

MINUTES

OF THE

MEETING OF

THE BOARD OF REGENTS

OF

THE TEXAS A&M UNIVERSITY SYSTEM

HELD IN

COLLEGE STATION, TEXAS

July 31-August 1, 2008

**Please note corrections made to
Minute Orders 201-2008, 202-2008 and 203-2008*

(Approved September 25-26, 2008)

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**MINUTES OF THE
MEETING OF THE BOARD OF REGENTS
July 31-August 1, 2008**

CONVENE – THURSDAY, JULY 31, 2008

Mr. Bill Jones, Chairman, convened a regular meeting of the Board of Regents of The Texas A&M University System (TAMUS) at 10:40 a.m. on Thursday, July 31, 2008, in the Board of Regents Meeting Room, Texas A&M University (TAMU), College Station, Texas. The following members of the Board were present:

Mr. Bill Jones, Chairman
Mr. John D. White, Vice Chairman
Mr. Morris Foster
Mr. Lupe Fraga
Mr. J.L. Huffines
Mr. Erle Nye
Mr. Gene Stallings
Ms. Ida Clement Steen
Mr. Jim Wilson
Mr. Anthony Cullins, Student Regent

Mr. Jones announced that a quorum of the Board was present.

RECESS TO EXECUTIVE SESSION

Mr. Jones announced that the Board would recess to executive session to consider matters as provided in Chapter 551 of the Texas Government Code: Section 71, for consultation with System attorneys regarding legal matters or pending and/or contemplated litigation or settlement offers; Section 72, for deliberations regarding the purchase, exchange, lease or value of real property; Section 73, for deliberations regarding negotiated contracts for prospective gifts or donations; and Section 74, for deliberations regarding personnel matters relating to appointment, employment, evaluation, reassignment, duties, discipline, or dismissal or to hear complaints against an officer or employee (including Items 79 through 94).

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

(Secretary's Note: The Board met in executive session from 10:40 a.m. until 1:42 p.m.)

RECONVENE IN OPEN SESSION

Mr. Jones reconvened the meeting in open session at 2:05 p.m. in Room 292 of the Memorial Student Center (MSC) and announced that a quorum of the Board was present. He said that the Board met in Executive Session from 10:40 a.m. until 1:42 p.m. and considered executive session agenda items and conferred with the Chancellor, several System and university administrators and System attorneys on personnel, land and legal matters. He announced that the executive session would be continued that same afternoon and on Friday, August 1, 2008.

INVOCATION

Mr. Jones called on Ms. Jennifer Williams, one of six Aggie athletes competing in qualifying meets in the U.S. Olympic Trials for the Summer Olympic Games in Beijing, China. Jennifer competed in two rounds of the 100 meter hurdles at the U.S. Olympic Trials. She is a senior University Studies major from Corpus Christi and is a member of the Women's Track and Field Team--Big 12 Indoor and Outdoor Champions for the last two consecutive years (first-ever conference title in the Women's Track and Field program at Texas A&M) and is a five-time ALL American. Mr. Jones said Jennifer represents the true Aggie winning spirit.

CHAIRMAN'S REMARKS

Mr. Jones said the meeting began on somewhat of a sad note saying that Ambassador Anne Armstrong and former member of the Board had passed away. He said Mrs. Armstrong was very special to him as he had taken her place on the Board when her term expired. Mr. Jones read a brief bio on Mrs. Armstrong and again expressed his admiration for her.

Mr. Jones said they also wanted to keep Dr. Ray Keck, President of Texas A&M International University, and his family in everyone's prayers with the loss of their daughter.

Mr. Jones welcomed Mr. Anthony Cullins, newly appointed Student Regent, attending his first Board Meeting. Mr. Jones said that Anthony was from Dallas and had received an undergraduate degree from Texas A&M University-Commerce in management information systems in May 2008, and is now pursuing a master's degree in business administration. He called on Mr. Cullins to say a few words.

Mr. Cullins said it was an honor to serve on the Board and thanked Governor Rick Perry for entrusting him to serve in this capacity. He thanked the Chancellor for his recommendation but most importantly, he thanked his support staff in Dallas and Commerce, Dr. Stephen McFarland, President of Texas A&M University-Commerce (TAMU-C), Dr. Mary Hendrix, Interim Provost and Vice President for Student Affairs, his mother, father and sister. Mr. Cullins said his success rises on the shoulders of over 100,000 students and he would do his best to serve them and be an

advocate and a voice for the students. He said he looked forward to serving the students, the A&M System, higher education as a whole and the great State of Texas.

Mr. Jones introduced Dr. Brett Giroir, Vice Chancellor for Research. He said Dr. Giroir, a physician scientist, trained at the University of Texas Southwestern Medical Center in Dallas and has served as director of the Defense Scientists Office of the Defense Advanced Research Projects Agency in Arlington, Virginia (DARPA).

Mr. Jones also welcomed Dr. Dominic Dottavio, President of Tarleton State University (TSU). He said that since 2003, Dr. Dottavio had been President of Heidelberg, a 158 year old private college in Northwest Ohio. At Heidelberg, Dr. Dottavio led successful campaigns for student recruitment and retention, fundraising and expansion of academic programs. Mr. Jones thanked Dr. Dennis McCabe for his 17 years of service to TSU.

Mr. Jones introduced Dr. Carlisle B. Rathburn, President of Texas A&M University-Texarkana (TAMU-T). He said that before coming to A&M-Texarkana, Dr. Rathburn was President and CEO of Savannah Technical College in Savannah, Georgia. During his seven years as president, Savannah Technical College experienced the largest percentage growth in enrollment of any two-year college in Georgia and was the third fastest growing two-year college in its size range in the nation.

Mr. Jones said Dr. Dan Jones, the newly appointed President of TAMU-C, was unable to be present at this meeting and would be introduced at the September meeting. Mr. Jones said that Dr. Jones had been Provost and Vice President for Academic Affairs, Chief Student Affairs Officer and Professor of English, at Texas A&M International University (TAMIU). Prior to becoming provost, he served in a variety of leadership roles at the University of Houston-Downtown from 1985-2003.

Mr. Jones welcomed Dr. Bob Strawser who had been serving as Interim President of Texas A&M University-Kingsville (TAMU-K) since July 1. He said that he was a TAMU Regents Professor at the Mays Business School and had held the Anderson Chair as Professor of Accounting since 1977. He also was the Arthur Andersen & Company Former Students' Professor of Accounting from 1985-1996; Graduate Research Fellow from 1980-1984, and at the Mays Business School, he was Acting Dean, 1978-1979; Associate Dean, 1975-1978; and Professor of Accounting, 1973-1984.

Mr. Jones also welcomed Mr. Tom Boggus, Interim Director of the Texas Forest Service (TFS). Mr. Boggus joined the Texas Forest Service as a forester based in Linden in 1980 and rose through the ranks to become the Associate Director for Administration in 1996. Mr. Jones said that under his leadership, the agency had developed innovative educational and conservation programs and pioneered ways to provide new services aimed at conserving forests. He also was awarded the Regents' Fellow Service Award in 2007.

Mr. Jones said there were nine schools (ten, if Galveston was included) and seven state agencies in the A&M System. He said with over 100,000 students and several thousand employees in this System that expands literally the entire State of Texas, we were occasionally struck by tragedy that resulted in death. Mr. Jones said we were also on occasion blessed with having heroes among us and the Board would like to honor some of those heroes. Mr. Jones said what happened in Galveston was nothing short of amazing...from the Coast Guard who risked their lives to search for, find and rescue five survivors from the capsized sailing vessel to the point to where the helicopter they were riding in was virtually on empty when they found the survivors. They never gave up hope...to Steven Conway, who used rescue techniques and refused to let the students give up and refused to let them die, to Roger Stone who made the ultimate sacrifice. Mr. Jones said we often taught about and talked about selfless service and that service to others was the highest calling. He said they honor those who do so even in the building that the meeting was in today...those who gave the ultimate sacrifice so that we might be free. And, on occasion, one among us carried out that selfless sacrifice to the ultimate and that was giving of their own life so that others might live. And, Mr. Stone did just that. He had choices, he could have gotten out of that boat himself first, but he chose to save the students.

Mr. Jones said he was reminded of a scene from the movie, *Saving Private Ryan*, where a squad of soldiers was sent to save Private Ryan (Tom Hanks) because he lost three brothers in World War II and they were sent behind enemy lines to save him. He said there was a scene in the movie where Private Ryan, who at the time of the scene he was describing, is in his 70s or 80s, an elderly man, and he was walking through a graveyard in Normandy. Mr. Jones said he found the gravesite of one of the men that gave of himself so that he (Private Ryan) might live. He said you could tell that his family was with him, children, grandchildren and when he found this grave marker, he turned to his wife and he asked her one question, "Have I been a good husband?" Mr. Jones said resolutions were going to be passed to honor some very special people, and particularly Mr. Stone, and he told the audience upfront that resolutions were wholly inadequate, not because they were not heartfelt, because they were, but, they were inadequate because they could not describe the feelings that we all had for what was done. He said in his opinion, the only way we could honor what had happened here is that when we were asked the question, "Have you been a good father, a good mother, a good administrator, have you been a good regent, have you been a good citizen was to be able to say "yes." Mr. Jones said we continue to give of ourselves, selfless service and to give the best that we had to give. He asked Dr. Elsa Murano, President of TAMU, and Dr. Bowen Loftin, Vice President and Chief Executive Officer (CEO) of the Texas A&M University at Galveston (TAMUG), to make the presentations.

Dr. Murano said it was very difficult to talk about all this and it was very serious, but she liked to think of this moment as a happy occasion. She said the heroic acts of three people were being celebrated, three real American heroes, especially to honor the sacrifice of Mr. Roger Stone who gave his life to save our Aggies and bring them home. She said Texas A&M University and the Aggie family would forever be grateful. She

said Dr. Loftin's life had been impacted because of these events. She asked Dr. Loftin to say a few words.

Dr. Loftin said when he became CEO at Galveston, he did not anticipate this day. He said he was blessed with an extraordinary team of people in Galveston who stood together during this hard time to work with the families of those who were involved in the accident, to pray together, to hang together and share the Aggie Spirit together. He said it was a difficult time, but a time to prove what a great institution A&M at Galveston is part of. Dr. Loftin thanked Dr. Murano (one of the first people he contacted) and said he appreciated the fact that she came to Galveston and stood by his side and the side of his team during that difficult weekend. Dr. Loftin said that nothing they could say today would repay the Stone family for what they had lost, but he hoped that what they did today would give them some comfort that their loss was shared by 100,000 plus people who were part of the Aggie family.

Dr. Murano introduced Mrs. Linda Stone '78, her son, Eric, and daughter, Elizabeth. She also introduced Mr. Steve Conway and his wife, Mary. Mr. Conway was one of the safety officers aboard the *Cynthia Woods*. Dr. Murano introduced Chief Petty Officer Albert Shannon who was the first person in the water to rescue the survivors, and U.S. Coast Guard Captain (Select) Sean Mahoney.

Dr. Loftin presented Item 62. The Board took action as set forth below:

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**MINUTE ORDER 187-2008 (AGENDA ITEM 62)**

**ADOPTION OF A RESOLUTION TO HONOR  
THE MEMORY OF ROGER WINSLOW STONE FOR  
HIS BRAVERY AND SACRIFICE IN THE  
TRAGEDY OF THE SINKING OF THE  
S/V CYNTHIA WOODS,  
TEXAS A&M UNIVERSITY/TEXAS A&M UNIVERSITY AT GALVESTON**

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

Whereas, during the night of June 6, 2008, the Texas A&M University at Galveston *Sailing Vessel Cynthia Woods*, while participating in the Regata de Amigos from Galveston to Veracruz, Mexico, suffered catastrophic damage, placing her crew in immediate and imminent danger; and

Whereas, Safety Officer Roger Winslow Stone, who was resting below deck with two student crew members, alerted the crew of the *Cynthia Woods* that the vessel had been compromised and was taking on water; and

Whereas, the *Cynthia Woods* lost its keel and immediately capsized; and

Whereas, Roger Winslow Stone remained below in order to free two student crew members from the cabin of the *Cynthia Woods*; and

Whereas, Roger Winslow Stone made the ultimate sacrifice by giving his life to save the lives of Steven Guy and Travis Wright; and

Whereas, the Aggie Family is forever grateful for the bravery and heroism demonstrated by Roger Winslow Stone, enabling the other five crew members of the *Cynthia Woods* to survive its capsizing; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, wish to publicly honor Roger Winslow Stone for his outstanding bravery, courage, and sacrifice and to express our profound admiration and respect for his deeds; and, be it, further

Resolved, that on behalf of the entire Texas A&M University System and the Aggie Family, the Board of Regents sends condolences to Mrs. Linda Stone '78, Eric Stone and Elizabeth Stone; and, be it, finally

Resolved, that this resolution be spread among the minutes, with the name of Roger Winslow Stone, and that copies thereof be signed by the Chairman of the Board of Regents and be presented to the family of Roger Winslow Stone and to the Chief Executive Officers of the respective institutions for appropriate display.

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Dr. Murano requested approval of the following resolution to honor Mr. Steven Marr Conway for his valor and courage in the tragedy of the sinking of the *Cynthia Woods*. The Board took action as set forth below:

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**MINUTE ORDER 188-2008 (AGENDA ITEM 63)**

**ADOPTION OF A RESOLUTION TO HONOR  
STEVEN MARR CONWAY FOR  
HIS VALOR AND COURAGE IN THE  
TRAGEDY OF THE SINKING OF THE  
S/V CYNTHIA WOODS,  
TEXAS A&M UNIVERSITY/TEXAS A&M UNIVERSITY AT GALVESTON**

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

Whereas, during the night of June 6, 2008, the Texas A&M University at Galveston *Sailing Vessel Cynthia Woods*, while participating in the Regata de Amigos from Galveston to Veracruz, Mexico, suffered catastrophic damage, placing her crew in immediate and imminent danger; and

Whereas, Safety Officer Steven Marr Conway, who was on deck with two student crew members when the vessel capsized, helped them to safely maneuver away from the distressed vessel; and

Whereas, Steven Marr Conway found himself afloat with the four other surviving members of the *Cynthia Woods* crew with limited safety equipment; and

Whereas, Steven Marr Conway used his knowledge of U.S. Coast Guard rescue techniques to reassure the four student crew members and to orient them to be the most visible for search parties; and

Whereas, during the twenty-six hours that the survivors were in the water, Steven Marr Conway helped to comfort and bolster the spirits of the four student crew members through humor, focus on specific goals, and optimism while simultaneously providing direction in avoiding the dangers of open water; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, wish to publicly honor Steven Marr Conway for his outstanding valor, courage, and heroism and to express our profound admiration and respect for his deeds; and, be it, further

Resolved, that this resolution be spread among the minutes, with the name of Steven Marr Conway, and that copies thereof be signed by the Chairman of the Board of Regents and be presented to Steven Marr Conway and to the Chief Executive Officers of the respective institutions for appropriate display.

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Dr. Loftin introduced Chief Petty Officer Albert Shannon, who was first in the water, a Coast Guard swimmer and a legendary group. Dr. Loftin said he was supported by the crew on the helicopter and said hundreds of men and women of the Coast Guard were involved in this rescue effort. There were several aircraft in the air and several vessels on the surface of the waters so this resolution not only honored Chief Shannon, but also honored many of his crewmates involved in this rescue operation. The Board took action as set forth below:

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**MINUTE ORDER 189-2008 (AGENDA ITEM 64)**

**ADOPTION OF A RESOLUTION TO HONOR  
MEMBERS OF THE UNITED STATES COAST GUARD  
FOR THEIR DEDICATION AND DETERMINATION  
IN THE RESCUE OF THE SURVIVORS OF THE  
*S/V CYNTHIA WOODS*,  
TEXAS A&M UNIVERSITY/TEXAS A&M UNIVERSITY AT GALVESTON**

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

Whereas, during the night of June 6, 2008, the Texas A&M University at Galveston *Sailing Vessel Cynthia Woods*, while participating in the Regata de Amigos from Galveston to Veracruz, Mexico, suffered catastrophic damage, placing her crew in immediate and imminent danger; and

Whereas, the U.S. Coast Guard responded to the search request from Texas A&M University at Galveston with urgency, diligence, and professionalism in an effort to locate and recover the crew of the *Cynthia Woods*; and

Whereas, the U.S. Coast Guard worked tirelessly, after locating the capsized vessel, to find any and all surviving crew members of the *Cynthia Woods*, who were lost at sea in the Gulf of Mexico; and

Whereas, the U.S. Coast Guard thoroughly explored all possible leads and repeated search patterns until the entire crew of the *Cynthia Woods* was accounted for; and

Whereas, the crew of the U.S. Coast Guard helicopter that found the five surviving members of the *Cynthia Woods*' crew placed themselves in peril by entering the water and lifting the survivors into the helicopter while their fuel supply was dangerously low; and

Whereas, the U.S. Coast Guard swiftly transported the surviving crew members to Galveston for emergency medical treatment; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System wish to publicly honor these rescuers and additional members of the U.S. Coast Guard for outstanding dedication, determination, and professionalism and to express our profound admiration and respect for their deeds; and, be it, further

Resolved, that this resolution be spread among the minutes, with the name of the U.S. Coast Guard, and that copies thereof be signed by the Chairman of the Board of Regents and be presented to the Chief Executive Officers of the respective institutions for appropriate display.

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CHANCELLOR’S REMARKS

Dr. Mike McKinney, Chancellor, said he appreciated all the rescue efforts.

Dr. McKinney said they went through quite a process in developing the budgets for FY 09. Dr. McKinney said they met with the CEOs and discussed what they were going to do in the Legislature, exceptional item requests that might be submitted. Dr. McKinney said he would bring a proposal for a legislative agenda in September.

Dr. McKinney said members of the Legislative Budget Board (LBB) and staff members had visited several campuses [TAMUG, West Texas A&M University (WTAMU), Health Science Center (HSC), Prairie View A&M University (PVAMU), San Antonio Center and others] and were duly impressed. He said there had also been visits from the Sunset Advisory Commission staff studying fire protection. Dr. McKinney said there would soon be a dedication of the new Bringle Lake campus (the Engineering and Technology Building at TAMU-T) and Lieutenant Governor David Dewhurst, Congressman Ralph Hall, State Representative Steven Frost and H. Ross Perot would be attending.

Dr. McKinney said there had been recurring discussions with the Legislature concerning higher education, the future of higher education, reforms in higher education and funding.

Dr. McKinney said in regard to scholarship programs, a number of the universities had set up programs to ensure that some of the lower incomes (\$30,000-\$40,000) received full tuition and fees in scholarships. He said they were in the process of getting the information from CFOs on how much that would cost outside of Texas Grants, Be On Time, Pell Grants and the other programs that were available. Dr. McKinney said they would have the details either at the September or December meeting so they could have it implemented by the spring semester, 2009.

Dr. McKinney said the Texas Engineering Experiment Station (TEES) had put all research administration on a single computer system. He said that this would allow the business service staff and the researchers at A&M, the regional universities and the agencies and HSC to be able to search on the database for anything compatible to their research.

Dr. McKinney said in regard to Task Force 1, they had responded to Dolly, a Category 2 hurricane, before it was a disaster. He said a portion of the force was hosted at TAMU-K and had 300 calls for assistance during that time. Dr. McKinney said Task Force 1 was the best in the country and served as a model for other rescue groups. He recognized Mr. Gary Sera, Director of the Texas Engineering Extension Service (TEEX), and Dr. Kem Bennett, Vice Chancellor for Engineering, for their work on leading this

group. Dr. McKinney announced that Governor Rick Perry chose Dr. Bennett to chair the Texas Board of Professional Engineers.

Lastly, Dr. McKinney said that President George Bush had recognized the Centennial 4-H Youth Development program.

RECESS

Mr. Jones recessed the meeting at 2:55 p.m.

(Secretary's Note: The Committee on Finance convened at 2:56 p.m. and adjourned at 4:01 p.m. The Committee on Academic Campuses convened at 4:02 p.m. and adjourned at 4:27 p.m. The Committee on Campus Art and Aesthetic Improvement convened at 4:30 p.m. and adjourned at 4:35 p.m.)

RECONVENE EXECUTIVE SESSION

Mr. Jones reconvened the Board Meeting in executive session at 5:05 p.m. in the Board Meeting Room.

RECESS EXECUTIVE SESSION

Mr. Jones recessed the executive session at 8:37 p.m., the same day.

RECONVENE BOARD MEETING – FRIDAY, AUGUST 1, 2008

Mr. Jones reconvened the Board Meeting at 8:35 a.m. in Room 292 of the MSC. The following members of the Board were present:

Mr. Bill Jones, Chairman
Mr. John D. White, Vice Chairman
Mr. Morris Foster
Mr. Lupe Fraga
Mr. J.L. Huffines
Mr. Erle Nye
Mr. Gene Stallings
Ms. Ida Clement Steen
Mr. Jim Wilson
Mr. Anthony Cullins, Student Regent

Mr. Jones said that the Board met in executive session the previous evening from 5:05 p.m. to 8:37 p.m., to continue the Board's executive session agenda.

RECESS

Mr. Jones recessed the Board Meeting at 8:38 a.m.

(Secretary's Note: The Committee on Buildings and Physical Plant convened at 8:39 a.m. and adjourned at 9:34 a.m. The Policy Review Committee convened at 9:35 a.m. and adjourned at 9:40 a.m.)

RECONVENE

Mr. Jones reconvened the Board Meeting at 9:41 a.m.

REPORT ON THE SINKING OF THE S/V CYNTHIA WOODS

Mr. Jones said the A&M System was struck with a tragedy on the night of June 6, 2008. The 38-foot *Sailing Vessel Cynthia Woods* capsized in the Gulf of Mexico while competing in the Regata de Amigos, a sailing race from Galveston to Veracruz, Mexico. A Coast Guard helicopter rescued five members of the A&M Galveston's Offshore Sailing Team early on June 8. He said the body of the sixth member, Safety Officer Roger Stone, was found that same afternoon.

Mr. Jones said that on June 10, 2008, Chancellor McKinney appointed Deputy Chancellor and General Counsel Jay Kimbrough to conduct and complete a thorough investigation into this accident. Mr. Jones read the following on behalf of Mr. Jay Kimbrough, who was unable to attend the meeting:

"I would like to recognize Mr. Jerry Brown, Office of General Counsel, and Ms. Robin Woods, System Internal Audit, for their dedication and commitment to this assignment. They have spent many hours in Galveston interviewing people and collecting data to try to determine the cause of this tragic accident. Mr. Stone's life was lost while serving his country and it is our duty to find out why and to do everything we can to make sure something like this does not happen again. Jerry and Robin have done an outstanding job in pursuit of this.

"Dr. Bowen Loftin and his staff have worked tirelessly, not only into investigating units, but more importantly with the families involved. And for that Dr. Loftin, we thank you.

"The coordination between the Office of General Counsel, System Internal Audit and TAMUG has been incredible. I want to publicly say how much I appreciate the great effort and good work thus far."

Mr. Jones called on Mr. Brown to present an update. Mr. Brown said he would welcome questions at any time during his report. He reported that the *Cynthia Woods'* keel and her sister ship, the *George Phydias*, were stored in a secure warehouse in Galveston. Mr. Brown said the Coast Guard, in cooperation with all interested parties, had taken core samples and sent them to a lab for testing. He said once the Coast Guard had these lab results, they could begin to draft their report and shortly thereafter the System would publish its report. Mr. Brown said this had been a team effort between System Audit and the Office of General Counsel. He said Mr. Kimbrough charged them

to do an open and transparent investigation to determine what happened. He said even if it meant that we reported that errors and omissions of the university caused the tragedy. He said Ms. Robin Woods and Ms. Amanda Dodson, Internal Audit, had accomplished a tremendous amount of work and he joined Chairman Jones in thanking them for their efforts. Mr. Brown said he also appreciated the efforts of Dr. Loftin and his executive team of Mr. Rodney McClendon and Mr. Brad McGonagle, who had been incredibly responsive to unreasonable demands of their time and their resources during this investigation.

Mr. Brown said despite the complexity, in any investigation of this type the process was always the same; you preserve, you test, you analyze and you report. He said Step 1, you can't do the other steps until you have something to work with. Mr. Brown said this incident occurred on June 6, 2008. All physical evidence was finally secured on July 14, 2008, 38 days later when the *George Phydias* was delivered to the warehouse. So he said it took 38 days to preserve the physical evidence related to this incident.

Mr. Foster asked if the keel had been recovered. Mr. Brown replied in the affirmative. He said the keel was recovered on June 19 and was stored in the warehouse with the two boats.

Mr. Brown said on June 6 at 1:00 p.m., the race began. On June 7, at 5:15 p.m., the Coast Guard located the vessel. On June 9, the vessel was salvaged from the Gulf by T&T Marine Salvage of Galveston and towed to Freeport, Texas. On June 10, the damaged boat was dockside in Freeport and he showed a photo of the *Cynthia Woods*, which was upside down and attached to the back of the salvage vessel. He said our friends at Freeport Launch flipped, lifted and stored the boat dockside on giant tires. Mr. Brown said the Coast Guard inventoried the contents of the boat and unfortunately, no log book was found at that point in time and the boat was released back to the university. He showed a photo of the keel and said two graduate students were using sonar equipment on a T&T Marine Salvage vessel. Mr. Brown said the search area was determined from using the last known coordinates from a still operable GPS device that was taken off the boat. He said the keel was delivered to Pier 14 at Galveston. He acknowledged T&T Marine Salvage who he said had been a tremendous resource during this process and particularly the efforts of Ms. Kelli Teichmann with T&T. He said her work had been phenomenal and expressed his gratitude for her tireless efforts to assist in securing this evidence. Mr. Brown showed a photo of the two boats and the keel.

Mr. Brown said some members in the System Internal Audit Department had been assigned to this project and had abandoned other projects to assist with the investigation. They had outdone themselves on this project. He complimented Ms. Cathy Smock, Chief Auditor, on their work. Mr. Brown said most of his time was spent dealing with logistics and making decisions and making decisions on the run. He said all of those related to preserving the physical evidence and all the while coordinating his activities with the interested parties and their attorneys and experts. He said he attempted to accommodate all requests for access to the boat and the keel, even though those requests were repetitive

and inefficient, but he was compelled to do so by Mr. Kimbrough's charge of doing an open and transparent investigation. He said in addition to the principals related to these entities, the interested parties were attorneys and multiple experts that required accommodation. Mr. Brown said the Coast Guard set a very demanding and tight schedule for gathering the information, acquiring the information they needed to write their report. He said it was often very difficult to meet their requirements because of the timetable and the requirements and he complimented the Coast Guard as they were very professional and very competent and there were seven or eight people working on this case.

Mr. Brown said Step 2 would be testing the evidence. He said this had been completed as it related to the *Cynthia Woods*. He said they were contemplating performing similar testing on the *George Phydias*. One of the disadvantages they were under was that they did not have the design plans of either the *Cynthia Woods* or the *George Phydias*. Mr. Brown said that he and Mr. Kimbrough believed what they needed to do was discover to the extent there were defects in the design and the construct of the *Cynthia Woods* and then determine if those same defects were also present in the *George Phydias*. So while the testing of the evidence was complete as to the *Cynthia Woods*, it had not begun on the *George Phydias*.

Mr. Brown showed a photo of a Coast Guard's evidence bag. He said they drilled a round area called a "coupon" which took samples from all over the boat (about 16 or 17), mainly from the hull area. He showed another photo of a cross section of the hull to keel connection point. The thick white portion from the bottom portion was called the "keel boss," which was a spacer connecting the rounded hull to the flat keel. It was non-structural in nature; does not support any weight. He said after you strip away this non-load bearing area, there were layers of paint, primer, Kevlar and other materials which were non-structural in nature; they did not support weight. Mr. Brown said after you strip away all the non-load bearing items, there was a half inch of fiberglass. He said that was not much fiberglass. That keel weighed 4,870 pounds and he believed the thickness of the hull would be one of the critical issues in this case. Mr. Brown said published guidelines from the American Bureau of Shipping (ABS) requirements were that the thickness of the fiberglass and the hull must be at least the thickness of the bolts used to attach the keel. He said the thickness of the bolts in this boat was one and a half inches, so according to ABS guidelines, the hull needed an extra inch of fiberglass to support the keel. Mr. Brown said that their expert would be looking very closely and very critically at that issue.

Mr. Brown said they worked with Coast Guard personnel to select a lab and designed a lab test protocol. He said he had worked with the Office of General Counsel for ten years and it took five hours to draft a four-page letter. Mr. Brown said that level of accuracy and detail was required to make sure that the lab understood the requirements that we had to accomplish our testing and reach our goal. He showed another picture of the keel plate that was sitting on top of the fiberglass inside the boat. Dr. McKinney asked if that plate was still attached after the keel fell off. Mr. Brown answered that the keel plate was still attached to the keel when the keel fell off...all three keel plates were

still there. Mr. Brown said if you looked at the hole in the bottom of the boat, it was cut just like with a pair of scissors...a clean cut. He said the Coast Guard shipped off 16 samples for testing and they were not going to release the results of those lab tests until they released their entire report. Mr. Brown said it was problematic again because we don't have Cape Fear's design plans. He said Cape Fear had refused to share those with us, despite numerous requests, and it had impeded their investigation. He said hopefully in the future when the Coast Guard released their report, they would have the plans, and hopefully those plans would be released.

Mr. Brown said the Coast Guard had not set a timetable on the completion of their report. They would not even give an indication of how long it might take, not even a range. Mr. White asked if the Coast Guard had the plans. Mr. Brown replied in the affirmative and said Cape Fear would not provide them to anyone else. Mr. White asked if Cape Fear voluntarily provided the plans to the Coast Guard. Mr. Brown said he was not privy to how the Coast Guard obtained those plans.

Mr. Brown said that Step 3 was to analyze the evidence. The Coast Guard had hired an expert from Florida who had been in the sailing business for over 50 years and would assist them with their investigation. Mr. Brown said that they had hired their own expert, Mr. Brendon Dobrouth, who had outstanding credentials. He had an international reputation in sailboat design and manufacture and his area of specialty was keel redesign and repair. Mr. Brown said they were very lucky to have him on their team and he was absolutely one of the world's experts in this area. As far as the report was concerned, the Coast Guard would issue their report first and then the General Counsel would issue their report. He said the Coast Guard had most of the pieces to the puzzle. Mr. Brown said in the General Counsel's report, they intend to answer the ultimate question of why did the keel fall off, but also the report would be much broader and would cover the overall operations of the offshore sailing team and also look at some of the post-capsized incidents, the search and rescue that took place and maybe make some suggestions and recommendations. He said Mr. Dobrouth, in addition to being a boat designer and builder, was a professional racer of sailboats and had tremendous experience in that area. He had offered to assist us and make suggestions about how to improve some of our operations particularly in the area of safety.

Mr. Brown referred to ongoing activities and said he anticipated that there would be more work to do. He said Mr. Kimbrough's charge to him and his team was that the actions would be open and they would be transparent and ultimately hoped to answer the question for the Stone family as exactly how this happened. He asked for questions.

Mr. Foster asked if the boat had any instrumentation that captured any data, such as the weather, the wind and the position of the boat at the time of the incident. Mr. Brown said the recovered GPS device had the longitude and latitude of the boat when it turned over. He said the weather conditions were provided by the crew, by Mr. Steve Conway, who was an excellent sailor and aware of everything going on around him at the time of the incident. Mr. Brown said we have information from National Oceanic and Atmospheric Administration (NOAA) on the weather in the area to add to the analysis of

what transpired but he was not aware of anything on the boat that would record weather conditions that we could use in our analysis of what transpired. There were no further questions.

Mr. Jones said they were ready for reports from standing committees and the Board had received one request for public testimony from Mr. Henry Ortega regarding Agenda Item 92. He said he would call on Mr. Ortega when the Board was ready to review that item.

REPORT FROM THE COMMITTEE ON AUDIT

Mr. White, Chairman of the Committee on Audit, reported that the Committee met on Thursday, July 31, 2008, and went through the Third Quarter Audit Report, audit tracking reports and he again commended Ms. Smock and her staff for their excellent work. Mr. White said that the Committee considered and approved the system policy change that related to Control of Fraud and Fraudulent Actions (Item 1). The Board took action as set forth below:

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**MINUTE ORDER 190-2008 (AGENDA ITEM 1)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 21.04  
(CONTROL OF FRAUD AND FRAUDULENT ACTIONS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 21.04 (*Control of Fraud and Fraudulent Actions*), as described in the briefing and as shown in **Exhibit A**, are approved and effective immediately.

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REPORT FROM THE COMMITTEE ON BUILDINGS AND PHYSICAL PLANT

Mr. Foster, Chairman of the Committee on Buildings and Physical Plant, reported that the Committee met earlier in the day. He said that their recommendations would be presented in two parts. Mr. Foster said the Committee considered and approved the adoption of Agenda Items 26 through 31, 34 and 36 through 39. The Board took action as set forth below:

(Secretary's Note: Item 35 was withdrawn prior to the meeting.)

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**MINUTE ORDER 191-2008 (AGENDA ITEM 26)**

**APPROVAL OF SYSTEM CAPITAL PLAN  
FOR FY 2009 - FY 2013,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The System Capital Plan for FY 2009 – FY 2013, as shown in **Exhibit B**, is approved and authorization to appropriate up to 10 percent of the planning amount indicated for all FY 2009 proposed projects is granted.

The Board of Regents of The Texas A&M University System (Board) reasonably expects to incur debt in one or more obligations for these projects, 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).

To the extent projects are funded by the Revenue Financing System, and 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 192-2008 (AGENDA ITEM 27)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET,  
APPROPRIATION FOR CONSTRUCTION SERVICES,  
AND APPROVAL FOR CONSTRUCTION FOR THE  
COMPLETION FINE ARTS THEATER,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The project scope along with a project budget of \$4,950,000 for the Completion Fine Arts Theater, Texas A&M International University, Laredo, Texas, is approved.

The amount of \$4,455,000 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (TRB) for construction services and related project costs.

The Completion Fine Arts Theater, Texas A&M International University, Laredo, Texas, is approved for construction.

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 193-2008 (AGENDA ITEM 28)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET  
APPROPRIATION FOR CONSTRUCTION SERVICES  
AND APPROVAL FOR CONSTRUCTION  
FOR THE STUDENT SUCCESS CENTER,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The project scope along with a project budget of \$25,965,000 for the Student Success Center project is approved.

The amount of \$22,758,400 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (TRB) and the amount of \$965,000 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds Earnings for construction services and related project costs.

The Student Success Center, Texas A&M International University, Laredo, Texas, is approved for construction.

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 194-2008 (AGENDA ITEM 29)**

**APPROVAL OF PROJECT SCOPE AND BUDGET,  
APPROPRIATION FOR CONSTRUCTION SERVICES AND  
APPROVAL FOR CONSTRUCTION FOR THE LOOP ROAD  
AND CHILL WATER LOOP,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The project scope along with a project budget of \$6,990,000 for the Loop Road and Chill Water Loop project is approved.

The amount of \$6,331,600 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (TRB), for construction services and related project costs.

The Loop Road and Chill Water Loop, Texas A&M International University, Laredo, Texas, is approved for construction.

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 195-2008 (AGENDA ITEM 30)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET,  
APPROPRIATION FOR CONSTRUCTION SERVICES AND  
APPROVAL FOR CONSTRUCTION FOR THE MEDICAL  
RESEARCH AND EDUCATION BUILDING, BRYAN, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

The project scope along with a project budget of \$63,372,000 for the Medical Research and Education Building project is approved.

The amount of \$39,000,000 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (TRB), the amount of \$15,000,000 is appropriated from Account No. 01-085330 Permanent University Fund Debt Proceeds, and the amount of \$3,372,000 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (Indirect Cost Recovery and Interest Income) for construction services and related project costs.

The Medical Research and Education Building, The Texas A&M University System Health Science Center, Bryan, Texas, is approved for construction.

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 196-2008 (AGENDA ITEM 31)**

**APPROVAL OF THE PROJECT SCOPE AND BUDGET,  
APPROPRIATION FOR CONSTRUCTION SERVICES AND  
APPROVAL FOR CONSTRUCTION FOR THE HEALTH  
PROFESSIONS EDUCATION BUILDING, BRYAN, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

The project scope along with a project budget of \$68,000,000 for the Health Professions Education Building project is approved.

The amount of \$61,225,000 is appropriated from Account No. 01-085330, Permanent University Fund Debt Proceeds, for construction services and related project costs.

The amount of \$25,000 is reverted to Account No. 23-202040, interest income.

The Health Professions Education Building, The Texas A&M University System Health Science Center, Bryan, Texas, is approved for construction.

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 197-2008 (AGENDA ITEM 34)**

**AUTHORIZATION TO EXECUTE AN OIL, GAS AND SULPHUR LEASE  
COVERING 711.50 NET MINERAL ACRES, MORE OR LESS,  
IN NEWTON COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Chancellor of The Texas A&M University System, or designee, following approval for legal sufficiency by the Office of General Counsel, is authorized to execute an Oil, Gas and Sulphur Lease with Union Gas Corporation, covering 711.50 net mineral acres, more or less, out of the John T. Lewis Survey A-264, Newton County, Texas, for a total bonus of \$284,600, or \$400 per net mineral acre, and 25% royalty, and containing such other terms and conditions as the Chancellor, or designee, deems appropriate.

**MINUTE ORDER 198-2008 (AGENDA ITEM 36)**

**AUTHORIZATION TO LEASE EIGHTY-TWO (82)  
APARTMENT UNITS IN THE PRAIRIE CROSSING APARTMENTS  
LOCATED IN COMMERCE, HUNT COUNTY, TEXAS,  
TEXAS A&M UNIVERSITY-COMMERCE**

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

The Chancellor of The Texas A&M University System, or designee, following approval for legal sufficiency by the Office of General Counsel, is authorized to take all steps necessary to lease eighty-two (82) apartment units in the Prairie Crossing Apartments located at 1809 Monroe Street in Commerce, Texas, in support of the Honors College program at Texas A&M University-Commerce.

**MINUTE ORDER 199-2008 (AGENDA ITEM 37)**

**AUTHORIZATION TO EXECUTE AN OPTION AGREEMENT  
AND LEASE AGREEMENT WITH HIGHER POWER ENERGY, LLC,  
FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE  
OF A WIND ENERGY PROJECT ON THE NANCE RANCH,  
RANDALL COUNTY, TEXAS,  
WEST TEXAS A&M UNIVERSITY**

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

The Chancellor of The Texas A&M University System, or designee, following review and approval for legal sufficiency by the Office of General Counsel, is authorized to negotiate, execute and deliver (i) an option agreement with Higher Power Energy, LLC, granting to the company the right to enter into a lease for the construction, operation, and maintenance of a wind energy project on the Nance Ranch in Randall County, Texas, and (ii) if the option is exercised, a long-term lease agreement.

**MINUTE ORDER 200-2008 (AGENDA ITEM 38)**

**AUTHORIZATION TO PURCHASE LAND AND IMPROVEMENTS  
AT 1470 WILLIAM D. FITCH PARKWAY,  
CITY OF COLLEGE STATION, BRAZOS COUNTY, TEXAS,  
TEXAS ENGINEERING EXPERIMENT STATION**

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

The Chancellor of The Texas A&M University System, or designee, after obtaining approval from the Texas Higher Education Coordinating Board, is authorized to execute and deliver all documents, and to take all other actions necessary to purchase the land and improvements municipally known as 1470 William D. Fitch Parkway, College Station, Brazos County, Texas. The form of the purchase contract and the documents of conveyance must be approved for legal sufficiency by the Office of General Counsel. The amount of \$4,000,000 is appropriated from Revenue Financing System debt proceeds (Indirect Cost Recoveries) and \$900,000, plus closing costs, is appropriated from Indirect Cost Recoveries.

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 201-2008 (AGENDA ITEM 39)**

**NAMING OF THE  
“FERNANDO A. SALINAS LECTURE HALL,”  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The large lecture hall in the Western Hemispheric Trade Center located on the campus of Texas A&M International University is hereby named the “Fernando A. Salinas Lecture Hall.”

**\*MINUTE ORDER 202-2008 (AGENDA ITEM 39)**

**NAMING OF THE  
“BEATRIZ S. AND ROBERTO M. BENAVIDES AUDITORIUM,”  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The large multi-purpose room in the Western Hemispheric Trade Center located on the campus of Texas A&M International University is hereby named the “Beatriz S. and Roberto M. Benavides Auditorium.”

**\*MINUTE ORDER 203-2008 (AGENDA ITEM 39)**

**NAMING OF THE  
“AMELIA DE LACHICA AND SERAPIO VELA AND  
ELVIRA DE LACHICA BUSINESS RESOURCE ROOM,”  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The Special Collections Room in the Killam Library on the campus of Texas A&M International University is hereby named the “Amelia de LaChica and Serapio Vela and Elvira De LaChica Business Resource Room.”

**MINUTE ORDER 204-2008 (AGENDA ITEM 39)**

**NAMING OF THE  
“DXP PUMP LABORATORY,”  
TEXAS A&M UNIVERSITY**

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

A laboratory in the Department of Engineering Technology and Industrial Distribution located in Room 008 of J. R. Thompson Hall on the campus of Texas A&M University is hereby named the “DXP Pump Laboratory.”

**MINUTE ORDER 205-2008 (AGENDA ITEM 39)**

**RENAMING AND RELOCATION OF THE “OTTO MOSER ROOM”  
IN THE ACADEMIC BUILDING TO  
“OTTO MOSER, JR. ELECTRICAL ENGINEERING INSTRUCTIONAL  
LABORATORY” IN THE SCIENCE AND TECHNOLOGY BUILDING,  
TEXAS A&M UNIVERSITY-TEXARKANA**

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

The Otto Moser Room, Room 151N, in the Academic Building on the South Campus of Texas A&M University-Texarkana is hereby renamed and relocated to an engineering laboratory upon completion in the Science and Technology Building, Lab #2, located on the new Main Campus of Texas A&M University-Texarkana. The new name is the “Otto Moser, Jr. Electrical Engineering Instructional Laboratory.”

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Mr. Wilson recommended approval of Items 32 and 33, as presented. The Board took action as set forth below:

(Secretary’s Note: Mr. Foster recused himself from the discussion and vote on Agenda Items 32 and 33.)

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**MINUTE ORDER 206-2008 (AGENDA ITEM 32)**

**AUTHORIZATION TO EXECUTE A GROUND LEASE  
WITH SCOTT & WHITE MEMORIAL HOSPITAL AND  
SCOTT, SHERWOOD AND BRINDLEY FOUNDATION  
FOR CONSTRUCTION OF AN INTEGRATED MICROSCOPY IMAGING  
LABORATORY ON SYSTEM-OWNED PROPERTY IN TEMPLE,  
BELL COUNTY, TEXAS, AND TO ACCEPT THE FACILITY AS A GIFT  
UPON COMPLETION OF CONSTRUCTION,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

*(Secretary’s Note: Mr. Foster recused himself from the discussion and vote on this item.)*

The Chancellor of The Texas A&M University System, or designee, following approval for legal sufficiency by the Office of General Counsel, is authorized to negotiate, execute, and deliver a ground lease of approximately 0.218 acres in Temple, Bell County, Texas, to Scott & White Memorial Hospital and Scott, Sherwood and Brindley Foundation, which will construct an Integrated Microscopy Imaging Laboratory on the leased land. Upon completion of construction, the Chancellor, or designee, is authorized to accept a gift of the laboratory facility on behalf of the Board of Regents.

**MINUTE ORDER 207-2008 (AGENDA ITEM 33)**

**AUTHORIZATION TO EXECUTE A LEASE  
OF SPACE ON THE WEST CAMPUS OF SCOTT & WHITE  
IN TEMPLE, BELL COUNTY, TEXAS,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

*(Secretary's Note: Mr. Foster recused himself from the discussion and vote on this item.)*

The Chancellor of The Texas A&M University System, or designee, following approval for legal sufficiency by the Office of General Counsel, is authorized to negotiate, execute, and deliver a lease of approximately 40,100 square feet of laboratory space and 6,000 square feet of vivarium on the West Campus of Scott & White in Temple, Bell County, Texas, for The Texas A&M University System Health Science Center, and to take such other actions, and execute such other documents, as the Chancellor, or designee, deems appropriate in connection with the lease.

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Mr. Jones called on Ms. Steen to present the report from the Committee on Academic and Student Affairs.

REPORT FROM THE COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS

Ms. Steen, Chairman of the Committee on Academic and Student Affairs, reported that the Committee met the previous day. She said that they considered and approved Items 40 through 55. The Board took action as set forth below:

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**MINUTE ORDER 208-2008 (AGENDA ITEM 40)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 03.02  
(PROCEDURES FOR ESTABLISHMENT OF INSTITUTIONAL ROLE  
AND MISSION STATEMENTS AND TABLES OF PROGRAMS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 03.02 (*Procedures for Establishment of Institutional Role and Mission Statements and Tables of Programs*), as described in the briefing and as shown in **Exhibit C**, are approved and effective immediate.

**MINUTE ORDER 209-2008 (AGENDA ITEM 41)**

**APPROVAL FOR SHIFT IN FOCUS AND REALIGNMENT  
OF THE CENTER FOR EARTH AND ENVIRONMENTAL STUDIES,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The Board of Regents approves the shift in focus for the Center for Earth and Environmental Studies and realigns the Center under the Office of Graduate Studies and Research.

**MINUTE ORDER 210-2008 (AGENDA ITEM 42)**

**ESTABLISHMENT OF A NEW MASTER OF ARTS  
IN PERFORMANCE STUDIES DEGREE PROGRAM AND  
AUTHORIZATION TO REQUEST APPROVAL FROM THE  
TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY**

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

The Board of Regents approves the establishment of a new degree program at Texas A&M University leading to a Master of Arts in Performance Studies.

The Board also authorizes the submission of Texas A&M University's new graduate 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 211-2008 (AGENDA ITEM 43)**

**ESTABLISHMENT OF THE  
CENTER FOR TECHNOLOGY-MEDIATED LEARNING  
IN MATHEMATICS WITHIN THE COLLEGE OF SCIENCE,  
TEXAS A&M UNIVERSITY**

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

The Center for Technology-Mediated Learning in Mathematics is hereby established as an organizational unit of Texas A&M University within the College of Science.

**MINUTE ORDER 212-2008 (AGENDA ITEM 44)**

**ESTABLISHMENT OF THE  
INSTITUTE FOR APPLIED MATHEMATICS  
AND COMPUTATIONAL SCIENCE,  
TEXAS A&M UNIVERSITY**

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

The Institute for Applied Mathematics and Computational Science is hereby established as an organizational unit of Texas A&M University.

**MINUTE ORDER 213-2008 (AGENDA ITEM 45)**

**ESTABLISHMENT OF A SPECIALIST  
IN SCHOOL PSYCHOLOGY DEGREE PROGRAM AND  
AUTHORIZATION TO REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TARLETON STATE UNIVERSITY**

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

The Board of Regents approves the establishment of a new degree program at Tarleton State University leading to a Specialist in School Psychology.

The Board also authorizes submission of this 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 214-2008 (AGENDA ITEM 46)**

**AUTHORIZATION TO OFFER THE MASTER OF SCIENCE IN  
EDUCATIONAL ADMINISTRATION DEGREE  
VIA DISTANCE EDUCATION,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

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

Having complied with all of the requirements of the Texas Higher Education Coordinating Board Guidelines for Distance Education, Texas A&M University-Kingsville is hereby authorized to offer the Master of Science in Educational Administration via distance education (the Internet), effective Spring 2009.

The Board of Regents finds that the program offering authorized by this minute order is within the role and scope and capacity of the institution and will benefit students.

**MINUTE ORDER 215-2008 (AGENDA ITEM 47)**

**AUTHORIZATION TO OFFER THE MASTER OF SCIENCE  
IN INSTRUCTIONAL TECHNOLOGY DEGREE  
VIA DISTANCE EDUCATION,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

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

Having complied with all of the requirements of the Texas Higher Education Coordinating Board Guidelines for Distance Education, Texas A&M University-Kingsville is hereby authorized to offer the Master of Science in Instructional Technology via distance education (the Internet), effective Spring 2009.

The Board of Regents finds that the program offering authorized by this minute order is within the role and scope and capacity of the institution and will benefit students.

**MINUTE ORDER 216-2008 (AGENDA ITEM 48)**

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

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

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

The Board also authorizes submission of this new degree program 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 217-2008 (AGENDA ITEM 49)**

**APPROVAL OF A NEW BACHELOR OF SCIENCE DEGREE PROGRAM  
IN AGRICULTURAL MEDIA AND COMMUNICATION AND  
AUTHORIZATION TO REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
WEST TEXAS A&M UNIVERSITY**

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

The Board of Regents approves the establishment of a new degree program at West Texas A&M University leading to a Bachelor of Science degree in Agricultural Media and Communication.

The Board also authorizes submission of West Texas A&M University'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 218-2008 (AGENDA ITEM 50)**

**APPROVAL OF A NEW MASTER OF ARTS IN  
TEACHING DEGREE PROGRAM AND  
AUTHORIZATION TO REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
WEST TEXAS A&M UNIVERSITY**

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

The Board of Regents approves the establishment of a new degree program at West Texas A&M University leading to a Master of Arts in Teaching degree effective Spring 2009.

The Board also authorizes submission of West Texas A&M University's new graduate 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 219-2008 (AGENDA ITEM 51)**

**AUTHORIZATION TO OFFER THE MASTER OF SCIENCE IN HEALTH,  
KINESIOLOGY AND SPORTS STUDIES (SPORTS STUDIES OPTION)  
DEGREE VIA DISTANCE EDUCATION,  
TEXAS A&M UNIVERSITY-COMMERCE**

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

Having complied with all of the requirements of the Texas Higher Education Coordinating Board, Texas A&M University-Commerce is hereby authorized to offer the Master of Science in Health, Kinesiology and Sports Studies (Sports Studies Option) degree program via distance education (the Internet) effective Fall 2008.

The Board of Regents finds that the program offering authorized by this minute order is within the role and scope and capacity of the institution and will benefit students.

**MINUTE ORDER 220-2008 (AGENDA ITEM 52)**

**AUTHORIZATION TO OFFER THE BACHELOR OF SCIENCE IN  
BUSINESS ADMINISTRATION DEGREE VIA DISTANCE EDUCATION,  
TEXAS A&M UNIVERSITY-COMMERCE**

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

Having complied with all of the requirements of the Texas Higher Education Coordinating Board, Texas A&M University-Commerce is hereby authorized to offer the Bachelor of Science in Business Administration via distance education (the Internet) effective Fall 2008.

The Board of Regents finds that the program offering authorized by this minute order is within the role and scope and capacity of the institution and will benefit students.

**MINUTE ORDER 221-2008 (AGENDA ITEM 53)**

**ESTABLISHMENT OF A STEP 2 COOPERATIVE DOCTORAL (ED.D.)  
PROGRAM AGREEMENT IN EDUCATIONAL ADMINISTRATION  
BETWEEN TEXAS A&M UNIVERSITY-COMMERCE AND  
TEXAS A&M UNIVERSITY-TEXARKANA AND AUTHORIZATION TO  
REQUEST APPROVAL FROM  
THE TEXAS HIGHER EDUCATION COORDINATING BOARD,  
TEXAS A&M UNIVERSITY-COMMERCE AND  
TEXAS A&M UNIVERSITY-TEXARKANA**

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

The Board of Regents approves the establishment of a Step 2 Cooperative Doctoral (Ed.D.) Program Agreement in Educational Administration between Texas A&M University-Commerce and Texas A&M University-Texarkana.

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

**MINUTE ORDER 222-2008 (AGENDA ITEM 54)**

**DISSOLUTION OF THE INSTITUTE FOR EDUCATIONAL PARTNERSHIPS,  
TEXAS A&M UNIVERSITY-TEXARKANA**

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

The Institute for Educational Partnerships, established by Minute Order No. 258-1999, is hereby dissolved, effective immediately.

**MINUTE ORDER 223-2008 (AGENDA ITEM 55)**

**DISSOLUTION OF THE CENTER FOR ASPHALT  
AND MATERIALS CHEMISTRY,  
THE CENTER FOR TELECOMMUNICATION  
TECHNOLOGY MANAGEMENT,  
THE CENTER FOR DYNAMIC SYSTEMS AND CONTROL,  
THE CENTER FOR THE STUDIES OF CLUSTERS AND MICROPARTICLES  
AND THE CENTER FOR BUILDING DESIGN AND CONSTRUCTION,  
TEXAS ENGINEERING EXPERIMENT STATION**

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

The Center for Asphalt & Materials Chemistry, established in 1992; the Center for Telecommunication Technology Management, established in 1993; the Center for Dynamic Systems & Control, established by Minute Order 013-2002; the Center for the Studies of Clusters & Microparticles, established in 1987; and the Center for Building Design & Construction, established by Minute Order 208-88; all assigned as administrative units of the Texas Engineering Experiment Station, are hereby dissolved as of August 1, 2008.

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**REPORT FROM THE CAMPUS ART AND AESTHETIC
IMPROVEMENT COMMITTEE**

Ms. Steen, Chairman of the Special Committee on Campus Art and Aesthetic Improvement, reported that the Committee had met the previous day and reviewed and approved Agenda Items 56 through 58. The Board took action as set for the below:

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**MINUTE ORDER 224-2008 (AGENDA ITEM 56)**

**AUTHORIZATION FOR THE ACCEPTANCE OF A STATUE  
OF JAMES VERNON “PINKY” WILSON,  
COMPOSER OF THE AGGIE WAR HYMN,  
TEXAS A&M UNIVERSITY**

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

The President of Texas A&M University is hereby authorized to accept a statue of James Vernon “Pinky” Wilson, Class of ‘20, and composer of The Aggie War Hymn. The statue will be placed on the Texas A&M University campus as per the site map attached as **Exhibit D**. The location is on the southwest side of the Sanders Corps of Cadets Center. The statue is a gift to Texas A&M by Mr. Ray Harper of San Angelo, Texas.

**MINUTE ORDER 225-2008 (AGENDA ITEM 57)**

**AUTHORIZATION FOR THE ACCEPTANCE OF THE  
“FREEDOM FROM TERRORISM” MEMORIAL,  
TEXAS A&M UNIVERSITY**

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

The President of Texas A&M University is hereby authorized to accept the “Freedom From Terrorism” Memorial dedicated to Aggies who have made the ultimate sacrifice and those who will continue to make sacrifices in the effort to provide “Freedom From Terrorism.” The memorial will be constructed on the Texas A&M University campus as per the site map attached as **Exhibit E**. The location for the structure is at the corner of Lubbock and Coke Streets. The structure is a gift to Texas A&M University by members of the Classes of 1968 and 2003.

**MINUTE ORDER 226-2008 (AGENDA ITEM 58)**

**AUTHORIZATION FOR THE ACCEPTANCE AND  
PLACEMENT OF THE SCULPTURE,  
“THE ORIGINAL TEXANS,”  
WEST TEXAS A&M UNIVERSITY**

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

The President of West Texas A&M University is hereby authorized to approve the acceptance and placement of the sculpture, “The Original Texans,” at the Pedestrian Mall on the West Texas A&M University campus as indicated on the site map, attached as **Exhibit F**.

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Mr. Jones called on Mr. Stallings to present the report from the Policy Review Committee.

REPORT FROM THE POLICY REVIEW COMMITTEE

Mr. Stallings, Chairman of the Policy Review Committee, reported that the Committee met earlier the same day. He said that they considered and approved Items 1, 2, 3, 4, 5, 7 through 10, 12, 13, 40, and 59 through 61.

(Secretary’s Note: Item 1 was presented during the report of the Committee on Audit Report - MO 190-2008; Items 2, 3, 4, 5, 7 through 10, 12 and 13 were presented during the report of the Committee on Finance - MOs 230-239-2008.)

He said Items 6 and 11 had been withdrawn. The Board took action as set forth below:

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**MINUTE ORDER 227-2008 (AGENDA ITEM 59)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 01.04  
(ITEMS REQUIRING ACTION BY THE BOARD OF REGENTS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 01.04 (*Items Requiring Action by the Board of Regents*), as shown in **Exhibit G**, are approved and effective immediately.

**MINUTE ORDER 228-2008 (AGENDA ITEM 60)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 03.01  
(SYSTEM MISSION, VISION, CORE VALUES AND AZIMUTHS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 03.01 (*System Mission, Vision, Core Values and Azimuths*), as described in the briefing and as shown in **Exhibit H**, are approved and effective immediately.

**MINUTE ORDER 229-2008 (AGENDA ITEM 61)**

**APPROVAL OF NON-SUBSTANTIVE REVISIONS  
TO SYSTEM POLICIES 02.02 (OFFICE OF THE CHANCELLOR),  
02.03 (SYSTEM ADMINISTRATION),  
02.08 (SYSTEM EXPANSION),  
09.01 (POWER TO BIND THE SYSTEM),  
09.02 (USE OF SYSTEM NAMES AND INDICIA),  
09.04 (LITIGATION) AND 26.01 (TUITION AND FEES),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to the System Policies, as described in the briefing and shown in **Exhibits I, J, K, L, M, N and O**, are approved and effective immediately.

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REPORT FROM THE COMMITTEE ON FINANCE

Mr. Nye reported that the Committee met on Thursday, July 31, 2008. He said they considered and approved Items 2 through 5, 7 through 10, 12 through 18, 20 and 21. (Item 19 and 22 through 25 were withdrawn prior to the meeting.) Mr. Nye said that in the Committee meeting, Item 6 was postponed to be redrafted and Item 11 was rejected. The Board took action as set forth below:

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**MINUTE ORDER 230-2008 (AGENDA ITEM 2)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 09.05  
(*FINANCIAL DISCLOSURE ON OFFICIAL SYSTEM WEBSITES*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 09.05 (*Financial Disclosure on Official System Websites*), as described in the briefing and as shown in **Exhibit P**, are approved and effective immediately.

**MINUTE ORDER 231-2008 (AGENDA ITEM 3)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 21.01  
(*FINANCIAL POLICIES, SYSTEMS AND PROCEDURES*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 21.01 (*Financial Policies, Systems and Procedures*), as shown in **Exhibit Q**, are approved and effective immediately.

**MINUTE ORDER 232-2008 (AGENDA ITEM 4)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 21.05  
(*GIFTS, DONATIONS, GRANTS AND ENDOWMENTS*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 21.05 (*Gifts, Donations, Grants and Endowments*), as shown in **Exhibit R**, are approved and effective immediately.

**MINUTE ORDER 233-2008 (AGENDA ITEM 5)**

**APPROVAL OF REVISIONS TO  
SYSTEM POLICY 22.02 (SYSTEM INVESTMENT)  
AND DELETION OF SYSTEM POLICIES 22.03 (ESTABLISHMENT OF A  
QUASI-ENDOWMENT) AND 22.04 (MATCHING OF PRIVATE GRANTS FROM  
AVAILABLE UNIVERSITY FUND),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 22.02 (*System Investment*), as shown in **Exhibit S** are approved and effective immediately. System Policies 22.03 (*Establishment of a Quasi Endowment*), attached to the official minutes as **Exhibit T**, and 22.04 (*Matching of Private Grants from Available University Fund*), attached to the official minutes as **Exhibit U**, are deleted effective immediately.

**MINUTE ORDER 234-2008 (AGENDA ITEM 7)**

**APPROVAL OF DELETION OF SYSTEM POLICY 25.02  
(APPROVAL OF TRAVEL AND TRAVEL VOUCHERS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The deletion of System Policy 25.02 (*Approval of Travel and Travel Vouchers*), as shown in **Exhibit V**, is approved and effective immediately.

**MINUTE ORDER 235-2008 (AGENDA ITEM 8)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 25.06  
(PARTICIPATION BY HISTORICALLY UNDERUTILIZED BUSINESS),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 25.06 (*Participation by Historically Underutilized Business*), as described in the briefing and as shown in **Exhibit W**, are approved and effective immediately.

**MINUTE ORDER 236-2008 (AGENDA ITEM 9)**

**APPROVAL OF REVISIONS TO  
SYSTEM POLICY 27.02 (*LEGISLATIVE BUDGET REQUESTS*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 27.02 (*Legislative Budget Requests*), as shown in **Exhibit X**, are approved and effective immediately.

**MINUTE ORDER 237-2008 (AGENDA ITEM 10)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 27.03  
(*ANNUAL OPERATING BUDGET PROCESS*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 27.03 (*Annual Operating Budget Process*), as described in the briefing and as shown in **Exhibit Y**, are approved and effective immediately.

**MINUTE ORDER 238-2008 (AGENDA ITEM 12)**

**APPROVAL OF REVISIONS TO  
SYSTEM POLICY 28.02 (*EDUCATIONAL BUSINESS ACTIVITIES*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 28.02 (*Educational Business Activities*), as shown in **Exhibit Z**, are approved and effective immediately.

**MINUTE ORDER 239-2008 (AGENDA ITEM 13)**

**APPROVAL OF REVISIONS TO SYSTEM POLICY 28.03  
(*VENDING MACHINES AND PAY-STATION TELEPHONES*),  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The revisions to System Policy 28.03 (*Vending Machines and Pay-Station Telephones*), as described in the briefing and as shown in **Exhibit AA**, are approved and effective immediately.

**MINUTE ORDER 240-2008 (AGENDA ITEM 14)**

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

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

The Board of Regents hereby accepts the gifts, donations, grants, and endowments made to the members of The Texas A&M University System concerned as shown on Gifts, Donations, Grants, and Endowments List No. 08-06, as shown in **Exhibit BB**.

**MINUTE ORDER 241-2008 (AGENDA ITEM 15)**

**DELEGATION OF AUTHORITY TO DESIGNATE OFFICERS  
OR EMPLOYEES TO APPROVE VOUCHERS AND  
RESCISSION OF MO 124-94,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

Effective immediately, the Chief Executive Officers of The Texas A&M University System are hereby authorized to designate officers or employees of their respective organization to approve vouchers for expenditures within The Texas A&M University System. Minute Order 124-94 is hereby rescinded.

**MINUTE ORDER 242-2008 (AGENDA ITEM 16)**

**APPROVAL OF FY 2009 OPERATING BUDGETS AND  
DELEGATION OF AUTHORITY TO THE CHANCELLOR TO  
APPROPRIATE FUNDS ALLOCATED TO THE MEMBERS FROM THE  
“HIGHER EDUCATION PERFORMANCE INCENTIVE INITIATIVE,”  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The operating budgets, included as **Exhibit CC**, as submitted by the members of The Texas A&M University System for the fiscal year ending August 31, 2009, are hereby approved and adopted subject to the provisions contained in System Policy 27.04 (*Budget Authorizations, Limitations, and Delegations of Authority*). In addition, authorization is delegated to the Chancellor to appropriate funds allocated to the members of the A&M System from the “Higher Education Performance Incentive Initiative.”

**MINUTE ORDER 243-2008 (AGENDA ITEM 17)**

**APPROVAL OF FY 2009 SERVICE DEPARTMENT ACCOUNTS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The service department accounts for the members of The Texas A&M University System for the fiscal year ending August 31, 2009, included as **Exhibit DD**, are hereby approved, subject to the provisions contained in System Regulation 21.01.05 (*Service Departments*).

**MINUTE ORDER 244-2008 (AGENDA ITEM 18)**

**AUTHORIZATION TO EXCEED LIMITATIONS  
ON STATE EMPLOYMENT LEVELS,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents of The Texas A&M University System hereby approves the request by the members of the A&M System listed in **Exhibit EE** for an exception to the limitations on state employment levels specified in House Bill 1, 80<sup>th</sup> Legislature.

**MINUTE ORDER 245-2008 (AGENDA ITEM 20)**

**AUTHORIZATION TO EXECUTE AGREEMENT WITH  
IMG COMMUNICATIONS, INC. AND  
THE UNIVERSITY OF TEXAS AT AUSTIN,  
TEXAS A&M UNIVERSITY**

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

Authority is hereby granted, upon review for legal form and sufficiency by the Office of General Counsel, to the Vice President and Chief Financial Officer and the Director of Athletics of Texas A&M University to execute the Letter Agreement with IMG Communications, Inc. and The University of Texas at Austin.

**MINUTE ORDER 246-2008 (AGENDA ITEM 21)**

**AUTHORIZATION TO EXECUTE AGREEMENT WITH  
THE GATORADE COMPANY,  
TEXAS A&M UNIVERSITY**

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

Authority is hereby granted, upon review for legal form and sufficiency by the Office of General Counsel, to the President of Texas A&M University to execute the Agreement with The Gatorade Company.

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OTHER ITEMS

Dr. Robert Strawser, Interim President of Texas A&M University-Kingsville, presented Item 65. The Board took action as set forth below:

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**MINUTE ORDER 247-2008 (AGENDA ITEM 65)**

**ADOPTION OF A RESOLUTION TO EXPRESS APPRECIATION  
TO THE 2008 BASEBALL TEAM,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

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

Whereas, the 2008 Texas A&M University-Kingsville baseball team distinguished itself, the University, The Texas A&M University System and the State of Texas by winning the Lone Star Conference championship, marking the fourth time the Javelinas have won the league title since beginning the program in 1993, and in doing so defeated several nationally ranked teams; and

Whereas, the Javelinas had their 11<sup>th</sup> winning campaign in 16 seasons of competition, the team extended its all-time record to 465-395 and the team was one of six to receive a berth in the NCAA Division II South Central Region tournament and participated in the championship field in Cleveland, Mississippi; and

Whereas, Sam Strickland, junior pitcher from Houston, was named to the All-Lone Star Conference first team; Josh Livingston, senior pitcher from Corpus Christi, received a berth on the second team; and Owen Weaver, senior first baseman from Corning, California, and Taylor Everett, senior outfielder from Katy, were on the honorable mention list; and

Whereas, James Brown, junior infielder from Corpus Christi; Owen Weaver; Mario Gonzalez, pitcher from Premont, Texas; Sam Strickland and Josh Livingston were named Lone Star Conference players of the week, Livingston being recognized twice; and

Whereas, Sam Strickland was named to Who's Who Among Students in American Colleges and Universities; and

Whereas, Josh Livingston and Jeremy Wheeler, senior infielder from Phoenix, Arizona, became only the 14<sup>th</sup> and 15<sup>th</sup> Javelinas to earn four letters since the start of the baseball program in 1993; and

Whereas, players Will Alexander, junior infielder from San Antonio; James Brown; Robert Cox, sophomore outfielder from Corpus Christi; Wiley Crowson, junior catcher from Brenham; Ricky Erwin, senior pitcher from Spring; Taylor Everett; Erik Gomez, junior infielder from El Paso; Bobby Gonsoulin, junior pitcher from Lockport, Illinois; Mario Gonzalez; Joe Hamon, junior catcher from Murrieta, California; Tim Hanan, junior outfielder from Groves; Steve Hooker, freshman pitcher from Houston; Tim Jones, sophomore pitcher from Lake Jackson; Trey Karlen, freshman infielder from Rowlett; Josh Livingston; Will Mettlach, freshman outfielder from Hallettsville; Thomas Miller, junior first baseman from Las Vegas, Nevada; Chase Myrick, senior outfielder from Friendswood; Gil Perez, sophomore outfielder from Odem; Ryan Sinclair, freshman infielder from New Braunfels; Sam Strickland; Lee Venegas, junior outfielder from El Paso; Owen Weaver; Jeremy Wheeler; Adrian Williams, freshman infielder from Victoria; and Reese Winters, freshman pitcher from Woodville, brought national recognition to Texas A&M-Kingsville, The Texas A&M University System and the State of Texas; and

Whereas, head coach Russell Stockton and assistant coach John Goodwin led the team during the championship season; and

Whereas, others in the athletic department provided valuable support, including athletic director Scott Gines; associate athletic director/head athletic trainer Ruben Cantu; assistant athletic director and senior woman administrator Jane Kieschnick; director of athletic publicity Sean Johnson; athletic secretary Marcia Johnson; ticket manager Rosie Moreno; the student trainers, the student sports information department staff members, the maintenance department personnel and the workers in the athletic ticket office; and

Whereas, one of the greatest assets of the baseball team has been the spirit exhibited by the TAMU-K students and fans; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, congratulate Coach Russell Stockton and all of the players and others associated with the team for their contributions to Texas A&M University-Kingsville, The Texas A&M University System and the State of Texas; 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 Coach Stockton, to the assistant coaches and other staff members, and to each member of the team, and to the Archives of Texas A&M University-Kingsville, as a permanent mark of this Board's appreciation and gratitude to all these individuals for a job well done.

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Dr. Patrick O'Brien, President of WTAMU, presented Item 66. The Board took action as set forth below:

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**MINUTE ORDER 248-2008 (AGENDA ITEM 66)**

**ADOPTION OF A RESOLUTION  
TO EXPRESS APPRECIATION TO THE  
2007-2008 EQUESTRIAN TEAM,  
WEST TEXAS A&M UNIVERSITY**

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

Whereas, the Western Team placed fifth nationally; and

Whereas, Errolynn Franck won the National Championship in Advanced Western Horsemanship and placed sixth nationally in Open Horsemanship; and

Whereas, Ryan Eberlein won a Reserve National Championship in Advanced Western Horsemanship; and

Whereas, Shannon Lee placed eighth in the AQHA High Point Rider competition; and

Whereas, Laura Wilder placed tenth nationally in the Walk Trot Canter competition; and

Whereas, Stephanie Hallgren placed third nationally in Novice Western Horsemanship; and

Whereas, Rachael Hilton placed fifth nationally in Beginning Horsemanship; and

Whereas, Whitney Agee placed fifth and sixth nationally in Open Reining; and

Whereas, Whitney Fouts placed eighth nationally in Open Horsemanship; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, express our heartfelt congratulations to all the members of the West Texas A&M University Equestrian Team for their contributions to West Texas A&M University; 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 each member of the team and to the Archives of West Texas A&M University as a permanent mark of this Board's appreciation and gratitude to all these individuals for a job well done.

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Dr. Ed Smith, Director of the Texas AgriLife Extension Service, presented Item 67. The Board took action as set forth below:

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**MINUTE ORDER 249-2008 (AGENDA ITEM 67)**

**ADOPTION OF A RESOLUTION HONORING  
DR. MARGARET R. HALE AND CONFERRING THE TITLE OF  
EXECUTIVE ASSOCIATE DIRECTOR EMERITUS,  
TEXAS AGRILIFE EXTENSION SERVICE**

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

Whereas, Margaret R. Hale received a bachelor of science in home economics from Tarleton State University and both a master and doctor of education in adult and extension education from Texas A&M University; and

Whereas, she began her career with the Texas AgriLife Extension Service in 1972 as an extension agent serving youth through the Expanded Nutrition Program and continued to work as a county extension educator for eighteen years, serving the families and youth of McLennan, Limestone, and Falls Counties; and

Whereas, in 1990, the scope of her responsibilities grew when she became district extension director for Central Texas and when she accepted subsequent positions as assistant director for family and consumer sciences, interim associate director for human sciences, and, in 1998, the role of executive associate director; and

Whereas, Dr. Margaret Hale's accomplishments have been recognized through the Extension Superior Service Award; the State Visionary Leadership and Distinguished Service Awards of Epsilon Sigma Phi; the Tarleton State University Distinguished Alumni Award; and two fellowships from the National Association of Extension Home Economists; and

Whereas, Dr. Hale has contributed her time and leadership to numerous groups, boards of directors, and task forces associated with her profession, her alma mater, The Texas A&M University System, and the Southern Region and National Cooperative Extension System; and

Whereas, these groups have included the Extension society Epsilon Sigma Phi–Alpha Zeta Chapter; the Texas Association of Extension 4-H Agents; the Texas and National Extension Associations of Family and Consumer Sciences; the Southern Rural Development Center; the Extension Committee on Organization and Policy; the Journal of Extension; and the Association of Southern Region Extension Directors; and

Whereas, Dr. Hale's expertise in her field and passion for extension education have helped ensure that Extension programs are relevant and accessible, making a difference in the quality of life in our state and beyond; and

Whereas, upon her retirement on August 31, 2008, Dr. Margaret Hale will have dedicated 36 years and 8 months of her professional life to public service, playing a key part in advancing the educational mission of the Texas AgriLife Extension Service and the land-grant mission of The Texas A&M University System; now, therefore, be it

Resolved, that we, the members of the Board of Regents of The Texas A&M University System, gratefully acknowledge the outstanding performance and impact of Dr. Margaret R. Hale during her extensive tenure within The Texas A&M University System; and, be it, further

Resolved, that in recognition of her long and distinguished career with the Texas AgriLife Extension Service, the title of Executive Associate Director Emeritus is conferred upon Dr. Margaret R. Hale, and she is granted all rights and privileges of this title, effective September 1, 2008; 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 Dr. Margaret R. Hale and to the Archives of Texas A&M University as an expression of appreciation and respect for Dr. Margaret R. Hale.

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Dr. Elsa Murano, President of TAMU, presented Items 68 and 69. The Board took action as set forth below:

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**MINUTE ORDER 250-2008 (AGENDA ITEM 68)**

**APPOINTMENT OF  
MR. BILL FLORES AND DR. WENDY LEE GRAMM  
AS DIRECTORS TO THE BOARD OF THE  
PRIVATE ENTERPRISE RESEARCH CENTER,  
TEXAS A&M UNIVERSITY**

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

Effective September 2008 to September 2013, the Board of Regents of The Texas A&M University System appoints to the Board of Directors of the Texas A&M University Private Enterprise Research Center, each of the following persons:

Mr. Bill Flores  
Dr. Wendy Lee Gramm

**MINUTE ORDER 251-2008 (AGENDA ITEM 69)**

**REAPPOINTMENT OF MR. BILL E. CARTER,  
MR. DAVE ELMENDORF AND MR. FRANK MULLER, JR.  
AS DIRECTORS TO THE BOARD OF THE  
PRIVATE ENTERPRISE RESEARCH CENTER,  
TEXAS A&M UNIVERSITY**

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

Effective September 2008 to September 2013, the Board of Regents of The Texas A&M University System reappoints to the Board of Directors of the Texas A&M University Private Enterprise Research Center, each of the following persons:

Mr. Bill E. Carter  
Mr. Dave Elmendorf  
Mr. Frank Muller, Jr.

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Dr. McKinney presented Items 70, 72 through 77 and 79 through 91. The Board took action as set forth below:

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**MINUTE ORDER 252-2008 (AGENDA ITEM 70)**

**GRANTING OF FACULTY DEVELOPMENT LEAVE FOR FY 2009,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

The Board of Regents of The Texas A&M University System, in accordance with System Policy 31.03, System Regulation 12.99.01 and Sections 51.101-108 of the Texas Education Code, authorizes faculty development leave to the faculty member as shown in **Exhibit FF**, Faculty Development Leave List FY 2009, The Texas A&M University System Health Science Center.

**MINUTE ORDER 253-2008 (AGENDA ITEM 72)**

**APPROVAL OF FISCAL YEAR 2009 HOLIDAY SCHEDULE,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

Holidays for the fiscal year ending August 31, 2009, for the System Offices of The Texas A&M University System, Texas A&M University, Texas A&M University at Galveston, the Texas Engineering Experiment Station, the Texas Engineering Extension Service, the Texas Transportation Institute, the Texas AgriLife Extension Service (A&M campus employees), Texas AgriLife Research (A&M campus employees), and the Texas Forest Service, not otherwise excepted, shall be as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 2                     | March 19-20, 2009                      |
| Memorial Day                | 1                     | May 25, 2009                           |
| Independence Day            | 1                     | July 3, 2009                           |

Exceptions are established as set forth below:

The proposed holiday schedule for Prairie View A&M University is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 1                     | March 20, 2009                         |
| Memorial Day                | 1                     | May 25, 2009                           |
| Emancipation Day            | 1                     | June 19, 2009                          |
| Independence Day            | 1                     | July 6, 2009                           |

The proposed holiday schedule for Tarleton State University is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Labor Day                   | 1                     | September 1, 2008                      |
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 2                     | March 12-13, 2009                      |
| Memorial Day                | 1                     | May 25, 2009                           |

The proposed holiday schedule for Texas A&M International University is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Labor Day                   | 1                     | September 1, 2008                      |
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 2                     | March 19-20, 2009                      |
| Memorial Day                | 1                     | May 25, 2009                           |

The proposed holiday schedule for Texas A&M University at Qatar is as follows:

| <u>Holiday*</u>             | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Eid Al-Fitr                 | 2                     | October 1-2, 2008                      |
| Eid Al-Adha                 | 3                     | December 9-11, 2008                    |
| Qatar National Holiday      | 1                     | December 18, 2008                      |
| Semester Break              | 7                     | December 24, 2008 –<br>January 1, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 18, 2009                       |
| Spring Break                | 1                     | March 26, 2009                         |

\* Standard work week is Sunday – Thursday.

The proposed holiday schedule for Texas A&M University–Commerce is as follows:

| <u>Holiday*</u>             | <u>Number of Days</u> | <u>Date</u>          |
|-----------------------------|-----------------------|----------------------|
| Thanksgiving                | 2                     | November 27-28, 2008 |
| Christmas                   | 5                     | December 22-26, 2008 |
| New Year’s Day              | 1                     | January 1, 2009      |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009     |
| Spring Break                | 5                     | March 16-20, 2009    |
| Independence Day            | 1                     | July 3, 2009         |

\*A&M-Commerce will work 10-hour days on May 26-29, in order to be closed on this additional holiday:

|              |   |              |
|--------------|---|--------------|
| Memorial Day | 1 | May 25, 2009 |
|--------------|---|--------------|

The proposed holiday schedule for Texas A&M University–Corpus Christi is as follows:

| <u>Holiday</u>              | <u>Number of Hours*</u> | <u>Date</u>                            |
|-----------------------------|-------------------------|----------------------------------------|
| Labor Day                   | 08                      | September 1, 2008                      |
| Thanksgiving                | 14                      | November 27-28, 2008                   |
| Christmas – New Year        | 62                      | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 08                      | January 19, 2009                       |
| Spring Break                | 14                      | March 19-20, 2009                      |
| Memorial Day                | 08                      | May 25, 2009**                         |
| Independence Day            | 06                      | July 3, 2009                           |

\*Texas A&M University–Corpus Christi operates a ten-hour day on Tuesdays and a six-hour day on Fridays.

\*\*Four, six-hour Fridays provide an additional holiday.

The proposed holiday schedule for Texas A&M University–Kingsville is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Labor Day                   | 1                     | September 1, 2008                      |
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 1                     | March 20, 2009                         |
| Memorial Day                | 1                     | May 25, 2009                           |
| Independence Day            | 1                     | July 3, 2009                           |

The proposed holiday schedule for Texas A&M University–Texarkana is as follows:

| <u>Holiday*</u>             | <u>Number of Days</u> | <u>Date</u>          |
|-----------------------------|-----------------------|----------------------|
| Thanksgiving                | 2                     | November 27-28, 2008 |
| Christmas                   | 6                     | December 24-31, 2008 |
| New Year’s Day              | 1                     | January 1, 2009      |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009     |
| Spring Break                | 5                     | March 16-20, 2009    |

\*Texas A&M University–Texarkana will work four, ten-hour days during the following weeks in order to be closed on these public holidays:

|                  |                   |                                                       |
|------------------|-------------------|-------------------------------------------------------|
| Labor Day        | September 1, 2008 | (Four, ten-hour days on September 2, 3, 4 and 5)      |
| Memorial Day     | May 25, 2009      | (Four, ten-hour days on May 26, 27, 28 and 29)        |
| Independence Day | July 3, 2009      | (Four, ten-hour days on June 29 and 30, July 1 and 2) |

The proposed holiday schedule for West Texas A&M University is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas – New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 3                     | March 18-20, 2009                      |
| Memorial Day                | 1                     | May 25, 2009                           |

Field offices (non-College Station) of the Texas Forest Service observe the same schedule as the Texas Forest Service except for Spring Break dates which are as follow:

|              |   |                  |
|--------------|---|------------------|
| Spring Break | 2 | April 9-10, 2009 |
|--------------|---|------------------|

The proposed holiday schedules for District Extension Offices, Expanded Nutrition Offices, Extension Military Program Administration and special Military Program Offices, Research and Extension Centers, Research Stations, and Wildlife Services of the Texas AgriLife Extension Service and Texas AgriLife Research are shown on **Exhibit GG**, a copy of which is attached to the official minutes.

The proposed holiday schedule for the Texas Veterinary Medical Diagnostic Laboratory is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>               |
|-----------------------------|-----------------------|---------------------------|
| Labor Day                   | 1                     | September 1, 2008         |
| Veterans Day                | 1                     | November 11, 2008         |
| Thanksgiving                | 2                     | November 27-28, 2008      |
| Christmas                   | 3                     | December 24-26, 2008      |
| New Year’s Day              | 1                     | January 1, 2009           |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009          |
| Presidents’ Day             | 1                     | February 16, 2009         |
| Texas Independence Day      | 1                     | March 2, 2009             |
| Memorial Day                | 1                     | May 25, 2009              |
| Emancipation Day            | 1                     | June 19, 2009             |
| Independence Day            | 1                     | July 3, 2009              |
| Personal Holiday            | 1                     | (Used by August 31, 2009) |

The proposed holiday schedule for The Texas A&M University System Health Science Center is as follows:

| <u>Holiday</u>              | <u>Number of Days</u> | <u>Date</u>                            |
|-----------------------------|-----------------------|----------------------------------------|
| Labor Day                   | 1                     | September 1, 2008                      |
| Thanksgiving                | 2                     | November 27-28, 2008                   |
| Christmas - New Year        | 8                     | December 24, 2008 –<br>January 2, 2009 |
| Martin Luther King, Jr. Day | 1                     | January 19, 2009                       |
| Spring Break                | 1                     | March 20, 2009                         |
| Memorial Day                | 1                     | May 25, 2009                           |
| Independence Day            | 1                     | July 3, 2009                           |

The Chancellor is hereby authorized to modify the holiday schedule when such a change is deemed to be in the public interest.

**MINUTE ORDER 254-2008 (AGENDA ITEM 73)**

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

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

In recognition of long and distinguished service to The Texas A&M University System, the Board of Regents hereby confirms the recommendation of the Chancellor, and confers the title of “Emeritus/Emerita” upon the individuals as shown in **Exhibit HH**, Emeritus Title List No. 08-06, and grants all rights and privileges of this title.

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Mr. Stallings asked who made the final decision on who received tenure in the A&M System. Dr. McKinney replied that the Board had the final say. The Chancellor would make the recommendation to the Board. The provost at the university would receive a report from a faculty committee. The provost would review all the recommendations and report to the president, and the president reported to the Chancellor. There was a system to it and it came from the peers, from the faculty themselves. After further discussion, Dr. Murano said she appreciated Mr. Stallings interest in this issue. She said when you look at all of the teaching hours a week at Texas A&M, 75 percent of all of the teaching that goes on at Texas A&M was done by tenure, tenure-track professors, 16 percent by lecturers, and 8 or 9 percent by graduate student teaching assistants. Mr. Stallings asked how many hours a tenured professor taught a week. Dr. Murano said it’s a range, some professors taught one course, some professors

taught three or four courses. Dr. Murano said she would like for the regents to come to campus and shadow these professors for a couple of hours.

Mr. Nye said 75 percent was very commendable. He said he would like to see it 100 percent, but he knew that was not practical and generally speaking there were some courses that didn't require a tenured professor. He said we were better than we used to be and we were better than a lot of others.

Mr. Jones said in the tenure agenda items materials, he would like to see if the professors were tenured prior to arrival at the A&M system universities.

Mr. White said there was a healthy tension in the tenure process between faculty and administration, all the way up the line. At all of our universities, it's an annual process where there was a healthy debate and healthy tension all the way up, and it could go awry, if the faculty wanted a number of people given tenure, and the administration didn't.

Dr. George Wright, President of PVAMU, described his own tenure experiences. He said it was a very thorough process at Texas A&M.

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**MINUTE ORDER 255-2008 (AGENDA ITEM 74)**

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

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

The Board of Regents of The Texas A&M University System, in accordance with System Policy 12.01 (*Academic Freedom, Responsibility and Tenure*), hereby authorizes the granting of tenure to the following faculty members as set forth in **Exhibit II**, Tenure List No. 08-06.

**MINUTE ORDER 256-2008 (AGENDA ITEM 75)**

**AUTHORIZATION TO GRANT FACULTY DEVELOPMENT LEAVE  
FOR DR. RUMALDO JUÁREZ,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

In accordance with Texas Education Code §51.948, *Restrictions on Contracts with Administrators*, Section (f), the Board of Regents of The Texas A&M University

System grants paid development leave for Rinaldo Juárez from July 1, 2008-June 30, 2009, at his current salary as president.

**MINUTE ORDER 257-2008 (AGENDA ITEM 76)**

**AUTHORIZATION TO GRANT FACULTY DEVELOPMENT LEAVE  
FOR DR. DENNIS P. MCCABE,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

In accordance with Texas Education Code §51.948, *Restrictions on Contracts with Administrators*, Section (f), the Board of Regents of The Texas A&M University System grants paid development leave for Dennis P. McCabe from August 1-December 31, 2008, at his current salary as president. Furthermore, approval is granted to extend the development leave for June, July and August 2009 at a new salary rate of \$130,000 per year.

**MINUTE ORDER 258-2008 (AGENDA ITEM 77)**

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

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

In accordance with System Policy 34.06 (*Appointment, Commissioning and Authority of Peace Officers*), the Presidents of member universities are authorized to appoint and commission campus peace officers in accordance with the requirements of the law, subject to confirmation by the Board of Regents, as shown in **Exhibit JJ**, attached to the official minutes.

**MINUTE ORDER 259-2008 (AGENDA ITEM 79)**

**APPOINTMENT OF DR. MINITA RAMIREZ  
AS DEAN OF STUDENT SUCCESS,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

Effective August 1, 2008, Dr. Minita Ramirez is hereby appointed Dean of Student Success at Texas A&M International University, at an initial salary of \$119,500.

**MINUTE ORDER 260-2008 (AGENDA ITEM 80)**

**APPOINTMENT OF DR. PABLO ARENAZ AS  
PROVOST AND VICE PRESIDENT FOR ACADEMIC AFFAIRS,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

Effective August 11, 2008, Dr. Pablo Arenaz is hereby appointed Provost and Vice President for Academic Affairs at Texas A&M International University, at an initial salary of \$170,000.

**MINUTE ORDER 261-2008 (AGENDA ITEM 81)**

**APPOINTMENT OF JUAN J. CASTILLO  
AS VICE PRESIDENT FOR FINANCE AND ADMINISTRATION,  
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

Effective August 1, 2008, Juan J. Castillo, Jr. is hereby appointed Vice President for Finance and Administration at Texas A&M International University, at an initial salary of \$155,000.

**MINUTE ORDER 262-2008 (AGENDA ITEM 82)**

**APPOINTMENT OF MS. JODY NELSON  
AS EXECUTIVE VICE PRESIDENT FOR  
FINANCE AND ADMINISTRATION,  
TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

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

Effective August 4, 2008, Ms. Jody Nelsen is hereby appointed Executive Vice President for Finance and Administration at Texas A&M University-Corpus Christi, at an initial salary of \$170,000.

**MINUTE ORDER 263-2008 (AGENDA ITEM 83)**

**APPOINTMENT OF DR. MARILYN J. BARTLETT  
AS DEAN OF EDUCATION,  
TEXAS A&M UNIVERSITY-KINGSVILLE**

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

Effective August 1, 2008, Dr. Marilyn J. Bartlett is hereby appointed Dean of Education at Texas A&M University-Kingsville, at an initial salary of \$140,000.

**MINUTE ORDER 264-2008 (AGENDA ITEM 84)**

**APPOINTMENT OF  
MR. KYLE L. SMITH AS EXECUTIVE ASSOCIATE DIRECTOR,  
TEXAS AGRILIFE EXTENSION SERVICE**

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

Mr. Kyle L. Smith is hereby appointed Executive Associate Director of the Texas AgriLife Extension Service of The Texas A&M University System, effective August 1, 2008, at an initial salary of \$160,000.

**MINUTE ORDER 265-2008 (AGENDA ITEM 85)**

**APPOINTMENT OF MS. KATHERINE ROJO DEL BUSTO  
AS ASSOCIATE DIRECTOR,  
TEXAS ENGINEERING EXPERIMENT STATION**

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

Effective August 1, 2008, Ms. Katherine Rojo del Busto is hereby appointed Associate Director of the Texas Engineering Experiment Station, at an initial salary of \$12,208 per month.

**MINUTE ORDER 266-2008 (AGENDA ITEM 86)**

**APPOINTMENT OF  
MS. TAMI DAVIS SAYKO AS ASSOCIATE DIRECTOR,  
TEXAS ENGINEERING EXPERIMENT STATION**

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

Effective August 1, 2008, Ms. Tami Davis Sayko is hereby appointed Associate Director of the Texas Engineering Experiment Station, at an initial salary of \$15,494 per month.

**MINUTE ORDER 267-2008 (AGENDA ITEM 87)**

**APPOINTMENT OF  
MR. MARK S. SMOCK AS ASSOCIATE DIRECTOR,  
TEXAS ENGINEERING EXPERIMENT STATION**

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

Effective August 1, 2008, Mr. Mark S. Smock is hereby appointed Associate Director of the Texas Engineering Experiment Station, at an initial salary of \$17,733 per month.

**MINUTE ORDER 268-2008 (AGENDA ITEM 88)**

**APPOINTMENT OF DR. MALCOMB G. “GAYNE” FEARNEYHOUGH  
AS ASSOCIATE DIRECTOR,  
TEXAS VETERINARY MEDICAL DIAGNOSTIC LABORATORY**

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

Dr. Malcomb G. “Gayne” Fearneyhough is hereby appointed Associate Director of the Texas Veterinary Medical Diagnostic Laboratory of The Texas A&M University System, effective August 1, 2008, at an initial salary of \$160,000.

**MINUTE ORDER 269-2008 (AGENDA ITEM 89)**

**AUTHORIZATION TO EXECUTE AMENDED EMPLOYMENT CONTRACTS  
FOR CLAUDE GARY BLAIR, HEAD WOMEN’S BASKETBALL COACH,  
AND GERALD GUERRIERI, HEAD SOCCER COACH,  
TEXAS A&M UNIVERSITY**

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

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

Claude Gary Blair – Head Women’s Basketball Coach  
Gerald Guerrieri – Head Soccer Coach

**MINUTE ORDER 270-2008 (AGENDA ITEM 90)**

**AUTHORIZATION TO ADJUST THE SALARY  
AND CONTRACT FOR BILL BYRNE, ATHLETIC DIRECTOR,  
TEXAS A&M UNIVERSITY**

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

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

Bill Byrne – Athletic Director

**MINUTE ORDER 271-2008 (AGENDA ITEM 91)**

**APPOINTMENT OF DR. JEFFREY S. VITTER  
AS PROVOST AND EXECUTIVE VICE PRESIDENT FOR ACADEMICS,  
TEXAS A&M UNIVERSITY**

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

Effective August 15, 2008, Dr. Jeffrey S. Vitter is hereby appointed Provost and Executive Vice President for Academics at Texas A&M University, at an initial salary of \$350,000.

~~~~~

Dr. Murano said Dr. Jerry Strawser had been serving as Interim Provost and Executive Vice President for over a year. She said he had served with great loyalty always putting the institution first above anything personal and had worked long hours and had maintained his professional career as an accountant. Dr. Murano thanked Dr. Strawser for everything he had done and said he would be returning to the Mays Business School as the Dean.

Mr. Jones said Dr. Strawser was always very helpful to him when he called and he reiterated how much the Board appreciated his service.

Mr. Jones called on Dr. McKinney who presented Item 92.

Mr. Jones called on Mr. Henry Ortega, current chairman of the Texas A&M Hispanic Network, for public testimony on Item 92. Mr. Jones informed Mr. Ortega that his testimony should be limited to five minutes. Mr. Ortega's testimony is as follows:

“Thank you for having me. Chairman Jones, Vice Chairman White, Regents, my name is Henry Ortega and I am the current Chairman of the Texas A&M Hispanic Network. With me this morning are two other past chairmen of the network; from Houston, Mr. David Flores and the founding chairman from El Paso, Mr. Hector Gutierrez. As you know, the network's sole purpose is focused on advancing diversity at Texas A&M University here in College Station. This focus is in response to A&M's Vision 2020 and in particular it's emphasis on diversity. Today we are here not in the capacity of present or past chairman of the Network but as private individual Aggie alumni to address an item that is beyond the charter of the Network. I appreciate the opportunity to submit for your consideration some observations concerning the recent removal from a deanship position of Dr. Ciro Sumaya, the founding dean of the School of Rural Public Health within the Texas A&M Health Science Center. During his past ten years as dean, Dr. Sumaya exhibited significant leadership qualities that generated the fastest accreditation of a new school of public health in the nation. He led the school to a ranking in the top 25 schools of public health in the country as reported by *US News and World Report*. He expanded the enrollment of graduate students from an inaugural class of 23 to nearly 300 and expanded the curriculum from one master degree to three master and three doctoral programs. In 2000, he began the development of a statewide distance education outreach master degree program. This program now has sites in Tyler, Temple, Austin, McAllen, Laredo and Corpus Christi. He has recruited over 40 faculty members with national and international reputations. He has advanced a strong research portfolio in the areas that include aging, chronic disease management, tobacco control, health system quality control guidelines and reproductive and childhood environmental risk assessment and prevention. Dr. Sumaya led the creation of an innovative model of collaborations with community regional settings to improve public health.

“Besides these milestones, Dr. Sumaya has had leadership roles in federal and state government, as well as in the academic medicine, public health and foundation sectors. His leadership has been responsible for attracting several million dollar grants, contracts and programs which have advanced the evolution of this school. We suggest that these are the accomplishments of a dedicated professional who is committed to bettering the quality of life of all citizens of the State of Texas. They demonstrate a significant ability to take an idea, to give that idea form, substance and credibility. It is the kind of leadership that will advance the accomplishments and reputation of a university system that will meet the challenges of the present and the future. On May 30, 2008, without forewarning, Dr. Sumaya was presented with two documents by the President of the A&M Health Science Center. The first document stipulated that he accept an immediate action that would open a search for a new dean and that he would agree to step down when the new dean was hired. The second document, or the

alternate document, stipulated that he would be removed from the deanship within six working days and remain as a tenured full professor holder of the Cox Endowed Chair. He was asked to sign one of these two documents; the reason given by the president for her action was a desire to change the leadership. She wanted Dr. Sumaya's committal to one of these two documents at that point in time. Dr. Sumaya, obviously surprised by the directive, told the president that he would not sign or commit to either option then, but would like to have a few days to think on the documents and the implications and consequences of their specific content. The president at that time brought in an assistant to witness that Dr. Sumaya would not sign either of the two documents at the meeting and that meeting ended.

“Shortly after the meeting but on the same date, the leadership of the school received written notice from the president that Dr. Sumaya had been removed from the deanship position and an interim dean and dean search committee would be named shortly. *(Mr. Jones informed Mr. Ortega that his time was up, but he would give him another minute to wrap up.)*

“This indicated to him that the alternates were off the table. I submit that we are not here because we disagree or agree with the leadership's decision to replace a dean. We are not here because we wish to inject ourselves in the management or operations for the system. We are not here because we wish to render an opinion about the qualifications that a dean of a school should have. We also are not here because of an appeal from Dr. Sumaya or any other system employee. We are here today because of the signal that we are getting from the system institution when it handles senior leadership changes without regard for due process and what seems to be a contradiction to the system's own stated policies. He was dismissed in a manner totally devoid of any consideration for his reputation. He was dismissed without any consideration for the credentials he has earned. He was dismissed without any consideration for the accomplishments he has achieved as dean of this school and he was dismissed without any mention of or thank you for the efforts in bettering the quality of life of the citizens of the State of Texas...a mandate of the founding principles of this land-grant institution as intended by the Congress of the United States. We submit that the manner in which this dismissal was handled either demonstrates immature management experience on the part of system employees or exhibits a professional disregard for this person's integrity without any consideration for collateral impressions of doubt that might be cast upon his performance, his character and his reputation. We are committed to advancing solutions to these challenges that A&M faces today in reaching the goals of Vision 2020. Within that effort, experiences like this make it difficult to attract the quality of talent that you have been striving to get. We trust that you will entertain these comments within the spirit which we render them...within the spirit of honor, within the spirit of respect, within the spirit of fair play and above all, within the spirit of Aggieland. I thank you for your time.”

Mr. Nye said he appreciated Mr. Ortega's appearance before the Board and appreciated the constructive nature of his comments and further he (Mr. Nye) had some working knowledge of the organization of the Hispanic Network and he expressed his appreciation for the role that the Hispanic Network had played and would continue to

play. He said that the Board could not discuss any matters that Mr. Ortega may have talked about but he assured him that the Board takes these responsibilities very seriously and doesn't act casually on matters of this importance.

Mr. White said he echoed what Mr. Nye said and he had watched with admiration what the Aggie Hispanic Network had done. He thanked Mr. Hector Gutierrez, his mentor and friend for 40 years. He thanked them for their leadership and attending the meeting. He said it was a message that everyone needed to be reminded of...your love for the school and he appreciated their comments, but again this was a personnel matter that was taken very seriously and we would vote according to our conscience.

Mr. Fraga said he appreciated the opportunity to publicly express his respect and admiration for these gentlemen. For him they have been a source of inspiration and encouragement in his present position. Mr. Fraga said he could assure the Board that these gentlemen are genuinely passionate about our beloved university and for that he thanked them. He said that Mr. Gutierrez was Commander of the Corps of Cadets. Mr. Fraga said Mr. Flores was a fellow Houstonian and keeps him very well informed as to what the university needs to be doing.

Mr. Jones echoed the comments that had been made. He said all evidence is gathered before a decision is made and even after the gathering of the evidence, and after careful consideration, the decisions that are made are still quite difficult. Mr. Jones said that personnel decisions in any of the institutions, or within any institution within the System, are always the most difficult decisions made by this Board.

Dr. McKinney said Dr. Sumaya did send him an email that said he recently had become aware that a four-month sabbatical would be offered, following approval by the Board of Regents. He continued reading an email from Dr. Sumaya that the sabbatical was a result of being removed from the deanship of the School of Rural Public Health and need for retooling. Dr. McKinney said Dr. Sumaya appreciated this consideration, but he would not accept this sabbatical, if offered. Dr. McKinney said the language in the original minute order included the dismissal and sabbatical leave in the same item. Dr. McKinney said the development leave should be withdrawn.

Mr. White moved approval of Item 92.

Mr. Nye offered an alternate motion, he said he would join the motion for removal, but suggested giving the Chancellor the authority to make whatever arrangements he might feel appropriate to accommodate Dr. Sumaya's re-entry into the profession given his departure. Mr. White said he would accept that amendment. The Board took action as set forth below:

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**MINUTE ORDER 272-2008 (AGENDA ITEM 92-AMENDED)**

**CONFIRMATION OF THE DISMISSAL OF CIRO V. SUMAYA, M.D.,  
M.P.H.T.M., AS DEAN OF THE SCHOOL OF RURAL PUBLIC HEALTH OF  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER,  
THE TEXAS A&M UNIVERSITY SYSTEM HEALTH SCIENCE CENTER**

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

In accordance with System Policy 01.03, Section 2.6 (*Appointing Power and Terms and Conditions of Employment*), the Board of Regents of The Texas A&M University System confirms the dismissal of Ciro V. Sumaya, M.D., M.P.H.T.M., as Dean of the School of Rural Public Health of The Texas A&M University System Health Science Center, effective June 10, 2008.

The Chancellor is hereby authorized to make whatever arrangements he feels appropriate to accommodate Dr. Sumaya's re-entry into the profession.

~~~~~

Dr. McKinney presented Item 93. He said this item had been revised.

MINUTE ORDER 273-2008 (AGENDA ITEM 93-REVISED)

**DISMISSAL OF DR. THOMAS M. DOUGHERTY FOR CAUSE,
TARLETON STATE UNIVERSITY**

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

The Board of Regents of The Texas A&M University System hereby sustains the dismissal of Dr. Thomas M. Dougherty for cause, effective December 13, 2007.

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Mr. Jones presented Item 78. Mr. Nye asked that the minutes be revised to show that he was present on May 22, 2008.

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MINUTE ORDER 274-2008 (AGENDA ITEM 78-REVISED)

**APPROVAL OF MINUTES OF THE
MAY 22-23, 2008, REGULAR BOARD MEETING,
BOARD OF REGENTS, THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Minutes of the May 22-23, 2008, Regular Meeting, as revised, are hereby approved.

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Mr. Jones presented Item 94. Ms. Steen moved that Dr. Steven H. Tallant be named as the finalist for the position of President of Texas A&M University-Kingsville. The Board took action as set forth below:

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MINUTE ORDER 275-2008 (AGENDA ITEM 94)

**APPOINTMENT OF DR. STEVEN H. TALLANT AS THE FINALIST
FOR THE POSITION OF PRESIDENT OF
TEXAS A&M UNIVERSITY-KINGSVILLE,
THE TEXAS A&M UNIVERSITY SYSTEM**

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

Dr. Steven H. Tallant is hereby named the finalist for the position of President of Texas A&M University-Kingsville. The Board will take final action on this appointment after 21 days have expired, as required by state law.

~~~~~

Mr. Jones said that Dr. Tallant, from Paris, Texas, attended Paris Junior College. He received his M.S.W. in Social Work from the University of Utah and his Ph.D. in Social Welfare from the University of Wisconsin. He actually enlisted in the Navy and then later became an officer in the United States Air Force. He is currently the Provost and Vice Chancellor for Academic Affairs at the University of Wisconsin-Eau Claire.

Mr. White thanked Dr. Bob Strawser for serving as Interim President of TAMU-K.

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Dr. McKinney presented Item 96. He said this program was to be run as a pilot, first at TAMU and at TAMU-K. He said he was asking for the Board's endorsement of the principle, the process and the appropriation of the money.

Mr. White said this was something that we continue to study, emphasizing the importance of teaching along with research and how to strike that balance in all of our universities. He said this was a great first step. Chancellor McKinney, Dr. Frank Ashley, Vice Chancellor for Academic Affairs, and Dr. McGregor Stephenson, Associate Vice Chancellor for Academic Affairs, were all working on this concept of how we insure teaching excellence around the System. He said it was a high priority for the State and for the A&M System. He said like many other things, we intend to lead. Mr. White commended the Chancellor for the efforts so far. He said they've met with Dr. Murano and Texas A&M and the interim provost about some of their systems and best practices and they intend to talk to other CEOs around the System about best practices that each of them had because this was something that we were going to continue to look at and lead for the State of Texas. The Board took action as set forth below:

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**MINUTE ORDER 276-2008 (AGENDA ITEM 96)**

**APPROVAL OF THE  
TEACHING EXCELLENCE AWARDS PROGRAM,  
THE TEXAS A&M UNIVERSITY SYSTEM**

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

The Board of Regents hereby approves the basic concept of the Teaching Excellence Awards Program, which will be piloted in fall 2008, with awards in an amount not to exceed \$1.1 million for Texas A&M University (included in the FY 2009 operating budget) and not to exceed \$300,000 for Texas A&M University-Kingsville. In addition, \$300,000 is hereby appropriated from the Special Mineral Fund to fund the awards program at Texas A&M University-Kingsville.

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Mr. Jones announced that the next regular meeting was scheduled for September 25-26, 2008, on the campus of Texas A&M University. Mr. Jones asked if there was any new business. There was none.

RECONVENE BOARD MEETING IN EXECUTIVE SESSION

Mr. Jones announced that the Board would reconvene executive session in the Board Meeting Room to continue its executive session agenda. He said in accordance with the law, no final action, decision or vote with regard to any matter considered in executive session would be made or taken.

Mr. Jones recessed the Board Meeting at 11:14 a.m., the same day.

RECONVENE IN OPEN SESSION

Mr. Jones reconvened in open session at 2:13 p.m. He said the Board had met in executive session from 12:02 p.m. to 2:15 p.m. and conferred with the Chancellor and attorneys on personnel matters.

ADJOURNMENT

On motion of Mr. Fraga, seconded by Mr. White and by a unanimous vote, the meeting was adjourned at 2:16 p.m.

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

VBS:ti

***CORRECTIONS TO MINUTE ORDERS 201 THROUGH 203**

MINUTE ORDER 201-2008 (AGENDA ITEM 39)

**NAMING OF THE
“FERNANDO A. SALINAS HALL LECTURE ROOM,”
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The large lecture hall in the Western Hemispheric Trade Center located on the campus of Texas A&M International University is hereby named the “Fernando A. Salinas ~~Hall~~ Lecture Room.”

MINUTE ORDER 202-2008 (AGENDA ITEM 39)

**NAMING OF THE
“BEATRIZ S. AND ROBERTO M. BENAVIDES HALL AUDITORIUM,”
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The large multi-purpose room in the Western Hemispheric Trade Center located on the campus of Texas A&M International University is hereby named the “Beatriz S. and Roberto M. Benavides ~~Hall~~ Auditorium.”

MINUTE ORDER 203-2008 (AGENDA ITEM 39)

**NAMING OF THE
~~SPECIAL COLLECTIONS ROOM IN THE KILLAM LIBRARY IN HONOR~~
~~OF “SERAPIO VELA AND “AMELIA DE LACHICA AND SERAPIO VELA AND~~
“ELVIRA DE LACHICA BUSINESS RESOURCE ROOM,”
TEXAS A&M INTERNATIONAL UNIVERSITY**

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

The Special Collections Room in the Killam Library on the campus of Texas A&M International University is hereby named ~~in honor of the~~ “Amelia de LaChica and Serapio Vela and Elvira de LaChica Business Resource Room.”