

Meeting No. 1,084

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

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April 12, 2012

Austin, Texas

MEETING NO. 1,084

THURSDAY, APRIL 12, 2012.--The members of the Board of Regents of The University of Texas System convened at 9:39 a.m. on Thursday, April 12, 2012, in the Board Room on the Ninth Floor, Ashbel Smith Hall, 201 West Seventh Street, Austin, Texas, with the following participation:

ATTENDANCE.--

Present

Chairman Powell
Vice Chairman Foster
Vice Chairman Hicks
Vice Chairman Dannenbaum
Regent Cranberg
Regent Gary
Regent Hall
Regent Pejovich
Regent Stillwell
Regent Rutkauskas, Student Regent, nonvoting

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

AGENDA ITEMS

1. U. T. Southwestern Medical Center: Honorific naming of the New University Hospital as the William P. Clements, Jr. University Hospital

The Board named the New University Hospital as the William P. Clements, Jr. University Hospital at The University of Texas Southwestern Medical Center to recognize the significant contributions and commitment to higher education and academic medicine of former Governor Clements, who died on May 29, 2011.

On June 12, 2009, in a visionary act intended to have a transformative impact, former Texas Governor William P. Clements, Jr., made an unprecedented \$100 million gift to U. T. Southwestern Medical Center, the largest single donation in the institution's history. The historic gift was made with no restrictions on its use other than the support of a transformational advancement.

In the spirit of Governor Clements' intentions, the institution has chosen to use the funds to support construction of the New University Hospital (approved by the Board on November 11, 2009), which will replace the aging

St. Paul University Hospital. The new hospital will be located on the West Campus, north of Record Crossing Drive and west of Harry Hines Boulevard, immediately northwest of the existing St. Paul Hospital building. The hospital will include 424 patient beds, 20 operating rooms, 40 emergency rooms, endoscopy and catheterization/interventional rooms, and imaging services. Total project cost for the hospital and related components is \$800 million, and completion is scheduled for January 2015.

In February 9, 2006, the Board of Regents approved the honorific naming of the Bill and Rita Clements Advanced Medical Imaging Building in recognition of a \$10 million gift to the University. In 1998, Governor and Mrs. Clements donated \$1.25 million to U. T. Southwestern to create the Rita C. and William P. Clements, Jr. Scholar in Medical Research to recognize newly appointed and promising faculty members.

2. U. T. System Board of Regents: Amendments to the Regents' Rules and Regulations, Rule 10403 (Meeting Procedure), Section 8.1 (Consent Agenda, formerly Docket) to replace the Docket with a Consent Agenda format

The Board amended the Regents' *Rules and Regulations*, Rule 10403 (Meeting Procedure), Section 8.1 to replace the Docket with a Consent Agenda format to read as set forth below:

8.1 Consent Agenda. A compilation of matters required to be approved by or reported to the Board via a Consent Agenda format shall be prepared as directed and approved by the Chancellor, Executive Vice Chancellors, and Vice Chancellors, as appropriate.

The General Counsel to the Board will editorially amend all references in the Rules and University of Texas System policies consistent with this approval.

This amendment to the Regents' Rules was requested by Chairman Powell, Academic Affairs Committee Chairman Hicks, and Health Affairs Committee Chairman Stillwell; will streamline consideration and approval of more routine action items by the Board; and will provide improved opportunities to discuss individual items submitted in summary format.

The Consent Agenda will be provided to members of the Board with meeting materials, sufficiently in advance, to allow for thorough review. Any item may be removed from the Consent Agenda by request of a Board member at least three days in advance of the meeting.

RECESS TO EXECUTIVE SESSION.--At 9:45 a.m., Chairman Powell said the Board would recess to convene in Executive Session pursuant to *Texas Government Code* Sections 551.071, 551.073, and 551.074 to consider the matters listed on the Executive Session agenda.

RECONVENE IN OPEN SESSION.--At 1:31 p.m., the Board reconvened in open session for the following action taken on matters discussed in Executive Session.

1a. U. T. Health Science Center - Tyler: Approval to revise the deferred compensation agreement for President Kirk A. Calhoun

Regent Stillwell moved that the Board authorize the Executive Vice Chancellor for Health Affairs to negotiate, within the parameters discussed in Executive Session, a revised deferred compensation agreement for Kirk A. Calhoun, M.D., President of The University of Texas Health Science Center at Tyler.

Regent Stillwell further moved that the Board find, as required by State law, that this action is in the best interest of U. T. Health Science Center - Tyler and The University of Texas System.

The motion was seconded by Regent Hall and carried by acclamation.

1b. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions), U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors), other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive), and U. T. System and institutional employees

No action was taken on this item.

2a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

2b. U. T. Austin: Discussion and appropriate action related to legal issues concerning review of interactions and relationship between U. T. Austin and the Law School Foundation

No action was taken on this item.

2c. U. T. Southwestern Medical Center: Discussion and appropriate action related to legal issues concerning review of matters related to C. Kern Wildenthal, M.D., Ph.D., and the Southwestern Medical Foundation

No action was taken on this item.

- 2d. U. T. Southwestern Medical Center: Discussion and appropriate action related to legal issues concerning contractual relationships with Dallas County Hospital District; Parkland Health & Hospital System; and Dallas County Indigent Care Corporation

No action was taken on this item.

- 2e. U. T. System: Discussion with Counsel regarding pending legal issues in *Fisher v. State of Texas, University of Texas at Austin, et al.*

No action was taken on this item.

- 3a. U. T. Austin: Approval of proposed negotiated gifts with potential naming features

Upon motion by Vice Chairman Hicks, seconded by Regent Stillwell, the Board authorized the Presidents of The University of Texas at Austin, The University of Texas Medical Branch at Galveston, The University of Texas Health Science Center at Houston, The University of Texas Health Science Center at San Antonio, and The University of Texas M. D. Anderson Cancer Center and Vice Chancellor Safady to conclude negotiations necessary to finalize and accept gifts to benefit those institutions with potential naming features consistent with the terms outlined in Executive Session.

The motion carried unanimously. (This motion applied to Items 3a - 3e.)

- 3b. U. T. Medical Branch - Galveston: Approval of proposed negotiated gifts with potential naming features

See Item 3a for action on this item.

- 3c. U. T. Health Science Center - Houston: Approval of proposed negotiated gifts with potential naming features

See Item 3a for action on this item.

- 3d. U. T. Health Science Center - San Antonio: Approval of proposed negotiated gifts with potential naming features

See Item 3a for action on this item.

- 3e. U. T. M. D. Anderson Cancer Center: Approval of proposed negotiated gifts with potential naming features

See Item 3a for action on this item.

ADJOURNMENT.--There being no further business, the meeting was adjourned at 1:34 p.m.

/s/ Carol A. Felkel
Secretary to the Board of Regents

April 13, 2012