

Meeting No. 964

THE MINUTES OF THE BOARD OF REGENTS  
OF  
THE UNIVERSITY OF TEXAS SYSTEM

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April 1, 2003

Austin, Texas

MEETING NO. 964

TUESDAY, APRIL 1, 2003.--The members of the Board of Regents of The University of Texas System convened at 12:00 p.m. on Tuesday, April 1, 2003, on the Ninth Floor, Ashbel Smith Hall, 201 West Seventh Street, Austin, Texas, with the following in attendance:

ATTENDANCE.--

Present

Chairman Miller, presiding  
Vice-Chairman Clements  
Vice-Chairman Hunt  
Vice-Chairman Riter  
Regent Caven  
Regent Craven  
Regent Estrada  
Regent Huffines  
Regent Krier

Absent

Counsel and Secretary Frederick

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Miller called the meeting to order.

WELCOME TO REGENT H. SCOTT CAVEN, JR., AND REGENT JAMES RICHARD HUFFINES.--Chairman Miller welcomed Regent Caven, Houston, Texas, and Regent Huffines, Austin, Texas, to their first Board meeting.

[On February 14, 2003, Governor Rick Perry named the following individuals to the Board of Regents of The University of Texas System for terms to expire on February 1, 2009:

Mr. H. Scott Caven, Jr., Houston, Texas, to succeed Mr. A. R. (Tony) Sanchez, Jr., Laredo, Texas, whose term expired on February 1, 2003.

Mr. James Richard Huffines, Austin, Texas, to succeed Mr. Patrick C. Oxford, Houston, Texas, whose term expired on February 1, 2003.

Each appointee was confirmed by the Texas Senate on March 26, 2003 and took the oath of office on March 31, 2003.

Governor Perry requested that Mr. A. W. "Dub" Riter, Jr., continue to serve on the Board of Regents until his successor is named.]

Noting the significance of Regental attendance at commencement exercises, Vice-Chairman Clements took the opportunity to encourage Regents to attend commencement ceremonies at the component institutions.

RECESS TO EXECUTIVE SESSION.--At 12:03 p.m., Chairman Miller announced that the Board would recess to convene in Executive Session pursuant to Texas Government Code Sections 551.071, 551.073, and 551.074 to consider those matters listed on the Executive Session agenda.

RECONVENE.--At 1:40 p.m., the Board reconvened in open session for action on matters considered in Executive Session.

## EXECUTIVE SESSION OF THE BOARD OF REGENTS

Chairman Miller reported that the Board met in Executive Session to discuss matters in accordance with Texas Government Code Sections 551.071, 551.073, and 551.074. In response to an inquiry from Chairman Miller regarding the wishes of the Board, the following actions were taken:

1. U. T. Austin: Approval to Negotiate Contract for the Acquisition of Archival Materials for the Harry Ransom Humanities Research Center at The University of Texas at Austin through Prospective Gift and Donations and Purchase of Materials

Regent Estrada moved that the U. T. Board of Regents authorize President Faulkner to conclude negotiations and execute documents following review and approval by the Office of General Counsel to effect the acquisition of archival materials for the Harry Ransom Humanities Research Center at The University of Texas at Austin through gift and purchase, using donated funds, subject to the limitations discussed in Executive Session.

The motion was duly seconded and carried unanimously.

2. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers

There was no action taken related to consultation with an attorney regarding legal issues of The University of Texas System.

3. U. T. Board of Regents: Reelection of Mr. Charles Miller as Chairman Effective Immediately (Regents' Rules and Regulations, Part One, Chapter I, Section 3)

Vice-Chairman Hunt moved that, in accordance with the Regents' Rules and Regulations, Part One, Chapter I, Section 3, Mr. Charles Miller be reelected Chairman of the Board of Regents effective immediately.

The motion was duly seconded and carried by acclamation.

Chairman Miller said it has been a privilege to serve the Board as Chairman and promised to provide the energy and passion the position deserves.

4. U. T. Board of Regents: Election of Vice-Chairmen and Counsel and Secretary to the Board Effective Immediately (Regents' Rules and Regulations, Part One, Chapter I, Sections 4 and 5)

In accordance with the Regents' Rules and Regulations, Part One, Chapter I, Sections 4 and 5, Regent Craven moved that the following officers of the U. T. Board of Regents be elected effective immediately:

Vice-Chairman (to act in place of the Chairman):	Mrs. Rita C. Clements
Vice-Chairman:	Mr. Woody L. Hunt
Vice-Chairman:	Mr. A. W. "Dub" Riter, Jr.
Counsel and Secretary:	Ms. Francie A. Frederick

The motion was seconded by Regent Krier and carried unanimously.

5. U. T. Board of Regents: Approval of Standing Committee Chairmen (Regents' Rules and Regulations, Part One, Chapter I, Section 7) and Authorization for the Counsel and Secretary to Amend the Regents' Rules and Regulations Accordingly

Upon motion of Vice-Chairman Riter, seconded by Regent Craven, the Board approved:

- a. Chairman Miller's appointments to the chairmanships of standing committees effective immediately in accordance with the Regents' Rules and Regulations, Part One, Chapter I, Section 7 as set forth below:

Academic Affairs Committee: The Honorable Cyndi Taylor Krier

Audit, Compliance and Management Review Committee (new committee): Mr. Robert A. Estrada

Facilities Planning and Construction Committee:  
Mr. James R. Huffines

Finance and Planning Committee: Mr. Woody L. Hunt

Health Affairs Committee: Mrs. Rita C. Clements

- b. Chairman Miller's appointment of Judith L. Craven, M.D., to serve as Chairman of the ad hoc Student, Faculty, and Staff Campus Life Committee.
- c. Chairman Miller's recommendation that an additional member of the Executive Committee be named and that Mr. James R. Huffines be approved to serve as a member of the Executive Committee.
- d. That the Counsel and Secretary be authorized to amend the Regents' Rules and Regulations as necessary to conform to the actions taken related to the standing committees.

Chairman Miller said that his appointments to the standing committees and ad hoc committee would be forthcoming.

6. U. T. Board of Regents: Consideration of Personnel Matters Associated with the Organization of the Board of Regents Related to Appointments to the Board for Lease, The University of Texas Investment Management Company (UTIMCO), Texas Growth Fund, and M. D. Anderson Services Corporation

There was no action taken related to Regental appointments to the Board for Lease, The University of Texas Investment Management Company (UTIMCO), the Texas Growth Fund, or the M. D. Anderson Services Corporation.

7. U. T. System: Consideration of Personnel Matters Relating to Appointment, Employment, Evaluation, Assignment and Duties of Officers or Employees

There was no action taken related to general personnel matters of The University of Texas System.

8. U. T. System: Consideration of Personnel Matters Relating to Evaluation of Presidents and U. T. System Executive Officers

There was no action taken related to evaluation of institutional presidents and Executive Officers of The University of Texas System.

ADJOURNMENT.--Chairman Miller announced that the purpose for which this meeting was called had been completed and the meeting was duly adjourned at 1:45 p.m.

/s/ Francie A. Frederick  
Counsel and Secretary to the Board

April 23, 2003