

**MINUTES**

**OF THE**

**MEETING OF THE**

**BOARD OF REGENTS**

**OF**

**THE TEXAS A&M UNIVERSITY SYSTEM**

**HELD IN**

**COLLEGE STATION, TEXAS**

**January 27, 2005**

*(Approved March 24, 2005, Minute Order 80-2005)*

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January 27, 2005**

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**MINUTES OF THE  
MEETING OF THE BOARD OF REGENTS  
January 27, 2005**

**CONVENE**

Mr. Lowry Mays, Chairman, convened a regular meeting of the Board of Regents of The Texas A&M University System (TAMUS) at 10:40 am, on Thursday, January 27, 2005, in Room 292 of the Memorial Student Center (MSC), on the campus of Texas A&M University (TAMU), College Station, Texas. The following members of the Board were present:

Mr. Lowry Mays, Chairman  
Mr. Erle Nye, Vice Chairman  
Mr. Phil Adams  
Dr. Wendy Gramm  
Mr. Bill Jones  
Mr. Lionel Sosa  
Mr. R.H. (Steve) Stevens, Jr.  
Mr. John White

The following member of the Board was not present:

Dr. Susan Rudd Bailey

**INVOCATION**

Mr. Mays called on Mr. Michael Ferguson, a senior at TAMU majoring in Agricultural Development, who presented the invocation.

**CHAIRMAN'S REMARKS**

Mr. Mays introduced Dr. Elsa Murano, Vice Chancellor for Agriculture and Life Sciences, who was attending her first Board meeting, and Dr. Flavius Killebrew, the new President of Texas A&M University-Corpus Christi (TAMU-CC).

**CHANCELLOR'S REMARKS**

Dr. Bob McTeer, Chancellor, referred to the Annual Financial Report for FY 2004. He said that due to personnel changes, the report was done in a shorter time frame than normal, and that under the circumstances, a great job was done. He said the System's emerging motto is "We've Got Texas Covered."

Dr. McTeer said that Dr. Nancy Dickey, President and Vice Chancellor for Health Affairs, had announced that in partnership with the TAMU-CC's College of Nursing and Health Sciences, they were developing a fast-track nursing program that would elevate

B.S. to B.S.N. students. He explained that the program would be launched this fall in College Station. Dr. McTeer said that Governor Rick Perry, in his recent State-of-the-State address, had expressed his support for funding of the new pharmacy school at Texas A&M University-Kingsville (TAMU-K). Finally, Dr. McTeer said that he had committed to meeting with the leadership of the System's faculty senates twice per year and that he viewed their local roles as strictly advisory.

### **LEGISLATIVE UPDATE**

Dr. Stanton Calvert, Vice Chancellor for Governmental Relations, presented a legislative update. He referred to a report, a copy of which is on file in the Office of the Board of Regents. He said this report was characterized with a "good news, but..." He said it was a lot better than where we were two years ago. He said that there was a 7 percent reduction in the 2002-2003 biennium and a general 12.5 percent cut across state government for the current 2004-2005 biennium. Dr. Calvert said that some make up was accomplished for the institutions of higher education so that the academics and health science centers came out about even. He said the agencies did not. He said he was referring to data in the filed bill, the so-called LBB bill, the bill which the Appropriations Committee and Finance Committee used as a starting point for making changes.

Dr. Calvert said that higher education general revenue was up \$160 million over the current biennium. He said that TAMUS was up a net \$8.1 million overall. He said that \$8.1 million, as good as it was, did not reflect what is needed to pay for new students, increases in Tuition Revenue Bond (TRB) debt services, increases in health-related premiums and modest amounts for the cost of living. Mr. Nye asked Dr. Calvert to explain what the System represented as a percentage of the total. Dr. Calvert responded that the base upon which the percentage was calculated was larger than the ordinary base of reference. He said that the ordinary base of reference used was general academics where we compare our proportion of all the students enrolled among the 35 universities. He said that we are around 25 percent, or 100,000 students of the 450,000 total students among the 35 universities. Dr. Calvert said that the base included all 50 community college districts, and eight health-related institutions of which we have only one, all trustee funding for institutions such as the Baylor College of Medicine (BCM), and all scholarship and student financial aid funds that were appropriated to the Texas Higher Education Coordinating Board (CB). Mr. Nye asked if the same ratio test was applied to Texas Tech, University of Houston and the University of Texas (UT) systems, how their numbers would compare to TAMUS. Dr. Calvert responded that Texas Tech would probably be comparable to TAMUS with a discrepancy between their percentage of the academic share of the budget. He said that Texas Tech's would have a little higher percentage in health science centers because they represent a larger proportion of health-related. Dr. Calvert said that they would not have any representation among the community college or other elements. He said that the UT System has the largest share of the total because out of the nine health-related institutions, only three were not in the UT System (TAMU, North Texas and Texas Tech). Mr. Nye asked Dr. Calvert to provide him with information of what the numbers would be if they did not include the health science centers. Mr. Jones asked if TAMUS was receiving its fair share.

Dr. Calvert responded in the affirmative. He said that out of the total increase for all general academics of \$45 million, TAMUS was down on a net basis by \$6.5 million. He said that we expected to get \$8.5 million or more restored to TAMU. Dr. Calvert said that a technical mistake was made in some of the data that was used to prepare the bill.

Dr. Calvert said that the most conflicting part of the entire bill was the way in which TRBs are funded. He said that the more TRBs that an institution received in 2003, the more debt service that institution now has. He said that the bonds that were issued after March 31, 2003, eventually were released to be sold; however, during the last session the Legislature cut TRB funding by 12.5 percent across-the-board, made a slight restitution for the South Texas schools and all new bonds issued after March 31, 2003, were funded at interest only. He said that consequently during the current session the bills were due for principal and interest payments.

Dr. Calvert said the Legislature divided the basic funding for universities into two broad categories. He said that the first category was formula funding, which was rapidly distributed among all institutions according to their enrollment. He said that on that side of the ledger they had done well and they added enough funding, on the formula, to cover new students and to make up for the 5 percent we were told to reduce in our requests back in the summer, plus \$60 million was added for formula funding of general academics. Dr. Calvert said that on the other side of the ledger, in all non-formula funds, they took away whatever amount was required to pay the increased debt service on each institution's TRB for the upcoming biennium. He said that consequently you see a greatly varying percentage of reductions in non-formula funds in order to pay the debt service. Dr. Calvert said it could not be said accurately that they failed to fund TRB debt service. He said what actually happened was that number reflected only debt service. He said that you must look at the remainder of non-formula items to realize the huge reductions that were required to pay debt service. Mr. Nye asked Dr. Calvert why it could not be said that they failed to fund TRBs. Dr. Calvert responded that it would depend on the forum. Mr. White asked if anyone in any other system was hurt as badly as Prairie View A&M University (PVAMU) and Texas A&M University-Texarkana (TAMU-T). Dr. Calvert responded that he was not sure at the present time, but he assumed that Texas Southern University was also hurt. He said that Texas A&M International University (TAMIU) also had a technical correction. Mr. Nye asked if the numbers for TAMIU would be worse with the correction. Dr. Calvert responded in the affirmative.

Dr. Calvert said that the System's Health Science Center (HSC) fared well with all things considered. He said that service agencies were cut deeply in the last session. He said that when the required 95 percent request order came down, they were looking at an additional 5 percent mandatory cut. Dr. Calvert said that all the rest of state government, except for health-related functions that are driven by patient load factors, public school students and higher education, were excepted from the 5 percent mandatory cut. He said that they constantly have to remind the appropriators that our agencies are institutions of higher education and even though they do not have tuition, they should be treated as a regular institution of higher education.

Dr. Calvert said that the projected increase in health care cost was approximately 13 percent per year. He said that this was true for everyone in state government. He said that half of the projected increase was funded in the base bill. He said that the balance would be made up of plan design changes. Dr. Calvert then discussed base bill recommendations, what had been accomplished, and what needed work. He said these were System-wide issues. Mr. Jones asked if the plan design changes translated to less coverage. Dr. Calvert responded that it was a combination of a number of things such as reduced coverage, higher co-payments, higher deductibles and premium increases. Dr. Calvert then referred to selected policy issues.

Finally, Dr. Calvert discussed major legislation filed to date. He said that A&M-San Antonio and A&M-Central Texas were authorized during the last session. He said both universities have an enrollment limit that must be met before either would be allowed to become a freestanding, independent institution.

Mr. Nye said that he appreciated Dr. Calvert's work. Mr. Mays asked if there were any more questions of Dr. Calvert. There were none.

**OTHER ITEMS**

Mr. Mays called on Dr. McTeer who presented Item 16. The Board took action as set forth below:

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**MINUTE ORDER 02-2005 (AGENDA ITEM 16)**

**DESIGNATION OF THE REGENTS PROFESSOR AWARDS  
AND THE REGENTS FELLOW AWARDS  
FOR THE 2003-04 FISCAL YEAR,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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



The Board of Regents of The Texas A&M University System hereby grants the designation of “Regents Professor” for the 2003-04 Fiscal Year to the following twelve (12) faculty members, effective January 27, 2005:

Dr. James Kirby, *Tarleton State University*  
Dr. Michael Patrick, *Texas A&M International University*  
Dr. Philip Rabinowitz, *Texas A&M University*  
Dr. Douglas Slack, *Texas A&M University*  
Dr. Stephen Curley, *Texas A&M University at Galveston*  
Mr. Mark Anderson, *Texas A&M University-Corpus Christi*  
Dr. Steven Lukefahr, *Texas A&M University-Kingsville*  
Mr. Royal Brantley, *West Texas A&M University*  
Dr. Richard Finnell, *The Texas A&M University System Health Science Center*  
Dr. Allison Rice-Ficht, *The Texas A&M University System Health Science Center*  
Dr. Lloyd Rooney, *Texas Agricultural Experiment Station*  
Dr. Dara Childs, *Texas Engineering Experiment Station*

The Board of Regents of The Texas A&M University System hereby grants the designation of “Regents Fellow” for the 2003-04 Fiscal Year to the following eight (8) agency service, extension and research professionals, effective January 27, 2005:

Dr. James Reinert, *Texas Agricultural Experiment Station*  
Dr. Lloyd Nelson, *Texas Agricultural Experiment Station*  
Dr. Mary Kinney Bielamowicz, *Texas Cooperative Extension*  
Dr. Thomas Fuchs, *Texas Cooperative Extension*  
Mr. Mark Stanford, *Texas Forest Service*  
Mr. John May, Jr., *Texas Engineering Extension Service*  
Dr. Arturo Alonzo, *Texas Engineering Extension Service*  
Dr. W. Don Dickson, *Texas Engineering Experiment Station*

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Mr. Mays acknowledged each of the recipients individually and said that their awards would be presented at a luncheon in their honor that same day.

**RECESS**

Mr. Mays recessed the meeting at 11:13 am.

*(Secretary’s note: The Committee on Finance convened at 11:14 am and adjourned at 11:53 am. The Committee on Academic and Student Affairs convened at 11:54 am and adjourned at 12:05 pm. The Committee on Buildings and Physical Plant convened at 1:45 pm and adjourned at 2:18 pm.)*

**RECONVENE**

Mr. Mays reconvened the meeting at 2:19 pm. He called on Mr. Stevens to present the report from the Committee on Audit.

**REPORT FROM THE COMMITTEE ON AUDIT**

Mr. Stevens, Chairman of the Committee on Audit, reported that the Committee met earlier the same day. He said that they received the First Quarter Audit report, reviewed the Audit Tracking report and discussed the audit report rating system.

Mr. Mays called on Mr. Adams to present the report of the Committee on Finance.

**REPORT FROM THE COMMITTEE ON FINANCE**

Mr. Adams, Chairman of the Committee on Finance, reported that the Committee met earlier the same day. He said that they considered and approved Items 1 through 5 and 9. The Board took action as set forth below:

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**MINUTE ORDER 03-2005 (AGENDA ITEM 01)**

**AUTHORIZATION TO CHANGE THE REVENUE SOURCE FOR  
THE REVENUE FINANCING SYSTEM DEBT FOR  
THE WELLBORN ROAD PEDESTRIAN PASSAGEWAY,  
TEXAS A&M UNIVERSITY**

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

Authority is hereby granted to the President of Texas A&M University to change the revenue source for \$3,000,000 of Revenue Financing System debt for the Wellborn Road Pedestrian Passageway from parking revenue to designated tuition.

**MINUTE ORDER 04-2005 (AGENDA ITEM 02)**

**AUTHORIZATION TO TRANSFER FUND BALANCE IN THE  
SILAS RAGSDALE QUASI-ENDOWMENT TO THE  
NICHOLSON CREATIVE WRITING QUASI-ENDOWMENT,  
TEXAS A&M UNIVERSITY**

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

Authority is hereby granted to the President of Texas A&M University to transfer the balance in the Silas Ragsdale Quasi-Endowment to the Nicholson Creative Writing Quasi-Endowment. Endowment earnings from the quasi-endowment will be used to support the Creative Writing Program in the Department of English, with the intent to advance scholarship and teaching in creative writing.

**MINUTE ORDER 05-2005 (AGENDA ITEM 03)**

**ADOPTION OF FISCAL YEAR 2006  
OPERATING BUDGET GUIDELINES,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Texas A&M University System guidelines for the FY 2006 operating budgets, a copy of which is attached to the official minutes as **Exhibit A**, are hereby adopted.

**MINUTE ORDER 06-2005 (AGENDA ITEM 04)**

**AUTHORIZATION FOR AN INCREASE IN CONTRACT CAP  
FOR THE PATENT LAW FIRM OF BAKER BOTTS, L.L.P.,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents of The Texas A&M University System requests that the Attorney General of Texas amend the contract with the law firm of Baker Botts, L.L.P. to increase the current cap amount of \$300,000 to a proposed cap of \$900,000 to provide patent prosecution legal services and associated expenses to The Texas A&M University System for FY 05.

The Board of Regents of The Texas A&M University System, subject to approval by the Attorney General of Texas, authorizes The Texas A&M University System to expend up to \$900,000 with the law firm of Baker Botts, L.L.P. in exchange for legal services and associated expenses in the area of patent prosecution for FY 05.

**MINUTE ORDER 07-2005 (AGENDA ITEM 05)**

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

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

The Board of Regents of The Texas A&M University System hereby accepts the gifts, donations, grants, and endowments made to the components of The Texas A&M University System concerned as shown on Gifts, Donations, Grants, and Endowments List No. 05-03, a copy of which is attached to the official minutes as **Exhibit B**.

**MINUTE ORDER 08-2005 (AGENDA ITEM 09)**

**AUTHORIZATION TO INCREASE APPROVED LEVEL OF FUNDING  
FOR RENOVATION AND RETROFIT OF THE CIC BUILDING,  
COLLEGE STATION, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents of The Texas A&M University System hereby grants authority to the Director of the Texas Engineering Experiment Station to complete the anticipated finish-out costs and furniture acquisition associated with the lease of the CIC Building, in compliance with appropriation authority provided in System Policy 27.04 (*Budget Authorizations, Limitations and Delegations of Authority*).

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

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

Mr. Nye, Chairman of the Committee on Buildings and Physical Plant, said that the Committee met earlier the same day and considered Items 6 through 8 pertaining to construction. (*Item 10 was withdrawn prior to the meeting.*) He said that the Architect/Engineer design team selection and construction contract shown below were recommended by the Committee:

1. The design team formed by Klotz Associates, Inc. of Houston, Texas, to design the F&B Road Reconstruction Project at Texas A&M University.
2. The award of a construction contract to Satterfield & Pontikes Construction, Inc. of Houston, Texas, to construct the new Juvenile Justice and Psychology Building at Prairie View A&M University.

The Board took action as set forth below:

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**MINUTE ORDER 09-2005 (AGENDA ITEM 06)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS,  
APPROPRIATION FOR DESIGN AND SELECTION OF THE  
ARCHITECT/ENGINEER DESIGN TEAM FOR THE  
F&B ROAD RECONSTRUCTION,  
TEXAS A&M UNIVERSITY**

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

The program of requirements for the F&B Road Reconstruction at Texas A&M University is approved.

Supplementing a previous appropriation of \$20,000, the amount of \$400,000 is appropriated from Account No. 02-085008 Designated Tuition for design of the F&B Road Reconstruction at Texas A&M University.

The firm of Klotz Associates, Inc. of Houston, Texas, is selected as the firm ranked first to head the architect/engineer design team for the F&B Road Reconstruction at Texas A&M University.

Authorization is granted to begin negotiations with this firm. If negotiations are unsuccessful with this firm, authorization is granted to terminate those negotiations and begin negotiations with the firm next in order of ranking as listed on the Recommendation of Ranked Order, a copy of which is attached to the official minutes as **Exhibit C**, until an agreement for a design contract is reached.

The Board of Regents of The Texas A&M University System (Board) 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).

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

**MINUTE ORDER 10-2005 (AGENDA ITEM 07)**

**APPROVAL OF THE PROGRAM OF REQUIREMENTS AND  
APPROPRIATION FOR DESIGN FOR THE  
SCIENCE AND TECHNOLOGY BUILDING,  
TEXAS A&M UNIVERSITY-TEXARKANA**

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

The program of requirements for the Science and Technology Building at Texas A&M University-Texarkana is approved.

Supplementing a previous appropriation of \$20,000, the amount of \$1,615,000 is appropriated from Account No. 22-019998 Higher Education Fund for design of the Science and Technology Building at Texas A&M University-Texarkana.

The Board of Regents of The Texas A&M University System (Board) 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).

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

**MINUTE ORDER 11-2005 (AGENDA ITEM 08)**

**ACTION ON COMPETITIVE SEALED PROPOSALS,  
MODIFY THE FUNDING PLAN AND ADJUST THE  
BUDGET FOR THE JUSTICE AND PSYCHOLOGY BUILDING,  
PRAIRIE VIEW A&M UNIVERSITY**

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

The revised project budget of \$16,000,000 and the funding source for the \$1,000,000 project budget increase from GR-Dedicated Fund 5029 entitled Juvenile Crime Prevention is approved.

Based on sealed proposals opened and read on October 28, 2004, the contract is awarded to Satterfield and Pontikes Construction, Inc., of Houston, Texas, in the amount of \$12,213,000 for the base bid proposal for the Juvenile Justice and Psychology Building at Prairie View A&M University.

Supplementing a previous appropriation of \$1,090,000, the amount of \$15,000,000 is appropriated from Account No. 083536 Revenue Financing System Debt Proceeds (Designated Tuition) and the amount of \$1,000,000 is appropriated from Account No. 05-010001 Juvenile Crime Prevention for movable furnishings for the Juvenile Justice and Psychology Building at Prairie View A&M University.

The amount of \$25,000 previously appropriated from Account No. 5-118125 Budgeted AUF Reserves and the amount of \$1,065,000 previously appropriated from Account No. 5-020101 are hereby reverted to those respective accounts.

The Board of Regents of The Texas A&M University System (Board) 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).

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

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Mr. Mays called on Dr. Gramm to present the report from the Committee on Academic and Student Affairs.

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

Dr. Gramm, Chairman of the Committee on Academic and Student Affairs, reported that the Committee met earlier the same day and considered and approved Items 13 through 15. The Board took action as set forth below:

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**MINUTE ORDER 12-2005 (AGENDA ITEM 13)**

**APPROVAL OF AMENDED TABLE OF PROGRAMS AND  
AUTHORIZATION TO REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TARLETON STATE UNIVERSITY**

On motion of Dr. Gramm, seconded by Mr. Adams 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 Table of Programs for Tarleton State University, as shown in **Exhibit D**, a copy of which is attached to the official minutes.

The Board also authorizes the President of Tarleton State University to submit this amended Table of Programs to the Texas Higher Education Coordinating Board for approval.

**MINUTE ORDER 13-2005 (AGENDA ITEM 14)**

**APPROVAL OF AMENDED TABLE OF PROGRAMS AND  
AUTHORIZATION TO REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

On motion of Dr. Gramm, seconded by Mr. Adams 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 Table of Programs for Texas A&M University-Kingsville, as shown in **Exhibit E**, a copy of which is attached to the official minutes.

The Board also authorizes the President to submit this amended Table of Programs to the Texas Higher Education Coordinating Board for approval.

**MINUTE ORDER 14-2005 (AGENDA ITEM 15)**

**APPROVAL OF CONCEPT PAPER TO ESTABLISH THE  
CENTER FOR COMMUNITY HEALTH DEVELOPMENT,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

On motion of Dr. Gramm, seconded by Mr. Adams and by a unanimous vote, the concept paper to establish the Center for Community Health Development was approved, a copy of which is attached to the official minutes as **Exhibit F**.

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**OTHER ITEMS**

Mr. Mays called on Dr. Russell Long, President of West Texas A&M University (WTAMU), who presented Item 17. The Board took action as set forth below:

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**MINUTE ORDER 15-2005 (AGENDA ITEM 17)**

**APPROVAL OF ADMINISTRATIVE CHANGE REQUEST  
TO CHANGE THE NAME OF THE  
“T. BOONE PICKENS COLLEGE OF BUSINESS” TO THE  
“COLLEGE OF BUSINESS” AND AUTHORIZATION TO  
REQUEST APPROVAL FROM THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD,  
WEST TEXAS A&M UNIVERSITY**

On motion of Mr. Nye, 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 administrative change request to change the name of the “T. Boone Pickens College of Business” to the “College of Business” at West Texas A&M University.

The Board also authorizes the President of West Texas A&M University to submit this request to the Texas Higher Education Coordinating Board for approval.

~~~~~

Mr. Mays called on Dr. Murano who presented Item 18.

Dr. Gramm asked about potential risks to TAMU and the System. Mr. Delmar Cain, General Counsel, responded that these requests were also sent through the Technology Licensing Office where they examine the risks. The Board took action as set forth below:

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**MINUTE ORDER 16-2005 (AGENDA ITEM 18)**

**APPROVAL OF FACULTY MEMBERS TO SERVE AS  
OFFICERS AND MEMBERS OF SIMETAR, INC.,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Nye, 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 hereby grants approval for James W. Richardson, Keith D. Schumann, and Paul A. Feldman, researchers in the Department of Agricultural Economics, Texas Agricultural Experiment Station, and Texas Cooperative Extension, to serve as officers and members of the Board of Directors of Simetar, Inc., a business entity that will be utilizing intellectual property conceived by James W. Richardson, Keith D. Schumann, and Paul A. Feldman. The Texas Agricultural Experiment Station is currently negotiating a release of its rights in the technology to the inventors.

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Mr. Mays called on Dr. McTeer who presented Items 19 through 21.

Mr. Nye commented that the tenure process must be deliberative, thoughtful and consistent, from one university to the other. Dr. Gramm said that prior to each meeting, she requested tenure resumes on faculty requesting tenure. She said that she has not noticed any deterioration. Dr. Gramm said that with the emphasis on hiring new faculty, a number of faculty were being granted tenure at the time of their employment. The Board took action as set forth below:

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**MINUTE ORDER 17-2005 (AGENDA ITEM 19)**

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

On motion of Mr. Nye, seconded by Mr. Sosa 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 shown in **Exhibit G**, a copy of which is attached to the official minutes.

**MINUTE ORDER 18-2005 (AGENDA ITEM 20)**

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

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

In recognition of long and distinguished service to The Texas A&M University System, the Board of Regents hereby confirms the recommendation of the Chancellor, and confers the title of “Emeritus/Emerita” upon individuals as shown in **Exhibit H**, Emeritus Title List No. 05-03, and grants all rights and privileges of this title.

**MINUTE ORDER 19-2005 (AGENDA ITEM 21)**

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

On motion of Mr. Nye, seconded by Mr. Sosa 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 (*Academic Freedom, Responsibility and Tenure*), hereby authorizes the granting of tenure to the following faculty members as set forth in Tenure List No. 05-03, a copy of which is attached to the official minutes as **Exhibit I**.

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Mr. Mays presented Item 22. The Board took action as set forth below:

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**MINUTE ORDER 20-2005 (AGENDA ITEM 22)**

**APPROVAL OF THE MINUTES OF THE  
DECEMBER 7-8, 2004, REGULAR BOARD MEETING AND  
THE JANUARY 6, 2005, SPECIAL TELEPHONIC BOARD MEETING,  
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Minutes of the December 7-8, 2004, Regular Board Meeting held in Corpus Christi, Texas, and the January 6, 2005, Special Telephonic Board Meeting held in College Station, Texas, are approved.

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Mr. Mays called on Mr. Jones who presented Item 23. Mr. Mays said that due to illness, Dr. Bailey was not in attendance. The Board took action as set forth below:

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**MINUTE ORDER 21-2005 (AGENDA ITEM 23)**

**ADOPTION OF A RESOLUTION HONORING  
SUSAN RUDD BAILEY  
AND BESTOWING THE TITLE OF REGENT EMERITA,  
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

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

Whereas, after receiving her Bachelor of Science degree from Texas A&M University in 1979, Susan Rudd Bailey became the first woman to be admitted to the charter class of Texas A&M University's College of Medicine, earning her Doctor of Medicine degree in 1981; and

Whereas, having been appointed by Governor George W. Bush, Dr. Bailey gave six years of honorable and dedicated service to the Board of Regents of The Texas A&M University System, beginning in 1999; and

Whereas, during her time on the Board, the A&M System grew to more than 100,000 students and underwent nearly \$935 million in new construction and facility renovations; and

Whereas, during this time, the A&M System's operating budget increased to \$2.4 billion and research conducted by the A&M System grew to \$500 million; and

Whereas, during her time on the Board, she served as Chairman of the Committee on Health Affairs and as a member of the Health Science Center Review Committee and Committee on Biotechnology; and

Whereas, she also was a member of the Committee on Audit, Committee on Academic and Student Affairs, Policy Review Committee, Committee on Educational Access and the Committee on Buildings and Physical Plant; and

Whereas, as Chairman of the Committee on Health Affairs, Dr. Bailey played a key role in developing The Texas A&M University System Health Science Center, established in 1999, which brought together Baylor College of Dentistry, the College of Medicine, the Graduate School of Biomedical Sciences, the Institute of Biosciences and Technology and the School of Rural Public Health to serve the needs of all Texans; and

Whereas, in this capacity she spearheaded major initiatives to improve the quality of health education, research and outreach on the campuses of universities in the A&M System; and

Whereas, she also helped the A&M System address the critical nationwide shortage of nurses through innovative programs such as the RN to BSN program at Texas A&M University-Texarkana, the online nursing degree program, the first of its kind in the nation, at Texas A&M University-Corpus Christi, and the accelerated nursing degree program at Texas A&M University Corpus-Christi; and

Whereas, she provided leadership in the expansion of the presence of the A&M System's health professions, to include the Irma Lerma Rangel School of Pharmacy at Texas A&M University-Kingsville, which will be the only pharmacy school in South Texas when it opens in 2005; Prairie View A&M University's new College of Nursing building in the Texas Medical Center in Houston; and the A&M System Health Science Center's South Texas Center facility in McAllen; and

Whereas, Dr. Bailey also helped strengthen the A&M System's linkages with the Scott & White health care system and currently serves on the Board of Visitors for Scott & White Clinic; and

Whereas, she has been active in the Fort Worth medical community as a member of the Tarrant County Medical Society, for which she has served as President and Chairman of the Board of Trustees, and has also served as a medical advisor for the North Texas chapter of the Asthma and Allergy Foundation of America, and the Physicians Advisory Board for the Child Study Center in Fort Worth; and

Whereas, Dr. Bailey has long been a leader in the Texas Medical Association, beginning as a student when she was elected Chairman of the Medical Student Sections of both the Texas Medical Association and American Medical Association, and later, as Chairman of the Young Physician Section of the Texas Medical Association, Vice Chairman of its delegation to the national association, and Speaker of its House of Delegates for five terms; and

Whereas, at the national level, Dr. Bailey has held the role of Speaker of the American College of Allergy, Asthma, and Immunology, and has been named a Distinguished Fellow in the American College of Allergy, American Academy of Allergy, Asthma and Immunology and a Fellow in the American Academy of Pediatrics, and is active in the Mayo Alumni Association and American Lung Association; and

Whereas, Dr. Bailey was elected to the American Medical Association's Council on Medical Education in July 2004; and

Whereas, her numerous honors and awards include the Distinguished Student Award, Outstanding Pediatrics Student and Honor Graduate Award while attending Texas A&M and the Texas A&M College of Medicine; now, therefore, be it

Resolved, that we, members of the Board of Regents of The Texas A&M University System, meeting on this 27<sup>th</sup> day of January 2005, express our deepest heartfelt gratitude and respect for her outstanding service and dedication to The Texas A&M University System; and, be it, further

Resolved, that in honor of her service to the Board, we bestow the title of Regent Emerita of the Board of Regents of The Texas A&M University System, with all the rights and privileges pertaining thereto, upon Dr. Susan Rudd Bailey; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof, be presented to Regent Bailey and to the Archives of The Texas A&M University System as a permanent tribute to the high esteem in which she is held.

~~~~~

Mr. Mays called on Mr. Nye who presented Item 24. Mr. Nye said that serving on the Board was one of the most rewarding experiences that he has had. He said that there are so many great people that not only serve on the Board, but also serve the System and higher education. Mr. Nye said that Mr. Sosa was one of the most remarkable people that he has met. He said that Mr. Sosa came to the System with very little background on TAMU or the System, but with a record and reputation of caring about young people, education and higher education. Mr. Nye said that in a few short months, and certainly over the period of six years that Mr. Sosa has served on the Board, he has created a personal relationship with everyone that would make them say that he is truly a genuine Aggie. Mr. Nye pointed out that Mr. Sosa started his distinguished career as a Marine. The Board took action as set forth below:

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**MINUTE ORDER 22-2005 (AGENDA ITEM 24)**

**ADOPTION OF A RESOLUTION HONORING  
LIONEL SOSA  
AND BESTOWING THE TITLE OF REGENT EMERITUS,  
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

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

Whereas, Mr. Lionel Sosa, having been appointed by Governor George W. Bush, has given six years of honorable and dedicated service to the Board of Regents of The Texas A&M University System beginning in 1999; and

Whereas, during his time on the Board, the A&M System grew to more than 100,000 students and underwent nearly \$935 million in new construction and renovations; and

Whereas, during this time, the A&M System’s operating budget increased to \$2.4 billion and research conducted by the A&M System grew to \$500 million; and

Whereas, during this time, Mr. Sosa served as Chairman of the Committee on Educational Access; and

Whereas, he also was a member of the Committees on Audit, Academic and Student Affairs, and Campus Art and Aesthetic Improvement; and

Whereas, Mr. Sosa played a key role in the A&M System’s response to the “Closing the Gaps” initiative spearheaded by the Texas Higher Education Coordinating Board to bring 500,000 more Texans into public higher education by the year 2015; and

Whereas, Mr. Sosa also conducted extensive research on educational attainment by Hispanics and African Americans, which helped shape the Board’s direction in this area; and

Whereas, as a result of Mr. Sosa’s leadership, the A&M System has made significant progress in meeting the four goals of the “Closing the Gaps” initiative to strengthen educational participation, student success, institutional excellence, and research; and

Whereas, he has been active in numerous causes to strengthen education, including serving as Vice Chairman of the Board of Trustees of the University of the Incarnate Word and as a member of the board of American College Testing and the Hispanic Scholarship Fund; and

Whereas, Mr. Sosa has also served as Chairman of the United Way of San Antonio and the San Antonio Symphony and has been a member of the Diversity Advisory Panel of Eastman Kodak; and

Whereas, as a longtime marketing and advertising executive, Mr. Sosa founded the largest advertising agency in the nation that focuses on the Hispanic market; and

Whereas, he has been a media consultant in six Republican presidential campaigns since 1980, including the 2004 presidential campaign of President George W. Bush; and

Whereas, Mr. Sosa was named one of the 100 Most Influential Hispanics in the nation by *Hispanic Business* magazine, and one of the 25 Most Influential Texans by *Texas Monthly* magazine; and

Whereas, he was named to the Texas Business Hall of Fame and received the Role Model Award for Diversity from the American Advertising Federation of New York; and

Whereas, he is the author of the book, *The Americano Dream: How Latinos Can Achieve Success in Business and in Life*, published in 1998 by Dutton; now, therefore, be it

Resolved, that we, members of the Board of Regents of The Texas A&M University System, meeting on this 27<sup>th</sup> day of January 2005, express our deepest heartfelt gratitude and respect for his outstanding service and dedication to The Texas A&M University System; and, be it, further

Resolved, that in honor of his service to the Board, we bestow the title of Regent Emeritus of the Board of Regents of The Texas A&M University System, with all the rights and privileges pertaining thereto, upon Mr. Lionel Sosa; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof, be presented to Regent Sosa and to the Archives of The Texas A&M University System as a permanent tribute to the high esteem in which he is held.

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Mr. Nye said Mr. Sosa is a true renaissance man; a person of remarkable personal traits, exemplary character, a dear friend to everyone, and a real champion. Dr. Gramm added that he is an artist. Mr. Nye presented Mr. Sosa with a framed resolution.

Mr. Mays called on Mr. White who presented Item 25. Mr. White said that Mr. Stevens is a complete package. He said that he is an “Aggie’s Aggie,” has great business acumen and is familiar with the agricultural side of everything he has done with the American Quarter Horse Association and the Houston Livestock Show and Rodeo.

The Board took action as set forth below:

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**MINUTE ORDER 23-2005 (AGENDA ITEM 25)**

**ADOPTION OF A RESOLUTION HONORING  
R.H. “STEVE” STEVENS  
AND BESTOWING THE TITLE OF REGENT EMERITUS,  
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

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

Whereas, Mr. R.H. “Steve” Stevens, Jr., received his Bachelor of Arts degree in accounting from Texas A&M University in 1962, and held numerous leadership positions in the Corps of Cadets as a student; and

Whereas, he subsequently attended postgraduate school at the University of Texas and served as an officer in the United States Air Force; and

Whereas, Mr. Stevens is managing partner of Stevens & Company LLP of Houston and serves on a number of boards of directors; and

Whereas, Mr. Stevens, having been appointed by Governor George W. Bush, has given six years of honorable and dedicated service to the Board of Regents of The Texas A&M University System beginning in 1999; and

Whereas, during his time on the Board, the A&M System grew to more than 100,000 students and underwent nearly \$935 million in new construction and renovations; and

Whereas, during this time, the A&M System’s operating budget increased to \$2.4 billion and research conducted by the A&M System grew to \$500 million; and

Whereas, as a member of the Board, Mr. Stevens has served as Chairman of the Committee on Audit, the Health Science Center Review Committee, and the Committee on Finance; and

Whereas, during his six-year term, the investment portfolio of the A&M System grew from \$1.14 billion to \$1.72 billion; and

Whereas, he was a member of the Committee on Buildings and Physical Plant, the Committee on Academic and Student Affairs, the Committee on Biotechnology, the Policy Review Committee, the Public Policy and Planning Committee, and the Committee on Campus Art and Aesthetic Improvement; and

Whereas, he also served as a director on the University of Texas Investment Management Company and as the Board’s special liaison to the Prairie View A&M University Development Foundation; and

Whereas, he served as Vice Chairman of the Board for Lease of University Lands, which authorizes the leasing of oil and gas on lands tied to the Permanent University Fund; and

Whereas, Mr. Stevens has given selflessly to his alma mater as a past member of the Chancellor’s Advisory Council, the College of Veterinary Medicine Development Council and the School of Business Development Council; and

Whereas, he has also served as Class Agent for the Texas A&M University Class of 1962, as a Regional Vice President of the Association of Former Students, and as President of the 12th Man Foundation; and

Whereas, Mr. Stevens is active in community organizations, having served as a member of the Houston Independent School District’s Project Renewal Technical Advisory and Resource Committee and as former chairman of the Corporate Giving Committee for the Houston Chapter of the American Heart Association; and

Whereas, he is a former treasurer and a member of the Board of Directors of the Childress Foundation, a Houston organization that helps at-risk children; and

Whereas, he is a past president of the American Quarter Horse Association, which has more than 330,000 members worldwide; and

Whereas, he is a Lifetime Vice President and member of the Board of Directors of the Houston Livestock Show and Rodeo, a charity devoted to scholarship and education; now, therefore, be it

Resolved, that we, members of the Board of Regents of The Texas A&M University System, meeting on this 27<sup>th</sup> day of January 2005, express our deepest heartfelt gratitude and respect for his outstanding service and dedication to The Texas A&M University System; and, be it, further

Resolved, that in honor of his service to the Board, we bestow the title of Regent Emeritus of the Board of Regents of The Texas A&M University System, with all the rights and privileges pertaining thereto, upon Mr. R.H. “Steve” Stevens, Jr.; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof, be presented to Regent Stevens and to the Archives of The Texas A&M University System as a permanent tribute to the high esteem in which he is held.

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Mr. White presented Mr. Stevens with a framed resolution.

Mr. Mays said that it was not necessary to read the resolutions to understand what dramatic contributions Regents Bailey, Sosa and Stevens have made to the System over the past six years. He said that it had certainly been an honor to serve with them.

Mr. Mays presented Item 31. The Board took action as set forth below:

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**MINUTE ORDER 24-2005 (AGENDA ITEM 31)**

**ADOPTION OF A RESOLUTION IN MEMORY OF  
PRESIDENT EMERITUS FRANK E. VANDIVER,  
TEXAS A&M UNIVERSITY**

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

Whereas, Frank E. Vandiver served with distinction as the 19<sup>th</sup> President of Texas A&M University from 1981 to 1988; and

Whereas, upon relinquishing the presidency, the Board of Regents of The Texas A&M University System appointed him to the position of Distinguished University Professor and as the first Holder of the John H. and Sara H. Lindsey Endowed Chair in Liberal Arts, and conferred upon him the title of President Emeritus, and

Whereas, during Dr. Vandiver's tenure, Texas A&M grew in stature, size and scope, achieving status as a Land Grant, Sea Grant, and Space Grant university; and

Whereas, through his vision and high ideals, Dr. Vandiver helped to elevate the Texas A&M University faculty through the creation of the Faculty Senate and the affiliation of the University's first recipients of the Nobel Prize and the Pulitzer Prize; and through his leadership helped propel Texas A&M into the ranks of the nation's leading research universities, surpassing the \$100 million mark in budgeted research and the \$1 billion mark in the size of its endowment; and

Whereas, Dr. Vandiver held degrees from The University of Texas at Austin, Tulane University, and Oxford University, and dedicated his intellect and energy to the study of history, serving as a member of the faculties of Washington University, Rice University, Oxford University, the United States Military Academy at West Point, and until his death on January 7, 2005, Texas A&M University; and

Whereas, Dr. Vandiver served with distinction as Interim President of the American University in Cairo, 1997-1998; President of North Texas State University, 1979-1981; Provost of Rice University, 1970-1979; and Acting President of Rice University, 1969-1970; and

Whereas, he was the author of twenty historical books, including the definitive biographies *Mighty Stonewall and Black Jack*; *The Life and Times of John J. Pershing*, and the histories *Ploughshares into Swords: Josiah Gorgas and Confederate Ordnance*; *Rebel Brass: The Confederate Command System*; *Jubal's Raid: General Early's Famous Attack on Washington in 1864*; *Their Tattered Flags: The Epic of the Confederacy*; *Blood Brothers: A Short History of the Civil War*; and *Shadows of Vietnam: Lyndon Johnson's War*; as well as numerous articles and essays on military history; and

Whereas, Dr. Vandiver served on numerous boards and committees for organizations including the Department of the Army, Office of the Chief of Military History, Advisory Council; National Council of the Humanities; the Rhodes Scholarship Selection Committee for Texas; the Association of American Colleges, Educational Advisory Committee; U.S. Command and General Staff College, Fort Leavenworth, Kansas; the Committee on Armed Services, U.S. Senate; Board of Visitors, U.S. Air Force Air University; and the New York Academy of Sciences; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, meeting on this 27<sup>th</sup> day of January 2005, express our deepest gratitude and respect for his distinguished service; and, be it, further

Resolved, that this resolution be spread upon the minutes and official copies thereof be signed by the Chairman of the Board of Regents and be presented to President Vandiver's family and to the archives of Texas A&M University as a permanent mark of the respect of this Board for the life and work of the late Frank E. Vandiver, and as a token of this Board's sympathy in his family's great loss.

~~~~~

Dr. Gramm said that Dr. Vandiver was a great scholar and loved football. Mr. Nye said that he was a very distinguished gentleman. Mr. Mays said that he served on the Board during Dr. Vandiver's tenure as President of TAMU and he was a great scholar who had written great books.

### **OTHER BUSINESS**

Mr. Mays said that the next regular meeting of the Board was scheduled for March 24-25, 2005, on the campus of TAMU. He said that because of concern about where the dates fall and Good Friday, the meeting would be held on Thursday, March 24, and, if necessary, the executive session would convene on the morning of Friday, March 25.

### **RECESS TO EXECUTIVE COMMITTEE**

Mr. Mays recessed the meeting at 2:55 pm. He announced that the Board would convene in executive session to consider matters as provided in Chapter 551 of the Texas Government Code: 551.071, for consultation with System Attorneys regarding legal

matters or pending and/or contemplated litigation or settlement offers; 551.072, for deliberations regarding the purchase, exchange, lease or value of real property; 551.073, for deliberations regarding negotiated contracts for prospective gifts or donations; 551.074, for deliberations regarding personnel matters relating to appointment, employment, evaluation, reassignment, duties, discipline, or dismissal or to hear complaints or charges against an officer or employee.

Mr. Mays said that in accordance with the law, no final action, decision, or vote with regard to any matter considered in the executive session would be made or taken.

*(Secretary's note: The Board met in executive session from 3:10 pm until 4:45 pm.)*

**RECONVENE IN OPEN SESSION**

Mr. Mays reconvened the meeting in open session at 4:46 pm. He said the Board met in executive session from 3:10 pm until 4:45 pm. He said the Board discussed general items that related to litigation, personnel and land acquisitions. He called on Mr. Nye who presented Items 11, 12, 26 through 30 and 32. The Board took action as set forth below:

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**OTHER ITEMS**

**MINUTE ORDER 25-2005 (AGENDA ITEM 11)**

**AUTHORIZATION TO ENTER INTO A  
LONG-TERM LEASE COVERING APPROXIMATELY  
1.053 ACRES OF LAND IN HOUSTON COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or his designee, following approval for legal sufficiency by the Office of General Counsel, is authorized to enter into a long-term lease agreement with the Texas Youth Commission for a tract of land totaling approximately 1.053 acres and being described as part of the Frank Johnson Survey, Abstract 46, City of Crockett, Houston County, Texas. The term of the lease will commence May 1, 2005, and extend through December 31, 2022. Consideration to be paid by the Texas Forest Service for this lease is \$20.00 for the entire lease term.

**MINUTE ORDER 26-2005 (AGENDA ITEM 12)**

**CONCURRENCE WITH A RESOLUTION ADOPTED BY THE  
CITY OF SAN ANTONIO ON JANUARY 20, 2005,  
REGARDING THE GIFT OF A TRACT OF LAND SITUATED  
IN BEXAR COUNTY, TEXAS, AND AUTHORIZATION TO NEGOTIATE  
AN AGREEMENT WITH THE CITY OF SAN ANTONIO,  
THE TEXAS A&M UNIVERSITY SYSTEM**

On motion of Mr. Sosa, 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 hereby acknowledges and favorably concurs with the attached Resolution, which was approved and adopted by the City of San Antonio on January 20, 2005, a copy of which is attached to the official minutes as **Exhibit J**. The Chancellor of The Texas A&M University System, or his designee, is authorized to negotiate an agreement with the City of San Antonio under which the City would acquire and give to The Texas A&M University System a tract of land containing at least 400 acres located at the southwest corner of Loop 410 South and U.S. 281 South in Bexar County, Texas, to be used as the site of the Texas A&M University-San Antonio campus.

**MINUTE ORDER 27-2005 (AGENDA ITEM 26)**

**APPOINTMENT OF  
DR. ROSANNE STRIPLING  
AS DEAN OF THE COLLEGE OF ARTS AND SCIENCES AND EDUCATION,  
TEXAS A&M UNIVERSITY-TEXARKANA**

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

Effective January 1, 2005, Dr. Rosanne Stripling is hereby appointed Dean of the College of Arts and Sciences and Education at Texas A&M University-Texarkana, at an initial salary of \$110,000.

**MINUTE ORDER 28-2005 (AGENDA ITEM 27)**

**AUTHORIZATION FOR THE PRESIDENT OF TEXAS A&M UNIVERSITY  
TO EXECUTE AMENDMENT TO EMPLOYMENT CONTRACT  
AND CONTRACT FOR SERVICES WITH  
TEXAS A&M UNIVERSITY'S HEAD FOOTBALL COACH,  
TEXAS A&M UNIVERSITY**

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

Authority is hereby granted, upon review for legal form and sufficiency by the Office of General Counsel, to the President of Texas A&M University to execute an Amendment to the Employment Contract and Contract for Services, as shown in **Exhibit K**, a copy of which is attached to the official minutes, with the following person:

Dennis Franchione -- Head Football Coach, and Fran, Inc.

**MINUTE ORDER 29-2005 (AGENDA ITEM 28)**

**APPOINTMENT OF  
DR. JUDY WARREN  
AS ASSOCIATE DIRECTOR OF HUMAN SCIENCES,  
TEXAS COOPERATIVE EXTENSION**

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

Effective February 1, 2005, Dr. Judy Warren is hereby appointed Associate Director of Human Sciences, at an initial salary of \$113,160 annually.

**MINUTE ORDER 30-2005 (AGENDA ITEM 29)**

**AUTHORIZATION TO EXECUTE AN AMENDED CONTRACT WITH  
DR. ROBERT M. GATES,  
PRESIDENT OF TEXAS A&M UNIVERSITY,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System is hereby authorized to negotiate and, upon review for legal sufficiency by the Office of General Counsel, execute an amended employment agreement with Dr. Robert M. Gates.

**MINUTE ORDER 31-2005 (AGENDA ITEM 30)**

**APPOINTMENT OF  
DR. RUSSELL H. CROSS AS  
ASSOCIATE DIRECTOR OF  
THE TEXAS AGRICULTURAL EXPERIMENT STATION  
AND DEPUTY VICE CHANCELLOR FOR AGRICULTURE,  
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:

Effective February 1, 2005, Dr. H. Russell Cross is hereby appointed Associate Agency Director at the Texas Agricultural Experiment Station, and Deputy Vice Chancellor for Agriculture for The Texas A&M University System, at an initial salary of \$215,000.

**MINUTE ORDER 32-2005 (AGENDA ITEM 32)**

**APPROVAL OF A LIST OF CANDIDATES TO SERVE AS  
DIRECTOR(S) OF THE UNIVERSITY OF TEXAS  
INVESTMENT MANAGEMENT COMPANY (UTIMCO),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

Pursuant to the Texas Education Code, Section 66.08(e), the Board of Regents of The Texas A&M University System submits a list of candidates with substantial background and expertise in investments to the Board of Regents of The University of Texas System. The University of Texas System Board then selects one or more of those persons to serve on the Board of Directors of The University of Texas Investment Management Company.

The following list of candidates is hereby recommended:

Mr. Erle Nye  
Mr. Phil Adams

*(Secretary's Note: The University of Texas System Board of Regents, meeting on March 10, 2005, appointed Mr. Erle Nye to The University of Texas Investment Management Company (UTIMCO) Board of Directors, effective March 10, 2005, to serve for a term ending April 1, 2008.)*

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**ADJOURNMENT**

There being no further business, Mr. Mays adjourned the meeting at 4:50 pm.

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

VBS:jb