTRUCTION COMPANY, RICHARDSON, TEXAS

REPORT

In accordance with authorization of the U. T. Board of Regents on December 12, 1980, the U. T. Dallas Administration has awarded a construction contract for the Completion of the Food Service Facility in the Student Union Building to the lowest responsible bidder, Schoenle Construction Company, Richardson, Texas, in the amount of \$230,500.

BACKGROUND INFORMATION

At the meeting of the U. T. Board of Regents on December 12, 1980, authorization was given for completion of a food service facility in the Student Union Building at U. T. Dallas within an estimated total project cost of \$355,000.

Following approval of the Coordinating Board, Texas College and University System on January 30, 1981, bids were called for and were received, opened and tabulated on June 16, 1981 as shown below:

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
Schoenle Construction Company, Richardson, Texas	\$230,500	5%
Marco & Associates, Inc., Dallas, Texas	244,000	5%
Henger Construction Company, Dallas, Texas	249,800	5%
Gray-Built Construction Co., Inc., Dallas, Texas	255,260	5%
Star Acoustics Inc. DBA Trade Construction Company, Allen, Texas	257,000	5%
Grice-Camp General Contractors, Inc., Dallas, Texas	258,000	5%
Coyote Constructors, Inc., Houston, Texas	258,148	5%
Yarbrough Construction Co., Inc., Dallas, Texas	265,265	5%
National Construction Services, Inc., Dallas, Texas	265,532	5%

Dave Spears Builder, Sherman, Texas	269,665	5%
Fisher Construction Co., Dallas, Texas	271,747	5%
Pierce Contractors Inc., Dallas, Texas	272,000	5%

The U. T. Dallas Administration, with the concurrence of the Office of Facilities Planning and Construction, has awarded a construction contract to Schoenle Construction Company, Richardson, Texas, in the amount of \$230,500.

The recommended revised total project cost is composed of the following cost elements:

Construction Contract	\$230,500
Professional Fees and Administrative Expenses	18,725
Project Contingency (for unforeseen conditions)	10,000
Miscellaneous Expenses	<u>4,275</u>
Total Project Cost	\$263,500

Funding for this project was previously appropriated from U. T. Dallas Unappropriated Plant Funds.

11. U. T. DALLAS: REQUEST TO GRANT EASEMENT TO CITY OF RICHARDSON FOR WATER LINE

RECOMMENDATION

President Jordan and Chancellor Walker recommend that a twenty-five foot wide easement along the Gulf, Colorado and Santa Fe Railway right-of-way be granted to the City of Richardson for the rerouting of a water line.

BACKGROUND INFORMATION

In a letter to Chancellor Walker, President Jordan describes the City of Richardson's request as follows:

"On February 11, 1977, the Board of Regents granted a water line easement to the City of Richardson on U. T. Dallas property just west of the Gulf, Colorado and Santa Fe Railroad, then in a south-westerly direction just south of the right-of-way of the St. Louis and Southwestern Railroad. Where the water line underpasses the SL&SW Railroad at the intersection of the two railroads, a major water leak recently developed. The City of Richardson desires to reroute the water line in the existing easement for Renner Road to pass underneath the GC&SF Railroad, then to continue in a north-westerly direction on U. T. Dallas property adjoining the railroad right-of-way. The old water line along the east right-of-way of the railroad would be abandoned, as would the easement, by a resolution to be passed by the Richardson City Council."

The proposed document is provided on pages B&G 17-19.

E A S E M E N T

THE STATE OF TEXAS I
COUNTY OF COLLIN I

KNOW ALL MEN BY THESE PRESENTS:

The the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM (herein called Grantor), acting herein by and through its duly authorized Chairman, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by the City of Richardson, Texas, receipt of which is hereby acknowledged, has GRANTED AND CONVEYED and by these presents does GRANT AND CONVEY unto the CITY OF RICHARDSON, TEXAS (herein called Grantee), an easement for the purpose of constructing, operating and maintaining a water line in, along, upon and across the following described property, owned by it and being situated in Collin County, Texas, a part of the John C. Campbell Survey, Abstract No. 241, and more particularly described as follows:

BEING a part of the John C. Campbell Survey, Abstract No. 241, in Collin County, Texas and being part of the land conveyed to the Board of Regents of The University of Texas System by deeds recorded in Volume 835, Page 713 and Volume 947, Page 439 of the Deed Records of Collin County, Texas and being more particularly described as follows:

COMMENCING at the intersection of the southeasterly right-of-way line of the St. Louis and Southwestern Railroad and the southwesterly right-of-way line of the Gulf, Colorado and Santa Fe Railroad;

THENCE S. 34° 39' 15" E., along the southwesterly right-of-way line of said Gulf, Colorado and Santa Fe Railroad a distance of 147.60 feet to the PLACE OF BEGINNING;

THENCE continuing S. 34° 39' 15" E., along the southwesterly right-of-way line of said Gulf, Colorado and Santa Fe Railroad, 663.38 feet to a point in the north right-of-way line of Renner Road;

THENCE S. 34° 20' 45" W. along the north right-of-way line of Renner Road, 26.78 feet to a point for corner;

THENCE N. 34° 39' 15" W., 25 feet from and parallel to the southwesterly right-of-way of the Gulf, Colorado and Santa Fe Railroad, 672.98 feet to a point for corner;

THENCE N. 55° 20' 45" E., 25 feet to the PLACE OF BEGINNING and containing 0.383 acres of land more or less.

TO HAVE AND TO HOLD the above described premises for the purpose specified unto Grantee, its successors and assigns, for the period of time which the same may be used and maintained by Grantee for such purposes. The water line to be constructed and maintained on the above described property shall be placed underground at a reasonable depth.

AND IT IS AGREED that the Grantee, in consideration of the benefits above set out, will remove from the property above described, such fences, buildings and other obstructions as may now be found upon said property. Grantee, its agents, employees, workmen and representatives shall have the right of ingress, egress and regress in, along, upon and across the premises for the purpose of making additions to, improvements on and repairs to such water line.

EXECUTED this the _____ day of _____, 1981.

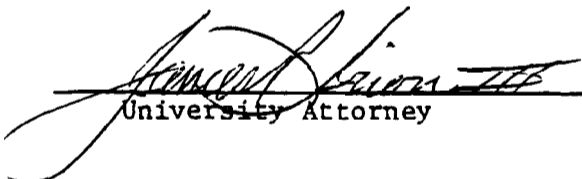
BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Attest:

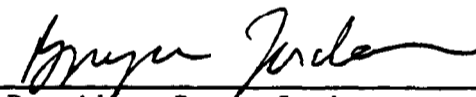
Secretary

by _____
Chairman James L. Powell

APPROVED AS TO CONTENT:



University Attorney



President Bryce Jordan
The University of Texas at Dallas

Attest:

THE CITY OF RICHARDSON

by _____

12. U. T. PERMIAN BASIN: REQUEST TO GRANT LEASE AGREEMENT TO ECTOR COUNTY FOR CONSTRUCTION OF SOFTBALL FIELD AT NORTHEAST CORNER OF CAMPUS

RECOMMENDATION

President Cardozier and Chancellor Walker recommend that the U. T. Board of Regents grant a lease agreement for an initial term of ten years to Ector County for construction of **softball** facilities on 18.35 acres of land located in the northeast corner of the campus.

BACKGROUND INFORMATION

Ector County has requested consideration of a lease agreement for 18.35 acres of University land in the northeast corner of the campus to plan, construct, operate and maintain four softball diamonds with associated spectator seating, restroom facilities and parking, all at County expense. The facility would be for the mutual benefit of Ector County residents and U. T. Permian Basin students, staff and faculty. The University will have priority access for formal class instruction, subject to the approval of the Ector County Park Department. In the lease agreement, Ector County will maintain liability insurance and hold the University harmless from any and all liabilities on the proposed lease premises.

The recommended lease agreement is for a term of ten years with ten year renewals thereafter until 2011. After the initial ten years, the University may terminate the lease by giving a written notice of one year prior to the proposed termination.

This proposed lease in the northeast campus area will not adversely affect the long range development of the U. T. Permian Basin campus.

The proposed document is provided herewith on pages B&G 21-24.

LEASE AGREEMENT

THE STATE OF TEXAS)

KNOW ALL MEN BY THESE PRESENT:

COUNTY OF ECTOR)

WHEREAS, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, at a regularly scheduled meeting of _____, 19____, authorized ECTOR COUNTY to lease a certain portion of the campus lands of the University of Texas of the Permian Basin, in the City of Odessa, Texas, upon which to construct a softball field and park;

NOW, THEREFORE, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM and ECTOR COUNTY have mutually agreed that it would be for the best interest and convenience of all parties that the terms and conditions of the Lease as hereinbelow set out shall govern and control the tract above referred to.

This Lease Agreement is entered into and effective as of the _____ day of _____, 19____, by and between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, "Lessor", and ECTOR COUNTY, "Lessee", and is as follows:

1. For valuable consideration paid and covenants herein contained on the part of Lessee to be kept and performed, Lessor does hereby lease to Lessee, and Lessee does hereby lease from Lessor, the following described tract of land (the "leased premises") in its present condition, located in the City of Odessa, Ector County, Texas, to-wit:

BEING a tract of land out of Section 18, Block 41, T-2-S, T & P Railway Company Survey, Ector County, Texas, located in the NE1/4 of Section 18, more particularly described as follows;

BEGINNING at a point set in the Northeast part of Section 18, Block 41, T-2-S, T & P Railway Company Survey, Ector County, Texas, for the northeast Corner of Section 18 bears N 10 09' W 690 FEET and N 75 03' E 600 FEET;

THENCE S 10 09' E 750 FEET to a point for the S.E. Corner of this tract;

THENCE S 79 51' W 970 FEET to a point for the most Southerly S.W. Corner;

THENCE N 55 09' W 141.42 FEET to a point for the most Northerly S.W. Corner;

THENCE N 10 09' W 650 FEET to a point for the N.W. Corner of this tract;

THENCE N 79 51' E 945 FEET to a point for an Interior Corner;

THENCE N 10 09' W 75 FEET to a point in the South proposed R.O.W. for Sp 492

THENCE N 79 51' E 25 FEET to a point in the South proposed R.O.W. for SP 422;

THENCE S 10 09' E 75 FEET to a point for an Interior Corner;

THENCE N 79 51' E 100 FEET to the point of beginning, containing 18.35 acres.

2. This lease shall have an initial term of ten (10) years commencing on _____, 1981. It shall automatically be extended for an additional term of ten (10) years commencing on _____, 1991, unless notice is given as set out below, and shall automatically be extended for successive ten-year periods, unless notice is given as set out below, except that, if not sooner terminated, it shall not extend beyond _____, 2011.

However, anything herein to the contrary notwithstanding, should Lessor determine that the leased premises are required for use as a part of the campus of the University of Texas of the Permian Basin, Lessor may terminate this Lease by giving Lessee written notice at least one (1) year prior to the proposed termination date, except that it may not be so terminated during the initial 10 year period.

Should either Lessor or Lessee desire that this Lease not be automatically extended, either for the first 10 year extension period or for any subsequent period, that party shall give notice to that effect not less than ninety (90) days prior to the date of expiration of the then current term of this Lease, such notice to be given in the manner set out elsewhere herein.

3. The premises leased hereunder shall be used by Lessee solely for the following:

For the operation of a quad softball diamond with associated services such as parking, restroom facilities, spectator seating and so forth.

The planning, construction, and operation of such park and associated parking facilities shall be accomplished by, and at the expense of, Lessee; provided, however, that all plans for improvements, modifications, site work, and additions to the leased premises must be approved in writing in advance by the President of The University of Texas of the Permian Basin.

Lessee further agrees that all costs related to the use, occupancy, or surrender of this property shall be borne by Lessee.

4. The facilities shall be available to faculty, staff and students at UTPB on the same basis as to residents of Ector County. For formal classes, the University will have priority access subject to approval of the Ector County Park Department. Priority access by the University shall not supersede activities scheduled by the Ector County Park Department.

5. Lessee shall not commit or suffer to be committed waste upon said premises, and shall keep said premises and the improvements and equipment thereon in good order and repair and in clean, safe and healthful condition, and shall comply with all state, federal and local laws, rules and regulations with regard to the use and condition of the demised premises and improvements and equipment thereon.

6. Lessee shall have the right, at any time during the term of this Lease, to remove all improvements and equipment owned or placed by it on said premises. At the termination of this Lease, Lessee shall promptly surrender the premises in substantially as good condition as when received, ordinary wear and tear and damage by fire or the elements alone excepted, and will fill all excavations, level, and restore the terrain to as nearly its present condition as is possible, and Lessor, at its option, may require the removal of any improvements.

7. It is agreed and understood that Lessor is not to be liable for any damages or injuries to any person or persons or property on account of the occupancy, use, or improvements placed on said premises by the Lessee, its successors or assigns.

Lessee agrees to indemnify Lessor and to save Lessor harmless from any and all liability, damage, expense, causes of action, suits, claims, or judgments arising from injury to person or property in or on the leases premises.

Lessee agrees to secure and maintain, from a responsible and solvent company, the following coverage:

Public liability insurance covering both bodily injury and property damage protecting Lessor and Lessee from all claims of whatsoever character that may arise out of Lessee's use of the leased premises or the improvements thereon in an amount at least equal to \$100,000.00/\$300,000.00 covering bodily injury for each occurrence and \$100,000.00 covering property damage for each occurrence.

Lessee will furnish Lessor a copy of this policy.

8. Lessee shall pay all charges connected with the operation of said premises, including all taxes, assessments, and charges, general and specific, that may be levied or assessed against Lessee by reason of its use of said premises and improvements and equipment situated thereon.

9. This Lease and the rights and privileges hereby granted may be transferred or assigned by Lessee only after obtaining the written consent of Lessor to such transfer or assignment.

10. Nothing contained in this Agreement nor any development and use by Lessee shall ever be construed as the dedication of the Leased premises for park purposes.

11. All written communication and notices required hereunder shall be deemed to have been given if the same are reduced to writing and mailed by certified or registered mail by either party hereto to the other at the respective addresses of the parties shown below:

LESSEE: Gary L. Watkins
Ector County Judge
County Courthouse
Room 227
Odessa, Texas 79761

LESSOR: Dr. V. R. Cardozier
President
The University of Texas of
the Permian Basin
Odessa, Texas 79762

The parties hereto have executed this Agreement the _____ day
of _____, 19____.

ATTEST:

BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford,
Secretary
Board of Regents of The
University of Texas System

Joe E. Boyd, Jr.
Vice Chancellor for Business Affairs

LESSOR

ATTEST:

ECTOR COUNTY PARK DEPARTMENT

Lucille Wolz
Ector County Clerk

Gary L. Watkins
Ector County Judge

LESSEE

Approved as to Contents: .

Approved as to Form:

Tom E. Smith

University Attorney

13. U. T. HEALTH SCIENCE CENTER - DALLAS - AMBULATORY CARE CENTER (PROJECT NO. 303-366): REQUEST TO GRANT EASEMENT TO CITY OF DALLAS FOR SEWER LINE

RECOMMENDATION

President Sprague and Chancellor Walker recommend that the U. T. Board of Regents grant a ten-foot wide easement and right-of-way to the City of Dallas for the purpose of constructing and maintaining a city sanitary sewer main or mains.

BACKGROUND INFORMATION

The construction of the Ambulatory Care Center on the campus of The University of Texas Health Science Center at Dallas requires the relocation of a portion of an existing 10" sanitary sewer at the University's expense. The existing sanitary sewer is located in an existing 10-foot wide easement. The requested easement will correct the existing easement to coincide with the relocated sewer.

The proposed document is provided herewith on pages B&G 26-28.

EASEMENT FOR UNDERGROUND SEWER PIPELINES

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

That the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, acting herein by and through its Chairman, duly authorized to execute the herein easement, of the County of Travis and State of Texas, in consideration of the sum of Ten and No/100 Dollars (\$10.00) in hand paid, the receipt of which is hereby acknowledged, and in consideration of the special benefits to be derived by the property, has granted and conveyed unto the City of Dallas, a municipal corporation, and by these presents does grant and convey unto the City of Dallas, a right-of-way under, in, and along the hereinafter described property for the purpose of constructing and maintaining a city sanitary sewer main or mains, said property described as follows, to-wit:

Being a strip of land 10 ft. in width over, under, and across a part of that certain lot, tract or parcel of land lying and being situated in the City and County of Dallas, Texas, same being a tract of land out of the William B. Coats Survey, Abst. No. 236, being part of Block 6057, Official City Numbers of the City of Dallas, and being part of that property conveyed to the State of Texas by Southwestern Medical Foundation by a deed dated February 12, 1951, recorded in Vol. 3506, Page 9, Deed Records of Dallas County, Texas, said 10 ft. easement having a centerline more particularly described as follows:

COMMENCING at a point for corner at the intersection of the northwesterly right-of-way line of Amelia Street (60 ft. wide) and the southwesterly right-of-way line of Harry Hines Boulevard (100 ft. from centerline at this point);

THENCE along the southwesterly right-of-way line of said Harry Hines Boulevard, the following calls: North 44° 21' 40" West, a distance of 206.06 ft. to the beginning of a curve to the left;

THENCE in a northwesterly direction along said curve to the left having a radius of 11,359.2 ft., a central angle of 01° 46' 39", and an arc length of 352.4 ft. to the end of said curve to the left;

THENCE North 87° 17' West, a distance of 91.7 ft. to an angle point;

THENCE along a curve to the left whose tangent bearing bears North 46° 29' 13" West, having a radius of 11,299 ft., a central angle of 0° 39' 00", and an arc length of 128.2 ft. to the end of said curve to the left;

THENCE North 8° 31' West, a distance of 63.7 ft. to an angle point;

THENCE along a curve to the left whose tangent bearing bears North 47° 41' 41" West having a radius of 11,339 ft., a central angle of 0° 28' 19", and an arc length of 93.4 ft. to the end of said curve to the left;

THENCE North 48° 10" West, a distance of 405.06 ft. to an angle point;

THENCE North 79° 08' West, a distance of 58.3 ft. to an angle point;

THENCE North 48° 10" West, a distance of 179.7 ft. to an angle point;

THENCE along the common line of the Southwest Medical School tract and the Parkland Hospital tract South $0^{\circ} 03'$ East, a distance of 104.71 ft. to an angle point;

THENCE continuing along said common line of the Southwest Medical School tract and the Parkland Hospital tract South $11^{\circ} 09' 13''$ West, a distance of 26.23 ft. to a point for corner;

THENCE along the proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South $78^{\circ} 50' 47''$ East, a distance of 30.00 ft. to a point for corner;

THENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital School tract South $11^{\circ} 09' 13''$ West, a distance of 210.00 ft. to a point for corner;

THENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract North $78^{\circ} 50' 47''$ West a distance of 66.48 ft. to an angle point;

THENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South $65^{\circ} 29' 13''$ West, a distance of 26.51 ft. to a point for corner;

THENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South $24^{\circ} 30' 47''$ East a distance of 8.97 ft. to a point for corner;

THENCE South $65^{\circ} 29' 13''$ West a distance of 12.55 ft. to the POINT OF BEGINNING said point being at Engineers Station 7+79.47, and being the centerline of a 10 ft. sanitary sewer easement as recorded in Volume 70074, Page 0846, of the Deed Records, City of Dallas, Dallas County, Texas;

THENCE along a curve to the right whose tangent bearing bears North $16^{\circ} 49' 22''$ West having a radius of 200.00 ft., a central angle of $23^{\circ} 26' 36''$, and an arc length of 81.83 ft. to the end of said curve to the right and to the end of the herein described 10 ft. wide sanitary easement.

There is also granted to the City of Dallas, its successors or assigns, any and all temporary working space on grantor's property abutting the above described easement which may be necessary for the construction and maintenance of said sewer main or mains.

TO HAVE AND TO HOLD the above described property unto the City of Dallas for the purposes hereinbefore provided, and said City of Dallas shall have the right to go upon the same for the purpose of repairing said sanitary sewer main or mains. That all expenses in the construction and maintenance of the said sanitary sewer main or mains shall be at the expense of the said City of Dallas and in the construction of said sanitary sewer main or mains should said City of Dallas find it needful to remove any improvements now on the above described property that such removal and the replacing of same shall be wholly at the cost of said City of Dallas. Nothing in this easement shall be

construed as a waiver by the City of Dallas of any connection charge or other charges imposed by ordinance or the Charter of the City of Dallas.

EXECUTED this the _____ day of _____, 1981.

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford
Secretary
Board of Regents of The
University of Texas System

By: _____
JAMES L. POWELL, Chairman

Approved as to Content:

Approved as to Form:

Joe E. Boyd

Zenward Shivers
University Attorney

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

BEFORE ME, the undersigned authority, on this day personally appeared JAMES L. POWELL, Chairman of the Board of Regents of The University of Texas System, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 1981.

Notary Public in and for
Travis County, Texas

My commission expires:

14. U. T. Health Science Center - Dallas - Renovation of the Locke Medical Building, Phase I (Project No. 303-476): Presentation of Preliminary Plans; Request to Submit to Coordinating Board; Request to Prepare Final Plans; Subject to Coordinating Board Approval Authorization to Advertise for Bids, and Additional Appropriation Therefor

RECOMMENDATIONS

President Sprague and Chancellor Walker recommend that the Board:

- a. Approve the preliminary plans and specifications for the first phase of the Renovation of the Locke **Medical Building** at an estimated total project cost of \$500,000
- b. Authorize the submission of the total renovation project to the Coordinating Board, Texas College and University System
- c. Authorize the Project Architect to complete the final plans and specifications for the first phase for approval by the Office of Facilities Planning and Construction
- d. Subject to approval of the Coordinating Board authorize the Office of Facilities Planning and Construction to advertise for bids for the first phase which will be presented at a future Board meeting for consideration
- e. Appropriate additional funds in the amount of \$28,000 from Dallas Health Science Center Unexpended Plant Funds for fees and related project expenses through completion of final plans and specifications for Phase I (\$32,000 has been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans.)

BACKGROUND INFORMATION

In accordance with authorization of the Board of Regents on October 24, 1980, preliminary plans and specifications for the first phase of the Renovation of the Locke Building at The University of Texas Health Science Center at Dallas have been prepared by the Project Architect, Harper, Kemp, Clutts and Parker, Dallas, Texas. The scope of this first phase includes the renovation of approximately 14,300 gross square feet on the second and third levels of the nine-story building. Additional phases of the renovation will be submitted to the Board as soon as tenants relocate and the space becomes available.

The first phase will provide office and conference facilities for the departments of Allied Health Education, Rehabilitation, and Physician's Assistants. Authorization to complete the Phase I final plans and specifications and to advertise for bids is desirable to expedite this portion of the project so that leased space may be relinquished as soon as possible.

At the present time, it is estimated that the cost of all phases of remodeling will be about \$3,000,000.

Based on Fiscal Year 1980 experience, maintenance and operation, including utilities, are estimated to cost \$4.38 per square foot per year.

Anticipated source of project funding is Dallas Health Science Center Unexpended Plant Funds.

15. U. T. HEALTH SCIENCE CENTER - DALLAS - RENOVATION OF THE NAPA BUILDING (PROJECT NO. 303-477): PRESENTATION OF PRELIMINARY PLANS; REQUEST TO SUBMIT TO COORDINATING BOARD; REQUEST TO COMPLETE FINAL PLANS; SUBJECT TO COORDINATING BOARD APPROVAL AUTHORIZATION TO ADVERTISE FOR BIDS, AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President Sprague and Chancellor Walker recommend that the Board:

- a. Approve the preliminary plans and specifications for the Renovation of the NAPA Building at an estimated total project cost of \$1,215,000, and authorize the submission of the project to the Coordinating Board, Texas College and University System
- b. Authorize the Project Architect to complete final plans and specifications to be approved by the Office of Facilities Planning and Construction
- c. Subject to the approval of the Coordinating Board authorize the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration
- d. Appropriate additional funds in the amount of \$45,000 from Dallas Health Science Center Unexpended Plant Funds for fees and related project expenses through completion of final plans and specifications (\$15,000 has been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans.)

BACKGROUND INFORMATION

In accordance with authorization of the Board of Regents on October 24, 1980, preliminary plans and specifications for the Renovation of the NAPA Building at The University of Texas Health Science Center at Dallas have been prepared by the Project Architect, Dahl/Braden/Chapman, Inc., Dallas, Texas. The project includes renovation of levels one and two, which total approximately 73,000 square feet of this 110,000 square foot three level building. Minor revisions required on the third level are being accomplished by the Physical Plant staff. Authorization to complete final plans and specifications and to advertise for bids is requested to expedite the project, relieve overcrowded facilities on campus and allow relinquishment of leased space as quickly as possible.

Based on Fiscal Year 1980 experience, maintenance and operation, including utilities, are estimated to cost \$3.60 per square foot per year.

Anticipated source of project funding is Dallas Health Science Center Unexpended Plant Funds.

16. U. T. GALVESTON MEDICAL BRANCH - (GALVESTON HOSPITALS) RENOVATION AND ADDITION TO GRAVES HOSPITAL (PROJECT NO. 601-377): RECOMMENDED NAME FOR ADDITION AND INSCRIPTION ON PLAQUE

RECOMMENDATION

President Levin and Chancellor Walker recommend that the new psychiatric hospital being constructed as an addition to Graves Hospital be given the name Psychiatric Pavilion and that the plaque inscription as outlined on Page B & G - 31 be approved.

This inscription follows the standard pattern approved by the Board at the meeting held June 1, 1979.

PSYCHIATRIC PAVILION

1980

BOARD OF REGENTS

Dan C. Williams, Chairman
Thos. H. Law, Vice-Chairman
Jane Weinert Blumberg
(Mrs. Roland K.)
Sterling H. Fly, Jr., M.D.
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Jon P. Newton
James L. Powell
Howard N. Richards
Walter G. Sterling

E. D. Walker
Chancellor, The University
of Texas System
William C. Levin, M.D.
President, The University
of Texas Medical Branch
at Galveston

Koetter, Tharp, Cowell & Bartlett
Project Architect
J. W. Bateson Company, Inc.
Contractor

BACKGROUND INFORMATION

In a letter to Chancellor Walker, President Levin states:

"The new psychiatric facility will house all of the patient treatment activities, while the older Graves Hospital building will house psychiatric support services and other ancillary functions. We feel that it would be more appropriate for the new hospital to bear a name separate and distinct from the older building."

17. U. T. GALVESTON MEDICAL BRANCH (U. T. GALVESTON HOSPITALS) - REMODELING OF EXISTING JOHN SEALY HOSPITAL (ORIGINAL BUILDING): REMODELING OF PULMONARY THERAPY AREA (PROJECT NO. 601-487) AND HISTOLOGY LABORATORY (PROJECT NO. 601-506) RECOMMENDED AWARD OF CONTRACT

RECOMMENDATIONS

President Levin and Chancellor Walker recommend that the Board:

- a. Award a construction contract for Remodeling of the Pulmonary Therapy Area and the Histology Laboratory of the Original John Sealy Hospital to the lowest responsible bidder, Stone Construction Company, Inc., Houston, Texas, in the amount of the base bid of \$940,000
- b. Authorize a total project cost of \$1,100,000 to cover the recommended building construction contract award, movable furnishings and equipment, air balancing, fees and related project expenses.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on May 14, 1976, bids were called for and were received, opened and tabulated on

July 7, 1981, as shown below, for the Remodeling of the Pulmonary Therapy Area and the Histology Laboratory in the John Sealy Hospital (Original Building):

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
Stone Construction Company, Inc., Houston, Texas	\$ 940,000	5%
O. C. Unbehagen Construction Co., Inc., Galveston, Texas	947,777	5%
Nash Construction Company, Inc., Huntsville, Texas	953,266	5%
MSI of Houston, Inc., Houston, Texas	1,034,366	5%
A. D. Lang Co., Inc., Houston, Texas	1,098,000	5%

The recommended total project cost is composed of the following cost elements:

Construction Contract	\$ 940,000
Future Work (Air Balancing)	25,000
Project Contingency	54,600
Professional Fees and Administrative Expenses	76,900
Miscellaneous Expenses	<u>3,500</u>
Total Project Cost	<u>\$1,100,000</u>

Source of funding for this project is from a grant from **The Sealy & Smith Foundation**.

18. U. T. HEALTH SCIENCE CENTER - SAN ANTONIO - ORIGINAL LIBRARY BUILDING - RENOVATION: REQUEST FOR PROJECT AUTHORIZATION; APPOINTMENT OF PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS; AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Harrison and Chancellor Walker recommend that the Board:

- a. Authorize Renovation of the Original Library Building at an estimated total project cost of \$2,280,000
- b. Appoint a Project Architect from the list set out on Page B & G - 33 to prepare preliminary plans and a cost estimate to be presented at a future Board meeting for consideration
- c. Appropriate \$180,000 available on September 1, 1981, and \$2,100,000 available on September 1, 1982, by HB 656, Acts of the 67th Legislature for Major Repairs and Rehabilitation: Library Renovation at the U. T. Health Science Center - San Antonio for the total estimated project cost.

BACKGROUND INFORMATION

As part of the long range planning at the U. T. Health Science Center - San Antonio, Renovation of the Original Library Building to provide support services for the Medical School is planned to take place after completion of the new library in late 1982.

In a letter to Chancellor Walker, President Harrison has made a request for the renovation project, as follows:

"The appropriations bill just enacted by the Sixty Seventh Legislature includes an item for Major Repair and Renovation of the original Library Building on this campus. A total of \$180,000 is appropriated for the first year of the biennium beginning September 1, 1981 to allow for preparation of plans and specifications prior to completion of the new Library Building now under construction and projected to be available in late 1982.

"An additional \$2,100,000 is appropriated for the second year of the biennium to provide for the renovation contract and completion of the project.

"The proposed renovation project will permit the consolidation of space for all student service and student life functions which are now separated in several locations, and will also provide for consolidation of spaces for our Department of Computing Resources, whose offices and work areas are currently on a different floor than the computer room."

Authorization of the project and initiation of planning will expedite the project schedule.

LIST OF FIRMS PROPOSED FOR APPOINTMENT

<u>Project Architect</u>	<u>Recent UT System Projects</u>
Chumney, Jones & Kell, San Antonio, Texas	U. T. San Antonio: Phase I & II Buildings
	U. T. Health Science Center - San Antonio: New Library (association)
Phelps & Simmons & Garza, San Antonio, Texas	U. T. Health Science Center - San Antonio: Basic Science Expansion (association)
	U. T. Health Science Center - San Antonio: Library (association)
	U. T. Health Science Center - San Antonio: Auditorium - Level Two
Marmon & Mok, San Antonio, Texas	U. T. El Paso: Fine Arts Complex (in association with El Paso firm)
Architects Environmental Group, Inc., San Antonio, Texas	None
O'Neill Perez Associates, San Antonio, Texas	U. T. San Antonio: Student Union Feasibility Study

The total project cost will be from appropriations provided by the 67th Legislature.

19. U. T. CANCER CENTER - BIOMEDICAL RESOURCES BUILDING (PROJECT NO. 703-448):
RECOMMENDED AWARD OF CONTRACT

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Award a construction contract for the Biomedical Resources Building to the lowest responsible bidder, Stone Construction Company, Inc., Houston, Texas, as follows:

Base Bid	\$2,399,900
Alternate No. 1 (utility services for future Physical Plant Building)	<u>80,880</u>
Total Recommended Contract Award	<u>\$2,480,780</u>

- b. Authorize a total project cost of \$3,050,000 to cover the recommended building construction contract award, movable furnishings and equipment, air balancing, fees and related project expenses.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on February 13, 1981, bids were called for and were received, opened and tabulated on July 7, 1981, as shown below, for the Biomedical Resources Building:

<u>Bidder</u>	<u>Base Bid</u>	<u>Alt. #1</u>	<u>Bid Bond</u>
Stone Construction Company, Inc., Houston, Texas	\$2,399,900	\$80,880	5%
Baxter Construction Company, Inc., Houston, Texas	2,411,500	71,300	5%
W. J. Hessert Construction Co., Houston, Texas	2,466,000	67,000	5%
Mission Construction, Inc., Houston, Texas	2,485,000	75,000	5%
Gierhart/Vaughn Construction Company, Bellaire, Texas	2,550,000	100,000	5%
Rodgers Construction, Inc., Houston, Texas	2,574,000	75,000	5%
R. L. Taylor Construction Co., Inc., Houston, Texas	2,595,000	81,500	5%

The recommended total project cost is composed of the following cost elements:

Construction Contract	\$2,480,780
Furniture and Furnishings & Equipment	100,000
Future Work (Air Balancing)	35,000
Project Contingency	149,458
Professional Fees and Administrative Expenses	205,732
Miscellaneous Expenses	<u>79,030</u>
Total Project Cost	<u>\$3,050,000</u>

Source of funding for this project is General Fund Unappropriated Balances and Unexpended Plant Fund Balances, which have been previously appropriated.

**Golemon & Rolfe
Associates Inc**

3000 South Post Oak Road
12th Floor
Houston, Texas 77056
713/840-9988

Architecture

University of Texas System
Cancer Center/Research Facility
Building Area Tabulations

	Gross Floor Area	Net Usable Area	Efficiency
Ground Floor	20,007 SF	15,643 SF	78%
Veterinary Resources	10,057 SF	6,140 SF	
Electron Microscopy	1,489 SF	1,042 SF	
Mechanical Equipment	8,461 SF	8,461 SF	
First Floor	13,599 SF	9,618 SF	71%
Library			
Second Floor	16,251 SF	10,746 SF	66%
Tumor Biology			
Labs		6,254 SF	
Lab Support		2,040 SF	
Lab Admin.		2,452 SF	
Third Floor	16,251 SF	10,746 SF	66%
Immunology			
Fourth Floor	16,251 SF	10,746 SF	66%
Genetics			
Fifth Floor	16,251 SF	10,746 SF	66%
Biochemistry			
Sixth Floor	16,251 SF	10,746 SF	66%
Molecular Biology			
Seventh Floor	16,251 SF	10,746 SF	66%
Pharmacology			
Totals	131,112	89,737	68.4%

**Golemon & Rolfe
Associates Inc**

3000 South Post Oak Road
12th Floor
Houston, Texas 77056
713/840-9988

Architecture

University of Texas System Cancer Center
Cancer Research Facility
Preliminary Cost Estimate
August, 1981

	<u>Cost</u>	<u>Cost/SF</u>
1. General Conditions	\$ 625,000	\$ 4.77
2. Sitework	183,800	1.40
3. Concrete	1,266,439	9.66
4. Masonry	263,085	2.01
5. Metals	169,250	1.29
6. Wood & Plastic	263,300	2.01
7. Thermal & Moisture Protection	176,175	1.34
8. Doors & Windows	850,915	6.49
9. Finishes	2,272,825	17.34
10. Specialties	209,950	1.60
11. Equipment	1,736,600	13.25
12. Furnishings		
13. Specialty Construction	200,000	1.53
14. Conveying Systems	530,000	4.04
15. Mechanical	2,513,000	19.17
16. Electrical	<u>1,242,000</u>	<u>9.47</u>
Subtotal	\$12,502,339	\$ 95.36
Insurance, Taxes	418,069	3.19
OH, Profit	528,456	4.03
Bond	85,832	.65
Escalation/Contingencies	<u>1,315,304</u>	<u>10.03</u>
Project Construction	\$14,850,000 ✓	\$113.27/SF

20. U. T. CANCER CENTER - BUILDING TO HOUSE PHYSICAL PLANT OPERATIONS, POLICE OPERATIONS, MOTOR POOL, AND CENTRAL STORES (PROJECT NO. 703-456): REQUEST FOR APPROVAL OF FINAL PLANS AND FOR AUTHORIZATION TO ADVERTISE FOR BIDS AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Approve the final plans and specifications for a building to house Physical Plant Operations, Police Operations, Motor Pool, and Central Stores at an estimated project cost of \$4,350,000
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration
- c. Appropriate additional funds in the amount of \$600,000 from Unexpended Plant Funds - Unexpended Balance, Account No. 106751 to complete project funding. Previously appropriated amounts total \$3,750,000 from General Funds Unappropriated Balances.

BACKGROUND INFORMATION

This project was authorized by the U. T. Board of Regents on May 30, 1980. Preliminary plans and specifications were approved at the February 1981 meeting, with an estimated total project cost of \$4,350,000, and the Coordinating Board, Texas College and University System, approved the project at its meeting on April 24, 1981. The Architect's final cost estimate for this project does not reflect any increase in expected construction costs.

John S. Chase, Houston, Texas, the Project Architect, has completed the final plans and specifications for presentation to the Board. The project calls for a building of about 75,000 gross square feet to be constructed on the University's 100-acre tract located about one mile south of the Texas Medical Center. The building will house several functions of the U. T. Cancer Center, namely, physical plant operations, police operations, motor pool operations and central stores. The building is so designed that storage can easily be doubled in the future by installation of a second floor in the storage area. The project also includes paved areas for parking and motor pool functions, security fencing, fuel storage, storm drainage and a minimal amount of landscaping.

21. U. T. CANCER CENTER - NEW RESEARCH BUILDING (PROJECT NO. 703-460): REQUEST FOR APPROVAL OF INCREASE IN SCOPE, APPROVAL OF PRELIMINARY PLANS, AUTHORIZATION TO PREPARE FINAL PLANS AND SPECIFICATIONS, AND APPROPRIATION OF ADDITIONAL FUNDS

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Approve increasing the scope of the project to include research library facilities, resulting in authorization of a facility of approximately 125,000 square feet at an estimated cost of \$16,130,000
- b. Approve preliminary plans and specifications for the New Research Building as presented by the Project Architect
- c. Authorize the Project Architect to prepare final plans and specifications for consideration of the Board at a future meeting

- d. Appropriate additional funds in the amount of \$3,000,000 from available balances in Construction Project No. 703-291, Remodel Existing Building, and \$2,000,000 from Account No. 106751, Plant Funds Unexpended - Unappropriated Balance, to complete project funding. (Previous appropriation total \$11,130,000 from General Funds Unappropriated Balances.)

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on July 11, 1980, preliminary plans and specifications for construction of the New Research Building at The University of Texas System Cancer Center have been prepared by the Project Architect, Golemon & Rolfe Associates, Inc., Houston, Texas. The recommended project includes construction of an eight-level structure adjoining existing research facilities of the U. T. M. D. Anderson Hospital and Tumor Institute. The new facility will provide research library facilities and laboratory space for basic and clinical research. In a letter to Chancellor Walker, President LeMaistre states:

"Our studies relating to programming for this project indicate that more space is required than was originally forecast. It has now been determined that expansion of the research library facilities should be included as part of this research facility. This, plus other program requirements, will increase the size of the facility to 125,000 square feet at an estimated cost of \$16,130,000.00. Funds are available to cover the additional amount needed for this project."

The scope of the project authorized by the U. T. Board of Regents in July 1980, called for approximately 100,000 square feet of space at an estimated cost of \$12,500,000. Incorporation of the research library facilities requested by the Cancer Center would increase the size of the new facility to approximately 125,000 square feet of space with an estimated cost of \$16,130,000.

22. U. T. CANCER CENTER - ROTARY INTERNATIONAL HOUSE: REQUEST FOR FEASIBILITY STUDY, APPOINTMENT OF CONSULTING ARCHITECT AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Authorize a feasibility study related to construction of a "Rotary International House" to determine the following need for the facility, space requirements, estimated total cost, recommended plan of operation, control and ownership, types of accommodations, and consideration of options for funding
- b. Appoint a Consulting Architect from the attached list to work with the U. T. Cancer Center Administration, the Houston Rotary Foundation and the Office of Facilities Planning and Construction in preparing the feasibility study
- c. Appropriate \$30,000 from Unexpended Plant Funds - Unappropriated Balance Account for the feasibility study and related expenses.

BACKGROUND INFORMATION

In a letter to Chancellor Walker, the need for the feasibility study is outlined by President LeMaistre as follows:

"At various times during the last several years, there have been informal discussions between representatives of the System Cancer Center and the Rotary Club of Houston regarding the construction of a "Rotary International House" on a site owned by the Cancer Center. This project of the Houston Rotary Foundation is conceived to be a

housing facility for cancer patients and their families. Since the U. T. System Cancer Center is one of only three comprehensive cancer centers in the U. S., patients and families from far distances often have prolonged housing requirements. The Houston Rotary Foundation strongly endorses the need for provision of housing at the lowest possible cost in a self-supporting facility in the immediate vicinity of the Texas Medical Center.

"The Houston Rotary Foundation has volunteered to raise ten million dollars toward construction of a facility and has already received a one million dollar pledge from Mr. LeRoy Melcher for this project. Because of this initial pledge, Mr. C. Jim Stewart, President of the Houston Rotary Club, has requested a formal response from the Cancer Center regarding its plans for participation in this major project.

"While this project has been under discussion since 1970 and the Rotary Foundation has sponsored two feasibility studies relating to this project, only recently have we completed a housing survey of our present patient population. We have reviewed the earlier feasibility studies commissioned directly by the Rotary Foundation and do not consider them adequate to fulfill the requirements of the U. T. System Board of Regents.

"Our survey of current patients confirms the need for additional housing for patients and families. We, therefore, feel that it is appropriate that a professional feasibility study be conducted to determine the need for the facility, the size needed, estimated total cost, a recommended plan of operation, control and ownership, types of accommodations required, and consideration of the options for funding. This feasibility study will also include an analysis and update of the findings of previous surveys.

"Mr. Harry A. Golemon, President and Chairman of the Board of Golemon and Rolfe Associates, Inc., and Mr. Eugene Werlen, Architect, both of whom are active members of the Houston Rotary Club, have been actively involved in this proposed project for several years."

LIST OF FIRMS PROPOSED FOR APPOINTMENT

<u>Consulting Architect</u>	<u>Recent U. T. System Projects</u>
Golemon and Rolfe Associates, Inc., Houston, Texas	U. T. Cancer Center: New Research Building U. T. Cancer Center: Conversion of Central Food Service Facility (Biomedical Resources Building) U. T. Health Science Center - Houston and U. T. Cancer Center: Remodeling of Prudential Building (association)
3D/International, Houston, Texas	U. T. Health Science Center - Houston: Feasibility Study for Ambulatory Care Teaching and Research Center
Lundgren and Associates, Austin, Texas	None
S. I. Morris Associates, Houston, Texas	None

23. U. T. CANCER CENTER - U. T. M. D. ANDERSON HOSPITAL - STANDBY CHILLED WATER SYSTEM: REQUEST FOR PROJECT AUTHORIZATION; COMPLETION OF PLANS and Specifications, Bid Advertisement and Contract Award by U. T. Cancer Center Administration and Appropriation Therefor

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Authorize the installation of a standby chilled water system for air conditioning of the original building and the Gimble and Bates-Freeman additions, by tying into the Texas Medical Center Thermal Energy Cooperative Association chilled water system at an estimated total project cost of \$150,000
- b. Authorize completion of plans and specifications, bid advertisement and award of contract by U. T. Cancer Center Administration
- c. Appropriate \$150,000 from Account No. 187276 - Physical Plant Repairs and Equipment for total project funding.

BACKGROUND INFORMATION

In a letter to Chancellor Walker, the need for this project is expressed by President LeMaistre as follows:

"A potentially critical situation exists in relation to the chilled water source for the air-conditioning system for the original building and the Gimble and Bates-Freeman additions. These areas are primarily serviced by two 1,000-ton chiller units which were installed in 1968 and which are operated during peak summer periods at 100% capacity. When loads occur in excess of 2,000 tons, it then becomes necessary to depend on extremely unreliable chillers which were installed in 1951. Parts for these old chillers are no longer available and must be custom fabricated by our own machine shop.

"We are proposing that a stand-by back-up chilled water system be provided by tying into the Texas Medical Center Thermal Energy Cooperative central chilled water system. We are currently receiving chilled water from the Thermal Energy Cooperative for the clinic building, Lutheran Pavilion, and the sixth and seventh floor additions. This back-up system will provide air-conditioning in the event that one of the existing chillers should break down. Our engineering staff has drawn up plans and specifications for this project which is estimated to cost approximately \$150,000.00. These plans and specifications have been reviewed by the staff of the Office of Facilities Planning and Construction and suggested changes will be included in the final plans. We recommend bids for the construction of this piping system be requested from local contractors with System Cancer Center Physical Plant staff providing supervision of the project."

24. U. T. CANCER CENTER (U. T. SCIENCE PARK) - RESEARCH DIVISION AT SMITHVILLE - LABORATORY SUPPORT FACILITY: REQUEST FOR PROJECT AUTHORIZATION; APPOINTMENT OF PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS; AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President LeMaistre and Chancellor Walker recommend that the Board:

- a. Authorize construction of a support facility adjacent to two Research Division laboratory buildings at Smithville to provide additional animal housing, cage washing facilities, a shop facility and storage area, with an estimated total project cost of \$750,000

- b. Appoint a Project Architect from the list set out below to prepare preliminary plans and a cost estimate to be presented for consideration at a future Board meeting
- c. Appropriate \$750,000 from Account No. 187291 - Science Park Building Expansion for the estimated total project cost.

BACKGROUND INFORMATION

In a letter to Chancellor Walker, the need for the support facility is outlined by President LeMaistre as follows:

"The Research Laboratory facilities at the Research Division of the Science Park, Smithville, Texas, were completed in June 1978. The two buildings are virtually identical, however, part of the second building was left unfinished due to lack of funds at that time. The finished space in both buildings has now been completely occupied and is being used for a variety of research programs. Minimal space was provided in the first laboratory building for animal housing and the unfinished space in the second building which could have been used for additional animal housing space is now needed for expanded research laboratories. In addition, no space was provided in the original plans for the storage of Physical Plant equipment and supplies or for a maintenance shop facility.

"It has been determined that the most economical solution to the problem of providing additional animal housing and cage washing facilities as well as providing a small shop facility and storage space would be to construct a reasonably low cost facility adjacent to both research laboratory buildings. It is estimated that the approximate square footage needed for this building is 11,000 square feet with a total estimated project cost to be \$750,000.00. While this cost is considerably more than typical for maintenance and storage space, major usage of this facility will be for animal maintenance requiring expensive mechanical equipment at an estimated cost of \$75.00 - \$80.00 per square foot. Funds are available for this project from Acct. No. 187291 - Science Park Building Expansion."

List of Firms Proposed for Appointment

<u>Project Architect</u>	<u>Recent U. T. System Projects</u>
Pflugler & Polkinghorn, Austin, Texas	U. T. Austin: Surge Facilities at Wooldridge Hall
Villalva - Cotera, Austin, Texas	None
Lawrence D. White and Associates, Fort Worth - Austin, Texas	Austin Office: None in last five years. Fort Worth Office: U. T. Arlington: University Bookstore
Coffee & Crier, Austin, Texas	U. T. Austin: Phase I Remodeling of Experimental Science Building
Turner, Collie & Braden, Houston, Texas	U. T. Health Science Center - Houston: Feasibility Study - Elevated Roadway U. T. Galveston Medical Branch: Sewage Treatment Plant

**Health Affairs
Committee**

HEALTH AFFAIRS COMMITTEE
Committee Chairman Newton

Date: August 14, 1981

Time: Following the Meeting of the Academic and Developmental
Affairs Committee

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

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NOTE: The agreements recommended for approval by the Health Affairs Committee have been approved by an attorney of the Office of General Counsel unless otherwise indicated and are based on the model agreement adopted December 16, 1977. If the proposed agreements are not based on the model, then the documents are included in this volume.

1. U. T. Austin: Proposed Affiliation Agreements with (a) City of Austin, Operator of Brackenridge Hospital, Austin, Texas, (b) Memorial Hospital of Galveston County, Texas City, Texas, and (c) St. Joseph Hospital, Fort Worth, Texas.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that approval be given to affiliation agreements by and between The University of Texas at Austin and the following facilities. The agreements were executed by the appropriate officials on the dates indicated below, to be effective upon approval by the U.T. Board of Regents.

<u>Facility</u>	<u>Agreement Executed</u>
(a) City of Austin, Operator of Brackenridge Hospital, Austin, Texas	May 5, 1981
(b) Memorial Hospital of Galveston County, Texas City, Texas	July 13, 1981
(c) St. Joseph Hospital, Fort Worth, Texas	July 13, 1981

BACKGROUND INFORMATION

The agreement with Brackenridge Hospital will provide training opportunities for students in U.T. Austin's School of Nursing. The agreements with the other two facilities will provide training opportunities for pharmacy students at U.T. Austin.

2. U. T. Austin: Proposed Affiliation Agreement with St. Mary's Hospital, Galveston, Texas.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend that approval be given to the affiliation agreement set out on Pages HAC 4-10 by and between The University of Texas at Austin and St. Mary's Hospital, Galveston, Texas. This agreement was executed by the appropriate officials on June 16, 1981, to be effective upon approval by the U. T. Board of Regents.

BACKGROUND INFORMATION

This agreement does not follow the standard affiliation agreement form approved by the U.T. Board of Regents, but it is identical to that between St. Mary's Hospital of Galveston and The University of Texas Medical Branch at Galveston, approved by the U.T. Board of Regents on May 30, 1980.

This agreement will provide training opportunities for pharmacy students at U.T. Austin.

HEALTH CARE
EDUCATION EXPERIENCE PROGRAM
AFFILIATION AGREEMENT

THIS AGREEMENT made the 16th day of June,
1981, by and between The University of Texas at Austin ("University"),
and St. Mary's Hospital (Facility"), having its principal office at 404
Eighth Street, Galveston, State of Texas.

WITNESSETH:

WHEREAS, Facility now operates St. Mary's Hospital facilities
located at 404 Eighth Street, in the City of Galveston, State of Texas,
and therein provides health care services for persons in need of such
services; and University provides an academic program with respect to
health care; and,

WHEREAS, University periodically desires to provide health care
related educational experiences for its students, which are not other-
wise available to them under the existing program of University, by
utilization of appropriate facilities and personnel of Facility; and,

WHEREAS, Facility is committed to a goal of providing the best
obtainable supply of personnel educated in the field of health care as
being in the best interests of Facility, and by affording health-care
students the opportunity to participate in meaningful educational exper-
iences as part of an academic health care program, through utilization
of appropriate facilities and personnel of Facility; and,

WHEREAS, in order to accomplish such objectives, University
and Facility intend to establish and implement from time to time, one
or more educational experience programs which will involve the stu-
dents and personnel of University, and the facilities and personnel
of Facility;

NOW THEREFORE, in consideration of the premises and of the benefits derived and to be derived therefrom and from the program or programs established and implemented by said parties, University and Facility agree that any program agreed to by and between Facility and University, during the term of this Agreement, for purposes of achieving the above described objectives of said parties (hereinafter called "Educational Experience Program", or "Program"), shall be covered by and subject to the following terms and conditions:

1. The program shall not become effective until all agreements between the parties with respect to Program have been reduced to writing ("Program Agreement"), executed by the duly authorized representatives of Facility and University, and approved in writing by the Chancellor of The University of Texas System.

2. The Program may be cancelled by either party by giving such written notice to the other of its intention to terminate the Program as provided in the Program Agreement; provided, however, that the Program shall automatically terminate upon termination of this Agreement.

3. In the event of conflict between the text of Program Agreement and the text of this Agreement, this Agreement shall govern.

4. After Program Agreement becomes effective, no amendments thereto shall be valid unless in writing and executed by the duly authorized representatives of Facility and University, and approved by the Chancellor of The University of Texas System.

5. Except for certain acts to be performed by University pursuant to express provisions of this Agreement, Facility hereby agrees to furnish the premises, personnel, services, and all other

things necessary for the Educational Experience Program, as specified in the Program Agreement, and, in connection with such Program further agrees:

(a) To comply with all Federal, State and Municipal laws, ordinances, rules and regulations applicable to performance by Facility of its obligations under this Agreement, and all applicable accreditation requirements, and to certify such compliance to University or other entity when requested to do so by University.

(b) To permit the authority responsible for accreditation of University's curriculum to inspect such facilities, services and other things provided by Facility pursuant to this Agreement as are necessary for accreditation evaluation.

(c) To appoint a person to serve for Facility as liaison (Liaison) to the faculty and students engaged in the Program.

6. University hereby agrees;

(a) To furnish Facility with the names of all persons assigned by University to participate in any program at Facility, together with such other pertinent information which may be necessary for the Facility to determine the competence of the person to engage in activities at the Facility.

(b) To assign for participation in the Program only those persons (1) who have satisfactorily completed those portions of his/her curriculum which, according to Program Agreement, are prerequisite to such participation. Univer-

sity recognizes that Facility has a non-delegable duty to ascertain the qualifications of any persons assigned to a function in the Facility and therefore such assignments are subject to confirmation by Facility in the discharge of its quality assurance duty, and Facility reserves the right to withdraw all privileges from any persons assigned by University if in the opinion of the Facility said person fails to meet Facility's standards of quality of care and conduct.

(c) To designate a member of the University faculty to coordinate with Facility through its Liaison the learning assignment to be assumed by each student participating in the Program, and to furnish to Facility in writing the name of such faculty member.

7. All notices under this Agreement shall be provided to the party to be notified in writing, either by personal delivery or by United States mail. All notices under this Agreement shall be deemed given to a party when received by such party's designated representative.

8. All agreements between the parties on the subject matter hereof have been reduced to writing herein. No amendments to this Agreement shall be valid unless in writing and signed by the duly authorized representatives of the parties, and approved by the Board of Regents of The University of Texas System.

9. No oral representations of any officer, agent, or employee of Facility or The University of Texas System, or any of its component institutions, (including, but not limited to University), either before or after the effective date of this Agreement, shall affect or modify any obligations of either party hereunder or under

any Program Agreement.

10. This Agreement shall be binding on and shall inure to the benefit of the parties and their respective successors and assignees; provided, however, that no assignment by either party shall be effective without prior written approval of the other party. A delay in or failure of performance of either party shall not constitute default hereunder, or give rise to any claim for damages, if and to the extent such delay or failure is caused by occurrences beyond the control of either party.

11. This Agreement shall not become effective unless and until approved by the Board of Regents of The University of Texas System. If so approved, this Agreement shall become effective on the date of such approval, and shall continue in effect for an initial term ending one (1) year after the date and year of execution by Facility and University, and after such initial term, from year to year unless one party shall have given ninety (90) days prior written notice to the other party of intention to terminate this Agreement. If such notice is given, this Agreement shall terminate: (a) at the end of the term of this Agreement during which the last day of such ninety (90) day notice period falls; or, (b) when all students enrolled in the Program at the end of the term of this Agreement have completed their respective courses of study under the Program; whichever event last occurs.

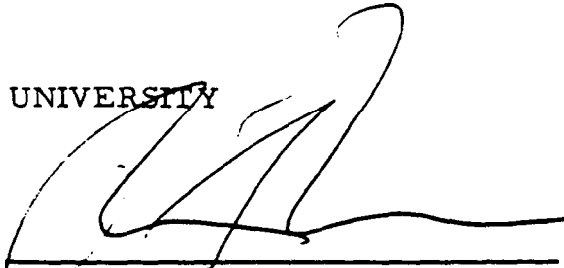
12. University shall, to the extent authorized under the constitution and laws of the State of Texas, hold Facility harmless from liability resulting from University's acts or omissions within the terms of this Agreement; provided, however, University shall not hold Facility harmless from any claims, demands, or causes of

action arising in favor of any person or entity, growing out of, incident to, or resulting directly or indirectly from negligence (whether sole, joint, concurring or otherwise) of Facility, its officers, agents, representatives, or employees, or any person or entity not subject to University's supervision or control.

13. University agrees to present certificates of insurance showing Professional Liability Insurance coverage in an amount not less than \$25,000 per claim and \$75,000 annual aggregate, before students participate in the program at the Facility, and to notify Hospital in writing of any revisions in this Professional Liability Insurance policy.

Executed by University and Facility on the day and year first above written, in duplicate copies, each of which shall be deemed an original.

UNIVERSITY



President

ATTEST:

FACILITY-ST. MARY'S HOSPITAL

Secretary, Local Governing Board

Administrator
Sister Mary Cornelius Murphy

FORM APPROVED:

CONTENT APPROVED:

General Counsel of the System

Vice Chancellor for Academic Affairs, UT System

Chancellor, UT System

ATTEST:

THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Secretary
Board of Regents of
The University of Texas System

Chairman, Board of Regents
UT System
JAMES L. POWELL, CHAIRMAN
Board of Regents of
The University of Texas System

3. U. T. Health Science Center - Dallas: Proposed Affiliation Agreement with Home Care of Dallas, Inc., Dallas, Texas.--

RECOMMENDATION

President Sprague and Chancellor Walker recommend approval of an affiliation agreement by and between the U.T. Health Science Center - Dallas and Home Care of Dallas, Inc., Dallas, Texas. This agreement was executed by the appropriate officials on May 15, 1981 and will become effective upon approval by the U.T. Board of Regents.

PURPOSE

This agreement will provide clinical training opportunities for students in the gerontology program of the School of Allied Health Sciences.

4. U. T. Health Science Center - Dallas: Proposed Memorandum of Affiliation with Olin E. Teague Veterans' Center, Temple, Texas.--

RECOMMENDATION

President Sprague and Chancellor Walker recommend that approval be given to the Memorandum of Affiliation set out on Pages HAC 12-13 by and between the U.T. Health Science Center - Dallas and Olin E. Teague Veterans' Center, Temple, Texas. This agreement will become effective **when approved** by the U.T. Board of Regents and signed by the appropriate officials of Olin E. Teague Veterans' Center.

PURPOSE

This agreement will provide educational experiences for students in the physical therapy program in the School of Allied Health Sciences.

MEMORANDUM OF AFFILIATION

BETWEEN

THE UNIVERSITY OF TEXAS

AND

OLIN E. TEAGUE VETERANS' CENTER

It is mutually agreed by The University of Texas Health Science Center at Dallas and the Olin E. Teague Veterans' Center, Temple, Texas, that educational experiences for students in the Physical Therapy Program will be provided at the VA facility.

The faculty of UTHSCD will assume responsibility, in coordination with the VA Staff, for the assignment of students. There will be coordination planning by the facility and faculty members. While in the VA facility, students will be subject to VA rules and regulations.

The facility will retain full responsibility for the care of patients and will maintain administrative and professional supervision of students insofar as their presence affects the operation of the facility and/or the direct and indirect care of patients.

Students will receive an orientation to the facility. Faculty members and facility staff supervisors will evaluate the student's performance in mutual consultation and according to the guidelines outlined in the approved curriculum.

The institution complies with title VI of the Civil Rights Act of 1964, title IX of the Education Amendments of 1972 and section 504 of the Rehabilitation Act of 1973, and related regulations, and assures that it does not and will not discriminate against any employee or applicant for employment or registration in the course of study because of race, color, creed, sex, national origin, or handicap.

Nothing in the agreement is intended to be contrary to State or Federal laws. In the event of conflict between terms of this agreement and applicable State or Federal law, that State or Federal law will supersede the terms of this agreement. In the event of conflict between State and Federal laws, Federal laws will govern.

A periodic review of program and policies will be conducted under the auspices of the Office of Academic Affairs.

This Memorandum of Affiliation may be terminated by either party on notice to the other six months in advance of the next training experience.

ATTEST:

FACILITY

President, Olin E. Teague
Veterans' Center

UNIVERSITY

Robert C. Grogan
President
The University of Texas Health
Science Center at Dallas

FORM APPROVED:

Matthew Grogan
General Counsel
The University of Texas System

CONTENT APPROVED:

Warren R. Harding
Special Assistant to the Vice
Chancellor for Health Affairs
The University of Texas System

Ed Walker
Chancellor
The University of Texas System

ATTEST:

Secretary, Board of Regents
The University of Texas System

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Chairman, Board of Regents
The University of Texas System

5. U. T. Galveston Medical Branch: Proposed Affiliation Agreement with Tropical Texas Center for Mental Health and Mental Retardation, Edinburg, Texas.--

RECOMMENDATION

President Levin and Chancellor Walker recommend approval of an affiliation agreement by and between the U.T. Galveston Medical Branch and Tropical Texas Center for Mental Health and Mental Retardation in Edinburg, Texas. This agreement has been executed by the appropriate officials to become effective upon approval by the U.T. Board of Regents.

PURPOSE

This agreement will provide clinical education experiences for students in the School of Allied Health Sciences.

6. U. T. Health Science Center - Houston: Proposed Affiliation Agreement with The Methodist Hospital, Houston, Texas.--

RECOMMENDATION

President Bulger and Chancellor Walker recommend approval of an affiliation agreement by and between the U.T. Health Science Center - Houston and The Methodist Hospital, Houston, Texas. This agreement has been executed by the appropriate officials to become effective upon approval by the U.T. Board of Regents.

PURPOSE

This agreement will provide educational opportunities for students in the U.T. Nursing School - Houston.

7. U. T. Health Science Center - Houston (U. T. Medical School - Houston): Request to Submit to the Coordinating Board a Proposal to Change the Division of Otolaryngology in the Department of Surgery to a Full Department of Otolaryngology (Catalog Change).--

RECOMMENDATION

President Bulger and Chancellor Walker request permission to submit to the Coordinating Board a proposal to change the Division of Otolaryngology in the Department of Surgery to a full Department of Otolaryngology in the Medical School. This organizational and administrative change can be made without additional funding.

BACKGROUND INFORMATION

The proposed change will allow for better administration of the work of otolaryngology and the continued development of existing programs which do not include the performance of surgical procedures and which are not directly

related to the Department of Surgery. It has become very difficult to attract a well qualified individual to head a unit of otolaryngology which is a subdivision of a Department of Surgery. With a freestanding department, a chairman will also be in a much stronger position in recruiting staff to fill vacant positions in this area.

SECRETARY'S NOTE: The minute order will indicate that when this recommendation is finally approved the next appropriate catalog published will be amended to reflect this action.

A copy of the proposal is on file in the Office of the Secretary.

8. **U. T. Health Science Center - Houston (U. T. Medical School - Houston): Request for Approval to Consolidate the Departments of Family Practice and Community Medicine Into One Department to be Designated the Department of Family Practice and Community Medicine and Report to Coordinating Board (Catalog Change). --**

RECOMMENDATION

President Bulger and Chancellor Walker request that approval be given to the consolidation of the Departments of Family Practice and Community Medicine in the U.T Medical School - Houston into one department to be designated as the Department of Family Practice and Community Medicine. If approved by the U.T. Board of Regents, this proposal will be forwarded to the Commissioner of Higher Education, Coordinating Board, Texas College and University System for information.

BACKGROUND INFORMATION

The Department of Family Practice has strong clinical competence, while the Department of Community Medicine has excellent capabilities in the areas of research design, biostatistics, and health care systems research. Both departments have interests in occupational medicine, geriatrics and health education, and in the medical schools, the emphasis on disease prevention and health promotion traditionally resides in departments of family practice and community medicine. The capabilities of both departments would be enhanced and expanded by having the existing faculty in both units working in concert with each other. The proposed change will require no additional expenditures above those currently available and/or projected for the two now-existing departments.

SECRETARY'S NOTE: The minute order will indicate that when this recommendation is finally approved the next appropriate catalog published will be amended to reflect this action.

9. **U. T. Health Science Center - Houston (U. T. Allied Health Sciences School - Houston): Request to Seek Permission from Coordinating Board to Establish a Bachelor of Science in Perfusion Technology (Catalog Change). --**

RECOMMENDATION

President Bulger and Chancellor Walker request permission to submit to the Coordinating Board a proposal for a new degree program, Bachelor of Science in Perfusion Technology in the School of Allied Health Sciences. Individuals who satisfactorily complete the proposed program will be eligible to apply for certification by The American Board of Cardiovascular Perfusion. Funds from legislative appropriations and other sources available to The University

of Texas Health Science Center at Houston will be adequate for support of the proposed program during the initial development phase. Funds for continued support of the program will be sought through legislative budget requests in the next biennium.

BACKGROUND INFORMATION

In the past two decades, the development of sophisticated surgical techniques for open-heart surgery was accompanied by a need for highly skilled personnel to assist in extracorporeal perfusion. At the Texas Heart Institute alone, approximately 5,000 open-heart surgery cases are performed annually. Even though that institution has had a certificate program in Perfusion Technology since 1974 and currently enrolls forty students per year, roughly fifty per cent of their eighteen hospital budgeted positions are usually vacant.

In accordance with the national trend toward university based health programs, the Texas Heart Institute is closing its certificate program. The administration of the Texas Heart Institute and the cardiovascular surgeons operating at the Texas Medical Center have encouraged and fully supported development of this new program. Facilities at the Texas Heart Institute will continue to be utilized as a clinical training base for the proposed Bachelor of Science degree program.

SECRETARY'S NOTE: If this recommendation is approved by the Board of Regents, the minute order will indicate that if approved by the Coordinating Board the next appropriate catalog published will be amended to reflect this action.

A copy of the proposal is on file in the Office of the Secretary.

10. U. T. Health Science Center - Houston (U. T. Nursing School - Houston):
Request to Submit to the Coordinating Board a Proposal to Add a Functional Track Within the Existing Master of Science in Nursing Program for a Nurse Practitioner With Specialization in Gerontology, Emergency Care or Perinatology (Catalog Change). --

RECOMMENDATION

President Bulger and Chancellor Walker request permission to submit to the Coordinating Board a proposal to add a functional track within the existing Master of Science in Nursing Program for a Nurse Practitioner with specialization in Gerontology, Emergency Care or Perinatology.

BACKGROUND INFORMATION

The U.T. Nursing School - Houston currently has Master's degree tracks in Gerontology and Emergency Care in which the student selects a role track as clinician, administrator or educator. The proposal adds another dimension, the role of practitioner. The proposed track would require eighty-three (83) quarter hours and two academic years to complete as compared to fifty-five (55) quarter hours and five academic quarters for the current programs.

SECRETARY'S NOTE: If this recommendation is approved by the Board of Regents, the minute order will indicate that if approved by the Coordinating Board the next appropriate catalog published will be amended to reflect this action.

A copy of the proposal is on file in the Office of the Secretary.

11. U. T. Health Science Center - Houston: Request for Approval of a Corporate Liaison Program for Private Fund Development Purposes. --

RECOMMENDATION

President Bulger and Chancellor Walker join with the U.T. Health Science Center - Houston Development Board in recommending approval of a Corporate Liaison Program as an additional technique for private fund development.

Corporate membership in the program will be either \$10,000 or \$20,000 annually, based upon the size of the corporation, and will provide members with easy access to the faculty and resources of the U.T. Health Science Center - Houston. The initial program areas will be toxicology, technology development and health assessment and promotion, with programs in cell biology and analytical chemistry being considered. Specifically, corporate/industrial membership would include:

- a. Conferences with faculty and staff to discuss research and technology problems.
- b. Seminars and symposia in special technical areas.
- c. Continuing education programs.
- d. Copies of the Texas Health Letter to employees.
- e. Linkage with the U.T. Health Science Center - Houston television network for educational programming.
- f. Consultation on employee health promotion programs.

BACKGROUND INFORMATION

Similar programs designed to increase the relationships between the academic community and the corporate world have been successful at the Massachusetts Institute of Technology, California Institute of Technology, Princeton and Stanford. At The University of Texas at Austin, the College of Engineering, College of Business Administration and the Marine Science Institute at Galveston have corporate/industrial membership programs similar to that proposed by the U.T. Health Science Center - Houston.

12. U. T. Health Science Center - Houston - Development Board: Proposed Nominee Thereto (NO PUBLICITY UNTIL ACCEPTANCE IS RECEIVED). --

RECOMMENDATION

President Bulger and Chancellor Walker recommend that Mr. John F. Bookout, President and Chief Executive Officer of Shell Oil Company, Houston, be approved as a nominee to the U.T. Health Science Center - Houston Development Board for a term to expire in 1982.

BACKGROUND INFORMATION

This term is available since the previously approved nominee declined to serve.

In accordance with usual procedures, no publicity will be given to this nomination until acceptance is received and reported for the record at a subsequent meeting of the Board of Regents.

13. U. T. Health Science Center - San Antonio: Proposed Affiliation Agreements with (a) The Cerebral Palsy Association of Bexar County, San Antonio, Texas, and (b) the Ella Austin Community Center, San Antonio, Texas.--

RECOMMENDATION

President Harrison and Chancellor Walker recommend that approval be given to affiliation agreements by and between The University of Texas Health Science Center at San Antonio and the following facilities. The agreements were executed by the appropriate officials on the dates indicated below to be effective upon approval by the U. T. Board of Regents.

<u>Facility</u>	<u>Agreement Executed</u>
a. The Cerebral Palsy Association of Bexar County San Antonio, Texas	November 1, 1980

The Cerebral Palsy Association operates an interdisciplinary treatment center for children with cerebral palsy and other developmental disabilities involving neuromuscular problems. The agreement will provide training opportunities which are unavailable for students in other teaching facilities with which the Health Science Center is affiliated.

b. Ella Austin Community Center San Antonio, Texas	March 24, 1981
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This agreement will provide a clinical training site for both undergraduate and graduate nursing students.

14. U. T. Health Science Center - San Antonio (U. T. Medical School - San Antonio): Proposed Modification of the Affiliation Agreement with the Board of Managers of the Bexar County Hospital District, San Antonio, Texas.--

RECOMMENDATION

President Harrison and Chancellor Walker recommend that the agreement set out on Page HAC - 19 by and between the Board of Regents of The University of Texas System for and on behalf of The University of Texas Medical School at San Antonio and the Board of Managers of the Bexar County Hospital District, San Antonio, Texas, be approved. This agreement deletes section 8a of the agreement approved by the U. T. Board of Regents on April 17, 1970 (executed on October 6, 1970) which authorizes the Medical School to furnish certain management services to the Hospital District. This agreement was executed by the appropriate officials on June 23, 1981, to become effective August 1, 1981 upon approval by the U. T. Board of Regents.

BACKGROUND INFORMATION

The Board of Managers and the U. T. Board of Regents entered into an affiliation agreement August 12, 1968 whereby the facilities operated by the Board of Managers are designated teaching facilities for the Medical School in order to obtain the common objectives for medical services and professional care of patients. The agreement was amended October 6, 1970 by adding section 8a to authorize the Medical School to furnish certain management services to the Board of Managers. The Board of Managers has requested that the affiliation be modified as recommended.

L&I Com.

LAND AND INVESTMENT COMMITTEE
Committee Chairman Hay

Date: August 14, 1981
Time: Following the Meeting of the Health Affairs Committee
Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

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I. PERMANENT UNIVERSITY FUND

A. INVESTMENT MATTERS

Report on Clearance of Monies to Permanent University Fund for May and June 1981 and Report on Oil and Gas Development as of June 30, 1981.--The following reports with respect to (a) certain monies cleared to the Permanent University Fund for May and June 1981 and (b) Oil and Gas Development as of June 30, 1981, are submitted by the Executive Director for Investments and Trusts:

<u>Permanent University Fund</u>	<u>May, 1981</u>	<u>June, 1981</u>	<u>Cumulative This Fiscal Year (1980-1981)</u>	<u>Cumulative Preceding Fiscal Year (1979-1980)</u>	<u>Per Cent Change</u>
Royalty					
Oil	\$ 9,937,924.92	\$10,990,812.40	\$ 91,268,140.45	\$63,917,425.95	42.79%
Gas	3,746,557.91	2,801,188.33	32,020,912.51	29,487,486.17	8.59%
Sulphur	538,211.93	650,141.05	4,415,292.40	2,677,938.76	64.88%
Water	51,233.06	33,559.63	223,934.20	263,694.09	(15.08%)
Brine	3,593.75	4,961.04	49,082.38	34,544.06	42.09%
Rental					
Oil and Gas Leases	4,069.70	67,208.90	1,768,226.31	2,251,901.35	(21.48%)
Other		664.12	5,578.47	13,678.47	(59.22%)
Sale of Sand, Gravel, Etc.	3,460.00		41,218.19	40,163.73	2.63%
Gain or (Loss) on Sale of Securities	1,380,924.95	7,908,733.74	9,762,513.16	39,897.94	
Transfer from Special 1% Fee Fund			150,000.00	-0-	100.00%
Sub-Total	<u>\$15,665,976.22</u>	<u>\$22,457,269.21</u>	<u>\$139,704,898.07</u>	<u>\$98,726,730.52</u>	41.51%
Bonuses					
Oil and Gas Lease Sales	\$ -0-	\$ -0-	\$ 97,073,500.00	\$ -0-	100.00%
Amendments and Extensions to Mineral Leases	131,504.57	141,780.65	811,660.51	252,467.75	221.49%
Total Bonuses	<u>\$ 131,504.57</u>	<u>\$ 141,780.65</u>	<u>\$ 97,885,160.51</u>	<u>\$ 252,467.75</u>	
TOTAL CLEARANCES	<u>\$15,797,480.79</u>	<u>\$22,599,049.86</u>	<u>\$237,590,058.58</u>	<u>\$98,979,198.27</u>	140.04%

Oil and Gas Development - June 30, 1981
Acreage Under Lease - 1,020,373

Number of Producing Acres - 456,091

Number of Producing Leases - 1,923

B. LAND MATTERS

1. Easements and Surface Leases Nos. 5436-5467, Material Source Permits Nos. 610-611, Assignment of Leases Nos. 3705, 4521 and 4712 and Potable/Industrial Water Contract No. 192.--It is recommended by the Vice Chancellor for Business Affairs that the following applications for easements and surface leases, material source permits, assignment of leases and potable/industrial water contract be approved. All have been approved as to content by the appropriate officials. Payment for each has been received unless otherwise indicated, and each document is on the University's standard form when applicable and is at the standard rate effective August 1, 1979, (adopted June 1, 1979) unless otherwise indicated.

a. Easements and Surface Leases Nos. 5436-5467

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5436	American Telephone & Telegraph Co. (Renewal of 3277)	Surface Lease Radio relay station	Hudspeth	J & K	1.20 Acres	7/1/81- 6/30/91	\$ 3,000.00 (Full)
5437	American Telephone & Telegraph Co. (Renewal of 3273)	Surface Lease Radio relay station	Hudspeth	G	1.0 Acres	7/1/81- 6/30/91	3,000.00 (Full)
5438	Bigheart Pipe Line Corporation	Surface Lease Crude oil receipt & delivery station	Reagan	11	0.709 Acres	7/1/81- 6/30/91	2,000.00 (Full)
5439	Thomas Calvin Sellers & Paul L. Snelson	Surface Lease Mobile home park	Ward	16	17.43 Acres	8/1/81- 7/31/82	5,400.00*
5440	Sage Energy, Inc.	Surface Lease Oil field equip. yard	Reagan	11	200' x 200'	7/1/81- 6/30/82	500.00*
5441	T.L.H., Inc.	Surface Lease Office and truck yard	Ward	16	300' x 471'	7/1/81- 6/30/82	1,578.50*

*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Surface Interests.

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No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5442	Circle T Welding Service	Surface Lease Truck & welding yard	Reagan	11	200' x 250'	7/1/81- 6/30/82	\$ 700.00*
5443	DIAB, Inc. dba Diamond B Lease Works	Surface Lease Office & truck yard	Ward	16	150' x 250'	7/1/81- 6/30/82	600.00*
5444	Continental Telephone of Texas	Power Line Telephone line	Andrews	11	450 rods of buried line	4/1/81- 3/31/91	900.00
5445	Cap Rock Electric Cooperative, Inc.	Power Line Distribution	Reagan	58	468.49 rods of Single pole	5/1/81- 4/30/91	702.74
5446	M R Oil Company	Power Line Distribution	Winkler	17 & 21	302 rods of Single pole	1/1/81- 12/31/91	453.00
5447	Texas Electric Service Company (Renewal of 3293)	Power Line Distribution	Andrews, Crane Martin Ward	1, 4, 10, 11 & 12 31 & 30 7 16	1,120 rods of Single pole	8/1/81- 7/31/91	1,120.00
5448	Apache Gas Corporation	Pipe Line Gas line	Pecos	28	486.79 rods of 6 inch	3/1/81- 2/28/91	1,703.77
5449	BTA Oil Producers (Renewal of 3326)	Pipe Line Gas line	Ward	16	111.02 rods of 2-7/8 inch	9/1/81- 8/31/91	333.06
5450	Colorado River Municipal Water District (Renewal of 3291)	Pipe Line Water line	Ward	16	381.82 rods of 35 inch	6/1/81- 5/31/91	1,527.28
5451	El Paso Hydrocarbons Company (Renewal of 3302)	Pipe Line gas line	Hudspeth	"J"	1,075.21 rods of 4-1/2 inch	7/1/81- 6/30/91	3,225.63

*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Surface Interests.

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5452	El Paso Natural Gas Company	Pipe Line Gas line	Pecos	23	95.76 rods of 4-1/2 inch	5/1/81- 4/30/91	\$ 335.16
5453	Exxon Pipeline Company (Renewal of 3206)	Pipe Line Crude oil	Andrews	9	6.6 rods of 4 inch	6/1/81- 5/31/91	200.00 (Min.)
5454	Exxon Pipeline Company (Renewal of 3215)	Pipe Line Crude oil	Crane	31	159.80 rods of 4 inch	5/1/81- 4/30/91	479.40
5455	Exxon Pipeline Company (Renewal of 3218)	Pipe Line Crude oil	Crane	31	86.10 rods of 4 inch	6/1/81- 5/30/91	258.30
5456	Exxon Pipeline Company (Renewal of 3219)	Pipe Line Crude oil	Andrews	9	193.10 rods of 4 inch	5/1/81- 4/30/91	579.30
5457	Fin-Tex Pipe Line Company (Renewal of 3258)	Pipe Line Oil line	Ward	16	178 rods of 4 inch	9/1/81- 8/31/91	534.00
5458	Gulf Oil Corporation (Renewal of 3317)	Pipe Line Water line	Crane	30	100 rods of 2-3/8 inch	9/1/81- 8/31/91	300.00
5459	Phillips Petroleum Company (Renewal of 3259)	Pipe Line Gas line	Ector	35	140.40 rods of 6-5/8 inch	7/1/81- 6/30/91	421.20
5460	Phillips Petroleum Company (Renewal of 3260, 3262 & 3311)	Pipe Line Gas line	Andrews	4, 10 & 13	1,600.20 rods of 6 inch	7/1/81- 6/30/91	4,800.60
5461	Phillips Petroleum Company (Renewal of 3261 & 3265)	Pipe Line Oil line	Andrews	9 & 13	179.70 rods of 4-1/2 inch	7/1/81- 6/30/91	539.10
5462	Phillips Petroleum Company (Renewal of 3296)	Pipe Line Gas line	Crane	30 & 31	2,034.60 rods under 12 inch	8/1/81- 7/31/91	6,103.80

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5463	Phillips Petroleum Company	Pipe Line Gas line	Upton	58	91.58 rods of 6-5/8 inch	7/1/81- 6/30/91	\$ 320.53
5464	Phillips Petroleum Company	Pipe Line Gas line	Andrews	9	473.26 rods under 12 inch	5/1/81- 4/30/91	1,656.42
5465	Phillips Petroleum Company	Pipe Line Crude oil	Andrews	14	280.79 rods of 4-1/2 inch	5/1/81 4/30/91	982.77
5466	Northern Natural Gas Company	Pipe Line Gas line	Crockett	51	176.67 rods of 6-5/8 inch	7/1/81- 6/30/91	618.34
5467	American Well Servicing Company	Surface Lease Office & truck yard site	Reagan	11	188' x 140'	7/1/81- 6/30/82	1,300.00*

*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Oil, Gas and Mineral Interests.

b. Material Source Permits Nos. 610-611

No.	Grantee	County	Location	Quantity	Consideration
610	Seidel, Inc.	Upton	Block 4	798 cubic yards of crushed base material	\$ 798.00
611	B & H Maintenance & Construction Company of Eldorado, Inc.	Crockett	Block 51	1,280 cubic yards of caliche	640.00

c. Assignment of Leases Nos. 3705, 4521 and 4712

No.	Assignor	Assignee	Type of Permit	County	Consideration
3705	C. R. Winfield	Frank Ligon Oil Company	Surface Lease	Pecos	\$ 200.00
4251	C. R. Winfield	Frank Ligon Oil Company	Surface Lease	Pecos	200.00
4712	Chevron Pipe Line Company of El Paso	Navajo Pipe Line Company & Midland-Lea Pipe Line Company	Pipe Line	Hudspeth & Winkler	200.00

d. Potable/Industrial Water Contract No. 192

There are no standard agreements for water contracts. These have been negotiated by the Manager of University Lands, Oil, Gas and Mineral Interests. Rates are similar to those approved by the Board in recent years.

No.	Grantee	County	Location	Period	Consideration
192	El Paso Natural Gas Company (Renewal of 72)	Andrews	Block 9	5/1/81- 4/30/86	\$ 1,000.00*

*The annual royalty is \$0.15 per 1,000 gallons of water produced, with a minimum of \$0.15 per acre per month.

2. Proposed Fees to be Charged for Instruments Furnished by the University Lands Accounting Office. --

RECOMMENDATION

Chancellor Walker recommends that the following fees be authorized for instruments furnished by the University Lands Accounting Office:

Preparation of Certificates of Fact	
Certificates of Facts involving examination of one file	\$25.00
Each additional file	7.50
Each other certificate not otherwise provided for	7.50
Copies	
All records of the University Lands Accounting Office per page	\$ 1.00

BACKGROUND INFORMATION

In September 1979, the Legislature transferred from the General Land Office to the Board of Regents of The University of Texas System the responsibility of maintaining accounting and other records involving Permanent University Lands records. The General Land Office makes similar charges for furnishing this information on other State lands.

3. Proposed Amendment of Damage Schedule and Program - University Lands. --

RECOMMENDATION

Mr. Billy Carr, Manager of University Lands - Surface Interests, and Chancellor Walker recommend that the Damage Schedule and Program for University Lands be amended effective September 1, 1981 as set forth in congressional style on Pages L & I 12-15.

DAMAGE SCHEDULE EFFECTIVE SEPTEMBER 1, 1981

All monies received by The University of Texas System for damage to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands; provided, however:

- a. Payment of the standard damage rates does not in any way limit the liability of a company or operator in an action at law for any damages caused by reason of acts of negligence.
- b. Compensation for acts of negligence, such as loss or injury to livestock or excessive grass damage, shall be paid directly to the grazing lessee.
- c. All damages for all non-drilling operations on revegetated areas shall be twice the current ~~[standard]~~ damage rate schedule~~[s]~~. ~~[one-half-of-which will-be-directly-paid]~~ One-third of this new damage rate shall be paid directly to the grazing lessee and the other [one-half] two-thirds to The University of Texas System, acting as agent for the grazing lessee.

In the event of a disagreement between the grazing lessee and the company or operator, the Manager of University Lands - Surface Interests or his representative will arbitrate and fix damage payments.

All checks submitted to The University of Texas System for damages are to be made payable to "The University of Texas System." All damage payments should indicate county, section, block, and surface lease where damages were incurred.

All operators must notify both the Manager of University Lands - Surface Interests or his representative and grazing lessee before any operation begins.

No fences shall be cut or cattle guards installed without permission of the Manager of University Lands - Surface Interests or his representative.

All standard damage payments or correspondence concerning this schedule or policies shall be mailed to:

Mr. Billy Carr
 Manager of University Lands - Surface Interests
 P. O. Box 553
 Midland, Texas 79702

	CURRENT RATES	PROPOSED RATES
A. WELL LOCATIONS (As permitted by Railroad Commission)		
1. 15,000 feet or less (drilling depth)/location	\$1,000.00	\$2,000.00
2. In excess of 15,000 feet (drilling depth)/location	1,500.00	3,000.00
3. Re-entry (no charge until expiration or release of lease, then rates shown under 1 and 2 are to be followed)		
(THE ABOVE RATES INCLUDED SPACE FOR TANK BATTERIES, FLOW LINES, TEMPORARY WATER LINES, AND ELECTRIC LINES.)		
4. Skidding of rig/rod	5.00	7.50
5. New road construction (except on own lease) or use of existing ranch road/rod	2.50	4.00
B. PIPELINE CONSTRUCTION (OD diameters)		
1. Line relocation per rod	1.50	2.00
2. Lines under 12"/rod	2.50	4.00
3. Lines 12" and under 36"/rod	4.00	6.00
4. Lines 36" and over/rod		NEGOTIATED
5. Removal or replacement of buried lines/rod	1.50	2.00
C. POWER AND TELEPHONE LINE CONSTRUCTION		
1. Single pole distribution/rod (33,000 volts maximum)	.50	.75
2. Single pole transmission/rod	.60	.85
3. Single pole telephone line construction/rod	.50	.75
4. Buried cables/rod	1.50	2.00
5. H-frame/rod	1.25	2.00
6. Steel tower/rod	2.50	4.00
7. Removal or replacement of line/rod	.50	1.00
8. Removal of buried cable/rod	1.00	1.50
D. MATERIAL SOURCE PERMITS and road access		
1. Per pit entry and use of access road (Before caliche can be removed, permission must be obtained from the Manager of University Lands - Surface Interests or his representative and at his request pits must be leveled in an acceptable manner.)	300.00	500.00
2. Opening of new pit and use of access road	500.00	700.00

CURRENT RATES	PROPOSED RATES
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E. GEOPHYSICAL OPERATIONS

Damage payments for geophysical operations shall be as follows:
(Double through revegetated areas)

1. Gravity meter and magnetometer survey operations per crew per day	\$ 100.00	\$ 150.00
2. Single shot (reflection or refraction shooting per shot hole)	75.00	110.00
3. Seismic weight-dropping, vibrators, dinoseis operations per mile	400.00	600.00
4. Shooting crews per mile	450.00	650.00
5. Velocity Survey		500.00
6. Experimental Work		NEGOTIATED

DAMAGE PROGRAM

All monies received by The University of Texas System for damage to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands.

Providing the grazing lessee is under a flexible grazing lease, part of these monies may be used for repairs of existing improvements or as compensation for livestock and/or grass damages in a manner set out below.

In 1969, The University of Texas System started a damage program. In this program, The University of Texas System acts as agent for the grazing lessee and carries out the following functions:

1. collects damage payments for damages to each grazing lease
2. insures proper payment by matching damage checks with reports submitted by University Lands field representatives
3. maintains separate records for each grazing lessee of damage payments received for damage to each grazing lease
4. keeps all damage monies for each grazing lessee until approved ranch improvements and/or range conservation programs are made
5. reimburses each grazing lessee [~~,-annually-as-of-November-1st,~~] for such approved ranch improvements and/or range conservation programs for which receipts have been furnished and damage monies are available for that lease and grazing lessee. The grazing lessee may use 100% of damage monies for these purposes
6. reimburses each grazing lessee, under a flexible grazing lease, up to one-third of the damage monies for approved ranch repairs, at the option of The University of Texas System
7. reimburses each grazing lessee, under a flexible grazing lease, up to one-fourth of the damage monies collected for drilling operations as compensation for livestock and/or grass damages, at the option of The University of Texas System. This does not include damage monies collected for pipeline, seismograph, or any non-drilling operations
8. reserves the right to take all or part of any damage monies received during a single calender year by a grazing lessee for livestock and/or grass damages associated with drilling operations that are in excess of the combined hunting and grazing lease fees in effect for that year

- [6]9. notifies quarterly, each grazing lessee the amount of damage money being held for each grazing lease
- [7]10. keeps records of ranch improvement and/or range conservation program expenses in excess of damage monies received for damage to a particular lease
- [8]11. pays for such expenses in the future should additional damage monies be received

The grazing lessee has the following responsibilities:

1. uses all damage monies received back on the land except for monies received as compensation for livestock and/or grass damages from drilling operations only
2. notifies the University Lands - Surface Interests office of any errors in the accounting of damage monies
3. uses approved Soil Conservation Service ranch improvements and/or range conservation programs or such improvements or programs that are approved by the Manager of University Lands - Surface Interests or his representative
4. provides receipts of expenditures for all ranch improvements, repairs and/or range conservation programs to the Manager of University Lands - Surface Interests or his representative for which reimbursement with damage monies is expected

Any earnings from the temporary investments of funds received for damage payments may be expended in connection with the University Lands conservation and land utilization programs as may be recommended by the Manager of University Lands - Surface Interests and approved by the Vice Chancellor for Lands Management.

BACKGROUND INFORMATION

The last amendment to the Damage Schedule and Program was approved by the U.T. Board of Regents in June of 1979 to be effective August 1, 1979.

The rates charged need to be increased because of the accelerated economy of the oil business. The proposed rates are comparable to the rates being paid by the oil companies on other than University leases.

4. Proposed Amendment of Rate Schedule - University Lands [Pipe Line Easements; Power and Telephone Line Easements; Surface Lease (Other Than Grazing); Material Source Permits (Caliche, Etc.); and Assignments, Transfer or Correction of Easements, Leases, Etc.]. --

RECOMMENDATION

Mr. Billy Carr, Manager of University Lands - Surface Interests, and Chancellor Walker recommend that effective September 1, 1981, the schedule of rates payable to The University of Texas System as consideration for grants of (A) Pipe Line Easements, (B) Power and Telephone Line Easements, (C) Surface Leases (other than

grazing), (D) Material Source Permits (Caliche, etc.), and (E) Assignments, Transfer or Correction of Easements, Leases, etc., be changed from the "Current Rate" to the "Proposed Rate" as shown below:

	<u>Current Rate</u>	<u>Proposed Rate</u>
A. PIPE LINE EASEMENTS		
Standard rates for varying sizes of pipe line, OD diameters, the rates being per rod for a ten-year period, payable in advance:		
1. New Pipe Line Construction Rate/Rod		
a. Lines under 12"	\$ 3.50	\$ 4.50
b. Lines 12" and under 36"	8.00	9.50
c. Lines 36" and over	Negotiated	Negotiated
2. Pipe Line Renewal Rate/Rod		
a. Lines under 12"	3.00	4.00
b. Lines 12" and under 36"	4.00	5.50
c. Lines 36" and over	Negotiated	Negotiated
3. MINIMUM for a pipe line easement	\$200.00	\$300.00
4. FILING FEE in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements.		
B. POWER AND TELEPHONE LINE EASEMENTS		
Standard rates for varying types of lines, the rates being per rod for a ten-year period, payable in advance:		
1. New Single Pole Construction Rate/Rod		
a. Single pole distribution (33,000 volts maximum)	1.50	1.75
b. Single pole transmission	2.00	2.50
c. Single pole telephone lines	1.50	1.75
d. Buried telephone cable	2.00	2.50
e. H-frame pole construction	3.50	5.00
f. Steel tower construction	7.50	9.00
2. Single Pole Renewal Rate/Rod		
a. Single pole distribution (33,000 volts maximum)	1.00	1.25
b. Single pole transmission	1.50	2.00
c. Single pole telephone lines	1.00	1.25
d. Buried telephone cable	1.40	2.00
e. H-frame pole construction	2.50	4.00
f. Steel tower construction	5.00	7.00
3. MINIMUM for a power or telephone line easement	200.00	300.00
4. FILING FEE in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements.		

C. SURFACE LEASE (other than grazing)

1. Standard rates for various leases:

a. Plant sites, booster stations, etc., per acre per year (payable in advance for a ten-year period)	40.00	55.00
b. Tower sites/year (payable in advance for a ten-year period)	300.00	400.00
c. Business sites, residential sites and other miscellaneous leases (annual rental payment)	Negotiated	Negotiated

2. MINIMUM for any type surface lease/year 200.00 300.00

3. NO FILING FEE required.

D. MATERIAL SOURCE PERMITS (Caliche, etc.)

1. Standard rate for one project:

a. Per cubic yard, under 20,000 cubic yards	\$.50	\$.75
b. 20,000 cubic yards or over	Negotiated	Negotiated
	(\$.25 minimum)	(\$.40 min.)
c. Sale to highway construction	Negotiated	Negotiated

2. Caliche Pit Reclamation Surcharge

a. All caliche sales per yard under 20,000 cubic yards		.25
b. 20,000 cubic yards or over	Negotiated	Negotiated
c. Sale to highway construction	Negotiated	Negotiated

3. MINIMUM for each permit 200.00 300.00

4. Separate check (made payable to The University of Texas System) must be submitted for State Sales Tax at the then current rate.

5. NO FILING FEE required.

E. ASSIGNMENTS, TRANSFER OR CORRECTION OF EASEMENTS, LEASES, ETC.

1. The only exception will be if other consideration, in the amount of \$200.00 or more, such as bonus for a grazing lease is paid to The University of Texas System. 200.00 300.00

2. FILING FEE in the amount of \$5.00 made payable to the General Land Office is required for assignments.

BACKGROUND INFORMATION

The last increase in this rate schedule was approved by the Board of Regents on June 1, 1979, to be effective August 1, 1979.

The rates charged need to be increased because of the accelerated economy of the oil business. The proposed rates are comparable to the rates being paid by the oil companies on other than University leases.

5. Report on Request for Proposals for Consulting Services to Assess the Economic Feasibility of Vineyard/Winery Development on University Lands in West Texas. --

REPORT

The Manager of University Lands - Surface Interests has requested proposals for consulting services to assess the economic feasibility of Vineyard/Winery Development on University Lands in West Texas. As required by Article 6252-11c and Section 71, Article V, H.B. 558, Acts of the 66th Legislature R.S., requests for consulting services costing over \$10,000 must be forwarded to the Secretary of State for publication in the Texas Register. This request for proposals was forwarded to the Secretary of State, Texas Register Division on June 17, 1981. Required reports were also filed with the Governor's Office and the Legislative Budget Board regarding the proposed use of private consultants.

The Request for Proposals provided that any interested parties submitting such proposals do so by July 31, 1981. It is anticipated that any proposals received will be promptly evaluated and recommendations based on these evaluations presented to the Board of Regents at its meeting on August 13-14, 1981.

BACKGROUND INFORMATION

The 1981-82 proposed budgets for the University Lands Viticulture and Enology Programs request funds for considerable expansion of the existing viticulture and enology projects. Before final approval of the budgets, the Board of Regents requested that an outside assessment be obtained of the economic feasibility of proposed vineyard/winery development on University lands in West Texas. A preliminary proposal solicited on an informal basis indicated that the costs of such proposals would be such that the requirements of Article 6252-11c and Section 71, Article V, H.B. 558, Acts of the 66th Legislature R.S. should be followed, as is reported above.

6. Proposed Water Contract No. 193, Upton County Water District, Blocks 5 and 13, University Lands, Crockett and Upton Counties, Texas. --

RECOMMENDATION

Vice Chancellor Boyd and Chancellor Walker recommend that a water contract, covering 13,549.6 acres, be granted to the Upton County Water District. A copy of the proposed lease is set out on Pages L & I 20-36. This lease is included in the agenda since we have no standard form for water contracts with cities or municipalities. The principal terms of the agreement are as follows:

The effective date of the contract shall be August 14, 1981, and the primary term shall be for a period of ten (10) years, with four subsequent options to renew for ten-year periods.

For the first year of the original term during which initial construction occurs, the lessee shall pay as royalty the greater of \$1.00 per acre or \$0.085 per 1,000 gallons of water produced. For the remaining nine (9) years of the original term, the annual royalty shall be the greatest of the following:

- a. \$2.00 per acre
- b. \$20,000
- c. \$0.085 per 1,000 gallons of water produced.

For the second ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.25 per acre
- b. \$25,000
- c. \$0.090 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the third ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.25 per acre
- b. \$25,000
- c. \$0.095 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the fourth ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.50 per acre
- b. \$25,000
- c. \$0.100 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the fifth ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.50 per acre
- b. \$25,000
- c. \$0.105 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

All terms of this agreement are in compliance with the policies, rules and regulations concerning ground water on University Lands as adopted by the U.T. Board of Regents on September 14, 1973.

BACKGROUND INFORMATION

On September 5, 1980, the U.T. Board of Regents granted the Upton County Water District a Water Prospecting Permit and an option to lease water rights on University Lands in the event potable water was found. The District has now found sufficient water for its needs and desires to enter into a water contract.

THE STATE OF TEXAS §

COUNTIES OF TRAVIS
AND UPTON §

WATER CONTRACT NO. 193
WATER RIGHTS LEASE

THIS AGREEMENT made and effective this the 14th day of August, 1981, by and between THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, Austin, Texas, hereinafter styled "Lessor;" and UPTON COUNTY WATER DISTRICT, Upton County, Texas, a conservation and reclamation district, hereinafter styled "Lessee."

WITNESSETH:

I.

SUBJECT-MATTER OF LEASE:

In consideration of the royalties herein provided and the agreements of Lessee herein contained, Lessor hereby grants, leases and lets unto Lessee for the term hereinafter set out for the purpose of investigating, exploring, prospecting, drilling for and producing, for Lessee's purposes only, all the potable water or water capable of being made potable as located in, on and under the following described lands in Crockett, Reagan and Upton Counties, Texas, to-wit:

The following acreage out of Block 5, University Lands, Crockett, and Upton Counties, Texas:

All of Section 21
All of Section 22
All of Section 23
All of Section 24

The following acreage out of Block 5, University Lands, Crockett County, Texas:

All of Section 25
All of Section 26
All of Section 27
All of Section 28
All of Section 29
All of Section 30
All of Section 31
All of Section 32
All of Section 33
All of Section 34
All of Section 35
All of Section 36

The following acreage out of Block 13, University Lands,
Crockett County, Texas:

All of Section 1
All of Section 2
All of Section 5
All of Section 6

Containing in the aggregate 13,549.6 acres of land, more or less, as shown on the attached plats marked Exhibits "A" and "B", together with the right (to be exercised upon the lands described herein) to lay, maintain, operate, repair, remove and replace such pipelines, pumping facilities, tanks, power stations, telephone and electric lines and other structures thereon, use existing roads, construct and maintain essential roads if existing roads are not adequate, and such other rights, if any, as may be necessary for the purpose of producing, storing, taking care of, treating, transporting and removing potable water or water capable of being made potable over, along, across and from the lands described herein, reserving to the Lessor herein, however, and excepting herefrom

1. all of the oil, gas and other minerals, except potable water or water capable of being made potable, located in, on and under and that may be produced from the lands described herein;

2. such water as may be required by Lessor's surface lessees on the lands described herein for domestic and livestock purposes of the tenants concerned, but not for irrigation or other purposes;
3. such water as may be required by Lessor's existing or future oil, gas and mineral lessees for oil, gas and mineral development; provided, however, that such water may not be utilized for pressure maintenance or water flooding projects; and,
4. all water underlying the lands described other than potable water or water capable of being made potable;

it being agreed in this connection that except for the water rights specifically granted in this lease agreement in accordance with the terms and provisions hereof, this agreement is subject to all existing and future oil, gas and mineral leases heretofore or hereafter executed by Lessor.

All water produced under the rights granted herein shall be used by the Upton County Water District for lawful purposes in compliance with the policies, rules and regulations of The Board of Regents of the University of Texas System. Lessee hereby agrees and acknowledges that it shall be prohibited for Lessee to sell, or to furnish in any manner, such water produced hereunder to any municipality or water distributing agency outside of Upton County without written approval of The Board of Regents of the University of Texas.

II.

TERM:

Unless sooner terminated by Lessee's release and surrender of this agreement or because of Lessee's breach, if any, of its obligations hereunder, this lease shall be and continue to remain in full force and effect for a term of ten (10) years from effec-

tive date hereof. Lessee shall have the option to renew this lease for each of four consecutive additional ten-year periods according to the same terms and conditions set out herein but subject to the royalty provisions contained in III below.

III.

ROYALTY:

For the first year of the original term hereof during which the engineering and initial construction of the water supply system will commence, Lessee shall pay to Lessor the sum of \$1.00 per acre or \$0.085 per 1,000 gallons for all water produced from the leased premises, whichever is the greater. For the remaining nine years of the original term hereof, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.00 per acre on all land covered hereby.
2. \$20,000.00, or
3. \$0.085 per 1,000 gallons for all water produced from the leased premises.

If Lessee elects to exercise the first option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.25 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.090 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the second option to renew as granted above, Lessee shall pay annually to Lessor the greatest

of the following:

1. \$2.25 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.095 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the third option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.50 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.100 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the fourth option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.50 per acre on all land covered hereby
2. \$25,000.00.
3. \$0.105 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

Reference is made to the Consumer Price Index of the United States Department of Labor, Bureau of Labor Statistics (or its equivalent in the event of title change), a copy of which is attached hereto as Exhibit "C". The term "price index," here-

after used, shall refer to the subgroup "Fuel and Utilities" in Table 1 (or its equivalent in the event of title change) of such Consumer Price Index.

The phrase used above, "adjusted for the cost of living increase or decrease as explained below" means that if the provision containing this phrase becomes applicable, the payments to Lessor shall be adjusted at the end of each 10-year period for the next succeeding 10-year period by the original royalty rate of \$0.085 per 1,000 gallons for all water produced being increased or decreased in the same proportion or percentage by which the price index has been increased or decreased since the effective date of this contract. Such increase or decrease shall be measured by comparison with such price index at its level for August, 1981. For example, if at the end of the first 10-year term of this lease such price index reflects a 10% increase over its August, 1981, level, the royalty rate for the ensuing 10-year period of the lease shall be increased from \$0.085 per 1,000 gallons to \$0.094 per 1,000 gallons. The increase or decrease shall be carried to four decimal places. If the fourth figure is four or less it shall be struck out and disregarded. If the fourth figure is five or more, it shall be struck out but the third figure shall become one figure greater. The royalties provided for herein shall be computed and paid monthly by check payable to The University of Texas System. This check accompanied by the sworn statement of Lessee showing the gross amount of water produced during the prior month, together with monthly copies of Lessee's meter readings and other memoranda reflecting the amount

of water produced, shall be sent to

Director
University Lands Accounting Office
P. O. Box 579
Austin, Texas 78767

on or before the 20th day of each succeeding month. Lessee is obligated to install and maintain such meters as may be required to measure in gallons the amount of water obtained from the lands described herein. On or before the expiration of 30 days following each anniversary date, Lessee shall pay to Lessor any additional monies due as shown in the royalty schedule above.

IV.

USE OF SURFACE:

As to any Lessor's lands not covered hereby, Lessor will grant to Lessee and Lessee will acquire from Lessor, at Lessor's standard rates then in force, such rights-of-way or easements as may be necessary or desirable in the exercise of the rights granted hereunder. As to lands covered hereby except where Lessor determines that Lessee's utilization of the surface shall require that certain rights to surface use be acquired by Lessee from Lessor under terms of a surface lease made separate and apart herefrom, Lessor grants to Lessee any rights necessary or incident to the exploration and development of the lands covered hereby for potable water or water capable of being made potable and for the production, removal and transportation of water therefrom, including without limitation the right to access over existing roads and to construct and maintain minimum essential roads over land covered hereby for such purposes if existing roads are not adequate, the right to install, on land covered hereby, pumps, pipelines and utility lines and such other equipment as may be nec-

essary for drilling and producing water wells, all without any additional costs or payments except for payments for surface damages as hereinafter set out and payments for surface leases that may be required. In the exercise of such rights, Lessee will not

1. locate its wells, pumps, pipelines, storage reservoirs, or other facilities in such manner as to interfere with the location of wells, pipelines or other facilities required in the development of said lands for oil, gas and other minerals under existing or future oil, gas and mineral leases; or
2. locate its wells at any location within 300 feet of any surface tenant's residence, water wells, surface tanks or other improvements not including fences now located on the premises.

Lessee shall not, except insofar as may be reasonably necessary in its production and use of subterranean water, commit any waste but, in the interest of conservation, it agrees that it will at all times use due diligence in its production and use of said water so as to prevent undue waste, loss or damage to said water supply by reason of its operations.

V.

SURFACE DAMAGES:

In conducting its operations on the lands involved herein, Lessee will pay surface damages to Lessor in accordance with The University of Texas Lands Schedule of Damages which is currently in effect. This fixed schedule of charges, however, shall not in any way limit the liability of Lessee in an action at law for any damages inflicted upon the surface lessees by reason of acts of negligence, if any, committed by Lessee in its operations, if Lessee is lawfully liable therefor. In the event

that, during Lessee's operations hereunder, any domestic or livestock water well being operated by the surface lessee or being operated under the jurisdiction of Lessor in the vicinity of this lease ceases to be productive due to the lowering of the ground water level by Lessee, Lessee does hereby agree at Lessee's option to refurbish the domestic or livestock water well to the original quantity of production or to provide, at the site of lost production, a permanent supply of water in an amount sufficient to compensate for that water production so lost. It is further understood if Lessee elects to refurbish the well the surface lessee will maintain the well thereafter. All water, along with necessary installation and reasonable maintenance to said site, so provided by Lessee shall be at the expense of Lessee and shall be free of any costs, charges or obligations whatsoever, present or future, to Lessor or the surface lessee. Lessor or the surface lessee shall not expand the water supply provided by Lessee without the written approval of Lessee.

VI.

GEOLOGICAL INFORMATION:

Lessee will furnish to Lessor, by mailing or delivering to:

Manager of University Lands
Oil, Gas and Mineral Interests
P. O. Drawer 553
Midland, Texas 79702

on or before each anniversary date of this contract hereunder during the life of this agreement copies of all well logs and reports on production tests on all wells drilled and tested during the term of this lease, whether or not said wells are com-

pleted as producers, together with a plat showing the location and proper designations of all such wells, so that said wells may be identified by reference to logs and test reports, and by inspection at such well sites by agents of Lessor. Lessee will also deliver to said Manager a copy of all reports submitted to the Director, University Lands Accounting Office, within five (5) days of submittal.

VII.

PLUGGING OF WATER WELLS AND REMOVAL OF CASING AND EQUIPMENT:

Lessee shall have the right at any time during or within a reasonable time after the expiration of this lease to remove all property, equipment and fixtures, except casing placed by the Lessee on the premises involved herein; provided that, at such time as Lessee elects to abandon any water well located upon the leased premises, he shall notify Lessor in care of the Manager of University Lands - Oil, Gas and Mineral Interests, P. O. Drawer 553, Midland, Texas 79702, of his intention to abandon the well concerned, after which Lessor shall have fifteen (15) days in which to ascertain whether said well shall be capped or plugged. The expenses of capping or plugging the wells shall be borne solely by Lessee. All wells must be plugged in whatever manner the Manager of University Lands - Oil, Gas and Mineral Interests may deem necessary. It is agreed and understood that the title to the casing in any well shall belong to Lessor, and Lessor shall not be required to pay or reimburse the Lessee for the salvage value thereof.

VIII.

LESSOR'S ACCESS TO LESSEE'S LEASED PREMISES AND RECORDS:

Lessor shall have access at all reasonable times to the leased premises and to Lessee's records for inspection by Lessor or its authorized agents and representatives.

IX.

RELEASE:

Lessee shall have the right at any time to surrender all or part of the water rights leased hereunder in increments of 1/2 section and to be relieved of all further obligations under this lease. Such release shall not relieve the Lessee of any obligations which may have heretofore accrued hereunder prior to the execution and recordation of its release.

X.

BREACH:

If Lessee fails to perform any of the obligations imposed upon it hereunder, Lessor may in such event and upon Lessee's failure to comply with such obligations and remedy its defaults, if any, within thirty (30) days after notice in writing to it by Lessor of Lessee's default, terminate this agreement without prejudice to any other legal remedy to which it may be entitled hereunder; provided, however, that if Lessee's failure to perform any of the obligations imposed upon it hereunder is occasioned directly or indirectly by any past or future acts, orders, regulations or requirements of the Government of the United States or of any State or other governmental body or any agency, officer representative or authority of any of them, Lessor shall not be entitled to terminate this agreement for Lessee's inability to perform unless such inability continues for a period of one hundred eighty (180) days from its inception.

XI.

BUY-OUT:

Lessee hereby grants to Lessor the right and option, upon termination of the original term or at the end of any ten-year extension thereof pursuant to the options granted to Lessee hereinabove, to exercise Buy-Out authority under policies, rules and regulations promulgated by The Board of Regents of the University of Texas System in compliance with the Constitution and laws of the State of Texas.

Notice of Lessor's intention to exercise this "Buy-Out Option" must be given in writing no later than six months prior to the expiration of the original term or of any extension period thereof.

XII.

ASSIGNMENT:

Lessee may not assign this lease in whole or in part without the prior written consent of Lessor.

XIII.

NOTICES:

All notices required hereunder shall be deemed to have been given if the same are reduced to writing and mailed by registered mail by either party hereto to the other at the respective addresses of the parties shown below:

-LESSOR-

Vice Chancellor for Lands Management
The University of Texas System
Austin, Texas 78712

-LESSEE-

Upton County Water District
Upton County Courthouse
Rankin, Texas 79778

Changes of address, if any, of either party hereto shall be forwarded to the other by registered mail if and when such change in address occurs.

XIV.

LEGAL REPRESENTATIVES, SUCCESSORS AND ASSIGNS:

This lease shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successors, legal representatives and assigns.

Signed by the respective parties on the dates shown by the notaries' acknowledgments and effective upon approval by The Board of Regents of the University of Texas System at its meeting on the 14th day of August, 1981.

THE BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

By: _____
Vice Chancellor for Business Affairs
LESSOR

ATTEST:

Secretary

UPTON COUNTY WATER DISTRICT

By: _____
W. E. Rankin, President

LESSEE

ATTEST:

Howard J. Cormier
Howard J. Cormier, Secretary

Form Approved:

Erward Shivers
University Attorney

Approved as to Content:

Laddie F. Long
Manager of University Lands
Oil, Gas and Mineral Interests

Form Approved:

John Menefee
John Menefee
Upton County Water District
Attorney

THE STATE OF TEXAS)
)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this day personally appeared JOE E. BOYD, JR., Vice Chancellor for Business Affairs of The University of Texas System, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and consideration therein expressed, in the capacity stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the _____ day of _____, A.D., 1981.

Notary Public in and for
Travis County, Texas

THE STATE OF TEXAS §
 §
COUNTY OF UPTON §

BEFORE ME, the undersigned authority, on this day personally appeared W. E. Rankin, President of Upton County Water District, a conservation and reclamation district, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, and in the capacity therein stated, and the said instrument is the act and deed of the said Upton County Water District.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 30 day of June, 1981.

Wonna Vick
Notary Public in and for Upton
County, Texas



WONNA VICK
Notary Public, Upton County, Texas
My Commission Expires April 30, 1982

EXHIBIT "A"

PLAT OF SECTIONS 21 THRU 36 BLOCK 5, UNIVERSITY LANDS 10,952.0 ACRES

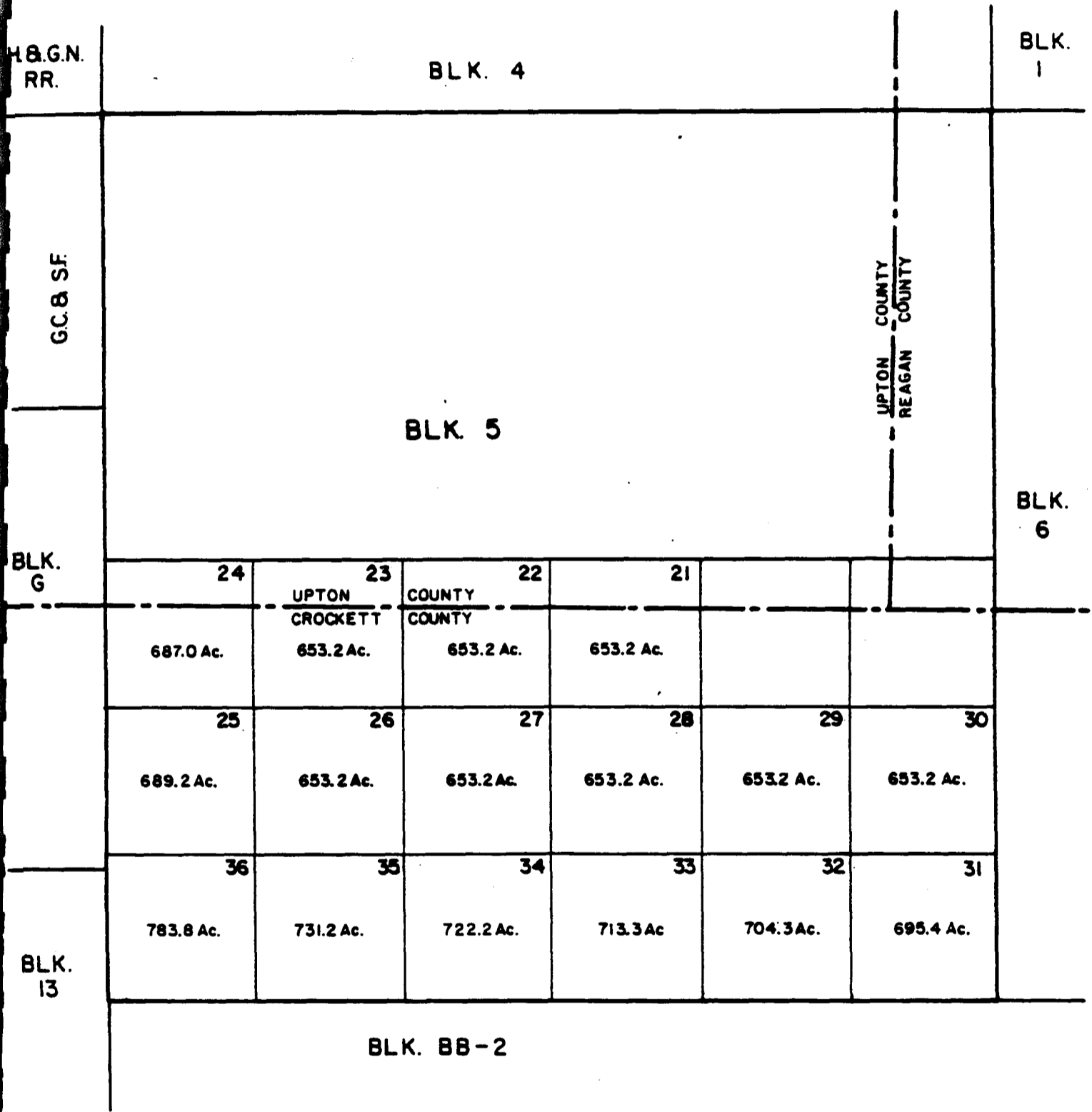


EXHIBIT "B"
PLAT OF
SECTIONS 1, 2, 5 AND 6
BLOCK 13, UNIVERSITY LANDS
2597.6 ACRES

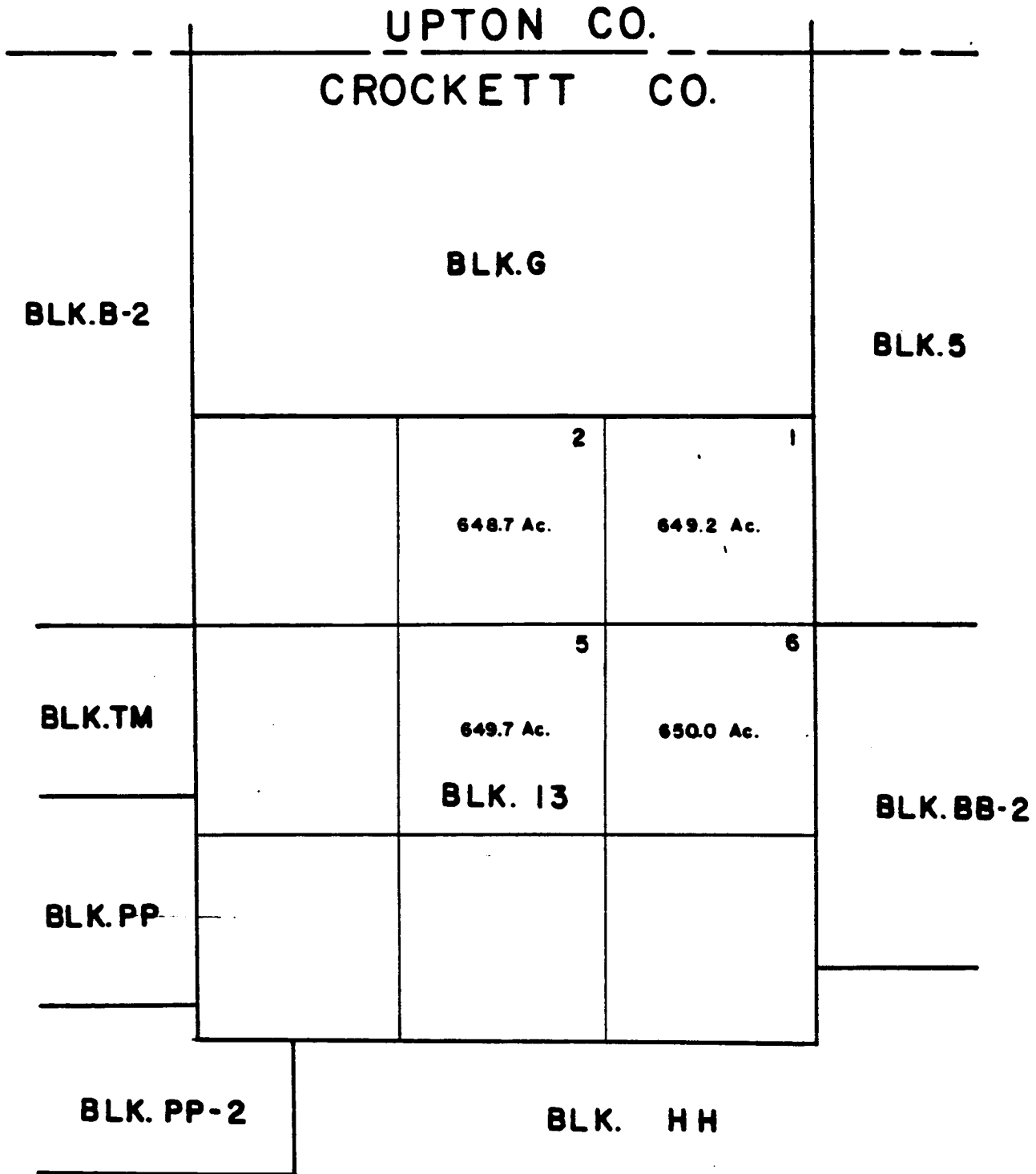


EXHIBIT "C"
 Consumer Price Index - U. S. Average
 January 1981
 (1967=100)

U. S. DEPARTMENT OF LABOR
 BUREAU OF ECONOMIC ANALYSIS
 1330 Constitution Avenue, N. W.
 Washington, D. C. 20045
 DATE: 1/23/81

	All Urban Consumers			Urban Wage Earners & Clerical Workers		
	Index	% Change From:		Index	% Change From:	
		1-80	12-80		1-80	12-80
All Items	260.5	11.7	0.8	260.7	11.7	0.8
Food and Beverages	261.4	10.1	0.8	262.1	10.2	0.6
Food	268.6	10.2	0.8	269.2	10.3	0.6
Food at home	265.6	10.4	0.6	265.1	10.4	0.5
Cereals and Bakery Prod.	262.9	12.3	1.7	263.0	12.1	1.3
Meats, Poultry, Fish, Eggs	255.1	7.2	-0.2	254.1	7.0	-0.4
Dairy Products	240.1	9.9	0.9	240.7	10.0	0.8
Fruits and Vegetables	257.6	12.1	0.8	255.1	12.3	0.5
Other foods at home	320.5	13.1	1.1	320.8	13.5	0.9
Food away from home	280.9	9.7	1.2	284.2	10.2	0.9
Alcoholic Beverages	193.7	8.0	1.1	195.5	8.8	0.9
Housing ^{1/}	279.1	12.9	0.8	279.1	12.9	0.7
Shelter	300.1	13.7	0.5	301.7	13.8	0.4
Rent, Residential	200.9	9.1	0.7	200.6	9.1	0.6
Other Rental Costs	273.9	9.1	2.3	273.6	9.0	2.4
Homeownership	335.8	14.8	0.5	338.6	14.9	0.3
Fuel & Other Utilities	296.7	14.7	2.3	297.5	14.8	2.3
Fuels	375.4	18.1	2.9	375.0	17.9	2.9
Fuel Oil, Coal, & Bot. Gas	625.9	21.8	6.9	627.9	21.9	7.0
Gas (piped) & Electricity	318.5	16.7	1.5	317.7	16.4	1.4
Household Furnishings & Oper.	212.6	8.0	0.5	209.7	7.6	0.3
Apparel and Upkeep	181.1	5.9	-1.5	180.8	6.5	-1.1
Apparel Commodities	172.6	5.1	-1.9	172.6	5.5	-1.5
Men's & Boys' Apparel	171.1	5.1	-1.8	171.7	5.7	-1.5
Women's & Girls' Apparel	152.1	0.4	-3.4	153.9	2.7	-2.7
Infants' & Toddlers' Apparel	249.7	11.0	-0.2	256.9	12.1	0.6
Footwear	194.9	6.1	-0.9	195.5	6.7	-0.6
Transportation	264.7	13.4	1.4	265.7	13.5	1.5
Private Transportation	262.9	12.6	1.3	264.4	12.9	1.4
Public Transportation	286.4	26.3	2.2	279.0	25.7	2.6
Medical Care	279.5	10.1	1.3	281.4	10.4	1.4
Entertainment	214.4	9.8	1.1	212.2	9.4	1.0
Other Goods and Services ^{2/}	226.2	9.6	0.7	224.4	8.9	0.6
Personal Care	222.5	9.0	0.7	221.1	8.2	0.5
All Items (1957-59=100)	303.0			303.2		

^{1/} Includes T.V. and sound equipment, formerly found in health and recreation.

^{2/} Formerly included alcoholic beverages, now found in food and beverages, but now includes personal care and education related expenses, formerly found in health and recreation

II. TRUST AND SPECIAL FUNDS

A. GIFTS, BEQUESTS AND ESTATES

1. U. T. Arlington: Recommendation to Accept Gift and to Establish the E. C. Barksdale Memorial Lectures. --

RECOMMENDATION

President Nedderman and Chancellor Walker recommend the acceptance of \$10,000 from an anonymous donor and establishment of the E. C. Barksdale Memorial Lectures. The \$10,000 gift will be combined with \$10,000 currently on hand in the current restricted account entitled the E. C. Barksdale Lectures and \$10,000 from the President's Council Fund for a total of \$30,000. Income will be used to award prizes, publish essays and sponsor the annual E. C. Barksdale Student Lectures.

BACKGROUND INFORMATION

For many years now, U.T. Arlington, through the Omicron Kappa Chapter of Phi Alpha Theta, has been sponsoring the E. C. Barksdale Student Paper Competition in memory of E. C. Barksdale, former Chairman of the Department of History. Funds were raised to the extent of approximately \$10,000 several years ago to award prizes, publish the essays, pay for the expenses of the essays and to sponsor the annual E. C. Barksdale Student Lectures.

Recently, a supporter of this activity challenged the university to raise \$10,000 and he would match it with a \$10,000 gift and establish a permanent endowment for the lecture series.

2. U. T. Austin: Recommendation to Accept Gift and to Establish the Wayne Abramson Endowed Presidential Scholarship. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$25,000 gift from Mr. and Mrs. A. D. Abramson of Houston, Texas, and the establishment of the Wayne Abramson Endowed Presidential Scholarship at U.T. Austin. Income will be used to award unrestricted undergraduate scholarships.

BACKGROUND INFORMATION

Mr. and Mrs. Abramson are initiating the scholarship fund in memory of their son who died in 1979. Mr. Abramson is Chairman of the Board of Adaco Warehouse, Inc. in Houston.

3. U. T. Austin: Recommendation to Establish The Rex G. Baker Chair in Natural Resources Law in the School of Law. --

RECOMMENDATION

Chancellor Walker reports that the Law School Foundation (an external foundation) has expressed the desire that The Rex G. Baker Chair in Natural Resources Law be established in the School of Law at U.T. Austin. President Flawn and Chancellor Walker recommend that this chair, to be funded by the Law School Foundation, be established in accordance with Regents' Rules and Regulations. The funds for the chair will be held and administered per the agreement with the Foundation.

BACKGROUND INFORMATION

The funding for the chair will be provided by a gift of land valued at \$404,000 from Rex G. and Edna H. Baker and a pledge of securities from Rex G. Baker, Rex G. Baker, Jr., and Rex G. Baker III to complete required funding of \$500,000 to be held by the Law School Foundation.

The Messrs. Baker represent three generations of graduates from the School of Law at U.T. Austin. Mr. Rex G. Baker was a founding member of the Chancellor's Council and Chairman of the U.T. Austin "Committee of 75." Mr. Rex G. Baker, Jr., is the current chairman of the Chancellor's Council Executive Committee, and a member of the U.T. Austin Development Board and Centennial Commission. Gifts from the Bakers have included funding for the Rex G. and Edna Heflin Baker Professorship in Law established in 1962 in the School of Law and the Rex G. Baker, Jr. Professorship in Political Economy established in 1979 in the College of Liberal Arts at U. T. Austin.

4. U. T. Austin: Recommendation to Accept Gift and to Establish the Community College Leadership Endowment Fund in the College of Education. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$25,000 gift from the Abell-Hanger Foundation of Midland, Texas, and the establishment of the Community College Leadership Endowment Fund in the College of Education at U.T. Austin. Income is to be used for activities in community college education programs.

BACKGROUND INFORMATION

The Abell-Hanger Foundation was incorporated in Texas in 1954 by the late George T. Abell, a West Texas oilman, and his wife, Gladys Hanger Abell. Its purpose is broad in scope with emphasis on higher education, youth activities and the arts. The Foundation has been a generous supporter of The University of Texas System.

5. U. T. Austin: Recommendation to Establish the Concert Hall Named Seat Endowed Scholarship Fund in the College of Fine Arts. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the establishment of the Concert Hall Named Seat Endowed Scholarship Fund in the College of Fine Arts. Funds received from donors who contribute \$500 each to name a seat in the Concert Hall of the Performing Arts Center, in accordance with the Special Fund Development Campaign for the College of Fine Arts approved at the December 12, 1980 meeting of the U. T. Board of Regents, will be used to establish the endowment fund.

BACKGROUND INFORMATION

To date approximately \$14,000 has been received from donors contributing for named seats in the Concert Hall of the Performing Arts Center. These funds are currently being held in the Patron Seat Scholarship Fund current restricted account. A goal of 500 named seats, to result in \$250,000 for the endowment fund, has been set for the special fund campaign. The endowment income will be used to provide scholarships for students in the College of Fine Arts.

6. U. T. Austin: Recommendation to Accept Gift and to Establish the Ann Lacy Crain Scholarship Fund in the College of Fine Arts. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$10,000 gift from R. Lacy, Inc., Longview, Texas, and the establishment of the Ann Lacy Crain Scholarship Fund in the College of Fine Arts at U.T. Austin. Income will provide scholarships for undergraduate or graduate students in the area of art history in the Department of Art. The recipients will be known as Ann Lacy Crain Scholars or Fellows.

BACKGROUND INFORMATION

Mrs. Ann Lacy Crain, President of R. Lacy, Inc., an oil and gas production company in Longview, Texas, is married to B. W. Crain. She has served on the College of Fine Arts Advisory Council since 1977. Mr. and Mrs. Crain are Life Members of The Ex-Students' Association and belong to The President's Associates and The Chancellor's Council.

7. U. T. Austin: Recommendation to Accept Gift and to Establish the Ellen Clayton Garwood Scholarship Fund in the College of Fine Arts. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$10,000 gift from The Clayton Fund, Houston, Texas, and the establishment of the Ellen Clayton Garwood Scholarship Fund in the College of Fine Arts at U.T. Austin. Income will provide scholarships for upper-division undergraduate or graduate students specializing in painting in the Department of Art. Recipients will be known as Ellen Clayton Garwood Scholars or Fellows.

BACKGROUND INFORMATION

An Austin author and civic leader, Mrs. Ellen Clayton Garwood received a M.A. in English from U.T. Austin in 1951. She has served on the College of Fine Arts Advisory Council since 1969. Mrs. Garwood, who is married to former State Supreme Court Justice W. St. John Garwood, is the daughter of the late William L. Clayton, founder of Anderson, Clayton and Company of Houston. Judge and Mrs. Garwood are members of The Chancellor's Council.

8. U.T. Austin: Recommendation to Establish the Charles M. Duncan Endowed Fund in the School of Law (NO PUBLICITY). --

RECOMMENDATION

Chancellor Walker reports that the Law School Foundation (an external foundation) has expressed the desire that the Charles M. Duncan Endowed Fund be established in the School of Law at U.T. Austin. President Flawn and Chancellor Walker recommend that this fund, to be funded by the Law School Foundation, be established in accordance with Regents' Rules and Regulations. The funds will be held and administered per the agreement with the Foundation.

BACKGROUND INFORMATION

Recently Colonel Charles M. Duncan gave 273 shares of American Express, Inc., common stock with a value of \$14,600 to the Law School Foundation to establish the Charles M. Duncan Endowed Fund. Earnings from this endowment are to be used to promote excellence in the School of Law. Colonel Duncan is a 1937 graduate of the U.T. Austin School of Law.

NO PUBLICITY

9. U.T. Austin: Recommendation to Establish (a) the Mike Hogg Professorship of Local Government in the College of Liberal Arts and (b) the Mike Hogg Professorship of Urban Policy in the Lyndon B. Johnson School of Public Affairs; and (c) Request to Transfer Funds from the Mike Hogg Fund Current Restricted Account to Provide Funding for Same. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the establishment of the Mike Hogg Professorship of Local Government in the College of Liberal Arts and the Mike Hogg Professorship of Urban Policy in the Lyndon B. Johnson School of Public Affairs at U.T. Austin. It is requested that a transfer of \$400,000 be made from the Mike Hogg Fund current restricted account to provide funding of \$200,000 for each professorship. The remaining \$200,000 accumulated income held in the current restricted account is to be used to support studies in local government and inter-governmental relations by all faculty members and graduate students in the Department of Government.

BACKGROUND INFORMATION

Mr. Hogg died in 1941 leaving a will executed shortly before his death providing for a life estate in Mrs. Alice Nicholson Hogg, his surviving wife, with the remainder of the estate vesting in the U.T. Board of Regents. Mrs. Alice Nicholson Hanszen died on May 22, 1977, and the U.T. Board of Regents accepted the residuary estate of Mike Hogg at their meeting of August 4, 1978.

10. U.T. Austin: Request to Change the Fania Kruger Poetry Scholarship to the Fania Kruger Fellowship. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend that the Fania Kruger Poetry Scholarship be changed to the Fania Kruger Fellowship as requested

by Mrs. Sidney S. Smith, Mrs. Kruger's daughter, who was a major contributor in the establishment of the scholarship fund. This change is requested so that the fellowship can be awarded to undergraduate or graduate students in either prose or poetry.

BACKGROUND INFORMATION

The U.T. Board of Regents established the Fania Kruger Poetry Scholarship at their meeting of October 20, 1978. Funds totaling \$10,000 have been provided by Mrs. Sidney S. (Bert Kruger) Smith and Aaron Kruger, daughter and son of Fania Kruger.

11. U. T. Austin: Recommendation to Accept Gifts and to Establish the John H. and Lujza McCammon Endowed Scholarship in the Department of Geological Sciences. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of gifts totaling \$10,000 from Ms. Dunya Bean and Mrs. Frances M. Buster, both of Dallas; Mrs. Victoria M. McHugh of Chevy Chase, Maryland; and Mr. Mike McCammon of San Angelo, Texas, and the establishment of the John H. and Lujza McCammon Endowed Scholarship in the Department of Geological Sciences at U.T. Austin. Income will be used to provide assistance to upper-division undergraduate students who will be chosen on the basis of scholarship and financial need.

BACKGROUND INFORMATION

The four children of Mr. and Mrs. John H. McCammon are establishing this fund in honor of their parents. John H. McCammon received an M.A. in geology in 1941 from U.T. Austin and is an independent oil and gas producer in San Angelo, Texas.

12. U. T. Austin: Recommendation to Accept Gift and to Establish the Randy Kelleher Endowed Scholarship Fund in the College of Communication. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$10,000 gift from Mr. and Mrs. Gerald Kelleher of Rawlins, Wyoming, and establishment of the Randy Kelleher Endowed Scholarship Fund in the College of Communication at U.T. Austin. The following criteria for administering the scholarship have been recommended by the donors:

- a. The amount of the scholarship award may vary, depending on the income produced by the endowment.
- b. One scholarship will be awarded each year, beginning in September 1982, in two parts: one-half in the Fall semester, and one-half in the Spring semester.
- c. The recipient must be a student in the Department of Radio-Television-Film in the College of Communication at The University of Texas at Austin. The recipient must have a minimum of sixty hours undergraduate credit.

- d. The scholarship award will be based on ability and promise, with need considered in any final selection when ability and promise appear equal.
- e. Recipients of the scholarship must have a cumulative grade-point average of at least 3.0 (based on a four-point GPA in use in 1981).
- f. The scholarship will be open to all regardless of race, age, sex, creed or nationality.
- g. A recipient may reapply for this scholarship if the grade-point average stated above is maintained.

BACKGROUND INFORMATION

The donors wish to establish the scholarship fund as a memorial to their son, a 1979 graduate of the Department of Radio-Television-Film at U.T. Austin. Other members of the Kelleher family have contributed \$300 in additional funding and proceeds from a screening of Randy's films held recently by his former classmates will also be added to the endowment fund.

13. U.T. Austin: Recommendation to Establish the C. P. Snow Memorial Fund in the Humanities Research Center.--

RECOMMENDATION

President Flawn and Chancellor Walker recommend the establishment of the C. P. Snow Memorial Fund in the Humanities Research Center at U.T. Austin with \$10,500 from various donors and \$10,500 from a National Endowment for the Humanities grant for a total of \$21,000. Income from the endowment is to be used to pay travel expenses for scholars doing research at the Humanities Research Center. Recipients of grants from the fund will be called C. P. Snow Fellows.

BACKGROUND INFORMATION

Last year several individuals and foundations made gifts to bring the distinguished British author, C. P. Snow, to U.T. Austin for a symposium planned for the spring of 1981. After Lord Snow's death in July, 1980, the donors were contacted and asked if their gifts could be used to establish a memorial fund in his memory.

14. U.T. Austin: Recommendation to Establish the Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking in the College of Business Administration and Graduate School of Business.--

RECOMMENDATION

Chancellor Walker reports that The Business School Foundation (an external foundation) has expressed the desire that the Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking be established in the College of Business Administration and Graduate School of Business at U.T. Austin. President Flawn and Chancellor Walker recommend that this professorship, to be funded by The Business School Foundation, be established in accordance with Regents' Rules and Regulations. The funds for the professorship will be held and administered by The Business School Foundation per the agreement.

BACKGROUND INFORMATION

Texas Commerce Bancshares, Inc., of Houston, Texas, has pledged to provide a minimum of \$100,000 payable over a five-year period to be held in an endowment in The Business School Foundation. According to Mr. Ben Love, Chairman of Texas Commerce Bancshares, Inc., one of his organization's principal goals in establishing the Professorship is to express gratitude to Dean Kozmetsky and to recognize the success he has achieved during the fifteen years he has served as Dean of the College of Business Administration and the Graduate School of Business.

15. U. T. Austin: Request to Dissolve the Albert Schweitzer Scholarship Fund and to Establish the Zettie W. Cole Salathe Fund in Child Development. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the dissolution of the Albert Schweitzer Scholarship Fund and the establishment of the Zettie W. Cole Salathe Fund in Child Development to be funded by the \$25,000 balance of the Albert Schweitzer Scholarship Fund. Income from the new endowment will be used to support early childhood education and will be administered by the Department of Home Economics.

BACKGROUND INFORMATION

The Albert Schweitzer Scholarship Fund was reported to and accepted by the U.T. Board of Regents at their meeting of December 13, 1974. According to the terms of the gift made by Mrs. Salathe in 1974, the Albert Schweitzer Scholarship Committee was to meet every five years to determine if the scholarship was meeting its purpose of perpetuating the memory of Dr. Schweitzer and disseminating his philosophy. Over the years the number and quality of the applicants has declined.

Therefore, the Committee voted to dissolve the Scholarship and use the funds to promote early childhood education, as the donor suggested in the letter of agreement.

16. U. T. Austin: Recommendation to Accept Gift and to Establish the Carl and Agnes Stockard Memorial Endowment Fund in the Colleges of Education, Fine Arts and Natural Sciences. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$21,300 gift from Mr. James G. Stockard of Fairfax, Virginia, and the establishment of the Carl and Agnes Stockard Memorial Endowment in the Colleges of Education, Fine Arts and Natural Sciences at U.T. Austin.

Mr. James G. Stockard's first-stage donation is to establish a living memorial in selected academic disciplines which most readily reflect the life-long interests of his deceased parents, James Carl Stockard and Agnes Burnley Stockard, who lived in Frost, Texas. The endowment is to remain open to additional donations from the donor or others, subject to prior approval of the U.T. Board of Regents. Acceptance of this gift includes the following wishes of the donor.

1. The funds are to be invested in safe, high-yield U.S. Government securities or U.S. Government-backed securities such as Certificates

of Deposit issued by banks and savings and loan associations with FDIC or FSLIC insurance protection or high-grade (AA or higher rating) corporate bonds.

2. Grants from the endowment income will be available to fund scholarships for deserving students who meet the University's selection criteria and who wish to begin or continue a course of study in the following disciplines at The University of Texas at Austin:

College of Education	:	Education
College of Fine Arts	:	Music
College of Natural Sciences	:	Biology, Botany, Home Economics, and Zoology

3. Earnings from the endowment will be divided as follows:
 - a. One-third of the income will alternate each year between the College of Education (education) and the College of Fine Arts (music).
 - b. The remaining two-thirds of the earnings will be awarded to students in the College of Natural Sciences with scholarship awards to alternate between botany and biology one year and home economics and zoology the next year.
4. U.T. Austin will have exclusive authority for selecting scholarship recipients in accordance with its usual standards and procedures; however, when eligible applicants include a high school graduate from the Frost, Texas community, that individual shall receive the grant if the Frost candidate(s) is equally deserving of the scholarship aid.
5. U.T. Austin will publicize this memorial endowment through appropriate media and will provide the donor with an annual statement on the activity of the endowment account to include the name, permanent address, amount of grant, academic discipline, and a short resume on each recipient. On the donor's death, these reports shall be provided to James G. Stockard, Jr., the donor's son.

BACKGROUND INFORMATION

Mr. James G. Stockard, a 1936 U.T. Austin graduate, is a management consultant and author. He is initiating the proposed endowment as a living memorial to his deceased parents, James Carl Stockard and Agnes Burnley Stockard, who lived in Frost, Texas.

17. U. T. Austin: Recommendation to Accept Gift and to Establish the Harry Trueblood Foundation Scholarship in Petroleum Engineering in the College of Engineering (NO PUBLICITY). --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a \$20,000 gift from The Harry Trueblood Foundation of Denver, Colorado, and establishment of the Harry Trueblood Foundation Scholarship in Petroleum Engineering in the College of Engineering at U.T. Austin. Income is to be used to award as many small grant scholarships as possible in the range of \$500 to \$750 to help as many persons as possible with a small amount of money instead of fully underwriting one student.

BACKGROUND INFORMATION

Mr. Harry Trueblood, Jr., graduated from U.T. Austin in 1948 with a degree in Petroleum Engineering. He is Director of The Harry Trueblood Foundation; President, Chief Executive Officer and Chairman of Consolidated Oil & Gas, Inc.; and has other business interests in Denver, Colorado. The Harry Trueblood Foundation has made annual contributions since 1972 to the College of Engineering for student aid in the Department of Petroleum Engineering.

NO PUBLICITY

18. U. T. Austin - College of Engineering: Recommendation to Establish the (a) Robert B. Trull Chair in Engineering, (b) Harry H. Power Professorship in Engineering, (c) George H. Fancher Professorship in Petroleum Engineering, (d) Carl R. Trull Endowed Presidential Scholarship Fund in Engineering, and to Accept a Pledge to Complete Funding of George H. Fancher Professorship in Petroleum Engineering. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the establishment of the following endowment funds in the College of Engineering at U.T. Austin to be funded by a previously accepted gift of securities valued at \$712,606.12 from Mr. R. B. Trull:

a. Robert B. Trull Chair in Engineering	\$500,000.00
b. Harry H. Power Professorship in Engineering	100,000.00
c. George H. Fancher Professorship in Petroleum Engineering	50,000.00
d. Carl R. Trull Endowed Presidential Scholarship Fund in Engineering	62,606.12

It is further recommended that the U.T. Board of Regents accept a \$50,000 pledge from Mr. George H. Fancher, Jr., of Denver, Colorado, to complete the funding of the George H. Fancher Professorship in Petroleum Engineering. Mr. Fancher proposes to pay the pledge in \$25,000 installments in 1981 and 1982.

BACKGROUND INFORMATION

The U.T. Board of Regents accepted 14,007 shares of Houston Oil and Minerals Corporation common stock valued at approximately \$712,000 from Mr. Trull at their meeting of June 12, 1981. The Chair is being named in honor of the donor, a 1936 U.T. Austin College of Engineering graduate.

The Harry H. Power Professorship in Engineering is being named in honor of Dr. Power, a Professor of Petroleum Engineering at U.T. Austin from 1936 to 1960 and former Chairman of the Department of Petroleum Engineering.

Mr. George H. Fancher, Jr. received B.S. and M.S. degrees in Petroleum Engineering from U.T. Austin in 1961 and 1962, respectively. He and Mr. Trull are funding the Professorship in honor of Mr. Fancher's father, a former Professor in the Department of Petroleum Engineering whose association with U.T. Austin began in 1935.

Mr. Trull is funding the scholarship in memory of his brother, Carl, who attended U.T. Austin from 1935 to 1938.

19. U. T. Austin: Recommendation to (a) Redesignate the J. C. Walter, Jr., Professorship of Engineering to the Joe C. Walter, Jr. Chair in Engineering, (b) Establish the Joe C. Walter, Jr. Endowed Presidential Scholarship Fund in the College of Engineering and (c) Establish the Joseph C. and Elizabeth C. Walter, Jr. Geology Library Fund in the College of Natural Sciences. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the following uses for a gift of securities valued at one million dollars from Mr. Joe C. Walter, Jr., as previously accepted by the U.T. Board of Regents on June 12, 1981:

College of Engineering

- a) Redesignate the J. C. Walter, Jr. Professorship to the Joe C. Walter, Jr. Chair in Engineering* \$400,000.00
- b) Establish the Joe C. Walter, Jr. Endowed Presidential Scholarship Fund. The income from this fund shall be used for both graduate and undergraduate awards and each award shall be made in honor of John J. McKetta, Jr. \$100,000.00

College of Natural Sciences, Department of Geological Sciences

- c) Establish the Joseph C. and Elizabeth C. Walter, Jr. Geology Library Fund. Income shall be used for acquisition of new library materials, equipment for the use of such and minor remodeling expenses. \$500,000.00

If the Geology Library or a substantial portion of the Geology Library should ever be removed from the Geology Building, this endowment shall be redesignated for such other use as may be determined by the Advisory Council of the Geology Foundation at U.T. Austin.

BACKGROUND INFORMATION

The J. C. Walter, Jr., Professorship in Engineering was established by the U.T. Board of Regents on December 7, 1979, with funding provided by a \$25,000 gift and a \$75,000 pledge from Houston Oil & Minerals Corporation of Houston, Texas, to honor Mr. J. C. Walter, Jr., Chairman of the Board. The final \$25,000 payment of the pledge is due in 1981.

Mr. J. C. Walter, Jr., graduated from U.T. Austin in 1949 with a B.S. in Petroleum Engineering and in 1951 with an M.A. in Geology. Mr. Walter founded Houston Oil and Minerals Corporation in 1964. He is a member of both the Geology Foundation and Engineering Foundation Advisory Councils and a member of the Centennial Commission.

* See Item 14 Page A & D - 9 for proposed appointment to this Chair.

20. U. T. Austin: Recommendation to Accept Gift of Securities and to Establish The First Mr. and Mrs. Charles E. Yager Professorship, The Second Mr. and Mrs. Charles E. Yager Professorship and The Third Mr. and Mrs. Charles E. Yager Professorship in the Department of Geological Sciences. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of 1,200 shares of Southland Royalty Company common stock valued at approximately \$31,875 from Mr. Charles E. Yager and the establishment of The First Mr. and Mrs. Charles E. Yager Professorship, The Second Mr. and Mrs. Charles E. Yager Professorship and The Third Mr. and Mrs. Charles E. Yager Professorship in the Department of Geological Sciences at U.T. Austin. This gift of securities and a previously reported gift of securities with a value of \$272,000 from Mr. Yager will fund the three professorships with \$100,000 each.

BACKGROUND INFORMATION

Mr. Yager, who studied geology at U.T. Austin from 1919 through 1921, is a consulting geologist in Fort Worth. He served as President of Texas Pacific Coal and Oil Company and later as Chief Executive Officer for Southland Royalty Company. A founding member of the Geology Foundation Advisory Council, he was elected to Honorary Life Membership on the Council in 1971.

The U.T. Board of Regents accepted a gift of 8,000 shares of Southland Royalty Company common stock valued at \$272,000 from Mr. Yager at their meeting of February 13, 1981, with the purpose to be designated at a later date.

21. U. T. Austin: Recommendation to Accept Bequest and to Establish the Louis Weisberg Memorial Chemistry Scholarship in the College of Natural Sciences. --

RECOMMENDATION

President Flawn and Chancellor Walker recommend the acceptance of a bequest of \$16,000 from the estate of Mrs. Lillian Weisberg and the establishment of the Louis Weisberg Memorial Chemistry Scholarship in the College of Natural Sciences at U.T. Austin. The bequest is to be paid at the rate of \$4,000 annually over a four-year period from a trust established from Mrs. Weisberg's residuary estate. The payments will be invested along with income during this four-year period with the first scholarship award from the endowed scholarship fund to be made in 1984-85. Mr. Thomas B. Roberts is Independent Executor of the estate and Trustee of the trust and has approved these recommendations.

BACKGROUND INFORMATION

Mrs. Lillian Weisberg of Dallas, Texas, made provision in her will to provide scholarships in memory of her late husband, Dr. Louis Weisberg. Dr. Weisberg received his B.A. from U.T. Austin in 1912 and Ph.D. in 1915 from Massachusetts Institute of Technology. He served with the Chemical Warfare Division of the U.S. Army during World War I where he developed an antidote to mustard gas and was a member of the Manhattan Project in World War II.

22. U. T. El Paso: Recommendation to Accept Gift and to Establish the Bernice Dittmer Endowed Presidential Scholarship Fund and the Bernice Dittmer Library Endowment Fund. --

RECOMMENDATION

President Monroe and Chancellor Walker recommend the acceptance of a gift of 2,000 shares of Circle K common stock valued at \$33,380 from Mrs. Bernice Dittmer of El Paso, Texas, and the establishment of the Bernice Dittmer Endowed Presidential Scholarship Fund and the Bernice Dittmer Library Endowment Fund at U.T. El Paso. The stock is to be sold and \$25,000 of the proceeds applied to the scholarship fund and the balance combined with previous gifts of \$4,000 to endow the library fund.

BACKGROUND INFORMATION

Mrs. Dittmer, a prominent El Paso citizen, is an alumna of U.T. El Paso and is a member of The Chancellor's Council. She has previously provided another large endowment for the Library known as the Wooldridge Library Fund.

23. U. T. El Paso: Recommendation to Establish the Dr. William N. McAnulty Endowed Memorial Fund in Geological Sciences. --

RECOMMENDATION

President Monroe and Chancellor Walker recommend the establishment of the Dr. William N. McAnulty Endowed Memorial Fund in Geological Sciences at U.T. El Paso. Funding of \$11,201 accumulated from gifts previously reported in the institutional docket are available to fund the endowment. Income is to be used for grants to graduate students in the Department of Geological Sciences and departmental expenses.

BACKGROUND INFORMATION

Dr. W. N. McAnulty retired in 1979 from the Department of Geological Sciences after serving fifteen years as Chairman and professor. He died on December 14, 1980. Under his leadership, both the Masters and Doctorate Programs were developed in Geological Sciences.

24. U. T. El Paso: Recommendation to Accept Bequest and to Establish the Roderick Memorial Endowed Scholarship Fund (NO PUBLICITY). --

RECOMMENDATION

President Monroe and Chancellor Walker recommend the acceptance of a bequest in the amount of \$37,500 from the unitrust of Dorrance D. Roderick, deceased, of El Paso, Texas, and establishment of the Roderick Memorial Endowed Scholarship Fund at U.T. El Paso. An excerpt from the unitrust provides the following:

"It is my desire that on my death the Trustee distribute the funds in the Trust to such of the

following organizations as are then eligible to receive same under the provisions of the said Trust Indenture, in the following amounts:

University of Texas at El Paso, to be placed in a permanent fund, the income from which will be used to provide scholarships for music majors selected jointly by the President of the University and the Musical Director of the El Paso Symphony Orchestra	\$37,500.00"
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BACKGROUND INFORMATION

Mr. Roderick was a long-time benefactor of the University and prominent El Paso business leader who formerly owned the Newspaper Printing Corporation. It has been requested that no publicity be given this bequest.

NO PUBLICITY

25. U. T. Health Science Center - Dallas: Recommendation to Accept Gifts and Pledges and to Establish the Mary Nell and Ralph B. Rogers Professorship in Immunology. --

RECOMMENDATION

President Sprague and Chancellor Walker recommend the acceptance of gifts from various donors totaling \$11,500 and pledges for \$88,500 for a total of \$100,000 and establishment of the Mary Nell and Ralph B. Rogers Professorship in Immunology. A request to activate the professorship will be submitted upon completion of the outstanding pledges which are expected by December 13, 1981.

BACKGROUND INFORMATION

Dr. Sprague has recently been informed that friends of Mr. and Mrs. Ralph Rogers have pledged to contribute a minimum of \$100,000 to the U.T. Health Science Center - Dallas to establish a professorship in immunology honoring Mr. and Mrs. Rogers of Dallas.

Mr. Rogers is the former Chairman of the Board of Managers of the Dallas County Hospital District. His varied and diversified business interests and accomplishments include the founding of Texas Industries, Inc., of Dallas, Texas.

26. U. T. Health Science Center - Dallas: Report on Final Distributions From the Estates of Louis and Frances Cerf. --

REPORT

President Sprague and Chancellor Walker report that Southwestern Medical Foundation on behalf of the U.T. Health Science Center - Dallas has received the final distributions from the estate of Louis Cerf in the amount of \$13,345.45 and \$31,752.09 from the estate of Frances Cerf. Southwestern Medical Foundation will retain the funds until they are expended for cardiovascular research as directed by the wills of the decedents. The bequests from the estates of Frances and Louis Cerf were accepted by the U.T. Board of Regents at the meetings of June 9, 1978, and October 20, 1978, respectively.

27. U. T. Health Science Center - Houston (U. T. Medical School - Houston): Recommendation to Accept Pledge and to Establish the H. Wayne Hightower Professorship in the Medical Sciences. --

RECOMMENDATION

President Bulger and Chancellor Walker recommend the acceptance of a pledge of \$100,000 from Mr. H. Wayne Hightower and family and establishment of the H. Wayne Hightower Professorship in the Medical Sciences at the U.T. Medical School - Houston. The first payment of the pledge will be accomplished by transfer of stock valued at \$35,000 before the end of 1981, with the balance to be paid during the 1982 calendar year.

In accordance with the donors' wishes, the professorship is to be awarded by the President to the individual who serves as Dean of the U.T. Medical School - Houston. The individual awarded the professorship as Dean may, at the President's discretion, continue to hold the professorship after relinquishing the deanship. In that event, once the holder of the professorship retires, it would again be awarded to the sitting Dean. If for any reason it is inappropriate for the Dean to hold the professorship, the President may award it to an outstanding world-class professor in the medical school.

The donor also requested that the holder of the professorship be called the H. Wayne Hightower Professor of the Medical Sciences with the option that the incumbent may use either that title or the H. Wayne Hightower Professor of (insert specific discipline) or both.

BACKGROUND INFORMATION

Mr. Wayne Hightower is President of Hightower Oil and Gas Co. of Houston, Texas. He is a current member and past president of the U.T. Health Science Center - Houston Development Board. He is also a member of The Chancellor's Council and active in various U.T. Exes' organizations in Houston and Austin.

28. U. T. Cancer Center (U. T. M. D. Anderson Hospital): Recommendation to Accept Pledge and to Establish the Cicero Brown Chair. --

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend the acceptance of a \$600,000 pledge from Mr. J. R. Brown of Houston, Texas, and the establishment of the Cicero Brown Chair at U.T. M. D. Anderson Hospital in a vital area of clinical research. The chair will not be activated until sufficient funds are available for support. The pledge is to be paid during the years 1981, 1982 and 1983 with the possibility that a portion of the pledge will be fulfilled by contributions from other members of the Cicero Brown Family.

BACKGROUND INFORMATION

Mr. J. R. Brown is an independent investor with offices in Houston, Texas. The proposed chair is in honor of Mr. Brown's father.

29. U. T. Cancer Center (U. T. M. D. Anderson Hospital): Recommendation to Accept Gift and Pledge and to Establish the Mattie Allen Fair Research Chair. --

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend the acceptance of a gift of \$100,000 and a pledge of \$500,000 from Mr. and Mrs. Wilton H. Fair of Tyler, Texas, and the establishment of the Mattie Allen Fair Research Chair at U. T. M. D. Anderson Hospital. The pledge commitment will be paid before the end of 1985 by additional personal gifts and possibly by the R. W. Fair Foundation and other members of the Fair Family. The donors have made provision in their wills to complete the pledge should circumstances beyond their control prevent them from completing the pledge during their lifetimes.

The donors have requested that appointments to the chair be for a period of five years and that an evaluation of work be made at that time to determine whether or not a reappointment is justified or if a new appointment might be in order. It is also requested that the initial appointee perform research in the area of genetics.

BACKGROUND INFORMATION

Mr. Fair is an independent oil operator and is establishing the chair in memory of his mother, Mattie Allen Fair.

30. U. T. Health Science Center - Houston and U. T. Cancer Center: Recommendation to Permit Independent Executor of Helen Y. Sherwood Estate to Make Specific Distribution. --

RECOMMENDATION

Presidents Bulger and LeMaistre join Chancellor Walker in recommending that the Houston National Bank, Independent Executor of the Estate of Helen Y. Sherwood, be permitted to make distribution of specific personal items in accordance with a handwritten list by the deceased. Mrs. Sherwood's will contains the following provision:

"A. I have made or may hereafter, from time to time, make written memoranda in which I request that certain items of personalty (sic) be distributed to certain persons. I provide that the Executor of my estate and all beneficiaries of my estate shall follow and respect my wishes in this regard."

The items on the list could be worth as much as \$15,000. All items are used and could result in expenses approaching their value should the executor be required to sell.

Mrs. Sherwood did not prepare any list of personal effects that could be probated as a codicil to her will. Since the only listing located is not dated, it cannot be said that it was in existence at the time the will was written and that it was incorporated into the will by reference.

BACKGROUND INFORMATION

The bequest from Helen Y. Sherwood was accepted by the U. T. Board of Regents at their meeting of May 29-30, 1980. The bequest to the U. T. Components amounts to 75% of the residuary estate which is expected to amount to over \$300,000 in total to the U. T. Components.

B. REAL ESTATE MATTERS

1. U. T. System - W. C. Hogg Memorial Fund: Recommendation for Oil and Gas Lease on Land in the Martin Varner Survey, Brazoria County, Texas, to Mr. Dale Johannsen. --

RECOMMENDATION

Vice Chancellor Boyd and Chancellor Walker recommend that an oil and gas lease covering approximately 300 acres in the Martin Varner Survey, Brazoria County, Texas, be granted to Mr. Dale Johannsen. The lease would provide for a bonus of \$100.00 per acre, a 1/4 royalty, \$5.00 per acre annual delay rentals and a three-year term.

BACKGROUND INFORMATION

The U. T. Board of Regents owns an undivided 7/12 interest in this tract.

2. U. T. System and U. T. Austin - W. C. Hogg Memorial Fund and Mike Hogg Fund: Proposed Sale of Land in Houston, Harris County, Texas. --

RECOMMENDATION

Pursuant to authorization granted at the February 13, 1981 U. T. Board of Regents meeting, sealed bids were solicited for the sale of two tracts of land in Houston, Harris County, Texas, and will be opened at 10:00 a. m. on August 11, 1981. The results of the bids and a recommendation will be presented at the meeting.

3. U. T. El Paso - Josephine Clardy Fox Estate: Recommendation for Extension of Maturity of Vendor's Lien Note from Louis Rosenbaum and Miriam Rosenbaum. --

RECOMMENDATION

Vice Chancellor Boyd and Chancellor Walker recommend that the maturity of the Vendor's Lien Note due July 1, 1981, from Louis Rosenbaum and Miriam Rosenbaum in the current principal amount of \$275,000.00 be extended for a period of ten years and that the interest rate be increased from 8% per annum to 15 1/2% per annum.

BACKGROUND INFORMATION

On July 1, 1971, the El Paso National Bank, Independent Executor of the Estate of Josephine Clardy Fox, with approval by the U. T. Board of Regents sold a tract of real estate in Block 24 of the Mills Map Addition to the City of El Paso to Mr. and Mrs. Rosenbaum for \$475,000. As part of the consideration, the purchasers executed a \$400,000.00 note secured by Vendor's Lien and Deed of Trust. The note bore interest at the rate of 8% per annum and was to be repaid in 119 monthly installments of \$3346.00 and a final payment of \$277,216.51 plus accrued interest. The note and liens were subsequently transferred to the U. T. Board of Regents with the distribution of the Estate of Mrs. Fox.

On July 1, 1981, the maker paid accrued interest and reduced the principal amount to \$275,000.00. During the proposed extension period, the monthly payments will be \$4521.29. Mr. Rosenbaum made a payment in that amount on August 1, 1981, pending approval of the extension by the U. T. Board of Regents.

4. U. T. San Antonio - George Muller Scholarship Fund: Recommendation for Sale of Land in the Carl Kochzius Survey No. 622, Kendall County, Texas, to Rod D. and Rita Stephen. --

RECOMMENDATION

Vice Chancellor Boyd and Chancellor Walker recommend the sale of approximately 6.45 acres in the Carl Kochzius Survey No. 622, Kendall County, Texas, to Rod D. and Rita Stephen for a total consideration of \$17,500.00, less a 10% real estate commission. The purchasers will make a cash down payment of \$2,700.00 and execute a ten-year, 10% note in the amount of \$14,800.00, payable in equal monthly installments of approximately \$195.59.

BACKGROUND INFORMATION

Kenneth D. and Janet M. Muller conveyed this land to the U. T. Board of Regents by Gift Deed dated December 5, 1972, and the tract has been on the market continuously since that time. The land is located approximately four miles north of Boerne, Texas. It has no public road frontage and is accessible only by unimproved easement. The donor, Mr. Muller, recommends acceptance of the offer by Mr. and Mrs. Stephen, as it equals or exceeds sales and asking prices of adjacent tracts.

III. OTHER MATTERS

PUF and Trust and Special Funds: Report of Securities Transactions for Months of April and May, 1981. --In accordance with present procedure the Report of Securities transactions for the Permanent University Fund and Trust and Special Funds for the months of April and May, 1981, was mailed on July 14, 1981 by Secretary Thedford to the members of the Board of Regents. If any questions regarding this material have been submitted, they will be reported at the meeting of the Land and Investment Committee.

LAND AND INVESTMENT COMMITTEE

SUPPLEMENTAL MATERIAL

August 13-14, 1981

Page
L&I

I. PERMANENT UNIVERSITY FUND

B. Land Matters

5. Report on Request for Proposals for Consulting Services to Assess the Economic Feasibility of Vineyard/Winery Development on University Lands in West Texas - Recommendation to Accept Proposal and Appropriation Therefor

Below

Documentation

I. PERMANENT UNIVERSITY FUND

B. Land Matters

5. Report on Request for Proposals for Consulting Services to Assess the Economic Feasibility of Vineyard/Winery Development on University Lands in West Texas - Recommendation to Accept Proposal and Appropriation Therefor.--

RECOMMENDATION

Billy Carr, Manager of University Lands - Surface Interests, and Chancellor Walker recommend that the Board of Regents:

- a. Accept the proposal of Booz, Allen and Hamilton, Inc., Management Consultants, to assess the economic feasibility of Vineyard/Winery development. Based on evaluation of proposals received, this proposal is judged to be the most responsive to U.T. System needs.
- b. Appropriate \$160,000 for payment of services under this proposal from the 1981-82 budgeted amount for Conservation and Land Utilization Projects for West Texas Lands

BACKGROUND INFORMATION

As previously reported (L&I-18) proposals were requested by the Manager of University Lands - Surface Interests to be received by July 31, 1981. Proposals received were then evaluated and the above recommendations are based on these evaluations.

The Request for Proposals stated that proposals should include:

Texas and national market potential
Marketing strategy--varieties, pricing, distribution
Cost estimation--vineyards and infrastructure, wineries

Operating Strategy

Lease or operate vineyards?

Sell to or operate wineries?

Implementation--size and timing of vineyard and winery developments

Potential returns

Sociological/political costs and benefits

Taxes

Jobs

Wine legislation

Implications of tax exempt status

The Specifications furnished interested parties further advised that the consulting project was to be divided into two phases; Phase I, to be completed and report provided by September 30, 1981, is an economic feasibility study defining, describing and/or estimating potential vineyard costs, vineyard returns, winery costs, winery returns, required scale of commercial operations, and market potential. Phase II, to be completed and report provided by November 15, 1981, is a management feasibility study to describe various strategies for vineyard/winery development operations and the economic, political, sociological cost/benefits from such development.

Proposals were received from Price Waterhouse & Company; Booz, Allen and Hamilton, Inc.; and Touche Ross and Company. The Price Waterhouse and Company proposal covered only Phase I, however, and thus not deemed responsive to the Request for Proposals and Specifications.

The Request for Proposals advised that proposals would be evaluated on the following basis:

- (1) Experience and qualifications of consultant
- (2) Description of consultants understanding of an approach to the project
- (3) Managerial and technical capability
- (4) Cost factors

A summary of the evaluation of all three proposals, based on the above is on Pages L & I 56-60.

EXPERIENCE AND QUALIFICATIONS

PRICE WATERHOUSE & COMPANY

BOOZ, ALLEN AND HAMILTON, INC.

TOUCHE ROSS & COMPANY

PROS

L & I - 56

CONS

1. world leader in accounting profession (accounting, auditing, taxation)
2. management advisory service is relatively new but rapidly growing
3. excellent involvement in wine industry including wine industry specialist committee
4. strong computer simulation program for wineries
5. members of Wine Institute, also
6. California Association of Wine Grape Growers
7. have provided consultation for a wide range of wineries ranging from some of the largest to some of the smallest

1. wine industry contact is mainly in field of accounting and taxation with much less contact in area of management
2. possibly too much emphasis on computer modeling

1. one of world's leading management and consulting firms
2. according to qualification statement, about 75% of business is repeat business
3. extremely wide diversified range of services- (more so than the other 2 companies) with strong emphasis on strategy formulation and planning
4. heavy emphasis in marketing
5. have dealt with vineyards and wineries that are leaders in industry
6. extensive experience with related industries, brewers, and distillers
7. extensive involvement in agri-business in all phases
8. considerable experience in analyzing new ventures

1. not as diverse range of wineries and vineyard affiliations as Price Waterhouse

1. have experience in wine industry
2. have experience in agri-business
3. strong governmental experience, especially working with Texas government agencies
4. one of the larger accounting and management consulting firms in America

1. company does not do much business with wineries and vineyards in particular
2. agri-business consulting is comparatively limited

UNDERSTANDING OF AN APPROACH TO THE PROJECT

PRICE WATERHOUSE & COMPANY

BOOZ, ALLEN AND HAMILTON, INC.

TOUCHE ROSS & COMPANY

PROS

1. examine operation and find ways to reduce costs
2. plan to look at winery management alternatives
3. heavy approach on computer simulation
4. examine other new wine industry states for ideas and problems in starting new industry

1. very good understanding of overall objective
2. major emphasis on management and long range planning relating to economic feasibility
3. good understanding of role University must play in development of grape and wine industry on University Lands
4. only company to discuss a master plan for development through 1990

1. very good understanding of the necessity to define criteria by which the feasibility should be measured
2. good understanding of what role the University can play in vineyard and winery development
3. shows understanding of unique problems University of Texas has in accomplishing this project
4. has a detailed work plan that emphasizes close contact between their office and University personnel

L & I - 57

CONS

1. chose not to address Phase II which is management feasibility study until they know what University wants to do on economic feasibility study
2. proposal offers very little except computer simulation
3. proposal does not indicate clear grasp of overall objective of project

1. provided overall plan although limited information was provided on planned procedures for implementation

1. emphasis is on accounting rather than management

MANAGERIAL AND TECHNICAL CAPABILITY

PRICE WATERHOUSE & COMPANY

BOOZ, ALLEN AND HAMILTON, INC.

TOUCHE ROSS & COMPANY

PROS

1. wine industry consultant L.A. Gomberg is one of the most knowledgeable men in industry as to winery information and statistics
2. consultant Dhiren Rao has done feasibility studies on vineyards
3. other consultants bring strong background in accounting and data processing

1. Sr. Vice President & Manager Carl L. Blonkvist brings wide range of management experience to job
2. Sr. Associate John Kurfess, Jr., working with University personnel brings strong market background and agri-business experience
3. consultant M.R. Pierce has wine and agri-business marketing and investment potential experience
4. G.F. Coope has training and experience in operation of vineyard and wineries
5. project manager Kurfess has a real grasp of our goals and objectives and intellectual potential to carry out our project

1. project partner R.N. Campbell primary job responsibility is in field of State and local government
2. extensive work in all segments of Texas State government
3. primary emphasis of P.F. Steinhoff, project manager, has been in financial planning and forecasting
4. R.N. McCombs has planned and developed 350 acre vineyard from conception, as well as agri-business feasibility studies
5. C.F. Stamm has extensive experience in wine inventory and management

CONS

1. consultant L.A. Gomberg has limited vineyard experience and limited management background
2. project manager dealing most directly with us does not have apparent background or grasp of situation to deal sufficiently with problems

1. no nationally known consultants of enology and viticulture are mentioned in proposal

1. overall major management skills not indicated in proposal

COST FACTORS

PRICE WATERHOUSE & COMPANY

1. Phase I - estimated to be in range of \$44,000 to \$48,000 plus expenses - out-of-pocket expenses can only be estimated and they have made no estimate.

No quotation for Phase II

Total - Unknown

BOOZ, ALLEN AND HAMILTON, INC.

1. Phase I - estimated at \$50-\$55,000. Price seems to reflect management emphasis on the use of economic feasibility information.

Phase II - estimated at \$95-\$105,000. Price seems to reflect strong management strategy formulation and long range planning orientation of the proposal

Total \$145,000-\$160,000
(not to exceed higher figure)

TOUCHE ROSS & COMPANY

1. Phase I - \$79,000 is highest of bidding firms reflecting the strong financial analysis orientation of their proposal.

Phase II - \$69,000 is the lower of the two bids and reflects the continued strong use of information gained in Phase I

Total \$148,000

SUMMARY

PRICE WATERHOUSE & COMPANY

Price Waterhouse is an extremely well known company in the accounting and taxation professions and because of this, they seem to put their emphasis on Phase I.

Their weakest area seems to be in the management field, and they have made no proposals in this area. It would seem that they expect us to accept in good faith the later development of a proposal equal to or better than other bidding companies on Phase II. Their proposal thus has an open-ended price, and is not responsive to our requirements.

BOOZ, ALLEN AND HAMILTON, INC.

Booz, Allen and Hamilton, Inc. is one of the world's leading management consulting firms with a wide range of services and experiences critical to our development program. This has been demonstrated by the rapidity with which they grasped the nature and extent of our program. Major emphasis of company is management using accounting to make their decisions. Their proposal emphasizes strategy formulation and long-range planning. It appears this firm will provide more information useful to The University of Texas for the dollar spent, even though the total cost may be greater than the others.

TOUCHE ROSS & COMPANY

A major accounting and financial analysis firm which has done extensive work with the State of Texas and some wineries. The primary emphasis of their proposal is on economic feasibility and less on management. They propose to work very closely with University personnel to insure that they are answering the questions which we feel need to be answered.

References contacted indicated that all three proposers had reasonable fees for services rendered, and the prices quoted indicated that each quotation was competitive based on expected services to be provided.

LAND AND INVESTMENT COMMITTEE

SUPPLEMENTAL MATERIAL

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Page
L & I

II. Trust and Special Funds

B. Real Estate Matters

2. U. T. System and U. T. Austin - W. C. Hogg Memorial Fund and Mike Hogg Fund: Proposed Sale of Land in Houston, Harris County, Texas

Below

Documentation

II. Trust and Special Funds

B. Real Estate Matters

2. U. T. System and U. T. Austin - W. C. Hogg Memorial Fund and Mike Hogg Fund: Proposed Sale of Land in Houston, Harris County, Texas. --

RECOMMENDATION

Vice Chancellor Boyd and Chancellor Walker recommend the acceptance of the high bids received for the sale of two tracts of land in Houston, Harris County, Texas. The high bid on Tract I, being 19,051 square feet in Block 69, S.S.B.B., located at the corner of Capitol and Fannin, was \$3,011,000.00 submitted by Sandridge, Inc. Richland Properties, Inc., submitted the high bid of \$2,777,456.00 on Tract II, being 15,781 square feet in Block 317, S.S.B.B., located at the corner of Main and Bell.

BACKGROUND INFORMATION

Authority for the sealed bid sale of these tracts was granted at the February 13, 1981, meeting of the U.T. Board of Regents. Both of the high bids contained irregularities which the Office of General Counsel has determined can be waived. The original bid form and cashier's check from Sandridge, Inc., was delayed by messenger service and did not arrive until after the posted time for the opening of bids. However, photostatic copies of the originals were delivered promptly and were opened with the other bids. The bid of Richland Properties, Inc., contained a stipulation that closing would occur on or before 60 days after acceptance of the bid, rather than the date of August 31, 1981 which was stipulated in the bidding instructions.

Tract I is held in undivided interests: 31.49% for the Mike Hogg Fund at U.T. Austin and 68.51% for the W. C. Hogg Memorial Fund of the U.T. System. Tract II is held entirely by the W. C. Hogg Memorial Fund.

TABULATION OF BIDS

Tract I - Block 69, S.S.B.B.
19,051 Square Feet at Capitol and Fannin, Houston, Texas
W. C. Hogg Memorial Fund and Mike Hogg Fund

<u>BIDDER</u>	<u>AMOUNT OF BID</u>
SANDRIDGE INC.	\$3,011,000.00
MAINSTONE VENTURE, LTD.	\$2,400,430.00
INTERNATIONAL LAND CORPORATION, LTD.	\$1,000,000.00

Tract II - Block 317, S.S.B.B
15,781 square feet at Main and Bell, Houston, Texas
W. C. Hogg Memorial Fund

<u>BIDDER</u>	<u>AMOUNT OF BID</u>
RICHLAND PROPERTIES, INC.	\$2,777,456.00
CAMPEAU CORPORATION TEXAS	\$2,604,022.81
SCOTT DAVIS, ANDREA DIAMOND & ISIDOR DAVIS	\$ 413,133.13

**Com. of the
Whole**

COMMITTEE OF THE WHOLE
Presiding: Chairman Powell

Date: August 14, 1981

Time: Following the Meeting of the Land and Investment Committee

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

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I. SPECIAL ITEMS

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2. Proposed Amendment to the Regents' Rules and Regulations, Part One, Chapter VI, Section 6, Subsection 6.12, Subdivision 4 (Leasing of Space to State or Federal Credit Unions and Placement of Unmanned Teller Machines) 3
3. Proposed Amendment to the Regents' Rules and Regulations, Part Two, Chapter I, Section 4 (Endowed Teaching Fellowships) 4

B. U. T. SYSTEM

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U. T. AUSTIN

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I. SPECIAL ITEMS

A. U. T. BOARD OF REGENTS

1. Proposed Amendment to the Regents' Rules and Regulations, Part One, Chapter III, Section 6, Subsection 6.4 (Use, Possession, or Sale of a Drug or Narcotic).--

RECOMMENDATION

Chancellor Walker recommends that Subsection 6.4 of Section 6, Chapter III, Part One of the Regents' Rules and Regulations be repealed and that the remaining subsections of Section 6, Chapter III, Part One be renumbered accordingly. This subsection reads as follows:

"6.4 Any employee of any component institution of the System, including any member of the faculty or administration, who is placed on probation by a court of competent jurisdiction for, or finally convicted of, the illegal use, possession, or sale of a drug or narcotic, shall be dismissed as an employee, regardless of whether or not the illegal act that gave rise to the conviction was committed on the campus of one of the component institutions of the System."

BACKGROUND INFORMATION

It is the opinion of the Office of the Attorney General of Texas and the Office of General Counsel that under current federal court decisions this provision of the Regents' Rules and Regulations is unconstitutional. Accordingly, continuation of the provision in the Regents' Rules and Regulations could subject the Board of Regents and officials of component institutions to the possibility of the award of punitive damages in a court action challenging the application of the provision. If it is determined that an employee's use, possession, or sale of a drug or narcotic or an employee's conviction for the use, possession, or sale of a drug or narcotic is detrimental to the employee's effectiveness, the employee can be disciplined, up to and including dismissal, under the provision of Subsections 6.3 and 6.(12) [to be renumbered as Subsection 6.(11)], of Section 6, Chapter III, Part One of the Regents' Rules and Regulations as implemented in the Handbook of Operating Procedures of the various components.

2. Proposed Amendment to the Regents' Rules and Regulations, Part One, Chapter VI, Section 6, Subsection 6.12, Subdivision 4 (Leasing of Space to State or Federal Credit Unions and Placement of Unmanned Teller Machines).--

RECOMMENDATION

Chancellor Walker recommends that Subdivision 4 of Subsection 6.12 of Section 6, Chapter VI, Part One of the Regents' Rules and Regulations be amended to read as follows:

"(4) The operation by the institution or its subcontractor (through appropriate written agreements approved as to content by the President of the institution and the Chancellor, as to form by the Office of General Counsel, and by the Board of Regents through the Chancellor's Docket) of any bookstore, specialty store, laundry, cafeteria, state or federal credit union (the membership in which must be limited to students, faculty, and staff of the institution), unmanned teller machines (any agreement for the placement of which must include a provision expressly prohibiting advertising the location of the unmanned teller machine to the general public), or other service facility maintained for the convenience of the students, staff and/or faculty."

BACKGROUND INFORMATION

Officials of The University of Texas at Austin have been negotiating with officials of the University Credit Union with regard to the credit union's occupancy of space in the U.T. Austin Student Union. It is believed that the presence of the credit union in the Student Union will be beneficial to university students, faculty, and staff.

As a service to students, faculty, and staff, most of the University of Texas System components provide a check cashing service. While this service is much needed by the students, faculty, and staff, its provision is disruptive to the business operations of the institutions. It is believed that the advent of unmanned teller machines, made possible through an amendment to the Texas Constitution and enabling legislation enacted pursuant thereto, will make it possible to cease check cashing services on many of our campuses.

Appropriate restrictions with regard to the membership in the state or federal credit unions to be allowed on campuses and restrictions on the advertising of the location of the unmanned teller machines to the general public should adequately maintain the integrity of the campuses as non-public forums within the policy set forth in Section 6.1 of Chapter VI of Part One of the Regents' Rules and Regulations.

3. Proposed Amendment to the Regents' Rules and Regulations, Part Two, Chapter I, Section 4 (Endowed Teaching Fellowships). --

RECOMMENDATION

President Flawn and Chancellor Walker recommend that Section 4 of Chapter I of Part Two of the Regents' Rules and Regulations be amended by adding a Subsection 4.46 to read as follows:

- "4.46 Endowed Teaching Fellowships. The endowed teaching fellowship will be established with a minimum of \$50,000. Income from the endowment may be used to supplement the salary of the recipient of the fellowship for one academic year. The recipient may be a person of any academic rank, irrespective of tenure status, who has been selected for his or her teaching excellence through procedures established by the component institution. This one-year salary supplement shall be in addition to any mandated or merit salary increase."

BACKGROUND INFORMATION

The proposed amendment would provide a means for specifically recognizing and rewarding teaching excellence. Such recognition and reward is thought to be particularly appropriate as a part of The Centennial Teachers and Scholars Program.

B. U. T. SYSTEM

4. Proposed 1981-82 Operating Budget Other Than Personnel. --
5. Proposed Guidelines for the Administration of Line Item Scholarships for the 1982-83 Biennium (Appropriations Bill, Section 14, Article III, 67th Legislature). --

RECOMMENDATION

Chancellor Walker recommends that the following rules and regulations for the administration of line item scholarships appropriated in the General Appropriations Bill of the 67th Legislature be adopted for the 1982-83 biennium:

Rules and Regulations for Administration of Line Item Scholarships
(1982-83)

1. Scholarships

- (a) Scholarships from said fund may be awarded only to students who have been accepted for enrollment and who actually enroll on at least a half-time basis in the term or terms for which the scholarship is awarded.
- (b) Scholarships are to be awarded based on the financial need of the applicant as determined by the component institution and based on accepted need analysis procedures generally in use in other "need based" financial assistance programs.
- (c) Each student shall first utilize any other grant funds for support of educational expenses for which the student may reasonably be eligible before receiving state scholarship funds.
- (d) The amount of the scholarship award, when combined with all other grant or gift funds awarded to the student, shall not exceed 70% of the reasonable expenses to be incurred by the student in the semester or term for which the scholarship is awarded.
- (e) No student shall receive an amount in excess of demonstrated need.
- (f) No more than 10% of total scholarship funds awarded through the program in a fiscal year shall be awarded to nonresident students.
- (g) No award shall be made to alien students. For purposes of this program, an alien is a person who is neither a citizen, a national, nor a permanent resident of the United States.

2. Institutional matching share of earnings in the Federal College Work-Study Program

- (a) Any or all of the scholarship funds appropriated may be used for the institutional matching share of earnings in the College Work-Study Program.
- (b) Funds used in this manner will not be subject to the restriction governing the scholarships.

BACKGROUND INFORMATION

Section 14 of Article III of the Appropriations Bill of the 67th Legislature provides that institutions may allocate and expend the actual receipts in such appropriation for student scholarships pursuant to the provisions of Sections 56.031 to 56.038, Subchapter C, Chapter 56, Title 3, Texas Education Code, cited as the Texas Public Education Grants Program. Also, Section 14 provides that copies of the rules and regulations adopted by an institutional governing board concerning the award of tuition scholarships should be filed with the Coordinating Board and the State Comptroller prior to disbursement of funds. These proposed rules and regulations satisfy the provision of the statutes and, if approved, they will be filed with the appropriate agencies, as is required by the Appropriations Bill.

6. Proposed Carrier and Rates for Health Insurance and Request for Approval of New Dental Insurance Plan With Carrier and Rates for 1981-82.--

RECOMMENDATION

The University of Texas System Insurance Advisory Committee met on June 3, 1981, to review 1981-82 proposed health insurance rates submitted by Blue Cross and Blue Shield of Texas and to review proposals for a new dental insurance plan for employees of The University of Texas System. Chancellor Walker concurs in the recommendation of the Committee and recommends U.T. Board of Regents approval of 1981-82 health and dental insurance coverage for employees of the U.T. System as follows:

1. Approve Blue Cross and Blue Shield of Texas as the carrier for health insurance with rates as indicated. Rates for 1980-81 and percentage increases for 1981-82 are included for comparison purposes.

<u>Plan</u>		<u>1981-82 (Proposed)</u>	<u>1980-81</u>	<u>Percent Increase</u>
1 UT	Individual	\$ 64.62	\$ 50.17	28.8
	Employee Child	116.63	90.55	28.8
	Employee Spouse	155.15	120.46	28.8
	Family	169.32	131.46	28.8
2 UT	Individual	53.33	43.57	22.4
	Employee Child	96.33	78.70	22.4
	Employee Spouse	128.24	104.77	22.4
	Family	140.04	114.41	22.4
3 UT	Individual	36.05	32.57	10.7
	Employee Child	76.85	69.59	14.1
	Employee Spouse	103.65	93.86	10.4
	Family	113.27	102.57	11.5
4 UT	Individual	28.71	27.57	4.1
	Employee Child	62.73	60.24	4.1
	Employee Spouse	84.61	81.24	4.1
	Family	92.47	88.79	4.1

2. Approve a new dental insurance plan with Aetna Life and Casualty Company as the carrier and rates as indicated with the understanding that any employee covered by health insurance will be required to carry dental insurance whereas coverage for family members will be optional.

Proposed Rates

Employee	\$ 6.11
Employee and Child	15.24
Employee and Spouse	11.46
Family	20.59

BACKGROUND INFORMATION

Health Insurance

In addition to the proposal from Blue Cross and Blue Shield of Texas, Metropolitan Insurance Company, Prudential Insurance Company, and Aetna Life and Casualty Company were contacted for proposals.

Metropolitan declined to quote; however, representatives of the company indicated they would need to have a rate increase of 35% to 40% over current Blue Cross and Blue Shield rates if they did submit a quotation. Prudential quoted rates with increases ranging from 10.7% to 85% on the various plans. In their proposal, plans 1 UT and 2 UT would experience a 50% rate increase. These two plans cover in excess of half of the U.T. employees (see tabulation below). Aetna quoted an overall 46% rate increase.

Benefits of the U.T. health insurance can be summarized as follows:

Features Common to All Plans

- No Deductible for Bed Patient Hospital Expense
- All Usual Hospital Services and Semiprivate Rooms
- Psychiatric Bed Patient Hospital Annual Limit of 120 Days
- Other Medical Expense Percentage 80%
- Other Medical Expense Psychiatric Annual Limit of \$1,000
- Lifetime Maximum \$1,000,000

Variable Features

<u>Plan</u>	<u>Bed Patient Hospital</u>	<u>Other Medical Expense Deductible</u>	<u>Security Provision (Co-insurance Amount)</u>
1 UT	100%	None	\$ 500
2 UT	100	\$100	500
3 UT	80	200	500
4 UT	80	500	1,000

U.T. SYSTEM HEALTH INSURANCE CONTRACT DISTRIBUTION FOR 1980-81

	<u>Employee</u>	<u>Employee/Child(ren)</u>	<u>Employee/Spouse</u>	<u>Family</u>	<u>Total</u>
1 UT	10,160	2,076	1,578	4,547	18,361
2 UT	3,158	837	634	656	5,285
3 UT	12,039	775	774	1,133	14,721
4 UT	139	64	74	203	480
Total	25,496	3,752	3,060	6,539	38,847

Dental Insurance

The addition of a dental insurance program is recommended because of the interest expressed in such an insurance program by employees of all the component institutions. Proposals for dental insurance were solicited from Blue Cross and Blue Shield of Texas and Aetna Life and Casualty Company.

The monthly rates submitted by both companies were as follows:

	<u>Aetna</u>	<u>Blue Cross/Blue Shield</u>
Employee	\$ 6.11	\$ 8.75
Employee and Child	15.24	16.09
Employee and Spouse	11.46	17.33
Family	20.59	24.37

The proposed dental coverage includes the following:

Deductible:	\$ 25 individual 75 family
Periodontics:	80% Coverage
Oral Exam and Prophylaxis:	80% Coverage
Endodontics:	80% Coverage
Anesthesia (General or Local):	80% Coverage
Crowns, Inlays, Onlays:	50% Coverage
Prosthetics:	50% Coverage
Orthodontic (\$500 Lifetime Maximum - No Age Limit):	50% Coverage

Yearly Maximum Payable per Individual is \$1,000.

The 67th Legislature increased the State employee appropriation for insurance for 1981-82 from \$40 to \$48 per employee per month.

C. U. T. SYSTEM ADMINISTRATION AND U. T. AUSTIN

7. Proposed Establishment of a Data Processing Revolving Fund (H. B. 656, Section 16, Article III, 67th Legislature). --

RECOMMENDATION

Chancellor Walker recommends that a data processing revolving fund for the benefit of The University of Texas at Austin and U.T. System Administration be established as authorized by Section 16, Article III, House Bill No. 656, Acts of the 67th Legislature. The recommended title and purpose of the fund is as follows:

Data Processing/U.T. System Administration Revolving Fund

To provide data processing services to using departments within The University of Texas System Administration

BACKGROUND INFORMATION

The cited provision from the current Appropriations Act is similar to one in effect for many years which provides that appropriations to The University of Texas System or any of its component institutions "...may also be used to reimburse any revolving fund operated for one or more parts of said University, such as... an office supply center, or any other operation of a similar nature established by authority of the Board of Regents of The University of Texas System."

The University of Texas at Austin and U.T. System Administration desire to establish a data processing revolving fund in order to facilitate transfer of charges between the Data Processing Division of U.T. Austin and the various using departments of U.T. System Administration. During the current year, this has been done through an Interagency Cooperation Contract, but this has proven cumbersome. It is believed that the revolving fund mechanism as provided by the Appropriations Act will be a more efficient procedure for handling such charges.

8. Proposed Resolution Amending the Managerial Group
Authorized to Negotiate, Execute and Administer
Classified Government Contracts.--

RECOMMENDATION

Chancellor Walker recommends that the Board of Regents approve a Resolution to amend the Managerial Group authorized to negotiate, execute and administer classified government contracts.

BE IT RESOLVED:

- a. That those persons occupying the following positions among the officers of The University of Texas System shall be known as the Managerial Group as described in the Industrial Security Manual for Safeguarding Classified Information:

E. D. Walker, Chancellor, Chief Executive Officer
Robert L. Anderson, Comptroller
A. J. Dusek, Director, Office of Sponsored Projects, U.T. Austin;
U.T. System Security Supervisor
Peter T. Flawn, President, The University of Texas at Austin
Gerhard J. Fonken, Vice-President for Academic Affairs and Research, The University of Texas at Austin
G. Charles Franklin, Vice-President for Business Affairs, The University of Texas at Austin.
- b. That the Chief Executive and the members of the Managerial Group have been processed, or will be processed for a personnel clearance for access to classified information, to the level of the facility clearance granted to this institution, as provided for in the aforementioned Industrial Security Manual and all replacements for such positions will be similarly processed for security clearance.
- c. That the said Managerial Group is hereby delegated all of the Board's duties and responsibilities pertaining to the protection of classified contracts of the Department of Defense or User Agencies of its Industrial Security Program awarded to the institutions of The University of Texas System.
- d. That the following named members of the Board of Regents shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of The University of Texas System and do not occupy positions that would enable them to affect adversely the policies and practices of the institutions of The University of Texas System in the performance of classified contracts for the Department of Defense, or User Agencies of its Industrial Security Program, awarded to institutions of The University of Texas System, and need not be processed for a personnel clearance:

Members of the Board of Regents:

Mr. James L. Powell, Chairman
Sterling H. Fly, Jr., M.D., Vice-Chairman
Jane Weinert Blumberg (Mrs. Roland K.)
Janey Briscoe (Mrs. Dolph)
Mr. Jess Hay
Beryl Buckley Milburn (Mrs. Malcolm)
Mr. Jon P. Newton
Mr. Tom B. Rhodes
Mr. Howard N. Richards

BACKGROUND INFORMATION

The University of Texas Security Agreement with the Department of Defense requires that certain administrative officials be cleared for access to classified material and be formally designated and authorized as the Managerial Group to whom is delegated duties and responsibilities pertaining to protection of classified information and to negotiate, execute, and administer Government contracts. This resolution is presented in compliance with past practice of updating this list to reflect changes in administrative personnel who are to be authorized for clearance under The University of Texas System Security Agreement.

D. U. T. ARLINGTON, U. T. AUSTIN, U. T. DALLAS, U. T. EL PASO, U. T. PERMIAN BASIN, U. T. SAN ANTONIO, U. T. TYLER, U. T. HEALTH SCIENCE CENTER - DALLAS, U. T. GALVESTON MEDICAL BRANCH, U. T. HEALTH SCIENCE CENTER - HOUSTON, U. T. HEALTH SCIENCE CENTER - SAN ANTONIO, U. T. CANCER CENTER, AND U. T. HEALTH CENTER - TYLER

9. Request to Approve Transfer of Funds Between Legislative Appropriation Items During the 1982-83 Biennium.--

RECOMMENDATION

In order to provide for the most effective utilization of the General Revenue Appropriations during the 1982-83 biennium for the institutions comprising The University of Texas System, it is recommended by Chancellor Walker that the Board of Regents adopt the following resolution:

Pursuant to the appropriate transfer provisions of Article III, H.B. 656, 67th Legislature, Regular Session, 1981, it is hereby resolved that the State Comptroller be requested to make necessary transfers within the Legislative Appropriations from the General Revenue Fund for each of the following components as authorized by the Chief Financial Officers of The University of Texas System institution concerned:

The University of Texas at Arlington
The University of Texas at Austin
The University of Texas at Dallas
The University of Texas at El Paso
The University of Texas of the Permian Basin
The University of Texas at San Antonio
The University of Texas at Tyler
The University of Texas Health Science Center at Dallas
The University of Texas Medical Branch at Galveston
The University of Texas Health Science Center at Houston
The University of Texas Health Science Center at San Antonio
The University of Texas System Cancer Center
The University of Texas Health Center at Tyler

E. U. T. EL PASO

10. Request for Approval to Change the Name of the Old Geology Building. --

RECOMMENDATION

President Monroe and Chancellor Walker concur with the request of U.T. El Paso faculty representatives and recommend that the Old Geology Building be renamed and designated as "Quinn Hall" in honor and dedication to the memory of Dr. Howard E. Quinn, Professor Emeritus of Geological Sciences. Dr. Quinn died on February 4, 1976.

BACKGROUND INFORMATION

The faculty of the Department of Geological Sciences has recommended that the building currently designated as "Old Geology" be renamed as "Quinn Hall" in memory of Dr. Howard E. Quinn.

Dr. Quinn retired from the University as Professor Emeritus of Geological Sciences in 1965, after 41 years of dedicated and meritorious service to the University. His career included 37 years as Chairman of the Department of Geological Sciences.

Arriving at the Texas College of Mines from the University of Illinois in 1924, Dr. Quinn taught both mining and geology. He became Chairman of the Geology Department in 1927, and in 1932 he received his doctorate from Harvard University. In 1938, Dr. Quinn became the first Director of the El Paso Centennial Museum and remained active in its affairs for many years. Dr. Quinn relinquished his duties as Chairman of the Department in 1964 and retired from the University as Professor Emeritus in 1965.

The building now known as "Old Geology" houses classrooms and offices for a portion of the Geology program, as it has for most of its 65 years of existence. It formerly served as departmental headquarters where Dr. Quinn's office was located and is a fitting structure for dedication to his memory.

F. U. T. SAN ANTONIO

11. Request for Permission for Individual to Serve on the Texas Historical Records Advisory Board. --

RECOMMENDATION

President Wagener and Chancellor Walker recommend approval for Mrs. M. Dora Guerra, Special Collection Catalog Librarian, to serve as a member of the Texas Historical Records Advisory Board. Mrs. Guerra has been nominated to this Board by Governor Clements.

BACKGROUND INFORMATION

The Texas Historical Records Advisory Board is responsible for reviewing grant requests for National Historical Publications and Records Commission funds to be used in projects which conserve important historical papers and records in Texas. It meets approximately twice a year, and Board members receive only reimbursement for actual expenses. Mrs. Guerra's appointment would expire on January 23, 1984.

This recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes, and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

G. U. T. HEALTH SCIENCE CENTER - DALLAS

12. Request for Permission for Individual to Serve on the Texas Radiation Advisory Committee.--

RECOMMENDATION

President Sprague and Chancellor Walker recommend that approval be given to Edmond E. Griffin, Ph.D., Radiation Safety Officer, to serve as a member of the Texas Radiation Advisory Committee. Governor Clements has recently appointed Dr. Griffin as a member of this Committee, and he is well qualified to serve in that capacity.

BACKGROUND INFORMATION

The Radiation Advisory Board consists of eighteen members who hold office for staggered terms of six years. Members receive no salary for services but may be reimbursed for actual expenses incurred in connection with attendance at Board meetings or for authorized business of the Board. The Advisory Board will make recommendations to the Texas Radiation Control Agency on matters relating to development, utilization and regulation of sources of radiation. The recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

H. U. T. GALVESTON MEDICAL BRANCH

13. Request for Permission for Individual to Serve on the Board of Directors of the Texas Coastal Higher Education Authority, Inc., Galveston, Texas.--

RECOMMENDATION

Chancellor Walker recommends that approval be given to Dr. William C. Levin, President, to serve as a member of the Board of Directors of the Texas Coastal Higher Education Authority, Inc., Galveston, Texas. The Authority is a nonprofit corporation formed under Chapter 53 of the Texas Education Code by approval of the City Council of the City of Galveston, Texas. Members of the Board of Directors serve without pay for staggered terms of three years.

BACKGROUND INFORMATION

In view of the diminishing federal student loan programs, a group of local educators and bankers in the Galveston area have organized this nonprofit corporation which under Chapter 53 of the Texas Education Code will have the power to sell bonds and to operate a student loan program. The program will be restricted to students of the Galveston and Texas Coastal area. The recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes of Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

14. Recommendation to Accept Grant from Houston Endowment, Inc. to be Used for the Restoration of Ashbel Smith Building (Old Red).--

RECOMMENDATION

President Levin and Chancellor Walker recommend the acceptance of a grant in the amount of \$500,000 from Houston Endowment, Inc. to be used for restoration of Ashbel Smith Building (Old Red). Houston Endowment, Inc. proposes to pay the \$500,000 in two equal installments during 1981 and 1982.

BACKGROUND INFORMATION

Mr. and Mrs. Jesse H. Jones established Houston Endowment, Inc. in 1937 as a philanthropic foundation which has provided millions of dollars in grants and scholarships to colleges and universities around the world.

A special Task Force for the Preservation and Restoration of "Old Red" which is chaired by Ambassador Edward Clark has been charged with raising \$3 million to preserve the aesthetic and utilitarian value of the building. This grant is part of the Task Force's effort.

15. Recommendation to Accept Grant from The Moody Foundation to be Used for Completion of the Fifth Floor Shell of Graves Hospital.--

RECOMMENDATION

President Levin and Chancellor Walker recommend the acceptance of a grant in the amount of \$1,000,000 from The Moody Foundation to be used for completion of the Fifth Floor Shell of the Graves Hospital. The Moody Foundation proposes to pay the grant in equal installments over a five year period commencing when the contract for the fifth floor is awarded.

BACKGROUND INFORMATION

The U.T. Board of Regents at their meeting of August 3 - 4, 1978, authorized the addition of a fifth floor to the Graves Hospital subject to the availability of funds. The necessary funds which included a previous grant of \$500,000 in 1979 from The Moody Foundation were assembled to complete the fifth floor shell. This additional grant of \$1,000,000 will be used to complete the interior of the floor and prepare the space for laboratories and inpatient beds as originally proposed.

II. SCHEDULED MEETINGS AND EVENTS. -- Below is a schedule of meetings and events that have been reported to the Office of the Secretary:

Board of Regents' Meetings (Places to be designated)

October 8-9, 1981
December 10-11, 1981

Other Events

October 2, 1981 U. T. Cancer Center - Board
7:00 p. m. of Visitors - Honoring
Dr. R. Lee Clark, Houston

October 3, 1981 U. T. Cancer Center - Meeting
of Board of Visitors

October 30, 1981 U. T. Austin - Awards to Distinguished Alumni

Commencement 1981

August 21 U. T. Galveston Allied Health
Sciences School

August 23 U. T. Allied Health Sciences
School - Dallas

1981

JULY							OCTOBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
											1	2	3
				1	2	3	4	5	6	7	8	9	10
5	6	7	8	9	10	11	11	12	13	14	15	16	17
12	13	14	15	16	17	18	18	19	20	21	22	23	24
19	20	21	22	23	24	25	25	26	27	28	29	30	31
26	27	28	29	30	31								

AUGUST							NOVEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
						1	1	2	3	4	5	6	7
2	3	4	5	6	7	8	8	9	10	11	12	13	14
9	10	11	12	13	14	15	15	16	17	18	19	20	21
16	17	18	19	20	21	22	22	23	24	25	26	27	28
23	24	25	26	27	28	29	29	30					
30	31												

SEPTEMBER							DECEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
				1	2	3	1	2	3	4	5		
6	7	8	9	10	11	12	6	7	8	9	10	11	12
13	14	15	16	17	18	19	13	14	15	16	17	18	19
20	21	22	23	24	25	26	20	21	22	23	24	25	26
27	28	29	30				27	28	29	30	31		

See Page C of W - 15 for 1981 Football Schedules:

- U. T. Arlington
- U. T. Austin
- U. T. El Paso

1981 Football Schedule for U. T. Arlington

September 5	7:30 p. m.	Southern Methodist Univ.	at Texas Stadium
September 12	7:30 p. m.	New Mexico State Univ.	at Arlington
September 19	7:30 p. m.	Texas Christian University	at Fort Worth
September 26	7:30 p. m.	West Texas State Univ.	at Canyon
October 3	7:30 p. m.	Southern Mississippi Univ.	at Hattiesburg
October 10	7:30 p. m.	*Louisiana Tech University	at Arlington
October 24	1:30 p. m.	North Texas State Univ.	at Cotton Bowl
October 31	2:00 p. m.	*Arkansas State University	at Arlington
November 7	7:30 p. m.	*Southwestern Louisiana U.	at Lafayette, La.
November 14	7:30 p. m.	*McNeese State University	at Arlington
November 21	7:30 p. m.	*Lamar University	at Arlington

*Southland Conference Game

1981 Football Schedule for U. T. Austin

September 12	7:00 p. m.	Rice	at Austin
September 19	7:00 p. m.	North Texas State	at Austin
September 26	7:00 p. m.	Miami	at Austin
October 10	2:00 p. m.	Oklahoma	at Dallas
October 17	2:00 p. m.	Arkansas	at Fayetteville
October 24	2:00 p. m.	SMU	at Dallas
October 31	*	Texas Tech	at Austin
November 7	7:30 p. m.	Houston	at Houston
November 14	1:00 p. m.	TCU	at Austin
November 21	1:00 p. m.	Baylor	at Austin
November 26	2:00 p. m.	A&M	at College Station

*Time not definitely designated

1981 Football Schedule for U. T. El Paso

September 5	7:30 p. m.	New Mexico State	at El Paso
September 12	7:30 p. m.	Texas A&I	at El Paso
September 19	7:30 p. m.	Brigham Young	at El Paso
October 2	7:30 p. m.	Utah	at Salt Lake City
October 10	7:00 p. m.	New Mexico	at Albuquerque
October 17	1:30 p. m.	Wyoming	at Laramie
October 24	7:30 p. m.	Colorado State	at El Paso
October 31	7:30 p. m.	Arizona	at Tucson
November 7	1:30 p. m.	Hawaii	at El Paso
November 21	7:30 p. m.	San Diego State	at San Diego
November 28	1:30 p. m.	Nevada-Las Vegas	at El Paso

COMMITTEE OF THE WHOLE - OPEN SESSION

EMERGENCY ITEM

August 13-14, 1981

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U. T. BOARD OF REGENTS

16. Proposed Amendments to the Regents' Rules and Regulations, Part One, Chapter I, to be Effective September 1, 1981; Authorization to Make Editorial Changes; and Authorization to Amend the 1981-82 Operating Budget in Conformity Therewith

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Documentation

U. T. BOARD OF REGENTS

16. Proposed Amendments to the Regents' Rules and Regulations, Part One, Chapter I, to be Effective September 1, 1981; Authorization to Make Editorial Changes; and Authorization to Amend the 1981-82 Operating Budget in Conformity Therewith. --

RECOMMENDATION

Chairman Powell recommends the following amendments to the Regents' Rules and Regulations to be effective September 1, 1981:

A. Amend Section 5 of Chapter I of Part One to read as follows:

"Sec. 5. Officers in the Office of the Board of Regents.

- "5.1 Executive Secretary to the Board.--The Executive Secretary to the Board is the principal officer to the Board in the administration of the responsibilities of the Office of the Board of Regents and the principal staff officer to each member of the Board of Regents in the discharge of his or her responsibilities. In addition to the specific duties and responsibilities set forth in Section 5.3 of this Chapter the Executive Secretary to the Board shall advise and counsel with the Board regarding the design and implementation of policies and procedures by which the Board of Regents may more effectively fulfill its responsibilities regarding the governance and management of The University of Texas System.
- "5.2 Appointment.--At the meeting at which the Chairman and Vice-Chairmen of the Board are elected, the Board shall elect an Executive Secretary who is not a member of the Board and who shall receive such compensation and have such staff as may be fixed by the Board. The Executive Secretary shall report and be responsible to the Board. The Executive Secretary shall serve subject to the pleasure of the Board and may be removed by the Board at any time. Upon the death, resignation, disability, removal, or disqualification of the Executive Secretary, the Board shall elect a successor Executive Secretary as soon as practicable.
- "5.3 Duties and Functions.--The duties and functions of the Executive Secretary shall include the following:
- 5.31 The Executive Secretary shall supervise the Office of the Board of Regents.
- 5.32 Meetings.--The Executive Secretary shall make preparations, including regental travel arrangements, for all meetings of the Board and its committees.
- 5.33 The Agenda.--Under the direction of the Chairman of the Board or the Chairman of a standing committee, the Executive Secretary shall prepare and distribute the Agenda and necessary supporting documentation for all meetings of the Board and its committees.
- 5.34 Open Meetings Act.--Under the direction of the Chairman of the Board or the Chairman of a standing committee, the Executive Secretary shall post notices of all meetings, and the subject matter thereof, as may be required under law.
- 5.35 Minutes.--The Executive Secretary shall record, prepare, and index the official Minutes of the Board and its committees and shall distribute copies thereof, including the annual budgets, to members of the Board and to other persons on the approved list. The official copy of the Minutes of the Board and its committees shall be kept in the Office of the Board of Regents and certified excerpts from these Minutes shall be prepared by the Executive Secretary.
- 5.36 Documents.--The Executive Secretary shall keep on file in the Office of the Board of Regents all official

documents, correspondence, and proceedings of the Board and its Committees.

5.37 Seal.--The custody of the official seal of the System shall be with the Executive Secretary. The Executive Secretary shall affix such official seal to, and attest, all documents executed in the name of the Board and requiring attestation.

5.38 Rules and Regulations.--The Executive Secretary shall be charged with the responsibility of keeping current the Official Copies of the Regents' Rules and Regulations, and furnishing to members of the Board and the administrative officers on the approved list any changes or additions as soon as possible after the meeting at which they are finally adopted.

5.39 Reports.--As directed by the Board, the Executive Secretary shall:

5.391 define and establish routine reporting mechanisms, including:

5.3911 determining the Board's information requirements;

5.3912 structuring reporting procedures;

5.3913 gathering and summarizing reports and data for presentation to the Board on a routine basis; and

5.392 prepare special reports, including:

5.3921 requesting and gathering data from System Administration and component institutions;

5.3922 conducting necessary analyses of data; and

5.3923 summarizing facts and presenting reports for the Board's consideration.

"5.3(10) Other Duties.--In addition, the Executive Secretary shall perform such functions and have such other duties and responsibilities as may be assigned to the Executive Secretary to the Board or as are usual and customary to the position of Executive Secretary and which assist the members of the Board in the discharge of their official duties.

"5.4 Assistant Secretary to the Board.

5.41 The Assistant Secretary to the Board shall be appointed by the Executive Secretary to the Board with the concurrence of the Board of Regents and shall have such duties and responsibilities as shall be delegated by the Executive Secretary to the Board.

5.42 Upon the temporary absence of the Executive Secretary to the Board or upon the death, resignation, disability, or removal of the Executive Secretary to the Board, the Assistant Secretary to the Board will fulfill the duties of the Executive Secretary until such time as the Board shall elect a successor."

B. Authorize the Executive Secretary in consultation with the Chairman, the Office of the Chancellor, and the Office of General Counsel to make editorial changes as needed to conform to the amendments made by the adoption of this recommendation.

It is further recommended that the necessary changes and modifications be made in the 1981-82 Operating Budget to accommodate the approved changes in the Rules and Regulations.

C of W
Exec. Session

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION
Pursuant to Vernon's Texas Civil Statutes,
Article 6252-17, Sections 2(e), (f) and (g)

Date, Time and Place:

August 13, 1981 - 9:00 a. m. in the Stark Library, Main Building,
Fourth Floor, The University of Texas at Austin,
Austin, Texas

If not completed, will meet again following the
meeting of the Buildings and Grounds Committee
to convene at 1:30 p. m. (Regents' Committee
Room, Ninth Floor, Ashbel Smith Hall, Austin,
Texas)

August 14, 1981 - If business not completed on Thursday, will
meet again.

1. Pending and/or Contemplated Litigation - Section 2(e)
2. Land Acquisition, Purchase, Exchange, Lease or Value of
Real Property and Negotiated Contracts for Prospective Gifts
or Donations - Section 2(f)

U. T. Cancer Center: Recommendation for Authorization
to Purchase Center Pavilion Hospital Property, Houston,
Harris County, Texas

3. Personnel Matters [Section 2(g)] Relating to Appointment,
Employment, Evaluation, Assignment, Duties, Discipline,
or Dismissal of Officers or Employees
 - a. U. T. Board of Regents: Appointment of Officers
 - b. U. T. System Administration: Appointment of Officers
 - c. U. T. System: Personnel in 1981-82 Operating Budget
 - d. U. T. Health Science Center - Houston: Consideration
of Recommendation of Hearing Tribunal Regarding
Non-renewal of Faculty Member

Documentation

1. Pending and/or Contemplated Litigation - Section 2(e).--

2. Land Acquisition, Purchase, Exchange, Lease or Value of Real Property and Negotiated Contracts for Prospective Gifts or Donations - Section 2(f).--

U. T. Cancer Center: Recommendation for Authorization to Purchase Center Pavilion Hospital Property, Houston, Harris County, Texas.--

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend that authority be granted to purchase the Center Pavilion Hospital property, located on 4.38642 acres of land at the southeast corner of Holcombe Boulevard and Braeswood Street in Houston, Texas, from Harris County at a price not to exceed \$6,220,500.00.

BACKGROUND INFORMATION

The Center Pavilion Hospital is a 15-story structure which is located adjacent to the Texas Medical Center and to other property already owned by the U. T. Cancer Center. Due to its excellent corner location and several significant projects planned and under construction in the immediate vicinity, the property is expected to appreciate considerably in value during the next few years.

At the present time Harris County, which owns the property, occupies approximately four floors of the building, and the Texas Research Institute of Mental Sciences occupies approximately two floors. It is anticipated that these entities would continue to use their present space under a lease arrangement for approximately three years, pending completion of a new building which is being constructed on the east campus of the Texas Medical Center.

Acquisition of this property by the U. T. Board of Regents was authorized by House Bill 656, Article 3, 67th Legislature in Regular Session.

The cost of acquisition of the property will be paid principally from funds in the University Cancer Foundation with perhaps \$1,000,000 of the total cost to come from General Funds Unappropriated Balances.

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees.--

a. U. T. Board of Regents: Appointment of Officers.--

RECOMMENDATION

Chairman Powell recommends that Arthur H. Dilly be appointed Assistant Secretary to the Board of Regents effective August 15, 1981 and that he be elected Executive Secretary to the Board of Regents effective September 1, 1981 in accordance with the operating budget to be effective that date. It is further recommended that in the absence of the Secretary during the period August 15, 1981 through August 31, 1981 his duties and responsibilities shall be those as detailed in the Regents' Rules and Regulations, Part One, Chapter I, Section 5. It is also recommended that Mr. Dilly be authorized to appoint Margaret Glover as Assistant Secretary to the Board of Regents effective September 1, 1981.

BACKGROUND

The position of Assistant Secretary to the Board is currently approved but unfilled in the 1980-81 operating budget of the Office of the Board of Regents. The appointment of Mr. Dilly as Assistant Secretary for the remainder of the fiscal year and the definition of his duties will provide designated authority and responsibility while the Secretary to the Board will generally be on vacation status.

The amendments to the Regents' Rules and Regulations to be approved at this meeting with an effective date of September 1, 1981 and implemented through the operating budget of the Office of the Board of Regents provide for the title of Executive Secretary and specify that the Assistant Secretary be appointed by the Executive Secretary with the approval of the Board of Regents.

b. U. T. System Administration: Appointment of Officers.--

c. U. T. System: Personnel in 1981-82 Operating Budget.--

d. U. T. Health Science Center - Houston: Consideration of Recommendation of Hearing Tribunal Regarding Non-renewal of Faculty Member.--

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION

ADDITIONAL DOCUMENTATION

August 13-14, 1981

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3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees

c. U. T. System: Personnel in 1981-82 Operating Budget

U. T. Cancer Center: Recommended Designation of Use of Gift Funds and Authorization to Amend 1981-82 Budget

Below

Documentation

3c. U. T. System: Personnel in 1981-82 Operating Budget.--

U. T. Cancer Center: Recommended Designation of Use of Gift Funds and Authorization to Amend 1981-82 Budget.--

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend that the Board of Regents take the following actions related to funds given to the University Cancer Foundation by Mr. and Mrs. Robert F. Fly:

- a. Upon the death of the last survivor of the Doctors R. Lee Clark or Bertha Davis-Clark, authorize use of the funds to establish two professorships to be designated as follows:
 1. "The Helen Shafer Fly Professorship in Anesthesiology" in honor of Bertha Davis-Clark, M.D.
 2. "The Robert F. Fly Professorship in Surgical Oncology" in honor of R. Lee Clark, M.D.
- b. During the remaining lifetime of either Dr. R. Lee Clark or Dr. Bertha Davis-Clark, authorize use of the income from these funds:
 1. To the extent that the fund income permits, pay the rent on quarters presently occupied at the Anderson Mayfair by Dr. and Mrs. R. Lee Clark. Rental charges will escalate as other rental rates increase at the Anderson Mayfair.
 2. To the extent that the fund income permits, pay for other fringe benefits for Dr. R. Lee Clark that have been previously paid from the Physicians Referral Service.
- c. Authorize amendment of the 1981-82 budget to reflect the authorizations of b.1. and 2. above for the 1981-82 budget.

BACKGROUND INFORMATION

A Development Fund for discretionary use by Dr. R. Lee Clark was created with gifts from Mr. and Mrs. Robert F. Fly of \$50,000.00 on August 2, 1971, \$100,000.00 on February 17, 1977, and \$25,000.00 on December 30, 1977. The fund has earned interest of \$91,933.47 since it was created and \$57,231.73 has been disbursed for development projects as designated by Dr. Clark. The fund balance is now \$209,701.74.

The donors now request that the U.T. Board of Regents dedicate itself to creating two professorships upon the death of the last survivor of Dr. R. Lee Clark and his wife, Dr. Bertha Davis-Clark, but that in the interim the income from the fund be used to cover the cost of housing and other fringe benefits for Dr. Clark.

Dr. Clark fully retires on August 31, 1981, and these benefits previously paid from the Physicians Referral Service are no longer provided. Dr. Clark will continue to hold the title of The University of Texas System Professor of Surgery and Oncology as approved by the U.T. Board of Regents on October 24, 1980.

The recommended payment of certain perquisites to Dr. Clark as U.T. System Professor of Surgery and Oncology is in recognition of past contributions to The University of Texas System Cancer Center and the M.D. Anderson Hospital and for his continued services past retirement as a System Professor. Dr. Clark's duties as U.T. System Professor of Surgery and Oncology will be as assigned by the President of the U.T. Cancer Center.



The University of Texas System Cancer Center

M. D. Anderson Hospital and Tumor Institute
Texas Medical Center - 6723 Bethesda Avenue - Houston, Texas 77030

Office of the President

August 4, 1981

Chancellor E. D. Walker
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Chancellor Walker:

I am transmitting herewith a letter dated August 4, 1981, from Mr. Robert F. Fly by which he requests that the earnings from a fund created through previous gifts from him be used currently to provide certain benefits for Dr. and Mrs. R. Lee Clark during their lifetimes. He further requests that after that time the fund be used to create two professorships designated as the "Helen Shafer Fly Professorship of Anesthesiology in Honor of Bertha Davis-Clark, M.D." and the "Robert F. Fly Professorship of Surgical Oncology in Honor of R. Lee Clark, M.D."

The balance of the fund created through gifts from Mr. and Mrs. Fly of \$50,000.00 on August 2, 1971, \$100,000.00 on February 17, 1977, and \$25,000.00 on December 30, 1977, is now \$209,701.74. This fund has earned interest during the years since it was created of \$91,933.47 of which \$57,231.73 has been disbursed for certain development projects as designated by Dr. Clark. This fund is now designated as the Development Program Fund (Acct. No. 175340) on the books of the Cancer Center.

I know of no precedent established by the U. T. System Board of Regents to guide a recommendation on this matter and believe clarification of their intent with regard to the contents of the October 17, 1980, letter to Dr. Clark will be needed. The basic question is the authorization for continuation of discretionary funds for the lifetimes of Dr. and Mrs. Clark.

Page 2
August 4, 1981
Chancellor E. Don Walker

In accordance with the wishes expressed by Mr. Robert Fly in his letter dated August 4, 1981, I recommend re-designation of the gifts by Mr. Fly. Should you concur, I hope the U. T. System Board of Regents will consider this request at the earliest convenient time.

Sincerely,

Charles LeMaistre
Charles A. LeMaistre, M.D.
President

CAL:am

Enclosure

cc: Mr. Joe E. Boyd, Jr.
Mr. William L. Lobb
Mr. E. R. Gilley



Robert F. Fly

PROPERTIES • INVESTMENTS

3258 LOCKE LANE

HOUSTON, TEXAS 77018

521-9800

August 4, 1981

Charles A. LeMaistre, M.D., President
The University of Texas System Cancer Center
M.D. Anderson Hospital and Tumor Institute
Texas Medical Center
Houston, Texas 77030

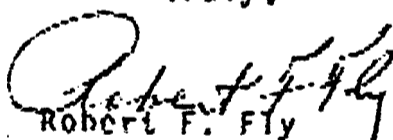
Dear President LeMaistre:

Gifts by me to the University Cancer Foundation, (UT System Cancer Center), from 1972-1978, now constitute a fund in excess of \$200,000. Originally, the fund was designated for discretionary use by R. Lee Clark, M.D., for any activity not funded by State and Federal sources.

The fund is now sufficient to create two professorships of \$100,000 each. It is my request that The University of Texas System Board of Regents dedicate this fund to accomplish this purpose in the future. In the interim, it is further requested that the immediate proceeds of the fund be made available to provide for the Doctors Clark's continued occupancy of their present quarters at the UT Anderson Mayfair and for their fringe benefits for their lifetimes. This arrangement will assure Doctors Clark's residence near the Texas Medical Center where he can carry out to full advantage his appointment as University of Texas System Professor of Surgery and Oncology.

Upon the death of the last survivor of the Doctors Clark, I further request that two professorships be activated and designated "The Helen Shafer Fly Professorship of Anesthesiology", in honor of Bertha Davis-Clark, M.D., and "The Robert F. Fly Professorship of Surgical Oncology", in honor of R. Lee Clark, M.D.

Yours truly,


Robert F. Fly

cc: Mr. James L. Powell
Chancellor C. D. Walker
Bertha Davis-Clark, M.D.
R. Lee Clark, M.D.

The University of Texas at Arlington
The University of Texas at Austin
The University of Texas at Dallas
The University of Texas at El Paso
The University of Texas at the Permian Basin
The University of Texas at San Antonio
The University of Texas at Tyler



The University of Texas Health Science Center at Dallas
The University of Texas Medical Branch at Galveston
The University of Texas Health Science Center at Houston
The University of Texas System Cancer Center
The University of Texas Health Science Center at San Antonio
The University of Texas Health Center at Tyler
The University of Texas Institute of Texan Cultures at San Antonio

THE UNIVERSITY OF TEXAS SYSTEM

601 COLORADO STREET AUSTIN, TEXAS 78701

July 8, 1981

Office of the Chancellor

Charles A. LeMaistre, M.D.
President
The University of Texas
System Cancer Center
6723 Bertner
Houston, Texas 77030

Dear Dr. LeMaistre:

I have discussed with Chairman Powell and other members of the Board of Regents the conditions associated with the retirement of Dr. R. Lee Clark and his continued service as a System Professor of Surgery and Oncology.

Based on the discussions with members of the Board of Regents and with you, I am setting forth what I believe is the consensus on Dr. Clark's retirement.

1. Dr. Clark is to fully retire on August 31, 1981.
2. Dr. Clark will continue to serve as U. T. System Professor of Surgery and Oncology.
3. Dr. Clark may continue to rent the penthouse apartment in the Mayfair.
4. Fringe benefits, including leased automobile, apartment rental and other benefits paid by the State, PRS funds or other fund sources (under the control of the Board of Regents) will cease on August 31, 1981. Payments for these benefits after August 31, 1981, will be the full responsibility of Dr. Clark.
5. Dr. Clark will be provided appropriate space and staff to carry out the assignments made by the President of the U. T. Cancer Center.
6. Chairman Powell has agreed that if Dr. Clark wishes to establish a unitrust at the Cancer Center, the income from the unitrust could be used towards the payment of apartment rent, automobile lease and other fringe benefits.

CHARLES A. LeMAISTRE, M.D.
July 3, 1981
Page 2

This addresses all the points we have discussed concerning the retirement of Dr. Clark.

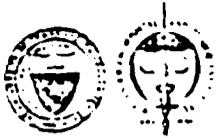
Having served with such great distinction until reaching the age of 75, I think The University of Texas System owes Dr. R. Lee Clark a great debt of gratitude.

Sincerely,



E. D. Waiker
Chancellor

bxc: Chairman Powell



CONFIDENTIAL

The University of Texas System Cancer Center

M. D. Anderson Hospital and Tumor Institute
Texas Medical Center • 6723 Bertner Avenue • Houston, Texas 77030

Office of the President

October 17, 1980

R. Lee Clark, M.D.
President Emeritus
The University of Texas System Cancer Center
M. D. Anderson Hospital and Tumor Institute
6723 Bertner
Houston, Texas 77030

Dear Lee:

I am writing to communicate the response to your July 9, 1980 letter for Chairman Williams, Chancellor Walker and me. Your letter was delivered to Chairman Williams and Chancellor Walker as you instructed prior to the Board of Regents' meeting on July 10, 1980.

Your magnificent contributions to The University of Texas System Cancer Center and the M. D. Anderson Hospital and Tumor Institute have been chronicled in tribute to you in the past and will be in the future. You have established a unique place of high honor in history that will be acknowledged as a turning point in the elimination of cancer. It is because of your past and present contributions that you have been asked to continue to serve our institution and our University long beyond normal retirement. Now you state clearly in your letter that this must come to an end in September, 1981. We should no longer rationalize the imposition upon your time as commensurate with your desires.

The University of Texas System Board of Regents, the Chairman, the Chancellor and I once again acknowledge with gratitude your enormous contributions throughout your 32 years of active full-time service and the last two years of part-time service during the transition in administration. We are especially grateful for the one year advance notice of your plans.

The Board of Regents at their last meeting was acquainted with your letter and agrees to the granting of your request. The raise in salary recommended for you for 1980-81 was approved by the Board of Regents and all of your present fringe benefits and emoluments continued for another year.

It is recognized that your "part-time" service during the last two years has in reality consumed more than a normal full-time schedule. In order to effect a smooth transition and give you a more normal "part-time" responsibility, it has been recommended that I lessen the heavy work load you have been carrying. In an attempt to comply with the spirit of these guidelines, the following will be your assignments during the 1980-81 year:

1. International Office:

With only one year to develop the base of this high priority program, I ask you to place it first in your responsibilities. In my opinion, you are uniquely qualified for this role.

2. Rotary International House:

By January 1, 1981 I will transfer this project to someone else.

3. The Hemotherapy Institute:

Upon completion of the transfer of the blood component program to the University Cancer Center, I will assign Dr. Benjamin Lichtiger the full responsibility for the operation of the blood component program.

4. Faculty and Student Housing (jointly with the UT Houston Health Science Center):

By September 1, 1980 Vice President Painter will assume the responsibility for this project.

5. Government Affairs:

Vice President Painter will assume full responsibility in this area no later than January 1, 1981.

6. Biomedical Resources Building:

Your role as liaison to Chancellor Walker and me will continue until the status of the Hill-Burton Funds is settled.

7. Science Park:

I will ask Vice President Fred Becker, Dr. Michael Keeling and Dr. Lubomir Hnilica to assume the program funding from commercial sources and the lay development board (with Mr. John Bush). The land preparation for staff will be assigned to Mr. Deed Vest. The date of transfer of these responsibilities should occur prior to January 1, 1981.

8. Your roles in professional organizations and editorial boards have to be left to your discretion for you gained these through professional stature, not administrative assignment.

9. The remainder of the activities listed appear to be less time-consuming. Should you wish to be relieved of any of these or need assistance during 1980-81, I will be pleased to accommodate your request.

For the record, the 1980-81 year will be the last of the transition years that have been so valuable to me personally and to The University of Texas System. It is with reluctance that I acknowledge the necessity to begin the delegation of the day-to-day responsibilities so that you may truly achieve the status you request by September 1981.

It is with abiding gratitude that you are granted full retirement except for your academic role as The University of Texas System Professor of Surgery and Oncology. Chancellor Walker and I will recommend to The University of Texas System Board of Regents your appointment as The University of Texas System Professor of Surgery and Oncology, effective September 1, 1980.

During the 1980-81 year, your duties will be as described above. Beginning September 1, 1981, you are asked to concentrate upon preparations for The XIII International Cancer Congress and finishing or revising five books, assignments in keeping with your academic role as a UT System Professor. In order to provide you with maximum freedom, your part-time status will end August 31, 1981. During the 1981-82 year, you will be appropriately compensated for your time and expenses and provided the space and personnel needed for your assignments. Arrangements for other aspects of your present compensation will be discussed with you at your convenience. It is the desire of the Chairman, the Chancellor and me that you be given maximum freedom to fulfill the role of a UT System Professor on the one hand but also provide a mechanism for adequate compensation on the other.

R. Lee Clark, M.D.

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During the 1980-81 year, The University of Texas System Board of Regents, the Chancellor and I look forward to the opportunity to convey more formally the gratitude of the State of Texas and The University of Texas System for the legacy you have provided future generations.

Sincerely yours,

Charles A. LeMaistre

Charles A. LeMaistre, M.D.
President

CAL:ln

cc: Chairman Dan C. Williams
Chancellor E. D. Walker
Regent Sterling H. Fly

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION

EMERGENCY ITEM

August 13, 14, 1981

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees
 - e. U. T. Board of Regents: Proposed Amendments to the Regents' Rules and Regulations, Part One, Chapter II, to be Effective September 1, 1981; Authorization to Make Editorial Changes; and Authorization to Amend the 1981-82 Operating Budget in Conformity Therewith

Page 1

Page 9-10

RECOMMENDATION

As part of a phased reorganization of The University of Texas System and The University of Texas System Administration, Chairman Powell recommends the following amendments to the Regents' Rules and Regulations to be effective September 1, 1981:

A. Amendments to Chapter II of Part One of the Regents' Rules and Regulations.

1. Amend Subsections 1.1 and 1.2 of Section 1 to read as follows:

"1.1 The "System Administration" refers to the centralized and consolidated functions and operations [~~is the administration~~] of The University of Texas System.

"1.2 The University of Texas System [~~Component Institutions~~].

The University of Texas System (herein sometimes called the "System") is composed of the System Administration and those institutions assigned by the Constitution or by the Legislature to be governed by the Board of Regents of The University of Texas System."

2. Renumber present Subsections 2.1 through 2.3 of Section 2 as Subsections 2.1 through 2.7 of Section 2 and amend those Subsections and the heading of Section 2 to read as follows:

"Sec. 2. Office of the Chancellor [~~Officers of System Administration~~].

"2.1 The Office of the Chancellor is the office through which the Board of Regents exercises its powers and authorities in the governance of The University of Texas System.

"2.2 The Office of the Chancellor consists of the Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs and such direct supporting staffs for these officers as may be required and provided for in the annual operating budget and amendments thereto. The Chancellor is the chief executive officer of the System and as such shall coordinate consultation among the principal officers of the Office of the Chancellor.

"~~[Executive Officers-~~

~~"2.1--Chancellor-]~~

ALSO

"2.3 The Chancellor is the chief operating [executive and administrative] officer of the System Administration, and directly reports to and is responsible to the Board. The following executive officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor:

~~[2.12--Vice-Chancellors-~~

~~the other executive officers of the System are the Vice Chancellor for Academic Affairs; the Vice Chancellor for Administration; the Vice Chancellor for Business Affairs; the Vice Chancellor for Health Affairs; the Vice Chancellor for Lands Management; and the Vice Chancellor and General Counsel. [Each Vice Chancellor directly reports to and is responsible to the Chancellor.]~~

The following principal administrative officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor:

"~~[2.2--Principal Administrative Officers-~~

~~2.21] t[+]he Executive Director for Development; [] the Assistant Chancellor for Planning; [] the Assistant to the Chancellor; and the Executive Assistant to the Chancellor~~

~~[are administrative officers of the System, and each such officer directly reports to and is responsible to the Chancellor].~~

- "2.4 The Executive Vice Chancellor for Academic Affairs is the chief operating officer of the System for Academic Affairs and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of the academic affairs of the System. The chief administrative officers of the general academic institutions in the System and the chief administrative officer of the U.T. Institute of Texan Cultures at San Antonio, acting in a line capacity for the operation of their institutions, report to and are responsible to the Executive Vice Chancellor for Academic Affairs. The Vice Chancellor for Academic Affairs, as that officer is presently titled, directly reports and is responsible to the Executive Vice Chancellor for Academic Affairs.
- "2.5 The Executive Vice Chancellor for Health Affairs is the chief operating officer of the System for health-related education and health services in the System and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of health-related education and the delivery of health services in the System. The chief administrative officer of each health-related institution in the System, acting in a line capacity for the operation of such officer's institution, reports to and is responsible to the Executive Vice Chancellor for Health Affairs. The Special Assistant to the Executive Vice Chancellor for Health Affairs directly reports and is responsible to the Executive Vice Chancellor for Health Affairs.
- "2.6 During the period of reorganization, the following officers shall continue to report and function as indicated:
- 2.61[22] The General Attorney and Associate General Counsel is an administrative officer of the System Administration and directly reports to and is responsible to the Vice Chancellor and General Counsel.
- 2.62[23] The Budget Director, the Comptroller, the Director of Accounting, the Director of Facilities Planning and Construction, the Director of Police, the Director of Special Services, the Executive Director for Investments and Trusts, and the System Personnel Director are administrative officers of the System Administration; and each such officer directly reports to and is responsible to the Vice Chancellor for Business Affairs (except the Director of Accounting who reports as specified in Part One, Chapter II, Sec. 3.7[4]42 of these Rules and Regulations.)
- 2.63[24] The Director of the Institute of Higher Education Management ~~[is an administrative officer of the System and]~~ directly reports to and is responsible to the Vice Chancellor for Academic Affairs.
- 2.64[25] The Manager of University Lands - Oil, Gas and Mineral Interests and the Manager of University Lands - Surface Interests are administrative officers of the System Administration and directly report to the Vice Chancellor for Lands Management.
- "2.7[3] Appointment and Tenure of Officers.
- 2.7[3]1 The Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Executive Vice Chancellor for

Health Affairs, shall be elected by the affirmative vote of a majority of the Regents in office and shall hold office without fixed term, subject to the pleasure of the Board.

2.7[3]2 All other executive and administrative officers of the System and System Administration shall be appointed by the Board after nomination by the Chancellor or the appropriate Executive Vice Chancellor. Officers so appointed shall not have tenure by virtue of their respective offices. They shall hold office without fixed term, subject to the pleasure of the Chancellor or the appropriate Executive Vice Chancellor. Their [His] actions concerning such officers are in turn subject to review and approval by the Board."

2. Renumber present Subsections 2.4, 2.5, and 2.6 of Section 2 as Subsections 2.8, 2.9, and 2.(10) of Section 2 respectively.

3. Renumber present Subsections 3.1 and 3.2 as 3.1 through 3.4 of Section 3 and amend those Subsections to read as follows:

"3.1 Duties of Officers in the Office of the Chancellor.
3.11 Office of the Chancellor.

The Office of the Chancellor, by delegation from the Board, is authorized to exercise the powers and authorities of the Board in the governance of the System. [~~The chief administrative officer of each component institution in the System, acting in a line capacity for the operation of such officer's institution, reports to and is responsible to the Chancellor.~~] The Office of the Chancellor will normally act through the chief administrative officer regarding the affairs of a component institution. The Office of the Chancellor, however, shall not be precluded from any direct participation and communication with institutional staff, faculty members, and groups. The major duties of the Office of the Chancellor include:

- 3.111 Advising and counseling with the Board with respect to the policies, purposes, and goals of the System; acting as executive agent of the Board in implementing its policies; representing the System in all other respects as deemed [he deems] appropriate to carry out such policies, purposes and goals, and interpreting and articulating the System's academic, administrative and developmental policies, programs, needs and concerns to the general public and to other constituencies at the community, state, regional and national levels.
- 3.112 Directing the management and administration of System Administration and all component institutions of the System.
- 3.113 Presenting to the appropriate standing committees of the Board and to the Board nominations for all officers of System Administration, and for all officers of component institutions as provided in these Rules and Regulations.
- 3.114 Periodically reviewing the organization of the System Administration and the [its] component institutions of the System and reporting to the appropriate standing committees of the Board and to the Board recommendations for changes in organization, assignments and procedures.
- 3.115 Preparing and approving appropriate recommendations to the Board and its standing committees either in the name of "The Office of the Chancellor" or as "The

- Office of the Chancellor concurs" with the recommendation of the appropriate chief administrative officer of a component institution.
- 3.116[5] Preparing and approving [recommendations-for-meetings of-the-Board-(including-recommendations-for] annual operating budgets for the System Administration and the [its] component institutions of the System [.] and submitting such recommendations to [the Secretary-to] the Board [for-consideration-by-the Chairman].
- 3.117[6] Preparing and approving biennial legislative submissions to the Legislative Budget Board and to the Governor for the System Administration and the [its] component institutions of the System for the consideration of the Board in accordance with Section 6 of Chapter II of Part Two of these Rules and Regulations.
- 3.118[7] Developing and implementing programs for the most efficient management of personnel resources, and for long-range planning for academic programs, physical facilities and financial resources.

3.12 Primary Duties

3.121 The Chancellor.--The Chancellor has direct line responsibility for the centralized and consolidated functions and operations of The University of Texas System Administration, including: the University's external relations programs (including private fund development, state governmental relations, press relations, and federal relations); lands and investments (including management of trusts, trust lands, and trust assets; management of the Permanent University Fund Lands; and management of the investments of the Permanent University Fund); finance and administration (including facilities planning and construction, central budget control, activities of the System comptroller, audit procedures and policies, capital programs, personnel, institutional studies, and police operations); and the Office of General Counsel. The Chancellor shall prepare recommendations and supporting information on all such operations for consideration by the appropriate standing committees of the Board and the Board of Regents.

3.122 The Executive Vice Chancellor for Academic Affairs.--The Executive Vice Chancellor for Academic Affairs shall have as a prime responsibility the maintenance of high academic quality in the general academic components of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities planning and construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Academic Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

3.123 The Executive Vice Chancellor for Health Affairs.--The Executive Vice Chancellor for Health Affairs shall have as a prime responsibility the maintenance of high academic quality in the health-related teaching institutions and high quality health services in the health-care delivery institutions of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities planning and construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Health Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

"3.2 The Assistant to the Chancellor and the Executive Assistant to the Chancellor are the Chancellor's principal staff members in the Office of the Chancellor. During the period of reorganization, these officers shall continue to function in the Office of the Chancellor as follows:

3.21[12] Assistant to the Chancellor.

The Assistant to the Chancellor is an administrative officer of the System Administration. Subject to delegation by the Chancellor, the duties of the position include:

- 3.211[121] Providing assistance to the Office of the Chancellor and the Executive Assistant to the Chancellor in the coordination of materials submitted to the Board of Regents and its standing committees.
- 3.212[122] Coordinating, at the direction of the Chancellor, correspondence and requests from the component institutions.
- 3.213[123] Evaluating and coordinating the internal administrative procedures and supporting staff of the Office of the Chancellor.
- 3.214[124] Supervising the official files of the Office of the Chancellor relating to official documents and correspondence.
- 3.215[125] Submitting recommendations for training programs for support staff of the Office of the Chancellor.
- 3.216[126] Performing such other duties and responsibilities as may be directed by the Chancellor.

3.22[13] Executive Assistant to the Chancellor.

The Executive Assistant to the Chancellor is an administrative officer of the System Administration and is the principal assistant to the Chancellor in the administration of the responsibilities of the Office of the Chancellor. In this regard, the duties of the position include:

- 3.22[13]1 Coordinating all matters between the Office of the Chancellor and the Office of the ~~[Secretary-to-the]~~ Board.
- 3.22[13]2 Evaluating and coordinating the internal administrative procedures and supporting staff of the Office of the Chancellor.

- 3.22[13]3 Advising the Office of the Chancellor on policies, purposes, and long-range planning for the System.
- 3.22[13]4 Assisting the Office of the Chancellor in reviewing the management of component institutions.
- 3.22[13]5 Managing such other duties and responsibilities as may be directed by the Chancellor.

"3.3 During the period of reorganization, the Executive Director for Development and the Assistant Chancellor for Planning shall continue to function as follows:

3.31[14] Executive Director for Development.

Subject to delegation by the Chancellor, the major duties of the Executive Director for Development include:

- 3.31[4]1 Acting under the authority delegated by the Chancellor for private fund development for the System.
- 3.31[4]2 Coordinating policies and activities involving internal foundations and University-related external foundations.
- 3.31[4]3 Coordinating and cooperating with the chief administrative officers of the component institutions in development programs.
- 3.31[4]4 Coordinating efforts of component institution officials to create a favorable climate for philanthropic support among various constituencies, including alumni, foundations, business and industry, associations, parents of students, friends and benefactors.
- 3.31[4]5 Advising component institution administrative officials, deans, and directors on projects involving private gift support, suggesting possible granting agencies or benefactors, and assisting when needed in the preparation of grant proposals and their presentation.
- 3.31[4]6 Administering procedures for the preparation of gift records, gift processing, gift acknowledgments, and gift docket for the Board.

3.32[15] Assistant Chancellor for Planning.

Subject to delegation by the Chancellor, the major duties of the Assistant Chancellor for Planning include:

- 3.32[15]1 Representing the system in its relations with state and local legislative bodies and agencies.
- 3.32[15]2 Advising the Chancellor on relations with state and local legislative bodies and agencies.
- 3.32[15]3 Informing appropriate administrative officers of current operations and long-range developments on the state level, which may affect the System.
- 3.32[15]4 Maintaining and distributing information on state programs to assure proper action by the System on applications and communications to federal and state agencies and offices.

- 3.32[15]5 Assisting the Vice Chancellor for Administration in monitoring federal activities of significance to the System.
- 3.32[15]6 Performing such other duties and responsibilities for the efficient operation of the System as shall be assigned by the Chancellor.

"3.4[2] Officers-in-the-Office-of-Academic-Affairs.

3-21] Vice Chancellor for Academic Affairs.

During the period of reorganization and subject to delegation by the Executive Vice Chancellor for Academic Affairs, the Vice Chancellor for Academic Affairs has the general assignment of assisting in the effective coordination of the general academic institutions. [Specifically,] H[h]is duties may include:

- 3.4[21]1 Submitting to the Executive Vice Chancellor for Academic Affairs recommendations on the System programs in education, research, and public service, including general plans and operations of general academic institutions.
- 3.4[21]2 Reviewing and making recommendations on proposals from the general academic institutions requiring action by the Executive Vice Chancellor for Academic Affairs.
- 3.4[21]3 Working with the general academic institutions to develop general guidelines concerning faculty workload and faculty policies and recommending to the Executive Vice Chancellor for Academic Affairs System policies on these matters.
- 3.4[21]4 Preparing and submitting to the Executive Vice Chancellor for Academic Affairs long range and immediate academic plans for the general academic institutions including programs for continuous evaluation of existing academic programs.
- 3.4[21]5 Pursuant to governing policies, recommending to the Executive Vice Chancellor for Academic Affairs the annual operating budget requests submitted by each general academic institution.
- 3.4[21]6 Recommending to the Executive Vice Chancellor for Academic Affairs legislative appropriation requests (and policies for the development of such requests) to be submitted by the System on behalf of the general academic institutions.
- 3.4[21]7 At the direction of the Executive Vice Chancellor for Academic Affairs, p[P]rocessing all academic matters for the System general academic institutions with the Coordinating Board, and coordinating other academic matters directed to the Coordinating Board.
- 3.4[21]8 At the direction of the Executive Vice Chancellor for Academic Affairs, c[G]oordinating the preparation of the agenda for meetings of the Council of Academic Institutions.
- 3.4[21]9 At the direction of the Executive Vice Chancellor for Academic Affairs, c[G]oordinating the development and implementation of the individual mission of the general academic institutions.
- 3.4[21](10) In matters involving joint programs between System general academic institutions and System health institutions, coordinating with the Executive Vice Chancellor for Health Affairs, at the direction of the Executive Vice Chancellor for Academic Affairs.
- 3.4[21](11) At the direction of the Executive Vice Chancellor

for Academic Affairs, c[G]oordinating activities of the Institute of Higher Education Management with all System Components and other interested institutions of higher education and directing development of its programs to provide managerial training for persons in administrative positions in such institutions."

4. Renumber present Subdivision 3.22 of Subsection 3.2 of Section 3 as Subsection 3.5 of Section 3.
5. Renumber present Subsections 3.3 and 3.4 of Section 3 as Subsections 3.6 and 3.7 of Section 3, respectively.
6. Renumber present Subsection 3.5 of Section 3 as Subsection 3.8 of Section 3 and amend to read as follows:

"3.8[5] Special Assistant to the Executive Vice Chancellor for Health Affairs. ~~[Officers-in-the-Office-of-Health-Affairs.]~~

~~[3.51-Vice-Chancellor-for-Health-Affairs.]~~

During the period of reorganization and s[S]ubject to delegation by the Executive Vice Chancellor for Health Affairs, the Special Assistant to the Executive Vice Chancellor for Health Affairs has the general assignment of assisting in the effective coordination of those component institutions concerned primarily with health sciences. [Specifically,] H[h]is duties may include:

- 3.8[51]1 Submitting to the Executive Vice Chancellor for Health Affairs recommendations on System programs on health science education, research, and public service, including general plans and operations for the health institutions.
- 3.8[51]2 Reviewing and making recommendations on proposals from the health institutions requiring action by the Executive Vice Chancellor for Health Affairs.
- 3.8[51]3 Preparing and submitting to the Executive Vice Chancellor for Health Affairs long-range and immediate plans for health science education, research and public service for the health institutions.
- 3.8[51]4 Recommending to the Executive Vice Chancellor for Health Affairs the annual operating budget requests submitted by each health institution.
- 3.8[51]5 Recommending to the Executive Vice Chancellor for Health Affairs legislative appropriation requests (and policies for the development of such requests) to be submitted by the System on behalf of the health institutions.
- 3.8[51]6 At the direction of the Executive Vice Chancellor for Health Affairs, p[P]rocessing all matters for the System health institutions with the Coordinating Board, and coordinating other health education matters directed to the Coordinating Board.
- 3.8[51]7 At the direction of the Executive Vice Chancellor for Health Affairs, p[P]reparing the agenda for the meetings of the Council of Health Institutions.
- 3.8[51]8 At the direction of the Executive Vice Chancellor for Health Affairs, c[G]oordinating the development and implementation of interinstitutional programs to benefit the individual health institutions in the achievement of their missions.
- 3.8[51]9 At the request of the Executive Vice Chancellor for Health Affairs, i[I]nterpreting the health institutions' policies and programs to health professional groups at the local, state and national levels, and coordinating efforts with such health professional groups and state and federal regulatory

agencies to assist the health institutions in the achievement of their missions.

- 3.8[51](10) At the request of the Executive Vice Chancellor for Health Affairs, p[P]roviding direction for the efficient and effective operation of The University of Texas System Medical-Dental Application Center.
- 3.8[51](11) At the request of the Executive Vice Chancellor for Health Affairs, d[D]irecting the activities of the Institute for Health Policy and Planning and coordinating its activities with both state and federal governmental agencies and health professional groups.
- 3.8[51](12) At the request of the Executive Vice Chancellor for Health Affairs, c[C]oordinating with the Executive Vice Chancellor for Academic Affairs in matters involving joint programs between System academic institutions and System health institutions."

7. Renumber present Subsections 3.6 and 3.7 of Section 3 as Subsections 3.9 and 3.(10) of Section 3 respectively.

8. Renumber present Subsection 3.8 of Section 3 as Subsection 3.(11) of Section 3 and amend to read as follows:

"3.(11)[8] Councils of the System [Administration].

3.(11)1 The System Council.

The System Council is composed of the Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the chief administrative officers of all the component institutions of The University of Texas System. The Chancellor shall serve as the Council's permanent chairman and shall conduct regular meetings to discuss those matters of general concern to the operation of The University of Texas System.

3.(11)2[81] The Council of Academic Institutions.

The Council of Academic Institutions is composed of the Executive Vice Chancellor for Academic Affairs, the Vice Chancellor for Academic Affairs, [and] the chief administrative officers of the general academic institutions of the System, and the chief administrative officer of the U.T. Institute of Texan Cultures. The Chancellor serves as an ex officio member of this Council. The Executive Vice Chancellor for Academic Affairs shall serve as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions represented. The Vice Chancellor for Academic Affairs shall be the permanent vice-chairman.

3.(11)3[82] The Council of Health Institutions.

The Council of Health Institutions is composed of the Executive Vice Chancellor for Health Affairs, the Special Assistant to the Executive Vice Chancellor for Health Affairs, and the chief administrative officers of the component institutions of the System concerned directly with health affairs. The Chancellor serves as an ex officio member of this Council. The Executive Vice Chancellor for Health Affairs acts as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions

represented. The Special Assistant to the Executive Vice Chancellor for Health Affairs shall be the permanent vice-chairman.

3. (11)4[83] The Business Management Council.

The Business Management Council advises the Chancellor in the areas of budgeting, business management, data processing, physical plant operations, planning, construction, and accounting systems development. The Council is composed of the chief business officers of the component institutions, the Chancellor, and the Vice Chancellor for Business Affairs. The Executive Vice Chancellor for Academic Affairs and the Executive Vice Chancellor for Health Affairs, or their delegates, serve as ex officio members of this Council. The Chancellor shall serve as the Council's permanent chairman and shall conduct regular meetings of the Council [~~the Chairman~~], ~~who prepares the agenda~~. The Vice Chancellor for Business Affairs shall be the permanent vice chairman."

9. Amend Section 4 to read as follows:

"Sec. 4. Chief Administrative Officers of Component Institutions.

4.1 The Board selects the chief administrative officer of each component institution.

4.11 When there is a vacancy or it is known that there is to be a vacancy in the office of a chief administrative officer of a component institution having faculty and students, an Advisory Committee [~~with the Chancellor as Chairman~~] shall be established [~~as follows~~] to recommend candidates to the Board. The Executive Vice Chancellor having line responsibility for the operation of the institution where the vacancy has occurred or is to occur shall be chairman of the Advisory Committee. In addition to the chairman, committee membership is as follows:

The Chancellor [Chairman]

[~~Vice-Chancellor-for-Health-Affairs-or-Vice Chancellor-for-Academic-Affairs~~ (as-determined-by-the-Chancellor)]

Three Chief Administrative Officers

(to be appointed by the Chairman of the Board from three of the component institutions)

Three Regents

(to be appointed by the Chairman of the Board)

Five Faculty members of the institution involved, at least three of whom shall have the rank of associate professor or higher (method of selection to be determined by the General Faculty of the campus)

One Dean

(for academic institutions to be selected by Dean's Council of the institution involved) (for health science centers to be the Dean of Medicine of the health science center involved)

Two Students from the institution involved

(method of selection to be determined by the Student Government of the campus involved or, if there be no Student Government, by the chief administrative officer of the institution)

President of the Ex-Students' Association of the campus involved or his designee (if institution does not have an active alumni organization, then a member of the development board or an interested layman to be appointed by the chief administrative officer of the institution involved.)

- 4.12 When there is a vacancy or it is known that there is to be a vacancy in the office of a chief administrative officer of a component institution not having faculty and students, an Advisory Committee shall be appointed by the Executive Vice Chancellor having line responsibility for the institution, subject to approval of the Chairman of the Board. The Executive Vice Chancellor having such line responsibility shall be Chairman of the [said] Committee.
- 4.13 The Advisory Committee shall determine the availability of each candidate selected. To evaluate a candidate, the Advisory Committee shall set up criteria that relate to the needs of the individual component and shall seek advice on the ability of each candidate interviewed including advice from competent sources as to the candidate's administrative and business ability.
- 4.14 Finally, the Advisory Committee shall submit, through its Chairman, [~~the-Chancellor,~~] its recommendations with no preference indicated. Candidates submitted shall have received a majority vote of the Committee. If none of the names submitted in the report of the Advisory Committee is satisfactory to the Board, then the Board in its discretion may either name a new committee or proceed to select a chief administrative officer under such other procedures as in its discretion it may deem proper and appropriate.
- "4.2 Each chief administrative officer reports to and is responsible to the Executive Vice Chancellor having line responsibility for the institution, and serves without fixed term, subject to the pleasure of the appropriate Executive Vice Chancellor and approval by the Board.
- "4.3 Within the policies and regulations of the Board, and under the supervision and direction of the Executive Vice Chancellor having line responsibility for the institution, the chief administrative officer has general authority and responsibility for the administration of that institution.
- 4.31 Specifically, the chief administrative officer is expected, with the appropriate participation of the staff, to:
- 4.311 Develop and administer plans and policies for the program, organization, and operation of the institution.
 - 4.312 Interpret the System policy to the staff, and interpret the institution's program and needs to the Office of the Chancellor and to the public.
 - 4.313 Develop and administer policies relating to students, and where applicable, to the proper management of services to patients.
 - 4.314 Recommend appropriate operating budgets and supervise expenditures under approved budgets.
 - 4.315 Nominate all members of the faculty and staff, maintain efficient personnel programs, and

- recommend staff members for promotion, retention, or dismissal for cause.
- 4.316 Insure efficient management of business affairs and physical property; recommend additions and alterations to the physical plant.
- 4.317 Serve as presiding officer at official meetings of faculty and staff of the institution, and as ex officio member of each college or school faculty (if any) within the institution.
- 4.318 Appoint, or establish procedures for the appointment of, all faculty, staff, and student committees.
- 4.319 Cause to be prepared and submitted to the Office of the Chancellor the rules and regulations for the governance of the institution. When such rules and regulations have been finally approved by the Office of the Chancellor, they shall thereafter constitute the Handbook of Operating Procedures for that institution. Provided, however, that whether or not finally approved by the Office of the Chancellor, any rule or regulation in any such institutional Handbook of Operating Procedures that is in conflict with any rule or regulation in the Regents' Rules and Regulations, is null and void and has no effect, and whenever any such conflict is detected, the Office of the Chancellor and the chief administrative officer of the component institution shall immediately make such amendments to the institutional Handbook of Operating Procedures as may be necessary to eliminate such conflict.
- 4.31(10) Assume initiative in developing long-range plans for the program and physical facilities of the institution.
- 4.31(11) Assume active leadership in developing private fund support for the institution in accordance with policies and procedures established in the Regents' Rules and Regulations."

10. Amend Subsections 5.1 and 5.2 of Section 5 to read as follows:

"5.1 The Board delegates to the Executive Vice Chancellor having line responsibility for the institution and that [the] Executive Vice Chancellor, in turn, delegates to the chief administrative officer of each component institution the responsibility for the appointment and dismissal of all other administrative officers of each component institution, including vice presidents, deans, directors and their equivalents. However, prior approval of the appropriate Executive Vice Chancellor shall be necessary for each such permanent or acting appointment and for each such dismissal whether from a permanent or acting appointment. All such other administrative officers serve without fixed terms and subject to the pleasure of the chief administrative officer of the institution and the aforesaid approval of the Executive Vice Chancellor.

"5.2 The Board delegates to the Executive Vice Chancellor having line responsibility for the institution and that [the] Executive Vice Chancellor, in turn, delegates to the chief administrative officer of each component institution the responsibility for the permanent or acting appointment of department chairmen, department heads, and their equivalents. Such department

chairmen, department heads and their equivalents serve without fixed terms and subject to the pleasure of the chief administrative officer of the institution."

B. Authorize the Executive Secretary in consultation with the Chairman, the Office of the Chancellor, and the Office of General Counsel to make editorial changes in the Rules and Regulations as needed to conform to the amendments made by the adoption of this recommendation.

It is further recommended that the necessary changes and modifications be made in the 1981-82 Operating Budget to accommodate the approved changes in the Rules and Regulations.

BACKGROUND INFORMATION

With the concurrence of the Board of Regents, former Regent Chairman Dan C. Williams arranged for the appointment of a committee of volunteers to study the management and the organization of the Board of Regents and The University of Texas System. Based on oral reports and recommendations from that committee, what is here proposed is the first part of a phased reorganization of The University of Texas System. The major change to be effectuated by the Rules' changes proposed today is a strengthening of the academic and health-related planning and educational aspects of the Office of the Chancellor.

The reorganization process will continue and additional Rules' changes will be proposed at the next several meetings of the Board of Regents.

**Meeting of
the Board**

(continued)

MEETING OF THE BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 14, 1981

Time: Following Completion of All Committee Meetings

Place: Regents' Meeting Room, Ninth Floor, Ashbel Smith Hall
Austin, Texas

A.-J. (Pages B of R 1 - 4)

K. RECONVENE

L. REPORTS OF STANDING COMMITTEES

1. System Administration Committee
by Committee Chairman Fly
2. Academic and Developmental Affairs Committee
by Committee Chairman (Mrs.) Blumberg
3. Buildings and Grounds Committee
by Committee Chairman Richards
4. Health Affairs Committee
by Committee Chairman Newton
5. Land and Investment Committee
by Committee Chairman Hay

M. REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS

N. REPORT OF SPECIAL COMMITTEES, IF ANY

U. T. Dallas - Report of Special Committee on Endowment Lands in Collin and Dallas Counties, Texas: Approval of Option-Lease Agreement Covering 5,000 Square Feet of Land in the McCullough Survey (Previously Reported as the John C. Campbell Survey), City of Plano, Collin County, Texas.--

Report

Pursuant to authority granted at the U. T. Board of Regents' meeting on April 9-10, 1981, the Special Committee on Endowment Lands in Collin and Dallas Counties, Texas, negotiated and approved the terms of an option-lease agreement to Chicago Title Insurance Company covering approximately 5,000 square feet of land in the McCullough Survey (previously reported as the John C. Campbell Survey), Abstract 586, Collin County, Texas. The agreement, which was executed by Chairman Powell on June 5, 1981, grants the Tenant the option to lease the premises until December 31, 1982, upon payment of \$1,000.00 for each successive six-month option period. If the option is exercised, the lease will provide for a term of five years at an annual rental of \$4,800.00 and for three renewal options of five years each at annual rentals of \$7,056.00, \$10,368.00 and \$15,228.00, respectively.

O. REPORT OF COMMITTEE OF THE WHOLE - OPEN SESSION
by Chairman Powell

P. CONSIDERATION OF THE ITEMS REFERRED TO EXECUTIVE SESSION OF THE COMMITTEE OF THE WHOLE.--Chairman Powell will ask for action on any of the items discussed in the Executive Session of the Committee of the Whole pursuant to V.T.C.S., Article 6252-17, Sections 2(e), (f) and (g):

1. Pending and/or Contemplated Litigation - Section 2(e)
2. Land Acquisition, Purchase, Exchange, Lease or Value of Real Property and Negotiated Contracts for Prospective Gifts or Donations - Section 2(f)

U. T. Cancer Center: Recommendation for Authorization to Purchase Center Pavilion Hospital Property, Houston, Harris County, Texas

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees
 - a. U. T. Board of Regents: Appointment of Officers
 - b. U. T. System Administration: Appointment of Officers
 - c. U. T. System: Personnel in 1981-82 Operating Budget
 - d. U. T. Health Science Center - Houston: Consideration of Recommendation of Hearing Tribunal Regarding Non-renewal of Faculty Member

Q. OTHER MATTERS

R. ADJOURNMENT