

MATERIAL SUPPORTING THE AGENDA

Volume XXVIe

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

May 31 - June 1, 1979
July 25 - 26, 1979

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.

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: May 31 - June 1, 1979

Meeting No.: 762

Name: _____

MEMORANDUM

DATE..... May 23, 1979

TO: Those Officially Attending Regents' Meeting

FROM: Betty Anne Thedford

*Betty Anne Thedford
by Sheila Simmons*SUBJECT: Board of Regents' Meeting in
El Paso, May 31-June 1, 1979

Below is a calendar of the activities related to the Regents' meeting, including the transportation schedule.

Thursday, May 31

2:00 p. m. Meeting of the Board of Regents
(College of Nursing at 1101 North
Campbell Street)
(President Templeton's report and
Buildings and Grounds Committee
meeting)

7:00 p. m. Dinner and Reception to be hosted by
Regents -- El Paso Club

Friday, June 1

9:00 a. m. Meeting of the Board of Regents
(College of Nursing at 1101 North
Campbell Street)

Following adjournment of the Board, a light lunch (hosted by
President Templeton) for all University representatives in
attendance at meeting.

TRANSPORTATION SCHEDULE

Thursday, May 31

1:30 p. m. Bus leaves Granada Royale Hometel
via Holiday Inn for Regents' meeting

Bus returns to Granada Royale Hometel
and Holiday Inn after meeting adjourns

6:45 p. m. Bus leaves Granada Royale Hometel
via Holiday Inn (to El Paso Club)

9:30 p. m. Bus from El Paso Club to Granada
Royale Hometel and Holiday Inn

Friday, June 1

8:40 a. m. Bus leaves Granada Royale Hometel via
Holiday Inn for Regents' meeting

1:30 p. m. Bus returns to Granada Royale Hometel
and Holiday Inn

mg

Xc: Chancellor Walker
President Templeton

Items Added Since Original Agenda Compiled*
May 31 - June 1, 1979

1. U. T. Austin - College of Fine Arts and Performing Arts Center (Project No. 102-201): Recommended Contract Awards for Furniture and Furnishings and Additional Appropriation Therefor
2. U. T. Dallas - Student Union Building (Initial Phase) (Project No. 302-405): Recommended Contract Award and Additional Appropriation Therefor
3. Institute of Texan Cultures - Mechanical/Electrical Distribution Segment (Project No. 404-386): Recommended Contract Award and Additional Appropriation Therefor
4. Houston Health Science Center - Flood Protection Projects: Recommended Contract Award and Additional Appropriation Therefor
5. U. T. Austin - Townes Hall (Law School Building) - Alterations and Additions: Recommended Contract Award for Furniture and Furnishings

*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 at this meeting.

INTRODUCTION OF FACULTY AND STUDENT REPRESENTATIVES.--

Faculty Representatives

Student Representatives

U. T. Arlington - President Nedderman introduced:

Professor Harry Hanks
Chairman, Faculty Senate

Ms. Tammy Bice, President
Student Congress
Mr. Greg Miller, Vice President
Student Congress

U. T. Austin - President Rogers introduced:

Dr. William Livingston
Chairman, Faculty Senate

Ms. Kathi Chatas, President
Senior Cabinet

Time runs, July, 1990

U. T. Dallas - President Jordan introduced:

Dr. John Wiorkowski
Speaker of the Faculty

Ms. Susan Smoller, President *-Elected*
Student Government
Ms. Sandi Shafto, ~~Former~~
Student Body President
Ms. Debbie Carlton, New Vice
President, Student Body

U. T. El Paso - President Templeton introduced:

Dr. Kenneth Edwards
Chairman, Faculty Senate

Mr. Larry Roquemore, President
Student Association
Mr. Eddie Forkerway, Incoming
Student Association President
Pete Stevenson, Prospector

U. T. Permian Basin - President Cardozier introduced:

Dr. R. Scott Irwin
President, Faculty Senate

none attending

Mr. David L. Pattillo, President
Student Senate

Dallas Health Science Center - President Sprague introduced:

Dr. Joan Reisch, Assistant
Professor, Medical Computing
Resources Center and Health
Care Sciences

Ms. Sally Knowles, 2nd year
doctoral student in Cell Biology,
Graduate School of Biomedical
Sciences; Vice President of the
Graduate Student Organization

Galveston Medical Branch - President Levin introduced:

Dr. Robert K. Bing, Dean
School of Allied Health
Sciences

Ms. Teresa Lopez, President
School of Allied Health Sciences
Student Organization
Mr. Jim Rohack, Senior Medical
Student, Co-Director of the
National Student Research Forum

Houston Health Science Center - President Bulger introduced:

Dr. James Preslock, Associate
Professor and Chairman,
Admissions Committee,
Graduate School of Biomedical
Sciences

Ms. Beth Maxwell, Vice President
Graduate Student Association and
member of Health Science Center
Student Intercouncil

San Antonio Health Science Center - President Harrison introduced:

Dr. William B. Winborn
Professor, Department
of Anatomy

Mr. William K. Howard, 1st
year Dental Technology

University Cancer Center - President LeMaistre introduced:

Jordan U. Gutterman, M.D.
Professor of Medicine
Andre Robinson

Ms. Myra Patchen
Pre-doctoral student

Tyler Health Center - Superintendent Hurst introduced:

W. T. Matlage, M.D.
Clinical Director

BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

CALENDAR
for
May 31 - June 1, 1979

Meeting Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street
El Paso, Texas

The Board meetings and the Committee meetings will be in the order listed and as nearly as possible at the approximate times specified.

Thursday, May 31, 1979

2:00 p. m. Meeting of the Board

Welcome and Report by President Templeton

Committee Meeting
Buildings and Grounds Committee

Friday, June 1, 1979

9:00 a. m. Meeting of the Board

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

Meeting of the Board

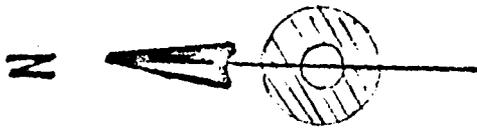
Telephone Numbers

Meeting Room:
Auditorium, College of Nursing (915) 544-1880

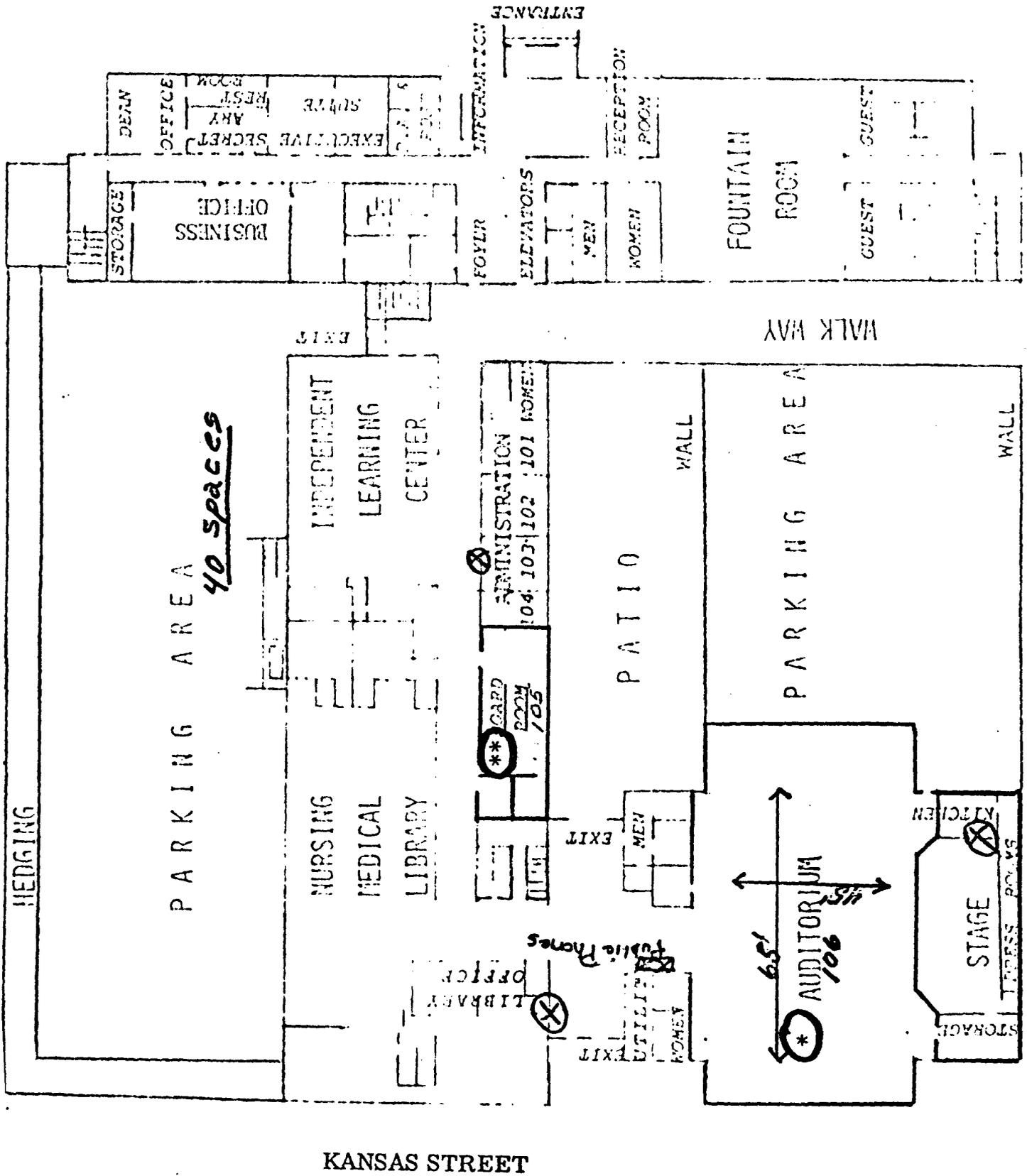
Offices:
Board of Regents (512) 471-1265
Chancellor Walker (512) 471-1743
President Templeton (915) 747-5555

Hotels:
Granada Royale Homotel (915) 779-6222
6100 Gateway East
Airport Holiday (915) 778-6411
6655 Gateway West

Airlines:
Continental (915) 532-8961
Southwest (915) 859-1221



CAMPBELL STREET



FIRST FLOOR PLAN

ARIZONA STREET

⊕ Telephones

*Meeting Room

**Meeting of the Executive Session

Meeting of the Board

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

Date: May 31, 1979

Time: 2:00 p. m.

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

- A. CALL TO ORDER
- B. WELCOME AND REPORT BY PRESIDENT TEMPLETON
- C. RECESS FOR COMMITTEE MEETING

Buildings and Grounds Committee. --To discuss and act on items listed on the agenda and any emergency or late items referred to the committee. Unless there are unfinished items, the Buildings and Grounds Committee will complete its meeting on Thursday, May 31.

- D. RECESS TO RECONVENE AT 9:00 A. M. ON FRIDAY,
JUNE 1, 1979

AGENDA FOR MEETING
of
BOARD OF REGENTS

THE UNIVERSITY OF TEXAS SYSTEM

Date: June 1, 1979

Time: 9:00 a. m.

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

- A. ...
- B. ...
- C. ...
- D. ...
- E. RECONVENE
- F. APPROVAL OF MINUTES OF REGENTS' REGULAR MEETING
HELD MARCH 29-30, 1979
- G. INTRODUCTIONS
- H. RECESS FOR COMPLETION OF COMMITTEE MEETINGS
 - 1. System Administration Committee
Committee Chairman Sterling
 - 2. Academic and Developmental Affairs Committee
Committee Chairman (Mrs.) Blumberg
 - 3. Buildings and Grounds Committee (if business not completed
Committee Chairman Law on Thursday)
 - 4. Health Affairs Committee
Committee Chairman Fly
 - 5. Land and Investment Committee
Committee Chairman Hay
 - 6. Committee of the Whole
Chairman Williams
 - a. Open Session
 - b. Executive Session. -- The Board of Regents will retire to
the Board Room (105) and resolve into 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:
 - (1) Pending or Contemplated Litigation - Section 2(e)

- (2) Land Acquisition and Negotiated Contracts - Section 2(f)
 - (a) U. T. Austin: Proposed Acquisition of Property, Port Aransas, Nueces County, Texas
 - (b) U. T. Austin: Proposed Amendment to Agreement with City of Austin Dated December 13, 1973, Relating to Relocation of Red River Street
 - (c) U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Recommendation to Exercise Option to Purchase Existing Thermal Energy Plants
 - (d) San Antonio Health Science Center: Proposed Acquisition of Property in San Antonio, Texas, Subject to Approval of Coordinating Board

- (3) Personnel Matters - Section 2(g)

System Administration Committee

SYSTEM ADMINISTRATION COMMITTEE
Committee Chairman Sterling

Date: June 1, 1979

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

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

- | | <u>Page</u>
<u>SAC</u> |
|--|---------------------------|
| 1. U. T. Austin: Proposed Appointment to the Ernest and Virginia Cockrell Chair in Engineering (1-A&D-79) | Below |
| 2. U. T. El Paso - Alterations and Additions to Administration Building: Request to Relieve Sherrill Draperies, Inc., Irving, Texas, from Contract for Base Proposal "A," Draperies, and Award of Contract to E. G. Jenkins Co., Inc., Dallas, Texas (4-B&G-79) | 2 |
| 3. U. T. System, U. T. Arlington, U. T. Austin, Dallas Health Science Center (Dallas Southwestern Medical School), Galveston Medical Branch (Galveston Medical School), Houston Health Science Center (Houston Graduate School of Biomedical Sciences), and San Antonio Health Science Center (San Antonio Medical School): Amendments to the 1978-79 Budget (8-B-79 and 9-B-79) | 2 |

-
1. U. T. Austin: Proposed Appointment to the Ernest and Virginia Cockrell Chair in Engineering (1-A&D-79). --It is recommended by President Rogers and Chancellor Walker that Dr. James R. Fair be appointed to the Ernest and Virginia Cockrell Chair in Engineering and as Professor of Chemical Engineering at The University of Texas at Austin at an academic rate of \$42,000 (\$21,000 from faculty salaries and \$21,000 from the Cockrell Chair in Engineering) effective September 1, 1979.

Dr. Fair is a distinguished chemical engineer and has for many years been Director of Engineering Technology with the Monsanto Chemical Company and holds an affiliate professorship with Washington University in St. Louis, Missouri. He has an outstanding record of accomplishment in research in industry and is a member of the National Academy of Engineering.

2. U. T. El Paso - Alterations and Additions to Administration Building: Request to Relieve Sherrill Draperies, Inc., Irving, Texas, from Contract for Base Proposal "A," Draperies, and Award of Contract to E. G. Jenkins Co., Inc., Dallas, Texas (4-B&G-79). -- It is recommended by President Templeton and Chancellor Walker (a) that Sherrill Draperies, Inc., Irving, Texas, be relieved of any obligation to fulfill the contract for Base Proposal "A," Draperies, for the alterations and additions to the Administration Building at The University of Texas at El Paso with the understanding that their penalty be forfeiture of their 5% bid bond (\$294.55), and (b) that the contract be awarded to E. G. Jenkins Co., Inc., Dallas, Texas, the next lowest responsible bidder, in the amount of \$7,150.00.

At the March 29-30, 1979 Regents' meeting, the contract for Base Proposal "A," Draperies, was awarded to Sherrill Draperies, Inc., Irving, Texas, in the amount of \$5,891.00. When Sherrill Draperies, Inc. received the contract documents for signature, their official discovered that a miscalculation had been made in the number of windows scheduled in the specifications and that their bid had been based upon materials and installation for 39 windows rather than the specified 82 windows.

3. U. T. System, U. T. Arlington, U. T. Austin, Dallas Health Science Center (Dallas Southwestern Medical School), Galveston Medical Branch (Galveston Medical School), Houston Health Science Center (Houston Graduate School of Biomedical Sciences), and San Antonio Health Science Center (San Antonio Medical School): Amendments to the 1978-79 Budget (8-B-79 and 9-B-79). --

RECOMMENDATION

It is recommended by the appropriate chief administrative officers, concurred in by System Administration, that their respective 1978-79 Operating Budget be amended as indicated on the pages set out below:

- The University of Texas System Administration,
Page SAC - 3
- The University of Texas at Arlington, Page SAC - 3
- The University of Texas at Austin, Pages SAC 4-6
- The University of Texas Health Science Center at Dallas
(Dallas Southwestern Medical School), Pages SAC 6-11
- The University of Texas Medical Branch at Galveston
(Galveston Medical School), Pages SAC 11-13
- The University of Texas Health Science Center at Houston
(Houston Graduate School of Biomedical Sciences),
Page SAC - 14
- The University of Texas Health Science Center at San
Antonio (San Antonio Medical School), Pages SAC 15-16

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

THE UNIVERSITY OF TEXAS SYSTEM ADMINISTRATION

1978-79 BUDGET

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
1.	Donald W. Zacharias Office of the Chancellor Salary Rate Source of Funds: System Administration Unallocated Account	Executive Assistant to the Chancellor \$ 39,000	Executive Assistant to the Chancellor \$ 42,000	4-1-79

THE UNIVERSITY OF TEXAS AT ARLINGTON

1978-79 BUDGET

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
12.	Auxiliary Enterprises - Apartment System Transfer of Funds Amount of Transfer	From: Unappropriated Balance Via Estimated Income - Apartment System \$161,842	To: Apartment System - Maintenance and Operation \$161,842	---

At the October 19-20, 1978 meeting of the Board of Regents, U. T. Arlington was authorized to purchase two tracts of land and improvements thereon. These improvements are the Pisces and Capricorn Apartments. Income to the project is from rentals, laundry room receipts and vending machines. Operating Expenses provide services and materials for upkeep and operation of the facilities.

THE UNIVERSITY OF TEXAS AT AUSTIN

1978-79 BUDGET

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>	<u>Proposed Status</u>	<u>Effective Dates</u>
62.	Charles H. Sauer (Non-tenure) Computer Sciences Academic Rate	Assistant Professor \$19,000	Assistant Professor \$21,500	3-1-79
63.	Raymond T. Yeh (Tenure) Computer Sciences Academic Rate	Professor \$30,000	Professor \$32,500	3-1-79
64.	Auxiliary Enterprises - Texas Student Publications Transfer of Funds Amount of Transfer	From: Unappropriated Balance - Texas Student Publications \$100,000	To: Reserve for Equipment Replacement \$100,000	---

SAC - 4

THE UNIVERSITY OF TEXAS AT AUSTIN

1978-79 BUDGET

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
65.	International Office - Program Support Transfer of Funds	From: Unappropriated Balance - International Office	To: Wages - \$18,600 Other Operating Expense - 36,215 Travel - 4,040 <u>\$58,855</u>	---
	Amount of Transfer	\$58,855		
66.	International Office - Intensive English Program Transfer of Funds	From: Unappropriated Balance - Via Estimated Income - International Office	To: Classified Salaries - \$ 17,500 Instructors Salaries - 194,296 Wages - 29,094 Classroom Expenses - 26,451 Other Expenses - 40,150 <u>\$307,491</u>	---
	Amount of Transfer	\$307,491		

SAC - 5

THE UNIVERSITY OF TEXAS AT AUSTIN

1978-79 BUDGET

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
67.	Auxiliary Enterprises - <u>Texas</u> <u>Quarterly</u> Transfer of Funds	From: <u>Texas Quarterly Unappropriated Balance</u>	To: <u>Texas Quarterly - Other Expenses</u>	
	Amount of Transfer	\$ 36,923	\$ 36,923	---
68.	Auxiliary Enterprises - McDonald Observatory Transfer of Funds	From: McDonald Observatory Unappropriated Balance via Estimated Income \$ 10,221 Reserve for Budget Adjustments 1,000	To: McDonald Observatory - Other Operating Expenses	
	Amount of Transfer	<u>\$ 11,221</u>	\$11,221	---

SAC - 6

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Dallas Southwestern Medical School</u>								
<u>Anesthesiology</u>								
Professor and Vice Chairman								
24.	Adolph H. Giesecke (Tenure)	\$ 49,500	\$ 21,600	\$ 71,100	\$ 49,500	\$ 26,700	\$ 76,200	4-1-79
Associate Professor								
25.	Samuel J. Montgomery (Non-tenure)	44,000	6,300	50,300	44,000	9,000	53,000	4-1-79

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Dallas Southwestern Medical School</u> (Continued)								
26.	Richard E. Morriss (Non-tenure) Assistant Professor	44,000	7,300	51,300	44,000	9,800	53,800	4-1-79
27.	Chester W. Beyer (Non-tenure)	39,000	2,000	41,000	39,000	5,000	44,000	4-1-79
<u>Cell Biology and Physiology</u>								
28.	Donald J. Woodward (Tenure) Professor	40,300	---	40,300	45,000	---	45,000	4-1-79
<u>Internal Medicine</u>								
29.	John M. Dietschy (Tenure) Professor	49,500	10,500	60,000	51,500	14,500	66,000	4-1-79
30.	Daniel W. Foster (Tenure)	49,500	10,500	60,000	51,500	12,500	64,000	4-1-79
31.	James M. Atkins (Tenure) Associate Professor	44,500	---	44,500	46,000	2,000	48,000	4-1-79
32.	Gary R. Hart (Non-tenure) Assistant Professor	\$ 30,000	\$ ---	\$ 30,000	\$ 34,000	\$ ---	\$ 34,000	4-1-79
33.	Harry R. Jacobson (Non-tenure)	41,000	1,000	42,000	41,000	9,000	50,000	4-1-79
34.	Ron J. Anderson (Non-tenure)	40,650	4,000	44,650	41,000	6,650	47,650	4-1-79
35.	Thomas D. DuBose, Jr. (Non-tenure)	39,000	1,300	40,300	41,000	9,000	50,000	4-1-79
36.	J. Harold Helderman (Non-tenure)	41,000	400	41,400	41,000	9,000	50,000	4-1-79
37.	Peter Gailiunas (Non-tenure)	40,000	---	40,000	41,000	9,000	50,000	4-1-79

SAC - 7

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Dallas Southwestern Medical School (Continued)</u>								
<u>Neurology and Pediatrics</u>								
Professor and Vice Chairman								
38.	Michael E. Blaw (Tenure)	48,857	7,343	56,200	48,857	16,143	65,000	4-1-79
<u>Obstetrics and Gynecology</u>								
Associate Professor								
39.	F. Gary Cunningham (Tenure)	44,000	8,500	52,500	44,000	14,500	58,500	4-1-79
Assistant Professor								
40.	Michael Sims (Non-tenure)	37,000	3,000	40,000	41,000	3,000	44,000	4-1-79
41.	James Aiman (Non-tenure)	\$ 36,900	\$ 4,500	\$ 41,400	\$ 36,900	\$ 10,100	\$ 47,000	4-1-79
42.	Kenneth Leveno (Non-tenure)	32,000	8,000	40,000	32,000	12,000	44,000	4-1-79
<u>Pathology</u>								
Professor								
43.	Edwin H. Eigenbrodt (Tenure)	48,000	---	48,000	51,000	---	51,000	4-1-79
44.	Bruce D. Fallis (Tenure)	52,500	7,900	60,400	52,500	12,000	64,500	4-1-79
Associate Professor								
45.	Robert S. Putnam (Tenure)	42,000	7,400	49,400	42,000	10,700	52,700	4-1-79
46.	Maxmilian L. Buja (Tenure)	42,000	2,900	44,900	42,000	6,000	48,000	4-1-79
Assistant Professor								
47.	Mary F. Lipscomb (Non-tenure)	33,900	---	33,900	37,000	---	37,000	4-1-79

SAC - 8

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	<u>Present Status</u>			<u>Proposed Status</u>			<u>Effective Dates</u>
		<u>Salary Rate</u>	<u>Augmentation</u>	<u>Total Compensation</u>	<u>Salary Rate</u>	<u>Augmentation</u>	<u>Total Compensation</u>	
<u>Dallas Southwestern Medical School (Continued)</u>								
<u>Pathology and Pediatrics</u>								
48.	Associate Professor Arthur G. Weinberg (Tenure)	44,000	11,900	55,900	44,000	15,000	59,000	4-1-79
<u>Physical Medicine and Rehabilitation</u>								
49.	Associate Professor Ralph E. Johnson (Non-tenure)	\$ 40,605	\$ 17,795	\$ 58,400	\$ 44,205	\$ 17,795	\$ 62,000	4-1-79
<u>Physiology; Internal Medicine; Graduate School of Biomedical Sciences</u>								
50.	Professor and Dean Kern Wildenthal (Tenure)	55,000	---	55,000	60,000	---	60,000	4-1-79
<u>Psychiatry</u>								
51.	Associate Professor Augustus J. Rush (Non-tenure)	44,000	8,000	52,000	46,000	9,000	55,000	4-1-79
<u>Radiology</u>								
52.	Professor and Vice Chairman Jack Reynolds (Tenure)	49,500	13,500	63,000	49,500	18,500	68,000	4-1-79
53.	Professor Edward E. Christensen (Tenure)	49,000	12,400	61,400	49,000	17,000	66,000	4-1-79
54.	Associate Professor Geral Dietz (Non-tenure)	46,000	4,000	50,000	46,300	6,700	53,000	4-1-79

SAC - 9

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Dallas Southwestern Medical School (Continued)</u>								
<u>Surgery</u>								
Professor								
55.	Ronald C. Jones (Tenure)	\$ 49,400	\$ 24,300	\$ 73,700	\$ 51,500	\$ 25,750	\$ 77,250	4-1-79
56.	Robert N. McClelland (Tenure)	46,431	22,869	69,300	51,500	24,700	76,200	4-1-79
Associate Professor and Vice Chairman								
57.	Bruce E. Brink (Non-tenure)	43,600	21,400	65,000	46,000	23,000	69,000	4-1-79
Associate Professor								
58.	Hisashi Mikaidoh (Tenure)	41,600	20,400	62,000	46,000	22,200	68,200	4-1-79
59.	William H. Snyder, III (Tenure)	39,600	19,400	59,000	46,000	18,900	64,900	4-1-79
60.	Erwin E. Thal (Tenure)	40,900	20,100	61,000	46,000	21,100	67,100	4-1-79
Assistant Professor								
61.	Richard E. Jones (Non-tenure)	38,000	17,000	55,000	41,000	19,500	60,500	4-1-79
62.	Bruce Gewertz (Non-tenure)	31,900	15,600	47,500	41,000	11,300	52,300	4-1-79
63.	Frederick H. Sklar (Non-tenure)	41,000	9,000	50,000	41,000	14,000	55,000	4-1-79
64.	Robert W. Bucholz (Non-tenure)	30,000	15,000	45,000	34,500	15,000	49,500	4-1-79

SAC - 10

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Dallas Southwestern Medical School (Continued)</u>								
<u>Surgery and Biochemistry</u>								
65.	Assistant Professor Edward A. Neuwelt (Non-tenure)	\$ 30,000	\$ 15,000	\$ 45,000	\$ 33,500	\$ 16,500	\$ 50,000	4-1-79
<u>Surgery and Regional Burn Care Center</u>								
66.	Professor and Coordinator Charles R. Baxter (Tenure)	46,500	22,800	69,300	51,500	24,700	76,200	4-1-79

NOTE: The sources of funds for the rate changes on Items 24 through 66 are from combinations of General Budget State appropriations for Instructional Salaries, federal and private contracts and grants funds, and M.S.R.D.P. augmentation funds.

SAC - 11

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Galveston Medical School</u>								
25.	William W. Schottstaedt (Tenure) Office of the Dean of Medicine Associate Dean for Continuing Medical Education, (Acting Chairman, Department of Family Medicine) Source of Funds: HEW Grant	\$ 48,000	\$ ---	\$ 48,000	\$ 50,400	\$ ---	\$ 50,400	3-1-79

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>Galveston Medical School (Cont.)</u>								
26.	Creed W. Abell (Tenure) Human Biological Chemistry and Genetics Professor and Director, Division of Biochemistry Source of Funds: Unallocated Salaries	\$ 50,000	\$ ---	\$ 50,000	\$ 55,000	\$ ---	\$ 55,000	3-1-79
27.	Charles B. Wysong (Non-tenure) Radiology Assistant Professor Source of Funds: HEW Grant	\$ 30,900	\$ 15,450	\$ 46,350	\$ 33,793	\$ 15,207	\$ 49,000	3-1-79
28.	Rajendra Kumar (Non-tenure) Radiology Assistant Professor Source of Funds: HEW Grant	\$ 33,900	\$ 16,950	\$ 50,850	\$ 36,897	\$ 16,603	\$ 53,500	3-1-79
29.	Eugenio G. Amparo (Non-tenure) Radiology Assistant Professor Source of Funds: HEW Grant	\$ 30,900	\$ 15,450	\$ 46,350	\$ 33,793	\$ 15,207	\$ 49,000	3-1-79
30.	Jacob M. Protas (Non-tenure) Radiology Assistant Professor Sources of Funds: HEW Grant and MSRDP	\$ 36,667	\$ 18,333	\$ 55,000	\$ 41,000	\$ 20,500	\$ 61,500	3-1-79

SAC - 12

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

1978-79 BUDGET

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>			<u>Proposed Status</u>			<u>Effective Dates</u>
		<u>Salary Rate</u>	<u>Augmentation</u>	<u>Total Compensation</u>	<u>Salary Rate</u>	<u>Augmentation</u>	<u>Total Compensation</u>	
<u>Galveston Medical School (Cont.)</u>								
31.	Ivan D. Siddons (Non-tenure) Radiology Instructor Sources of Funds: HEW Grant and MSRDP	\$ 19,567	\$ 9,783	\$ 29,350	\$ 21,333	\$ 10,667	\$ 32,000	3-1-79
32.	Robert G. Grossman (Tenure) Surgery Professor and Chief Source of Funds: MSRDP	\$ 51,500	\$ 25,700	\$ 77,200	\$ 51,500	\$ 30,900	\$ 82,400	3-1-79

SAC - 13

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON

1978-79 BUDGET

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>	<u>Proposed Status</u>	<u>Effective Dates</u>
<u>Houston Graduate School of Biomedical Sciences</u>				
25.	Wen-Hsiung Li (Tenure) Demographic and Population Genetics Center Salary Rate Source of Funds: Transfer from Department of General Instruction Salaries	Associate Professor \$ 23,500	Associate Professor \$ 29,000	4-1-79
26.	Kenneth M. Weiss (Tenure) Demographic and Population Genetics Center Salary Rate Source of Funds: H.E.W. Career Development Award-Grant Funds	Associate Professor \$ 24,000	Associate Professor \$ 29,000	4-1-79
27.	Louise C. Strong (Tenure) Medical Genetics Center Salary Rate Source of Funds: Transfer from Department of General Instruction Salaries	Associate Professor \$ 23,000	Associate Professor \$ 29,000	4-1-79

SAC - 14

THE UNIVERSITY OF TEXAS
HEALTH SCIENCE CENTER AT SAN ANTONIO

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>San Antonio Medical School</u>								
30.	Robert H. Hayashi (Tenure) Obstetrics and Gynecology Associate Professor Sources of Funds: Unallocated Salaries and MSRDP	\$ 36,000	\$ 8,300	\$ 44,300	\$ 40,000	\$ 10,300	\$ 50,300	3-1-79
31.	Robert W. Huff (Tenure) Obstetrics and Gynecology Associate Professor Source of Funds: Unallocated Salaries and MSRDP	\$ 34,000	\$ 14,000	\$ 48,000	\$ 38,000	\$ 16,000	\$ 54,000	3-1-79

SAC - 15

THE UNIVERSITY OF TEXAS
HEALTH SCIENCE CENTER AT SAN ANTONIO

1978-79 BUDGET

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
<u>San Antonio Medical School (Cont.)</u>								
32.	Marguerite K. Shepard (Tenure) Obstetrics and Gynecology Associate Professor Sources of Funds: Unallocated Salaries and MSRDP	\$ 33,500	\$ 11,000	\$ 44,500	\$ 37,500	\$ 13,000	\$ 50,500	3-1-79
33.	Ronald S. Gibbs (Non-tenure) Obstetrics and Gynecology Assistant Professor Sources of Funds: Unallocated Salaries and MSRDP	\$ 34,000	\$ 13,400	\$ 47,400	\$ 38,000	\$ 15,400	\$ 53,400	3-1-79

**Academic and Developmental Affairs
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE
Committee Chairman Blumberg

Date: June 1, 1979

Time: Following the Meeting of the System Administration Committee

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

	<u>Page A&D</u>
1. U. T. System: <u>Docket of the Chancellor of the System</u>	2
2. U. T. Arlington: Request to Seek Permission from the Coordinating Board to Establish a Doctor of Philosophy Degree in Biological Sciences (Catalog Change)	2
3. U. T. Arlington: Request for Approval of Articles of Incorporation and Bylaws for The University of Texas at Arlington Foundation, Inc., and Proposed Appointments to the Board of Directors	3
4. U. T. Austin: Proposed Amendment No. 1 to the Constitution of The Senior Cabinet (Article IV, Sections 4.11 and 4.12)	16
5. U. T. Austin: Proposed Appointment to the William David Blunk Memorial Professorship (Academic Year 1979-80)	16
6. U. T. Austin: Proposed Appointment to the Price Waterhouse Auditing Professorship in Accounting	17
7. U. T. Austin: Proposed Approval for Joint Program by the School of Law and Graduate School of Business Leading to the Doctor of Jurisprudence and the Master of Business Administration Degrees and Report to the Coordinating Board (Catalog Change)	17
8. U. T. Austin: Request to Seek Permission from Coordinating Board to Establish a Bachelor of Business Administration Degree with a Major in Data Processing and Analysis (Catalog Change)	18
9. Institute of Texan Cultures: Request for Authorization to Apply for a Beer and Wine License	19
10. Institute of Texan Cultures: Request for Approval of Revised Membership Categories and Dues Structure for the Associates of Institute of Texan Cultures	19

1. U. T. System: Docket No. 4 of the Chancellor of the System.--

RECOMMENDATION

It is recommended that Docket No. 4 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 the same.

2. U. T. Arlington: Request to Seek Permission from the Coordinating Board to Establish a Doctor of Philosophy Degree in Biological Sciences (Catalog Change).--

RECOMMENDATION

President Nedderman requests approval to offer a Doctor of Philosophy degree in Biological Sciences. Adequate funding from anticipated state formula allocations is available to offer this program at U.T. Arlington, and facilities and resources of the College of Science are available to implement it. System Administration has reviewed this proposal and recommends approval. If approved by the Board of Regents, the proposal will be forwarded to the Coordinating Board for appropriate action.

BACKGROUND INFORMATION

The M.A. degree program in the Department of Biology at U.T. Arlington was established in 1968 and has provided a firm base for the establishment of a Ph.D. program. Faculty additions, fund allocations, and space acquisitions have been directed to the eventual establishment of a doctoral program. Especially promising groups of faculty have been established in the areas of aquatic biology, ecology, and systematic-evolutionary biology.

The proposed program will be an extension of an existing M.A. degree program in Biology. With modest increases in acquisitions, library holdings will more than meet the minimum requirements to support a quality Ph.D. program in the biological sciences.

The institution of a doctoral program in Biological Sciences will allow for joint teaching and research efforts with other departments offering Ph.D. degrees, including Biomedical Engineering, Civil Engineering, Mathematics, and Psychology. The proposal was reviewed by a team of distinguished outside consultants and they visited the campus to assess all aspects of the program including the adequacy of facilities, faculty and library. The consultants were Dr. Harry T. Horner of Iowa State University, Dr. John M. Lawrence of the University of South Florida, and Dr. J. M. Savage of the University of Southern California, and they unanimously recommended approval of the proposed program.

Secretary's Note: If this recommendation is approved, the minute order will reflect that after the program is approved by the Coordinating Board, the next appropriate catalog published will be amended to reflect this action.

3. U. T. Arlington: Request for Approval of Articles of Incorporation and Bylaws for The University of Texas at Arlington Foundation, Inc., and Proposed Appointments to the Board of Directors.--

RECOMMENDATION

President Nedderman

"Dear Dr. Walker:

"I ask that you join with me in recommending to the Board of Regents of The University of Texas System at their meeting on June 1, 1979, that the Articles of Incorporation and By-Laws*for The University of Texas at Arlington Foundation, Inc., be approved.

"These Articles of Incorporation and By-Laws have been drafted by Mr. James R. Irion of the Office of General Counsel and Mr. Dudley Wetsel of my staff.

"In accordance with those By-Laws, I also ask that you join with me in recommending to the Board of Regents that the following persons be appointed to the Board of Directors of the Foundation.

Dr. W. H. Nedderman
Mr. Dudley Wetsel
Dr. W. A. Baker

Address for all three:

The University of Texas at Arlington
P. O. Box 19125
Arlington, Texas 76019

Dr. E. D. Walker
601 Colorado Street
Austin, Texas 78701

Mr. James T. Fitzpatrick
201 W. 7th Street
Austin, Texas 78701

"Subsequently, the Directors will be appointed as stipulated in the Articles of Incorporation."

Chancellor Walker

Chancellor Walker concurs with President Nedderman's recommendation.

BACKGROUND INFORMATION

On January 28, 1967, the Board of Regents approved the establishment of The University of Texas at Arlington Foundation as an internal foundation under the provisions of Part One, Chapter VII, Section 3.1 of the Regents' Rules and Regulations. The current recommendation will provide the legal and administrative framework for the operation of this internal foundation in support of the private fund development programs of The University of Texas at Arlington.

*The Articles of Incorporation and Bylaws are set out on Pages A&D 4-15.

ARTICLES OF INCORPORATION OF
THE UNIVERSITY OF TEXAS AT ARLINGTON FOUNDATION, INC.

WE, the undersigned natural persons of the age of twenty-one (21) years or more, at least two (2) of whom are citizens of the State of Texas, acting as incorporators of a non-profit corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such non-profit corporation:

ARTICLE I

The name of the corporation is THE UNIVERSITY OF TEXAS AT ARLINGTON FOUNDATION, INC.

ARTICLE II

The Corporation is a non-profit corporation.

ARTICLE III

The period of its duration is perpetual.

ARTICLE IV

The Corporation shall have no members.

ARTICLE V

(a) The Corporation is formed for exclusively charitable, educational, and scientific purposes. It shall receive property (whether real, personal, or mixed) by donations, gift, grant, devise, bequest, or purchase and shall maintain a fund or funds of real or personal property or both and, subject to the restrictions and limitations hereinafter set forth, use and apply the whole or any part of the income therefrom and the principal thereof to promote the recognition, welfare, and progress of The University of Texas at Arlington. The Corporation's stated goal will be to assist The University of Texas at Arlington in becoming an institution of excellence in higher education. The Corporation shall not distribute its assets (other than operating expenses) outside The University of Texas System.

(b) No part of the net earnings of the Corporation shall inure to the benefit of any director of the Corporation, officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes), and no director or officer of the Corporation or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation. No substantial part of the activities of the Corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation, and the Corporation shall not participate in or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office.

(c) The Corporation shall distribute its income for each taxable year at such time and in such manner as not to become subject to tax on undistributed income imposed by §4942 of the Internal Revenue Code of 1954 or corresponding provisions of any subsequent federal tax laws.

(d) The Corporation shall not engage in any act of self-dealing as defined in §4941(d) of the Internal Revenue Code of 1954 or corresponding provisions of any subsequent federal tax laws.

(e) The Corporation shall not retain any excess business holdings as defined in §4943(c) of the Internal Revenue Code of 1954 or corresponding provisions of any subsequent federal tax laws.

(f) The Corporation shall not make any investments in such manner as to subject it to tax under §4944 of the Internal Revenue Code of 1954 or corresponding provisions of any subsequent federal tax laws.

(g) The Corporation shall not make any taxable expenditures as defined in §4945(d) of the Internal Revenue Code of 1954 or corresponding provisions of any subsequent federal tax laws.

(h) Notwithstanding any other provision of these Articles of Incorporation, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt from taxation under §501(c)(3) of the Internal Revenue Code and its regulations as they now exist, or as they may hereafter be amended, or by an organization contributions to which are deductible under §170(c)(2) of the Internal Revenue Code and its regulations as they now exist, or as they may hereafter be amended.

(i) Upon liquidation, dissolution, or winding up of the affairs of the Corporation, whether voluntary or involuntary, or by operation of law, all the net assets of the Corporation, after the payment of all liabilities, shall be distributed to the Board of Regents of The University of Texas System for the use and benefit of The University of Texas at Arlington. In no event shall such assets or the proceeds therefrom be subject to appropriation by the Legislature or become a part of the Permanent University Fund. Should the Board of Regents of The University of Texas System or any successor body not be in existence at the time of dissolution, all such net assets shall be distributed to an organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under §501(c)(3) of the Internal Revenue Code of 1954 or the corresponding provisions of any subsequent federal tax laws, as the Board of Directors or Board of Trustees shall determine. Any such assets not so disposed of shall be disposed of by a district court of the county in which the principal office of the Corporation is then located exclusively for such purposes, or to such organization or organizations as such court shall determine which are organized and operated exclusively for such purposes.

ARTICLE VI

The street address of the initial registered office of the Corporation is 300 Davis Hall, University of Texas at Arlington, Arlington, Texas 76019, and the name of the initial registered

agent at such address is Mr. J. Dudley Wetsel.

ARTICLE VII

The Corporation shall accept gifts for specific purposes only so long as the purposes are in accord with the programs and policies established by the Board of Regents of The University of Texas System.

ARTICLE VIII

Neither The University of Texas System nor any official thereof, nor any director, officer, or agent of this Corporation shall ever be personally liable for any debt or other obligation of the Corporation.

ARTICLE IX

The direction and management of the affairs of the Corporation and the control and disposition of its property and funds shall be vested in a Board of Directors composed of persons appointed by the Board of Regents of The University of Texas System. The number of persons on the Board of Directors may be fixed by the **bylaws** of the Corporation, which **bylaws shall not be** effective until they shall have been approved by the Board of Regents of The University of Texas System. All amendments to this charter and to the **bylaws** shall be adopted by a majority vote of the Board of Directors of the Corporation in compliance with law and shall not be effective until they shall have been approved by the Board of Regents of The University of Texas System. Until changed pursuant to the **bylaws**, the number of the directors shall be five (5). Each director shall serve for a term of two years, or until his successor has qualified; except that the initial Board of Directors shall serve for the following terms:

Two directors shall be designated as Class A directors, and shall serve for a term of one year;

Two directors shall be designated as Class B directors, and shall serve for a term of two years;

One director shall be designated as a Class C director, and shall serve for a term of three years.

The Board of Regents shall designate in which class each of the respective members of the initial Board of Directors shall serve.

The terms and classes of directors may be changed from time to time pursuant to the **bylaws**.

The names and addresses of the persons who shall serve as directors of the Corporation until their successors are duly appointed and qualified are as follows:

Dr. W.H. Nedderman

Mr. Dudley Wetsel

Dr. W.A. Baker

Address for all three:

The University of Texas at Arlington
P.O. Box 19125
Arlington, Texas 76019

Dr. E.D. Walker
601 Colorado Street
Austin, Texas 78701

Mr. James T. Fitzpatrick
201 W. 7th Street
Austin, Texas 78701

ARTICLE X

The names and addresses of the incorporators are as follows:

Dr. W.H. Nedderman

Mr. Dudley Wetsel

Dr. W.A. Baker

Address for all three:

The University of Texas at Arlington
P.O. Box 19125
Arlington, Texas 76019

IN WITNESS WHEREOF, we have hereunto set our hands.

STATE OF TEXAS §
 §
COUNTY OF §

I, _____, a Notary Public do hereby
certify that on the ____ day of _____, 1978,
personally appeared _____, who being by me first
duly sworn, declared that he is the person who signed the foregoing
document as incorporator and that the statements therein contained
are true.

Notary Public in and for
 , Texas

(additional acknowledgements)

BYLAWS OF THE UNIVERSITY OF TEXAS AT ARLINGTON FOUNDATION, INC.
A NON-PROFIT CORPORATION

ARTICLE I. OFFICES

Section One. Principal Office. The principal offices of the Corporation in the State of Texas shall be located in the City of Arlington, County of Tarrant. The street address of the principal office shall be 300 Davis Hall, The University of Texas at Arlington, Arlington, Texas; the mailing address shall be P.O. Box 19339, Arlington, Texas 76019. The registered agent at such address shall be Mr. Dudley Wetsel.

Section Two. Other Offices. The Corporation may have such other offices either within or without the State of Texas, as the Board of Directors may determine, or as the affairs of the Corporation may require from time to time.

ARTICLE II. BOARD OF DIRECTORS

Section One. General Powers. The affairs of the Corporation shall be managed by its Board of Directors.

Section Two. Number, Tenure, and Qualifications. The Board of Directors shall consist of five persons, with the initial directors being named in the Articles of Incorporation. The initial directors shall serve terms as stated in the Articles of Incorporation. Thereafter, directors, on the recommendation of a majority vote of a quorum of the directors in office and with the endorsement of the President of The University of Texas at Arlington and the Chancellor of The University of Texas System, shall be appointed by the Board of Regents of The University of Texas System for terms of two years. The term of each director shall commence on January 1, and shall extend through December 31st of the second year. Each director shall hold office for the term for which he was appointed and until his successor shall have been appointed and qualified. Any vacancy which occurs on the Board of Directors shall be filled (following the procedure set out for regular term appointments) by appointment of the Board of Regents of The University of

Texas System for the unexpired term. Should the number of directors be reduced below a quorum, the remaining directors may, by majority vote, recommend persons to fill terms, either regular or unexpired. Directors may succeed themselves without limitation.

Section Three. Regular Meetings. A regular annual meeting of the Board of Directors shall be held without other notice than this bylaw at 10:00 a.m. in the office of its registered agent on the second Tuesday after the first Monday in January of each year. However, the Board of Directors may provide, by resolution, another time, date, and place of such meeting, either within or without the State of Texas, and for the holding of additional regular meetings of the Board without other notice than such resolution. The time, date, and place for the regular annual meeting may be changed by resolution of the Board from time to time.

Section Four. Special Meetings. Special meetings of the Board of Directors may be called by or at the request of the President or any two directors. The person or persons authorized to call special meetings of the Board may fix any place, either within or without the State of Texas as the place for holding any special meeting of the Board called by them.

Section Five. Notice. Notice of any special meeting of the Board of Directors shall be given at least 7 days previously thereto by written notice delivered personally or sent by mail or telegram to each director at his address as shown by the records of the Corporation. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail in a sealed envelope so addressed with postage thereon prepaid. If notice be given by telegram, such notice shall be deemed to be delivered when the telegram is delivered by the telegraph company. Any director may waive notice of any meeting. The attendance of a director at any meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or

convened. The business to be transacted at the meeting need not be specified in the notice or waiver of notice of such meeting unless specifically required by law or by these **bylaws**.

Section Six. Quorum. A majority of the Board of Directors shall constitute a quorum for the transaction of business at any meeting of the Board; but if less than a majority of the directors are present at said meeting, a majority of the directors present may adjourn the meeting from time to time without further notice.

Section Seven. Manner of Acting. The act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the Board of Directors, unless the act of a greater number is required by law or by these **bylaws**.

Section Eight. Compensation. Directors, as such, shall not receive any stated salaries for their services but, by resolution of the Board of Directors, any director may be indemnified for expenses and costs, including attorney's fees, actually and necessarily incurred by him in connection with a claim asserted against him by action in court or otherwise by reason of his being or having been such director, except in relation to matters as to which he shall have been guilty of negligence or misconduct in respect of the matter in which indemnity is sought.

ARTICLE III. OFFICERS

Section One. Officers. The officers of the Corporation shall be a President, one or more Vice-Presidents (the number thereof to be determined by the Board of Directors), a Secretary, a Treasurer, and such other officers as may be elected in accordance with the provisions of this Article. The Board of Directors may elect or appoint such other officers, including one or more Assistant Secretaries (which officers need not be members of the Board of Directors), and one or more Assistant Treasurers (which officers need not be members of the Board of Directors), as it shall deem desirable, such officers

to have the authority and perform the duties prescribed from time to time by the Board of Directors. Any two or more offices may be held by the same person, except the offices of President and Secretary.

Section Two. Election and Term of Office. The officers of the Corporation shall be elected annually by the Board of Directors at the regular annual meeting of the Board of Directors. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. New offices may be created and filled at any meeting of the Board of Directors. Each officer shall hold office until his successor shall have been duly elected and shall have been qualified.

Section Three. Removal. Any officer elected or appointed by the Board of Directors may be removed by the Board of Directors whenever, in its judgment, the best interests of the Corporation would be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the officer so removed.

Section Four. Vacancies. A vacancy in any office, because of death, resignation, removal, disqualification, or otherwise, may be filled by the Board of Directors for the unexpired portion of the term.

Section Five. President. The President shall be the principal executive officer of the Corporation and shall, in general, supervise and control all of the business and affairs of the Corporation. He shall preside at all meetings of the members and of the Board of Directors. He may sign, with the Secretary or any other proper officer of the Corporation authorized by the Board of Directors, any deeds, mortgages, bonds, contracts, or other instruments that the Board of Directors has authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors or by these bylaws, or by statute to some other officer or agent of the Corporation; and, in general, he shall perform all duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time.

Section Six. Vice-President. In the absence of the President, or in the event of his inability or refusal to act, the Vice-President or, in the event there be more than one Vice-President, the Vice-Presidents in the order of their election, shall perform the duties of the President, and when so acting shall have all the powers of and be subject to all the restrictions of the President. Any Vice-President shall perform such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section Seven. Treasurer. If required by the Board of Directors, the Treasurer shall give bond for the faithful discharge of his duties in such sum and with such surety or sureties as the Board of Directors shall determine. He shall have charge and custody of and be responsible for all funds and securities of the Corporation; receive and give receipts for monies due and payable to the Corporation from any source whatsoever and deposit all such monies in the name of the Corporation in such banks, trust companies, or other depositories as shall be selected by the Board of Directors; and, in general, perform all the duties incident to the Office of Treasurer and such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section Eight. Secretary. The Secretary shall keep a record of the meetings of the Board of Directors in one or more books provided for that purpose; see that all notices are duly given in accordance with the provisions of these **bylaws**, or as required by law; be custodian of the Corporate records and of the Seal of the Corporation and see that the Seal of the Corporation is affixed to all documents, the execution of which on behalf of the Corporation under its Seal is duly authorized in accordance with the provisions of these **bylaws**; and, in general, perform all duties incident to the Office of Secretary and such other duties as from time to time may be assigned to him by the President or by the Board of Directors.

Section Nine. Assistant Treasurers and Assistant Secretaries. If required by the Board of Directors, the Assistant Treasurers shall give bonds for the faithful discharge of their duties in such sums

and with such sureties as the Board of Directors shall determine. The Assistant Treasurers and Assistant Secretaries, in general, shall perform such duties as shall be assigned to them by the Treasurer or the Secretary, or by the President or by the Board of Directors.

ARTICLE IV. MISCELLANEOUS

Section One. Books and Records. The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its Board of Directors and committees having any of the authority of the Board of Directors.

Section Two. Fiscal Year. The fiscal year of the Corporation shall be the calendar year.

Section Three. Corporate Seal. The Board of Directors shall provide a Corporate Seal with the name of the Corporation thereon.

Section Four. Waiver of Notice. Whenever any notice is required to be given under the provisions of the Texas Non-Profit Corporation Act, or under the provisions of the Articles of Incorporation or the **Bylaws** of the Corporation, a waiver thereof, signed by the person or persons entitled to such notice, whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice.

ARTICLE V. AMENDMENTS

Section One. Power of Directors to Amend **Bylaws**. These bylaws may be altered, amended, or repealed by majority vote at any meeting of the Board of Directors, at which a quorum is present, provided that no alteration, amendment, or repeal of the **bylaws shall be** effective unless and until approved by the Board of Regents of The University of Texas System.

4. U. T. Austin: Proposed Amendment No. 1 to the Constitution of The Senior Cabinet (Article IV, Sections 4.11 and 4.12).--

RECOMMENDATION

It is recommended by President Rogers and Chancellor Walker that the following proposed amendments to Article IV, Sections 4.11 and 4.12 of the Constitution of The Senior Cabinet at The University of Texas at Austin be approved:

- 4.11 The election of officers shall occur at a general meeting of The Senior Cabinet the-second-week-in-May between April 1st and the last class day of the spring semester.
- 4.12 No person shall be elected to any office of The Senior Cabinet unless said person is a voting member of The Senior Cabinet at the time of election or said person has served on The Senior Cabinet as a voting member for at least one year immediately prior to the election and shall still be enrolled at The University of Texas at Austin.

BACKGROUND INFORMATION

These changes are procedural and do not substantially alter the constitutional nature of The Senior Cabinet. They have been approved by The Senior Cabinet, the Dean of Students, and the Vice President for Student Affairs. The Constitution of The Senior Cabinet was approved by the Board of Regents on July 27, 1973 as reflected in the Permanent Minutes, Volume XX, Pages 3577-3590 (Docket).

5. U. T. Austin: Proposed Appointment to the William David Blunk Memorial Professorship (Academic Year 1979-80).--

RECOMMENDATION

President Rogers

"Dear Chancellor Walker:

"The Advisory Committee for the selection of candidates for the William David Blunk Memorial Professorship has recommended the appointment of Professor Eugene Nelson, Department of General Business, to the Professorship for the 1979-80 academic year. The recommendation has been endorsed by the Vice President for Academic Affairs.

"Professor Nelson is an outstanding nominee for this honor and he is widely recognized as both an outstanding teacher and an individual who is dedicated to service to the University's students. His devotion to excellence in student achievement and to personal interaction with students over a period of more than thirty years abundantly fulfills the criteria for the award of the Blunk Professorship....

"The proposed appointment has my approval and subject to your review and concurrence I ask that it be submitted to the Board of Regents for consideration at the May 31-June 1 meetings."

Chancellor Walker

Chancellor Walker concurs in this recommendation.

BACKGROUND INFORMATION

Professor Nelson is the second appointee to the Blunk Memorial Professorship. Dr. James Vick, Associate Professor of Mathematics, was the 1978-79 appointee.

6. U. T. Austin: Proposed Appointment to the Price Waterhouse Auditing Professorship in Accounting. --

RECOMMENDATION

President Rogers and Chancellor Walker recommend that Dr. Jack C. Robertson be appointed to the Price Waterhouse Auditing Professorship in Accounting, effective September 1, 1979. The Price Waterhouse Auditing Professorship in Accounting was established by the Board of Regents on December 1, 1978, on the basis of a pledge of five annual gifts of \$20,000 each from the Price Waterhouse Foundation. Appointment to the Professorship will carry a salary supplement of \$7,000 per year as stipulated in the grant from the Foundation.

BACKGROUND INFORMATION

Dr. Robertson has been a member of the faculty of the Department of Accounting since 1970, and is nationally recognized as an outstanding teacher and scholar in the field of auditing. He is the author of several outstanding books, including the leading basic textbook in auditing. In addition to his other instructional duties, Dr. Robertson serves as coordinator of the Auditing program in the Department of Accounting.

7. U. T. Austin: Proposed Approval for Joint Program by the School of Law and Graduate School of Business Leading to the Doctor of Jurisprudence and the Master of Business Administration Degrees and Report to the Coordinating Board (Catalog Change). --

RECOMMENDATION

President Rogers and Chancellor Walker recommend approval of an integrated program in the School of Law and the Graduate School of Business, which will lead to the simultaneous award of the Doctor of Jurisprudence degree and the Master of Business Administration degree. Upon approval by the Board of Regents, this recommendation will be reported to the Coordinating Board.

BACKGROUND INFORMATION

This joint program of study does not entail the creation of a new degree nor any changes in facilities, staff, supporting services, or costs, and the format for the curriculum of the program incorporates course work which is presently available in the two academic units. It is comparable to the existing joint program between the School of Law and the LBJ School of Public Affairs. The proposal has been endorsed by Dean Ernest Smith of the School of Law, Dean George Kozmetsky of the Graduate School of Business, and by the faculties of the two schools. It has also been reviewed and endorsed by the Vice President and Dean of Graduate Studies.

The program will be jointly administered by a committee composed of representatives from the faculty of each school. A student must be admitted by both schools before he or she is considered for admission to the joint program. A minimum of 120 semester hours will be required in law and business; 72 hours must specifically be taken in law.

8. U. T. Austin: Request to Seek Permission from Coordinating Board to Establish a Bachelor of Business Administration Degree with a Major in Data Processing and Analysis (Catalog Change).--

RECOMMENDATION

President Rogers and Chancellor Walker recommend approval to offer a Bachelor of Business Administration degree with a major in Data Processing and Analysis. This program is designed to prepare students for careers in business data processing and statistical analysis.

BACKGROUND INFORMATION

Career opportunities in the data processing and statistical analysis areas are substantial according to surveys and studies evaluated by the College of Business Administration, and comments by individuals representing various business firms, industries, and governmental agencies. The high demand for individuals with combined knowledge in business and computer applications is from a variety of sources: data processing and research units in government, industry, and businesses of all sizes; business application software developers; and management consulting firms. The proposed program will produce effective business systems analysts and provide elective courses for other majors who desire further knowledge in the use of computer systems in data processing and analysis.

Existing facilities and library holdings are adequate to support this program. It will require the addition of several new faculty positions during the first three years of its operations. Enrollment in the Data Processing and Analysis courses is expected to be high enough from the first year on to generate funds to support the program through semester credit hours produced based on the state funding formulas.

The program will be administered by the Statistics/Operations Research/Data Processing Division of the Department of General Business, and it has been determined that it will not overlap with, or duplicate, the existing baccalaureate degree program in Computer Sciences. It meets the accreditation requirements of the American Assembly of Collegiate Schools of Business, the accrediting agency of the College of Business Administration.

If approved by the Board of Regents, the proposal authorizing U.T. Austin to offer an undergraduate program in data processing and analysis will be forwarded to the Coordinating Board for its approval.

Secretary's Note: If this recommendation is approved, the minute order will reflect that after the program is approved by the Coordinating Board, the next appropriate catalog published will be amended to reflect this action.

9. Institute of Texan Cultures: Request for Authorization to Apply for a Beer and Wine License.--

RECOMMENDATION

It is recommended by Executive Director Maguire and Chancellor Walker that authorization be given to apply for a license to sell beer and wine in the Institute Store (which specializes in Texana) at The University of Texas Institute of Texan Cultures at San Antonio.

JUSTIFICATION

This will allow the Institute to obtain a temporary permit each summer for the Texas Folklife Festival so that it will not be necessary to rely on using a participant's permit.

10. Institute of Texan Cultures: Request for Approval of Revised Membership Categories and Dues Structure for the Associates of Institute of Texan Cultures.--

RECOMMENDATION

Executive Director Maguire and Chancellor Walker recommend that the following revised membership categories and dues structure for the Associates of Institute of Texan Cultures be approved:

Founding Members	\$5,000 (In total contributions)
Friends	1,000 (Annual)
Director's Council	500 (Annual)
Sustaining Members	100 (Annual)
Annual Members	25

BACKGROUND INFORMATION

The establishment of this private fund development group was authorized at the March 30, 1979 meeting of the Board of Regents. Further discussion of the categories of membership and annual dues structure approved at that time and set forth below has resulted in the above recommendations:

Founding Members	\$1,000
Director's Council	500
Sustaining Members	100
Joint Members	25 (husband and wife)
Annual Members	15

Buildings & Grounds Committee

BUILDINGS AND GROUNDS COMMITTEE
Committee Chairman Law

Date: **May 31, 1979** - **If there are unfinished items, the Committee will reconvene on June 1, 1979, following the meeting of the Academic and Developmental Affairs Committee**

Time: **2:00 p. m.**

Place: **Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street**

	<u>Page</u> <u>B & G</u>
U. T. SYSTEM	
1. Proposed Policy for Inscriptions on Plaques for Permanent Buildings	3
2. Energy Conservation Program: Report of Initial Implementation and Request for Additional Appropriation	4
U. T. ARLINGTON	
3. Pedestrian Bridge - Proposed Project: Request to: (a) Appoint Project Architect to Prepare Final Plans; (b) Submit Project to Coordinating Board; and (c) Appropriate Funds Therefor	5
4. School of Nursing, Including General Classroom and Office Facilities: Request for Approval of Final Plans and for Authorization to Advertise for Bids Subject to Clarification of Funding and Approval by Coordinating Board	5
5. Student Housing - Initial Phase: Presentation of Preliminary Plans; Request to Submit Project to Coordinating Board, to Prepare Final Plans, and to Appropriate Additional Funds Subject to Coordinating Board	6
U. T. AUSTIN	
6. Transition Plan to Make All Campus Facilities Accessible for Handicapped (Sec. 504, Rehabilitation Act of 1973): Request for Authorization to Implement Second Increment and to Appropriate Funds Therefor	6
7. McDonald Observatory - Millimeter-Wave Radio Telescope Dome Repairs: Proposed Repair Project; Request to Complete Project and to Appropriate Funds Therefor	7
8. Taylor Hall (North Portion) Improvement Project: Proposed Project; Request to Advertise for Bids, to Complete Project, and to Appropriate Funds Therefor	8

U. T. DALLAS

9. Thermal Energy Plant: Consideration of Request of Enserch Corporation for Easement to Install and Maintain a High Pressure Underground Natural Gas Main in Order to Provide Additional Service to Thermal Energy Plant 8

U. T. EL PASO

10. College of Business Administration Classroom and Office Building: Report of Feasibility Study; Request for Project; Proposed Site; Request to Appoint Project Architect to Prepare Preliminary Plans and Proposed Appropriation Therefor 9

GALVESTON MEDICAL BRANCH

11. Galveston Hospitals - Texas Department of Corrections Hospital: Request for Approval of Final Plans and for Authorization to Advertise for Bids 10
12. Sewage Treatment Plant: Proposed Project; Request to Appoint Project Engineer to Prepare Special Studies, Cost Estimate and Preliminary Plans and Proposed Appropriation Therefor 10

HOUSTON HEALTH SCIENCE CENTER

13. Houston Medical School Phase III: Request to: Complete Site Development; Appoint Landscape Architect to Prepare Final Plans; and Appropriate Funds Therefor 11

HOUSTON HEALTH SCIENCE CENTER AND UNIVERSITY CANCER CENTER

14. Request of Houston Lighting and Power Company for Easement to Provide Electrical Service to Thermal Energy Plant Operated by Texas Medical Center Heating and Cooling Cooperative Association 11

U. T. AUSTIN

15. Townes Hall (Law School Building) - Alterations and Additions: Request for Additional Appropriation 12

GALVESTON MEDICAL BRANCH

16. Galveston Hospitals - Heliport: Request for Revised Project Cost; Recommendation to Award Contract to Texas Gulf Construction Company, Galveston, Texas; and Additional Appropriation Therefor 13

1. U. T. SYSTEM: PROPOSED POLICY FOR INSCRIPTIONS ON PLAQUES FOR PERMANENT BUILDINGS. --

RECOMMENDATIONS

Chancellor Walker recommends that the Board:

- a. Reconfirm the 1966 policy concerning inscriptions on plaques for all permanent buildings constructed at component institutions of The University of Texas System
- b. Confirm the following format for inscription on each plaque:

BUILDING NAME

19__
(Year of Contract Award)

BOARD OF REGENTS

(Membership at Date of Award)

Name, Chairman	Name,
Name, Vice-Chairman	Chancellor, The University
Name, Member	of Texas System
Name, Member	Name,
Name, Member	President, The University
Name, Member	of Texas at (Component)
Name, Member	Name,
Name, Member	Project Architect
Name, Member	Name,
	Contractor

- c. Approve the principle of considering for approval the inscription on each plaque concurrent with considering the award of the construction contract for each building.

BACKGROUND INFORMATION

In 1966, the Board of Regents adopted a uniform policy with respect to placing cornerstones or plaques on newly erected buildings. At that time, the policy envisioned a cornerstone as being the principal means of memorializing persons and officials responsible for construction of a new building, with a bronze plaque serving as a secondary means. Since that time, plaques have become the primary means and cornerstones are rarely used.

The inscription on plaques and cornerstones has been consistent since 1966, with modification from time to time because of changes in the organizational structure of U. T. System. The format as shown in the recommendations is currently being used and is believed to still be appropriate.

It has been customary to submit the proposed inscription for a building plaque to the Board for its approval between six and twelve months prior to completion of construction of the building. This procedure allowed for installation of the plaque before dedication of the building. It is now proposed to obtain the Board's approval of the inscription at the time of contract award, thereby reducing in the long run the number of agenda items submitted for the Board's consideration. This policy should present no problems because each element of information to be inscribed on the plaque is known at the time of contract award.

2. U. T. SYSTEM: ENERGY CONSERVATION PROGRAM (PROJECT NO. 101-357) -
REPORT OF INITIAL IMPLEMENTATION AND REQUEST FOR ADDITIONAL APPROPRIATION

RECOMMENDATIONS

To ensure the capability of meeting federal and state requirements, including submittal of initial grant applications and launching the U. T. System energy conservation program, Chancellor Walker recommends that the Board:

- a. Authorize implementation of the U. T. System Energy Management Plan to include completion of energy audits and related activities, use of outside professional services for technical assistance, establishment of a central data management system and undertaking all necessary activities to develop energy conservation grant applications
- b. Authorize an initial funding level of \$1 million for this program for the first year of operation with a status report to be submitted to the Board at the end of the year
- c. Appropriate \$250,000 from interest on Permanent University Fund bond proceeds to provide the next increment of funding to proceed with the energy conservation activities described above.

BACKGROUND INFORMATION

In accordance with authorization given by the Board of Regents at its meeting of November 30 and December 1, 1978, the Office of Facilities Planning and Construction, in concert with several professional engineering firms and Physical Plant staffs has developed a U. T. System Energy Management Plan (EMP) which conforms to the National Energy Conservation Policy Act of 1978, still-evolving State planning and U. T. System needs.

The U. T. System EMP is a well engineered plan for addressing a major energy conservation program of broad scope with an objective of achieving economy. It progresses from measures of low cost, early payback to those of higher cost, longer term payback.

Additional activities completed or in process include:

- a. Training personnel from each Component Institution on EMP procedures and how to perform an energy audit of individual building envelopes and energy using systems, as required by federal and state agencies. Immediately following energy auditor training in April, Physical Plant staffs, within their capabilities, began the audit of individual buildings throughout the U. T. System which is to be completed by June 1, 1979, to meet the State's deadline. This audit covers approximately 850 buildings with 28 million gross square feet of space
- b. Defining, establishing and implementing an EMP data management system to handle large volumes of information required under the federal act
- c. Evaluating and selecting from energy audits those buildings which appear to be comparatively inefficient users of energy and susceptible of more detailed analysis of energy conservation measures to reduce consumption.

3. U. T. ARLINGTON: PEDESTRIAN BRIDGE - REQUEST FOR PROJECT AUTHORIZATION; APPOINTMENT OF PROJECT ARCHITECT TO PREPARE FINAL PLANS; REQUEST TO SUBMIT TO COORDINATING BOARD AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Nedderman and Chancellor Walker recommend that the Board:

- a. Authorize construction of a Pedestrian Bridge over Mitchell Street at an estimated total project cost of \$220,000
- b. Appoint Mikusek-Marsee & Associates, Arlington, Texas, as Project Architect with authorization for the preparation of final plans which will be presented at a future Board meeting for consideration
- c. Authorize the submission of the project to the Coordinating Board, Texas College and University System
- d. Appropriate \$12,000 from ad valorem tax proceeds for fees and related project expenses through completion of final plans.

BACKGROUND INFORMATION

With the increasing student population and automobile traffic, it has become necessary to construct a pedestrian bridge across Mitchell Street between the main campus area and major parking areas to the south of the campus. The City of Arlington concurs with this recommendation. The estimated total project cost is \$220,000.

4. U. T. ARLINGTON: SCHOOL OF NURSING, INCLUDING GENERAL CLASSROOM AND OFFICE FACILITIES (PROJECT NO. 301-292) - REQUEST FOR APPROVAL OF FINAL PLANS, AND FOR AUTHORIZATION TO ADVERTISE FOR BIDS, SUBJECT TO CLARIFICATION OF FUNDING AND APPROVAL BY THE COORDINATING BOARD

RECOMMENDATIONS

President Nedderman and Chancellor Walker recommend that the Board:

- a. Approve the final plans and specifications for the U. T. Arlington School of Nursing, including General Classroom and Office Facilities at a revised project cost of \$14,200,000
- b. Subject to clarification of funding and approval by 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

In February 1978 preliminary plans for the U. T. Arlington School of Nursing, including General Classroom and Office Facilities were approved. The project was deferred at the April 20, 1978, Coordinating Board meeting pending clarification of funding. At the Regents' meeting on December 1, 1978, authorization was obtained to proceed with the preparation of final plans and specifications to minimize delay and expedite the project schedule. The final plans have been completed by the Project Architect for new academic facilities of approximately 154,000 square feet for the School of Nursing, General Classroom and Office Facilities.

5. U. T. ARLINGTON: STUDENT HOUSING - INITIAL PHASE (PROJECT NO. 301-402): PRESENTATION OF PRELIMINARY PLANS; REQUEST TO SUBMIT TO COORDINATING BOARD; SUBJECT TO COORDINATING BOARD APPROVAL, REQUEST TO PREPARE FINAL PLANS, AND ADDITIONAL APPROPRIATION THEREFOR.--

RECOMMENDATIONS

President Nedderman and Chancellor Walker recommend that the Board:

- a. Approve the preliminary plans and specifications for the initial phase of Student Housing at The University of Texas at Arlington at an estimated total project cost of \$3,143,390, and authorize the submission of the project to the Coordinating Board, Texas College and University System
- b. Subject to the Coordinating Board approval of the project, authorize the Project Architect to prepare final plans and specifications for consideration of the Board of Regents at a future meeting
- c. Appropriate additional funds in the amount of \$77,000 from unappropriated plant funds - interest on bond proceeds for fees and related project expenses through completion of final plans and specifications.

BACKGROUND INFORMATION

In accordance with authorization of the Board of Regents at its meeting on February 8, 1979, preliminary plans and specifications for the construction of Student Housing at The University of Texas at Arlington have been prepared by the Project Architect, Geren & Associates, Fort Worth, Texas.

In the preparation of preliminary plans for housing for 162 students, the project architect has confirmed that the project can be built within the estimated total project cost, utilizing good quality garden-type/apartment frame construction with masonry veneer and domestic type residential mechanical systems. This initial phase for student housing may be expanded by additional units if in the development of final plans further cost savings and reductions are deemed practical.

The Student Housing project will be submitted to the Coordinating Board for consideration at their July 1979 meeting.

The new space would cost approximately \$2.38 per square foot per year for maintenance and operation, including utilities, based on Fiscal Year 1978 experience.

6. U. T. AUSTIN: TRANSITION PLAN TO MAKE ALL CAMPUS FACILITIES ACCESSIBLE FOR HANDICAPPED (SEC. 504, REHABILITATION ACT OF 1973) - REQUEST FOR AUTHORIZATION TO IMPLEMENT SECOND INCREMENT, AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Rogers and Chancellor Walker recommend that the Board:

- a. Approve continued implementation of first increment (1977-78) through second increment (1978-79) of the U. T. Austin Transition Plan to achieve the campus accessibility requirements of Section 504 of the Rehabilitation Act of 1973 as approved by the Board of Regents in April 1978.
- b. Authorize carrying out these improvements by all necessary actions of U. T. Austin Administration and the Physical Plant Department with its own forces, outside professional services and contract services

- c. Appropriate \$800,000 from Account Number 36-0678-7900 - Allocation for Building and Laboratory Modifications and Updating Teaching and Laboratory Equipment for the second increment of improvements to be accomplished in 1978-79

BACKGROUND INFORMATION

Section 504 referred to above required that these modifications be accomplished by June 3, 1980.

In April 1978 the Board approved U. T. Austin's Transition Plan at a projected total cost of \$1,660,000 and appropriated \$385,000 for the first increment of modifications. Additional funding needs were estimated at \$800,000 for a second increment in FY 78-79 and \$475,000 for a third increment in FY 79-80.

As of February 1979, approximately \$235,000 of the first appropriation had been expended. Planning continues for other modifications costing in excess of \$100,000. These proposals will be awarded late in the Spring of 1979. To accomplish this phased program by June 1980, funding for the second increment is now necessary.

7. U. T. AUSTIN: MCDONALD OBSERVATORY: MILLIMETER-WAVE RADIO TELESCOPE DOME REPAIRS - REQUEST FOR AUTHORIZATION FOR REPAIR PROJECT, COMPLETION OF PROJECT AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Rogers and Chancellor Walker recommend that the Board:

- a. Authorize a repair project for the McDonald Observatory Millimeter-Wave Radio Telescope Dome at an estimated total project cost of \$95,000
- b. Authorize preparation of final plans and specifications and completion of the project through all necessary actions by U. T. Austin Administration and the Physical Plant Department with its own forces or through contract services, in consultation with the Office of Facilities Planning and Construction
- c. Appropriate \$95,000 from Account No. 36-0678-7900 from Allocation for Building and Laboratory Modification and Updating Teaching and Laboratory Equipment for the total cost of this work.

BACKGROUND INFORMATION

The 36-foot dome which houses the millimeter-wave antenna at McDonald Observatory is in need of repairs. The repair work is estimated to cost \$95,000. It can be accomplished by the U. T. Austin Physical Plant Department through their own forces and/or contract services, in consultation with the Office of Facilities Planning and Construction. This facility is scheduled for continuous operations 24-hours per day, seven-days per week during ten months of each year. Authorization for the repair work at this time will help to insure that operations can be continued in the future without interruption of the established schedule.

8. U. T. AUSTIN: TAYLOR HALL (NORTH PORTION) IMPROVEMENT PROJECT - REQUEST FOR AUTHORIZATION OF PROJECT, AND AUTHORITY TO ADVERTISE FOR BIDS; REQUEST TO COMPLETE PROJECT AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Rogers and Chancellor Walker recommend that the Board:

- a. Authorize an improvement project for the north portion of Taylor Hall at an estimated total project cost of \$400,000 to benefit instructional programs in Mechanical Engineering and the instructional and research support activities of the Computation Center
- b. Authorize preparation of final plans and specifications and completion of the project by all necessary actions of the U. T. Austin Administration and the Physical Plant Department with their own forces or through contract services, in consultation with the Office of Facilities Planning and Construction
- c. Authorize advertisement for bids
- d. Appropriate \$400,000 from Account No. 36-0678-7900 - Allocation for Building and Laboratory Modification and Updating Teaching and Laboratory Equipment for the total cost of this work.

BACKGROUND INFORMATION

Funding limitations have prevented construction of Engineering Teaching Center II for several years. It may be several more years before this building becomes available for use. In recognition of this situation, the Administration of U. T. Austin proposes to renovate certain areas in the north portion of Taylor Hall to meet some of the more pressing needs of the Department of Mechanical Engineering and the Computation Center for instructional and research space, respectively. The estimated cost of this renovation is \$400,000.

U. T. Austin Physical Plant is capable of accomplishing the proposed work by a combination of their own work forces and contract services. The Office of Facilities Planning and Construction will be available for any consultation required.

9. U. T. DALLAS: THERMAL ENERGY PLANT - REQUEST OF ENSERCH CORPORATION FOR AN EASEMENT TO INSTALL AND MAINTAIN A HIGH PRESSURE UNDERGROUND NATURAL GAS MAIN IN ORDER TO PROVIDE ADDITIONAL SERVICE TO THE THERMAL ENERGY PLANT

RECOMMENDATIONS

President Jordan and Chancellor Walker recommend that an easement be granted to Enserch Corporation for the installation and maintenance of a high pressure underground natural gas main to serve the Thermal Energy Plant at The University of Texas at Dallas.

BACKGROUND INFORMATION

With the installation of additional equipment in the Thermal Energy Plant at U. T. Dallas, it is necessary to supplement the existing low pressure gas line with a high pressure gas line. To provide underground high pressure natural gas service to the Thermal Energy Plant, Enserch Corporation has requested an easement under, across and through those certain tracts or parcels of land containing 236.3955 acres in "Tract A" and 38.8157 acres in "Tract B" out of the John Clay Survey, Abstract No. 313, Dallas County, and Abstract No. 223, Collin County, recorded in Volume 72177, Page 1645, Deed of Records of Dallas County and that 325.13 acre tract out of the John W. Curtis Survey, Abstract No. 345, McKinney and Williams Survey, Abstract No. 1023, and John C. Campbell Survey, Abstract No. 241 and recorded in Volume 69188, Page 1201, Deed of Records of Dallas County.

The requested easement runs easterly from Renner Road along the north boundary of University property to the east boundary of "Tracts A & B", then turns south along the eastern boundary of "Tract A & B" to a point south of the Thermal Energy Plant. The easement consists of a strip of land twenty (20) feet wide by 5,868 feet in length.

The proposed easement is more fully described in the easement document which will be available for examination at the Board meeting.

10. U. T. EL PASO: COLLEGE OF BUSINESS ADMINISTRATION CLASSROOM AND OFFICE BUILDING (PROJECT NO. 201-421) - REPORT OF FEASIBILITY STUDY; REQUEST FOR PROJECT AUTHORIZATION; PROPOSED SITE; REQUEST TO APPOINT PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Templeton and Chancellor Walker recommend that the Board:

- a. Authorize construction of the College of Business Administration Classroom and Office Building at an estimated total project cost of \$6,800,000 .
- b. Approve the site for the new facility southwest of the Engineering-Science Complex
- c. Appoint Fouts, Langford, Gomez, Moore, Inc., El Paso, Texas, as Project Architect with authorization for the preparation of preliminary plans which will be presented at a future Board meeting for consideration
- d. Appropriate \$60,000 from Permanent University Fund bond proceeds for fees and related project expenses through completion of preliminary plans.

BACKGROUND INFORMATION

At the October 1978 Board meeting approval was given for amending the U. T. El Paso Long Range Development Plan to include new facilities to meet current enrollment and growth projections for the next ten years. Included in the plan was a new facility for the College of Business Administration, which was at that time listed on the plan at an estimated cost of \$5,000,000. At the February 9, 1979 meeting the Board authorized a feasibility study to determine the scope, location, and more accurate estimated cost for this new facility.

In accordance with this authorization, studies and evaluations of requirements for new classroom and office facilities for the College of Business Administration have been made by U. T. El Paso Administration, the Office of Facilities Planning and Construction and the Consulting Architect, Fouts, Langford, Gomez, Moore, Inc., El Paso, Texas.

The feasibility study proposes a new three level structure located on a site southwest of the Engineering-Science Complex at an estimated total project cost of \$6,800,000.

The proposed project scope includes classroom and lecture facilities, provisions for audio-visual and special teaching equipment, seminar rooms, student and staff lounges, and space for the Bureau of Business and Economic Research and the Center for Continuing Education. Administrative and faculty offices for the Departments of Accounting, Business and Economics & Finance are also included in the building. The Administration of U. T. El Paso and the Office of Facilities Planning and Construction concur in the recommendations of the feasibility study prepared by the consultants, Fouts, Langford, Gomez, Moore, Inc.

11. GALVESTON MEDICAL BRANCH (GALVESTON HOSPITALS): TEXAS DEPARTMENT OF CORRECTIONS HOSPITAL (PROJECT NO. 601-385) - REQUEST FOR APPROVAL OF FINAL PLANS AND FOR AUTHORIZATION TO ADVERTISE FOR BIDS

RECOMMENDATIONS

President Levin and Chancellor Walker recommend that the Board:

- a. Approve the final plans and specifications for the construction of the Texas Department of Corrections Hospital at an estimated construction cost of \$25,500,000 which is within previously authorized funding
- 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 Board of Regents at its meeting on June 9, 1978, final plans and specifications for the construction of the Texas Department of Corrections Hospital at The University of Texas Medical Branch at Galveston have been prepared by the Project Architect, Bernard Johnson, Inc., and Jessen Associates, Inc., A Joint Venture. These plans and specifications provide for 144 inmate patient beds, diagnostic and treatment facilities, ancillary services and administrative areas within a facility designed to interface optimum health care delivery, teaching, and research opportunities within maximum security provisions.

The estimated total project is within the \$40,000,000 Legislative appropriation. In December 1978 contracts were awarded for site preparation and foundation construction to expedite the schedule of building construction. In addition to the hospital construction, guard housing will be planned for future construction at the west end of the Medical Branch Campus.

12. GALVESTON MEDICAL BRANCH: SEWAGE TREATMENT PLANT - REQUEST FOR PROJECT AUTHORIZATION; APPOINTMENT OF PROJECT ENGINEER FOR PREPARATION OF SPECIAL STUDIES, COST ESTIMATE AND PRELIMINARY PLANS; AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Levin and Chancellor Walker recommend that the Board:

- a. Authorize initiation of all appropriate actions, investigations and studies for the construction and installation of a sewage treatment plant on the campus of the Galveston Medical Branch
- b. Appoint a Project Engineer from a list to be submitted at the meeting for preparation of special studies, surveys, cost estimate and preliminary plans which will be presented at a future Board meeting for consideration
- c. Appropriate \$40,000 from Medical Branch Unexpended Plant Funds - Project Allocation for fees and related project expenses through completion of preliminary plans.

BACKGROUND INFORMATION

The Galveston Medical Branch Administration has recognized the necessity of locating a sewage treatment plant on the campus. The initial contact with the Texas Department of Water Resources indicates that preparation of a formal application for the construction and installation of a sewage treatment plant will require technical information and professional services of an engineering firm capable and experienced in this specialized construction. The appointment of the Project Engineer is timely to provide data for the application, initial cost estimate and preliminary plans.

13. HOUSTON HEALTH SCIENCE CENTER: HOUSTON MEDICAL SCHOOL PHASE III - REQUEST FOR COMPLETION OF SITE DEVELOPMENT; APPOINTMENT OF LANDSCAPE ARCHITECT TO PREPARE FINAL PLANS; AND APPROPRIATION THEREFOR

RECOMMENDATIONS

President Bulger and Chancellor Walker recommend that the Board:

- a. Authorize completion of the site development for Houston Medical School Phase III, at an estimated total project cost of \$560,000
- b. Appoint a Landscape Architect from a list to be submitted at the meeting to prepare final plans and cost estimate to be presented at a future Board meeting for consideration
- c. Appropriate \$27,000 from unexpended plant fund balances for fees and related project expenses through completion of final plans.

BACKGROUND INFORMATION

In cooperation with the Texas Medical Center and adjacent property owners, the Office of Facilities Planning and Construction has prepared a schematic design concept for the completion of site development for Phase III at the Houston Medical School. The scope of work, estimated to cost \$560,000, will provide a pedestrian mall, paved areas, landscaped terraces, a multi-use amphitheatre for outdoor classroom use, security lighting and a fountain-retaining basin for additional flood control protection. The preparation of final plans and specifications for this site development work at this time will permit bidding in Fall of 1979 with an early construction start. The construction of this site development work will supplement and complete other flood protection measures in the vicinity of the Medical School.

14. HOUSTON HEALTH SCIENCE CENTER AND UNIVERSITY CANCER CENTER: REQUEST OF HOUSTON LIGHTING AND POWER COMPANY FOR EASEMENT TO PROVIDE ELECTRICAL SERVICE TO THERMAL ENERGY PLANT OPERATED BY TEXAS MEDICAL CENTER HEATING AND COOLING COOPERATIVE ASSOCIATION

RECOMMENDATIONS

Director Kristoferson and Chancellor Walker recommend that the Board grant a 10-foot wide overhead easement to Houston Lighting and Power Company, running from the electrical substation at the Fannin Street crossing of Brays Bayou to the thermal energy plant operated by the TMC Heating and Cooling Cooperative Association, for a period of three years, in accordance with an easement document which will be available for inspection at the Board meeting.

BACKGROUND INFORMATION

The thermal energy plant in question serves many institutions on the TMC campus, including University of Texas institutions which consume approximately 60% of its output. There is a need to provide electrical current for a 4,000 horsepower motor for a period of about three years while an electrical substation is being built on the Cooperative's property. It is estimated that this motor will effect savings from \$100,000 to \$150,000 per year as compared to the existing steam turbine. Upon completion of the new substation, the electrical line serving this motor will no longer be needed and the temporary overhead easement will be vacated.

Houston Lighting and Power Company already has three easements contiguous to the area of this proposed easement. Although it is the Board's general policy to require underground easements, there are several pertinent reasons why the Board may wish to grant an exception in this case:

- a. One of the existing easements is an overhead easement for a very high voltage transmission line which cannot be put underground. The proposed easement, if approved for overhead, would stand in the shadow of the existing overhead line
- b. The added cost of putting the proposed line underground would be approximately \$50,000, about 60% of which would be borne by the University. Since the line will be removed in about three years, it does not appear to be cost effective to put this line underground
- c. The line in question is not in an area which will suffer aesthetically if installed overhead.

15. U. T. AUSTIN: TOWNES HALL (LAW SCHOOL BUILDING) - ALTERATIONS AND ADDITIONS (PROJECT NO. 102-330): REQUEST FOR ADDITIONAL APPROPRIATION. --

RECOMMENDATIONS

President Rogers and Chancellor Walker recommend that the Board:

Appropriate \$100,000 from interest on bond proceeds to supplement the remaining balance of funds previously appropriated for the purchase of additional furniture and furnishings.

BACKGROUND INFORMATION

At the March 1979 Board meeting contract awards in the amount of \$908,932.47 were approved for the purchase and installation of essential items for the new addition to Townes Hall. At that time, U. T. Austin Administration reported the need for an additional appropriation to supplement previously budgeted funds.

Additional requirements include venetian blinds, furniture for secretarial work stations, reading area chairs, additional reading room bookshelves, book trucks and special equipment. U. T. Austin Administration considers that the additional items of furniture and equipment are necessary to adequately equip this new building.

16. GALVESTON MEDICAL BRANCH (GALVESTON HOSPITALS): HELIPORT - REQUEST FOR REVISED PROJECT COST, RECOMMENDED AWARD OF CONTRACT TO TEXAS GULF CONSTRUCTION COMPANY, GALVESTON, TEXAS, AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President Levin and Chancellor Walker recommend that the Board:

- a. Authorize a revised total project cost of \$220,000 for the Heliport at the Galveston Medical Branch to cover the recommended pile driving, Heliport construction contract award, construction contingency, field lighting, fees and related project expenses
- b. Authorize the Galveston Medical Branch Administration to award the construction contract for the Heliport at the Galveston Medical Branch to the lowest responsible bidder, Texas Gulf Construction Company, Galveston, Texas, in the amount of the base bid of \$189,120
- c. Appropriate additional funds in the amount of \$95,000 from the Galveston Medical Branch Unallocated Plant Funds - Project Allocation to provide for the total project cost.

BACKGROUND INFORMATION

In accordance with the project authorization of the Board of Regents at its meeting on December 1, 1978, bids were called for and were received, opened and tabulated on May 3, 1979, as shown below, for the construction of a 50 ft. x 50 ft. full service, day/night Heliport at The University of Texas Medical Branch at Galveston.

<u>Bidder</u>	<u>Base Bid</u>	<u>Bidder's Bond</u>
C & H Construction, Inc., Galveston, Texas	\$232,506.00	5%
John Gray Company, Inc., Galveston, Texas	224,360.00	5%
Texas Gulf Construction Company, Galveston, Texas	189,120.00	5%

All three of the bids received exceeded the estimated project cost of \$125,000. During the testing for the pile foundation, large sections of concrete and debris were encountered. Removal of this debris has contributed to higher construction costs. In consideration of the urgent life-safety need for the facility, the Galveston Medical Branch recommends proceeding with the proposed construction award.

BUILDINGS AND GROUNDS COMMITTEE

SUPPLEMENTAL INFORMATION

May 31 - June 1, 1979

Page

GALVESTON MEDICAL BRANCH

12. Sewage Treatment Plant: Recommended Engineering Firms

Below

HOUSTON HEALTH SCIENCE CENTER

13. Houston Medical School Phase III - Completion of Site Development: Recommended Architectural Firms

Below

Documentation

12. Galveston Medical Branch - Sewage Treatment Plant: Recommended Engineering Firms (Page B&G - 10). --

LOCKWOOD, ANDREWS & NEWNAM, INC.	HOUSTON, TEXAS
BOVAY ENGINEERS, INC.	HOUSTON, TEXAS
BINKLEY & HOLMES, INC.	HOUSTON, TEXAS
DANNENBAUM ENGINEERING CORPORATION	HOUSTON, TEXAS
CALVIN J. MORGAN & ASSOCIATES, INC.	HOUSTON, TEXAS
TURNER COLLIE AND BRADEN, INC.	HOUSTON, TEXAS

13. Houston Health Science Center - Houston Medical School Phase III - Completion of Site Development: Recommended Architectural Firms (Page B&G - 11). --

COREY A. HOFFPAUIR AND ASSOCIATES, INC.	AUSTIN, TEXAS
THE OFFICE OF GEORGE S. PORCHER	HOUSTON, TEXAS
STANGER & ASSOCIATES	HOUSTON, TEXAS
JAMES E. KEETER	SAN ANTONIO, TEXAS

BUILDINGS AND GROUNDS COMMITTEE

EMERGENCY ITEMS

May 31 - June 1, 1979

Page
B & G

U. T. AUSTIN

17. Townes Hall (Law School Building) - Alterations and Additions: Recommended Contract Award for Furniture and Furnishings to Rockford Furniture & Carpets, Inc., Austin, Texas 15

U. T. DALLAS

18. Student Union Building (Initial Phase): Recommended Contract Award to Kugler-Morris, General Contractors, Inc., Dallas, Texas, and Additional Appropriation Therefor 16

INSTITUTE OF TEXAN CULTURES

19. Phase I Remodeling - Mechanical/Electrical Distribution Segment: Recommended Contract Award to Tezel & Cotter Air Conditioning Company, San Antonio, Texas, and Additional Appropriation Therefor 19

17. U. T. AUSTIN: ALTERATIONS AND ADDITIONS TO TOWNES HALL (THE LAW SCHOOL BUILDING) - (PROJECT NO. 102-330) - RECOMMENDED AWARD OF CONTRACT FOR FURNITURE AND FURNISHINGS TO ROCKFORD FURNITURE & CARPETS, INC., AUSTIN, TEXAS

RECOMMENDATIONS

It is recommended by President Rogers and Chancellor Walker that the Board of Regents award a contract for furniture and furnishings to the lowest responsible bidder as follows:

Rockford Furniture & Carpets,
Inc., Austin, Texas

Base Proposal "3" (Book Trucks and Special Purpose Equipment)	\$27,503.70
--	-------------

The funds necessary to cover this contract award are available in the Furniture and Equipment Account.

BACKGROUND INFORMATION

At its meeting on March 29, 1979, the Board of Regents awarded several furnishings and equipment contracts for the Addition to Townes Hall. A few bids were rejected due to lack of sufficient funds to make additional awards.

Earlier in this Board meeting, the Board considered making an additional appropriation for furnishings and equipment for the Addition to Townes Hall. The requested appropriation would cover items contained in Base Proposal 3 (Book Trucks and Special Purpose Equipment) which was rejected at the March meeting. It would make an award possible.

The low responsible bidder for Base Proposal 3, Rockford Furniture and Carpets, Inc., has extended the date through which his bid is valid to June 22, 1979. For the Board's information, a tabulation of the bids received on Base Proposal 3 follows:

Abel Contract Furniture & Equipment Company, Inc., Austin, Texas	27,727.00
Delta Design Associates, Austin, Texas	28,227.32
Rockford Furniture & Carpets, Inc., Austin, Texas	27,503.70
Stewart Office Supply Company, Dallas, Texas	28,172.87

18. U. T. DALLAS: STUDENT UNION BUILDING (INITIAL PHASE) (PROJECT NO. 302-405) - RECOMMENDED AWARD OF CONTRACT TO KUGLER-MORRIS, GENERAL CONTRACTORS, INC., DALLAS, TEXAS, AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

President Jordan and Chancellor Walker recommend that the Board:

- a. Award a construction contract for the U. T. Dallas Student Union Building (Initial Phase) to the lowest responsible bidder, Kugler-Morris, General Contractors, Inc., Dallas, Texas, as follows:

Base Bid	\$2,320,000
Alternate Bid No. 1 (Substitute 6" Concrete Drive in Lieu of 2" Asphalt)	1,400
Total Recommended Contract Award	<u>\$2,321,400</u>

- b. Authorize a total project cost of \$2,700,000 to cover the recommended construction contract award, movable furnishings and equipment, air balancing, landscaping, fees and related project expenses
- c. Appropriate additional funds in the amount of \$2,613,000 from Bond Fund proceeds to provide for the total project cost.

BACKGROUND INFORMATION

At the meeting held on March 30, 1979, the Board approved the final plans and specifications for the U. T. Dallas Student Union Building (Initial Phase) prepared by the Project Architect, Fisher and Spillman Architects, Incorporated, and Haywood Jordan McCowan, Inc., Associated Architects, and authorized advertisement for bids. This initial phase of 28,800 gross square feet of facilities, which includes a coffee house, information center, activity area, games area and offices, was estimated at a total project cost of \$2,000,000. Bids for the U. T. Dallas Student Union were called for and were received, opened on May 10, 1979 and tabulated as shown on the attached sheet.

Although the Project Architect contacted 20 general contractors in writing to promote bidding interest, only eight bidders took out plans and were active during the bidding period. Four bids were received and all exceeded the final construction cost estimate of \$1,864,000. The bids indicate low bidder interest in this relatively small value project as well as the nonavailability of contractors due to the high volume of construction in the North Texas area. The range of bids represents a fair test of the construction market which has been highly unpredictable recently.

After receipt of the bids an extensive cost reduction list was prepared by the Project Architect and submitted to the lowest responsible bidder for pricing, with the view of possibly negotiating a lower contract award. However, most of the reductions considered would adversely affect building design or function, so it was concluded that only minimal reductions were possible and that most such reductions would be detrimental to the project.

In view of the current unstable conditions in the construction market, it is the consensus of the Project Architect, the Office of Facilities Planning and Construction and U. T. Dallas Administration that the project cannot be negotiated or rebid to stay within the original budget without drastically reducing program requirements.

In consideration of the urgent need for this initial phase of Student Union facilities at U. T. Dallas, the Administration of U. T. Dallas recommends proceeding with the proposed construction award and the completion of project funding, \$87,000 having been previously appropriated for fees and miscellaneous expenses.

THE STUDENT UNION BUILDING, THE UNIVERSITY OF TEXAS AT DALLAS
 Bids Received at 2:00 p.m., C.D.S.T., Thursday, May 10, 1979
 The University of Texas at Dallas

<u>Bidder</u>	<u>Base Bid</u>	<u>Alternate Bid #1 Substitute 6" concrete service drive in lieu of 2" asphalt</u>	<u>Alternate Bid #2 Substitute painted concrete in lieu of "warmtone" concrete</u>	<u>Bidder's Bond</u>
Burden/Click, Incorporated, Dallas, Texas	\$2,720,000.00	No Bid	No Bid	5%
C. & L. STONE BUILDERS, INC., Dallas, Texas	2,548,499.00	+\$2,900.00	-\$8,500.00	5%
Kugler-Morris, General Contractors, Inc., Dallas, Texas	2,320,000.00	+1,400.00	-7,402.00	5%
Olson Construction Company dba Texas Olson Construction Co., Dallas, Texas	2,796,000.00	+2,900.00	No Bid	5%

B & G - 18

19. INSTITUTE OF TEXAN CULTURES AT SAN ANTONIO: PHASE I REMODELING - MECHANICAL/ELECTRICAL DISTRIBUTION SEGMENT (PROJECT NO. 404-386) - RECOMMENDED AWARD OF CONTRACT TO TEZEL & COTTER AIR CONDITIONING COMPANY, SAN ANTONIO, TEXAS AND ADDITIONAL APPROPRIATION THEREFOR

RECOMMENDATIONS

Director Maguire and Chancellor Walker recommend that the Board:

- a. Award the construction contract for the Phase I Remodeling - Mechanical/Electrical Distribution Segment for the Institute of Texan Cultures at San Antonio to the lowest responsible bidder, Tezel & Cotter Air Conditioning Company, San Antonio, Texas, as follows:

Base Bid \$102,627

Additive Alternates:

Alt. No. 1 Provide Emergency Power to Level 3 3,000

Alt. No. 3 Provide Ductwork to Level 3 34,552

Total Recommended Contract Award \$140,179

- b. Authorize a total project cost of \$156,000 to cover the recommended contract award, fees and related project expenses
- c. Appropriate \$9,468 from Account No. 1810050, Administrative and General Services - Maintenance and Operation to provide necessary additional funds for the total project cost.

BACKGROUND INFORMATION

In accordance with authorization of the Board of Regents at its meeting on February 8, 1979, bids were called for and were received, opened and tabulated on May 1, 1979, as shown on the attached sheet, for the Phase I Remodeling - Mechanical/Electrical Distribution Segment at the Institute of Texan Cultures at San Antonio.

PHASE I REMODELING - MECHANICAL/ELECTRICAL DISTRIBUTION
 The University of Texas Institute of Texan Cultures at San Antonio
 Bids Received at 2:00 p.m., C.D.S.T., Tuesday, May 1, 1979 at
 The University of Texas Institute of Texan Cultures
 San Antonio, Texas

<u>Bidder</u>	<u>Base Bid</u>	<u>Add Alternates</u>			<u>Bidder's Bond</u>	
		<u>No. 1 Provide Emergency Power to Level 3</u>	<u>No. 2A Stockpile 100 Light Fixtures</u>	<u>No. 2B Stockpile 200 Light Fixtures</u>		<u>No. 3 Provide Ductwork on Level 3</u>
G & H Mechanical Contractors, Inc., San Antonio, Texas	\$123,878.00	\$3,030.00	\$11,287.00	\$22,574.00	\$33,790.00	5%
Natkin Service Company, San Antonio, Texas	120,300.00	8,323.00	2,026.00	6,177.00	12,354.00	5%
Shafer Plumbing & Heating, Inc., San Antonio, Texas	114,222.00	2,650.00	8,900.00	17,350.00	43,484.00	5%
Tezel & Cotter Air Conditioning Company, San Antonio, Texas	102,627.00	3,000.00	9,833.00	19,687.00	34,552.00	5%
Frank Thompson Construction Company, Inc., San Antonio, Texas	170,559.00	3,805.00	10,783.00	21,065.00	42,300.00	5%

B & C - 20

Health Affairs Committee

HEALTH AFFAIRS COMMITTEE
Committee Chairman Fly

Date: June 1, 1979

Time: Following the meeting of the Academic and Developmental Affairs Committee unless the Buildings and Grounds Committee does not finish its business on May 31 and reconvenes on June 1

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

	<u>Page</u> <u>HAC</u>
1. U. T. Arlington: Proposed Affiliation Agreements with:	3
a. Trinity Valley Mental Health Mental Retardation Authority Fort Worth, Texas	
b. Arlington Girls' Club Arlington, Texas	
2. U. T. San Antonio: Proposed Affiliation Agreement with The University Hospital and Clinics, Oklahoma City, Oklahoma	3
3. U. T. San Antonio: Proposed Affiliation Agreements with:	7
a. St. Anthony Center, Houston, Texas	
b. Spring Branch Memorial Hospital Houston, Texas	
c. San Antonio Community Hospital San Antonio, Texas	
d. Memorial City General Hospital Houston, Texas	
e. Ruthe B. Cowl Rehabilitation Center Laredo, Texas	
f. St. Mary's Medical Center Knoxville, Tennessee	
4. Houston Health Science Center: Proposed Affiliation Agreement with Gamma Biologicals, Houston, Texas	7

	<u>Page</u> <u>HAC</u>
5. University Cancer Center: Proposed Appointment to the Charles B. Barker Chair in Surgery	8
6. University Cancer Center: Proposed Appointment to the Mosbacher Pediatrics Professorship	8
7. University Cancer Center: Request for Authorization to Apply for a Wine and Beer License for the Anderson Mayfair	8
8. Tyler Health Center: Proposed Affiliation Agreement with Kilgore College District, Kilgore, Texas	9
9. Tyler Health Center: Proposed Affiliation Agreement with Tyler Junior College, Tyler, Texas	16

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, unless the document is included.

1. U. T. Arlington: Proposed Affiliation Agreements with (a) Trinity Valley Mental Health Mental Retardation Authority, Fort Worth, Texas and (b) Arlington Girls' Club, Arlington, Texas.--

RECOMMENDATION

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

<u>Facility</u>	<u>Agreement Executed</u>
a. Trinity Valley Mental Health Mental Retardation Authority Fort Worth, Texas	March 27, 1979
b. Arlington Girls' Club Arlington, Texas	April 9, 1979

PURPOSE

Each of these agreements will provide facilities for health care related educational experiences for students at U. T. Arlington.

2. U. T. San Antonio: Proposed Affiliation Agreement with The University Hospital and Clinics, Oklahoma City, Oklahoma.--

RECOMMENDATION

It is recommended by President Wagener and Chancellor Walker that approval be given to the following affiliation agreement (Pages HAC 4-6) by and between The University of Texas at San Antonio and The University Hospital and Clinics, Oklahoma City, Oklahoma. The agreement was executed by the appropriate officials on January 29, 1979, to be effective upon approval by the Board of Regents.

PURPOSE

This agreement will provide facilities for health care related educational experiences in physical therapy for students in the Division of Allied Health and Life Sciences at U. T. San Antonio.

STATEMENT OF AGREEMENT
BETWEEN
THE UNIVERSITY HOSPITAL AND CLINICS
AND
THE UNIVERSITY OF TEXAS AT SAN ANTONIO

THIS AGREEMENT is entered into this 29th day of January, 1979, by and between THE UNIVERSITY HOSPITAL AND CLINICS, a hospital owned and operated by the State of Oklahoma and governed by a separate statutory Board of Trustees, hereinafter referred to as the "AGENCY", and THE UNIVERSITY OF TEXAS AT SAN ANTONIO, a component institution of The University of Texas System, hereinafter referred to as the "EDUCATIONAL FACILITY".

RECITALS

A. WHEREAS, the AGENCY understands that at all times (1) the FACILITY is completely responsible for and in control of the education of the student for physical therapy practice; (2) that the AGENCY is completely responsible for the treatment given to patients; and (3) each contributes to meeting the goal of the other.

B. WHEREAS, the AGENCY has facilities for the instruction of physical therapy students, and

C. WHEREAS, the purpose of furthering the following objectives of the parties hereto, the FACILITY will send the AGENCY students enrolled in the physical therapy program: (1) to provide clinical experience in patient treatment and related instruction; (2) to increase contacts between academic and clinical facilities for fullest use of available teaching facilities and expertise; (3) to establish and maintain a cooperative clinical experience setting, it is agreed:

D. THAT, in consideration of the mutual benefits the parties agree as follows:

1. General information:

a. Students will be scheduled at least one (1) month in advance of the beginning training date.

b. The numbers of students assigned to the AGENCY will be in keeping with the capacity to provide a good clinical experience. The AGENCY retains the option to train students from other academic programs in physical therapy.

c. The FACILITY will provide copies of current course objectives, outlines, or schedules and assignments for courses relevant to the clinical training program.

d. The AGENCY will not charge the student with any educational tuition, nor is the AGENCY expected to provide stipends to the students.

2. Responsibility of the Facility:

a. The FACILITY will send the name and evidence of coverage under student health and liability insurance of students assigned to the AGENCY at least one month before the beginning date of the clinical experience.

b. The FACILITY has designated Suzanne Brown, R.P.T., as clinical coordinator to participate in planning the student program at the AGENCY. Her primary role is to insure that students and the AGENCY fulfill the requirements of the clinical experience program, and to provide liaison between the FACILITY and the AGENCY.

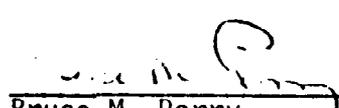
3. Terms of Agreement:

a. This agreement is valid for one (1) year from the date of execution, and

b. That either party hereto shall have the right to terminate this agreement upon three (3) months written notice of the other.

APPROVED FOR:

THE UNIVERSITY HOSPITALS AND CLINICS
Oklahoma City, Oklahoma 73125



Bruce M. Perry
Executive Director

FEB 06 1979

Date

APPROVED FOR:

THE UNIVERSITY OF TEXAS
AT SAN ANTONIO



James W. Wagener
President

1-29-79

Date

ATTEST:

BOARD OF REGENTS
THE UNIVERSITY OF TEXAS SYSTEM

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

By Dan C. Williams, Chairman
Board of Regents
The University of Texas System

Approved as to Form:

Content Approved:

M Lynn Taylor
Attorney
The University of Texas System

Chancellor
Chancellor
The University of Texas System

Vice Chancellor for Academic Affairs
Vice Chancellor for Academic Affairs
The University of Texas System

3. U. T. San Antonio: Proposed Affiliation Agreements with (a) St. Anthony Center, Houston, Texas; (b) Spring Branch Memorial Hospital, Houston, Texas; (c) San Antonio Community Hospital, San Antonio, Texas; (d) Memorial City General Hospital, Houston, Texas; (e) Ruthe B. Cowl Rehabilitation Center, Laredo, Texas; and (f) St. Mary's Medical Center, Knoxville, Tennessee.--

RECOMMENDATION

President Wagener and Chancellor Walker recommend that approval be given to affiliation agreements by and between The University of Texas 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 Board of Regents:

<u>Facility</u>	<u>Agreement Executed</u>
a. St. Anthony Center Houston, Texas	May 4, 1978
b. Spring Branch Memorial Hospital Houston, Texas	July 13, 1978
c. San Antonio Community Hospital San Antonio, Texas	September 6, 1978
d. Memorial City General Hospital Houston, Texas	November 16, 1978
e. Ruthe B. Cowl Rehabilitation Center Laredo, Texas	February 13, 1979
f. St. Mary's Medical Center Knoxville, Tennessee	February 14, 1979

PURPOSE

Each of these agreements will provide facilities for health care related educational experiences for students at U. T. San Antonio.

4. Houston Health Science Center: Proposed Affiliation Agreement with Gamma Biologicals, Houston, Texas.--

RECOMMENDATION

It is recommended by President Bulger and Chancellor Walker that approval be given to the affiliation agreement by and between The University of Texas Health Science Center at Houston and Gamma Biologicals, Houston, Texas. The agreement was executed by the appropriate officials on April 5, 1979, to be effective upon approval by the Board of Regents.

PURPOSE

This agreement will provide additional educational experiences for students at the Houston Health Science Center through utilization of the clinical facilities of Gamma Biologicals.

5. University Cancer Center: Proposed Appointment to the Charles B. Barker Chair in Surgery.--

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend approval of the appointment of Dr. Richard G. Martin to the Charles B. Barker Chair in Surgery at the System Cancer Center. The Charles B. Barker Chair in Surgery was established by action of the Board of Regents at the meeting of August 3-4, 1978. Dr. Martin was the unanimous recommendation of the Committee appointed to recommend candidates for this Chair.

BACKGROUND INFORMATION

Dr. Martin is a distinguished surgeon and Professor of Surgery. He was first appointed to the staff of the System Cancer Center on October 1, 1951. He is highly regarded by his colleagues, both at M. D. Anderson Hospital and throughout the world. In addition to his exceptional qualifications as a surgeon and teacher, Dr. Martin is a capable administrator. He has served during the past three years as the head of the Department of General Surgery and as the first director of the Division of Surgery at the System Cancer Center. The new division responsibility greatly expands administrative demands placed on Dr. Martin and includes all surgical disciplines and sub-specialties.

6. University Cancer Center: Proposed Appointment to the Mosbacher Pediatrics Professorship.--

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend that Dr. Jan vanEys be appointed to the Mosbacher Pediatrics Professorship at The University of Texas System Cancer Center.

BACKGROUND INFORMATION

The Mosbacher Professorship was established by the Board of Regents at their meeting of October 20, 1978. Dr. vanEys is Professor and Head of the Department of Pediatrics at the University Cancer Center. Dr. vanEys is one of the leading pediatric oncologists in America and has done an outstanding job in organizing and managing the Department of Pediatrics. He has been actively involved in cancer research, patient care and education, as well as carrying a substantial administrative load. It is entirely appropriate that the initial appointment to the Mosbacher Professorship be Dr. vanEys.

7. University Cancer Center: Request for Authorization to Apply for a Wine and Beer License for the Anderson Mayfair.--

RECOMMENDATION

It is recommended by President LeMaistre and Chancellor Walker that authorization be given to apply for a wine and beer license for the ground floor dining room of the Anderson Mayfair at The University of Texas System Cancer Center.

BACKGROUND INFORMATION

This recommendation is made to be able to provide requested services for guests of the Anderson Mayfair. Previously, guests of the Anderson Mayfair were permitted eating privileges in the Faculty Club dining room where wine and beer is available. In recent months, in order that the membership of the Faculty Club will have adequate facilities, it has been necessary to discontinue this privilege for hotel guests.

8. Tyler Health Center: Proposed Affiliation Agreement with Kilgore College District, Kilgore, Texas.--

RECOMMENDATION

It is recommended by Superintendent Hurst and Chancellor Walker that the following affiliation agreement (Pages HAC 10-15) by and between The University of Texas Health Center at Tyler and Kilgore College District, Kilgore, Texas, be approved. The agreement was executed by the appropriate officials on March 15, 1979, to be effective upon approval by the Board of Regents.

PURPOSE

This agreement will permit students enrolled in Kilgore College District to complete a portion of their educational experience at the Tyler Health Center. It will continue an excellent relationship between these two institutions and provide for the total educational experiences of the students in Kilgore College District. These students are enrolled in nursing programs and can benefit from facilities and staff at the Tyler Health Center.

HEALTH CARE
EDUCATIONAL EXPERIENCE PROGRAM
AFFILIATION AGREEMENT

THIS AGREEMENT made the 15th day of March, 1979 by and between The University of Texas Health Center at Tyler ("UTHCT"), a component institution of The University of Texas System, ("System"), and Kilgore College District ("Affiliate") having its principal office at 1100 Broadway in Kilgore, State of Texas. WITNESSETH:

WHEREAS, UTHCT now operates health care facilities located 9 miles NE of Tyler on Hwy 271, State of Texas, and therein provides health care services for persons in need of such services; and Affiliate provides an academic program with respect to health care; and,

WHEREAS, Affiliate periodically desires to provide health care related educational experiences for its students, which are not otherwise available to them under the existing program of Affiliate, by utilization of appropriate facilities and personnel of UTHCT; and,

WHEREAS, UTHCT 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 UTHCT, and believes that achievement of such goal can best be accomplished by affording health-care students the opportunity to participate in meaningful educational experiences as a part of an academic health care program, through utilization of appropriate facilities and personnel of UTHCT; and,

WHEREAS, in order to accomplish such objectives, Affiliate

and UTHCT intend to establish and implement from time to time, one or more educational experience programs which will involve the students and personnel of Affiliate, and the facilities and personnel of UTHCT;

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, Affiliate and UTHCT agree that any program agreed to by and between UTHCT and Affiliate, 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 UTHCT and Affiliate, 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 UTHCT and Affiliate, and approved by the Chancellor of The University of Texas System.

5. Except for certain acts to be performed by UTHCT pursuant to express provisions of this Agreement, Affiliate hereby agrees to furnish 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 furnish UTHCT with the names of the students assigned by Affiliate to participate in the program.

(b) To assign for participation in the Program only those students (1) who have satisfactorily completed those portions of its curriculum which, according to Program Agreement, are prerequisite to such participation, and (2) who have entered into a written agreement with Affiliate and UTHCT that they will not publish any material relating to the Program, or their experience in participating therein, without the prior written approval of Affiliate and UTHCT.

(c) To designate a member of the Affiliate faculty (Faculty Coordinator) to coordinate with UTHCT through its Liaison the learning assignment to be assumed by each student participating in the Program; provided, however, that no person not having the prior written approval of UTHCT shall be approved; and, in such connection, Affiliate shall furnish in writing to UTHCT (not later than thirty (30) days prior to the date the Faculty Coordinator appointment is to become effective) the name and professional and academic credentials of the person proposed by Affiliate to coordinate with UTHCT, and within ten (10) days after receipt of same, UTHCT shall notify Affiliate of UTHCT's approval or disapproval of such person. In the event the

faculty member becomes unacceptable to UTHCT after appointment, and UTHCT so notifies Affiliate in writing, Affiliate will appoint another person to serve as Faculty Coordinator in accordance with procedures in the first sentence of this subparagraph (c).

6. UTHCT hereby agrees:

(a) To permit the authority responsible for accreditation of Affiliate curriculum to inspect such facilities, services and other things provided by UTHCT pursuant to this Agreement as are necessary for accreditation evaluation.

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

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 the 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 Affiliate or The University of Texas System, or any of its component institutions, (including, but not limited to UTHCT), 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. Affiliate shall hold UTHCT harmless from all liability resulting from the acts or omissions of Affiliate and its officers, agents, servants, employees or students.

11. 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.

12. 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 UTHCT and Affiliate and after such initial term, from year to year unless one party shall have given one hundred eighty (180) 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 one hundred eighty (180) 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.

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

ATTEST:

UTHCT

Paula Stevens
Notary Public - Smith Co.
Texas

By Mary A. Hunt
Superintendent, The University of
Texas Health Center at Tyler

CONTENT APPROVED:

Cliff Walker
Chancellor, The University of
Texas System

FORM APPROVED:

M. Lynn Taylor
General Counsel of The
University of Texas System

Edward R. Brantley
Vice Chancellor for Health Affairs
The University of Texas System

ATTEST:

AFFILIATE

Dee Rodriguez
Notary Public, Gregg Co.
Texas

Stewart McQuinn
President, Kilgore College

Bruce D. Swan
Chairman

Chairman, The University of Texas
System Board of Regents
DAN C. WILLIAMS

CERTIFICATE OF APPROVAL

I hereby certify that the foregoing Agreement was approved by the Board of Regents of The University of Texas System on the ___ day of _____, 197__.

Secretary, Board of Regents
The University of Texas System
BETTY ANNE THEDFORD

9. Tyler Health Center: Proposed Affiliation Agreement with Tyler Junior College, Tyler, Texas.--

RECOMMENDATION

It is recommended by Superintendent Hurst and Chancellor Walker that approval be given to the following affiliation agreement (Pages HAC 17-22) by and between The University of Texas Health Center at Tyler and Tyler Junior College, Tyler, Texas. The agreement was executed by the appropriate officials on March 15, 1979, to be effective upon approval by the Board of Regents.

PURPOSE

This agreement, which will permit students enrolled at Tyler Junior College to complete a portion of their educational experience at the Tyler Health Center, will continue an excellent relationship between these two institutions and provide for the total educational experiences of the students at Tyler Junior College. These students are enrolled in allied health programs and can benefit from facilities and staff at the Tyler Health Center.

HEALTH CARE
EDUCATIONAL EXPERIENCE PROGRAM
AFFILIATION AGREEMENT

THIS AGREEMENT made the 15th day of March, 1979 by and between The University of Texas Health Center at Tyler ("UTHCT"), a component institution of The University of Texas System, ("System"), and Tyler Junior College, a Texas Public Junior College ("Affiliate") having its principal office on the Henderson Highway in Tyler, State of Texas. WITNESSETH:

WHEREAS, UTHCT now operates health care facilities located 9 miles NE of Tyler on Hwy 271, State of Texas, and therein provides health care services for persons in need of such services; and Affiliate provides an academic program with respect to health care; and,

WHEREAS, Affiliate periodically desires to provide health care related educational experiences for its students, which are not otherwise available to them under the existing program of Affiliate, by utilization of appropriate facilities and personnel of UTHCT; and,

WHEREAS, UTHCT 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 UTHCT, and believes that achievement of such goal can best be accomplished by affording health-care students the opportunity to participate in meaningful educational experiences as a part of an academic health care program, through utilization of appropriate facilities and personnel of UTHCT; and,

WHEREAS, in order to accomplish such objectives, Affiliate

and UTHCT intend to establish and implement from time to time, one or more educational experience programs which will involve the students and personnel of Affiliate, and the facilities and personnel of UTHCT;

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, Affiliate and UTHCT agree that any program agreed to by and between UTHCT and Affiliate, 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 UTHCT and Affiliate, 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 UTHCT and Affiliate, and approved by the Chancellor of The University of Texas System.

5. Except for certain acts to be performed by UTHCT pursuant to express provisions of this Agreement, Affiliate hereby agrees to furnish 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 furnish UTHCT with the names of the students assigned by Affiliate to participate in the program.

(b) To assign for participation in the Program only those students (1) who have satisfactorily completed those portions of its curriculum which, according to Program Agreement, are prerequisite to such participation, and (2) who have entered into a written agreement with Affiliate and UTHCT that they will not publish any material relating to the Program, or their experience in participating therein, without the prior written approval of Affiliate and UTHCT.

(c) To designate a member of the Affiliate faculty (Faculty Coordinator) to coordinate with UTHCT through its Liaison the learning assignment to be assumed by each student participating in the Program; provided, however, that no person not having the prior written approval of UTHCT shall be approved; and, in such connection, Affiliate shall furnish in writing to UTHCT (not later than thirty (30) days prior to the date the Faculty Coordinator appointment is to become effective) the name and professional and academic credentials of the person proposed by Affiliate to coordinate with UTHCT, and within ten (10) days after receipt of same, UTHCT shall notify Affiliate of UTHCT's approval or disapproval of such person. In the event the

faculty member becomes unacceptable to UTHCT after appointment, and UTHCT so notifies Affiliate in writing, Affiliate will appoint another person to serve as Faculty Coordinator in accordance with procedures in the first sentence of this subparagraph (c).

6. UTHCT hereby agrees:

(a) To permit the authority responsible for accreditation of Affiliate curriculum to inspect such facilities, services and other things provided by UTHCT pursuant to this Agreement as are necessary for accreditation evaluation.

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

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 the 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 Affiliate or The University of Texas System, or any of its component institutions, (including, but not limited to UTHCT), 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. Affiliate shall hold UTHCT harmless from all liability resulting from the acts or omissions of Affiliate and its officers, agents, servants, employees or students.

11. 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.

12. 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 UTHCT and Affiliate and after such initial term, from year to year unless one party shall have given one hundred eighty (180) 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 one hundred eighty (180) 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.

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

ATTEST:

UTHCT

Paula Stevens
Notary Public - Smith Co., Texas

By Georg A. Hurst, Jr.
Superintendent, The University of Texas Health Center at Tyler

CONTENT APPROVED:

[Signature]
Chancellor, The University of Texas System

FORM APPROVED:

General Counsel of The University of Texas System

[Signature]
Vice Chancellor for Health Affairs
The University of Texas System

ATTEST:

AFFILIATE

[Signature]
Secretary, Board of Regents

[Signature]
President, Tyler Junior College

Chairman, The University of Texas System Board of Regents
DAN C. WILLIAMS

[Signature]
Chairman

CERTIFICATE OF APPROVAL

I hereby certify that the foregoing Agreement was approved by the Board of Regents of The University of Texas System on the ___ day of _____, 197__.

Secretary, Board of Regents
The University of Texas System
BETTY ANNE THIEDFORD

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE
Committee Chairman Hay

Date: June 1, 1979
Time: Following the Meeting of the Health Affairs Committee
Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

Page
L & I

I. Permanent University Fund

A. Investment Matters

Report on Clearance of Monies to
Permanent University Fund for
March and April 1979 and Report
on Oil and Gas Development 4

B. Land Matters

1. Proposed Amendment to Standard
Forms - University Lands (Oil, Gas
and Water Pipe Lines Easement Form,
Surface Lease Form, and Material
Source Permit Form) 5
2. Proposed Amendment of Rate Schedule -
University Lands /Pipe Line Easement;
Power and Telephone Easements; Surface
Leases (other than grazing); Material
Source Permits (caliche, etc.); and
Assignments, Transfer, or Correction of
Easements, Leases, Etc.7 5
3. Proposed Amendment of Flexible Grazing
Lease Form - University Lands 8
4. Proposed Amendment of Damage Schedule
and Program - University Lands 15
5. Proposed Extension of Term of Existing
Airport Surface Lease with Reagan County
Commissioners' Court 19
6. U. T. Austin: Recommended Ground Lease
for 1.865 Acres Site at Balcones Research
Center to National Bank of Commerce 20
7. Easements and Surface Leases, Material
Source Permits and Assignment of Easement
 - a. Easements and Surface Leases
Nos. 4865-4926 21
 - b. Material Source Permits Nos. 573-577 28
 - c. Assignment of Easement No. 3729 28

II. Trust and Special Funds

A. Gifts, Bequests and Estates

1. U. T. Austin: Final Report on Bequest from Morton Brown Estate 29
2. U. T. Austin: Request to Accept Bequest Under Will of James F. Hinton and to Establish The James F. and Bernice M. Hinton Memorial Scholarship Fund 29
3. Galveston Medical Branch: Recommendation to Change the Jane W. and Roland K. Blumberg Fund to the Roland and Jane W. Blumberg Fund for Cystitis Research 29
4. Galveston Medical Branch: Request to Accept Cash Gift of \$25,000 and to Establish The Gould Family Scholarship 30
5. Galveston Medical Branch: Request to Accept Gift of Land from The Sealy & Smith Foundation for the John Sealy Hospital to be Used as the Site for the New Swimming Pool 30
6. University Cancer Center (M. D. Anderson): Request to Accept Proceeds from Hattie E. Gaines Trust and to Establish the John Q. Gaines Foundation Fund for Cancer Research 30
7. University Cancer Center (M. D. Anderson): Request to Accept Bequest Under Will of Bud Johnson to be Used for General Purposes 31

B. Real Estate Matters

1. U. T. Austin - Archer M. Huntington Museum Fund: Request to Renew Grazing Lease to Joe M. Robinson Covering Acreage in S. C. Bundick League, Galveston County, Texas 31
2. U. T. Austin: Estate of Melvin J. Rieger: Recommendation to Sell Real Property in Bellaire, Harris County, Texas, to J. R. DeLay (Lot 20, Block 4, Post Oak Terrace) 32

III. Other Matters

PUF and Trust and Special Funds: Report
of Securities Transactions for Months of
February and March 1979 and List of
Additions and Transfers Made to Com-
mon Trust Fund Endowment Account on
March 1, 1979

32

* * * * *

FOUNDATION MATTERS

Winedale Stagecoach Inn Fund Agenda

33

I. PERMANENT UNIVERSITY FUND

A. INVESTMENT MATTERS

Report on Clearance of Monies to Permanent University Fund for March and April 1979 and Report on Oil and Gas Development.--The Executive Director for Investments and Trusts reports the following with respect to the Permanent University Fund for the months ending March 31, 1979, and April 30, 1979, and Oil and Gas Development as of April 30, 1979:

<u>Permanent University Fund</u>	<u>March 1979</u>	<u>April 1979</u>	<u>Cumulative This Fiscal Year</u>	<u>Cumulative Preceding Fiscal Year</u>
Royalty				
Oil	\$3,697,962.96	\$2,774,939.92	\$27,881,619.52	\$25,639,317.50
Gas	2,541,992.68	2,364,543.06	19,118,230.83	25,107,917.10
Water	14,302.61	15,248.10	100,150.02	116,718.75
Salt Brine	2,528.26	1,578.78	21,324.65	28,973.03
Sulphur	88,843.24	38,894.24	387,278.33	403,873.44
Rental				
Oil and Gas Leases	325,985.99	57,666.41	1,611,373.83	976,577.98
Other	10,317.00		17,760.51	12,197.93
Miscellaneous	8,207.89	192,210.00	796,484.53	720,696.43
	<u>\$6,690,140.63</u>	<u>\$5,445,080.51</u>	<u>\$49,934,222.22</u>	<u>\$53,006,272.16</u>
Bonuses, Oil and Gas Lease	-0-	-0-	9,719,000.00	17,869,500.00
	<u>-0-</u>	<u>-0-</u>	<u>9,719,000.00</u>	<u>17,869,500.00</u>
Total, Permanent University Fund	<u>\$6,690,140.63</u>	<u>\$5,445,080.51</u>	<u>\$59,653,222.22</u>	<u>\$70,875,772.16</u>

Oil and Gas Development - April 30, 1979
Acreage Under Lease - 1,044,408

Number of Producing Acres - 391,212

Number of Producing Leases - 1,707

B. LAND MATTERS

- 1. Proposed Amendment of Standard Forms - University Lands: (Oil, Gas and Water Pipe Lines Easement Form, Surface Lease Form, Material Source Permit Form). --

RECOMMENDATION

The Manager of University Lands - Surface Interests, the Vice Chancellor for Lands Management, and Chancellor Walker recommend that the Oil, Gas and Water Pipe Lines easement form (Form No. UL-2), the Surface Lease form (Form No. UL-5), and the Material Source Permit form (Form No. UL-4), be amended by the addition of the following paragraph:

It is further understood and agreed that the _____ will comply with the Antiquities Code of Texas (Title 9, Chapter 191, Texas Resources Code). _____ further agrees that title to archeological articles, objects, or artifacts in or on the above described lands shall remain in said Board of Regents.

with the blank spaces to be completed by insertion of the term otherwise used in each such form to describe the grantee, lessee or permittee as the case may be; and, that each of such forms, and the form for Assignment of Pipe Line easements, Power Line easements, Surface leases, and Grazing leases (Form No. UL-6) be amended by change of titles of System Officers, and their addresses, in such forms, to properly reflect current titles and addresses.

The new paragraph is not required by law. However, it is believed that it will afford an added degree of protection to archeological sites and artifacts, by calling the statutory requirements to the attention of the parties using University Lands, and will also serve to avoid title disputes with respect to archeological articles and artifacts.

- 2. Proposed Amendment of Rate Schedule - University Lands [Pipe Line Easements; Power and Telephone Easements; Surface Leases (other than grazing); Material Source Permits (caliche, etc.); and Assignments, Transfer, or Correction of Easements, Leases, Etc.]. --

RECOMMENDATION

The Manager of University Lands - Surface Interests, the Vice Chancellor for Lands Management, and Chancellor Walker recommend that, effective August 1, 1979, the schedule of rates payable to the System as consideration for grants of (A) Pipe Line Easements, (B) Power and Telephone 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. PIPELINE EASEMENTS		
Standard rates for varying sizes of pipeline, OD diameters, the rates being per rod for a ten year period, payable in advance:		

	<u>Current Rate</u>	<u>Proposed Rate</u>
1. New Pipe Line Construction Rates/Rod		
a. Lines under 12"	\$ 3.00	\$ 3.50
b. Lines 12" and under 36"	7.00	8.00
c. Lines 36" and over	Negotiated	Negotiated
2. Pipe Line Renewal Rates/Rod		
a. Lines under 12"	2.50	3.00
b. Lines 12" and under 36"	3.50	4.00
c. Lines 36" and over	Negotiated	Negotiated
3. MINIMUM for a pipe line easement	150.00	200.00
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 Rates/Rod		
a. Single pole distribution (33,000 volts maximum)	1.00	1.50
b. Single pole transmission	1.50	2.00
c. Single pole telephone lines	1.00	1.50
d. Buried telephone cable	1.40	2.00
e. H-frame pole construction	2.50	3.50
f. Steel tower construction	5.00	7.50
2. Single Pole Renewal Rates/Rod		
a. Single pole distribution (33,000 volts maximum)	----	1.00
b. Single pole transmission	----	1.50
c. Single pole telephone lines	----	1.00
d. Buried telephone cable	----	1.40
e. H-frame pole construction	----	2.50
f. Steel tower construction	----	5.00
3. MINIMUM for a power or telephone line easement	150.00	200.00
4. FILING FEE in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements.		

	<u>Current Rate</u>	<u>Proposed Rate</u>
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)	\$ 35.00	\$ 40.00
b. Tower sites/year (payable in advance for a ten year period)	225.00	300.00
c. Business sites, residential sites, and other miscellaneous leases (annual rental payment)	Negotiated	Negotiated
2. MINIMUM for any type surface lease/year	150.00	200.00
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	.35	.50
b. 20,000 cubic yards or over	Negotiated (\$.15 min)	Negotiated (\$.25 min)
c. Sale to highway construction	Negotiated	Negotiated
2. MINIMUM for each permit	150.00	200.00
3. Separate check (made payable to The University of Texas System) must be submitted for State Sales tax at the then current rate.		
4. 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.	150.00	200.00
2. FILING FEE in the amount of \$5.00 made payable to the General Land Office is required for assignments.		

The current rate schedule was approved on February 1, 1977. The foregoing recommended new rates are based on a study by the Manager of University Lands - Surface Interests of rates paid since that time by grantees for surface uses of non-University lands, and his conclusion that the proposed rates are comparable.

3. Proposed Amendment of Flexible Grazing Lease Form - University Lands. --

RECOMMENDATION

The Manager of University Lands - Surface Interests, the Vice Chancellor for Lands Management, and Chancellor Walker recommend that the Flexible Grazing Lease for University Lands, approved by the Board of Regents on March 26, 1976 (Minutes, pp 45-49), be amended as shown below (L&I, pages 9 - 14).

Early resistance to the Flexible Grazing Lease by University Lands lessees has changed to reasonable acceptance, and, in some cases, strong support. Based on three years experience and records, it now appears timely to make certain modifications which primarily will (1) retain minimum rentals, but simplify rental calculations with an understanding of the rental formula by the lessees, and (2) relax stocking rate determinations by permitting lessees to initially set such rate, but, at the same time maintain a reasonable degree of control in the University by requiring that such rates be approved by the Manager of University Lands - Surface Interests.

THE UNIVERSITY OF TEXAS SYSTEM

FLEXIBLE GRAZING LEASE NO. _____

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This Agreement, made and entered into by and between the Board of Regents of The University of Texas System, "Lessor," and _____ of _____ County, Texas, "Lessee," WITNESSETH:

That for and in consideration of the rentals to be paid and the performance by Lessee of the covenants and conditions contained herein, Lessor, pursuant to Section 66.41, Texas Education Code, does hereby lease unto the Lessee for grazing [~~and-hunting~~] purposes only, for and during the term as hereinafter set out, all those certain tracts or parcels of land situated in the County of _____, and being more particularly described in Exhibit A, which is attached hereto and made a part hereof, containing _____ acres of land, more or less. Lessor does hereby agree to warrant, only insofar as it is authorized by law so to do, to Lessee, the possession and control of the above described land for and during said term, subject, however, to the following conditions which are expressly agreed to by Lessee, and a violation of any of said conditions by Lessee is hereby expressly understood and agreed to be sufficient cause for cancellation of this lease at the option of the Lessor.

1. This lease shall be for a term and period of ten years commencing on the _____ day of _____, 19____, and terminating on the _____ day of _____, 19____. Rental to be paid by Lessee to Lessor during the lease term shall be calculated as set out in paragraph 2 hereof and shall not be less than the aggregate rental set out in paragraph 3 hereof, said rental to be paid to the Director of Accounting of The University of Texas at Austin, Austin, Texas 78712, as follows:

2. Lessor and Lessee agree that this lease is and shall be a flexible grazing lease with both the rental and the number of animal units (livestock numbers) permitted to be pastured on the leased premises to be adjusted [~~every~~] at least every six months during the term of this lease. The rental to be paid for each six-month period shall be determined by multiplying the number and [~~class~~] kind of animal units allowed to be pastured on the leased premises times the price per animal unit determined as hereinafter set out. In this connection, prior to each semi-annual rental period during the term hereof, i.e., July 1 - December 31 and January 1 - June 30 of each year, the University shall:

- (a) Allow the Lessee to set the number and [~~class~~] kind of animal units as a stocking rate on this lease for each six-month period subject to the approval of the Manager of University Lands-Surface Interests. This number shall be set as of the first week in June and December for the succeeding six-month period and shall be used to determine the consideration to be paid. The University reserves the right to use Soil Conservation Service personnel and the local field office technical guides (standards and specifications) to determine the [~~number~~] kinds of [~~animal-units-and-classes-of~~] livestock which make up an animal unit.

(b) Arrive at the price per animal unit [~~for the ensuing six-month period of July 1 through December 31. The average of the top fat steer price per hundred pound weight during the previous April and May at Amarillo, Texas, and the top fat lamb price per hundred pound weight during the previous April and May at San Angelo, Texas, shall be the price factor used. In order to arrive at the price per animal unit for the period of January 1 through June 30, an average of the top fat steer price per hundred pound weight during the previous October and November at Amarillo, Texas, and the top fat lamb price per hundred pound weight during the previous October and November at San Angelo, Texas, shall be the price factor used. To arrive at the six-month consideration this price factor shall be divided in half. During the first week in June and December of each year during the term hereof, the University reserves the right to increase or decrease the price factor up to 20%. In determining the decision to increase or decrease the price factor per animal unit, the University shall take into consideration all aspects of the livestock markets.~~] for each calendar year based on the average of July 1 to October 31 market of the previous year as reported at San Angelo by the Texas Livestock Market News. For cattle, the average of both the feeder steer and heifer markets using the 400 to 500 pound weight group in grades good to choice. For sheep and goats, the average of the feeder lamb market using the 65-75 pound weight group in grades good to choice. This price per hundred weight less 30% will be the price per animal unit for each kind of livestock.

(c) Allow the Lessee to make changes in stocking rates during each six-month period subject to the approval of the Manager of University Lands-Surface Interests. These changes will require appropriate adjustments in consideration paid to the University.

3. Notwithstanding any provision of this lease to the contrary, Lessee shall pay to Lessor an aggregate rental of \$ _____, payable \$ _____ annually or \$ _____ semiannually, said rental having been determined by multiplying the number of acres contained herein by the sum of \$ _____ per acre per year.

4. Lessor reserves the right to remove from this lease, without the permission of Lessee, such amount of acreage as it may determine necessary [~~and for suitable for irrigated farming or~~] purposes other than grazing, and in which event, this lease shall be cancelled as to the area so designated by Lessor in writing to Lessee, and rent shall be prorated on the basis of the amount of acreage so taken for said purpose or purposes. Lessor reserves the right during the term of this lease to issue such permits or leases for the exploration and development of water sources on said premises as it may determine necessary and proper.

5. ~~[The] Lessee shall develop and carry out a sound conservation, [and] range, and wildlife improvement program. [including a planned grazing system. --When determined by the lessor, the conservation and range improvement program will include: (1) control of mesquite with a canopy cover greater than 25%, (2) control of juniper with a canopy cover greater than 30%, (3) cross-fencing for better livestock distribution, and (4) adequate waterings for all pastures.]~~ This will include proper grazing use, a planned grazing system and other practices as listed in Exhibit B. Any type of brush management to be done by Lessee will have prior approval of the Manager of University Lands-Surface Interests.

The Lessor reserves the right to use Soil Conservation Service personnel and their field office technical guides (standards and specifications) for all range and wildlife conservation and/or ranch improvement programs or practices.

Also, the Lessor reserves the right to use the Texas Parks and Wildlife Department personnel and standards and specifications for all wildlife conservation and improvement programs or practices.

At any time during the term of this lease, if the Lessee does not in good faith undertake the range and wildlife conservation and/or ranch improvement programs or practices outlined in this lease and diligently pursue the same, the Lessor, at its option and after giving thirty (30) days written notice to Lessee, shall have the right to terminate this lease.

6. Lessee shall not make pasturage contracts to pasture livestock, other than his own, without written permission of the ~~[University Land Agent.]~~ Manager of University Lands-Surface Interests. Lessee hereby covenants not to make any use of the premises or to permit the same to be used for any other purpose than that herein specified, and Lessee will not sell or carry away, or permit to be sold or carried away, from the premises, except from natural causes, any water, shrubs, rocks, sand, gravel, caliche, firewood, archeological artifacts, or other similar substance or material without first having obtained the written consent of Lessor. It is further understood that Lessee shall not disturb or destroy any archeological site.

7. Lessee shall furnish a sketch showing any improvements, their location and cost and any other information concerning said land or lease whenever requested so to do by Lessor. Lessee further agrees that he will keep all improvements on said premises in good condition. And Lessee further agrees that upon the termination of this Lease all improvements placed thereon, or that were thereon at the time of the execution of this lease, shall remain and become the property of Lessor. At the expiration of this lease, Lessee shall promptly and peaceably vacate the whole of said premises, removing all livestock of every character and description therefrom, and surrender possession of same to Lessor in its original condition, reasonable wear and tear ~~[along(sic)]~~ alone excepted.

8. It is further agreed that this lease is made and accepted subject to any and all easements and rights-of-way on, over, or across said lands which have heretofore or which may hereafter be granted by Lessor.

9. It is agreed and understood by and between Lessor and Lessee that the land covered by this lease is subject to development and prospecting for oil, gas, or other minerals, and Lessee hereby waives any and all damages that may be occasioned or caused by reason

of said exploration, development, or production of oil, gas or other minerals on said land, except excessive damages that may be caused to crops, improvements, or livestock. Lessor shall receive all payments for monetary damages required to be paid to the grazing Lessee pursuant to THE UNIVERSITY OF TEXAS LANDS SCHEDULE OF DAMAGES. Payments for excessive damage to grasses or crops or for loss or injury to livestock and improvements are to be paid directly to the grazing Lessee. It is further agreed and understood that where Lessee hereunder cannot agree with any lessee under any oil and gas, or other mineral lease or any permittee under any geophysical permit as to the amount of damages, if any, that may be sustained by Lessee hereunder, then Lessor shall have the right, without liability as to payment, to fix and determine such amount and when such amount is fully paid, the Lessee hereunder shall have no further claim against said oil and gas or other mineral lessee or geophysical permittee, the decision of Lessor hereunder in respect thereto being final as to all parties.

10. Lessee shall allow Lessor and its duly authorized representatives to permit its oil and gas and other mineral lessees and geophysical exploration and other permittees the right of ingress and egress over non-University land owned or controlled by Lessee adjacent to University land on which such oil and gas and other mineral lessees and other permittees are working; and in this connection the right is also reserved by Lessor to permit its oil and gas and other mineral lessees and other permittees to open, construct, and maintain roads, put in gates and cattle guards, and to cross the leased premises in order to get to and from other University land for any of the above purposes.

11. In the event Lessee shall fail to pay any of said installments of rent, as provided herein, when same shall become due, then such installment shall bear interest at the rate of ten percent (10%) per annum from the date when the same becomes due until paid; and should such failure or default in the payment of such installment or interest thereon continue for a period of sixty (60) days after said installment becomes due, then the whole of said rent for the entire term hereof shall thereupon, without demand or notice, become due and payable, and payment thereof may be enforced against Lessee. To secure the payment of said sum and of all sums due and to become due hereunder, Lessor shall have a first lien upon all the property of Lessee located upon said premises including, but not limited to, livestock of the Lessee; and if Lessor shall so elect, it shall have the right at its option to cancel and terminate this lease, and through its agents or representatives, to re-enter and take possession of said premises, without prejudice to any claim for arrears of rent, and without further notice of any kind to Lessee. Violation of any of the terms and conditions of this lease by the Lessee shall be grounds for the cancellation and termination by Lessor, at its option, but failure on the part of Lessor to exercise said option to cancel and terminate this lease shall not be construed as a waiver of Lessor's rights to cancel and terminate said lease for any subsequent violation of any of the terms and conditions hereof. Suit may be brought for the purpose of enforcing any of the provisions of this lease in any court of Travis County having jurisdiction of the subject matter.

12. Lessee agrees to indemnify and hold Lessor harmless from and against any claims of any character of all persons whomsoever which result directly or indirectly from the use by Lessee of the premises covered by this lease.

13. Transfer of the Lessee's interest in this lease, by operation of law or otherwise, shall be grounds for the Lessor, at its option, to cancel this lease. Lessee shall not assign this lease, either in whole or in part, without first obtaining the written consent

of Lessor and paying the required assignment fees; but any attempt to assign this lease shall not operate in any manner to discharge said Lessee from liability hereunder, should Lessor not elect to cancel. In the event that the written consent of Lessor is obtained, Lessor shall receive at least one-half of any and all bonuses for such assignment hereof. The term Lessee herein shall include the party or parties herein named as such, and any party to whom this lease may be transferred or assigned, with the written consent of Lessor.

14. Lessor does hereby reserve to itself all of the hunting rights pertaining to the leased premises; it being provided, however, that annually as of _____ [~~of each year during the term hereof, Lessor shall determine the value per acre per year for such hunting rights. Lessee shall have the right of first refusal to obtain a hunting rights lease from Lessor upon the terms established by Lessor. If Lessee accepts the right to obtain a hunting lease from Lessor as provided herein by paying the agreed consideration in advance to Lessor, such hunting rights lease shall be for a period of one year commencing _____ and terminating _____ of such lease year. Lessee shall have the right to sublease the premises in whole or in part to third parties for hunting privileges. If Lessee refuses to accept a lease covering the hunting privileges hereon, Lessor shall have the right to lease such hunting rights upon the same or greater consideration to any third party for an annual period commencing _____ and terminating _____ of any lease year.~~] Lessor shall establish: the number of each game species to be harvested for the coming year based on Texas Parks and Wildlife recommendations, the amount of consideration the Lessor shall receive for harvest rights. This sum shall be paid in semi-annual payments as of January 1st and July 1st. If Lessee refuses to accept hunting rights, Lessor shall have the right to lease such rights to any third party.

15. It is expressly understood and agreed that Lessor is in no way obligated to renew or extend the term of this lease; however, Lessee shall be given first preference in the renewal of this lease, provided that such renewal may be renegotiated as to terms and provisions thereof, at least ninety (90) days prior to the expiration hereof. Upon the failure to enter into such mutually satisfactory renewal of this lease as provided herein, this lease shall terminate on the expiration date hereof.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this _____ day of _____, 19_____.

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

By:

[Associate Deputy Chancellor for
Investments, Trusts, and Lands]
Vice Chancellor for Lands
Management

LESSOR

LESSEE

Approved as to Form:

Approved as to Content:

[For] University Attorney

[University-Land-Agent]
Manager of University Lands-
Surface Interests

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

BEFORE ME, the undersigned authority, on this day personally appeared ~~[W.B. LOBB, Associate-Deputy-Chancellor-for-Investments, Trusts, and-Lands]~~ JAMES T. FITZPATRICK, Vice Chancellor for Lands Management 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 the same was the act and deed of the Board of Regents of The University of Texas System and that he executed the same as the act and deed of such Board for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 19__.

Notary Public in and for
Travis County, Texas

THE STATE OF TEXAS §
 §
COUNTY OF §

BEFORE ME, the undersigned authority, on this day personally appeared _____, known to me to be the person(s) whose name(s) is/are subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 19__.

Notary Public in and for
County, Texas

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

RECOMMENDATION

The Manager of University Lands - Surface Interests, the Vice Chancellor for Lands Management, and Chancellor Walker recommend that the damage schedule and program for University Lands be amended, effective August 1, 1979, as follows: (Pages C of W 15-19)

THE UNIVERSITY OF TEXAS LANDS
DAMAGE SCHEDULE EFFECTIVE AUGUST 1, 1979

~~[I:] All monies received [due] for damage[s] to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands [except those attributable to acts of negligence] on lands leased to a grazing lessee, pursuant to this schedule of damages, shall be paid to the University for the account of the lessee of the land on which the damage was incurred. (See Damage Program)].~~

~~Payment [The 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.~~

~~Compensation for acts of negligence, such as loss or injury to livestock or excessive grass damage, shall be paid directly to the grazing lessee [lessee].~~

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

~~All damages on revegetated areas shall be twice the current standard rate schedule, one-half of which will be directly paid to the grazing lessee and the other one-half to The University of Texas System, acting as agent for the grazing lessee.~~

~~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 [Land-Agent and-Oil-Field-Supervisor] and grazing lessee [lessee] before any operations begin.~~

~~No fences shall be cut or cattle guards installed without permission of the Manager of University Lands-Surface Interests or his representative [University-Land-Agent-and-Oil-Field-Supervisor].~~

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

Mr. Billy Carr
Manager of University Lands-
Surface Interests
[University-Land-Agent-and
Oil-Field-Supervisor]
P.O. Box [Drawer] 553
Midland, Texas 79702

	<u>Current</u> <u>Rates</u>	<u>Proposed</u> <u>Rates</u>
A. WELL LOCATIONS (As permitted by Railroad Commission)		
1. 15,000 feet or less (drilling depth [<u>Drilling-Depth</u>])/[<u>7-per</u>] location	\$300.00	\$500.00
2. In excess of 15,000 feet (drilling depth [<u>Drilling Depth</u>])/[<u>7-per</u>] location	600.00	950.00
3. Re-entry (no charge until expiration or release of lease, then rates shown under <u>1</u> [<u>+1</u>] and <u>2</u> [<u>+2</u>] are to be followed).		
<u>THE ABOVE RATES INCLUDE SPACE FOR TANK BATTERIES</u> [<u>The-above-rates include-space-for-tank-batteries.</u>]		
4. Skidding of rig/rod [<u>7-per-rated per-mile</u>]	\$300.00/mile	\$ 2.50
5. New road construction or use of existing ranch road/rod [<u>7-per-rated-per-mile</u>]	275.00/mile	1.50
B. PIPE LINE CONSTRUCTION (OD diameters)		
1. Water and fuel lines used for drilling purposes/[<u>7-per</u>] rod	.80	1.00
2. Unburied lines/[<u>7-per</u>] rod (line relocation same rate) [<u>used-for-oil-and-gas-lease operations</u>]	1.00	1.50
3. Lines under 12"/ [<u>inches</u>] <u>7-per</u>] rod	2.00	2.50
4. Lines 12" [<u>inches</u>] and under 36"/rod [<u>inches</u>]	3.00	4.00
5. Lines 36" [<u>inches</u>] and over/ <u>rod</u>	Negotiated Negotiated	
6. Removal or replacement of buried lines/[<u>7-per</u>] rod	1.00	1.50
C. POWER AND TELEPHONE LINE CONSTRUCTION		
<u>[Single-pole</u> <u>7-per-mile</u>]		
1. Single pole distribution/rod [<u>7-per-mile</u>] (33,000 volts maximum)	130.00/mile	.50
2. Single pole transmission/rod [<u>7-per-mile</u>]	160.00/mile	.60

	<u>Current Rates</u>	<u>Proposed Rates</u>
3. <u>Single pole telephone line construction/rod</u>	-----	.50
4. <u>Buried cables/[7-per] rod</u>	1.20	1.50
5. <u>H-frame/rod[7-per-mile]</u>	300.00/mile	1.25
6. <u>Steel tower/rod[7-per-mile]</u>	500.00/mile	2.50
7. <u>Removal or replacement of line/rod[7-per-mile]</u>	100.00/mile	.50
8. <u>Removal of buried cable/[7-per] rod</u>	1.00	1.00

D. MATERIAL SOURCE PERMITS and road access

1. <u>Per pit entry and use of access road</u> (Before caliche can be removed, permission must be obtained from the Manager of University Lands-Surface Interests [University-Land-Agent-and-Oil-Field-Supervisor] or his representative[s7] and at his request pits must be levelled in an acceptable manner.)	100.00	200.00
2. <u>Opening of new pit and use of access road</u>	\$300.00	\$ 500.00

E. GEOPHYSICAL OPERATIONS

Damage payments [Payments] for geophysical operations [Geophysical Operations] shall be as follows:
(Double through revegetated areas)

1. <u>Gravity meter and magnetometer survey operations[7] per crew [7] per day</u>	75.00	100.00
2. <u>Single shot (reflection or refraction shooting)[7] per shot hole</u>	50.00	75.00
3. <u>Seismic weight-dropping, vibrators, dinoseis [Dinoseis] operations[7] per mile</u>	250.00	350.00
4. <u>Shooting crews[7] per mile</u>	300.00	400.00

DAMAGE PROGRAM

[17] All monies received [payments] for damage[s] to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands [per-paragraph-14-of-Surface-Leasing-Policies effective-January-17-1973,-to-be-made-to-The-University-of-Texas-System7-as-Agent-for-the-lessee].

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 lessee of damage payments received for damage to each grazing lease
4. keeps all damage monies for each lessee until approved ranch improvements and/or range conservation programs are made
5. reimburses each 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
6. notifies quarterly, each lessee the amount of damage money being held for each grazing lease
7. keeps records of ranch improvement and/or range conservation program expenses in excess of damage monies received for damage to a particular lease
8. 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
2. notifies the University Lands-Surface Interestsoffice 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 and/or range conservation programs to the Manager of University Lands-Surface Interests or his representative for which reimbursement with damage monies is expected.

~~[2-A-separate-account-will-be-maintained-for-damage payments-received-for-each-lessee--(lessee-will-be notified-of-all-payments-received,as-they-are-received.)~~

~~3--Annually,as-of-October-1,each-lessee-shall-be permitted-to-withdraw-funds-from-his-account-in-accordance with-the-following-principles:~~

- ~~a--Withdrawals-shall-be-permitted,up-to-the-total in-the-account,equal-to-the-total-amount actually-expended-by-the-lessee-subsequent-to October-1,1969,for-ranch-or-range-improvements on-the-leased-premises,--reduced-by-the-amount theretofore-withdrawn-from-his-account.~~

~~b.---Expenditures-for-ranch-or-range-improvements,
other-than-Soil-Conservation-Service-approved
programs,-must-be-authorized-in-advance-by-the
University-Land-Agent.~~

~~c.---Proof-of-expenditures-shall-be-such-as-is
required-by-the-University-Land-Agent.~~

~~4.---At-the-termination-of-any-lease,-any-unexpended
balance-in-the-lessee's-account-shall-be-paid-to-him.]~~

[5.] Any earnings from the temporary investments of funds received for damage payments [in-this-account] may be expended in connection with the University Lands [for-such] conservation and land utilization programs [related-to University-Lands] as may be recommended by the Manager of University Lands-Surface Interests [Land-Agent] and approved by the Vice Chancellor for Lands Management [Associate Deputy-Chancellor-for-Investments,-Trusts-and-Lands].

The damage schedule and program for University Lands was last amended by the Board of Regents on April 15, 1977 (Minutes pp. 49-51). The proposed new rates are based on a study by the Manager of University Lands - Surface Interests of rates paid for damages to non-University Lands, and his conclusion that such rates are comparable.

The proposed amendments to the Damage Program are made for the purpose of making the program more understandable to both those paying the damages and University Lands lessees, and are not substantive changes in the program.

5. Proposed Extension of Term of Existing Airport Surface Lease with Reagan County Commissioners' Court. --

RECOMMENDATION

The Manager of University Lands - Surface Interests, the Vice Chancellor for Lands Management, and Chancellor Walker recommend that the Board of Regents approve extending the term of an existing airport surface lease with the Reagan County Commissioners' Court from November 30, 1992 to December 4, 1998, with nominal cash consideration; provided that the extension agreement be executed by the Vice Chancellor for Lands Management only after approval as to content by the Manager of University Lands - Surface Interests, and approval as to form by the Office of General Counsel.

BACKGROUND

The lease covers 227.55 acres of land in Sections 6 and 7, Block 11, University Lands, Reagan County, Texas, and was granted to the Commissioners' Court of Reagan County for airport purposes only for a term of twenty years beginning on December 1, 1972, and ending on November 30, 1992.

The Commissioners' Court has requested the extension in order to qualify the airport for a grant from the Texas Aeronautics Commission. Although the cash consideration will be nominal, it is expected that the System will continue to receive significant benefit from the County by its continued cooperation in furnishing valuable services to the System in connection with Surface Interest operations and projects.

6. U. T. Austin: Recommended Ground Lease for 1.865 Acres Site at Balcones Research Center to National Bank of Commerce. --

RECOMMENDATION

President Rogers and Chancellor Walker recommend that the Board of Regents authorize entering into a ground lease with the National Bank of Commerce for a site that contains 81,202 square feet or approximately 1.865 acres located north of Highway 183 at the Balcones Research Center on the following terms and conditions:

1. A net ground lease, with the Lessee paying all costs, charges, etc.
2. A primary term of twenty (20) years, with two (2) ten-year renewal options.
3. Rental during the first five (5) years of \$1,850.00 per month (\$22,200.00 annually).
4. The rental would be adjusted each five (5) years during the primary and option terms, based on 10% of a new appraised value.
5. The University would have the option at the termination of the lease to either take title to the improvements, or to have the improvements removed at the bank's expense.
6. The University would have approval authority over the exterior appearance of any improvements constructed on the site.
7. The Lessee could not sublease the premises without the prior written consent of the University. Assignment to successors or related entities would be allowed upon prior notice to the University, but there would be no release of liability.

BACKGROUND INFORMATION

The National Bank of Commerce plans to use this property as a drive-in banking facility. Mr. Jim Frederick, S.R.P.A., M.A.I., has inspected the property and estimates the market value of said property from \$2.50 to \$2.75 per square foot. On the proposed rental of \$1,850.00 per month (\$22,200.00 annually), the rate of return will be approximately 10% of the value at \$2.75 per square foot and approximately 11% of the value at \$2.50 per square foot.

7. Easements and Surface Leases Nos. 4865-4926, Material Source Permits Nos. 573-577 and Assignment of Easement No. 3729.--It is recommended by the Vice Chancellor for Lands Management that the following applications for easements and surface leases, material source permits and assignment of easement be approved. All have been approved as to content by the appropriate officials. Payment for each has been received in advance unless otherwise indicated, and each document is on the University's standard form and is at the standard rate adopted February 1, 1977:

a. Easements and Surface Leases Nos. 4865-4926

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4865	Amoco Production Company	Surface Lease Salt Water Disposal	Andrews	13	1 acre	3/1/79-* 2/28/80	\$1,500.00
4866	Hytech Energy Corporation	Surface Lease Pipe Yard	Reagan	11	200' x 200'	2/1/79-** 1/31/80	500.00
4867	Texas Electric Service Company (renewal of 2824)	Power Line	Andrews, Ector & Ward	5,9,11,35, 17,16,9,1 8 & 35	1,591.63 rds single pole	3/1/79- 2/28/89	1,591.63
4868	El Paso Natural Gas Company (renewal of 2913)	Pipe Line	Reagan	2	273.39 rds 4½ inch	4/1/79- 3/31/89	683.48
4869	El Paso Natural Gas Company (renewal of 2907)	Pipe Line	Hudspeth	G,H,J, K & L	11,760.60 rds 30 inch	5/1/79- 4/30/89	41,162.10
4870	El Paso Natural Gas Company	Pipe Line	Terrell	34	477.58 rds 4½ inch	2/1/79- 1/31/89	1,432.73
4871	Exxon Pipeline Company (renewal of 2885)	Pipe Line	Crockett	7	15.15 rds 4½ inch	1/1/79- 12/31/88	150.00 (min)

*renewable from year to year, not to exceed a total of five (5) years.

**renewable from year to year, not to exceed a total of ten (10) years.

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4872	Exxon Pipeline Company (renewal of 2886)	Pipe Line	Reagan & Crockett	11,12 & 7	3,273.50 rds 8-5/8 inch	1/1/79- 12/31/88	\$ 8,183.75
4873	Exxon Pipeline Company (renewal of 2887)	Pipe Line	Reagan, Crockett	11,12 & 7	3,273.50 rds 8-5/8 inch	1/1/79- 12/31/88	8,183.75
4874	Exxon Pipeline Company (renewal of 2888)	Pipe Line	Crane	30 & 31	3,163.64 rds 10-6/8 inch	1/1/79- 12/31/88	7,909.10
4875	Exxon Pipeline Company (renewal of 2889)	Pipe Line	Crane	31 & 30	3,163.64 rds 8-5/8 inch	1/1/79- 12/31/88	7,909.10
4876	Exxon Pipeline Company (renewal of 2890)	Pipe Line	Crane	31	3,163.64 rds 10-6/8 inch	1/1/79- 12/31/88	7,909.10
4877	Exxon Pipeline Company (renewal of 2891)	Pipe Line	Reagan	11	1,667.70 rds 10-6/8 inch	1/1/79- 12/31/88	4,169.25
4878	Exxon Pipeline Company (renewal of 2895)	Pipe Line	Reagan	11	1,388.78 rds 10-6/8 inch	1/1/79- 12/31/88	3,471.95
4879	Exxon Pipeline Company (renewal of 2897)	Pipe Line	Andrews	9	513.85 rds 4½ inch	2/1/79- 1/31/89	1,284.63
4880	Exxon Pipeline Company (renewal of 2898)	Pipe Line	Andrews	9	265.40 rds 4½ inch	2/1/79- 1/31/89	663.50
4881	Exxon Pipeline Company (renewal of 2900)	Pipe Line	Andrews	9	247.90 rds 4½ inch	3/1/79- 2/28/89	619.75
4882	Exxon Pipeline Company (renewal of 2908)	Pipe Line	Reagan, Crockett	49,48,44, 45,41 & 42	7,533.33 rds various size	1/1/79- 12/31/88	24,790.71

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4883	Natural Gas Pipeline Company of America (renewal of 2909)	Pipe Line	Ward	16 & 17	808.30 rds 10-3/4 inch	6/1/79- 5/31/89	\$ 2,020.75
4884	King Mountain Pipeline Company	Pipe Line	Crane	30	1,954.00 rds 8 inch	4/1/79- 3/31/89	5,862.00
4885	Southwest Texas Electric Cooperative, Inc.	Power Line	Crockett	47	321.394 rds single pole	3/1/79- 2/28/89	321.94
4886	Southwest Texas Electric Cooperative, Inc.	Power Line	Irion	40	164.848 rds single pole	4/1/79- 3/31/89	164.85
4887	Southwest Texas Electric Cooperative, Inc.	Power Line	Reagan	49	42.424 rds single pole	2/1/79- 1/1/89	150.00 (min)
4888	Southwest Texas Electric Cooperative, Inc.	Power Line	Reagan	49 & 48	922.969 rds single pole	3/1/79- 2/28/89	922.97
4889	Basin, Inc.	Surface Lease Truck Yard	Reagan	11	200' x 200'	4/1/79- 3/31/80	500.00
4890	C. H. Poynor Construction Co. Inc. & D. D. Poynor Construction Co., Inc.	Surface Lease Yard site & oil field storage	Reagan	11	Approx. 5½ acres	4/1/79- 3/31/80	2,200.00
4891	Gulf Oil Corporation	Surface Lease Tank battery site	Andrews	9	294' x 65'	3/1/79- 2/28/89	1,500.00 (full)
4892	Phillips Petroleum Company (renewal of 2837)	Pipe Line	Andrews	8 & 5	1,676.10 rds 2-3/8 inch	4/1/79- 3/31/89	4,190.25
4893	El Paso Natural Gas Company (renewal of 2791)	Pipe Line	Andrews	10 & 9	3,716.049 rds 8-5/8 inch	4/1/79- 3/31/89	9,290.12

*renewable from year to year, not to exceed a total of ten (10) years

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4894	El Paso Natural Gas Company (renewal of 2807)	Pipe Line	Andrews	1 & 9	27.031 rds 4½ inch	5/1/79- 4/30/89	\$ 150.00 (min)
4895	El Paso Natural Gas Company (renewal of 2854)	Pipe Line	Crane	31 & 30	2,577.33 rds 20 & 24 inch	5/1/79- 4/30/89	9,020.66
4896	El Paso Natural Gas Company (renewal of 2896)	Pipe Line	Andrews	9	5.515 rds 4½ inch	8/1/79- 7/31/89	150.00 (min)
4897	Amoco Production Company (renewal of 2865)	Power Line	Andrews	5	112.40 rds single pole	5/1/79- 4/30/89	150.00 (min)
4898	Southwest Texas Electric Cooperative, Inc.	Surface Lease Pole Yard	Reagan	11	Approx. .92 acre	4/1/79- 3/31/80	400.00
4899	Texas Electric Service Company (renewal of 2884)	Power Line	Andrews	3-7, 10, 13 & 14	2,138.42 rds single pole	5/1/79- 4/30/89	2,138.42
4900	Texas Electric Service Company (renewal of 2855 and 2922)	Power Line	Andrews, Crane	9,10,35 & 31	2,819.66 rds single pole	4/1/79- 3/31/89	2,819.66
4901	Gulf Oil Corporation	Pipe Line	Ward	18	249.15 rds 4 inch	4/1/79- 3/31/89	747.45
4902	Amoco Production Company (renewal of 3735)	Surface Lease Salt Water Disposal	Andrews	3	.92 acre	6/1/79- 5/31/80	1,000.00

L & I - 24

*renewable from year to year, not to exceed a total of ten (10) years.

**renewable from year to year, not to exceed a total of five (5) years.

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4903	Community Public Service Company (renewal of 2973)	Power Line	Winkler	21	274.97 rds single pole	8/1/79- 7/31/89	\$ 274.97
4904	Dorchester Gas Producing Company (renewal of 2979)	Pipe Line	Reagan	2	66.67 rds 3½ inch	8/1/79- 7/31/89	166.68
4905	El Paso Natural Gas Company	Pipe Line	Crockett	29,33	1,375.68 rds 6-5/8 inch	4/1/79- 3/31/89	4,127.04
4906	El Paso Natural Gas Company	Pipe Line	Crockett	33	373.33 rds 4½ inch	4/1/79- 3/31/89	1,119.99
4907	El Paso Natural Gas Company	Pipe Line	Upton	3	358.91 rds 4½ inch	4/1/79- 3/31/89	1,076.73
4908	El Paso Natural Gas Company (renewal of 2848)	Pipe Line	Crockett	29	303.545 rds 4½ inch	7/1/79- 6/30/89	758.86
4909	El Paso Natural Gas Company (renewal of 2864)	Pipe Line	Crockett	29	1,403.606 rds various size	7/1/79- 6/30/89	3,509.02
4910	El Paso Natural Gas Company (renewal of 2946)	Pipe Line	Reagan	2	11.64 rds 4½ inch	6/1/79- 5/31/89	150.00 (min)
4911	El Paso Natural Gas Company (renewal of 2966)	Pipe Line	Crockett	29	31.82 rds 4½ inch	7/1/79- 6/30/89	150.00 (min)
4912	El Paso Natural Gas Company (renewal of 2872)	Pipe Line	Terrell	37,34	3,112.291 rds 20 inch	8/1/79- 7/31/89	10,893.02
4913	El Paso Natural Gas Company (renewal of 3019)	Pipe Line	Reagan	58,11	466.68 rds various size	9/1/79- 8/31/89	1,166.70

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4914	El Paso Natural Gas Company (renewal of 2992)	Pipe Line	Upton	3	154.19 rds 4½ inch	9/1/79- 8/31/89	\$ 385.48
4915	El Paso Natural Gas Company (renewal of 2962)	Pipe Line	Andrews	1	70.303 rds 4½ inch 1.212 rds 2-5/8 inch	9/1/79- 8/31/89	178.79
4916	El Paso Natural Gas Company (renewal of 2852)	Pipe Line	Andrews	13	797.442 rds 8-5/8 inch	9/1/79- 8/31/89	1,993.61
4917	Fin-Tex Pipe Line Company (renewal of 2925)	Pipe Line	Ward	16	2,397.88 rds various size	7/1/79- 6/30/89	5,994.70
4918	Texas Salt Water Disposal Corporation (renewal of 2911 and 3373)	Surface Lease Oil Treatment Plant	Crane	35	4 acres	5/1/79- 4/30/89	1,500.00 (full)
4919	Cabot Corporation (renewal of 2919)	Pipe Line	Ward	16	57.20 rds 10 inch	6/1/79- 5/31/89	150.00 (min)
4920	Gulf Oil Corporation (renewal of 2961)	Pipe Line	Crane	31	354.53 rds various size	6/1/79- 5/31/89	1,052.99
4921	Gulf Refining Company (renewal of 2955)	Pipe Line	Crane	30	130.00 rds 2 & 4½ inch	8/1/79- 7/31/89	325.00
4922	Phillips Petroleum Company	Pipe Line	Andrews	10-12, 7,6 & 14	2,018.70 rds various size	3/1/79- 2/28/89	6,056.10
4923	Phillips Petroleum Company	Pipe Line	Crane	31,30	351.62 rds 4½ inch	3/1/79- 2/28/89	1,054.86

Land Matters - Continued

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
4924	Phillips Petroleum Company	Pipe Line	Crockett	5	37.30 rds 4½ inch	4/1/79- 3/31/89	\$ 150.00 (min)
4925	Phillips Petroleum Company	Pipe Line	Reagan	10 & 58	303.30 rds 4½ inch	3/1/79- 2/28/89	909.90
4926	Texaco Inc. (renewal of 3749)	Surface Lease Salt Water Disposal	Andrews	8	1 acre	6/1/79- 5/31/80	1,000.00

L & I - 27

*renewable from year to year, but not to exceed a total of five (5) years.

b. Material Source Permits Nos. 573 - 577

No.	Grantee	County	Location	Quantity	Consideration
573	Jay Miller Construction Co.	Crane	Block 30	4644 cubic yards - caliche	\$1,625.40
574	Rogers Dirt Construction Company	Crane	Block 30	6534 cubic yards - caliche	2,286.90
575	Childs Corporation	Pecos	Block 28	428 cubic yards - caliche	150.00
576	Reece Albert, Inc.	Reagan	Block 11	396 cubic yards - caliche	150.00
577	C&O Services, Inc.	Andrews	Block 13	2901 cubic yards - caliche	1,015.35

L & I - 28

c. Assignment of Easement No. 3729

No.	Assignor	Assignee	Type of Permit	County	Consideration
3729	Jim's Service Company	S&S Service Company	Surface Lease	Reagan	\$ 150.00

II. TRUST AND SPECIAL FUNDS

A. GIFTS, BEQUESTS AND ESTATES

1. U. T. Austin: Final Report on Bequest from Morton Brown Estate. --

Report

U. T. Austin has received the final distribution of the residuary estate of Morton Brown accepted by the Board of Regents at its November 11, 1977, meeting. Principal distributions of \$373,908.31 plus income during administration of \$28,770.65 totaled \$402,678.96. The principal distribution of \$373,908.31 will be added to the Morton Brown, Nellie Lea Brown and Minelma Brown Lockwood Scholarship Fund in Drama with the income of \$28,770.65 to be used for scholarships.

In addition to the residuary estate distribution, the University is the remainderman under the terms of a trust at Capital National Bank which is currently maintained for the benefit of Mr. Brown's sister, Minelma Brown Lockwood, during her lifetime. Total value of this trust is approximately \$150,000.

Background Information

The acceptance of this bequest by the Board of Regents is recorded on page 109, item 1, of the November 11, 1977, minutes of the Board of Regents' meeting.

2. U. T. Austin: Request to Accept Bequest Under Will of James F. Hinton and to Establish The James F. and Bernice M. Hinton Memorial Scholarship Fund. --

Recommendation

President Rogers and Chancellor Walker recommend the acceptance of the bequest under the terms of the Will of James F. Hinton of approximately 33% of his remainder estate and the establishment of The James F. and Bernice M. Hinton Memorial Scholarship Fund. Distributions to date amount to \$131,600 with at least one additional small amount yet to be received. Income from this fund will be used to award six annual Endowed Presidential Scholarships. A final report will be made upon receipt of the residue from the estate.

Background Information

Mr. James F. Hinton of Fort Worth received his B. S. in Electrical Engineering from U. T. Austin in 1928.

3. Galveston Medical Branch: Recommendation to Change the Jane W. and Roland K. Blumberg Fund to the Roland and Jane W. Blumberg Fund for Cystitis Research. --

Recommendation

President Levin and Chancellor Walker recommend that the Jane W. and Roland K. Blumberg Fund be changed to the Roland and Jane W. Blumberg Fund for Cystitis Research and that all income from this fund be used to determine causes of cystitis and cures thereof. Dr. and Mrs. Blumberg sent an additional contribution of \$7,000 with the request for title change and designated use of the fund income.

Background Information

Establishment of the Jane W. and Roland K. Blumberg Fund was approved at the March 14, 1975, meeting of the Board of Regents with an initial gift of \$10,000. An additional gift of \$15,000 was received on December 31, 1975, bringing the fund total to \$25,000 prior to the addition of the current gift of \$7,000 for a total of \$32,000.

4. Galveston Medical Branch: Request to Accept Cash Gift of \$25,000 and to Establish The Gould Family Foundation Scholarship. --

Recommendation

President Levin and Chancellor Walker recommend the acceptance of a gift of \$25,000 from the Gould Family Foundation and the establishment of The Gould Family Foundation Scholarship at the Galveston Medical Branch. The income from the scholarship fund will be awarded at the discretion of the Financial Aid Officer to a medical student from out of state who needs financial assistance to continue his course of study.

Background Information

The Gould Family Foundation with the concurrence of Richard S. Gould, M.D., a 1967 graduate of Galveston Medical Branch and Secretary of the Gould Family Foundation, would like to endow this scholarship as a means of expressing gratitude for the fine education received and in hope of assisting others in the field of medicine.

5. Galveston Medical Branch: Request to Accept Gift of Land from The Sealy & Smith Foundation for the John Sealy Hospital to be Used for New Swimming Pool Site. --

Recommendation

President Levin and Chancellor Walker recommend the acceptance of a gift from The Sealy & Smith Foundation for the John Sealy Hospital of .368 acres out of Block 604, City and County of Galveston, Texas, to be used as the site for the new swimming pool for the benefit of faculty, staff and students of Galveston Medical Branch. Restrictions within the deed provide for title reversion to the Grantor should the property cease to be used for the site of a swimming pool at Galveston Medical Branch.

6. University Cancer Center (M. D. Anderson): Request to Accept Proceeds from Hattie E. Gaines Trust and to Establish the John Q. Gaines Foundation Fund for Cancer Research. --

Recommendation

President LeMaistre and Chancellor Walker recommend the acceptance of proceeds of the Hattie E. Gaines Trust and the establishment of the John Q. Gaines Foundation Fund for Cancer Research. Trust distributions of \$59,768.30 plus earnings through June 1, 1979, will bring the fund total to in excess of \$70,000. Income from this fund will be used in the study of the causes and cure of cancer.

Background Information

Mrs. Gaines died in 1958 leaving her residuary estate in trust at the Austin National Bank with one-half of the net income to be paid to her son, John, during his lifetime. The other one-half of the income was paid to M. D. Anderson to be used in the study of causes and cures of cancer. This bequest was reported to the Board of Regents in the minutes of the March 15, 1958, meeting.

7. University Cancer Center (M. D. Anderson): Request to Accept Bequest Under Will of Bud Johnson to be Used for General Purposes. --

Recommendation

President LeMaistre and Chancellor Walker recommend the acceptance of the bequest under the terms of the Will of Bud Johnson of his residuary estate to be entitled the "Bud Johnson Estate for General Purposes" at M. D. Anderson. The first and final distribution of his estate has been received in the form of \$43,823.89 cash and fee title to 434.58 acres of land valued at \$221,600, which is located about 14 miles southwest of Bastrop, Texas.

Background Information

Mr. Bud Johnson was a rancher and resident of Bastrop County prior to his death from cancer for which he had received treatment from M. D. Anderson.

B. REAL ESTATE MATTERS

1. U. T. Austin - Archer M. Huntington Museum Fund: Request to Renew Grazing Lease to Joe M. Robinson Covering Acreage in S. C. Bundick League, Galveston County, Texas. --

Recommendation

Executive Director Lobb and Chancellor Walker recommend that the grazing lease to Mr. Joe M. Robinson, covering 1,857.41 acres in the S. C. Bundick League, Galveston County, be renewed for a period of three years, effective May 15, 1979, at a rental of \$3,900.00 per year. Lessor shall have the right to terminate the lease with respect to any acreage which is sold or leased for other than grazing purposes by giving Lessee ninety (90) days written notice.

Background Information

Mr. Robinson has leased the lands involved for approximately thirty (30) years. His most recent lease, executed in 1976, covered 2,392.53 acres and provided for an annual rental of \$4,422.48, less a five percent (5%) commission to V. J. Schmitt and Company. The proposed lease provides for a rental increase from \$1.85 per acre to \$2.10 per acre, and no commissions will be paid. The acreage covered by the new lease reflects the 1978 sales to Gulf Coast Waste Disposal Authority and Malone Service Company.

2. U. T. Austin - Estate of Melvin J. Rieger: Recommendation to Sell Real Property in Bellaire, Harris County, Texas to J. R. DeLay (Lot 20, Block 4, Post Oak Terrace). --

Recommendation

Chancellor Walker and Executive Director Lobb recommend the sale of the real property described as Lot 20, Block 4, Post Oak Terrace, Bellaire, Harris County, Texas, to Mr. J. R. DeLay for \$52,000.00. Mr. DeLay has offered to pay \$10,000.00 at closing to assume the existing mortgage loan with a principal balance of approximately \$12,000.00 and to execute a \$30,000.00 note payable in three annual installments of \$10,000.00 plus interest at 9%.

Background Information

This home, which contains about 1,400 square feet, will require a number of repairs, including foundation work, to be made habitable. Mr. Thomas D. Nickerson, Independent Executor of Mr. Rieger's estate, has advertised the property for sale and has received eight bids. Mr. DeLay's bid was the second highest bid. The highest bid was for \$54,101.99 by Mr. and Mrs. Daniel G. Solis. It is not being recommended because it is contingent upon FHA financing, which appears highly unlikely in light of current market conditions and the physical condition of the property.

III. OTHER MATTERS

PUF and Trust and Special Funds: Report of Securities Transactions for Months of February and March 1979 and List of Additions and Transfers Made to Common Trust Fund Endowment Account on March 1, 1979. -- In accordance with present procedure, the report of securities transactions for the Permanent University Fund and Trust and Special Funds for the months of February and March 1979, together with a list of the additions and transfers made to the Common Trust Fund endowment account on March 1, 1979, were mailed on May 3, 1979, by Secretary Thedford to the members of the Board of Regents. If any questions regarding this material have been submitted, the Secretary will so report at the meeting of the Land and Investment Committee.

FOUNDATION MATTERS

Winedale Stagecoach Inn Fund Agenda. --

A brief meeting of the members of the Board of Regents as Trustees of the Winedale Stagecoach Inn Fund at the June 1 meeting of the Board of Regents is recommended for action on the following agenda:

1. Approval of Minutes of the preceding meeting held on March 30, 1979. Copies were distributed earlier.
2. Assistant Secretary-Treasurer Lobb recommends the sale of the surface only of approximately 410 acres in the Josiah H. Bell League, the George Tennille League, and the J. S. Hogg Subdivision of the Josiah H. Bell League, Brazoria County, Texas, to Mr. M. A. Brooks and Mr. D. T. Ottinger for \$430.00 per acre cash. The sale is to be contingent upon the University obtaining surface waivers on about 20 acres from Texaco, which holds an old oil and gas lease on the majority of the tract. Mr. Ottinger would take title to this 20 acres, and Mr. Brooks to the other 390 acres.

This property is the remainder of approximately 2,350 acres conveyed to the Board of Regents in 1965 by Miss Ima Hogg for the benefit of Winedale Stagecoach Inn Fund. The tract lies in the West Columbia Oil Field and is extensively encumbered with petroleum production equipment, including oil wells, above-ground field service lines and storage tanks. In addition, approximately 250 acres are situated within the 100 year flood plain. About 100 acres are inundated during most of the year.

By the terms of the Trust Indenture dated March 15, 1965, between Miss Hogg and the Board of Regents, the first \$500,000 received from the sale of the 2,350 acres is to go to the Winedale Stagecoach Inn Fund, and thereafter proceeds are to be paid over to the Ima Hogg Foundation. Previous sales have amounted to over \$499,000; therefore, most of the proceeds from the proposed sale will benefit the Ima Hogg Foundation.

Committee of the Whole

COMMITTEE OF THE WHOLE
Presiding: Chairman Williams

Date: June 1, 1979

Time: Following the Meeting of the Land and Investment Committee

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

Page
C of W

I. SPECIAL ITEMS

A. BOARD OF REGENTS

1. Proposed Amendment to Section 3, Chapter VIII, Part Two, Regents' Rules and Regulations (Minor Repairs, Remodeling and Improvements Other Than Buildings) 4
2. Proposed Amendments to Sections 1.2, 1.3, 1.5 and 1.6, Chapter IX, Part Two, Regents' Rules and Regulations (Authorizations re Sales, Assignments, Conveyances, Receipt of Property and Proxies) 4
3. Permanent University Fund Bonds, New Series 1979: Recommendation for (a) Sale of Issue; (b) Approval of Bond Counsel; and (c) Establishment of Account for Miscellaneous Costs 6

B. BOARD OF REGENTS, U. T. SYSTEM,
U. T. ARLINGTON, U. T. AUSTIN,
U. T. DALLAS AND U. T. EL PASO

4. Proposed Resolution Amending Managerial Group Authorized to Negotiate, Execute, and Administer Classified Government Contracts 6

C. U. T. AUSTIN

5. Request for Approval for Professor Stephen P. Magee, Department of Finance, to Serve on Department of Commerce Economic Advisory Board for Period Ending December 31, 1981 8
6. Request for Approval to Grant Leave of Absence Without Pay to Professor F. Ray Marshall, Department of Economics, for Academic Year 1979-80 in Order that He May Continue His Service as Secretary of Labor 8

7.	Proposed Contract with Dr. Robert P. Popovich, Associate Professor of Chemical Engineering and Biomedical Engineering, U. T. Austin, Regarding Division of Interest in Proceeds from Development of Dr. Popovich's Inventions in Field of Peritoneal Dialysis (Patent)	9
8.	Request for Approval of Patent Provisions in Agreement with Texas Instruments, Inc., in Compliance with Section 2.4544, Chapter V, Part Two, Regents' <u>Rules and Regulations</u>	17
D.	DALLAS HEALTH SCIENCE CENTER	
9.	Request for Approval for Dr. George J. Race to Accept Appointment as Governor's Special Advisor on Human and Animal Disease Control Programs	17
E.	GALVESTON MEDICAL BRANCH	
10.	Request for Approval for Marvin S. Legator, Ph.D. to Serve as Consultant to Office of Technology Assessment, U. S. Congress and Environmental Protection Agency, Washington, D. C.	18
11.	Proposal to Accept \$8,000,000 Gift from The Sealy & Smith Foundation Toward Construction of Ambulatory Care Center and to Adopt Resolution of Appreciation and Gratitude for the Foundation's Continuing Interest	18
II.	<u>DEVELOPMENT MATTERS</u>	
A.	U. T. AUSTIN	
1.	Request to Reorganize Advisory Councils Related to the Arts and Sciences Foundation and the College of Liberal Arts	19
2.	Marine Science Institute Advisory Council: Membership	19
B.	U. T. DALLAS	
3.	Request to Establish an Advisory Council for School of Social Sciences	20
C.	INSTITUTE OF TEXAN CULTURES	
4.	Request to Redesignate Advisory Council as a Development Board	20

	<u>Page</u> <u>C of W</u>
D. U. T. SYSTEM	
5. Proposed Nominees to Development Boards and Advisory Councils -	21
U. T. Arlington: Development Board, Graduate School of Social Work, College of Business Administration and School of Nursing Advisory Councils;	22
U. T. Austin: Development Board, School of Architecture Foundation, Arts and Sciences Foundation, College of Business Administration Foundation, College of Communication Foundation, College of Education Foundation, College of Engineering Foundation, College of Fine Arts Foundation, Geology Foundation, Graduate School Foundation, Graduate School of Library Science Foundation, Pharmaceutical Foundation, School of Social Work Foundation, McDonald Observatory, School of Nursing and Marine Science Institute Advisory Councils;	25
U. T. Dallas: Development Board, School of Management and Administration, Callier Center for Communication Disorders, General Studies, Arts and Humanities and School of Social Sciences Advisory Councils;	39
U. T. El Paso: Development Board;	45
U. T. Permian Basin: Development Board;	46
U. T. San Antonio: Development Board and College of Business Advisory Council;	47
Dallas Health Science Center: Development Board;	49
Galveston Medical Branch: Development Board;	49
Houston Health Science Center: Development Board;	50
San Antonio Health Science Center: Development Board;	51
University Cancer Center: Board of Visitors of University Cancer Foundation;	51
Tyler Health Center: Development Board; and	52
Institute of Texan Cultures: Development Board	52
 III. SCHEDULED MEETINGS AND EVENTS	 54

SPECIAL ITEMS

A. BOARD OF REGENTS

1. Proposed Amendment to Section 3, Chapter VIII, Part Two of the Regents' Rules and Regulations (Minor Repairs, Remodeling and Improvements Other Than Buildings). --

RECOMMENDATION

The Vice Chancellor for Business Affairs, and the Chancellor, recommend that Part ~~Two~~, Chapter VIII, Section 3, of the Regents' Rules and Regulations be amended to read as follows:

- Sec. 3. Minor Repairs and Remodeling and Improvements other than Buildings.--
Minor repairs and remodeling of the physical plant and construction of improvements other than buildings involving proposed expenditures of less than \$80,000 per project shall be made under the supervision of the director of physical plant and the chief business officer at the component institutions, with the prior approval of the chief administrative officer [~~and the Vice-Chancellor for Business Affairs~~] provided that necessary funds have been approved through proper procedure, and provided, further, that no such repairs, remodeling or construction shall be made without the prior approval of the Vice Chancellor for Business Affairs where the proposed expenditure exceeds \$50,000.
2. Proposed Amendments to Sections 1.2, 1.3, 1.5 and 1.6, Chapter IX, Part Two of the Regents' Rules and Regulations (Authorizations re Sales, Assignments, Conveyances, Receipt of Property and Proxies). --

RECOMMENDATION

Executive Director Lobb, Vice Chancellor Boyd, and Chancellor Walker recommend that the following amendments and additions be made in the designated sections of Chapter IX of Part Two of the Regents' Rules and Regulations:

Amend Section 1.2 by adding the underlined language so that it will read as follows:

Authority to Assign and Transfer Securities Held by the PUF and the Board.--The Chancellor, the Vice Chancellor for Business Affairs, the Executive Director for Investments and Trusts, the Trust Officer and the Real Estate Officer may each assign and transfer any and all securities of any description whatever, and execute any and all documents necessary to the consummation of any sale, assignment, or transfer of any securities registered in the name of the PUF or the Board, or in any other form of registration of such securities held for the account of the PUF or the Board in whatever manner, including all fiduciary capacities, and including those registered in the names of trusts or foundations managed and controlled by said Board.

Amend Section 1.3 by adding the underlined language so that it will read as follows:

Authority to Execute Instruments Relating to Land and Mineral Interests.--The Chairman of the Board, the Vice-Chairman, the Chancellor, the Vice Chancellor for Business Affairs, and the Vice Chancellor for Lands Management are each authorized to execute conveyances, deeds, surface and/or mineral leases, easements, rights-of-way, oil and gas division orders, and transfer orders, geophysical and material source permits, water contracts, pooling and unitization agreements and any other instruments as may be necessary or appropriate from time to time, relating to the handling, management, control, and disposition of any real estate or mineral interests held or controlled by the Board as a part of the PUF or as a part of any trust or special fund, and with the Executive Director for Investments and Trusts authorized to sign such instruments relating to Trust and Special Fund lands.

Amend Section 1.5 by adding the underlined language so that it will read as follows:

Authority to Execute Proxies.--The Chancellor, or his delegate, the Vice Chancellor for Business Affairs, and the Executive Director for Investments and Trusts are each authorized to execute proxies within the approved investment policies.

Add a new Section 1.6 reading as follows:

Authority to Purchase, Sell and Transfer Book-Entry United States Government Securities.--The Chancellor, the Vice Chancellor for Business Affairs, the Executive Director for Investments and Trusts, and the Investment Officer of The University of Texas System may direct the Federal Reserve Bank to Purchase, Sell or Transfer any United States Government Securities in Book-Entry form for the Permanent University Fund of The University of Texas System and for the Board of Regents of The University of Texas System for Trust and Special Funds.

Background Information

It would facilitate the handling of documents relating to the transfer of securities if the Trust Officer and Real Estate Officer were authorized to execute them, and of documents relating to Trust and Special Fund lands if the Executive Director were authorized to execute them. Additionally, it would facilitate the execution of proxies if the Chancellor were authorized to designate for that purpose.

Satisfactory arrangements have recently been made whereby United States Government Securities may be purchased and sold by the System. Inasmuch as this is a useful investment device, specific Board authority is sought to authorize this activity.

3. Permanent University Fund Bonds, New Series 1979: Recommendation for (a) Sale of Issue; (b) Approval of Bond Counsel; and (c) Establishment of Account for Miscellaneous Costs. --

RECOMMENDATION

It is recommended by the Executive Director for Investments and Trusts and Chancellor Walker that Permanent University Fund Bonds, New Series 1979, be issued in an amount up to \$21,000,000; that the firm of Vinson & Elkins be named as bond counsel; and that the Office of Investments and Trusts be authorized to advertise for bids for the sale of the bonds, paying agency and printing to be submitted to the Board of Regents at its next meeting. The Texas A&M University System will sell bonds at the same time and details concerning the bond sale is being coordinated with them.

It is further recommended by the Executive Director for Investments and Trusts that an account be established in the amount of \$30,000 for Miscellaneous Costs - Permanent University Fund Bonds, New Series 1979, for the purpose of paying bond counsel fees, printing of the bonds, postage and other costs of the issue, all to be paid out of bond proceeds.

- B. BOARD OF REGENTS, U. T. SYSTEM, U. T. ARLINGTON, U. T. AUSTIN, U. T. DALLAS AND U. T. EL PASO

4. Proposed Resolution Amending 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
 - Betty Anne Thedford, Secretary to the Board of Regents
 - A. J. Dusek, Director, Office of Sponsored Projects,
The University of Texas at Austin; U.T. System
Security Supervisor
 - Wendell H. Nedderman, President, The University of Texas
at Arlington
 - Quinten Mathews, Assistant to the President, Director of
Sponsored Projects, and Security Officer,
U.T. Arlington
 - Lorene L. Rogers, President, The University of Texas
at Austin
 - H. Eldon Sutton, Vice President for Research
U.T. Austin

James H. Colvin, Vice President for Business Affairs
U.T. Austin
Bryce Jordan, President, The University of Texas
at Dallas
Arleigh B. Templeton, President, The University of Texas
at El Paso
Rodolfo Gomez, Director of Research and Graduate Dean,
and Security Officer, U.T. EL Paso

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

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.

C. U. T. AUSTIN

5. Request for Approval for Professor Stephen P. Magee, Department of Finance, to Serve on Department of Commerce Economic Advisory Board for Period Ending December 31, 1981. --

RECOMMENDATION

President Rogers and Chancellor Walker recommend approval for Professor Stephen P. Magee, Department of Finance, to serve on the Department of Commerce Economic Advisory Board for a period ending December 31, 1981. Service on the Board does not provide remunerations or compensation except for travel expenses.

BACKGROUND INFORMATION

The Department of Commerce Economic Advisory Board is composed of leading economists from the business, financial, and academic communities who advise the Secretary of Commerce on matters of economic policy. Service on this Advisory Board is not in conflict with Professor Magee's duties at the University and this service is of benefit to the State of Texas through enhancement of his contributions to the University as a teacher and scholar. 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 Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

6. Request for Approval to Grant Leave of Absence Without Pay to Professor F. Ray Marshall, Department of Economics, for Academic Year 1979-80 in Order that He May Continue His Service as Secretary of Labor. --

RECOMMENDATION

President Rogers and Chancellor Walker request approval to grant Professor F. Ray Marshall, Department of Economics, a leave of absence without pay for the academic year 1979-80 so that he may continue his service as Secretary of Labor. Professor Marshall has been on leave of absence since the 1977-78 school year.

BACKGROUND INFORMATION

Professor Marshall's continued service as Secretary of Labor reflects credit upon the University, and his experience in public service will be of value to the University when he returns to his faculty duties. This participation in governmental service in the President's Cabinet justifies the granting of a third consecutive leave of absence in accordance with Section 16.4, Chapter III, Part One, of the Regents' Rules and Regulations.

7. Proposed Contract with Dr. Robert P. Popovich, Associate Professor of Chemical Engineering and Biomedical Engineering, U. T. Austin, Regarding Division of Interest in Proceeds from Development of Dr. Popovich's Inventions in the Field of Peritoneal Dialysis (Patent). --

RECOMMENDATIONS

President Rogers and Chancellor Walker recommend that the Board:

- a. Approve the proposed contract between Dr. Robert P. Popovich and the Board of Regents providing payment to the U.T. System of twenty percent (20%) of any and all royalties and payments that he may receive for the invention of "Method and Apparatus for Continuous Ambulatory Peritoneal Dialysis" and for all future inventions that he may discover in the field of peritoneal dialysis.
- b. Authorize the Chairman of the Board to sign the contract with Dr. Popovich and the letter to Baxter Travenol Laboratories, Inc.
(See Pages C of W 10-16 for Contract.)

BACKGROUND INFORMATION

Since 1973, Dr. Robert P. Popovich, Associate Professor of Chemical Engineering and Biomedical Engineering, has worked with the Austin Diagnostic Clinic as a consultant in peritoneal dialysis with appropriate approval in accordance with the Rules and Regulations of the Board of Regents. In response to a crisis situation involving a kidney patient at the Clinic who was not medically receptive to then accepted peritoneal dialysis, Dr. Popovich conceived and, in conjunction with Dr. Jack Moncrief, reduced to practice a new procedure called "Continuous Ambulatory Peritoneal Dialysis." The date of the invention was June 18, 1975. On March 3, 1977, Dr. Popovich filed Application for Letters Patent No. 773,912 with the United States Patent Office seeking to obtain a patent on the dialysis procedure.

On June 22, 1977, Dr. Popovich presented the facts relating to his invention to the Institutional Patent Committee at The University of Texas at Austin. Because, at the time of invention, Dr. Popovich was the principal investigator under a contract between the National Institute of Health (NIH) and U. T. Austin for the investigation of "Physiological Transport Parameters in Patients in Peritoneal and Hemodialysis," the Patent Committee, through consultation with NIH, Dr. Popovich, and the Office of General Counsel of The University of Texas System, sought a determination of the proprietary interests of the various parties in the invention. Since, at the time of the invention, Dr. Popovich was acting in a consulting capacity in an area that was outside the parameters of the NIH investigation, the proprietary interest of The University in the invention appeared to be tenuous. Therefore, it was the consensus of the Patent Committee that the best method to protect the respective interests of all parties concerned and insure that the benefits of the dialysis procedure became available for kidney patients would be for The University of Texas System to assign to Dr. Popovich whatever interest it might have in the invention in return for the consideration stated above.

CONTRACT

STATE OF TEXAS)
)
COUNTY OF TRAVIS)

THIS CONTRACT, between DR. ROBERT P. POPOVICH, an employee of The University of Texas at Austin, residing at 2928 Kassarine Pass, Austin, Texas 78704 (hereinafter referred to as "Inventor") and THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, 201 West 7th Street, Austin, Texas 78701 (hereinafter referred to as "Board");

W I T N E S S E T H :

WHEREAS, Inventor is, and at all pertinent times has been, a full-time Associate Professor of Chemical Engineering and Biomedical Engineering at The University of Texas at Austin, subject to the Rules and Regulations of the Board and particularly the Patent Policy and Consultant Policy contained therein; and

WHEREAS, during the time that Inventor was engaged in consultant work with the Austin Diagnostic Clinic, as duly authorized and approved in accordance with the Rules and Regulations of Board, Inventor, in conjunction with others, conceived and reduced to practice a certain procedure and process known as "Continuous Ambulatory Peritoneal Dialysis"; and

WHEREAS, Inventor filed an Application for Letters Patent Serial No. 773,912 with the United States Patent Office on March 3, 1977; entitled "Method and Apparatus for Continuous Ambulatory Peritoneal Dialysis," and on July 7, 1977, entered into a Joint Development Agreement with Dr. Jack W. Moncrief, Dr. Karl D. Nolph, and Ray E. Snyder, which Agreement was amended on January 11, 1978, and provides for the cooperative and joint development of the clinical adaptation of the procedure and process described in the aforesaid Application for Letters Patent filed by Inventor; and

WHEREAS, Inventor has entered into a Consulting and Option Contract and a Patent License Agreement with Travenol Laboratories,

Inc., relating to Inventor's work in the field of peritoneal dialysis and under the terms of which Travenol is granted certain license rights with regard to Inventor's interest in Application for Letters Patent No. 773,912, and further granted the option to acquire license agreements with regard to any other developments or discoveries made or conceived by Inventor pertaining to peritoneal dialysis; and

WHEREAS, Inventor, as a condition of the aforesaid agreements with Travenol Laboratories, Inc., is required to negotiate and obtain a disclaimer by Board of any right, title, or interest in or to any patentable or unpatentable inventions, discoveries, or ideas in the field of peritoneal dialysis conceived or reduced to practice by Inventor and included within the scope of Inventor's agreements with Travenol Laboratories, Inc.; and

WHEREAS, by reason of the fact that certain of Inventor's discoveries, ideas, or inventions in the field of peritoneal dialysis have been or will be conceived and reduced to practice by Inventor while engaged in consultant activities outside of Inventor's employment with The University of Texas at Austin, the interest of the Board in any discovery, idea, or invention conceived and reduced to practice by Inventor in the field of peritoneal dialysis is uncertain, the Board is willing to disclaim any right, title, or interest with respect thereto, and in consideration of such disclaimer, Inventor agrees to assign to Board a Twenty Percent (20%) interest in any and all royalties, license fees, or payments received or to be received by Inventor as a result of inventions, ideas, or discoveries conceived and reduced to practice by Inventor in the field of peritoneal dialysis either solely or in conjunction with others;

NOW, THEREFORE, in consideration of the mutual promises set forth herein, the parties agree as follows:

1. Board hereby assigns to Inventor whatever right, title, or interest it may have in any patentable or unpatentable inventions, discoveries, or ideas resulting from Inventor's work in the

field of peritoneal dialysis and agrees to execute a letter of disclaimer to Baxter Travenol Laboratories, Inc., in the form attached as Appendix A;

2. For and in consideration of Board's assignment to Inventor and Board's execution of said disclaimer letter to Baxter Travenol, Inventor agrees to execute an assignment in the form and content attached hereto as Appendix B transferring to Board a Twenty Percent (20%) interest of Inventor in those royalties and payments described therein;

3. Inventor agrees to pay to Board such sums as are due or that may become due under the terms of this Contract and the aforesaid assignment executed by Inventor, at the Office of the Chancellor of The University of Texas System, 601 Colorado Street, Austin, Texas 78701, within thirty (30) days after each calendar quarter ending on March 31, June 30, September 30, and December 31 of each year. Each payment shall be accompanied by a report listing the amount of all payments of whatsoever kind or source received or owing to Inventor as a result of the promotion, manufacture, use, or sale of any and all products, apparatus, processes, or licenses to which the assignment executed by Inventor to Board applies;

4. Inventor agrees to maintain such books and records as are necessary to establish the accuracy of the reports required under Paragraph 3. Such books and records shall be made available during regular business hours, upon reasonable notice and request, to the Comptroller of The University of Texas System, or to an independent accountant designated and paid by Board, for the purpose of determining the accuracy of the report submitted pursuant to Paragraph 3;

5. The terms of this Contract and all letters, assignments, and agreements executed by Inventor or Board as required by this Contract shall be subject to and construed in accordance with the laws of the State of Texas.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed by affixing their signatures below.

Witness:


ROBERT P. POPOVICH

Date: April 24, 1979

Attest:

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

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

By _____
Dan C. Williams, Chairman
Board of Regents of The
University of Texas System

Approved as to Form:

Approved as to Content:

by W. D. Thurtell
General Counsel of the
System

by E. D. Walker
E. D. Walker, Chancellor of
the System

Certificate of Approval

I hereby certify that the foregoing Contract was approved by
the Board of Regents of The University of Texas System on the
_____ day of _____, A.D. 1979.

Betty Anne Thedford, Secretary,
Board of Regents of The Univer-
sity of Texas System

Baxter Travenol Laboratories, Inc.
One Baxter Parkway
Deerfield, Illinois 60015

Attention: Mr. Thomas R. Schuman

Gentlemen:

Re: Dr. Robert P. Popovich--Peritoneal Dialysis

The Board of Regents of The University of Texas System is aware of the Consulting and Option Contract that its employee Dr. Robert P. Popovich has entered into with Baxter Travenol Laboratories, Inc.'s, subsidiary, Travenol Laboratories, Inc. The Board of Regents of The University of Texas System is also aware of a patent license agreement that Dr. Popovich has entered into with Baxter Travenol Laboratories, Inc., relating to Dr. Popovich's United States patent application Serial No. 773,912 entitled "Method and Apparatus for Continuous Ambulatory Peritoneal Dialysis." The Board of Regents of The University of Texas System is also aware of the possibility that in the future Dr. Popovich may enter into one or more patent license agreements with Baxter Travenol Laboratories, Inc., regarding his work in the field of peritoneal dialysis.

Your request for a disclaimer from The Board of Regents of The University of Texas System to any right, title, or interest in or to any patentable or unpatentable inventions, discoveries, or ideas conceived by Dr. Popovich and relating to peritoneal dialysis has been transmitted to us by Dr. Popovich. Pursuant to a contractual agreement between the Board of Regents and Dr. Popovich, the Board has assigned to Dr. Popovich "whatever right, title, or interest it may have in any patentable or unpatentable inventions, discoveries, or ideas resulting from Inventor's [Dr. Popovich] work in the field of peritoneal dialysis." In return, Dr. Popovich has executed an Assignment to the Board of Regents of a percentage of any royalties or payments that Dr. Popovich receives as a result of his inventions, discoveries, or ideas in the field of peritoneal dialysis. (See attached Assignment). Therefore, the Board of Regents of The University of Texas System hereby disclaims any right, title, or interest in or to any patentable or unpatentable inventions, discoveries, or ideas conceived or reduced to practice by Dr. Robert P. Popovich in the field of peritoneal dialysis, except to the extent that the Board of Regents is entitled to a percentage of the royalties or payments received by Dr. Popovich as a result of same under the aforesaid Assignment executed in favor of the Board by Dr. Popovich.

Very truly yours,

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

by _____
Dan C. Williams, Chairman

Attachment

ASSIGNMENT

FOR AND IN CONSIDERATION of the mutual promises expressed in that certain Contract between ROBERT P. POPOVICH (hereinafter referred to as "Assignor") and THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM (hereinafter referred to as "Board") relating to Assignor's interest in certain products and processes in the field of Peritoneal Dialysis, Assignor does hereby BARGAIN, SELL, ASSIGN, and TRANSFER to Board Twenty Percent (20%) of any and all royalties and payments that are now due or may hereafter become due to Assignor from the following:

1. the promotion, manufacture, use, or sale of any and all products, apparatus, and processes embodied in that certain Application for Letters Patent Serial No. 773,912, entitled "Method and Apparatus for Continuous Ambulatory Peritoneal Dialysis," filed by Assignor with the United States Patent Office on March 3, 1977; and
2. the promotion, manufacture, use, or sale of any and all products, apparatus, and processes in the field of Peritoneal Dialysis; and
3. any Joint Development Agreements or any Consulting and License Agreements relating to Peritoneal Dialysis.

It is expressly understood and agreed by the Assignor and the Board that the Assignment provided for herein excludes the first One Thousand Dollars (\$1,000.00) per month of any consultant fee that Assignor may receive from Baxter Travenol Laboratories, Inc., or its subsidiary Travenol Laboratories, Inc.

To the extent of the 20% interest hereby assigned to Board, Assignor hereby irrevocably constitutes and appoints said Board the true and lawful attorney of Assignor, to demand, receive, and enforce payments and to give receipts, releases, and satisfactions, either in the name of Assignor or in the name of Board, in the same manner and with the same effect as Assignor could do if this Assignment had not been made.

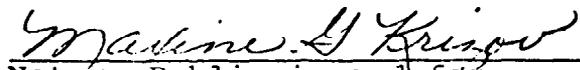
IN WITNESS WHEREOF, Assignor has executed this Assignment this 24 day of April, A.D. 1979.


ROBERT P. POPOVICH

STATE OF TEXAS)
)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this day personally appeared ROBERT P. POPOVICH, known to me to be the person whose name is subscribed to the foregoing instrument, and after being duly sworn acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 24 day of April, A.D. 1979.


Notary Public in and for
Travis County, Texas

My commission expires:
11-30-80

8. Request for Approval of Patent Provisions in Agreement with Texas Instruments, Inc., in Compliance with Section 2.4544, Chapter V, Part Two, Regents' Rules and Regulations. --

RECOMMENDATION

President Rogers and Chancellor Walker recommend that approval be given to the patent provision in a proposed agreement between The University of Texas at Austin and Texas Instruments, Inc., wherein Texas Instruments will finance research on Millimeter Wave Transmission Communications Systems. Under the patent provision, Texas Instruments, Inc., will receive a non-exclusive royalty free, irrevocable license under any and all patents developed during the course of the work, and will have the right to file patent applications in any country in which The University of Texas at Austin elects not to file.

BACKGROUND INFORMATION

The patent provision has been approved by the U.T. Austin Institutional Patent Committee, and has been reviewed and approved by the Office of General Counsel, pursuant to Part Two, Chapter V, Section 2.4544 of the Regents' Rules and Regulations. The contract with Texas Instruments, Inc., in which this patent provision is included will be reported in a subsequent docket.

D. DALLAS HEALTH SCIENCE CENTER

9. Request for Approval for Dr. George J. Race to Accept Appointment as Governor's Special Advisor on Human and Animal Disease Control Programs. --

RECOMMENDATION

President Sprague and Chancellor Walker recommend approval for Dr. George J. Race, Associate Dean for Continuing Education of the Dallas Health Science Center, to accept an appointment as the Governor's Special Advisor on Human and Animal Disease Control Programs. Governor Clements has requested that Doctor Race serve in this unpaid advisory position. Doctor Race's expertise as a pathologist is of benefit to the State of Texas and there is no conflict between his serving as the Governor's Special Advisor on Human and Animal Disease Control Programs and his association at the Dallas Health Science Center.

Approval of the Board of Regents is required under Part One, Chapter III, Section 13 of the Regents' Rules and Regulations.

E. GALVESTON MEDICAL BRANCH

10. Request for Approval for Marvin S. Legator, Ph.D. to Serve as Consultant to Office of Technology Assessment, U. S. Congress, and Environmental Protection Agency, Washington, D. C. --

RECOMMENDATION

President Levin and Chancellor Walker recommend approval for Marvin S. Legator, Ph.D., Professor, Departments of Preventive Medicine and Community Health and Human Biological Chemistry and Genetics, to serve as a consultant to the Office of Technology Assessment, United States Congress, Washington, D.C. and the Environmental Protection Agency, Washington, D.C. These two consultant appointments will require a total of twelve days per year with approximately \$3,000 annual income to be realized.

BACKGROUND INFORMATION

Dr. Legator is recognized nationally in the field of environmental toxicology. These consultant arrangements will permit him to have contact with policy-makers in the federal government, as well as with other nationally recognized experts. Dr. Legator's continued association with these programs is of benefit to the Galveston Medical Branch and will not detract from his duties there.

11. Proposal to Accept \$8,000,000 Gift from The Sealy & Smith Foundation Toward Construction of Ambulatory Care Center and to Adopt Resolution of Appreciation and Gratitude for the Foundation's Continuing Interest. --

RECOMMENDATION

President Levin and Chancellor Walker recommend that the Board:

- a. Accept a pledge of \$8,000,000 by the Sealy & Smith Foundation toward the construction of the new Ambulatory Care Center
- b. Adopt the following resolution:

Be it RESOLVED by the Board of Regents of The University of Texas System, That lasting appreciation and gratitude be expressed to the Sealy & Smith Foundation - for this gift, for past generousities, and for the Foundation's continuing interest in supporting the Galveston Medical Branch.

BACKGROUND INFORMATION

At the February 9, 1979, meeting of the Board, a contract was awarded to J.W. Bateson Co., Inc., of Dallas, Texas, for the construction of an Ambulatory Care Center, subject to the total availability of funds. This gift of \$8,000,000 combined with previously appropriated funds provides all the necessary funding for construction of the Ambulatory Care Center.

This latest gift from the trustees of the Sealy & Smith Foundation will permit the Medical Branch to achieve its goal of providing and teaching primary and ambulatory care. The Foundation has contributed in excess of \$118,000,000 to the Medical Branch.

II. DEVELOPMENT MATTERS

A. U. T. AUSTIN

1. Request to Reorganize Advisory Councils Related to the Arts and Sciences Foundation and the College of Liberal Arts.--

RECOMMENDATION

President Rogers and Chancellor Walker recommend that the Advisory Council for the College of Humanities, the Advisory Council for the College of Social and Behavioral Sciences, the Advisory Council for the College of Natural Sciences and the Advisory Council for the Division of General and Comparative Studies be dissolved and replaced with a single Advisory Council for the Arts and Sciences Foundation composed of thirty-six (36) members. If this recommendation is approved, nominations to this consolidated Advisory Council will be considered elsewhere in this Material Supporting the Agenda.

BACKGROUND INFORMATION

Currently the Arts and Sciences Foundation is served by four Advisory Councils (Humanities, Social and Behavioral Sciences, Natural Sciences and General and Comparative Studies) with nine members on each council. Since several of the Arts and Sciences college units have been consolidated into the College of Liberal Arts, this proposed change is in keeping with that administrative reorganization. The consolidation has the approval of the existing Advisory Councils and the deans concerned.

(See Page C of W - 27 for proposed appointments.)

2. Marine Science Institute Advisory Council: Membership.--

On February 9, 1979 the Board of Regents approved an additional nominee to serve on the Marine Science Institute Advisory Council. The acceptance has been received and the complete membership is listed below with the new acceptance indicated by a single asterisk. The authorized membership of the advisory council is 35. (See Page C of W - 37 for proposed appointments.)

	<u>Term Expires</u>
Mrs. John B. Armstrong, Kingsville	1980
Mr. Perry R. Bass, Fort Worth	1980
Mr. William H. Bauer, La Ward	1981
Mr. Albert M. Biedenharn, Jr., San Antonio	1979
Mr. Cecil E. Burney, Corpus Christi	1979
Mr. Charles C. Butt, Corpus Christi	1981
Mr. Louis Castelli, Dallas	1980
Mr. James H. Clement, Kingsville	1981
Mr. Leroy G. Denman, San Antonio	1980
Mr. Robert M. Duffey, Jr., Brownsville	1979
Dr. Enio Feliciotti, Englewood Cliffs, New Jersey	1979
Mrs. Jane Flato, Corpus Christi	1981
Mr. Hugh Halff, Jr., San Antonio	1979
Mr. Edward H. Harte, Corpus Christi	1980
Mr. Hayden W. Head, Corpus Christi	1979
Mr. Paul K. Herder, San Antonio	1979
Mr. George C. Hixon, San Antonio	1980

Mr. John C. Holmgreen, San Antonio	1980
Mr. D. Michael Hughes, Houston	1979
Mrs. Lyndon B. Johnson, Stonewall	1979
Mr. Richard P. Keeton, Houston	1980
Mr. Harris L. Kempner, Jr., Galveston	1981
Mrs. Mary Lewis Kleberg, Kingsville	1979
Mrs. Walter W. McAllister, Jr., San Antonio	1980
Mr. Frank W. McBee, Austin	1980
Mr. William Negley, San Antonio	1981
Mr. V. F. Neuhaus, Mission	1981
Mr. A. Chauncey Newlin, New York, New York	1981
*Mr. Arthur A. Seeligson, Jr., San Antonio	1980
Mr. James C. Storm, Corpus Christi	1981
Mr. Ben F. Vaughan, Jr., Corpus Christi	1981
Mr. Don E. Weber, Corpus Christi	1980
Mr. M. Harvey Weil, Corpus Christi	1979
Mr. Gale White, Weimar	1981
Mr. Charles Worthen, Galveston	1979

B. U. T. DALLAS

3. Request to Establish an Advisory Council for School of Social Sciences. --

RECOMMENDATION

President Jordan and Chancellor Walker recommend that an Advisory Council for the School of Social Sciences be authorized to enhance the private fund development capabilities of that school. The Council will also assist the School to identify important societal issues, design workshops, place interns and graduates and develop research possibilities. If this recommendation is approved, the initial nominees for this new Advisory Council will be considered elsewhere in this Material Supporting the Agenda. (See Page C of W - 43.)

BACKGROUND INFORMATION

President Jordan's recommendation would create a new Advisory Council for the School of Social Sciences to join those already established for Management and Administration, General Studies, Arts and Humanities, and Callier Center for Communication Disorders.

C. INSTITUTE OF TEXAN CULTURES

4. Request to Redesignate Advisory Council as a Development Board. --

RECOMMENDATION

Executive Director Maguire and Chancellor Walker recommend that the Institute of Texan Cultures Advisory Council be redesignated as the Institute of Texan Cultures Development Board. If this recommendation is approved, the initial nominees to this Development Board will be considered elsewhere in this Material Supporting the Agenda. (See Page C of W - 52.)

BACKGROUND INFORMATION

Since the Institute of Texan Cultures has been named a component of The University of Texas System, the redesignation of this Advisory Council as a Development Board is consistent with the terminology used for the primary private fund development group at each component.

D. U. T. SYSTEM

Proposed Nominees to Development Boards and Advisory Councils -

U. T. Arlington: Development Board, Graduate School of Social Work, College of Business Administration and School of Nursing Advisory Councils;

U. T. Austin: Development Board, School of Architecture Foundation, Arts and Sciences Foundation, College of Business Administration Foundation, College of Communication Foundation, College of Education Foundation, College of Engineering Foundation, College of Fine Arts Foundation, Geology Foundation, Graduate School Foundation, Graduate School of Library Science Foundation, Pharmaceutical Foundation, School of Social Work Foundation, McDonald Observatory, School of Nursing and Marine Science Institute Advisory Councils;

U. T. Dallas: Development Board, School of Management and Administration, Callier Center for Communication Disorders, General Studies, Arts and Humanities and School of Social Sciences Advisory Councils;

U. T. El Paso: Development Board;

U. T. Permian Basin: Development Board;

U. T. San Antonio: Development Board and College of Business Advisory Council;

Dallas Health Science Center: Development Board;

Galveston Medical Branch: Development Board;

Houston Health Science Center: Development Board;

San Antonio Health Science Center: Development Board;

University Cancer Center: Board of Visitors of University Cancer Foundation;

Tyler Health Center: Development Board; and

Institute of Texan Cultures: Development Board. --Chancellor Walker concurs with the recommendation of the appropriate chief administrative officer that the Board of Regents approve the appointments to the several development boards and advisory councils set forth on the following pages (C of W 22-53), and that where indicated approval be given for an increase in the authorized membership. Terms on the development boards and advisory councils expire regularly on August 31 of each year.

When appointments have been accepted, they will be reported for the record.

A.

THE UNIVERSITY OF TEXAS AT ARLINGTON

Recommended Appointments to Membership

1. Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

Mr. Lewis Bond, Fort Worth, Business: Chairman of the Board and Chief Executive Officer of Texas American Bancshares, Inc.

Mr. James T. Brown, Grand Prairie, Business: President, Royal Manufacturing Company

Mr. Arthur W. Cruse, Dallas, Business: President, Texas Time, Inc.

Mr. A. R. Hixson, Arlington, Business: President, Power Constructors, Inc.

Mr. Ernest J. Wilemon, Arlington, Business: Executive Vice President, Arlington Bank and Trust

c. New Appointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

Mr. Robert L. Kirk, Dallas, to fill an unfilled term. Business: President, Vought Corporation.

Mr. William Schilling, Dallas, to fill an unfilled term. Business: Senior Partner, Peat, Marwick, Mitchell & Co.

Mr. Paul E. Yarbrough, Arlington, to fill an unfilled term. Business: President, Peyco

d. Unfilled Terms

Term Expires

2

Determined as Filled

U. T. Arlington (Cont'd.)

2. Graduate School of Social Work Advisory Council

a. Membership

Authorized 26

Recommended 26

b. Reappointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

R. G. Alexander, D.D.S., Arlington,
Orthodontist

Mr. Roy Dulak, Dallas, Retired

Mrs. Tommy G. Mercer, Fort Worth, Housewife
and Civic Leader

Rabbi Robert Schur, Fort Worth, Beth-El
Congregation

Mrs. Richard Snider, Arlington, Housewife and
Civic Leader

Mr. Glenn Wilkins, Fort Worth, Executive Vice-
President and General Manager, United Way
of Metropolitan Tarrant County

c. New Appointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

Mr. Howard Chase, Dallas, to replace Doris
Adam, M.D. Business: Assistant Adminis-
trator, Baylor University Medical Center

Mr. Joe Guise, Dallas, vacancy from unfilled
term. Business: President and General
Manager, United Way of Metropolitan Dallas

d. Unfilled Terms

Term Expires

5

1980

6

1982

3. College of Business Administration Advisory Council

a. Membership

Authorized 30

Recommended 30

b. Reappointments

For one year terms ending 1980

For two year terms ending 1981

U. T. Arlington (Cont'd.)

For three year terms ending 1982

- Mr. Burvin Hines, Arlington, Business: Senior Vice President, First National Bank
- Mr. Bill Nugent, Fort Worth, Business: Vice President, Radio Shack
- Mr. Stephen F. Smith, Dallas, Business: Partner, Arthur Andersen & Co.
- Mr. Merle Volding, Dallas, Business: President, Practical Management Associates, Inc.

c. New Appointments

For one year terms ending 1980

For two year terms ending 1981

- Mr. Bill Smith, Dallas, to fill an unfilled term. Business: Vice President of Advanced Programs, Vought Corporation

For three year terms ending 1982

- Mr. Howard Putnam, Dallas, to replace Mr. Tom L. Walker. Business: President, Southwest Airlines

d. Unfilled Terms

None

4. School of Nursing Advisory Council

a. Membership

Authorized	<u>16</u>	Recommended	<u>16</u>
------------	-----------	-------------	-----------

b. Reappointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

- Mrs. Gordon Appleman, Fort Worth, Business: Housewife and Civic Leader
- Mr. R. E. Cox, III, Fort Worth, Business: Owner - Cox's Department Stores
- Mr. Arthur I. Ginsburg, Fort Worth, Business: Investments
- Mr. Rex C. McRae, Arlington, Business: Administrator, Arlington Memorial Hospital
- Mr. Sterling Steves, Fort Worth, Business: Attorney

c. New Appointments

None

d. Unfilled Terms

Term Expires

1

1980

B.

THE UNIVERSITY OF TEXAS AT AUSTIN

Recommended Appointments to Membership

1. Development Board

a. Membership

Authorized 26

Recommended 26

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

- Mrs. Perry R. Bass, Fort Worth, Business: Civic Leader
- Mr. Marvin K. Collie, Houston, Business: Attorney,
Vinson & Elkins
- Mr. Franklin W. Denius, Austin, Business: Attorney
- Mr. Bob R. Dorsey, Houston, Business: President,
Resource Drilling, Inc.
- Mr. Dan M. Krausse, Dallas, Business: President,
Earth Resources Company
- Mr. Ben F. Love, Houston, Business: Chairman, President,
and Chief Executive Officer, Texas Commerce Bancshares, Inc.
- Mr. Preston Shirley, Galveston, Business: Attorney
- Mr. Ralph Spence, Tyler, Business: Independent Oil Producer
- Mr. Jack G. Taylor, Austin, Business: Investments
- Mr. J. D. Wrather, Jr., Beverly Hills, California, Business:
Chairman and President, Wrather Corporation

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

None

d. Unfilled Terms

Term Expires

One

1982

U. T. Austin (Cont'd.)

2. School of Architecture Foundation Advisory Council

a. Membership

Authorized 25

Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. David R. Braden, Dallas, Business: Architect

Mr. James A. Clutts, Dallas, Business: Architect, Harper,
Kemp, Clutts, and Parker

Mr. Theodore S. Maffitt, Jr., Palestine, Business: Architect

Mr. George P. Mitchell, Houston, Business: President, Mitchell
Energy & Development Corporation

Mrs. Catherine H. Powell, San Antonio, Business: Professor,
Trinity University

Mr. Charles Terry, Dallas, Business: President, Charles Terry,
Inc., Consulting Structural Engineer

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Mr. Charles E. Lawrence, Houston, vacancy from unfilled term.
Business: Architect, Caudill, Rowlett, Scott

For three year terms ending 1982

Mr. Edwin E. Beran, Dallas, to replace Mr. J. Herschel Fisher.
Business: Architect, Beran and Shelmire

Mr. George Harrell, Dallas, to replace Mr. Bill C. Booziotis.
Business: Architect, Harrell and Hamilton

d. Unfilled Terms

None

U. T. Austin (Cont'd.)

3. Arts and Sciences Foundation Advisory Council*

a. Membership

Authorized 36

Recommended 36

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Dr. Roland K. Blumberg, Seguin, Business: Geophysicist
Mrs. Pauline Gill Clements, Dallas, Business: Civic Leader
Mr. Lenoir Moody Josey II, Houston, Business: Attorney
Mr. Lowell Lebermann, Austin, Business: Owner Lowell
Lebermann Lincoln Mercury and Civic Leader
Mr. Richard Lucas, Berclair, Business: Rancher
Mrs. Clyde Parker, Kerrville, Business: Civic Leader
Mrs. William H. Snyder III, Dallas, Business: Civic Leader

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Dr. Thomas M. Cranfill, Austin, vacancy from unfilled term.
Business: Art collector and retired professor

For three year terms ending 1982

Mr. Donald C. Duncan. Burnet, vacancy from unfilled term.
Business: Rancher and Banker
Mr. Barron Kidd, Dallas, to replace Mr. Marshall T. Steves.
Business: Investments

d. Unfilled Terms

None

4. College of Business Administration Foundation Advisory Council

a. Membership

Authorized 35

Recommended 35

b. Reappointments

For one year terms ending 1980

None

*Request for regental approval to replace the four advisory councils of the Arts and Sciences Foundation with one consolidated advisory council with 36 members is set out on Page C of W - 19. These recommended appointments are based on this revised organization.

U. T. Austin (Cont'd.)

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Aubrey C. "Ace" Black, Dallas, Business: Independent Oil Operator

Mr. Jack Blanton, Houston, Business: President, Scurlock Oil Co.

Mr. Karl Butz, Dallas, Business: President, Mercantile National Bank

Mr. William J. Kaplan, St. Louis, Missouri, Business: Vice-President, Famous Barr Company

Mr. Fred H. Moore, Austin, Business: Retired Vice-President, Mobil Oil Company

Mr. James H. Polk III, El Paso, Business: President, Property Trust of America

Mr. James Whitcomb, Houston, Business: Management Consultant

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Herb Kelleher, San Antonio, to replace Mr. Sam Susser, Jr.
Business: Attorney, Oppenheimer, Rosenberg, Kelleher & Wheatley

d. Unfilled Terms

None

5. College of Communication Foundation Advisory Council

a. Membership

Authorized 23

Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Wendell Mayes, Jr., Austin, Business: President, Pioneer Broadcasting Company

Mr. Tom McCarten, Dallas, Business: Executive Vice President, Dallas Times Herald

U. T. Austin (Cont'd.)

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Mr. Darrell Piersoll, Armork, New York, vacancy from unfilled term. Business: Corporate Director of Personnel Development, IBM Corporation

For three year terms ending 1982

- Mr. Frank Bennack, New York, New York, to replace Mr. Richard J. V. Johnson. Business: Executive Vice President and Chief Operating Officer, Hearst Corporation
- Mr. Don Carter, Miami, Florida, to replace Mr. Jackson Douglas. Business: Vice President, Knight Ridder Newspaper Company
- Mr. Robert E. Pulver, Stamford, Connecticut, vacancy from increased membership. Business: General Manager, Advertising and Sales Promotion, Corporate Public Relations, General Electric Company
- Mr. John C. Quinn, Rochester, New York, vacancy from increased membership. Business: Senior Vice President, Gannett Company, Inc.
- Mr. Texas E. Schramm, Dallas, to replace Mr. Mike Shapiro. Business: President and General Manager, Dallas Cowboy Football Club
- Mr. William H. Shepard, Pittsburgh, Pennsylvania, to replace Mr. Lee Dubow. Business: Vice President for Public Relations, Alcoa Aluminum Company of America
- Mr. J. D. Wrather, Jr., Beverly Hills, California, to replace Mr. Norman Campbell. Business: Chairman and President, Wrather Corporation

d. Unfilled Terms

None

6. College of Education Foundation Advisory Council

a. Membership

Authorized 14

Recommended 14

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

None

U. T. Austin (Cont'd.)

c. New Appointments

For one year terms ending 1980

Dr. Albert B. Martin, Amarillo, vacancy from unfilled term.
Business: Retired Junior College Administrator
Dr. Jerome Weynand, San Antonio, to replace Mr. Richard
Logan. Business: President, San Antonio College

For two year terms ending 1981

Mr. William Bingham, Austin, vacancy from unfilled term.
Business: Attorney
Mrs. Margaret B. Perot, Dallas, vacancy from unfilled term.
Business: Civic Leader

For three year terms ending 1982

None

d. Unfilled Terms

None

7. College of Engineering Foundation Advisory Council

a. Membership

Authorized 35

Recommended 35

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Perry G. Brittain, Dallas, Business: Executive Vice
President, Texas Utilities Company
Mr. John V. James, Dallas, Business: Chairman, President
and Chief Executive Officer, Dresser Industries, Inc.
Mr. Paul D. Meek, Dallas, Business: President, American
Petrofina, Inc.
Mr. J. C. Vander Woude, Longview, Business: President,
Texas Eastman Company

c. New Appointments

For one year terms ending 1980

None

U. T. Austin (Cont'd.)

For two year terms ending 1981

None

For three year terms ending 1982

- Mr. W. J. Bowen, Houston, to replace Mr. Z. D. Bonner.
Business: Chairman, President and Chief Executive Officer, Transco Companies, Inc.
- Mr. Thomas J. Feehan, Houston, to replace Mr. Ernest H. Cockrell. Business: President and Chief Executive Officer, Brown & Root, Inc.
- Mr. J. J. Forese, Armonk, New York, to replace Mr. James P. Malott. Business: Assistant Treasurer, IBM Corp.
- Dr. L. R. Hellwig (Ph.D.), Tulsa, Oklahoma, to replace Dr. Judson S. Swearingen. Business: Executive Vice President, Cities Service Company
- Mr. George F. Kirby, Houston, to replace Mr. T. Wayne Warren. Business: Chairman, President, and Chief Executive Officer, Texas Eastern Transmission Corp.
- Mr. Lewis A. Ramsey, Houston, vacancy from unfilled term.
Business: Executive Vice President, Gulf Oil Exploration & Production Company

d. Unfilled Terms

None

8. College of Fine Arts Foundation Advisory Council

a. Membership

Authorized 30

Recommended 30

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

- Mrs. Thomas D. Anderson, Houston, Business: Civic Leader
- Mrs. Phil Bolin, Wichita Falls, Business: Civic Leader
- Mrs. Janet Jessen, Austin, Business: Civic Leader
- Mrs. D. J. Sibley, Jr., Austin, Business: Civic Leader
- Mr. Robert D. Straus, Houston, Business: President, Straus Systems, Inc., Environmental Systems
- Mr. Robert L. Tobin, San Antonio, Business: Tobin Survey Co.
- Mr. Marshall F. Wells, Houston, Business: President, Houston Endowment Foundation

U. T. Austin (Cont'd.)

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Mrs. Betty Blivins Childers, Amarillo, vacancy from unfilled term.

Business: Civic Leader

Mr. Meredith J. Long, Houston, vacancy from unfilled term.

Business: Owner, Meredith Long Galleries

For three year terms ending 1982

None

d. Unfilled Terms

Term Expires

One

1982

9. Geology Foundation Advisory Council

a. Membership

Authorized 35

Recommended 36

b. Reappointments

For one year terms ending 1980

Mr. W. Kenley Clark, Houston, Business: Independent Geologist

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Charles W. Alcorn, Jr., Victoria, Business: President Alcorn Development Company

Mr. Don R. Boyd, Corpus Christi, Business: Independent Geologist

Mr. W. Henry Cardwell, Houston, Business: Independent Geologist

Mr. Rodger E. Denison, Dallas, Business: Independent Geologist

Mr. George A. Donnelly, Jr., Midland, Business: President Eastland Oil Company

Mr. W. F. Reynolds, Wichita Falls, Business: Geologist, J. C. & W. F. Reynolds Oil Producers

Mr. Phillip E. Wyche, Houston, Business: Division Vice-President, Gulf Energy and Minerals Corporation

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

U. T. Austin (Cont'd.)

For three year terms ending 1982

Mr. J. Donald Langston, Houston, to replace Mr. J. W. Barbisch. Business: Vice President of Exploration, Exxon Company USA

Mr. Harry A. Miller, Midland, to replace Mr. W. Kenley Clark. Business: Independent Geologist

Mr. Jack Phillips, Tulsa, Oklahoma, to replace Mr. Robert W. Eaton. Business: Vice President of Exploration and Production, Cities Service Company

Mr. George W. Schneider, Jr., Lafayette, Louisiana, to replace Mr. R. W. Heggland. Business: Independent Geologist

Mr. Tom Schneider, Eagle Pass, to replace Mr. John L. Loftis, Jr. Business: Independent Geologist

Mr. F. Augustus Seamans, White Plains, New York, to replace Mr. M. Allen Reagan, Jr. Business: Vice-President of Exploration, Texaco, Inc.

**Mr. Charles E. Yager, Fort Worth
Business: Geologist**

d. Unfilled Terms

None

10. Graduate School Foundation Advisory Council

(This advisory council is in the process of initial organization; nominees not being presented at this time.)

11. Graduate School of Library Science Foundation Advisory Council

a. Membership

Authorized 9

Recommended 9

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

None

c. New Appointments

For one year terms ending 1980

None

U. T. Austin (Cont'd.)

For two year terms ending 1981

None

For three year terms ending 1982

Mr. John P. Commons, San Marino, California, to replace Mr. Ray Janeway. Business: Investments

d. Unfilled Terms

Term Expires

Two

1981

Two

1982

12. Pharmaceutical Foundation Advisory Council

a. Membership

Authorized 25

Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. W. C. Conner, Fort Worth, Business: Chairman and Chief Executive Officer, Alcon Laboratories, Inc.

Mr. Joe R. DeLeon, Jr., Corpus Christi, Business: Clinic Pharmacy, Inc.

Mr. Ron Gieser, Burleson, Business: The Apothecary Shop

Mr. Glenn Smith, Waco, Business: Vice President, Behrens, Inc.

Mr. J. Adan Trevino, Houston, Business: Amex Pharmacy

Mr. Tim L. Vordenbaumen, Sr., San Antonio, Business: The Apothecary Shop

Mr. Eugene L. Vykukal, Dallas, Business: Vice President, Southwestern Drug Corporation

Mr. Neill B. Walsdorf, San Antonio, Business: President, Mission Pharmacal Company

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

U. T. Austin (Cont'd.)

For three year terms ending 1982

Mr. Henry Cade, Deerfield, Illinois, to replace Mr. John L. Davidson. Business: Manager, Professional Relations Health Services Division, Walgreen's Company

Mr. Alfred A. Mannino, Kansas City, Missouri, to replace Mr. Al Herrera. Business: Vice President, Marion Laboratories, Inc.

Mr. Bill C. Pittman, Amarillo, to replace Mr. Tom Gunning. Business: Pittman Pharmacy

d. Unfilled Terms

None

13. School of Social Work Foundation Advisory Council

a. Membership

Authorized 20

Recommended 21

b. Reappointments

For one year terms ending 1980

Mr. Glendon Johnson, Galveston, Business: American National Insurance Company

For two year terms ending 1981

None

For three year terms ending 1982

Mr. John L. Cardenas, San Antonio, Business: Chairman of the Board, Plaza National Bank

Mrs. Jim Fain, Austin, Business: Civic Leader/Real Estate

Mrs. Margaret Magness, Austin, Business: Social Work Administrator

Mr. James J. Miller, Austin, Business: Assistant City Manager, City of Austin

Mr. Henry X. Salzberger, Dallas, Business: Retired Chairman of the Board, Sanger Harris Department Stores

Mr. A. Fred Swearingen, Corpus Christi, Business: Presbyterian minister

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Mr. Jerome Chapman, Austin, to replace Mrs. Betty Gladstone. Business: Commissioner, Texas Department of Human Resources

U. T. Austin (Cont'd.)

c. New Appointments

For three year terms ending 1982

Dr. John J. Kavanagh, Austin, to replace Mr. Glendon Johnson.
Business: Commissioner, Texas Department of Mental Health
and Mental Retardation

Mrs. Robert Ayres, Jr., San Antonio, vacancy from increased
membership. Business: Civic Leader

d. Unfilled Terms

None

14. McDonald Observatory Advisory Council

a. Membership

Authorized 29

Recommended 29

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Rex G. Baker, Jr., Sugar Land, Business: President,
Southwestern Group Financial, Inc.

Mr. Jack Josey, Houston, Business: President and Chair-
man of the Board, Josey Oil Company

Mr. James Kaster, El Paso, Business: Legislative Liaison
to the Governor

Mr. Chester Higbee Taylor, Jr., Houston, Business: Investments

Mr. Curtis T. Vaughan, San Antonio, Business: Chairman of the
Board, George C. Vaughan & Sons

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Dr. Willis Adcock, Dallas, vacancy from unfilled term. Business:
Assistant Vice President, Texas Instruments

Ms. Mary Polk, El Paso, vacancy from unfilled term. Business:
State Representative, District 71

For three year terms ending 1982

None

U. T. Austin (Cont'd.)

For three year terms ending 1982

- Mr. Albert M. Biedenharn, Jr., San Antonio, Business: President, Coca-Cola Bottling Company
- Mr. Cecil E. Burney, Corpus Christi, Business: Attorney, Wood, Burney, Nesbitt & Ryan
- Mr. Robert M. Duffey, Jr., Brownsville, Business: Chairman and Chief Executive Officer, Pan American Bank
- Dr. Enio Feliciotti, Englewood Cliffs, New Jersey, Business: Senior Vice President, Research, Development and Quality Assurance, Thomas J. Lipton, Inc.
- Mr. Hugh Half, Jr., San Antonio, Business: President, Conroy, Inc.
- Mr. Hayden W. Head, Corpus Christi, Business: Attorney, Head and Kendrick
- Mr. Paul K. Herder, San Antonio, Business: President, Herder Truck Lines
- Mr. D. Michael Hughes, Houston, Business: Chairman of the Board, Oceaneering International, Inc.
- Mrs. Lyndon B. Johnson, Stonewall, Business: Investments
- Mrs. Mary Lewis Kleberg, Kingsville, Business: The King Ranch
- Mr. M. Harvey Weil, Corpus Christi, Business: Attorney, Kleberg, Mobley, Lockett & Weil
- Mr. Charles Worthen, Galveston, Business: President, Hutchins-Sealy National Bank

c. New Appointments

None

d. Unfilled Terms

None

C.

THE UNIVERSITY OF TEXAS AT DALLAS

Recommended Appointments to Membership

1. Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

- Mr. Clifton W. Cassidy, Jr., Richardson; Business: Chairman of the Board and President, Richardson Savings & Loan Association
- Mr. Robert W. Decherd, Dallas; Business: Vice President, Corporate Administration, A. H. Belo Corporation (communications)
- Mr. Sol Goodell, Dallas; Business: Attorney, Thompson, Knight, Simmons & Bullion
- Mr. Gifford K. Johnson, Dallas; Business: President, American Biomedical Corporation
- Mr. Richard K. Marks, Dallas; Business: President, Green Valley Nurseries, Inc.
- Mr. C. J. Thomsen, Dallas; Business: Vice President, Texas Instruments Incorporated

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

- Mr. Rex Jobe, Dallas, to replace Mr. Avery Mays. Business: President, Color Place (photography)

d. Unfilled Terms

	<u>Term Expires</u>
1	1980
1	1982

U. T. Dallas (Cont'd.)

2. Advisory Council for the School of Management and Administration

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Robert W. Cannon, Dallas; Business: Executive Vice President, Natural Resources Group, W. R. Grace and Company

Mr. John J. Casey, Dallas; Business: Vice Chairman of the Board and Group Vice President, Braniff International

Mr. William E. Cooper, Dallas; Business: President, Tracy-Locke Company, Inc. (advertising)

Mr. Jerry Farrington, Dallas; Business: President, Dallas Power & Light Company

Mr. Thomas C. Hayman, Dallas; Business: President, Hayman, Hardison & Fowler (management consultants)

Mr. Raymond D. Nasher, Dallas; Business: President, Raymond D. Nasher Company (real estate development)

c. New Appointments

For one year terms ending 1980

Mr. John D. McStay, Dallas, to replace Mr. W. Dewey Presley. Business: Senior Vice President and Trust Officer, Mercantile National Bank at Dallas

For two year terms ending 1981

Mr. Thomas Howard, Dallas, to replace Mr. Joe M. Dealey, Jr. Business: President, Gifford-Hill & Company, Inc.

For three year terms ending 1982

Mr. Harry B. Bartley, Dallas, to replace Mr. Richard I. Galland. Business: President, Celanese Chemical Company, Inc.

Mr. Thomas H. Cookshank, Dallas, to replace Mr. Jack O'Callaghan. Business: Senior Vice President, Halliburton Services

d. Unfilled Terms

Term Expires

None

3. Advisory Council for the Callier Center for Communication Disorders

a. Membership

Authorized 26 Recommended 26

b. Reappointments

For one year terms ending 1980

None

U. T. Dallas (Cont'd.)

For two year terms ending 1981

None

For three year terms ending 1982

Mrs. George V. Charlton, Dallas; Business: civic leader
Mr. A. I. Davies, Dallas; Business: retired Regional
Vice President, Sears, Roebuck & Company
Mr. Jay Goltz, Dallas; Business: attorney
Miss Nelle Johnston, Dallas; Business: foundation
executive
Dr. Walter Rosenblith, Cambridge, MA; Business: Provost,
Massachusetts Institute of Technology
Mr. Herbert G. Schiff, Dallas; Business: partner,
Bright & Schiff
Mr. Harry A. Shuford, Dallas; Business: Chairman of the
Executive Committee, First National Bank in Dallas
Mr. Carl J. Thomsen, Dallas; Business: Vice President,
Texas Instruments Incorporated

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

None

d. Unfilled Terms

1
1

Term Expires

1981
1982

4. Advisory Council for General Studies

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Sam Bloom, Dallas; Business: Chairman of the Board,
Bloom Advertising
Ronald F. Garvey, M.D., Dallas; Business: physician
Mrs. Mamie McKnight, Dallas; Business: Instructor of
Developmental Studies, El Centro Community College
Mrs. Martha Ritter, Richardson; Business: Director,
Dallas County Children's Emergency Shelter

U. T. Dallas (Cont'd.)

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

Mr. Joe M. Dealey, Jr., Dallas, vacancy from unfilled term; Business: editorial writer, Dallas Morning News
Ms. Carolyn Tobian, Dallas, vacancy from unfilled term; Business: personnel director, Sanger-Harris (department store)

For three year terms ending 1982

Ms. Lillian Bradshaw, Dallas, vacancy from unfilled term; Business: Director, Dallas Public Library
Mr. Jerry Gray, Richardson, vacancy from unfilled term; Business: Vice President, Zale Corporation
Mrs. Ralph B. Greenlee, Jr., Dallas, vacancy from unfilled term; Business: investments
Ms. Beverly Laughlin, Dallas, vacancy from unfilled term; Business: Vice President-- Recruiting, Southwestern Life Insurance Company

d. Unfilled Terms

Term Expires

None

5. Advisory Council for Arts and Humanities

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Jerry Lee Holmes, Dallas; Business: investments
Mr. Milton P. Levy, Jr., Irving; Business: Chairman of the Executive Committee, National Chemsearch Corporation
Mr. Harry S. Parker III, Dallas; Business: Director, Dallas Museum of Fine Arts
Mrs. Theodore H. Strauss, Dallas; Business: Director of Public Affairs, Glenn Bozell & Jacobs, Inc.
Mr. Liener Temerlin, Dallas; Business: President, Glenn Bozell & Jacobs, Inc. (advertising)
Mr. Jerrold M. Trim, Dallas; Business: investments
Mr. J. T. Whatley, Dallas; Business: Headmaster, St. Mark's School of Texas

U. T. Dallas (Cont'd.)

c. New Appointments

For one year terms ending 1980

Mr. Mike Shapiro, Dallas, vacancy from unfilled term.
Business: President, Belo Broadcasting Corporation

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Charles A. Angel, Jr., Dallas, vacancy from
unfilled term. Business: President, Preston
State Bank

d. Unfilled Terms

Term Expires

None

6. Advisory Council for the School of Social Sciences *

a. Membership

Authorized _____ Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

None

c. New Appointments

Mr. Richard J. Agnich, Dallas. Business: Assistant General
Counsel, Texas Instruments Incorporated

Mr. Art Busch, Dallas. Business: Environmental Engineer
and Consultant

Mr. Karl Butz, Dallas. Business: President, Mercantile
National Bank at Dallas

Ms. Betty Jo Christian, Washington, DC. Business: Vice
Chairman, Interstate Commerce Commission

Ms. Lee Clark, Dallas. Business: Vice President, Program
Development and Production, Channel 13-KERA TV

Mr. William Crier, Plano. Business: investments

Mr. Al Erwin, Austin. Business: Commissioner, Public
Utilities Commission

Mr. David Fox, Carrollton. Business: President, Fox and
Jacobs

Mr. F. B. Goldman, Dallas. Business: Managing Partner,
Transland Investments

Mr. Lee Guittar, Dallas. Business: Publisher, The Dallas
Times Herald

Ms. Ebby Halliday, Dallas. Business: owner, Ebby Halliday
Realtors

Mr. Peter House, Washington, DC. Business: Director, Office
of Technological Impacts, Department of Energy

*Request for authorization to establish this advisory council appears as
separate agenda item. (See Page C of W 20.)

U. T. Dallas (Cont'd.)

Ms. Kay Bailey Hutchison, Dallas. Business: education
Ms. Eddie Bernice Johnson, Dallas. Business: Regional
Director, Department of Housing and Urban Development
Mr. David J. Chase, Dallas. Business: Director of Corporate
Public Relations, Lennox Industries Incorporated
Mr. Rodger Meier, Dallas. Business: owner, Rodger Meier
Cadillac
Mr. Rodger Mitchell, Richardson. Business: President,
Citizens Bank
Dr. Charles B. Mullins, Dallas. Business: Associate Dean
of Clinical Affairs, Southwestern Medical School
Mr. Dan S. Petty, Dallas. Business: President, Dallas
Chamber of Commerce
Mr. George Schrader, Dallas. Business: City Manager, City
of Dallas
Mr. Richard F. Smith, Dallas. Business: attorney and city
councilman
Mr. Theodore H. Strauss, Dallas. Business: Chairman of
the Board, United National Bank
Mr. Garry A. Weber, Dallas. Business: county judge
Mr. Edward O. Vetter, Dallas. Business: owner, Edward O.
Vetter & Associates, consultants

d. Unfilled Terms

Term Expires

1

(None of these terms have been assigned pending approval
of this Advisory Council by the Board of Regents.)

D.

THE UNIVERSITY OF TEXAS AT EL PASO

Recommended Appointments to Membership

Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For three year terms ending 1982

- Mr. Richard N. Azar, El Paso, Business: President, Dickshire-Coors, Inc.
- Mr. Marion S. Bell, El Paso, Business: General Manager, Phelps-Dodge, Inc.
- Gordon L. Black, M.D., El Paso, Business: Physician
- Mr. Robert E. Goodman, El Paso, Business: Attorney, Goodman, Hallmark, Akard & King
- Mrs. Robert F. Haynsworth, El Paso, Business: Housewife and Civic Leader
- Mr. Robert C. Heasley, El Paso, Business: General Manager, Lincoln National Life Insurance Company
- Mr. Fred Hervey, El Paso, Business: Chairman of the Board, Hervey Enterprises, Inc.
- Mr. Louis B. McKee, El Paso, Business: Vice President, Robert E. McKee Construction Inc.
- Mr. L. A. Miller, El Paso, Business: Director, American Bank of Commerce
- Mr. Tad R. Smith, El Paso, Business: Attorney, Kemp, Smith, White, Duncan & Hammond

c. New Appointments

For a three year term ending 1982

- Mr. Jim R. Phillips, El Paso, to replace Mr. Jack V. Curlin. Business: President, KHEY Radio Station

d. Unfilled Terms

Term Expires

None

E. THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN
Recommended Appointments to Membership

Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

none

For two year terms ending 1981

none

For three year terms ending 1982

Mr. Claude W. Brown, McCamey, Business:
Chairman of the Board, Security State
Bank

Mr. Ignacio Cisneros, Odessa, Business:
President, Star/Adair Insulation Co.

Mr. Ray F. Herndon, Jr., Midland, Business:
Vice President and General Manager,
Midessa Television Co., Inc. (KMID-TV)

Mr. Charles R. Perry, Odessa, Business:
President, Perry Gas Companies, Inc.

Mr. W. F. Roden, Midland, Business:
President, HNG Oil Co.

c. New Appointments

For one year terms ending 1980

none

For two year terms ending 1981

none

For three year terms ending 1982

Mr. John J. Ingram, Midland, to replace Mr.
Stanley C. Moore. Business: Manager,
Julian Gold, Inc., Clothiers

d. Unfilled Terms

Term Expires

5

To be determined as filled

F.

THE UNIVERSITY OF TEXAS AT SAN ANTONIO

Recommended Appointments to Membership

1. Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Glenn Biggs, San Antonio, Business:
Chairman of the Board, First National
Bank

Dr. Roland K. Blumberg, Seguin, Business:
Independent Oil Producer, Ranching and
Investments

Mr. Richard W. Calvert, San Antonio, Busi-
ness: Chairman of the Board, National
Bank of Commerce

Mr. Gordon N. George, San Antonio, Busi-
ness: Partner, Ernst & Ernst

Mr. Charles A. Kuper, Sr., San Antonio,
Business: Kuper Investments, Inc.

Mr. Quincy Lee, San Antonio, Business:
President, Quincy Lee Company

Mr. Lewis J. Moorman, Jr., San Antonio,
Business: Ranching and Investments

Mr. Scott Petty, Jr., San Antonio, Busi-
ness: Petty Ranch Company

c. New Appointments

For one year terms ending 1980

Mr. B. J. "Red" McCombs, San Antonio, Busi-
ness: Owner, Hemphill-McCombs Ford

For two year terms ending 1981

Mrs. Walter W. McAllister, Jr., San Antonio,
vacancy from unfilled term. Business:
Civic Leader

Mr. Louis H. Stumberg, San Antonio, vacancy
from unfilled term. Business: Director,
R. J. Reynolds Food Inc.

Dr. William C. Winter, San Antonio, vacancy
from unfilled term. Business: Physician

Mrs. Irene Wischer, San Antonio, vacancy from
unfilled term. Business: President,
Paladin Pipeline Company and Chief Executive,
Panhandle Producing Company

d. Unfilled Terms

Term Expires

None

U. T. San Antonio (Cont'd.)

2. College of Business Advisory Council

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. Jesse A. Baker, San Antonio, Business:
Builder-Developer

Col. Victor J. Ferrari, San Antonio, Business:
Vice President - Executive Officer,
United States Automobile Association

Dr. Lyman R. Fink, San Antonio, Business:
Consulting Engineer

Mr. Gordon N. George, San Antonio, Business:
Partner, Ernst & Ernst

Mr. Alex H. Halff, San Antonio, Business:
President, Alamo Title Company

Mr. Steven Q. Lee, San Antonio, Business:
Vice President, The Quincy Lee Company

Mr. James C. Phelps, San Antonio, Business:
President, Tesoro Petroleum Corporation

Mr. Robert H. Seal, San Antonio, Business:
President, National Bank of Commerce of
San Antonio

c. New Appointments

For one year terms ending 1980

None

For two year terms ending 1981

None

For three year terms ending 1982

Mr. John R. Kittrell, San Antonio, vacancy
from unfilled term. Business: Partner,
Kittrell/Perron (Realty Firm)

Mr. Thomas J. Pierce, Corpus Christi,
vacancy from unfilled term. Business:
Vice President-Human Resources, H.E. Butt
Grocery Company

d. Unfilled Terms

Term Expires

1

1982

THE UNIVERSITY OF TEXAS
HEALTH SCIENCE CENTER AT DALLAS

G.

Development Board (Southwestern Medical Foundation serves in this capacity)

Note: Nominees not subject to regental approval, so no material is included in this presentation.

H.

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

Recommended Appointments to Membership

Development Board

a. Membership

Authorized 40

Recommended 40

b. Reappointments

For one year terms ending 1980

For two year terms ending 1981

For three year terms ending 1982

George Valter Brindley, Jr., M.D., Temple, Business: Surgeon, Scott and White Hospital
Jesse B. Heath, M.D., Madisonville, Business: Family Practitioner (retired)
David McMahon, Jr., M.D., San Antonio, Business: Internist
Sam Nixon, Jr., M.D., Houston, Business: Family Practitioner; Director of Continuing Education, UTHSC, Houston
C. M. Phillips, M.D., Levelland, Business: Family Practitioner (retired)
Mr. Preston Shirley, Galveston, Business: Attorney: Mills, Shirley, McMicken and Eckel
Courtney M. Townsend, M.D., Paris, Business: Family Practitioner
Mr. John M. Winterbotham, Houston, Business: Investment Counselor

c. New Appointments

For one year terms ending 1980

W. Tom Arnold, M.D., Houston, to replace Mrs. Dolores Bolin. Business: Internist
Mr. Edwin M. Gale, Beaumont, vacancy from unfilled term. President, Warren Refrigerators
Nicholas C. Leone, M.D., Ft. Lauderdale, Florida, vacancy from unfilled term. Business: Public Health

For two year terms ending 1981

None

Galveston Medical Branch (Cont'd.)

For three year terms ending 1982

Honorable Edward Clark, Austin, to replace L. S. Thompson, Jr., M.D. Business: Attorney, Clark, Thomas, Winters and Shapiro
Donald R. Lewis, M.D., Paris, to replace T. C. Lewis, Jr., M.D. Business: Orthopedic Surgeon

d. Unfilled Terms

None

I. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON

Recommended Appointments to Membership

Development Board

a. Membership

Authorized 53 Recommended 53

b. Reappointments

For three year terms ending 1982

Mr. James A. Baker III, Houston, Business: Attorney, Andrews, Kurth, Campbell & Jones
Mr. William K. Bruce, Houston, Business: Vice-President Johnson & Higgins of Texas
Mr. Hugh Q. Buck, Houston, Business: Lawyer, Fulbright and Jaworski
Mrs. John S. Chase, Houston, Business: Housewife and Civic Leader
Mr. Joseph S. Cullinan II, Houston, Business: Independent Oil Producer
Mr. Harold Decker, Houston, Business: Director, Halliburton, Inc.
Mr. Robert P. Doherty, Jr., Houston, Business: President, South Texas Equipment Co.
Mr. William C. Harvin, Houston, Business: Attorney, Baker & Botts
Mr. George F. Kirby, Houston, Business: Chairman and President Texas Eastern Corporation
Mr. Robert Parker, Houston, Business: Vice President, Fayez Sarofim & Co.
Mr. Theodore C. Rogers, Houston, Business: Executive Vice President Armco Steel Corp.
Mr. Robert A. Shepherd, Jr., Houston, Business: Attorney-at-Law
Mr. Raybourne Thompson, Sr., Houston, Business: Attorney, Vinson & Elkins
Mrs. Felix Tijerina, Houston, Business: Felix Mexican Food Restaurants
Mrs. Jack T. Trotter, Houston, Business: Housewife and Civic Leader
Mr. Neal O. Wade, Jr., Houston, Business: Vice President Pennzoil Co.
Mr. Jack Weingarten, Houston, Business: Senior Vice President Weingarten Corp.

c. New Appointments

None

d. Unfilled Terms

Terms Expire

None

THE UNIVERSITY OF TEXAS

J. HEALTH SCIENCE CENTER AT SAN ANTONIO

Development Board

(This development board is in the process of initial organization; nominees not being presented at this time.)

K. THE UNIVERSITY OF TEXAS SYSTEM CANCER CENTER

Recommended Appointments to Membership

The University Cancer Foundation Board of Visitors

a. Membership

Authorized 25 Recommended 25

b. Reappointments

For three year term ending 1982

Mr. Paul R. Haas, Corpus Christi;
Business: Corpus Christi Oil and Gas Company

c. New Appointments

For one year term ending 1980

Mr. Charles C. Butt, Corpus Christi, to succeed Mr. Nat S. Rogers whose resignation will become effective Sept. 1, 1979.
Business: H.E. Butt Grocery Company

For three year terms ending 1982

Mr. James A. Baker III, Houston, to succeed Mr. Robert Mosbacher who will be appointed to the Honorary Board
Business: Attorney, Andrews Kurth Campbell & Jones

Mr. Richard J. V. Johnson, Houston, to succeed Mr. Belton K. Johnson who will resign effective September 1, 1979.
Business: President, Houston Chronicle.

Mr. Harlan Crow, Dallas, to succeed Mr. Hub Hill who will be appointed to the Honorary Board.
Business: Real Estate, Trammell Crow Company

Mr. T. Boone Pickens, Jr., Amarillo, to succeed Mr. Ben F. Love who will be appointed to the Honorary Board.
Business: President & Chairman of the Board, Mesa Petroleum Co.

Mr. Larry E. Temple, Austin, to succeed Mrs. Charles K. Devall who will be appointed to the Honorary Board.
Business: Attorney, Private law practice.

Mr. Fred Q. Underwood, Lubbock, to succeed Mr. Lester Clark who will be appointed to Honorary Board
Business: President, West Texas Industries, Inc.

d. Unfilled Terms

Term Expires

None

L. THE UNIVERSITY OF TEXAS HEALTH CENTER AT TYLER

**Development Board (Texas Chest Foundation serves in this capacity)

Note: Nominees not subject to regental approval, so no material is included in this presentation.

M. THE UNIVERSITY OF TEXAS INSTITUTE OF TEXAN CULTURES AT SAN ANTONIO

Recommended Appointments to Membership

Development Board

a. Membership

Authorized 25 Recommended 25

b. Reappointments

None.

c. New Appointments

For one year terms ending 1980

Mr. Morris Atlas, McAllen. Business: Attorney,
Atlas, Hall, Schwarz, Mills, Gurwitz & Bland

Mr. J. P. Bryan, Jr., Houston. Business: Regional
Director of Corporate Finance, E. F. Hutton

Mr. Sterling Evans, San Antonio. Business:
Independent Rancher

Mr. Jenkins Garrett, Fort Worth. Business:
Attorney, Garrett & Stahala

Mr. Henry B. Harkins, Alice. Business: Independent
Oil Man

Mr. Allan C. King, Houston. Business: President,
Goldking Producing Co.; Chairman of the Board of
Goldrus Drilling Co.

*Mr. Max Mandel, Laredo. Business: Banker

Mr. R. W. "Dick" McKinney, Nacogdoches. Business:
Independent Highway Contractor; Owner, McKinney
Contracting

Mr. David A. Witts, Dallas. Business: Attorney,
Witts, Vanberg & Wilson

For two year terms ending 1981

Mrs. Perry R. Bass, Fort Worth. Business: Civic
Leader

Mr. W. H. Bauer, Port Lavaca. Business: Founder,
Bauer Dredging Company

Mrs. Price Daniel, Liberty. Business: Civic Leader

Mr. Alex H. Halff, San Antonio. Business: President,
Alamo Title Company

Mr. Wayne Holtzmann, Austin. Business: President,
Hogg Foundation for Mental Health

Mr. Eddie Joseph, Austin. Business: Real Estate and
Investments

Mrs. Margaret McDermott, Dallas. Business: Civic Leader

Mr. Joe C. Thompson, Jr., Dallas. Business: Manager,
Central Region, Southland Corporation

*Previous member of Advisory Council

Institute of Texan Cultures (Cont'd.)

For three year terms ending 1982

- *Mr. Bob B. Brinkerhoff, Houston. Business: Brinkerhoff Oil
- Mr. Charles C. Butt, Corpus Christi. Business: President, H. E. B. Grocery
- Mr. Edward Clark, Austin. Business: Attorney, Clark, Thomas, Winters & Shapiro
- *Mr. Bob R. Dorsey, Houston. Business: Chairman of the Board, Resource Drilling
- Mr. Joe J. Fisher, Beaumont. Business: Federal Judge
- Mr. John Henderson, Lufkin. Business: Home Savings & Loan
- *Mrs. Josephine Sparks, Corpus Christi. Business: Civil Leader
- Mr. Marshall T. Steves, San Antonio. Business: President, Steves Sash & Door

*Previous member of Advisory Council

(See Page C of W - 20 for proposal to redesignate Institute of Texan Cultures Advisory Council as a Development Board.)

III. 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

July 25-26, 1979, to be held at U. T. San Antonio
 October 11-12, 1979, to be held at the Dallas Health Science Center

Holidays

July 4, 1979

1979		
JAN	FEB	MAR
S M T W T F S	S M T W T F S	S M T W T F S
1 2 3 4 5 6	1 2 3	1 2 3
7 8 9 10 11 12 13	4 5 6 7 8 9 10	4 5 6 7 8 9 10
14 15 16 17 18 19 20	11 12 13 14 15 16 17	11 12 13 14 15 16 17
21 22 23 24 25 26 27	18 19 20 21 22 23 24	18 19 20 21 22 23 24
28 29 30 31	25 26 27 28	25 26 27 28 29 30 31
APR	MAY	JUNE
S M T W T F S	S M T W T F S	S M T W T F S
1 2 3 4 5 6 7	1 2 3 4 5	1 2
8 9 10 11 12 13 14	6 7 8 9 10 11 12	3 4 5 6 7 8 9
15 16 17 18 19 20 21	13 14 15 16 17 18 19	10 11 12 13 14 15 16
22 23 24 25 26 27 28	20 21 22 23 24 25 26	17 18 19 20 21 22 23
29 30	27 28 29 30 31	24 25 26 27 28 29 30
JULY	AUG	SEPT
S M T W T F S	S M T W T F S	S M T W T F S
1 2 3 4 5 6 7	1 2 3 4	1
8 9 10 11 12 13 14	5 6 7 8 9 10 11	2 3 4 5 6 7 8
15 16 17 18 19 20 21	12 13 14 15 16 17 18	9 10 11 12 13 14 15
22 23 24 25 26 27 28	19 20 21 22 23 24 25	16 17 18 19 20 21 22
29 30 31	26 27 28 29 30 31	23 24 25 26 27 28 29 30
OCT	NOV	DEC
S M T W T F S	S M T W T F S	S M T W T F S
1 2 3 4 5 6	1 2 3	1
7 8 9 10 11 12 13	4 5 6 7 8 9 10	2 3 4 5 6 7 8
14 15 16 17 18 19 20	11 12 13 14 15 16 17	9 10 11 12 13 14 15
21 22 23 24 25 26 27	18 19 20 21 22 23 24	16 17 18 19 20 21 22
28 29 30 31	25 26 27 28 29 30	23 24 25 26 27 28 29 30 31

~~XXXXXXXXXX~~

COMMITTEE OF THE WHOLE
SUPPLEMENT

May 31 - June 1, 1979

Page

II. DEVELOPMENT MATTERS

U. T. AUSTIN

Proposed Additional Nominee to
College of Business Administra-
tion Foundation Advisory Council

Below

Documentation

II. DEVELOPMENT MATTERS

U. T. AUSTIN

Proposed Additional Nominee to College of Business
Administration Foundation Advisory Council
(See Page C of W 27-28.). --

Recommendation

President Rogers and Chancellor Walker recommend that Mr. Alex Massad, Executive Vice President for Exploration of Mobil Oil Corporation, New York, New York, be approved as a nominee to the College of Business Administration Foundation Advisory Council for a term to expire August 31, 1980. This nomination is for the unexpired term of Mr. John Trotter who resigned May 4, 1979.

Background Information

The resignation of Mr. Trotter and the nomination of Mr. Massad occurred after the completion of the Material Supporting the Agenda documentation related to the other nominations to development boards and advisory councils being considered elsewhere in the Agenda.

Committee of the Whole
Executive Session

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION
[Pursuant to Vernon's Texas Civil Statutes,
Article 6252-17, Sections 2(e), (f) and (g)]

Date: June 1, 1979

Time: Following the Open Session of the Committee of the Whole

Place: Room 105, College of Nursing, U. T. El Paso
1101 North Campbell Street

	<u>Page</u>
1. Pending and Contemplated Litigation - Section 2(e)	2
-2. Land Acquisition and Negotiated Contracts - Section 2(f)	
a. U. T. Austin: Proposed Acquisition of Property, Port Aransas, Nueces County, Texas	2
b. U. T. Austin: Proposed Amendment to Agreement with City of Austin Dated December 13, 1973, Relating to Relocation of Red River Street	2
c. U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Recommendation to Exercise Option to Pur- chase Existing Thermal Energy Plants	12
d. San Antonio Health Science Center: Proposed Acquisi- tion of Property in San Antonio, Texas, Subject to Approval of Coordinating Board	13
3. Personnel Matters - Section (g)	13

Documentation

1. Pending and Contemplated Litigation - Section 2(e). --

2. Land Acquisition and Negotiated Contracts - Section 2(f). --
 - a. U. T. Austin: Proposed Acquisition of Property, Port Aransas, Nueces County, Texas. --

RECOMMENDATION

President Rogers and Chancellor Walker recommend that authority be given to acquire by purchase, or condemnation if necessary, property in Port Aransas, Nueces County, Texas, known as Wilson's Cottages for use by the Marine Science Institute.

BACKGROUND INFORMATION

The Wilson's Cottages property is located adjacent to the Marine Science Institute at Port Aransas and is described as all of Lots 34, 35, 36, 37 and 50, Brumley Addition, an addition to the City of Port Aransas. The estimated land area contained in the sight is 28,436 square feet. A main house and five cottages are located on this property. An appraisal by Thomas F. Dorsey, M.A.I., S.R.P.A. and E. Charles Lewis, C.R.E., M.A.I., A.S.A. indicates a value of from \$165,000 to \$175,000. Mr. Richard Fry, owner of the property is asking \$300,000.

The Wilson's Cottages will be used for housing for graduate students and visiting faculty at the Marine Science Institute.

- b. U. T. Austin: Proposed Amendment to Agreement with City of Austin Dated December 13, 1973, Relating to Relocation of Red River Street. --

RECOMMENDATIONS

As a result of negotiations with City Manager Dan Davidson, Chancellor Walker recommends that the Board of Regents:

1. Approve the Amendment to Agreement amending the December 13, 1973, Agreement (both hereto attached) between the City of Austin and the Board of Regents relating to the relocation of Red River Street;
2. Authorize the Chairman of the Board of Regents to execute such Amendment to Agreement; and
3. Authorize Chancellor Walker to transmit the executed Amendment to Agreement to the City Council of the City of Austin for consideration and adoption.

BACKGROUND

As previously reported to the Board at its March 30, 1979, meeting, the proposal adopted by the Board at its February 9, 1979, meeting to amend the December 13, 1973, Agreement between the

City of Austin and the Board of Regents relating to the acquisition of property for the relocation of Red River Street was accepted in part and rejected in part by the City Council of the City of Austin. Negotiations have continued with representatives of the City of Austin regarding acceptable amendments to the Agreement that will accomplish the purposes of the City of Austin and the Board of Regents in relocating Red River Street.

AGREEMENT

THE STATE OF TEXAS ¶
 ¶
COUNTY OF TRAVIS ¶

This agreement entered into by and between the Board of Regents of The University of Texas System, herein called "University," and the City of Austin, herein called "City," WITNESSETH:

WHEREAS, University in furtherance of its educational purposes and City in furtherance of the public interests are desirous of cooperating in a program to improve the vehicular and pedestrian traffic congestion in and around the campus of The University of Texas at Austin; and,

WHEREAS, the widening, realignment and relocation of a part or parts of Red River Street located in Austin, Travis County, Texas, is deemed to be in the best interests of University and City,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, in furtherance of such educational and public purposes University and City do hereby agree as follows:

1. In order to provide a modern sixty foot (60') wide vehicular thoroughfare, together with off-street public utility and pedestrian right of way, University agrees, subject to the availability of the required funds, to acquire and donate to City at University's sole cost and expense the property necessary to provide a public right of way at least eighty feet (80') in width (less existing street right of way) from a point located approximately two hundred feet (200') south of the south line of East 19th Street, in the present right of way line of Red River Street, to a point in the south line of East 33th Street at its intersection with the present right of way line of Red River Street for the relocation of Red River Street together with the required

and necessary right of way for public and private feeder streets and appurtenances, all as generally shown on "Exhibit A" which is attached hereto and made a part hereof. University shall also acquire and dedicate at its sole cost and expense the additional ten feet (10') of public street right of way on the north side of 19th Street from Red River Street to the west service road of I. H. 35 and an additional twenty feet (20') of public street right of way on the south side of 32nd Street from Red River Street to the St. David's Hospital Tract, as also shown on the attached "Exhibit A," for widening of the said 19th Street and 32nd Street.

2. Subject to the availability of the required funds, City agrees to construct and maintain, at its sole cost and expense, upon such eighty foot (80') right of way acquired and donated by University a modern sixty foot (60') wide public vehicular thoroughfare, together with all necessary and required drainage facilities, traffic controls and appurtenances and the public and private feeder streets shown on "Exhibit A," said sixty foot (60') road to be constructed in accordance with City construction and design standards for main thoroughfare streets in accordance with route, alignments and drainage plans and specifications to be approved in principle by University. Sidewalks shall only be built along Red River and only where agreed upon by both University and City.

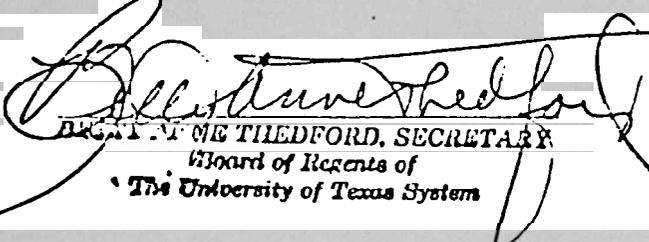
3. It is understood and agreed that while the relocated Red River Street is to be generally sixty feet (60') wide upon an eighty foot (80') right of way, additional right of way may be necessary at intersections to allow for turnout and acceleration lanes and at various points along such route to allow for cuts and fills due to terrain features and that the University shall at its sole expense acquire any such additional right of way required to build such roadway and feeder streets in accordance with generally accepted engineering design and traffic engineering design practices. In addition, University shall acquire at its sole expense any and all drainage easements necessary to provide adequate drainage for the relocated portion of Red River Street.

4. Upon the completion of construction of said new sixty foot (60') wide Red River Street as provided hereby, City agrees to vacate the public easement

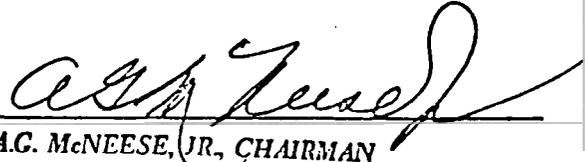
in that portion of the existing Red River Street extending from a point approximately two hundred feet (200') south of East 19th Street to East 26th Street and Manor Road from the west boundary of west frontage road of i. H. 35 to east boundary of existing Red River Street, except that City shall retain therein a public utility easement along with right of ingress and egress for repair, maintenance, construction and reconstruction of public utility lines, pipes and systems.

EXECUTED this 13th day of December, 1973.

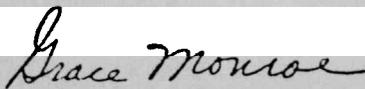
ATTEST:


ROBERT W. TIEDFORD, SECRETARY
Board of Regents of
The University of Texas System

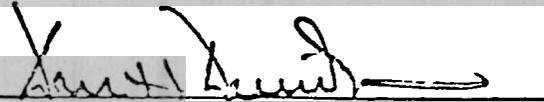
BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

By 
A.C. McNEESE, JR., CHAIRMAN
Board of Regents of UNIVERSITY
The University of Texas System

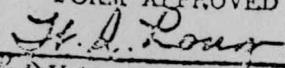
ATTEST:


Grace Monroe
City Clerk

CITY OF AUSTIN

By 
Austin David
City Manager

CITY

FORM APPROVED

H. D. Rous
University Attorney

APPROVED AS TO CONTENT


THE STATE OF TEXAS I
 I
COUNTY OF TRAVIS I

AMENDMENT TO AGREEMENT

This Amendment to Agreement, entered into the _____ day of _____, A.D. 1979, by and between THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, hereinafter called "University," and the CITY OF AUSTIN, hereinafter called "City";

W I T N E S S E T H:

WHEREAS, there exists an Agreement, dated December 13, 1973, between the University and the City, that provides for the cooperation of the parties in a program to improve the vehicular and pedestrian traffic congestion in and around the campus of The University of Texas at Austin, through the widening, realignment, and relocation of a part or parts of Red River Street located in Austin, Travis County, Texas; and,

WHEREAS, University, pursuant to the December 13, 1973, Agreement, has acquired by purchase and through exercise of its eminent domain powers certain property required for the accomplishment of the purposes of said Agreement and deeded same to City; and,

WHEREAS, City, pursuant to the December 13, 1973, Agreement, has expended a considerable amount of public funds for the construction of a main thoroughfare street on those portions of the property deeded to City by University for the relocation of Red River Street; and,

WHEREAS, the City of Austin has now determined that all or portions of Red River Street from East 32nd Street to East 38-1/2 Street may not, at this time, need to be paved to a width of sixty (60) feet and has, therefore, requested that the Agreement of December 13, 1973, be amended to provide that the City, at its discretion, may construct all or portions of Red River Street from East 32nd Street to East 38-1/2 Street to a minimum width of forty-eight (48) feet; and,

WHEREAS, University is willing to permit such reduction in street width provided that it be relieved of its contractual obligations to acquire such portions of the right-of-way or ways required for the achievement of street, traffic control, and educational purposes of City and the University between East 26th Street and East 32nd Street that cannot be acquired by University without resorting to condemnation.

NOW, THEREFORE, in consideration of the premises and of the terms, conditions, and provisions hereinafter set forth, the parties hereby agree to amend said December 13, 1973, Agreement as follows:

A. The following paragraph is added to said Agreement and numbered in accordance with the original paragraph numbering sequence of said Agreement, to-wit:

"3. A. Notwithstanding anything to the contrary stated in Paragraphs 2 and 3 herein, the City of Austin, may, at its discretion, construct all or portions of Red River Street from East 32nd Street to East 38-1/2 Street to a minimum width of forty-eight (48) feet."

B. Paragraph 4 of said Agreement is hereby deleted and the following Paragraph 4 substituted in lieu thereof:

"When all right-of-way necessary for the construction of the new Red River Street is legally in the possession of City and has been cleared of all improvements to the extent necessary for street construction to begin so that City can award the necessary construction contracts, City agrees to vacate and transfer to University all right, title, interest and control of the public easement in that portion of the existing Red River Street extending from

the northern boundary of East Martin Luther King, Jr., Boulevard to the southern boundary of East 26th Street and Manor Road from the west boundary of the west frontage road of I. H. 35 to the east boundary of existing Red River Street (exclusive of the right-of-way of the present Swisher Street), except that City shall retain therein a public utility easement along with right of ingress and egress for repair, maintenance, construction, and reconstruction of all existing public utility lines, pipes, and systems. City further agrees to vacate and transfer to University all right, title, interest and control of that portion of the existing Red River Street extending from the southern boundary of East Martin Luther King, Jr., Boulevard to a point approximately two hundred (200) feet south of East Martin Luther King, Jr., Boulevard at such time that the link connecting that portion of the existing Red River Street located south of East Martin Luther King, Jr., Boulevard to the new Red River Street located north of East Martin Luther King, Jr., Boulevard has been completed and is operational, except that City shall retain therein a public utility easement along with right of ingress and egress for repair, maintenance, construction, and reconstruction of all existing public utility lines, pipes, and systems. For purposes of this paragraph, right-of-way for construction of new Red River Street shall be deemed to be legally in possession of City when such property for right-of-way shall have

either been deeded to the City or the amount of any award in condemnation has been deposited in accordance with law."

C. The following paragraphs are added to said Agreement and are numbered in accordance with the original paragraph numbering sequence of said Agreement, to-wit:

"5. Notwithstanding anything to the contrary stated herein, in the event the University is unable to obtain all necessary right-of-way for relocation of Red River Street between East 26th Street and East 32nd Street by negotiated purchase or exchange by July 1, 1979, it is understood and agreed that City shall, within a reasonable time thereafter, take whatever action is necessary to assure the completion of the relocation of Red River Street, including purchase or condemnation of such necessary right-of-way which cannot be acquired by University by such date without University resorting to condemnation. The parties recognize that University's obligation to acquire right-of-way for the relocation of Red River Street under the December 13, 1973, Agreement at University's sole expense was part of the consideration for vacation by City of that part of Red River Street and Manor Road described in Paragraph 4 of said Agreement and conveyance of same to University by deeds in form acceptable to University, and accordingly, subject to availability of funds; University agrees to pay City's cost (with the exception of attorney's fees and expenses) of acquiring and clearing right-of-way unable to be acquired by University without University resorting to condemnation, including:

- a. Any condemnation awards.

b. Any negotiated purchase prices approved by University.

c. Any fees for appraisers or any evaluation experts approved by University.

d. Fees for clearing improvements from right-of-way, if any."

"6. Upon completion of construction of the relocated portion of Red River Street between East 26th Street and East 32nd Street, City shall transfer and convey to University all right, title, and interest in and to any property acquired by City and paid for by University pursuant to Paragraph 5 hereof that is in excess of the right-of-way required for the aforesaid relocation."

EXECUTED by the parties on the date and year first above written.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

By: _____
Dan C. Williams, Chairman

ATTEST:

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

CITY OF AUSTIN

By: _____
City Manager

ATTEST:

City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

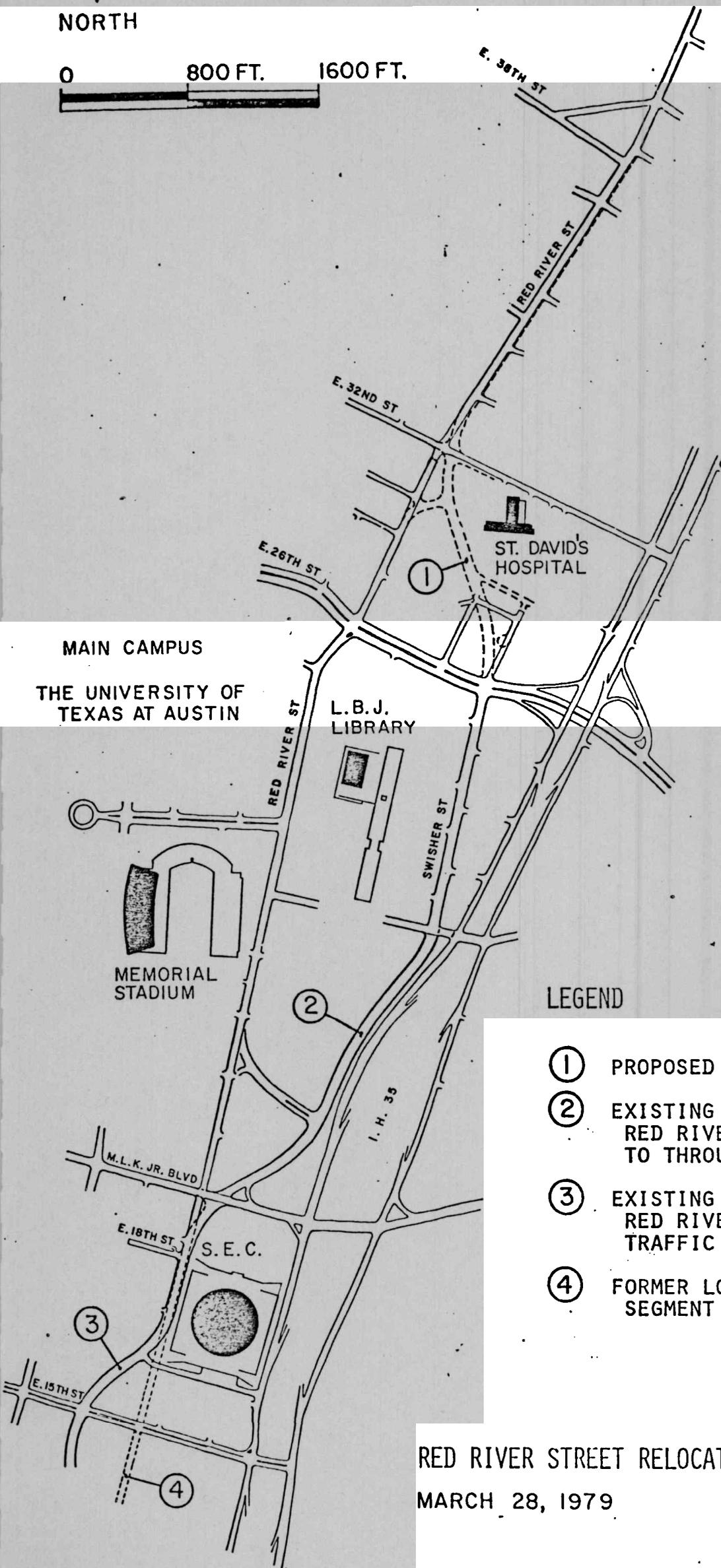
W.O. Smith
General Counsel, The
University of Texas System

Chancellor, The University of
Texas System



NORTH

0 800 FT. 1600 FT.



MAIN CAMPUS
THE UNIVERSITY OF
TEXAS AT AUSTIN

L.B.J.
LIBRARY

ST. DAVID'S
HOSPITAL

MEMORIAL
STADIUM

S.E.C.

LEGEND

- ① PROPOSED RED RIVER STREET
- ② EXISTING SEGMENT OF RELOCATED RED RIVER STREET - NOT OPEN TO THROUGH TRAFFIC
- ③ EXISTING SEGMENT OF RELOCATED RED RIVER STREET - OPEN TO TRAFFIC
- ④ FORMER LOCATION OF REMOVED SEGMENT OF RED RIVER STREET

RED RIVER STREET RELOCATION PROJECT
MARCH 28, 1979

c. U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Recommendation to Exercise Option to Purchase Existing Thermal Energy Plants. --

RECOMMENDATION

It is recommended by the Chancellor and the Vice Chancellor for Business Affairs that the Board of Regents authorize the following:

1. Issuance of approximately \$9,200,000 U. T. Dallas Utility System Revenue Bonds, Series 1979 due 1980/1999; to exercise option to purchase existing Thermal Energy Plant for \$3,868,000 and pay for additions thereto for an estimated \$4,700,000; prefund the bond reserve fund and pay other costs related to the issuance of bonds.
2. Issuance of approximately \$8,800,000 U. T. San Antonio Utility System Revenue Bonds, Series 1979 due 1980/1999; to exercise option to purchase existing Thermal Energy Plant for \$3,415,000 and pay for additions thereto estimated at \$4,700,000; prefund the bond reserve fund and pay other costs related to the issuance of the bonds.
3. Issuance of approximately \$3,500,000 U. T. Permian Basin Utility System Revenue Bonds, Series 1979 due 1980/1999 for the purpose of exercising option to purchase Thermal Energy Plant for \$3,138,000; prefund a bond reserve fund and pay other costs related to the issuance of bonds.
4. Appointment of Sam Maclin of Russ Securities as Bond Consultant, McCall, Parkhurst and Horton as Bond Counsel and Bovay Engineers Inc. as Consulting Engineers to perform the necessary rate studies.
5. The Office of Investments and Trusts to advertise for bids for the sale of the bonds, paying agency, and printing of the bonds to be submitted to the Board of Regents at a future meeting and that an account be established out of bond proceeds to pay fees of the Bond Counsel, Bond Consultant, Consulting Engineers, paying agency, printing of the bonds and other miscellaneous costs.

BACKGROUND INFORMATION

It is anticipated that debt service for the bonds will be provided by a pledge of the revenues of the plants derived from the Legislative Appropriations for purchased utilities, as permitted by Article IV, Section 27 of the current Appropriations Act, and a further pledge of an unlimited student use fee as permitted by Section 55.16, as amended of the Texas Education Code. This latter fee is primarily intended to improve marketability of the bonds and not intended to be levied under normal circumstances.

Preliminary studies have indicated that the University will effect substantial savings by issuing bonds to finance expansion of the Thermal Energy facilities at U. T. Dallas and U. T. San Antonio and in order to do so it is necessary to purchase the present Thermal Energy facilities now owned and operated by Win-Sam Inc. The rates charged by Win-Sam for thermal energy include the financing expenses for the existing plants and the proposed expansion thereof. We are required to give Win-Sam at least six months notice prior to exercising the option to purchase. In order to do this we need to notify Win-Sam of our intention, to negotiate the actual purchase and to structure each bond issue to cover each purchase.

It is contemplated that, if the plants are purchased, we would negotiate a management contract with Win-Sam to continue to operate these plants for us. It is estimated that annual savings through purchase of these plants could approach the following figures:

	Annual	Period of 20 year Bond Issue
U. T. Dallas	\$158,870	\$3,177,400
U. T. San Antonio	179,520	3,590,400
U. T. Permian Basin	- 400	-4,800

It is possible that the premiums over costs which are required in exercising our option to purchase existing facilities can be reduced, however, the overall savings are still substantial, amounting to over \$6,700,000 over the twenty year period of the financing. The Thermal Energy facilities at the Permian Basin will not be purchased unless it becomes advantageous to do so either by obtaining an adjustment in the option price to purchase or to facilitate the purchase of the rest of the property from Win-Sam Inc.

d. San Antonio Health Science Center: Proposed Acquisition of Property in San Antonio, Texas, Subject to Approval of Coordinating Board. --

RECOMMENDATION

President Harrison and Chancellor Walker recommend that:

1. Authorization be given to acquire the property located at 7526 Louis Pasteur Drive, San Antonio, Texas, subject to approval of this acquisition by the Coordinating Board.
2. Authorization be given to remodel the building at 7526 Louis Pasteur Drive at a total project cost of \$485,000.00.
3. Appropriate \$1,265,000 from Unexpended Plant Funds for purchase of this property, including miscellaneous expenses and to complete the necessary remodeling.

BACKGROUND INFORMATION

The property is located near the intersection of Louis Pasteur Drive and Floyd Curl Drive which is adjacent to the southeast corner of the Health Science Center campus, separated from University property only by the dedicated city street. It is an extremely desirable location for certain activities which now occupy space more properly suited for academic functions, and it is our proposal to modify the newly acquired structure to accommodate basic space needs for such activities as our Continuing Education Services Offices, office space for our cooperative programs with other UT System components (School of Public Health activities from Houston and School of Pharmacy activities from UT Austin), offices for our Institutional Review Board activities and related conference room space, the Room Scheduling and Room Reservations section of our Office of Student Services, certain offices related to computer service functions, and other similar office needs. Specific square footage assignments and building layout can be provided to you if necessary. Several of the offices mentioned above have been over-crowded and in "temporary" quarters for some time without any known solution to future locations. This proposed acquisition provides us with a very realistic opportunity to accommodate these existing needs.

Acquisition of this facility will provide the Health Science Center with a vitally needed expansion area of 25,762 gross square feet.

3. Personnel Matters - Section 2(g). --

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION

June 1, 1979

EMERGENCY ITEM

- | | <u>Page
No.</u> |
|--|---------------------|
| 1. ... | |
| 2. Land Acquisition and Negotiated Contracts -
Section 2(f) | |
| a. - d. ... | |
| e. University Cancer Center: Proposed
Acquisition of Property, Houston,
Harris County, Texas | Below |
| 3. ... | |

2. Land Acquisition and Negotiated Contracts - Section 2(f). --

- e. University Cancer Center: Proposed Acquisition of
Property, Houston, Harris County, Texas. --

RECOMMENDATION

President LeMaistre and Chancellor Walker recommend that authority be given to acquire by purchase, or condemnation if necessary, property in Houston, Harris County, Texas, known as the Marcove Property on Braeswood Boulevard, south of Holcombe Boulevard.

BACKGROUND INFORMATION

The Marcove Property is located adjacent to the Anderson-Mayfair and contains 0.5853 acres (25,1496 sq.ft.). This property has been leased by the Marcove Estate to McDonald's Inc. for a primary term of 20 years, with a 30 year renewal option. McDonald's Inc. has not started construction on this site. An appraisal by Walter C. Bullitt, MAI, CRE, SRPA, indicates the Leased Fee has a present worth of \$402,350.55. The Lessee's time, entrepreneurship, planning costs and lease payments already made will probably require compensation.

This property is needed for future expansion of the Anderson-Mayfair and to provide better access to the parking facilities.



THE UNIVERSITY OF TEXAS SYSTEM CANCER CENTER

M. D. Anderson Hospital and Tumor Institute
Texas Medical Center Houston, Texas 77030

R. Lee Clark, M. D.
President Emeritus

Dr. E. D. Walker
Chancellor
The University of Texas System
601 Colorado
Austin, Texas 78701

Dear Chancellor Walker:

I am enclosing a plat showing the 1.3904 acres located to the east of the Anderson-Mayfair and then to the south to the old "Mr. Steak" property which, as you recall, we discussed last July.

Dr. Maurice Marcone, the owner of the property, died of cancer as we were in the process of making a deal to acquire the acreage for the International House (a proposed ambulatory care facility sponsored by the Rotary Club). Doctor Marcone's son is, I believe, the executor of the estate and has proceeded to consummate a long-term lease arrangement with the McDonald's franchise. Because of this development, I would urge you to proceed with the acquisition of the property by the University's means of eminent domain. The money for the purchase could be borrowed from the University Cancer Foundation and repaid from the earnings of the Anderson-Mayfair.

I would be pleased and am looking forward to your opinion and recommendations.

Sincerely yours,

R. Lee Clark, M.D.
President Emeritus

RLC:sw
Enclosure

cc: Dr. Charles A. LeMaistre

agree
Chas A. Maistre

Rehabilitation Center

The University Cancer Foundation

The Anderson Mayfair

Extramural Programs Division: Environmental Science Park · Oncology Council-Biomedical Institutions · Collaborative Studies · Substations

ALLISON - BULLITT - HUTCHINS

REAL ESTATE COUNSELORS AND APPRAISERS
3633 ALLEN PARKWAY SUITE 202 HOUSTON, TEXAS 77019
(713) 523-1641

NEVILLE F. ALLISON (1912 - 1976)

WALTER C. BULLITT, MAI, CRE, SRPA
ROBERT W. HUTCHINS, MAI, SRPA
J. SCOTT McNABB
NORMAN ADOUE
JEAN WINCHELL

April 5, 1979

Mr. Tom E. Smith
University of Texas System
Office of Investments, Trusts and Lands
210 West 6th Street
Austin, Texas 78701

Re: Marcove property, Braeswood
Boulevard, south of Holcombe
(Old Mr. Steak Restaurant)

Dear Mr. Smith:

Since beginning our study of the above captioned property, several pertinent facts have come to light. First, the subject property contains only 0.5853 acres (25,496 sq. ft.), as indicated by City of Houston tax records and as illustrated by the attached site plan. Secondly, this property has been leased by the Marcove Estate to McDonald's, Inc. for a primary term of 20 years, with a 30 year renewal option. This lease was consummated approximately 4 to 6 months ago, and lease payments are based on 1% per month triple net, on a land value of \$14 per sq. ft. Additionally, the lease provides for built-in rental escalation at \$600 per year every 5 years over the term of the primary lease and option periods. Based upon the terms of this lease, the subject property has a leased fee value of \$402,350.55, utilizing an 11% discount rate for the rental income stream and reversion at the end of the 50 year lease term. Subject's fee simple land value, based upon its 25,496 sq. ft. area and the \$14 per sq. ft. unit of the lease

is \$356,944.00.

Analysis of land sales in the subject area suggests that subject's fee simple land value is probably more consistent with \$10 to \$12 per sq. ft. at this time. This was in part based upon University of Texas' December, 1977, purchase of ±2.08 acres at the southeast corner of Fannin and Holcombe for \$14.35 per sq. ft., cash. Since this property was sold to University of Texas at the Grantor's book cost, with no profit, this price represents a very favorable purchase by University of Texas of property, which in our appraisal of it of October 14, 1977, was estimated to have an actual fair market value of \$18 per sq. ft.

Other significant area market data indicates values of \$20 to \$25 per sq. ft. along Main and Fannin near the Medical Center, and are included in our appraisal of the 2.08 acres. The City of Houston, in an Eminent Domain action, acquired ± 4.5 acres on the north side of Holcombe ± 900 ft. east of Braes Bayou for \$6 per sq. ft., cash, in 1976. Utilizing a time adjustment of 10% per annum, compounded, as generally indicated by Medical Center area sales data, indicates a current value of \$7.80 per sq. ft. for this property, which is located considerably further from the Medical Center than subject; thus approximately \$10 per sq. ft. (after an adjustment for size alone) appears to be a lower limit for subject, with due consideration for its more desirable location.

Texas Medical Center acquired, in October, 1977, and July, 1978, the two properties on the north side of Holcombe immediately east of Braes Bayou, and adjoining the City of Houston property on the west. In the most recent of these acquisitions, Texas Medical Center acquired the easterlymost parcel (3.233 acres) at \$5.15 per sq. ft., cash, with no value attributed to the residential improvements. The western parcel, at Braes Bayou, contained 2.54 acres, and was improved with a substantial residence. As of this time, we have not obtained its sales price; however, we are hopefully anticipating this information at any time from Dr. Eastwood's office. The easterlymost of these two Texas Medical Center purchases appears below market when compared to the City of Houston purchase, and is not believed to truly represent

open, fair market prices along this area of Holcombe.

The most reliable of the area sales data appears to suggest a subject land value in excess of \$10 per sq. ft. Since subject enjoys no corner influence or major street frontage (Main or Fannin), the estimated \$18 per sq. ft. unit in the University of Texas purchase, at Fannin and Holcombe, is observed to represent a distinct upper value limit for subject, and, after consideration for corner influence and Fannin frontage, a probable upper at \$12 per sq. ft. This results in an estimated value range of \$10 to \$12 per sq. ft., or approximately \$254,960 to \$305,950 in fee, excluding the improvements.

The subject Lessee, McDonald's, Inc., intends to demolish the existing improvements around mid April, 1979, and begin construction of a new McDonald's restaurant. Since the existing improvements are indicated to have negative value to the Lessee, and since they probably represent an underimprovement of the subject site, they are not considered to contribute to subject's fee land value.

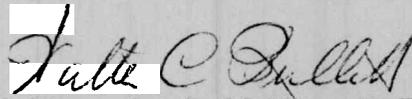
Mr. Bob DeAtley, McDonald's Houston representative (713-682-1651) is forwarding a copy of the lease to us, after verbally providing the lease data discussed previously. Should the actual lease contain provisions differing from his oral communication, we will revise the Leased Fee value as required, but are submitting this communication in advance of our receipt of the lease since I (Walter Bullitt) am leaving town Saturday for two weeks. Since McDonald's has had this lease only approximately 4 months, it has invested only monthly lease payments and little, if any, funds in actual demolition or construction costs on the site; therefore, any leasehold estate is minimal. However, the value of their time, entrepreneurship, planning regarding the new restaurant, and lease payments already made will probably affect the Lessee's attitude toward University of Texas' purchase of the subject. The values of these items do not pertain directly to the real estate questions involved, and will probably require negotiation between University of Texas, the Lessor and the Lessees.

April 5, 1979

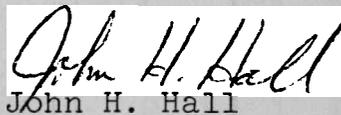
In summary, the subject land is indicated to have a current fee value of \$10 to \$12 per sq. ft., although the lease is based at \$14 per sq. ft. Based on the 20 year primary term, with 30 year renewal option, at 1% per month triple net, with rentals escalating \$600 per year every five years, the Leased Fee has a present worth of \$402,350.55, discounted at 11%. The Leasehold Estate's value is negligible; however, the Lessee's time, entrepreneurship, planning costs and lease payments already made will probably require compensation, based on results negotiated between the parties concerned.

If you have any questions, please do not hesitate to contact us.

Respectfully submitted,

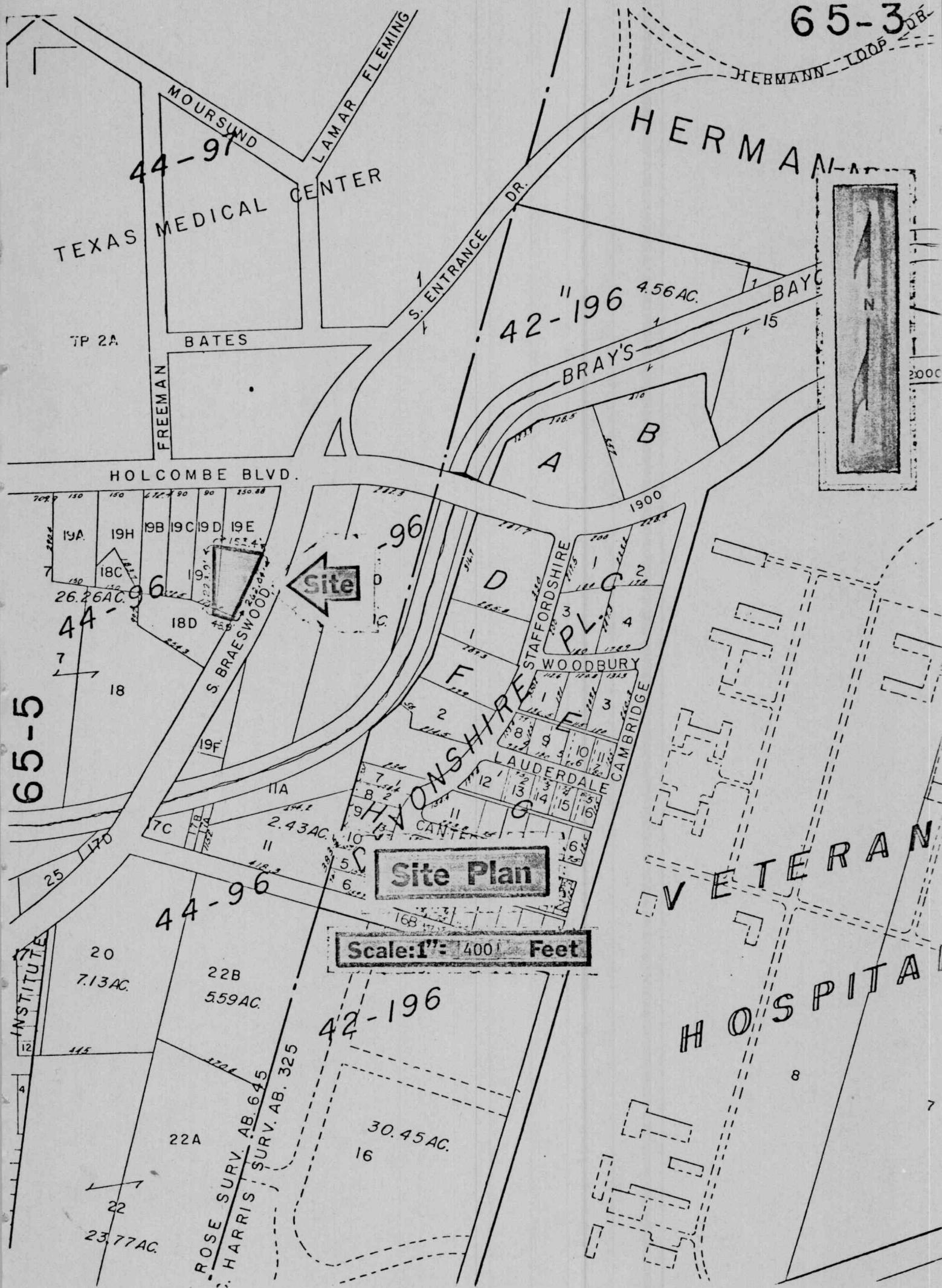


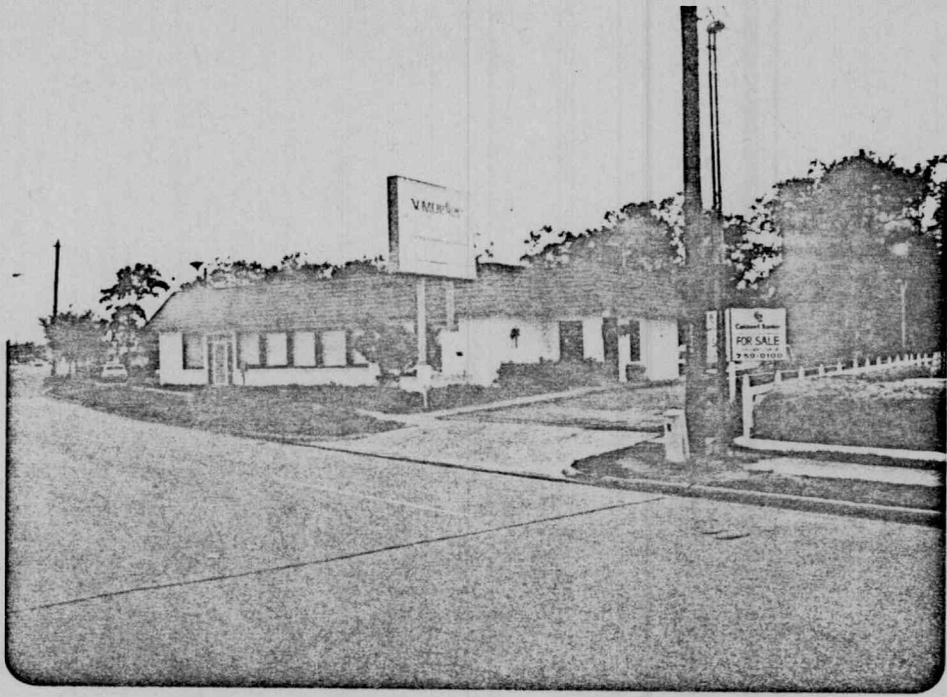
Walter C. Bullitt, MAI, CRE, SRPA



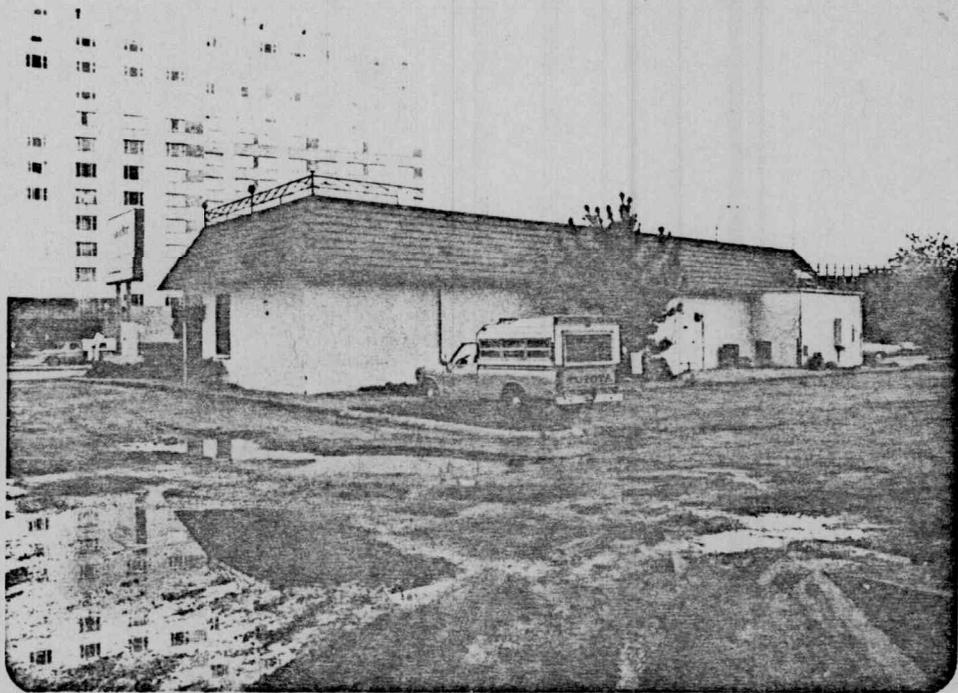
John H. Hall

65-3

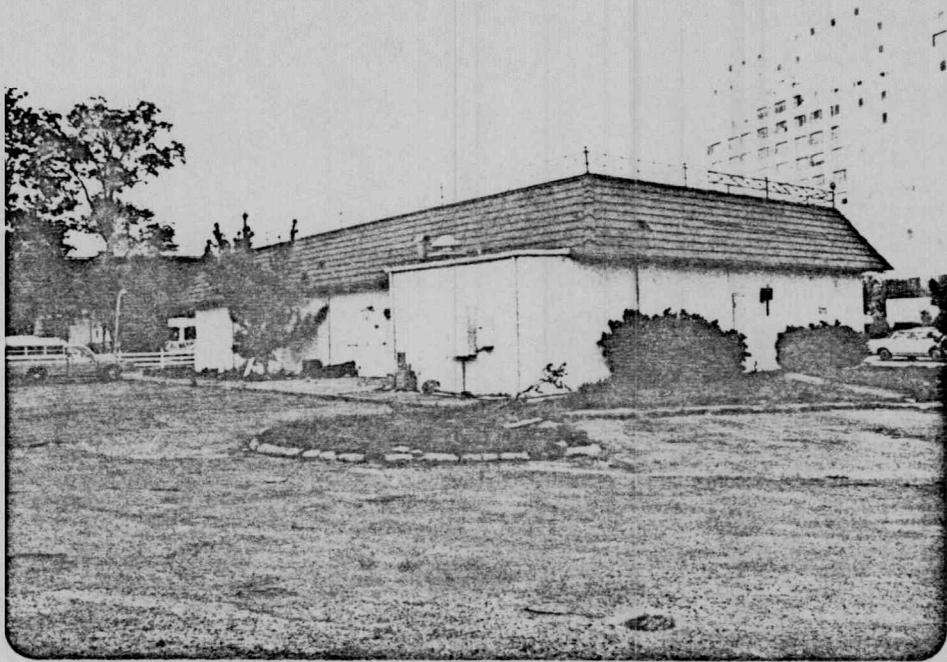




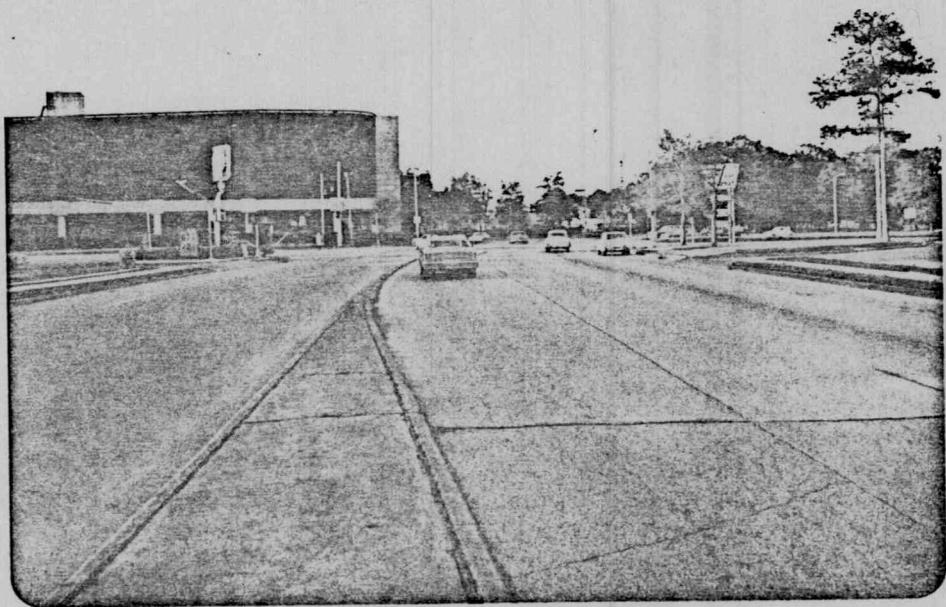
View southwesterly to subject from
center Braeswood Boulevard.



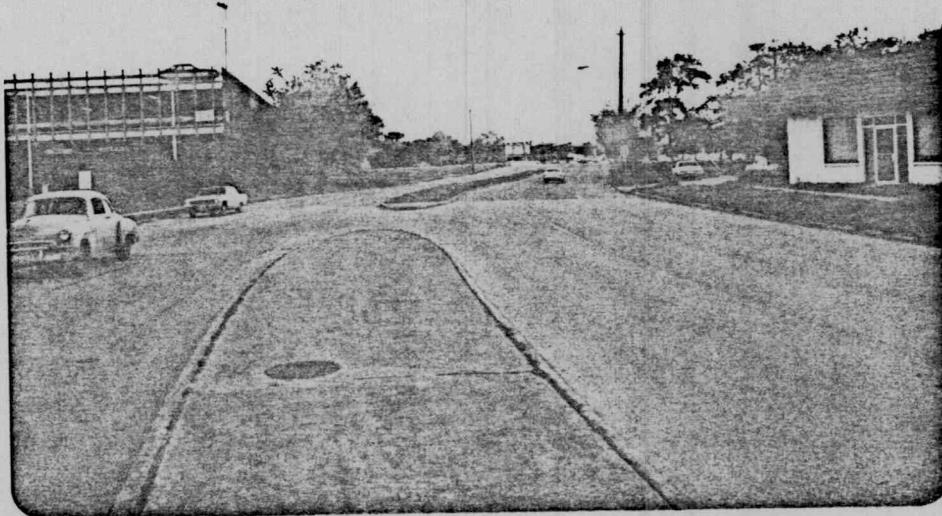
View southeasterly to north and west
improvement elevations.



View northerly to south and west elevations.



Street scene northerly along Braeswood.



Street scene southwesterly along
Braeswood.

Meeting of the Board

(continued)

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

Date: June 1, 1979

Time: Following Completion of All Committee Meetings

Place: Auditorium, College of Nursing, U. T. El Paso
1101 North Campbell Street

A. -H. ... (Pages B of R 1 - 3)

I. RECONVENE

J. REPORTS OF STANDING COMMITTEES

1. System Administration Committee
by Committee Chairman Sterling
2. Academic and Developmental Affairs Committee
by Committee Chairman (Mrs.) Blumberg
3. Buildings and Grounds Committee
by Committee Chairman Law
4. Health Affairs Committee
by Committee Chairman Fly
5. Land and Investment Committee
by Committee Chairman Hay

K. REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS

L. REPORTS OF SPECIAL COMMITTEES, IF ANY

M. REPORT OF COMMITTEE OF THE WHOLE - OPEN SESSION
by Chairman Williams

N. CONSIDERATION OF THE ITEMS REFERRED TO THE EXECUTIVE SESSION OF THE COMMITTEE OF THE WHOLE. --Chairman Williams will report the items discussed in Executive Session of the Committee of the Whole pursuant to V. T. C. S., Article 6252-17, Sections 2(e), (f) and (g) and ask for action thereon, if any:

1. Pending or Contemplated Litigation - Section 2(e)
2. Land Acquisition and Negotiated Contracts - Section 2(f)
 - a. U. T. Austin: Proposed Acquisition of Property, Port Aransas, Nueces County, Texas
 - b. U. T. Austin: Proposed Amendment to Agreement with City of Austin Dated December 13, 1973, Relating to Relocation of Red River Street
 - c. U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Recommendation to Exercise Option to Purchase Existing Thermal Energy Plants
 - d. San Antonio Health Science Center: Proposed Acquisition of Property in San Antonio, Texas, Subject to Approval of Coordinating Board
3. Personnel Matters - Section 2(g)

O. OTHER MATTERS

1. **U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Recommendation to Issue Utilities System Revenue Bonds for Purchase of Existing Thermal Energy Plants; Advertise for Bids; Appoint Bond Counsel, Bond Consultant and Engineering Consultant; and Establish Miscellaneous Account Therefor**
2. **San Antonio Health Science Center: Authorization to Remodel, and Appropriation Therefor, Building to be Purchased**

P. ADJOURNMENT