

**MINUTES**

**OF THE**

**MEETING OF THE**

**BOARD OF REGENTS**

**OF**

**THE TEXAS A&M UNIVERSITY SYSTEM**

**HELD IN**

**COMMERCE, TEXAS**

**DECEMBER 4, 1997**



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**MINUTES OF THE  
MEETING OF THE BOARD OF REGENTS  
DECEMBER 4, 1997**

**CONVENE BOARD MEETING**

A regular meeting of the Board of Regents of The Texas A&M University System was convened by Mr. Don Powell, Chairman of the Board of Regents, at 9:00 a.m., on Thursday, December 4, 1997, in Room 218 of the Sam Rayburn Memorial Student Center, on the campus of Texas A&M University-Commerce, Commerce, Texas. The following members of the Board were present:

Mr. Don Powell, Chairman  
Mr. T. Michael O'Connor, Vice Chairman  
Mr. Robert H. Allen  
Ms. Anne Armstrong (*joined the meeting at 1:15 p.m.*)  
Dr. Dionel E. Avilés  
Mr. John H. Lindsey  
Mr. Frederick D. McClure  
Mr. Erle Nye  
Ms. M. Guadalupe L. Rangel

**INVOCATION**

The invocation was presented by Mr. Lee C. Moore, a senior majoring in biology and student body president of Texas A&M University-Commerce.

**CHAIRMAN'S REMARKS**

Mr. Powell recognized Dr. Zerle Carpenter, Director of the Texas Agricultural Extension Service (TAEX), who was attending his last Board meeting after 36 years of service to The Texas A&M University System.

Mr. Powell said the Baylor College of Dentistry (BCD) recently became one of the only dental colleges in the nation to undergo a site visit from the Commission on Dental Accreditation resulting in no recommendations for improvements to any of its programs, which speaks very loudly to the quality of the faculty, staff and administration of BCD.

Mr. Powell said the dedication of the George Bush Presidential Library Center, which was held on November 6, was a wonderful day in the history of Texas A&M, Texas and the United States. He thanked President Ray Bowen, his staff and the hundreds of volunteers who worked to coordinate all the events. Mr. Powell also expressed the Board's gratitude to the Board Office staff and student workers for their hard work during the dedication of the Bush School of Government and the dedication of the Bush Presidential Library Center.

Mr. Powell commented on the cloning of the Texas sweet potato. He said this project is led by Dr. Leonard Pike who is the developer of the famous 1015 onion and maroon carrot.

**CHANCELLOR'S REMARKS**

Mr. Powell called on Dr. Leo Sayavedra, Deputy Chancellor for Academic Institutions and Agencies, for remarks in the absence of Chancellor Barry B. Thompson.

Dr. Sayavedra complimented Dr. Bowen and Texas A&M on its past year, the dedication of the George Bush Library and Museum, the Bush School of Public Service and the Big 12 Championship. He said the other institutions also had a great year. Texas A&M University-Texarkana (TAMU-T) broke ground for its first academic building and Dr. Robert Furgason, President of Texas A&M University-Corpus Christi (TAMU-CC), launched the university's first fundraising campaign.

**REPORT FROM THE PRESIDENT OF  
TEXAS A&M UNIVERSITY-COMMERCE**

Dr. Jerry Morris, President of Texas A&M University-Commerce (TAMU-C), said it was a thrill to have the Board on the campus and to be a part of The Texas A&M University System (TAMUS). He gave a brief history of the university and then introduced the following students who briefed the Board on their experiences at TAMU-C: Mike Reed, a regents scholar, majoring in music; Lisa Thrush, honors council president and English major, single mother, who is writing an honors thesis; Bertha Silva, president of the Asociacion Cultural de Hispanos Americanos (ACHA) and chair of Cinco de Mayo Celebration; Connie Dishong, member of the presidential scholars program; and Trenton Hancock, transfer student from Paris Junior College, majoring in art.

**CONVENE IN CLOSED SESSION**

At 9:44 a.m., Mr. Powell announced that having convened in open session, the Board would convene in a closed session to consider matters as permitted by the following sections of Chapter 551 of the Texas Government Code: Section 551.071, for consultation with System attorneys on pending and proposed litigation and matters recognized as attorney-client confidential and privileged; Section 551.072, for discussion regarding the acquisition, lease, exchange, disposition and value of real estate, including Items 9 through 13; Section 551.074, for discussion of matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal or to hear complaints or charges against an officer or employee, including Items 35 and 36.



Mr. Powell said in accordance with the law, no final action, decision or vote with regard to any matter considered in the closed meeting would be made or taken.

Mr. Powell asked the following members of the administration to stay for the closed session: Dr. Leo Sayavedra, Deputy Chancellor for Academic Institutions and Agencies; Mr. Dick Lindsay, Deputy Chancellor for Finance and Operations; Mr. Delmar Cain, General Counsel; and Ms. Tami Sayko, Chancellor's Chief of Staff. Mr. Powell announced that the following would be called on for reports during the closed session: Dr. Ray Bowen, President of TAMU; Dr. Dennis McCabe, President of Tarleton State University; Mr. Jim Hull, Director of the Texas Forest Service; and Mr. Frank Clark, System Director of Internal Audit.

**RECONVENE BOARD MEETING IN OPEN SESSION AND RECESS**

At 12:15 p.m., Mr. Powell reconvened the meeting of the Board in open session and announced the Board had met in closed session from 9:44 a.m. until 12:14 p.m. He then recessed the meeting of the Board.

*(Secretary's Note: A meeting of the Heep Foundation Board of Directors was held from 12:15 p.m. to 12:23 p.m. Meetings of the Committee on Finance, Committee on Audit, Committee on Buildings and Physical Plant and the Committee on Academic and Student Affairs were held from 1:15 p.m. to 3:19 p.m.)*

**RECONVENE BOARD MEETING**

At 3:20 p.m., Mr. Powell reconvened the meeting of the Board and called on Mr. Nye for the report of the Committee on Finance.

**REPORT OF THE COMMITTEE ON FINANCE**

Mr. Nye, Chairman of the Committee on Finance, said the Committee received a report from Mr. Dick Lindsay regarding year-end financials and considered, approved and recommend for Board action Items 1 through 6. The Board took action as set forth below:

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**MINUTE ORDER 195-97 (AGENDA ITEM 1)**

**AUTHORIZATION TO ESTABLISH A  
QUASI-ENDOWMENT TITLED  
"BLACKLAND PRAIRIE ENDOWMENT FUND,"  
TEXAS AGRICULTURAL EXPERIMENT STATION**

On motion of Mr. Nye, seconded by Ms. Armstrong, and by a unanimous vote, the following minute order was adopted:

In accordance with The Texas A&M University System Investment Policy, approval is hereby granted for the establishment of a Quasi-Endowment at The Texas Agricultural Experiment Station titled the "Blackland Prairie Endowment Fund." The use of these funds shall be limited to those specified in the deed by which the property was received, which are acquisition of other lands, the construction of buildings and improvements and the purchase of equipment and personal property for the use of the Texas A&M University Research and Extension Center at Dallas, or another sub-station of the Texas Agricultural Experiment Station or a branch of The Texas A&M University System located in the Northern Blackland Prairie Region of Texas.

**MINUTE ORDER 196-97 (AGENDA ITEM 2)**

**AUTHORIZATION TO ESTABLISH A  
QUASI-ENDOWMENT TITLED  
"ROBERT MUIL ENDOWMENT FUND,"  
TEXAS AGRICULTURAL EXPERIMENT STATION**

On motion of Mr. Nye, seconded by Ms. Armstrong, and by a unanimous vote, the following minute order was adopted:

In accordance with The Texas A&M University System Investment Policy, approval is hereby granted for the establishment of a Quasi-Endowment at the Texas Agricultural Experiment Station titled the "Robert Muil Endowment Fund."

**MINUTE ORDER 197-97 (AGENDA ITEM 3)**

**APPROVAL OF THE  
STILES FARM FOUNDATION ANNUAL BUDGET,  
STILES FARM FOUNDATION**

On motion of Mr. Nye, seconded by Ms. Armstrong, and by a unanimous vote, the following minute order was adopted:

The operating budget for the Stiles Farm Foundation for calendar year 1998, attached to the official minutes as **Exhibit A**, is hereby approved.

**MINUTE ORDER 198-97 (AGENDA ITEM 4)**

**ACCEPTANCE OF  
GIFTS, GRANTS, LOANS AND BEQUESTS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Ms. Armstrong, and by a unanimous vote, the following minute order was adopted:

The Board of Regents hereby accepts the gifts, grants, loans and bequests made to the Members of The Texas A&M University System concerned as shown on Gifts, Grants, Loans and Bequests List No. 97-98-02, a copy of which is attached to the official minutes as **Exhibit B**.

**MINUTE ORDER 199-97 (AGENDA ITEM 5)**

**ACCEPTANCE OF REPORT OF  
VENDOR CONTRACTS FOR FY 1997,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Ms. Armstrong and by a unanimous vote, the following minute order was adopted:

The annual report of vendor contracts for fiscal year 1997, as submitted by System members in accordance with System Policy 28.03 and attached as **Exhibit C**, is hereby accepted.

**MINUTE ORDER 200-97 (AGENDA ITEM 6)**

**ADOPTION OF REVISED POLICY 26.02  
(APPROVAL OF STUDENT FEES),  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Ms. Armstrong and by a unanimous vote, the following minute order was adopted:

Effective immediately, System Policy 26.02 is hereby modified to include the procedures that The Texas A&M University System will use to comply with the Board of Regents' public hearing requirement of Section 54.0513 of the Texas Education Code. A copy of the modified policy is attached to the official minutes as **Exhibit D**.

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Mr. Powell and called on Mr. McClure for the report of the Committee on Audit.

**REPORT OF THE COMMITTEE ON AUDIT**

Mr. McClure, Chairman of the Committee on Audit, said the Committee met earlier the same day and considered Items 7 and 8. The Board took action as set forth below:

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**MINUTE ORDER 201-97 (AGENDA ITEM 7)**

**ADOPTION OF REVISED POLICY 17.02 (PATENTS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. McClure, seconded by Mr. O'Connor, and by a unanimous vote, the following minute order was adopted:

System Policy 17.02, as amended, is effective immediately, a copy of which is attached to the official minutes as **Exhibit E**.

**MINUTE ORDER 202-97 (AGENDA ITEM 8)**

**AUTHORIZATION TO DELETE POLICY 25.03  
(APPROVAL OF BOARD TRAVEL),  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. McClure, seconded by Mr. O'Connor, and by a unanimous vote, the following minute order was adopted:

Effective immediately, System Policy 25.03 (Approval of Board Travel), is hereby deleted. A copy of the deleted policy is attached to the official minutes as **Exhibit F**.

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Mr. Powell called on Dr. Avilés for the report of the Committee on Buildings and Physical Plant.

**REPORT OF THE COMMITTEE ON BUILDINGS AND PHYSICAL PLANT**

Dr. Avilés, Chairman of the Committee on Buildings and Physical Plant, said the Committee held a meeting earlier the same day and recommended approval of Items 9 through 22. The Board took action as set forth below:

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**MINUTE ORDER 203-97 (AGENDA ITEM 9)**

**ACCEPTANCE OF A GIFT OF LAND,  
GALVESTON COUNTY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Board of Regents of The Texas A&M University System accepts on behalf of Texas A&M University and for the use and benefit of Texas A&M University at Galveston, a restricted gift of real property from Mitchell Resorts, Inc., consisting of the surface estate only of approximately 37.06 acres of land situated in the Eneas Smith Survey, Abstract 190, Pelican Island, situated in the City of Galveston, Galveston County, Texas.

The Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute documents which are necessary for acceptance of this gift. Further, the Chancellor, or his designees is directed to inform George Mitchell and Mitchell Resorts, Inc., of the Board's acceptance and sincere appreciation for this very generous donation to Texas A&M University which is to be used for the benefit of Texas A&M University at Galveston.

**MINUTE ORDER 204-97 (AGENDA ITEM 10-Revised)**

**AUTHORIZATION TO PURCHASE BUILDING,  
BRAZOS COUNTY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to negotiate with the Texas A&M Foundation, execute purchase contracts and take all steps necessary to purchase the office building and land located at 1501 South Texas Avenue, College Station, Texas, and being legally described as Lot 1, Block B, Culpepper Plaza, College Station, Brazos County, Texas. The purchase price and closing costs for such acquisition will comply with the requirements of the Texas Higher Education Coordinating Board. The source of funding for this acquisition will be investment earnings from Revenue Financing System debt proceeds.

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the Annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that the Participants benefiting from the issuance of these Bonds, possess the financial capacity to satisfy their Direct Obligations.

**MINUTE ORDER 205-97 (AGENDA ITEM 11)**

**AUTHORIZATION TO PURCHASE  
LAND AND IMPROVEMENTS, ERATH COUNTY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute all documents necessary to purchase Lots 1, 1A and 2 (East 104 feet of Lot 1 and East 104 feet of North 25 feet of Lot 2), Block 36, College View Addition, Stephenville, Erath County, Texas. The purchase price of Ninety-Five Thousand Dollars (\$95,000.00) plus closing costs is hereby appropriated from Permanent University Bond Proceeds.

**MINUTE ORDER 206-97 (AGENDA ITEM 12)**

**AUTHORIZATION TO IMPLEMENT  
EMINENT DOMAIN PROCEEDINGS, ERATH COUNTY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to take all steps necessary to cause the Texas Attorney General's Office, or its designee, to initiate eminent domain proceedings with regard to residential property located in the City of Stephenville, more specifically described as Lots 2E, 9 and 10, Block 36, College View Addition, City of Stephenville, Erath County, Texas. The Chancellor, or his designee, is further authorized to pay into the Registry of the Court, from Permanent University Bond Proceeds, and if necessary, unappropriated Plant Funds - General Use Fees, such sums as may be awarded by the Court as compensation for the property.

**MINUTE ORDER 207-97 (AGENDA ITEM 13)**

**AUTHORIZATION TO  
PURCHASE LAND AND ACCEPT GIFT OF LAND,  
HARDIN COUNTY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute all documents necessary to purchase the surface estate of a 1.695-acre tract of land, more or less, in the James Pearson Survey, Abstract No. 428 in Hardin County, Texas. The purchase price for the 1.695-acre tract in the amount of Nine Thousand Nine Hundred Seventy-Nine and 20/100 Dollars (\$9,979.20) plus closing costs is hereby authorized and appropriated from Account No. 810614, styled "Kountze Office Construction."

Further, the Chancellor of The Texas A&M University System, or his designee, following recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute all documents necessary for acceptance of a gift of land consisting of the surface estate of 18.699 acres in the James Pearson Survey, Abstract No. 428 in Hardin County, Texas. The Chancellor, or his designee, is directed to inform Scott Petty of the Board's acceptance and sincere appreciation for this very generous donation in support of the Texas Forest Service.

**MINUTE ORDER 208-97 (AGENDA ITEM 14)**

**NAMING OF THE  
CARL AND NINA CRIMMINS CONFERENCE ROOM,  
TARLETON STATE UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Conference Room of the College of Business Administration located in the Business Building, on the campus of Tarleton State University, is hereby named the "Carl and Nina Crimmins Conference Room."

**MINUTE ORDER 209-97 (AGENDA ITEM 14)**

**NAMING OF THE  
CARDEN-WALLER COOPERATIVE EXTENSION BUILDING,  
PRAIRIE VIEW A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The building know as the "Cooperative Extension Building" on the campus of Prairie View A&M University is hereby named the "Carden-Waller Cooperative Extension Building," in honor of Mr. Hoover Carden and Mr. Calvin Hoffman Waller.

**MINUTE ORDER 210-97 (AGENDA ITEM 15)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR DESIGN AND  
SELECTION OF THE ARCHITECT/ENGINEER DESIGN TEAM  
FOR THE STUDENT DEVELOPMENT CENTER,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The program of requirements for the Student Development Center at Texas A&M International University is approved.

Supplementing a previous appropriation of \$25,000.00, the amount of \$805,000.00 is appropriated from Texas A&M International University Student Center for design of the Student Development Center at Texas A&M International University.

The Board of Regents of The Texas A&M University System reasonably expects to incur debt in one or more obligations for this project, and all, or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

The firm of Aguirre Corporation of Dallas, Texas, is selected to head the architect/engineer design team for the Student Development Center at Texas A&M International University.

**MINUTE ORDER 211-97 (AGENDA ITEM 16)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR DESIGN AND  
SELECTION OF THE ARCHITECT/ENGINEER DESIGN TEAM  
FOR THE INTRAMURAL COMPLEX,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The program of requirements for the Intramural Complex at Texas A&M International University is approved.

Supplementing a previous appropriation of \$5,000.00, the amount of \$315,000.00 is appropriated from the Higher Education Assistance Fund for design of the Intramural Complex at Texas A&M International University.



The Board of Regents of The Texas A&M University System reasonably expects to incur debt in one or more obligations for this project, and all, or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

The firm of Sepulveda Associates Architects, Inc., of Laredo, Texas, is selected to head the architect/engineer design team for the Intramural Complex at Texas A&M International University.

**MINUTE ORDER 212-97 (AGENDA ITEM 17)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR DESIGN AND  
SELECTION OF THE ARCHITECT/ENGINEER DESIGN TEAM  
FOR THE CENTRAL PLANT EQUIPMENT UPGRADE,  
PRAIRIE VIEW A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The program of requirements for the Central Plant Equipment Upgrade at Prairie View A&M University is approved.

Supplementing a previous appropriation of \$10,000.00, the amount of \$130,000.00 is appropriated from Available University Fund for design of the Central Plant Equipment Upgrade at Prairie View A&M University.

The firm of Burns DeLatte & McCoy, Inc., of Houston, Texas, is selected to head the architect/engineer design team for the Central Plant Equipment Upgrade at Prairie View A&M University.

**MINUTE ORDER 213-97 (AGENDA ITEM 18-Revised)**

**ACTION ON BIDS FOR THE  
TEXAS TRANSPORTATION INSTITUTE RESEARCH BUILDING,  
TEXAS TRANSPORTATION INSTITUTE**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

Based on bids received November 13, 1997, the contract is awarded to BFW Construction Co., Inc. of Temple, Texas, at \$6,281,000.00, the low base bid and Alternates 1, 2 and 3 for the TTI Research Building, Texas Transportation Institute.

Supplementing previous appropriations of \$485,000.00, the amount of \$1,775,000.00 is appropriated from Permanent University Fund Debt Proceeds, the amount of \$3,185,000.00 is appropriated from Revenue Financing System (TTI Local Funds) and the amount of \$2,405,000.00 is appropriated from Revenue Financing System (Special Mineral Income Fund) for the TTI Research Building, Texas Transportation Institute.

The amount of \$10,000.00 in previous appropriations is reverted to Local Funds - Indirect Cost Recovery.

As required by Section 5(a) of the Master Resolution of the Revenue Financing System, the Board hereby determines that it will have sufficient funds to meet the financial obligations of The Texas A&M University System, including sufficient Pledged Revenues to satisfy the annual Debt Service Requirements of the Revenue Financing System and to meet all financial obligations of the Board relating to the Revenue Financing System and that the Participants, on whose behalf the Bonds are to be issued, possess the financial capacity to satisfy their Direct Obligations.

**MINUTE ORDER 214-97 (AGENDA ITEM 19)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR PRELIMINARY DESIGN AND  
SELECTION OF THE ARCHITECT/ENGINEER DESIGN TEAM  
FOR THE SBISA HALL RENOVATIONS,  
TEXAS A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The program of requirements for the Sbisa Hall Renovations at Texas A&M University is approved.

Supplementing a previous appropriation of \$15,000.00, the amount of \$190,000.00 is appropriated from Reserve for Sbisa Renovations for preliminary design for the Sbisa Hall Renovations at Texas A&M University.

The Board of Regents of The Texas A&M University System reasonably expects to incur debt in one or more obligations for this project, and all, or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

The firm of EDI Architecture, Inc., of Houston, Texas, is selected to head the architect/engineer design team for the Sbisa Hall Renovations at Texas A&M University.

**MINUTE ORDER 215-97 (AGENDA ITEM 20)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR DESIGN AND  
SELECTION OF THE ARCHITECT/ENGINEER DESIGN TEAM  
TO REPLACE COOLING TOWERS 9, 10, 11 AND 12,  
TEXAS A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The program of requirements to Replace Cooling Towers 9, 10, 11 and 12 at Texas A&M University is approved.

Supplementing a previous appropriation of \$15,000.00, the amount of \$660,000.00 is appropriated from University Utility System Revenue Fund for design to Replace Cooling Towers 9, 10, 11 and 12 at Texas A&M University.

The Board of Regents of The Texas A&M University System reasonably expects to incur debt in one or more obligations for this project, and all, or a portion of the proceeds received from the sale of such obligations is reasonably expected to be used to reimburse the account(s) for amounts previously appropriated and/or expended from such account(s).

The firm of Tippet & Gee, Inc., of Abilene, Texas, is selected to head the architect/engineer design team to Replace Cooling Towers 9, 10, 11 and 12 at Texas A&M University.

**MINUTE ORDER 216-97 (AGENDA ITEM 21)**

**ACTION ON BIDS FOR THE  
OCEAN DRILLING CORE REPOSITORY EXPANSION,  
TEXAS A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

Based on bids received October 14, 1997, the contract is awarded to Bryan Construction Company of Bryan, Texas, at \$2,859,100.00 the low base bid and Alternates 1, 2 and 3 for the Ocean Drilling Core Repository Expansion at Texas A&M University.

Supplementing previous appropriations of \$220,000.00, the amount of \$3,180,000.00 is appropriated from Permanent University Fund Debt Proceeds for the Ocean Drilling Core Repository Expansion at Texas A&M University.

**MINUTE ORDER 217-97 (AGENDA ITEM 22-Revised)**

**ACTION ON BIDS FOR THE  
ATHLETIC FACILITIES RENOVATIONS/ADDITIONS,  
PHASE IIIB (KYLE FIELD STADIUM EXPANSION),  
TEXAS A&M UNIVERSITY**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

All bids received October 31, 1997, for the Athletic Facilities Renovations/Additions, Phase IIIB (Kyle Field Stadium Expansion) at Texas A&M University are rejected. This will authorize revision of the project scope, the project budget, submission of the revised project budget to the Texas Higher Education Coordinating Board and utilization of the Competitive Sealed Proposals method of project delivery as authorized by the Texas Education Code, Section 51.783.

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Mr. Powell called on Ms. Rangel for the report of the Committee on Academic and Students Affairs.

**REPORT OF THE COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS**

Ms. Rangel, Chairman of the Committee on Academic and Student Affairs, said the Committee recommended approval of Items 23 through 31. (*Consideration of Item 32 was postponed until the January 1998 meeting*). The Board took action as set forth below:

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**MINUTE ORDER 218-97 (AGENDA ITEM 23)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A NEW PROGRAM LEADING TO A  
BACHELOR OF SCIENCE IN BIOLOGY,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M International University is hereby authorized to present to the Texas Higher Education Coordinating Board a proposal initiating a new program leading to a Bachelor of Science in Biology.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M International University, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and that Texas A&M International University, under its legal mandate, should be authorized to add a Bachelor of Science in Biology to its degree program inventory

**MINUTE ORDER 219-97 (AGENDA ITEM 24)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A BACHELOR OF SCIENCE IN FITNESS AND SPORTS,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M International University is hereby authorized to present to the Texas Higher Education Coordinating Board a proposal initiating a new program leading to a Bachelor of Science in Fitness and Sports.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M International University, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and that Texas A&M International University, under its legal mandate, should be authorized to add a Bachelor of Science in Fitness and Sports to its degree program inventory.

**MINUTE ORDER 220-97 (AGENDA ITEM 25)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A BACHELOR OF ARTS IN COMMUNICATION,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M International University is hereby authorized to present to the Texas Higher Education Coordinating Board a proposal initiating a new program leading to a Bachelor of Arts in Communication.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M International University, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and that Texas A&M International University, under its legal mandate, should be authorized to add a Bachelor of Arts in Communication to its degree program inventory.

**MINUTE ORDER 221-97 (AGENDA ITEM 26)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A MASTER OF ARTS IN SPANISH,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M International University is hereby authorized to present to the Texas Higher Education Coordinating Board a proposal initiating a new program leading to a Master of Arts in Spanish.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M International University, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and that Texas A&M International University, under its legal mandate, should be authorized to add a Master of Arts in Spanish to its degree program inventory.

**MINUTE ORDER 222-97 (AGENDA ITEM 27)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A BACHELOR OF ARTS IN GEOLOGY,  
TEXAS A&M UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M University is authorized to present to the Texas Higher Education Coordinating Board a proposal initiating an undergraduate program leading to a B.A. in Geology. This proposed degree would mirror other B.A. programs at Texas A&M University.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M University, the need of the State of Texas for students to be trained in this field, and the minimal cost of such training. The Board believes this request is justified and that Texas A&M University should be authorized to add a B.A. in Geology to its approved degree programs.

**MINUTE ORDER 223-97 (AGENDA ITEM 28)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A MASTER OF PUBLIC HEALTH,  
TEXAS A&M UNIVERSITY**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M University is authorized to present to the Texas Higher Education Coordinating Board a proposal initiating a graduate program leading to a Master of Public Health Degree.

The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M University, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and that Texas A&M University should be authorized to add a Master of Public Health to its approved degree program inventory.

**MINUTE ORDER 224-97 (AGENDA ITEM 29)**

**ENDORSEMENT OF A  
COOPERATIVE DOCTORAL PROGRAM IN  
EDUCATION ADMINISTRATION,  
TEXAS A&M UNIVERSITY-COMMERCE**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The request to submit a proposal to the Texas Higher Education Coordinating Board for Texas A&M University-Commerce to join with Tarleton State University to offer a cooperative doctoral program in educational administration is hereby approved.

**MINUTE ORDER 225-97 (AGENDA ITEM 30)**

**AUTHORIZATION TO PRESENT A PROPOSAL TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD  
INITIATING A BACHELOR OF SCIENCE IN CRIMINAL JUSTICE,  
TEXAS A&M UNIVERSITY-TEXARKANA**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The President of Texas A&M University-Texarkana is hereby authorized to request approval from the Texas Higher Education Coordinating Board for a new undergraduate program leading to the Bachelor of Science Degree in Criminal Justice. The Board of Regents has considered the request for this authorization in light of the statutory objectives of Texas A&M University-Texarkana, the need of the State of Texas for students to be trained in this field, and the cost of such training. The Board believes this request is justified and Texas A&M University-Texarkana under its legal mandate should be authorized to add a Bachelor of Science Degree in Criminal Justice to its degree inventory.

**MINUTE ORDER 226-97 (AGENDA ITEM 31)**

**APPROVAL TO CHANGE THE NAME OF  
THE TEXAS A&M UNIVERSITY SYSTEM-COLLEGE OF DENTISTRY TO  
THE TEXAS A&M UNIVERSITY SYSTEM-  
BAYLOR COLLEGE OF DENTISTRY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

Under the authority of Section 86.23, Texas Education Code, the Board of Regents hereby changes the name of "The Texas A&M University System-College of Dentistry" to "The Texas A&M University System-Baylor College of Dentistry" and authorizes the public use of Baylor College of Dentistry, a member of The Texas A&M University System. The Board of Regents hereby ratifies any act, decision, agreement, or other action or obligation done or entered into by the institution after September 1, 1997, while its legal name was "The Texas A&M University System-College of Dentistry" and it was operating under the name "The Texas A&M University System-Baylor College of Dentistry."

**OTHER ITEMS**

Mr. Powell called on Mr. Don Bugh, Associate Director of the Texas Transportation Institute (TTI), to present Item 33. The Board took action as set forth below:

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**MINUTE ORDER 227-97 (AGENDA ITEM 33)**

**APPROVAL OF  
DR. THOMAS SCULLION  
TO SERVE AS CEO AND SOLE PROPRIETOR  
OF PAVEMENT SYSTEMS ENGINEERING, INC.,  
TEXAS TRANSPORTATION INSTITUTE**

On motion of Mr. Nye, seconded by Mr. McClure and by a unanimous vote, the following minute order was adopted:

The Board of Regents of The Texas A&M University System hereby formally approves Dr. Thomas Scullion to serve as CEO and Sole Proprietor of Pavement Systems Engineering, Inc., a company which will license TTI technology.

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Mr. Powell called on Dr. Arturo Alonzo, Associate Agency Director, Texas Engineering Extension Service (TEEX), to present Item 34. The Board took action as set forth below:

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**MINUTE ORDER 228-97 (AGENDA ITEM 34)**

**APPOINTMENT OF  
DR. LARRY TEVERBAUGH AND MR. JAMES B. HULL  
AS MEMBERS OF THE ADVISORY BOARD,  
TEXAS FIRE TRAINING SCHOOL,  
TEXAS ENGINEERING EXTENSION SERVICE**

On motion of Mr. Nye, seconded by Mr. Allen and by a unanimous vote, the following resolution was adopted:

The Board of Regents of The Texas A&M University System hereby appoints Dr. Larry Teverbaugh and Mr. James Hull as members of the advisory board, Texas Fire Training School.

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Mr. Powell asked Dr. Bowen to present Item 35, which was considered in closed session. The Board took action as set forth below:

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**MINUTE ORDER 229-97 (AGENDA ITEM 35)**

**APPOINTMENT OF  
DR. CIRO SUMAYA  
AS DEAN OF THE SCHOOL OF RURAL PUBLIC HEALTH,  
AND PROFESSOR OF PUBLIC HEALTH,  
SCHOOL OF RURAL PUBLIC HEALTH,  
TEXAS A&M UNIVERSITY**

On motion of Mr. Allen, seconded by Mr. Nye and by a unanimous vote, the following resolution was adopted:

Ciro V. Sumaya, M.D., M.P.H.T.M., is hereby appointed Dean and Professor of Public Health with tenure, School of Rural Public Health, Texas A&M University Health Science Center, effective December 5, 1997.

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Mr. Powell called on Dr. Sayavedra to present Item 36, which was considered in closed session. The Board took action as set forth below:

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**MINUTE ORDER 230-97 (AGENDA ITEM 36)**

**CHANGE IN TITLE OF POSITION OF  
CHIEF OF LEGISLATIVE AFFAIRS TO  
VICE CHANCELLOR FOR STATE AND PUBLIC AFFAIRS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Ms. Rangel and by a unanimous vote, the following minute order was adopted:

The title of the position Chief of Legislative Affairs, is hereby changed to Vice Chancellor for State and Public Affairs, effective January 1, 1998.

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Mr. Powell announced that Item 37 would be postponed until the January 1998 meeting.

Mr. Powell asked Dr. Bowen to present Item 38. The Board took action as set forth below:

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**MINUTE ORDER 231-97 (AGENDA ITEM 38)**

**AUTHORIZATION FOR FACULTY DEVELOPMENT LEAVE,  
TEXAS A&M UNIVERSITY**

On motion of Mr. McClure, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The Board of Regents of The Texas A&M University System, in accordance with System Policy 31.03 and Section 51.101 of the Texas Education Code, authorizes faculty development leave to the faculty member as set forth on Faculty Development Leave Supplemental List, Texas A&M University, attached to the official minutes as **Exhibit G**.

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Mr. Powell asked Dr. Sayavedra to present Item 39. The Board took action as set forth below:

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**MINUTE ORDER 232-97 (AGENDA ITEM 39)**

**GRANTING OF ACADEMIC TENURE,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Mr. McClure and by a unanimous vote, the following minute order was adopted:

The Board of Regents of The Texas A&M University System, in accordance with System Policy 12.01 on academic freedom, responsibility and tenure, hereby authorizes the granting of tenure to the following faculty members as set forth on Tenure List 97-98-02, a copy of which is attached to the official minutes as **Exhibit H**.

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Mr. Powell asked Dr. Sayavedra to present Item 40. The Board took action as set forth below:

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**MINUTE ORDER 233-97 (AGENDA ITEM 40)**

**GRANTING OF THE TITLES OF EMERITUS/EMERITA,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, seconded by Ms. Rangel and by a unanimous vote, the following minute order was adopted:

In recognition of long and distinguished service to The Texas A&M University System, the Board of Regents hereby confirms the recommendation of the Chancellor, and confers the title of "Emeritus/Emerita" upon individuals as shown on Emeritus Title List No. 97-98-02, a copy of which is attached to the official minutes as **Exhibit I**, and grants all rights and privileges of this title.

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Mr. Powell called on Mr. Lindsay to present Item 41. The Board took action as set forth below:

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**MINUTE ORDER 234-97 (AGENDA ITEM 41)**

**CONFIRMATION OF APPOINTMENTS AND PROMOTIONS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Ms. Rangel, seconded by Mr. Nye and by a unanimous vote, the following minute order was adopted:

The appointments and promotions accepted and approved by the Chief Executive Officers of the respective Members of The Texas A&M University System, or their designees, as shown on Appointment List No 97-98-02, a copy of which is attached to the official minutes as **Exhibit J**, and Promotion List No. 97-98-02, a copy of which is attached to the official minutes as **Exhibit K**, are hereby confirmed.

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Mr. Powell presented Item 42. The Board took action as set forth below:

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**MINUTE ORDER 235-97 (AGENDA ITEM 42)**

**APPROVAL OF MINUTES OF  
SEPTEMBER 25-26, 1997 REGULAR BOARD MEETING,  
BOARD OF REGENTS OF THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Dr. Avilés, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

The Minutes of the Regular Meeting of the Board of Regents of The Texas A&M University System held in College Station, Texas, on September 25-26, 1997, are hereby approved.

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**OTHER REPORTS**

Mr. Powell called on Mr. McClure to present an update on the activities of the Ad Hoc Evaluation Criteria Committee.

Mr. McClure, Chairman of the Ad Hoc Evaluation Criteria Committee, said the Committee met on October 10, 1997, and discussed an approach for going forward and developing criteria for future changes in terms of the look of the System. He said the discussion trended towards a mini long-term strategic planning effort. Dr. Charles Lee, Vice Chancellor for Research, Planning and Continuing Education, and Mr. Dick Lindsay, Deputy Chancellor for Finance and Operations, have been charged with further refinement of the initial criteria. Mr. McClure said he hoped the Committee would meet in January, and receive input from several System chief executive officers. He expressed his desire that the Committee's work, in the form of a "white paper," be completed no later than June 1998.

Mr. Allen asked if minutes were kept. Mr. McClure said the minutes have not been finalized -- they will provide the boiler plate that will be used as a guide as the Committee goes forward.

Mr. Powell called on Mr. McClure to present a report on the Committee on Audit's charge as it relates to examining the organizational structure of the internal audit department. Mr. McClure said Mr. Lindsay is in the process of compiling comparable information from similar systems across the U.S. It is anticipated that several national audit firms, who have both experience in audit matters as well as higher education in particular, will provide *pro bono* assistance. Mr. McClure said he is hopeful that this report will be compiled by the end of January and that the Committee will ultimately bring recommendations to the Board.

Mr. Powell asked Mr. Nye to report on the Committee on Finance's review of accounting systems to determine the effectiveness and advantages or disadvantages of consolidating them into one existing system. Mr. Nye said they have taken a narrow approach to that question. He said the Committee will meet on this matter some time in January and present a report to the Board.

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Mr. Powell presented Item 43. The Board took action as set forth below:

**MINUTE ORDER 236-97 (AGENDA ITEM 43)**

**ADOPTION OF A  
RESOLUTION OF APPRECIATION AND  
GRANTING OF THE TITLE OF PRESIDENT EMERITUS UPON  
DR. JERRY D. MORRIS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. McClure, seconded by Mr. O'Connor and by a unanimous vote, the following minute order was adopted:

Whereas, Dr. Jerry D. Morris joined the East Texas State University (ETSU) staff as Director of Placement in 1970 and served in that capacity for one year; and

Whereas, in 1971, he became Dean of Admissions and Records, serving in this position until 1973, and

Whereas, he was then appointed Dean of the Graduate School, a position he held for nine years; and

Whereas, Dr. Morris served as Vice President for Academic Affairs from May 1982 through December 1986; and

Whereas, Jerry Morris became the ninth President and Chief Executive Officer of the ETSU Complex on January 1, 1987; and

Whereas, under Dr. Morris' leadership and vision, ETSU merged with The Texas A&M University System on September 1, 1996, and he became the first President and CEO of the University -- renamed Texas A&M University-Commerce; and

Whereas, he served with distinction in that position until his retirement on December 31, 1997; and

Whereas, during his tenure at Texas A&M University-Commerce, the institution has increased enrollment, and had a dramatic increase in the assets of the Mayo Foundation of East Texas, resulting in a significant number of scholarship endowments; and

Whereas, Dr. Morris has received numerous professional honors and awards, and has been selected among his peers to chair committees concerned with state, national and international affairs; and

Whereas, Dr. Morris has worked untiringly and effectively for the students, faculty, staff and community; now therefore, be it

Resolved, that in recognition of his long and distinguished service to Texas A&M University-Commerce, the title of President Emeritus is conferred upon Dr. Jerry D. Morris and he is granted all rights and privileges of this title effective January 1, 1998; and be it further

Resolved, that this resolution be spread upon the minutes and copies, thereof, signed by the Chairman of the Board of Regents, be presented to Dr. Jerry D. Morris and a copy filed in the Archives of Texas A&M University-Commerce.

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Mr. Powell then presented the framed resolution to Dr. Morris and thanked him for his service to The Texas A&M University System.

Mr. Powell announced that the next Board of Regents meeting would be held January 22-23, 1998, in College Station, Texas.

**ADJOURNMENT**

There being no further business, Mr. Powell adjourned the meeting at 3:35 p.m.

Vickie Burt  
Executive Secretary to the Board of Regents  
The Texas A&M University System

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