

# **THE TEXAS A&M UNIVERSITY SYSTEM**

## **MEETING OF THE BOARD OF REGENTS**

**November 1-2, 2012**

**AGENDA ITEMS AND REPORTS**  
**Committee Meetings and Board Meeting**  
**November 1-2, 2012**

**COMMITTEE ON AUDIT**

**Reports**

Fourth Quarter Report for Fiscal Year 2012	Cathy Smock, Chief Auditor
Audit Tracking Report	“
Management’s Responses to Audit Track Report	“
Update on EthicsPoint Hotline	“
Annual Report on the Internal Audit Department	“
Update on Implementation of System Ethics and Compliance Program	Ray Bonilla, General Counsel, and Janet Smalley, System Ethics and Compliance Officer

**COMMITTEE ON FINANCE**

**Agenda Items**

1	Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts for Texas A&M AgriLife Research, Texas A&M AgriLife Extension Service, and Texas A&M Veterinary Medical Diagnostic Laboratory	Texas A&M AgriLife
2	Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts	A&M-Commerce
3	Authorization to Establish a Quasi-Endowment Entitled “The Loris J. Welhausen Quasi-Endowment”	A&M-Corpus Christi
4	Authorization to Establish a Quasi-Endowment Entitled the “Moore Educational Trust Quasi-Endowment”	Texas A&M
5	Authorization to Establish a Quasi-Endowment Entitled “The Wendlandt Family of Austin Endowment”	Texas A&M

**COMMITTEE ON BUILDINGS AND PHYSICAL PLANT**

**Report**

System Construction Projects Authorized by the Board of Regents	Dan Kennedy, Assistant Director of Planning and Controls
---	--

**Agenda Items**

6	Approval to Amend the FY 2013-FY 2017 Capital Plan to Change the Fiscal Year Start Date for the Kyle Field Renovation – Phase I Project at Texas A&M University	A&M System
7	Approval to Amend the FY 2013-FY 2017 Capital Plan to Add the Pandemic Influenza Facility Project for the A&M System with a Fiscal Year 2013 Start Date	A&M System
8	Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the NCTM Core Retrofit Project at Texas A&M University	A&M System
9	Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Multipurpose and Library Building Project, Texas A&M University-Central Texas, Killeen, Texas	A&M System
10	Approval of Revisions to System Policy 51.01 ( <i>Capital Planning</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
11	Approval of Revisions to System Policy 51.02 ( <i>Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
12	Approval of Revisions to System Policy 51.03 ( <i>Art Acquisitions for New and Renovated Facilities</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
13	Approval of Revisions to System Policy 51.04 ( <i>Delegations of Authority on Construction Projects</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
14	Approval of Revisions to System Policy 51.05 ( <i>Furnishing and Equipping New and Renovated Buildings</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
15	Authorization to Execute a Ground Lease for an Additional Phase of On-Campus Housing	A&M-Corpus Christi

16	*Authorization to Sell Land and Improvements at 5005 Avenue U, Galveston, Galveston County, Texas	Texas A&M
17	Namings within Founder's Hall (Building One)	A&M-Central Texas
18	Naming of the Main Foyer in the Campus' First Multi-Purpose Building "In Memory of the Late Mrs. Elizabeth Timmer"	A&M-San Antonio
19	Namings at Texas A&M	Texas A&M
	A Ron Sasse Hall	Texas A&M
	B The Hamill Foundation Foyer (West Campus Library)	Texas A&M
	C Renaming "Royce E. Wisenbaker Engineering Research Center" to "Royce E. Wisenbaker Engineering Building"	Texas A&M
20	Naming the John C. Perez Serpenterium	Texas A&M-Kingsville
21	Naming the G. Sadler Bridges Conference Room	TTI

**\*To be considered in Executive Session**

### **COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS**

#### **Report**

Committee Update	Elaine Mendoza, Chair, Committee on Academic and Student Affairs
------------------	--

#### **Discussion Items – No action taken**

Discussion of Concept Paper to Establish the Center for Remote Health Care Technology	TEES
Discussion of Concept Paper to Establish the National Corrosion Center	TEES
Discussion of Concept Paper to Establish the Institute for Engineering Education and Innovation	TEES/Texas A&M



**Agenda Items**

22	Retroactive Authorization to Offer Existing Master of Science Degree in Marketing by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
23	Retroactive Authorization to Offer Existing Master of Science Degree in Finance by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
24	Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade in Belgrade, Serbia, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
25	Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at International Burch University in Sarajevo, Bosnia-Herzegovina, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
26	Approval of Amended Mission Statement, and Authorization to Request Approval from the THECB	TAMIU
27	Approval of Preliminary Authority for New Bachelor of Science Degree with a Major in Petroleum Engineering, and Authorization to Request Approval from the THECB	TAMIU

**POLICY REVIEW COMMITTEE**

**Agenda Items**

10	Approval of Revisions to System Policy 51.01 ( <i>Capital Planning</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
11	Approval of Revisions to System Policy 51.02 ( <i>Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System

12	Approval of Revisions to System Policy 51.03 ( <i>Art Acquisitions for New and Renovated Facilities</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
13	Approval of Revisions to System Policy 51.04 ( <i>Delegations of Authority on Construction Projects</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
14	Approval of Revisions to System Policy 51.05 ( <i>Furnishing and Equipping New and Renovated Buildings</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System

### **CAMPUS ART AND AESTHETIC IMPROVEMENT COMMITTEE**

#### **Agenda Items**

28	Authorization for the Acceptance and Placement of the Sculpture, "Back from the Brink"	WTAMU
----	--	-------

### **ADDITIONAL ACTIONS/ITEMS/REPORTS TO BE CONSIDERED BY THE BOARD (NOT ASSIGNED TO COMMITTEE)**

#### **Remarks/Presentations/Reports**

Chairman's Remarks ( <i>includes Welcome and Recognitions and System Member Highlights</i> )	Richard A. Box, Chairman
Chancellor's Report ( <i>includes System Member Accomplishments, Academic Program Highlights and Important Research Initiatives</i> )	John Sharp, Chancellor
Texas A&M University-Kingsville Update	Steven Tallant, President, Texas A&M University-Kingsville
Meeting the Goals of Closing the Gaps by 2015 and Planning for the Future	Fred Heldenfels, Chair of the Texas Higher Education Coordinating Board, and Raymund Paredes, Commissioner of Higher Education

Presentation from Texas Veterans Commission	Thomas Palladino, Executive Director, Texas Veterans Commission
Update on Operational Efficiencies at Texas A&M	Bowen Loftin, President, Texas A&M
Update from Chancellor's Student Advisory Council	Chancellor's Student Advisory Council

**Agenda Items**

29	Designation of the Regents Professor Awards and the Regents Fellow Service Awards for Exemplary Performance and Professional Service during Fiscal Year 2011-12	A&M System
30	Authorization to Administer Government Classified Contracts	A&M System
31	Approval for Brett Cornwell, a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Licensing Technology from The Texas A&M University System and in which the A&M System has an Equity Interest	A&M System
32	Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity in which the A&M System has an Equity Interest	A&M System
33	Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Proposing to License Technology from The Texas A&M University System and in which the A&M System has an Equity Interest	A&M System
34	Approval of Standard Administrative Procedure Regarding One-Time Athletic Performance Bonuses	TAMU
35	Appointment of Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the Texas A&M University at Galveston Board of Visitors	Texas A&M
36	Approval of Academic Tenure, November 2012	A&M-Commerce
37	Approval of Academic Tenure, November 2012	TAMHSC
38	Approval of Academic Tenure, November 2012	Texas A&M
39	*Appointment of Director of the Texas A&M AgriLife Extension Service	A&M System

40	*Appointment of Vice Provost for Research and Dean of Graduate Studies	A&M-Commerce
41	*Appointment of Interim President of The Texas A&M University System Health Science Center and Interim Vice Chancellor for Health Affairs	A&M System
42	*Authorization for the President to Execute Settlement Agreement with the Department of Education	PVAMU
43	*Appointment of Dean of the College of Agriculture & Human Sciences	PVAMU
44	*Appointment of Senior Vice President for Fiscal and Student Affairs	Texas A&M-Kingsville
45	*Appointment of Dean of the Sybil B. Harrington College of Fine Arts and Humanities	WTAMU
46	CONSENT AGENDA ITEMS	
A	(PLACEHOLDER) Approval of Minutes	BOR, A&M System
B	Granting of the Title of Emeritus/Emerita, November 2012 (Revised Exhibit)	A&M System
C	Confirmation of Appointment and Commissioning of Peace Officers	A&M System

**\*To be considered in Executive Session**

---

A&M-Commerce.....	Texas A&M University-Commerce
A&M System.....	The Texas A&M University System
A&M-Central Texas.....	Texas A&M University-Central Texas
A&M-Corpus Christi.....	Texas A&M University-Corpus Christi
A&M-San Antonio.....	Texas A&M University-San Antonio
A&M-Texarkana .....	Texas A&M University-Texarkana
A/E .....	Architect/Engineer
AgriLife Extension .....	Texas A&M AgriLife Extension Service
AgriLife Research .....	Texas A&M AgriLife Research
BOR.....	Board of Regents
FP&C.....	Facilities Planning and Construction
NCTM .....	National Center for Therapeutics Manufacturing
POR .....	Program of Requirements
PUF.....	Permanent University Fund
PVAMU.....	Prairie View A&M University
RFS .....	Revenue Financing System
TAMIU .....	Texas A&M International University
TAMUG .....	Texas A&M University at Galveston
Tarleton .....	Tarleton State University
TEES .....	Texas A&M Engineering Experiment Station
TEEX.....	Texas A&M Engineering Extension Service
Texas A&M at Qatar .....	Texas A&M University at Qatar
TAMHSC .....	Texas A&M Health Science Center
Texas A&M.....	Texas A&M University
Texas A&M-Kingsville.....	Texas A&M University-Kingsville
TIGM.....	Texas A&M Institute for Genomic Medicine
TIPS.....	Texas A&M Institute for Preclinical Studies
TFS .....	Texas A&M Forest Service
THECB .....	Texas Higher Education Coordinating Board
TTI.....	Texas A&M Transportation Institute
TVMDL.....	Texas A&M Veterinary Medical Diagnostic Laboratory
UTIMCO .....	The University of Texas Investment Management Company
WTAMU .....	West Texas A&M University

**COMMITTEE ON FINANCE**  
*(Agenda Items 1 through 5)*

**Agenda Items**

1	Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts for Texas A&M AgriLife Research, Texas A&M AgriLife Extension Service, and Texas A&M Veterinary Medical Diagnostic Laboratory	Texas A&M AgriLife
2	Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts	A&M-Commerce
3	Authorization to Establish a Quasi-Endowment Entitled “The Loris J. Welhausen Quasi-Endowment”	A&M-Corpus Christi
4	Authorization to Establish a Quasi-Endowment Entitled the “Moore Educational Trust Quasi-Endowment”	Texas A&M
5	Authorization to Establish a Quasi-Endowment Entitled “The Wendlandt Family of Austin Endowment”	Texas A&M

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Mark A. Hussey  
Vice Chancellor for Agriculture and Life Sciences

**Subject:** Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts for Texas A&M AgriLife Research, Texas A&M AgriLife Extension Service, and Texas A&M Veterinary Medical Diagnostic Laboratory

**Proposed Board Action:**

Approve a revised list of authorized signers for revolving fund bank accounts for Texas A&M AgriLife Research, Texas A&M AgriLife Extension Service, and Texas A&M Veterinary Medical Diagnostic Laboratory, as required by the General Appropriations Act, Article III, Section 6.3, 82<sup>nd</sup> Legislature, Regular Session.

**Background Information:**

The Fiscal Office requests a revision to the list of personnel who may authorize payments from the revolving fund bank accounts. This request to update the list of authorized signers is due to reorganization in positions that occurred following the last meeting of the Board of Regents. These accounts are used to facilitate the payment of nominal expenses and payrolls, as well as to pay bills within cash discount periods. Funds disbursed from the revolving fund bank accounts are reimbursed from respective appropriations by the State Comptroller and deposits are covered by appropriate and sufficient securities.

This change will promote office efficiency.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**TEXAS A&M AGRILIFE**  
Office of the Vice Chancellor  
October 8, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts for Texas A&M AgriLife Research, Texas A&M AgriLife Extension Service, and Texas A&M Veterinary Medical Diagnostic Laboratory

I recommend adoption of the following minute order:

**"Under the authority of the General Appropriations Act, and effective immediately, the Texas A&M AgriLife employees named below, and their successors in office, are hereby authorized to sign checks for the withdrawal of such funds according to law.**

**TEXAS A&M AGRILIFE RESEARCH**

**Revolving Fund portion not to exceed \$3,800,000**

**Source of Funds – Institutional Funds**

**Depository Bank – Wells Fargo Bank, N. A.**

**Craig Nessler, Director**

**Bill McCutchen, Executive Associate Director**

**Steve Schulze, Assistant Vice Chancellor**

**Debra A. Cummings, Assistant Director, Chief Financial Officer, AgriLife Research**

**Deanie Dudley, Assistant Dean of Finance and Administration**

**Donna Alexander, Assistant Director, Chief Financial Officer, AgriLife Extension**

**Vic S. Seidel, Assistant Agency Director, Chief Financial Officer, TVMDL**

**Shiao-Yen Ko, Manager of Accounting Services**

**Loree Lewis, Coordinator of Management Information**

**Bill Gray, Risk and Compliance Coordinator**

**Kim Payne, Assistant Financial Manager**

**TEXAS A&M AGRILIFE EXTENSION SERVICE**

**Revolving Fund portion not to exceed \$3,500,000**

**Source of Funds – Institutional Funds**

**Depository Bank – Wells Fargo Bank, N. A.**

**Douglas L. Steele, Director**

**Kyle L. Smith, Executive Associate Director**

**Steve Schulze, Assistant Vice Chancellor**

**Donna Alexander, Assistant Director, Chief Financial Officer, AgriLife Extension**

**Debra A. Cummings, Assistant Director, Chief Financial Officer, AgriLife Research**

**Deanie Dudley, Assistant Dean of Finance and Administration**

**Vic S. Seidel, Assistant Agency Director, Chief Financial Officer, TVMDL**



**Shiao-Yen Ko, Manager of Accounting Services**  
**Loree Lewis, Coordinator of Management Information**  
**Bill Gray, Risk and Compliance Coordinator**  
**Kim Payne, Assistant Financial Manager**

**TEXAS A&M VETERINARY MEDICAL DIAGNOSTIC LABORATORY**

**Revolving Fund portion not to exceed \$3,800,000**

**Source of Funds – Institutional Funds**

**Depository Bank – Wells Fargo Bank, N. A.**

**Tammy Beckham, Director**  
**Roger Parker, Deputy Director**  
**Steve Schulze, Assistant Vice Chancellor**  
**Vic S. Seidel, Assistant Agency Director, Chief Financial Officer, TVMDL**  
**Debra A. Cummings, Assistant Director, Chief Financial Officer, AgriLife Research**  
**Deanie Dudley, Assistant Dean of Finance and Administration**  
**Donna Alexander, Assistant Director, Chief Financial Officer, AgriLife Extension**  
**Shiao-Yen Ko, Manager of Accounting Services**  
**Loree Lewis, Coordinator of Management Information**  
**Bill Gray, Risk and Compliance Coordinator**  
**Kim Payne, Assistant Financial Manager.”**

Respectfully submitted,

Mark A. Hussey  
Vice Chancellor for Agriculture and Life Sciences

**Approval Recommended:**

---

John Sharp  
Chancellor

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approved for Legal Sufficiency:**

---

Ray Bonilla  
General Counsel

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Dan R. Jones, President  
Texas A&M University-Commerce

**Subject:** Approval of Revised List of Authorized Signers for Revolving Fund Bank  
Accounts for Texas A&M University-Commerce

**Proposed Board Action:**

Approve a revised list of authorized signers for revolving fund bank accounts for Texas A&M University-Commerce, as required by the General Appropriations Act, Article III, Section 6.3, 82<sup>nd</sup> Legislature, Regular Session.

**Background Information:**

The Fiscal Office needs to add to the list of departmental personnel who may authorize payments from the revolving fund bank accounts. This request to update the list of authorized signers is due to reorganization and resulting promotions/changes in positions that occurred following the last meeting of the Board of Regents. These accounts are used to facilitate the payment of nominal expenses and payrolls, as well as to pay bills within cash discount periods. Funds disbursed from the revolving fund bank accounts are reimbursed from respective appropriations by the State Comptroller and deposits are covered by appropriate and sufficient securities.

This change will promote office efficiency.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 30, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revised List of Authorized Signers for Revolving Fund Bank Accounts for  
Texas A&M University-Commerce

I recommend adoption of the following minute order:

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

**Revolving Fund portion not to exceed \$4,000,000**

**Source of Funds – Institutional Funds**

**Depository Bank – Wells Fargo Bank, N. A.**

**Dan R. Jones, President and Chief Executive Officer**

**Alicia Currin, Chief of Staff and Director, Planning & Governmental  
Relations**

**Bob Brown, Vice President for Business and Administration**

**(Vacant), Associate Vice President for Business and Administration**

**Rex Giddens, Assistant Vice President for Administrative Services**

**Kim Laird, Comptroller and Director of Accounting**

**Cheryl Scott, Director of Emerging Financial Services**

**Janet Anderson, Budget Coordinator**

**Tina Livingston, Budget Director**

**Sarah Baker, Financial Reporting Coordinator**

**Jackie Elder, State Accounting Manager**

**Sharon Smith, Property Accountant**

**Lynda Stansbury, Grant Accountant.”**

Respectfully submitted,

Dan R. Jones, President  
Texas A&M University-Commerce

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Flavius C. Killebrew, President/CEO  
Texas A&M University-Corpus Christi

**Subject:** Authorization to Establish a Quasi-Endowment Entitled “The Loris J. Welhausen Quasi-Endowment”

**Proposed Board Action:**

Authorize the president of Texas A&M University-Corpus Christi (A&M-Corpus Christi) to establish a quasi-endowment account entitled “The Loris J. Welhausen Quasi-Endowment.”

**Background Information:**

On October 3, 1996, the Loris Jane Welhausen 1991 Management Trust conveyed to A&M-Corpus Christi the oil, gas and other minerals owned by the Trust in and under all lands located in the County of Webb, state of Texas (except for those Mineral Interests previously conveyed by Trustee’s Deed and Assignment of record in the office of the Webb County Clerk in Volume 213, pages 273-278 and in Volume 337, pages 406-410).

Mrs. Welhausen was born in Shiner, Texas in 1903. As a young child, she moved with her parents to a Webb County ranch. The family moved to Kingsville when Mrs. Welhausen was a freshman in high school and, after graduation, she attended South Texas State Teachers College and earned four bachelor’s degrees. Mrs. Welhausen worked for the U.S. Extension Service as a county home demonstration agent and volunteered her time with 4-H girls on Ward Island on the campus of the University of Corpus Christi. Upon retirement, she returned to her family home where she continued volunteering her time until her death on March 3, 1993.

**A&M System Funding or Other Financial Implications:**

“The Loris J. Welhausen Quasi-Endowment” account would be created with \$183,675.87 in royalties received from mineral rights conveyed to the university from the Loris Jane Welhausen 1991 Management Trust. Earnings from the funds held in the quasi-endowment would be used to provide scholarships to deserving undergraduate students at A&M-Corpus Christi. The scholarships would not be awarded until the earnings accumulate for one year after the establishment of the quasi-endowment. The university may, at its discretion, accept additional gifts to this quasi-endowment.

Agenda Item No.

**TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

Office of the President

September 18, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Authorization to Establish a Quasi-Endowment Entitled “The Loris J. Welhausen Quasi-Endowment”

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System authorizes the president of Texas A&M University-Corpus Christi to establish a quasi-endowment account entitled ‘The Loris J. Welhausen Quasi-Endowment.’ The account will be funded by \$183,675.87 in royalties received from mineral rights conveyed to the university from the Loris Jane Welhausen 1991 Management Trust. The university may, at its discretion, accept additional gifts to this quasi-endowment. Earnings from the newly created quasi-endowment will be used to provide scholarships to deserving undergraduate students at Texas A&M University-Corpus Christi in accordance with the university’s scholarship award policies and procedures.”**

Respectfully submitted,

Flavius C. Killebrew  
President/CEO

**Approval Recommended:**

---

John Sharp  
Chancellor

**Approval for Legal Sufficiency:**

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Authorization to Establish a Quasi-Endowment at Texas A&M University  
Entitled the “Moore Educational Trust Quasi-Endowment”

### **Proposed Board Action:**

Authorize the president of Texas A&M University (Texas A&M) to establish a quasi-endowment entitled the “Moore Educational Trust Quasi-Endowment” to fund scholarships for Texas A&M students.

### **Background Information:**

The Moore Educational Trust (Trust) was established in 1974 and initially managed by a bank in Midland. When established, the Trust was to benefit both Hardin Simmons University and Texas A&M. In 1992, the Trust was split and The Texas A&M Foundation was appointed successor trustee for the university’s portion. Each year, 4% of the value of the Trust is transferred by the Foundation to the university for scholarships.

On Monday, September 17, 2012, The Texas A&M Foundation Trust Company Operating Committee voted to terminate the Trust and distribute the proceeds to Texas A&M as stated in the Trust documents. The estimated value of the Trust proceeds is approximately \$54,000. We request that these proceeds be placed into a quasi-endowment to be used for scholarships.

### **A&M System Funding or Other Financial Implications:**

Income generated from this quasi-endowment will be used to fund scholarships for current students at Texas A&M.

Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Authorization to Establish a Quasi-Endowment at Texas A&M University  
Entitled the "Moore Educational Trust Quasi-Endowment"

I recommend adoption of the following minute order:

**"The Board of Regents of The Texas A&M University System authorizes the president of Texas A&M University to establish a quasi-endowment entitled the 'Moore Educational Trust Quasi-Endowment.' Income generated from this quasi-endowment will be used to fund scholarships for current students at Texas A&M University."**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Investment Officer and Treasurer

**AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Authorization to Establish a Quasi-Endowment at Texas A&M University  
Entitled “The Wendlandt Family of Austin Endowment”

**Proposed Board Action:**

Authorize the president of Texas A&M University (Texas A&M) to establish a quasi-endowment entitled “The Wendlandt Family of Austin Endowment” to fund scholarships for members of the Texas A&M University Band.

**Background Information:**

Emma W. Savage bequeathed \$50,000 to Texas A&M. As directed by Ms. Savage, these funds will be used to establish a scholarship in the memory of her brothers, Charles W. Wendlandt and Carl Edward Wendlandt. The Estate’s executor and the Wendlandt family have further requested that the money be set aside in an endowed fund for scholarships for members of the Texas A&M University Band.

**A&M System Funding or Other Financial Implications:**

Income generated from this quasi-endowment will be used to support the General Scholarship Fund at Texas A&M to fund scholarships to current members of the Texas A&M University Band.



Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

September 19, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Authorization to Establish a Quasi-Endowment at Texas A&M University  
Entitled "The Wendlandt Family of Austin Endowment"

I recommend adoption of the following minute order:

**"The Board of Regents of The Texas A&M University System authorizes the president of Texas A&M University to establish a quasi-endowment entitled 'The Wendlandt Family of Austin Endowment.' Income generated from this quasi-endowment will be used to support the General Scholarship Fund at Texas A&M University to fund scholarships to current members of the Texas A&M University Band."**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Investment Officer and Treasurer

## COMMITTEE ON BUILDINGS AND PHYSICAL PLANT

(Agenda Items 6 through 21)

### **Report**

System Construction Projects Authorized by the Board of Regents	Dan Kennedy, Assistant Director of Planning and Controls
---	--

### **Agenda Items**

6	Approval to Amend the FY 2013-FY 2017 Capital Plan to Change the Fiscal Year Start Date for the Kyle Field Renovation – Phase I Project at Texas A&M University	A&M System
7	Approval to Amend the FY 2013-FY 2017 Capital Plan to Add the Pandemic Influenza Facility Project for the A&M System with a Fiscal Year 2013 Start Date	A&M System
8	Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the NCTM Core Retrofit Project at Texas A&M University	A&M System
9	Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Multipurpose and Library Building Project, Texas A&M University-Central Texas, Killeen, Texas	A&M System
10	Approval of Revisions to System Policy 51.01 ( <i>Capital Planning</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
11	Approval of Revisions to System Policy 51.02 ( <i>Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
12	Approval of Revisions to System Policy 51.03 ( <i>Art Acquisitions for New and Renovated Facilities</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
13	Approval of Revisions to System Policy 51.04 ( <i>Delegations of Authority on Construction Projects</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System
14	Approval of Revisions to System Policy 51.05 ( <i>Furnishing and Equipping New and Renovated Buildings</i> ) ( <i>This item will also be considered by the Policy Review Committee</i> )	A&M System

15	Authorization to Execute a Ground Lease for an Additional Phase of On-Campus Housing	A&M-Corpus Christi	
16	*Authorization to Sell Land and Improvements at 5005 Avenue U, Galveston, Galveston County, Texas	Texas A&M	
17	Namings within Founder’s Hall (Building One)	A&M-Central Texas	
18	Naming of the Main Foyer in the Campus’ First Multi-Purpose Building “In Memory of the Late Mrs. Elizabeth Timmer”	A&M-San Antonio	
19	Namings at Texas A&M	Texas A&M	
	A	Ron Sasse Hall	Texas A&M
	B	The Hamill Foundation Foyer (West Campus Library)	Texas A&M
	C	Renaming “Royce E. Wisenbaker Engineering Research Center” to “Royce E. Wisenbaker Engineering Building”	Texas A&M
20	Naming the John C. Perez Serpenterium	Texas A&M-Kingsville	
21	Naming the G. Sadler Bridges Conference Room	TTI	

**\*To be considered in Executive Session**

**Construction Projects Status Report Effective 10/17/2012**

<b>Projects in Programming/Planning:</b>	<b>9 Projects</b>	<b>\$</b>	<b>154,815,458</b>
<b>Projects in Design:</b>	<b>10 Projects</b>	<b>\$</b>	<b>114,769,613</b>
<b>Projects in Bidding:</b>	<b>3 Projects</b>	<b>\$</b>	<b>59,907,000</b>
<b>Projects in Construction:</b>	<b>19 Projects</b>	<b>\$</b>	<b>473,062,277</b>
<b>Combined Total</b>	<b>41 Projects</b>	<b>\$</b>	<b>802,554,348</b>

**PROJECTS TO BE AUTHORIZED BY  
THE BOARD OF REGENTS****Projects in Programming/Planning**

<b>College Station, TX</b>		<b><u>Project Cost</u></b>
02-3097	Easterwood Airport Master Plan Update 2011-Phase 1 (Grant 32)	\$171,500
02-3111	Kyle Field Renovation – Phase I	\$50,000,000
02-3115	Easterwood Airport Master Plan Update 2011-Phase 2 (Grant 33)	\$357,958
02-3119	Corps Facilities District Plan	\$75,000
02-3143	Student Recreation Center Addition	\$30,500,000
02-3146	Corps Dorm Renovation - Gainer Hall	\$9,500,000
<b>Commerce, TX</b>		
21-3131	Campus Master Plan	\$411,000
<b>Corpus Christi, TX</b>		
15-3142	University Center Expansion	\$26,000,000
<b>Prairie View, TX</b>		
05-3126	Agriculture and Business Multipurpose Classroom Building	\$37,800,000
<b>Total of Projects in Programming/Planning</b>		<b><u>\$154,815,458</u></b>

**Projects in Design**

<b>College Station, TX</b>		<b><u>Project Cost</u></b>
02-3078	Easterwood Airport Wildlife Hazard Assessment	\$88,185
02-3112	Capital Renewal - Jack K. Williams Building	\$7,877,638
02-3113	Capital Renewal - Scoates Hall	\$6,503,790
02-3114	Capital Renewal - Francis Hall	\$8,000,000
02-3135	Corps Dorm Renovation - Leonard/LLC	\$15,200,000
02-3145	FY 2013 Utility Production Upgrade	\$15,410,000
<b>Commerce, TX</b>		
21-3133	Sam Rayburn Student Center Expansion	\$10,300,000
<b>Prairie View, TX</b>		
05-3127	Student Recreation Center	\$31,390,000
<b>Stephenville, TX</b>		
04-3128	OA Grant Humanities Building Rehabilitation and Expansion	\$12,000,000
04-3129	Clyde H. Wells Fine Arts Center Rehabilitation	\$8,000,000
<b>Total of Projects in Design</b>		<b><u>\$114,769,613</u></b>

**Projects in Bidding**

<b>College Station, TX</b>		<b><u>Project Cost</u></b>
02-3132	General Aviation Ramp Rehabilitation – Final Phase	\$5,482,000
<b>Killeen, TX</b>		
24-3124	Multipurpose and Library Building	\$50,000,000
<b>Prairie View, TX</b>		
05-3130	2011 Capital Renewal – Phase II	\$4,425,000
<b>Total of Projects in Bidding</b>		<b><u>\$59,907,000</u></b>

**Projects in Construction****Bryan, TX****Project Cost**

**23-2998 Medical Research and Education Building** \$63,372,000  
 Satterfield and Pontikes Construction, Inc.; Houston, TX  
 Construction Status: Substantially Complete Construction Completion Date: 5/20/2011  
 Construction Work Completed: 99.5%

**Canyon, TX**

**18-3093 Jack B. Kelley Student Center Expansion** \$10,900,000  
 Western Builders of Amarillo, Inc.; Amarillo, TX  
 Construction Status: Behind Schedule Construction Completion Date: 9/14/2012  
 Construction Work Completed: 90.0%

**18-3106 Underclassmen Residence Hall - Phase II** \$35,000,000  
 Western Builders of Amarillo, Inc.; Amarillo, TX  
 Construction Status: On Schedule Construction Completion Date: 6/14/2013  
 Construction Work Completed: 32.0%

**College Station, TX**

**02-3001 Wellborn Road Grade Separations** \$34,000,000  
 McCarthy Building Companies; Dallas, TX  
 Construction Status: On Schedule Construction Completion Date: 8/5/2013  
 Construction Work Completed: 58.0%

**02-3067 Northside Residence Hall** \$68,000,000  
 Linbeck Group, LLC; Houston, TX  
 Construction Status: On Schedule Construction Completion Date: 6/28/2013  
 Construction Work Completed: 50.0%

**02-3070 Luedcke Cyclotron Building Expansion** \$3,550,000  
 Madison Construction, L.P.; Bryan, TX  
 Construction Status: On Schedule Construction Completion Date: 3/15/2013  
 Construction Work Completed: 42.0%

**02-3073 New Taxiway G and ARFF Access Road** \$4,444,000  
 Brazos Paving Inc.; Bryan, TX  
 Construction Status: On Schedule Construction Completion Date: 4/14/2013  
 Construction Work Completed: 67.0%

**02-3076 Olsen Field Renovation** \$24,000,000  
 Skanska USA Building, Inc.; Houston, TX  
 Construction Status: Building Occupied Construction Completion Date: 2/15/2012  
 Construction Work Completed: 99.9%

**02-3077 Interdisciplinary Life Sciences Buildout** \$3,529,612  
 Garrett Mechanical, Inc.; Bryan, TX  
 Construction Status: Substantially Complete Construction Completion Date: 7/13/2012  
 Construction Work Completed: 100.0%

**02-3085 Corps Dorm Renovation - FY 2011** \$13,750,000  
 J.T. Vaughn Construction Company, Inc.; Houston, TX  
 Construction Status: Substantially Complete Construction Completion Date: 7/16/2012  
 Construction Work Completed: 100.0%

**02-3089 Joint Library Facility with the University of Texas** \$7,000,000

Joeris General Contractors; San Antonio, TX  
Construction Status: On Schedule  
Construction Work Completed: 33.0%

Construction Completion Date: 2/26/2013

**02-3110 Corps Dorm Renovation - FY 2012**

\$9,095,000

J.T. Vaughn Construction, LLC; Houston, TX  
Construction Status: On Schedule  
Construction Work Completed: 12.0%

Construction Completion Date: 4/19/2013

**02-3118 Physical Education Activity Program (PEAP) Facility**

\$23,079,665

Drymalla Construction Company, Inc.; Columbus, TX  
Construction Status: On Schedule  
Construction Work Completed: 5.0%

Construction Completion Date: 7/8/2013

**02-3121 Kyle Field District Plan Phase 2**

\$16,000,000

Acklam Construction Co., LTD; College Station, TX  
Construction Status: On Schedule  
Construction Work Completed: 5.0%

Construction Completion Date: 9/19/2013

**Commerce, TX**

**21-3105 New Student Housing - Phase II**

\$26,900,000

J.T. Vaughn Construction, LLC; Houston, TX  
Construction Status: On Schedule  
Construction Work Completed: 15.0%

Construction Completion Date: 8/1/2013

**Corpus Christi, TX**

**15-3087 Momentum Sports Complex - Phase I**

\$8,800,000

Joeris General Contractors; San Antonio, TX  
Construction Status: On Hold  
Construction Work Completed: 20.3%

Construction Completion Date: 11/1/2012

**Killeen, TX**

**24-3057 Classroom/Office Building**

\$40,000,000

Austin Commercial, L.P.; Austin, TX  
Construction Status: Substantially Complete  
Construction Work Completed: 98.0%

Construction Completion Date: 4/30/2012

**Prairie View, TX**

**05-3092 2011 Capital Renewal - Phase I**

\$6,642,000

SpawGlass Construction Company; Houston, TX  
Construction Status: On Schedule  
Construction Work Completed: 89.0%

Construction Completion Date: 10/3/2012

**San Antonio, TX**

**25-3122 25-3122 - Central Academic Building and Patriots' Casa**

\$75,000,000

Bartlett Cocke, L.P.; San Antonio, TX  
Construction Status: Just Starting  
Construction Work Completed: 0.0%

Construction Completion Date: 7/3/2014

**Total of Projects in Construction**

**\$473,062,277**

**AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer

**Subject:** Approval to Amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to Change the Fiscal Year Start Date for the Kyle Field Renovation – Phase I Project (Project No. 2-3111) for Texas A&M University

**Background and Prior Actions:**

The Kyle Field Renovation – Phase I Project was included as a proposed project on the approved FY 2013-FY 2017 System Capital Plan. It was designated to start in FY 2014.

**Proposed Board Action:**

- (1) Amend the approved FY 2013-FY 2017 Texas A&M University System Capital Plan to change the project start date to FY 2013.
- (2) Appropriate \$5,000,000 for pre-construction services and related project costs.

**Funding/Planning Amount:**

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Revenue Financing System	<u>+TBD</u>		Seat Licensing Revenues/Gifts
Total Project Funds*+	<u>+TBD</u>		

\* System policy requires 50% of the gift funds in hand and an additional 25% in documented pledges before approval for construction on the project is received. For any funds not in hand, an unrestricted source of funds must be identified to pay for the project or for the repayment of debt prior to approval for construction.

+ The \$50,000,000 planning amount currently included on the System Capital Plan for this project is a placeholder amount pending further completion of conceptual and market studies. This amount will cover the cost of the studies, design work through schematic design and initial enabling utility and demolition work required to prepare for the Phase I Project. It does not indicate the total anticipated cost of the Phase I Project and associated funding stream. The total cost and funding will be presented to the Board at a future meeting and an upward adjustment made in the planning amount.



**Project Justification:**

Texas A&M University, the Athletic Department and the 12<sup>th</sup> Man Foundation desire to renovate Kyle Field which has sections of the stadium that are approaching 100 years old. This renovation will bring the stadium into current fire code compliance, ADA compliance, current technologic standards and eliminate all sightline issues at its completion. This project will give former students, fans and guests a greater modern game day experience, more seating and, in many cases, give the fans basic services that are currently lacking such as restroom capacity, wider concourses and concessions. The project will put chair-back seating in many locations served by bench seating now, add suites, loge boxes and related premium spaces.

**Scope:**

The Kyle Field Renovation – Phase I Project is the initial scope to renovate Kyle Field to ultimately become one of the best stadiums in the Southeastern Conference. Phase I work will take place on the west, east and south sides of the field in the general location area shown on the map with this agenda item.

As currently envisioned, the major scope items of the Kyle Field Renovation – Phase I Project will include the following:

- + Total demolition of the Read Building, the G. Rollie White Coliseum and the Netum Steed facility
- + Modify and upgrade utility services as required to serve the renovated stadium and facilitate construction
- + Re-construct a code-compliant west stands facility to include various levels providing field box seating, multiple suite arrangements at different levels, club seating, loge boxes and a press/broadcasting level. The structure will include adequately sized plaza, main and upper concourses with restrooms and concession areas along with club/lounge facilities to support the suite, loge boxes and club seating. Vertical movement will be facilitated with stairs, ramps, escalators and elevators. The west elevation of the structure is planned to have an exterior façade of similar composition as Olsen Field.
- + Construct a grade level pedestrian mall along the exterior of the west stands structure between the structure and the surface parking. This area is planned to include monuments celebrating Aggie core values, seating areas, benches and premium tailgating areas.

The project will include all site, infrastructure and landscaping work required to support the Phase I development.

The 12<sup>th</sup> Man Foundation engaged Populous, Inc. to conduct a conceptual study regarding the renovation of Kyle Field. Based on a best value determination, it is the intention of the A&M System to engage Populous to provide architect/engineer design and construction phase services.

Agenda Item No.  
Agenda Item Briefing

A definitive scope, budget and schedule will be determined during the pre-construction phase and approved by the Board prior to the construction contract award.

**Other Major Fiscal Impacts:**

\$4 million for pre-construction services will be funded from 12<sup>th</sup> Man Foundation Gifts and \$1 million will be funded by Texas A&M Auxiliary Enterprise Operating Reserve.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM  
FACILITIES PLANNING AND CONSTRUCTION**

Office of the Chief Financial Officer and Treasurer

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval to Amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to Change the Fiscal Year Start Date for the Kyle Field Renovation – Phase I Project (Project No. 2-3111) for Texas A&M University

I recommend adoption of the following minute order:

**“The request to amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to change the fiscal year start date to FY 2013 for the Kyle Field Renovation – Phase I Project for Texas A&M University is approved.**

**The amount of \$4,000,000 is appropriated from Account No. 02-512124, 12<sup>th</sup> Man Foundation Gifts, and \$1,000,000 is appropriated from Account No. 02-030215, Auxiliary Enterprise Operating Reserve, for pre-construction services and related project costs.**

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

**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 the**

**Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

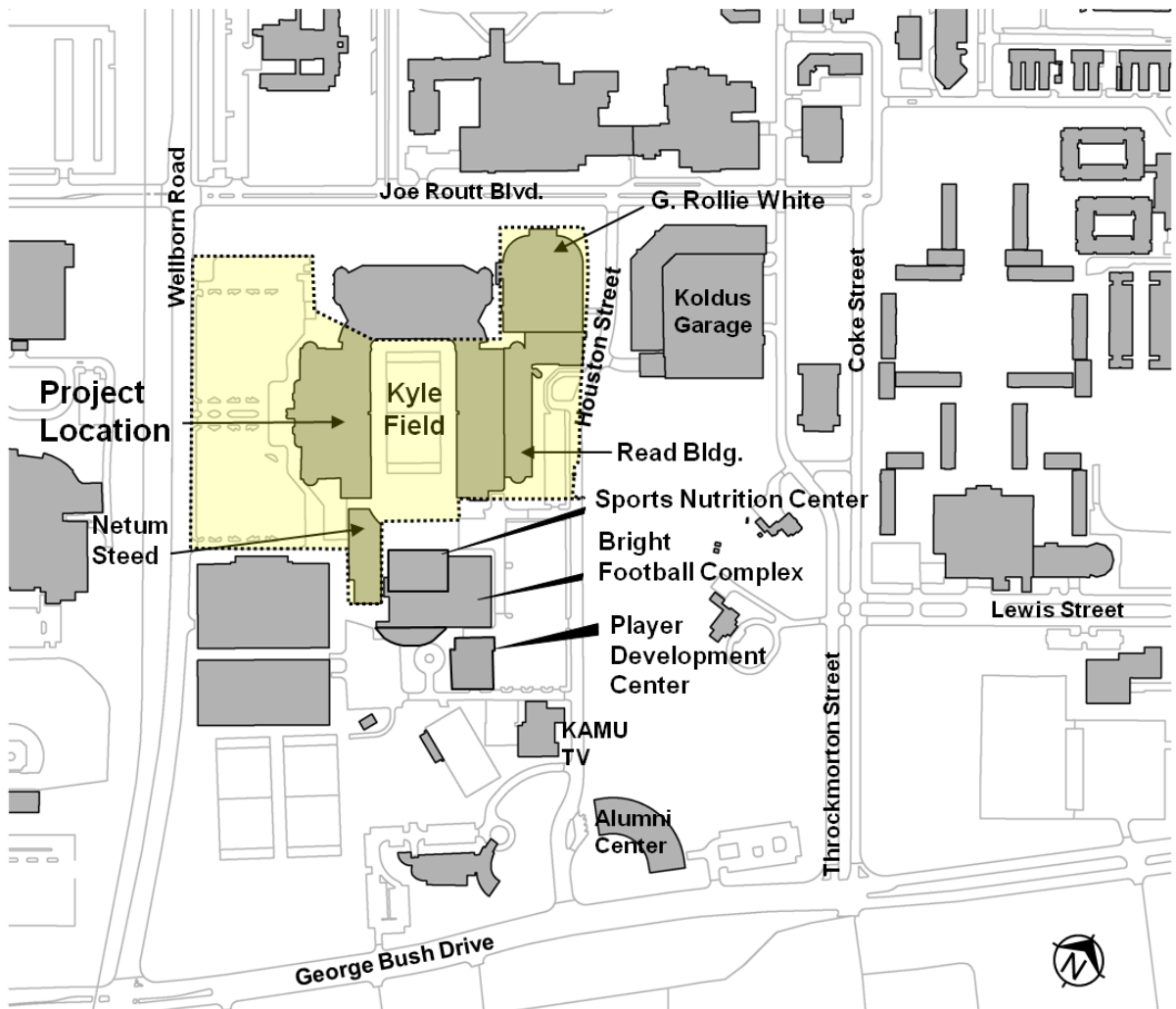
John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

R. Bowen Loftin, President  
Texas A&M University



## Kyle Field Renovation – Phase I

Texas A&M University

Project No. 02-3111

**AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer

**Subject:** Approval to Amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to Add the Pandemic Influenza Facility Project (Project No. 1-3150) for The Texas A&M University System with a Fiscal Year 2013 Start Date

**Proposed Board Action:**

- (1) Amend the approved FY 2013-FY 2017 Texas A&M University System Capital Plan to add the Pandemic Influenza Facility Project for The Texas A&M University System with an FY 2013 start date and a total planning amount of \$78,431,373.
- (2) Appropriate \$7,500,000 for pre-construction services and related project costs, subject to finalization of state funding for the Center for Innovation in Advanced Development & Manufacturing (CIADM).

**Funding/Planning Amount:**

<u>Funding Source</u>	<u>Planning Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Federal Grant	\$38,431,373	N/A	N/A
State Funds	<u>\$40,000,000</u>	N/A	N/A
Total Project Funds	<u>\$78,431,373</u>		

**Project Justification:**

As part of the U.S. Department of Health and Human Services (DHHS) CIADM, The Texas A&M University System proposes to construct a new Pandemic Influenza Facility (PIF). The PIF will fulfill a contract requirement to provide U.S.-based biopharmaceutical production surge capacity for pandemic influenza vaccine and other threats. When not producing pandemic vaccine, GlaxoSmithKline will utilize the PIF to produce seasonal influenza vaccine to support clinical trials and an eventual Biologics Licensing Application (BLA), which is currently supported by a separate development contract from BARDA (Health and Human Services Contract O100200600011C). The PIF will be a key component of the desired strategic national capability to rapidly develop, license and manufacture a variety of vaccines and therapeutic products critical for biosecurity and global health.

Agenda Item No.  
Agenda Item Briefing

**Scope:**

The project will be located south of the Health Science Center campus in the new designated bio-corridor area of Bryan/College Station.

The new facility will include:

- + Modular clean rooms for vaccine manufacturing processes
- + Quality control laboratories
- + Manufacturing process support spaces
- + Sterile storage spaces for materials and final product
- + Buffer and media prep rooms
- + Decontamination rooms with autoclaves
- + Office spaces
- + Central utility plant

A more definitive project scope, budget and schedule will be determined during the pre-construction phase and approved by the Board prior to construction contract award.

**Other Major Fiscal Impacts:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM  
FACILITIES PLANNING AND CONSTRUCTION**

Office of the Chief Financial Officer and Treasurer

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval to Amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to Add the Pandemic Influenza Facility Project (Project No. 1-3150) for The Texas A&M University System with a Fiscal Year 2013 Start Date

I recommend adoption of the following minute order:

**“The request to amend the FY 2013-FY 2017 Texas A&M University System Capital Plan to add the Pandemic Influenza Facility Project for The Texas A&M University System with a FY 2013 start date and a total planning amount of \$78,431,373 is approved.**

**The amount of \$7,500,000 is appropriated from Account No.01-048560, Emerging Technology Fund-BARDA, for pre-construction services and related project costs, subject to finalization of state funding for the Center for Innovation in Advanced Development & Manufacturing.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel



## AGENDA ITEM BRIEFING

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer

**Subject:** Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the NCTM Core Retrofit Project, Texas A&M University, College Station, Texas (Project No. 2-3137)

### Background and Prior Actions:

The NCTM Core Retrofit Project was included as an FY 2013 start project in the FY 2013-FY 2017 System Capital Plan approved by the Board of Regents at the August 2012 meeting.

### Proposed Board Action:

- (1) Approve the project scope and budget.
- (2) Appropriate \$30,542,496 for construction services and related project cost, subject to the execution of the lease revenue agreement.
- (3) Approve construction of the NCTM Core Retrofit Project at Texas A&M University (Texas A&M).

### Funding/Budget Amount:

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Federal Grant	\$22,906,872	N/A	N/A
Revenue Financing System Debt Proceeds	<u>\$ 7,635,624</u>	\$2,005,000	Lease Revenue
Total Project Funds	<u>\$30,542,496</u>		

### Project Justification:

On June 15, 2012, the U.S. Department of Health and Human Services (DHHS) awarded The Texas A&M University System a \$286 million contract to develop and implement the Texas A&M Center for Innovation in Advanced Development and Manufacturing (CIADM). As part of its base period of performance, Texas A&M will retrofit the existing National Center for Therapeutics Manufacturing (NCTM) with more robust utilities and additional bioprocessing capabilities to better support the CIADM mission of development and manufacturing vaccines and therapeutics critical to biosecurity and public health. The retrofit is required to meet DHHS requirements for quickly developing medical countermeasures to threats known and unknown over the anticipated 25-year life of the contract and in a manner that is compliant with all FDA regulations governing the manufacture of such products. The NCTM will also be available to support research and development for both academic and commercial clients when not utilized

Agenda Item No.  
Agenda Item Briefing

under the CIADM contract. Combining its research and service missions, the CIADM will also be a key asset in reversing the critical decline in domestic technological expertise in the biopharmaceutical industry, particularly in the area of vaccine development and manufacturing. As such, Texas A&M and the Texas A&M Engineering Experiment Station (TEES) will develop and implement the U.S. workforce training model for the next generations of scientists and engineers using the unique, innovative bioprocessing techniques to be implemented at the NCTM. As stated in the CIADM solicitation, “The CIADM will provide an ideal setting for needed workforce training and development. As a nexus of public, private, and academic partnership, the CIADM will reinvigorate the workforce and promote the development of the new generation of biopharmaceutical scientists and engineers.”

**Scope:**

This project will retrofit the Current Good Manufacturing Practices (cGMP) portion of the existing NCTM facility which is located north of Raymond Stotzer Drive and just west of the Texas Institute for Preclinical Studies (TIPS) facility as shown on the map with this agenda item.

The retrofit will encompass approximately 90,000 gross square feet and add capabilities to the existing NCTM operation to include:

- + Water for Injection (WFI) skids, tanks and distribution loops to distill water to a high purity and sterility level
- + Reverse Osmosis (RO) water skids, tanks and distribution loops
- + O2, CO2 and N2 supply tanks and distribution loops
- + Expansion of demountable clean room wall system on the north and south side of the existing modular bioprocessing units (MBU) area (grey space)
- + Addition of eight modular clean rooms and related bioprocess equipment to support core manufacturing processes
- + Expansion of mechanical systems, security, lighting and other utilities to all 20 modular clean room stations in the existing grey space
- + Enhancement of mechanical and waste handling systems to accommodate biosafety level (BSL) 2+ operations at all MBU locations

These new capabilities and systems will enable the NCTM to develop and manufacture vaccines and therapeutics according to the provision of the federal contract and in compliance with Food & Drug Administration (FDA) GMP regulations. Additional Quality Assurance and Validation (CQV) work will be completed as part of the project to verify facility FDA compliance.

The current schedule calls for substantial completion of the NCTM Core Retrofit project in March 2014. The total project budget is \$30,542,496.

**Other Major Fiscal Impacts:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM  
FACILITIES PLANNING AND CONSTRUCTION**

Office of the Chief Financial Officer and Treasurer

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the NCTM Core Retrofit Project, Texas A&M University, College Station, Texas (Project No. 2-3137)

I recommend adoption of the following minute order:

**“The project scope along with a project budget of \$30,542,496 for the NCTM Core Retrofit Project is approved.**

**The amount of \$22,906,872 is appropriated from Account No. 01-048600, BARDA-CIADM-Program Management, and the amount of \$7,635,624 is appropriated from Account No. 01-083536, Revenue Financing System Debt Proceeds (Leasing Revenue), for construction services and related project costs, subject to the execution of the lease revenue agreement.**

**The NCTM Core Retrofit Project, Texas A&M University, College Station, 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**

Agenda Item No.  
September 21, 2012

**the Participants, on whose behalf the debt is issued, possess the financial capacity to satisfy their Direct Obligations.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

---

John Sharp  
Chancellor

**Approved for Legal Sufficiency:**

---

Ray Bonilla  
General Counsel

---

R. Bowen Loftin, President  
Texas A&M University

ATTACHMENT TO ITEM

**NCTM CORE RETROFIT  
TEXAS A&M UNIVERSITY  
PROJECT NO. 2-3137**

**PROJECT BUDGET**

1.	Amount Available for Construction .....	\$6,314,260
2.	Owner Management Reserve (Contingency) .....	351,470
3.	D-B Pre-Construction Phase Fee and Printing.....	681,176
4.	Energy Management Systems .....	30,000
5.	Environmental Systems Balancing .....	5,500
6.	Site Survey .....	2,212
7.	Commissioning .....	81,767
8.	Construction Testing .....	21,106
9.	SCADA System Controls Interface.....	390,000
10.	Fiber Optic Interface .....	25,000
11.	Owner Provided Builder's Risk Insurance .....	12,500
12.	Facility Services .....	20,000
13.	Modular Bioprocessing Units and Associated Bioprocess Equipment (By Owner) .....	17,942,686
14.	Quality Assurance and Validation .....	4,664,819
15.	TOTAL ESTIMATED COST OF PROJECT.....	<u>\$30,542,496</u>

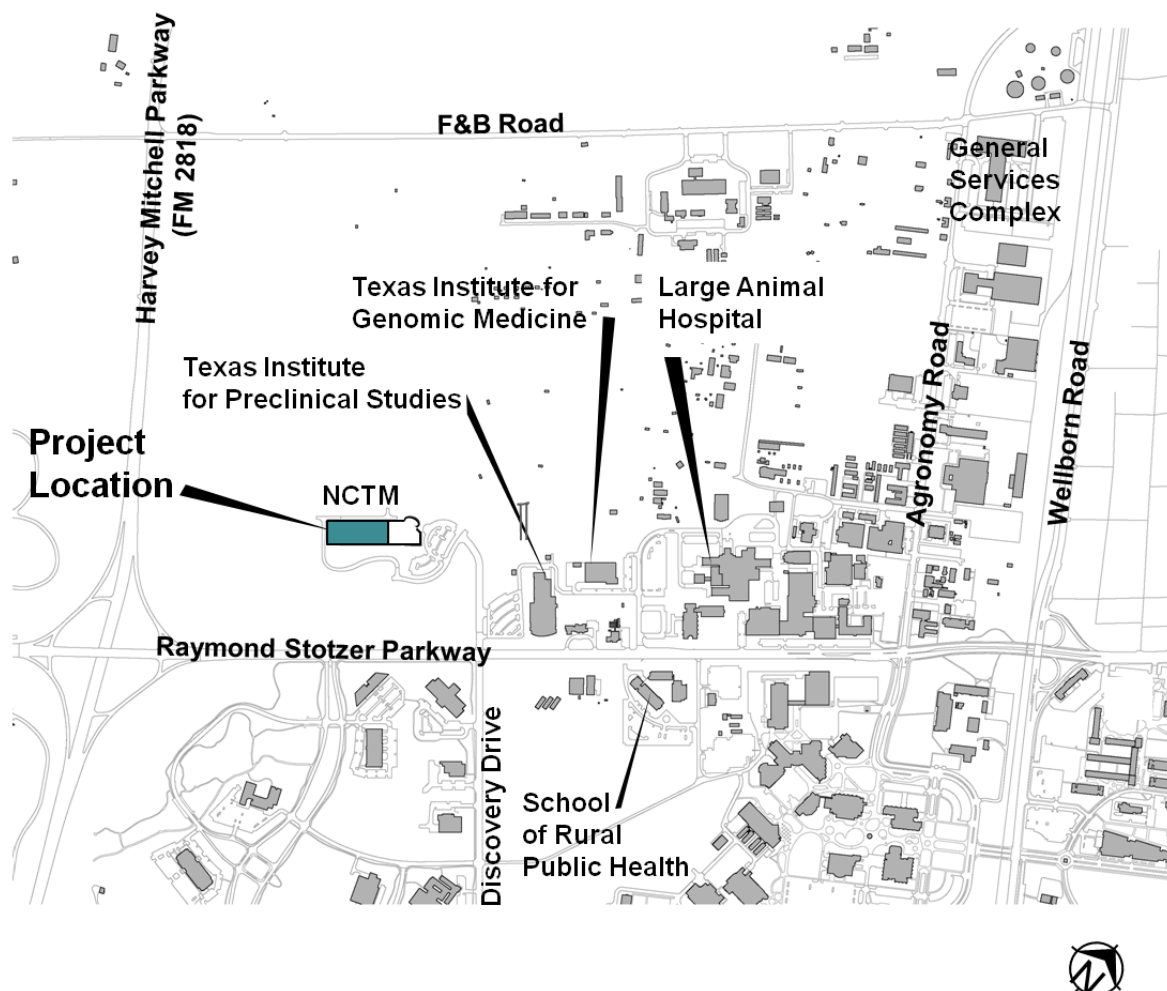
1. Kickoff Meeting ..... May 18, 2011
2. 100% Conceptual Design Review ..... July 15, 2011
3. Higher Education Coordinating Board Approval ..... August 8, 2012
4. Board of Regents Approval for Construction ..... November 1, 2012  
(Subject to Acceptable Guaranteed Maximum Price)
5. 100% Schematic Design Review ..... December 17, 2012
6. Guaranteed Maximum Price Submittal to FP&C ..... April 14, 2013
7. Notice to Proceed with Construction ..... May 16, 2013
8. 50% Construction Document Review ..... May 29, 2013
9. 100% Construction Document Completion ..... June 26, 2013
10. Construction Substantial Completion ..... March 16, 2014
11. Owner Occupancy ..... July 19, 2014

**TEXAS A&M UNIVERSITY  
REVENUE FINANCING SYSTEM  
2-3137 NCTM Core Retrofit  
Lease Revenue**

	Jan-Dec 2013	Jan-Dec 2014	Jan-Dec 2015	Jan-Dec 2016	Jan-Dec 2017	Jan-Dec 2018	Total
Principal	-	-	1,798,797	1,906,828	1,945,349	1,984,650	7,635,624
Interest	130,000	160,000	206,203	98,172	59,651	20,350	674,376
Total Debt Service	130,000	160,000	2,005,000	2,005,000	2,005,000	2,005,000	8,310,000

Project will remain in taxable commercial paper, interest only for first two years.  
Short-term rates are assumed to be 2.00%. Rates are subject to market change.  
Prepared by the Office of the Treasurer - Treasury Services 10/16/12

**Rates are variable and subject to market change.**



## NCTM Core Retrofit

Texas A&M University

Project No. 02-3137



Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer

**Subject:** Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Multipurpose and Library Building Project, Texas A&M University-Central Texas, Killeen, Texas (Project No. 24-3124)

**Background and Prior Actions:**

This project, under the name “Classroom/Lab/Office Building,” was approved for initiation as an FY 2012 start project with Board approval of the FY 2012-FY 2016 System Capital Plan. The designated planning amount was \$10,000,000 (the PUF funding allocation at the time). The project name and planning amount were amended to the current name and planning amount by the Board at the February 2012 meeting.

**Proposed Board Action:**

- (1) Approve the project scope and budget.
- (2) Appropriate \$45,000,000 for construction services and related project cost. \$5,000,000 of funding has been previously appropriated to this project.
- (3) Approve construction of the Multipurpose and Library Building Project at Texas A&M University-Central Texas (A&M-Central Texas).

**Funding/Budget Amount:**

<u>Funding Source</u>	<u>Budget Amount</u>	<u>Average Estimated Annual Debt Service</u>	<u>Debt Service Source</u>
Permanent University Fund Debt Proceeds	<u>\$50,000,000</u>	\$4,225,433	Available University Fund
Total Project Funds	<u>\$50,000,000</u>		

**Project Justification:**

The construction of the new Multipurpose and Library Building will allow A&M-Central Texas to accomplish the following on its permanent campus:

- + Complete the consolidation of all existing A&M-Central Texas instructional programs and administrative and support services on a single, permanent site with adequate

Agenda Item No.  
Agenda Item Briefing

classroom and office space to include all of those programs and services not accommodated by the construction of the first campus building (i.e., the School of Education, including the counseling center, Finance and Administration and ROTC)

- + Consolidate all collections and operations of the University Library on a single, permanent site
- + Provide adequate space for the creation of a permanent technology hub, supporting both administrative and instructional systems and including support for the creation and delivery of online courses and programs
- + Provide science classrooms and laboratories to support the expansion of instructional delivery into the sciences, specifically targeting pathways to the Health and Environmental Sciences
- + Provide additional space for group meetings and student-centered activities
- + Save over \$500,000 per year in annual lease payments

**Scope:**

The new Multipurpose and Library Building will be located on the northern part of the A&M-Central Texas permanent campus adjacent to Fort Hood in Killeen, Texas. The site is compatible with the campus master plan and will be adjacent to and just west of the Classroom-Office Building which opened in May 2012. The location is shown on the map with this agenda item.

The Multipurpose and Library Building will be a four-story facility containing approximately 134,048 gross square feet and including the following spaces:

- + General purpose smart classrooms
- + Basic biology/chemistry labs
- + Two-tiered lecture halls
- + Flexible meeting areas including space for student activities
- + A counseling center
- + A university library
- + A campus-wide technology hub

Site development will include utility infrastructure, landscaping and additional parking spaces.

The current schedule calls for substantial completion of the Multipurpose and Library Building in June 2014. The total project budget is \$50,000,000.

**Other Major Fiscal Impacts:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM  
FACILITIES PLANNING AND CONSTRUCTION**

Office of the Chief Financial Officer and Treasurer

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of the Project Scope and Budget, Appropriation for Construction Services, and Approval for Construction for the Multipurpose and Library Building Project, Texas A&M University-Central Texas, Killeen, Texas (Project No. 24-3124)

I recommend adoption of the following minute order:

**“The project scope along with a project budget of \$50,000,000 for the Multipurpose and Library Building Project is approved.**

**The amount of \$45,000,000 is appropriated from Account No. 01-084900, Permanent University Fund Debt Proceeds (AUF), for construction services and related project costs.**

**The Multipurpose and Library Building Project, Texas A&M University-Central Texas, Killeen, 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).”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Marc A. Nigliazzo, President  
Texas A&M University-Central Texas

## ATTACHMENT TO ITEM

**MULTIPURPOSE AND LIBRARY BUILDING**  
**TEXAS A&M UNIVERSITY-CENTRAL TEXAS**  
**PROJECT NO. 24-3124**

**PROJECT BUDGET**

	Building Construction .....	\$34,586,000
	Site/Infrastructure Construction .....	<u>4,374,000</u>
1.	Amount Available for Construction .....	\$38,960,000
2.	Owner Contingency .....	1,616,375
3.	A/E Fees .....	2,150,350
4.	FP&C Project Management and Inspection Fees .....	1,290,794
5.	Movable Furnishings and Equipment (FF&E) .....	3,400,000
6.	AV Equipment .....	1,100,000
7.	Environmental Systems Balancing .....	275,000
8.	Construction Testing .....	175,000
9.	Energy Management System .....	450,000
10.	Fiber Optic Interface .....	392,481
11.	Builders Risk Allowance .....	35,000
12.	Exterior Graphics .....	40,000
13.	Physical Plant Services .....	75,000
14.	Advertising, TAS/ADA Review, Other Project Costs .....	<u>40,000</u>
15.	TOTAL ESTIMATED COST OF PROJECT .....	<u>\$50,000,000</u>

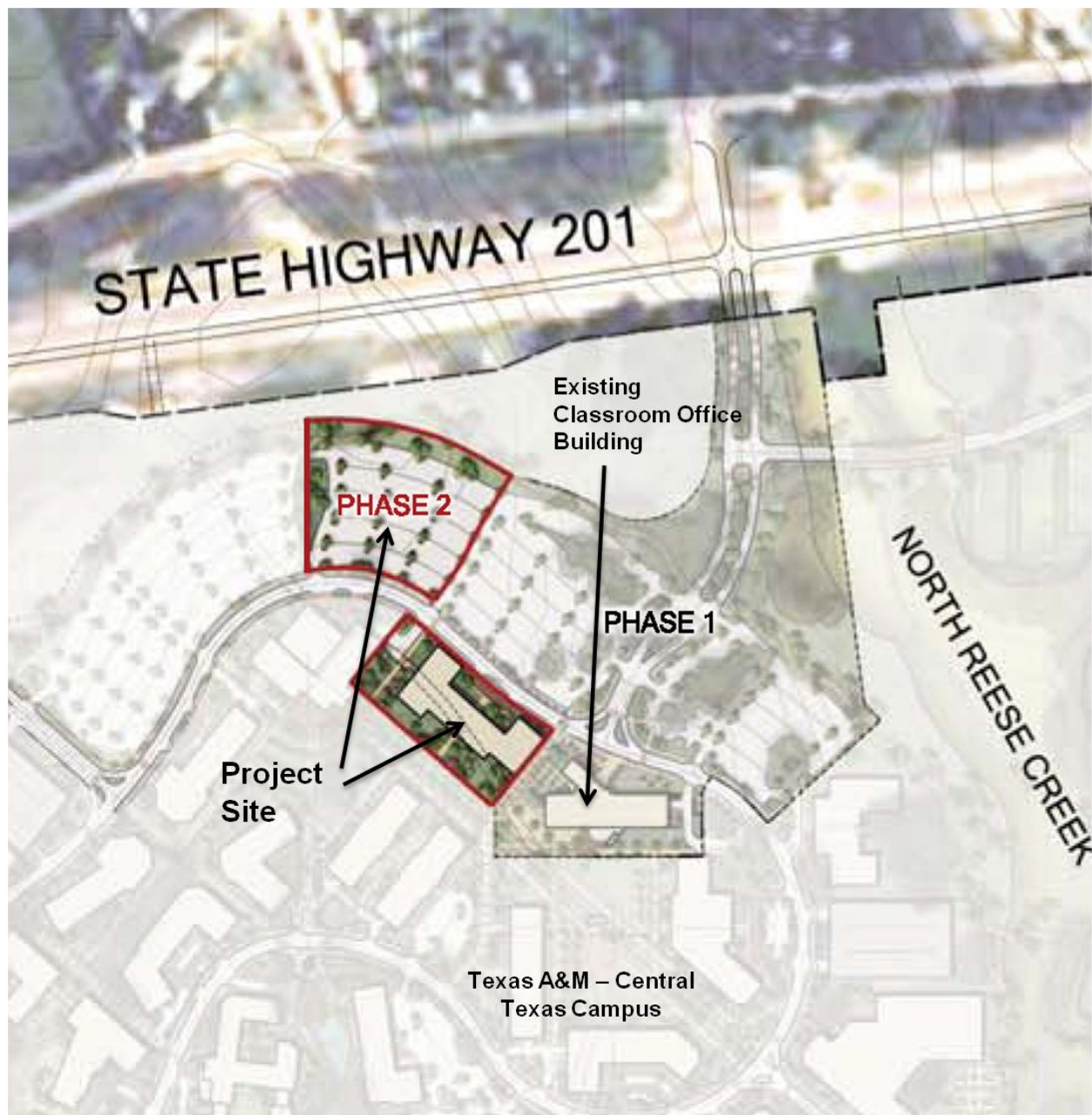
1. Execution of Final A/E Agreement .....December 2011
2. Complete Program of Requirements .....February 24, 2012
3. Complete Schematic Design.....April 20, 2012
4. Project Approval from THECB Strategic Planning Committee.....April 25, 2012
5. Complete Design Development..... June 15, 2012
6. Complete Final Construction Documents ..... September 14, 2012
7. Advertise for Competitive Sealed Proposals (CSP).....September 26, 2012
8. CSPs Due ..... October 17, 2012
9. BOR Approval for Construction ..... November 2, 2012
10. CSP Ranking Approved ..... November 12, 2012
11. CSP Contract Negotiations .....November 20-26, 2012
12. Notice to Proceed for Construction.....December 19, 2012
13. Start Construction .....January 7, 2013
14. Substantial Completion.....June 6, 2014
15. Owner Occupancy ..... July 2014

**TEXAS A&M UNIVERSITY - CENTRAL TEXAS  
PERMANENT UNIVERSITY FUND  
24-3124 Multipurpose and Library Building  
Available University Fund**

<b>Dates</b>	<b>Outstanding Principal</b>	<b>Principal Amount</b>	<b>Interest Amount</b>	<b>Annual Total</b>
BONDS	50,495,000.00			
YEAR 1	49,045,000.00	1,450,000.00	2,777,225.00	4,227,225.00
YEAR 2	47,515,000.00	1,530,000.00	2,697,475.00	4,227,475.00
YEAR 3	45,905,000.00	1,610,000.00	2,613,325.00	4,223,325.00
YEAR 4	44,205,000.00	1,700,000.00	2,524,775.00	4,224,775.00
YEAR 5	42,410,000.00	1,795,000.00	2,431,275.00	4,226,275.00
YEAR 6	40,520,000.00	1,890,000.00	2,332,550.00	4,222,550.00
YEAR 7	38,525,000.00	1,995,000.00	2,228,600.00	4,223,600.00
YEAR 8	36,420,000.00	2,105,000.00	2,118,875.00	4,223,875.00
YEAR 9	34,200,000.00	2,220,000.00	2,003,100.00	4,223,100.00
YEAR 10	31,855,000.00	2,345,000.00	1,881,000.00	4,226,000.00
YEAR 11	29,380,000.00	2,475,000.00	1,752,025.00	4,227,025.00
YEAR 12	26,770,000.00	2,610,000.00	1,615,900.00	4,225,900.00
YEAR 13	24,015,000.00	2,755,000.00	1,472,350.00	4,227,350.00
YEAR 14	21,110,000.00	2,905,000.00	1,320,825.00	4,225,825.00
YEAR 15	18,045,000.00	3,065,000.00	1,161,050.00	4,226,050.00
YEAR 16	14,810,000.00	3,235,000.00	992,475.00	4,227,475.00
YEAR 17	11,400,000.00	3,410,000.00	814,550.00	4,224,550.00
YEAR 18	7,800,000.00	3,600,000.00	627,000.00	4,227,000.00
YEAR 19	4,005,000.00	3,795,000.00	429,000.00	4,224,000.00
YEAR 20	-	4,005,000.00	220,275.00	4,225,275.00
		<u>\$ 50,495,000.00</u>	<u>\$ 34,013,650.00</u>	<u>\$ 84,508,650.00</u>

Estimated issuance costs of \$495,000 are included in this schedule.  
Long-term rates are assumed to be 5.50%. Rates are subject to market change.  
Prepared by the Office of the Treasurer - Treasury Services 9/3/12

**Rates are subject to market change. Amounts are preliminary estimates that will be revised at the time bonds are issued.**



## Multipurpose and Library Building

Texas A&M University-Central Texas

Project No. 24-3124

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.01, Capital Planning*

**Proposed Board Action:**

Approve substantive revisions to System Policy *51.01, Capital Planning*.

**Background Information:**

Proposed revisions to this policy include the following:

**Section 2.4:** The revision in wording allows the member to administer its own pre-planning and planning studies for new construction, additions and repair, renovation or rehabilitation capital projects.

**Section 4:** The term “project administrator” is introduced to refer to the Office of Facilities Planning & Construction (FPC) or member, whoever is administering the project. The term is inserted at several locations throughout the policy. This is to accommodate the members being allowed to administer construction projects of less than \$10 million.

**Section 5.5:** The revision is to clarify the statutory requirements for a performance bond and a payment bond on construction projects.

Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.



Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.01, Capital Planning*.

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.01, Capital Planning*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.01 Capital Planning

Approved February 27, 1995 (MO 44-95)  
Revised July 23, 1998 (MO 135-98)  
Revised May 27, 1999 (MO 101-1999)  
Revised October 28, 2005 (MO 199-2005)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 396-2008)  
Revised September 25, 2009 (MO 216-2009)  
Revised May 4, 2012 (MO 085-2012)  
Revised November 2, 2012 (MO -2012)  
Next Scheduled Review: May 4November 2, 2014



---

### Policy Statement

---

Capital projects identified by members of The Texas A&M University System (system) are compiled into the five-year capital plan which also identifies available resources for project funding or debt repayment.

---

### Reason for Policy

---

Capital needs shall be determined as part of a long-term planning process to identify new construction, repairs, renovations, rehabilitation of existing facilities, real property acquisitions and other capital projects.

---

### Procedures and Responsibilities

---

#### 1. APPROVAL OF CAPITAL PLAN

- 1.1 Each fiscal year the Board of Regents (board) will approve the capital plan for the next five years.
- 1.2 Projects not included on the approved capital plan will be presented to the board as exceptions.
- 1.3 Board approval shall constitute approval for initiation of the next fiscal year's projects and of funding sources identified on the capital plan.
- 1.4 Board approval authorizes the appropriation of up to 10% of the planning amount for next fiscal year's proposed projects for pre-construction activities as defined in System Policy 51.04, *Delegations of Authority on Construction Projects*.

## 2. CAPITAL PLAN PROJECTS

### 2.1 Capital projects are defined as:

- (a) New construction of buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (b) Additions to buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (c) Repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (d) Real property acquisitions.
- (e) Projects or acquisitions funded using Higher Education Fund (HEF), Permanent University Fund (PUF) and/or Revenue Financing System (RFS) debt proceeds.

### 2.2 For each project to be included on the capital plan, the following information will be provided by the member.

- (a) Name of project.
- (b) Description of project.
- (c) If new construction or addition, assignable net square ~~feet~~<sup>feet</sup>, educational and general net square feet and gross square feet of space needed and justification for space need.
- (d) If repair, renovation or rehabilitation, existing assignable net square feet, educational and general net square feet and gross square feet of space.
- (e) Project impacts on infrastructure.
- (f) Project planning amount.
- (g) Fiscal year in which project design will be initiated.
- (h) Source of funds for project.
  - 1. If RFS debt proceeds, debt repayment source must be identified.
  - 2. If cash funded, source of funds must be identified.
  - 3. PUF shall not be identified as the source of funds for a project until a commitment has been made by the chancellor.
  - 4. Tuition revenue bonds (TRB) shall not be identified as a funding source for a project until authorized by the legislature.

### 2.3 For each auxiliary project included in the first two fiscal years on the capital plan, a pro forma financial statement is required and shall address capital cost, operating cost and maintenance cost for the first five ~~(5)~~ years of occupancy.

- 2.4 All pre-planning and planning studies for new construction, additions, and repair, renovation or rehabilitation capital projects ~~may~~shall be administered by the Office of Facilities Planning ~~& and~~ Construction (FPC).

### 3. MASTER PLANS

All members are required to have a master plan which is consistent with projects in the capital plan. The master plans shall be periodically reviewed by the member and updated when necessary. Master plans and updates shall be consistent with the member's development strategy and be submitted to the board for review. Master plans and updates may be administered by FPC.

### 4. LIFE CYCLE COST ANALYSIS

~~FPC, in conjunction with the members, will develop~~ A life cycle cost analysis (LCCA) will be developed by the FPC or member (project administrator) during the design for building projects on the capital plan. The LCCA will identify ~~to FPC and the members' personnel,~~ alternatives for materials and design in order to optimize the operating, maintenance and initial costs.

### 5. GENERAL PROJECT REQUIREMENTS

- 5.1 All facilities designed and constructed within the system shall comply with all applicable state and federal laws and regulations.
- 5.2 A program of requirements (POR) or statement of work (SOW) shall be prepared prior to a major construction project, as defined in Policy *51.04, ~~Delegations of Authority on Construction Projects~~*, being included on the capital plan for initiation in the next fiscal year or submitted as an addition to the capital plan for the current fiscal year. The POR or SOW may be prepared by FPC. The POR or SOW must be approved by the member chief executive officer (CEO) or designee. Changes to the POR or SOW during the design and construction process that involve function, budget or architectural appearance shall also be approved by the CEO or designee. The member may appropriate funds for the preparation of the POR or SOW.

The POR shall identify existing furnishings that are to be reused and new furnishings that will be required. Refer to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*. The procurement of required new furnishings shall be included in the scope of the project unless indicated otherwise in the POR and approved by the chancellor or designee.

- 5.3 Contract administration of all design and construction projects is required. Contract administrators shall verify compliance by all parties with contract requirements and certify that all parts of the contract(s) are completed prior to project close-out and/or occupancy.

A database will be maintained by the project administrator~~FPC~~ to track all projects on the capital plan through design and construction and to assure compliance with project requirements.

5.4 Appropriate environmental surveys/evaluations shall be conducted on all construction projects. All required provisions shall be incorporated in the design and required abatement/mitigation performed and/or clearances obtained.

5.5 ~~A p~~Performance ~~and payment~~ bonds for the full construction amount underwritten by surety companies authorized to conduct business in the state of Texas ~~are-is~~ required on ~~major-all~~ projects ~~over \$100,000~~. A payment bond for the full construction amount underwritten by surety companies authorized to conduct business in the state of Texas is required on all projects over \$25,000. Both payment and performance bonds must be on forms approved by the Office of the Attorney General and maintained by FPC.

5.6 ~~The-A~~advertising ~~policy~~ for procurement relating to construction projects within the system includes print and electronic forms of media publication.

All requests for bids or requests for competitive sealed proposals for the construction, repair, renovation or rehabilitation of permanent improvements, for movable furnishings and/or movable equipment shall be advertised by methods that provide the best value to the system.

5.7 The completion of all construction projects shall include the training of respective member personnel in the operation and maintenance of facility systems before transfer of the facility. The completion of all construction projects shall include a recommended maintenance schedule. The member shall be required to have sufficient staffing to maintain its facilities and provide annual training of maintenance personnel in the operation and maintenance of its facilities.

---

## Related Statutes, Policies, or Requirements

---

[System Policy 51.04, Delegations of Authority on Construction Projects](#)

[System Policy 51.05, Furnishing and Equipping New and Renovated Buildings](#)

[Texas Government Code Chapter 2253](#)

[Texas Education Code § 51.9335](#)

---

## Contact Office

---

Office of Facilities Planning ~~&and~~ Construction  
(979) 458-7000

## AGENDA ITEM BRIEFING

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy 51.02, *Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*

**Proposed Board Action:**

Approve revisions to System Policy 51.02, *Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*.

**Background Information:**

Proposed substantive revisions to this policy include the following:

**Policy Name, Policy Statement, Reason for Policy:**

- (1) The policy name is changed to “*Selection of Architect/Engineer Design Team and Construction Contractor*” to be inclusive of the Competitive Sealed Proposal (CSP) and other competitively bid construction delivery processes and to simplify the title.
- (2) The “policy statement” and “reason for policy” language exchanged locations to better match the intent of the sections.
- (3) The term “construction contractor” is inserted at various locations throughout the policy to reflect this name change.

**Section 1:**

- (1) The term “project administrator” is defined in this section and inserted at various locations throughout the policy. This is to accommodate the members being allowed to administer construction projects of less than \$10 million.
- (2) Various wording changes are made to reflect that the selection process being delegated is addressing both design and construction services.
- (3) Additional language is added to specifically include in the delegation the selection of contractors on projects using the CSP delivery process.

**Sections 2, 3 and 4:** The revisions add the member chief executive officer (CEO) into the selection process for major construction projects the member is administering.

**Section 5:** This new section outlines the contractor selection process to be used for projects using the CSP delivery process.

**Sections 2.5, 3.6, 4.5 and 5.4:** The system CFO’s action changed from “tabulation and determination” of the selection committee’s recommended order of ranking to expressing concurrence with the committee’s recommendation.

The chief financial officer and treasurer is referred to as “system CFO” throughout the policy to avoid confusion with member chief financial officers (CFO). Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.02, Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*

I recommend adoption of the following minute order:

***“The revisions to System Policy 51.02, Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm, as shown in Exhibit , are approved, effective immediately.”***

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.02 Selection of Architect/Engineer Design Team and Construction Contractor; Design-Build Team and Construction Manager at Risk Firm

Approved February 27, 1995 (MO 44-95)  
Revised September 26, 1997 (MO 181-97)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised March 24, 2000 (MO 39-2000)  
Revised October 28, 2005 (MO 199-2005)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 397-2008)  
Revised December 2, 2010 (MO 238-2010)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~February 15, 2014~~ November 2, 2014



---

### Policy Statement

This policy complies with ~~the Texas~~ Government Code, Chapter 2254, and ~~the Texas~~ Education Code, Chapter 51, for the selection of architects, engineers, ~~D-B teams and CMAR firms~~ and construction contractors.

---

### Reason for Policy

This policy establishes a process to select the services of architect/engineer (A/E) design teams, ~~design-build (D-B) teams and construction manager at risk (CMAR) firms~~ and construction contractor firms.

---

### Procedures and Responsibilities

#### 1. GENERAL

The Board of Regents (board) of The Texas A&M University System (system) delegates the approval of the selection of a project A/E design team, Design-Build (D-B) team and Construction Manager at Risk (CMAR) firm for construction projects to the chancellor; or designee; giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order. The board also delegates the approval of the selection of a contractor on Competitive Sealed Proposal (CSP) and other competitively bid projects to the chancellor. The selection of the A/E design team, D-B team and CMAR firm will be based on, among other factors, team members' ~~professional~~ qualifications, ~~design~~ expertise for the project type and performance



in the field. Also considered will be the system's past experience, if any, with the team members or firm; to include timeliness of ~~design~~-delivery, quality of ~~work~~design, responsiveness and skill in solving design and construction problems, and ability to ~~deliver a project~~sign within budget. CSP projects will consider the dollar amount bid, schedule proposed and demonstrated qualifications and experience with project type.

The term "project administrator" in the following sections shall refer to the Office of Facilities Planning & Construction (FPC) or the system member, whoever is administering the project.

## 2. ARCHITECT/ENGINEER SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting A/E design teams for major construction projects as defined in System Policy 51.04, *Delegations of Authority on Construction Projects*, the following process will be used:

- 2.1 ~~Facilities Planning and Construction (FPC)~~The project administrator will develop a Request for Qualification (RFQ) which will describe the project, requirements for a response to the RFQ and evaluation criteria. The RFQ will be advertised on the *Electronic State Business Daily*.
- 2.2 Each team response to the RFQ will be required to present its qualifications for evaluation by the selection recommendation committee (selection committee).
- 2.3 The project administrator~~FPC~~ will develop an evaluation criterion that identifies the A/E design team's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating team responses.
- 2.4 The selection committee will evaluate responses to the RFQ based on established criteria. The selection committee will identify and rank the top three or more responses to the RFQ. The selection committee at its option may interview one or more of the top ranked respondents.
- 2.5 The selection committee members' rankings are submitted to the chief financial officer and treasurer (system CFO) on FPC-administered projects or the member chief executive officer (CEO) on member-administered projects for ~~tabulation and determination of concurrence with~~ the selection committee's recommended order of ranking.
- 2.6 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three or more respondents and a description of the project, to the chancellor for approval and to the board, giving a seven ~~(7)~~-day notice to the board to give exception to the ranked order.
- 2.7 For an emergency selection of an A/E design team due to time, as agreed to by the chancellor, the ~~chief financial officer and treasurer~~system CFO or CEO may identify three or more firms and request that they form a team and present their written qualifications. The responses are evaluated, ranked and approved as indicated in Sections 2.3 through 2.6.

### 3. DESIGN-BUILD TEAM SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a D-B team for major construction projects as defined in System Policy 51.04, the following process will be used:

- 3.1 ~~The project administrator~~FPC will develop an RFQ which will describe the project, requirements for a response to the RFQ and evaluation criteria. The RFQ will be advertised on the *Electronic State Business Daily*.
- 3.2 Each D-B team response to the RFQ will be required to present its qualifications for evaluation by the selection committee.
- 3.3 ~~The project administrator~~FPC will develop an evaluation criterion that identifies the team's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating D-B teams.
- 3.4 The selection committee will review responses to the RFQ based on established criteria. The selection committee will identify no more than five ~~(5)~~ responses that will be asked to respond to a Request for Proposal (RFP).
- 3.5 The selection committee will evaluate the responses to the RFP and rank the responses based on established criteria. The selection committee at its option may interview one or more of the top ranked respondents.
- 3.6 The selection committee members' rankings are submitted to the ~~chief financial officer and treasurer~~system CFO or CEO as identified in Section 2.5 for ~~tabulation and determination of concurrence with~~ the selection committee's recommended order of ranking.
- 3.7 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three to five respondents and a description of the project, to the chancellor for approval and to the board giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order.

### 4. CONSTRUCTION MANAGER AT RISK FIRM SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a CMAR firm for major construction projects as defined in System Policy 51.04, the following process will be used:

- 4.1 ~~The project administrator~~FPC will develop an RFP which will describe the project, requirements for a response to the RFP and evaluation criteria. The RFP will be advertised on the *Electronic State Business Daily*.
- 4.2 Each CMAR firm's response to the RFP will be required to present its qualifications and design approach for evaluation by the selection committee.

- 4.3 ~~The project administrator~~FPC will develop an evaluation criterion that identifies the firm's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating CMAR firms.
- 4.4 The selection committee will evaluate responses to the RFP based on established criteria. The selection committee will identify and rank the top three to five responses to the RFP. The selection committee at its option may interview one or more of the top ranked respondents.
- 4.5 The selection committee members' rankings are submitted to the ~~chief financial officer and treasurer~~system CFO or CEO as identified in Section 2.5 for ~~tabulation and determination of~~concurrence with the selection committee's recommended order of ranking.
- 4.6 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three to five respondents and a description of the project, to the chancellor for approval and to the board, giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order.

## 5. COMPETITIVE SEALED PROPOSAL SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a contractor using CSP for major construction projects as defined in System Policy 51.04, the following process will be used:

- 5.1 The project administrator will develop an RFP which will describe the project, requirements for a response to the RFP and evaluation criteria. The RFP will be advertised on the *Electronic State Business Daily*.
- 5.2 The project administrator will develop an evaluation criterion that identifies the contractor's proposal, competence, credentials and commitment to the project and the system for use by the selection committee in evaluating the responses to the RFP.
- 5.3 The selection committee will evaluate responses to the RFP based on established criteria. The selection committee will identify and rank the responses to the RFP.
- 5.4 The selection committee members' rankings are submitted to the system CFO or CEO as identified in Section 2.5 for concurrence with the selection committee's recommended order of ranking.
- 5.5 The system CFO or CEO then submits the ranked order to the chancellor for approval.

## 6. ~~ARCHITECT/ENGINEER~~ SELECTION PROCESS FOR MINOR CONSTRUCTION PROJECTS MANAGED BY FACILITIES PLANNING ~~AND~~ & CONSTRUCTION

In selecting A/E design teams for minor construction projects as defined in System Policy 51.04, the ~~chief financial officer and treasurer~~system CFO will submit a best value or ranked order recommendation to the chancellor for approval.

## Related Statutes, Policies, or Requirements

---

[Texas Government Code § 2254.004](#)

[Texas Education Code §§ 51.776~~---~~51.785](#)

---

## Contact Office

---

Office of Facilities Planning ~~and~~ & Construction  
(979) 458-7000

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*

**Proposed Board Action:**

Approve revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*.

**Background Information:**

A revision to this policy in the **Procedures and Responsibilities** section clarifies that the basis of the art acquisition allotment is the maximum of 1% of the construction cost of the project.

Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*.

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.03 Art Acquisitions for New and Renovated Facilities

Approved February 27, 1995 (MO 44-95)  
Revised September 26, 1997 (MO 181-97)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised December 5, 2008 (MO 408-2008)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~September 13, 2012~~November 2, 2014



---

### Policy Statement

This policy allows each chief executive officer (CEO) of The Texas A&M University System (system) members to allocate a portion of the funds for a construction project for the acquisition of art.

---

### Reason for Policy

This policy authorizes each ~~system~~ member to allocate up to 1% of the construction cost for the acquisition of art.

---

### Procedures and Responsibilities

It is the intention of the ~~system~~ Board of Regents that a maximum of one percent (1%) of the ~~estimated original construction~~ cost of each new building construction project exceeding \$1,000,000 may be allocated for the acquisition of works of art and other aesthetic improvements. The works of art shall be located at or near the site of the construction project. The acquisition of the works of art shall be in accordance with the ~~system~~ member's art acquisition standards and shall be approved by the ~~system~~ member CEO. The appropriation and expenditure of funds shall be made on a case-by-case basis by the ~~system~~ member and shall be in accordance with the applicable system policies and regulations.

---

### Contact Office

Office of Facilities Planning ~~and~~ Construction  
(979) 458-7000

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.04, Delegations of Authority on Construction Projects*

### **Proposed Board Action:**

Approve revisions to System Policy *51.04, Delegations of Authority on Construction Projects*.

### **Background Information:**

Proposed substantive revisions to this policy include the following:

**Section 2:** Revisions are made to increase the total cost limits on projects that members can manage from less than \$4 million to less than \$10 million.

**Section 3:** A revision is made to also authorize the selection by the Chancellor of contractors through the Competitive Sealed Proposal process.

**Section 4:** A revision is made to modify the limitation on supplemental appropriations as to not add scope to the project as opposed to the construction contract.

Additional changes in style and formatting are included to conform to system guidelines.

### **A&M System Funding or Other Financial Implications:**

None.



Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.04, Delegations of Authority on Construction Projects*

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.04, Delegations of Authority on Construction Projects*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.04 Delegations of Authority on Construction Projects

Approved February 27, 1995 (MO 44-95)  
Revised October 13, 1995 (MO 335-95)  
Revised July 26, 1996 (MO 169-96)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 398-2008)  
Revised September 25, 2009 (MO 217-2009)  
Revised November 2, 2012 (MO -2012)  
Next Scheduled Review: ~~January 24, 2014~~November 2, 2014



---

### Policy Statement

This delegation of authority pertains to construction projects only. A construction project is any work involving the construction, repair, renovation, or rehabilitation of buildings, facilities or other permanent improvements on the properties of The Texas A&M University System (system) accomplished by a construction contract, use of physical plant personnel, or by purchase order and/or any work which is designed, in whole or in part, by a contracted architect/engineer.

---

### Reason for Policy

This policy delegates to the chancellor the authority to enter into any and all contracts necessary to complete a construction project after the project has been approved by the system Board of Regents (board).

---

### Procedures and Responsibilities

#### 1. GENERAL

A construction project shall not be separated into smaller segments of funding, cost, work or function to avoid the approval by a higher administrative authority.

Pre-construction activities include preparation of a program of requirements/statement of work, work of an architect/engineer design team, design assistance from a design-build team or construction manager at risk firm, environmental surveys, site survey, soils investigation work, building and site demolition work and any other activity as required to design the project. Upon board approval of the capital plan, the chancellor is authorized to enter into all contracts necessary for pre-construction. Projects shall be presented by the system member chief executive officer (CEO) to the board for approval when a scope and budget

are better defined and prior to any construction contract award. Any applicable changes will be included in the capital plan with an update to any required pro forma financial statement. Upon board approval of the project, the chancellor is authorized to enter into all contracts necessary to construct and complete the project.

For any capital project funded with gift funds, the ~~system~~-member must have 50% of the gift funds in hand and another 25% in pledges before approval for construction on the project is received. For any funds not in hand, an unrestricted source of funds must be identified to pay for the project or for the repayment of debt prior to approval for construction.

All auxiliary enterprise construction projects will be presented to the chancellor prior to the approval for construction and will include 1) a pro forma income statement to the final maturity of the associated debt issued or ~~twenty~~(20) years, whichever is longer; and 2) if a project is supported by an on-going enterprise, income statements from the associated operations for that enterprise for the last three ~~(3)~~ years.

## 2. MAJOR PROJECTS

Major projects are defined as projects for the construction of new buildings, facilities or other permanent improvements and additions to buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more in cost, and projects for the repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more in cost. Major projects with scopes of less than \$10,000,000 may be administered by the member. Major projects with scopes of \$10,000,000 or greater will be administered by the Office of Facilities Planning ~~&and~~ Construction.

## 3. MINOR PROJECTS

Minor projects are defined as projects for the construction of new buildings, facilities or other permanent improvements and additions to buildings, facilities or other permanent improvements that are less than \$4,000,000 in cost, and projects for the repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements that are less than \$4,000,000 in cost. With respect to such minor construction and rehabilitation projects, the chancellor or designee is hereby authorized to:

- (a) Appropriate funds to provide project funding;
- (b) Select and contract with architect/engineer design teams, ~~design-build teams and construction manager at risk firms;~~ and construction contractors;
- (c) Award, execute and administer contracts;
- (d) Perform any actions necessary to complete construction and rehabilitation; and
- (e) Subdelegate any or all provisions of this delegation and report such subdelegations to the board in accordance with System Policy 25.07, *Contract Administration*. The chancellor or System Offices designee specifically reserves the authority to appropriate funds from debt proceeds.

#### 4. SUPPLEMENTAL APPROPRIATIONS

The chancellor or designee is hereby authorized to appropriate additional funds, in varying amounts, only after a construction contract has been awarded, to provide supplemental funding for construction projects in progress, provided the supplemental appropriations do not add scope to the ~~construction contract~~project or exceed 10% of the board-approved project budget and do not cause the project to be submitted or resubmitted for approval by the Texas Higher Education Coordinating Board.

---

#### Related Statutes, Policies, or Requirements

---

[System Policy 25.07, Contract Administration](#)

[System Policy 51.01, Capital Planning](#)

---

#### Contact Office

---

Office of Facilities Planning ~~and~~& Construction  
(979) 458-7000

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*

**Proposed Board Action:**

Approve revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*.

**Background Information:**

Proposed substantive revisions to this policy include the following:

**Policy Statement, Reason for Policy:** A portion of the language under “reason for policy” is moved to the “policy statement” section as a better fit for the intent of the sections.

**Section 4:** A revision allows the documentation of facts justifying the acquisition of new furnishings and equipment by other methods than specifically by letter.

Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel



## 51.05 Furnishing and Equipping New and Renovated Buildings

Approved February 27, 1995 (MO 44-95)

Revised December 5, 2008 (MO 399-2008)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~September 13, 2012~~ November 2, 2014

---

### Policy Statement

---

Premature discarding of useful furnishings and equipment is wasteful and unacceptable. Refinishing, restoring and re-upholstering of furnishings often provide savings and acceptable additional utility. Users of new space and facilities should look first to all furnishings and equipment already being used and to examine all feasible options for moving and continuing the use of such items rather than purchasing new.

---

### Reason for Policy

---

~~The intent of this~~ This policy ~~is to~~ will maximize the use of existing furnishing and equipment for capital projects. ~~Premature discarding of useful furnishings and equipment is wasteful and unacceptable. Refinishing, restoring and re-upholstering of furnishings often provide savings and acceptable additional utility.~~

---

### Procedures and Responsibilities

- 
1. The acquisition of new furnishings and equipment for the occupancy of a newly constructed building should be approved only when it is determined to be the most economical and feasible option based on the following criteria:
    - 1.1 The occupying user does not have sufficient furnishings and equipment to properly utilize the space being provided;
    - 1.2 The furnishings and equipment which could be moved are determined by the member chief executive officer (CEO) ~~of The Texas A&M University System member~~ to be unsuitable for the space provided and would seriously detract from or diminish the effective utilization of the space; and/or
    - 1.3 Furnishings that can be moved are deemed not suitable for refinishing or restoring in order to make them useful or compatible with the decor and surroundings of the new space.

2. Decisions regarding additional required furnishings are often best made after surveying the movable furnishings with a purpose of minimizing overall costs while maintaining acceptable standards suitable for the new space.
3. This policy acknowledges that when new space is being added to the overall inventory of space to be occupied by campus or agency personnel, some additional furnishings and equipment will likely be required by some occupants, either in the new building, in the secondary building they may vacate, or a tertiary building being vacated. It is not automatic that new space means a shortage of furnishings and equipment, since occupants moving in will have had furnishings in their previous locations and some of those may be useful in the new space.
4. When it is deemed necessary by the ~~system~~-member CEO to include new furnishings or equipment in a new building or renovation construction project, such facts justifying the acquisition shall be determined and ~~documented~~~~stated~~ during the programming phase of a project. ~~by letter.~~

---

## Contact Office

---

Office of Facilities Planning ~~&~~and Construction  
(979) 458-7000



Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Flavius C. Killebrew, President/CEO  
Texas A&M University-Corpus Christi

**Subject:** Authorization to Execute a Ground Lease for an Additional Phase of On-Campus Housing

**Proposed Board Action:**

Authorize a ground lease of approximately 3.594 acres for an additional phase of on-campus housing on the campus of Texas A&M University–Corpus Christi (A&M-Corpus Christi).

**Background Information:**

Since 1993, Camden Property Trust (Camden), a Texas real estate investment trust, has constructed and is presently managing a privatized housing complex on the campus of A&M-Corpus Christi. All beds were leased at the start of the fall 2012 semester with overflow housing being utilized and a waiting list. A&M-Corpus Christi experienced record growth this fall with enrollment of over 10,500 and a freshman class of 1,766. The university anticipates the student population to continue to grow.

As a part of its student retention efforts, the university administration would like to make it mandatory for incoming freshmen to live on campus. Currently, the campus has 1,490 beds in on-campus housing for approximately 14.2% percent of its student population. An additional project with 300 beds, to be constructed in two phases, is required in order to make on-campus housing mandatory for incoming freshmen.

A&M-Corpus Christi desires to lease a tract of real property comprised of approximately 3.594 acres to Camden, bringing the total area of land leased for privatized housing to 28.28 acres. The lease will commence upon execution and remain in effect until August 31, 2040.

Camden will construct four buildings containing 38 units and 75 beds each plus adjacent parking spaces. Phase IX-A will include two buildings and will be ready for fall 2013 occupancy and Phase IX-B will include two buildings and will be ready for fall 2014 occupancy.

Camden will pay a base rent of \$2,625 per building (\$5,250 per phase) plus 25% of net cash flow for each year of the lease.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

Office of the President

October 2, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Authorization to Execute a Ground Lease for an Additional Phase of On-Campus Housing

I recommend adoption of the following minute order:

**“The Chancellor of The Texas A&M University System, or his designee, following legal review by the Office of General Counsel, is authorized to negotiate and execute a ground lease agreement with Camden Property Trust for approximately 3.594 acres on the campus of Texas A&M University-Corpus Christi for the construction, maintenance and operation of two phases of on-campus housing containing a total of 300 beds. The term of the lease will commence upon execution and expire on August 31, 2040.”**

Respectfully submitted,

Flavius C. Killebrew  
President/CEO

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer

## LOCATION OF SUBJECT PROPERTY



Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Dr. Marc A. Nigliazzo, President  
Texas A&M University-Central Texas

**Subject:** Namings within Founder's Hall (Building One)

**Proposed Board Action:**

Name the First Floor of Founder's Hall, "The City of Killeen Floor."

Name the Second Floor of Founder's Hall, "The City of Copperas Cove Floor."

Name the Third Floor of Founder's Hall, "The City of Harker Heights Floor."

Name the Fourth Floor of Founder's Hall, "The United States Army-Fort Hood Floor."

Name the Stairway Atrium on the Fourth Floor of Founder's Hall, "The Clark H. Key Memorial Atrium."

Name Room 408 on the Fourth Floor of Founder's Hall, "The American Technological University and University of Central Texas Alumni Classroom."

Name the Enrollment Management Wall on the First Floor of Founder's Hall, "The Mary Yeaman Memorial Welcome Desk."

**Background Information:**

In accordance with System Policy [51.06, Naming of Buildings and Other Entities](#), "It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals."

**A&M System Funding or Other Financial Implications:**

Not applicable.

Agenda Item No.

**TEXAS A&M UNIVERSITY-CENTRAL TEXAS**

Office of the President

September 17, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Namings within Founder's Hall (Building One)

I recommend adoption of the following minute order:

**"The First Floor of Founder's Hall is hereby named, 'The City of Killeen Floor.'**

**The Second Floor of Founder's Hall is hereby named, 'The City of Copperas Cove Floor.'**

**The Third Floor of Founder's Hall is hereby named, 'The City of Harker Heights Floor.'**

**The Fourth Floor of Founder's Hall is hereby named, 'The United States Army-Fort Hood Floor.'**

**The Stairway Atrium on the Fourth Floor of Founder's Hall is hereby named, 'The Clark H. Key Memorial Atrium.'**

**Room 408, on the Fourth Floor of Founder's Hall, is hereby named, 'The American Technological University and University of Central Texas Alumni Classroom.'**

**The Enrollment Management Wall on the First Floor of Founder's Hall is hereby named, 'The Mary Yeaman Memorial Welcome Desk.'"**

Respectfully submitted,

Dr. Marc A. Nigliazzo, President/CEO  
Texas A&M University-Central Texas

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Maria Hernandez Ferrier, President  
Texas A&M University-San Antonio

**Subject:** Naming of Main Foyer in Campus' First Multi-Purpose Building in Memory of the Late Mrs. Elizabeth Timmer

### **Proposed Board Action:**

Name the main foyer in Texas A&M University-San Antonio campus' first multi-purpose building to "In Memory of the late Mrs. Elizabeth Timmer."

### **Background Information:**

In accordance with System Policy [\*51.06, Naming of Buildings and Other Entities\*](#), "It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals."

### **A&M System Funding or Other Financial Implications:**

Not Applicable.

Agenda Item No.

**TEXAS A&M UNIVERSITY-SAN ANTONIO**

Office of the President

September 9, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Naming of Main Foyer in Campus' First Multi-Purpose Building in Memory of the Late Mrs. Elizabeth Timmer

I recommend adoption of the following minute order:

**“The main foyer in Texas A&M University-San Antonio campus’ first multi-purpose building is hereby named “In Memory of the late Mrs. Elizabeth Timmer,” in memory of the late Mrs. Elizabeth Timmer, an inaugural President’s Circle member along with her husband, Thomas Timmer.”**

Respectfully submitted,

Dr. Maria Hernandez Ferrier  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Naming of the North Side Residence Hall

### **Proposed Board Action:**

Name the newly constructed North Side Residence Hall on the campus of Texas A&M University the “Ron Sasse Hall,” in honor of Mr. Ron Sasse, former director of the Department of Residence Life.

### **Background Information:**

In accordance with System Policy [51.06, Naming of Buildings and Other Entities](#), “It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals.”

### **A&M System Funding or Other Financial Implications:**

Not applicable.



Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

August 27, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Naming of the North Side Residence Hall

I recommend adoption of the following minute order:

**“The North Side Residence Hall on the campus of Texas A&M University is hereby named the ‘Ron Sasse Hall.’”**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Naming of The Hamill Foundation Foyer, West Campus Library

**Proposed Board Action:**

Name the West Campus Library Foyer at Texas A&M University “The Hamill Foundation Foyer.”

**Background Information:**

In accordance with System Policy [\*51.06, Naming of Buildings and Other Entities\*](#), “It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals.”

**A&M System Funding or Other Financial Implications:**

Not applicable.

Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

September 26, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Naming of The Hamill Foundation Foyer, West Campus Library

I recommend adoption of the following minute order:

**“The West Campus Library Foyer at Texas A&M University is hereby  
named ‘The Hamill Foundation Foyer.’”**

Respectfully submitted,

Dr. R. Bowen Loftin, President  
Texas A&M University

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Renaming of Royce E. Wisenbaker Engineering Research Center

### **Proposed Board Action:**

Rename the Royce E. Wisenbaker Engineering Research Center (WERC) to “Royce E. Wisenbaker Engineering Building.”

### **Background Information:**

Effective fall 2012, WERC will accommodate both academic and research activities of the Dwight Look College of Engineering, including undergraduate and graduate student advising, career counseling, undergraduate teaching laboratories, student organization offices and student group meeting rooms. With less than 40% of the space in this building being used for research activities, this building will be considered the flagship building for all functions of the Department of Electrical and Computer Engineering in the future.

To clearly identify this building as an integral part of the academic and teaching functions of the Look College, it is proposed that the name be changed from a research-specific descriptor to a more inclusive title that accurately represents the true function of the space.

In discussing the proposed name change with the A&M Foundation, it is assured that this change will not be of concern to the family and will still honor the contributions of Regent Wisenbaker to the university.

### **A&M System Funding or Other Financial Implications:**

Not applicable.

Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

September 18, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Renaming of Royce E. Wisenbaker Engineering Research Center

I recommend adoption of the following minute order:

**“The Royce E. Wisenbaker Engineering Research Center is hereby  
renamed the ‘Royce E. Wisenbaker Engineering Building.’”**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Steven H. Tallant  
Texas A&M University-Kingsville

**Subject:** Naming of Serpentarium Facility

### **Proposed Board Action:**

Name the Serpentarium facility on the campus of Texas A&M University-Kingsville the “John C. Perez Serpentarium.”

### **Background Information:**

In accordance with System Policy [51.06, Naming of Buildings and Other Entities](#), “It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals.”

The proposed naming of the facility comes in the form of a nomination and was approved through the appropriate administrative channels according to Texas A&M University-Kingsville Rule *51.06.99.K1 Naming of Buildings and Other Entities*.

### **A&M System Funding or Other Financial Implications:**

Not applicable.

Agenda Item No.

**TEXAS A&M UNIVERSITY-KINGSVILLE**

Office of the President

September 18, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Naming of Serpenterium Facility

I recommend adoption of the following minute order:

**“The Serpenterium facility on the campus of Texas A&M University-Kingsville is hereby named the ‘John C. Perez Serpenterium’.”**

Respectfully submitted,

Steven H. Tallant  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Dennis L. Christiansen, Agency Director  
Texas A&M Transportation Institute

**Subject:** Naming of a Conference Room at Texas A&M Transportation Institute

**Proposed Board Action:**

Name Room 144 at the Texas A&M Transportation Institute State Headquarters and Research Building the “G. Sadler Bridges Conference Room.”

**Background Information:**

In accordance with System Policy [\*51.06, Naming of Buildings and Other Entities\*](#), “It shall be the policy of the Board of Regents (board) of The Texas A&M University System (system) to honor or memorialize individuals who have made significant contributions to the system by naming buildings, definable portions of buildings, geographical areas or academic entities for such individuals.”

**A&M System Funding or Other Financial Implications:**

Not applicable.



Agenda Item No.

**TEXAS A&M TRANSPORTATION INSTITUTE**

Office of the Director

September 10, 2012

Members, Board of Regents  
The Texas A&M University System

**Subject:** Naming of a Conference Room at Texas A&M Transportation Institute

I recommend adoption of the following minute order:

**“Room 144 in the TTI State Headquarters and Research Building is hereby named the ‘G. Sadler Bridges Conference Room’.”**

Respectfully submitted,

Dennis L. Christiansen, P.E.  
Agency Director

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

M. Katherine Banks  
Vice Chancellor and Dean of Engineering  
Director, Texas Engineering Experiment Station

## COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS

*(Discussion Items and Agenda Items 22 through 27)*

### Discussion Items – No action taken

Discussion of Concept Paper to Establish the Center for Remote Health Care Technology	TEES
Discussion of Concept Paper to Establish the National Corrosion Center	TEES
Discussion of Concept Paper to Establish the Institute for Engineering Education and Innovation	TEES/Texas A&M

### Agenda Items

22	Retroactive Authorization to Offer Existing Master of Science Degree in Marketing by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
23	Retroactive Authorization to Offer Existing Master of Science Degree in Finance by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
24	Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade in Belgrade, Serbia, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
25	Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at International Burch University in Sarajevo, Bosnia-Herzegovina, and Close the Program Once Enrolled Students have Completed their Course Work	A&M-Commerce
26	Approval of Amended Mission Statement, and Authorization to Request Approval from the THECB	TAMIU
27	Approval of Preliminary Authority for New Bachelor of Science Degree with a Major in Petroleum Engineering, and Authorization to Request Approval from the THECB	TAMIU

## Discussion Item

### CONCEPT PAPER BRIEFING

**Submitted by:** M. Katherine Banks, Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

**Subject:** Discussion of Concept Paper to Establish the Center for Remote Health Care Technology within the Texas A&M Engineering Experiment Station

#### **Proposed Board Action:**

Discuss the concept to establish the Center for Remote Health Care Technology (RHCT) within the Texas A&M Engineering Experiment Station (TEES). Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

#### **Background Information:**

The RHCT will function in the general areas of next-generation remote medical information systems, devices and biomaterials research.

Research and advances in signal (image, video, etc.) processing, telecommunications and networking, along with the ubiquitous connectivity afforded by the internet make it much easier for doctors to remotely diagnose and treat patients. This integration of information systems with portable medical devices is central to the success of delivering health care at a distance. The National Institutes of Health, Food and Drug Administration, Department of Defense National Science Foundation, private foundations, non-governmental organizations and U.S. medical device industries have recognized the great economic and social potential of distance health care delivery and, thus, identified the development of such systems a national priority.

#### **A&M System Funding or Other Financial Implications:**

The RHCT plans to attract large grants from federal agencies, industry and private foundations to advance the knowledge-base and develop devices and systems which will result in a significant impact on remote health care. Initially, funding for the operation will be provided by TEES for the first three years. It is anticipated that the center will be fully self-funded after three years.

# TEXAS A&M ★ ENGINEERING

Dwight Look College of Engineering • Texas Engineering Experiment Station • Texas Engineering Extension Service • Texas Transportation Institute



**M. Katherine Banks, Ph.D., P.E.**

*Vice Chancellor and Dean of Engineering  
Director, Texas Engineering Experiment Station  
Harold J. Haynes Distinguished Chair Professor*

**k-banks@tamu.edu**

August 24, 2012

## MEMORANDUM

**TO:** Members, the Board of Regents  
The Texas A&M University System

**THROUGH:** James R. Hallmark  
Vice Chancellor for Academic Affairs

**FROM:** M. Katherine Banks  
Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

**SUBJECT:** Discussion of Concept Paper to Establish the Center for Remote Health Care Technology within the Texas A&M Engineering Experiment Station

Please find attached a proposal of a concept to establish the Center for Remote Health Care Technology within the Texas A&M Engineering Experiment Station.

Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

**Approval Recommended:**

**Approved for Legal Sufficiency:**

\_\_\_\_\_  
John Sharp  
Chancellor

\_\_\_\_\_  
Ray Bonilla  
General Counsel



*mailing address* 3126 TAMU  
College Station, Texas 77843-3126

*delivery address* 301 Wisenbaker Engineering Research Center  
College Station, Texas 77843-3126

THE TEXAS A&M UNIVERSITY SYSTEM

Tel. 979 845 7203  
Fax 979 845 4925

# CONCEPT PAPER

Center for Remote Health Care Technology  
Texas A&M Engineering Experiment Station  
August 15, 2012

## **Proposed Name of Institute**

Center for Remote Health Care Technology (RHCT)

## **Justification**

Tremendous strides have been made in health care over the last 50 years, however, over one billion people still lack access to health care systems and many of those receiving medical care could receive improved and more adequate treatment through accurate and frequent monitoring of their condition.

Modern advances in biomedical science such as sequencing the human genome, molecular and cell biology, biomedical imaging and computational methods have transformed the understanding, diagnosis and treatment of diseases. Developments of advanced biomaterials, biosensors and biomedical devices through biomedical engineering present tremendous possibilities for remote monitoring when coupled with wireless communications and delivery technologies to serve those with limited access to health care, for use in emergency medical situations and to provide constant monitoring for those with certain medical conditions.

The health challenges of today include chronic medical conditions (e.g. cardiovascular disease, cancer, diabetes, asthma, depression and anxiety), infectious diseases (e.g. HIV/AIDS, influenza, malaria and tuberculosis), and conditions closely associated with poverty including malnutrition, diarrheal diseases and pneumonia. In addition to these chronic and infectious disease health conditions, there is a critical need for health status monitoring for the elderly, athletes, astronauts and field-deployed military personnel.

In the U.S., chronic heart failure, chronic obstructive pulmonary disorders and diabetes alone cost \$1.7 trillion or nearly 75% of annual health spending. In order to manage these conditions successfully, patients need to regularly record relevant health data and, in consultation with their doctor, nurse or appropriate health professional, use that information to modify their behavior. Thus, remote health care technologies and remote health care systems are needed in diagnostics, patient monitoring, disease management, fitness, medication management and independent living. Development of novel devices and service connectivity is the model for future home health care applications and mobile networks will link a growing number of monitoring products to health care providers.

The global market for remote patient monitoring devices is expected to grow from \$6.1 billion in 2010 to \$8 billion in 2017, according to a report by GBI Research, *MobiHealthNews* reports (Dolan, *MobiHealthNews*, 3/26). The report estimated that the market will grow at a compound annual growth rate of 4% and that India and China could be lucrative markets for growth because of the large patient bases and underserved populations. The reasons for growth in remote patient monitoring, according to the report, are the advancements in wireless and biomedical device technology. Such advances in technology are reported to provide continuous monitoring in

patients' homes, help reduce the length of hospital stays, reduce health care costs and, ultimately, improve the patients' quality of life, as well as increasing life expectancy.

Figure 1 shows various monitoring and transmission schemes for projecting the general concept for remote health care monitoring. Fundamentally, whether in your home, on the go, in a developing country, in outer-space or field deployed in the military, as the graphic at the bottom of Figure 1 shows, there is a need to collect health data, locally process and transmit the data to the patient, caregiver and/or health care provider, further process and evaluate the data, provide notification on what to do and then intervene or treat if necessary.

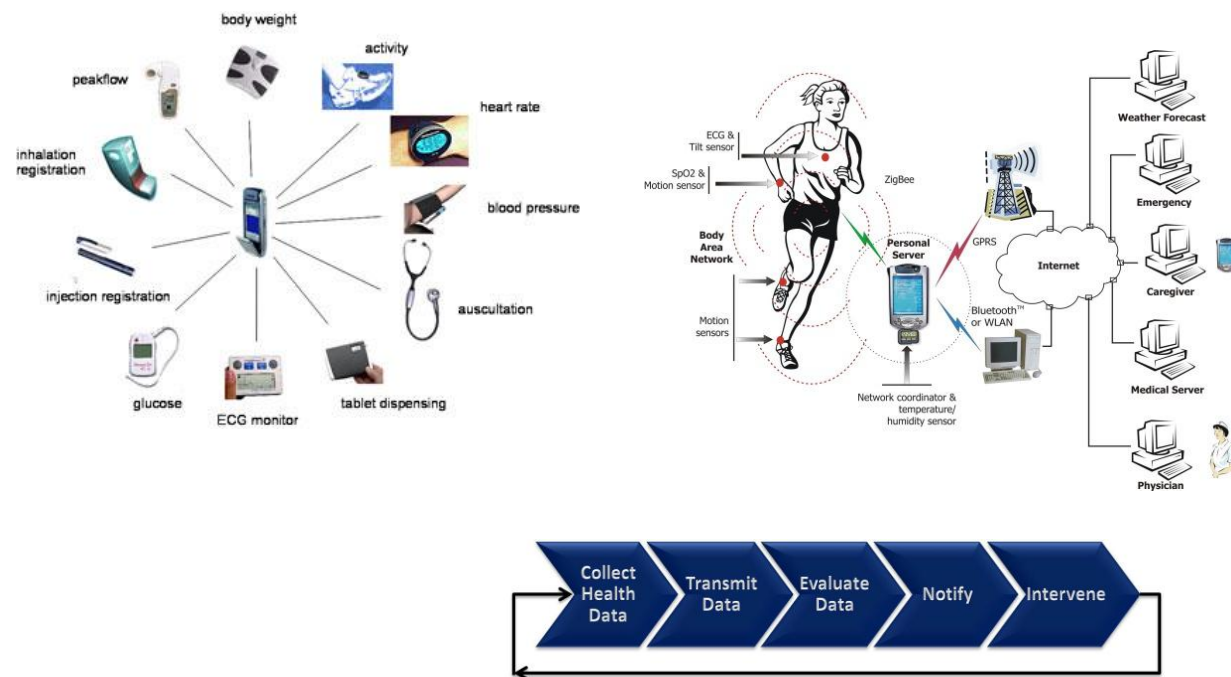
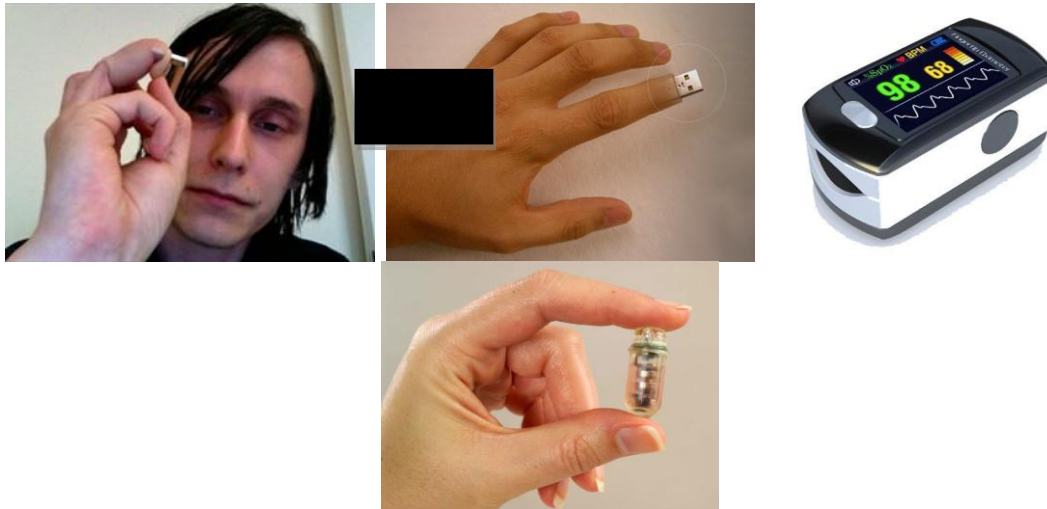


Figure 1. Remote monitoring concept

In 2009, a Finnish programmer lost his finger in a motorcycle accident and replaced it with a prosthetic finger that contained a USB drive, as depicted in Figure 2a. Although the point has not been reached at which a finger can be connected into a computer to remotely monitor vital signs as shown in the artist rendition in Figure 2b, there are some very clever devices under development for remote monitoring. For example, a full-color USB finger pulse oximeter depicted in Figure 2c or a “smart pill” that can be swallowed for internal monitoring shown in Figure 2(d). The smart pill can monitor temperature and pH as well as provide temporal-spatial information of its voyage. Beyond sensors that directly monitor the subject, there is a host of blood, urine and saliva-based monitors as well as portable biomedical imaging systems that are being developed for remote health monitoring. The portable cell analyzer depicted in Figure 3a is one design developed to more quickly, easily and cheaply track the progression of HIV in patients living in the developing world. Figure 3b shows a portable ultrasound imager that enables a smart phone to be used to image organs as well as a vascular probe. Figure 3(c) depicts a \$10 cell phone microscope that can image cells in saliva or blood samples and send the images to an automated database for analysis. This is useful for measuring CD4 or T-cells in a person's blood which can determine if an HIV patient has AIDS or the red cell count to determine if a patient is anemic or might have malaria.



*Figure 2:* (a) USB finger replacement for the Finish programmer, (b) Artist rendition of the USB finger, (c) USB-based pulse oximeter that monitors blood oxygen saturation levels and pulse rate (d) smart pill that can be swallowed for monitoring.



*Figure 3:* (a) Portable cell analyzer device being developed for cheaply and easily tracking HIV (b) portable ultrasound imager connected to a cell phone for monitoring (c) \$10 cell phone microscope that can image cells in saliva or blood samples and send the images to an automated database for analysis.

Researchers within The Texas A&M University System (A&M System) can make a significant impact in the development of devices and information systems as well as in advancing the knowledge-base in order to impact the remote health area. Further, by capitalizing on existing rural A&M System locations in Texas of TEES, TEEX and other system members, the center would be poised to be a leader in this important, emerging area.

### **Mission/Goals/Objectives**

The overall mission of the RHCT is to serve the state, nation and global community by addressing emerging health care technologies and, in particular, emergency and other situations where there is no doctor in close proximity but it is essential that timely care be provided remotely. The center will contribute to fulfilling this goal by: 1) promoting fundamental research in medical devices and systems that efficiently and reliably gather, process and convey medical and diagnostic data to physicians at a distance; 2) developing prototype systems that incorporate the results of the research; and 3) engaging the medical community in testing and deployment of these systems.

## **Activities**

Several faculty researchers across Texas A&M University (Texas A&M) work directly and peripherally in this area. Specifically, seven faculty researchers in Biomedical Engineering and in Electrical and Computer Engineering conduct research on noninvasive, implantable and point-of-care monitoring devices for diabetes, cardiovascular disease (heart attack prediction), identification of liver disease, diagnosing neural diseases such as Alzheimers or traumatic brain injury. Eight faculty researchers in Biomedical, Electrical and Computer Engineering and at the Texas Institute for Preclinical Studies (TIPS) conduct biomedical imaging using ultrasonic imaging, magnetic resonance imaging, positron emission tomography (PET), computed tomography, optical imaging and image processing for cancer detection, cardiovascular disease, retinal eye imaging, inner-ear imaging and for diagnosing a host of chronic and infectious disease conditions. Several systems engineers investigate control systems, heads-up displays and telemetry systems for remote monitoring and transmitting the data to the health care provider, as well as a very strong information systems program in the Electrical and Computer Engineering Department. Lastly, several engineering researchers are collaborating with other A&M System members in this area including TPS, The Texas A&M University System Health Science Center and Texas A&M College of Science, as well as other universities and medical centers across the globe including the Houston Medical Center, NASA-Johnson Space Center, the University of Pittsburgh, Swansea University in Wales, Imperial College in London and Engineering World Health in Africa and South America. Beyond the existing capabilities and faculty referred to above, it is anticipated there will be new faculty hires in areas that complement existing strengths.

Several medical device companies such as St. Jude, Medtronic and General Electric within Texas and across the globe are working with Texas A&M faculty researchers along with two information technology companies in Texas, Texas Instruments and National Instruments, which have a variety of interests in health care and have strong connections to Texas A&M.

On the crucial information systems side for successful remote health care delivery, there are several fundamental signal processing problems that need to be addressed so that secure, reliable and high quality data is transmitted to the health care provider. Cost considerations imply that these data must be transmitted through commercially available networks (cellular, internet, etc.) that are by nature unreliable and, in the case of wireless conduits, also rather limited in the data rates they can accommodate. At the same time, image and video mean large amounts of data and, of course, distortion of medical images is not acceptable. The combination of required high data rates through limited bandwidth channels and quality reproduction under time limit constraints creates some unique data compression and reliable and secure transmission research problems that must be addressed for a viable remote health care delivery system.

## **Resource Requirements**

In addition to external funding, funding for the operation of the center for the first three years will be provided by TEES. During this time, new faculty will be hired for start-up of the center and center researchers will work toward significantly expanding external funding in the area from federal agencies, industry and private sources. As external funding is secured, additional research faculty will be hired. It is anticipated that the center will be fully self-funded after three years.



### **Governance and Advisory Structure**

The RHCT will be headed by a director appointed by the Vice Chancellor and Dean of Engineering and Director of TEES and will report to the TEES Deputy Agency Director. The Center director will engage researchers in creating large-scale teams and developing strategies for obtaining major funding. Further, the director will oversee the daily activities of the center and the duties of this position will include administration, research and fundraising. An external advisory committee will be established consisting of senior researchers and leaders in remote health device research, prototyping, manufacturing and the telemedicine area along with representatives from the medical community.

### **Intra-System Collaboration**

The RHCT will team with entities throughout the A&M System. In addition to proposed new hires, several faculty researchers and systems engineers across the university work directly and peripherally in this area. Several are also teaming with other universities and medical centers across the globe.

## Discussion Item

### CONCEPT PAPER BRIEFING

**Submitted by:** M. Katherine Banks, Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

**Subject:** Discussion of Concept Paper to Establish the National Corrosion Center  
within the Texas A&M Engineering Experiment Station

#### **Proposed Board Action:**

Discuss the concept to establish the National Corrosion Center (NCC) within the Texas A&M Engineering Experiment Station (TEES). Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

#### **Background Information:**

The NCC will function in the general areas of corrosion science and technology through research, training, education, testing and outreach.

Corrosion is the natural deterioration that occurs with all materials because of a reaction of the material with its environment. This degradation process affects the assets of nearly every industrial sector and government agency and has direct impact on the economy, health, safety, infrastructure, environment and national security. Industries and agencies faced with aging equipment, mitigation strategies, environmental regulations and decreasing budgets seek professionals educated and trained in the field of corrosion.

The demand for corrosion professionals, particularly in certain industrial sectors such as oil and gas, has exceeded the supply provided by existing centers and programs. In addition, existing centers have limited experience and facilities capable of addressing complex corrosion issues encountered in Texas' largest industrial sector, i.e., oil and gas. There is a clear need for an internationally recognized corrosion center in Texas that educates and trains the next generation of corrosion experts and assists industries and agencies in materials and corrosion needs.

#### **A&M System Funding or Other Financial Implications:**

In addition to external funding received, funding for the operation of the center for the first three years will be provided by TEES and other entities. During this time, center researchers will work towards significantly expanding external funding. It is anticipated that the center will be fully self-funded after three years.

**M. Katherine Banks, Ph.D., P.E.**

*Vice Chancellor and Dean of Engineering  
Director, Texas Engineering Experiment Station  
Harold J. Haynes Dean's Chair Professor*

**k-banks@tamu.edu**

August 24, 2012

## MEMORANDUM

TO: Members, the Board of Regents  
The Texas A&M University System

THROUGH: James R. Hallmark  
Vice Chancellor for Academic Affairs

FROM: M. Katherine Banks  
Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

SUBJECT: Discussion of Concept Paper to Establish the National Corrosion Center (NCC) within the Texas A&M Engineering Experiment Station

Please find attached a proposal of a concept to establish the National Corrosion Center (NCC) within the Texas A&M Engineering Experiment Station.

Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

**Approval Recommended:**

**Approved for Legal Sufficiency:**

\_\_\_\_\_  
John Sharp  
Chancellor

\_\_\_\_\_  
Ray Bonilla  
General Counsel

## CONCEPT PAPER

The National Corrosion Center  
Texas A&M Engineering Experiment Station  
August 17, 2012

### **Proposed Name of Institute**

The National Corrosion Center (NCC)

### **Justification**

Corrosion is the natural deterioration that occurs with all materials because of a reaction of the material with its environment. This degradation process affects the assets of nearly every industrial sector and government agency and has direct impact on our economy, health, safety, infrastructure, environment and national security. Industries and agencies faced with aging equipment, mitigation strategies, environmental regulations and decreasing budgets now, more than ever, seek advanced technologies and professionals educated and trained in the field of corrosion.

The most recent congressionally mandated U.S. Federal Highway Administration (FHWA) study showed that metal corrosion had a total direct cost of \$276 billion per year or 3.1 percent of the U.S. Gross Domestic Product (GDP). This one year cost for corrosion is equivalent to the total costs of all weather-related disasters, i.e., hurricanes, tornadoes, tropical storms, winter storms, droughts, fires, *etc.*, over the last 20 years combined. Including indirect costs, the total increases to \$552 billion per year. The infrastructure of certain sectors such as the oil refinery industry has deteriorated to the extent that the equivalent of a Marshall Plan is used to describe the effort now required for renovation. Moreover, these figures exclude costs associated with the precious loss of health and lives that can accompany device or structure failure.

It is estimated that approximately 30% of the annual costs of corrosion could be eliminated through the implementation of sound engineering practices. It is clear that the U.S. must find better ways to combat corrosion, as well as better ways to inform the public and encourage support. Unfortunately, these obvious and logical needs are being met with a decline in the emphasis on teaching the science and technology of corrosion in our educational system which has resulted in a shortage of skilled corrosion professionals. Furthermore, current experts who have been educated and trained in corrosion are all over the age of 50. Therefore, there is a dire need to educate and train the next generation of experts to carry on this essential discipline.

As cited in the FHWA report, one of the major reasons for the corrosion epidemic that we now face is that most engineering and science students have little or no exposure to corrosion science and engineering during their education. There are four graduate level academic corrosion centers in the U.S. [Ohio (2), Pennsylvania (1), Virginia (1)], one undergraduate corrosion center (Ohio) and one graduate level center abroad (Manchester, UK). There are also hybrid centers that intertwine academics with industry (Swedish Corrosion Center, French Corrosion Center). Texas currently has only one two-year training program in corrosion at Kilgore College and training courses offered by the National Association of Corrosion Engineers (NACE). There are no academic corrosion centers outside of the Northeastern and Mid-Atlantic sections of the country.

The demand for corrosion professionals, particularly in certain industrial sectors such as oil and gas, has exceeded the supply provided by existing centers and programs. In addition, existing centers have limited experience and facilities capable of addressing complex corrosion issues encountered in Texas' largest industrial sector, i.e., oil and gas. There is a clear need for an internationally recognized corrosion center in Texas that educates and trains the next generation of corrosion experts and assists industries and agencies in materials and corrosion needs.

Due to the multi-disciplinary nature of corrosion and the need for corrosion professionals with a range of expertise, a corrosion center would be most successful when it can draw from a broad range of areas such as materials science, chemistry, electrochemistry, physics, mechanics, microbiology, fluid dynamics and mathematics among others. In addition, a successful corrosion center will best fulfill its service and educational missions by also providing training.

A National Corrosion Center (NCC) was established in 2008 through an initiative at Rice University (Rice) in Houston, Texas. Under the direction of Emil Peña and faculty direction of Professor Andrew R. Barron, the relevance of this center has been affirmed both nationally and internationally. However, the slow economy and constrained expenditures by industry and education has limited the ability of the NCC to expand beyond its current virtual or volunteer-based model. A minimum allocation of a faculty slot and laboratory dedicated to corrosion was needed to transform this center from virtual to real. An association with TEES will allow NCC to leverage the ongoing advancements in materials research in The Texas A&M University System (A&M System). NCC will bring a focus on corrosion research and technologies that will add another dimension to the developing, multi-disciplinary programs in material science and engineering.

This document proposes the founding of a bona fide national corrosion center that harnesses the technical and academic strength and breadth of the A&M System and Rice, the training and workforce development capability of Houston Community College (HCC) and the technological expertise and financial resources of Houston's industrial base. The NCC will develop a formal linkage between TEES and Rice to coordinate ongoing corrosion-related projects, develop new research collaborations and develop an academic program in corrosion science. A professional affiliation will also be established between the A&M System and HCC.

### **Mission/Goals/Objectives**

The mission of the NCC is to form an internationally recognized and comprehensive research program on corrosion that educates and trains the next generation of leaders in corrosion science and technology. The NCC mission fits precisely within the mission of TEES to foster innovation in research, education and technology transfer that support and aid business and industrial communities and enhance the economic development of Texas and the nation.

Specific goals of the NCC will be to:

- Help expand the awareness of government and the private sector that addressing the problem of corrosion and mitigation strategies translates into significant cost savings, increased safety and improved national security.

- Conduct transformational research that generates new materials, new mitigating and predictive strategies and a deeper understanding of corrosion.
- Train and educate engineering students and professionals in the field of corrosion and integrate this education with the needs of industry.
- Provide an unbiased resource to industry, government and the public on corrosion matters.
- Initiate and support national and international collaborations on critical corrosion topics.
- Seek the broad application of the center's research, education and innovation for the benefit of the public.

### **Activities**

The NCC will be a comprehensive corrosion center designed to provide training, education, research, testing and outreach. The plan within each of these efforts will be developed in conjunction with industry and government agencies. For example, topics for training in some cases will be prescribed and some will change as the needs within specific industries change. Information generated or gathered by center professionals will be made available to the A&M System and other academic institutions for consideration in graduate and undergraduate curricula development in an effort to satisfy critical oil and gas and infrastructure industry needs that are unique to Texas.

The center will have expertise in a broad range of areas that include but are not limited to: quantum level modeling, life prediction, corrosion electrochemistry, coatings, corrosion inhibitors, environmentally assisted fracture, alloy development, new mitigation strategies, friction and wear, non-toxic materials and more.

The NCC will develop short courses, workshops, seminars, distance learning courses, as well as programs to assist veterans. These activities provide the ideal venue to establish and market a new center to the outside world. There will also be a need to interact directly with the faculty, researchers and administrations throughout the A&M System and other academic institutions to educate them on the mission and capabilities of the NCC.

Current corrosion-related activities within the A&M System, Rice and HCC include:

- Texas A&M University at Galveston (TAMUG) will provide an outdoor exposure site to the NCC. This site will provide a unique advantage in the service of industries and in the development of life prediction tools, test standards and scientific understanding of corrosion. This site will be developed through collaboration with the corrosion group at the NASA Kennedy Space Center and will be one of the few exposure sites representing the unique environment of the Gulf Coast in combination with the industrial conditions created by refineries.
- Preliminary discussions with industry have shown a strong desire to utilize flow loop capabilities created by the NCC in the Houston area.
- Researchers in the A&M System and Rice are funded and heavily engaged in research on new, non-toxic materials that have direct application to corrosion mitigation.

- HCC has indicated a willingness to provide an initial home for the NCC laboratories. The NCC will provide a corrosion training program which will serve the inspection needs of industry and also provide a feeder to undergraduate and graduate programs at the A&M System and Rice.
- Dr. Carlos Palacios, Director of Outreach and publisher of the Spanish corrosion journal, *LatinCorr*, will interact with the NCC and provide an outreach mechanism to the Latin community.

### **Resource Requirements**

In addition to external funding received, funding for the operation of the center for the first three years will be provided by TEES and other entities. During this time, center researchers will work towards significantly expanding external funding through joint industry projects and research grants from federal agencies. It is anticipated that the center will be fully self-funded after three years.

### **Governance and Advisory Structure**

The NCC will be headed by an executive director who will be appointed by the Vice Chancellor and Dean of Engineering and Director of TEES. The executive director will report to the Deputy Director of TEES. There has been initial discussion with Professor S.R. Taylor to serve in this position. Professor Taylor has over 30 years of experience in teaching, research and leadership in corrosion. He also brings a transportable \$1.5 million corrosion laboratory and professional staff with expertise in corrosion supported by two transferrable federal grants.

There will also be two technical advisors. The technical advisors will interact with the faculty at their respective institutions as well as cross-interact for the purpose of project dissemination, identification of expertise and development of optimum collaborations.

The NCC will have an advisory board made up of individuals from the A&M System, Texas A&M University (Texas A&M), TEES, Rice, HCC and industry. The NCC executive director will select the chair of the advisory board. This advisory board will meet periodically to obtain advice for the direction and strategies of the center. The directors will interact with the technical advisors and researchers to develop large-scale strategies for major funding and disseminate the needs of industry. Meetings of NCC researchers and students will be held periodically, as needed.

### **Intra-System Collaboration**

The multi-disciplinary nature of corrosion science will necessitate that the NCC involve a multitude of capabilities within the A&M System that include but are not limited to engineering programs, TAMUG, the College of Science at Texas A&M and the Texas A&M Bush School of Government and Public Policy. The NCC will also interact with the existing materials and corrosion efforts of the Texas A&M Transportation Institute and Texas A&M University at Qatar to complement respective strengths and identify strategic collaborations.

## Discussion Item

### CONCEPT PAPER BRIEFING

**Submitted by:** M. Katherine Banks, Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

R. Bowen Loftin, President  
Texas A&M University

**Subject:** Discussion of Concept Paper to Establish the Institute for Engineering Education and Innovation within the Texas A&M Engineering Experiment Station and Texas A&M University

#### **Proposed Board Action:**

Discuss the concept to establish the Institute for Engineering Education and Innovation (IEEI) as a joint entity within the Texas A&M Engineering Experiment Station (TEES) and Texas A&M University (Texas A&M). Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

#### **Background Information:**

The IEEI will foster advances in engineering education through four foundational pillars: Multidisciplinary Design, Experiential Learning, Systems Thinking and Professional Development.

The IEEI will be established to create an organization dedicated to advancing the practices of engineering education and contribute to the national need for a well-prepared engineering workforce. Engineering education is emerging both as a field that can contribute to national and state economic competitiveness as well as an emerging area of worldwide scholarship. Given the significance of engineering education, the IEEI is being proposed to facilitate multidisciplinary initiatives to advance engineering education as the Dwight Look College of Engineering (COE) partners with the Colleges of Science, Liberal Arts and Business and with The Texas A&M University System (A&M System) institutions that support engineering programs. Transforming Texas A&M engineering graduates to be responsive to industry demands will require that departments make curriculum changes and faculty members enhance course design and implementation. It will be the goal of the IEEI to transport the COE into the national front as a leader in engineering education innovation.

#### **A&M System Funding or Other Financial Implications:**

Initial and continued funding for the IEEI will be obtained through a combination of the COE and federal, state and corporate funds. The IEEI will foster development of competitive grants from agencies, such as the National Science Foundation, by bringing together interested faculty from across the COE and campus as appropriate. Partnerships with A&M System institutions and beyond will be developed to be responsive to a broad range of funding opportunities.



# TEXAS A&M ★ ENGINEERING

Dwight Look College of Engineering • Texas Engineering Experiment Station • Texas Engineering Extension Service • Texas Transportation Institute



**M. Katherine Banks, Ph.D., P.E.**

*Vice Chancellor and Dean of Engineering  
Director, Texas Engineering Experiment Station  
Harold J. Haynes Dean's Chair Professor*

k-banks@tamu.edu

August 28, 2012

## MEMORANDUM

**TO:** Members, the Board of Regents  
The Texas A&M University System

**THROUGH:** John Sharp, Chancellor  
The Texas A&M University System

**THROUGH:** James R. Hallmark, Vice Chancellor for Academic Affairs  
The Texas A&M University System

**THROUGH:** R. Bowen Loftin, President  
Texas A&M University

**THROUGH:** Karan L. Watson, Provost and Executive Vice President for Academic Affairs  
Texas A&M University

**THROUGH:** Jeffrey R. Seemann, Vice President for Research  
Texas A&M University

**FROM:** M. Katherine Banks, Vice Chancellor and Dean of Engineering  
Director, Texas A&M Engineering Experiment Station

**SUBJECT:** Discussion of Concept Paper to Establish the Joint Institute for Engineering Education and Innovation (IEEI) within the Texas A&M Engineering Experiment Station and Texas A&M University

Please find attached a proposal of a concept to establish the joint Institute for Engineering Education and Innovation (IEEI) within the Texas A&M Engineering Experiment Station (TEES) and Texas A&M University (TAMU).

Assuming that the concept is deemed acceptable, a full proposal will be submitted for consideration at a subsequent Board of Regents meeting.

**Approval Recommended:**

**Approved for Legal Sufficiency:**

\_\_\_\_\_  
John Sharp  
Chancellor

\_\_\_\_\_  
Ray Bonilla  
General Counsel



mailing address 3126 TAMU  
College Station, Texas 77843-3126

delivery address 301 Wisenbaker Engineering Research Center  
College Station, Texas 77843-3126

THE TEXAS A&M UNIVERSITY SYSTEM

Tel. 979.845.7203  
Fax. 979.845.4925

## CONCEPT PAPER

The Institute for Engineering Education and Innovation  
Texas A&M Engineering Experiment Station and  
Texas A&M University  
August 17, 2012

### Proposed Name of Institute

The Institute for Engineering Education and Innovation (IEEI)

### Justification

Each year, state and national reports call for more engineering graduates, greater diversity, greater abilities to create innovative products and processes, an increased capacity for engineering design, an improved ability to function in a global profession, interdisciplinary experiences, a multi-cultural competitive-cooperative economic environment and improved communication and teamwork skills. The list of expected capabilities of engineering graduates grows every year, but the average time to graduation and credits required for graduation are expected to decrease. The IEEI will be established to create an organization dedicated to advancing the practices of engineering education and contribute to the national need for a well-prepared engineering workforce.

The Dwight Look College of Engineering's (COE) Strategic Plan 2011-2015 states that the COE will: Base the **transformation** of engineering education on a foundation of experiential learning, drawing on solid research findings and best professional engineering practice. To achieve this goal, the COE faces three long-term challenges: **Keeping Pace** - To first keep pace and then lead, faculty and departments need a **focal point** to provide resources and guidance; **Clarifying Intent** - the COE must have **focus and clarity** with respect to its intent to transform engineering education; **Creating Space** - The COE must create well-equipped spaces in which students can work within transformative, experiential learning environments and the design of this space will be based on preliminary studies performed through the IEEI.

The COE faculty's dedication to teaching engineering has motivated efforts to continuously improve education experiences for all students, keep pace with progress in the discipline and improve metrics that quantify success with respect to undergraduate education. However, comparatively few engineering faculty members have received formal education on effective instructional design; therefore, there is a need for support to transform and redesign the curriculum. Serving as a resource for faculty and administrators, the IEEI will provide research-based guidance for effecting change and professional development of faculty. The IEEI will provide research, expertise, methodologies and technologies for engineering faculty members both in the COE and across The Texas A&M University System (A&M System) engineering programs.

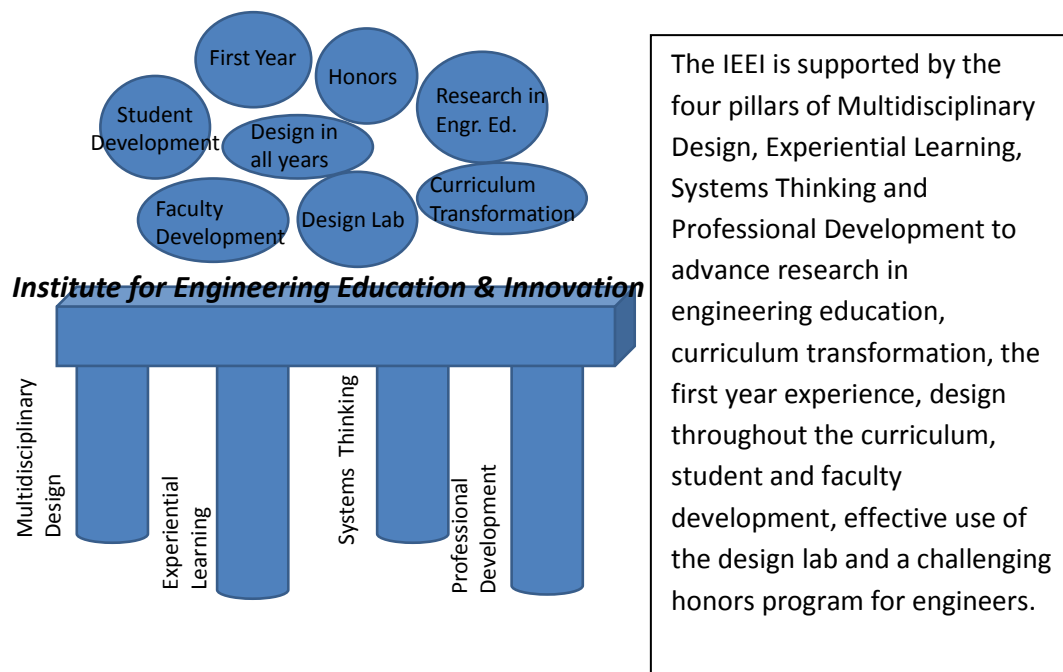
Individual engineering faculty and faculty groups have been funded for research in engineering education. The Texas A&M Engineering Experiment Station (TEES) has fostered ties and collaborations between the A&M System campuses for several years on innovation, development and research in engineering education. As A&M System programs grow, there are opportunities

to create a system-wide approach to improve the quality of education and concurrently increase the number of engineering graduates through faculty and curriculum development.

### **Mission/Goals/Objectives**

The IEEI will serve as a focal point for initiatives in engineering education within the COE and will be available to the A&M System engineering programs. It will synthesize research and practice on learning, teaching and educational technology to help faculty keep pace, offer leadership to clarify intent and find space for transformative learning environments.

The IEEI will foster advances in engineering education through four foundational pillars: Multidisciplinary Design, Experiential Learning, Systems Thinking and Professional Development.



### **Activities**

The four pillars will guide activities within six IEEI foci: faculty development, collaboration with K-12 institutions, facilities development, curriculum development, research on engineering education with learning sciences and education and research initiatives.

The IEEI will bring together faculty, resources and other academic units to advance the scholarship of engineering education and contribute to the transformation of engineering curricula to prepare students to exceed growing expectations for engineering graduates. The IEEI will serve as a crucible for creative and practical approaches that will enhance engineering education. The IEEI will become the hub for research in engineering education for the COE, across the university and the A&M System and serve as the guiding force for curricular changes throughout the COE and the A&M System.

Many factors influence student success in very challenging sophomore engineering courses, as students report. However, factors, including student preparation in science and mathematics, and their relative importance in influencing student success need to be better understood, especially if more students from diverse backgrounds are to be successful. The IEEI will engage participation from the College of Science as engineering students rely on the foundations in mathematics, chemistry and physics particularly in their early years of study.

The IEEI will collaborate with faculty members to meet the challenges in the COE's engineering education. The IEEI will work with faculty to clarify factors influencing student success and design assessments (facilitated by technology) to understand the preparation of students at the beginning of a course, inform students about their strengths and areas of improvement, help faculty members design possible remediation programs (including available online resources that faculty members would not have to create) and study the success of these programs. Implemented college-wide, applying an increased understanding of factors contributing to student success in crucial sophomore engineering courses would improve student learning and success, decrease the number of students retaking these courses and the number of times students retake the courses and decrease their time to graduation.

The departments of English and Communications in the College of Liberal Arts are key partners in developing the communication skills and global competencies needed by engineering students. The College of Business would mutually benefit from collaborations on engineering projects that must integrate economic and management considerations.

Professional development of faculty is essential in creating classrooms of the future that effectively integrate uses of technology while increasing the faculty/student contact time for high-impact, experiential learning. Industrial partners will be engaged to provide their expertise and guidance for students and their projects, internship opportunities and financial support in sponsoring team projects.

Information and communications technology has been on the brink of transforming practice in engineering education for decades. Collectively, college-wide investments in both content delivery and assessment technologies as well as faculty development to apply these technologies may help improve student learning and reduce time and energy required by faculty members to teach large enrollment courses, especially in sophomore courses that are crucial to the success of engineering students. The IEEI, in concert with departments and the COE, can select appropriate investments and direct implementation of these technologies.

The IEEI will serve to bring together all the components necessary to affect and sustain transformational change that will provide an even richer education for engineering students and better prepare them for their careers and lifelong learning. In broad strokes, these components will include research initiatives sponsored by federal, state, industrial or private foundations; curriculum development throughout the COE; development of faculty skilled in the effective use of technology and multiple teaching formats; a test bed for efficient use of design facilities to guide future development of design labs; provide centralized support for research and curriculum transformation; outreach to STEM teachers in K-12 throughout the state; and outreach to industry creating partners for design projects and expert guidance.

The IEEI will serve to connect Texas A&M to the system schools and serve as a resource in their program development, collaborations and competitive proposal development. Collaborations both within Texas A&M and with A&M System institutions will bring together talent and strength that will impact engineering education throughout the state and potentially influence national trends.

### **Resource Requirements**

The IEEI will be provided \$250,000 in startup funds from the COE over the first three years. The IEEI expects to receive continued funding from corporate contributions, federal funding from agencies such as the National Science Foundation and the Department of Education and other state and federal agencies. As the IEEI is established, it is expected that additional funding will be obtained from federal and state agencies, foundations and corporations. Bringing together the individual efforts and providing guidance in developing competitive proposals, the IEEI will aggressively and strategically pursue funding opportunities. The Strategic Research Development Office, a TEES office, has been highly successful in helping faculty win such awards and will complement the IEEI effort.

Corporate sponsorship has been generous in supporting education-related initiatives in the COE. Further engagement of corporate sponsors will be sought through a new program to create multidisciplinary teams to work on globally relevant engineering problems. Industry will be asked to provide project ideas, experts to advise students virtually and potential sponsorship. Industry will be able to tap into student creativity, connect with students for future employment and be able to contribute to the development of the future workforce.

### **Governance and Advisory Structure**

The IEEI will be led by an executive director who will be appointed by, and report to, the Dean of the COE or designee. The leadership team will consist of the Associate Dean for Academic Affairs, the Director for First Year Programs, the Director of Engineering Education Research, the Design Lab Coordinator, a department head, a representative from the Center for Teaching Excellence, the Engineering Honors Program Coordinator and a faculty representative from the Faculty Scholars Program. Monthly meetings will be scheduled for the leadership team. The Faculty Scholars Program will be an informal assemblage of individuals interested in advancing their research scholarship in engineering education. An external advisory board, consisting of notable leaders in engineering education nationally, industry representatives and state/federal/foundation representatives, will meet annually to provide external critique of and advice for the IEEI.

### **Intra-System Collaboration**

Success of the proposed IEEI necessitates a high level of collaboration with the A&M System entities including, but not limited to, the Colleges of Engineering, Science, Business and Liberal Arts along with other A&M System institutions with engineering programs.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Dan R. Jones, President  
Texas A&M University-Commerce

**Subject:** Retroactive Authorization to Offer Existing Master of Science Degree in Marketing by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and to Close the Program once Enrolled Students have Completed their Course Work

### **Proposed Board Action:**

Retroactively authorize Texas A&M University-Commerce (A&M-Commerce) to offer the existing Master of Science (MS) degree in Marketing via distance education (off-campus, face-to-face) on the campus of the International Institute for Higher Education in Morocco (IIHEM), Rabat, Morocco, initiated June 2011, and close the program once enrolled students have completed their course work.

### **Background Information:**

Effective June 2011, the A&M-Commerce MS degree in Marketing curriculum was implemented at IIHEM through a partnership between A&M-Commerce and IIHEM. A&M Commerce failed to obtain Board of Regents approval prior to implementation and is now seeking authorization for this program.

This program provides continued international visibility for A&M-Commerce in accordance with the institutional mission to “disseminate knowledge...in an interconnected and dynamic world...” and “to nurture partnerships for the intellectual, cultural, social, and economic vitality of Texas and beyond.” A&M-Commerce, in collaboration with the IIHEM, offers two A&M-Commerce MS programs, one in Marketing and one in Finance. Each program combines advanced-level skills pertinent to structural business practice and a professional insertion strategy. The one-year degree program can be completed entirely at IIHEM. Graduates of the program will be eligible to apply for Ph.D. programs in the United States. The goals of the university are put forward as guiding principles. One of these seven principles is globalization. This educational program falls directly into this principle.

One-half of the courses are delivered by A&M-Commerce faculty and the other half by IIHEM faculty. For each course offered by A&M-Commerce faculty, 15 hours of instruction are delivered in the classroom at IIHEM and the remaining 30-hour requirement is fulfilled via distance education utilizing the A&M-Commerce learning management system, *eCollege*. The faculty members at both institutions possess doctoral degrees in the field and/or sufficient experience with Master’s degrees in the discipline, with intellectual experience/contributions in the field necessary to meet the faculty credentialing requirements of the Association to Advance Collegiate Schools of Business and the Southern Association of Colleges and Schools Commission on Colleges. This degree program is currently offered on the main campus.

Agenda Item No.  
Agenda Item Briefing

A&M-Commerce certifies that the MS degree in Marketing offered at IIHEM, Rabat, Morocco, meets the standards and criteria of the Texas Education Coordinating Board as outlined in 19 T.A.C. Chapter 4, Subchapter Q.

A&M-Commerce is seeking retroactive approval of the MS in Marketing Program at IIHEM and concurrently seeks permission to close the program once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MS in Marketing Program at IIHEM, students can complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

For these students, A&M-Commerce will accept:

1. The Determination of English Language Proficiency for Admission to Master of Marketing or Master of Finance Programs, as certified by the director of the IIHEM English Program, will serve as proof of English proficiency for the Moroccan cohort.
2. The Certificate of Undergraduate Program Completion should be accepted as proof of completion of a bachelor's degree. IIHEM students will not receive a diploma upon completion of a bachelor's degree.

**A&M System Funding or Other Financial Implications:**

Current financial information for the MS in Marketing degree program at IIHEM is provided in the table attached.

The original financial projections for this MS in Marketing degree program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 10, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Retroactive Authorization to Offer Existing Master of Science Degree in Marketing by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco and to Close the Program once Enrolled Students have Completed their Course Work

I recommend adoption of the following minute order:

**“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 existing Master of Science degree in Marketing by distance education (off-campus, face-to-face) on the campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, initiated June 2011, and to close the program once currently enrolled students have completed their course work.**

**The Board of Regents of the Texas A&M University System 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.”**

Respectfully submitted,

Dan R. Jones, President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs



**TEXAS A&M UNIVERSITY-COMMERCE**

**Request to Offer Existing Master's Degree Off-Campus, Face-to-Face**

Master of Science (MS) Degree in Marketing at the International Institute for Higher Education in Morocco (IIHEM), Rabat, Morocco

**EXECUTIVE SUMMARY**

***Existing Off-Campus, Face-to-Face Degree***

Texas A&M University-Commerce (A&M-Commerce) requests permission to:

Offer existing MS degree in Marketing on the campus of the IIHEM, Rabat, Morocco.

***Rationale***

This program is a cooperative effort with the IIHEM, Rabat, Morocco, effective June 2011. As U.S. companies invest in Morocco, the need to hire educated, trained individuals who understand the U.S. business culture and economy has grown. Through this collaboration, students are being taught U.S. marketing. The degree program will prepare students for employment in advanced marketing positions or positions in the financial arena that demand analytical and strategic leadership solutions to an interrelated set of economic, ethical and environmental issues. A&M-Commerce has the only Association to Advance Collegiate Schools of Business-accredited degree programs offered in Morocco and students are showing a great interest in enrolling in these programs.

A&M-Commerce is seeking retroactive approval of the MS in Marketing Program at IIHEM and concurrently seeks permission to close it once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MS in Marketing Program at IIHEM, students can complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

For these students, A&M-Commerce will accept:

1. The Determination of English Language Proficiency for Admission to Master of Marketing or Master of Finance Programs, as certified by the director of the IIHEM English Program, will serve as proof of English proficiency for the Moroccan cohort.
2. The Certificate of Undergraduate Program Completion should be accepted as proof of completion of a bachelor's degree. IIHEM students will not receive a diploma upon completion of a bachelor's degree.

***Cost Implications***

Current financial information for the MS in Marketing degree program at IIHEM is provided in the table attached.

The original financial projections for this MS in Marketing degree program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

***Effective Date***

June 2011.

# International Institute for Higher Education in Morocco

8/31/2012

<i>Enrollment</i>	<u>Summer 11</u> 16	<u>Fall 11</u> 54	<u>Spring 12</u> 92	<u>Summer 12</u> 58	<u>Total</u>
<b>Tuition Revenue</b>	<b>25,777.78</b>	<b>40,500.00</b>	<b>69,000.00</b>	<b>43,500.00</b>	<b>178,777.78</b>
6525 dirhams/course @ 8.7 dirhams/dollar					
<b>Operating Expenses</b>					
Marketing	-	(4,000.00)	(4,000.00)	(2,000.00)	(10,000.00)
Per Diem	(3,360.00)	(5,600.00)	(11,440.30)	(3,080.00)	(23,480.30)
Instructor Airfare	(1,913.20)	(9,203.40)	(4,368.69)	(1,868.70)	(17,353.99)
Administrative Trips	-	-	-	(3,275.91)	(3,275.91)
<b>Total</b>	<b>(5,273.20)</b>	<b>(18,803.40)</b>	<b>(19,808.99)</b>	<b>(10,224.61)</b>	<b>(54,110.20)</b>
<b>Program Net Income</b>	<b>20,504.58</b>	<b>21,696.60</b>	<b>49,191.01</b>	<b>33,275.39</b>	<b>124,667.58</b>
<b>Partner Net Income Split Based on Enrollment</b>					
A&M-Commerce	10,252.29	11,250.09	28,872.98	16,063.98	66,439.34
IIHEM	10,252.29	10,446.51	20,318.03	17,211.41	58,228.24
Total	20,504.58	21,696.60	49,191.01	33,275.39	124,667.58
<b>Additional Due to A&amp;M-Commerce</b>					
Travel Paid by A&M-Commerce Directly	1,913.20	1,116.00	5,618.60	5,144.61	13,792.41
Application Fees and Books	800.00	-	1,825.00	2,150.00	4,775.00
<b>Total Due to A&amp;M-Commerce</b>	<b>12,965.49</b>	<b>12,366.09</b>	<b>36,316.58</b>	<b>23,358.59</b>	<b>85,006.75</b>
Amount Received by A&M-Commerce *	12,940.49	12,341.00	33,160.33	26,458.85	84,900.67
A&M-Commerce Expenses	(14,664.44)	(9,707.25)	(25,422.90)	(23,068.57)	(72,863.16)
A&M-Commerce Accrued Payroll	-	-	-	(8,591.25)	(8,591.25)
A&M-Commerce Administrative Overhead-10.3%	(1,510.44)	(999.85)	(2,618.56)	(10,967.31)	(16,096.16)
<b>Net Profits for A&amp;M-Commerce</b>	<b>(3,234.39)</b>	<b>1,633.90</b>	<b>5,118.87</b>	<b>(16,168.28)</b>	<b>(12,649.90)</b>

\* Final variance due to wire transfer fees

Students Taught by A&M-Commerce Instructors				
Myers			33	
Collins			21	
Ogunc				28
Basham	14			
Humphrey	14			
	28	54	28	
Students Taught by IIHEM Instructors				
Bennani	26	23		
Daif		15		
Karimi			18	
Benckekroun			12	
	26	38	30	

Tuition, operating expenses and enrollment data provided by International Institute for Higher Education in Morocco

## **AGENDA ITEM BRIEFING**

**Submitted by:** Dan R. Jones, President  
Texas A&M University-Commerce

**Subject:** Retroactive Authorization to Offer Existing Master of Science Degree in Finance by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and to Close the Program once Enrolled Students have Completed their Course Work

### **Proposed Board Action:**

Retroactively authorize Texas A&M University-Commerce (A&M-Commerce) to offer the existing Master of Science (MS) degree in Finance via distance education (off-campus, face-to-face) on the campus of the International Institute for Higher Education in Morocco (IIHEM), Rabat, Morocco, effective June 2012, and close the program once enrolled students have completed their course work.

### **Background Information:**

Effective June 2012, the A&M-Commerce MS degree in Finance curriculum was implemented at IIHEM through a partnership between A&M-Commerce and IIHEM. A&M Commerce failed to obtain Board of Regents approval prior to implementation and is now seeking authorization for this program.

This program provides continued international visibility for A&M-Commerce, in accordance with the institutional mission to “disseminate knowledge... in an interconnected and dynamic world...” and “to nurture partnerships for the intellectual, cultural, social, and economic vitality of Texas and beyond.” A&M-Commerce, in collaboration with the IIHEM, offers two A&M-Commerce MS programs, one in Finance and one in Marketing. Each program combines advanced-level skills pertinent to structural business practice and a professional insertion strategy. The one-year degree program can be completed entirely at IIHEM. Graduates of the program will be eligible to apply for Ph.D. programs in the United States. The goals of the university are put forward as guiding principles. One of these seven principles is globalization. This educational program falls directly into this principle.

One-half of the courses are delivered by A&M-Commerce faculty and the other half by IIHEM faculty. For each course offered by A&M-Commerce faculty, 15 hours of instruction are delivered in the classroom at IIHEM and the remaining 30-hour requirement is fulfilled via distance education utilizing the A&M-Commerce learning management system, *eCollege*. The faculty members at both institutions possess doctoral degrees in the field and/or sufficient experience with Master’s degrees in the discipline, with intellectual experience/contributions in the field necessary to meet the faculty credentialing requirements of the Association to Advance Collegiate Schools of Business and the Southern Association of Colleges and Schools Commission on Colleges. This degree program is currently offered on the main campus as well as approved for delivery off-campus, face-to-face at both the Mesquite Metroplex Center and Universities Center at Dallas locations.

Agenda Item No.  
Agenda Item Briefing

A&M-Commerce certifies that the MS degree in Finance offered at IIHEM, Rabat, Morocco, meets the standards and criteria of the Texas Higher Education Coordinating Board as outlined in 19 T.A.C. Chapter 4, Subchapter Q.

A&M-Commerce is seeking retroactive approval of the MS in Finance Program at IIHEM and concurrently seeks permission to close the program once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MS in Finance Program at IIHEM, students will complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

For these students, A&M-Commerce will accept:

1. The Determination of English Language Proficiency for Admission to Master of Marketing or Master of Finance Programs, as certified by the director of the IIHEM English Program, will serve as proof of English proficiency for the Moroccan cohort.
2. The Certificate of Undergraduate Program Completion should be accepted as proof of completion of a bachelor's degree. IIHEM students will not receive a diploma upon completion of a bachelor's degree.

**A&M System Funding or Other Financial Implications:**

Current financial information for the MS in Finance degree program at IIHEM is not available because the first cohort of students began in June 2012.

The original financial projections for this MS in Finance degree program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 10, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Retroactive Authorization to Offer Existing Master of Science Degree in Finance by Distance Education (off-campus, face-to-face) on the Campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, and to Close the Program once Enrolled Students have Completed their Course Work

I recommend adoption of the following minute order:

**“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 existing Master of Science degree in Finance by distance education (off-campus, face-to-face) on the campus of the International Institute for Higher Education in Morocco, Rabat, Morocco, effective June 2012, and to close the program once currently enrolled students have completed their course work.**

**The Board of Regents of The Texas A&M University System 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.”**

Respectfully submitted,

Dan R. Jones, President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**TEXAS A&M UNIVERSITY-COMMERCE**

**Request to Offer Existing Master's Degree Off-Campus, Face-to-Face**

Master of Science (MS) Degree in Finance at the International Institute for Higher Education in Morocco (IIHEM), Rabat, Morocco

**EXECUTIVE SUMMARY**

***Proposed Off-Campus, Face-to-Face Degree***

Texas A&M University-Commerce (A&M-Commerce) requests permission to:

Offer existing MS degree in Finance on the campus of the IIHEM, Rabat, Morocco.

***Rationale***

This program will be a cooperative effort with the IIHEM, Rabat, Morocco, effective June 2012. As U.S. companies invest in Morocco, the need to hire educated, trained individuals who understand the U.S. business culture and economy has grown. Through this collaboration, students will be taught about U.S. finance. The degree program will prepare students for employment in advanced finance positions or positions in the financial arena that demand analytical and strategic leadership solutions to an interrelated set of economic, ethical and environmental issues. A&M-Commerce has the only Association to Advance Collegiate Schools of Business accredited degree programs offered in Morocco and students are showing a great interest in enrolling in these programs.

A&M-Commerce is seeking retroactive approval of the MS in Finance Program at IIHEM and asking permission to close it once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MS in Finance Program at IIHEM, students will complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

For these students A&M-Commerce will accept:

1. The Determination of English Language Proficiency for Admission to Master of Marketing or Master of Finance Programs, as certified by the director of the IIHEM English Program, will serve as proof of English proficiency for the Moroccan cohort.
2. The Certificate of Undergraduate Program Completion should be accepted as proof of completion of a bachelor's degree. IIHEM students will not receive a diploma upon completion of a bachelor's degree.

***Cost Implications***

Current financial information for the MS in Finance degree program at IIHEM is not available because the first cohort of students began in June 2012.

The original financial projections for this MS in Finance degree program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

***Effective Date***

June 2012.

**AGENDA ITEM BRIEFING**

**Submitted by:** Dan R. Jones, President  
Texas A&M University-Commerce

**Subject:** Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade in Belgrade, Serbia, and to Close the Program once Enrolled Students have Completed their Course Work

**Proposed Board Action:**

Retroactively authorize Texas A&M University-Commerce (A&M-Commerce) to offer the existing Master of Business Administration (MBA) degree via distance education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade (EKOF) in Belgrade, Serbia, initiated March 2011, and to close the program once enrolled students have completed their course work.

**Background Information:**

Effective March 2011, the A&M-Commerce MBA curricula was implemented at EKOF, known as the Belgrade Graduate Business Programs (BGBP), through a partnership between A&M Commerce and EKOF. A&M-Commerce failed to obtain Board of Regents approval prior to implementation and is now seeking authorization for this MBA program.

Management of the BGBP MBA program is facilitated by FLAG International, LLC (FLAG). A&M-Commerce engaged FLAG to serve as its "local agent." In this role, FLAG is responsible for the academic, operational and financial management of the BGBP MBA program on behalf of A&M-Commerce. FLAG works closely with EKOF's designated point of contact to coordinate the BGBP program's promotions, events, administration and classes.

Enrollment in each cohort was originally projected to have approximately 30 students. However, the first seated cohort in summer 2011 enrolled only 10 students, with the second seated cohort having eight. The primary target audience is individuals living in Serbia. Delivery is provided by EKOF and A&M-Commerce faculty, all of whom meet the Association to Advance Collegiate Schools of Business standards for academic or professional qualification, as well as Southern Association of Colleges and Schools Commission on Colleges faculty standards.

A&M-Commerce certifies that the existing MBA offered at the EKOF, Belgrade, Serbia, meets the standards and criteria of the Texas Higher Education Coordinating Board as outlined in 19 T.A.C. Chapter 4, Subchapter Q.

Agenda Item No.  
Agenda Item Briefing

A&M-Commerce is seeking retroactive approval of the MBA Program at EKOF and asking permission to close the program once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MBA program, A&M-Commerce plans to allow enrolled students to complete the remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

**A&M System Funding or Other Financial Implications:**

Complete financial information from a third party (FLAG) is not available at this time and the financial projections (Exhibits B and C) included as part of the attached Teaming Agreement with FLAG have not been verified.

The original financial projections for this MBA program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.



Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 10, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade in Belgrade, Serbia, and to Close the Program once Enrolled Students have Completed their Course Work

I recommend adoption of the following minute order:

**“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 existing Master of Business Administration degree by distance education (off-campus, face-to-face) at the Faculty of Economics of the University of Belgrade in Belgrade, Serbia, initiated March 2011, and to close the program once currently enrolled students have completed their course work.**

**The Board of Regents of The Texas A&M University System finds that the program offering authorized by this minute order is within the role and scope and capacity of the institution.”**

Respectfully submitted,

Dan R. Jones, President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**TEXAS A&M UNIVERSITY-COMMERCE**

**Request to Offer Existing Master's Degree Off-Campus, Face-to-Face**

Master of Business Administration (MBA) at the Faculty of Economics of the University of  
Belgrade (EKOF), Belgrade, Serbia

**EXECUTIVE SUMMARY**

***Existing Off-Campus, Face-to-Face Degree***

Texas A&M University-Commerce (A&M-Commerce) requests permission to:

Offer existing MBA at the EKOF, Belgrade, Serbia.

***Rationale***

The growing economy in Serbia and the country's preparation for entering the European Union has created a significant demand for employees with U.S. accredited business education. Business professionals from Serbia have recognized the value of an MBA. The primary target audience for this program is individuals living in Serbia who are seeking employment in advanced management positions. These individuals will be afforded educational opportunities and a personal educational experience. This program is anticipated to be ongoing until the need no longer exists.

Effective March 2011, the A&M-Commerce MBA curricula was implemented at EKOF. A&M-Commerce failed to obtain Board of Regents approval prior to implementation and is now seeking authorization of this MBA program. Enrollment in each cohort was originally anticipated to have approximately 30 students. However, the first seated cohort in summer 2011 enrolled only 10 students, with the second seated cohort having eight.

One-half of the courses are delivered by A&M-Commerce faculty and the other half by EKOF faculty. For each course offered by A&M-Commerce faculty, 24 hours of instruction is delivered in the classroom at EKOF and the remaining 21 hours are delivered via distance education utilizing the A&M-Commerce LMS system, *eCollege*. The faculty members at both institutions possess doctoral degrees in the field and/or sufficient experience with master's degrees in the discipline, with intellectual experience/contributions in the field, necessary to meet the faculty credentialing requirements of the Association to Advance Collegiate Schools of Business and Southern Association of Colleges and Schools Commission on Colleges. A&M-Commerce certifies that the existing MBA offered at the EKOF, Belgrade, Serbia, meets the standards and criteria of the Texas Higher Education Coordinating Board as outlined in 19 T.A.C. Chapter 4, Subchapter Q.

Belgrade Graduate Business Programs (BGBP) is a partnership between A&M-Commerce and EKOF to offer an MBA. The alliance is committed to the provision of quality higher education in business administration in Serbia and other European countries. The BGBP is not an educational institution or a legal entity, but rather a name for the partnership. BGBP management is facilitated by FLAG International, LLC (FLAG). A&M-Commerce has engaged FLAG to serve as its "Local Agent." In this role, FLAG is responsible for the academic, operational and financial management of the BGBP project on behalf of A&M-Commerce. FLAG works closely with EKOF's designated point of contact to coordinate the BGBP project's promotions, events, administration and classes.

This partnership will ensure that educational opportunities are available in Serbia and the region. This program will provide a personal educational experience for a diverse community of learners. Faculty members from A&M-Commerce spend part of their time teaching at EKOF as well as developing relationships with local service sectors by providing executive education to local businesses. Jointly, EKOF and A&M-Commerce further agree to explore common areas of academic interest and collaboration for possible joint development. Such areas may include: faculty and student enrichment and exchange activities, joint faculty case studies and publications and hosting external events that build upon and promote the content of the MBA program.

A&M-Commerce is seeking retroactive approval of the MBA Program at EKOF and asking permission to close the program once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MBA program, A&M-Commerce plans to allow enrolled students to complete the remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

### ***Cost Implications***

Complete financial information from a third party (FLAG) is not available at this time and the financial projections (Exhibits B and C) included as part of the attached Teaming Agreement with FLAG have not been verified.

The original financial projections for this MBA program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

### ***Effective Date***

March 2011.

Бр. 2504/11  
05 JUL 2012 200 год.  
БЕОГРАД

## MEMORANDUM OF AGREEMENT

Between

Texas A&M University-Commerce

And

Economics Faculty of University of Belgrade

Texas A&M University-Commerce ("A&M-Commerce") and the Economics Faculty of University of Belgrade ("EKOF") have previously executed the Memorandum of Understanding ("MOU") effective on July 5, 2012. A&M-Commerce and EKOF desire to enter into this agreement (the "Agreement") to establish the Belgrade Graduate Business Programs ("BGBP") to offer A&M-Commerce's Masters in Business Administration degree ("BGBP MBA") on the campus of EKOF.

### Agreement

NOW THEREFORE, subject to the terms, conditions, and provisions of such Agreement, the parties agree as follows:

#### **1.0 Terms of Agreement**

- 1.1 This Agreement will commence from the date it is signed by both parties. The Agreement is subject to approval by relevant bodies of both institutions. The Agreement is for three years with primary oversight provided by A&M-Commerce.
- 1.2 Not less than six months before the date upon which this Agreement is due to expire, the parties shall confer to determine if a further agreement should be entered into and, if so, upon what terms and for what period.
- 1.3 Either party may withdraw from this Agreement with 180 days prior written notification, provided, however, that all students enrolled in a course of study at the time of notice of termination shall be given the opportunity to complete such course.

#### **2.0 Management of Program**

- 2.1 The BGBP shall be managed by Flag International, LLC, a Maryland limited liability company ("FLAG"), as a representative of A&M Commerce, and FLAG shall ensure that both A&M-Commerce and EKOF's organizational and administrative requirements are met.
- 2.2 FLAG will provide, produce or arrange, and be responsible for:
  - 2.2.1 Receiving the students' tuition fees.

- 2.2.2 Covering the project costs, including, but not limited to, A&M-Commerce and EKOF professors' fees, FLAG and A&M-Commerce administrative costs, travel and accommodations costs of the project participants, costs of textbooks purchase and delivery, and other costs of the project not listed in the EKOF's list of relevant costs.
- 2.2.3 Keeping the financial records and providing each party to this Agreement with a copy of such financial records.
- 2.2.4 Reporting issued at the end of each Cohort (course) by FLAG, should be accepted by both parties.
- 2.2.5 Marketing, administration and assurance that all courses are appropriately delivered.
- 2.2.6 Airport pick-up and transfer of A&M-Commerce staff to and from the EKOF's campus at commencement and for course instruction.
- 2.3 FLAG will be billed by A&M-Commerce for expenses incurred for faculty who teach in the program that are the primary responsibility of A&M-Commerce and for their travel and appropriate expenses.
- 2.4 The parties shall review the performance of FLAG and its obligations as required by any of the parties, including the financial records, but in any case not less than annually during the term of this Agreement, and based on that, if needed, revise revenue and costs distribution plans for the future.

### 3.0 Courses

- 3.1 Students will enroll in and undertake studies in the BGBP MBA program comprising the subjects as set out in the outline below:
- 3.2 A list of MBA courses is as follows:
 

BA 595:	Applied Business Research
ACCT 525:	Managerial Accounting
FIN 504:	Financial Management
MGT 585:	Managerial Skills Development
BA 578:	Statistical Methods
MGT 527:	Strategic Management
MKT 521:	Marketing Management
MGT 597	Ethics and Leadership
Elective	Managerial Economics
Elective	Macroeconomic Theory and Policy
	MBA project



3.3 The duration of the BGBP MBA program and the educational experience provided will be consistent with the curriculum requirements of A&M-Commerce and with the standards of the accrediting entity for the school or division at A&M-Commerce in which the students are enrolled.

3.4 The BGBP program will be reviewed annually and when appropriate will be revised to meet the A&M-Commerce curriculum requirements and the standards of the accrediting entity.

#### **4.0 Conduct of Courses**

4.1 Courses will commence only upon the costs/fees payable under clause 8.5 having been received by A&M-Commerce.

4.2 A&M-Commerce faculty will deliver 50% of the BGBP MBA courses delivered at EKOF.

4.3 EKOF faculty will deliver 50% of the BGBP MBA courses delivered at EKOF subject to provisions of clause 4.3 through 4.5.

4.4 Courses offered by EKOF for both the BGBP MBA must be offered by EKOF faculty whose qualifications are approved by A&M-Commerce. These requirements stipulate that faculty will possess a doctoral degree in the field and/or sufficient experience to meet SACS requirements with a master's degree and intellectual contribution in the field necessary to maintain currency with respect to the AACSB. EKOF faculty may assist in the instruction without sufficient credentials but not as instructor of record.

4.5 Should EKOF not be able to meet these requirements for faculty, it will allow A&M-Commerce to teach additional courses in the program. Under this arrangement, it will be considered desirable for courses to be team-taught, with A&M-Commerce faculty serving as instructors of record for particular courses, with EKOF faculty assisting in the delivery of the curriculum, thus preserving the spirit of the partnership agreement.

4.6 Both parties will provide appropriately qualified teaching staff for the programs.

#### **5.0 Student Admission and Enrollment**

5.1 Admission to the program courses shall be governed by the admission requirements and criteria set by A&M-Commerce for all students.

5.2 Students will be required to register and provide all documentation through the A&M-Commerce Graduate School for admission prior to starting classes.

5.3 EKOF shall maintain detailed enrollment data with respect to each enrolled student and shall provide such enrollment data as required by A&M-Commerce.

5.4 If English is not the student's native language, he or she must submit an official transcript of the Test of English as a Foreign Language (TOEFL). The paper-based test must have a minimum score of 550. The computer-based test must have a minimum of 213. The IBT must be 79. The TOEFL may be waived if the student has received a degree from a regionally accredited university in the United States. A&M-Commerce may also accept the IETLS with a band of at least 6.5 or higher will be accepted.

#### **6.0 Student Assessment and Examinations**

6.1 Student assessment will be conducted by A&M-Commerce for the courses that its faculty delivery in the program, and student assessment will be conducted by EKOF for the courses that its faculty deliver in the program, both in accordance with the requirements of the A&M-Commerce MBA curriculum requirements for each course.

6.2 Identical standards are equally applied for courses taught in A&M-Commerce on-campus programs.

#### **7.0 Eligibility of Students for Further Studies**

7.1 Graduates of the BGBP MBA program on the campus of EKOF will be considered for admission to further study at A&M-Commerce as if they had earned their degrees in residence at A&M-Commerce. The course of study delivered on the EKOF campus is considered to be equivalent in all respects to the course of study delivered in the United States.

7.2 Students wishing to continue their studies at A&M-Commerce in Commerce must comply with the terms and conditions as outlined by the United States Government for student visas.

#### **8.0 Responsibilities of the Parties**

##### **Economics Faculty of University of Belgrade**

8.1 EKOF will obtain all necessary approvals and licenses from the appropriate authorities for the conduct of the courses.

8.2 EKOF will provide:

8.2.1 All facilities and equipment required for the delivery of the BGBP MBA program.

8.2.2 Assurance that the staff of EKOF will follow the A&M-Commerce curriculum, and utilize teaching resources and teaching schedules as determined by A&M-Commerce.



8.2.3 Assistance in recruiting the students for each intake.

8.2.4 Orientation sessions to inform students and personnel concerning the rules and regulations of EKOF.

8.2.5 Graduation ceremonies at the EKOF campus for the BGBP MBA program for those students completing the program, which representatives of A&M-Commerce will participate in;

### **Texas A&M University-Commerce**

8.3 A&M-Commerce will provide:

8.3.1 Copies of all resources, including teaching materials for the BGBP MBA program;

8.3.2 Criteria for the evaluation of the performance of A&M-Commerce students participating in the BGBP MBA program and provide those criteria to the faculty who is responsible for supervising those students.

### **Joint Responsibilities**

8.4 The Parties agree that the cost of travel, meals, and accommodations for the delivery of lectures by A&M-Commerce faculty, up to three administrators attending graduation, and necessary administrative trips, not to exceed two per year, will be borne by the program prior to the division of excess revenue.

8.5 Tuition for these programs will be \$1250 per course for a total of \$12,500. This is subject to review and revision on an annual basis each January by all parties during the tenure of this agreement.

8.6 All costs incurred in Belgrade related to export taxes on fund transfer (if any) and the promotion and marketing of the programs and recruitment of students as approved by FLAG shall be borne by the program.

## **9.0 Ownership of Contract Material**

9.1 The intellectual property rights (including copyright) in all curriculum material, learning resources and assessment materials provided by A&M-Commerce, in connection with or developed as a result of the delivery of the courses under this agreement, shall vest in A&M-Commerce. EKOF, its employees, and other people concerned shall not, without the prior approval of A&M-Commerce, use reproduce, adapt or modify the material.

## **10.0 Insurance**

10.1 EKOF and A&M-Commerce shall buy and continue to renew adequate insurance for all claims against themselves, their servants, employees, agents or any associated sub-



contractor for the duration of this agreement in respect of any activities carried out in the performance of their obligations under this Agreement.

10.2 EKOF and A&M-Commerce hereby agree to perform and observe all obligations and requirements required of them by law in relation to themselves and their employees, (including, but not limited to, paying all necessary wages, taxes, duties and imposts and taking out and continuing all necessary insurance).

#### 11.0 Miscellaneous


11.1 This Agreement will and the MOU constitute the entire agreements between the parties with respect to the subject matter and no prior or contemporaneous agreement, written or oral, will be effective to vary the terms of those agreements. No amendment to this Agreement shall be effective unless reduced to writing and signed by an authorized representative of each party.

11.2 The parties will comply with all applicable federal, state and local laws, ordinances, and regulations in the performance of this Agreement.

11.3 The Agreement and all related activities shall be conducted in a manner that does not discriminate against any person on a basis prohibited by applicable law, including but not limited to: race, color, national origin, religion, sex, age, veteran status, or disability.

11.4 In the event of a dispute arising out of or relating to this Agreement or its operation, performance or non-performance, the parties agree to make a good faith effort to amicably resolve their dispute on mutually acceptable terms via negotiation. If that should prove unsuccessful after thirty (30) days, then the dispute resolution process provided in Chapter 2260, *Texas Government Code*, and the related rules adopted by the *Texas Attorney General* pursuant to Chapter 2260, shall apply. The parties shall submit written notice of a claim of breach of contract under this chapter to the representative of the undersigned party, who shall examine the claim and any counterclaim and negotiate with the other respective party in an effort to resolve the claim.

**Texas A&M University-Commerce**



By: 

Name: Dr. Dan Jones

Title: President

Date: 05 July 2012

**Economics Faculty of University of Belgrade**

By:   


Name: Marko Backovic, PhD

Title: Dean

Date: 05 JUL 2012



## TEAMING AGREEMENT

*By and between*

*Texas A & M University- Commerce*

*And*

*FLAG International, LLC*

*This agreement made as of the last signature here between Texas A & M University-Commerce, a member of the Texas A&M University System and an agency of the State of Texas having its campus in Commerce, Texas, (hereinafter called A&M-Commerce) and FLAG International, a company having headquarters at 315 Severn Avenue, Annapolis, Maryland (hereinafter called FLAG).*

### RECITALS

**WHEREAS**, the above parties because of their complementary capabilities, have determined that they could gain benefit from a teaming arrangement between their respective organizations, in order to offer A&M-Commerce's AACSB accredited MBA in Bosnia and Serbia via partnerships with locally established universities. These partnerships respectively are entitled "Sarajevo Graduate Business Program (SGBP)" and "Belgrade Graduate Business Program (BGBP)", and hereinafter are called "Partnerships".

**WHEREAS**, each of the parties has concluded that a mutual effort in these Partnerships would enhance the successful cooperation, management and results of these Partnerships.

**WHEREAS**, FLAG shall be responsible for the day-to-day management of the Partnerships and it is envisioned that FLAG will provide advice and technical services in, but not limited to, the areas described in **Exhibit A: Teaming Partner's Anticipated Scope of Work ("SOW")**.

**NOW THEREFORE**, in consideration of the mutual covenants and promises set forth herein, and other good and valuable consideration, the parties agree as follows:

### ARTICLE 1: PROJECT EFFORT

1.1 A&M-Commerce and FLAG shall, in a manner consistent with the parameters set forth herein: (i) plan, manage and maintain Partnerships in which A&M-Commerce participates to ensure successful, profitable and impactful results, (ii) FLAG's corporate capabilities will be utilized to the best advantage for A&M-Commerce, (iii) FLAG's personnel, Short and Long Term, will serve at the pleasure of A&M-Commerce, and (iv) FLAG will provide all reasonable assistance to A&M-Commerce in order to assist in strengthening and expanding their Partnerships.

1.2 Each Party will work with the other in good faith with the objective of developing Partnerships, and each Party shall continue to exert reasonable, good faith efforts toward this objective throughout any and all negotiations concerning a proposed contract or subcontracts with locally established universities in Bosnia and Serbia, which may follow the submission of Partnership proposals.



1.3 If, during the term of this Agreement, a Partnership proposal is accepted, the parties will, to the extent permitted by Government rules, regulations and applicable law, engage in good faith negotiations towards entering into a Partnership contract. A&M Commerce shall have no obligation to enter into any relationship, partnership, or contract having terms and conditions that conflict with State or federal government rules, regulations and applicable law.

## **ARTICLE II: RELATIONSHIP OF THE PARTIES**

The parties shall act as independent entities and the employees of one shall not be deemed to be the employees of the other. The rights and obligations of the parties shall be only those expressly set forth herein. FLAG will not bind nor attempt to bind A&M-Commerce to any agreement or contract. As an independent contractor, FLAG is solely responsible for all taxes, withholdings, and other statutory or contractual obligations of any sort, including but not limited to workers' compensation insurance.

## **ARTICLE III: CONFLICT OF INTEREST**

3.1 FLAG must immediately notify A&M-Commerce if, at any time during the term of this Agreement, FLAG becomes aware that it has an actual or potential conflict of interest, including without limitation a relationship of any nature that may impair or reasonably appear to impair FLAG's objectivity or ability to perform the work assigned.

3.2 As a material obligation hereunder, FLAG agrees that it will not, during the term of this Agreement, form a relationship that results in a conflict of interest.

3.3 To the best of FLAG's knowledge, no member of the Board of Regents of The Texas A&M University System has a direct or indirect financial interest in the transaction that is the subject of this Agreement.

## **ARTICLE IV: BUDGET**

4.1 The financial projections with budget notes contained in Exhibits B and C capture the anticipate revenue pictures for A&M-Commerce's Partnerships in Sarajevo and Belgrade that FLAG will manage on behalf of A&M-Commerce during 2012.

4.2 FLAG's Short Term consultants, Peter Roberts, John Stocker and Dan Gies, all have a daily rate of \$480/day. Long Term personnel are paid in accordance with their salary history and the deliverables in their Work Agreements.

4.3 A short biographical sketch for each Short Term consultant is provided in Exhibit D.

## **ARTICLE V: PROPRIETARY INFORMATION**

The parties do not intend to create, require or use any proprietary information in this relationship.

## **ARTICLE VI: CONFIDENTIALITY**

6.1 FLAG, and its employees, agents, or representatives will not at any time or in any manner, either directly or indirectly, use for the personal benefit of FLAG, or divulge, disclose, or communicate in any manner, any information that is proprietary to A&M-Commerce. FLAG and its employees, agents, and representatives will protect such information and treat it as strictly confidential. This provision will continue to be effective after the termination of this Agreement.

6.2 Upon termination of this Agreement, FLAG will return to A&M-Commerce as directed all records, notes, documentation and other items that were used, created, or controlled by FLAG during the term of this Agreement.

#### **ARTICLE VII: EXPIRATION/TERMINATION OF AGREEMENT**

7.1 This Agreement shall expire upon 31 December 2013, unless otherwise agreed.

7.2 This Agreement may be terminated or extended (not to exceed a term of 5 years) by the mutual, written agreement of both parties.

7.3 Either party may unilaterally terminate this Agreement for any of the following reasons, so long as the terminating party has notified the other party of its intent to terminate and the reason for such termination, and has allowed the other party no less than thirty (30) calendar days prior to the effective termination date in which to cure the stated reason:

- (a) Actual failure of the other party to fulfill its obligations hereunder.
- (b) Anticipated failure of the other party to fulfill its obligations hereunder, or anticipated inability of the other party to perform the work, due to loss or material degradation of capabilities which are essential to the Program requirements.

#### **ARTICLE VIII: NOTICES**

All notices required or permitted hereunder shall be in writing and shall be deemed delivered when delivered in person, sent by confirmed facsimile to the facsimile number below, or one calendar day after being sent by confirmed overnight mail to the address below:

*If to A&M-Commerce:*

Dr. Hal Langford  
Dean  
Texas A&M University – Commerce  
College of Business & Entrepreneurship  
P.O. Box 3011  
Commerce, Texas 75429-3011  
Phone: (903) 886-5191  
Fax: (903) 886-5650  
Email: [Hal.Langford@tamuc.edu](mailto:Hal.Langford@tamuc.edu)

*If to FLAG International, LLC:*

Peter G. Roberts  
Managing Partner  
FLAG International  
315 Severn Avenue  
Annapolis, Maryland 21403  
Phone: (410) 626-9955  
Fax: (410) 626-9956  
Email: [pgroberts@flaginternational.com](mailto:pgroberts@flaginternational.com)



## ARTICLE IX: GOVERNING LAW

This AGREEMENT is construed under and in accordance with the laws of the State of Texas, and is performable in part in Hunt County, Texas. Pursuant to §85.18, *Texas Education Code*, mandatory venue is in Hunt County for all legal proceedings against A&M-Commerce pertaining to this AGREEMENT. Nothing in this AGREEMENT should be construed as being a waiver of sovereign immunity by A&M-Commerce.

## ARTICLE X: RELEASE OF INFORMATION

A&M-Commerce shall have the right to acknowledge FLAG, the nature of the Partnerships, and the dollar value of the Agreement in A&M-Commerce records and reports, in addition to any other information that is required to be disclosed in response to a public information request submitted pursuant to the Texas Public Information Act, Chapter 552, *Texas Government Code*.

## ARTICLE XI: MISCELLANEOUS

11.1 Commitments: Nothing in this Agreement shall grant to either A&M-Commerce or FLAG the right to negotiate or make commitments of any kind for or on behalf of the other party without the prior written consent of the other party.

11.2 No Assignment: In all events, including without limitation mergers, consolidations and sale or transfer of all or substantially all of its assets, neither party may assign this Agreement, in whole or in part, without the prior written approval of the other party.

11.3 Compliance with Laws: In the course of performance hereunder, the parties shall comply with all applicable legal, state and federal laws and regulations.

11.4 Survival: The terms of Article VI shall survive the expiration or earlier termination of this Agreement.

11.5 Waiver: Neither party shall be deemed to have waived any right or remedy unless such waiver is made expressly and in writing.

11.6 Dispute Resolution: The dispute resolution process provided in Chapter 2260, *Texas Government Code*, and the related rules adopted by the Texas Attorney General pursuant to Chapter 2260, shall be used by A&M-Commerce and FLAG to attempt to resolve any claim for breach of contract made by FLAG that cannot be resolved in the ordinary course of business. FLAG shall submit written notice of a claim of breach of contract under this Chapter to the University Contracts Officer of A&M-Commerce, who shall examine FLAG's claim and any counterclaim and negotiate with FLAG in an effort to resolve the claim.

11.7 Force Majeure: Neither party is required to perform any term, condition, or covenant of this Agreement, if performance is prevented or delayed by a natural occurrence, a fire, an act of God, an act of terrorism, an act of war, or other similar occurrence, the cause of which is not reasonably within the control of either party, and which by due diligence either is unable to prevent or overcome.

11.8 Loss of Funding: Performance by A&M-Commerce under this Agreement may be dependent upon the appropriation and allotment of funds by the Texas State Legislature (the "Legislature"). If the Legislature fails to appropriate or allot the necessary funds then A&M-Commerce will issue written notice to FLAG and A&M-Commerce may terminate this



Agreement without further duty or obligation hereunder. FLAG acknowledges that appropriation of funds is beyond the control of A&M-Commerce.

11.9 Non Waiver: A&M-Commerce is an agency of the State of Texas and nothing in the Agreement waives or relinquishes A&M-Commerce's rights to claim any exemptions, privileges, and immunities as may be provided by law.

11.10 Debts or Delinquencies: Pursuant to Section 2252.903, *Texas Government Code*, FLAG agrees that any payments owing to FLAG under this Agreement may be applied directly toward certain debts or delinquencies that FLAG owes the State of Texas or any agency of the State of Texas regardless of when it arises, until such debt or delinquency is paid in full.

11.11 Child Support: Under Section 231.006, *Texas Family Code*, FLAG certifies that the individual or business entity named in this contract is not ineligible to receive the specified grant, loan, or payment and acknowledges that this contract may be terminated and payment may be withheld if this certification is inaccurate.

11.12 Representations and Warranties by FLAG: FLAG warrants, represents, covenants, and agrees that it is duly organized, validly existing and in good standing under the laws of the state of its incorporation or organization and is duly authorized and in good standing to conduct business in the State of Texas, that it has all necessary power and has received all necessary approvals to execute and deliver this Agreement, and the individual executing this Agreement on behalf of FLAG has been duly authorized to act for and bind FLAG.

11.13 Eligibility Certification: Under Section 2155.004, *Texas Government Code*, the FLAG certifies that the individual or business entity named in this contract is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate.

11.14 State Auditor's Office: FLAG understands that any acceptance of funds under this Agreement constitutes acceptance of the authority of the Texas State Auditor's Office, or any successor agency (collectively, "Auditor"), to conduct an audit or investigation in connection with those funds pursuant to Section 51.9335(c), *Texas Education Code*. FLAG agrees to cooperate with the Auditor in the conduct of the audit or investigation, including without limitation providing all records requested. FLAG will include this provision in all contracts with permitted subcontractors.

11.15 Previous Employment: FLAG authorizes that its personnel or representatives have not been employed by a member of The Texas A&M University System within the past twelve (12) months.

11.16 Severability: Each provision of this Agreement is severable. If one provision is declared void, illegal or unenforceable, the remaining paragraphs shall retain their full force and effect.

11.17 Indemnification: FLAG shall indemnify A&M-Commerce against and hold it harmless from losses of whatsoever kind and nature which may be imposed on, incurred by or asserted against A&M-Commerce arising from the FLAG's negligence or bad faith. Neither party shall be liable to the other party for any indirect, special, consequential or punitive damages, including, but not limited to, loss of business or loss of profits, regardless of the form of action, which may arise from the performance, nonperformance, default or other breach of this Agreement.

11.18 Disclaimer: Criteria for determining satisfaction and acceptability are strictly limited to conformance with the requirements of this contract. FLAG acknowledges that the suitability of education services is subjective in nature and the outcome is inherently uncertain and unpredictable. FLAG understands that A&M-Commerce makes no representation, guarantee, or warranty, express or implied, about the outcome of any educational services or partnership relationships that may develop under this Teaming Agreement.

11.19 This Agreement may be modified or amended in writing, if the writing is signed by the parties obligated under the amendment.

11.20 Entire Agreement: The foregoing Articles contain the entire Agreement between the parties, which supersedes any prior oral or written agreements, commitments, understandings, or communications with respect to the subject matter of this Agreement.

***IN WITNESS WHEREOF***, the parties hereto have caused this Agreement to be executed as of the day and year first hereinabove written.

***Texas A&M University - Commerce***

***FLAG International***

By: 

Name: Dr. Dan Jones

Title: President and CEO

Date: July 5, 2012

By: 

Name: Peter G. Roberts

Title: Managing Partner

FLAG International, LLC

Date: July 5, 2012

By: 

Name: Dr. Hal Langford

Title: Dean, College of Business and Entrepreneurship

Date: July 5, 2012



## **EXHIBIT A**

### **FLAG International's SCOPE OF WORK**

This Exhibit A to the Teaming Agreement sets out the anticipated SOW relative to FLAG's anticipated role in the Project, as presently contemplated by the parties. In that regard, it is anticipated that the primary area of responsibility for FLAG will be to serve as the Management Unit for each Partnership designated by A&M-Commerce.

Specific responsibilities will include:

1. Provision of technical expertise and advice in designing, launching and managing a Partnership on an as needed basis;
2. Service as A&M-Commerce 's local representative and liaison with Partnerships;
3. Provision of needed personnel on full time basis with required skills to manage Partnership office on daily basis;
4. Create for A&M-Commerce's approval an annual Business Plan and Operating Agreement for each Partnership, including all desired operational and financial reports directed by A&M-Commerce;
5. Serve as the Business Manager of designated Partnerships in order to capture, in addition to recruiting MBA students, new business for the Partnership;
6. Serve as directed in termination of existing Partnerships and creation of new Partnerships.



**Exhibit B: FINANCIAL PROJECTIONS BGBP**

Revenue (USD)	15 Students	25 students
I. MBA Tuition (\$12,500)	\$187,500.00	\$312,500.00
II. Executive Education		
III. Development Assistance		
TOTAL REVENUE	\$187,500.00	\$312,500.00
EXPENSES		
I. Local Partner - EKOF		
Coordination	\$9,375.00	\$62,500.00
(5% below 20 students, 20% above)		
II. Labor Cost		
Faculty	\$67,500.00	\$67,500.00
Exec Ed. Faculty		
Travel: Faculty(Inclusive)	\$12,500.00	\$12,500.00
Local Representative	\$19,800.00	\$19,800.00
III. A&M-Commerce		
Coordination :	\$9,375.00	\$31,250.00
(5% below 20 students, 10 to 25 students		
10 to 25 students 10%, 20% above 25)		
IV. Flag Costs		
Support: (5% below 25, 10% above)	\$9,375.00	\$31,250.00
V. Direct Costs		
Recruiting and Marketing	\$20,000.00	\$20,000.00
Events (Including Graduation)	\$4,500.00	\$4,500.00
Nonacademic Travel	\$3,500.00	\$3,500.00
Office and Supplies	\$21,600.00	\$21,600.00
VI. Miscellaneous		
Legal/Maintenance/Other	\$2,000.00	\$2,000.00
TOTAL EXPENSES	\$179,525.00	\$276,400.00
SURPLUS	\$7,975.00	\$36,100.00
50% to repay pre cohort 1 cost of		
\$57,500 until all repaid	\$3,987.50	\$18,050.00
Surplus split 40% to EFOF, 40% to TAMUC		
20% to FLAG		
EKOF	\$1,595.00	\$7,220.00
TAMUC	\$1,595.00	\$7,220.00

FLAG	\$797.50	\$3,610.00
------	----------	------------

**Exhibit C: FINANCIAL PROJECTIONS SGSB**

Revenue (USD)	15 Students	25 students
I. MBA Tuition (\$12,500)	\$187,500.00	\$312,500.00
II. Executive Education		
III. Development Assistance		
TOTAL REVENUE	\$187,500.00	\$312,500.00
EXPENSES		
I. Local Partner - IBU		
Coordination		\$43,750.00
(0% below 20 students, 14% above)		
II. Labor Cost		
Faculty	\$67,500.00	\$67,500.00
Exec Ed. Faculty		
Travel: Faculty(Inclusive)	\$12,500.00	\$12,500.00
Local Representative	\$45,000.00	\$45,000.00
III. A&M-Commerce		
Coordination :		\$43,750.00
(0% below 20 students, 14% above)		
IV. Flag Costs		
Support: (0% below 20, 10% above)		\$31,250.00
V. Direct Costs		
Recruiting and Marketing	\$25,000.00	\$25,000.00
Events (Including Graduation)	\$4,500.00	\$4,500.00
Nonacademic Travel	\$3,500.00	\$3,500.00
Office and Supplies	\$21,600.00	\$21,600.00
VI. Miscellaneous		
Legal/Maintenance/Other	\$2,000.00	\$2,000.00
TOTAL EXPENSES	\$181,600.00	\$300,350.00
SURPLUS	\$5,900.00	\$12,150.00
Surpus split 40% to IBU, 40% to TAMUC		
20% to FLAG		
IBU	\$2,360.00	\$4,860.00
TAMUC	\$2,360.00	\$4,860.00

### **Exhibit D: Biographical Sketches of FLAG's Short Term Personnel**

**A. Dan Gies.** With over 15 years of economic development experience in Europe and Eurasia, Mr. Gies is an expert in designing and capturing new business from international donors. He has an MBA from Thunderbird University, speaks both Bosnia and Serbian languages and resides in Belgrade with his family. His primary contribution to FLAG's Work Agreement with A&M-Commerce will be his proposal writing expertise and local insight and relationships needed to secure new development assistance business for each of A&M-Commerce 's Partnerships.

**B. Dr. John Stocker.** Having a combination of teaching experience in MBA programs in both the US and overseas, Dr. Stocker brings excellent academic credentials to the classroom as a finance professor. Dr. Stocker was the original Chief of Party for the USAID program in Bosnia that launched what is now recognized as SGSB. For a period of 5 years he served as the manager of that program on a daily basis. Dr. Stocker brings unique skills to show how a Partnership can bridge the academic and private sectors, ensuring the MBA curricula meets the needs of students and businesses.

**C. Peter Roberts.** With experience as a Departmental Chairman at the U.S. Naval Academy and the Managing Partner of FLAG International, Mr. Roberts brings a business perspective to A&M-Commerce 's Partnerships. In addition to ensuring each Partnership is profitably managed, Mr. Roberts is adept at creating new relationships for the Partnerships within higher education circles of US Agencies, US and foreign embassies, and the private sector. Mr. Roberts is also effective at designing networks and consortia which can link A&M-Commerce 's Partners together more dynamically and productively, ensuring each Partner optimizes their interests and results.

**AGENDA ITEM BRIEFING**

**Submitted by:** Dan R. Jones, President  
Texas A&M University-Commerce

**Subject:** Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at International Burch University in Sarajevo, Bosnia-Herzegovina, and to Close the Program once Enrolled Students have Completed their Course Work

**Proposed Board Action:**

Retroactively authorize Texas A&M University-Commerce (A&M-Commerce) to offer the existing Master of Business Administration (MBA) via distance education (off-campus, face-to-face) at International Burch University (IBU) in Sarajevo, Bosnia-Herzegovina, initiated August 2009, and to close the program once enrolled students have completed their course work.

**Background Information:**

Effective August 2009, the A&M-Commerce MBA curriculum was implemented at IBU, known as the Sarajevo Graduate School of Business (SGSB), through a partnership between A&M-Commerce and IBU. A&M-Commerce failed to obtain Board of Regents approval prior to implementation and is now seeking authorization for this MBA program.

Management of the SGSB MBA program is facilitated by FLAG International, LLC (FLAG). A&M-Commerce engaged FLAG to serve as its "local agent." In this role, FLAG is responsible for the academic, operational and financial management of the SGSB MBA program on behalf of A&M-Commerce. FLAG works closely with IBU's designated point of contact to coordinate the SGSB program's promotions, events, administration and classes.

Enrollment in each cohort was originally projected to have approximately 25 students. The average cohort enrollment was 16 students. The primary target audience is individuals living in Bosnia-Herzegovina. Delivery is provided by IBU and A&M-Commerce faculty, all of whom meet Association to Advance Collegiate Schools of Business standards for academic or professional qualification, as well as Southern Association of Colleges and Schools Commission on Colleges faculty standards.

A&M-Commerce certifies that the existing MBA offered at IBU in Sarajevo, Bosnia-Herzegovina meets the standards and criteria of the Texas Higher Education Coordinating Board as outlined in 19 T.A.C. Chapter 4, Subchapter Q.

Agenda Item No.  
Agenda Item Briefing

A&M-Commerce is seeking retroactive approval of the MBA Program at IBU in Sarajevo and concurrently seeks permission to close the program once currently enrolled students have completed their course work.

In an effort to hold harmless students enrolled in the MBA program, students can complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

**A&M System Funding or Other Financial Implications:**

Complete financial information from the third party operator, FLAG, is not available at this time and the financial projections (Exhibits B and C) included as part of the attached Teaming Agreement with FLAG have not been verified.

The original financial projections for this MBA program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 10, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Retroactive Authorization to Offer Existing Master of Business Administration by Distance Education (off-campus, face-to-face) at International Burch University in Sarajevo, Bosnia-Herzegovina, and to Close the Program once Enrolled Students have Completed their Course Work

I recommend adoption of the following minute order:

**“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 existing Master of Business Administration by distance education (off-campus, face-to-face) at International Burch University in Sarajevo, Bosnia-Herzegovina, initiated August 2009, and to close the program once enrolled students have completed their course work.**

**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.”**

Respectfully submitted,

Dan R. Jones, President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**TEXAS A&M UNIVERSITY-COMMERCE**

**Request to Offer Existing Master's Degree Off-Campus, Face-to-Face**

Master of Business Administration (MBA) at International Burch University (IBU)  
Sarajevo, Bosnia-Herzegovina

**EXECUTIVE SUMMARY**

***Existing Off-Campus, Face-to-Face Degree***

Texas A&M University-Commerce (A&M-Commerce) requests permission to:

Offer existing MBA at International Burch University (IBU) in Sarajevo, Bosnia-Herzegovina.

***Rationale***

Since the end of the war, tremendous opportunities for economic development and enrollment growth for higher education have occurred throughout Sarajevo and the surrounding region. The IBU, a private institution with almost 500 students, conducted a needs analysis for the MBA program and found that the educational demand for a western-style MBA is strong in Bosnia-Herzegovina. Other similar research supports this finding. Operating as the Sarajevo Graduate School of Business (SGSB), A&M-Commerce will assume the program delivery of a successful MBA program with demonstrated sustainability that was formerly offered by Henderson State University (Arkansas). The SGSB is a partnership between A&M-Commerce and IBU. This alliance is committed to the provision of quality higher education in business administration in Sarajevo. Additionally, this venture will provide international visibility for A&M-Commerce, thus supporting the university's mission of globalization.

A&M-Commerce is seeking retroactive approval of the MBA Program at IBU in Sarajevo and concurrently seeks permission to close it once currently enrolled students have completed their courses.

In an effort to hold harmless students enrolled in the MBA program, students can complete remaining courses online via A&M-Commerce's learning management system, *eCollege*. These students will be allowed to complete the courses at the initially agreed upon price.

***Cost Implications***

Complete financial information from the third party operator, FLAG, was not available at the time this proposal was prepared. Therefore, the financial projections (Exhibits B and C) included as part of the attached Teaming Agreement with FLAG have not been verified.

The original financial projections for this MBA program, based on certain growth assumptions, anticipated that it be self-supporting and that no additional financial resources would be needed from the A&M System. In light of the decision to close the program, these growth assumptions will not be realized and any additional financial resources needed to deliver this program until its termination will be provided through locally generated funds.

***Effective Date***

August 2009.



## OPERATIONAL AGREEMENT

13 April 2011

Sarajevo, Bosnia and Herzegovina



This operational agreement (the "Agreement") is made and entered into by and between International Burch University (hereinafter referred to as "IBU"), a private higher education institution registered and recognized by the Ministry of Education and Science of Sarajevo Canton, located in Sarajevo, Bosnia and Herzegovina (B&H), and Texas A&M University-Commerce (hereinafter referred to as "A&M-COMMERCE"), a member of The Texas A&M University System ("TAMUS"), an agency of the State of Texas, located in Commerce, Texas, United States of America (IBU and A&M-COMMERCE, each a "Party" and collectively, the "Parties").

## **I. INTRODUCTION**

The process of economic, political and social integrations of B&H into the European Union necessitates inter-university cooperations.

To be able to realise different challenges in the future, a country needs experts who will be educated in accordance with the accredited study programs in the area of Business administration.

Having in mind this dimension, and with the goal of implementing the Memorandum of Understanding ("MOU") between the Parties dated July 23, 2010, IBU and A&M-COMMERCE are entering into this Agreement to implement a joint II cycle MBA program. The Parties intend that the terms of the MOU are incorporated into this Agreement.

## **II. JOINT PROGRAM**

Both University partners will offer to qualified students an opportunity to enroll and complete the joint MBA program approved by both Universities and in accordance with the requirements of the Association to Advance Collegiate Schools of Business ("AACSB") and the regulations on the higher education in Canton Sarajevo. A&M-COMMERCE will be responsible for obtaining approval of this MBA program from the relevant governing bodies and accreditation organizations in the United States, and IBU will be responsible for the registration of this MBA program in accordance with the regulations on higher education in Sarajevo Canton and obtaining the necessary approval from the education authority in Sarajevo Canton. Both institutions agree to award their degrees as a result of their joint program. Students who fulfill all admission requirements and conditions set by each institution will gain the right to earn the MBA degree from each institution and the academic title of "Master of Business Administration" or "Magistar poslovnog upravljanja." Each institution will appoint a program coordinator for the day-to-day management of the MBA Program.

## **III. CONDITIONS FOR ADMISSION INTO THE MBA PROGRAM**

The right to be admitted into the II cycle MBA program is provided to all students who have completed the first cycle of education (Bologna, or pre-Bologna), as well as candidates who have gained their education outside of Bosnia and Herzegovina, and for whom, after the nostrification process or process of the foreign diploma recognition, it has been concluded that they have completed a necessary level to continue their education.

Exclusively, candidates who completed their studies outside of B&H do have the right for the conditional acceptance into the MBA program before the nostrification process has been completed but with the proof that the process has been initiated and that any possible delays in making of the desired decision is not a result of his/her omission that can be attributed to him/her.

## **IV. LENGTH OF STUDIES**

MBA program second cycle is leading to the title of Master or its equivalent, earned after the undergraduate program has been completed one year and is worth 60 or 120 ECTS points, in a way that when added to the first cycle it is worth 300 ECTS points. The students who completed the I cycle in duration of four years have the right to be admitted into the one-year MBA program, while students coming from a three-year long undergraduate programs will be required to enroll into the two-year MBA program.

## **V. PROCEDURE FOR APPROVAL AND DEFENCE OF THE FINAL WORK**

Students with completed I cycle of studies lasting three years and worth 180 ECTS credits are obliged, in order to be able to get the degree and the academic title given by this joint agreement, to do the final project.

The way, deadline and procedure for approval of the thesis work, academic committee formation and defence of the final work is implemented in accordance with the Higher education law of Canton Sarajevo and Rules of studying in the II cycle at IBU, as well as in accordance with the AACSB accreditation requirements. IBU and A&M-COMMERCE agree to collaborate and determine on a case by case basis how each student can satisfy the final work requirements.

## **VI. USE OF SPACE AND EQUIPMENT**

IBU, as per the curriculum, is responsible for providing the necessary classrooms, as well as the equipment needed for the lectures.

## **VII. ACADEMIC STAFF AND COURSE MATERIALS**

A&M-COMMERCE is responsible for providing the qualified faculty for this program, as well as taking care of the legal procedures necessary for the stay of foreign professors in B&H.

Before each semester starts, A&M-Commerce will submit a list of faculty members and their CVs to IBU, representing that the listed faculty fulfill all the academic criteria required by AACSB.

The faculty fees will be paid by A&M-COMMERCE.

In case that IBU signs an agreement with the faculty member, the fee will be paid from the joint MBA account by IBU. A&M-COMMERCE may engage qualified Bosnian professors to teach in the course and when this is done a contract will be put in place between IBU and the prof's home faculty and A&M-COMMERCE will provide the funding to execute such contracts. All MBA courses will use A&M-COMMERCE designated teaching materials and course syllabi.

## **VIII. STUDENT AGREEMENTS**

The agreement on the studies is made between the IBU and a student, by which their mutual rights and obligations are specified. A copy of this agreement will be provided to A&M-COMMERCE.

Students in each Cohort will pay the tuition, defined by the payment plan, to the joint account in B&H managed by IBU. Turkish Ziraat Bank Bosnia d.d. IBU will provide A&M-COMMERCE with a complete and accurate statement of the financial assets and the money credited to such joint account.

Beneficiary bank address: 921 Bay Ridge Avenue, Annapolis, MD 21403 USA.

IBU will retain its share, 14% of each Cohort's total tuition, from the last one or two planned monthly transfers for that Cohort. Taking this step insures that IBU receives the appropriate amount of its tuition share.

EXCEPTIONS: Should an MBA student work for a non-Bosnian firm who wishes to partially or fully pay that student's tuition in the US, each such situation will be addressed individually and jointly by A&M-COMMERCE, IBU and the firm's financial department to insure proper accounting requirements are met for parties involved.

## **IX. CONDITIONS FOR ACQUISITION AND DISTRIBUTION OF FUNDS**

The details of the distribution of funds will be set forth in accordance with an annual memorandum of understanding and operating agreement between A&M-COMMERCE and IBU. Specifically, IBU will provide A&M-COMMERCE with monthly payments of the total tuition paid by each student (minus the 14% of each Cohort's total tuition retained by IBU and any business activities that utilize IBU's name and/or premises).

## **X. STUDENT FILES**

Student files will be processed by the IBU Student Service and it will be their responsibility to forward the admission paperwork or materials used during exams (application documents, seminar papers, essays, exams, certificates) to the person in charge or archive those themselves.

IBU and A&M-COMMERCE agree that they will at the end of each semester exchange student records, exam results as well as other documents of importance attested by the university stamp or signature of the faculty member in case of exchange of the exam results, and forward those to A&M-COMMERCE.

## **XI. DISPUTIES**

The parties agree to use their best efforts to negotiate in good faith and settle eventual disputes amicably. As a general principle, all disputes shall be resolved at the least senior level appropriate. Unresolved disputes shall be submitted to escalating levels as follows until resolved: (i) the program coordinator at each institution and (ii) the chief executive officer of each institution. Should that instance fail the Municipal Court of Sarajevo shall be the forum for any lawsuits filed incident to this Agreement.



## **XII. COMPLIANCE WITH LAWS**

All activities conducted pursuant to this Agreement shall be conducted in accordance with all applicable laws, rules and regulations appropriate to each institution. In the case of A&M-COMMERCE, these include the laws of the United States of America and of the State of Texas, the rules of A&M-COMMERCE, and the policies and regulations of TAMUS. In the case of IBU, they are the laws, rules and regulations of Bosnia and Herzegovina.

## **XIII. INDEPENDENT CONTRACTORS**

The Parties hereby acknowledge that they are independent contractors, and neither of the Parties nor any of their respective agents, representatives, students or employees shall be construed to be the agent, representative, student or employees of the other Party. In no event shall this Agreement be construed as establishing a partnership, joint venture, joint enterprise or similar relationship between the Parties.

## **XIV. USE OF A&M-COMMERCE's NAME**

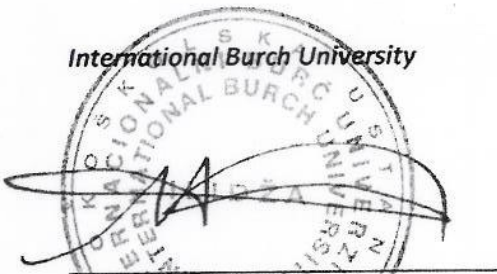
Neither Party shall use the other institution's name, or any name that is likely to suggest that it is related to the other institution, in any advertising, promotion or sales literature without first obtaining the written consent of the other institution.

## **XV. NOTICE**

Any notice to either Party under this Agreement must be in writing signed by the party giving it, and shall be deemed given when received by the Party's designated representative. Notices shall be mailed postage prepaid by U.S. Postal Service first class, certified, or express mail, or other reputable overnight mail service, or hand delivered to the following designated representatives:

IN WITNESS WHEREOF, the Parties have executed this Agreement by their duly authorized officers.

*International Burch University*



Prof. Dr. Hüseyin PADEM

Rector  
Date: July 6, 2012



**INTERNATIONAL  
BURCH  
UNIVERSITY**

*Texas A&M University-Commerce*



Dr. Dan. R. JONES

President  
Date: July 5, 2012





## TEAMING AGREEMENT

*By and between*

*Texas A & M University- Commerce*

*And*

*FLAG International, LLC*

*This agreement made as of the last signature here between Texas A & M University-Commerce, a member of the Texas A&M University System and an agency of the State of Texas having its campus in Commerce, Texas, (hereinafter called A&M-Commerce) and FLAG International, a company having headquarters at 315 Severn Avenue, Annapolis, Maryland (hereinafter called FLAG).*

### RECITALS

**WHEREAS**, the above parties because of their complementary capabilities, have determined that they could gain benefit from a teaming arrangement between their respective organizations, in order to offer A&M-Commerce's AACSB accredited MBA in Bosnia and Serbia via partnerships with locally established universities. These partnerships respectively are entitled "Sarajevo Graduate Business Program (SGBP)" and "Belgrade Graduate Business Program (BGBP)", and hereinafter are called "Partnerships".

**WHEREAS**, each of the parties has concluded that a mutual effort in these Partnerships would enhance the successful cooperation, management and results of these Partnerships.

**WHEREAS**, FLAG shall be responsible for the day-to-day management of the Partnerships and it is envisioned that FLAG will provide advice and technical services in, but not limited to, the areas described in **Exhibit A: Teaming Partner's Anticipated Scope of Work ("SOW")**.

**NOW THEREFORE**, in consideration of the mutual covenants and promises set forth herein, and other good and valuable consideration, the parties agree as follows:

### ARTICLE 1: PROJECT EFFORT

1.1 A&M-Commerce and FLAG shall, in a manner consistent with the parameters set forth herein: (i) plan, manage and maintain Partnerships in which A&M-Commerce participates to ensure successful, profitable and impactful results, (ii) FLAG's corporate capabilities will be utilized to the best advantage for A&M-Commerce, (iii) FLAG's personnel, Short and Long Term, will serve at the pleasure of A&M-Commerce, and (iv) FLAG will provide all reasonable assistance to A&M-Commerce in order to assist in strengthening and expanding their Partnerships.

1.2 Each Party will work with the other in good faith with the objective of developing Partnerships, and each Party shall continue to exert reasonable, good faith efforts toward this objective throughout any and all negotiations concerning a proposed contract or subcontracts with locally established universities in Bosnia and Serbia, which may follow the submission of Partnership proposals.



1.3 If, during the term of this Agreement, a Partnership proposal is accepted, the parties will, to the extent permitted by Government rules, regulations and applicable law, engage in good faith negotiations towards entering into a Partnership contract. A&M Commerce shall have no obligation to enter into any relationship, partnership, or contract having terms and conditions that conflict with State or federal government rules, regulations and applicable law.

## **ARTICLE II: RELATIONSHIP OF THE PARTIES**

The parties shall act as independent entities and the employees of one shall not be deemed to be the employees of the other. The rights and obligations of the parties shall be only those expressly set forth herein. FLAG will not bind nor attempt to bind A&M-Commerce to any agreement or contract. As an independent contractor, FLAG is solely responsible for all taxes, withholdings, and other statutory or contractual obligations of any sort, including but not limited to workers' compensation insurance.

## **ARTICLE III: CONFLICT OF INTEREST**

3.1 FLAG must immediately notify A&M-Commerce if, at any time during the term of this Agreement, FLAG becomes aware that it has an actual or potential conflict of interest, including without limitation a relationship of any nature that may impair or reasonably appear to impair FLAG's objectivity or ability to perform the work assigned.

3.2 As a material obligation hereunder, FLAG agrees that it will not, during the term of this Agreement, form a relationship that results in a conflict of interest.

3.3 To the best of FLAG's knowledge, no member of the Board of Regents of The Texas A&M University System has a direct or indirect financial interest in the transaction that is the subject of this Agreement.

## **ARTICLE IV: BUDGET**

4.1 The financial projections with budget notes contained in Exhibits B and C capture the anticipate revenue pictures for A&M-Commerce's Partnerships in Sarajevo and Belgrade that FLAG will manage on behalf of A&M-Commerce during 2012.

4.2 FLAG's Short Term consultants, Peter Roberts, John Stocker and Dan Gies, all have a daily rate of \$480/day. Long Term personnel are paid in accordance with their salary history and the deliverables in their Work Agreements.

4.3 A short biographical sketch for each Short Term consultant is provided in Exhibit D.

## **ARTICLE V: PROPRIETARY INFORMATION**

The parties do not intend to create, require or use any proprietary information in this relationship.

## **ARTICLE VI: CONFIDENTIALITY**

6.1 FLAG, and its employees, agents, or representatives will not at any time or in any manner, either directly or indirectly, use for the personal benefit of FLAG, or divulge, disclose, or communicate in any manner, any information that is proprietary to A&M-Commerce. FLAG and its employees, agents, and representatives will protect such information and treat it as strictly confidential. This provision will continue to be effective after the termination of this Agreement.

6.2 Upon termination of this Agreement, FLAG will return to A&M-Commerce as directed all records, notes, documentation and other items that were used, created, or controlled by FLAG during the term of this Agreement.

#### **ARTICLE VII: EXPIRATION/TERMINATION OF AGREEMENT**

7.1 This Agreement shall expire upon 31 December 2013, unless otherwise agreed.

7.2 This Agreement may be terminated or extended (not to exceed a term of 5 years) by the mutual, written agreement of both parties.

7.3 Either party may unilaterally terminate this Agreement for any of the following reasons, so long as the terminating party has notified the other party of its intent to terminate and the reason for such termination, and has allowed the other party no less than thirty (30) calendar days prior to the effective termination date in which to cure the stated reason:

- (a) Actual failure of the other party to fulfill its obligations hereunder.
- (b) Anticipated failure of the other party to fulfill its obligations hereunder, or anticipated inability of the other party to perform the work, due to loss or material degradation of capabilities which are essential to the Program requirements.

#### **ARTICLE VIII: NOTICES**

All notices required or permitted hereunder shall be in writing and shall be deemed delivered when delivered in person, sent by confirmed facsimile to the facsimile number below, or one calendar day after being sent by confirmed overnight mail to the address below:

*If to A&M-Commerce:*

Dr. Hal Langford  
Dean  
Texas A&M University – Commerce  
College of Business & Entrepreneurship  
P.O. Box 3011  
Commerce, Texas 75429-3011  
Phone: (903) 886-5191  
Fax: (903) 886-5650  
Email: [Hal.Langford@tamuc.edu](mailto:Hal.Langford@tamuc.edu)

*If to FLAG International, LLC:*

Peter G. Roberts  
Managing Partner  
FLAG International  
315 Severn Avenue  
Annapolis, Maryland 21403  
Phone: (410) 626-9955  
Fax: (410) 626-9956  
Email: [pgroberts@flaginternational.com](mailto:pgroberts@flaginternational.com)



## ARTICLE IX: GOVERNING LAW

This AGREEMENT is construed under and in accordance with the laws of the State of Texas, and is performable in part in Hunt County, Texas. Pursuant to §85.18, *Texas Education Code*, mandatory venue is in Hunt County for all legal proceedings against A&M-Commerce pertaining to this AGREEMENT. Nothing in this AGREEMENT should be construed as being a waiver of sovereign immunity by A&M-Commerce.

## ARTICLE X: RELEASE OF INFORMATION

A&M-Commerce shall have the right to acknowledge FLAG, the nature of the Partnerships, and the dollar value of the Agreement in A&M-Commerce records and reports, in addition to any other information that is required to be disclosed in response to a public information request submitted pursuant to the Texas Public Information Act, Chapter 552, *Texas Government Code*.

## ARTICLE XI: MISCELLANEOUS

11.1 Commitments: Nothing in this Agreement shall grant to either A&M-Commerce or FLAG the right to negotiate or make commitments of any kind for or on behalf of the other party without the prior written consent of the other party.

11.2 No Assignment: In all events, including without limitation mergers, consolidations and sale or transfer of all or substantially all of its assets, neither party may assign this Agreement, in whole or in part, without the prior written approval of the other party.

11.3 Compliance with Laws: In the course of performance hereunder, the parties shall comply with all applicable legal, state and federal laws and regulations.

11.4 Survival: The terms of Article VI shall survive the expiration or earlier termination of this Agreement.

11.5 Waiver: Neither party shall be deemed to have waived any right or remedy unless such waiver is made expressly and in writing.

11.6 Dispute Resolution: The dispute resolution process provided in Chapter 2260, *Texas Government Code*, and the related rules adopted by the Texas Attorney General pursuant to Chapter 2260, shall be used by A&M-Commerce and FLAG to attempt to resolve any claim for breach of contract made by FLAG that cannot be resolved in the ordinary course of business. FLAG shall submit written notice of a claim of breach of contract under this Chapter to the University Contracts Officer of A&M-Commerce, who shall examine FLAG's claim and any counterclaim and negotiate with FLAG in an effort to resolve the claim.

11.7 Force Majeure: Neither party is required to perform any term, condition, or covenant of this Agreement, if performance is prevented or delayed by a natural occurrence, a fire, an act of God, an act of terrorism, an act of war, or other similar occurrence, the cause of which is not reasonably within the control of either party, and which by due diligence either is unable to prevent or overcome.

11.8 Loss of Funding: Performance by A&M-Commerce under this Agreement may be dependent upon the appropriation and allotment of funds by the Texas State Legislature (the "Legislature"). If the Legislature fails to appropriate or allot the necessary funds then A&M-Commerce will issue written notice to FLAG and A&M-Commerce may terminate this



Agreement without further duty or obligation hereunder. FLAG acknowledges that appropriation of funds is beyond the control of A&M-Commerce.

11.9 Non Waiver: A&M-Commerce is an agency of the State of Texas and nothing in the Agreement waives or relinquishes A&M-Commerce's rights to claim any exemptions, privileges, and immunities as may be provided by law.

11.10 Debts or Delinquencies: Pursuant to Section 2252.903, *Texas Government Code*, FLAG agrees that any payments owing to FLAG under this Agreement may be applied directly toward certain debts or delinquencies that FLAG owes the State of Texas or any agency of the State of Texas regardless of when it arises, until such debt or delinquency is paid in full.

11.11 Child Support: Under Section 231.006, *Texas Family Code*, FLAG certifies that the individual or business entity named in this contract is not ineligible to receive the specified grant, loan, or payment and acknowledges that this contract may be terminated and payment may be withheld if this certification is inaccurate.

11.12 Representations and Warranties by FLAG: FLAG warrants, represents, covenants, and agrees that it is duly organized, validly existing and in good standing under the laws of the state of its incorporation or organization and is duly authorized and in good standing to conduct business in the State of Texas, that it has all necessary power and has received all necessary approvals to execute and deliver this Agreement, and the individual executing this Agreement on behalf of FLAG has been duly authorized to act for and bind FLAG.

11.13 Eligibility Certification: Under Section 2155.004, *Texas Government Code*, the FLAG certifies that the individual or business entity named in this contract is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate.

11.14 State Auditor's Office: FLAG understands that any acceptance of funds under this Agreement constitutes acceptance of the authority of the Texas State Auditor's Office, or any successor agency (collectively, "Auditor"), to conduct an audit or investigation in connection with those funds pursuant to Section 51.9335(c), *Texas Education Code*. FLAG agrees to cooperate with the Auditor in the conduct of the audit or investigation, including without limitation providing all records requested. FLAG will include this provision in all contracts with permitted subcontractors.

11.15 Previous Employment: FLAG authorizes that its personnel or representatives have not been employed by a member of The Texas A&M University System within the past twelve (12) months.

11.16 Severability: Each provision of this Agreement is severable. If one provision is declared void, illegal or unenforceable, the remaining paragraphs shall retain their full force and effect.

11.17 Indemnification: FLAG shall indemnify A&M-Commerce against and hold it harmless from losses of whatsoever kind and nature which may be imposed on, incurred by or asserted against A&M-Commerce arising from the FLAG's negligence or bad faith. Neither party shall be liable to the other party for any indirect, special, consequential or punitive damages, including, but not limited to, loss of business or loss of profits, regardless of the form of action, which may arise from the performance, nonperformance, default or other breach of this Agreement.



11.18 Disclaimer: Criteria for determining satisfaction and acceptability are strictly limited to conformance with the requirements of this contract. FLAG acknowledges that the suitability of education services is subjective in nature and the outcome is inherently uncertain and unpredictable. FLAG understands that A&M-Commerce makes no representation, guarantee, or warranty, express or implied, about the outcome of any educational services or partnership relationships that may develop under this Teaming Agreement.

11.19 This Agreement may be modified or amended in writing, if the writing is signed by the parties obligated under the amendment.

11.20 Entire Agreement: The foregoing Articles contain the entire Agreement between the parties, which supersedes any prior oral or written agreements, commitments, understandings, or communications with respect to the subject matter of this Agreement.

***IN WITNESS WHEREOF***, the parties hereto have caused this Agreement to be executed as of the day and year first hereinabove written.

***Texas A&M University - Commerce***

***FLAG International***

By: 

Name: Dr. Dan Jones

Title: President and CEO

Date: July 5, 2012

By: 

Name: Peter G. Roberts

Title: Managing Partner

FLAG International, LLC

Date: July 5, 2012

By: 

Name: Dr. Hal Langford

Title: Dean, College of Business and Entrepreneurship

Date: July 5, 2012

## **EXHIBIT A**

### **FLAG International's SCOPE OF WORK**

This Exhibit A to the Teaming Agreement sets out the anticipated SOW relative to FLAG's anticipated role in the Project, as presently contemplated by the parties. In that regard, it is anticipated that the primary area of responsibility for FLAG will be to serve as the Management Unit for each Partnership designated by A&M-Commerce.

Specific responsibilities will include:

1. Provision of technical expertise and advice in designing, launching and managing a Partnership on an as needed basis;
2. Service as A&M-Commerce 's local representative and liaison with Partnerships;
3. Provision of needed personnel on full time basis with required skills to manage Partnership office on daily basis;
4. Create for A&M-Commerce's approval an annual Business Plan and Operating Agreement for each Partnership, including all desired operational and financial reports directed by A&M-Commerce;
5. Serve as the Business Manager of designated Partnerships in order to capture, in addition to recruiting MBA students, new business for the Partnership;
6. Serve as directed in termination of existing Partnerships and creation of new Partnerships.

**Exhibit B: FINANCIAL PROJECTIONS BGBP**

Revenue (USD)	15 Students	25 students
I. MBA Tuition (\$12,500)	\$187,500.00	\$312,500.00
II. Executive Education		
III. Development Assistance		
TOTAL REVENUE	\$187,500.00	\$312,500.00
EXPENSES		
I. Local Partner - EKOF		
Coordination	\$9,375.00	\$62,500.00
(5% below 20 students, 20% above)		
II. Labor Cost		
Faculty	\$67,500.00	\$67,500.00
Exec Ed. Faculty		
Travel: Faculty(Inclusive)	\$12,500.00	\$12,500.00
Local Representative	\$19,800.00	\$19,800.00
III. A&M-Commerce		
Coordination :	\$9,375.00	\$31,250.00
(5% below 20 students, 10 to 25 students		
10 to 25 students 10%, 20% above 25)		
IV. Flag Costs		
Support: (5% below 25, 10% above)	\$9,375.00	\$31,250.00
V. Direct Costs		
Recruiting and Marketing	\$20,000.00	\$20,000.00
Events (Including Graduation)	\$4,500.00	\$4,500.00
Nonacademic Travel	\$3,500.00	\$3,500.00
Office and Supplies	\$21,600.00	\$21,600.00
VI. Miscellaneous		
Legal/Maintenance/Other	\$2,000.00	\$2,000.00
TOTAL EXPENSES	\$179,525.00	\$276,400.00
SURPLUS	\$7,975.00	\$36,100.00
50% to repay pre cohort 1 cost of		
\$57,500 until all repaid	\$3,987.50	\$18,050.00
Surplus split 40% to EFOF, 40% to TAMUC		
20% to FLAG		
EKOF	\$1,595.00	\$7,220.00
TAMUC	\$1,595.00	\$7,220.00

FLAG	\$797.50	\$3,610.00
------	----------	------------

**Exhibit C: FINANCIAL PROJECTIONS SGSB**

Revenue (USD)	15 Students	25 students
I. MBA Tuition (\$12,500)	\$187,500.00	\$312,500.00
II. Executive Education		
III. Development Assistance		
TOTAL REVENUE	\$187,500.00	\$312,500.00
EXPENSES		
I. Local Partner - IBU		
Coordination		\$43,750.00
(0% below 20 students, 14% above)		
II. Labor Cost		
Faculty	\$67,500.00	\$67,500.00
Exec Ed. Faculty		
Travel: Faculty(Inclusive)	\$12,500.00	\$12,500.00
Local Representative	\$45,000.00	\$45,000.00
III. A&M-Commerce		
Coordination :		\$43,750.00
(0% below 20 students, 14% above)		
IV. Flag Costs		
Support: (0% below 20, 10% above)		\$31,250.00
V. Direct Costs		
Recruiting and Marketing	\$25,000.00	\$25,000.00
Events (Including Graduation)	\$4,500.00	\$4,500.00
Nonacademic Travel	\$3,500.00	\$3,500.00
Office and Supplies	\$21,600.00	\$21,600.00
VI. Miscellaneous		
Legal/Maintenance/Other	\$2,000.00	\$2,000.00
TOTAL EXPENSES	\$181,600.00	\$300,350.00
SURPLUS	\$5,900.00	\$12,150.00
Surpus split 40% to IBU, 40% to TAMUC		
20% to FLAG		
IBU	\$2,360.00	\$4,860.00
TAMUC	\$2,360.00	\$4,860.00



### **Exhibit D: Biographical Sketches of FLAG's Short Term Personnel**

**A. Dan Gies.** With over 15 years of economic development experience in Europe and Eurasia, Mr. Gies is an expert in designing and capturing new business from international donors. He has an MBA from Thunderbird University, speaks both Bosnia and Serbian languages and resides in Belgrade with his family. His primary contribution to FLAG's Work Agreement with A&M-Commerce will be his proposal writing expertise and local insight and relationships needed to secure new development assistance business for each of A&M-Commerce 's Partnerships.

**B. Dr. John Stocker.** Having a combination of teaching experience in MBA programs in both the US and overseas, Dr. Stocker brings excellent academic credentials to the classroom as a finance professor. Dr. Stocker was the original Chief of Party for the USAID program in Bosnia that launched what is now recognized as SGSB. For a period of 5 years he served as the manager of that program on a daily basis. Dr. Stocker brings unique skills to show how a Partnership can bridge the academic and private sectors, ensuring the MBA curricula meets the needs of students and businesses.

**C. Peter Roberts.** With experience as a Departmental Chairman at the U.S. Naval Academy and the Managing Partner of FLAG International, Mr. Roberts brings a business perspective to A&M-Commerce 's Partnerships. In addition to ensuring each Partnership is profitably managed, Mr. Roberts is adept at creating new relationships for the Partnerships within higher education circles of US Agencies, US and foreign embassies, and the private sector. Mr. Roberts is also effective at designing networks and consortia which can link A&M-Commerce 's Partners together more dynamically and productively, ensuring each Partner optimizes their interests and results.

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Ray M. Keck, III, President  
Texas A&M International University

**Subject:** Approval of Amended Mission Statement, and Authorization to Request  
Approval from the Texas Higher Education Coordinating Board

### **Proposed Board Action:**

Approve the amended mission statement for Texas A&M International University (TAMIU), and authorize submission of this request to the Texas Higher Education Coordinating Board (THECB) for approval.

### **Background Information:**

State statute *The Texas Education Code*, Section 61.051(e) requires that the THECB review public universities' and health-related institutions' degree programs, role and mission statements and Table of Programs every four years. System Policy [03.02, Policies for the Establishment and Revision of Mission Statements and Tables of Programs](#), requires that system members obtain approval from the Board of Regents for the creation or revision of mission statements, tables of programs, degree programs, administrative changes and other actions requiring THECB approval.

This submission is in response to TAMIU's four-year review cycle of its current mission in light of the vision, values, goals and objectives outlined in its strategic plan. It was determined that the current mission statement should be simplified to more directly express the university's strong commitment to preparing students for leadership roles in an increasingly complex, culturally diverse state, national and global society.

A copy of TAMIU's existing mission statement and the amended version are attached. Amendments to TAMIU's table of programs are not being requested at this time.

### **A&M System Funding or Other Financial Implications:**

There are no funding implications for this four-year review cycle requesting amendments to the mission statement.

Agenda Item No.

**TEXAS A&M INTERNATIONAL UNIVERSITY**

Office of the President

August 23, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Amended Mission Statement, and Authorization to Request Approval  
from the Texas Higher Education Coordinating Board

I recommend approval of the following minute order:

**“The Board of Regents of The Texas A&M University System  
approves the amended Mission Statement for Texas A&M International  
University as shown in Exhibit .**

**The Board also authorizes submission of Texas A&M International  
University’s amended Mission Statement to the Texas Higher Education  
Coordinating Board for approval.”**

Respectfully submitted,

Ray M. Keck, III, President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**Texas A&M International University  
Amended Mission Statement**

**MISSION STATEMENT**

Texas A&M International University (TAMIU), a member of The Texas A&M University System, prepares students for leadership roles in an increasingly complex, culturally diverse state, national, and global society. TAMIU provides a learning environment built on a solid academic foundation in the arts and sciences. The University offers a range of baccalaureate and master's programs and the Doctor of Philosophy degree in International Business Administration. In addition, the University pursues a progressive agenda for global study and understanding across all disciplines.

Through instruction, faculty and student research, and public service, TAMIU improves the quality of life for citizens of the border region, the state of Texas, and national and international communities.

**VISION**

TAMIU aspires to become a premier international university, serving as the agent of change for the people of the region, the nation, and the world through multicultural teaching, research, and service.



**EXISTING  
MISSION STATEMENT**

**INSTITUTION:** Texas A&M International University

**MISSION**

Texas A&M International University (TAMIU), a Member of The Texas A&M University System, prepares students for leadership roles in their chosen profession in an increasingly complex, culturally diverse state, national, and global society. A&M International provides students with a learning environment anchored by the highest quality programs built on a solid academic foundation in the arts and sciences. To fulfill its mission, the University offers a range of baccalaureate and master's programs and the Doctor of Philosophy degree in International Business Administration. In addition to offering excellent undergraduate and graduate programs, the University pursues a progressive agenda for global study and understanding across all disciplines.

Through instruction, faculty and student research, and public service, Texas A&M International University embodies a strategic point of delivery for well-defined programs and services that improve the quality of life for citizens of the border region, the State of Texas, and national and international communities.

## Texas A&M International University Existing Mission Statement (WITH ANNOTATIONS)

### MISSION

Texas A&M International University (TAMIU), a ~~M~~member of The Texas A&M University System, prepares students for leadership roles in ~~their chosen profession in~~ an increasingly complex, culturally diverse state, national, and global society. ~~A&M International~~TAMIU provides ~~students with~~ a learning environment ~~anchored by the highest quality programs~~ built on a solid academic foundation in the arts and sciences. ~~To fulfill its mission,~~ ~~t~~The University offers a range of baccalaureate and master's programs and the Doctor of Philosophy degree in International Business Administration. In addition, ~~to offering excellent undergraduate and graduate programs,~~ the University pursues a progressive agenda for global study and understanding across all disciplines.

Through instruction, faculty and student research, and public service, ~~Texas A&M International University~~ ~~TAMIU embodies a strategic point of delivery for well defined programs and services~~ ~~that~~ improves the quality of life for citizens of the border region, the ~~S~~state of Texas, and national and international communities.

### VISION

TAMIU aspires to become a premier international university, serving as the agent of change for the people of the region, the nation, and the world through multicultural teaching, research, and service.

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Ray M. Keck, III, President/CEO  
Texas A&M International University

**Subject:** Approval of Preliminary Authority for New Bachelor of Science Degree with a Major in Petroleum Engineering, and Authorization to Request Approval from the Texas Higher Education Coordinating Board

### **Proposed Board Action:**

Approve the preliminary authority request to propose a new degree program at Texas A&M International University (TAMIU) leading to a Bachelor of Science (B.S.) degree with a major in Petroleum Engineering and authorize the submission of the preliminary authority request to the Texas Higher Education Coordinating Board (THECB) for approval.

### **Background Information:**

Engineering is the one area where preliminary authority is required before an institution can propose new programs at the bachelor's or master's level. TAMIU currently has a B.S. in Systems Engineering (approved in 2007). Enrollment in this program has been strong with majors increasing five-fold (34 vs. 178) since fall 2008.

The new degree program would be aligned with THECB guidelines related to the development of new engineering programs and would comply with THECB recommendations related to improving transfer and student success in engineering programs (*Tuning of Engineering*). The program would:

- Be developed only as sufficient resources became available to the university.
- Be designed to meet projected regional and state-wide workforce needs.
- Emphasize recruitment of underrepresented students and faculty.
- Include a strong effort to recruit Texas and U.S. students into the program.
- Promote transfer of students from local and regional community colleges.

### **A&M System Funding or Other Financial Implications:**

The B.S. in Petroleum Engineering would be developed in line with available resources. There is strong local and regional support for the program. Various fundraising efforts will be pursued to help provide some of the needed start-up funding.

Agenda Item No.

**TEXAS A&M INTERNATIONAL UNIVERSITY**

Office of the President

August 11, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Preliminary Authority for New Bachelor of Science Degree with a Major in Petroleum Engineering, and Authorization to Request Approval from the Texas Higher Education Coordinating Board

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System approves the preliminary authority request of Texas A&M International University to develop a new Bachelor of Science degree program with a major in Petroleum Engineering.**

**The Board also authorizes submission of Texas A&M International University’s preliminary authority request to the Texas Higher Education Coordinating Board for approval.”**

Respectfully submitted,

Ray M. Keck, III  
President and CEO

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**Texas A&M International University**  
Preliminary Authority Request for  
Bachelor of Science degree  
with a major in Petroleum Engineering (CIP 14.2501.00)

**Program Review Outline**

---

**BACKGROUND & PROGRAM DESCRIPTION**

Texas A&M International University (TAMIU) is requesting expanded authority at the baccalaureate level in engineering to allow the planning of a Bachelor of Science (B.S.) in Petroleum Engineering. The focus of the program would be to meet local and regional needs of industry, collaborating with Laredo Community College (LCC), and build on efforts to expand the Science, Technology, Engineering, Mathematics (STEM) pipeline in this region and throughout the state of Texas.

The program will be designed to engender high success rates and to promote transfer from LCC. The overarching theme will be to produce well-qualified graduates who will be equipped with knowledge and skills to plan and supervise drilling operations, design and select production equipment, estimate reserves and analyze oil and gas properties. The focus of the program will be to produce petroleum engineers who have an understanding of production, process or reservoir engineering. Potential employers include oil companies such as Halliburton, Chesapeake, British Petroleum, Killam Oil, Lewis Energy and Conoco, refineries, state and federal agencies, oil producers and consulting firms.

Implementation will depend on when planning authority and program approvals are obtained. Desired implementation date, depending on funding: 2014

**I. Need For a Program in Terms of Present and Future Vocational Needs of the State**

The Eagle Ford Shale is one of the largest oil discoveries in the United States with estimates ranging from seven billion to 20 billion barrels of oil. It is expected that oil drilling and production will continue for at least 20 years and possibly 50 years (as technology improves). Economic estimates indicate that overall job creation could eclipse 68,000 by the year 2020 (Eagle Ford Shale blog, June 2011). *The San Antonio Business Journal* reported an 18% increase in oil-related jobs created in Bexar County in 2011 alone. Over 40 advertisements for petroleum engineers were noted in a recent review of the classified section of the Washington Post (August 10, 2012).

The need for additional petroleum engineering graduates in South Texas is supported by a wide range of evidence, including Texas Workforce projections, independent studies and surveys of regional and local industries, especially the gas and oil industry and TAMIU's Engineering Advisory Board. The most recent projections from the U.S. Bureau of Labor Statistics cites the demand for petroleum engineers will grow from a total employment of 30,200 in 2010 to 35,300 in 2020. This represents an increase of 17%. Average starting salary offers for graduates of bachelor's degree programs in petroleum engineering is \$84,121 and the average salary is \$114,000.

Texas employment of petroleum engineers in 2008, as reported by the Texas Workforce Commission, was 13,449. The 2018 projected Texas employment of petroleum engineers is 20,140. This represents an absolute increase of 6,700 or 49.9%. The Texas Workforce Commission also reports average openings of 280 per year due to replacement and an additional 670 per year to meet the growth. Thus, a large gap between the production of petroleum engineers and industrial demand is growing. Currently, there are nearly 700 openings for petroleum engineers in the greater Houston area (Indeed Search) and Engineering Jobs lists over 400 openings, mostly in the Eagle Ford Shale area. However, the existing bachelor's degree petroleum engineering programs in Texas produced an average of 300 graduates annually over the past three years (THECB).

The proposed petroleum engineering program will help address the growth in demand for engineers in South Texas and the state and meet the career goals of students in Laredo and the surrounding communities. It will also support TAMIU's goal of improving research capabilities by improving infrastructure and providing additional resources.

## **II. Relationship to Existing Programs**

The addition of petroleum engineering would generate synergies with the B.S. degree in Systems Engineering as well as with other undergraduate programs in chemistry, physics and geology. TAMIU's enrollment and degree production are strong in science and engineering and having a petroleum engineering program would support the university's goal of becoming more research-focused. The pre-engineering curriculum would constitute the first two years of the petroleum engineering curriculum. Also, the petroleum engineering program would share some upper-level courses and several laboratory facilities with systems engineering.

## **III. Existing State Programs**

Undergraduate degrees in petroleum engineering are offered at five institutions in Texas: Texas A&M University, the University of Texas at Austin, Texas Tech, the University of Houston (UH) and the University of Texas of the Permian Basin (UT-PB). The UH and UT-PB programs have only recently been established and have not produced graduates. Texas A&M University-Kingsville was recently approved for a bachelor's degree in Natural Gas Engineering so has not graduated any students. The three institutions with graduates have produced roughly 50% of the number of graduates in petroleum engineering needed to meet the demand in Texas and they do not have the capacity to produce more (cf MySanAntonio, 7 August 2012). Therefore, this program would not duplicate existing programs.

## **IV. Critical Mass of Students and Faculty**

Enrollment in engineering at TAMIU has increased from 34 students in fall 2007 to 182 students in fall 2011. Enrollment in pre-engineering is currently around 114 while enrollment in Systems Engineering is 68. The proposed program would provide the pre-engineering students at TAMIU an opportunity to pursue a degree in a growing field. In

a recent survey of freshman pre-engineering students, 66% indicated that it would be likely or highly likely that they would pursue a degree in petroleum engineering if one were available at TAMU. These students indicated that the potential for a high-paying job in this region was a primary factor in answering positive. In that same survey, 40% of high school students polled indicated that they were interested or very interested in pursuing a degree in petroleum engineering. Again, the major reason given was high-paying jobs that would allow them to remain in the region. Thus, there is strong interest in this region.

TAMU has been very successful in recent years in attracting highly qualified faculty. There are four tenured or tenure-track faculty with Ph.D.s in engineering, two with Ph.D.s in geology and four tenure/tenure-track faculty members in chemistry. In order to begin baccalaureate programs in petroleum engineering, it is anticipated hiring three additional faculty in petroleum engineering and two new faculty in the geosciences. We also have support faculty in physics, mathematics, and computer science.

## POLICY REVIEW COMMITTEE

(Agenda Items 10-14)

### Agenda Items

10	Approval of Revisions to System Policy 51.01 ( <i>Capital Planning</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
11	Approval of Revisions to System Policy 51.02 ( <i>Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
12	Approval of Revisions to System Policy 51.03 ( <i>Art Acquisitions for New and Renovated Facilities</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
13	Approval of Revisions to System Policy 51.04 ( <i>Delegations of Authority on Construction Projects</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System
14	Approval of Revisions to System Policy 51.05 ( <i>Furnishing and Equipping New and Renovated Buildings</i> ) ( <i>This item will also be considered by the Committee on Buildings and Physical Plant</i> )	A&M System



Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.01, Capital Planning*

**Proposed Board Action:**

Approve substantive revisions to System Policy *51.01, Capital Planning*.

**Background Information:**

Proposed revisions to this policy include the following:

**Section 2.4:** The revision in wording allows the member to administer its own pre-planning and planning studies for new construction, additions and repair, renovation or rehabilitation capital projects.

**Section 4:** The term “project administrator” is introduced to refer to the Office of Facilities Planning & Construction (FPC) or member, whoever is administering the project. The term is inserted at several locations throughout the policy. This is to accommodate the members being allowed to administer construction projects of less than \$10 million.

**Section 5.5:** The revision is to clarify the statutory requirements for a performance bond and a payment bond on construction projects.

Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.01, Capital Planning*.

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.01, Capital Planning*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.01 Capital Planning

Approved February 27, 1995 (MO 44-95)  
Revised July 23, 1998 (MO 135-98)  
Revised May 27, 1999 (MO 101-1999)  
Revised October 28, 2005 (MO 199-2005)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 396-2008)  
Revised September 25, 2009 (MO 216-2009)  
Revised May 4, 2012 (MO 085-2012)  
Revised November 2, 2012 (MO -2012)  
Next Scheduled Review: May 4November 2, 2014



---

### Policy Statement

Capital projects identified by members of The Texas A&M University System (system) are compiled into the five-year capital plan which also identifies available resources for project funding or debt repayment.

---

### Reason for Policy

Capital needs shall be determined as part of a long-term planning process to identify new construction, repairs, renovations, rehabilitation of existing facilities, real property acquisitions and other capital projects.

---

### Procedures and Responsibilities

#### 1. APPROVAL OF CAPITAL PLAN

- 1.1 Each fiscal year the Board of Regents (board) will approve the capital plan for the next five years.
- 1.2 Projects not included on the approved capital plan will be presented to the board as exceptions.
- 1.3 Board approval shall constitute approval for initiation of the next fiscal year's projects and of funding sources identified on the capital plan.
- 1.4 Board approval authorizes the appropriation of up to 10% of the planning amount for next fiscal year's proposed projects for pre-construction activities as defined in System Policy 51.04, *Delegations of Authority on Construction Projects*.

## 2. CAPITAL PLAN PROJECTS

### 2.1 Capital projects are defined as:

- (a) New construction of buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (b) Additions to buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (c) Repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more.
- (d) Real property acquisitions.
- (e) Projects or acquisitions funded using Higher Education Fund (HEF), Permanent University Fund (PUF) and/or Revenue Financing System (RFS) debt proceeds.

### 2.2 For each project to be included on the capital plan, the following information will be provided by the member.

- (a) Name of project.
- (b) Description of project.
- (c) If new construction or addition, assignable net square ~~feet~~<sup>feet</sup>, educational and general net square feet and gross square feet of space needed and justification for space need.
- (d) If repair, renovation or rehabilitation, existing assignable net square feet, educational and general net square feet and gross square feet of space.
- (e) Project impacts on infrastructure.
- (f) Project planning amount.
- (g) Fiscal year in which project design will be initiated.
- (h) Source of funds for project.
  - 1. If RFS debt proceeds, debt repayment source must be identified.
  - 2. If cash funded, source of funds must be identified.
  - 3. PUF shall not be identified as the source of funds for a project until a commitment has been made by the chancellor.
  - 4. Tuition revenue bonds (TRB) shall not be identified as a funding source for a project until authorized by the legislature.

### 2.3 For each auxiliary project included in the first two fiscal years on the capital plan, a pro forma financial statement is required and shall address capital cost, operating cost and maintenance cost for the first five ~~(5)~~ years of occupancy.

- 2.4 All pre-planning and planning studies for new construction, additions, and repair, renovation or rehabilitation capital projects ~~may~~shall be administered by the Office of Facilities Planning ~~& and~~ Construction (FPC).

### 3. MASTER PLANS

All members are required to have a master plan which is consistent with projects in the capital plan. The master plans shall be periodically reviewed by the member and updated when necessary. Master plans and updates shall be consistent with the member's development strategy and be submitted to the board for review. Master plans and updates may be administered by FPC.

### 4. LIFE CYCLE COST ANALYSIS

~~FPC, in conjunction with the members, will develop~~ A life cycle cost analysis (LCCA) will be developed by the FPC or member (project administrator) during the design for building projects on the capital plan. The LCCA will identify ~~to FPC and the members' personnel,~~ alternatives for materials and design in order to optimize the operating, maintenance and initial costs.

### 5. GENERAL PROJECT REQUIREMENTS

- 5.1 All facilities designed and constructed within the system shall comply with all applicable state and federal laws and regulations.
- 5.2 A program of requirements (POR) or statement of work (SOW) shall be prepared prior to a major construction project, as defined in Policy *51.04, ~~Delegations of Authority on Construction Projects~~*, being included on the capital plan for initiation in the next fiscal year or submitted as an addition to the capital plan for the current fiscal year. The POR or SOW may be prepared by FPC. The POR or SOW must be approved by the member chief executive officer (CEO) or designee. Changes to the POR or SOW during the design and construction process that involve function, budget or architectural appearance shall also be approved by the CEO or designee. The member may appropriate funds for the preparation of the POR or SOW.

The POR shall identify existing furnishings that are to be reused and new furnishings that will be required. Refer to System Policy *51.05, ~~Furnishing and Equipping New and Renovated Buildings~~*. The procurement of required new furnishings shall be included in the scope of the project unless indicated otherwise in the POR and approved by the chancellor or designee.

- 5.3 Contract administration of all design and construction projects is required. Contract administrators shall verify compliance by all parties with contract requirements and certify that all parts of the contract(s) are completed prior to project close-out and/or occupancy.

A database will be maintained by the project administrator~~FPC~~ to track all projects on the capital plan through design and construction and to assure compliance with project requirements.

5.4 Appropriate environmental surveys/evaluations shall be conducted on all construction projects. All required provisions shall be incorporated in the design and required abatement/mitigation performed and/or clearances obtained.

5.5 ~~A p~~Performance ~~and payment~~ bonds for the full construction amount underwritten by surety companies authorized to conduct business in the state of Texas ~~are-is~~ required on ~~major-all~~ projects ~~over \$100,000~~. A payment bond for the full construction amount underwritten by surety companies authorized to conduct business in the state of Texas is required on all projects over \$25,000. Both payment and performance bonds must be on forms approved by the Office of the Attorney General and maintained by FPC.

5.6 ~~The-A~~advertising ~~policy~~ for procurement relating to construction projects within the system includes print and electronic forms of media publication.

All requests for bids or requests for competitive sealed proposals for the construction, repair, renovation or rehabilitation of permanent improvements, for movable furnishings and/or movable equipment shall be advertised by methods that provide the best value to the system.

5.7 The completion of all construction projects shall include the training of respective member personnel in the operation and maintenance of facility systems before transfer of the facility. The completion of all construction projects shall include a recommended maintenance schedule. The member shall be required to have sufficient staffing to maintain its facilities and provide annual training of maintenance personnel in the operation and maintenance of its facilities.

---

## Related Statutes, Policies, or Requirements

---

[System Policy 51.04, Delegations of Authority on Construction Projects](#)

[System Policy 51.05, Furnishing and Equipping New and Renovated Buildings](#)

[Texas Government Code Chapter 2253](#)

[Texas Education Code § 51.9335](#)

---

## Contact Office

---

Office of Facilities Planning ~~&and~~ Construction  
(979) 458-7000

## AGENDA ITEM BRIEFING

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy 51.02, *Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*

**Proposed Board Action:**

Approve revisions to System Policy 51.02, *Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*.

**Background Information:**

Proposed substantive revisions to this policy include the following:

**Policy Name, Policy Statement, Reason for Policy:**

- (1) The policy name is changed to “*Selection of Architect/Engineer Design Team and Construction Contractor*” to be inclusive of the Competitive Sealed Proposal (CSP) and other competitively bid construction delivery processes and to simplify the title.
- (2) The “policy statement” and “reason for policy” language exchanged locations to better match the intent of the sections.
- (3) The term “construction contractor” is inserted at various locations throughout the policy to reflect this name change.

**Section 1:**

- (1) The term “project administrator” is defined in this section and inserted at various locations throughout the policy. This is to accommodate the members being allowed to administer construction projects of less than \$10 million.
- (2) Various wording changes are made to reflect that the selection process being delegated is addressing both design and construction services.
- (3) Additional language is added to specifically include in the delegation the selection of contractors on projects using the CSP delivery process.

**Sections 2, 3 and 4:** The revisions add the member chief executive officer (CEO) into the selection process for major construction projects the member is administering.

**Section 5:** This new section outlines the contractor selection process to be used for projects using the CSP delivery process.

**Sections 2.5, 3.6, 4.5 and 5.4:** The system CFO’s action changed from “tabulation and determination” of the selection committee’s recommended order of ranking to expressing concurrence with the committee’s recommendation.

The chief financial officer and treasurer is referred to as “system CFO” throughout the policy to avoid confusion with member chief financial officers (CFO). Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.02, Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm*

I recommend adoption of the following minute order:

***“The revisions to System Policy 51.02, Selection of Architect/Engineer Design Team, Design-Build Team and Construction Manager at Risk Firm, as shown in Exhibit , are approved, effective immediately.”***

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel



## 51.02 Selection of Architect/Engineer Design Team and Construction Contractor; Design-Build Team and Construction Manager at Risk Firm

Approved February 27, 1995 (MO 44-95)  
Revised September 26, 1997 (MO 181-97)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised March 24, 2000 (MO 39-2000)  
Revised October 28, 2005 (MO 199-2005)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 397-2008)  
Revised December 2, 2010 (MO 238-2010)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~February 15, 2014~~ November 2, 2014



---

### Policy Statement

This policy complies with ~~the Texas~~ Government Code, Chapter 2254, and ~~the Texas~~ Education Code, Chapter 51, for the selection of architects, engineers, ~~D-B teams and CMAR firms~~ and construction contractors.

---

### Reason for Policy

This policy establishes a process to select the services of architect/engineer (A/E) design teams, ~~design-build (D-B) teams and construction manager at risk (CMAR) firms~~ and construction contractor firms.

---

### Procedures and Responsibilities

---

#### 1. GENERAL

The Board of Regents (board) of The Texas A&M University System (system) delegates the approval of the selection of a project A/E design team, Design-Build (D-B) team and Construction Manager at Risk (CMAR) firm for construction projects to the chancellor; or designee; giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order. The board also delegates the approval of the selection of a contractor on Competitive Sealed Proposal (CSP) and other competitively bid projects to the chancellor. The selection of the A/E design team, D-B team and CMAR firm will be based on, among other factors, team members' ~~professional~~ qualifications, ~~design~~ expertise for the project type and performance

in the field. Also considered will be the system's past experience, if any, with the team members or firm; to include timeliness of ~~design~~-delivery, quality of ~~work~~design, responsiveness and skill in solving design and construction problems, and ability to ~~deliver a project~~sign within budget. CSP projects will consider the dollar amount bid, schedule proposed and demonstrated qualifications and experience with project type.

The term "project administrator" in the following sections shall refer to the Office of Facilities Planning & Construction (FPC) or the system member, whoever is administering the project.

## 2. ARCHITECT/ENGINEER SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting A/E design teams for major construction projects as defined in System Policy 51.04, *Delegations of Authority on Construction Projects*, the following process will be used:

- 2.1 ~~Facilities Planning and Construction (FPC)~~The project administrator will develop a Request for Qualification (RFQ) which will describe the project, requirements for a response to the RFQ and evaluation criteria. The RFQ will be advertised on the *Electronic State Business Daily*.
- 2.2 Each team response to the RFQ will be required to present its qualifications for evaluation by the selection recommendation committee (selection committee).
- 2.3 The project administrator~~FPC~~ will develop an evaluation criterion that identifies the A/E design team's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating team responses.
- 2.4 The selection committee will evaluate responses to the RFQ based on established criteria. The selection committee will identify and rank the top three or more responses to the RFQ. The selection committee at its option may interview one or more of the top ranked respondents.
- 2.5 The selection committee members' rankings are submitted to the chief financial officer and treasurer (system CFO) on FPC-administered projects or the member chief executive officer (CEO) on member-administered projects for ~~tabulation and determination of concurrence with~~ the selection committee's recommended order of ranking.
- 2.6 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three or more respondents and a description of the project, to the chancellor for approval and to the board, giving a seven ~~(7)~~-day notice to the board to give exception to the ranked order.
- 2.7 For an emergency selection of an A/E design team due to time, as agreed to by the chancellor, the ~~chief financial officer and treasurer~~system CFO or CEO may identify three or more firms and request that they form a team and present their written qualifications. The responses are evaluated, ranked and approved as indicated in Sections 2.3 through 2.6.

### 3. DESIGN-BUILD TEAM SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a D-B team for major construction projects as defined in System Policy 51.04, the following process will be used:

- 3.1 ~~The project administrator~~FPC will develop an RFQ which will describe the project, requirements for a response to the RFQ and evaluation criteria. The RFQ will be advertised on the *Electronic State Business Daily*.
- 3.2 Each D-B team response to the RFQ will be required to present its qualifications for evaluation by the selection committee.
- 3.3 ~~The project administrator~~FPC will develop an evaluation criterion that identifies the team's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating D-B teams.
- 3.4 The selection committee will review responses to the RFQ based on established criteria. The selection committee will identify no more than five ~~(5)~~ responses that will be asked to respond to a Request for Proposal (RFP).
- 3.5 The selection committee will evaluate the responses to the RFP and rank the responses based on established criteria. The selection committee at its option may interview one or more of the top ranked respondents.
- 3.6 The selection committee members' rankings are submitted to the ~~chief financial officer and treasurer~~system CFO or CEO as identified in Section 2.5 for ~~tabulation and determination of concurrence with~~ the selection committee's recommended order of ranking.
- 3.7 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three to five respondents and a description of the project, to the chancellor for approval and to the board giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order.

### 4. CONSTRUCTION MANAGER AT RISK FIRM SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a CMAR firm for major construction projects as defined in System Policy 51.04, the following process will be used:

- 4.1 ~~The project administrator~~FPC will develop an RFP which will describe the project, requirements for a response to the RFP and evaluation criteria. The RFP will be advertised on the *Electronic State Business Daily*.
- 4.2 Each CMAR firm's response to the RFP will be required to present its qualifications and design approach for evaluation by the selection committee.

- 4.3 ~~The project administrator~~FPC will develop an evaluation criterion that identifies the firm's competence, credentials and commitment to the project and the system for use by the selection committee in evaluating CMAR firms.
- 4.4 The selection committee will evaluate responses to the RFP based on established criteria. The selection committee will identify and rank the top three to five responses to the RFP. The selection committee at its option may interview one or more of the top ranked respondents.
- 4.5 The selection committee members' rankings are submitted to the ~~chief financial officer and treasurer~~system CFO or CEO as identified in Section 2.5 for ~~tabulation and determination of~~concurrence with the selection committee's recommended order of ranking.
- 4.6 The ~~chief financial officer and treasurer~~system CFO or CEO ~~then~~ submits the ranked order, along with an evaluation of the top three to five respondents and a description of the project, to the chancellor for approval and to the board, giving a seven ~~(7)~~ day notice to the board to give exception to the ranked order.

## 5. COMPETITIVE SEALED PROPOSAL SELECTION PROCESS FOR MAJOR CONSTRUCTION PROJECTS

In selecting a contractor using CSP for major construction projects as defined in System Policy 51.04, the following process will be used:

- 5.1 The project administrator will develop an RFP which will describe the project, requirements for a response to the RFP and evaluation criteria. The RFP will be advertised on the *Electronic State Business Daily*.
- 5.2 The project administrator will develop an evaluation criterion that identifies the contractor's proposal, competence, credentials and commitment to the project and the system for use by the selection committee in evaluating the responses to the RFP.
- 5.3 The selection committee will evaluate responses to the RFP based on established criteria. The selection committee will identify and rank the responses to the RFP.
- 5.4 The selection committee members' rankings are submitted to the system CFO or CEO as identified in Section 2.5 for concurrence with the selection committee's recommended order of ranking.
- 5.5 The system CFO or CEO then submits the ranked order to the chancellor for approval.

## 6. ~~ARCHITECT/ENGINEER~~ SELECTION PROCESS FOR MINOR CONSTRUCTION PROJECTS MANAGED BY FACILITIES PLANNING ~~AND~~ & CONSTRUCTION

In selecting A/E design teams for minor construction projects as defined in System Policy 51.04, the ~~chief financial officer and treasurer~~system CFO will submit a best value or ranked order recommendation to the chancellor for approval.

## Related Statutes, Policies, or Requirements

---

[Texas Government Code § 2254.004](#)

[Texas Education Code §§ 51.776~~---~~51.785](#)

---

## Contact Office

---

Office of Facilities Planning ~~and~~ & Construction  
(979) 458-7000

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*

**Proposed Board Action:**

Approve revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*.

**Background Information:**

A revision to this policy in the **Procedures and Responsibilities** section clarifies that the basis of the art acquisition allotment is the maximum of 1% of the construction cost of the project.

Additional changes in style and formatting are included to conform to system guidelines.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*.

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.03, Art Acquisitions for New and Renovated Facilities*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.03 Art Acquisitions for New and Renovated Facilities

Approved February 27, 1995 (MO 44-95)  
Revised September 26, 1997 (MO 181-97)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised December 5, 2008 (MO 408-2008)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~September 13, 2012~~November 2, 2014



---

### Policy Statement

This policy allows each chief executive officer (CEO) of The Texas A&M University System (system) members to allocate a portion of the funds for a construction project for the acquisition of art.

---

### Reason for Policy

This policy authorizes each ~~system~~ member to allocate up to 1% of the construction cost for the acquisition of art.

---

### Procedures and Responsibilities

It is the intention of the ~~system~~ Board of Regents that a maximum of one percent (1%) of the ~~estimated original construction~~ cost of each new building construction project exceeding \$1,000,000 may be allocated for the acquisition of works of art and other aesthetic improvements. The works of art shall be located at or near the site of the construction project. The acquisition of the works of art shall be in accordance with the ~~system~~ member's art acquisition standards and shall be approved by the ~~system~~ member CEO. The appropriation and expenditure of funds shall be made on a case-by-case basis by the ~~system~~ member and shall be in accordance with the applicable system policies and regulations.

---

### Contact Office

Office of Facilities Planning ~~and~~ Construction  
(979) 458-7000



Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.04, Delegations of Authority on Construction Projects*

### **Proposed Board Action:**

Approve revisions to System Policy *51.04, Delegations of Authority on Construction Projects*.

### **Background Information:**

Proposed substantive revisions to this policy include the following:

**Section 2:** Revisions are made to increase the total cost limits on projects that members can manage from less than \$4 million to less than \$10 million.

**Section 3:** A revision is made to also authorize the selection by the Chancellor of contractors through the Competitive Sealed Proposal process.

**Section 4:** A revision is made to modify the limitation on supplemental appropriations as to not add scope to the project as opposed to the construction contract.

Additional changes in style and formatting are included to conform to system guidelines.

### **A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.04, Delegations of Authority on Construction Projects*

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.04, Delegations of Authority on Construction Projects*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## 51.04 Delegations of Authority on Construction Projects

Approved February 27, 1995 (MO 44-95)  
Revised October 13, 1995 (MO 335-95)  
Revised July 26, 1996 (MO 169-96)  
Revised May 28, 1999 (MO 101-1999)  
Revised July 23, 1999 (MO 197-1999)  
Revised May 25, 2007 (MO 097-2007)  
Revised December 5, 2008 (MO 398-2008)  
Revised September 25, 2009 (MO 217-2009)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~January 24, 2014~~November 2, 2014



---

### Policy Statement

This delegation of authority pertains to construction projects only. A construction project is any work involving the construction, repair, renovation, or rehabilitation of buildings, facilities or other permanent improvements on the properties of The Texas A&M University System (system) accomplished by a construction contract, use of physical plant personnel, or by purchase order and/or any work which is designed, in whole or in part, by a contracted architect/engineer.

---

### Reason for Policy

This policy delegates to the chancellor the authority to enter into any and all contracts necessary to complete a construction project after the project has been approved by the system Board of Regents (board).

---

### Procedures and Responsibilities

#### 1. GENERAL

A construction project shall not be separated into smaller segments of funding, cost, work or function to avoid the approval by a higher administrative authority.

Pre-construction activities include preparation of a program of requirements/statement of work, work of an architect/engineer design team, design assistance from a design-build team or construction manager at risk firm, environmental surveys, site survey, soils investigation work, building and site demolition work and any other activity as required to design the project. Upon board approval of the capital plan, the chancellor is authorized to enter into all contracts necessary for pre-construction. Projects shall be presented by the system member chief executive officer (CEO) to the board for approval when a scope and budget

are better defined and prior to any construction contract award. Any applicable changes will be included in the capital plan with an update to any required pro forma financial statement. Upon board approval of the project, the chancellor is authorized to enter into all contracts necessary to construct and complete the project.

For any capital project funded with gift funds, the ~~system~~-member must have 50% of the gift funds in hand and another 25% in pledges before approval for construction on the project is received. For any funds not in hand, an unrestricted source of funds must be identified to pay for the project or for the repayment of debt prior to approval for construction.

All auxiliary enterprise construction projects will be presented to the chancellor prior to the approval for construction and will include 1) a pro forma income statement to the final maturity of the associated debt issued or ~~twenty~~(20) years, whichever is longer; and 2) if a project is supported by an on-going enterprise, income statements from the associated operations for that enterprise for the last three ~~(3)~~ years.

## 2. MAJOR PROJECTS

Major projects are defined as projects for the construction of new buildings, facilities or other permanent improvements and additions to buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more in cost, and projects for the repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements with scopes of \$4,000,000 or more in cost. Major projects with scopes of less than \$10,000,000 may be administered by the member. Major projects with scopes of \$10,000,000 or greater will be administered by the Office of Facilities Planning ~~&and~~ Construction.

## 3. MINOR PROJECTS

Minor projects are defined as projects for the construction of new buildings, facilities or other permanent improvements and additions to buildings, facilities or other permanent improvements that are less than \$4,000,000 in cost, and projects for the repair, renovation or rehabilitation of existing buildings, facilities or other permanent improvements that are less than \$4,000,000 in cost. With respect to such minor construction and rehabilitation projects, the chancellor or designee is hereby authorized to:

- (a) Appropriate funds to provide project funding;
- (b) Select and contract with architect/engineer design teams, ~~design-build teams and construction manager at risk firms;~~ and construction contractors;
- (c) Award, execute and administer contracts;
- (d) Perform any actions necessary to complete construction and rehabilitation; and
- (e) Subdelegate any or all provisions of this delegation and report such subdelegations to the board in accordance with System Policy 25.07, *Contract Administration*. The chancellor or System Offices designee specifically reserves the authority to appropriate funds from debt proceeds.

#### 4. SUPPLEMENTAL APPROPRIATIONS

The chancellor or designee is hereby authorized to appropriate additional funds, in varying amounts, only after a construction contract has been awarded, to provide supplemental funding for construction projects in progress, provided the supplemental appropriations do not add scope to the ~~construction contract~~project or exceed 10% of the board-approved project budget and do not cause the project to be submitted or resubmitted for approval by the Texas Higher Education Coordinating Board.

---

#### Related Statutes, Policies, or Requirements

---

[System Policy 25.07, Contract Administration](#)

[System Policy 51.01, Capital Planning](#)

---

#### Contact Office

---

Office of Facilities Planning ~~and~~& Construction  
(979) 458-7000

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Gregory R. Anderson, Chief Financial Officer and Treasurer  
The Texas A&M University System

**Subject:** Approval of Revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*

### **Proposed Board Action:**

Approve revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*.

### **Background Information:**

Proposed substantive revisions to this policy include the following:

**Policy Statement, Reason for Policy:** A portion of the language under “reason for policy” is moved to the “policy statement” section as a better fit for the intent of the sections.

**Section 4:** A revision allows the documentation of facts justifying the acquisition of new furnishings and equipment by other methods than specifically by letter.

Additional changes in style and formatting are included to conform to system guidelines.

### **A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Financial Officer and Treasurer  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*

I recommend adoption of the following minute order:

**“The revisions to System Policy *51.05, Furnishing and Equipping New and Renovated Buildings*, as shown in Exhibit , are approved, effective immediately.”**

Respectfully submitted,

Gregory R. Anderson  
Chief Financial Officer and Treasurer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel



## 51.05 Furnishing and Equipping New and Renovated Buildings

Approved February 27, 1995 (MO 44-95)

Revised December 5, 2008 (MO 399-2008)

Revised November 2, 2012 (MO -2012)

Next Scheduled Review: ~~September 13, 2012~~ November 2, 2014

---

### Policy Statement

---

Premature discarding of useful furnishings and equipment is wasteful and unacceptable. Refinishing, restoring and re-upholstering of furnishings often provide savings and acceptable additional utility. Users of new space and facilities should look first to all furnishings and equipment already being used and to examine all feasible options for moving and continuing the use of such items rather than purchasing new.

---

### Reason for Policy

---

~~The intent of this~~ This policy ~~is to~~ will maximize the use of existing furnishing and equipment for capital projects. ~~Premature discarding of useful furnishings and equipment is wasteful and unacceptable. Refinishing, restoring and re-upholstering of furnishings often provide savings and acceptable additional utility.~~

---

### Procedures and Responsibilities

- 
1. The acquisition of new furnishings and equipment for the occupancy of a newly constructed building should be approved only when it is determined to be the most economical and feasible option based on the following criteria:
    - 1.1 The occupying user does not have sufficient furnishings and equipment to properly utilize the space being provided;
    - 1.2 The furnishings and equipment which could be moved are determined by the member chief executive officer (CEO) ~~of The Texas A&M University System member~~ to be unsuitable for the space provided and would seriously detract from or diminish the effective utilization of the space; and/or
    - 1.3 Furnishings that can be moved are deemed not suitable for refinishing or restoring in order to make them useful or compatible with the decor and surroundings of the new space.



2. Decisions regarding additional required furnishings are often best made after surveying the movable furnishings with a purpose of minimizing overall costs while maintaining acceptable standards suitable for the new space.
3. This policy acknowledges that when new space is being added to the overall inventory of space to be occupied by campus or agency personnel, some additional furnishings and equipment will likely be required by some occupants, either in the new building, in the secondary building they may vacate, or a tertiary building being vacated. It is not automatic that new space means a shortage of furnishings and equipment, since occupants moving in will have had furnishings in their previous locations and some of those may be useful in the new space.
4. When it is deemed necessary by the ~~system~~-member CEO to include new furnishings or equipment in a new building or renovation construction project, such facts justifying the acquisition shall be determined and ~~documented~~~~stated~~ during the programming phase of a project. ~~by letter.~~

---

## Contact Office

---

Office of Facilities Planning ~~&~~and Construction  
(979) 458-7000

**Campus Art and Aesthetic Improvement Committee**  
*(Agenda Item28)*

**Agenda Items**

28	Authorization for the Acceptance and Placement of the Sculpture, “Back from the Brink”	WTAMU

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** J. Patrick O'Brien, President/CEO  
West Texas A&M University

**Subject:** Authorization for the Acceptance and Placement of the Sculpture, "Back from the Brink," on the West Texas A&M University Campus

**Proposed Board Action:**

Authorize the president to accept and approve the placement of a sculpture entitled "Back from the Brink" on the West Texas A&M University (WTAMU) campus.

**Background Information:**

Since 1990, Panhandle-Plains Historical Museum staff members have been dreaming of a "Pioneer Sculpture Garden" near the Museum's east entrance. In 2001, the Museum installed Grant Speed's bronze *Colonel Charles Goodnight, Cowman and Plainsman* near the door and, a few years later, installed sculptor Edd Hays's bronze *Marshall Cator: Last of a Rare Breed* near the Goodnight sculpture. In 2001, Museum staff began a dialogue with sculptor Veryl Goodnight regarding her sculpture, *Back from the Brink*, a depiction of Mary Ann "Molly" Goodnight, bottle feeding buffalo calves. Museum staff felt this particular sculpture was especially appropriate given its subject and that WTAMU also nurtures "young buffaloes."

*Back from the Brink* synthesizes the role Molly Goodnight played in saving the southern bison herd from extinction. In 1878 she persuaded her husband, Charles Goodnight, to do something about the rapid decline in buffalo numbers due to overhunting. Two J A Ranch cowboys roped two buffalo calves, necked them to Goodnight's lead steer, Old Blue, and brought them to the Goodnight home where Molly bottle fed them. These two calves became the nucleus of the herd that saved the southern bison from extinction. So as to aid in the completion of the sculpture, Veryl Goodnight adopted and bottle-raised a buffalo calf named "Charlie" at her Santa Fe home and studio. "Charlie" also modeled for Goodnight's bronzes *Survivor* and *Tomorrow's Leader*.

A Colorado native, Veryl Goodnight is an internationally-recognized and award-winning sculptor. Specializing in animal sculpture, her sculpture and monuments are in museums and public collections in the United States, Europe and Japan. Goodnight's monuments can be seen at the National Cowboy and Western Heritage Museum, Oklahoma City; Brookgreen Gardens, South Carolina; Houston Astrodome; Pro Rodeo Hall of Fame, Colorado Springs; the International Museum of the Horse, Louisville, Kentucky; and elsewhere. Her largest monument, *The Day the Wall Came Down*, stands at the George H. W. Bush Presidential Library at Texas A&M University, College Station, Texas.

The sculpture will be placed in Terrill Lawn (between the Cornette Library and Buff Hall).

**A&M System Funding or Other Financial Implications:**

Funding is included in the budget of the new undergraduate residence hall. The cost of the statue, in addition to any other artwork associated with the building, does not exceed 1% of the estimated original cost of the project.

Agenda Item No.

**WEST TEXAS A&M UNIVERSITY**

Office of the President

August 31, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Authorization for the Acceptance and Placement of the Sculpture, “Back from the Brink,” on the West Texas A&M University Campus

The following minute order is recommended:

**“The President of West Texas A&M University is hereby authorized to accept and approve the placement of the sculpture, “Back from the Brink,” on the West Texas A&M University campus as indicated on the site map, Exhibit .”**

Respectfully submitted,

Dr. J. Patrick O’Brien  
President/CEO

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel





**ADDITIONAL ACTIONS/ITEMS/REPORTS TO BE CONSIDERED BY  
THE BOARD (NOT ASSIGNED TO COMMITTEE)**

*(Agenda Items 29 through 45)*

**Agenda Items**

29	Designation of the Regents Professor Awards and the Regents Fellow Service Awards for Exemplary Performance and Professional Service during Fiscal Year 2011-12	A&M System
30	Authorization to Administer Government Classified Contracts	A&M System
31	Approval for Brett Cornwell, a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Licensing Technology from The Texas A&M University System and in which the A&M System has an Equity Interest	A&M System
32	Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity in which the A&M System has an Equity Interest	A&M System
33	Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Proposing to License Technology from The Texas A&M University System and in which the A&M System has an Equity Interest	A&M System
34	Approval of Standard Administrative Procedure Regarding One-Time Athletic Performance Bonuses	TAMU
35	Appointment of Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the Texas A&M University at Galveston Board of Visitors	Texas A&M
36	Approval of Academic Tenure, November 2012	A&M-Commerce
37	Approval of Academic Tenure, November 2012	TAMHSC
38	Approval of Academic Tenure, November 2012	Texas A&M
39	*Appointment of Director of the Texas A&M AgriLife Extension Service	A&M System
40	*Appointment of Vice Provost for Research and Dean of Graduate Studies	A&M-Commerce

41	*Appointment of Interim President of The Texas A&M University System Health Science Center and Interim Vice Chancellor for Health Affairs	A&M System
42	*Authorization for the President to Execute Settlement Agreement with the Department of Education	PVAMU
43	*Appointment of Dean of the College of Agriculture & Human Sciences	PVAMU
44	*Appointment of Senior Vice President for Fiscal and Student Affairs	Texas A&M-Kingsville
45	*Appointment of Dean of the Sybil B. Harrington College of Fine Arts and Humanities	WTAMU

**\*To be considered in Executive Session**

## AGENDA ITEM BRIEFING

**Submitted by:** John Sharp, Chancellor  
The Texas A&M University System

**Subject:** Designation of the *Regents Professor Awards* and the *Regents Fellow Service Awards* for Exemplary Performance and Professional Service during Fiscal Year 2011-12

### **Proposed Board Action:**

Grant the designation of Regents Professor to 11 faculty members and of Regents Fellow to eight agency service, extension and research professionals within The Texas A&M University System (A&M System) universities, agencies and Health Science Center (TAMHSC) for exemplary performance and professional service during FY 2011-12.

### **Background Information:**

The A&M System Board of Regents established the Regents Professor Award program in 1996 to recognize and honor faculty members who have made exemplary contributions to the academic institutions and to the people of the state of Texas. Since its adoption, 155 faculty members from academic institutions across the A&M System have been recognized with this prestigious award.

The Regents Fellow Service Award, an analogous program developed to recognize exceptional service by professionals in the A&M System agencies, was established by the Board in 1997. To date, 89 agency professionals have been recognized.

A call for nominations for the Regents Awards designation for exemplary performance and professional service during FY 2011-12 was distributed to all A&M System Chief Executive Officers. The Chancellor's Office received 11 nominations for the Regents Professor award and eight nominations for the Regents Fellow Service award. Per award guidelines, A&M System-level committees reviewed all nominations for eligibility requirements and 19 nominees were recommended for approval to the Chancellor and, upon his concurrence, are being brought to the Board as candidates for Regents Awards designation.

The Regents Award provides the following benefits.

- (a) Award recipients are designated as a "Regents Professor" or "Regents Fellow" and retain this title for the duration of their service/employment within the A&M System.
- (b) Recipients receive a \$9,000 stipend, payable in the amount of \$3,000 for three consecutive years as a non-base award. The stipend is funded from each respective institution, agency or TAMHSC component through the normal budgeting process.
- (c) Regents Professors and Regents Fellows are presented a special commemorative medallion bearing the seal of the A&M System and a certificate dated and sealed by the A&M System and signed by the Chairman of the Board of Regents and the Chancellor, designating the recipient as a Regents Professor or Regents Fellow.
- (d) Regents Professors may wear the A&M System medallion on occasions when academic regalia are required.

### **A&M System Funding or Other Financial Implications:**

The university, agency or TAMHSC that employs the recipient provides the funds. The Chancellor's Century Council underwrites the cost of the medallions and certificates for the Regents Professor and Regents Fellow Service Award programs.



Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM**

Office of the Chancellor

September 18, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Designation of the *Regents Professor Awards* and the *Regents Fellow Service Awards* for Exemplary Performance and Professional Service during Fiscal Year 2011-12

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System hereby grants the designation of ‘Regents Professor’ for exemplary performance during FY 2011-12 to the following 11 faculty members, effective November 2, 2012:**

**Dr. Michael J. Benedik, *Texas A&M University***

**Dr. Leonard L. Berry, *Texas A&M University, The Texas A&M University System Health Science Center***

**Dr. Peter H. Buschang, *The Texas A&M University System Health Science Center***

**Dr. Delbert M. Gatlin III, *Texas A&M University, Texas A&M AgriLife Research***

**Dr. Joe W. Gillespie, *Tarleton State University***

**Dr. Jim Lee, *Texas A&M University-Corpus Christi***

**Dr. Bao-An Li, *Texas A&M University-Commerce***

**Dr. Kathleen Rees, *Texas A&M University-Kingsville***

**Dr. John R. Schwarz, *Texas A&M University at Galveston***

**Dr. Valerie E. Taylor, *Texas A&M University, Texas A&M Engineering Experiment Station***

**Dr. David C. Zawieja, *The Texas A&M University System Health Science Center***

**The Board of Regents of The Texas A&M University System hereby grants the designation of ‘Regents Fellow’ for exemplary professional service during FY 2011-12 to the following eight agency service, extension and research professionals, effective November 2, 2012:**

**Mr. John A. Coppernoll, *Texas A&M Engineering Extension Service***

**Mr. George L. Gonzales, *Texas A&M AgriLife Extension Service***

**Mr. Paul F. Hannemann, *Texas A&M Forest Service***

**Dr. Jim Mazurkiewicz, *Texas A&M AgriLife Extension Service***

**Dr. Ari M. Michelsen, *Texas A&M AgriLife Research***

**Mr. William “Skip” H. Mills, *Texas A&M Engineering Experiment Station***

**Dr. Jackie C. Rudd, *Texas A&M AgriLife Research***

**Dr. Gerald L. Ullman, *Texas A&M Transportation Institute.*”**

Respectfully submitted,

John Sharp  
Chancellor

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Jon Mogford, Chief Research Officer  
The Texas A&M University System

**Subject:** Authorization to Administer Government Classified Contracts

### **Proposed Board Action:**

Delegate authority to the updated group named in the minute order to administer government classified contracts.

### **Background Information:**

The cognizant security agency of The Texas A&M University System is the Defense Security Service (DSS). To comply with DSS, security administration of government classified contracts must be kept current.

In accordance with the National Industrial Security Program Operating Manual, the Board of Regents of The Texas A&M University System must specify the positions that require a personnel security clearance and delegate authority to this group to administer government classified contracts. In addition, specific members of the Board of Regents are excluded from the procedure of securing a personnel security clearance.

### **A&M System Funding or Other Financial Implications:**

Not applicable.

Agenda Item No.

**SYSTEM OFFICES**

Office of the Chief Research Officer

October 8, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Authorization to Administer Government Classified Contracts

I recommend adoption of the following minute order:

**“The individuals occupying the following positions at The Texas A&M University System have been or will be processed for a personnel security clearance for access to classified information, to the level of the facility clearance granted to the A&M System, as provided for in the National Industrial Security Program Operating Manual. In addition, all replacements for such positions will be processed for security clearance.**

**Dr. Richard A. Box, Chairman**  
*The Texas A&M University System*

**John Sharp, Chancellor**  
*The Texas A&M University System*

**Dr. Brett Giroir, Vice Chancellor for Strategic Initiatives**  
*The Texas A&M University System*

**Dr. Jon Mogford, Chief Research Officer**  
*The Texas A&M University System*

**Kevin Gamache, Facility Security Officer**  
*Texas A&M University*

**Dr. Diane Hurtado, Assistant Vice President for Federal Relations**  
*Texas A&M University*

**The Board of Regents delegates to the above named group all authority pertaining to the protection of classified contracts awarded to the A&M System by the Department of Defense or user agencies of its Industrial Security Program.**

**The members of the Board of Regents named below shall not have or require access to classified information disclosed to the A&M System. These board members can be effectively excluded from access to all classified information disclosed to the A&M System and do not occupy positions that would enable them to adversely affect the policies or practices of the member institutions, agencies, or health science center of the A&M System in the performance of classified contracts; therefore, these named members of the Board of Regents need not be processed for personnel clearance.**

**MEMBERS OF THE BOARD OF REGENTS**

**Phil Adams, Vice Chairman  
Morris E. Foster  
Elaine Mendoza  
Judy Morgan  
Jim Schwertner  
Cliff Thomas  
John D. White  
James P. Wilson  
Quinten Womack.”**

Respectfully submitted,

Jon Mogford  
Chief Research Officer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer

## **AGENDA ITEM BRIEFING**

**Submitted by:** Guy K. Diedrich, Vice Chancellor for Federal and State Relations  
The Texas A&M University System

**Subject:** Approval for Brett Cornwell, a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Licensing Technology from The Texas A&M University System and in which the A&M System has an Equity Interest

### **Proposed Board Action:**

Approve for Brett Cornwell, Associate Vice Chancellor for Commercialization, employee in the Office of Technology Commercialization (OTC), to serve on behalf of The Texas A&M University System (A&M System) as a member of the governing board of Salient Pharmaceuticals, Inc. (Salient).

### **Background Information:**

Texas EnteroSorbents, Inc. (TESI) is a company formed by the Office of Technology Commercialization in June 2005. The A&M System licensed certain clay technologies to TESI exclusively for commercial development and currently maintains an equity interest in TESI. During 2006, TESI's Chief Executive Officer, Dr. Robert Carpenter, DVM, developed a novel use for the A&M System clay technologies in the treatment of disease-induced diarrhea, a common side-effect of radiation and chemotherapies for cancer patients. Per his employment agreement, Dr. Carpenter assigned this invention to TESI and TESI subsequently filed for patent protection of the technology. TESI's Board of Directors, which includes A&M System representation, has chosen to commercialize the anti-diarrheal technology through Salient Pharmaceuticals, Inc., which has exclusively licensed the technology from TESI for commercial development.

By virtue of A&M System's ownership in TESI, the source of the technology being commercialized by Salient, the A&M System had the opportunity to participate in establishing and owning a portion of Salient. In July 2007, the A&M System, through its Office of Technology Commercialization, invested \$4,200 in Salient in return for a common stock interest in the company. Under the Shareholders Agreement for Salient, the A&M System may appoint two of the nine members of the Salient Board of Directors.

Currently, Saurabh Biswas, Ph.D., Manager of New Ventures, and Mr. James Rhodes, former Director of New Ventures in the Office of Technology Commercialization, are the two A&M System-appointed directors on the board of Salient.

Mr. Rhodes is no longer with the OTC and the OTC desires to replace him with the appointment of Mr. Brett Cornwell as an A&M System-appointed director. Mr. Cornwell's responsibilities at OTC include supervision of the New Ventures Division which delivers services offered in support of the commercialization of technologies and in the formation of start-up companies based on A&M System technology. He has 18 years experience in technology transfer and two years experience with small companies as sales and marketing manager.

### **A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM**  
Office of Technology Commercialization  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval for Brett Cornwell, a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Licensing Technology from The Texas A&M University System and in which the A&M System has an Equity Interest

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System hereby approves for Brett Cornwell, Associate Vice Chancellor for Commercialization, with the Office of Technology Commercialization, to serve in his official capacity as a member of the board of directors of Salient Pharmaceuticals, Inc., a business entity licensing technology from The Texas A&M University System and in which the A&M System has an equity interest.”**

Respectfully submitted,

Guy K. Diedrich  
Vice Chancellor for Federal and State Relations

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** Guy K. Diedrich, Vice Chancellor for Federal and State Relations  
The Texas A&M University System

**Subject:** Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity in which The Texas A&M University System has an Equity Interest

**Proposed Board Action:**

Approve for Saurabh Biswas, Ph.D., Manager of New Ventures, an employee in the Office of Technology Commercialization (OTC), to serve on behalf of The Texas A&M University System (A&M System) as a member of the board of directors of Global BioDiagnostics Corporation (GBDC). GBDC is a new venture commercializing technology developed jointly in The Texas A&M University System Health Science Center's College of Medicine and at Stanford University. The A&M System and Stanford have entered into an inter-institutional agreement concerning the intellectual property associated with the technology.

**Background Information:**

GBDC was formed by the OTC in September 2009. The A&M System exclusively licensed to GBDC certain technologies around a novel platform to detect the presence and identity of infectious bacterial species in a rapid and highly-sensitive sputum-based diagnostic test.

Currently, Mr. James Rhodes, former Director of New Ventures in the Office of Technology Commercialization, is the A&M System-appointed director on the board of GBDC. Mr. Rhodes is no longer with the OTC and the OTC desires to replace him with the appointment of Dr. Saurabh Biswas as the A&M System-appointed director. Dr. Biswas leads all aspects of venture formation and investment evaluation in the New Ventures Division which provides support of the commercialization of technologies and the formation of start-up companies based on A&M System technology. He has 12 years of hands-on experience in basic research, technology development and commercialization. He has co-founded three healthcare companies and has been involved either as an inventor or in the development of strategies with an extensive experience in fund raising (non-dilutive & equity), defining product and technology roadmaps along with building successful teams. Dr. Biswas holds a Ph.D. in Biomedical Engineering from Texas A&M University and is a graduate of the Executive Program in Finance from the MIT Sloan School of Management. He has received multiple first place awards and recognitions in international entrepreneurial competitions and was selected by the Stanford University Biodesign Program to the inaugural Class of "Emerging Entrepreneurs in Biomedical Technology" in 2005.

**A&M System Funding or Other Financial Implications:**

None.



Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM**

Office of Technology Commercialization

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity in which The Texas A&M University System has an Equity Interest

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System hereby approves for Saurabh Biswas, Ph.D., Manager of New Ventures with the Office of Technology Commercialization, to serve in his official capacity as a member of the board of directors of Global BioDiagnostics Corporation, a business entity in which The Texas A&M University System has an equity interest.”**

Respectfully submitted,

Guy K. Diedrich  
Vice Chancellor for Federal and State Relations

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

## **AGENDA ITEM BRIEFING**

**Submitted by:** Guy K. Diedrich, Vice Chancellor for Federal and State Relations  
The Texas A&M University System

**Subject:** Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Proposing to License Technology from The Texas A&M University System and in which the A&M System has an Equity Interest

### **Proposed Board Action:**

Approve for Saurabh Biswas, Ph.D., Manager of New Ventures, an employee in the Office of Technology Commercialization (OTC), to serve on behalf of The Texas A&M University System (A&M System) as a member of the board of directors of a business entity, Post Oak Pharmaceuticals, Inc.

### **Background Information:**

Post Oak Pharmaceuticals, Inc., an A&M System spin-out company in which the A&M System owns 49% interest, plans to license the rights to technology developed by A&M System researchers in The Texas A&M University System Health Science Center. This technology focuses on a research finding that the use of mycophenolic acid acts as a chemosensitizer in combination with first-line chemotherapy compounds such as 5-fluorouracil and paclitaxel. This technology forms the basis of a potential line of repurposed drug combination products to be developed by Post Oak Pharmaceuticals, Inc. The company plans to initially develop a locally controlled drug release device to deliver this combination as a single or supplementary therapeutic option to treat oral premalignant lesions as well as develop other topical drugs for dermatology diseases.

Currently, Mr. James Rhodes, former Director of New Ventures in the Office of Technology Commercialization, is the A&M System-appointed director on the board of Post Oak Pharmaceuticals, Inc. Mr. Rhodes is no longer with the OTC and the OTC desires to replace him with the appointment of Dr. Biswas as the A&M System-appointed director. Dr. Biswas leads all aspects of venture formation and investment evaluation in the New Ventures Division which provides support of the commercialization of technologies and the formation of start-up companies based on A&M System technology. He has 12 years of hands-on experience in basic research, technology development and commercialization. He has co-founded three healthcare companies and has been involved either as an inventor or in the development of strategies with an extensive experience in fund raising (non-dilutive & equity) and defining product and technology roadmaps along with building successful teams. Dr. Biswas holds a Ph.D. in Biomedical Engineering from Texas A&M University and is a graduate of the Executive Program in Finance from the MIT Sloan School of Management. He has received multiple first place awards and recognitions in international entrepreneurial competitions and was selected by the Stanford University Biodesign Program to the inaugural Class of “Emerging Entrepreneurs in Biomedical Technology” in 2005.

### **A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM**  
Office of Technology Commercialization  
September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval for Saurabh Biswas, Ph.D., a System Employee, to Serve as a Member of the Board of Directors of a Business Entity Proposing to License Technology from The Texas A&M University System and in which the A&M System has an Equity Interest

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System hereby approves for Saurabh Biswas, Ph.D., Manager of New Ventures, with the Office of Technology Commercialization, to serve in his official capacity as a member of the Board of Directors of Post Oak Pharmaceuticals, Inc., a business entity proposing to license technology from The Texas A&M University System and in which the A&M System has an equity interest.”**

Respectfully submitted,

Guy K. Diedrich  
Vice Chancellor for Federal and State Relations

**Approval Recommended:**

---

John Sharp  
Chancellor

**Approved for Legal Sufficiency:**

---

Ray Bonilla  
General Counsel

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Ray M. Keck, III, President  
Texas A&M International University

**Subject:** Approval of Standard Administrative Procedure Regarding One-Time  
Athletic Performance Bonuses

### **Proposed Board Action:**

Approve the Texas A&M International University (TAMIU) standard administrative procedure (SAP) for one-time athletic performance bonuses based on post-season success beginning in FY 2013.

### **Background Information:**

System Policy [18.03, Post-Season Athletics Competition](#), requires that each system member university develop a procedure whereby coaches and administrators receive incentive compensation for post-season success while also maintaining academically and fiscally sound programs in full compliance with conference and national rules. System Policy *18.03* also requires that a recommendation be submitted by the university president to the chancellor for Board of Regents approval.

TAMIU requests approval for SAP *18.03.99.L0.01, Post-Season Athletics Competition*, as shown in the exhibit.

### **A&M System Funding or Other Financial Implications:**

All amounts reflected will be fully funded from fees and revenues generated through Athletic Department activities.

Agenda Item No.

**TEXAS A&M INTERNATIONAL UNIVERSITY**

Office of the President

September 19, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Standard Administrative Procedure Regarding One-Time Athletic  
Performance Bonuses

I recommend adoption of the following minute order:

**“The Board of Regents of The Texas A&M University System  
approves the Texas A&M International University Standard Administrative  
Procedure 18.03.99.L0.01, *Post-Season Athletics Competition*, as shown in  
Exhibit .”**

Respectfully submitted,

Ray M. Keck, III  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

---

Gregory R. Anderson  
Chief Financial Officer and Treasurer



**Standard Administrative Procedure 18.03.99.L0.L1**

**Athletics Stipends for Conference Championships**

***Approval date 3/6/2012***

***Next scheduled review date 3/2015***

***Standard Administrative Procedure Statement***

The University realizes it is customary to offer a stipend to coaches and their salaried assistants following a conference championship. This procedure provides the framework for such payments.

***Definitions***

Head Coach – A salaried coach who has direct responsibility for the development, management, and successful coaching of an athletic team.

Assistant Coach – A salaried coach who assists the head coach in the development, management, and successful coaching of an athletic team.

Associate Coach – A salaried coach who, in the absence of the head coach, assumes full responsibility for the development, management, and successful coaching of an athletic team.

Coaching Assistant – A waged employee who provides support under the direction of the head coach of an athletic team.

***Procedures and Responsibilities***

The head coach for a sport with a conference championship may be paid a stipend for extra work in an amount not to exceed \$5,000. Salaried assistant or associate coaches may also be paid a stipend for extra work. The total for all assistant and/or associate coaches cannot exceed 50% of the stipend paid to the head coach, for a maximum \$2,500, and is to be distributed at the discretion of the Athletics Director.

Stipends may only be paid to head coaches, assistant coaches, and associate coaches of team sports. Coaching assistants and volunteer coaches are not eligible for stipends.

All payments are contingent on the state of the University budget, however, if any payments are made, all qualifying coaches, assistant coaches, and associate coaches shall be paid as prescribed above.

The dollar amounts listed above may be adjusted downward, however, if such an adjustment is made, it will be made for all qualifying coaches, assistant coaches, and associate coaches, proportionately.

All requests for payments originate with the completion of the Service Contract Agreement form by the Athletics Department and are processed through the Office of Budget, Payroll, and Fiscal Analysis

<b><i>Related Statutes, Policies, Regulations, Rules or Requirements</i></b>
--

System Policy 18.03, Post -Season Athletics Competition

<b><i>Appendix</i></b>
------------------------

[TAMIU Service Contract Agreement form](#)

<b><i>Contact Office</i></b>
------------------------------

For clarification or interpretation, please contact the Office of Budget, Payroll and Fiscal Analysis.

Agenda Item No.

**AGENDA ITEM BRIEFING**

**Submitted by:** R. Bowen Loftin, President  
Texas A&M University

**Subject:** Appointment of Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the  
Texas A&M University at Galveston Board of Visitors

**Proposed Board Action:**

Appoint Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the Texas A&M University at Galveston (TAMUG) Board of Visitors for a term of three years each, effective immediately.

**Background Information:**

The Board of Visitors of TAMUG, on April 11, 2012, unanimously recommended that Mr. Hopkins and Mr. Neff be appointed to a three-year term each. They have graciously agreed to serve pending the appointment by the Board of Regents.

Mr. Hopkins and Mr. Neff have an interest in Texas higher education and are highly supportive of TAMUG. Their biographical information is attached.

Mr. Hopkins is President and CEO of Mike Hopkins Distributing Company, Inc., River Eagle Transportation, LLC, and River Eagle Real Estate, LTD. in Brenham, Texas. He is a 1967 graduate from Texas A&M University where he earned a Bachelor of Business Administration in Marketing degree.

Mr. Neff is a manager at Monitor 360, where he helps government clients address a range of technological and geopolitical challenges. Prior government affiliations include the Countering Violent Extremism Office at the National Security Agency (NSA) and Strategic Planning at the NSA field facility, NSA-Texas, as part of the NSA director's staff. He received a Bachelor of Arts in Political Science from Texas A&M University (1999) and a Master in Public Policy degree from the Harvard Kennedy School (2006).

**A&M System Funding or Other Financial Implications:**

None.



Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

August 23, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Appointment of Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the Texas A&M University at Galveston Board of Visitors

I recommend adoption of the following minute order.

**“The Board of Regents of The Texas A&M University System hereby appoints Mr. Michael Hopkins, Sr. and Mr. Brandon Neff to the Texas A&M University at Galveston Board of Visitors for a term of three years each, effective immediately.”**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

---

John Sharp  
Chancellor

**Approved for Legal Sufficiency:**

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**Michael Hopkins, Sr.**

Mr. Michael Hopkins, Sr. received a Bachelor of Business Administration in Marketing degree from Texas A&M University in 1967. Mr. Hopkins has grown his business through unwavering beliefs in service, quality and community involvement. His dedication to community involvement is also prevalent among the employees or “family members” of the company.

Mr. Hopkins is President and CEO of Mike Hopkins Distributing Company, Inc., River Eagle Transportation, LLC, and River Eagle Real Estate, LTD. He established Mike Hopkins Distributing Company, Inc. in Brenham, Texas, serving six counties between Houston, Texas, and Austin, Texas. River Eagle Transportation, LLC was established in 2002 to serve as a truck/trailer/van leasing company in the Brenham, Texas area. River Eagle Real Estate, LTD. was established in 2005 to focus on long-term real estate investment in Brenham and other parts of Texas.

Mr. Hopkins currently serves or previously served on the Boards of the Washington County Chamber of Commerce, Texas Resources and Environmental Council, Wholesale Beer Association Executives, Coastal Conservation Association and Center for Coastal Conservation. He is active in the 12th Man Foundation and the Association of Former Students. Mr. Hopkins is currently the Vice Chair of the Chancellor’s Century Council.

## **Brandon Neff**

Mr. Brandon Neff holds a Bachelor of Arts in Political Science degree from Texas A&M University (1999) and a Master in Public Policy degree from the Harvard Kennedy School (2006).

Mr. Neff is a manager at Monitor 360, where he helps government clients address a range of technological and geopolitical challenges, including adoption of analytic and operations best practices, technology integration and application, social and cultural analysis of local populations and counter-terrorist messaging.

Before joining Monitor 360, Mr. Neff led the Countering Violent Extremism Office at the National Security Agency (NSA), focused on deriving unique insights through analysis of bulk-data. Prior to that, he led strategic planning at the NSA field facility, National Security Agency–Texas and served his first assignment on the NSA Director’s staff. Before joining NSA, he was a Special Operations intelligence officer in the U.S. Air Force and supported multiple operations across Central Asia, the Middle East and West Africa.

Agenda Item No.

**TEXAS A&M UNIVERSITY-COMMERCE**

Office of the President

August 24, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Academic Tenure, November 2012, Texas A&M University-Commerce

I recommend adoption of the following minute order.

**“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 at Texas A&M University-Commerce as set forth in Exhibit , Tenure List No. 13-01.”**

Respectfully submitted,

Dan R. Jones  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**TEXAS A&M UNIVERSITY-COMMERCE  
RECOMMENDATIONS FOR TENURE  
TENURE LIST NO. 13-01**

<u>Name</u>	<u>Present Rank</u> <u>Department</u>	<u>Years Teaching</u> <u>Univ./</u> <u>Other Inst.</u>	<u>Effective</u> <u>Date/Tenure</u>
<b>COLLEGE OF EDUCATION AND HUMAN SERVICES</b>			
* Dr. C. Arlene Horne	Professor Psychology, Counseling and Special Education	0                      25	Upon Approval by the Board and Faculty Arrival
<b>COLLEGE OF SCIENCE, ENGINEERING AND AGRICULTURE</b>			
* Dr. Ilseok "Eddie" Oh	Associate Professor Engineering and Technology	0                      13	Upon Approval by the Board and Faculty Arrival

\*Tenure on Arrival

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

**COLLEGE OF EDUCATION AND HUMAN SERVICES**

<b><u>Name</u></b>	<b><u>Department</u></b>	<b><u>Present Rank</u></b>	<b><u>Effective Date</u></b>
Dr. C. Arlene Horne	Psychology, Counseling and Special Education	Professor	Upon Approval by the Board and Faculty Arrival

Dr. C. Arlene Horne formerly held the tenured position of professor at the University of West Georgia, Carrollton, Georgia. Dr. Horne received a B.S. degree in Psychology (1978) from Campbell University, an M.S. in Psychology (1981) and an M.A. in Counseling Psychology (1982) from New Mexico Highlands University and a Ph.D. in Psychological Foundations (1990) from the University of New Mexico. Before coming to Texas A&M University-Commerce, Dr. Horne served as Professor and Associate Vice President for Research at the University of West Georgia for one year. She served as Professor of Psychology for six years at the University of Texas at Tyler and as Professor for four years, Associate Professor of Psychology for five years, Assistant Professor of Psychology for four years and as a Visiting Professor of Psychology for two years at New Mexico Highlands University. She also served as a Teaching Assistant at the University of New Mexico for three years. Dr. Horne reports 18 scientific presentations, six published abstracts and five publications and has been involved in 27 grant activities. She is a current member of the following professional organizations: Society for Research Administrators, National Council of University Research Administrators, Phi Kappa Phi Honor Society, Sigma Xi Honor Society and Women in Neuroscience.

**COLLEGE OF SCIENCE, ENGINEERING AND AGRICULTURE**

<b><u>Name</u></b>	<b><u>Department</u></b>	<b><u>Present Rank</u></b>	<b><u>Effective Date</u></b>
Dr. Ilseok “Eddie” Oh	Engineering and Technology	Associate Professor	Upon Approval by the Board and Faculty Arrival

Dr. Ilseok “Eddie” Oh formerly held the tenured position of Associate Professor at Southern Polytechnic State University. Dr. Oh received a B.S. in Civil Engineering (1998) at Hanyang University in Seoul, South Korea and an M.S. (2001) and a Ph.D. (2003) in Civil Engineering from Iowa State University of Science and Technology. Before coming to Texas A&M University-Commerce, he served as Associate Professor for one year and Assistant Professor for five years at Southern Polytechnic State University. He was an Assistant Professor for three years at State University of New York at Alfred and was a Teaching Assistant for four years at Iowa State University. Dr. Oh reports 11 publications, 14 presentations and four research projects. He holds numerous professional affiliations/memberships including: Association of Asphalt Paving Technologists (AAPT), International Society of Asphalt Pavements (ISAP), American Society of Civil Engineers (ASCE), Korean Geotechnical Engineering Institute and Korean American University Professors Association (KAUPA).

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM  
HEALTH SCIENCE CENTER**

Office of the President and Vice Chancellor for Health Affairs

August 6, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Academic Tenure, November 2012, The Texas A&M University  
System Health Science Center

I recommend adoption of the following minute order.

**“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 at The Texas A&M University System Health Science Center as set forth in Exhibit , Tenure List No. 13-01.”**

Respectfully submitted,

Nancy W. Dickey, M.D.  
President, Texas A&M Health Science Center,  
and Vice Chancellor for Health Affairs,  
The Texas A&M University System

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**THE TEXAS A&M UNIVERSITY SYSTEM  
HEALTH SCIENCE CENTER  
RECOMMENDATIONS FOR TENURE  
TENURE LIST NO. 13-01**

<u>Name</u>	<u>Present Rank</u> <u>Department</u>	<u>Years Teaching</u> <u>Univ./</u>	<u>Other Inst.</u>	<u>Effective</u> <u>Date/Tenure</u>
<b>COLLEGE OF MEDICINE</b>				
* Dr. Vytas A. Bankaitis	Professor Molecular and Cellular Medicine	0	26	Upon Approval by the Board and Faculty Arrival
<b>COLLEGE OF NURSING</b>				
* Dr. Susan Yarbrough	Professor Nursing	0	18	Upon Approval by the Board and Faculty Arrival
<b>SCHOOL OF RURAL PUBLIC HEALTH</b>				
* Dr. Rebecca Wells	Professor Health Policy and Management	0	13	Upon Approval by the Board and Faculty Arrival

\* Tenure on arrival



**THE TEXAS A&M UNIVERSITY SYSTEM  
HEALTH SCIENCE CENTER  
BACKGROUND OF FACULTY  
RECOMMENDED FOR ACADEMIC TENURE**

**COLLEGE OF MEDICINE**

<u><b>Name</b></u>	<u><b>Department</b></u>	<u><b>Present Rank</b></u>	<u><b>Effective Date</b></u>
Dr. Vytas A. Bankaitis	Molecular and Cellular Medicine	Professor	Upon Approval by the Board and Faculty Arrival

Dr. Vytas A. Bankaitis formerly held the position of Professor with tenure in the Department of Cell and Developmental Biology at the University of North Carolina (UNC) in Chapel Hill. Dr. Bankaitis received his Ph.D. in Microbiology from UNC in 1984 and completed his post-doctoral fellowship from the California Institute of Technology (Cal Tech) in 1986. He was then appointed Assistant Professor of Microbiology at the University of Illinois in Urbana. He moved to the University of Alabama at Birmingham (UAB) Medical Center at the rank of Associate Professor in 1992. He was promoted to full professor at UAB in 1996. He left UAB to become Professor and Chairman of the Department of Cell and Developmental Biology and member of the Lineberger Cancer Center at UNC. Dr. Bankaitis joined The Texas A&M University System Health Science Center faculty on September 1, 2012. Dr. Bankaitis is an internationally recognized expert in the areas of metabolomics and lipidomics. He has published 139 peer-reviewed publications in such outstanding journals as the *Proceedings of the National Academy of Science*, *Cell*, *Nature* and *Science*. He has written a book and served as an editor for a second book. He has been well-funded by the National Institutes of Health in the past and is currently a candidate for the Wehner-Welch Endowed Chair in Chemistry. He has served as an organizer or co-organizer for a number of national and international scientific meetings, and he is regularly asked to present his research at scientific meetings. He has extensive service on grant review panels and is an editorial board member for four scientific journals.

**COLLEGE OF NURSING**

Dr. Susan Yarbrough	Nursing	Professor	Upon Approval by the Board and Faculty Arrival
---------------------	---------	-----------	--

Dr. Susan Yarbrough formerly held the tenured position of Professor at The University of Texas at Tyler. Dr. Yarbrough received her Ph.D. in Nursing from The University of Texas at Austin in 1992. Dr. Yarbrough joined The Texas A&M University System Health Science Center faculty on July 1, 2012. She has been appointed the Associate Dean for Academic Affairs for the College of Nursing. Her academic specialty is in Adult Health. The nursing graduate program at the University of Texas at Tyler was ranked #3 by the *U.S. News and World Report* under Dr. Yarbrough's leadership. Her service to her university and to the nursing profession has been exceptional. She has been very active in the Texas Nurses Association and has also provided service to Sigma Theta Tau International which is the international nursing honor society. She was selected as a Fellow in the American Association of Colleges of Nursing's Leadership for Academic Nursing Program. Dr. Yarbrough has had a sustained history of scholarly activity and is well known for her work particularly with research regarding graduate education.

## **SCHOOL OF RURAL PUBLIC HEALTH**

Dr. Rebecca Wells

Health Policy and  
Management

Professor

Upon Approval  
by the Board and  
Faculty Arrival

Dr. Rebecca Wells is currently an Associate Professor with tenure at the University of North Carolina, Gillings School of Global Public Health. Dr. Wells earned a B.A. in public and international affairs with high honors from Princeton University (1988) and an M.H.S.A. from the University of Michigan School of Public Health (1998). Dr. Wells went on to earn her Ph.D. from the University of Michigan School of Public Health with a focus in Health Services Organization and Policy (1999). Dr. Wells will be joining The Texas A&M University System Health Science Center faculty on January 1, 2013. While a doctoral student, Dr. Wells was awarded the prestigious Regents' Fellow Appointment and the Veterans Administration predoctoral fellow award. Dr. Wells' primary research interests are in health care and human service organizations and improving health services access for marginalized populations. Dr. Wells has obtained extramural funding including the prestigious NIH K01 from the National Institute of Mental Health where she received funding to examine internal and inter-organizational child welfare agency management practices. She was also a Principal Investigator for a Robert Wood Johnson Foundation Public Health Practice Based Research Network. Dr. Wells has also received funding from the National Institute on Drug Abuse and the National Cancer Institute, as well as served as an evaluator for the State of North Carolina mental health division.

Agenda Item No.

**TEXAS A&M UNIVERSITY**

Office of the President

August 22, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Approval of Academic Tenure, November 2012, Texas A&M University

I recommend adoption of the following minute order.

**“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 at Texas A&M University as set forth in Exhibit , Tenure List No. 13-01.”**

Respectfully submitted,

R. Bowen Loftin  
President

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

James R. Hallmark  
Vice Chancellor for Academic Affairs

**TEXAS A&M UNIVERSITY  
RECOMMENDATIONS FOR TENURE  
TENURE LIST NO. 13-01**

<u>Name</u>	<u>Present Rank Department</u>	<u>Years Teaching Univ./Other Inst.</u>		<u>Effective Date/Tenure</u>
COLLEGE OF EDUCATION AND HUMAN DEVELOPMENT				
*Dr. Luis Ponjuan	Associate Professor Educational Administration and Human Resources Development	0	7	Upon Approval by the Board and Faculty Arrival
COLLEGE OF GEOSCIENCES				
*Dr. Michael Bishop	Professor Geography	0	26	Upon Approval by the Board and Faculty Arrival
COLLEGE OF LIBERAL ARTS				
*Dr. Catherine Coleman Eckel	Professor Economics	0	31	Upon Approval by the Board and Faculty Arrival
*Dr. Pat Rubio Goldsmith	Associate Professor Sociology	0	13	Upon Approval by the Board and Faculty Arrival
*Dr. Violet M. Showers Johnson	Professor History/Africana Studies	0	20	Upon Approval by the Board and Faculty Arrival

\*Tenure on Arrival

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

<u>Name</u>	<u>Department</u>	<u>Present Rank</u>	<u>Effective Date</u>
<b>COLLEGE OF EDUCATION AND HUMAN DEVELOPMENT</b>			
Dr. Luis Ponjuan	Educational Administration and Human Resources Development	Associate Professor	Upon Approval by the Board and Faculty Arrival

Dr. Ponjuan formerly held the non-tenured position of Assistant Professor at the University of Florida. He earned his Ph.D. in Higher Education Administration from the University of Michigan in 2005. Dr. Ponjuan joined the Texas A&M faculty on August 1, 2012 as an Associate Professor in the Department of Educational Administration and Human Resources Development. His teaching focuses on access and equity into higher education, student learning outcomes and faculty teaching and learning. He has published educational research journal articles and policy briefs focused on Latino male educational achievement, first-generation students and the recruitment and retention of faculty members of color. In particular, the Students Academically Gifted Education publishing company recognized his co-authored article *The Vanishing Latino Male in Higher Education* with the distinction as a Students Academically Gifted Education 2010 most downloaded article. He has earned over \$330,000 in research grant funding from Texas Guaranteed Foundation, University of Florida Division of Sponsored Research and Howard Hughes Medical Institute. Dr. Ponjuan was awarded the 2011 National Education Association New Scholar Prize for his research on Latino faculty, recognized as a 2009 Faculty Fellow for the American Association of Hispanics in Higher Education and a 2008 Association for the Study of Higher Education and Ford Foundation Fellow. At the University of Florida, he also received the 2007-2008 College of Education Scholarship of Engagement faculty award.

**COLLEGE OF GEOSCIENCES**

Dr. Michael Bishop	Geography	Professor	Upon Approval by the Board and Faculty Arrival
--------------------	-----------	-----------	--

Dr. Bishop is currently a Professor with tenure at the University of Nebraska. He earned his Ph.D. in Geography from Indiana State University in 1987. He will join the Texas A&M faculty in 2012 as a Professor in the Department of Geography. His focus area for teaching is geographic information science where his students receive conceptual, experiential and technical knowledge and treatments of topics. His focus area for research is geographic information science and Earth science studies with an emphasis on the use of information technology for understanding complex systems. He has published over 60 articles and three books. His research has been funded by the National Geographic Society, National Science Foundation, National Aeronautics and Space

## **COLLEGE OF GEOSCIENCES (Continued)**

Dr. Michael Bishop (continued)

Administration, United States Geological Survey and numerous foundations. His awards include a 2005 Most Outstanding Recent Contribution for the book entitled “Geographic Information Science and Mountain Geomorphology” from the Association of American Geographers and the 2011 Distinguished Research Award from the University of Nebraska at Omaha.

## **COLLEGE OF LIBERAL ARTS**

Dr. Catherine Coleman Eckel	Economics	Professor	Upon Approval by the Board and Faculty Arrival
--------------------------------	-----------	-----------	--

Dr. Eckel formerly held the tenured position of Ashbel Smith Professor of Economics in the School of Economics, Political, and Policy Sciences at the University of Texas at Dallas, where she directed the Center for Behavioral and Experimental Economic Science. She received her Ph.D. in Economics from the University of Virginia in 1983. She joined Texas A&M in July 2012 as a Professor in the Department of Economics. Dr. Eckel was a Fellow at the Wissenschaftskolleg zu Berlin (Institute for Advanced Study) in 2002, Economics Program Director at the National Science Foundation (NSF) (1996-98) and was a visiting scholar at the Economic Science Laboratory at the University of Arizona (1994-95). She is author of 56 peer-reviewed journal articles and numerous other publications. She has received over \$8 million dollars in grant funding from NSF and other sources. While at Virginia Tech, Dr. Eckel received the X-Caliber Award, University award for innovation in teaching technology (2004); Diggs Teaching Scholar Award, University award for integrating teaching and research (2004); Principles of Economics Teacher of the Year, Department of Economics (2004); Teacher of the Year Award, Department of Economics (1993-94); and the Virginia Tech Economics Club Excellence in Teaching Award (1986). Dr. Eckel’s research is in the area of experimental economics and concerns the effect of social interaction on economic change. Her work is interdisciplinary and incorporates concepts from psychology and sociology into economic research. Research projects are supported by grants from the National Science Foundation, the Aspen Foundation, the Andrew Mellon Foundation and the John D. and Catherine T. MacArthur Foundation.

Dr. Pat Rubio Goldsmith	Sociology	Associate Professor	Upon Approval by the Board and Faculty Arrival
----------------------------	-----------	---------------------	--

Dr. Goldsmith formerly held the tenured position of Associate Professor of Sociology at the University of Wisconsin-Milwaukee. He received his Ph.D. in Sociology from the University of Arizona in 1999. He joined Texas A&M as an Associate Professor in August 2012 in the Department of Sociology. During the last four years at the University of Wisconsin-Milwaukee, Dr. Goldsmith taught graduate courses in the sociology of education and research methods and

## COLLEGE OF LIBERAL ARTS (Continued)

Dr. Pat Rubio Goldsmith (continued)

undergraduate courses in statistics. At the University of Wisconsin-Parkside, where he was initially tenured, he also taught courses in Latino studies, the sociology of sport, ethnic studies and racial and ethnic relations. At Parkside, Dr. Goldsmith was the institution's teaching fellow in 2002 and a teaching award finalist in 2006. Issues of race and ethnicity are integral to all of his research which he examines with nationally representative, confidential data sets from the National Center for Education Statistics and the U.S. Census. He is best known for his research in the area of school/neighborhood segregation and young adult outcomes, but he also uses quantitative methods to study human rights issues in relation to the U.S.-Mexico border. He has been the recipient of a research grant from the American Educational Research Association. Recently, he led a research project that was a finalist for the MacArthur Foundation's *How Housing Matters* competition. He is currently using resources from an internal grant (\$79k) to conduct a pilot study that will be presented in a National Science Foundation proposal for further funding.

Dr. Violet M. Showers Johnson	History/Africana Studies	Professor	Upon Approval by the Board and Faculty Arrival
-------------------------------	--------------------------	-----------	--

Dr. Johnson formerly held the tenured position of Professor of History and Director of the Africana Studies Program at Agnes Scott College. She received her Ph.D. in History from Boston College in 1992. She joined Texas A&M in July 2012 as a Professor in the Department of History and Director of the Africana Studies Program at the College of Liberal Arts. Dr. Johnson taught a variety of undergraduate courses in African, Afro-Caribbean and African American history and migration at Agnes Scott College. A hallmark of her teaching is her efforts to involve her students with the local community in practical and productive ways. She also stresses the importance of global awareness and has led four short-term study abroad trips to different countries in Africa. Her teaching was recognized with a teaching excellence award from Agnes Scott College in 2002. In addition to her present work as Director of Africana Studies, she served a five-year term as Chair of the Department of History and was founding director of the Women's Global Leadership Center. She is fully engaged with her profession as well, serving as ad hoc reviewer for journals and presses and as a member of the editorial boards for *Journal of African Ethnic History* and the Forum for European Contributions in African American Studies. Dr. Johnson is author of *The Other Black Bostonians: West Indians in Boston 1900-1950* (Indiana University Press, 2006), a widely recognized work on the African Diaspora. She is also co-editor of a 2011 volume published by Lit Verlag and Michigan State University Press and 17 articles and book chapters. She has held a Fulbright Scholarship and a Summer Award from the National Endowment for the Humanities. Agnes Scott College recognized her scholarship with the Joseph R. Gladden Award for Scholarly Achievement in 2005.

## CONSENT AGENDA ITEMS

*(Agenda Items 46-A through 46-C)*

46	CONSENT AGENDA ITEMS		
	A	(PLACEHOLDER) Approval of Minutes	BOR, A&M System
	B	Granting of the Title of Emeritus/Emerita, November 2012 (Revised Exhibit)	A&M System
C	Confirmation of Appointment and Commissioning of Peace Officers	A&M System	



Agenda Item No.

**SYSTEM OFFICES**

Office of the Vice Chancellor for Academic Affairs

August 28, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Granting of the Title of Emeritus/Emerita, November 2012, The Texas A&M University System

In accordance with System Policy [31.08, \*Emeritus/Emerita Titles\*](#), the designation of “Emeritus/Emerita,” to be added to the then current designation of a rank or position upon complete retirement of a person, may be granted by the board upon the recommendation of the chancellor.

The chief executive officers of The Texas A&M University System recognize individuals from their respective institutions and agencies, as shown on the attached Emeritus/Emerita lists, who have retired from The Texas A&M University System institutions and agencies and have made outstanding contributions through their dedicated and loyal service.

I recommend adoption of the following minute order:

**“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 , Emeritus/Emerita Title List No. 13-01, and grants all rights and privileges of this title.”**

Respectfully submitted,

James R. Hallmark  
Vice Chancellor for Academic Affairs

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

F. Dominic Dottavio, President  
Tarleton State University

---

R. Bowen Loftin, President  
Texas A&M University

---

Douglas L. Steele, Interim Director  
Texas A&M AgriLife Extension Service

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS/EMERITA TITLES  
EMERITUS/EMERITA TITLE LIST NO. 13-01**

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

**TARLETON STATE UNIVERSITY**

Dr. Boyd Collier	29	Professor	Professor Emeritus of Economics	Upon Approval by the Board
Dr. Rueben Walter	35	Dean	Dean Emeritus of the College of Science and Technology	Upon Approval by the Board

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS TITLES  
EMERITUS/EMERITA TITLE LIST NO. 13-01**

<b>System Member Honoree</b>	<b>Years of Service</b>	<b>Current Rank</b>	<b>Title Conferred</b>	<b>Effective Date</b>
<b>TEXAS A&amp;M UNIVERSITY</b>				
Dr. Michael Abelson	31	Associate Professor	Associate Professor Emeritus of Management	Upon Approval by the Board
Dr. Darrell Bay	37	Professor	Professor Emeritus of Entomology	Upon Approval by the Board
Dr. Gerald Bratton	37	Professor	Professor Emeritus of Veterinary Integrative Biosciences	Upon Approval by the Board
Dr. Donald Bruce Dickson	37	Professor	Professor Emeritus of Anthropology	Upon Approval by the Board
Dr. Donald Fraser	40	Professor	Professor Emeritus of Finance	Upon Approval by the Board
Ms. Norma F. Funkhouser	25	Associate Professor	Associate Professor Emerita of TAMU Libraries	Upon Approval by the Board
Ms. Karen E. Hillier	38	Professor	Professor Emerita of Visualization	Upon Approval by the Board
Dr. Dennis L. O'Neal	29	Professor	Professor Emeritus of Mechanical Engineering	Upon Approval by the Board
Dr. Leon H. Russell	51	Professor	Professor Emeritus of Veterinary Integrative Biosciences	Upon Approval by the Board
Dr. Linda Skrla	15	Professor	Professor Emerita of Educational Administration and Human Resource Development	Upon Approval by the Board
Dr. Robin Smith	18	Professor	Professor Emeritus of Philosophy	Upon Approval by the Board
Dr. G. Gale Wagner	35	Professor	Professor Emeritus of Veterinary Pathobiology	Upon Approval by the Board

**THE TEXAS A&M UNIVERSITY SYSTEM  
CONFIRMATION OF EMERITUS/EMERITA TITLES  
EMERITUS/EMERITA TITLE LIST NO. 13-01**

<b>System Member Honoree</b>	<b>Years of Service</b>	<b>Current Rank</b>	<b>Title Conferred</b>	<b>Effective Date</b>
<b>TEXAS A&amp;M AGRILIFE EXTENSION SERVICE</b>				
Dr. David Chalmers	10	Professor and Extension Specialist	Professor and Extension Specialist Emeritus	Upon Approval by the Board
Mr. Leon Church	12	County Extension Agent – Agriculture and Natural Resources	County Extension Agent Emeritus	Upon Approval by the Board
Mrs. Sue Church	14	County Extension Agent – Family and Consumer Sciences	County Extension Agent Emerita	Upon Approval by the Board
Dr. Lawrence Falconer	21	Professor and Extension Specialist	Professor and Extension Specialist Emeritus	Upon Approval by the Board
Mr. Michael Haby	30	Professor and Extension Specialist	Professor and Extension Specialist Emeritus	Upon Approval by the Board
Ms. Marilyn Hale	35	County Extension Agent – Family and Consumer Sciences	County Extension Agent Emerita	Upon Approval by the Board
Mr. Ron Holcomb	19	County Extension Agent – Agriculture and Natural Resources	County Extension Agent Emeritus	Upon Approval by the Board

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

**TEXAS A&M AGRILIFE EXTENSION SERVICE (Continued)**

Mr. Joseph Janak	35	County Extension Agent – Agriculture and Natural Resources	County Extension Agent Emeritus	Upon Approval by the Board
Mr. Thomas LeRoy	36	County Extension Agent - Horticulture	County Extension Agent Emeritus	Upon Approval by the Board
Mrs. Linda Mock	35	County Extension Agent – Family and Consumer Sciences	County Extension Agent Emerita	Upon Approval by the Board
Dr. Doug Welsh	33	Professor and Extension Specialist	Professor and Extension Specialist Emeritus	Upon Approval by the Board

Agenda Item No.

## **AGENDA ITEM BRIEFING**

**Submitted by:** Christopher M. Meyer, Chief Safety Officer  
The Texas A&M University System

**Subject:** Confirmation of Appointment and Commissioning of Peace Officers

**Proposed Board Action:**

In accordance with System Policy [34.06, Appointment, Commissioning and Authority of Peace Officers](#), the Board of Regents shall confirm the appointment and commissioning of peace officers by the presidents of their respective members of The Texas A&M University System, as shown in the exhibit.

**Background Information:**

Presidents of member universities are authorized by system policy to appoint and commission campus police as peace officers, subject to confirmation by the Board of Regents.

**A&M System Funding or Other Financial Implications:**

None.

Agenda Item No.

**THE TEXAS A&M UNIVERSITY SYSTEM**

Office of the Chief Safety Officer

September 21, 2012

Members, Board of Regents  
The Texas A&M University System

Subject: Confirmation of Appointment and Commissioning of Peace Officers

I recommend adoption of the following minute order:

**“In accordance with System Policy 34.06, *Appointment, Commissioning and Authority of Peace Officers*, the Board of Regents of The Texas A&M University System confirms the appointment and commissioning of campus peace officers by the presidents of their respective system member universities, in accordance with the requirements of the law, and as shown in Exhibit , attached to the official minutes, subject to their taking the oath required of peace officers.”**

Respectfully submitted,

Christopher M. Meyer  
Chief Safety Officer

**Approval Recommended:**

**Approved for Legal Sufficiency:**

---

John Sharp  
Chancellor

---

Ray Bonilla  
General Counsel

---

R. Bowen Loftin, President  
Texas A&M University

---

Keith McFarland, Acting President  
Texas A&M University-Texarkana

---

Steven H. Tallant, President  
Texas A&M University-Kingsville

The Texas A&M University System  
Appointed and Commissioned Peace Officers  
September 21, 2012

University		
Officer's Name	Title	Hire Date
<b>TEXAS A&amp;M UNIVERSITY</b>		
Van Dresar, Todd A.	Police Officer	08/16/12
<b>TEXAS A&amp;M UNIVERSITY-KINGSVILLE</b>		
Diaz, Noe	Police Officer	09/04/12
Hernandez, Andres	Police Officer	09/04/12
Perez, Alex	Police Officer	08/22/12
<b>TEXAS A&amp;M UNIVERSITY-TEXARKANA</b>		
Vanderburg, Braeden	Police Officer	08/31/12



# **Executive Session**

*(this item will be considered in executive session)*

# **Placeholder**

*(this item has not been finalized)*