

**MINUTES**

**OF THE**

**MEETING OF THE**

**BOARD OF REGENTS**

**OF**

**THE TEXAS A&M UNIVERSITY SYSTEM**

**HELD IN**

**COLLEGE STATION, TEXAS**

**February 3-4, 2011**

*(Approved March 24, 2011)*

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**MINUTES OF THE  
MEETING OF THE BOARD OF REGENTS  
February 3-4, 2011**

**CONVENE – THURSDAY, FEBRUARY 3, 2011**

Chairman Morris Foster convened a regular meeting of the Board of Regents of The Texas A&M University System at 2:45 p.m., Thursday, February 3, 2011, in the Board Meeting Room on the campus of Texas A&M University, College Station, Texas. The following members of the Board were present:

Mr. Morris Foster, Chairman  
Mr. James P. Wilson, Vice Chairman  
Mr. Phil Adams  
Dr. Richard A. Box  
Mr. Lupe Fraga  
Mr. Jim Schwertner  
Mr. Gene Stallings  
Ms. Ida Clement Steen  
Mr. John D. White  
Mr. Cresencio Davila, Student Regent

Chairman Foster announced that a quorum of the Board was present.

*(Secretary's Note: Mr. White was appointed by Governor Rick Perry on January 4, 2011, to serve as a Member of the Board of Regents of The Texas A&M University System. Mr. White, who previously served on the Board from 2003 to 2009, was appointed to fill the position held by Mr. Bill Jones.)*

**RECESS TO EXECUTIVE SESSION**

Chairman Foster announced that the Board would recess to executive session to consider matters as permitted by Chapter 551, Sections 71, 72 and 74 of the Texas Government Code. He said in accordance with the law, no final action, decision, or vote with regard to any matter considered in the executive session will be made or taken.

*(Secretary's Note: The Board met in executive session from 2:46 p.m. until 5:30 p.m.)*

**RECONVENE IN OPEN SESSION AND RECESS**

Chairman Foster reconvened the meeting in open session at 5:31 p.m. in the Board Meeting Room. He announced that the Board met in executive session on February 3, 2011, from 2:46 p.m. to 5:30 p.m. and considered executive session agenda items and conferred with the Chancellor, several system and university administrators and system attorneys on personnel, real property and legal matters. Chairman Foster announced that the Board would recess and reconvene at 9:00 a.m., Friday, February 4, 2011, at the Bernard C. Richardson Zone (The Zone) on the campus of Texas A&M, College Station, Texas.

**RECONVENE BOARD MEETING – FRIDAY, FEBRUARY 4, 2011**

Chairman Foster reconvened a regular meeting of the Board of Regents of the A&M System at 9:08 a.m., Friday, February 4, 2011, at The Zone on the campus of Texas A&M, College Station, Texas. The following members of the Board were present:

Mr. Morris Foster, Chairman  
Mr. James P. Wilson, Vice Chairman  
Mr. Phil Adams  
Dr. Richard A. Box  
Mr. Lupe Fraga  
Mr. Jim Schwertner  
Mr. Gene Stallings  
Ms. Ida Clement Steen  
Mr. John D. White  
Mr. Cresencio Davila, Student Regent

Chairman Foster announced that a quorum of the Board was present. He said the Board met in executive session on February 3, 2011, from 2:46 p.m. to 5:30 p.m., and considered executive session agenda items and conferred with the Chancellor, several system and university administrators, and system attorneys on personnel, real property and legal matters.

**INVOCATION**

Chairman Foster called on Dr. Stanton Calvert, Vice Chancellor for Governmental Relations, who presented the invocation.

**CHAIRMAN'S REMARKS**

Chairman Foster thanked everyone who had braved the weather to attend the meeting and cautioned all to travel safely after the meeting. He said in January, Governor Rick Perry announced the appointment of Mr. John D. White of Houston to the A&M System Board of Regents. Mr. White had previously served on the Board from 2003 to 2009, having been elected chairman and vice chairman during his first term. He said Mr. White left a legacy of collaboration across the System. Chairman Foster asked everyone to welcome Mr. White back to the Board. He said Mr. White would complete the term of Mr. Bill Jones, who served the Board with honor and distinction from 2003 through 2010.

Chairman Foster said everyone was aware of the budgetary challenges. He said the Texas Legislature and the A&M System member institutions were all working on this issue. He said that two summers ago the Board initiated a concerted effort to identify and implement cost savings and efficiencies across the A&M System. He said they also appreciated the additional measures undertaken by the presidents and CEOs to address the current budget reductions and to best position their respective institutions for the upcoming biennium. Chairman Foster said he has watched each of the institutions and their leaders and had told Chancellor McKinney many times that, in his industry days, he saw people

deal with difficult times and periods. He said what he had seen over the last two years in their leadership at the various institutions had been truly outstanding. He said everyone had recognized the issues and had taken their “teams” to a level of effort to position and prepare the A&M System for the current tough times. Chairman Foster expressed his appreciation, on behalf of the Board, to everyone for their hard work.

Chairman Foster said elected officials would face many difficult decisions related to economic realities over the next few months. He said that as one of the largest university systems in the country, the A&M System considered education and the creation and dissemination of knowledge as critical keys to the economic growth and overall societal well-being of Texas. He said they all know an investment in higher education was an investment in the future. Chairman Foster said despite budgetary challenges, they still had a job to do -- to educate the future generations of Texans, conduct life-changing research, and serve the state’s citizens. He said he was proud to say they were doing this job extremely well.

Chairman Foster said the American Council of Trustees and Alumni (ACTA) recently recognized two A&M System institutions; Texas A&M and Texas A&M University-Corpus Christi for preparing undergraduates for the workforce. He said the Aggies and Islanders were among 17 schools to receive an “A” in core curriculum requirements for undergraduates and congratulated Dr. Bowen Loftin, President of Texas A&M, and Dr. Flavius Killibrew, President of A&M-Corpus Christi.

Chairman Foster said the A&M System’s Project Military Friendly was entering its third year. He reported that all 11 universities were now participating in the U.S. Marine Corps’ new Leadership Scholar Program. He said this innovative program paired Marines leaving active duty with the university of their choice by pre-screening them to meet or exceed all admission requirements.

Chairman Foster said the Energy Engineering Institute was established last year under the Texas Engineering Experiment Station (TEES) to coordinate all A&M System’s energy-related activities. He said that this week the Institute hosted the 2011 Energy Forum, bringing together nearly 300 people for a two-day summit on the current state of our global energy security and the challenges to its sustainability.

He said that in the essence of time, he wanted to extend a special thank you to the presidents, CEOs and leadership for their dedication and service during these important times in the life of the A&M System and Texas.

### **CHANCELLOR’S REMARKS**

#### Legislative Session

Chancellor McKinney said this was a tough time to be a legislator and a tough time to be a regent -- called upon to maintain quality and increase the number of graduates, with a decreasing amount of funds. He said part of their commitment to the State Legislature was not to make their job any tougher than it already was. He said there had been a 5% cut

in the current biennium; they had been asked to set aside another 2.5%, and they would get that done.

Chancellor McKinney said the first round of cuts was disproportionate to higher education, and the Legislature was tired of hearing that from us. He said when they asked for a 5% cut, the A&M System did that. He said we gave up 5% – 41% of the total collected and that was not a proportionate distribution of the cuts.

Chancellor McKinney said there were two drafts this session, a House bill and a Senate bill. He said these drafts were equitable and distributed the “pain.” He added that he believed they had written bills that showed how bad the economy was. He said the A&M System had prepared for this for over a year and were not surprised about the cuts. He said several presidents said if the budget did not get any worse, they would be okay, but that did not mean it would not hurt, and adjustments would have to be made.

Chancellor McKinney said they sent out letters that there would be no tuition increases next school year, and this did not go unnoticed by the Legislature. He said they understood it was hard to freeze tuition, when the state budget was decreasing.

He said their message would be that they were not shutting down, they would not whine and they wanted the Legislature to know it would be painful, but they would do the absolute best they could with the money they had. He said they were committed to graduating more people into the workforce and provide for the next generation. Chancellor McKinney said the nationwide unemployment rate was currently 9.7%.

Dr. Calvert presented the Legislative Update (a copy of which is on file in the Office of the Board of Regents).

#### Office of Technology Commercialization Update

Chancellor McKinney said the mission of the Office of Technology Commercialization (OTC) involved the licensing of the A&M System faculty’s ideas and technologies. They licensed technology to the private sector and helped turn the research discoveries made within the System into patented, commercialized products.

Chancellor McKinney said Mr. Brett Cornwell, Associate Vice Chancellor for Commercialization, led the OTC. He reported that since the OTC was founded in 1992, the A&M System had negotiated 931 licenses, 774 companies, 61 start-up companies, worked with 3,297 inventors and obtained 1,083 patents during that time. He said OTC’s activities were part of the land grant’s mission to make research available to the people. Chancellor McKinney said during this last fiscal year they had 207 disclosures, 108 patent applications and issued another 38 patents. Last year their licensing fees were \$11 million, which was not a lot when the budget was \$3.3 billion, but it was an acknowledgement that they were discovering things identified as being useful. He said more than that, they continued to encourage the spirit of discovery and the attitude of creativity on campus, which could not be measured with an \$11 million return.



Research Administration Shared Services

Chancellor McKinney said since 2009, the A&M System had worked on the Shared Services Initiative. He said the administration of research grants and contracts included, but was not limited to, the pre and post-award services identified as one of the nine areas to search for shared services. He said this was for increasing the quality and amount of service provided, while saving money in preparation for the current budgets. The A&M System obtained the services of an independent firm, Schaefer & Company LLC, to perform an external assessment of existing research administration operations. Chancellor McKinney said their assessment included a comparison of organizational structures of peer organizations, which was done across the U.S., while working closely with research administration, the Office of General Counsel (OGC) and budgetary personnel. He said there were five groups across the A&M System that performed research administration.

Mr. Pat Schaefer, Schaefer & Company LLC, presented the report (a copy of which is on file in the Office of the Board of Regents).

Regent Schwertner asked if, in their evaluation of operational efficiencies, they were able to determine a dollar amount in savings. Mr. Schaefer said they conservatively estimated savings of approximately 20%, or between \$2.7 million and \$2.9 million, based on the total cost of \$17.5 million. He said the basis for those costs was primarily in people and process efficiencies.

Regent Schwertner asked if he had given the Board a recommendation on how to measure that, moving forward. Mr. Schaefer said he had recommended that they develop a performance management program for increased accountability, increased institutional focus and better feedback and learning.

Regent Adams asked if it was accurate that Mr. Schaefer and his firm had been engaged in a number of these very similar or exact projects. Mr. Schaefer said for the last four years he had been involved with a Big 10 university conducting a similar analysis and had actually benchmarked over 20 to 25 institutions. Mr. Schaefer said the key was in the implementation of the plan. He said most of it was leadership; if there was good leadership and a good management plan, with good performance accountabilities that were established and the right organizational focus, it could work quite well and savings could increase dramatically. He said it was problematic if this became a paper exercise, where people looked at the savings, but did not translate it into operational initiatives. Mr. Schaefer said execution and operational initiatives were key to the plan, so there was a big divergence in performance from one end of the spectrum to another. He said in his experience, places with very strong leadership that adopted and embraced performance and accountability measures, and involved research administrators and faculty were successful. He said in order for the plan to work, there should be a good representation of people in the trenches doing the work.

Regent Adams asked if it was up to us to execute. Mr. Schaefer replied in the affirmative. Regent Adams asked if in similar university systems, they were seeing a superior outcome once they got through the disruption. Mr. Schaefer said based on the benchmarks of their largest institutions, they were doing more with fewer people. He said

it made sense because there was a fundamental logic when comparing five separate, fully staffed contracts and grants offices versus one centralized contracts and grants office. He said the fundamental logic was that they could definitely improve from an efficiency and operational standpoint.

Regent White said the survey indicated only 35% responded and that was more than normal. Mr. Schaefer replied in the affirmative and said for these types of surveys, that they were very pleased to get faculty responses of 25 to 30%, so 35% was strong. Regent White asked if he was satisfied that the right stakeholders had been included in the review and in the process. He asked if they have the right people on the train moving forward. Mr. Schaefer said he had been very impressed with people in the A&M System member offices and their level of coordination was quite good. He said they believed that the right team was in place to do something good. Regent White asked if he had found collaboration. Mr. Schaefer said one of the issues across the A&M System was that different system members had quite different resources and the amount of participation varied based on that.

Regent Schwertner asked Mr. Schaefer if the scope of work by his firm was complete, or would he stay and monitor the plan. Mr. Schaefer said he would like to stay involved and help. Regent Schwertner asked what his contract was. Mr. Schaefer said he had a contract and then a contract extension for additional work they were finishing up. Regent Schwertner asked if the Board decided they wanted to keep his firm on board to help monitor this, could they do that. Mr. Schaefer replied in the affirmative and said his contract date went through August 2011, with a one-year option renewal.

Vice Chairman Wilson asked if the office of research administration they recommended would represent a consolidation of the five administrative entities the A&M System currently had. Mr. Schaefer said the pre-award full-time equivalents (FTE) were staying in their appropriate locations to work with those principal investigators. He said the post-award was more of the consolidated focus. Vice Chairman Wilson asked if this revised structure in any way changed the policies and procedures related to how indirect costs were allocated. Mr. Schaefer replied in the negative and said it was a fundamental assumption that none of the indirect cost recovery would vary from current practice.

Chairman Foster asked on a scale of 1 to 10, where 10 was the most efficient research administration, where was the A&M System ranked coming into the study and where could it be, if they executed the plan properly. Mr. Schaefer said for having five, fully staffed contracts and grants offices, they were relatively efficient. He said they were competitive in both proposals per FTE and grants managed per FTE. He said when they looked at consolidated office-sponsored programs versus having five separate, it was different; they had to move back safely to the middle of that continuum.

Chairman Foster said he assumed as they became more efficient that this plan would also put us in a better position to generate more total research dollars, not only from the savings that would go back into research administration, but as they recruited money, they should be more successful in competing with others that chased the same money. He asked Mr. Schaefer if he had noticed that with the other universities that had done this. Mr. Schaefer replied in the affirmative.

Vice Chairman Wilson asked where the savings would go. Mr. Schaefer said those savings were going back into the business, reinvested into the units. He said they would not go into the A&M System.

Regent Adams asked if that meant to secure more research dollars. Mr. Schaefer answered in the affirmative and said that was an incentive for greater efficiencies. Regent Adams said this should afford us a superior outcome. Mr. Schaefer said he wanted to emphasize that he believed that Texas A&M was getting ready to “hit the ball out of the park” on research. He said if they were currently No. 20, looking forward, the potential was amazing.

Chancellor McKinney said he appreciated them pointing out that the A&M System was not broken. He said research going on within the A&M System, particularly in Bryan/College Station, was on a rapid rise. He said this plan would make them more efficient while increasing that number. He said it was their intention that whatever savings occurred would be in the form of decreased expenditures on this particular item. He said what the university, college, department or even the principal investigator, did with the savings was what they did with the rest of the grant. This was not what they would use for budget reductions. He said they were committed to continuing to grow research and be more efficient so the money could be used for what it is intended; research, not administration.

Vice Chairman Wilson asked how this helped the other A&M System universities. Chancellor McKinney said proportionately it helped them possibly even more than Texas A&M, because not everyone had the expertise to do the pre-award and post-award. He said this referred back to Texas A&M serving as a flagship and they would provide this service to the other system universities. He said the MAESTRO System and Office of Research Administration would be the backbone and bring in the other System universities. Chancellor McKinney said he believed it would rapidly accelerate the other universities.

Regent Fraga asked if Chancellor McKinney felt that they were institutionalizing these processes instead of being dependent upon the personalities that might be involved. Chancellor McKinney replied in the affirmative and said that was an extremely important piece of it.

Regent White said regarding the research administration plan, he had not heard about a period of implementation, the expectation or who would lead the charge. Chancellor McKinney said they had begun to put together a plan and Dr. Jeffery Seemann was the Chief Research Officer.

Chairman Foster extended the Board’s appreciation to Mr. Schaefer and his firm for their effort and said the details he had seen had been of the highest quality. He said he appreciated the experience his organization had brought and the manner in which he had presented the report. He said it was clear that the Board was committed to shared services to enhance efficiencies, expand our best practices and generate cost savings in the administration of research grants and contracts throughout the System. He said they were also committed to assisting System members concerning their overall research capacities.

He said the best opportunity for capitalizing on shared services efficiencies and savings in research administration across the A&M System was through the consolidation of the principal research administration functions spread throughout the System.

Chairman Foster said in forming this single System-wide research administration unit, there was a set of guidelines that were very important as we began to implement and execute.

- All actions must position the A&M System members and our research faculty for future growth. They had to be in a position to grow this at the pace they had been growing, if not faster,
- A high level of customer service and quality of services for our research faculty must be a priority as part of this process,
- It was very important as an incentive driver that all cost savings identified and generated remain in the respective research units for more direct investment into the growth of the research enterprise, and
- Indirect cost returns will continue to be distributed to the A&M System members and administered according to the current practices.

Chairman Foster said the current practice of utilizing a distributed network for pre-award services and the support to the faculty that such a network provided should be preserved while taking the opportunity presented by the formation of a single research administration entity to better coordinate and manage this network across all A&M System members.

Chairman Foster asked Chancellor McKinney to form a committee to:

- Form a research administration shared services entity for the purpose of the pre-award and post-award services for all contracts and grants sought by and awarded to all A&M System members;
- Present a detailed implementation plan to the Board prior to the next regularly scheduled meeting in March with the aforementioned guidelines. In that implementation plan, give the Regents a timeline in terms of each piece that has to be implemented and when they would have the entire process implemented to the report presented today.

Chancellor McKinney accepted the charge and asked Dr. Seemann to lead this effort on behalf of the System. He said Dr. Seemann had assumed a new role in shared services and would be the chief research officer for the entire System. He said they would complete a detailed report before the next meeting, including a timeframe, and keep the Board informed on how long it would take to implement.

Chairman Foster said this had been over two years coming, but the extra time that had been put into, it was evident in terms of where they were headed. He said he appreciated everyone's hard work.

Dr. Mark H. Weichold

Chancellor McKinney complimented the Board for recognizing the contributions of unique individuals at the Regents Awards each year. He said Dr. Mark H. Weichold joined the Electrical Engineering faculty at Texas A&M in 1982 and had been part of a variety of teaching, research and service activities over the years, prior to being named Dean and CEO of Texas A&M at Qatar. He said Dr. Weichold led the Qatar campus that offered undergraduate degree programs in chemical, electrical, mechanical and petroleum engineering under dramatically different societal environments than existed in the Bryan/College Station area. He said in addition to the Qatar campus, Dr. Weichold served Texas A&M in College Station as Dean of Undergraduate Programs and Associate Provost for Undergraduate Programs and Academic Services. Chancellor McKinney said he also had conducted important research in his field and held three patents and his findings had been published on a wide array of electrical engineering discoveries and numerous journals.

Dr. Weichold said it was an honor to be recognized, and accepted the award on behalf of all his friends, colleagues, mentors that had guided him over the past 29 years he had been part of the Texas A&M. He said it was an honor to be at Doha, Qatar, and invited anyone to visit. He said the campus was a very vibrant, dynamic place with 450 students and they had graduated over 150 students. He said the big news was that they hoped to kick off their graduate program in the fall.

Chairman Foster thanked Dr. Weichold for making the long trip. He said the recognition of a professor like him was very important to the Board because his dedication and others was the bedrock of what supported the institutions and the success. He said how fast the Qatar campus had grown and the number of students that graduated in a short period was quite impressive. He said Dr. Weichold's leadership had been critical.

Chairman Foster said Ms. B. J. Crain would present the A&M System's Annual Financial Report for FY 2010 at the March Board meeting.

**RECESS**

Chairman Foster recessed the meeting at 10:29 a.m.

*(Secretary's Note: The Committee on Finance convened at 10:29 a.m. and adjourned at 10:37 a.m. The Committee on Buildings and Physical Plant convened at 10:37 a.m. and adjourned at 10:56 a.m. The Committee on Academic and Student Affairs convened at 10:56 a.m. and adjourned at 11:33 a.m.)*

**RECONVENE BOARD MEETING**

Chairman Foster reconvened the meeting at 11:33 a.m.

**REPORT FROM THE COMMITTEE ON AUDIT**

Regent Wilson, Chairman of the Committee on Audit, reported that the committee met the previous day and discussed the First Quarter Audit Report, the Audit Tracking Report, Management’s Responses to Audit Tracking Report and the Update on the EthicsPoint Hotline.

**REPORT FROM THE COMMITTEE ON FINANCE**

Regent Adams, Chairman of the Committee on Finance, reported that the committee met earlier the same day and considered and approved Items 1 through 9 and 39 and recommended approval to the full Board.

On motion of Regent Adams, seconded by White and by a unanimous vote, the following minute orders were approved (001 through 010):

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**MINUTE ORDER 001-2011 (ITEM 1)**

**APPROVAL OF FY 2012 OPERATING BUDGET GUIDELINES,  
THE TEXAS A&M UNIVERSITY SYSTEM**

The Texas A&M University System guidelines for the FY 2012 operating budget, as shown in **Exhibit A**, are hereby approved.

**MINUTE ORDER 002-2011 (ITEM 2)**

**ADOPTION OF THE FIRST AMENDMENT TO RESOLUTION ESTABLISHING  
PERMANENT UNIVERSITY FUND COMMERCIAL PAPER PROGRAM,  
THE TEXAS A&M UNIVERSITY SYSTEM**

The First Amendment to Resolution Establishing Permanent University Fund Commercial Paper Program, in substantially the form of **Exhibit B**, is hereby adopted as of February 4, 2011. The Chief Investment Officer and Treasurer or other Authorized Representative is hereby authorized to take such actions as are necessary to accomplish the purposes of the resolution in accordance with the provisions of the resolution.

**MINUTE ORDER 003-2011 (ITEM 3)**

**APPROVAL OF FY 2011 STILES FARM FOUNDATION BUDGET,  
TEXAS AGRILIFE EXTENSION SERVICE**

The operating budget for the Stiles Farm Foundation for calendar year 2011, attached to the official minutes as **Exhibit C**, is hereby approved.

**MINUTE ORDER 004-2011 (ITEM 4)**

**AUTHORIZATION TO ESTABLISH A QUASI-ENDOWMENT ENTITLED  
THE “JANET & MARK H. ELY ‘83/CENTER FOR EXECUTIVE  
DEVELOPMENT ENDOWED BUSINESS HONORS SCHOLARSHIP,”  
TEXAS A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System authorizes the President of Texas A&M University to establish a quasi-endowment to be named the “Janet & Mark H. Ely ‘83/Center for Executive Development Endowed Business Honors Scholarship.” The scholarship will be funded by gift funds from the Elys and will be matched by the Mays Business School from existing funds held in a Texas A&M University account. Earnings from the newly created quasi-endowment will be used to support student scholarships to one or more full-time students enrolled in the Business Honors Program in good standing who are pursuing a degree from the Mays Business School at Texas A&M University.

**MINUTE ORDER 005-2011 (ITEM 5)**

**AUTHORIZATION TO ESTABLISH A QUASI-ENDOWMENT ENTITLED  
THE “CAROL A. ’79 & FRANK X. GRUEN, JR. ‘65/CENTER FOR  
EXECUTIVE DEVELOPMENT DEAN’S ENDOWED SCHOLARSHIP,”  
TEXAS A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System authorizes the President of Texas A&M University to establish a quasi-endowment to be named the “Carol A. ’79 & Frank X. Gruen, Jr. ‘65/Center for Executive Development Dean’s Endowed Scholarship.” The scholarship will be funded by gift funds from the Gruens and matched by the Mays Business School from existing funds held in a Texas A&M University account. Earnings from the newly created quasi-endowment will be used to provide scholarships for full-time students in good standing who are pursuing a degree in Mays Business School at Texas A&M University.

**MINUTE ORDER 006-2011 (ITEM 6)****AUTHORIZATION TO ESTABLISH A QUASI-ENDOWMENT ENTITLED  
THE “TRISHA AND L.C. ‘CHAZ’ NEELY, JR. ‘62/CENTER FOR  
EXECUTIVE DEVELOPMENT HONORS SCHOLARSHIP,”  
TEXAS A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System authorizes the President of Texas A&M University to establish a quasi-endowment to be named the “Trisha and L.C. ‘Chaz’ Neely, Jr. ‘62/Center for Executive Development Honors Scholarship.” The scholarship will be funded by gift funds from the Neelys and matched by the Mays Business School from existing funds held in a Texas A&M University account. Earnings from the newly created quasi-endowment will be used to provide scholarships to full-time students who are members of the Business Honors Program and who are pursuing a degree from Mays Business School at Texas A&M University.

**MINUTE ORDER 007-2011 (ITEM 7)****AUTHORIZATION TO ESTABLISH A QUASI-ENDOWMENT NAMED  
THE “WILKS AND KATHRYN CHAPMAN ENDOWED SCHOLARSHIP FUND,”  
THE TEXAS A&M HEALTH SCIENCE CENTER**

The Board of Regents of The Texas A&M University System authorizes the President of The Texas A&M University System Health Science Center to establish a quasi-endowment account to be named the “Wilks and Kathryn Chapman Endowed Scholarship Fund.” The account will be established with funds bequeathed to The Texas A&M University System Health Science Center’s Baylor College of Dentistry through the Wilks and Kathryn Chapman Trust. Payout distributions from the quasi-endowment will be used to provide scholarships to qualified students pursuing dental degrees at The Texas A&M University System Health Science Center’s Baylor College of Dentistry.

**MINUTE ORDER 008-2011 (ITEM 8)****APPROVAL OF REVISED LIST OF AUTHORIZED SIGNERS  
FOR REVOLVING FUND BANK ACCOUNTS,  
TEXAS A&M UNIVERSITY-TEXARKANA**

Under the authority of the General Appropriations Act, and effective upon approval of the Board, the Texas A&M University-Texarkana employees named below, and their successors in office, are hereby authorized to sign checks for the withdrawal of such funds according to law.

Source of Funds - Institutional Funds  
Depository Bank - Wells Fargo Bank, N. A.

Carlisle B. Rathburn, III, President  
Randy Rikel, Vice President for Finance and Administration  
James S. Scogin, Controller and Director of Accounting  
Marc Icenhower, Chief Accountant



**MINUTE ORDER 009-2011 (ITEM 9)**

**AUTHORIZATION TO ESTABLISH A DEVELOPMENT FEE  
FOR GIFTS TO WEST TEXAS A&M UNIVERSITY AND/OR  
THE WEST TEXAS A&M UNIVERSITY FOUNDATION,  
WEST TEXAS A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System authorizes the President of West Texas A&M University to establish a one-time development fee for all endowed gifts and solicited annual fund gifts to West Texas A&M University and/or the West Texas A&M University Foundation.

**MINUTE ORDER 010-2011 (ITEM 39)**

**AUTHORIZATION TO FORM AN ENTITY TO ADMINISTER THE  
OPERATIONS OF THE NATIONAL CENTER FOR  
THERAPEUTICS MANUFACTURING (NCTM) AND TO EXECUTE  
AGREEMENTS BETWEEN THE ENTITY AND THE SYSTEM,  
THE TEXAS A&M UNIVERSITY SYSTEM**

The Chancellor is hereby authorized to take all steps necessary toward the formation of an entity to administer the operations of the National Center for Therapeutics Manufacturing (NCTM). Such steps include, but are not limited to, entering into agreements by and between the System and the entity that are in furtherance of carrying out the purposes of the NCTM, subject to review for legal form and sufficiency by the Office of General Counsel.

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

Regent Box, Chairman of the Committee on Buildings and Physical Plant, reported that the committee met earlier the same day and recommended approval of Items 10 through 15 as presented.

On motion of Regent Box, seconded by Regent Wilson and by a unanimous vote, the following minute orders were approved (011 through 017):

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**MINUTE ORDER 011-2011 (ITEM 10)**

**APPROVAL TO AMEND THE CAPITAL PLAN TO REVISE THE PLANNING  
AMOUNT AND APPROPRIATION FOR PRE-CONSTRUCTION SERVICES  
FOR THE JOINT LIBRARY FACILITY WITH THE UNIVERSITY OF TEXAS  
AT TEXAS A&M UNIVERSITY RIVERSIDE CAMPUS (2-3089),  
THE TEXAS A&M UNIVERSITY SYSTEM**

The request to amend the Fiscal Year FY 2011 – FY 2015 Texas A&M University System Capital Plan to revise the planning amount to \$7,000,000 for the Joint Library Facility with The University of Texas at Texas A&M University Riverside Campus is approved.

The amount of \$500,000 is appropriated from Account No. 01-084900, PUF Debt Proceeds (AUF), for pre-construction services and related project costs.

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).

**MINUTE ORDER 012-2011 (ITEM 11)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET, APPROPRIATION  
FOR CONSTRUCTION SERVICES, AND APPROVAL FOR CONSTRUCTION  
FOR THE OLSEN FIELD RENOVATION PROJECT (2-3076),  
TEXAS A&M UNIVERSITY, COLLEGE STATION, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

The project scope along with a project budget of \$24,000,000 for the Olsen Field Renovation Project is approved.

The amount of \$5,212,000 is appropriated from Account No. 01-085350, Revenue Financing System (Seat License Revenue), the amount of \$10,701,857 is appropriated from Account No. 01-085350, Revenue Financing System (Gifts) and the amount of \$6,486,143 is appropriated from Account No. 02-512124, 12<sup>th</sup> Man Foundation Athletic Gifts, for construction services and related project costs. Appropriations are subject to approval of the project by the Texas Higher Education Coordinating Board.

The Olsen Field Renovation Project, Texas A&M University, College Station, Texas, is approved for construction subject to approval of the project by the Texas Higher Education Coordinating Board.

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 013-2011 (ITEM 12)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET, APPROPRIATION  
FOR CONSTRUCTION SERVICES, AND APPROVAL FOR CONSTRUCTION  
FOR THE PENBERTHY FIELD RENOVATIONS PROJECT (2-3086),  
TEXAS A&M UNIVERSITY, COLLEGE STATION, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

The project scope along with a project budget of \$10,600,000 for the Penberthy Field Renovations Project is approved.

The amount of \$8,700,000 is appropriated from Account No. 02-030118, Rec Sports Renewal and Modifications, the amount of \$300,000 is appropriated from Account No. 02-030009, Stadium Revenue, the amount of \$200,000 is appropriated from Account No. 02-030052, RV Park Operation, and the amount of \$800,000 is appropriated from Account No. 01-085350, Revenue Financing System Debt Proceeds (Parking Revenues), for construction services and related project costs. The appropriations are subject to approval of the project by the Texas Higher Education Coordinating Board.

The Penberthy Field Renovations Project, Texas A&M University, College Station, Texas, is approved for construction subject to project approval by the Texas Higher Education Coordinating Board.

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 014-2011 (ITEM 13)**

**AUTHORIZATION TO TRANSFER 16.317 ACRES, MORE OR LESS, TO THE CITY OF TEXARKANA, TEXAS, IN EXCHANGE FOR ROAD CONSTRUCTION, TEXAS A&M UNIVERSITY-TEXARKANA**

The Chancellor of The Texas A&M University System, or designee, following review and approval for legal sufficiency by the Office of General Counsel, is authorized to transfer 16.317 acres of land, more or less, out of the Texas A&M University-Texarkana Main Campus to the City of Texarkana, Texas, in exchange for construction by the city of a road on the Main Campus having equal or greater value.

**MINUTE ORDER 015-2011 (ITEM 14)**

**AUTHORIZATION TO GRANT A CONDITIONAL ROADWAY EASEMENT IN SOCORRO, EL PASO COUNTY, TEXAS, TEXAS AGRILIFE RESEARCH**

The Chancellor of The Texas A&M University System, or designee, following review for legal sufficiency by the Office of General Counsel, is authorized to grant a conditional roadway easement to the Texas Department of Transportation for improvements to FM-76 across Texas A&M University System property in the City of Socorro, El Paso County, Texas, to remain in effect as long as the property is used as a roadway.

**MINUTE ORDER 016-2011 (ITEM 15)**

**NAMING OF “THE HAMILL FOUNDATION FOYER” AND “THE HAMILL FOUNDATION GROUP STUDY ROOM,” TEXAS A&M UNIVERSITY**

The first floor entrance corridor of the Sterling C. Evans Library on the campus of Texas A&M University is hereby named, “The Hamill Foundation Foyer,” and a group study room in the Sterling C. Evans Library on the campus of Texas A&M University is hereby named “The Hamill Foundation Group Study Room.”

**MINUTE ORDER 017-2011 (ITEM 15)**

**NAMING OF THE  
“SAM AND SALLY GLASS POULTRY DIAGNOSTIC LABORATORY,”  
TEXAS VETERINARY MEDICAL DIAGNOSTIC LABORATORY**

A newly constructed lab in Gonzales, Texas, is hereby named the “Sam and Sally Glass Poultry Diagnostic Laboratory.”

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

Regent Fraga, Chairman of the Committee on Academic and Student Affairs, reported that the committee met earlier the same day and received an Academic Affairs Update for Texas A&M University. He said the committee approved Items 16 through 23.

On motion of Regent Fraga, seconded by Regent Adams and by a unanimous vote, the following minute orders were approved (018 through 025):

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**MINUTE ORDER 018-2011 (ITEM 16)**

**APPROVAL TO ESTABLISH A DOCTOR OF PHILOSOPHY DEGREE  
PROGRAM IN NURSING, AND AUTHORIZATION TO REQUEST APPROVAL  
FROM THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
PRAIRIE VIEW A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System approves the establishment of a Doctor of Philosophy Degree Program (Ph.D.) in Nursing at Prairie View A&M University.

The Board also authorizes submission of this request to the Texas Higher Education Coordinating Board for approval.

**MINUTE ORDER 019-2011 (ITEM 17)**

**APPROVAL OF A NEW BACHELOR OF APPLIED TECHNOLOGY  
WITH A MAJOR IN VETERINARY TECHNOLOGY,  
AND AUTHORIZATION TO SUBMIT THE REQUEST TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TARLETON STATE UNIVERSITY**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Tarleton State University leading to a Bachelor of Applied Technology with a major in Veterinary Technology.

The Board also authorizes submission of Tarleton’s new degree program request to the Texas Higher Education Coordinating Board and hereby certifies that all applicable criteria of the Coordinating Board have been met.

**MINUTE ORDER 020-2011 (ITEM 18)**

**APPROVAL OF A NEW MASTER OF SCIENCE  
IN EDUCATION INTERVENTIONS FOR AUTISM,  
AND AUTHORIZATION TO SUBMIT THE PROPOSAL TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M International University leading to a Master of Science in Education Interventions for Autism.

The Board also authorizes submission of Texas A&M International’s new degree program request to the Texas Higher Education Coordinating Board and hereby certifies that all applicable criteria of the Coordinating Board have been met.

**MINUTE ORDER 021-2011 (ITEM 19)**

**APPROVAL OF A NEW MASTER OF MARITIME ADMINISTRATION  
AND LOGISTICS DEGREE AT TEXAS A&M UNIVERSITY AT GALVESTON,  
AND AUTHORIZATION TO SUBMIT THE PROPOSAL TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M University at Galveston leading to a Master of Maritime Administration and Logistics Degree.

The Board also authorizes submission of Texas A&M University’s new graduate degree program request to the Texas Higher Education Coordinating Board and hereby certifies that all applicable criteria of the Coordinating Board have been met.

**MINUTE ORDER 022-2011 (ITEM 20)**

**APPROVAL OF A NEW BACHELOR OF SCIENCE IN NURSING  
DEGREE PROGRAM, AND AUTHORIZATION TO REQUEST APPROVAL  
FROM THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-COMMERCE**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M University-Commerce leading to a Bachelor of Science degree in Nursing.

The Board also authorizes submission of Texas A&M University-Commerce's new degree program request to the Texas Higher Education Coordinating Board for approval and hereby certifies that all applicable criteria of the Coordinating Board have been met.

**MINUTE ORDER 023-2011 (ITEM 21)**

**APPROVAL OF A NEW MASTER OF SCIENCE IN NURSING  
DEGREE PROGRAM, AND AUTHORIZATION TO REQUEST APPROVAL  
FROM THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-COMMERCE**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M University-Commerce leading to a Master of Science degree in Nursing.

The Board also authorizes submission of Texas A&M University-Commerce's new degree program request to the Texas Higher Education Coordinating Board and hereby certifies that all applicable criteria of the Coordinating Board have been met.

**MINUTE ORDER 024-2011 (REVISED ITEM 22)**

**APPROVAL OF THE REORGANIZATION OF THE  
ACADEMIC ADMINISTRATIVE STRUCTURE OF THE  
COLLEGE OF ARTS AND SCIENCES;  
COLLEGE OF BUSINESS AND TECHNOLOGY; AND  
COLLEGE OF EDUCATION AND HUMAN SERVICES AND  
AUTHORIZATION TO SUBMIT THE REQUEST TO  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-COMMERCE**

The Board of Regents of The Texas A&M University System approves the reorganization of the College of Arts and Sciences; College of Business and Technology; and College of Education and Human Services to the College of Business; College of Humanities, Social Sciences, and Arts; College of Science, Engineering and Agriculture; and College of Education and Human Services.

The Board also authorizes submission of Texas A&M University-Commerce's administrative reorganization request to the Texas Higher Education Coordinating Board and hereby certifies that all applicable criteria have been met.

**MINUTE ORDER 025-2011 (ITEM 23)**

**APPROVAL OF A NEW BACHELOR OF SCIENCE DEGREE  
IN AGRICULTURE WITH A MAJOR IN ANIMAL-WILDLIFE  
VETERINARY TECHNOLOGY, AND AUTHORIZATION TO  
REQUEST APPROVAL FROM THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

The Board of Regents of The Texas A&M University System approves the establishment of a new degree program at Texas A&M University-Kingsville leading to a Bachelor of Science Degree with a major in Animal-Wildlife Veterinary Technology.

The Board also authorizes the submission of Texas A&M University-Kingsville's new degree program request to the Texas Higher Education Coordinating Board for approval and hereby certifies that all applicable criteria of the Coordinating Board have been met.

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**ADDITIONAL ITEMS TO BE CONSIDERED BY THE BOARD**

Chairman Foster presented Item 24.

On motion of Regent White, seconded by Regent Box and by a unanimous vote, the following minute order was approved (026):

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**MINUTE ORDER 026-2011 (ITEM 24)**

**ADOPTION OF A RESOLUTION HONORING  
MR. BILL JONES  
FOR HIS OUTSTANDING DEDICATION AND SERVICE  
AS A MEMBER OF THE BOARD OF REGENTS AND  
BESTOWING THE TITLE OF CHAIRMAN EMERITUS,  
BOARD OF REGENTS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

Whereas, Mr. Bill Jones, a native Texan, received a Bachelor of Business Administration in Management degree from Texas A&M University in 1981 and a Juris Doctor from Baylor University School of Law in 1985; and

Whereas, while at Texas A&M University, Mr. Jones was a member of the Corps of Cadets and received the Outstanding Freshman in the Corps of Cadets award; and

Whereas, he was a member of the prestigious Ross Volunteers Honor Guard and achieved the rank of First Brigade Commander; and



Whereas, Mr. Bill Jones was named the Baylor Young Lawyer of the Year in 1997 by the Baylor University School of Law; and

Whereas, he was selected as a Texas Super Lawyer (Top 5%) in 1995 and was featured in the cover story in ABA Journal January 1995, “Small Firm Big Clients”; and

Whereas, Mr. Jones has been active with bar and community activities including serving as the 1996-97 President of the 20,000 member Texas Young Lawyers Association; and

Whereas, Mr. Bill Jones served as General Counsel to the Office of the Governor for Governor Rick Perry from December 2000 until November 2003; and

Whereas, Mr. Jones served on the State Bar of Texas Board of Directors’ Executive Committee; and

Whereas, Mr. Bill Jones has served as a member of numerous boards including the Baylor Law School Alumni Association Executive Board, Texas A&M Former Students Association Board, Memorial Hermann Healthcare System Foundation Board, Capitol Area Boy Scouts of America Board, Legacy Society Board, Texas Public Policy Foundation Board, Memorial Hermann Continuing Care Board, Memorial Hermann Public Policy Advisory Group and the Texas State History Museum President for 2008-09; and

Whereas, Mr. Bill Jones served with distinction as a member of the Board of Regents of The Texas A&M University System, having been appointed by Governor Rick Perry in 2003 and reappointed in 2009; and

Whereas, during his tenure, Mr. Jones served the Board as Vice Chairman from 2005-2007 and as Chairman from 2007 to 2009; and

Whereas, Mr. Jones served as Chairman of the Committee on Audit and served as a member of the Committee on Finance, the Committee on Buildings and Physical Plant, the Committee on Academic and Student Affairs, the Presidential Library Committee, the Public Policy and Planning Committee and the Herman F. & Minnie Belle Heep Texas A&M University Foundation; and

Whereas, Mr. Jones also served as the System Athletic Liaison and as the Board’s Special Liaison to the Association of Governing Boards of Universities and Colleges and the Texas A&M Research Foundation; and

Whereas, during Mr. Jones’ service on the Board of Regents, The Texas A&M University System Health Science Center grew significantly with a new campus in Bryan; and

Whereas, during his tenure, two new universities, Texas A&M University-Central Texas and Texas A&M University-San Antonio joined the A&M System; and

Whereas, during Mr. Jones' service on the Board of Regents, student enrollment at A&M System institutions grew from 99,794 to more than 120,000; and

Whereas, during his tenure, funding for research across the A&M System increased from \$546 million to \$772 million; and

Whereas, Mr. Jones' contributions to this Board are incalculable and his friendship to all of us invaluable; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, express our deepest gratitude and respect for his distinguished service; and, be it, further

Resolved, that in honor of his esteemed service, the title of Chairman Emeritus of the Board of Regents of The Texas A&M University System, with all the rights and privileges pertaining thereto, is hereby bestowed upon Mr. Bill Jones; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof be signed by the Chairman of the Board of Regents of The Texas A&M University System and be presented to Mr. Jones and to the archives of The Texas A&M University System as a permanent mark of this Board's appreciation and gratitude for all that he has done for The Texas A&M University System and for the state of Texas.

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*(Secretary's Note: Item 25 was withdrawn and held for the March meeting.)*

Dr. Loftin presented Item 26. He said this resolution honored the 100-year anniversary of the creation of the precursor to the College of Agriculture and Life Sciences and the Dwight Look College of Engineering. He said the Morrill Land-Grant Act of 1862 served as the founding principle of Texas' first public institution of higher learning, Texas A&M, dedicated to promoting a "liberal and practical education of the industrial classes" with branches of learning in agriculture and mechanical arts. He said that led in 1911 to the creation of two schools, one in agriculture and one in engineering and in 1963 to the creation of these two great colleges. Dr. Loftin said these two colleges had awarded 159,000 degrees since 1963, employed a number of people and had a significant impact in research.

Dr. Kem Bennett, Vice Chancellor and Dean of Engineering, said he had been able to stand on the shoulders of giants who started the College of Engineering, when it was mechanical arts. He said the Morrill Act was the greatest act in higher education because it opened up education for the masses, and as Jefferson said "to have a democracy, we need an educated people." He said it was fitting that Texas A&M was a land grant school and the College of Engineering had prospered over the years, as had the Agriculture program. Dr. Bennett said it was a privilege to be the Dean of the College of Engineering.

Dr. Mark Hussey, Vice Chancellor and Dean of Agriculture and Life Sciences, said he was privileged to be the Dean of the College of Agriculture and Life Sciences, and work

closely with Dr. Bennett over these past years. He said the students and programs in these two colleges, had collaborated on many projects, like advancing the new frontiers of energy, particularly bio-energy and others, which exemplified how all 10 of the colleges at Texas A&M were working together to serve the state, nation and the world.

On motion of Regent Schwertner, seconded by Regent White and by a unanimous vote, the following minute order was approved (027).

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**MINUTE ORDER 027-2011 (ITEM 26)**

**ADOPTION OF A RESOLUTION  
CELEBRATING THE 100<sup>TH</sup> ANNIVERSARY OF THE ESTABLISHMENT  
OF THE COLLEGE OF AGRICULTURE AND LIFE SCIENCES AND  
THE DWIGHT LOOK COLLEGE OF ENGINEERING,  
TEXAS A&M UNIVERSITY**

Whereas, Texas A&M University has grown from its humble beginnings in 1876 as the Agricultural and Mechanical College of Texas with a meager enrollment of 166 students to a research-intensive, flagship university with world-class, award-winning faculty and over 49,000 undergraduate and graduate students studying in more than 250 degree programs within 10 academic colleges; and

Whereas, the Morrill Land-Grant Act of 1862 served as the founding principle for the establishment of Texas' first public institution of higher learning, dedicated to promoting a "liberal and practical education of the industrial classes" with branches of learning in agriculture and the mechanic arts; and

Whereas, since its inception, the disciplines of agriculture and engineering have remained at the forefront of Texas A&M University's mission, giving rise to the establishment of over 150 academic degree programs, the creation of 14 agricultural and 11 engineering departments, and the establishment of separate, independent schools of agriculture and engineering in 1911 to include their subsequent designation as colleges in 1963; and

Whereas, throughout the past 100 years, Texas A&M University's College of Agriculture and Life Sciences and College of Engineering have remained committed to developing leaders of character dedicated to serving the greater good, having conferred over 159,000 agriculture and engineering-related degrees to former students who are serving their country on the military fronts; contributing to the furtherance of science, discovery and the economic growth and development of the agricultural economy and U.S. industry; and actively serving their communities, state, nation and world through public service; and

Whereas, today, these two colleges with nationally-ranked programs and departments account for more than 36% of Texas A&M University's total student enrollment, employ over 816 professors and research scientists and represent over 65% of Texas A&M University's \$581 million research portfolio which contributes significantly to the state's economy through technology transfer and economic development; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, in honor of the Centennial Anniversary of the establishment of the College of Agriculture and Life Sciences and the Dwight Look College of Engineering, extend our heartiest congratulations to the administration, faculty, research professionals and staff of these two academic entities for their leadership and dedication to upholding Texas A&M University's core values and commitment to academic excellence while serving the greater good; and, be it, further

Resolved, that this resolution be spread upon the minutes, and copies thereof be signed by the Chairman of the Board of Regents of The Texas A&M University System, and be presented to the Deans of the College of Agriculture and Life Sciences and Dwight Look College of Engineering, and to the Archives of Texas A&M University as a permanent tribute to the accomplishments, longstanding traditions, impact and historical legacy that these two colleges have had on the growth and development of Texas A&M University.

~~~~~

Dr. Bennett presented Item 27. He said this was a request for Dr. James Biard, Professor in Electrical and Computer Engineering and a TEES Researcher, to be an employee of TelemedicineUpClose, Inc. (TUC). He said Dr. Biard was a member of the National Academy of Engineering. He said Dr. Biard had many inventions and disclosures and his work was part of the foundation of this company.

On motion of Regent Schwertner, seconded by Regent White and by a unanimous vote, the following minute order was approved (028).

~~~~~

**MINUTE ORDER 028-2011 (ITEM 27)****APPROVAL FOR DR. JAMES R. BIARD, A SYSTEM EMPLOYEE,  
TO SERVE AS AN EMPLOYEE OF A BUSINESS ENTITY SEEKING TO  
LICENSE TECHNOLOGY FROM THE TEXAS A&M UNIVERSITY SYSTEM,  
TEXAS ENGINEERING EXPERIMENT STATION**

The Board of Regents of The Texas A&M University System hereby grants approval for Dr. James R. Biard, Professor of Electrical and Computer Engineering and TEES Researcher, to serve in his individual capacity as an employee of TelemedicineUpClose, Inc., a business entity seeking to enter into an agreement with The Texas A&M University System relating to the research, development, licensing, or exploitation of intellectual property conceived, created, discovered, invented and developed by Dr. Biard.

~~~~~

Dr. Dan Jones, President, Texas A&M University-Commerce, presented Items 28 and 29. He said the first request was for an honorary degree for Ms. Kathy Cloninger, a 1983 graduate of East Texas State University with a master's degree in Counseling and Business Management. He said Ms. Cloninger had spent virtually her entire professional career with Girls Scouts USA and was currently president. He said she was a Dallas native, was a Girl Scout and attended Bryan Adams High School. He said her life was an example of the kind of leadership skills and achievement they wished to instill in their students.

Dr. Jones said the next request concerned an honorary doctorate for Ms. Louis Tobin, an extraordinary, 92-year woman who lived in Garland, Texas. He said she was one of the last surviving jazz singers from the Big Band Era, who sang with Bennie Goodman, Louis Armstrong and Jack Teagarden. He said she had recently donated all the materials from her life and career to A&M-Commerce. He said her real gift was in the time she had spent on campus with students and faculty.

On motion of Regent Fraga, seconded by Regent Stallings and by a unanimous vote, the following minute orders were approved (029 and 030).

~~~~~

**MINUTE ORDER 029-2011 (ITEM 28)****AUTHORIZATION TO AWARD AN HONORARY DEGREE  
TO MS. KATHY CLONINGER,  
TEXAS A&M UNIVERSITY-COMMERCE**

Texas A&M University-Commerce is authorized to award an Honorary Doctor of Letters degree to Kathy Cloninger.

**MINUTE ORDER 030-2011 (ITEM 29)**

**AUTHORIZATION TO AWARD AN HONORARY DEGREE  
TO MS. LOUISE TOBIN,  
TEXAS A&M UNIVERSITY-COMMERCE**

Texas A&M University-Commerce is authorized to award an Honorary Doctor of Humane Letters degree to Louise Tobin.

~~~~~

Dr. Dominic Dottavio, President of Tarleton State University, presented Item 30.

On motion of Regent Fraga, seconded by Regent Adams and by a unanimous vote, the following minute order was approved (031).

**MINUTE ORDER 031-2011 (ITEM 30)**

**APPROVAL OF ACADEMIC TENURE, FEBRUARY 2011,  
TARLETON STATE UNIVERSITY**

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 member at Tarleton State University as set forth in **Exhibit D**, Tenure List No. 11-03.

~~~~~

Dr. Killibrew presented Item 31.

On motion of Regent Fraga, seconded by Regent White and by a unanimous vote, the following minute order was approved (032).

~~~~~

**MINUTE ORDER 032-2011 (ITEM 31)**

**APPROVAL OF ACADEMIC TENURE, FEBRUARY 2011,  
TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

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 member at Texas A&M University-Corpus Christi as set forth in **Exhibit E**, Tenure List No. 11-03.

~~~~~

Chancellor McKinney presented Items 32 through 37.

*(Secretary's Note: Items 32 through 37 were considered in executive session.)*

On motion of Regent Wilson, seconded by Regent White and by a unanimous vote, the following minute orders were approved (033 through 38):

~~~~~

**MINUTE ORDER 033-2011 (ITEM 32)**

**APPOINTMENT OF MR. RUSSELL JERGINS  
AS VICE PRESIDENT FOR STUDENT LIFE,  
TARLETON STATE UNIVERSITY**

Effective upon approval by the Board of Regents of The Texas A&M University System, Mr. Russell Jergins is hereby appointed Vice President for Student Life at Tarleton State University, at an initial salary of \$135,000.

**MINUTE ORDER 034-2011 (ITEM 33)**

**AUTHORIZATION FOR THE PRESIDENT TO EXECUTE  
AMENDED EMPLOYMENT CONTRACTS FOR  
THE HEAD TRACK & FIELD COACH, PATRICK S. HENRY, AND  
THE HEAD WOMEN'S SOCCER COACH, GERALD G. GUERRIERI,  
TEXAS A&M UNIVERSITY**

Authority is hereby granted to the President of Texas A&M University to execute amended employment contracts, upon review for legal form and sufficiency by the Office of General Counsel, with the following persons:

Head Track & Field Coach - Patrick S. Henry  
Head Women's Soccer Coach - Gerald G. Guerrieri

**MINUTE ORDER 035-2011 (REVISED ITEM 34)**

**APPOINTMENT OF RODNEY P. MCCLENDON  
AS VICE PRESIDENT FOR ADMINISTRATION,  
TEXAS A&M UNIVERSITY**

Effective February 21, 2011, Rodney P. McClendon is hereby appointed Vice President for Administration at Texas A&M University, at an initial salary of \$270,000.

**MINUTE ORDER 036-2011 (ITEM 35)**

**APPOINTMENT OF REAR ADMIRAL ROBERT SMITH, III AS  
VICE PRESIDENT, TEXAS A&M UNIVERSITY, AND  
PRESIDENT/CHIEF EXECUTIVE OFFICER,  
TEXAS A&M UNIVERSITY AT GALVESTON,  
TEXAS A&M UNIVERSITY**

Effective April 18, 2011, RADM Robert Smith, III is hereby appointed Vice President, Texas A&M University, and President/Chief Executive Officer, Texas A&M University at Galveston, at an initial salary of \$215,000.

**MINUTE ORDER 037-2011 (ITEM 36)**

**APPOINTMENT OF DR. CHRISTOPHER L. MARKWOOD  
AS PROVOST AND VICE PRESIDENT FOR ACADEMIC AFFAIRS,  
TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

Effective March 14, 2011, Dr. Christopher L. Markwood is hereby appointed Provost and Vice President for Academic Affairs at Texas A&M University-Corpus Christi, at an initial salary of \$190,000.

**MINUTE ORDER 038-2011 (ITEM 37)**

**APPOINTMENT OF DR. D. KENT KELSO  
AS VICE PRESIDENT FOR STUDENT ENGAGEMENT AND SUCCESS,  
TEXAS A&M UNIVERSITY-TEXARKANA**

Effective upon approval by the Board, Dr. D. Kent Kelso is hereby appointed Vice President for Student Engagement and Success at Texas A&M University-Texarkana, at an initial salary of \$138,500.

~~~~~

Chairman Foster presented Item 38-a.

Upon motion of Regent Adams, seconded by Regent Wilson and by a unanimous vote, the following minute order was approved (039).

~~~~~

**MINUTE ORDER 039-2011 (ITEM 38-a)**

**APPROVAL OF MINUTES, DECEMBER 2, 2010, REGULAR MEETING,  
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

The Minutes of the December 2, 2010, Regular Board Meeting are hereby approved.



~~~~~

Chancellor McKinney presented consent agenda items 38-b and 38-c.

Upon motion of Regent Adams, seconded by Regent Schwertner and by a unanimous vote, the following minute orders were approved (040 and 041).

~~~~~

**MINUTE ORDER 040-2011 (ITEM 38-b)**

**GRANTING OF THE TITLE OF EMERITUS/EMERITA, FEBRUARY 2011,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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 the individuals as shown in **Exhibit F**, Emeritus/Emerita Title List No. 11-03, and grants all rights and privileges of this title.

**MINUTE ORDER 041-2011 (ITEM 38-c)**

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

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 confirms the appointment and commissioning of campus peace officers by the Presidents of their respective system member universities, in accordance with the requirements of the law, and as shown in **Exhibit G**, attached to the official minutes, subject to their taking the oath required of peace officers.

~~~~~

Chairman Foster called on Regent Stallings to present the Athletic Liaison report.

**ATHLETIC LIASION REPORT**

Regent Stallings presented an update on each university’s athletic accomplishments since the December Board meeting.

**ANNOUNCEMENTS**

Chairman Foster announced that the next regular meeting was scheduled for March 24-25, 2011, in College Station, Texas.

**ADJOURNMENT**

There being no further business, on motion of Regent Wilson, seconded by Regent Box and by a unanimous vote, the meeting was adjourned at 11:57 a.m. February 4, 2011.

Vickie Burt Spillers  
Executive Secretary to the Board

VBS:gak

*(Gwen Kirby, Senior Office Associate, Office of the Board of Regents transcribed these minutes.)*

## **The Texas A&M University System**

### ***FY 2012 Operating Budget Guidelines***

The Texas A&M University System remains committed to serving the citizens of the state of Texas and understands that the valuable, but limited, resources provided to us must be utilized in the most efficient and effective manner and, as always, with the benefit of the state taxpayers foremost on our minds. The A&M System will continue to act as good stewards of the state of Texas' limited resources and will ensure the benefit to the state taxpayer is considered in every academic, research and service activity performed.

With projected decreases in state tax revenues, it is anticipated that there will be state-wide appropriation reductions for the upcoming 2012/2013 biennium. However, even in these uncertain economic times, the A&M System remains committed to keeping the cost of attending our universities affordable, expanding student access, improving existing programs, developing new programs to meet new demands, expanding research and commercialization capabilities, and implementing cost-cutting efficiencies through shared services. The imperative of excellence in all we do and the reality of resource limitations in the state of Texas increase the difficulty of meeting these challenges and dictate that we devote our collective skills to ensuring that the productivity of all A&M System resources is optimized.

Therefore, in preparation for the upcoming budget process, the FY 2012 Budget Reviews will be focused on addressing the following:

1. Potential appropriation reductions for FYs 2012 and 2013;
2. Minimizing the financial burden on students and their families;
3. Implementation of cost cutting or shared services initiatives.

Accountability targets in excellence, efficiency, access and success should continue to be guiding principles in budgeting and fiscal management for FY 2012. There should be a continuing effort to increase and expand programmatic excellence, to efficiently utilize available resources by prioritizing programs, facility requirements and staffing needs, and to encourage access in every way possible in our rapidly changing environment. Careful consideration must be given to maintaining the proper balance between tuition and fee increases and financial aid, and the effects these have on student access. In addition, as part of our continued effort to keep the cost of attending our universities affordable and to help alleviate the pressure on families paying for a college education, there will be no increases to undergraduate designated tuition for the 2011/2012 academic year. Consideration may be given to establishing differential tuition rates for specific degree programs. Fee increases will be considered based on actual need to support current student services or as approved by student referendum.

Budget recommendations shall be prepared within the estimated funds available and shall include a contingency plan for possible appropriation reductions. Reserve balances should only be used in special one-time situations or where a definite plan provides justification of a limited

use of such balances. In self-supporting activities, total funds budgeted shall not exceed realistic estimates of income and balances brought forward. It is expected that government and private contracts will finance their proportionate share of increases being recommended. Recommendations for other operating expenses should be based upon careful estimates of actual needs, taking into account every possibility for savings. Every effort should be made to ensure that we are taking advantage of cost savings opportunities and reducing expenditures wherever possible. In addition, all budgetary projections should include provisions to accommodate items subject to possible inflationary increases during the course of this operating year.

Chief Executive Officers are authorized to begin the process of preparing the FY 2012 operating budgets within the limits of available resources. The Office of the Chancellor will provide detailed instructions to be used in the support of each phase of the review and approval process for the Chancellor and Board of Regents (schedule attached).

## **FY 2012 Budget Calendar**

|              |                                                                                         |
|--------------|-----------------------------------------------------------------------------------------|
| February 3-4 | Budget guidelines presented to the Board for approval                                   |
| May 26-27    | Tuition and fee requests presented to the Board for approval                            |
| Mid June     | Preliminary budgets submitted to the System Office of Budgets and Accounting for review |
| June/July    | FY 2012 preliminary budgets and Executive Summary reviewed by the Chancellor            |
| June/July    | Budget review presentations to the Chancellor and/or Board Committee on Finance         |
| July 7       | FY 2012 Executive Budget Summary provided to the Board                                  |
| July 21-22   | FY 2012 Budget presented to the Board for approval                                      |

**FIRST AMENDMENT TO  
RESOLUTION ESTABLISHING  
PERMANENT UNIVERSITY FUND COMMERCIAL PAPER PROGRAM**

WHEREAS, on September 28, 2008, the Board of Regents (the “Board”) of The Texas A&M University System (the “System”) adopted the following resolution (the “Resolution”):

A resolution establishing an interim financing program; approving and authorizing the issuance of obligations in an aggregate principal amount at any one time outstanding of not to exceed \$125,000,000 to provide interim financing to pay Project Costs for Eligible Projects; authorizing such obligations to be issued, sold and delivered as commercial paper notes, and prescribing the terms, features, and characteristics of such notes; approving and authorizing certain authorized officers and employees to act on behalf of the Board of Regents of The Texas A&M University System in the selling and delivery of such notes, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, security, and delivery of such notes; and providing an effective date;

and

WHEREAS, subsequent to adoption of the Resolution, the Board appointed Andrews Kurth LLP as Bond Counsel to represent the Board in connection with the issuance of debt obligations payable from the available university fund; and

WHEREAS, on April 14, 2010, Andrews Kurth LLP, as Bond Counsel, rendered its approving opinion on “Commercial Paper Notes” (as defined in the Resolution) issued by the Board pursuant to the interim financing program established by the Resolution ; and

WHEREAS, to cure any ambiguity or inconsistency in the Resolution resulting from the replacement of Bond Counsel and the rendition of the approving opinion of Bond Counsel regarding the Resolution and the issuance, re-issuance, and sale of Commercial Paper Notes thereunder, the Board desires to amend the sixth sentence of clause (c) of Section 3.01 of the

Resolution by striking the bracketed language and inserting the underlined language, all as shown below:

Such instructions shall also contain provisions representing that (i) all action on the part of the Board necessary for the valid issuance of the Commercial Paper Notes then to be issued has been taken, (ii) all provisions of Texas and federal law necessary for the valid issuance of such Commercial Paper Notes and, in the event such Commercial Paper Notes are issued as Tax-Exempt Notes, interest exclusion from federal income taxation have been complied with, (iii) such Commercial Paper Notes will be valid and enforceable special obligations of the Board according to their terms, subject to the exercise of judicial discretion in accordance with general principles of equity and bankruptcy, insolvency, reorganization, moratorium, and other similar laws affecting creditors' rights heretofore or hereafter enacted to the extent constitutionally applicable and (iv) in the event such Commercial Paper Notes are issued as Tax-Exempt Notes (based upon the advice of Bond Counsel), the earned original issue discount on the Tax-Exempt Notes or stated interest on the Tax-Exempt Notes, as the case may be, is, subject to the conditions set forth in the opinion of Bond Counsel ~~[,delivered concurrently with the commencement of the issue of such Tax-Exempt Notes,]~~ regarding the Resolution and the issuance, reissuance, and sale of Tax-Exempt Notes thereunder (in the case of Andrews Kurth LLP, their opinion delivered on April 14, 2010), excludable from gross income for federal income tax purposes.

and

WHEREAS, the Board has received an opinion of Andrews Kurth LLP, as Bond Counsel, to the effect that the amendment described in the immediately preceding recital is needed for the purpose of curing any such ambiguity or inconsistency in the Resolution and will more clearly express the intent of the Resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Regents of The Texas A&M University System that, effective as of the next date on which Commercial Paper Notes issued to pay "Project Costs" (as defined in the Resolution) are sold through competitive bidding, the sixth sentence of clause 9(c) of Section 3.01 of the Resolution shall be amended to read as follows:

Such instructions shall also contain provisions representing that (i) all action on the part of the Board necessary for the valid issuance of the Commercial Paper Notes then to be issued has been taken, (ii) all provisions of Texas and federal law necessary for the valid issuance of such Commercial Paper Notes and, in the event such Commercial Paper Notes are issued as Tax-Exempt Notes, interest exclusion

from federal income taxation have been complied with, (iii) such Commercial Paper Notes will be valid and enforceable special obligations of the Board according to their terms, subject to the exercise of judicial discretion in accordance with general principles of equity and bankruptcy, insolvency, reorganization, moratorium, and other similar laws affecting creditors' rights heretofore or hereafter enacted to the extent constitutionally applicable and (iv) in the event such Commercial Paper Notes are issued as Tax-Exempt Notes (based upon the advice of Bond Counsel), the earned original issue discount on the Tax-Exempt Notes or stated interest on the Tax-Exempt Notes, as the case may be, is, subject to the conditions set forth in the opinion of Bond Counsel regarding the Resolution and the issuance, reissuance, and sale of Tax-Exempt Notes thereunder (in the case of Andrews Kurth LLP, their opinion delivered on April 14, 2010), excludable from gross income for federal income tax purposes.

and

BE IT FURTHER RESOLVED, that a notice of this amendment (including a copy of this resolution) shall be given to Merrill Lynch, Pierce, Fenner & Smith Incorporated, as "Dealer," U.S. Bank Trust, National Association, as "Issuing and Paying Agent" and "Registrar," "DTC," as securities depository, The University of Texas Investment Management Company, as party to the "Note Payment Agreement," and to each "Rating Agency" which maintains a rating on the Commercial Paper Notes (such quoted terms to have the meanings assigned in the Resolution).

PASSED AND APPROVED this \_\_\_\_ day of February, 2011.



April 14, 2010

**BOARD OF REGENTS OF THE TEXAS A&M UNIVERSITY SYSTEM  
PERMANENT UNIVERSITY FUND  
TAX-EXEMPT COMMERCIAL PAPER NOTES, SERIES A**

**WE HAVE ACTED AS BOND COUNSEL** for the Board of Regents of The Texas A&M University System (the "Board") in connection with the issuance from time to time of up to an aggregate principal amount at any one time outstanding of not to exceed \$125 million of its obligations evidenced by the notes (the "Tax-Exempt Notes") described above and designated as tax-exempt notes pursuant to the Resolution (as hereinafter defined). The proceeds of the Tax-Exempt Notes are to be used, pursuant to the terms and provisions of a resolution adopted by the Board on September 26, 2008 (the "Resolution") to provide interim financing to pay Project Costs (as defined in the Resolution) for Eligible Projects (as defined in the Resolution) and to refinance, renew, or refund Notes issued under the Resolution and other Permanent University Fund Obligations (as defined in the Resolution), all in accordance with the provisions of Section 18 of Article VII of the Constitution of the State of Texas, as amended, and Chapter 1371, Texas Government Code, as amended. Terms used herein and not otherwise defined in this opinion shall have the meanings assigned to them in the Resolution.

**IN OUR CAPACITY AS BOND COUNSEL**, we have examined the applicable and pertinent provisions of the Constitution and laws of the State of Texas, a transcript of certified proceedings of the Board related to the Tax-Exempt Notes, customary certificates of officers and representatives of the Board, and other pertinent instruments relating to the authorization of the Tax-Exempt Notes and the security for the payment thereof. In such examination, we have assumed the authenticity of all documents submitted to us as originals, the conformity to original copies of all documents submitted to us as certified copies, and the truth and accuracy of the statements and findings contained in such certificates and reports. We have also examined the opinion of the Attorney General of the State of Texas approving the Resolution.

**BASED ON SAID EXAMINATION, IT IS OUR OPINION** that, under the Constitution and laws of the State of Texas as they exist on the date of this opinion, such transcript of proceedings evidences lawful authority for the issuance, reissuance, and sale of the Tax-Exempt Notes from time to time by the Board pursuant and subject to the provisions, terms, and conditions of the Resolution. We are also of the opinion that the Resolution has been duly and lawfully adopted by the Board and that, except as the enforceability thereof may be limited by laws applicable to the Board relating to bankruptcy, reorganization and other similar matters affecting creditors' rights, or by general principles of equity which permit the exercise of judicial discretion, the covenants and provisions in the Resolution constitute valid and binding obligations of the Board.

**WE ARE FURTHER OF THE OPINION THAT**, under the Constitution and laws of the State of Texas as they exist on the date of this opinion, upon due execution, authentication, and payment and upon compliance by the Board with the conditions and covenants of the Resolution, and except as the enforceability thereof may be limited by laws applicable to the Board relating to bankruptcy, reorganization and other similar matters affecting creditors' rights, or by general principles of equity which permit the exercise of judicial discretion, the Tax-Exempt Notes will constitute valid and binding special obligations of the Board, secured by and payable from, together with other sources described in the Resolution, a lien on and pledge of the Available University Fund Share pursuant to Section 18 of Article VII of the Constitution of the State of Texas, which lien is junior and subordinate to certain Fund Priority Obligations of the Board now outstanding or hereafter issued. The Board reserves the right in the Resolution, and the Resolution permits the Board to issue additional obligations payable from the same sources securing the Notes, prior in right and claim to, or junior and subordinate to, the lien on and pledge of such sources, or equally and ratably secured by a pledge of such sources, without any limitation as to principal amount but subject to any terms, conditions and limitations as may be applicable thereto. The Board has reserved the right, subject to the restrictions stated in the Resolution, to amend the Resolution.

**THE OWNERS OF THE NOTES** shall never have the right to demand payment of the principal thereof or interest thereon out of any funds raised or to be raised by taxation, or from any source whatsoever other than specified in the Resolution.

**ALSO BASED ON OUR EXAMINATION AS DESCRIBED ABOVE**, it is our further opinion that, subject to the restrictions hereinafter described, interest on the Tax-Exempt Notes is excludable from gross income of the owners thereof for federal income tax purposes under existing law and is not subject to the alternative minimum tax on individuals or corporations. The opinion set forth in the first sentence of this paragraph is subject to the condition that the Board comply with all requirements of the Internal Revenue Code of 1986, as amended (the "Code"), that must be satisfied subsequent to the issuance of Tax-Exempt Notes in order that interest thereon be, or continue to be, excluded from gross income for federal income tax purposes. The Board has covenanted in the Resolution to comply with each such requirement. Failure to comply with certain of such requirements may cause the inclusion of interest on the Tax-Exempt Notes in gross income for federal income tax purposes to be retroactive to the date of issuance of the Tax-Exempt Notes. The Code and the existing regulations, rulings and court decisions thereunder, upon which the foregoing opinions of Bond Counsel are based, are subject to change, which could prospectively or retroactively result in the inclusion of the interest on the Tax-Exempt Notes in gross income of the owners thereof for federal income tax purposes.

**EXCEPT AS DESCRIBED ABOVE**, we express no opinion as to any federal, state or local tax consequences resulting from the ownership of, receipt or accrual of interest on, or the acquisition or disposition of, the Tax-Exempt Notes. Prospective purchasers of the Tax-Exempt Notes should be aware that the ownership of tax-exempt obligations, such as the Tax-Exempt Notes, may result in collateral federal income tax consequences to, among others, financial institutions, property and casualty insurance companies, certain foreign corporations doing

business in the United States, certain S corporations with Subchapter C earnings and profits, individual recipients of Social Security or Railroad Retirement benefits, taxpayers who are deemed to have incurred or continued indebtedness to purchase or carry tax-exempt obligations, individuals who may otherwise qualify for the earned income tax credit and taxpayers owning an interest in a FASIT that holds tax-exempt obligations. Such prospective purchasers should consult their tax advisors as to the consequences of investing in the Tax-Exempt Notes.

**OUR OPINIONS ARE BASED ON EXISTING LAW**, which is subject to change. Such opinions are further based on our knowledge of facts as of the date hereof. We assume no duty to update or supplement our opinions to reflect any facts or circumstances that may thereafter come to our attention or to reflect any changes in any law that may thereafter occur or become effective. Moreover, our opinions are not a guarantee of result and are not binding on the Internal Revenue Service; rather, such opinions represent our legal judgment based upon our review of existing law that we deem relevant to such opinions and in reliance upon the representations and covenants referenced above.

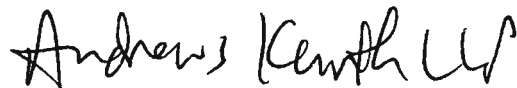
**OUR SOLE ENGAGEMENT** in connection with the issuance of the Tax-Exempt Notes is as Bond Counsel for the Board, and, in that capacity, we have been engaged by the Board for the sole purpose of rendering an opinion with respect to the legality and validity of the Tax-Exempt Notes under the Constitution and laws of the State of Texas, and with respect to the exclusion from gross income of the interest on the Tax-Exempt Notes for federal income tax purposes, and for no other reason or purpose. We have not been requested to investigate or verify, and have not independently investigated or verified any records, data, or other material relating to the financial condition or capabilities of the Board or the Permanent University Fund or the disclosure thereof in connection with the sale of the Tax-Exempt Notes, and have not assumed any responsibility with respect thereto. We express no opinion and make no comment with respect to the marketability of the Tax-Exempt Notes and have relied solely on certificates executed by officials of the Board as to the current outstanding Permanent University Fund Obligations of the Board and the sufficiency of the Available University Fund Share.

**THE FOREGOING OPINIONS** represent our legal judgment based upon a review of existing legal authorities that we deem relevant to render such opinions and are not a guarantee of a result.

**YOU MAY CONTINUE TO RELY** on this opinion to the extent that (i) there is no change in existing law subsequent to the date of this opinion and (ii) the representations, warranties and covenants contained in the Resolution and certain certificates of authorized officials of the Board remain true and accurate.

Respectfully,

ANDREWS KURTH LLP



**ANDREWS**  
ATTORNEYS **KURTH** LLP

111 Congress Avenue, Suite 1700  
Austin, Texas 78701-4069  
512.320.9200 Phone  
512.320.9292 Fax  
andrewskurth.com

November 24, 2010

Board of Regents  
The Texas A&M University System  
200 Technology Way  
College Station, Texas 77845

Re: *Board of Regents of The Texas A&M University System, Permanent University Fund Commercial Paper Notes, Series A (the "Notes")*

Dear Regent Steen and Gentlemen:

We serve as Bond Counsel to The Board of Regents of The Texas A&M University System (the "Board") in connection with the issuance by the Board of the captioned Notes from time to time in a maximum aggregate principal amount at any one time outstanding of not to exceed \$125 million pursuant to the terms and provisions of a resolution adopted by the Board on September 26, 2008 (the "Resolution"). We have reviewed the attached First Amendment to Resolution Establishing Permanent University Fund Commercial Paper Program (the "First Amendment") proposed for consideration by the Board at its scheduled meeting on February 3 and 4, 2011 in order to cure any ambiguity or inconsistency in the Resolution resulting from a change in the identity of the law firm appointed as Bond Counsel, all as more fully set forth in the First Amendment.

It is our opinion that the First Amendment is needed for such purpose, and will more clearly express the intent of the Resolution. We are further of the opinion that the First Amendment may be adopted by the Board without notice to or the consent of the "Holders" (as such term is defined in the Resolution).

Very truly yours,

  
ANDREWS KURTH LLP

10536/7874

cc: Dr. Michael D. McKinney, Chancellor  
Mr. Gregory R. Anderson, Chief Investment Officer and Treasurer  
Ms. Maria L. Robinson, Director of Treasury Services



## The Stiles Farm Foundation

The Texas A&M University System

**BUDGET**  
For the Calendar Year  
2011

**STILES FARM FOUNDATION  
REVENUE & EXPENSE  
SUMMARY EXHIBIT**

|                                          | 2009<br>ACTUAL<br>(audited) | 2010<br>ACTUAL<br>(estimated) | 2011<br>BUDGET     |
|------------------------------------------|-----------------------------|-------------------------------|--------------------|
| <b>Operating Revenue</b>                 |                             |                               |                    |
| Crop Sales                               | \$ 265,287                  | \$ 423,636                    | \$ 505,282         |
| Livestock Sales                          | 61,127                      | 75,524                        | 68,210             |
| Farm Program Income                      | 74,073                      | 45,948                        | 43,712             |
| <b>Total Operating Revenue</b>           | <b>\$ 400,487</b>           | <b>\$ 545,108</b>             | <b>\$ 617,204</b>  |
| <b>Operating Expense</b>                 |                             |                               |                    |
| Crops                                    | 215,190                     | 237,943                       | 328,289            |
| Livestock                                | 21,844                      | 10,885                        | 12,650             |
| Admin/General Farm Expenses              | 242,246                     | 256,185                       | 254,839            |
| Depreciation                             | 45,708                      | 45,057                        | 41,451             |
| <b>Total Operating Expenses</b>          | <b>\$ 524,988</b>           | <b>\$ 550,070</b>             | <b>\$ 637,229</b>  |
| <b>Net Income (loss) from Operations</b> | <b>\$ (124,501)</b>         | <b>\$ (4,962)</b>             | <b>\$ (20,025)</b> |
| <b>Non-Operating Revenue</b>             |                             |                               |                    |
| Interest & Cooperative Dividend Income   | 16,003                      | 20,000                        | 35,639             |
| Rental                                   | 15,325                      | 12,500                        | 15,500             |
| Gifts and Grants                         | 4,000                       | 1,000                         | -                  |
| In-Kind Contributions                    | 10,500                      | -                             | -                  |
| Gain on Production Livestock Sold        | 5,760                       | -                             | -                  |
| Gain on Sale of Property and Equipment   | 99,544                      | -                             | -                  |
| Unrealized Gain (loss) on Investments    | 103,111                     | -                             | -                  |
| <b>Total Non-Operating Revenue</b>       | <b>\$ 254,243</b>           | <b>\$ 33,500</b>              | <b>\$ 51,139</b>   |
| <b>Non-Operating Expenses</b>            |                             |                               |                    |
| Contributions and Donations              | 12,000                      | 12,500                        | 13,000             |
| Field Day and Demonstrations Costs       | 342                         | 561                           | 1,000              |
| Scholarships                             | (8,000)                     | 9,000                         | 9,000              |
| <b>Total Non-Operating Expenses</b>      | <b>\$ 4,342</b>             | <b>\$ 22,061</b>              | <b>\$ 23,000</b>   |
| <b>Net Non-Operating Income (Loss)</b>   | <b>\$ 249,901</b>           | <b>\$ 11,439</b>              | <b>\$ 28,139</b>   |
| <b>Total Net Income</b>                  | <b>\$ 125,400</b>           | <b>\$ 6,477</b>               | <b>\$ 8,114</b>    |

**STILES FARM FOUNDATION**  
**Summary Balance Sheet**  
**as of December 31, 2009**

**ASSETS**

|                             |            |                                   |
|-----------------------------|------------|-----------------------------------|
| Current assets:             |            |                                   |
| Cash and cash equivalent    |            |                                   |
| Cash                        | \$ 537,005 |                                   |
| Investments                 | 106,612    |                                   |
| Accounts receivable         | 24,467     |                                   |
| Inventories                 | 182,194    |                                   |
| Prepaid expenses            | 41,183     |                                   |
|                             |            |                                   |
| Total current assets        |            | \$ 891,461                        |
| Property and equipment, net |            |                                   |
|                             |            | 922,635                           |
| Other assets:               |            |                                   |
| Investments in cooperatives | 17,601     |                                   |
| Investment pool             | 523,482    |                                   |
|                             |            |                                   |
| Total other assets          |            | 541,083                           |
| <b>Total assets</b>         |            | <b><u><u>\$ 2,355,179</u></u></b> |

**LIABILITIES AND NET ASSETS**

|                                         |           |                                   |
|-----------------------------------------|-----------|-----------------------------------|
| Current liabilities:                    |           |                                   |
| Accounts payable                        | 10,150    |                                   |
| Accrued compensation                    | 9,832     |                                   |
| Unearned rental revenue                 | 1,050     |                                   |
|                                         |           |                                   |
| Total current liabilities               |           | \$ 21,032                         |
| Net assets:                             |           |                                   |
| Unrestricted                            | 2,141,799 |                                   |
| Temporarily restricted                  | 102,485   |                                   |
| Permanently restricted                  | 89,863    |                                   |
|                                         |           |                                   |
| Total net assets                        |           | 2,334,147                         |
| <b>Total liabilities and net assets</b> |           | <b><u><u>\$ 2,355,179</u></u></b> |

## THE STILES FARM FOUNDATION

### OUTLOOK FOR 2011

As a research/demonstration farm, the Stiles Farm Foundation utilizes management decision aids that incorporate input costs and expected production revenue based on projected yields and prices. Enterprise accounting identifies potential profit areas so resources can be focused toward profitable activity. The services of the Farm Assistance program of Texas AgriLife Extension Service are utilized to identify the most profitable enterprise mix based on projections and historical data. The current enterprise mix includes cattle, corn, cotton, hay, grain sorghum, wheat and small grains for grazing.

An assessment of the current and near term farm environment points to the challenges faced by the industry as a whole and can provide guidance to Texas A&M AgriLife's efforts to address the needs of its agricultural clientele.

#### *Some factors affecting the 2011 budget.*

The 2010 year should end up near breakeven due to dry periods during the crop year that kept corn yields below average. Grain sorghum yields were average with prices slightly higher than average. Cotton yields and prices were both above average. Cattle prices have shown good strength throughout the year.

Assuming adequate rainfall in 2011, current plans are to maintain crop acreages similar to previous years. The cotton revenue budget reflects a return to normal expected yields after a good 2010 cotton year. Corn revenue is budgeted higher due to improved market outlook and yields better than 2010. Grain sorghum acreage is likely to remain stable unless dry weather favors sorghum over corn. Cattle revenue should also remain stable with prices remaining strong due to lower national cattle inventory. Herd size is back to normal compared to recent reductions related to 08-09 drought years.

The 2011 budget on the whole farm basis reflects government support at values determined in the 2008 farm bill. The budget does reflect minimal market assistance that is provided by the farm bill for times of prices below the established baseline. Budget numbers are based on average corn and sorghum prices, above average cotton and wheat prices and slightly stronger cattle prices. Input costs are expected to increase minimally with a wild card being energy prices. Current worldwide economic uncertainty allows for a highly unpredictable 2011.

The current budget reflects a bottom line slightly above breakeven for 2011. The longer term outlook (Figure 1) indicates a steady to slightly increasing Net Income with expected steady operating returns and improved investment returns compared to recent years. Projected risk in Net Income indicates a 50% probability of the foundation realizing a 2011 Net Income in a range from negative \$125,000 to positive \$100,000.



Figure 2 illustrates the outlook and risk in the farm's operating cash position. The operation begins 2011 with \$870,000 in operating funds (including some liquid and near cash assets). The outlook through 2015 has the farm improving the operating cash position on average to almost \$1.2 million, with the accumulated ending cash position in 2015 ranging from \$500,000 to \$1.8 million. The cash flow outlook indicates an approximate 75% chance of positive cash balance growth in the 5 year outlook.

## **THE STILES FARM FOUNDATION**

### **ORGANIZATION**

The Stiles Farm Foundation was established as a self-supporting, non-profit institution by bequest of the late J.V. and H.A. Stiles. The Board of Regents of The Texas A&M University System accepted trusteeship of the foundation as requested in the Stiles brothers' will on September 23, 1961.

The Stiles Farm Foundation consists of 2,716 acres of land adjacent to the town of Thrall and 131 acres near Lake Granger in Williamson County, Texas. A total of 513.5 acres of land is restricted to corpus and can never be sold, mortgaged or disposed of by the trustees.

As outlined in the will, the farm has been operated as a research/demonstration farm utilizing management practices and techniques that are progressive and innovative, but practical so that farmers can identify and incorporate accepted practices into their existing operations.

Under the leadership of the Director of the Texas AgriLife Extension Service, researchers with Texas AgriLife Research and specialists with Texas AgriLife Extension Service establish demonstrations where research-proven practices are incorporated into the ongoing farming operation. They are working toward a goal of assisting farmers in obtaining better yields, improved quality and increased efficiency.

The Stiles Farm Foundation further benefits the public service and educational efforts of the agricultural state agencies of The Texas A&M University System by applying proceeds from farming production to academic scholarships, local community public service, special events and field demonstrations.

**STILES FARM FOUNDATION**  
**Itemized Operating Budget**

|                                          | <b>2009</b>         | <b>2010</b>        | <b>2011</b>        |
|------------------------------------------|---------------------|--------------------|--------------------|
|                                          | <b>ACTUAL</b>       | <b>ACTUAL</b>      | <b>BUDGET</b>      |
|                                          | <b>(audited)</b>    | <b>(estimated)</b> |                    |
| <b>Operating Revenue</b>                 |                     |                    |                    |
| Cotton                                   | \$ 61,146           | \$ 128,715         | \$ 93,732          |
| Grain                                    | 191,797             | 293,858            | 408,000            |
| Hay                                      | 10,500              | -                  | -                  |
| Cattle                                   | 59,403              | 74,524             | 66,710             |
| Other                                    | 3,568               | 2,063              | 5,050              |
| Farm Program Income                      | 74,073              | 45,948             | 43,712             |
| <b>Total Operating Revenue</b>           | <b>\$ 400,487</b>   | <b>\$ 545,108</b>  | <b>\$ 617,204</b>  |
| <b>Operating Expense</b>                 |                     |                    |                    |
| Cotton Ginning                           | -                   | -                  | -                  |
| Cotton Stripping                         | 9,324               | 26,540             | 12,684             |
| Grain Combining                          | 33,995              | 33,418             | 55,767             |
| Grain Storage                            | 4,472               | -                  | -                  |
| Fertilizer                               | 99,226              | 81,845             | 133,330            |
| Chemicals                                | 30,931              | 41,575             | 61,887             |
| Aerial Spraying                          | -                   | -                  | -                  |
| Contract Services                        | 11,475              | 4,960              | 6,493              |
| Seed                                     | 25,767              | 49,605             | 58,128             |
| <b>Total Crop Production</b>             | <b>\$ 215,190</b>   | <b>\$ 237,943</b>  | <b>\$ 328,289</b>  |
| Feed                                     | 20,606              | 8,650              | 10,030             |
| Veterinary                               | 201                 | 1,375              | 1,820              |
| Other                                    | 1,037               | 860                | 800                |
| <b>Total Livestock Production</b>        | <b>\$ 21,844</b>    | <b>\$ 10,885</b>   | <b>\$ 12,650</b>   |
| Accounting                               | 5,050               | 5,375              | 5,375              |
| Audit                                    | 7,500               | 7,500              | 7,500              |
| Equipment Rental                         | 1,493               | 2,000              | 2,000              |
| Insurance                                | 33,026              | 32,066             | 31,620             |
| Management Services                      | 95,894              | 93,044             | 93,044             |
| Salaries and Wages                       | 39,748              | 45,750             | 43,000             |
| Office Expense                           | 526                 | 745                | 1,200              |
| Building Maintenance                     | 4,895               | 6,500              | 4,500              |
| Equipment Repairs                        | 14,387              | 13,000             | 15,000             |
| Payroll Taxes                            | 3,090               | 4,000              | 3,900              |
| Dues and Subscriptions                   | 664                 | 600                | 600                |
| Licenses, Fees, and Permits              | 245                 | 650                | 600                |
| Telephone                                | 2,534               | 2,650              | 2,500              |
| Vehicle Inspection                       | 72                  | 200                | 200                |
| Tires, Fuel, Lube                        | 21,337              | 26,575             | 25,000             |
| Tools and Farm Supplies                  | 1,975               | 1,895              | 2,000              |
| Travel and Conferences                   | 692                 | 685                | 1,800              |
| Utilities                                | 9,118               | 12,950             | 15,000             |
| <b>Total Admin and General Expense</b>   | <b>\$ 242,246</b>   | <b>\$ 256,185</b>  | <b>\$ 254,839</b>  |
| <b>Depreciation</b>                      | <b>\$ 45,708</b>    | <b>\$ 45,057</b>   | <b>\$ 41,451</b>   |
| <b>Total Operating Expenses</b>          | <b>\$ 524,988</b>   | <b>\$ 550,070</b>  | <b>\$ 637,229</b>  |
| <b>Net Income (loss) from Operations</b> | <b>\$ (124,501)</b> | <b>\$ (4,962)</b>  | <b>\$ (20,025)</b> |

**STILES FARM FOUNDATION**  
**Accounting, Budgeting and Management Information**

*The Foundation has adopted principles recommended by the American Institute of Certified Public Accountants for commercial agricultural producers. Some significant aspects of these are listed as follows:*

**A. Inventories**

Inventories of hay, grain and cattle held for sale are valued using the Farm Price method of valuation which is the current market price less the estimated cost of disposal.

**B. Revenue Recognition**

The farm recognizes revenue on grain and hay at the time of harvest. Revenue from cattle is recognized at the time of weaning. The revenue is recorded at the current market price less estimated cost of disposal. Subsequent sales result in an increase or decrease in the recognized revenue by the difference between the amount inventoried and the amount realized. The current revenue also reflects the adjustments of inventory value to the current market price less estimated cost of disposal.

Government program payments are recorded as income in the year received. Royalty income is recorded as income in the year received.

**C. Fixed Assets**

Land, equipment and buildings acquired by bequest are stated at the estimated fair market value at the date of bequest. All subsequent acquisitions are stated at cost and, except for land, are depreciated on the straight-line method over the estimated useful lives of the various assets. Expenditures for additions and major improvements are capitalized and expenditures for maintenance and repairs are charged to earnings as incurred. When properties are retired or otherwise disposed of, the cost thereof and the applicable accumulated depreciation is removed from the respective accounts and the resulting gain or loss is reflected in earnings. A gain or loss is not recognized on trade-ins when the fair value of the asset is usually recorded at the cash paid plus the book basis of the trade-in. If the fair value is easily and accurately obtained a gain or loss on the trade-in is recognized, if appropriate.

**D. Income Taxes**

The Foundation is a non-profit entity and does not have activities subject to federal or state income taxes. It does, however, file a Form 990, Return for Organizations Exempt from Federal Income Taxes with the IRS.

◆ **Fixed Assets**

Fixed assets are stated at cost, except that land acquired by bequest is stated at the estimated fair market value at the date of bequest. A summary of assets and related depreciation is shown below.

|                                | Audited<br>2009   | Useful<br>Lives (years) |
|--------------------------------|-------------------|-------------------------|
| Land                           | \$ 633,079        | n/a                     |
| Building and improvements      | 417,797           | 3 to 25                 |
| Machinery and equipment        | 796,889           | 3 to 15                 |
| Fences                         | 119,248           | 10 to 20                |
| Roads and terraces             | 214,484           | 2 to 10                 |
| Production livestock           | 76,038            | 7                       |
|                                | <hr/>             |                         |
| Total property and equipment   | 2,257,535         |                         |
|                                | <hr/>             |                         |
| Less: Accumulated depreciation | (1,334,900)       |                         |
|                                | <hr/>             |                         |
| Property and equipment, net    | <u>\$ 922,635</u> |                         |

◆ **Other Assets**

Investments in Texas Cotton Growers Association and Plains Cotton Cooperative Associations, agricultural cooperatives, are recorded at cost and represent long-term investments acquired through non-cash patronage dividends. These dividends or “book credits” represent a pro-rata share of the cooperatives earnings which are normally allocated to cooperative patrons on an annual basis. The book credits are refunded in cash to the patrons whenever excess cash earnings are accumulated by the cooperatives. The investment is not readily marketable, and transfer or sale, other than back to the issuing cooperative, is usually restricted or prohibited. The investment is acquired as a result of doing business with the cooperative and is not acquired in expectation of a return on investment.

◆ **Restricted Investments**

The Trustees of the Foundation have established a policy that proceeds of 501.92 acres of land sold during 1996 shall be retained and invested, with the income from the investments being made available only for maintenance, repair and upgrades of the farm property and equipment.

At August 31, 2010, invested proceeds and unaccumulated income from that sale totaled \$614,345 which includes \$575,417 in an investment pool under the direction of the Texas A&M University System and \$38,928 in a bank money market account for future use.

◆ **Cash Flow**

The nature of dry land row crop farming requires substantial cash flow outflows in the early part of the calendar year. The resulting fall harvest and cash inflows occur in the last quarter of the year. The negative cash flow effect of this fact is that as much as 80% of total expenditures are made before any funds are received in a given year. Farm expenditures are paid from an operating checking account, which draws money from cash invested in money market accounts that are available for immediate use as costs of planting and production are incurred. Cash not needed for operations reside in an investment pool.

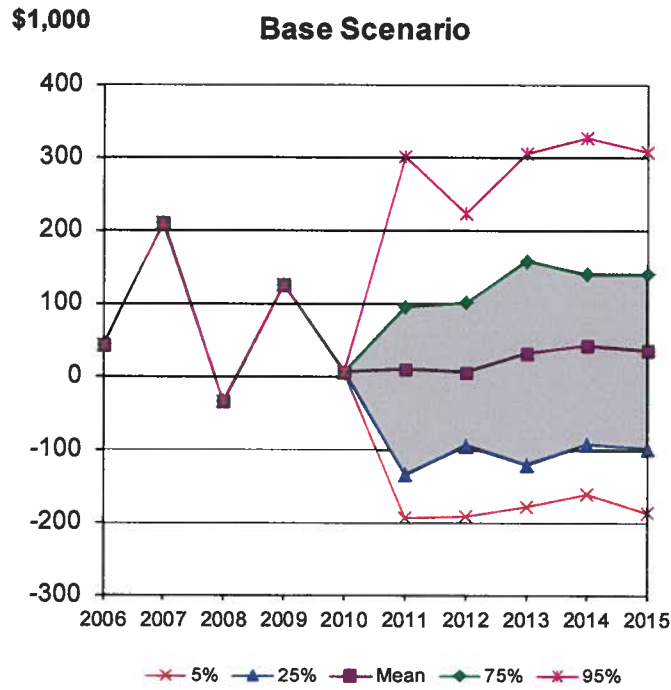
◆ **Personal Services**

The Stiles Farm Foundation Trustees provide management supervisory services through the staff of the Texas AgriLife Extension Service. The farm reimburses these costs including the value of any fringe benefits and travel. Farm housing is provided for the farm manager to reside at the Stiles Farm Foundation headquarters location. Two to three employees are employed by the Stiles Farm as tractor drivers and general laborers. The 2011 budget for these personnel reflects a wage of \$8.09 per hour plus benefits.

◆ **Land Bequest**

In 1999, the Foundation received a bequest of 131.05 acres of land from the Mary Pitman Living Trust, to be managed as an endowment for the promotion of agriculture. The property may not be sold for twenty years, and if sold, the proceeds are to be used for the use and promotion of agriculture. Based on 1999 appraisal, the land has been recorded at the appraised value of \$104,840.

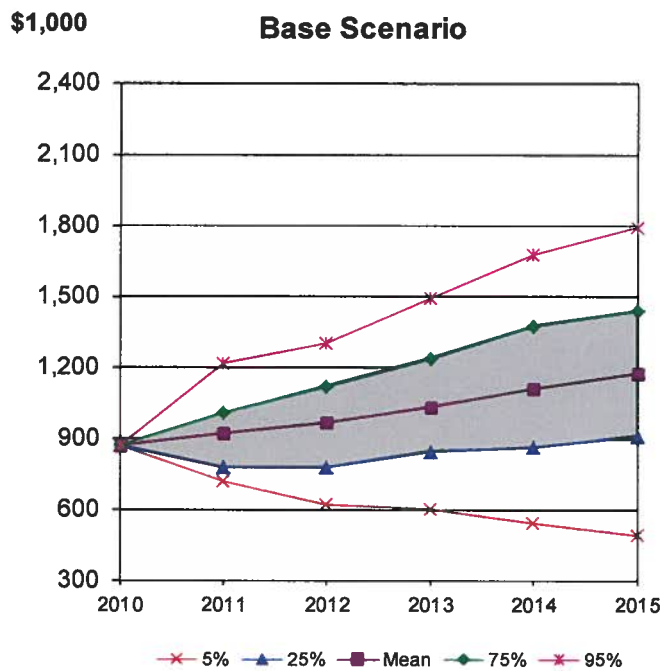
**Figure 1. Projected Variability in Net Income.**



Note: Percentages indicate the probability that Net Farm Income is below the indicated level.  
 The shaded area contains 50% of the projected outcomes.



**Figure 2. Projected Variability in Operating Cash Reserves.**



Note: Percentages indicate the probability that Net Farm Income is below the indicated level. The shaded area contains 50% of the projected outcomes.





**TARLETON STATE UNIVERSITY  
RECOMMENDATIONS FOR TENURE  
TENURE LIST NO. 11-03**

| <u>Name</u>                                               | <u>Present Rank</u><br><u>Department</u>                         | <u>Years Teaching</u><br><u>Univ. / Other Inst.</u> |   | <u>Effective</u><br><u>Date/Tenure</u> |
|-----------------------------------------------------------|------------------------------------------------------------------|-----------------------------------------------------|---|----------------------------------------|
| <b>COLLEGE OF AGRICULTURAL AND ENVIRONMENTAL SCIENCES</b> |                                                                  |                                                     |   |                                        |
| *Dr. L. Ben Bruce                                         | Associate Professor<br>Animal Science and Wildlife<br>Management | 0                                                   | 8 | Upon Approval<br>by the Board          |

\*Tenure on Arrival

**TARLETON STATE UNIVERSITY  
BACKGROUND OF FACULTY  
RECOMMENDED FOR ACADEMIC TENURE**

**COLLEGE OF AGRICULTURAL AND ENVIRONMENTAL SCIENCES**

| <u>Name</u>      | <u>Department</u>                         | <u>Present Rank</u> | <u>Effective Date</u>         |
|------------------|-------------------------------------------|---------------------|-------------------------------|
| Dr. L. Ben Bruce | Animal Science and<br>Wildlife Management | Associate Professor | Upon Approval<br>by the Board |

Dr. L. Ben Bruce formerly held the tenured position of Associate Professor at the University of Alaska-Fairbanks and later held the tenured position of Associate Professor at the University of Nevada Reno. Dr. Bruce received a B.S. in Agriculture (1974) from New Mexico State University, a M.S. in Animal Science (1978) from New Mexico State University, and in 1979 a Ph.D. in Animal Science from New Mexico State University. Before coming to Tarleton State University in January of 2011, Dr. Bruce taught at the University of Hawaii at Hilo, was an Extension Livestock Specialist at South Dakota State University, worked a 100 percent research appointment with the University of Alaska-Fairbanks (received tenure), and then was a Livestock Specialist and taught at the University of Nevada Reno where he also received tenure. Dr. Bruce has over 30 refereed journal publications, 28 refereed regional publications, has presented numerous papers, authored many computer programs, has written nearly 100 fact sheets, circulars and popular press articles, and has taught over 30 individual semester classes. He is a member of various professional societies, including the American Registry of Professional Animal Scientists, the American Society of Animal Science, and the Society for Range Management. He is a reviewer for the journal, *The Professional Animal Scientist*, and serves on numerous university committees.

**TEXAS A&M UNIVERSITY-CORPUS CHRISTI  
RECOMMENDATIONS FOR TENURE  
TENURE LIST NO. 11-03**

| <u>Name</u>                     | <u>Present Rank</u><br><u>Department</u> | <u>Years Teaching</u> |                    | <u>Effective</u><br><u>Date/Tenure</u>               |
|---------------------------------|------------------------------------------|-----------------------|--------------------|------------------------------------------------------|
|                                 |                                          | <u>Univ./</u>         | <u>Other Inst.</u> |                                                      |
| <b>COLLEGE OF LIBERAL ARTS</b>  |                                          |                       |                    |                                                      |
| *Dr. Christopher L.<br>Markwood | Professor<br>Political Science           | 0                     | 17                 | Upon Approval<br>by the Board and<br>Faculty Arrival |

\*Tenure on Arrival

**TEXAS A&M UNIVERSITY-CORPUS CHRISTI  
BACKGROUND OF FACULTY  
RECOMMENDED FOR ACADEMIC TENURE**

**COLLEGE OF LIBERAL ARTS**

| <b><u>Name</u></b>             | <b><u>Department</u></b> | <b><u>Present Rank</u></b> | <b><u>Effective Date</u></b>                         |
|--------------------------------|--------------------------|----------------------------|------------------------------------------------------|
| Dr. Christopher L.<br>Markwood | Political Science        | Professor                  | Upon Approval<br>by the Board and<br>Faculty Arrival |

Dr. Christopher L. Markwood is currently a professor with tenure at the University of Wisconsin-Superior. Dr. Markwood received a B.A. in Political Science and History from Southwest Baptist University (1987), and a M.A. (1988) and Ph.D. (1993) in Political Science from the University of Missouri-Columbia. His research and conference presentations focus on quality improvement methods in higher education with an emphasis on inter-unit collaboration and cutting-edge practices in faculty development. As a political scientist, his research, presentations and publications focused on state politics and issues. He has participated in international delegations to Austria, Slovakia, Canada, Mexico and China and currently works with and has evaluated academic exchange programs in Scotland, Japan and Korea. He spent 12 years (1994-2006) at the University of Central Oklahoma as a faculty member where he earned tenure and the rank of professor. He also served in administration as Assistant Dean in the College of Liberal Arts and as Inaugural Dean of the College of Arts, Media & Design from 2001-2006. He was brought to the University of Wisconsin-Superior as Provost, Vice Chancellor for Academic Affairs and Dean of Faculties in 2006 and served in that capacity until being named Interim Chancellor in 2010. He has been recommended for the position of Provost and Vice President for Academic Affairs at A&M-Corpus Christi pending approval by the Board of Regents.

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS/EMERITA TITLES  
EMERITUS/EMERITA TITLE LIST NO. 11-03**

| <b>System Member<br/>Honoree</b> | <b>Years of<br/>Service</b> | <b>Current<br/>Rank</b> | <b>Title Conferred</b>                             | <b>Effective Date</b>         |
|----------------------------------|-----------------------------|-------------------------|----------------------------------------------------|-------------------------------|
| <b>TEXAS A&amp;M UNIVERSITY</b>  |                             |                         |                                                    |                               |
| Dr. Michael Duffy                | 30                          | Professor               | Professor Emeritus of<br>Educational<br>Psychology | Upon Approval<br>by the Board |
| Dr. Paul Jeff Fox                | 15                          | Professor               | Professor Emeritus of<br>Geology and<br>Geophysics | Upon Approval<br>by the Board |

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS/EMERITA TITLES  
EMERITUS/EMERITA TITLE LIST NO. 11-03**

| <b>System Member<br/>Honoree</b> | <b>Years of<br/>Service</b> | <b>Current<br/>Rank</b> | <b>Title Conferred</b> | <b>Effective Date</b> |
|----------------------------------|-----------------------------|-------------------------|------------------------|-----------------------|
|----------------------------------|-----------------------------|-------------------------|------------------------|-----------------------|

**TEXAS AGRILIFE EXTENSION SERVICE**

|                     |    |                                                                     |                                                   |                               |
|---------------------|----|---------------------------------------------------------------------|---------------------------------------------------|-------------------------------|
| Ms. Kandy McWhorter | 31 | County<br>Extension<br>Agent-<br>Family and<br>Consumer<br>Sciences | County Extension<br>Agent Emerita                 | Upon Approval<br>by the Board |
| Dr. Don Wilkerson   | 28 | Professor                                                           | Professor and<br>Extension Specialist<br>Emeritus | Upon Approval<br>by the Board |

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS/EMERITA TITLES  
EMERITUS/EMERITA TITLE LIST NO. 11-03**

| <b>System Member<br/>Honoree</b> | <b>Years of<br/>Service</b> | <b>Current<br/>Rank</b> | <b>Title Conferred</b> | <b>Effective Date</b> |
|----------------------------------|-----------------------------|-------------------------|------------------------|-----------------------|
|----------------------------------|-----------------------------|-------------------------|------------------------|-----------------------|

**TEXAS AGRILIFE RESEARCH**

|                     |    |           |                                            |                               |
|---------------------|----|-----------|--------------------------------------------|-------------------------------|
| Dr. Lloyd R. Nelson | 34 | Professor | Professor Emeritus of<br>Ryegrass Breeding | Upon Approval<br>by the Board |
| Dr. Gerald W. Evers | 40 | Professor | Professor Emeritus of<br>Forage Management | Upon Approval<br>by the Board |

The Texas A&M University System  
Appointed and Commissioned Peace Officers  
December 10, 2010

| <b>University</b>                           | <b>Officer's Name</b> | <b>Title</b>   | <b>Hire Date</b> |
|---------------------------------------------|-----------------------|----------------|------------------|
| <b>TEXAS A&amp;M UNIVERSITY-COMMERCE</b>    |                       |                |                  |
|                                             | Price, Angela C.      | Patrol Officer | 11/08/10         |
| <b>TEXAS A&amp;M UNIVERSITY-SAN ANTONIO</b> |                       |                |                  |
|                                             | Luna, David A.        | Police Officer | 10/11/10         |
| <b>WEST TEXAS A&amp;M UNIVERSITY</b>        |                       |                |                  |
|                                             | Birkenfeld, Heather   | Police Officer | 10/21/10         |
|                                             | Ferrara, Barbara      | Police Officer | 10/21/10         |