

MINUTES

OF THE

MEETING OF THE

BOARD OF REGENTS

OF

THE TEXAS A&M UNIVERSITY SYSTEM

HELD IN

COLLEGE STATION, TEXAS

MAY 24-25, 2001

(Approved July 26-27, 2001, Minute Order 164-2001)

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**MINUTES OF THE
MEETING OF THE BOARD OF REGENTS
May 24-25, 2001**

CONVENE BOARD MEETING – MAY 24, 2001

A regular meeting of the Board of Regents of The Texas A&M University System was convened by Mr. Erle Nye, Chairman of the Board of Regents, at 3:04 p.m., on Thursday, May 24, 2001, in the Board of Regents Meeting Room, Memorial Student Center, on the campus of Texas A&M University, College Station, Texas. The following members of the Board were present:

Mr. Erle Nye, Chairman
Dr. Dionel E. Avilés, Vice Chairman
Mr. Phil Adams
Ms. Anne Armstrong
Dr. Wendy Gramm
Mr. L. Lowry Mays
Mr. R.H. (Steve) Stevens, Jr.
Dr. Susan Rudd Wynn (*joined the meeting at 3:15 p.m.*)

The following member of the Board was not present:

Mr. Lionel Sosa

Mr. Nye said he appreciated the opportunity to serve the Board as its chair. Mr. Nye then distributed a draft proposal regarding the organization of the Board and discussed the committees and committee assignments. He discussed several new special and ad hoc committees including the Public Policy and Planning Committee, the Committee on Educational Access and the Presidential Library Committee. Mr. Nye asked the regents to let him know if they had any suggestions. He added that he would ask the Board to vote on these committee assignments the next day, May 25, 2001.

(Secretary's Note: Dr. Wynn joined the meeting at this time.)

Mr. Nye announced that there would be a Special Board Meeting on August 28, 2001, to review and approve the budgets for The Texas A&M University System (TAMUS) for FY 2001-2002.

CONVENE IN CLOSED SESSION

At 3:32 p.m., Mr. Nye announced that the Board would convene in closed session to consider matters as permitted by Chapter 551 of the Texas Government Code: 551.071, for consultation with System attorneys on pending and proposed litigation and matters recognized as attorney/client confidential and privileged; 551.072, for discussion regarding the acquisition, lease, exchange, disposition and value of real estate including Items 11 through 13; 551.073, for discussion of negotiated contracts for

prospective gifts or donations; and 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.

Mr. Nye 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.

RECONVENE IN OPEN SESSION – MAY 25, 2001

Mr. Nye reconvened the meeting in open session at 9:45 a.m. in Room 292, Memorial Student Center, on the campus of Texas A&M University, College Station, Texas. The following members of the Board were present:

Mr. Erle Nye, Chairman
Dr. Dionel E. Avilés, Vice Chairman
Mr. Phil Adams
Ms. Anne Armstrong
Dr. Wendy Gramm
Mr. L. Lowry Mays
Mr. R.H. (Steve) Stevens, Jr.
Dr. Susan Rudd Wynn (*joined the meeting at 1:20 p.m.*)

The following member of the Board was not present:

Mr. Lionel Sosa

Mr. Nye said the Board met in closed session on Thursday, May 24, from 3:32 to 5:04 p.m., and on Friday, May 25, from 8:05 to 9:15 a.m.

INVOCATION

The invocation was presented by Mr. Josh Rowan, the 52nd President of the Memorial Student Center and a senior at Texas A&M University (TAMU) majoring in agricultural development.

CHAIRMAN'S REMARKS

Mr. Nye welcomed Mr. Adams, Dr. Gramm and Mr. Mays. He also expressed appreciation to the 12th Man Foundation, the Association of Former Students and the A&M Foundation for the reception held in the regents' honor the previous evening.

Mr. Nye announced that the Board would hold a special meeting on August 28, 2001, for the purpose of considering and approving the budget for TAMUS for FY 2001-2002. He suggested that a representative of each of the academic institutions and at least someone from agriculture and engineering be present at that meeting to present brief remarks about anything unusual in that particular institution's budget. Mr. Nye stated that inasmuch as there was not an opportunity to have a programmatic

budget review with the presidents of the academic institutions and the directors of the service agencies, the special meeting on August 28 would be used for the purpose of delving a little bit more into the background of the budget so that the Board could support the needs of the institutions and agencies.

Mr. Nye stated that at the Special Board Meeting held on May 9, 2001, immediately following the swearing-in of the new regents, the Board discussed what it wanted to accomplish. He said that he was pleased to be in a position of giving some guidance and leadership to this board because it is a great board composed of outstanding people. Mr. Nye said each member felt privileged to be in the position that they were in, to support everyone who works so hard in such a dedicated fashion on behalf of Texas, on behalf of the students and on behalf of higher education. Mr. Nye said that he had an interest in approaching his responsibilities, and hopefully this board's responsibilities, on the basis of pursuing excellence in higher education. He said everyone needed to be committed to being the very best they could be. In that regard, Mr. Nye said, we need to try to raise the level of public understanding and appreciation for higher education. Also, he said, there needs to be an understanding that as higher education goes in the state, so goes our economy, and so goes our quality of life. Mr. Nye said that he thought it was regretful that there was not as much public support, at least enthusiastic support, for higher education. He said to an extent, the Board and the System could help that situation, that's what we ought to be about it. Mr. Nye said that not everyone understands how hard people work and how dedicated people are to serve the interests of higher education. Accordingly, he said, the System needs to be accountable in all things it does. In addition, the System needs to be efficient and productive and needs to communicate that efficiency and productiveness to the various publics so that they can have the degree of confidence that the System wants them to have.

Mr. Nye said it is tremendously important to ensure the accessibility of higher education to all Texans. It has always been important; however, it is more particularly important now. He said when looking at demographics in Texas, there are a number of traditionally underserved populations, and TAMUS needs to be about serving. He said the System needs to ensure that all students feel welcome, feel comfortable and feel attracted to all of the academic institutions. He added that the Board is committed to putting emphasis on accessibility.

Mr. Nye stated that in that regard he had proposed to the Board a series of appointments to the standing committees, special committees and liaison positions within the System. He said those proposed appointments were contained in Item 32. Mr. Nye said there was some discussion held the previous day about the tentative appointments. Mr. Nye stated that they were following the Bylaws with respect to the four standing committees. He said he had asked Mr. Adams to chair the Committee on Audit. Mr. Nye said he thought the audit function needed to be raised to a little bit higher level of visibility. He also stated that Mr. Adams had indicated his willingness to at least have a report from the Committee on Audit at every regularly scheduled Board meeting and that he would also seek to make the Committee on Audit fully active such that the Board conforms in all respects to its statutory and Bylaws obligations. Mr. Nye

said that he had asked Ms. Armstrong to continue to chair the Committee on Academic and Student Affairs, Mr. Stevens to chair the Committee on Finance, and Dr. Avilés to continue to chair the Committee on Buildings and Physical Plant.

Mr. Nye said he proposed to continue three special committees, namely the Campus Art and Aesthetic Improvements Committee, the Committee on Health Affairs and the Policy Review Committee. Taking the Policy Review Committee first, Mr. Nye said that in his view, it was important to maintain strict review of policies and changes to policies. He said he felt that it related very well to the Committee on Audit and therefore, he had asked Mr. Adams to chair the Policy Review Committee. Mr. Nye said he had asked each of the chairs of the other three standing committees, and Dr. Wynn, to serve on the Policy Review Committee. He said he had asked Dr. Wynn to continue to chair the Committee on Health Affairs and asked Dr. Gramm to chair the Campus Art and Aesthetic Improvement Committee.

Mr. Nye said three new special committees were proposed. The first was the Public Policy and Planning Committee to be chaired by Mr. Mays. Mr. Nye commented that there are ongoing discussions in educational circles in Texas as to how to compose the governance of the various systems, how many systems of higher education there ought to be, when and if there ought to be more than two flagship universities, how many tier one institutions there ought to be, and how the continuing scarce funds in support of higher education should be shared geographical and otherwise around the state. He said that Mr. Howard Graves, Chancellor, and the presidents of the academic institutions have done a great job of supporting the System's position in the Legislature. However, Mr. Nye said, he felt that there needs to be a focused board effort to ensure that everyone knows exactly the Board's views on these matters, to make the kinds of contacts that need to be made in the Legislature, and to ensure that the position and the views of TAMUS are well represented. Mr. Nye commented that no one was more qualified to do that than Mr. Mays, and that he had placed a number of regents on that committee that he thought could help Mr. Mays in doing that work. The second special committee proposed was the Committee on Educational Access to be chaired by Mr. Sosa. Mr. Nye said that the Board is trying to place emphasis on ensuring that the System is receptive and reaches out to all kinds of students, and that the campuses are comfortable for all kinds of students, particularly the traditionally underserved students. He commented that Mr. Sosa had been working on that and he anticipated that if approved by the Board, this committee would be very active, as well as interactive with Mr. Graves and with the presidents of the various academic institutions. Mr. Nye said that the third special committee was the Presidential Library Committee and he would chair that committee. He stated that everyone would agree that the George Bush Presidential Library was very important to the System and certainly important to TAMU. Mr. Nye said there was a prospect that the System might be able to further expand that kind of outreach with appropriate programs and facilities, and he believed that it was important to establish a committee which would not only ensure that the System supports the existing library, but facilitates the possible location of any future presidential libraries. He also stated that Dr. Ray Bowen, President of TAMU, had some very specific ideas and has been proactive in this regard. Mr. Nye said that inquiries have been made in Washington, D.C. with respect to the existing presidential library,

and the people there, including the former president, are enthusiastic about this committee.

Mr. Nye stated that there were several liaison appointments. The only addition from the previous day's discussion was the Center for Humanities Research Development Council, which he proposed that Ms. Armstrong continue as the liaison. There were no questions or comments.

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**MINUTE ORDER 72-2001 (AGENDA ITEM 32)**

**APPROVAL OF  
2001-2003 COMMITTEE ASSIGNMENTS AND SPECIAL APPOINTMENTS,  
BOARD OF REGENTS OF THE TEXAS A&M UNIVERSITY SYSTEM**

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

The following standing, special and ad hoc committees and special appointments for 2001 through 2003, were approved:

**STANDING COMMITTEES**

**COMMITTEE ON AUDIT**

Phil Adams, Chair  
Dionel Avilés  
Wendy Gramm  
Susan Rudd Wynn  
*Erle Nye (ex-officio, non-voting)*

**COMMITTEE ON FINANCE**

R.H. Stevens, Jr., Chair  
Anne Armstrong  
Lowry Mays  
Lionel Sosa  
*Erle Nye (ex-officio, non-voting)*

**COMMITTEE ON ACADEMIC AND  
STUDENT AFFAIRS**

Anne Armstrong, Chair  
Wendy Gramm  
Lionel Sosa  
Susan Rudd Wynn  
*Erle Nye (ex-officio, non-voting)*

**COMMITTEE ON BUILDINGS AND  
PHYSICAL PLANT**

Dionel Avilés, Chair  
Phil Adams  
Lowry Mays  
R.H. Stevens, Jr.  
*Erle Nye (ex-officio, non-voting)*

AD HOC COMMITTEES

POLICY REVIEW COMMITTEE

Phil Adams, Chair  
Anne Armstrong  
Dionel Avilés  
R.H. Stevens, Jr.  
Susan Rudd Wynn

PUBLIC POLICY AND PLANNING  
COMMITTEE

Lowry Mays, Chair  
Dionel Avilés  
Wendy Gramm  
Erle Nye  
R.H. Stevens, Jr.

PRESIDENTIAL LIBRARY COMMITTEE

Erle Nye, Chair  
Phil Adams  
Anne Armstrong  
Lowry Mays  
Lionel Sosa

SPECIAL COMMITTEES

CAMPUS ART AND AESTHETIC  
IMPROVEMENT COMMITTEE

Wendy Gramm, Chair  
Lionel Sosa  
R.H. Stevens, Jr.

COMMITTEE ON HEALTH AFFAIRS

Susan Rudd Wynn, Chair  
Anne Armstrong  
Dionel Avilés  
Wendy Gramm  
Lowry Mays

COMMITTEE ON EDUCATIONAL  
ACCESS

Lionel Sosa, Chair  
Phil Adams  
Anne Armstrong  
Dionel Avilés  
Wendy Gramm  
Erle Nye  
Susan Rudd Wynn

SPECIAL APPOINTMENTS

TAMU Association of Former Students  
R.H. Stevens, Jr.

Texas Growth Fund Board  
Dionel Avilés

Texas A&M Foundation  
Erle Nye

Board for Lease of University Lands  
R.H. Stevens, Jr.

Texas A&M Research Foundation  
Dionel Avilés

Executive Committee of the Panhandle  
Plains Historical Museum  
Phil Adams  
Lionel Sosa

12th Man Foundation  
Lowry Mays

Texas Higher Education Coordinating Board  
Anne Armstrong  
Dionel Avilés

PVAMU Development Foundation  
R.H. Stevens, Jr.

Bill and Irma Runyon Art Collection  
Committee  
Wendy Gramm

TAMU Center for Humanities Research  
Development Council  
Anne Armstrong

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Mr. Nye called on Mr. Graves for remarks.

CHANCELLOR'S REMARKS

Mr. Graves began by thanking everyone in the room for their role in representing their institution or agency during the 77th Legislative Session. Mr. Graves announced that Dr. Walter Wendler, Vice Chancellor for Planning and System Integration, had been selected to be the new chancellor of South Illinois University Carbondale and would be in that leadership role mid-summer.

Mr. Graves said that Senator Kay Bailey Hutchison had hosted a Texas Higher Education Summit in Washington, D.C. on April 5, 2001. He stated that her priorities were not only increasing National Science Foundation (NSF) funds going to Texas, but also improving reading skills initiatives, math and science initiatives and awareness of the teacher workforce initiatives. He said representatives from the major systems and some of the major independent universities and medical centers from Texas were present at the summit. Mr. Graves thanked Dr. Bowen and Dr. Leo Sayavedra, Vice Chancellor for Academic and Student Affairs, for representing TAMUS at that summit.

Mr. Graves commented on the second annual conference of the Academy for Educator Development, which is a part of the Regent's Initiative for Excellence in Education. He said 114 faculty members from the respective universities would be inducted into the academy.

Mr. Graves stated that he would like to mention the integrative plan and the fact that it is now moving into the second phase of development. He commented that he appreciated the role played by the executives of the System when it was developed last year, and the six months or so before, where they met together and participated in developing the vision, long-range plan, reached a consensus on the way to go and the major azimuths that they wished to develop for the next 20 years. He said the plan has been distributed throughout the state. In the last year over 3,000 copies were distributed to legislators, chamber of commerce executives, CEOs of top Texas companies, the Texas Higher Education Coordinating Board (THECB), the State Board of Education and superintendents of all Texas school districts. Mr. Graves commented that very favorable responses had been received and they planned to continue communicating with those people. He said the next important step is moving to azimuth implementation teams, which is now occurring. He said the first meeting will take place in late June in College Station and Ms. Pam Willeford, Chair of THECB, has agreed to address the group. Mr. Graves said he was hopeful that some very good ideas will come out of that effort and after about six months, the executives will get together again and review the teams ideas.

Mr. Nye recognized The Honorable Al Jones, Brazos County Judge, who was present. Mr. Nye then called on Dr. Stanton Calvert, Vice Chancellor for Governmental Relations, to present a legislative update.

UPDATE ON THE 77TH LEGISLATIVE SESSION

Dr. Calvert distributed a copy of his report, a copy of which is on file in the Office of the Board of Regents. He said the session was not over and there were several key bills that were still in conference. Dr. Stanton thanked the Chancellor and his staff and complimented the governmental relations team on its performance. Dr. Calvert's presentation was in two parts: General Appropriations Act and significant legislation.

Starting with the General Appropriations Act, he said that the preliminary funding increase on a statewide basis for higher education (all funds) was about 12 percent. In general revenue (GR), the increase statewide was 9.1 percent. The percent change for higher education GR funding was 12 percent, and for the budget as a whole, about 9.1 percent.

Dr. Calvert discussed institutional enhancement funding. He said an additional \$2 million/biennium was appropriated for all academics except TAMU, UT Austin, UT Arlington, UT Dallas, UT El Paso, UT San Antonio, University of Houston, University of North Texas and Texas Tech. He said an additional \$1 million/biennium went to six predominately Hispanic academics: Texas A&M University-Kingsville (TAMU-K), Texas A&M University-Corpus Christi (TAMU-CC), Texas A&M International University (TAMIU), UT Pan Am, UT Brownsville and Sul Ross.

Next, Dr. Calvert discussed capital equity and excellence. He said that it was an extremely complicated issue, complicated in the way the money is handled. He said bottom line, it was continued one more biennium, and it went to only some institutions.

It was funded in the bill in a unitary way, capital equity and excellence together. Dr. Calvert added that capital equity and excellence is intended to be discontinued at the end of this biennium, and there is a rider to that effect.

The next topic Dr. Calvert discussed was research excellence, which he said was still unresolved. He said that it is essentially a struggle to position Texas to be more competitive in obtaining research grants and research funding with other states. Dr. Calvert said everyone salutes the principle but the details of how to do it gets messy. He said the bills would in all likelihood pass with two funds. He added that it would be necessary to revisit the issue in the 2005 session. Dr. Calvert said the two funds, by definition perpetuate or sets up an inequitable basis of funding between institutions – Permanent University Fund (PUF) institutions and Higher Education Fund (HEF) institutions. He said about \$50 million plus goes to only seven institutions (UT Arlington, UT Dallas, UT El Paso, UT San Antonio, University of Houston, University of North Texas and Texas Tech), which are the more research extensive institutions. Dr. Calvert said that it was at the breakpoint that the problem lies, when the cut is made between seven and the next one or two.

Next, Dr. Calvert addressed the Office of Civil Rights (OCR) concerns. He said that it was a session unlike any other with respect to the Legislature turning it's attention, without respect to party, to enhancing, strengthening and further developing Prairie View A&M University (PVAMU) and Texas Southern University (TSU). He said it was a ten-year program with this being the first biennium. Dr. Calvert said that the \$25 million for each university was a beginning that was dealt with in a deliberate fashion before the House when the bill passed, and assurances were given that it would be continued for the remainder of the decade. He said an additional \$1 million/year from TAMUS' share for AUF "Excellence" has been indicated as well as a \$36 million TAMUS PUF Bond commitment for additional capital projects. He said there are several riders that are intended to ensure that these funds are used wisely and appropriately to develop those institutions along lines intended by appropriations, and to do so in a way that makes good use of the funds. He said one rider indicates to the Legislature that if these funds, particularly the program enhancement funds, are not used at the end of the biennium, they will be re-appropriated and continued without any negative consequences on the next installment funding to those two institutions. He said this is to allow the funds to be used in a timely manner to develop programs as the institutions are able to absorb and develop those programs in an academically sound way.

Regarding health-related institutions, Dr. Calvert said that the TAMUS Health Science Center (HSC) fared quite well. He said by definition, Baylor College of Dentistry (BCD) still was not funded at the same level as the other two dental schools; nevertheless, it received a \$19.4 million increase, 21 percent over the biennium. Dr. Calvert pointed out that \$2 million was appropriated for the Coastal Bend Health Education Center (an ongoing commitment and on top of the money that was appropriated last time); and \$2 million was appropriated for the South Texas Rural Public Health facility in McAllen.

Dr. Calvert said for the first time funding was placed in the research and service agencies budgets for base, for operational support and to keep up with the cost of inflation. He said there was a 5 percent increase in the agencies base budget, excluding salaries. Dr. Calvert said the county agents were singled out for a 5 percent increase in salary for each year of the upcoming biennium and funds were appropriated for the GR portion of the state's portion, but that leaves another portion that will still need to be funded. He said it is a significant measure for the agencies.

Dr. Calvert said a major issue that dominated the attention of the Legislature was group insurance and the spiraling cost of health care. He said that \$288.6 million in increased funding was appropriated for higher education group insurance.

Dr. Calvert then moved on to tuition revenue bond (TRB) debt service, commenting that it was a big issue. He said when the session started there was an announced intention to authorize \$500 million more in TRB debt, a base amount of \$500 million to all of higher education. The bill that came out of the House was \$900 million and the bill that came out of the Senate was over a billion in authorizations. Dr. Calvert said he thought the conference committee was prepared to cut most of the academic institutions by five to six percent. At this point, he said, they are not talking about cutting the health-related; in fact, the HSC received an increase. Dr. Calvert said separate from that, one part of the course of the basic exchange is the authorization of the face amounts of the bonds. The other part is the biennial funding of the debt service. On the other hand, there is the already stated intention to reduce the debt service that is in the bill by 25 percent. He said the consequence is then to delay the issuance of bonds, or to issue them in a staggered manner in some fashion. However, Dr. Calvert said, if the bill passes with the amounts that are shown in it, with the six percent less, those amounts are authorized to be sold. He said this is both a blessing and a curse. It is one of those deals where every institution needs facilities, and once the swell starts, everyone needs to be treated fairly.

Dr. Calvert then discussed potential cuts. He said contingent upon a finding by the Comptroller, the following amounts may be reduced, in priority order: 10 percent of special items for higher education and 25 percent of new TRB debt service. He pointed out that the 10 percent relates to all special items, not just those authorized in the bill for the current biennium. In addition, the Comptroller has the authority to take a uniform percentage cut off of everyone's budget, except things like constitutional funds and OCR funding.

Dr. Calvert then discussed salary policies. He said the Legislature approved a four percent, or \$100 a month pay raise, for the first year of the upcoming biennium for non-faculty. He said there is no reference in the bill for a pay raise for faculty; however, there is the latitude authorized to the institutions to grant salary increases, not on an across-the-board basis, but on a merit basis for faculty. Dr. Calvert said for the non-faculty, four percent first year, there is a very important qualifier, no more than 50 percent of the amount needed to pay those increases can come from GR, out of funds that come from the state treasury. There is a percentage in which future salary raises will be granted, 50 percent of GR and the rest of it will have to come from other funds.

He said that would have to be worked on some more. In the second year of the biennium there will be a three percent increase contingent upon the Comptroller certifying the funds before the increase is granted.

Mr. Nye asked if it was possible to administer regional merit increases along that concept (for faculty). Dr. Calvert answered in the affirmative, but clarified that he was responding at two levels. One is the concept of handling merit increases for faculty without direct appropriations. He stated that the System has treated this that way before. Ordinarily, he said, there is a larger amount of increased funding in the formulas than this time, and the reason that distinction is so important is that formula funding is ongoing. So from the standpoint of management of the technique, his response was “yes.” In terms of the amount of money available, he said it was a little different this time than it has been in the past. In response to a question by Mr. Nye, Dr. Bowen said the numbers are still being studied. He said there are a few obscurities hidden in the numbers. The 50 percent on staff raises is one of them. He said the institutional enhancement money that TAMU received last session is now in their salary base, so it will have to be picked up out of the GR increase they are receiving. Additionally, Dr. Bowen said, they are not exactly sure of the hit on utilities, so they are balancing utilities against the increase in GR and against the obscurities that are buried in the budget. Dr. Bowen said that it did not look good; however, the initial profile of the \$24 million increase in GR looks attractive until looking beneath the line and seeing where it hits. He said the tuition bill is critical.

Dr. Calvert continued his presentation on the subject of riders. He said that there were quite a few, but he was only going to mention about three that were important to the System and the Board. The first was a study of the extension services. The second was a THECB rider to study the effects of formulas on small institutions. The third was a performance audits rider.

Next, Dr. Calvert highlighted a few bills starting with the stair step tuition increase (HB 2531). He stated that it is a \$2/year increase that would hopefully, if the House accepts the Senate’s version, start in the fall with a \$2 increase per year for five years. He said the student services fees legislation (HB 2575) had not yet passed. He said the deregulation bill (HB 1545), was signed by the Governor and it simplifies some requirements the system had. The eminent domain bill (SB 1818) passed, which gives this Board the authority that other boards have to acquire and dispose of property and to do so for the whole system and wherever it needs to do so to serve the needs of the agencies and the universities.

Ms. Armstrong asked why TAMUS components were left out of the research excellence fund for \$50 million. Dr. Calvert said that the bill she referred to was the most contentious bill in higher education this session. He said that TAMUS institutions had not been left out, but he did not want to make it sound as if the basic assertion she made was wrong. He said the bill does not treat institutions that perform at the same level according to the criteria that was being addressed in the bill, namely research and production of graduate students the same, with regard to those in PUF and those in HEF. Dr. Calvert said there is a four-year sunset provision in the bill that is still in

conference. That provision is a sunset for the method of distributing those funds, which is the source of the fundamental unfairness. Dr. Bowen also commented that there was another threat to this. TAMU and UT Austin were not even considered in this as well as the TRBs. He said the argument being that they got Prop 17 so they are taken care of. Dr. Bowen said he thought this was really short-sighted given the volume of research activity, capabilities and their desire to sustain that for generations and not lose it. He thought there was a dimension to the debate that was often overlooked, being, are they funded at a level that will allow them to sustain that national activity. Dr. Bowen said that he thought the numbers suggested that there was a problem there. Policymakers are only addressing part of the issue, and they should look nationally to see the benchmark to determine all of the universities, and whether or not these aspirations could ever be funded appropriately, including TAMU.

Mr. Nye said that he thought Dr. Bowen was absolutely right and added that he was afraid that the state is in the process of averaging down rather than raising anybody up. He said it is a concept that has caught on in a time of prescriptive state funding. But, if the state wants to move forward in the ways that it has in the past, and be a leading economic element of this country and have the kind of quality of life people richly enjoy, then a better job has to be done, particularly at the higher education level and around research funding, and understand what that means. He said that he did not know how much the Board, or the System or anybody else could do about it, but he thought an effort should be made. Ms. Armstrong said that she was delighted that Mr. Nye had appointed the Public Policy and Planning Committee, and thought that should be one of its first issues. Mr. Nye said that he thought the System has been a good soldier at times, but perhaps it is time to more clearly advocate the situation. He assured Dr. Calvert that it was certainly no criticism of him or the Chancellor or any of the university presidents, it is just that the best is just barely enough, and that does not bode well for the future of Texas.

Dr. Avilés said that he noticed there were a couple of bills that had gone to the Governor that related to the System. One was the pharmacy school in Kingsville. He asked if that was funded. Dr. Calvert said that was funded to an extent. There was a TRB authorization to construct the facility assuming that it stands through the report of the conference committee. He said that provides the facility. It is about a \$12 million funding. Then, he said, there is an approximate \$300,000 program start-up appropriation, which is by no means what is needed to operate that program, but on the other hand, it is not intended to actually start taking students until some time in the future. Dr. Avilés said there was a feasibility study establishing a medical school at PVAMU. Dr. Calvert said that the bill had passed. That study provides for the THECB to take the lead on that. There were no further questions.

RECESS

Mr. Nye recessed the meeting at 10:45 a.m.

(Secretary's Note: The Committee on Finance convened at 10:50 a.m. and recessed at 10:55 a.m.)

RECONVENE

Mr. Nye reconvened the meeting of the Board at 10:56 a.m. He said as required by Section 54.0513 Paragraph (f) of the Texas Education Code, he would call for a public hearing to receive input from students and presidents regarding the proposed increases in designated tuition for TAMU and TAMUSHSC. Mr. Nye asked Dr. Bowen to speak first.

Dr. Bowen said that the increase was contingent upon legislative action and, if approved, would produce approximately \$4 million. He said some of that goes to tuition assistance. The remaining \$3.2 to 3.4 million goes to other uses such as utilities, faculty salaries and perhaps deferred maintenance. Dr. Bowen said it is critical to TAMU. Mr. Nye reminded Dr. Bowen that it is the policy of the Board to require that the System institutions have local hearings at a time when the students can be accessible. Dr. Bowen said such a hearing was scheduled. Mr. Nye asked if it had been fully noticed. Dr. Bowen answered in the affirmative.

Mr. Nye then called for comments by students, parents, and any other interested constituencies. Mr. Shawn Williamson, a graduate student pursuing a Ph.D. in the Department of Biology, said that as a student, his perspective was a bit different than Dr. Bowen's. He said the increase of \$2 per credit hour actually translates for a graduate student to a \$4 per credit hour increase. Mr. Williamson said that as he looked through the other proposed increases in fees, he saw that there were several other fees in general that were being increased. Mr. Williamson said that he wanted to make his opinion known that he did not feel it was fair to increase university tuition and at the same time increase the other fees.

Mr. Jared Burks, a graduate student pursuing a Ph.D. in biology stated that he would like to reiterate what Mr. Williamson had previously said. He added that a lot of fees had significantly increased for the next year, and now a tuition fee as well. He also stated that students were not very well informed about these issues. He said that he and Mr. Williamson had heard about the Board meeting on Monday, and of course it is between semesters. Mr. Burks said this was the first time that he had heard about the university holding a hearing. He said that he would like to request that students are better informed about these meetings because they really do not know anything about them. Mr. Nye asked if Mr. Burks had estimated the impact of the tuition increase on his personal expenditures. Mr. Burks said that he had not sat down and crunched all the numbers. Mr. Nye then asked how many credit hours he was taking. Mr. Burks said it was going to be a \$4 per credit hour increase, but as a graduate student, and where he was in his graduate program, he was actually not in coursework anymore, but is still required by the university to take nine hours of classwork, even though he is not in classes, but that is another point of aggravation. He said he was really just trying to figure out what the money was going towards.

Mr. Nye said that he appreciated Mr. Burks remarks. He said that on behalf of the Board, he encouraged Mr. Burks and Mr. Williamson and thought that the Board, as evidenced in the past, is concerned about the adequacy of funding from other sources.

Mr. Nye said that they would like to make access to education as freely available as possible; however, there are some practical aspects about that and charging some sort of level of tuition is becoming a financial necessity. The level of that tuition and to what purposes it is put is clearly an important determination by the Board. Mr. Nye said that he and the rest of the Board were sensitive to the points made, but they are also faced with some practical aspects about how to make the System run. He thanked them for coming and asked for other comments.

Ms. Schuyler Houser, Student Body President of TAMU, stated that she wished to ask a point of clarification. She said it was her understanding that the state mandated some increased spending for areas of the university, but did not provide additional funding. And, she said, that is why the \$2 increase was necessary, to keep up with expenditures and other spending mandated by the state. Ms. Houser asked if that was true.

Mr. Nye thanked Ms. Houser for her question and asked Dr. Bowen to respond. Dr. Bowen said that the non-funded mandate on the staff raises is one of the best examples. He said other problems included utilities expenses -- that is what he would call un-funded management.

Mr. Nye asked Ms. Houser if that dealt with the issue. Ms. Houser replied in the affirmative. Additionally, she expressed appreciation to Mr. Burks for his comment about students not knowing about fee increases. She said that in the coming year, she could help make students aware of the entire situation. She offered her assistance to the Board and the administration.

Mr. Nye then called on Dr. James Cole, Interim President of the TAMUSHSC. Dr. Cole said that like Dr. Bowen, he was increasing from \$40 to \$42, a \$2 change in the designated tuition. He said that it would generate about \$32,500, which would be applied to the establishment of the HSC-wide office of the registrar, financial aid and also a student information system. He said that they are new initiatives. Dr. Cole stated that the students had been noticed and his hearing would be held first summer session.

Mr. Nye asked if Dr. Cole had received any comments, communications, letters or telephone calls. Additionally, he asked if he had confidence that the students were aware of this pending matter. Dr. Cole said that all students had been noticed by e-mail. Mr. Nye then asked if he could reach all of his students by e-mail. Dr. Cole answered in the affirmative. Mr. Nye asked if there were any interested students, parents or constituents related to the HSC who wished to make a comment. There were none.

Mr. Nye addressed Dr. Bowen stating that it was clear that there needs to be plenty of publication. He said it was unfortunate, through no fault of anyone, that the Legislature's schedule ran well beyond the time of the spring semester. He said it makes it very difficult to follow what he thought was a very orderly and due process when the Legislature acts well beyond the time of the school year. Mr. Nye charged both Dr. Bowen and Dr. Cole to provide assurances that they would give a vigorous effort on public notice, and in closing stated that the Board would appreciate a report back at the

next meeting regarding the nature of the public hearings. There were no further questions or comments.

RECESS

Mr. Nye recessed the Board meeting at 11:05 a.m.

(Secretary's Note: The Committee on Finance reconvened at 11:06 a.m. and recessed 11:07 a.m. The Committee on Buildings and Physical Plant convened at 11:08 a.m. and recessed at 11:35 a.m.)

RECONVENE

Mr. Nye reconvened the Board meeting at 11:36 a.m. and called upon Dr. Walter Wendler, Vice Chancellor for Planning and System Integration, to present an update on the Texas Life Sciences Collaborative.

UPDATE ON TEXAS LIFE SCIENCES COLLABORATIVE

Ms. Armstrong stated that Dr. Wendler had a remarkable record with TAMUS. She said the Texas Life Sciences Collaborative was just one of his latest successes. She said he did a great job at TAMU and was key to one of the best plans she had ever read, "Vision 2020." Ms. Armstrong said then he went to work for the System and again was key to the success of another excellent plan, the "System Integrative Plan." Ms. Armstrong said that Mr. Graves was kind enough to assign him to the life sciences project where she learned firsthand that Dr. Wendler has that amazing combination rarely seen of both vision and managerial ability. She addressed Dr. Wendler and stated that though he may be gone physically, she hoped that he and his family would come back often. She said that he would leave a legacy that the System would benefit from for a long time.

Ms. Armstrong said that they had some successes in the statewide collaborative in the life sciences as well as some disappointments. She added that they did not take it as a final disappointment at all. She said it was a problem they faced since the beginning, which was great ideas, bringing together the leadership of higher education in this state, and then managing to join it up with the commercial ends. She asked Dr. Wendler to explain what was going on within the Legislature and within the organization. Mr. Nye concurred with Ms. Armstrong's comments about Dr. Wendler. He said that everyone recognized what Dr. Wendler had accomplished.

Dr. Wendler expressed appreciation for the comments. He then began his presentation discussing a tri-fold document that explained the project, a copy of which is on file in the Office of the Board of Regents. He said it is a modified version based on the very latest developments. He also referred to the executive summary of the project, a copy of which is on file in the Office of the Board of Regents. Dr. Wendler said that the Texas Life Sciences Collaborative is seen as a partnership between higher education, the business community and state government to focus research and commercialization of

life sciences in the areas of health, agriculture and the environment. He said from the beginning, the Board has pressed diligently to make sure that it has looked at this as a three-pronged approach -- medical biotechnology and life sciences, agricultural biotechnology and life sciences and environmental biotechnology and life sciences. Dr. Wendler said that they talked to leading scientists from every campus around the state and the U.S. and all concur that many of the great advances in biotechnology and the life sciences will flow from the interdisciplinary approach that is being advocated in the plan. Additionally, he said, over the last 18 months they have worked through the fact that Texas is uniquely positioned to provide leadership, because in Texas there are excellent health science enterprises through various health science organizations and medical centers. He said Texas has tremendous environmental opportunities.

Dr. Wendler said there is a full range of applications in life science that could make for a very unique program in Texas. He said leading U.S. scientists and people who understand science policy also believe that Texas is uniquely positioned. He said that in the Phase Zero study, scientists from TAMU configured a rough plan. It was then expanded out and scientists and administrators of the science enterprises on the various campuses from around the state were included from essentially every public and private institution in Texas. He said during the legislative session, in principle, everybody was very agreeable, but when it got down to some of the details, discussions got testy. Dr. Wendler said that lastly, the Governor called together a group to think about how this could be done. The group included Mr. Graves; Mr. John Montford, Chancellor of Texas Tech University System; Dr. Arthur Smith, Chancellor of the University of Houston System; Dr. John Mendelsson, President of the University of Texas Anderson Cancer Center; and a number of other very influential people from the state from the private enterprise side. Dr. Wendler said the hope was to get some planning funding so that through the intersession for the next two years, it would be possible to configure the public-private venture for Texas that would be unique and exploit the very special opportunities that exist in this state for biotechnology. Dr. Wendler said that was not achieved because of the state's budget. However, he thought the Governor had given the signal. Dr. Wendler said Ms. Armstrong has been working with Mr. David Nance, President and CEO of Introgen Therapeutics, Inc., a recently gone public biotech enterprise. Dr. Wendler stated that Mr. Nance is a very knowledgeable person in the area of biotechnology and agrees that Texas is perfectly poised right now. He said some research and commercialization help is needed. Dr. Wendler said the Governor's office has suggested that there would be funds available to support a significant statewide assessment study. Dr. Wendler said a lot of work as been done already, but it needs to be tried at the crucible of kind of a national view of biotechnology. He said if that can be accomplished, and the support is organized over the next two years, then in the next session, he thought Governor Perry eventually would agree to the need to invest about a billion dollars over ten years. The challenge, Dr. Wendler said, is finding funds.

Mr. Nye commented that his sense is that this idea has some substantial legs and maybe if there was a little more time to work with the Legislature, it could be somewhat more successful. Mr. Nye also said that the Governor had personally indicated his

enthusiasm. He added that this is one of the items for the Public Policy and Planning Committee.

Ms. Armstrong stated that in Dr. Wendler’s studies of other states, he found that a common pattern was that the governor had given leadership in order to tie it all together. She said that although they did not receive the money this legislative session as they had hoped, they have a little more than suggestions from the Governor’s office that there will be seed money that is important not only to get started, but to send the signal that they have the Governor’s backing.

Dr. Avilés asked if this was part of the deal in Houston. Ms. Armstrong answered in the affirmative. She said that M.D. Anderson has plans for joining a biotech park. Dr. Avilés said that he had attended a presentation the previous week, and they were talking about building 15 new buildings. Ms. Armstrong said that it was enormous and they have the business leadership of Houston already behind it. It sounds, she said, as if it has a fine chance of success. There were no further questions.

RECESS

Mr. Nye recessed the Board meeting at 11:50 a.m.

RECONVENE

Mr. Nye reconvened the Board meeting at 1:20 p.m.

Mr. Nye called on Dr. Hines to present Item 20. The Board took action as set forth below:

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**MINUTE ORDER 73-2001 (AGENDA ITEM 20)**

**ADOPTION OF A RESOLUTION RECOGNIZING  
THE OUTSTANDING ACHIEVEMENT OF  
DR. IKHLAS SABOUNI,  
PRAIRIE VIEW A&M UNIVERSITY**

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

Whereas, the Board of Regents of The Texas A&M University System is pleased to recognize Dr. Ikhlas Sabouni, Dean of the School of Architecture at Prairie View A&M University, on the grand occasion of her selection by the Association of Collegiate Schools of Architecture as its Distinguished Professor for 2001, the only such professor of architecture so honored in the United States by ACSA for 2001; and

Whereas, The Association of Collegiate Schools of Architecture Distinguished Professor Award recognizes sustained creative achievement in the advancement of architectural education through teaching, design, scholarship, research or service, this award provides tangible evidence that Dr. Ikhlas Sabouni epitomizes the most cherished ideals of the academy and of architecture in a most masterful and noble manner; and

Whereas, Dr. Ikhlas Sabouni, in achieving this singular high honor and distinction, has garnered national and international acclaim, and in so doing, is a source of major pride to The Texas A&M University System in general, and Prairie View A&M University in particular; and

Whereas, for the year 2001, no professor of architecture has out-performed Dr. Sabouni, nor contributed more to the field of architectural education as determined by The Association of Collegiate Schools of Architecture; and

Whereas, in eloquent testimony of this national honor, Dr. Ikhlas Sabouni obtained a five year accreditation for the School of Architecture at Prairie View A&M University. She achieved this distinction through superb leadership, extraordinary creativity, penetrating analytical ability, skillful use of extremely meager resources, and indomitable spirit and relentless perseverance; and

Whereas, Dr. Ikhlas Sabouni has overcome significant obstacles and challenges (to include the almost total destruction of her school by arson) to prepare her students for successful and victorious construction and design competition against the architecture programs of major universities; and

Whereas, Dr. Ikhlas Sabouni is pioneering the conversion of Prairie View A&M University into a Lap Top University, and further leads a five-county community coalition to improve infrastructure and economic development for the region, thus improving the quality of life for communities surrounding Prairie View A&M University; and

Whereas, Dr. Ikhlas Sabouni, through previous awards such as the Regents Professor Award from The Texas A&M University System, The Association of Collegiate Schools of Architecture National Creative Achievement Award, The Prairie View A&M University Distinguished Professor Award, Educator of the Year Award for 1998 from The American Institute of Architects (Houston Chapter), and praise from her students who have graduated and progressed to successful careers in architecture, and other professional, civic and academic awards, has created a brilliant legacy of excellence in teaching, research and service; now, therefore, be it

Resolved, that the Board of Regents of The Texas A&M University System gratefully recognizes the outstanding service of Dr. Ikhlas Sabouni, and her total and selfless dedication to the virtues that define The Texas A&M University System; and, be it, further

Resolved, that this resolution be spread among the minutes, and official copies thereof be signed by the Chairman of the Board of Regents of The Texas A&M University System, and presented to Dr. Ikhlas Sabouni, and placed in the archives of Prairie View A&M University, as an expression of appreciation and profound respect for her achievements and commitment to excellence.

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A framed resolution was presented to Dr. Sabouni.

Mr. Nye called on General Marc Cisneros, President of TAMU-K, to present Item 18. The Board took action as set forth below:

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**MINUTE ORDER 74-2001 (AGENDA ITEM 18)**

**ADOPTION OF A RESOLUTION HONORING  
THE 2000-2001 WOMEN'S BASKETBALL TEAM,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

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

Whereas, the Texas A&M University-Kingsville Women's Basketball team finished with a 27-7 record, reaching the 20-win mark for the second consecutive season, recording the most wins ever; and

Whereas, the Lady Javelinas won the Lone Star Conference South Division championship, after being picked second in the pre-season poll. It was their second consecutive South Division title; and

Whereas, the Texas A&M University-Kingsville Lady Javelinas won the NCAA Division II South Central Region championship before 3,200 fans in the Steinke Center on a last-second shot by Ashley White. It was the first regional title for the Lady Javelinas. It was their third time to be selected for the NCAA regional playoffs; and

Whereas, the team qualified for the NCAA Division II Elite Eight for the first time and participated in the national tournament in Rochester, Minnesota; and

Whereas, the women's basketball team was ranked thirteenth in the nation in NCAA Division II and ranked second in the NCAA Division II South Central Region; and

Whereas, the team was one of eight selected to participate in the Disney Classic in Orlando, Florida, and worked their way through the consolation bracket to win the championship; and

Whereas, the team as a whole and as individual members broke one NCAA record, six Lone Star Conference marks, and 17 Texas A&M University-Kingsville records; and

Whereas, guard Lorie Martinez distinguished herself and brought recognition to the university by becoming the all-time leading three-point field goal scorer in NCAA history with 385 three-point goals; and

Whereas, Precious Thibodeaux received the distinction of being named most valuable player in the NCAA Division II South Central Region tournament and also was selected to the All-South Central Region squad; and

Whereas, Precious Thibodeaux and Pat Lewandowski were chosen to the All-Lone Star Conference South Division first team; and

Whereas, Arie Wilson was selected to the All-South Central Region tournament team; and

Whereas, Debbie Robledo, her assistant, Sheila Dotson, and student assistants, Annetta Anglin and LaNetta Anglin, deserve recognition for their hard work in molding this year's title year; and

Whereas, team members, Teombi Batiste, Jennifer Daniel, Jessica Gamez, Alex Gonzalez, Pat Lewandowski, Lorie Martinez, Colter Mize, De Sharki, Precious Thibodeaux, Ashley White, and Arie Wilson, have brought Texas A&M University-Kingsville, the City of Kingsville, the area, and The Texas A&M University System recognition through their outstanding play; now, therefore, be it

Resolved, that we the members of the Board of Regents of The Texas A&M University System, meeting on the 25th day of May, express our heartfelt congratulations to Coach Debbie Robledo and the players of the Texas A&M University-Kingsville Women's Basketball team for the honor and recognition this feat contributes to Texas A&M University-Kingsville and The Texas A&M University System; 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 the coach and each member of the team and to the Archives of Texas A&M University-Kingsville as a permanent mark of this Board's appreciation and gratitude to all these individuals for a job well done.

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A framed resolution was presented to Coach Robledo and Teombi Batiste.

Mr. Nye called on Dr. Dennis Christianson, Deputy Director of the Texas Transportation Institute (TTI), to present Item 24. The Board took action as set forth below:

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**MINUTE ORDER 75-2001 (AGENDA ITEM 24)**

**ADOPTION OF A RESOLUTION IN MEMORY OF  
DR. CHARLEY V. WOOTAN,  
TEXAS TRANSPORTATION INSTITUTE**

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

Whereas, Dr. Charley V. Wootan was born in Junction, Texas, in 1926, and from 1944-1946 served his nation as a proud member of the United States Marine Corps in the South Pacific and China; and

Whereas, he earned bachelor's, master's, and doctoral degrees in agricultural economics at Texas A&M University, in 1950, 1951 and 1965, respectively; and

Whereas, he began his distinguished career in transportation in 1956 when he joined the Texas Transportation Institute as an associate research economist, and served in several leadership positions before being named Director of the Institute, serving in that capacity from 1976 until January 31, 1993; and

Whereas, Dr. Wootan also served as a Professor of Economics at Texas A&M University from 1966 to 1993; and

Whereas, under his leadership, TTI rose to a position of national prominence, becoming the largest and known as one of the best--if not the best--university-affiliated transportation research centers in the nation; and

Whereas, Dr. Wootan worked with the Texas Highway Department in developing and implementing a cooperative research program that is envied throughout the nation, and which is responsible in large measure for the reputation for transportation excellence enjoyed by the State of Texas; and

Whereas, as Director Emeritus of the Institute after his retirement in 1993 he continued to provide guidance and leadership to the Institute and to individual researchers and students; and

Whereas, Dr. Wootan's state, national, and international leadership in transportation has been recognized by his many awards: election as Chairman of the Transportation Research Board, and receiving that organization's Distinguished Service Award; the Federal Highway Administration's Public Service Award; ARTBA's S.S. Steinberg Award; TxDOT's Road Hand Award; the International Right of Way Association's Y.T. Lum Award; the George S. Bartlett award, presented by TRB, AASHTO and ARTBA; the Luther DeBerry Award for contributions to transportation in Texas; the Council of University Transportation Centers' Career Achievement Award; and the naming of TTI's most prestigious employee award--the Charley V. Wootan Career Achievement Award for Research; and

Whereas, Dr. Wootan was recognized for his community leadership, chairing the United Way drive, serving on the College Station Planning and Zoning Commission, and as a member of the Lions Club and St. Thomas Episcopal Church; and

Whereas, Charley Wootan was held in high esteem by his colleagues at TTI, the Engineering Program, and throughout The Texas A&M University System; now therefore, be it

Resolved, that we, the Board of Regents of The Texas A&M University System meeting on this 25<sup>th</sup> day of May, express our deepest gratitude and respect for his distinguished service; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof be sent to Dr. Wootan's family and to the Archives of The Texas A&M University System as a permanent mark of respect of this Board for the life and work of the late Dr. Charley V. Wootan and as a token of this Board's sympathy in his family's great loss.

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A framed resolution was presented to Mrs. Doxie Wootan.

Mr. Nye called on Dr. Bowen to present Item 21. The Board took action as set forth below:

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**MINUTE ORDER 76-2001 (AGENDA ITEM 21)**

**ADOPTION OF A RESOLUTION HONORING  
MR. JOHN DAVID CROW,  
TEXAS A&M UNIVERSITY**

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

Whereas, Mr. John David Crow, a 1958 graduate of Texas A&M University, has formally retired after an affiliation with his alma mater that spanned almost half a century and in which he distinguished himself in the field of athletics, both on the field and as an administrator; and

Whereas, Mr. Crow served Texas A&M University for the past eight years as Director of Development for Intercollegiate Athletics and was instrumental in the endowment of several scholarships and assisted with private-sector funding for the Department of Intercollegiate Athletics as a whole; and

Whereas, Mr. Crow served the previous four and one-half years as Director of Intercollegiate Athletics at Texas A&M and is credited with moving the University to the forefront of intercollegiate athletics nationally, especially in the area of gender equity, and he served as Associate Director of Intercollegiate Athletics from 1983 until 1988 when he was named Director; and

Whereas, Mr. Crow relinquished his position as Director of Intercollegiate Athletics to take advantage of a business opportunity offered to him by a member of the family of the late Paul “Bear” Bryant, the legendary football coach under whom Mr. Crow played as a student-athlete at Texas A&M and for whom he later served as an Assistant Coach at the University of Alabama; and

Whereas, Mr. Crow, a native of Springhill, Louisiana, where he was a prep All-America football player in high school, enrolled at Texas A&M in 1954 and earned a Bachelor of Business Administration degree in 1958, and was listed in *Who’s Who Among Students in American Colleges and Universities* and earned Academic All-America honors as a senior; and

Whereas, in 1957, Mr. Crow became Texas A&M’s only Heisman Trophy winner when he led the Aggies to a “Number One” national ranking during that season; and

Whereas, upon Coach Bryant’s retirement, he was quoted as saying, “John David Crow was the finest player I ever coached”; and

Whereas, Mr. Crow won numerous awards and honors for his athletic accomplishments as a student-athlete, including the Walter Camp Memorial Trophy, and was named the 1957 Southwesterner of the Year and Amateur Athlete of the Year from the Texas Sports Writers Association, a Consensus All-America in 1957, United Press 1958 Player and Back of the Year, Top Performer in College Football by *Sport* magazine, Outstanding Player in the 1958 Hula Bowl, Outstanding Player in the Gator Bowl, 1958 Player of the Year by *Coach and Athlete* magazine, and a member of the 1958 College All-Star Team; and

Whereas, Mr. Crow brought additional honor to Texas A&M during a long and distinguished career as a professional football player, being the top draft choice of the Chicago Cardinals in 1958, and playing eleven years in the National Football League with the Chicago Cardinals, the St. Louis Cardinals and the San Francisco 49ers, being chosen for the Pro Bowl in 1960, 1961, 1963 and 1966, and being twice named All-NFL, serving as Captain for the Cardinals and the 49ers and receiving the 1966 Len Eshmont Award from the 49ers as the “Most Courageous and Inspirational Player”; and

Whereas, Mr. Crow is a member of the Texas A&M Athletic Hall of Fame, the National Football Hall of Fame, the Texas Sports Hall of Fame, the Louisiana Sports Hall of Fame, the Louisiana Sports Museum of Champions, and received the Morris Frank Touchdowner Award from the Houston Touchdown Club and a Distinguished American Award from the National Football Foundation and Hall of Fame; and

Whereas, after serving as an Assistant Coach at the University of Alabama and for the Cleveland Browns and the San Diego Chargers, Mr. Crow was named Head Coach and Director of Intercollegiate Athletics at the University of Northeast Louisiana, where he gained valuable experience as an administrator in the field of intercollegiate athletics, experience that served him well when he returned to his alma mater; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, hereby express our appreciation and sincerest thanks to Mr. John David Crow upon his retirement for his service to Texas A&M University, initially as an exemplary student-athlete and subsequently as a dedicated and highly effective administrator and development officer, and throughout his adult life as an extraordinary ambassador of goodwill for his alma mater; 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 Mr. John David Crow, and to the Archives of Texas A&M University, as a permanent expression of the esteem in which he is held.

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A framed resolution was presented to Mr. and Mrs. Crow.

RECESS

Mr. Nye recessed the meeting at 1:40 p.m.

(Secretary's Note: The Committee on Academic and Student Affairs convened at 1:41 p.m. and recessed at 2:14 p.m.)

RECONVENE

Mr. Nye reconvened the meeting at 2:15 p.m. He announced that the tuition bill had passed the Legislature and was on its way to the Governor, presumably for his signature. He also congratulated TAMU on its admission into the Association of American Universities (AAU) and asked Dr. Bowen to comment about that.

Dr. Bowen said that a few years ago when they were talking to the THECB about the benefits of having a relationship with the South Texas College of Law, part of his impassioned speech was that it would help TAMU get into the AAU membership. He explained that the AAU is an organization that was founded around 1900, with 12 or 14 members. It has grown over that period of time to 61 members, up until a couple of weeks ago. Typically, half are public universities and the other half are private universities. He said the pattern has been that when they add in, they would add one of each, or two of each to keep the balance. They have not added any new members since 1996. Dr. Bowen said that during that time they have been in a great debate about the kind of universities that they would like to have as members. They debate about their ability to maintain the public-private balance. At every juncture going back many years, there has been conversation between the president of TAMU and anyone in the AAU, whether it is the president or one of the universities that are represented there. He said that the conversations were always along the line of TAMU is next, the university is positioned very well, all the right things have been done, it is just a question of time before the AAU decides to start adding members. Dr. Bowen said finally they did that. He added that it was with the strong help of the President of the University of Texas and the President of Rice University. Dr. Bowen said that it was an enormous honor to the people of the university, the faculty for generations and the graduates for generations. It is a reflection of success based on a strong historical contribution to the scholarship of the university. He said that TAMU is the third university in the state that is a member. Dr. Bowen added that they would be supportive of the efforts of other universities to achieve that goal in the future.

Mr. Nye again congratulated TAMU stating that it was a credit to Dr. Bowen, his faculty and administration and all those who went before him. He said it was a great honor and distinction. He noted the fact that friends from UT, past and present, as well as friends from Rice, felt the need to seek TAMU's admission. That, he said, was a degree of academic professionalism that does not always attend university relationships.

REPORT FROM THE COMMITTEE ON AUDIT

Mr. Nye then called on Mr. Adams, Chair of the Committee on Audit, to make comments. Mr. Adams had none as this was his first meeting as chair of the committee. Mr. Nye suggested having a report from the Committee on Audit at each Board meeting and suggested that perhaps the committee could meet around the called Board meetings. Mr. Adams said that he had met with Ms. Cathy Smock, Chief Auditor, earlier in the day. He said in the future he would be prepared to have a committee meeting and report at every Board meeting.

Mr. Nye then called on Mr. Stevens, Chair of the Committee on Finance, for a report.

REPORT FROM THE COMMITTEE ON FINANCE

Mr. Stevens said the Committee on Finance met earlier in the day and approved Items 1 through 4. The Board took action as set forth below:

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**MINUTE ORDER 77-2001 (AGENDA ITEM 1)**

**APPROPRIATION FROM THE  
PRAIRIE VIEW A&M UNIVERSITY UNAPPROPRIATED  
AVAILABLE UNIVERSITY FUND RESERVE FOR  
PROJECTED UTILITIES SHORTFALL AND BUDGETED RESERVE,  
PRAIRIE VIEW A&M UNIVERSITY**

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

The sum of \$2,751,911.01 is hereby appropriated from the Prairie View A&M University Unappropriated Available University Fund Reserve (Account #022990) to the University's Appropriated E&G Fund (Account #010000) for the purpose of funding the projected utilities shortfall and to provide a budgeted reserve for any future unprogrammed requirements.

**MINUTE ORDER 78-2001 (AGENDA ITEM 2)**

**APPROVAL OF INCREASED TUITION  
AND FEES EFFECTIVE FALL 2001,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

In accordance with Section 54.0513, Texas Education Code, and System Policy 26.02 (*Approval of Student Fees*), public hearings were held or will be held at each campus recommending increases in designated tuition. Texas A&M University has scheduled a hearing on the College Station campus on May 29, 2001. The Board has also held a public hearing to receive input from students as well as the presidents of the academic institutions and the health science center concerning such proposed increases, according to the requirements of Section 54.0513(f), Texas Education Code.

All hearings and recommendations required by law for increases in other student fees have been properly conducted and reported to the Board in accordance with the Texas Education Code.

The request for tuition and fee increases for the academic institutions and the health science center of The Texas A&M University System, as shown on **Exhibit A** attached to the official minutes, is approved to be effective with the Fall 2001 semester, contingent upon passage of the authorizing legislation by the 77th Legislature.

In addition, the request for automatic graduate tuition increases for the academic institutions listed on **Exhibit B** attached to the official minutes, is approved to be effective with the Fall 2001 semester.

**MINUTE ORDER 79-2001 (AGENDA ITEM 3)**

**ACCEPTANCE OF GIFTS, DONATIONS,  
GRANTS AND ENDOWMENTS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents of The Texas A&M University System hereby accepts the gifts, donations, grants, and endowments made to the Members of The Texas A&M University System concerned as shown on Gifts, Donations, Grants, and Endowments List No. 00-01-05, a copy of which is attached to the official minutes as **Exhibit C**.

**MINUTE ORDER 80-2001 (AGENDA ITEM 4)**

**ACCEPTANCE OF THE REPORT OF  
APPROPRIATIONS BY THE CHANCELLOR,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The following report of appropriations by the Chancellor is hereby accepted:

<b>Member</b>	<b>Amount</b>	<b>Project Name &amp; Source of Funds</b>
TAMUS Health Science Center	\$113,938.65	Equipment for IBT Revenue Financing System Commercial Paper
TAMUS Health Science Center	\$ 55,000.00	Purchase Artwork for Education/ Research Building in Temple Permanent University Fund Note Series C

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Mr. Nye called on Dr. Avilés to present the report from the Committee on Buildings and Physical Plant.

REPORT FROM THE COMMITTEE ON BUILDINGS AND PHYSICAL PLANT

Dr. Avilés, Chair the Committee on Buildings and Physical Plant, said the Committee met earlier in the day, received reports, considered Items 5 through 9 pertaining to real estate, Item 10 pertaining naming of facilities, and Item 11 pertaining to construction, and recommended approval of Items 5 through 11.

Dr. Avilés said the following actions were taken by the Chancellor, pursuant to System Policy 51.04 on construction projects since the last regular meeting of the Board of Regents.

- 1) Construction contract award for the Urban Search and Rescue Training Center, Phase II, Texas Engineering Extension Service, to C.F. Jordan Commercial, L.P., of College Station, Texas, in the amount of \$992,023.00
- 2) The design-build construction phase contract award for the new student center at Prairie View A&M University to Garza Bomberger + Bartlett, Cocke, L.L.C. of San Antonio, Texas, in the amount of \$20,008,653.00
- 3) The construction contract award for Easterwood Airport, Phase III (G/A Aprons), at Texas A&M University, to Young Contractors, Inc. of Bryan, Texas, in the amount of \$1,158,960.39

Mr. Adams asked that it be noted that there had been some debate on the issue of the Viatel property (Item 5). He said that although Mr. Graves and his staff were very positive, excited and energetic about the project, he still had some reservations. Mr. Adams said that he wanted to be supportive, but it was his view that perhaps in the not too distant future, and he felt strongly that at some point in the future, the Board may wish that they had looked elsewhere and perhaps even on existing TAMU property inasmuch as they have thousands of acres. Mr. Adams said he hoped that particular attention would be paid to bringing the project in on cost, and he thought Mr. Stevens and Dr. Avilés would make that happen. He said he hoped that the project would be completed in a way that it would have a lot of use for another buyer if in the future the System was in a position where it wanted to come back closer on A&M property. He commented that may never happen, but it was his view that it might some day.

Mr. Nye thanked Mr. Adams for his comments and said that he knew the Chancellor and others would take that to heart. The Board took action as set forth below:

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**MINUTE ORDER 81-2001 (AGENDA ITEM 5)**

**AUTHORIZATION FOR THE PURCHASE OF LAND  
AND IMPROVEMENTS, BRAZOS COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents of The Texas A&M University System hereby authorizes the Chancellor of The Texas A&M University System, or his designee, following favorable recommendation by the System Real Estate Office and legal review by the Office of General Counsel, to negotiate and execute all documents necessary to purchase 14.50 acres of land, more or less, and improvements in the S.W. Robertson Survey, Abstract No. 202, in College Station, Texas, and being a portion of that certain called 200.99 acre tract as described in deed from the College Station Economic Development Foundation to the City of College Station, of record in Volume 1385, Page 14, of the Official Records of Brazos County, Texas. The amount of \$8,275,000 is hereby approved and appropriated from Permanent University Fund Debt Proceeds, Account No. 084210, for payment of the purchase price, closing costs, and costs incurred as part of the evaluation of the property. This acquisition will be incorporated into the Real Property Inventory records of 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).

Upon the purchase of the subject property, Minute Order 06-2001 (Item 5) relating to the construction of the Agency Building, which was approved by the Board of Regents in its meeting on January 25-26, 2001, is hereby rescinded and is of no further force or effect.

**MINUTE ORDER 82-2001 (AGENDA ITEM 6)**

**AUTHORIZATION FOR THE SALE  
OF LAND, DALLAS COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or his designee, following favorable recommendation by the System Real Estate Office and approval by the Office of General Counsel, is authorized to take all steps necessary to sell the surface estate of 1,110 square feet of land, more or less, being a part of the John Grigsby Survey, Abstract No. 495, Dallas County, Texas, and being a part of the Nussbaumer Subdivision, an addition to the City of Dallas, Texas, recorded in Volume 106, Page 237 of the Deed Records of said County and being part of Lot 26, Block B/491, Official City of Dallas Numbers and being part of that property conveyed to Baylor College of Dentistry by Warranty Deed, recorded in Volume 91027, Page 0047 of the Deed Records of Dallas County, Texas, and being two (2) tracts of 105 square feet and 1,005 square feet for a total of 1,110 square feet. Consideration for this sale will be \$10 per square foot, for a purchase price of \$11,100.

**MINUTE ORDER 83-2001 (AGENDA ITEM 7)**

**AUTHORIZATION TO GRANT A NATURAL GAS  
PIPELINE EASEMENT TO NATURAL GAS PIPELINE  
COMPANY OF AMERICA, BEE COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or his designee, after favorable recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute a ten-inch (10") natural gas pipeline easement to Natural Gas Pipeline Company of America, or assigns. The dimensions of this easement are approximately 20 feet in width and 2,018.1 feet (122.3 rods) in length across a portion of Texas Agricultural Experiment Station property in the Teodora Molina Grant, Abstract No. 42, and the Key West Irrigation Company Survey, Abstract No. 379, Bee County, Texas. This easement will be for a ten (10) year term with total consideration being \$12,230.

**MINUTE ORDER 84-2001 (AGENDA ITEM 8)**

**AUTHORIZATION TO GRANT A NATURAL  
GAS PIPELINE EASEMENT TO EPGT TEXAS PIPELINE, L.P.,  
EDWARDS COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or his designee, after favorable recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute a ten-inch (10”) natural gas pipeline easement to EPGT Texas Pipeline L.P., or assigns. The dimensions of this easement are approximately 30 feet in width and 6,204.825 feet (376.05 rods) in length across a portion of Texas Agricultural Experiment Station property in the C.C.S.D. & R.G.N.G.R.R. Co. Survey 63, Abstract No. 740, Edwards County, Texas. This easement will be for a ten (10) year term with total consideration being \$37,605.

**MINUTE ORDER 85-2001 (AGENDA ITEM 9)**

**AUTHORIZATION TO GRANT A NATURAL  
GAS PIPELINE EASEMENT TO TXU GAS  
COMPANY, BURLESON COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or his designee, after favorable recommendation by the System Real Estate Office and legal review by the Office of General Counsel, is authorized to execute a twenty-four-inch (24”) natural gas pipeline easement to TXU Gas Company, or assigns. The dimensions of this easement are approximately 30 feet in width and 16,823 feet (1,019.575 rods) in length across a portion of the Texas A&M University Farm Property in the J.P. Cole 7 1/2 League Grant Survey, Burleson County, Texas. This easement will be for a ten (10) year term with total consideration being \$101,957.58.

*(Secretary’s Note: Mr. Nye was not in the meeting room when the Committee discussed and voted on this item.)*

**MINUTE ORDER 86-2001 (AGENDA ITEM 10)**

**NAMING OF  
JOHN DAVID CROW DRIVE WEST AND  
JOHN DAVID CROW DRIVE EAST,  
TEXAS A&M UNIVERSITY**

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

The existing unnamed street that runs off Wellborn Road, between the tennis courts and the Astroturf football practice field, on the campus of Texas A&M University is hereby named “John David Crow Drive West”; and, the proposed road off Houston Street, which will serve as the new driveway/drop-off for the new football complex, on the campus of Texas A&M University is hereby named “John David Crow Drive East.”

**MINUTE ORDER 87-2001 (AGENDA ITEM 10)**

**NAMING OF  
THOMAS R. “BOB” FRYMIRE AUDITORIUM,  
TEXAS A&M UNIVERSITY**

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

The 600-seat auditorium in the Presidential Conference Center on the West Campus of Texas A&M University is hereby named the “Thomas R. ‘Bob’ Frymire Auditorium.”

**MINUTE ORDER 88-2001 (AGENDA ITEM 11)**

**APPROVAL TO ADJUST THE PROJECT SCOPE  
AND BUDGET OF THE WEST CAMPUS TRAINING  
AND DRESSING ROOM FACILITY,  
TEXAS A&M UNIVERSITY**

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

The proposed scope adjustment for the West Campus Training and Dressing Room Facility at Texas A&M University is approved.

The proposed budget adjustment for the West Campus Training and Dressing Room Facility at Texas A&M University is approved.

Supplementing a previous appropriation of \$366,000.00, the amount of \$102,000.00 is appropriated from Account No. 301700 Reserve for Athletic Facilities for design services and related project costs for the West Campus Training and Dressing Room Facility.

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Mr. Nye called on Ms. Armstrong to present the report on the Committee on Academic and Student Affairs.

REPORT FROM THE COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS

Ms. Armstrong, Chair of the Committee on Academic and Student Affairs, said the Committee had met earlier in the day, considered Items 12 through 16 and recommended those items for approval. The Board took action as set forth below:

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**MINUTE ORDER 89-2001 (AGENDA ITEM 12)**

**APPROVAL OF THE ESTABLISHMENT OF A  
NEW DEGREE PROGRAM LEADING TO A MASTER’S DEGREE  
WITH A MAJOR IN COMMUNITY DEVELOPMENT AND  
THE EXPANSION OF THE TABLE OF PROGRAMS AND  
AUTHORIZATION TO SUBMIT THE NEW DEGREE PROGRAM  
AND EXPANSION OF TABLE OF PROGRAMS TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD FOR APPROVAL,  
PRAIRIE VIEW A&M UNIVERSITY**

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

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Prairie View A&M University leading to a Master’s Degree with a major in Community Development and the expansion of the Table of Programs for a master’s program in Community Development.

The Board also authorizes the President to submit this new degree program and Table of Programs expansion request to the Texas Higher Education Coordinating Board for approval and hereby certifies that all applicable criteria of the Coordinating Board for this proposal have been met.

**MINUTE ORDER 90-2001 (AGENDA ITEM 13)**

**AUTHORIZATION FOR ACADEMIC REORGANIZATION  
WITHIN THE COLLEGES OF ARTS AND HUMANITIES AND  
OF EDUCATION AND AUTHORIZATION TO SUBMIT TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD FOR APPROVAL,  
TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

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

The Board of Regents of the Texas A&M University System approves the academic reorganization of the Colleges of Arts and Humanities and of Education, by expanding from three to seven academic units in each College, as displayed in **Exhibits D and E**.

The Board also authorizes the President of Texas A&M University-Corpus Christi to submit this academic reorganization request to the Texas Higher Education Coordinating Board for approval.

**MINUTE ORDER 91-2001 (AGENDA ITEM 14)**

**APPROVAL OF CONCEPT PAPER FOR THE  
ESTABLISHMENT OF THE SOUTH TEXAS ENVIRONMENTAL INSTITUTE,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

On motion of Ms. Armstrong, seconded by Dr. Gramm and by a unanimous vote, the concept paper for the establishment of the South Texas Environmental Institute, a copy of which is attached to the official minutes as **Exhibit F**, is hereby approved.

**MINUTE ORDER 92-2001 (AGENDA ITEM 15)**

**APPROVAL OF THE ESTABLISHMENT OF A  
NEW DEGREE PROGRAM LEADING TO A  
DOCTOR OF PHILOSOPHY AND AUTHORIZATION  
TO SUBMIT THE NEW DEGREE PROGRAM TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD FOR APPROVAL,  
TEXAS A&M UNIVERSITY**

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

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M University, the Doctoral Program in Philosophy, leading to a Doctor of Philosophy.

The Board also authorizes the President of Texas A&M University to submit this new degree program to the Texas Higher Education Coordinating Board for approval and hereby certifies that all applicable criteria of the Coordinating Board for this proposal have been met.

**MINUTE ORDER 93-2001 (AGENDA ITEM 16)**

**APPROVAL OF A REVISED MISSION STATEMENT  
AND AUTHORIZATION TO SUBMIT THE  
REVISED MISSION STATEMENT TO THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD FOR APPROVAL,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

The Board of Regents of The Texas A&M University System approves the amended Mission Statement for The Texas A&M University System Health Science Center as contained in **Exhibit G**.

The Board also authorizes the President of the A&M System Health Science Center to submit this amended Mission Statement to the Texas Higher Education Coordinating Board for approval.

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OTHER ITEMS

Mr. Nye called on Dr. Stephen Hensley, President of Texas A&M University–Texarkana (TAMU-T), who presented Item 17. The Board took action as follows:

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**MINUTE ORDER 94-2001 (AGENDA ITEM 17)**

**ADOPTION OF A RESOLUTION  
REGARDING THE DEVELOPMENT OF A  
PARTNERSHIP AGREEMENT WITH TEXARKANA COLLEGE,  
TEXAS A&M UNIVERSITY-TEXARKANA**

On motion of Mr. Stevens, seconded by Dr. Wynn and by a unanimous vote, the following minute order was adopted:

Whereas, Texarkana College was founded in 1927 to serve the higher education needs of the citizens of Texarkana and Northeast Texas by providing the first two years of the baccalaureate degree; and

Whereas, for 73 years, Texarkana College has provided access to quality education for the citizens of this region and evolved over the years into a comprehensive community college fulfilling all of the missions associated with this segment of higher education; and

Whereas, in 1971, East Texas State University at Texarkana, an upper level institution, was established on the campus of Texarkana College in order to offer Junior, Senior, and Graduate coursework leading to selected B.A. and M.A. degrees thereby complementing the missions of Texarkana College and thus furthering the region’s higher education opportunities; and

Whereas, the two institutions have developed a cooperative relationship, sharing library, media, recreation and student center facilities as well as personnel and jointly developing seamless educational programs to save students time and money while earning their degrees; and

Whereas, upon becoming a member of The Texas A&M University System in 1996, Texas A&M University-Texarkana worked more closely with Texarkana College in developing programs to meet the expressed needs of citizens of the region; and

Whereas, today, both Texarkana College and Texas A&M University-Texarkana seek to affect an even closer relationship, enhance efficiencies and effectiveness, and forge stronger institutional bonds leading to increased higher educational opportunities for the citizens of Northeast Texas; now, therefore, be it

Resolved, that the Board of Trustees of Texarkana College and the Board of Regents of The Texas A&M University System agree to pursue the development of a partnership agreement between Texarkana College and Texas A&M University-Texarkana for the purpose of developing greater cooperation, coordination, and unity between the institutions for the enhancement of higher education opportunity while maintaining the statutory authority and responsibilities of both governing boards and preserving the integrity of mission and scope of both Texarkana College and Texas A&M University-Texarkana.

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Mr. Nye called on General Cisneros who presented Item 19. The Board took action as follows:

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**MINUTE ORDER 95-2001 (AGENDA ITEM 19)**

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

On motion of Dr. Wynn, seconded by Mr. Stevens 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 List FY 02, attached to the official minutes as **Exhibit H**, Texas A&M University-Kingsville.

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Mr. Nye called on Dr. Bowen who presented Item 22. The Board took action as follows:

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**MINUTE ORDER 96-2001 (AGENDA ITEM 22)**

**REAPPOINTMENT OF  
MS. CELIA GOODE-HADDOCK  
TO THE BOARD OF DIRECTORS OF THE  
TEXAS A&M UNIVERSITY PRIVATE ENTERPRISE RESEARCH CENTER,  
TEXAS A&M UNIVERSITY**

On motion of Mr. Stevens, seconded by Dr. Gramm and by a unanimous vote, the following minute order was adopted:

Ms. Celia Goode-Haddock, Class of 1972, is hereby reappointed for a five-year term to the Board of Directors of the Texas A&M University Private Enterprise Research Center, effective May 31, 2001.

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Mr. Nye called on Dr. Roland Haden, Vice Chancellor for Engineering and Director of the Texas Engineering Experiment Station (TEES), who presented Item 23. The Board took action as follows:

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**MINUTE ORDER 97-2001 (AGENDA ITEM 23)**

**APPROVAL OF DR. MARK T. HOLTZAPPLE TO SERVE  
AS AN OFFICER AND MEMBER OF THE BOARD OF  
DIRECTORS OF STARROTOR CORPORATION,  
TEXAS ENGINEERING EXPERIMENT STATION**

On motion of Dr. Gramm, seconded by Dr. Wynn and by a unanimous vote, the following minute order was adopted:

The Board of Regents of The Texas A&M University System hereby approves Dr. Mark T. Holtzapple, a researcher in the Chemical Engineering Division of the Texas Engineering Experiment Station to serve as an officer and member of the board of directors of StarRotor Corporation, a business entity that has an agreement with The Texas A&M University System relating to the research, development, licensing, or exploitation of intellectual property conceived by Dr. Holtzapple, such approval subject to System Policy 33.04 (*Use of System Property*) and System Regulation 33.04.01 (*Use of System Resources for Outside Professional Activities*).

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Mr. Nye called on Mr. Graves who presented Items 25 through 27.

Dr. Gramm inquired about Item 26 stating that she had a bit of concern regarding risk management. She said that the policy has the objective to manage, control, minimize or eliminate risk. She suggested that it should be more appropriately worded, “reduce risk,” because in life it is probably impossible to eliminate or avoid risk. Mr. Nye asked Dr. Gramm where “reduce” should be inserted. Dr. Gramm answered that instead of “minimize” it should say, “where appropriate reduce....” Additionally, she said that at the end of the policy it says “...and its material and natural resources conserved to the ...” She asked if material, human and financial resources were named as well, or is that inclusive, or is it really meant to be just natural resources.

Mr. Graves said that the environmental management program is in reality environmental management resources. That is the focus. He said that he would go back and look and make sure that the objectives were not overstated. Dr. Gramm said that it was a precaution. She said that the Board understood what the purpose was, but needed to be careful in saying that it was possible to absolutely minimize something that might not be able to be minimized. She said it must be done where appropriate and practical, and thought practical would bring in the flexibility the Chancellor wanted. Mr. Graves confirmed that she was addressing paragraph 2 of the policy. Dr. Gramm answered in the affirmative. Mr. Graves said that it would be reviewed.

Dr. Wynn inquired about Item 27, Exhibit K. She said that she understood that it was a new policy and asked why it said “Health and Safety and Environmental Management.” She said that there were too many “ands” in the title. Mr. Graves answered that a comma could be placed after “Health.” He added that in fact, there was some previous discussion about health and safety as a particular item, and environmental management was added. However, Mr. Graves said, the new risk management and safety has looked at health and safety before, and in the sense is in search of the exact word. He said that in Item 27, Health and Safety and Environmental Management are the two important programs of the system. The policy outlines and combines the objections of the two programs and looks at uniform compliance with state and federal law and agency regulations. Mr. Graves said this is a new area. The policy now fits in with the major revisions in this area that were done. He said that the title would be looked at again.

Mr. Adams questioned the risk and transfer program. He asked if the Board was going to decide whether or not to transfer the risk, or self-insure. Mr. John Youngblood, Director for Risk Management and Safety, said there is currently a risk transfer program in operation. The change in policy will flush that out and formalize what has already been occurring. Mr. Youngblood stated that as a follow-up, he wanted to clarify that the health and safety program is an existing program and has been in existence. The environmental management program was added to deal with EPA-type issues. He agreed that there was probably some room for grammatical correction in the title and he would see to that.

Dr. Gramm referred to Item 25, Request for Approval of System Policy 17.01 (*Intellectual Properties*). She said that she assumed it had been done with vigilance and asked if it was like what other institutions have. Dr. Jerry Gaston, Deputy Chancellor,

said that it came from the Technology and Licensing people as well as a whole set of administrators on various campuses and agencies. He said that the policy came from them and is functioning quite well.

Mr. Tom Kale, Vice Chancellor for Business Services, added that with regard to the risk management, health and safety, and rewriting the policies to conform to the findings of the internal audit office, they were indeed written to satisfy those findings and better define what their programs should be and how they should operate. Additionally, he believed that Ms. Smock had read them and signed off on them.

Mr. Nye stated that from the discussion that he had heard, he gathered that everyone was comfortable with Item 25. He said Item 26, Exhibit J, Paragraph 2 should be changed to read "...control and where appropriate reduce or eliminate risk,..." With regard to Item 27, Mr. Nye said he thought the title should read "Health and Safety, and Environmental Management." The Board took action as follows:

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**MINUTE ORDER 98-2001 (AGENDA ITEM 25)**

**APPROVAL OF  
NEW SYSTEM POLICY 17.01 (*INTELLECTUAL PROPERTIES*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Stevens, seconded by Dr. Gramm and by a unanimous vote, the following minute order was adopted:

System Policy *17.01 (Intellectual Properties)* as described in **Exhibit I** and attached to the official minutes, is approved to be effective immediately.

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MINUTE ORDER 99-2001 (AGENDA ITEM 26)

**APPROVAL OF MAJOR REVISIONS TO
SYSTEM POLICY 24.01 (*RISK MANAGEMENT*),
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Stevens, seconded by Dr. Gramm and by a unanimous vote, the following minute order was adopted:

System Policy *24.01 (Risk Management)* as described in **Exhibit J** and attached to the official minutes, is approved to be effective immediately.

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**MINUTE ORDER 100-2001 (AGENDA ITEM 27)**

**APPROVAL OF NEW SYSTEM POLICY 24.02  
(HEALTH AND SAFETY, AND ENVIRONMENTAL MANAGEMENT),  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Stevens, seconded by Dr. Gramm and by a unanimous vote, the following minute order was adopted:

System Policy 24.02 (*Health and Safety, and Environmental Management*) as described in **Exhibit K** and attached to the official minutes, is approved to be effective immediately.

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Mr. Nye called on Mr. Graves who presented Items 28 through 30. He noted that there was an addition to Item 28, Exhibit L. The Board took action as follows:

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**MINUTE ORDER 101-2001 (AGENDA ITEM 28)**

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

On motion of Dr. Wynn, seconded by Dr. Avilés 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 No. 00-01-05, attached to the official minutes as **Exhibit L**.

**MINUTE ORDER 102-2001 (AGENDA ITEM 29)**

**CONFIRMATION OF  
APPOINTMENT AND COMMISSIONING OF PEACE OFFICERS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

In accordance with System Policy 34.06 (*Appointment, Commissioning and Authority of Peace Officers*), the Board of Regents of The Texas A&M University System hereby confirms the appointment and commissioning of peace officers by the Presidents of the respective components of The Texas A&M University System, as reflected in **Exhibit M**, attached to the official minutes.

**MINUTE ORDER 103-2001 (AGENDA ITEM 30)**

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

On motion of Dr. Wynn, seconded by Dr. Avilés 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 of The Texas A&M University System hereby confirms the recommendation of the Chancellor, and confers the title of “Emeritus/Emerita” upon individuals as shown on Emeritus Title List No. 00-01-05, attached to the official minutes as **Exhibit N**, and grants all rights and privileges of this title.

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Mr. Nye presented Item 31 and the Board took action as set forth below:

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**MINUTE ORDER 104-2001 (AGENDA ITEM 31)**

**APPROVAL OF MINUTES  
OF THE MARCH 22-23, 2001, REGULAR MEETING,  
BOARD OF REGENTS**

On motion of Dr. Wynn, seconded by Mr. Stevens 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 March 22-23, 2001, are hereby approved.

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Mr. Nye stated that the last item for consideration (Item 33) was very notable, a proposed naming of a facility at TAMU in the new wing of the Wehner Building. He said that funds had been raised for funding part of the wing by friends of Benton and Dianne Cocanougher, a very highly regarded member of the faculty, long time dean and a key player on the campus. Mr. Nye said that Item 33 required a special exception to the policies of the Board; however, he thought all would be in agreement with the intent of the policy. He said that it was not intended to cover a commitment to such an honor as was being proposed in Item 33. He asked Dr. Bowen to present Item 33.

Dr. Bowen said that Mr. Nye summarized the context. The recommendation to the Board was that TAMU be authorized to name an area of the first floor of the new wing, to be constructed, an area that they refer to as the new special events center. It is an area where they will hold lectures and have business leaders for meetings and other

college kinds of activity. Dr. Bowen recommended that the Board authorize him to name that area, the “A. Benton and Dianne Cocanougher Special Events Center.” He reiterated that there have been resources provided in support of the naming by the development council of the college and it is all part of the great celebration and attribute that they wished to extend to Dr. Cocanougher and his wife for all the good work that they have provided through the years. The Board took action as follows:

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**MINUTE ORDER 105-2001 (AGENDA ITEM 33)**

**NAMING OF THE  
A. BENTON AND DIANNE COCANOUGHER SPECIAL EVENTS CENTER,  
TEXAS A&M UNIVERSITY**

On motion of Dr. Gramm, seconded by Mr. Adams and by a unanimous vote, the following minute order was adopted:

The special events center, being finalized for design and construction, which will be located on the first floor of the new wing of the E.L. Wehner Building, on the West Campus of Texas A&M University, is hereby named the “A. Benton and Dianne Cocanougher Special Events Center.”

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Dr. Avilés stated that when the Board gets into policy, stemming into policy reform such as what happened with Item 33, he would have preferred consultation with the Board prior to the naming of it, and even perhaps the people who work in fundraising ought to be aware of the requirement so that the Board is not faced with having to deviate from its policy. Mr. Nye stated that Dr. Avilés was exactly right, but that this was a case where a lot of good people were working hard in the right direction, and the Board sort of had a technical phase apply. He charged everyone to let the Board know when the funds are raised for a particular naming opportunity.

Mr. Nye announced that the next regular meeting would be held on July 26-27, 2001, on the campus of PVAMU.

ADJOURNMENT

There being no further business, Mr. Nye adjourned the meeting at 3:50 p.m., Friday, May 25, 2001.

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

VBS:bg