

MATERIAL SUPPORTING THE AGENDA

Volume XXVa

September - December 1977

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on

September 16, 1977

November 11, 1977

December 16, 1977

The material is divided according to the standing committees and the meetings that were held and is submitted on three different colors, namely:

White paper - for the documentation of all items that were presented before the deadline date.

Blue paper - all items submitted to the Executive Session of the Committee of the Whole and distributed only to the Regents, Chancellor and President of the System.

Yellow paper - Emergency items distributed at the meeting.

Material distributed at the meeting as additional documentation is not included in the bound volume, because sometimes there is an unusual amount and other times some people get copies and some do not get copies. If the Secretary was furnished a copy, then that material goes into the appropriate subject file.



BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting

Agenda

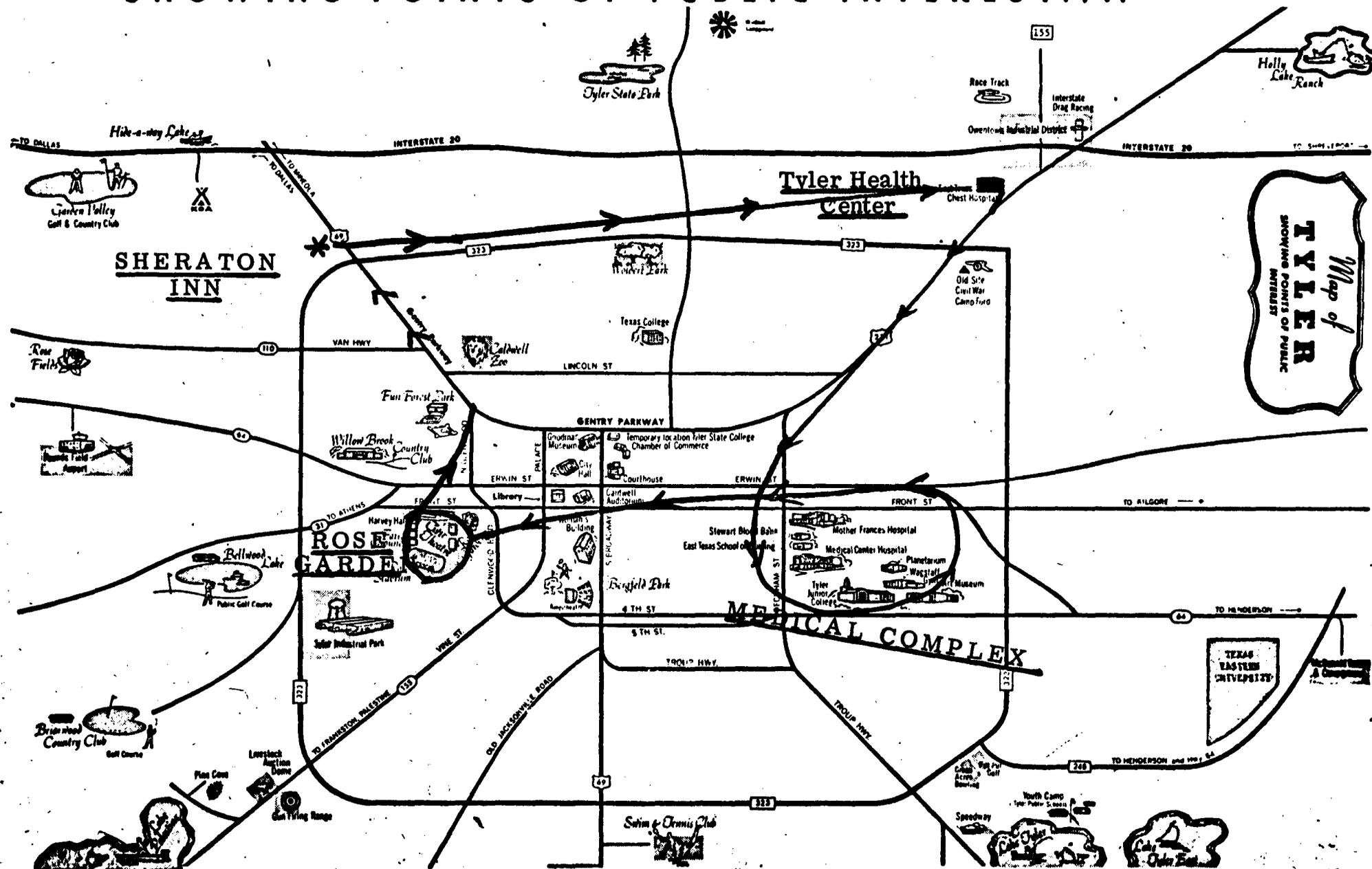
Meeting Date: November 11, 1977

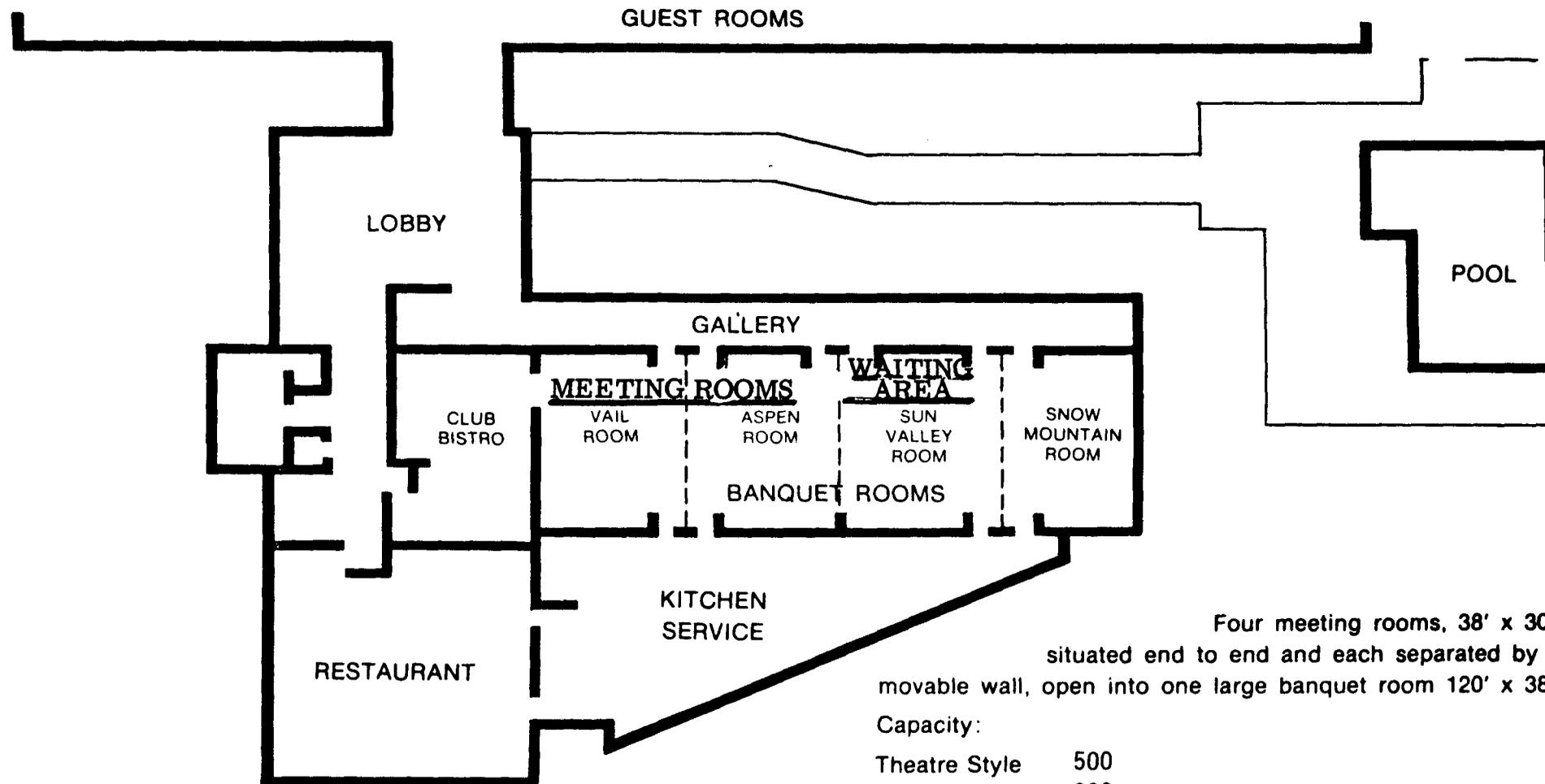
Meeting No.: 749

Name: Official copy

Map of TYLER

SHOWING POINTS OF PUBLIC INTEREST....





Four meeting rooms, 38' x 30',
 situated end to end and each separated by a
 movable wall, open into one large banquet room 120' x 38'.

Capacity:

| | |
|---------------|-------------------|
| Theatre Style | 500 |
| Classroom | 300 |
| Banquet | 450 |
| Exhibit Area | 4,500 square feet |

Meeting of the Board

(continued)
AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: November 11, 1977
Time: 9:00 a. m.
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

- A. ...
- B. ...
- C. RECONVENE
- D. APPROVAL OF MINUTES OF REGENTS' MEETING HELD
SEPTEMBER 16, 1977
- E. WELCOME AND REPORT BY DR. HURST
- F. RECESS FOR COMMITTEE MEETINGS
 - 1. System Administration Committee
Committee Chairman Williams
 - 2. Academic and Developmental Affairs Committee
Committee Chairman Sterling
 - 3. Buildings and Grounds Committee
Committee Chairman Bauerle
 - 4. Health Affairs Committee
Committee Chairman Law
 - 5. Land and Investment Committee
Committee Chairman Clark
 - 6. Committee of the Whole
Chairman Shivers
 - a. Open Session
 - b. Executive Session *

The Board of Regents will resolve into Executive
Session of the Committee of the Whole pursuant
to V. T. C. S., Article 6252-17, Sections 2(e), (f)
and (g) to discuss:

- (1) Pending or Contemplated Litigation - Section 2(e)
- (2) Land Acquisition - Section 2(f)
 - (a) Houston Health Science Center and Univer-
sity Cancer Center: Proposed Acquisition
of Property and Appropriation Therefor
 - (b) University Cancer Center: Proposed Acquisi-
tion of Property and Appropriation Therefor
- (3) Personnel Matters - Section 2(g)

*Waiting Area: Sun Valley Room

System Administration Committee

SYSTEM ADMINISTRATION COMMITTEE
Committee Chairman Williams

Date: November 11, 1977
Time: Following the 9 a. m. Session of the Board of Regents
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

| | <u>Page</u> <u>SAC</u> |
|--|---------------------------|
| 1. U. T. Austin: Request for Approval of Exterior Masonry Restoration and Waterproofing of Beauford H. Jester Center (1-B&G-78) | 2 |
| 2. U. T. Austin (Marine Science Institute): Request for Approval of Initial Nominees to Marine Science Institute Advisory Council (3-CW-78) | 2 |
| 3. U. T. Austin: Recommendation to Transfer Aviation Collection to U. T. Dallas (5-CW-78) | 3 |
| 4. U. T. Austin: Request for Contract Award to Volume Services Division, Interstate United Corporation, Chicago, Illinois, Concessionaire for Special Events Center (1-A&D-78) | 3 |
| 5. San Antonio Health Science Center (G. S. B. S.): Request for Approval of Exception to Regents' Rules and Regulations, Part One, Chapter III, Section 5.32 Regarding Nepotism (4-CW-78) | 5 |
| 6. U. T. Arlington, U. T. Austin, U. T. El Paso, Dallas Health Science Center and its Dallas Southwestern Medical School, Galveston Medical Branch and its Galveston Medical School, Houston Health Science Center and its Houston Medical School and Houston Dental Branch, San Antonio Health Science Center and its San Antonio Medical School, and University Cancer Center and its M. D. Anderson Hospital: 1976-77 and 1977-78 Budget Amendments (1-B-78 and 2-B-78) | 5 |

System Administration submits for formal approval the recommendations set out on Pages SAC 2-28.

1. U. T. Austin: Request for Approval of Exterior Masonry Restoration and Waterproofing of Beauford H. Jester Center (1-B&G-78). --The Physical Plant Department at The University of Texas at Austin has investigated the need for exterior masonry repair and waterproofing of the Beauford H. Jester Center as part of the continuing building maintenance program at U. T. Austin. Since the completion of the dormitory-academic complex in 1969, exterior mortar joints and waterproofing have gradually deteriorated.

President Rogers recommends, and System Administration concurs, that the Board of Regents

- a. Approve a building maintenance project for the restoration of exterior masonry and waterproofing of Jester Center at The University of Texas at Austin at an estimated cost of not to exceed \$200,000
- b. Authorize the completion of the exterior repair work through all necessary actions of the U. T. Austin Administration and Physical Plant Department with their own forces and all required contract services, in consultation with the Office of Facilities Planning and Construction
- c. Appropriate \$200,000 for this project from Account No. 29-0219-7100, Reserve-University Housing System Gross Revenue Fund

If there are any contract awards for this project, each will be presented for ratification at a future meeting of the Board of Regents.

2. U. T. Austin (Marine Science Institute): Request for Approval of Initial Nominees to Marine Science Institute Advisory Council (3-CW-78). --The Board of Regents at its meeting on December 12, 1975, approved the establishment of the Marine Science Institute Advisory Council for The University of Texas at Austin Marine Science Institute located in Galveston. It is recommended by President Rogers and concurred in by Chancellor LeMaistre that the membership on this council be established at thirty-five and that the following thirty-five individuals nominated to membership on this advisory council be approved:

Bob L. Armstrong, Austin
Perry R. Bass, Fort Worth
William H. Bauer, La Ward
Albert M. Biedenharn, Jr., San Antonio
Cecil E. Burney, Corpus Christi
Charles C. Butt, Corpus Christi
James H. Clement, Kingsville
Leroy G. Denman, San Antonio
Robert M. Duffey, Jr., Brownsville
Mrs. Jane Flato, Corpus Christi
Paul Haas, Corpus Christi
Hugh Halff, Jr., San Antonio
Edward H. Harte, Corpus Christi
Hayden W. Head, Corpus Christi
Paul K. Herder, San Antonio
John C. Holmgreen, San Antonio
D. Michael Hughes, Houston
Mrs. Lyndon B. Johnson, Stonewall
Richard P. Keeton, Houston

Harris L. Kempner, Galveston
 Mrs. Mary Lewis Kleberg, Kingsville
 Mrs. Walter J. McAllister, Jr., San Antonio
 Frank W. McBee, Austin
 William Negley, San Antonio
 V. F. Neuhaus, Mission
 A. Chauncey Newlin, New York, New York
 Mrs. Mary Moody Northern, Galveston
 James C. Storm, Corpus Christi
 Senator A. R. (Babe) Schwartz, Galveston
 Ben F. Vaughan, Jr., Corpus Christi
 Don E. Weber, Corpus Christi
 M. Harvey Weil, Corpus Christi
 Gail White, Weimar
 Charles Worthen, Galveston
 Mrs. John Armstrong, Kingsville

When replies have been received from the nominees, those accepting will be reported at a future meeting of the Board of Regents.

3. U. T. Austin: Recommendation to Transfer Aviation Collection to U. T. Dallas (5-CW-78). -- At the Board of Regents' meeting on July 12-13, 1963, the Board approved the establishment of the Aviation Collection in the Academic Center at The University of Texas at Austin. The first section of the collection is on the history of aviation. Additions have been made to the collection since its establishment in 1963. Mr. George Haddaway has been one of the major contributors to this collection, having been responsible for more than 80 percent of the contributions, as well as being its founder.

Mr. Haddaway has specifically requested that System Administration and the Board of Regents authorize the transfer of the collection to The University of Texas at Dallas.

Based on the extensive conversations with Mr. Haddaway and the U. T. Austin administration, System President Walker recommends that the Aviation Collection be transferred from U. T. Austin to U. T. Dallas.

4. U. T. Austin: Request for Contract Award to Volume Services Division, Interstate United Corporation, Chicago, Illinois, Concessionaire for Special Events Center (1-A&D-78). -- System Administration presents the following recommendation:

Attached* is the request of The University of Texas at Austin for a contract award to Volume Services Division, Interstate United Corporation, for concession food and beverage and vending machine services, and a non-exclusive catering and alcoholic beverage service at the Special Events Center at The University of Texas at Austin. Alcoholic beverages at a catered event, in compliance with the Texas Liquor Control Act, may be provided. However, approval of public sale of alcoholic beverages by the concessionaire is not included in these recommendations. Before sale of alcoholic beverages is provided by the concessionaire, specific approval must be obtained from the Board of Regents.

*See Page SAC - 4.

System Administration concurs in the recommendation of The University of Texas at Austin Administration that a five-year contract be executed with Volume Services Division, Interstate United Corporation, based on the specifications, bid proposal, and negotiations. An analysis of the bids received and the amortization of capital investment clearly indicate that the proposal of Volume Services offers the best commission to The University of Texas based on conservative estimates of \$500,000 annual sales volume without alcoholic beverage, or \$600,000 annual sales volume with alcoholic beverage. Enclosure 4, 6, and 7 dated October 4, 1977, and enclosure 5 dated September 21, 1977 support this conclusion.

Approval of the award at this time, prior to execution of the contract, will permit Volume Services to order the necessary equipment and get it installed by the time the Special Events Center is formally opened. Extensive preliminary discussions and negotiations have been held with Volume Services Division, and an understanding of contractual provisions pertaining to operations has been reached. Since the preparation and execution of the final contract will take additional time, System Administration concurs with The University of Texas at Austin that the following be approved:

1. Approve Volume Services Division, Interstate United Corporation, as the concessionaire for the Special Events Center at The University of Texas at Austin for an initial period of five years and providing for subsequent five-year renewals subject to satisfactory performance and final execution of the negotiated contract.
2. Delegate to the President of The University of Texas at Austin authority to execute the contract on behalf of The University after approval as to content by the President of the System, and as to form by the General Counsel of The University of Texas System.

Request of U. T. Austin

October 7, 1977

TO: E.D. Walker

FROM:

Lorene L. Rogers



SUBJECT: Food and Beverage Contract, Special Events Center

Upon the recommendation of W.D. Justice, Director of the Special Events Center, Vice President Ronald Brown, and Vice President James Colvin, I am recommending a contract be awarded to Volume Services Division, Interstate United Corporation, for concession food and beverage, catering food, alcoholic beverage, and vending machine services in the Special Events Center at The University of Texas at Austin.

The contract should be awarded for a period of five years with the option to renew in increments of five years subject to satisfactory performance to The University of Texas and desire to continue by Volume Services.

I recommend approval be secured to execute the contract subject to approval by appropriate authority, approved for form by General Counsel, and approved for content by The University of Texas at Austin and The University of Texas System Administration.

5. San Antonio Health Science Center (G.S.B.S.): Request for Approval of Exception to Regents' Rules and Regulations, Part One, Chapter III, Section 5.32 Regarding Nepotism (4-CW-78). --It is recommended by President Harrison, concurred in by System President Walker, that Associate Professor William P. Kolb be allowed to employ his wife, Linda M. Kolb, effective immediately, as a Senior Research Assistant in a research program funded by the National Institute of Health. Mrs. Kolb has unique training and experience for this project and worked for Dr. Kolb prior to their marriage. Mrs. Kolb's employment requires an exception of the nepotism rule in Part One, Chapter III, Section 5.32 of the Regents' Rules and Regulations.
6. U.T. Arlington, U.T. Austin, U.T. El Paso, Dallas Health Science Center and its Dallas Southwestern Medical School, Galveston Medical Branch and its Galveston Medical School, Houston Health Science Center and its Houston Medical School and Houston Dental Branch, San Antonio Health Science Center and its San Antonio Medical School, and University Cancer Center and its M.D. Anderson Hospital: 1976-77 and 1977-78 Budget Amendments (1-B-78 and 2-B-78). --The appropriate chief administrative officers, concurred in by System Administration, recommend that their respective 1976-77 and 1977-78 Operating Budgets be amended as indicated on the pages set out below:

The University of Texas at Arlington, Pages SAC - 6-8
The University of Texas at Austin, Pages SAC - 8-12
The University of Texas at El Paso, Pages SAC - 12-13
The University of Texas Health Science Center at Dallas
and its Dallas Southwestern Medical School,
Pages SAC - 13-14
The University of Texas Medical Branch at Galveston and
its Galveston Medical School, Pages SAC - 14-17
The University of Texas Health Science Center at Houston
and its Houston Medical School and Houston Dental
School, Pages SAC - 18-20
The University of Texas Health Science Center at San Antonio
and its San Antonio Medical School, Pages SAC - 20-23
The University of Texas System Cancer Center and its
M.D. Anderson Hospital, Pages SAC - 24-28

The source of funds will be from departmental appropriations in all cases unless otherwise specified.

THE UNIVERSITY OF TEXAS AT ARLINGTON

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|-----------------------|----------------------------------|--|--|-----------------|
| <u>1976-77 BUDGET</u> | | | | |
| 12. | Plant Funds Transfer of Funds | From: Unappropriated Balance via Estimated Income | To: Capital Improvements - Unexpended Plant Funds - Minor Repairs and Remod- eling of Physical Plant Sidewalks and Walkways \$ 30,000 Landscaping and Irri- gation 125,000 Repair and Replacement of Streets and Parking Lots 100,000 Improvements to Aero- nautical Engineering Building 53,000 Improvements to Engineering Drawing Building 63,000 Acquisition of monitoring system for control of energy consumption on Campus 250,000 | |
| | Amount of Transfer | <u>\$ 621,000</u> | <u>\$621,000</u> | --- |

The allocation of funds by projects listed above represent estimates for the purpose of reserving plant funds for these items. Details of the projects, including proposed funding, will be submitted at a later date to the Board for consideration through the appropriate Committee procedure.

1. Minor Repairs and Remodeling of Physical Plant

- a. Sidewalks and Walkways (\$30,000). These funds will be used to build additional pedestrian walkways that are needed due to the change in pedestrian traffic generated by new buildings and parking facilities.
- b. Landscaping and Irrigation (\$125,000). These funds will be used to continue the landscaping program of the University.
- c. Repair and Replacement of Streets and Parking Lots (\$100,000). With the improvement of Border Street we will be obligated by the agreement to replace portions of Monroe and Second Streets.

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|-------------|----------------|-----------------|-----------------|
|----------|-------------|----------------|-----------------|-----------------|

1976-77 BUDGET (Continued)

12. Plant Funds (Continued)

- d. Improvements to Aeronautical Engineering Building (\$53,000). These funds will be used for reroofing, replacement of doors and windows, painting of interior and exterior, and rewiring to meet safety standards.
 - e. Improvements to Engineering Drawing Building (\$63,000). This building needs reroofing, exterior and interior painting, new windows and doors, toilet facilities, electrical improvements and floor levelled.
2. Acquisition of monitoring system for control of energy consumption on Campus (\$250,000).

1977-78 BUDGET

| | | | | |
|----|---|---|--------------------------------|------------|
| 1. | Kathryn E. White (Non-tenure) Education Academic Rate | Instructor (P.T.) \$ 8,000 (1976-77) | Instructor (P.T.) \$ 11,600 | 9/1 - 1/15 |
| 2. | David Levine (Non-tenure) Computer Science Academic Rate | Instructor (P.T.) \$ 6,400 (1976-77) | Instructor (P.T.) \$ 11,600 | 9/1 - 1/15 |
| 3. | John R. Rumsey (Non-tenure) Computer Science Academic Rate | Instructor (P.T.) \$ 8,000 (1976-77) | Instructor (P.T.) \$ 11,600 | 9/1 - 1/15 |
| 4. | David B. Walton (Non-tenure) Computer Science Academic Rate | Instructor (P.T.) \$ 6,400 (1976-77) | Instructor (P.T.) \$ 11,600 | 9/1 - 1/15 |

The increase in salary rate for these part-time Instructors is a result of establishing a base academic rate of \$11,600 for Instructors hired to teach on a part-time basis (one or two courses). There is little or no change in the amount of the stipend based on a full-time equivalent basis.

| | | | | |
|----|---|--|---|------------|
| 5. | Daniel C. Burkholder (Non-tenure) Music Academic Rate | Associate Professor (P.T.) \$11,040 (1976-77) | Associate Professor (P.T.) \$ 19,000 | 9/1 - 1/15 |
| 6. | James E. Cooper (Non-tenure) Geology Academic Rate | Adjunct Professor (P.T.) \$ 9,000 (1976-77) | Adjunct Professor (P.T.) \$ 24,000 | 9/1 - 1/15 |

SAC - 7

SAC - 8

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|--|--|---|-----------------|
| 7. | William E. Case (Non-tenure) Physics Academic Rate | Lecturer (P.T.) \$ 18,000 (1976-77) | Lecturer (P.T.) \$ 20,000 | 9/1 - 1/15 |
| 8. | Herbert E. Welch (Non-tenure) Electrical Engineering Academic Rate | Adjunct Associate Professor (P.T.) \$10,400 (1976-77) | Adjunct Associate Professor (P.T.) \$ 19,000 | 9/1 - 1/15 |

Items 5 through 8

The increase in salary rates for these part-time faculty positions is the result of contracting with "non-tenure track" faculty on a stipend basis generally for one class for one semester. The rate fluctuation relates to the per-class contract stipend. Compared with full-time faculty, the unit cost is equivalent.

| | | | | |
|----|---|---|---|---------|
| 9. | Donald E. Umlah School of Social Work Salary Rate Source of Funds: Department of Public Welfare Grant | Social Science Research Associate III \$ 18,804 | Social Science Research Associate III \$ 21,492 | 10/1/77 |
|----|---|---|---|---------|

We have initiated action to increase Mr. Umlah's salary in recognition of the substantially increased responsibilities that Mr. Umlah currently carries. These responsibilities are developmental, programmatic and managerial in nature.

Largely as a consequence of Mr. Umlah's initiative and competence the Human Resource Center has four separate training grants. Mr. Umlah developed and currently monitors (for internal budget management) these grants. There are eight distinct continuing education programmatic efforts for which he is responsible. In connection with these activities the total budget of the Human Resource Center has increased by approximately 75% in the last two years.

THE UNIVERSITY OF TEXAS AT AUSTIN

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|-----------------------|---|--|---|-----------------|
| <u>1976-77 BUDGET</u> | | | | |
| 53. | Auxiliary Enterprises - Inter-collegiate Athletics for Men Transfer of Funds Amount of Transfer | From: Intercollegiate Athletics for Men Unappropriated Balance \$ 25,000 | To: Intercollegiate Athletics for Men - Dressing Room Roof Repair \$ 25,000 | --- |

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|--|--|---|-----------------|
| | There are a lot of leaks in the football dressing room roof resulting in damage to the structure and the equipment of the dressing quarters. The oval expansion joints in the old part of the stadium structure are not water proofed and are in very bad shape; consequently the rain comes through those joints and accumulates on the flat roof of the dressing room. Replacing the roof will cost around \$50,000. Facilities Planning inspected the situation and suggested a new approach to this problem. It was determined that the total concept for repairs was not feasible, and it is necessary to place a new surface on the roof with a foam plastic system with a surface water-proofing which will cost approximately \$25,000.00 instead of the estimated \$50,000.00 contemplated. | | | |
| 54. | Auxiliary Enterprises - U. T. Austin Student Publications | | | |
| | Transfer of Funds | From: Student Publications Unappropriated Balance via Estimated Income | To: Student Publications - General Overhead Salaries and Wages \$ 9,023 Other Operating Expense 54,633 | |
| | Amount of Transfer | \$ 63,656 | \$ 63,656 | --- |

Excess income over original budget estimates was derived primarily from advertising. This income was applied to operating expenses including equipment in relation to the expanded operation.

1977-78 BUDGET

| | | | | |
|----|--|---|--------------------------------|--------|
| 1. | William F. Weldon Center for Electromechanics Salary Rate Source of Funds: Government Contract Funds Payroll Clearing Account | Research Engineer \$24,564 (1976-77) | Research Engineer \$ 28,000 | 9/1/77 |
|----|--|---|--------------------------------|--------|

Mr. Weldon has developed into an outstanding administrator during the four years he has been with The University of Texas. Research funding has grown from \$50,000 to approximately \$800,000 for the past year and shows every promise of a continued increase. Of particular importance was the change from the Energy Storage Group to the Center for Electromechanics which took place on March 1, 1977 and placed Mr. Weldon as Technical Director with a title change to Research Engineer, Code 1000. All of these events took place without change in his salary.

This new Center is under the day-to-day supervision of Mr. Weldon with 34 employees plus a number of faculty working as consultants for the various research projects. During the past year he has published one refereed paper, six conference papers, four reports, and four abstracts. He has submitted one patent application and was an invited lecturer at the Air Force Studies Board Summer Study on Pulsed Power conducted by the National Academy of Science.

Mr. Weldon serves on the Tokamak Fusion Test Reactor (TFTR) Engineering Advisory Committee and ERDA Ad Hoc committee for study of Homopolar Energy Transfer Systems for Fusion Power. He also served as chairman of the Power Supply Session, Ohmic Heating Workshop, LASL (June, July).

As Technical Director of the Center for Electromechanics, Mr. Weldon is badly underpaid and is more than deserving of the \$28,000 annual salary requested. No State funds will be used since this Center receives no support from State funds.

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|-----------------------------------|--|---|--|-----------------|
| <u>1977-78 BUDGET (Continued)</u> | | | | |
| 2. | Auxiliary Enterprises - U. T. Austin Student Publications | | | |
| | Transfer of Funds | From: Student Publications Unappropriated Balance | To: Student Publications - General Overhead - Other Operating Expenses (Equipment) | |
| | Amount of Transfer | \$ 45,100 | \$ 45,100 | --- |

This request is to purchase additional computer equipment for The Daily Texan as follows:

| | | |
|---|--|--------------|
| 9 | Video Display Terminals, @ \$3,250 each | \$ 29,250 |
| 1 | Multiplexer, to allow 16 additional ports into our PDP 11/45 computer (5 of these ports will be used later to plug in additional VDT's to be purchased by the Journalism Department) | 6,600 |
| 8 | Sets of hardware to upgrade existing Video Display Terminals | 3,880 |
| 1 | Non-intelligent VDT for the programmer's office | 1,500 |
| | Installation, coupler and expander box, and additional memory | <u>3,870</u> |
| | TOTAL | \$ 45,100 |

This equipment will expedite production of The Daily Texan by providing eight more terminals for students to use in writing and editing copy for the Texan. One terminal will be sent to the System Office, where it will be used to input copy for Texas Times. The Texan presently has eight terminals and there are five in the journalism labs. These eight new terminals will double the capacity of the Texan, will speed up production, and will allow more students to gain the experience of the electronic newsroom.

At present many reporters and writers and editors have to wait for a terminal or use a typewriter. Our goal is to have enough terminals so that the entire Texan can be produced through the terminals, thus providing the same system used by major commercial newspapers.

| | | | | |
|----|--|-----------------------------------|-------------------------|--------|
| 3. | Clayton H. Lewis (Non-tenure) Psychology Academic Rate | Instructor \$ 11,000 (1976-77) | Instructor \$ 13,000 | 9/1/77 |
|----|--|-----------------------------------|-------------------------|--------|

The rate increase has been recommended by the department and has been endorsed by the dean and the Vice President for Academic Affairs. Mr. Lewis' performance as a faculty member warrants recognition through the proposed salary increase.

| | | | | |
|----|---|-------------------------|--------------------------------|----------|
| 4. | Christopher D. Person (Non-tenure) Botany Academic Rate | Instructor \$ 10,000 | Instructor (1/2T) \$ 13,000 | 9/1-1/15 |
|----|---|-------------------------|--------------------------------|----------|

Dr. Person has completed his Ph.D. and has acquired demonstrable experience in teaching the general biology courses. The Chairman of the Department of Botany and the Vice President for Academic Affairs have indicated that Dr. Person's professional performance warrants the recommended salary increase.

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|--|---|---|-----------------|
| 5. | Timothy W. Ruefli (Tenure) Management Salary Rate (9 mos.) Source of Funds: Harkins Professorship Income via CBA Foundation | H. B. "Hank" Harkins Professor \$ 26,500 | H. B. "Hank" Harkins Professor \$ 28,900 | 10/1/77 |

The recommended \$2,400 compensation rate increase is to be drawn from the H. B. "Hank" Harkins Professorship account and will be supplemental to Dr. Ruefli's academic rate of \$26,500. Dr. Ruefli's outstanding contributions to the College of Business Administration and his appointment to the Professorship warrant this recognition.

| | | | | |
|----|---|---------------------------------------|---------------------------------------|---------|
| 6. | W. Page Keeton (Tenure) School of Law Academic Rate | W. Page Keeton Professor \$ 42,000 | W. Page Keeton Professor \$ 44,000 | 10/1/77 |
|----|---|---------------------------------------|---------------------------------------|---------|

President Rogers has forwarded, with her approval, the following recommendation for budget change from Dean Ernest Smith:

"The requested change is that the salaries of both Dean W. Page Keeton and Professor Charles Alan Wright be set at \$44,000.

"There is, I believe, no question that Dean Keeton and Professor Wright are the two most distinguished persons on the faculty of the School of Law. My earlier budget recommendation, which contained a differentiation in the salaries of the two men, was predicated in large part upon my assumption that because Dean Keeton is near mandatory retirement age, it would be difficult to obtain a larger increase than that recommended; it was not based upon a personal or institutional assessment that Dean Keeton is a less distinguished member of the faculty than Charles Alan Wright.

"After further consideration, I have come to the conclusion that my recommendations should have been based solely on academic and teaching excellence. On those bases, there is no justification for Dean Keeton not receiving the highest salary paid in the School of Law."

| | | | | |
|----|--|-------------------------------|-------------------------------|---------|
| 7. | Gus M. Hodges (Non-tenure) School of Law Academic Rate | Professor (1/3T) \$ 34,766 | Professor (1/3T) \$ 38,265 | 10/1/77 |
|----|--|-------------------------------|-------------------------------|---------|

Although Professor Hodges will be serving on only a one-third time basis, his contributions to the teaching program continue to be of high quality and, as noted by Dean Smith, he is a recognized authority on Texas court procedure.

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|--|--|--|-----------------|
| 8. | Mary E. Bigger General Libraries Salary Rate | Professional Librarian, HRC Library Cataloging Project \$ 14,924 (1976-77) | Professional Librarian, HRC Library Cataloging Project \$ 17,232 | 9/1/77 |

This request has to do with the assignment of Mary Beth Bigger to the temporary position of acting head of the HRC Cataloging Department for fiscal 1978. The present head of the department, Ms. Jo Hintner, will be on leave of absence during the year; she has received an Academic Library Management Intern Project grant from the Council on Library Resources and will serve an internship at Berkeley in 1977-78. I am recommending that Ms. Bigger assume this position for fiscal 1978 only. On September 1, 1978 she would return to her present position at her 1977 budgeted salary plus any mandated salary adjustments or merit increases.

| | | | | |
|----|---|--|---|-----|
| 9. | Auxiliary Enterprises - U. T. Austin Student Publications Transfer of Funds | From: Student Publications - General Overhead - Unappropriated Balance | To: Student Directory - Other Operating Expenses | |
| | Amount of Transfer | \$ 17,500 | \$ 17,500 | --- |

The Student Publications transfer of \$17,500 from the Unappropriated Balance to the Student Directory--Other Operating Expenses results from an increase in printing cost with the decision to print a combined faculty, staff, and student directory as opposed to the traditional student only directory. Since administrative approval for this combined directory was not given until late in the year, the increased expense was not included in the budget submitted for 1977-78. Even though advertising revenue will more than compensate for the printing cost of the directory, it is important to make this transfer to cover the printing bill.

THE UNIVERSITY OF TEXAS AT EL PASO

| | | | | |
|----|---|----------------------------------|-----------|--------|
| 1. | William H. Harris (Tenure) Health and Physical Education | Professor | Professor | |
| | Academic Rate 1977-78 Original Budget | \$ 19,743 (1976-77) \$ 21,230 | \$ 21,743 | 9/1/77 |
| | Source of Funds: Unallocated Faculty Salaries | | | |

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|---|---------------------|---------------------|-----------------|
| 2. | Patricia M. Carr (Tenure) English | Associate Professor | Associate Professor | |
| | Academic Rate | \$ 17,766 (1976-77) | \$ 20,300 | 9/1/77 |
| | 1977-78 Original Budget | \$ 19,800 | | |
| | Source of Funds: Unallocated Faculty Salaries | | | |
| 3. | Cyril Parkanyi (Tenure) Chemistry | Professor | Professor | |
| | Academic Rate | \$ 22,887 | \$ 25,387 | 9/1/77 |
| | 1977-78 Original Budget | \$ 24,386 | | |
| | Source of Funds: Unallocated Faculty Salaries | | | |

The inclusive increases shown for the three faculty members listed above were recommended at the Deans' level at the time the 1977-78 operating budget was in process. The above adjustments are in fact corrections of the original budget document.

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS

| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|-----------------------|----------------------------------|---|--------------|--------------------|--------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>1976-77 BUDGET</u> | | | | | | | | |
| 23. | Plant Funds Transfer of Funds | | | | | | | |
| | | From: Unappropriated Balance - General Funds | | | To: Unappropriated Plant Funds | | | |
| | Amount of Transfer | | \$ 2,800,000 | | \$ 2,800,000 | | | --- |

These funds will be allocated to future construction projects listed in the Long-range Campus Development Plan. Details of the projects, including proposed funding, will be submitted at a later date to the Board for consideration through the appropriate Committee procedure.

| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|--|--|----------------|--------------|--------------------|-----------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>1977-78 BUDGET</u> | | | | | | | | |
| <u>Dallas Southwestern Medical School</u> | | | | | | | | |
| 1. | Warren A. Weinberg (Non-tenure) Neurology and Pediatrics Associate Professor | \$ 40,000 | \$ 20,000 | \$ 60,000 | \$ 41,334 | \$ 20,666 | \$ 62,000 | 10/1/77 |
| Sources of Funds: Unallocated Faculty Salaries, Winston School Contract, MSRDP | | | | | | | | |

This projected increase is provided under the terms of the contract between The University of Texas Health Science Center at Dallas and The Winston School, of which Dr. Weinberg serves as Director.

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|-----------------------|----------------------------------|--|---|-----------------|
| <u>1976-77 BUDGET</u> | | | | |
| 10. | Plant Funds Transfer of Funds | From: Unappropriated Balance via Estimated Income | To: Capital Improvements, Including Equipment: Replacing Air Conditioning Equipment in Allied Health Sciences Building \$ 75,000 Dredging Marine Biomedical Institute Slip 15,000 Install Trash and Garbage Disposal System 25,000 Project Allocation (To be appropriated for specific projects as required.) 3,300,000 Installation of Utilities Distribution System 35,000 | |

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates |
|----------|--------------------|--------------------|---|-----------------|
| | | | Hospital Equipment Fund 500,000 | |
| | | | Learning Center | |
| | | | Equipment 1,000,000 | |
| | | | Waterproof Exterior of Buildings 50,000 | |
| | Amount of Transfer | <u>\$5,000,000</u> | <u>\$5,000,000</u> | --- |

The allocation of funds by projects listed above represent estimates for the purpose of reserving plant funds for these items. Details of the projects, including proposed funding, will be submitted at a later date to the Board for consideration through the appropriate Committee procedure.

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|---------------------------------|--|---------------------------------|--------------|--------------------|----------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>1977-78 BUDGET</u> | | | | | | | | |
| <u>Galveston Medical School</u> | | | | | | | | |
| 1. | Alan S. Tonnesen (Non-tenure) Anesthesiology Assistant Professor Source of Funds: Departmental Salaries and MSRDP Funds | \$ 35,500 | \$ 17,750 | \$ 53,250 | \$ 39,000 | \$ 23,000 | \$ 62,000 | 9/1/77 |

Dr. Tonnesen was hired effective August 1, 1977, by the new Chairman of the Department of Anesthesiology, James F. Arens, M.D. Dr. Tonnesen will be responsible for the administration of intensive care units under the direction of the Department of Anesthesiology and in this capacity will function as one of the key faculty members in the department. The reason for the large increase in compensation is that Dr. Tonnesen began employment prior to September 1, 1977, when new maximum salary levels came into effect. The proposed compensation consists of \$39,000 is salary and \$23,000 in permissive augmentation, augmentation level of 60% and maximum compensation for his academic rank. It is understood that augmentation at the 60% level is for exceptional circumstances only and in our opinion Dr. Tonnesen's responsibilities and importance to the rebuilding efforts in the Department of Anesthesiology warrant this compensation level.

Dr. Tonnesen is well trained, having completed his residency training at Massachusetts General Hospital after two years of internal medicine training at the University of Vermont.

In addition to this expertise in intensive care medicine, he is also well qualified in infection control. He served as Chairman of the Infection Control Committee at the University of Mississippi Medical Center where he spent the last four years as Assistant Professor in the Department of Anesthesiology.

In addition, Dr. Tonnesen is very much interested in the application of computers in intensive care medicine. He is board certified and is also one of the few formally certified instructors in advanced cardiopulmonary resuscitation.

| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|---------------------------------|---|----------------|--------------|------------------------|-----------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>Galveston Medical School</u> | | | | | | | | |
| 2. | Joseph C. Gabel (Non-tenure) Anesthesiology Professor Source of Funds: Departmental Salaries and MSRDP | \$ 45,000 | \$ 22,500 | \$ 67,500 (1976-77) | \$ 49,500 | \$ 29,700 | \$ 79,200 | 9/1/77 |

Since 1972, Dr. Gabel has served on the faculty of the University of Mississippi Medical Center at Jackson, Mississippi, and for the past year has been Professor of Anesthesiology and Medical Director of the Recovery Room at the University of Mississippi Medical Center under Dr. James F. Arens, who was recently approved by the Executive Committee of the Faculty of Medicine for the position of Chairman of the Department of Anesthesiology at UTMB.

During a relatively short academic career which began in 1970, Dr. Gabel has distinguished himself as an academician. His record of research productivity during this period of time is remarkable, and he is considered to be a top-quality anesthesiologist. At UTMB, he will support the Chairman of the Department in his administrative activities and will be instrumental in upgrading the efforts of the department in research, teaching and patient care.

We are enthusiastic about the progress which we anticipate of the new Chairman of the Department of Anesthesiology, and Dr. Gabel will be actively involved in the efforts to upgrade this department.

| | | | | | | | | |
|----|---|-----------|-----------|-----------|-----------|-----------|-----------|---------|
| 3. | Harold A. Goolishian (Tenure) Psychiatry and Behavioral Science Professor | \$ 37,000 | \$ 18,500 | \$ 55,500 | \$ 40,100 | \$ 18,500 | \$ 58,600 | 10/1/77 |
|----|---|-----------|-----------|-----------|-----------|-----------|-----------|---------|

Dr. Goolishian has been a full-time faculty member in the Department of Psychiatry and Behavioral Science since September 1, 1952, and has been an important contributor to the transition currently taking place within the department. Dr. Goolishian received a very small increase in September of 1977 prior to the time that Robert M. Rose, M. D. was appointed Chairman Designate of the department. It is Dr. Rose's opinion that Dr. Goolishian's contribution to the department, both in the past and during the present period of transition, should be recognized by this proposed increase, which represents a 6% increase over 1976 total compensation.

| | | | | | | | | |
|----|---|-----------|-----------|-----------|-----------|-----------|-----------|---------|
| 4. | David L. Larson (Non-tenure) Psychiatry and Behavioral Science Assistant Professor Source of Funds: Galveston County Mental Health/Mental Retardation Center | \$ 30,000 | \$ 14,000 | \$ 44,000 | \$ 32,000 | \$ 14,000 | \$ 46,000 | 10/1/77 |
|----|---|-----------|-----------|-----------|-----------|-----------|-----------|---------|

Dr. Larson came to UTMB on November 1, 1976 and has been the Medical Director of the Gulf Coast Mental Health/Mental Retardation Center of Galveston County in his capacity as a full-time faculty member in the Department of Psychiatry and Behavioral Science. Dr. Larson has proven to be an effective clinician, carrying a very large responsibility with the Mental Health/Mental Retardation Center, which pays his entire salary on a contractual basis with UTMB.

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| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|----------|-------------|----------------|--------------|--------------------|-----------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |

Galveston Medical School (Cont.)

Dr. Larson was proposed for a very small increase for 1977-1978 prior to the time that Robert M. Rose, M. D., was appointed Chairman Designate of the department. Dr. Rose has indicated that Dr. Larson is making significant contributions to the department and believes that it is necessary to reassess his total compensation.

| | | | | | | | | |
|----|---|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| 5. | Patrick J. Kelly (Non-tenure) Surgery Assistant Professor | \$ 28,000 | \$ 13,900 | \$ 41,900 | \$ 31,000 | \$ 15,500 | \$ 46,500 | 9/1/77 |
| | Source of Funds: Departmental Salaries and MSRDP | | | (1976-77) | | | | |

This proposal for increase was not included in the letters of justification for September increases because Dr. Kelly had been on leave of absence and did not appear in the budget, resulting in his proposed increase being overlooked.

Dr. Kelly was the recipient of the Van Wagenen Fellowship, and between January 15, 1977 and September 1, 1977, he utilized this fellowship to study stereotactic surgery techniques in three institutions in Europe: The Hospital Saint Anne and Hospital Foch in Paris, France, and the Royal Infirmary in Edinburgh, Scotland. He was able to study these surgical procedures with physicians who are considered to be leaders in their fields. The knowledge that Dr. Kelly obtained about stereotactic procedures will make a significant contribution to the Neurosurgery program at UTMB.

Dr. Kelly is considered to be a very strong contributor to the research, patient care, and teaching functions in the Department of Surgery, and given the additional knowledge that he has gained from his fellowship, we believe that this increase is justified.

| | | | | | | | | |
|----|---|-----------|-----|-----------|-----------|-----|-----------|---------|
| 6. | Abe Levy Animal Care Center Director of Animal Care | \$ 36,000 | --- | \$ 36,000 | \$ 38,000 | --- | \$ 38,000 | 10/1/77 |
| | Source of Funds: Unallocated Salaries | | | | | | | |

Dr. Levy has been employed at UTMB since 1960 and has been the Director of the Animal Care Center since 1963. He is an excellent administrator who has maintained a high quality animal facility, capable of serving the research and teaching needs of an ever-increasing faculty. In addition to his responsibilities at UTMB he has been very active on committees related to animal care activities outside of the institute, including serving as chairman of The UT System Chancellor's Advisory Council on Animal Care and Veterinary Resources.

Dr. Levy has contributed significantly to the academic program at UTMB and is fully deserving of this increase.

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON

| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|-----------------------|--------------------|--|--------------|--------------------|--|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>1976-77 BUDGET</u> | | | | | | | | |
| 34. | Plant Funds | | | | | | | |
| | Transfer of Funds | From: Unappropriated Balance - General Funds | | | To: Unexpended Plant Funds - Special Project Allocation Fund | | | |
| | Amount of Transfer | | \$ 1,600,000 | | \$ 1,600,000 | | | --- |

Separate requests for equipment, building modifications, and construction will be submitted for appropriation on a project basis after priorities have been carefully developed and reviewed at the institutional level. Details of the projects, including proposed funding, will be submitted at a later date to the Board for consideration through the appropriate Committee procedure.

1977-78 BUDGET

Houston Medical School

| | | | | | | | | |
|----|---------------------------|-----------|--|-----------|-----------|--|-----------|--------|
| 1. | Tushar K. Ray | | | | | | | |
| | Physiology | | | | | | | |
| | Senior Research Scientist | \$ 19,800 | | \$ 19,800 | \$ 22,000 | | \$ 22,000 | 9/1/77 |
| | 1977-78 Original Budget | | | | \$ 20,500 | | \$ 20,500 | |

Source of Funds: Research Career Development Award

During the past year Dr. Ray has achieved notable success in his field of research. His work has been recognized by the National Institutes of Health which has awarded him a research grant and a Research Career Development Award. In addition he was invited to present his findings at an international symposium held in Sweden. These accomplishments justify the added salary. Dr. Ray's entire salary will be paid by his RCDA and the increase will not require additional spending of state monies.

| | | | | | | | | |
|----|-------------------------------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| 2. | Arthur J. Farley (Non-tenure) | | | | | | | |
| | Psychiatry | | | | | | | |
| | Assistant Professor | \$ 35,500 | \$ 17,750 | \$ 53,250 | \$ 39,000 | \$ 19,000 | \$ 58,000 | 9/1/77 |

Source of Funds: Hogg Foundation Grant and MSRDP Funds

Dr. Farley is the new Head of the Child Psychiatry Division, also holding the title of Assistant Professor, without salary and without tenure, in the Department of Pediatrics. The recommended annual compensation is \$39,000 from grant funds and \$19,000 from MSRDP funds. The increased compensation is in accordance with the recruitment agreement. He is a skilled man and will be responsible for the running of the adolescent unit. Currently, Dr. Farley is coordinating the operation with the Children's Mental Health Service. In view of his increased responsibilities, your approval of this increase is respectfully requested.

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|-------------------------------|---|---------------------------------|--------------|--------------------|----------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>Houston Medical School</u> | | | | | | | | |
| 3. | Prentiss E. Findlay (Non-tenure) Pediatrics Associate Professor | \$ 39,000 | \$ 8,000 | \$ 47,000 | \$ 39,000 | \$ 10,000 | \$ 49,000 | 10/1/77 |
| | Source of Funds: MSRDP | | | | | | | |

Dr. Findlay will soon begin his third year with the Department of Pediatrics. He has proven to be extremely effective in the direction of the ambulatory clinic and the teaching activities of the Department.

| | | | | | | | | |
|----|--|-----------|----------|-----------|-----------|----------|-----------|---------|
| 4. | Robert N. Marshall (Non-tenure) Pediatrics Assistant Professor | \$ 35,000 | \$ 6,000 | \$ 41,000 | \$ 35,000 | \$ 8,000 | \$ 43,000 | 10/1/77 |
| | Source of Funds: MSRDP | | | | | | | |

Dr. Marshall is a very enthusiastic educator, who is beginning his fifth year in Houston and his fourth year with the Department of Pediatrics. He has developed a very aggressive endocrine service, which is providing a large amount of teaching, as well as clinical care.

| | | | | | | | | |
|----|--|-----------|----------|-----------|-----------|----------|-----------|---------|
| 5. | Frank A. Simon (Non-tenure) Pediatrics Assistant Professor | \$ 35,000 | \$ 6,000 | \$ 41,000 | \$ 35,000 | \$ 8,000 | \$ 43,000 | 10/1/77 |
| | Source of Funds: MSRDP | | | | | | | |

Dr. Simon assumes the responsibility for the teaching program of the Department of Pediatrics, which was recognized by the graduating class as the best clinical teaching department. Dr. Simon is devoted to his clinical teaching and spends a great deal of time with clinical care. He is a valuable member of the Department and is most deserving of this increase.

Houston Dental Branch

| | | | | | | | | |
|----|--|-----------|-----|-----------|-----------|-----|-----------|---------|
| 6. | Robert E. Earl (Non-tenure) Preventive Dentistry - Pedodontics Clinical Associate Professor (20%T) | \$ 23,000 | --- | \$ 23,000 | \$ 25,500 | --- | \$ 25,500 | 10/1/77 |
|----|--|-----------|-----|-----------|-----------|-----|-----------|---------|

Dr. Earl's diligence and ability as a teacher and his longevity and position on the faculty justifies this increase.

| Item No. | Explanation | Present Status | | | Proposed Status | | | Effective Dates |
|-----------------------|--|----------------|--------------|--------------------|-----------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>1977-78 BUDGET</u> | | | | | | | | |
| 7. | Carlos Vela, Jr. (Non-tenure) Preventive Dentistry - Community Dentistry Clinical Assistant Professor (15%T) Source of Funds: Capitation Grant | \$ 18,000 | --- | \$ 18,000 | \$ 20,000 | --- | \$ 20,000 | 10/1/77-6/30/78 |

Dr. Vela was on the faculty a portion of last fiscal year at an annual salary rate of \$18,000.00. The proposed 1977-78 salary rate is commensurate with his title and duties. Funds are available in Capitation Grant.

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|-----------------------------------|---|---------------------------------|--------------|--------------------|----------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>San Antonio Medical School</u> | | | | | | | | |
| 1. | Ralph S. Goldsmith (Tenure) Medicine Professor and Deputy Chairman 1977-78 Original Budget | \$ 48,514 | \$ 8,300 | \$ 56,814 | \$ 48,514 | \$ 11,500 | \$ 60,014 | 9/1/77 |
| | | | | | \$ 48,514 | \$ 9,900 | \$ 58,414 | |
| Source of Funds: MSRDP | | | | | | | | |

Dr. Goldsmith has been a member of our department for three years, serving as Deputy Chairman of the Department and Chief of Medicine at the Veterans Administration Hospital. He has played a very major role in our recruiting of faculty, program development, and policy formulation for the department. At the same time he has continued his investigations in the field of calcium metabolism and has served on a number of NIH Committees. For the past year he has accepted an additional interim responsibility as Associate Chief of Staff for Research at the Veterans Hospital.

| | | | | | | | | |
|----|---|-----------|----------|-----------|-----------|----------|-----------|--------|
| 2. | Robert A. O'Rourke (Tenure) Medicine Brown Professor in Cardio-vascular Diseases 1977-78 Original Budget | \$ 43,044 | \$ 5,700 | \$ 48,744 | \$ 44,432 | \$ 6,600 | \$ 51,032 | 9/1/77 |
| | | | | | \$ 43,044 | \$ 6,600 | \$ 49,644 | |

Source of Funds: Unallocated Salaries

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|----------|-------------|---------------------------------|--------------|--------------------|----------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |

San Antonio Medical School

Dr. O'Rourke has been with us for a little over a year. During this time he has done a remarkable job in the redevelopment of our Cardiology program. He is responsible for the recruiting of four of his five present colleagues. The teaching, clinical and investigative programs of the Cardiology Division have shown striking growth and development in the short time he has been here. In addition he has been able to establish superb relationships with our surgical colleagues at the Health Science Center and the Cardiology groups in the community and at the military bases.

Dr. O'Rourke recently shared an annual prize given by our housestaff for the outstanding attending physician of the year and his teaching abilities and those of his colleagues have made Cardiology a most sought after elective by both our students and housestaff. Dr. O'Rourke has continued to play a prominent role in the activities of the American Heart Association and other national cardiology groups.

3. David J. Drutz (Tenure)
Medicine

| | | | | | | | |
|-------------------------|-----------|----------|-----------|-----------|----------|-----------|--------|
| Associate Professor | \$ 41,703 | \$ 5,000 | \$ 46,703 | \$ 42,416 | \$ 6,600 | \$ 49,016 | 9/1/77 |
| 1977-78 Original Budget | | | | \$ 41,703 | \$ 6,000 | \$ 47,703 | |

Source of Funds: Unallocated
Salaries and MSRDP

Dr. Drutz has been in our Department for three years. During this time he has developed a program in Infectious Disease which is gaining increasing national recognition. He has recruited three of the four other faculty members in his division and he and his colleagues have been outstandingly successful in obtaining grant support for their investigative activities. Under Dr. Drutz's supervision the division has excelled in both undergraduate and housestaff teaching. Dr. Drutz himself was selected as the outstanding teacher by second year students this year and shared our annual housestaff award as the outstanding teacher and clinician on the medical service.

4. Bertron M. Groves (Tenure)
Medicine

| | | | | | | | |
|-------------------------|-----------|----------|-----------|-----------|----------|-----------|--------|
| Associate Professor | \$ 42,294 | \$ 2,000 | \$ 44,294 | \$ 43,044 | \$ 3,500 | \$ 46,544 | 9/1/77 |
| 1977-78 Original Budget | | | | \$ 42,294 | \$ 2,800 | \$ 45,094 | |

Source of Funds: Unallocated
Salaries and MSRDP

Dr. Groves has been in our department for a little over a year as an Associate Professor in the Division of Cardiology and Director of our Cardiac Catheterization Laboratories. In this time Dr. Groves has done an outstanding job in the further development of our catheterization program for the care of our patients and the instruction of our students and housestaff. There has been a very significant increase in the utilization of these facilities which has had a significant impact on the further development of our cardiovascular surgery program as well.

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|---|---|---------------------------------|--------------|--------------------|----------------------------------|--------------|--------------------|-----------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |
| <u>San Antonio Medical School</u> | | | | | | | | |
| Dr. Groves has already gained considerable respect for his skills and interests in teaching at all levels and he has been a much sought after clinical instructor. His clinical investigative programs are now well underway and I fully anticipate he will be a productive member of our faculty in that area. | | | | | | | | |
| 5. | Lawrence D. Horwitz (Tenure) Medicine | | | | | | | |
| | Associate Professor | \$ 42,346 | \$ 1,500 | \$ 43,846 | \$ 42,346 | \$ 4,700 | \$ 47,046 | 9/1/77 |
| | 1977-78 Original Budget | | | | \$ 42,346 | \$ 3,300 | \$ 45,646 | |
| Source of Funds: MSRDP | | | | | | | | |
| Dr. Horwitz has been a member of our faculty for over four years as an Associate Professor in the Division of Cardiology. He has been the mainstay of our cardiovascular research program and was recently elected to membership in the American Society for Clinical Investigation as national recognition of his research accomplishments. | | | | | | | | |
| In addition Dr. Horwitz was a mainstay in the teaching and service responsibilities of the Division of Cardiology during an almost eighteen month period when the division was without permanent leadership. Dr. Horwitz has also been very active in a number of key committees within our department as well as the Health Science Center and has been an important influence on the standards and academic development of our program. | | | | | | | | |
| 6. | Waldemar G. Johanson (Tenure) Medicine | | | | | | | |
| | Associate Professor | \$ 41,703 | \$ 5,000 | \$ 46,703 | \$ 42,416 | \$ 6,600 | \$ 49,016 | 9/1/77 |
| | 1977-78 Original Budget | | | | \$ 42,416 | \$ 5,200 | \$ 47,616 | |
| Source of Funds: MSRDP | | | | | | | | |
| Dr. Johanson has been on our faculty for three years as Chief of our Division of Pulmonary Diseases. During this time he has succeeded in developing a superb academically oriented unit characterized by excellence in both teaching activities as well as clinical care. Dr. Johanson was responsible for the recruiting of all five of his colleagues in the division. His personal teaching skills have been acknowledged by his selection as outstanding teacher and clinician on the medical services in 1976 by our housestaff. The clinical care program for acute and chronic respiratory disease that he has developed at the Veterans Administration Hospital is a model unit of its type and with appropriate support a similar development can be achieved at the Bexar County Hospital. | | | | | | | | |
| 7. | Jan D. Smith (Non-tenure) Medicine | | | | | | | |
| | Assistant Professor | \$ 36,970 | \$ 4,500 | \$ 41,470 | \$ 36,970 | \$ 8,300 | \$ 45,270 | 9/1/77 |
| | 1977-78 Original Budget | | | | \$ 36,970 | \$ 5,300 | \$ 42,270 | |
| Source of Funds: MSRDP | | | | | | | | |

| Item No. | Explanation | Present Status - 1976-77 Budget | | | Proposed Status - 1977-78 Budget | | | Effective Dates |
|-------------|-------------|---------------------------------|--------------|-----------------------|----------------------------------|--------------|-----------------------|--------------------|
| | | Salary Rate | Augmentation | Total Compensation | Salary Rate | Augmentation | Total Compensation | |

San Antonio Medical School

Dr. Smith is board certified in Anesthesiology, Internal Medicine and Pulmonary Medicine. While at the University of Iowa he was involved actively in the department of Anesthesiology through which he received a portion of his salary. At this institution he holds a joint appointment in Medicine and Anesthesiology but his salary is entirely through the department of medicine, which is what he, Dr. Johanson and I have preferred. He does, however, participate in teaching activities in anesthesiology in addition to his responsibilities in the department of medicine. He hopes to actually begin practicing anesthesiology 1/2 day weekly to keep up his skills in that discipline.

Dr. Smith has been an important addition to our faculty. He is a superb director of our Medical intensive care unit and is a highly respected teacher and physician. This requested salary increase is justified on the basis of his length of university appointment (Iowa and UTHSCSA), his identity as an anesthesiologist and his participation along with other anesthesiologists in that department and his important role in the department of medicine.

| | | | | | | | | |
|----|--|-----------|-----|-----------|-----------|-----|-----------|---------|
| 8. | Richard F. Luduena (Non-tenure) Biochemistry Assistant Professor | \$ 24,000 | --- | \$ 24,000 | \$ 26,300 | --- | \$ 26,300 | 10/1/77 |
|----|--|-----------|-----|-----------|-----------|-----|-----------|---------|

Source of Funds: Unallocated
Salaries

In the nearly fifteen months since Dr. Luduena has been in our department it is obvious that he is a top flight faculty member and certainly of comparable competence and stature to the other assistant professors recruited thereafter. In addition to his great interest and capability in all facets of departmental activities (especially in teaching), Dr. Luduena has shown that he can compete successfully for outside research funding and that he has an international (research) reputation even though quite young. The latter is supported by the fact that he was invited to the University of Heidelberg this past summer to illustrate in part his unique experimental approach to the biochemistry of tubulin. Indeed this was a rare honor for someone so new in this complex field.

THE UNIVERSITY OF TEXAS SYSTEM CANCER CENTER

| Item No. | Explanation | Present Status | Proposed Status | Effective Dates | |
|----------|----------------------------------|---|--|-----------------|--|
| | <u>1976-77 BUDGET</u> | | | | |
| 15. | Plant Funds Transfer of Funds | From: General Funds - Unappropriated Balance | To: Unexpended Plant Funds - Texas Medical Center Chilled Water and Steam Plant Start-up Costs \$ 400,000 Housekeeping Equipment Acquisition 250,000 Physical Plant Repairs and Equipment 100,000 Acquisition of Telephone Control Processing Equipment 130,000 Acquisition of Business Office Computer Facility 700,000 Acquisition of Laboratory Computer System 250,000 Science Park Building Expansion 500,000 Special Equipment Account 500,000 Installation of Flood Control 150,000 Construction Projects - Science Park Chimpanzee Facility (No. 703-382) 500,000 Remodel Existing Buildings (No. 703-291) <u>5,270,000</u> Amount of Transfer \$ 8,750,000 <u>\$8,750,000</u> --- | | |

The allocation of funds by projects listed above represents estimates for the purpose of reserving plant funds for these items. Details of the projects, including proposed funding, will be submitted at a later date to the Board for consideration through the appropriate Committee procedure.

15. Plant Funds (Continued)

A cooperative has been formed within the Texas Medical Center for purchase and operation of an existing chilled water and steam plant presently owned by the Houston Natural Gas Corporation. The University of Texas units in the Texas Medical Center are active participants in this cooperative and in the near future will be asked to enter into a formal agreement with the cooperative for steam and chilled water services. All participants will be required to provide an initial deposit for start-up costs equal to the estimated billings for services to be rendered for two months. We wish to reserve funds at this time for such start-up costs and request that the amount of \$400,000 be transferred from the General Funds Unappropriated Balance account to a Plant Funds Unexpended account entitled "Texas Medical Center Chilled Water and Steam Plant Start-Up Costs".

For several years the System Cancer Center has utilized contract housekeeping services. The services have deteriorated during the past several months and a determination has been made to return to an in-house housekeeping system. As a provision of the initial contractual agreement for contract housekeeping services all of the equipment owned by the institution and used for that purpose was made available to the contractor when the service was initiated. Since that time, essentially all of the equipment owned by the institution has been disposed of due to deterioration and wear and tear. It will therefore be necessary that we totally re-equip our housekeeping service for the extensive physical facilities which must be maintained. It is requested that authorization be granted for a transfer of the amount of \$250,000 from the General Funds Unappropriated Balance account to a Plant Funds Unexpended account entitled "Housekeeping Equipment Acquisition".

During the current fiscal year our physical plant department will activate two sizeable renovation projects which must be performed in the old M. D. Anderson Hospital building. These include a replacement of the auditorium ceiling and extensive remodeling work in the experimental animal cage washing area. We presently anticipate that approximately \$50,000 will be required for each of these projects. We request that the amount of \$100,000 be transferred from the General Funds Unappropriated Balance account to the existing Plant Funds Unexpended account number 187276 - Physical Plant Repairs and Equipment.

The cost of long distance telephone communications at the institution has become excessive over the past few years. While a great deal of time of Business Office personnel is expended in auditing the long distance telephone charges, we still feel that with the heavy patient population of the institution, the necessary availability of telephone service in patient areas and the present inability to maintain good mechanical control of the long distance telephone traffic results in significant costs that could be eliminated by a good telephone control processing equipment installation. We have carefully evaluated systems that are available for this purpose, and a complete system that will fulfill our requirements can be obtained for

approximately \$130,000. A review of our long distance calls leads us to believe that with this equipment our savings will amount to approximately the cost of the equipment within 18 months. It is requested that authorization be granted to transfer the amount of \$130,000 from the General Funds Unappropriated Balance account to a Plant Funds Unexpended account entitled "Acquisition of Telephone Control Processing Equipment".

The International Business Machines 360/50 computer system presently installed for the business operations of this institution is fully utilized at this time and does not permit the expansion of our computer facilities to meet new needs that are planned for activation later in the 1977-78 fiscal year. The present computer is manned and utilized for 20 hours per day for five days per week and 8 or more hours per day for the additional two days during the week. We have made extensive studies regarding our needs and feel that we can meet these needs for the next four to five years through the acquisition of a computer at the IBM 370/155 level. Our present computer was purchased from The University of Texas at El Paso after being used by that institution for several years, and it has given us very good service. We feel that we could acquire a good used IBM 370/155 for approximately \$700,000. We therefore request that this amount be transferred from the General Funds Unappropriated Balance account to a new Plant Funds Unexpended account entitled "Acquisition of Business Office Computer Facility".

15. Plant Funds (Continued)

The present laboratory computer at this institution has approximately 30 terminals and through a tie-in with the Business Office computer we are now accommodating approximately 60 terminals on this system. The volume of laboratory procedures has increased materially and the storage capacity and speed of the equipment is no longer adequate to meet the need. Maintenance is poor since this computer is no longer manufactured and most replacement parts are not available. This computer is heavily utilized by the clinical staff of the institution and must be upgraded to meet the requirements of our patient care activities. It is requested that authorization be granted for the transfer of \$250,000 from the General Funds Unappropriated Balance account to a Plant Funds Unexpended account entitled "Acquisition of Laboratory Computer System".

There is a need for construction of a physical plant and service building at the Research Division of the Science Park. Due to the limited funds available for the plant expansion it was not possible to include a building for this purpose. In addition, there are needs for additional building expansion at the Veterinary Division of the Science Park. This includes maintenance facilities as well as an additional animal holding facility. It is estimated that a minimum of \$500,000 will be needed to provide these facilities, therefore it is requested that authorization be granted to transfer this amount from the General Funds Unappropriated Balance to a Plant Funds Unexpended account entitled "Science Park Building Expansion".

Equipment funds are available to provide most of the research equipment required for the first laboratory building at the Research Division at the Science Park. This building is essentially completed and much of the equipment is presently on order. It is anticipated that the second research building will be completed within six weeks. No funds are presently available to purchase equipment for that building. Private and federal funds are being solicited for this purpose, however we do not anticipate receiving amounts adequate to provide the equipment needed. Upon the activation of additional space within the Prudential Building a sizeable amount will be required for new equipment. This will include equipment for our medical communications activities within that building, equipment for a quick-copy center, and other needs. Authorization is requested for a transfer of \$500,000 from the General Funds Unappropriated Balance account to the Plant Funds Unexpended Special Equipment account to meet these anticipated needs.

A detailed review has been made of the flood control requirements for all institutions within the Texas Medical Center. The Office of Facilities Planning and Construction has been involved in this review and is aware of the problems relating to The University of Texas units. While the requirements for the System Cancer Center are not great, we estimate that the costs for providing the additional flood protection that is needed will be approximately \$150,000. It is requested that authorization be granted to transfer this amount from the General Funds Unappropriated Balance to a Plant Funds Unexpended account entitled "Installation of Flood Control".

Authorization was granted at meeting number 747 of The University of Texas Board of Regents on July 29, 1977 for construction of a chimpanzee facility at the Science Park. This authorization was subject to federal contract funding for operation of this facility. The estimated total project cost was \$500,000 to be funded from Special Funds Unappropriated Surplus of the Cancer Center. We have now received assurance that a contract will be awarded during the month of September for operation of this facility. It is therefore requested that authorization be granted to transfer \$500,000 from the General Funds Unappropriated Balance account to Construction Project number 703-382 - Science Park Chimpanzee Facility.

Phase I of construction project number 703-291 - Remodel Existing Buildings is presently underway. The total project budget for this Phase is slightly over \$10,000,000. The work to be performed under the Phase I contract is primarily limited to the ground floor and the fourth floor of the old M. D. Anderson Hospital Building. Additional phases of this project will be required to complete the renovation of this building to meet the current life and safety codes and to maintain accreditation

15. Plant Funds (Continued)

of the hospital. The balance of slightly over \$4,000,000 in the Allotment Account is far short of the needs to complete this project. It is requested that an additional \$5,270,000 be transferred from the General Funds Unappropriated Balance account to the Allotment account for Construction Project number 703-291 to provide additional funds that will be required for this project.

| <u>Item No.</u> | <u>Explanation</u> | <u>Present Status</u> | <u>Proposed Status</u> | <u>Effective Dates</u> |
|---|--|-----------------------------------|--------------------------------|------------------------|
| <u>1977-78 BUDGET</u> | | | | |
| <u>M. D. Anderson</u> | | | | |
| 1. | William S. Velasquez (Non-tenure) Medicine Salary Rate | Instructor \$ 25,000 (1976-77) | Instructor \$ 28,000 | 9/1/77 |
| <p>Dr. Velasquez is a full-time member of the Department Staff and carries a full load of clinical responsibilities as a member of the staff of the Section of Hematology. These responsibilities include a full complement of out-patients in the Hematology Clinic, overseeing the Hematology Hospital Service and contributing twice weekly to the teaching activities of the junior house staff assigned to the Department of Medicine. Dr. Velasquez has been certified by the American Board of Internal Medicine. There is no one on the staff of the Department of his age and at his level of attainment who carries a larger responsibility. The recommended level is necessary to equate the salary of Dr. Velasquez to that of other staff members in the department at his stage of development.</p> | | | | |
| <u>M. D. Anderson</u> | | | | |
| 2. | Sharon K. Grosskopf (Non-tenure) Pathology Salary Rate | Faculty Associate \$ 20,000 | Faculty Associate \$ 25,000 | 10/1/77 |
| Source of Funds: PRS Faculty Associates Fund | | | | |
| 3. | Maria D. Ortiz (Non-tenure) Pathology Salary Rate | Faculty Associate \$ 20,000 | Faculty Associate \$ 25,000 | 10/1/77 |
| Source of Funds: PRS Faculty Associates Fund | | | | |

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| <u>Item No.</u> | <u>Explanation</u> | <u>Present Status</u> | <u>Proposed Status</u> | <u>Effective Dates</u> |
|-----------------|---|--------------------------------|--------------------------------|------------------------|
| 4. | Raymond A. Wende (Non-tenure) Surgery Salary Rate | Faculty Associate \$ 20,000 | Faculty Associate \$ 25,000 | 10/1/77 |
| | Source of Funds: PRS Faculty Associates Fund | | | |
| 5. | Wayne B. Wooten (Non-tenure) Diagnostic Radiology Salary Rate | Faculty Associate \$ 20,000 | Faculty Associate \$ 25,000 | 10/1/77 |
| | Source of Funds: PRS Faculty Associates Fund | | | |

Items 2 through 5

Physicians employed in the Faculty Associate positions have completed several years of residency and fellowship training and are well qualified as junior medical staff members in their individual specialities. We established the \$20,000 per annum level for the faculty associates several years ago and have never adjusted this level upward. In specific cases where grant or contract funds were available for supplementation higher salaries have been paid. We have encountered substantial difficulty in continuing to recruit at the \$20,000 level when such supplementation funds have not been forthcoming.

The Executive Council of the Physicians Referral Service recently reviewed the salary levels for faculty associates and strongly recommended that this level be increased to a minimum of \$25,000 per annum. It was also agreed by the Executive Committee that Physicians Referral Service funds could be used for payment at that level. It is therefore recommended that the salary level of the faculty associates as itemized above be increased from the rate of \$20,000 per annum to \$25,000 per annum with the required increased funds to come from the appropriation for Faculty Associates within the Physicians Referral Service budget.

**Academic and Developmental Affairs
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE
Committee Chairman Sterling

Date: November 11, 1977
Time: Following the meeting of the System Administration Committee
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

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| 3. U. T. El Paso: Proposed Contract with El Paso Public Television Foundation, El Paso, Texas | 2 |

-
1. U. T. System: Docket No. 2 of the President of the System. --

RECOMMENDATION

It is recommended that Docket No. 2 of the President of the System be approved.

It is requested that the Committee confirm that authority to execute contracts, documents, or instruments approved herein has been delegated to the officer or official executing the same.

2. U. T. Austin: Proposed Appointments to Distinguished Visiting Tom Slick Professorship of World Peace in Lyndon B. Johnson School of Public Affairs. --

RECOMMENDATIONS

President Rogers' Recommendation

"I am recommending the appointment of Karl Gunnar Myrdal and Alva Myrdal as co-holders of the Tom Slick Professorship of World Peace for the Spring semester 1978. In accordance with the terms of the Tom Slick Memorial Trust Agreement, these appointments were recommended by a seven member committee, including a representative of the Slick Estate. Dean Elspeth Rostow of the Lyndon Baines Johnson School of Public Affairs has endorsed the recommendation.

"Karl Gunnar Myrdal is a Nobel laureate in economics and is a world renowned scholar. Alva Myrdal is a noted sociologist and writer and has a distinguished record of service as a cabinet minister in Sweden, former Swedish Ambassador to India, Principal Director of the U.N. Department of Social Affairs and in other international activities. Copies of brief resumes and other supporting materials are enclosed.

"I believe these appointments will bring great distinction to the University and a rewarding learning experience to our students."

System Administration's Recommendation

President Rogers recommends the appointment of Karl Gunnar Myrdal and Alva Myrdal as coholders of the Distinguished Visiting Tom Slick Professorship of World Peace at the Lyndon B. Johnson School of Public Affairs for the spring semester 1978. The Tom Slick Visiting Professorship was established under the Tom Slick Memorial Trust, which was approved by the Board of Regents on July 21, 1972, and subsequently reported in the form executed by the Chairman of the Board on October 20, 1972. These recommended appointments are made in accordance with procedures for making the selection outlined in that Trust agreement.

Karl Gunnar Myrdal is a Nobel laureate in economics and is a world renowned scholar. He holds honorary degrees from numerous universities in the world including Yale, Brandeis, Leeds, Edinburgh, Michigan and many others. He received the Peace Prize of West Germany (with Alva Myrdal) in 1970. He will be on salary during the appointment.

Alva Myrdal is a noted sociologist and writer and has a distinguished record of service as a cabinet minister in Sweden and former Swedish Ambassador to India. She has been Principal Director of the U.N. Department of Social Affairs and at one time was nominated for the Nobel Peace Prize. She also holds honorary doctorate degrees from leading universities such as Mount Holyoke College, Leeds, Edinburgh, Columbia, and Temple. The appointment of Alva Myrdal will be honorary with no salary.

The Myrdals will teach a weekly seminar in the LBJ School and a colloquium on peace will be held while they are at U.T. Austin.

System Administration concurs with the recommendation of President Rogers that Karl Gunnar Myrdal and Alva Myrdal be appointed coholders of the Distinguished Visiting Tom Slick Professorship of World Peace for the spring semester of the 1977-78 academic year.

3. U.T. El Paso: Proposed Contract with El Paso Public Television Foundation, El Paso, Texas.--

RECOMMENDATIONS

President Templeton's Recommendation

President Templeton recommends that a proposed agreement between El Paso Public Television Foundation, El Paso, Texas, and the Board of Regents of The University of Texas System for and on behalf of The University of Texas at El Paso be approved.

President Templeton states:

"This contract provides for the location of the studios for a public television station in the Education Building on this campus. In return, the studios will be made available to the University for laboratories in Mass Communication and for the production of instructional materials for University classes. The University receives a net benefit from this arrangement.

"No appropriated money will be used in any way for the station in conformity with the rider in the current Appropriation Act.

"The contract has been negotiated in consultation with the Office of General Counsel and has included in it all requested provisions."

System Administration's Recommendation

System Administration concurs with President Templeton's recommendation that permission be given for the location of the studios of the El Paso Public Television Foundation in facilities of The University of Texas at El Paso. The agreement, set out on Pages A&D - 4-9, has been approved as to form by the Office of General Counsel.

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

A G R E E M E N T

THIS AGREEMENT by and between EL PASO PUBLIC TELEVISION FOUNDATION, a Texas nonprofit corporation having its home office in El Paso, Texas, hereinafter called "Foundation": and the Board of Regents of the University of Texas System for and on behalf of THE UNIVERSITY OF TEXAS AT EL PASO, hereinafter called "University"

W I T N E S S E T H:

WHEREAS, Foundation is a nonprofit corporation to be licensed by the Federal Communications Commission to construct and operate a public television station in El Paso, Texas; and

WHEREAS, Foundation and University are desirous of disseminating community service and educational programs for the people of the City and County of El Paso, Texas, and surrounding area by means of television; and

WHEREAS, the operation of a television station on the grounds of The University would be of significant benefit to The University and its student training program in Mass Communications as well as for the publicity and good will in the local community; and

WHEREAS, University has personnel, space, and resources to assist in the activities of the television station; and

WHEREAS, the parties have the authority to enter into the contractual agreements set forth herein for the operation of such television station; and said agreement would be to the mutual advantage and benefit of the parties:

NOW, THEREFORE, for and in consideration of the mutual benefits and covenants set forth herein, the parties agree as follows;

Article 1. The University agrees to provide the Foundation approximately 6,040 square feet of space in the Education Building of The University (Rooms 101, 102, 103, and 104) for the use of the Foundation in operating a public television station over Channel 7 under the license, policies, and regulations of the Federal Communication Commission and the Foundation.

Article 2. The Foundation will pay to The University each year a sum of cash equal to: \$7.00 per square foot of the space described above in Article 1. The University will provide normal utility services for the operation of a television studio and offices and normal janitorial services at the level provided for all of the Education Building.

The first payment under this contract will be due on August 31, 1978. Thereafter payments will be due on February 28, and August 31 for the years in which the contract is in effect.

Article 3. The University will provide suitable ground space, at a location adjacent to the Education Building, and already agreed to by The University and the Foundation, for the installation of a satellite antenna receiver to be used jointly by Foundation and The University. The cost of installation of the antenna and the cost of any maintenance and operation will be shared by both the Foundation and The University as mutually agreed to in writing.

Article 4. All purchases of equipment (and/or installation) and services by the Foundation in the performance of this agreement (except to the extent that The University participates in the cost, and installation of the satellite antenna referred to in Article 3) shall be in the name of the Foundation; and the title to all such property acquired shall vest in the Foundation. Nothing in this Agreement shall restrict the Foundation's right to add to or remove

its property from the premises of The University. Any purchase which has the effect of increasing the cost of operation of The University or which may materially affect the physical operation of The University must have the approval of The University. The Foundation will pay to The University any damages to its physical facilities in moving or removing its property, reasonable wear and tear excepted.

Article 5. Any remodelling or extraordinary maintenance of the space assigned to the Foundation must have the prior approval of The University. All payments for remodelling or extraordinary maintenance performed by an agency or individual other than The University or an employee of The University shall be made by the Foundation direct to the person, corporation, or agency performing such service and the Foundation shall hold the University harmless from any liability for payment of such services. Any service which can be performed by The University will be negotiated with the Foundation on an individual basis. Under no circumstances is The University to be liable for any indebtedness or liability created by the Foundation.

Article 6. The Foundation agrees to maintain the premises and all appurtenances thereto in reasonably good order and repair, reasonable wear and tear and catastrophe excepted. If the Foundation does not so maintain the premises, The University shall notify the Foundation of the deficiencies in writing by registered mail. If the Foundation fails to take the steps necessary to remedy the deficiencies specified within ten days, The University may terminate this Agreement under Article 13.

Article 7. The Foundation shall retain sole control over the Station, including full responsibilities for the operation, financing, maintenance, and programming of the station and all administrative and professional functions directly pertaining thereto. The Foundation shall have

sole responsibility for the employment and compensation of all persons necessary to the performance of the Foundation's responsibilities under this agreement.

Article 8. Employees of the Foundation who park on University property will be required to adhere to the current Parking and Traffic Regulations of The University; and the Foundation's employees will be required to purchase permits in accordance with existing Regulations.

Article 9. The Foundation agrees to make the facilities of the station available to The University, under conditions mutually agreeable to both parties, as a laboratory for students regularly enrolled in credit courses in the Department of Mass Communications and for producing instructional material for University credit and extension courses. The University agrees to pay on the dates specified in Article 2, to the Foundation reasonable charges for the use of the studio facilities as a laboratory, said charge to be agreed to by The University and the Foundation at the time of execution of this agreement. All sums owed by The University to the Foundation under this section shall be deducted from the charges due The University under the provisions of Article 2.

The University will be responsible for the use, care, and maintenance of all equipment during the periods in which the studios are used by The University.

Article 10. The Foundation agrees to indemnify and hold harmless The University from any and all claims of all persons and entities for personal injury, including injury resulting in death, and for damage to property which arises directly or indirectly by reason of this contract, and agrees to reimburse The University for all reasonable expenses incurred by The University in defending any such claim or claims.

Article 11. Insofar as The University is authorized by the laws of The State of Texas, The University agrees to hold the Foundation harmless from any and all liability resulting from the use of the studios by The University as laboratories. The University does not agree to hold the Foundation harmless (a) for the gross or willful negligence of the operation of the station, (b) for use of the space contrary to University policy, or (c) for the actions of the Foundation's officers, employees or agents, or the actions of a third party over which The University has no supervision, control, or jurisdiction.

Article 12. Upon the termination or cancellation of this agreement for any cause, the Foundation shall have a reasonable time in which to remove any of its equipment or other property which may be upon premises of The University. The Foundation shall reimburse The University for any damages caused by the removal of its property and, as mutually agreed to in writing, shall restore the space to its original condition, normal wear and tear and catastrophe excepted.

Article 13. This Agreement shall become effective immediately upon its execution and shall remain in effect through August 31, 1978, and thereafter from year to year, September 1 to August 31 of the following year, unless modified in writing by the mutual agreement of the parties or terminated by either party upon giving one hundred and twenty (120) calendar days written notice to the other party.

Article 14. This Agreement may not be assigned by either party without the written consent of the other party.

Article 15. If the University is not in default in carrying out this agreement, failure on the part of the Foundation to comply with the above Articles may, upon written notification from The University, result in immediate cancellation of this Agreement.

EXECUTED by parties on the day and year first above written

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary

Chairman

ATTEST:

EL PASO PUBLIC TELEVISION
FOUNDATION

Secretary

Wm. C. Rosen

President

Approved as to Content:

Approved as to Form:

Ed DeLoraine

President of University of
Texas System

W.D. Smith

Office of General Counsel

Buildings & Grounds Committee

BUILDINGS AND GROUNDS COMMITTEE
Committee Chairman Bauerle

Date: November 11, 1977
Time: Following the Meeting of the Academic and Developmental Affairs Committee
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

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BUILDINGS AND GROUNDS COMMITTEE

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November 11, 1977

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Documentation

1. Athletic Stadium: Recommended Architectural Firms.--

| | |
|---|-------------------|
| SCHRICKEL, ROLLINS AND ASSOCIATES, INC. | ARLINGTON, TEXAS |
| WILSON/CRAIN/ANDERSON/REYNOLDS | HOUSTON, TEXAS |
| HARWOOD K. SMITH & PARTNERS, INC. | DALLAS, TEXAS |
| DAHL/BRADEN/JONES/CHAPMAN, INC. | DALLAS, TEXAS |
| KIRK, VOICH AND GIST | FORT WORTH, TEXAS |

2. Conference Center: Recommended Architectural Firms.--

Refer

| | |
|--------------------------------|-------------------|
| BERAN & SHELMIRE | DALLAS, TEXAS |
| FISHER & SPILLMAN, INC. | DALLAS, TEXAS |
| ALBERT S. KOMATSU & ASSOCIATES | FORT WORTH, TEXAS |
| WILSON/CRAIN/ANDERSON/REYNOLDS | HOUSTON, TEXAS |
| JARVIS-PUTTY-JARVIS | DALLAS, TEXAS |

3. Special Events Center: Recommended Architectural Firms.--

| | |
|-----------------------------------|-------------------|
| WILSON/CRAIN/ANDERSON/REYNOLDS | HOUSTON, TEXAS |
| HARWOOD K. SMITH & PARTNERS, INC. | DALLAS, TEXAS |
| CORGAN ASSOCIATES, INC. | DALLAS, TEXAS |
| GEREN ASSOCIATES | FORT WORTH, TEXAS |
| HARPER, KEMP, CLUTS & PARKER | DALLAS, TEXAS |

Documentation

Consideration of Items Nos. 1, 2 and 3 was deferred at the meeting on September 16, 1977, until the November 1977 meeting.

1. U. T. ARLINGTON - ATHLETIC STADIUM (PROJECT NO. 301-364): REPORT OF PRELIMINARY STUDY; REQUEST FOR PROJECT; PROPOSED SITE; REQUEST TO APPOINT PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS AND FOR ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization by the Board of Regents at its December 10, 1976 meeting, initial investigative studies and evaluation of requirements for the construction of a multipurpose Athletic Stadium at The University of Texas at Arlington have been made by the U. T. Arlington Administration, the Office of Facilities Planning and Construction and the planning consultant, Schrickel, Rollins and Associates, Inc., Arlington, Texas. The conclusions of the preliminary study are that the facility requirements can be provided at an estimated total project cost of \$5,500,000.00. The facility will be multipurpose in function, including football, track, soccer, intramurals, physical education related functions and other outdoor functions that might be included in such a facility. The initial phase will include approximately 12,664 seats, with an alternate for an additional 3,432 seats. The ultimate seating capacity projected by the study is for 26,800 at an estimated total cost of \$7,800,000.00. The need for this Athletic Stadium has been identified in the Role and Scope document of U. T. Arlington and has been endorsed by the Long Range Planning Committee of that institution.

The site of the proposed facility will be on the approximately 50-acre tract of land located along Davis Street and West Mitchell Street.

President Nedderman and System Administration recommend that the Board:

- a. Approve the proposed site location on the U. T. Arlington campus for a new multipurpose athletic facility
 - b. Appoint Schrickel, Rollins and Associates, Inc., Arlington, Texas, the planning consultant, as Project Architect, with authorization for the preparation of the initial phase preliminary plans which will be presented to the Board of Regents at a future meeting
 - c. Appropriate \$55,000.00 from Unappropriated Plant Funds - Interest on Bond proceeds for fees and miscellaneous expenses through completion of preliminary plans.
2. U. T. ARLINGTON - CONFERENCE CENTER (PROJECT NO. 301-354): REPORT OF PRELIMINARY STUDY; REQUEST FOR PROJECT; PROPOSED SITE; REQUEST TO APPOINT PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS AND FOR ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization of the Board of Regents at its meeting of July 9, 1976, initial investigative studies and evaluation of program requirements for the Conference Center at The University of Texas at Arlington have been made by U. T. Arlington Administration, the Office of

Facilities Planning and Construction and the planning consultant, Wilson/Crain/Anderson/Reynolds, Houston, Texas. The conclusions of the preliminary study are that the program requirements of the Conference Center can be provided at an estimated total project cost of \$5,850,000.00. The program requirements are: facilities for campus meetings, seminars and conferences, which are related in subject matter to the departments and activities of U. T. Arlington, and to further development of a program of Continuing Education courses. The University of Texas at Arlington campus is a prime site for such a center, since Arlington is the center of gravity of the Dallas/Fort Worth Metroplex and is the nearest State-supported institution of higher education to the Dallas/Fort Worth Regional Airport. Currently, Continuing Education programs at Arlington are limited in scope due to space limitations. Present facilities are committed to regular instructional needs; it is not possible to schedule other daylong programs on a regular schedule. The need for this Conference Center has been identified as a priority item in the Role and Scope document of U. T. Arlington and has been endorsed by the Long Range Planning Committee of that institution.

The proposed site is the tract of land that is bordered by Doug Russell Street on the south, West Street on the west, Hosack Street on the north and Oak Street on the east.

President Nedderman and System Administration recommend that the Board:

- a. Approve the proposed site location on the U. T. Arlington campus for a new Conference Center
- b. Appoint a Project Architect from a list to be submitted, with the authorization for the preparation of preliminary plans to be presented to the Board at a future meeting
- c. Appropriate \$55,000.00 from Unappropriated Plant Funds - Interest on Bond proceeds for fees and miscellaneous expenses through completion of preliminary plans.

3. U. T. ARLINGTON - SPECIAL EVENTS CENTER (PROJECT NO. 301-354): REPORT OF PRELIMINARY STUDY; REQUEST FOR PROJECT; PROPOSED SITE; REQUEST TO APPOINT PROJECT ARCHITECT TO PREPARE PRELIMINARY PLANS AND FOR ADDITIONAL APPROPRIATION THEREFOR.--In accordance with the authorization of the Board of Regents at its meeting on July 9, 1976, initial investigative studies and evaluation of program requirements for the Special Events Center at The University of Texas at Arlington have been made by U. T. Arlington Administration, the Office of Facilities Planning and Construction and the planning consultant, Wilson/Crain/Anderson/Reynolds, Houston, Texas.

The conclusions of the preliminary study are that the program requirements for a Special Events Center can be provided at an estimated total project cost of \$13,600,000.00. Existing facilities for a university expected to have an enrollment of 20,000 or more students are inadequate, since there are no indoor facilities available between Fort Worth and Dallas that will accommodate 10,000 persons at one time. A Special Events Center is an integral facility for a university offering undergraduate and graduate programs. The proposed Center can accommodate many events that will be of direct benefit to the University, the local community, and the State, including theatrical and entertainment productions, graduation ceremonies, rallies and convocations, certain athletic events, and large seated banquets. The need for this Special Events Center has been identified as a priority item in the Role and Scope document of U. T. Arlington and has been endorsed by the Long Range Planning Committee of that institution.

The proposed site is the tract of land that is bounded by Doug Russell Street on the north, West Street on the east, Grand Avenue on the south, and The University of Texas at Arlington authorized west boundary line.

President Nedderman and System Administration recommend that the Board:

- a. Approve the proposed site location on the U. T. Arlington campus for a new Special Events Center at an estimated total project cost of \$13,600,000.00
 - b. Appoint Wilson/Crain/Anderson/Reynolds, Houston, Texas, the planning consultant, as the Project Architect with authorization for the preparation of preliminary plans which will be presented to the Board at a future meeting
 - c. Appropriate \$125,000.00 from Unappropriated Plant Funds - Interest on Bond proceeds for fees and miscellaneous expenses through completion of preliminary plans.
4. U. T. AUSTIN: REPORT OF COORDINATED EFFORTS OF THE CITY OF AUSTIN, THE STATE OF TEXAS AND THE UNIVERSITY OF TEXAS FOR DEVELOPMENT OF A CENTRAL AREA COOPERATIVE PARKING PROGRAM AND REQUEST FOR APPROVAL OF CONCEPT.--During the past year, mutual parking problems have been discussed by staff representatives of the City of Austin, the State Board of Control, the State Building Commission and the University. The study process was concluded in May 1977 with a general policy statement of coordination which has been drafted and entitled as a Central Area Cooperative Parking Program.

Some of the mutual benefits and goals outlined in the report are set out below:

- 1) More efficient use of available parking facilities;
- 2) Reduced parking facility construction; and
- 3) Dissemination of techniques for reducing area parking demand.

Both short- and long-range programs are proposed to maximize the effectiveness of parking facilities in the central area. The short-range programs include:

- 1) Joint use of specific parking facilities;
- 2) Institution of staggered work hours to improve traffic flow; and
- 3) Incentives to increase carpooling and transit use for work and recreational trips.

Long-range programs which would benefit the three participants are:

- 1) Identification and resolution of administrative and legal barriers to coordination;
- 2) Adoption of guidelines for determining the need for new parking facilities; and
- 3) Cooperative financing of new parking structures.

A complete copy of the Central Area Cooperative Parking Program will be available in the office of the Secretary of the Board of Regents. At this time, each governing Board of the participating entities has the opportunity to endorse the coordinated policy statement.

Accordingly, U. T. Austin Administration and System Administration recommend that the Board of Regents:

- a. Approve the concept of the Central Area Cooperative Parking Program as a coordinated policy statement by endorsing the document, in principle, as a working instrument to be used by the University, the City, and the State
- b. Authorize all necessary actions of the appropriate administrative officers of U. T. Austin Administration and U. T. System Administration to participate in the continuing study of parking problems and recommended cooperative solutions which are mutually beneficial to the University, the City of Austin and the State of Texas.

As additional guidelines are developed in the future more definitive policies and any recommended cooperative solutions will be presented to the Board for review.

5. U. T. EL PASO: ALTERATIONS AND ADDITIONS TO THE ADMINISTRATION BUILDING (PROJECT NO. 201-379) - PRESENTATION OF FINAL PLANS AND REQUEST FOR AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' meeting held July 29, 1977, final plans and specifications have been prepared for the Alterations and Additions to the Administration Building at The University of Texas at El Paso by the Project Architect Fouts Langford Gomez Moore, Inc. These plans and specifications provide for alterations to the existing building and additions of approximately 23,500 gross square feet at an estimated total project cost of \$1,400,000.00.

President Templeton and System Administration recommend that the Board:

- a. Approve the final plans and specifications for the Alterations and Additions to the Administration Building at U. T. El Paso, at an estimated total project cost of \$1,400,000.00 previously appropriated from Permanent University Fund Bond proceeds
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids which will be reported to the Board at a future meeting.

6. U. T. EL PASO - RENOVATION OF COTTON MEMORIAL BUILDING FOR CLASSROOMS (PROJECT NO. 201-336): REPORT OF COMMITTEE ON APPROVAL OF FINAL PLANS AND PROPOSED RATIFICATION THEREOF; RECOMMENDED AWARD OF CONTRACT TO PRATI & PRATI GENERAL CONTRACTORS, INC., EL PASO, TEXAS; AND REQUEST FOR ADDITIONAL APPROPRIATION THEREFOR. --Pursuant to authorization given by the Board of Regents at the December 10, 1976, meeting, a Special Committee approved the final plans and authorized advertisement for bids for the Renovation of Cotton Memorial Building at The University of Texas at El Paso. Bids were called for and were received, opened and tabulated on October 5, 1977, as shown on Page B & G - 8 . The Special Committee did not award a contract because the lowest bid exceeds the construction funds available.

The six bids received were competitive and are a good test of the market. The bids exceeded the available funds for several reasons. The most important reason is that recent federal regulations pertaining to removal of obstacles hindering the physically handicapped required the addition of an elevator and stairway not contemplated in the original scope of the remodeling. This increase in scope added about \$100,000.00 to the cost of the project. Although some compensating scope reductions were made by removing items from the base bid and bidding them as additive alternates, we were unsuccessful in obtaining a base bid within the funds available.

There are two basic courses of action available to the Board. The first is to award a contract for the lowest base bid; this would require an additional appropriation of \$50,000.00. The second is to reject all bids and instruct the Architect to redesign the project. This latter course of action is feasible only if some function, now planned for inclusion in the building, is eliminated. Since the overrun is largely due to federal requirements, and additional delays would increase the cost of the remodeling, System Administration favors the former course of action.

President Templeton and System Administration recommend that the Board:

- a. Ratify the action taken by the Special Committee in approving the final plans and authorizing the advertisement for bids for the Renovation of Cotton Memorial Building for Classrooms at The University of Texas at El Paso
- b. Award a construction contract for the Renovation of Cotton Memorial Building for Classrooms at The University of Texas at El Paso to the lowest responsible bidder, Prati & Prati General Contractors, Inc., El Paso, Texas, in the amount of the Base Bid of \$598,740.00
- c. Approve a revised total project cost of \$696,000.00 to cover the recommended construction contract award, equipment, landscaping fees and miscellaneous expenses for the U. T. El Paso Renovation of Cotton Memorial Building for Classrooms
- d. Appropriate additional funds in the amount of \$50,000.00 from Interest on Permanent University Fund Bond proceeds to cover the revised total project cost of \$696,000.00; \$646,000.00 was previously appropriated.

Renovation of Cotton Memorial Classroom Facility, The University of Texas at El Paso
 Bids Received at 2:00 p.m., Mountain Daylight Saving Time, October 5, 1977
 at The University of Texas at El Paso

Add Alternates

| <u>Bidder</u> | <u>Base Bid</u> | <u>Alt. #1</u> | <u>Alt. #2</u> | <u>Alt. #3</u> | <u>Alt. #4</u> | <u>Bid Bond</u> |
|--|-----------------|----------------|----------------|----------------|----------------|-----------------|
| Bonhannon & Dickerson Construction, Inc., El Paso, Texas | \$611,340.00 | \$14,300.00 | \$11,440.00 | \$69,530.00 | \$18,600.00 | 5% |
| C. A. Goetting Company, Inc., El Paso, Texas | 660,000.00 | 14,000.00 | 12,000.00 | 68,000.00 | 24,000.00 | 5% |
| Matyear Construction Co., Inc., El Paso, Texas | 653,152.00 | 14,664.00 | 15,188.00 | 72,014.00 | 33,486.00 | 5% |
| Ponsford Brothers, El Paso, Texas | 661,700.00 | 14,400.00 | 12,400.00 | 68,700.00 | 28,200.00 | 5% |
| Prati & Prati General Contractors, Inc., El Paso, Texas | 598,740.00 | 11,400.00 | 10,400.00 | 64,888.00 | 26,943.00 | 5% |
| Wally Sheid, Inc., El Paso, Texas | 603,990.00 | 14,500.00 | 11,988.00 | 72,400.00 | 25,900.00 | 5% |

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7. U. T. PERMIAN BASIN - PHASE I BUILDINGS (LABORATORY BUILDING) - INSTALLATION OF SECOND ELEVATOR: REQUEST (a) FOR PROJECT; (b) TO APPOINT PROJECT ARCHITECT; (c) TO ADVERTISE FOR BIDS; AND (d) FOR APPROPRIATION THEREFOR. --The Phase I Buildings on the campus of The University of Texas of the Permian Basin are adjunct in a four level structure with approximately 300,000 gross square feet of floor area. The structure has only one elevator, a freight elevator. The next phase of expansion at U. T. Permian Basin would provide additional elevator facilities. However, construction of this phase does not appear to be imminent. Therefore, to provide adequate and convenient elevator service to meet current State and Federal standards regarding accessibility for the handicapped, installation of a second elevator, a passenger elevator, in the Phase I Buildings (Laboratory Building) is necessary.

The Administration of U. T. Permian Basin and the Office of Facilities Planning and Construction have studied the structure and determined that a passenger elevator can be installed at an estimated total project cost of \$100,000.

President Cardozier and System Administration recommend that the Board:

- a. Authorize the installation and related construction of a second elevator in the Phase I Buildings (Laboratory Building) at an estimated total project cost of \$100,000
 - b. Appoint Peters and Fields, Odessa, Texas, as the Project Architect with authorization to prepare contract documents
 - c. Authorize the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board at a future meeting
 - d. Appropriate the sum of \$100,000 from Tuition Revenue Bonds
8. DALLAS HEALTH SCIENCE CENTER - PARKING STRUCTURE II (PROJECT NO. 303-378): PRESENTATION OF FINAL PLANS AND REQUEST FOR AUTHORIZATION TO ADVERTISE FOR BIDS. -- Consideration of the following item was deferred from the September 1977 meeting until the November 1977 meeting:

In accordance with authorization given at the Board of Regents' meeting held July 29, 1977, final plans and specifications for a second Parking Structure at The University of Texas Health Science Center at Dallas have been prepared by the Project Architect Beran and Shelmire. The plans and specifications accommodate a minimum of 600 additional cars within an estimated total project cost of \$2,100,000.

President Sprague and System Administration recommend that the Board:

- a. Approve the final plans and specifications for a Second Parking Structure at an estimated total project cost of \$2,100,000
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids which will be reported to the Board at a future meeting

9. DALLAS HEALTH SCIENCE CENTER, GALVESTON MEDICAL BRANCH, HOUSTON HEALTH SCIENCE CENTER, SAN ANTONIO HEALTH SCIENCE CENTER, TYLER HEALTH CENTER AND UNIVERSITY CANCER CENTER: REPORT ON LONG RANGE DEVELOPMENT PLANS AND REQUEST FOR PERMISSION TO SUBMIT TO COORDINATING BOARD.-- At the September 16, 1977, meeting of the Board of Regents, consideration of the following item was deferred until the November 1977 meeting:

In compliance with the requirements and regulations of the Coordinating Board, Texas College and University System, a Long Range Campus Development Plan has been prepared for each of the Six Health Components of The University of Texas System by the Office of Facilities Planning and Construction in consultation with the Administrative Officers of each institution. Each submittal includes anticipated campus improvements which have been projected for approximately five years. The Long Range Campus Development Plan will be amended periodically when changes and additions are justified. The submittal of the updated Campus Development Plan is an essential requirement in all future consideration of degree programs, curriculum changes and major construction projects proposed by each Health Institution for review and approval of the Coordinating Board. Copies of the material to be submitted will be available at the Board meeting.

Accordingly, System Administration recommends that the Board approve the submission of Long Range Campus Development Plans for the Six Health Components of The University of Texas System to the Coordinating Board, Texas College and University System.

10. GALVESTON MEDICAL BRANCH: CUSTOMS HOUSE BUILDING ROOF REPLACEMENT AND REPAIRS - REQUEST FOR PROJECT APPROVAL AND FUNDING THEREFOR.--When the Galveston Medical Branch acquired the U. S. Customs House Building in November 1974, it was anticipated that some rehabilitative work would be required to restore the building to a safe and sound condition. Recently, a thorough inspection of the roof of the building has indicated extensive deterioration of the roof tile, underlayment and fastening system. In addition, some masonry repair of the building's four cupolas is required to render the structure watertight and prevent further damage.

In keeping with the requirements of the General Services Administration and the Federal Historical Society, work performed on the building will be consistent with the original design and character of the structure.

President Levin and System Administration recommend that the Board:

- a. Approve the roof replacement and repairs for the Customs House Building at an estimated total project cost of \$250,000.00
- b. Authorize completion of the roof repairs through all necessary actions of the Galveston Medical Branch Administration and Physical Plant Department with their own forces or through contract services, in consultation with the Office of Facilities Planning and Construction
- c. Approve funding of the total project cost through all appropriate actions in the expenditure of Galveston Medical Branch Customs House Building Remodeling Funds.

11. GALVESTON MEDICAL BRANCH: ADDITIONAL SURFACE PARKING - REQUEST FOR AUTHORIZATION FOR CONSTRUCTION OF PARKING LOT AND FUNDING THEREFOR.--Parking problems at the Galveston Medical Branch are expected to increase when the future construction of the Learning Center will displace an existing parking lot. In anticipation of this shortage, the Department of Physical Plant has prepared plans and specifications for the construction of a new parking lot for approximately 200 cars to be located between Eleventh and Twelfth Streets, and Texas Avenue and Mechanic Street.

President Levin and System Administration recommend that the Board:

- a. Authorize the construction of additional surface parking on the lot between Eleventh and Twelfth Streets, and Texas Avenue and Mechanic Street with appropriate lighting, sidewalks, and site development, at an estimated total project cost of \$195,000.00
- b. Authorize the completion of the parking lot construction through all necessary actions of the Galveston Medical Branch Administration and the Department of Physical Plant with their own forces or through contract services, in consultation with the Office of Facilities Planning and Construction
- c. Approve funding of the estimated total project cost of \$195,000.00 from the Galveston Medical Branch Project Allocation Account.

12. GALVESTON MEDICAL BRANCH (GALVESTON HOSPITALS), HOUSTON HEALTH SCIENCE CENTER, AND UNIVERSITY CANCER CENTER (M. D. ANDERSON HOSPITAL): CENTRAL FOOD SERVICE FACILITY (PROJECT NO. 703-235) - REQUEST FOR APPROVAL OF REVISED INSCRIPTION ON PLAQUE.--System Administration recommends that the plaque inscription approved by the Board at the September 16, 1977, meeting be amended to identify all three component institutions which have participated in the Central Food Service Facility project. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

CENTRAL FOOD SERVICE FACILITY

1976

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President, The University
of Texas System Cancer Center

Bernard Johnson, Inc.
Project Architect
George A. Fuller Company,
Division of Northrop Corporation
Contractor

13. SAN ANTONIO HEALTH SCIENCE CENTER: EXPANSION OF THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO (PHASES I, II AND III) (PROJECT NO. 402-288) - REQUEST FOR APPOINTMENT OF COMMITTEE TO AWARD FURNITURE CONTRACTS.--Specifications for the Furniture and Furnishings Phase I, II and III are being prepared by the Office of Facilities Planning and Construction, and bids will be called for during the month of November 1977. In order that contracts can be awarded prior to the December 16, 1977, meeting of the Board of Regents, thereby allowing successful bidders adequate lead time to complete installation in accordance with current completion schedules, it is recommended by President Harrison and System Administration that a committee composed of President Harrison, Director Kristoferson, Vice-President Landrum and President Walker, Committee Chairman Bauerle and Chairman Shivers be appointed and authorized to award contract for Furniture and Furnishings for Expansion of The University of Texas Health Science Center at San Antonio (Phases I, II and III) within the funds available.
14. SAN ANTONIO HEALTH SCIENCE CENTER: EXPANSION OF PHYSICAL PLANT BUILDINGS NOS. 1 AND 2 (PROJECT NO. 402-338) - REPORT OF COMMITTEE AND REQUEST FOR RATIFICATION OF AWARD OF CONTRACTS TO ABEL CONTRACT FURNITURE & EQUIPMENT CO., INC., AUSTIN, TEXAS, MARSHALL CLEGG/ASSOCIATES, SAN ANTONIO, TEXAS, AND ROCKFORD FURNITURE & CARPETS, INC., AUSTIN, TEXAS.-- In accordance with authorization given at the Regents' meeting held September 16, 1977, bids were called for and were received, opened, and tabulated on September 22, 1977, as shown on the attached sheet for Furniture and Furnishings for the Expansion of Physical Plant Buildings Nos. 1 and 2 at The University of Texas Health Science Center at San Antonio.

The Special Committee, appointed at the September 16, 1977 Board meeting, consisting of President Harrison, Director Kristoferson, Vice-President Landrum, President Walker, Committee Chairman Bauerle and Chairman Shivers has awarded furniture and furnishings contracts within previously appropriated funds to the following low responsible bidders for the Physical Plant Buildings Nos. 1 and 2 at The University of Texas Health Science Center at San Antonio as follows:

Abel Contract Furniture & Equipment
Co., Inc., Austin, Texas

| | |
|---|-----------------|
| Base Bid "D" (Wood Furniture) | \$15,177.32 |
| Base Bid "F" (Steel Furniture to Match Existing) | <u>2,525.65</u> |

| | |
|---|-------------|
| Total Contract Award to Abel Contract Furniture & Equipment Co., Inc. | \$17,702.97 |
|---|-------------|

Marshall Clegg/Associates,
San Antonio, Texas

| | |
|------------------------------|-----------|
| Base Bid "C" (Office Chairs) | 11,995.90 |
|------------------------------|-----------|

Rockford Furniture & Carpets, Inc.
Austin, Texas

| | |
|--|-----------------|
| Base Bid "A" (General Office Furniture) | 26,906.13 |
| Base Bid "B" (Alternate Wood Furniture) | 16,272.75 |
| Base Bid "E" (Seating) | <u>1,630.22</u> |

| | |
|---|------------------|
| Total Contract Award to Rockford Furniture & Carpets, Inc. | <u>44,809.10</u> |
|---|------------------|

| | |
|--|--------------------|
| GRAND TOTAL RECOMMENDED CONTRACT AWARD | <u>\$74,507.97</u> |
|--|--------------------|

President Harrison and System Administration recommend that the Board ratify the action taken by the Committee in awarding the furniture and furnishings contracts as outlined above.

FURNITURE AND FURNISHINGS FOR
 EXPANSION OF PHYSICAL PLANT BUILDINGS NOS. 1 AND 2
 THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO
 Bids Received at 2:00 p.m., C. S. T., September 22, 1977
 San Antonio, Texas

| Bidder | Base Proposal A | Base Proposal B | Alternate Proposal B | Base Proposal C | Base Proposal D | Base Proposal E | Base Proposal F | Base Proposal G | Bid Bond |
|--|-----------------|-----------------|----------------------|-----------------|-----------------|-----------------|-----------------|-----------------|----------|
| Abel Contract Furniture & Equipment Co., Inc. Austin, Texas | \$ No Bid | \$20,568.57 | \$ No Bid | \$ No Bid | \$15,177.32 | \$ No Bid | \$2,525.65 | \$ No Bid | 5% |
| Marshall Clegg/Associates San Antonio, Texas | No Bid | No Bid | No Bid | 11,995.90 | No Bid | No Bid | No Bid | No Bid | 5% |
| Rockford Furniture & Carpets, Inc. Austin, Texas | 26,906.13 | No Bid | 16,272.75 | No Bid | 15,180.71 | 1,630.22 | No Bid | No Bid | 5% |
| J. Andrew Smith Company San Antonio, Texas | No Bid | 22,520.00 | No Bid | No Bid | 16,960.00 | No Bid | No Bid | No Bid | 5% |

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BUILDINGS AND GROUNDS COMMITTEE
EMERGENCY ITEMS
November 11, 1977

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U. T. SYSTEM

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DALLAS HEALTH SCIENCE CENTER

16. Landscaping, Irrigation and Site Develop-
ment - Phase III: Recommended Contract
Award to Green Leaf Nursery, Austin, Texas,
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GALVESTON MEDICAL BRANCH

17. Galveston Medical School - Libbie Moody
Thompson Basic Science Building - Altera-
tions and Additions to Basic Science Teaching
and Research Facilities (Enclosure of First
Level): Recommended Contract Award to
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tional Appropriation Therefor 19
18. Galveston Hospitals - Addition to John Sealy
Hospital: Recommended Contract Awards
for Furniture and Furnishings to Rockford
Furniture and Carpets, Inc., Austin, Texas;
Abel Contract Furniture & Equipment Co.,
Inc., Austin, Texas; and Stationers, Inc.,
Houston, Texas 20

15. U. T. SYSTEM: POLICE ACADEMY - NEW TRAINING FACILITY (PROJECT NO. 101-370) - REJECTION OF BIDS.--In accordance with authorization given at the Regents' meeting held February 11, 1977, bids were called for and were received, opened and tabulated on November 3, 1977, as shown on the attached sheet, for the construction of a New Training Facility for The University of Texas System Police Academy.

This project provides for approximately 2,000 gross square feet of facilities for training and instruction at the Police Academy on the site of the former Nike Missile Base located adjacent to Bee Caves Road.

A total project cost of \$55,000.00 has previously been authorized and appropriated for this project. The lowest bids exceeds the construction funds available within the authorized total project cost of \$55,000.00. Although eight contractors expressed active interest in bidding the project during the bid advertisement period, the receipt of only two bids indicates the construction industry's lack of interest in construction of a small project located outside of the City. It is anticipated that more interest can be generated if the project is revised and calls issued for new bids.

President Walker and System Administration recommend that the Board reject all bids and authorize revision of the project and advertising for new bids.

POLICE ACADEMY - NEW TRAINING FACILITY, THE UNIVERSITY OF TEXAS SYSTEM
 Bids Received at 2:00 p.m., November 3, 1977, C.S.T., at the Office of Facilities Planning and Construction
 The University of Texas System, Austin, Texas

| Bidder | Base Bid | Alternate #1 | Alternate #2 | Alternate #3 | Alternate #4 | Bid Bond |
|---|-------------|--------------|--------------|---------------|--------------|----------|
| Air Conditioning, Inc., Austin, Texas | \$75,400.00 | - \$1,600.00 | - \$ 621.00 | No Bid | - \$2,400.00 | 5% |
| Williams Floor Covering, Lockhart, Texas | 78,600.00 | - 1,000.00 | - 1,000.00 | + \$12,000.00 | - 2,000.00 | 5% |

16. DALLAS HEALTH SCIENCE CENTER: LANDSCAPING, IRRIGATION AND SITE DEVELOPMENT - PHASE III (PROJECT NO. 303-333) - RECOMMENDED AWARD OF CONTRACT TO GREEN LEAF NURSERY, AUSTIN, TEXAS, AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' meeting held September 16, 1977, bids were called for and were received, opened and tabulated on October 20, 1977, as shown on the attached sheet, for the Landscaping, Irrigation and Site Development - Phase III at the Dallas Health Science Center.

The Base Bid for this project provides turf, plant materials, trees and an irrigation system to landscape the courtyard adjacent to the Moss Clinical Science Building. Alternate Bids 1 and 2 for this project provide turf, plant materials, trees and an irrigation system to landscape the site of what was previously a gas station adjacent to an important entrance to the campus at the intersection of Inwood Road and Medical Center Drive. Alternate 3 is for concrete benches.

It was clear that the work included in the Base Bid could be financed within funds available at that time; it was decided that bids on the work included in Alternates 1, 2 and 3 should be called for and recommended for award if additional funds were available. At this time, the Dallas Health Science Center has sufficient funds available to award not only the Base Bid, but also Alternate Bids 1 and 2, if the Board of Regents will authorize an increase in the total project cost.

Accordingly, President Sprague and System Administration recommend that the Board:

- a. Approve a total project cost of \$99,637.00 to cover the recommended construction contract award, landscaping, fees and miscellaneous expenses
- b. Award a construction contract for the Dallas Health Science Center Landscaping, Irrigation and Site Development - Phase III to the lowest responsible bidder Green Leaf Nursery, Austin, Texas, as follows:

| | |
|---|--------------------|
| Base Bid | \$74,172.00 |
| Alternate No. 1 (Earth Berm, Sod and Irrigation at Inwood Road and Medical Center Drive) | 10,600.00 |
| Alternate No. 2 (Additional Landscaping and Irrigation at Inwood Road and Medical Center Drive) | <u>8,564.00</u> |
| Total Recommended Contract Award | <u>\$93,336.00</u> |

- c. Appropriate additional funds in the amount of \$39,131.03 from Unappropriated Balance, Plant Funds, Account No. 729910 to cover the Phase III revised total project cost of \$99,637.00. The balance required is available from previous appropriations for Landscaping, Irrigation and Site Development, after the completion of Phases I and II.

Landscaping, Irrigation and Site Development - Phase III
The University of Texas Health Science Center at Dallas
Bids Received at 2:00 p.m., Daylight Saving Time, October 20, 1977
at The University of Texas Health Science Center at Dallas, Dallas, Texas

Add Alternates

| <u>Bidder</u> | <u>Base Bid</u> | <u>No. 1</u> | <u>No. 2</u> | <u>No. 3</u> | <u>Bid Bond</u> |
|---|-----------------|--------------|--------------|--------------|-----------------|
| Exterior Designing, Inc., Hoagland, Indiana | \$ 74,000.00 | \$15,400.00 | \$ 8,500.00 | \$1,400.00 | 5% |
| Crookham & Vessels, Inc., Sherman, Texas | 82,625.38 | 8,891.69 | 11,915.37 | 3,100.00 | 5% |
| Green Leaf Nursery, Austin, Texas | 74,172.00 | 10,600.00 | 8,564.00 | 1,600.00 | 5% |
| Hawkins Nursery & Landscape Co., Inc., Dallas, Texas | 105,750.00 | 24,972.00 | 15,829.00 | 1,491.00 | 5% |
| Landscape Design & Construction, Inc., Dallas, Texas | 97,208.00 | 26,870.00 | 21,203.00 | 2,900.00 | 5% |
| McKinney & Moore, Inc., Jacksonville, Texas | 121,675.00 | 27,640.00 | 21,190.00 | 6,000.00 | 5% |

17. GALVESTON MEDICAL BRANCH (GALVESTON MEDICAL SCHOOL): ALTERATIONS AND ADDITIONS TO BASIC SCIENCE TEACHING AND RESEARCH FACILITIES, LIBBIE MOODY THOMPSON BASIC SCIENCE BUILDING, ENCLOSURE OF FIRST LEVEL (PROJECT NO. 601-365) - RECOMMENDED AWARD OF CONTRACT TO SUSCO, INC., GALVESTON, TEXAS, AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' meeting held September 16, 1977, bids were called for and were received, opened and tabulated on November 1, 1977, as shown below, for the Enclosure of the First Level of the Libbie Moody Thompson Basic Science Building at The University of Texas Medical Branch at Galveston.

| Bidder | Base Bid | Add Alternate #1 | Bid Bond |
|--|--------------|------------------|----------|
| Fleetwood Construction Company, Inc., Houston, Texas | \$366,967.00 | \$7,995.00 | 5% |
| John Gray Company, Inc., Galveston, Texas | 339,604.00 | 8,140.00 | 5% |
| SUSCO, INC., Galveston, Texas | 333,282.00 | 7,897.00 | 5% |
| Don Tarpey Construction Company, Texas City, Texas | 364,800.00 | 7,400.00 | 5% |
| Thomas Construction Company, Inc., Houston, Texas | 375,500.00 | 7,400.00 | 5% |

This project converts approximately 7,500 gross square feet of open space on the First Level for the relocation of offices now occupying valuable laboratory space on the upper levels of the building. A total project cost of \$500,000.00 has previously been authorized for this project.

President Levin and System Administration recommend that the Board:

- a. Award the construction contract for Alterations and Additions to Basic Science Teaching and Research Facilities, Libbie Moody Thompson Basic Science Building for the Enclosure of the First Level of the Libbie Moody Thompson Basic Science Building at the Galveston Medical Branch to the lowest responsible bidder SUSCO, INC., Galveston, Texas, as follows:

| | |
|---|---------------------|
| Base Bid | \$333,282.00 |
| Additive Alternate No. 1 (Double Pane Glass) | <u>7,897.00</u> |
| Total Recommended Contract Award | <u>\$341,179.00</u> |

- b. Authorize a reduced total project cost of \$435,000.00 to cover the recommended construction contract award, movable furnishings and equipment, air balancing, fees and miscellaneous expenses
- c. Appropriate additional funds in the amount of \$405,000.00 from Galveston Medical Branch Project Allocation Funds to cover the total project cost, \$30,000.00 having been previously appropriated.

18. GALVESTON MEDICAL BRANCH (GALVESTON HOSPITALS): ADDITION TO JOHN SEALY HOSPITAL (PROJECT NO. 601-066) - RECOMMENDED AWARD OF CONTRACTS FOR FURNITURE AND FURNISHINGS TO ABEL CONTRACT FURNITURE & EQUIPMENT COMPANY, INC., AUSTIN, TEXAS; ROCKFORD FURNITURE & CARPETS, AUSTIN, TEXAS; AND STATIONERS, INC., HOUSTON, TEXAS.--Specifications for Furniture and Furnishings for Bid III, Addition to John Sealy Hospital at The University of Texas Medical Branch at Galveston were prepared by the Office of Facilities Planning and Construction and bids called for. These bids were received, opened, and tabulated on November 2, 1977, as shown on the attached sheet.

It is recommended by President Levin and System Administration that award of contracts be made to the following lowest responsible bidders:

Rockford Furniture and Carpets,
Inc., Austin, Texas

Base Proposal "A" (Lounge & Waiting Chairs) \$ 97,950.56

Abel Contract Furniture & Equipment Co.,
Inc., Austin, Texas

Base Proposal "B" (Metal Desks & Chairs) 78,897.50

Stationers, Inc., Houston, Texas

Base Proposal "C" (Nurses Chairs) 4,729.08

GRAND TOTAL RECOMMENDED CONTRACT AWARD \$181,577.14

The funds necessary to cover these contract awards are available in the Furniture and Equipment Account for this project.

FURNITURE AND FURNISHINGS, ADDITION TO JOHN SEALY HOSPITAL, THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON
 Bids Received at 2:00 p.m., November 2, 1977, at the Office of Facilities Planning and Construction
 The University of Texas System, Austin, Texas

| | Base Bid "A" | Base Bid "B" | Base Bid "C" | Bidder's Bond or Cashier's Check |
|---|-----------------|-----------------|-----------------|-------------------------------------|
| Abel Contract Furniture & Equipment Company, Inc., Austin, Texas | \$ 97,996.76 | \$ 78,897.50 | No Bid | B.B. 5% |
| Controlled Buying System, Austin, Texas | 102,250.00 | No Bid | No Bid | C.C. \$5,125.00 |
| Rockford Furniture and Carpets, Inc., Austin, Texas | 97,950.56 | 79,551.98 | No Bid | B.B. 5% |
| Stationers, Inc., Houston, Texas | 120,509.55 | 102,526.24 | \$4,729.08 | B.B. 5% |
| Wittigs, San Antonio, Texas | No Bid | 81,214.12 | No Bid | C.C. \$4,060.70 |

Health Affairs Committee

HEALTH AFFAIRS COMMITTEE
Committee Chairman Law

Date: November 11, 1977

Time: Following the meeting of the Buildings and Grounds Committee

Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

| | <u>Page</u> <u>HAC</u> |
|---|---------------------------|
| 1. U. T. Arlington: Proposed Affiliation Agreements with (a) Fielder Road Baptist Educational Center, Arlington, Texas (b) Fort Worth Osteopathic Hospital, Inc., Fort Worth, Texas (c) Dallas Intertribal Center, Dallas, Texas | 2 |
| 2. U. T. Austin: Proposed Affiliation Agreements with (a) San Antonio State Hospital, San Antonio, Texas (b) Austin Independent School District, Austin, Texas | 2 |
| 3. U. T. El Paso: Proposed Affiliation Agreements with (a) West Texas Regional Adult Probation Department (b) Newark Methodist Maternity Hospital (c) Family Planning Institute (d) Tigua General Hospital All of El Paso, Texas | 3 |
| 4. Dallas Health Science Center (Dallas Allied Health Sciences School): Proposed Affiliation Agreements with (a) Silver Leaves Nursing Home, Garland, Texas (b) Twilight Nursing Home, Corsicana, Texas (c) Crestview Nursing Home, Dallas, Texas (d) Cerebral Palsy Treatment Center, Houston, Texas (e) El Paso Rehabilitation Center, El Paso, Texas (f) North Central Texas Home Health Agency, Inc., Fort Worth, Texas (g) Sports Medicine Clinic of North Texas, Dallas, Texas (h) West Texas Rehabilitation Center, Abilene, Texas | 3 |
| 5. Galveston Medical Branch: Request to Increase Graduation Fee | 4 |
| 6. Houston Health Science Center (Houston Allied Health Sciences School): Proposed Affiliation Agreement with Rice University, Houston, Texas | 4 |
| 7. Houston Health Science Center (Houston Allied Health Sciences School): Request to Establish Certificate Programs for Training of Emergency Medical Technicians | 4 |
| 8. San Antonio Health Science Center (San Antonio Dental School): Request to Change Name of Department of Pedodontics to the Department of Pediatric Dentistry and to Submit to Coordinating Board for Approval | 5 |
| 9. Tyler Health Center: Request to Establish Medical Service, Research, Development Plan | 6 |
| 10. Tyler Health Center: Request for Approval of Bylaws, Rules and Regulations of Medical Staff | 17 |

The proposed affiliation agreements submitted to this Committee, unless otherwise specified, are based on the model agreements for the School of Allied Health Sciences and College of Pharmacy approved by the Board of Regents on September 12, 1975, and for the School or College of Nursing approved by the Board of Regents on July 9, 1976. These agreements contain the standard hold harmless clause and have been approved by an attorney of the Office of General Counsel.

- ✓ 1. U. T. Arlington: Proposed Affiliation Agreements with (a) Fielder Road Baptist Educational Center, Arlington, Texas, (b) Fort Worth Osteopathic Hospital, Inc., Fort Worth, Texas, and (c) Dallas Intertribal Center, Dallas, Texas (School of Nursing)(Clinical Training of Nursing Students). --

RECOMMENDATION

System Administration concurs in the recommendation of President Nedderman that the proposed affiliation agreements between the Board of Regents of The University of Texas System for and on behalf of The University of Texas at Arlington School of Nursing and the following facilities be approved. The use of these facilities provides clinical training for the nursing students:

| <u>Facility</u> | <u>Location</u> |
|---|-------------------|
| (a) Fielder Road Baptist Educational Center | Arlington, Texas |
| (b) Fort Worth Osteopathic Hospital, Inc. | Fort Worth, Texas |
| (c) Dallas Intertribal Center | Dallas, Texas |

- ✓ 2. U. T. Austin: Proposed Affiliation Agreements with (a) San Antonio State Hospital, San Antonio, Texas (College of Pharmacy) and (b) Austin Independent School District, Austin, Texas (School of Nursing)(Clinical Training of Pharmacy and Nursing Students, Respectively). --

RECOMMENDATION

President Rogers recommends, concurred in by System Administration, that the proposed affiliation agreements between the Board of Regents of The University of Texas System for and on behalf of The University of Texas at Austin (specified programs) and the following facilities be approved:

| <u>Facility and Location</u> | <u>Program</u> |
|--|-------------------------------------|
| (a) San Antonio State Hospital San Antonio, Texas | U. T. Austin College of Pharmacy |
| (b) Austin Independent School District Austin, Texas | U. T. Austin School of Nursing |

The use of these respective facilities provides for the clinical training in pharmacy clerkships and for the clinical training of nursing students.

3. U. T. El Paso: Proposed Affiliation Agreements with (a) West Texas Regional Adult Probation Department, (b) Newark Methodist Maternity Hospital, (c) Family Planning Institute, and (d) Tigua General Hospital, all of El Paso, Texas (College of Nursing)(Clinical Training of Nursing Students) . --

RECOMMENDATION

It is recommended by President Templeton, concurred in by System Administration, that the proposed affiliation agreements between the Board of Regents of The University of Texas System for and on behalf of The University of Texas at El Paso College of Nursing and the following facilities all located in El Paso, Texas, be approved:

- (a) West Texas Regional Adult Probation Department
- (b) Newark Methodist Maternity Hospital
- (c) Family Planning Institute
- (d) Tigua General Hospital

The use of the above facilities provides for the clinical training of nursing students.

4. Dallas Health Science Center (Dallas Allied Health Sciences School): Proposed Affiliation Agreements with (a) Silver Leaves Nursing Home, Garland, Texas, (b) Twilight Nursing Home, Corsicana, Texas, (c) Crestview Nursing Home, Dallas, Texas, for Clinical Training in Gerontology Services Administration; (d) Cerebral Palsy Treatment Center, Houston, Texas, (e) El Paso Rehabilitation Center, El Paso, Texas, (f) North Central Texas Home Health Agency, Inc., Fort Worth, Texas, (g) Sports Medicine Clinic of North Texas, Dallas, Texas, and (h) West Texas Rehabilitation Center, Abilene, Texas, for Clinical Training in Physical Therapy. --

RECOMMENDATION

System Administration concurs in the recommendation of President Sprague that the proposed affiliation agreements between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas Health Science Center at Dallas School of Allied Health Sciences, and the following facilities be approved:

| <u>Facility</u> | <u>Location</u> |
|--|-------------------|
| (a) Silver Leaves Nursing Home | Garland, Texas |
| (b) Twilight Nursing Home | Corsicana, Texas |
| (c) Crestview Nursing Home | Dallas, Texas |
| (d) Cerebral Palsy Treatment Center | Houston, Texas |
| (e) El Paso Rehabilitation Center | El Paso, Texas |
| (f) North Central Texas Home Health Agency, Inc. | Fort Worth, Texas |

(g) Sports Medicine Clinic of Dallas, Texas
North Texas

(h) West Texas Rehabilitation Abilene, Texas
Center

The use of the facilities (a) through (c) above provides for the clinical training of allied health sciences students in the gerontology services administration program and those facilities (d) through (h) provide additional opportunities for the training of allied health sciences students in physical therapy.

5. Galveston Medical Branch: Request to Increase Graduation Fee (Catalog Change). --

RECOMMENDATION

President Levin recommends an increase in the mandatory graduation fee from \$24 to \$32. This fee includes the cost of diplomas, academic regalia, rental of facilities, preparation of programs, and miscellaneous costs. This fee has not been changed since 1965 and would not be effective until September 1978.

System Administration concurs.

SECRETARY'S NOTE: If this fee increase is approved by the Board of Regents, the next catalog published will be changed to reflect the approved graduation fee.

6. Houston Health Science Center (Houston Allied Health Sciences School): Proposed Affiliation Agreement with Rice University, Houston, Texas (Training in Nutrition and Dietetics). --

RECOMMENDATION

It is recommended by Acting President Blocker, concurred in by System Administration, that an affiliation agreement between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas Health Science Center at Houston School of Allied Health Sciences, and Rice University, Houston, Texas, be approved. This affiliation will provide additional opportunities for allied health sciences students in the field of nutrition and dietetics.

7. Houston Health Science Center (Houston Allied Health Sciences School): Request to Establish Certificate Programs for Training of Emergency Medical Technicians. --

RECOMMENDATION

System Administration concurs with the recommendation of Acting President Blocker that certificate programs for the preparation of basic and advanced emergency medical technicians and for refresher courses for each category be approved for The University of Texas Health Science Center at Houston School of Allied Health Sciences.

BACKGROUND INFORMATION

These programs will be conducted by faculty members of the Houston Medical, Nursing and Allied Health Sciences Schools.

Three new faculty will be appointed and adequate funding from grant and outside sources is available.

Both programs meet or exceed the minimum requirements established by the Texas Department of Health and the United States Department of Transportation. The basic course consists of 120 hours of instruction including 40 hours of in-hospital training given in a three-week period, and the advanced course includes seven weeks (336 hours) of instruction including 160 hours of in-hospital and on-the-job experience. The refresher courses are required every two years for an individual to maintain certification by the Texas Department of Health.

ref - 2/25

These certificate programs do not require the approval of the Coordinating Board, Texas College and University System.

8. San Antonio Health Science Center (San Antonio Dental School): Request to Change Name of Department of Pedodontics to the Department of Pediatric Dentistry and to Submit to Coordinating Board for Approval. --

RECOMMENDATIONS

President Harrison's Recommendation

"This letter is a request for your approval to change the name of the Department of Pedodontics in the Dental School here to the Department of Pediatric Dentistry.

"The reasons for this proposed name change are that 'Pediatric Dentistry' is better understood as children's dentistry by laypersons and medical personnel not directly associated with dentistry; it corresponds to the name being used in hospitals to designate the dental portion of the pediatric service where one exists; it is recognized by the American Academy of Pedodontics; and it has already been adopted by several universities over the country as a more functional name for this department.

"The proposal is for name change only and involves no change in the organization, composition, operation, or budget of the existing department.

"The request was initiated by the Department Chairman with the concurrence of the faculty members in that department. It has been approved by the Faculty Council of the Dental School and has the recommendation of the Acting Dean. I concur in the request for approval."

System Administration's Recommendation

System Administration concurs in President Harrison's recommendation and requests permission to submit this name change to the Coordinating Board, Texas College and University System for its consideration.

9. Tyler Health Center: Request to Establish Medical Service, Research, Development Plan. --

RECOMMENDATION

In conformity with established practice, it is recommended that the Medical Service, Research, Development Plan set out below for The University of Texas Health Center at Tyler be approved. This plan has been approved by the Office of General Counsel and conforms to previously approved programs for the other medical institutions of The University of Texas System:

MEDICAL SERVICE, RESEARCH, DEVELOPMENT PLAN
OF
THE UNIVERSITY OF TEXAS HEALTH CENTER AT TYLER
(HEREINAFTER CALLED PLAN)

TITLE I.

ORGANIZATION

1.00 It is the purpose to create a Plan for management of the professional income of physicians and dentists of the full time staff of The University of Texas Health Center at Tyler. The Plan will create an Institutional Trust Fund, and within this Trust Fund there will be established a Development Fund. It will designate the portion of the Institutional Trust Fund to be available in support of physician and dentist compensation and other functions pertaining to education, research, and patient care activities. The Plan will provide its administrative expense.

1.10 THE MEMBERSHIP

1.11 Membership in the Plan is required of all full time physicians and dentists (hereinafter called the Member.) The Membership shall exercise final local authority over all organizational matters relating to the Plan, except where that authority is specifically delegated herein, subject to approval of the President of The University of Texas System. All Members shall be entitled to participate in the deliberations of the Plan and vote upon all business brought before the Plan in general session and be eligible

for election to any committee of the Plan. To expedite the business of the Plan, there shall be a Board of Directors, hereinafter incorporated in Section 1.18, et seq.

1.12 MEETINGS

The Membership shall meet in general session semi-annually in September and March on a date and place designated by the Chairman of the Board of Directors. Notice of the semi-annual meetings and an agenda shall be distributed to each member at least ten (10) days prior to the meeting.

Special meetings may be called by the Board of Directors or the Chief Administrative Officer or upon petition of one-third of the Members. Special meetings require the same notice.

1.13 PRESIDING OFFICER

The Chairman of the Board of Directors or, in his absence, the Vice Chairman, shall preside. The Secretary of the Board of Directors shall serve as the Secretary of the Plan.

1.14 RULES OF ORDER

The rules of order are incorporated in these Bylaws. Rules of order are appended as Exhibit A.

1.15 QUORUM

Fifty percent (50%) of the Membership shall constitute a quorum.

1.16 VOTING

1.161: Each Member shall have one vote.

1.162: Except where otherwise specified within these Bylaws, a simple majority shall prevail.

1.17 PROCEEDINGS

Minutes of each meeting shall be prepared by the Secretary, published, and circulated to each Member.

1.18 BOARD OF DIRECTORS

1.19 COMPOSITION

The Board of Directors is composed of:

- A. Chief Administrative Officer
- B. Chief of Staff
- C. Three Members-at-Large, at least one of which shall be a member of the Medical Staff Executive Committee to be elected by the Plan Membership at the September meeting.
- D. The Fiscal Manager of the Plan shall be an ex officio Member without vote.

1.20 POWERS

- A. The Board of Directors shall exercise full powers of the Membership.
- B. The Board of Directors shall exercise responsibility for the operational aspects for the Administration of the Plan hereinafter defined in Section 1.30.
- C. The Board of Directors may create committees from the Directors or from the Membership to act upon specific matters when necessary.
- D. The Board of Directors shall report its activities to the Membership at the semi-annual meetings.
- E. The Board of Directors shall be advisory to the Chief Administrative Officer on all matters relating to the Plan.

1.21 MEETINGS

The Board shall meet at least quarterly on call of the Chairman. Special meetings may be called by the Chief

Administrative Officer or on the written petition of any two Members of the Board,

1.22 OFFICERS

The officers of the Board will be the Chairman, the Vice Chairman, and the Secretary. The officers shall be elected by the Board for the ensuing year at the meeting of the Board of Directors in the first quarter following the election of the Board Members by the Membership of the Plan. The terms of office shall be from the day of election until the next annual election.

1.23 QUORUM

Three voting Members of the Board of Directors shall constitute a quorum.

1.24 VOTING

Except where otherwise specified within these Bylaws, a simple majority vote shall prevail.

1.30 OPERATION OF THE PLAN

1.301: A Business Office will be maintained by the Plan for the administration of its affairs.

1.302: The Fiscal Manager shall be the general administrative officer and business manager. The Fiscal Manager and staff, if any, shall be under the direction and supervision of the Chief Administrative Officer and Board of Directors.

1.303: All expenses of operation of the Plan shall be paid from the income of the Institutional Trust Fund.

1.304: An annual summary and budget proposal must be submitted as required by the Board of Regents of The University of Texas System. An account-

ing must be submitted by the Fiscal Manager to the Board of Directors at each quarterly meeting.

II. INSTITUTIONAL TRUST FUND

TITLE II.

INSTITUTIONAL TRUST FUND

2.00 THE INSTITUTIONAL TRUST FUND WILL PROVIDE MONIES FOR:

- A. The Operation of the Fund
- B. The Development Fund

2.10 SOURCE OF INCOME

Pursuant to the Member's contract with the Health Center, each Member shall assign his professional fees to the Institutional Trust Fund.

2.11 DETERMINATION AND COLLECTION OF PROFESSIONAL FEES

The professional charges shall be determined by the Chiefs of Services, and shall be in keeping with fees and charges customarily made for similar services in the Tyler area. Collections shall be deposited in the Institutional Trust Fund through the Business Office of the Plan. Methods of billing and collecting shall be the responsibility of the Business Office of the Plan. The Chief Administrative Officer shall have the ultimate responsibility for the fiscal integrity of the operation.

2.12 PROFESSIONAL FEES

Professional fees shall include the following:

- 2.121: Fees generated within The University of Texas Health Center at Tyler, including third party payment plans.
- 2.122: Fees from all professional consultations and services.
- 2.123: All other professional income with the exception of the following:

- (a) Honoraria, royalties, non-professional retainers;
- (b) Payment for editing scientific publications; and
- (c) Consultation fees (honoraria) as a consultant to any branch of government.

2.13 FUNDS FOR OPERATION OF THE PLAN AS SPECIFIED IN SECTION 1.30

2.14 THE DEVELOPMENT FUND

2.141: Purpose--The Development Fund shall be expended to enhance and support the programs of the Health Center to develop and maintain the highest excellence of patient care, education, and research.

2.142 Source of Income--After payment of the expense of operating the Plan and supplementing the salaries of the Health Center's medical staff, as shown by the Budget of The University of Texas System, the remainder shall be allocated to the Development Fund which will be budgeted for expenditure as indicated in Section 2.15 as hereinafter outlined.

2.15 OPERATION OF THE PLAN

Expenditures from the Institutional Trust Fund for the operation of the Plan will be governed by the budget proposed by the Board of Directors and approved by the Chief Administrative Officer and the Board of Regents of The University of Texas System. In preparing this budget, the augmentation of any Member's salary will be subject to a maximum limitation of fifty percent (50%) of the base salary paid to such Member.

III. MISCELLANEOUS PROVISIONS

TITLE III
MISCELLANEOUS PROVISIONS

3.00 ETHICS

The principles of medical ethics of the American Medical Association and the principles of dental ethics of the American Dental Society are accepted as the governing code of ethics by the physician and dentist Members of the Plan.

3.10 BYLAWS AMENDMENTS

Amendments to the Bylaws require a two-thirds majority vote of Members at any regular meeting of the Plan, provided the amendment shall have been offered at a previous meeting or by written notice not less than thirty (30) days prior to the regular meeting. Amendments shall take effect upon adoption by the Members and approval by the Board of Regents of The University of Texas System.

3.11 CONTRACT FOR MEMBERS

A suitable contract for Members shall be executed between each Member and the Health Center. By adoption by the Members, this contract form shall be incorporated as Exhibit B in these Bylaws.

3.12 TERMINATION OF MEMBERSHIP AND DISSOLUTION

3.121: A Member leaving the full time employment of the Health Center terminates his Membership in the Plan without recourse.

3.122: The Plan may be dissolved by the Chief Administrative Officer upon recommendation of the Board of Directors and three-fourths of the entire Membership or by the Board of Regents of The University of Texas System. All monies residual in the Trust Fund at the time of dissolution shall be utilized to discharge obligations of the Plan with the balance to

become the property of The University of Texas
Health Center at Tyler, Texas.

3.13 ADOPTION OF THE PLAN

These Bylaws were adopted by a majority of those
eligible to vote who were assembled in the Staff Room
of The University of Texas Health Center at Tyler on
August 31, 1977.

Chairman
Board of Directors

APPROVED:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

University Attorney

President, U. T. System

EXHIBIT A

RULES OF ORDER

AGENDA: All items of business not requiring formal action
by the Membership, unless an objection is registered, accepted
"for information only."

All items of business requiring action by the Membership
must be in the form of a resolution.

DEBATE: Each Member is entitled to speak to a given reso-
lution so long as the discussion is germane. The Chairman will
not curtail discussion but reserves the right to limit each
discussor to ten minutes when necessary and according to
parliamentary procedures.

AMENDMENT: Any resolution may be changed or altered to reflect more accurately the wishes of the Membership by a resolution to amend. It, in turn, will be open to debate and will be subject to motions to limit debate and to close debate.

Finally, the motion to amend will be voted. At this point, should the amendment pass, the original resolution becomes the "resolution-as-amended" and it now is subject to debate. Should the motion to amend fail, the original motion is upon the floor and subject to debate and to all other procedural motions.

PROCEDURAL MOTIONS ARE USED PRIMARILY TO INFLUENCE THE COURSE OF A SUBSTANTIVE RESOLUTION THROUGH DEBATE. IF A MEMBER WISHES:

A. To force a vote upon an issue

Previous Question: This motion stops all debate. If passed, the main motion is now voted upon. "I move the previous question." (2/3 vote)

B. To delay action

1. Refer: This motion causes the resolution to be referred to a committee for further study. It usually designates the committee and the time it shall report.

"I move this motion be referred to _____ committee for further study and report at the next meeting." (majority vote)

2. Table: This motion stops consideration of the item. Once adopted, the measure can be considered again by a motion "to take from the table."

"I move this resolution be tabled." (majority vote)

3. Postpone: This motion postpones all action until a specified time or event, at the same meeting or the next meeting.

"I move consideration of this motion be postponed until _____." (majority vote)

C. To expedite procedure

Limit debate: This motion usually limits the time of each Member for discussion. Practically, however, this is of little use in the Membership.

"I move that each Member be limited to _____ minutes of debate." (2/3 vote)

D. To reconsider the vote on a previous item of business

1. Reconsider: This motion permits debate and another vote on a resolution passed or defeated at the same session.

"I voted for _____ (the motion) and move reconsideration of the vote." (majority vote)

2. Rescind: This motion permits repeal of motions passed by the Membership at a previous meeting. (2/3 vote) (Technically, it might be better to introduce a whole new resolution that, in effect, overcomes the action previously passed.)

E. To test the consensus of opinion to a motion

Postpone indefinitely: This motion is of little use to the Membership because all matters are upon the agenda. However, should the opponents of a surprise motion wish to test the assembly, this motion opens debate and permits those opposed to speak for the motion to postpone indefinitely.

"I move consideration of this motion be postponed indefinitely." (majority vote)

F. Roberts' Rules of Order will be accepted as final authority for parliamentary procedures other than those described herewith.

EXHIBIT B

AGREEMENT FOR PARTICIPATION IN THE MEDICAL
SERVICE, RESEARCH, AND DEVELOPMENT PLAN OF
THE UNIVERSITY OF TEXAS HEALTH CENTER AT
TYLER, TEXAS

It is hereby agreed between The University of Texas Health
Center at Tyler (Hospital), and _____
(Doctor), that the Doctor, subject to the terms of the Medical Ser-
vice, Research, and Development Plan shall become a Member of the
Plan. Member income from the Plan will be determined annually
prior to the beginning of the fiscal year.

The Doctor further agrees that he will comply with the Bylaws
of the Plan and will fully cooperate with the other Members there-
of and the Hospital, in carrying out the purposes of the Plan.

In consideration of the Doctor's participation in the Plan,
the Doctor hereby assigns to the Institutional Trust Fund all fees
charged and received by him/her for the professional services
enumerated in this Plan. This assignment shall be an absolute
agreement, subject only to the conditions that the fees collected
shall be used for the purposes as stated in the Plan. Hence, the
Doctor further agrees that all monies received by him/her for such
fees will be promptly turned over to the Business Office of the
Medical Service, Research, and Development Plan and all checks made
payable to the Doctor for such fees will be promptly endorsed and
delivered to such Business Office. However, this assignment does
not cover the salary received from the State, nor reimbursement for
expenses actually incurred.

It is understood that a Member terminating employment at the
Hospital is automatically terminated from Membership in the Plan.

Doctor

APPROVED:

Chief of Staff

Chief Administrative Officer

10. Tyler Health Center: Request for Approval of Bylaws, Rules and Regulations of Medical Staff. --

Amended

RECOMMENDATION

It is recommended that the following Bylaws, Rules and Regulations of the Medical Staff of The University of Texas Health Center at Tyler be approved. These bylaws have been approved by the Office of General Counsel:

BYLAWS, RULES AND REGULATIONS
OF THE MEDICAL STAFF
THE UNIVERSITY OF TEXAS HEALTH CENTER AT TYLER

PREAMBLE

WHEREAS, The University of Texas Health Center at Tyler is a component institution of The University of Texas System, organized under the laws of the State of Texas, and

WHEREAS, its purpose is to serve as a hospital providing patient care, education and research; and

WHEREAS, it is recognized that the medical staff is responsible for the quality of medical care in the hospital and must accept and discharge this responsibility, subject to the ultimate authority of the Board of Regents of The University of Texas System, and that the cooperative efforts of the medical staff, the chief administrative officer and the Board of Regents are necessary to fulfill the hospital's obligations to its patients;

THEREFORE, the physicians and dentists practicing in this hospital hereby organize themselves into a medical staff in conformity with these bylaws.

DEFINITIONS

1. The term "Medical Staff" shall be interpreted to include all physicians and dentists who are privileged to attend patients in The University of Texas Health Center at Tyler together with the chief administrative officer and the chief of staff.
2. The term "executive committee" means the executive committee of the medical staff.

3. The term "chief administrative officer" means the individual appointed with that responsibility by the Board of Regents of The University of Texas System.
4. The term "practitioner" means an appropriately licensed medical physician, an osteopathic physician with an unlimited license or an appropriately licensed dentist.

ARTICLE I

NAME

The name of this organization shall be the "Medical Staff of The University of Texas Health Center at Tyler."

ARTICLE II

PURPOSES

The purposes of this organization are:

1. To ensure that all patients admitted to or treated in any of the facilities, departments, or services of the hospital shall receive the best possible care;
2. To ensure a high level of professional performance of all practitioners authorized to practice in the hospital through the appropriate delineation of the clinical privileges that each practitioner may exercise in the hospital and through an ongoing review and evaluation of each practitioner's performance in the hospital;
3. To provide an appropriate educational setting that will maintain scientific standards and that will lead to continuous advancement in professional knowledge and skill.
4. To initiate and maintain rules and regulations for self-government of the medical staff; and
5. To provide a means whereby issues concerning the medical staff may be discussed with the chief administrative officer and through him with the President and the Board of Regents of The University of Texas System.

ARTICLE III

MEDICAL STAFF MEMBERSHIP

Section 1. Nature of Medical Staff Membership

Membership on the medical staff of The University of Texas Health Center at Tyler is a privilege extended only to professionally competent physicians and dentists who continuously meet the qualifications, standards and requirements set forth in these bylaws.

Section 2. Qualifications for Membership

a. Only physicians and dentists licensed to practice in the State of Texas, who can document their background, experience, training and demonstrated competence, their adherence to the ethics of their profession, their good reputation, and their ability to work with others with sufficient adequacy to assure the medical staff and the Board of Regents that any patient treated by them in the hospital will be given a high quality of medical care, shall be qualified for membership on the medical staff. No physician or dentist shall be entitled to membership on the medical staff or to the exercise of particular clinical privileges in the hospital merely by virtue of the fact that he is duly licensed to practice medicine or dentistry in this or in any other state, or that he is a member of any professional organization, or that he had in the past, or presently has, such privileges at another hospital.

b. Acceptance of membership on the medical staff shall constitute the staff member's agreement that he will strictly abide by the Principles of Medical Ethics of the American Medical Association or by the Code of Ethics of the American Dental Association, whichever is applicable, as the same are appended to and made a part of these bylaws. Members of the medical staff shall belong to and be governed by the provisions of the Medical Service Plan and shall not engage in fee splitting under any guise whatsoever.

Section 3. Conditions and Duration of Appointment

a. Appointments to the active and consulting staff shall be made by the President and the Board of Regents of The University of Texas System upon recommendation by the chief administrative officer. All initial appointments shall include a probationary period of six months.

b. Appointment to the medical staff shall confer on the appointee only such privileges as are delineated in the appointment.

c. Appointment to the honorary staff shall be by majority vote of the medical staff, subject to approval by the chief administrative officer and the President of The University of Texas System.

ARTICLE IV

CATEGORIES OF THE MEDICAL STAFF

Section 1. The Medical Staff

The medical staff shall be divided into active, consulting and honorary categories.

Section 2. The Active Medical Staff

The active medical staff shall consist of physicians and dentists employed full time by The University of Texas Health Center at Tyler who are able to provide continuous care to their patients, and who assume all the functions and responsibilities of membership on the active medical staff, including, where appropriate, emergency service care and other assignments. Members of the active medical staff shall be appointed to a specific service or services as defined herein, shall be eligible to vote, to hold office and to serve on medical staff committees, and shall be required to attend medical staff meetings.

Section 3. The Consulting Staff

The consulting staff shall consist of recognized medical and dental specialists, not employed full time by The University of Texas Health Center at Tyler, who have signified willingness to accept such appointments.

Members of the consulting staff are not eligible to vote or hold office but may serve on medical staff committee(s).

Section 4. The Honorary Medical Staff

The honorary medical staff shall consist of physicians and dentists who are not active in the hospital or who are honored by emeritus positions. These may be physicians and dentists who have retired from active hospital practice or who are of outstanding reputation, not necessarily residing in the community. Honorary staff members shall not be eligible to admit patients, to vote, hold office, or to serve on standing medical staff committees.

ARTICLE V

PROCEDURE FOR APPOINTMENT
AND REAPPOINTMENT

Section 1. Application for Appointment to the Active Medical Staff

a. All applications for appointment to the active medical staff shall be in writing, shall be signed by the applicant, and shall be submitted on a form prescribed by the President of The University of Texas System. The application form shall require detailed information concerning the applicant's professional qualifications, including adequate references to the applicant's professional competence and ethical character, and such other information essential for determination of professional and ethical qualifications. The application form shall also provide for a waiver by applicant of all liability for good faith information given by me and all former associates at the request of the institution.

b. The applicant shall have the burden of producing adequate information for a proper evaluation of his competence, character, ethics and other qualifications, and for resolving any doubts about such qualifications.

c. The completed application shall be submitted to the chief

administrative officer. After collecting the references and other materials deemed pertinent, he shall transmit the application and all supporting materials to the executive committee for evaluation.

d. By applying for appointment to the active medical staff, each applicant thereby signifies his willingness to appear for interviews.

e. The application form shall include a statement that the applicant has received, read, and agrees to be bound by the rules and regulations of the hospital and the bylaws, rules and regulations of the medical staff.

Section 2. Appointment Process for Active Medical Staff

a. The application for membership shall be presented to the chief administrative officer, who, together with the executive committee, shall investigate the character, qualifications and standing of the applicant and shall submit a report of its findings to the chief administrative officer.

b. On receipt of the recommendation of the chief administrative officer, the President of The University of Texas System will approve or reject the recommendation for submission to the Board of Regents.

Section 3. Appointment and Reappointment Process of Consulting Staff

Medical and dental specialists retained as consultants by The University of Texas Health Center at Tyler, shall indicate their willingness to serve as consultants on a form prescribed by the President of The University of Texas System and completed annually by the consultant. They shall be appointed by the chief administrative officer with the approval of the President and the Board of Regents of The University of Texas System. A roster of current consultants shall be maintained by the chief administrative officer. A consultant does not have admitting privileges at The University of Texas Health Center at Tyler. He gives advice solely upon the request of a member of the active medical staff

after approval by the chief of staff or chief administrative officer for each consultation.

Section 4. Appointment to the Honorary Medical Staff

Applications to the honorary staff will be screened by the chief administrative officer and executive committee who will recommend action to the medical staff. The medical staff will vote to accept, reject or defer the appointment, subject to approval by the chief administrative officer and the President of The University of Texas System.

ARTICLE VI

CLINICAL PRIVILEGES

Section 1. Clinical Privileges Restricted

a. Determination of initial privileges of active staff members shall be based upon training, experience, and evidence of competence.

b. Active staff physicians must adhere to the medical staff rules and regulations and assume responsibility for duties assigned by the appropriate chief of service, chief of staff, and chief administrative officer.

c. Periodic redetermination of clinical privileges shall be based upon the direct observation of care provided, review of the records of patients treated and review of the records of the medical staff which document the member's participation in the delivery of medical care.

d. The physical and mental capabilities of the medical staff will be reviewed annually by the executive committee. The individual staff member may be required to submit evidence of his current physical and/or mental status as determined by a physician acceptable to the executive committee of the medical staff.

e. Privileges granted to dentists shall be based on their training, experience, and demonstrated competence and judgment. The scope and

extent of surgical procedures that each dentist may perform shall be specifically delineated and granted in the same manner as all other surgical privileges. Surgical procedures performed by dentists shall be under the overall supervision of the chief of surgery. All dental patients shall receive the same basic medical appraisal as patients admitted to the surgical services. A physician member of the medical staff shall be responsible for the care of any medical problem that may be present at the time of admission or that may arise during hospitalization.

Section 2. Emergency Privileges

In the case of emergency, any physician or dentist member of the medical staff, to the degree permitted by his license and regardless of service or staff status or lack of it, shall be permitted and assisted to do everything possible to save the life of a patient, using every facility of the hospital necessary, including the calling for any consultation necessary or desirable. When an emergency situation no longer exists, such physician or dentist must request the privileges necessary to continue to treat the patient. In the event such privileges are denied or he does not desire to request privileges, the patient shall be assigned to an appropriate member of the medical staff. For the purpose of this section an "emergency" is defined as a condition in which serious permanent harm would result to a patient or in which the life of a patient is in immediate danger and any delay in administering treatment would add to that danger.

ARTICLE VII

CORRECTIVE ACTION

Section 1. Procedure

a. Whenever the conduct of any practitioner with clinical privileges is considered to be lower than the standards or aims of the medical staff, including the failure to complete medical records within

60 days of discharge of a patient, or to be disruptive to the operations of the hospital, corrective action against such practitioner may be requested by any member of the medical staff or by the Board of Regents. Requests for corrective action shall be in writing to the executive committee, and shall be supported by reference to the specific activities or conduct which constitute the grounds for the request.

b. Whenever the corrective action could be a reduction or suspension of clinical privileges, the executive committee shall forward such request to the chief of the service wherein the practitioner has such privileges. Upon receipt of such request, the chief of the service shall immediately appoint an ad hoc committee to investigate the matter.

c. Within ten days after receipt of the request for corrective action, the chief of the service shall make a report of the investigation to the executive committee. Prior to the making of such report, the practitioner against whom corrective action has been requested shall have an opportunity for an interview with the service ad hoc investigating committee. At such interview, he shall be informed of the general nature of the charges against him, and shall be invited to discuss, explain or refute them. This interview shall not constitute a hearing, shall be preliminary in nature, and none of the procedural rules provided in these bylaws with respect to hearings shall apply thereto. A record of such interview shall be made by the committee and included with its report to the executive committee.

d. Within ten days following the receipt of a request for corrective action, or following receipt of a report from a service following its investigation of a request for corrective action involving reduction or suspension of clinical privileges, the executive committee shall take action upon the request. If the corrective action could involve a reduction or suspension of clinical privileges, or a suspension or expulsion from the medical staff, the affected practitioner shall be permitted to make an appearance before the executive committee prior to its taking action on

such request. This appearance shall not constitute a hearing, shall be preliminary in nature, and none of the procedural rules provided in these bylaws with respect to hearings shall apply thereto. A record of such appearance shall be made by the executive committee.

e. The action of the executive committee on a request for corrective action may be to reject or modify the request for corrective action, to issue a warning, a letter of admonition, or a letter of reprimand, to impose terms of probation or a requirement for consultation, to recommend reduction, suspension or revocation of clinical privileges, to recommend that an already imposed summary suspension of clinical privileges be terminated, modified or sustained, or to recommend that the practitioner's staff membership be suspended or revoked.

f. Any recommendation by the executive committee for reduction, suspension or revocation of clinical privileges, or for suspension or expulsion from the medical staff shall entitle the affected practitioner to the procedural rights provided in Article VIII of these bylaws.

g. After the executive committee has made its recommendation in the matter, the procedure to be followed shall be as provided in Article VII, Section 2, and in Article VIII if applicable, of this bylaws.

Section 2. Summary Suspension

a. The chief administrative officer, chief of staff or the executive committee of the medical staff shall each have the authority, whenever action must be taken immediately in the best interest of patient care including the loss of medical license by formal action by the State Board of Medical Examiners suspending or revoking the medical license of the practitioner in the hospital, to summarily suspend all or any portion of the clinical privileges of a practitioner and such summary suspension shall become effective immediately upon imposition.

b. A practitioner whose clinical privileges have been summarily suspended shall be entitled to request the appointment of an ad hoc

committee to hold a hearing on the matter within such reasonable time period thereafter as the ad hoc committee may be convened in accordance with Article VIII of these bylaws.

ARTICLE VIII

HEARING AND APPELLATE REVIEW PROCEDURE

Section 1. Right to Hearing and to Appellate Review

a. When any practitioner receives notice of a recommendation of the Executive Committee that will adversely affect his appointment to or status as a member of the medical staff or his exercise of clinical privileges, he shall be entitled to a hearing before an ad hoc committee of the medical staff, appointed by the chief administrative officer. If the decision of the ad hoc committee following such a hearing is still adverse to the affected practitioner, he shall then be entitled to appeal the ad hoc committee's decision to the chief administrative officer who shall make a decision in the matter. If the decision relates to the exercise of clinical privileges, then the decision of the chief administrative officer shall be final. If the decision relates to the appointment or status as a member of the medical staff of the hospital, then the decision of the chief administrative officer may be appealed through the office of the President to the Board of Regents of The University of Texas System in accordance with the Rules and Regulations of the said Board.

b. All hearings and appellate reviews shall be in accordance with the Rules and Regulations of the Board of Regents of The University of Texas System to assure that the affected practitioner is accorded all rights to which he is entitled.

Section 2. Request for Hearing

a. The Executive Committee shall be responsible for giving prompt written notice by certified mail, return receipt requested, of

an adverse recommendation or decision to any affected practitioner who is entitled to a hearing or to an appellate review.

Section 3. Notice of Hearing

a. Within ten days after the receipt of a request for hearing, the ad hoc committee appointed by the chief administrative officer shall schedule and arrange for such a hearing and shall notify the practitioner of the time, place, and date so scheduled in writing by certified mail, return receipt requested, provided, however, that a hearing for a practitioner who has been summarily suspended shall be held as soon as arrangements therefor may reasonably be made, but not later than ten days from the date of receipt of such practitioner's request for hearing.

b. The notice of hearing shall state in concise language the acts or omissions with which the practitioner is charged, a list of specific or representative charts being questioned, and/or the other reasons or subject matter that was considered in making the adverse recommendation or decision.

Section 4. Conduct of Hearing

a. There shall be at least a majority of the members of the hearing committee present when the hearing takes place, and no member may vote by proxy.

b. An accurate record of the hearing must be kept. The mechanism shall be established by the ad hoc hearing committee, and may be accomplished by use of a court reporter, electronic recording unit, detailed transcription, or by the taking of adequate minutes.

c. Postponement of hearings beyond the time set forth in these bylaws shall be made only with the approval of the ad hoc hearing committee. Granting of such postponements shall only be for good cause shown and in the sole discretion of the hearing committee.

d. The affected practitioner shall be entitled to be accompanied

by and/or represented at the hearing by a member of the medical staff in good standing or by a member of his local professional society or legal counsel.

e. Either a hearing officer, if one is appointed, or the chairman of the hearing committee or his designee, shall preside over the hearing to determine the order of procedure during the hearing, to assure that all participants in the hearing have a reasonable opportunity to present relevant oral and documentary evidence, and to maintain decorum.

f. The hearing need not be conducted strictly according to the rules of law relating to the examination of witnesses or presentation of evidence. Any relevant matter upon which responsible persons customarily rely in the conduct of serious affairs shall be considered, regardless of the existence of any common law or statutory rule which might make evidence inadmissible over objection in civil or criminal action. The practitioner for whom the hearing is being held shall, prior to or during the hearing, be entitled to submit memoranda concerning any issue of procedure or of fact and such memoranda shall become a part of the hearing record.

g. The Executive Committee, when its action has prompted the hearing, shall appoint one of its members or some other medical staff member or legal counsel to represent it at the hearing, to present the facts in support of its adverse recommendation, and to examine witnesses.

h. The affected practitioner shall have the following rights: to call and examine witnesses, to introduce written evidence, to cross-examine any witness or any matter relevant to the issue of the hearing, to challenge any witness, and to rebut any evidence. If the practitioner does not testify in his own behalf, he may be called and examined as if under cross-examination.

i. The hearing committee may, without special notice, recess the hearing and reconvene the same for the convenience of the participants

or for the purpose of obtaining new or additional evidence or consultation. Upon conclusion of the presentation of oral and written evidence, the hearing shall be closed. The hearing committee may thereupon, at a time convenient to itself, conduct its deliberations outside the presence of the practitioner for whom the hearing was convened.

j. Within seven days after final adjournment of the hearing, the ad hoc committee shall make a written report and recommendation and shall forward the same together with the hearing record and all other documentation to the chief administrative officer with a copy of its report and recommendations to the affected practitioner.

Section 6. Procedures for Handling Civil Rights Complaints

a. Any member of The University of Texas Health Center at Tyler's medical staff who feels that he has been discriminated against on the basis of race, sex, color, age, religion, natural origin, or handicap may file a written complaint with the hospital's chief administrative officer. The chief administrative officer will, upon receipt of the complaint, thoroughly investigate the facts surrounding the complaint and file a written report of his findings and recommendations. Based upon the report of the investigation, the chief administrative officer will provide the complainant a written reply to the complaint and take such corrective action as may be indicated.

b. If such complaints are not resolved in favor of or to the employee's satisfaction, he may submit his complaint to the President of The University of Texas System.

ARTICLE IX

OFFICERS

Section 1. Officers of the Medical Staff

a. The Officers of the medical staff will be:

1. Chief of Staff

2. Chief of Medicine
3. Chief of Surgery
4. Director of Education
5. Director of Research

Section 2. Appointment of Officers

The chief of staff, chief of medicine, chief of surgery, director of education and director of research are appointed by the chief administrative officer with the approval of the President of The University of Texas System.

Section 3. Duties of Officers

a. Chief of Staff: The chief of staff shall serve as the principal officer of the medical staff to:

1. act with the chief administrative officer
in all matters of mutual concern within the
hospital;
2. set the agenda and call and preside at all
meetings of the medical staff;
3. serve on the medical staff executive committee;
4. serve as ex officio member of all medical staff
committees;
5. be responsible for the enforcement of medical-staff
bylaws, rules and regulations, for implementation
of sanctions where these are indicated, and for the
medical staff's compliance with procedural safeguards
where corrective action has been requested against
a practitioner;
6. appoint members to all standing, special, and
multidisciplinary medical staff committees except
the executive committee;
7. represent the views, policies, needs and grievances
of the medical staff to the chief administrative officer;

8. receive, and interpret the policies of the chief administrative officer and The University of Texas System to the medical staff and report to the chief administrative officer on the performance and maintenance of quality of the medical staff's delegated responsibility to provide medical care;
9. be responsible for the documentation and maintenance of the minutes of all medical staff meetings.

b. Chief of Medicine: He shall be a member of the executive committee of the medical staff.

c. Chief of Surgery: He shall be a member of the executive committee of the medical staff.

d. Director of Education: He shall be a member of the executive committee of the medical staff. He shall supervise programs of graduate and undergraduate medical training and of continuing education for hospital personnel and for the medical staff.

e. Director of Research: He shall be a member of the executive committee of the medical staff. He shall supervise all research activities.

ARTICLE X

CLINICAL SERVICES

Section 1. The Medical Staff shall be divided into major clinical services to be known as Medicine, Surgery, Dentistry, and Out-Patient Clinic. Each of these major clinical divisions shall be headed by a chief hereinafter referred to as "Chief of Service." Each Chief of Service shall be a doctor of medicine or dentistry, as applicable. Chiefs of Service shall be full-time employees of the hospital. Each major clinical division shall be divided into such sections as the Chief of the Service shall deem necessary to carry out the responsibility of patient care and education.

Section 2. Assignment to Service: The chief administrative officer shall

appoint members of the medical staff to appropriate services after consultation with the chief of staff and the chief of service.

Section 3. Organization of Services:

a. The chief of staff will be appointed by the chief administrative officer. He shall be responsible for the functioning of the clinical organization of the hospital and shall keep, or cause to be kept, a careful supervision over all the clinical work done in the hospital.

b. Each chief of service shall be responsible to the chief of staff for the functioning of his service.

c. Admissions to the services shall be as authorized by the chief administrative officer or his delegates.

d. Patients admitted for dental service shall be assigned to an organized clinical service whose physicians shall be in attendance and responsible for the medical care of the patient throughout his hospital stay. A medical survey shall be made and recorded by a physician member of the staff before dental surgery is performed. Discharge of the patient will be by mutual agreement of the physician and dentist concerned. The physician will be responsible for hospital medical records.

ARTICLE XI

COMMITTEES

Committees shall be standing or special. Standing committees shall be:

1. Executive Committee: The executive committee is composed of the chief of staff, the chief of medicine, the chief of surgery, director of education and director of research, and one other member of the active staff to be elected annually by the members of the medical staff. The hospital administrator shall serve on this committee as an ex officio member without vote. The duties of the executive committee shall be:

a. To act for the medical staff as a whole under such limitations as are imposed by the Board of Regents,

- the chief administrative officer and the bylaws.
- b. To receive and act upon the written reports of the medical care evaluation committee, pharmacy and therapeutic committee, infection control committee, and other committees.
 - c. To evaluate the performance of the staff members.
 - d. To investigate and report to the chief administrative officer any breach of ethics that may be brought to its attention.
 - e. To hold monthly meetings and record permanent minutes of its proceedings and actions.
 - f. To act as a program committee in the preparation and presentation of the programs of all meetings.
 - g. To act as a grievance committee between members of the staff and between the medical staff and the chief administrative officer, the President, and the Board of Regents of The University of Texas System.
 - h. To assure compliance with the standards of the Joint Commission on Accreditation of Hospitals.

2. Credentials Committee: The credentials committee is composed of the executive committee. Its duties are as outlined in Article V.

3. Medical Care Evaluation Committee: The medical care evaluation committee is composed of the chief of staff, the chief of surgery, the chief of medicine, two staff physicians appointed by the chief of staff, the hospital administrator, the director of nursing, registered record administrator, social service representative and laboratory supervisor. The medical care evaluation committee will perform the duties traditionally covered by the medical records committee, medical audit committee, utilization review committee, tissue committee and blood bank committee. It will

meet monthly and report its findings to the medical staff as a whole.

It shall review and audit medical records to ensure their adequacy as a medico-legal document, their adequacy for use in patient care evaluation, and to control format and forms authorized for use in the medical record.

An objective method for evaluating the quality of patient care shall be kept current to provide the patient with the best possible quality of care and to satisfy the requirements of medicaid/medicare utilization review regulations and other regulatory agencies.

Tissue and necropsy reports shall be used in the continuous monitoring of patient care. The tissue review should include an evaluation of preoperative and postoperative diagnosis, the indications for surgery, and actual diagnosis of tissue removed at operations. Necropsies should be performed to identify the contributing factors and processes involved in the patient's terminal illness and to provide educational experiences.

The committee shall review the records of all transfusions of blood and blood components in order to assess transfusion reactions, to evaluate blood utilization, and to make recommendations regarding specific improvements in transfusion services.

4. Pharmacy and Therapeutic Committee: A pharmacy and therapeutic committee will consist of the medical staff, the pharmacist, and the director of nursing. The chief of medicine and the pharmacist will act as co-chairmen. The committee will develop policies and practices to ensure optimal drug use with a minimum potential for hazard to the patient and to the control of cost where practical.

5. Infection Control Committee: The chief of medicine will be the chairman and at least two other staff physicians shall be members of a multidisciplinary committee. The committee shall recommend corrective action based on records and reports of infections and infection potentials among patients and hospital personnel. The committee shall meet not less

than every two months. The committee, through its chairman, has the authority to institute any appropriate control measures or studies when there is reasonably felt to be a danger to any patient or personnel.

6. Special Committees: Special committees may be appointed from time to time as may be required for specific purposes.

ARTICLE XII

MEETINGS

Section 1. Regular Meetings

1. The medical staff shall meet weekly to review admissions of the previous week and all patients that are undiagnosed, are unimproved, have been diagnosed or diagnosed differently since the previous staff meetings, have had surgical or diagnostic procedures or have developed infections or other complications. All deaths will be reviewed. All patients will be reviewed at least monthly.

2. The medical staff shall meet weekly with the chief administrative officer for a briefing on all matters concerning the staff including reports from the executive and other committees, chiefs of service, and the board of the medical service plan.

Section 2. Attendance at Meetings:

Physician members of the active medical staff shall attend at least fifty percent of the regular meetings for the year.

Section 3. Quorum:

Fifty percent of the total membership of the active medical staff shall constitute a quorum.

ARTICLE XIII

CHANGES IN THE BYLAWS

Section 1. Initiation of Changes: Changes in the Bylaws, Rules and Regulations, except for such matters as are covered by the general laws

and regulations of the State of Texas and the Board of Regents, and except for such matters as fall within the administrative powers of the chief administrative officer, herein referred to as "Changes in the Bylaws," may be initiated by the chief administrative officer or by a two-thirds vote of a quorum of the active staff.

Section 2. Ratification of Changes in the Bylaws: Changes in the bylaws shall take effect when ratified by a majority vote of a quorum of the medical staff, the chief administrative officer, and the Board of Regents.

~~ARTICLE III~~

RULES AND REGULATIONS

1. The medical staff will be governed by the applicable laws and regulations of the State of Texas and the Board of Regents.

2. The medical staff will be governed, in all matters not directly related to medical practice in the hospital, by the administrative rules of the hospital as set by the chief administrative officer and the Board of Regents.

3. Full-time staff members are responsible for their patients from 8:00 a.m. to 5:00 p.m. on weekdays except for such compensatory time as may be allowed by the chief administrative officer. They are responsible for all patients in the hospital when they are on call for night and weekend duty.

4. Night and weekend duty will be assigned in advance by the chief administrative officer or his delegate.

5. Absence during a period of responsibility must be covered by another member of the staff who agrees to accept the responsibility. The chief administrative officer must approve of any absence in excess of two hours during the day. The chief administrative officer or his delegate has the responsibility for arranging coverage of patient care during periods of sickness, vacation and approved absence. He may

refuse to give approval for absence, if, in his opinion, this would result in impairment of hospital medical services.

6. New admissions must be visited by the attending physician or by the physician on call if admission occurs after 5:00 p.m. as soon as possible but no later than four hours after notification by the floor nurse. The history and physical examination must be recorded within 48 hours. Each clinical event shall be documented as soon as possible after its occurrence. A progress note shall be recorded at least weekly. The reason for orders for medication, consultations and laboratory procedures should be documented. Records of discharged patients shall be completed within 60 days following discharge. A medical record shall ordinarily be considered complete when the required contents are assembled and authenticated including the discharge summary, and the recording, (without use of symbols or abbreviations) of all final diagnoses and any complications.

7. Formal presentation at the initial staff conference is required no later than the second Tuesday following admission.

8. The patient should be informed concerning the nature and extent of his medical problem, the planned course of treatment, and the prognosis. The physician will give priority courteously to disposing of inquiries concerning a patient that may arise from relatives, friends, business associates, insurance carriers, law enforcement agents and others.

9. Correspondence pertaining to patients written by staff physicians must be approved and signed by either the chief administrative officer, chief of staff or chief of service.

10. Each member of the staff will write all orders for medical care personally or will countersign all orders within twenty-four hours. Telephone orders will be taken by a registered nurse. Medication orders should be rewritten at least each thirty days and the duration of therapy should be specified. Narcotic orders must be rewritten every 72 hours.

11. No member of the staff shall report for duty under the influence

of alcohol, addictive drugs or any other medication that will impair effectiveness.

12. Each physician is expected to conduct himself in an ethical manner in relation to his patients, fellow staff members, and his supervisor.

13. Willful or repeated infractions of these Bylaws, Rules and Regulations will be cause for dismissal from the staff.

14. All requests for consultation shall be made on the appropriate consultation request sheet, signed by the attending physician. ~~The completed consultation request to members of the consulting staff, except for radiologists and pathologists, will be forwarded through the chief of service to the chief of staff for approval.~~ The attending physician will inform the patient of the reason for and nature of the consultation services requested and obtain written consent from the patient where appropriate.

~~ARTICLE XV~~
ADOPTION

These bylaws, together with the rules and regulations, were adopted by the medical staff on August 18, 1977, and shall replace any previous bylaws, rules and regulations, and shall become effective when approved by the Board of Regents.

APPROVED:

APPROVED:

Superintendent

Chairman, Board of Regents

DATE:

DATE:

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

University Attorney

President, U. T. System

HEALTH AFFAIRS COMMITTEE
EMERGENCY ITEMS
November 11, 1977

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| 11. Houston Health Science Center: Proposed Affiliation Agreement with Lamar Consolidated Independent School District, Rosenberg, Texas | 40 |
| 12. Houston Health Science Center (Houston Dental Branch): Proposed Amendment of Affiliation Agreement and Proposed Reimbursement Agreement for General Dentistry Services with Harris County Hospital District, Houston, Texas | 40 |

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11. Houston Health Science Center: Proposed Affiliation Agreement with Lamar Consolidated Independent School District, Rosenberg, Texas (School of Nursing)(Clinical Training of Nursing Students). --

RECOMMENDATION

Acting President Blocker recommends, and System Administration concurs, approval of an affiliation agreement between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas Health Science Center School of Nursing, and the Lamar Consolidated Independent School District, Rosenberg, Texas. This agreement will permit use of the facilities of Lamar Consolidated Independent School District as a practice laboratory and for educational purposes by the School of Nursing.

12. Houston Health Science Center (Houston Dental Branch): Proposed Amendment of Affiliation Agreement and Proposed Reimbursement Agreement for General Dentistry Services with Harris County Hospital District, Houston, Texas. --

RECOMMENDATIONS

President Blocker's Recommendation

"Transmitted herewith are three copies of an affiliation agreement and three copies of a reimbursement agreement, both between the Harris County Hospital District, Houston, Texas and the Board of Regents of The University of Texas System, on behalf of The University of Texas Health Science Center at Houston, Dental Branch.

"These agreement are to allow for the establishment of a Community Dentistry Program and to provide for reimbursement of cost by the Harris County Hospital District for dental services provided."

System Administration's Recommendation

Acting President Blocker recommends, and System Administration concurs, that the proposed amendment of the existing affiliation agreement and reimbursement agreement between the Board of Regents of The University of Texas System for and on behalf of

The University of Texas Health Science Center at Houston Dental Branch and the Harris County Hospital District, Houston, Texas, be approved. The amendment is to the affiliation agreement for the oral surgery program which was approved by the Board of Regents at Meeting No. 715 held on July 27, 1973, and provides for inclusion of a program in general dentistry. The reimbursement agreement provides for recovery of costs to the Dental Branch.

The proposed amendment of affiliation agreement is set out on Pages HAC - _____; and the proposed reimbursement agreement is set out on Pages HAC - _____.

THE STATE OF TEXAS)
 (
 AMENDMENT OF AFFILIATION AGREEMENT
COUNTY OF HARRIS)

THIS AMENDMENT, made and entered into by and between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas Health Science Center at Houston Dental Branch, hereinafter referred to as "Dental Branch," and the Harris County Hospital District, a political subdivision organized under the laws of the State of Texas, hereinafter referred to as "District;"

W I T N E S S E T H:

WHEREAS, the District and the Dental Branch have previously entered into an Affiliation Agreement for the period August 1, 1973 until August 31, 1978, which included programs of dental education for graduate and undergraduate dental students, with the Dental Branch to provide qualified oral surgeons to supervise and direct professional services to inpatients and outpatients; and

WHEREAS, the parties desire to amend the above described Agreement so as to clarify their present understandings and agreements and to extend the same to include additional programs such as community dentistry, including reimbursement for such additional costs of dental service under this Amendment;

NOW, THEREFORE, in consideration of the mutual benefits the parties hereby agree to amend the above described Affiliation Agreement and the same is hereby amended as follows:

1. Paragraph (4) Oral Surgery is deleted in its entirety from the original Affiliation Agreement and the following paragraph is submitted in lieu thereof:

(4) DENTAL PERSONNEL, SUPPLIES, SERVICES AND PROGRAMS:

The Dental Branch hereby agrees to provide the District, pursuant to

this Amended Affiliation Agreement, qualified dental personnel to maintain the existing Oral Surgery Program and to extend the Original Affiliation Agreement to include a general dental service program with Dental Branch's Community Dentistry Department. The Dental Branch agrees to provide sufficient qualified dental students and dental service personnel and supplies as specified in the General Dental Service Reimbursement Agreement, and the District and Dental Branch agree to continue the current reimbursement agreement for the dental staffing of the District's oral surgery programs being operated by the Dental Branch. The Dental Branch shall make provisions for establishing a general dental service program, including community dentistry, which is to be located at a remote facility and which is for the purpose of providing dental services for District's eligible patients who do not possess a third party means of payment. This remote facility is to be staffed by Dental Branch's Community Dentistry Department when opened by the District, provided the space and facilities for such service shall be available and adequate, as determined by Dental Branch. The Dental Branch is to have the responsibility for providing all personnel and supplies necessary for such a complete dental service program. Dental Branch shall also be responsible for the direction, supervision and control of all dental personnel including but not limited to, dental students located at the remote facility.

It is specifically agreed that Affiliation Agreement, as amended, shall include the above specified dental programs for oral surgery and general dental service, including community dentistry, and shall also govern such other dental programs which the District may wish to establish with the Dental Branch in the future.

2. Paragraph (5) Reimbursement to Dental Branch is deleted in its entirety and the following substituted in lieu thereof:

(5) REIMBURSEMENT TO DENTAL BRANCH:

During the term of this Affiliation Agreement the District shall in no event be obligated to reimburse the Dental Branch an amount which exceeds the actual cost incurred by the Dental Branch. The Dental Branch as part of the consideration for such reimbursement shall supervise all training and research activities conducted under the auspices of the Dental Branch within the District's facilities. The District shall have the right to bill, in its own name, charges for professional services rendered to District patients to

the extent that same may be ethical and lawful, and the Dental Staff appointed by the Dental Branch shall cooperate with the District in processing insurance, Medicare, Medicaid, and other applications and forms in order that the District may fully recover all sums of money due and owing to it for services rendered; and the District shall provide the Dental Branch upon reasonable request therefor received from time to time, with a full accounting of any and all payments received from such sources. The Dental Branch shall provide the District no later than thirty (30) days prior to March 31 of each calendar year with a detailed list of all anticipated costs for the operation of each dental program in the District's facilities from April 1 of such calendar year to March 31 of the next calendar year.

The District shall based upon the annual cost estimates submitted by the Dental Branch advise the said Dental Branch of the total amount that the District determines will be available for inclusion within its annual budget. After final approval of said Budget by the Harris County Commissioners Court, the District shall provide the Dental Branch with an annual Reimbursement Agreement setting forth the actual cost limitation approved for that year's operation of the specific dental programs. The amount specified in the annual Reimbursement Agreement shall constitute the maximum reimburseable sum recoverable by the Dental Branch for that year's operations under the included dental programs, as same are specifically identified in such reimbursement provisions and agreements. The annual Reimbursement Agreement shall control the Hospital District's reimbursement liability to the Dental Branch under this Amended Affiliation Agreement.

3. Paragraph (6) Appointments of Medical Staff is deleted in its entirety and the following substituted in lieu thereof:

(6) APPOINTMENTS TO THE AFFILIATED DENTAL PROGRAMS

Appointments to the Affiliated Dental programs of the District whether located within its hospitals, or such other facilities that are operated by the District and staffed by the Dental Branch, shall be made annually based upon the recommendation of the Dental Branch and subject to the approval by the Board of Managers of the District.

4. Paragraph (7) Chief of Oral Surgery Department is deleted in its entirety and the following substituted in lieu thereof:

(7) MEDICAL STAFF AND DEPARTMENT APPOINTMENTS:

The District shall appoint the Dean of the Dental Branch or such person's designee to be Chief of the Oral Surgery Service. The same appointment shall be made for the Community Dentistry Department or such other dental programs as may be established pursuant to the original Affiliation Agreement and this Amendment. In addition, the District agrees to appoint the Dean of the Dental Branch or such person's designee as a member of its Hospital Medical Staff, said appointment being agreed to upon recommendation of the Medical Board of its Hospitals. Should the Dental Branch request, the District agrees to appoint such Dean or such person's designee to the chief of such other dental service or department of the Hospital Medical Staff where such appointment would not conflict with existing medical staff agreements.

5. The following additional paragraphs are hereby incorporated by reference into the existing Affiliation Agreement and made a part thereof for all purposes.

13. REMOVAL AUTHORITY:

The Board of Managers of the District shall have the right to determine and advise the Dental Branch that the presence of any faculty member or student shall no longer be permitted to remain on District's premises, pursuant to this Amended Agreement, including students who may be assigned to the District's facilities by the Dental Branch, and the Dental Branch shall comply with such advisory. Dental Branch may in its discretion conduct a review of such person's or persons' participation. University will advise such person of the withdrawal of any rights to remain on District's premises.

14. HOSPITAL DISTRICT MEDICAL AND ELIGIBILITY RECORDS:

The Dental Branch hereby agrees to require all dental service personnel provided at the District's facilities to adhere to District policies established pursuant to Article 4494n V.T.C.S. concerning patient eligibility and to allow and, where necessary, to assist District personnel to obtain execution of proper consent forms to be provided by the District. The Dental Branch further agrees to require all personnel which it may provide pursuant to this agreement to adhere to all District policies and procedures governing

the preparation, maintenance and control of all medical and dental records determined necessary by the District either for its use and/or to comply with all Federal, State and local laws, regulatory agencies, and accrediting authorities. No agreement of the Dental Branch made pursuant to this paragraph shall prevent it from maintaining such consent forms or records in addition to the District consent forms or records where such are determined necessary by the Dental Branch. The Dental Branch shall not, under any circumstances, be responsible for such records regarding referral to the Dental Branch or to the District of patients who are the responsibility of persons who are not personnel of either the Dental Branch or the District or both.

IN WITNESS WHEREOF, this instrument has been executed in duplicate originals each of equal force on this 27th day of October, 1977, on behalf of the Harris County Hospital District, by the Chairman of the Board of Managers and attested by its Secretary duly authorized by Motion of the Board, and on this _____ day of _____, 1977, on behalf of the Dental Branch, by the Chairman of the Board of Regents of the University of Texas System, pursuant to the order of the Board of Regents, so authorizing.

HARRIS COUNTY HOSPITAL
DISTRICT

BY: *Justin R. Reese*
Chairman

ATTEST: *[Signature]*
Secretary

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

BY: _____
Chairman

ATTEST: _____
Secretary

APPROVED AS TO CONTENT:

President of the University of
Texas System

James R. B... [Signature]
Vice President for Health
Affairs

APPROVED AS TO FORM:

Barry McAllen
University Attorney

FISCAL YEAR 1977 - 1978 REIMBURSEMENT AGREEMENT BETWEEN
THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
AND HARRIS COUNTY HOSPITAL DISTRICT

THIS AGREEMENT of reimbursement made and entered into by and between the Harris County Hospital District, a political subdivision organized under the laws of the State of Texas, hereinafter referred to as the "District," and the Board of Regents of The University of Texas System, the State University System organized and existing under the Constitution and laws of the State of Texas, acting hereinafter for and on behalf of The University of Texas Health Science Center at Houston's Dental Branch, hereinafter referred to as "Dental Branch";

WITNESSETH:

WHEREAS, the District and Dental Branch have previously entered into an Affiliation Agreement for the period August 1, 1973, until August 31, 1978, unless sooner terminated; and

WHEREAS, the above Affiliation Agreement and amendments thereto provide for the District to reimburse the Dental Branch by separate agreement for the cost of dental service, with the exception of oral surgery programs, provided by the Dental Branch at Jefferson Davis Hospital, Ben Taub General Hospital, and such remote facilities as may be established by the District; and

WHEREAS, the District and the Dental Branch have since the initial year of the above affiliation accomplished the reimbursement provision by informal agreements; and

WHEREAS, it is mutually recognized and agreed that a necessity exists pursuant to the amendment, of even date herewith, to the existing Affiliation Agreement to formalize such annual reimbursement payments, with the exception of the oral surgery programs.

NOW, THEREFORE, the District and the Dental Branch

hereby enter into this Reimbursement Agreement for the District's Fiscal Year 1977-78 as follows, to wit:

1. PURPOSE: It is the purpose and intention of the parties in entering into this agreement to establish the obligations of the parties with regard to the payment of reimbursable costs under the Amended Affiliation Agreement for such personnel, supplies and services to be provided by the Dental Branch during the District's Fiscal Year 1977-78.

2. ESTIMATED COST REIMBURSEMENT: The Dental Branch has provided the District with a request for cost reimbursement of the general dental services, with the exception of the heretofore existing oral surgery programs, to be operated in facilities to be provided by the District, and the District has placed in its annual budget for its Fiscal Year beginning April 1 and ending March 31, 1978, the following:

SALARIES:

| | |
|------------------------|-----------------|
| Dentists | \$ 50,000.00 |
| Dental Assistants | 110,544.00 |
| Clerk | 6,000.00 |
| Reimbursable Benefits | 17,000.00 |
| <u>DENTAL SUPPLIES</u> | 54,300.00 |
| <u>LAB SUPPLIES</u> | <u>5,000.00</u> |
| | \$242,844.00 |

| | |
|---|----------------------------|
| <u>INSTRUMENT REPLACEMENT</u> | \$ 3,000.00 |
| <u>REPAIR OF UNITS</u> | 5,400.00 |
| <u>REPAIR OF HANDPIECES</u> | 2,500.00 |
| <u>MILEAGE (SUPERVISOR AND TEACHER)</u> | 4,500.00 |
| <u>CONTINGENCIES</u> | <u>2,000.00</u> |
| | \$260,244.00 |
| TOTAL | <u>\$260,244.00</u> |

The District understands and agrees that the above amounts constitute merely the Dental Branch's estimate of the actual costs related to the above categories, and that no provision contained within this Agreement shall be so

construed as to require the Dental Branch to adhere to these categorical amounts; provided, however, the Dental Branch's right of reimbursement and the obligation of the District for reimbursement shall be governed by and limited solely by the maximum reimbursable amount provided for in paragraph three (3) of this Agreement.

3. LIMITATION OF LIABILITY FOR EXPENDITURES: Prior to the execution of this Agreement, the District has advised the Dental Branch, and the Dental Branch understands and agrees, such understanding and agreement between the parties being the absolute essence of this Reimbursement Agreement, that the District shall have available the total maximum sum of \$260,244.00 specifically allocated to discharge in full any and all liabilities which may be incurred by the District for all reimbursable costs herein specified and to be provided by the Dental Branch during the District's Fiscal Year 1977-78, and that the total of any and all reimbursable costs to Dental Branch for providing the required supplies and services and for all fees, compensation of any sort, and any and all costs for any and all things or purposes ensuing under or out of this Reimbursement Agreement, or the existing Affiliation Agreement, irrespective of the nature thereof, shall not exceed said specifically allocated sum, notwithstanding any word, statement or thing contained in or inferred from the preceding or subsequent provisions of this Agreement or the existing Affiliation Agreement and the amendments thereto which might in any light by any person be interpreted to the contrary. The Dental Branch does further understand and agree, said understanding and agreement also being of the absolute essence to this Agreement, that the total maximum compensation that the Dental Branch may become entitled to hereunder and the total maximum sum that the District shall become liable to pay the Dental Branch under this Agreement or the existing

Affiliation Agreement during the District's Fiscal Year 1977-78, shall not under any conditions, circumstances or interpretations thereof exceed the sum of \$260,244.00.

It is specifically recognized that this total amount of \$260,244.00 is to be in addition to the amount currently in effect and being paid for the previously existing oral surgery program. The said \$260,244.00 is solely for general dental service in addition to such present dental services being performed, and which will continue to be performed, separate and apart from this agreement.

In accordance with this limitation or the District's obligation to provide the specified maximum reimbursement sum, the Dental Branch shall not be obligated to incur any or all costs which may be in excess of said sum, it being agreed by the District and the Dental Branch that said sum represents the maximum available consideration by and between the parties for the additional dental services subject to this Reimbursement Agreement. In accordance with the foregoing, the Dental Branch shall not be required to provide any services or supplies or both in excess of said total sum of \$260,244.00, without regard to the specific categories set forth in the estimated cost reimbursement in paragraph two (2) above.

4. PAYMENT: In consideration of the independent dental supplies, services, personnel and students to be provided by the Dental Branch within the District's facilities during its Fiscal Year 1977-78, the District agrees to pay and the Dental Branch agrees to accept the actual costs incurred as full compensation for all supplies, services and personnel provided during such Fiscal Year; provided, however, in no event will the District be liable to the Dental Branch for any amount in excess of the \$260,244.00 as provided in paragraph three (3), Limitation of Liability for Expenditures; and provided further that in no event will the Dental Branch be liable to the District

for such supplies, services, personnel and students during said Fiscal Year 1977-78 at a cost therefor in excess of said \$260,244.00, as specified in paragraph three (3) above.

On or before the 15th day of each month during the term of this Reimbursement Agreement the District agrees to pay the Dental Branch the greater of the actual cost of the monthly expenditures incurred by the Dental Branch or one-twelfth (1/12) of the maximum reimbursement liability specified herein, but in no event shall the total payments made pursuant to this paragraph exceed the maximum reimbursement liability provided in paragraph three (3) of this Reimbursement Agreement. The Dental Branch shall provide the District with a monthly invoice specifying the actual costs incurred in providing the necessary dental supplies, services and personnel, and the District shall adjust any subsequent monthly payment to reflect the actual costs of such dental supplies, services and personnel incurred by the Dental Branch. Total payments by the District hereunder shall not, in any event, exceed the maximum reimbursement liability contained in paragraph three (3) above. Total costs to the University hereunder shall not exceed the estimated reimbursement in paragraph two (2) above.

In the event that, during the monthly payments and adjustments herein provided, the costs to the Dental Branch shall exceed the total amount herein specified, then the Dental Branch shall not be required to incur any additional costs. It is specifically agreed, and is stated by the parties to be the essence of this contract, that under no circumstances shall the estimated costs to the Dental Branch exceed the sums anticipated to be available from the District under the applicable accounting procedures.

5. ASSIGNMENT: This Agreement shall bind and benefit the respective parties and their legal successors, but

shall not otherwise be assignable in whole or in part, by either party without first obtaining written consent of the other party.

6. LEGALITY: This Agreement shall be subject to all present and future valid laws, orders, rules and regulations of the United States of America, the State of Texas, and of any regulatory body thereof having jurisdiction.

7. MODIFICATION: This Agreement shall not in any way modify, amend or change the existing Affiliation Agreement or Amendments thereto between the District and the Dental Branch, except as specifically provided. In addition, unless otherwise provided, this Agreement shall be subject to change or modification only upon the written consent of all of the governing bodies of the parties hereto.

8. CONSTRUCTION OF AGREEMENT: The parties agree that this Agreement shall not be construed in favor of or against either party on the basis that the party did or did not author this agreement.

9. TERM: It is the intention of each party hereto that the funding term of this Reimbursement Agreement shall be for one (1) year from April 1, 1977, to March 31, 1978.

IN WITNESS WHEREOF, this instrument has been executed in duplicate originals each of equal force on this 27th day of October, 1977, on behalf of the Harris County Hospital District, by the Chairman of the Board of Managers and attested by its Secretary duly authorized by motion of the Board, and on this _____ day of _____, 1977, on behalf of the Dental Branch, by the Chairman of the Board of Regents of the University of Texas System, pursuant to the order of the Board of Regents, so authorizing.

HARRIS COUNTY HOSPITAL
DISTRICT

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

By 
Chairman

By _____
Chairman

ATTEST:

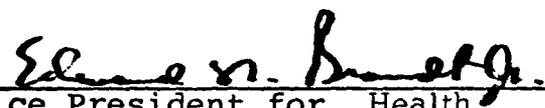

Secretary

ATTEST:

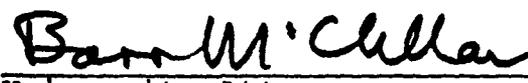
Secretary

Approved as to Content:

President of The University
Of Texas System


Vice President for Health
Affairs

Approved as to Form:


University Attorney

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE
Committee Chairman Clark

Date: November 11, 1977
Time: Following the Meeting of the Health Affairs Committee
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

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I. Permanent University Fund

A. Investment Matters

1. Report on Clearance of Monies to Permanent University Fund for August 1977 and Report on Oil and Gas Development.--The Executive Director for Investments, Trusts and Lands reports the following with respect to the Permanent University Fund for the month of August 1977 and for the fiscal year ending August 31, 1977, and Oil and Gas Development as of August 31, 1977:

| <u>Permanent University Fund</u> | <u>August 1977</u> | <u>Cumulative This Fiscal Year</u> | <u>Cumulative Preceding Fiscal Year</u> |
|----------------------------------|------------------------|------------------------------------|---|
| Royalty | | | |
| Oil | \$ 6,462,720.55 | \$38,280,207.77 | \$35,661,073.01 |
| Gas - Regular | 4,350,334.02 | 26,410,941.50 | 23,316,279.35 |
| - F.P.C. | | 74,928.15 | 341,058.39 |
| - Market Value Settlements | 1,581,010.43 | 8,533,347.67 | 7,735,396.00 |
| - In Kind Settlements | 279,943.95 | 1,955,226.30 | 2,642,243.30 |
| Water | 27,904.94 | 185,337.48 | 190,783.28 |
| Salt Brine | 2,967.26 | 34,603.84 | 24,348.67 |
| Sulphur | 126,761.06 | 1,343,161.31 | 426,965.93 |
| Rental | | | |
| Oil and Gas Leases | 213,497.93 | 1,115,730.39 | 583,615.12 |
| Other | 4,580.00 | 32,013.39 | 42,661.47 |
| Miscellaneous | 130,300.00 | 616,763.45 | 51,248.23 |
| | <u>13,180,020.14</u> | <u>78,582,261.25</u> | <u>71,015,672.75</u> |
| Bonuses, Oil and Gas Lease Sales | | 13,324,000.00 | 15,328,000.00 |
| Total, Permanent University Fund | <u>\$13,180,020.14</u> | <u>\$91,906,261.25</u> | <u>\$86,343,672.75</u> |

L & I - 3

Oil and Gas Development - August 31, 1977

Acreage Under Lease - 991,246

Number of Producing Acres - 358,022

Number of Producing Leases - 1,574

2. Report on Clearance of Monies to Permanent University Fund for September 1977 and Report on Oil and Gas Development.--The Executive Director for Investments, Trusts and Lands reports the following with respect to the Permanent University Fund for the month ending September 30, 1977, and Oil and Gas Development as of September 30, 1977:

| <u>Permanent University Fund</u> | <u>September 1977</u> | <u>Cumulative This Fiscal Year</u> | <u>Cumulative Preceding Fiscal Year</u> |
|----------------------------------|-----------------------|------------------------------------|---|
| Royalty | | | |
| Oil | \$2,836,794.72 | \$2,836,794.72 | \$3,250,859.82 |
| Gas - Regular | 2,294,548.26 | 2,294,548.26 | 1,853,895.14 |
| - F.P.C. | 462.23 | 462.23 | - 0 - |
| - Market Value Settlements | 479,280.30 | 479,280.30 | 400,478.74 |
| - In Kind Settlements | 143,865.15 | 143,865.15 | 168,832.10 |
| Water | 26,971.59 | 26,971.59 | 16,869.22 |
| Salt Brine | 4,964.01 | 4,964.01 | 1,814.10 |
| Sulphur | 51,749.35 | 51,749.35 | 63,116.57 |
| Rental | | | |
| Oil and Gas Leases | 378,890.62 | 378,890.62 | 427,319.53 |
| Other | - 0 - | - 0 - | 100.00 |
| Miscellaneous | 138,153.16 | 138,153.16 | 214,070.00 |
| | <u>\$6,355,679.39</u> | <u>\$6,355,679.39</u> | <u>\$6,397,355.22</u> |
| Bonuses, Oil and Gas Lease Sales | - 0 - | - 0 - | - 0 - |
| Total, Permanent University Fund | <u>\$6,355,679.39</u> | <u>\$6,355,679.39</u> | <u>\$6,397,355.22</u> |

Oil and Gas Development - September 30, 1977

Acreage Under Lease - 952,897

Number of Producing Acres - 359,159

Number of Producing Leases - 1,578

3. Permanent University Fund - Recommendation for Approved Stock List.--
Executive Director Lobb recommends the following companies for the Approved Stock List. This replaces the stock list approved on December 10, 1976.

AEROSPACE

Boeing Company (The)
McDonnell Douglas Corporation
Rockwell International Corporation

AIR TRANSPORT

Delta Air Lines, Incorporated
Emery Air Freight Corporation

APPAREL - TEXTILE

Burlington Industries, Incorporated
Simplicity Pattern Co. Inc.

AUTOMOTIVE

Bendix Corporation (The)
Borg-Warner Corporation
Champion Spark Plug Company
Eaton Corporation
Ford Motor Company
General Motors Corporation
Genuine Parts Company
Libbey-Owens-Ford Company
Timken Company (The)

BANK & FINANCE

BankAmerica Corporation
Bankers Trust New York Corporation
Beneficial Corporation
C.I.T. Financial Corporation
Chase Manhattan Corporation
Chemical New York Corporation
Citicorp
Continental Illinois Corporation
Crocker National Corporation
Federal National Mortgage Association
First Bank System, Incorporated
First Chicago Corporation
First National Boston Corporation
First Pennsylvania Corporation
Florida National Banks of Florida, Inc.
Heller (Walter E.) International Corporation
Household Finance Corporation
Manufacturers Hanover Corporation
Marine Midland Banks, Incorporated
Mellon National Corporation
J.P. Morgan & Co., Incorporated
NCNB Corporation
Northwest Bancorporation
Pittsburgh National Corporation
Security Pacific Corporation
Southeast Banking Corporation
Valley National Bank of Arizona
Wachovia Corporation (The)

Bank & Finance - Continued

Wells Fargo & Company
Western Bancorporation

BUILDING MATERIAL

Armstrong Cork Company
Boise Cascade Corporation
Carrier Corporation
Champion International Corporation
Georgia-Pacific Corporation
Ideal Basic Industries, Inc.
Jim Walter Corporation
Johns-Manville Corporation
Lone Star Industries, Inc.
Masco Corporation
Masonite Corporation
Owens-Corning Fiberglas Corporation
Potlatch Corporation
Trane Company (The)
United States Gypsum Company
Weyerhaeuser Company

CHEMICAL

Air Products & Chemicals, Incorporated
Allied Chemical Corporation
American Cyanamid Company
Big Three Industries, Incorporated
Celanese Corporation
Diamond Shamrock Corporation
Dow Chemical Company (The)
Du Pont (E.I.) de Nemours and Company
Freeport Minerals Company
Grace (W.R.) & Company
Hercules Incorporated
Monsanto Company
PPG Industries, Incorporated
Rohm and Haas Company
Stauffer Chemical Company
Union Carbide Corporation

COSMETICS

Avon Products, Inc.
Chesebrough-Pond's Inc.
Gillette Company (The)
International Flavors & Fragrances, Inc.
Revlon, Inc.

DRUG & MEDICAL SUPPLIES

Abbott Laboratories
American Home Products Corporation
American Hospital Supply Corporation
Baxter Travenol Laboratories, Inc.
Becton, Dickinson and Company
Bristol-Myers Company
Johnson & Johnson
Lilly (Eli) and Company

Recommended Approved Stock List - Continued

Drug & Medical Supplies - Continued

Merck & Co., Inc.
Pfizer Inc.
Richardson-Merrell Incorporated
Robins (A.H.) Company, Incorporated
Rorer Group Inc.
Schering-Plough Corporation
Searle (G.D.) & Co.
SmithKline Corporation
Squibb Corporation
Sterling Drug Inc.
Upjohn Company (The)
Warner-Lambert Company

EDUCATION & ENTERTAINMENT

American Broadcasting Companies, Inc.
AMF Incorporated
CBS Inc.
Disney (Walt) Productions
Donnelley (R.R.) and Sons Company
Dun & Bradstreet Companies, Inc.
Gannett Co., Inc.
Harcourt Brace Jovanovich, Inc.
McGraw-Hill, Incorporated
Prentice-Hall, Inc.
Time Incorporated
Times Mirror Company (The)

ELECTRIC EQUIPMENT

Emerson Electric Co.
General Electric Company
Reliance Electric Company
Square D Company
Sunbeam Corporation
Thomas & Betts Corporation
Westinghouse Electric Corporation
Whirlpool Corporation

ELECTRONIC INSTRUMENTS

AMP Incorporated
Foxboro Company (The)
General Signal Corporation
Hewlett-Packard Company
Honeywell, Inc.
International Telephone & Telegraph Corp.
Motorola, Inc.
RCA Corporation
Texas Instruments Incorporated
Zenith Radio Corporation

FOOD, BEVERAGE & SOAP

Anderson, Clayton & Company, Incorporated
Archer-Daniels-Midland Company
Beatrice Foods Co.
Borden, Incorporated
CPC International, Inc.
Campbell Soup Company

Food, Beverage & Soap - Continued

Central Soya Company, Inc.
Coca-Cola Company (The)
Colgate-Palmolive Company
Consolidated Foods Corporation
Dr Pepper Company
Esmark, Inc.
General Foods Corporation
General Mills, Incorporated
Heinz (H.J.) Company
Heublein, Inc.
Kellogg Company
Kraft, Inc.
Nabisco, Inc.
Norton Simon, Incorporated
PepsiCo, Inc.
Philip Morris Incorporated
Pillsbury Company (The)
Procter & Gamble Company (The)
Ralston Purina Company
Reynolds (R.J.) Industries, Inc.
Schlitz (Jos.) Brewing Company
Standard Brands Incorporated

INSURANCE

Aetna Life & Casualty Company
American General Insurance Company
American National Financial
Capital Holding Corporation
Chubb Corporation (The)
Colonial Penn Group, Inc.
Combined Insurance Company of America
Connecticut General Insurance Corporation
Continental Corporation (The)
Crum and Forster
Farmers Group, Inc.
Farmers New World Life Insurance Company
INA Corporation
Jefferson-Pilot Corporation
Lincoln National Corporation
Marsh & McLennan Companies, Inc.
Safeco Corporation
St. Paul Companies, Inc.
Southwestern Life Corporation
Travelers Corporation (The)
United States Fidelity & Guaranty Company
USLIFE Corporation

MACHINERY

Black & Decker Manufacturing Company (The)
Briggs & Stratton Corporation
Bucyrus-Erie Company
Caterpillar Tractor Co.
Clark Equipment Company
Cooper Industries, Inc.
Deere & Company
Gardner-Denver Company
Ingersoll-Rand Company
Joy Manufacturing Company
Pullman Incorporated

METALS & MINING

Aluminum Company of America
AMAX Inc.
Armco Steel Corporation
ASARCO Incorporated
Bethlehem Steel Corporation
Kennecott Copper Corporation
Newmont Mining Corporation
Phelps Dodge Corporation
St. Joe Minerals Corporation
United States Steel Corporation

MISCELLANEOUS

ARA Services, Inc.
Corning Glass Works
Franklin Mint Corporation
Minnesota Mining and Manufacturing
Company
Southern Natural Resources, Inc.
Tenneco Inc.

OFFICE EQUIPMENT

Burroughs Corporation
International Business Machines
Corporation
NCR Corporation
Sperry Rand Corporation
Xerox Corporation

OIL

Atlantic Richfield Company
Baker International Corporation
Continental Oil Company (Del.)
Dresser Industries, Inc.
Exxon Corporation
Getty Oil Company
Gulf Oil Corporation
Halliburton Company
Kerr-McGee Corporation
Louisiana Land and Exploration
Company (The)
Marathon Oil Company
McDermott (J. Ray) & Co., Inc.
Mesa Petroleum Company
Mobil Corporation
Phillips Petroleum Company
Santa Fe International Corporation
Shell Oil Company
Smith International, Incorporated
Standard Oil Company of California
Standard Oil Company (Indiana)
Standard Oil Company (The) (Ohio)
Texaco Inc.
Union Oil Company of California

PAPER & CONTAINERS

American Can Company
Continental Group, Inc. (The)
Crown Zellerbach Corporation
Great Northern Nekoosa Corporation
Hammermill Paper Company

Paper & Containers - Continued

International Paper Company
Kimberly-Clark Corporation
Mead Corporation (The)
Owens-Illinois, Inc.
St. Regis Paper Company
Scott Paper Company
Union Camp Corporation
Westvaco Corporation

PHOTOGRAPHIC

Eastman Kodak Company
Polaroid Corporation

PUBLIC UTILITIES

Allegheny Power System, Incorporated
American Natural Resources Company
American Telephone & Telegraph Company
Baltimore Gas & Electric Company
Carolina Power and Light Company
Central Louisiana Electric Company,
Inc.
Central & South West Corporation
Central Telephone & Utilities
Corporation
Cleveland Electric Illuminating
Company (The)
Commonwealth Edison Company
Continental Telephone Corporation
Duke Power Company
ENSERCH Corporation
Florida Power & Light Company
General Telephone & Electronics
Corporation
Gulf States Utilities Company
Hawaiian Electric Company Inc.
Houston Industries Incorporated
Houston Natural Gas Corporation
Idaho Power Company
Middle South Utilities, Inc.
Montana Power Company (The)
Northern Indiana Public Service
Company
Northern States Power Company
(Minn.)
Oklahoma Gas & Electric Company
Pacific Gas & Electric Company
Pacific Power & Light Company
Panhandle Eastern Pipe Line
Company
Public Service Company of
Colorado
Public Service Company of Indiana,
Inc.
Rochester Telephone Corporation
Southern California Edison
Company
Southern Company (The)
Southwestern Public Service
Company
Tampa Electric Company
Texas Eastern Corporation
Texas Utilities Company

Recommended Approved Stock List - Continued

Public Utilities - Continued

United Telecommunications, Inc.
Wisconsin Electric Power Company

RAIL - MISCELLANEOUS TRANSPORTATION

ACF Industries, Incorporated
Burlington Northern Incorporated
Consolidated Freightways, Inc.
GATX Corporation
Santa Fe Industries, Inc.
Union Pacific Corporation

RETAIL TRADE

Associated Dry Goods Corporation
Carter Hawley Hale Stores, Inc.
Federated Department Stores, Inc.
Gordon Jewelry Corporation
K mart Corporation
Lucky Stores, Inc.
Marshall Field & Company
May Department Stores Company (The)
Melville Corporation
Penney (J.C.) Company, Incorporated
Safeway Stores, Incorporated
Sears, Roebuck & Company
Southland Corporation (The)
Winn-Dixie Stores, Incorporated
Zale Corporation

RUBBER

Firestone Tire & Rubber Company (The)
Goodyear Tire & Rubber Company (The)

B. LAND MATTERS

Easements and Surface Leases Nos. 4443-4494, Cancellation of Pipe Line Easement No. 4388, Assignment of Pipe Line Easements Nos. 2779, 3150, 3328, 3915, 4099 and 4244, Material Source Permits Nos. 533-535 and Flexible Grazing Leases Nos. 7-9.--It is recommended by the Executive Director for Investments, Trusts and Lands that the following applications for easements, surface leases, cancellation of pipe line easement, assignment of pipe line easements, material source permits and flexible grazing leases be approved. All have been approved as to content by the appropriate officials. Payment for each has been received in advance unless otherwise indicated, and each document is on the University's standard form and is at the standard rate adopted February 1, 1977:

1. Easements and Surface Leases Nos. 4443 - 4494

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|--|---------------------------------|------------|-------------------|-----------------------------------|------------------|------------------|
| 4443 | Community Public Service Company (renewal of 2512) | Power Line | Winkler | 21 | 140.42 rds. single pole | 11/1/77-10/31/87 | \$ 150.00 (min.) |
| 4444 | Texas-New Mexico Pipe Line Company (renewal of 2528) | Pipe Line | Andrews | 13 | 83 rds. 4½ inch | 12/1/77-11/30/87 | 207.50 |
| 4445 | Texas-New Mexico Pipe Line Company (renewal of 2532) | Pipe Line | Crane | 30 | 77 rds. 4½ inch | 12/1/77-11/30/87 | 192.50 |
| 4446 | Texas-New Mexico Pipe Line Company (renewal of 2521) | Power Line | Crockett | 14 | 1,486 rds. telephone distribution | 1/1/78-12/31/87 | 1,486.00 |
| 4447 | El Paso Natural Gas Company (renewal of 2509 and 2564) | Pipe Line | Andrews | 1,9 | 19.33 rds. 4½ inch | 10/1/77-9/30/87 | 150.00 (min.) |
| 4448 | Phillips Petroleum Company (renewal of 2452) | Pipe Line | Andrews | 4,9, 13 | 357.9 rds. various size | 3/1/77-2/28/87 | 894.75 |
| 4449 | CRA, Inc. | Surface Lease (compressor site) | Schleicher | 54 | 1 acre | 8/1/77-7/31/87 | 1,500.00 (full) |
| 4450 | Allied Chemical Corp. | Pipe Line | Upton | 4 | 615.5 rds. 4 inch | 6/1/77-5/31/87 | 1,846.50 |

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Land Matters - Continued--

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|--|----------------|------------|-------------------------------|-------------------------------|----------------------|---------------|
| 4451 | Cities Service Company | Pipe Line | Ward | 18 | 204.2 rds. 3½ inch | 9/1/77- 8/31/87 | \$ 612.60 |
| 4452 | CRA, Inc. | Pipe Line | Schleicher | 53,54 | 894.33 rds. 4½ inch | 8/1/77- 7/31/87 | 2,682.99 |
| 4453 | Community Public Service Company (renewal of 2559) | Power Line | Pecos | 27, 165 J. Campbell Survey | 306.85 rds. single pole | 1/1/78- 12/31/87 | 306.85 |
| 4454 | Texas Electric Service Company (renewal of 2477) | Power Line | Andrews | 9 | 2,586.33 rds. H-frame | 10/1/77- 9/30/87 | 6,465.83 |
| 4455 | Texas Electric Service Company (renewal of 2461 and 2484) | Power Line | Andrews | 2,4,5, 6,9,10, 11,13,14 | 1,687.13 rds. single pole | 10/1/77- 9/30/87 | 1,687.13 |
| 4456 | El Paso Natural Gas Company (renewal of 2539) | Pipe Line | Pecos | 21,23,24 | 4,072.96 rds. 24 inch | 1/1/78- 12/31/87 | 14,255.36 |
| 4457 | El Paso Natural Gas Company (renewal of 2439, 2440 and 2475) | Pipe Line | Andrews | 1,9 | 775.329 rds. various size | 1/1/78- 12/31/87 | 1,938.32 |
| 4458 | Regal Petroleum Corporation (renewal of 2502) | Pipe Line | Crockett | 31 | 295.2 rds. 3½ inch | 10/1/77- 9/30/87 | 738.00 |
| 4459 | Phillips Petroleum Company (renewal of 2350) | Pipe Line | Andrews | 10,11 | 4,036.50 rds. various size | 12/1/76- 11/30/86 | 10,839.85 |
| 4460 | Phillips Petroleum Company (renewal of 2337) | Pipe Line | Andrews | 4,5 | 206.2 rds. 3½ inch | 1/1/77- 12/31/86 | 515.50 |
| 4461 | Phillips Petroleum Company (renewal of 2346) | Pipe Line | Crane | 30 | 5,151.50 rds. various size | 12/1/76- 11/30/86 | 14,692.85 |

Land Matters - Continued--

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|---|--|----------|-------------------|--------------------------|-----------------------|-------------------|
| 4462 | Phillips Petroleum Company | Pipe Line | Crane | 31 | 338.11 rds. 4½ inch | 9/1/76- 8/31/86 | \$ 1,014.33 |
| 4463 | Phillips Petroleum Company | Pipe Line | Reagan | 10,58 | 490.67 rds. 4½ inch | 9/1/76- 8/31/86 | 1,472.01 |
| 4464 | Phillips Petroleum Company | Pipe Line | Winkler | 21 | 54.36 rds. 3½ inch | 6/1/76- 5/31/86 | 163.08 |
| 4465 | Phillips Petroleum Company | Pipe Line | Andrews | 14,7 | 1,159.03 rds. 4½ inch | 9/1/76- 8/31/86 | 3,477.09 |
| 4466 | American Petrofina Company of Texas (renewal of 2542) | Surface Lease (salt water disposal) | Andrews | 11 | 1 acre | 12/1/77- 11/30/78* | 400.00 (annually) |
| 4467 | American Quasar Petroleum Company (renewal of 3472) | Surface Lease (salt water disposal) | Andrews | 6 | 1 acre | 11/1/77- 10/31/78* | 400.00 (annually) |
| 4468 | Mobil Pipe Line Company (renewal of 2457) | Surface Lease (pump station) | Andrews | 13 | 10 acres | 9/1/77- 8/31/87 | 3,500.00 |
| 4469 | Texas-New Mexico Pipe Line Company (renewal of 2534) | Surface Lease (cathodic protection unit) | Andrews | 14 | less than 1 acre | 1/1/78- 12/31/87 | 150.00 (full) |
| 4470 | Gulf Oil Corporation | Surface Lease (gas compressor station) | Ward | 17 | .92 acre | 8/15/77- 8/14/87 | 1,500.00 (full) |
| 4471 | El Paso Natural Gas Company | Pipe Line | Crockett | 29 | 355.80 rds. 4½ inch | 7/1/77- 6/30/87 | 1,067.40 |

*Renewable from year to year, but not to exceed a period of five years.

Land Matters - Continued--

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|--|--|-----------------|-------------------|-----------------------------|------------------|-----------------|
| 4472 | Community Public Service Company (renewal of 1956) | Power Line | Pecos | 28 | 230.30 rds. single pole | 11/1/74-10/31/84 | \$ 230.30 |
| 4473 | Texas Electric Service Company (renewal of 2485 and 2579) | Power Line | Crane, Ector | 30,31,35 | 790.85 rds. single pole | 10/1/77-9/30/87 | 790.85 |
| 4474 | Phillips Petroleum Company (renewal of 2450) | Pipe Line | Andrews | 4,5,8,9,10,14 | 31,712.70 rds. various size | 5/1/77-4/30/87 | 83,262.75 |
| 4475 | Gulf Refining Company (renewal of 2513) | Pipe Line | Ector, Crane | 35 | 507 rds. 4½ inch | 12/1/77-11/30/87 | 1,267.50 |
| 4476 | Gulf Refining Company (renewal of 2522) | Telephone Line | Andrews | 13 | 659 rds. buried cable | 12/1/77-11/30/87 | 922.60 |
| 4477 | Arco Pipe Line Company (renewal of 2550) | Pipe Line | Crane | 31 | 427 rds. 4½ inch | 1/1/78-12/31/87 | 1,067.50 |
| 4478 | Community Public Service Company (renewal of 2355) | Power Line | Pecos | 28 | 117.9 rds. single pole | 2/1/77-1/31/87 | 150.00 (min.) |
| 4479 | El Paso Natural Gas Company (renewal of 2547) | Pipe Line | Hudspeth | J,K,L | 5,639.87 rds. 36 inch | 12/1/77-11/30/87 | 19,739.55 |
| 4480 | General Telephone Company of the Southwest (renewal of 2360) | Surface Lease (radio tower) | Crockett, Irion | 40 | 2.68 acres | 3/1/77-2/28/87 | 2,250.00 (full) |
| 4481 | Texas-New Mexico Pipe Line Company (renewal of 2530) | Surface Lease (cathodic protection unit) | Andrews | 12 | less than 1 acre | 1/1/78-12/31/87 | 150.00 (full) |
| 4482 | Mobil Pipe Line Company (renewal of 2568) | Pipe Line | Andrews | 4 | 242.5 rds. 4½ inch | 1/1/78-12/31/87 | 606.25 |

Land Matters - Continued--

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|---|---|-----------------|-------------------|-------------------------------|---------------------|--------------------|
| 4483 | El Paso Natural Gas Company (renewal of 2473) | Pipe Line | Pecos, Crane | 19,30,31 | 3,500.846 rds. 20 inch | 3/1/78- 2/28/88 | \$12,252.96 |
| 4484 | Texas-New Mexico Pipe Line Company (renewal of 2533) | Surface Lease (cathodic protection unit) | Andrews | 14 | less than 1 acre | 1/1/78- 12/31/87 | 150.00 (full) |
| 4485 | Texas-New Mexico Pipe Line Company (renewal of 2531) | Surface Lease (cathodic protection unit) | Andrews | 13 | less than 1 acre | 1/1/78- 12/31/87 | 150.00 (full) |
| 4486 | CRA, Inc. | Pipe Line | Schleicher | 53 | 155.12 rds. 4½ inch | 9/1/77- 8/31/87 | 465.36 |
| 4487 | Larco Gas Corporation | Surface Lease (compressor and tank battery) | Pecos | 28 | 1.34 acres | 1/1/77- 12/31/86 | 1,500.00 (full) |
| 4488 | Phillips Petroleum Company (renewal of 2447) | Pipe Line | Crane | 30 | 258.6 rds. 4½ inch | 9/1/77- 8/31/87 | 646.50 |
| 4489 | Phillips Petroleum Company (renewal of 2453) | Pipe Line | Crane, Upton | 30 | 359.20 rds. 4½ inch | 8/1/77- 7/31/87 | 898.00 |
| 4490 | Phillips Petroleum Company (renewal of 2455, 2456, 2469 and 2470) | Pipe Line | Andrews | 4,9,10, 11,13 | 4,195.30 rds. various size | 8/1/77- 7/31/87 | 10,488.25 |
| 4491 | Phillips Petroleum Company (renewal of 2445) | Pipe Line | Winkler | 17,21 | 1,149.10 rds. various size | 8/1/77- 7/31/87 | 2,872.75 |
| 4492 | Phillips Petroleum Company (renewal of 2463) | Surface Lease (booster plant) | Andrews | 4 | 3.33 acres | 8/1/77- 7/31/87 | 1,500.00 (full) |

Land Matters - Continued--

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|------|--|----------------|-----------|-------------------|-------------------------------|---------------------|---------------|
| 4493 | Phillips Pipe Line Company (renewal of 2466 and 2467) | Pipe Line | Andrews | 9,10,11 | 818.30 rds. various size | 9/1/77- 8/31/87 | \$ 2,045.75 |
| 4494 | Texas Western Municipal Gas Corporation (renewal of 2123) | Pipe Line | Culberson | 48 | 2,433.20 rds. various size | 1/1/76- 12/31/86 | 6,083.00 |

2. Cancellation of Pipe Line Easement No. 4388

| No. | Company | Type of Permit | County | Location (Block#) | Distance or Area | Period | Consideration |
|-------|--|----------------|--------|------------------------------------|---------------------------|--------------------|---------------|
| 4388* | Delhi Gas Pipeline Corporation (renewal of 2325) | Pipe Line | Pecos | 27,28 165 J. Campbell Survey | 885.69 rds. 6-5/8 inch | 8/1/76- 7/31/86 | \$ 2,214.23 |

*This easement was inadvertently issued in duplicate.

3. Assignment of Pipe Line Easements Nos. 2779, 3150, 3328, 3915, 4099 and 4244

| No. | Assignor | Assignee | Type of Permit | County | Block | Period | Consideration |
|------|---------------|-----------------------------|----------------|----------|-------|----------------------|---------------|
| 2779 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Reagan | 48 | 11/1/68- 10/31/78 | \$ 150.00* |
| 3150 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Reagan | 48 | 8/1/70- 7/31/80 | 150.00* |
| 3328 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Crockett | 47 | 6/1/71- 5/31/81 | 150.00* |
| 3915 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Reagan | 48 | 3/1/75- 2/28/85 | 150.00* |

Land Matters - Continued--

| No. | Assignor | Assignee | Type of Permit | County | Block | Period | Consideration |
|------|---------------|--------------------------|----------------|---------------------|----------|---------------------|---------------|
| 4099 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Crockett | 47 | 7/1/76- 6/30/86 | \$ 150.00* |
| 4244 | Pecos Company | Big Lake Gas Corporation | Pipe Line | Reagan, Crockett | 48,49,50 | 1/1/77- 12/31/86 | 150.00* |

*Assignment fee

4. Material Source Permits Nos. 533-535

| No. | Grantee | County | Location | Quantity | Consideration |
|-----|----------------------------------|----------|----------|-------------------------------|---------------|
| 533 | Grimmett Bros. | Andrews | Block 13 | 1,560 cubic yards caliche | \$ 546.00 |
| 534 | Allan Construction Company, Inc. | Crockett | Block 31 | 10,000 cubic yards caliche | 1,200.00* |
| 535 | Tripp Construction Inc. | Crane | Block 30 | 350 cubic yards caliche | 150.00 |

*This material was sold in 1976 under the old rates.

Land Matters - Continued--

5. Flexible Grazing Leases Nos. 7-9

The following grazing leases are for ten year terms in accordance with the Flexible Grazing Lease Policies adopted by the Board of Regents at its March 26, 1976, meeting provided that the lessee carries out the range conservation and/or ranch improvement practices specified in said lease which shall be certified by the University Land Agent. These leases are on the University's standard form with semiannual payment of rental on January 1 and July 1 of each year in the amount set out in the lease.

| No. | Lessee | Location | | Acreage | Period | Minumum Annual Rental | | Semi-Annual Rental |
|-----|--------------------------------------|-------------------------|--------------|----------|---------------------|-------------------------|---------------|--------------------|
| | | County | Block | | | Minimum Rental Per Acre | Annual Rental | |
| 7* | Louis Brooks (replaces 1173) | Crockett, Schleicher | 52,54, 55 | 7,288.50 | 1/1/78- 12/31/87 | \$1.00** | \$7,288.50*** | \$3,036.88 |
| 8 | Burch Woodward (renewal of 1005) | Terrell | 37 | 11,863.0 | 1/1/78- 12/31/87 | .48** | 4,745.20*** | 2,372.60 |
| 9 | S. F. Henderson (renewal of 1006) | Ector, Crane | 35 | 5,531.62 | 1/1/78- 12/31/87 | .25** | 1,382.91*** | 691.46 |

*University's half of the bonus - \$19,929.49

**This does not include hunting rental. Hunting rental will be determined annually on June 1 and payable July 1.

***Actual rental to be determined semiannually by the University Land Agent in accordance with the Flexible Grazing Lease Policies based upon the then current price per animal unit and the stocking rate applicable to this lease.

II. TRUST AND SPECIAL FUNDS

A. GIFTS, BEQUESTS AND ESTATES

1. U. T. Austin - Recommendation for Acceptance of Bequests Under the Will of Morton Brown, Deceased.--The Administration recommends acceptance of bequests for the benefit of the Department of Drama by Mr. Morton Brown of Austin who died recently. Mr. Brown left antique furniture, china, silver and the like, worth around \$12,000, to the Department of Drama. His one-half interest in a piece of Austin real estate, this half interest being worth around \$75,000, is left in trust with Capital National Bank of Austin for the benefit of his elderly sister, Minelma Brown Lockwood, with such income and principal as necessary to be expended for her needs. Mrs. Lockwood has independent means. Upon her death, the trust's assets come to the University to be added to the Morton Brown, Nellie Lea Brown, and Minelma Brown Lockwood Scholarship Fund in Drama established by Mr. Brown and his sisters by gifts over the past several years and now amounting to \$68,765.39. Mr. Brown stated in his will that his surviving sister "has by her will established a trust fund having identical objects and purposes as herein stated." Finally, Mr. Brown left his residuary estate, estimated to amount to about \$350,000, to the Scholarship Fund. Capital National Bank and Mr. Guy Winchell Bower are Independent Co-Executors of the Estate.

2. U. T. Austin - Recommendation for Acceptance of Bequest Under the Will of Lawrence D. Gale.--The Administration recommends the acceptance of a bequest of \$100,000 under the will of Mr. Lawrence D. Gale of Beaumont to the L. D. and Marie Gale Unitrust which Mr. and Mrs. Gale established with the Board of Regents as Trustee in 1972. This brings the corpus of this trust to a total of \$216,228.83. Income up to 5% of market value is to be paid to Mrs. Gale during her lifetime, and upon her death the corpus and any accumulated income is to be added to the endowment of the L. D., Marie and Edwin Gale Professorship in Judaic Studies established in 1971. Upon sufficient funding which is expected, the Professorship will be changed to a Chair.

3. Dallas Health Science Center (Dallas Southwestern Medical School) - Recommendation to Accept Grant from The Eugene McDermott Foundation and to Establish The M. T. "Pepper" Jenkins Professorship in Anesthesiology; Request for Authorization for Dr. Jenkins to Name Initial Holder.--The Administration recommends acceptance of a grant of \$100,000 from The Eugene McDermott Foundation and the establishment of The M. T. "Pepper" Jenkins Professorship in Anesthesiology at the Dallas Southwestern Medical School of The University of Texas Health Science Center at Dallas in honor of Dr. Jenkins, the current chairman of the Department of Anesthesiology and the occupant of the Margaret Milam McDermott Chair in Anesthesiology. The Trustees of the foundation would like to have Dr. Jenkins name the appointee to the position, subject to the approval of the Board of Regents.

4. Galveston Medical Branch (Medical School) - Recommendation for Acceptance of Bequest Under the Will of Mrs. Thelma Proctor Amawi, Deceased, Houston, Texas, for Establishment of the Meyer Bodansky Memorial Lectureship.--The Administration recommends Acceptance of a bequest of \$10,000 by Mrs. Thelma Proctor Amawi of Houston and the establishment of the Meyer Bodansky Memorial Lectureship at Galveston Medical School. Mrs. Amawi's will was executed in 1970 when the minimum for a lectureship was \$10,000.

5. Houston Health Science Center (Medical School) - Recommendation for Acceptance of Gift and Establishment of the James W. Rockwell Professorship in Public Health (Preventive Medicine and Epidemiology).--The Administration recommends acceptance of a gift of \$102,000 from the Rockwell Fund, Inc., and the establishment of the James W. Rockwell Professorship in Public Health (Preventive Medicine and Epidemiology) with \$100,000 for the endowment of the professorship and \$2,000 for the publication of a brochure announcing the professorship.

B. REAL ESTATE MATTERS

1. U. T. Austin: Robert T. Clark, Jr., Scholarship Fund - Recommendation for the Sale of Land in Bexar County to Mr. Vernon C. Friesenhahn.--

Recommendation

System Administration recommends the sale of a portion of Lot 1, Block 31, Unit 4, Rollingwood Estates, in Bexar County, Texas, to Mr. Vernon C. Friesenhahn for \$2,000.00 cash. The purchaser will pay all costs of closing the transaction.

Background Information

The tract to be sold, containing approximately 2,222 square feet, was the gift of Dr. Lucy Austin Clark and was accepted by the Board of Regents on July 29, 1977. The property is a part of a subdivision which was dedicated about twenty years ago, but for which the streets and utilities were never installed. Consequently, the tract is not served by utilities and has no road frontage. It lies just outside the northwestern city limits of the City of San Antonio.

2. U. T. Austin: Archer M. Huntington Museum Fund - Recommendation for Sale of Right-of-Way to County of Galveston.--System Administration recommends the sale of 0.1548 acres of land out of the Samuel C. Bundick League, Galveston County, Texas, to the County of Galveston for \$232.00. This tract, which is needed as right-of-way for the widening of State Highway 146, lies between the existing highway and the Southern Pacific Railroad. Because of its location, configuration, and the encumbrance of existing pipeline easements, this tract has only nominal utility.

3. U. T. Austin - Archer M. Huntington Museum Fund: Proposed Underground Pipeline Easement to Amoco Pipeline Company.--

Recommendation

System Administration recommends that Amoco Pipeline Company be granted a ten year pipeline easement thirty feet in width and covering a distance of 920.5 rods. Consideration is to be \$15.00 per rod, or a total of \$13,807.50.

Background Information

The proposed easement will be parallel and adjacent to easements previously granted to Southwestern Bell Telephone Company and Houston Pipeline Company, on the extreme western boundary of the property. It is anticipated that the proposed easement will interfere minimally with any potential use of the property. Amoco plans to place a fourteen inch natural gas pipeline in the easement.

4. U. T. Austin - Lundell Professorship of Systematic Botany - Recommendation for Lease to Tim Allen and Terry Morgan DBA Pioneer Fence Company.--

Recommendation

System Administration recommends the granting of a lease to Tim Allen and Terry Morgan, DBA Pioneer Fence Company of Dallas, covering Lots 7, 8, and 9 of Block 10, Original Donation of the Renner Addition to the City of Dallas, Collin County, for a term of five years ending November 14, 1982, at a rental of \$300.00 per month. A real estate commission of \$30.00 monthly would be shared equally by David Howard Co., Realtors, and Pete Ford, Realtor, both of Allen, Texas.

Background Information

The property to be leased is a portion of that property conveyed to the Board of Regents by Dr. and Mrs. C. L. Lundell by deed dated October 30, 1972. Dr. Lundell, who is knowledgeable concerning the local real estate market, recommends this lease as an interim use of the property and as an inducement to encourage additional activity in this area. The tract contains 16,552 square feet. The staff concurs with Dr. Lundell's value estimate of about \$33,000. The net rentals would produce an annual return of 9.8% on this value.

5. U. T. Austin - W. J. McDonald Observatory Fund - Recommendation for Oil and Gas Lease to E. A. Wendlandt on Interest in Tract in Delta and Lamar Counties.--The Administration recommends that the Board of Regents grant to E. A. Wendlandt of Tyler an oil and gas lease on its undivided one-half of the oil and gas under a tract of 130 acres in the A. O. Barbee and J. M. Evans Survey in Delta and Lamar Counties for a primary term of 5 years, 1/5th royalty, \$10 per acre bonus and \$1 per acre annual delay rental. This tract came from the Estate of W. J. McDonald, and one-half of the minerals was reserved when it was sold in 1947. Mr. Wendlandt held a 5-year lease on it which expired in August.

6. U. T. El Paso - Frank B. Cotton Trust - Recommendation for Partial Release of Lien to Criswell Poultry & Egg Co., Inc.--

Recommendation

System Administration recommends the partial release of a lien covering 56,980.42 square feet of land in the N. W. Burdette Survey No. 2, El Paso, Texas, and securing the payment of a note with a principal balance of about \$59,000.00. The area to be released contains 25,355.13 square feet of land on which a small building is located. Criswell Poultry & Egg Co., Inc., has agreed to make a prepayment of principal of \$5,000.00 and to increase the interest rate on the note from 7½% to 9%.

Background Information

This tract of land was conveyed by the Board of Regents to Halem Ayoub by deed dated November 3, 1972. As a part of the purchase price, the Board accepted a note in the principal amount of \$75,000.00, bearing interest at 7½% and payable in 180 monthly installments of \$695.33 each. This obligation, which was secured by vendor's lien and Deed of Trust, has since been assumed by Criswell Poultry & Egg Co., Inc. After

the proposed prepayment, the principal balance on the note would be about \$54,000.00. At 9% interest over the remaining term of 120 months, the new monthly payments would be approximately \$691.00. The Board of Regents would retain as security its lien on 31,625 square feet of land and a building of about 11,500 square feet, with a combined value well in excess of \$100,000.00.

7. U. T. El Paso - Frank B. Cotton Trust - Recommendation for Revision in Mining Lease in Hudspeth County to Mr. Bill Gregory.--It is recommended by the Geologist in Charge and the Executive Director for Investments, Trusts and Lands that the mining lease covering 40 acres in Section 39, Block 3, GC&SF Survey, Hudspeth County, to Mr. Bill Gregory, approved at the April 15, 1977, meeting of the Board of Regents be revised to delete the requirement for Mr. Gregory to post a \$50,000 performance bond. Mr. Gregory has been unable to secure such bond and has requested that this requirement be deleted. The Office of General Counsel reports that such bond is not a legal requirement under the Surface Mining and Reclamation Act of the State of Texas which requires such bond for the mining of coal, lignite, uranium and uranium ore, all of which will be excluded under this lease. Mr. Gregory has agreed to pay the \$9,600 minimum annual royalty in advance. Principal terms of the lease are as follows:

Term - 5 years or as long as minerals are mined and marketed

Royalty - One-eighth or \$10 per ton, whichever is greater, but in no event will royalty paid be less than \$9,600 annually

Bonus - \$25 per acre

This lease excludes oil and gas, other liquid hydrocarbons, potash, sulphur, coal, lignite and fissionable materials.

III. OTHER MATTERS

PUF and Trust and Special Funds: Report of Securities Transactions for the Month of August 1977.--In accordance with present procedure, the report of securities transactions for the Permanent University Fund and Trust and Special Funds for the month of August 1977 was mailed on **October 18, 1977** by Secretary Thedford to the members of the Board of Regents. If any questions regarding this report have been submitted, the Secretary will so report at the meeting of the Land and Investment Committee.

Committee of the Whole

COMMITTEE OF THE WHOLE
Presiding: Chairman Shivers

Date: November 11, 1977
Time: Following the Meeting of the Land and Investment Committee
Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

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I. SPECIAL ITEMS

A. BOARD OF REGENTS

1. Proposed Amendment to Regents' Rules and Regulations, Part Two, Chapter VII (Disposition of Abandoned and Unclaimed Personal Property). --

BACKGROUND INFORMATION

House Bill No. 1994, 65th Leg., R.S., codified as Section 51.123, Texas Education Code, allows for the disposition of abandoned and unclaimed personal property in the custody of a component institution police department.

RECOMMENDATION

System Administration concurs in the recommendation of Mr. Frank I. Cornwall, Director of System Police, that the Regents' Rules and Regulations, Part Two, Chapter VII be amended under authority of House Bill 1994, codified as Section 51.123 Texas Education Code, by adding a new section (Section 10) as follows. This proposed amendment has been approved by the Office of General Counsel:

- Sec. 10 Disposition of Abandoned and Unclaimed Personal Property. -- Abandoned and unclaimed personal property of every kind, except vehicles and drugs, which is not being held as evidence to be used in a pending criminal case which shall remain in the custody of any component institution department for a period of ninety (90) days without being claimed or reclaimed by the owner, whether known or not, will be transferred to the component institution's designated Property Manager to be disposed of in the following manner:
- 10.1 The designated Property Manager shall mail a notice to the last known address of the owner of such property by certified mail, if the owner is known, if the owner is unknown, then the Property Manager shall cause to be published once in the student newspaper, then in a paper of general circulation in the county in which the institution is located, such notice shall contain the description of the property held, the name of the owner if known, the name and address of the officer holding the property, a statement that if the owner does not claim such property within ninety (90) days from the date of publication, such property will be sold, and the date and place of such sale.
 - 10.2 All personal property which remains unclaimed at the expiration of ninety (90) days from the date of publication of the notice required by Section 10.1, or from the date of service by certified mail, if the owner was known, shall be deemed to be abandoned and may be sold.
 - 10.3 The designated Property Manager shall sell the property which has been abandoned to the highest bidder at public sale; the Property Manager may decline the highest bid and reoffer such property for sale, if he considers such bid insufficient; he need not offer any property for sale, if, in his opinion, the probable cost of sale is in excess of the value of the property; the designated Property Manager shall deposit all proceeds of the sale into a fund which shall be designated for this purpose.

- 10.4 Any person claiming an interest in any property delivered to the designated Property Manager, which has been presumed abandoned and sold under the provisions of this section, shall be allowed to file a claim to such property with the designated Property Manager on forms and through procedures prescribed by the Property Manager; upon approval of such claim by the designated Property Manager, the owner may recover the proceeds of such sale after deducting the reasonable expense of keeping such property and the cost of the sale.
- 10.5 Proceeds of the sale, which remain unclaimed, may be used by the institution for student scholarships.
- 10.6 Vehicles, which are abandoned and unclaimed, will be disposed of in accordance with Article 6687-9 of Vernon's Texas Civil Statutes as hereafter amended.
- 10.7 Drugs in the possession of any component institutional police department will be disposed of in the manner prescribed by Article 4476-14, Section 8, of the Texas Dangerous Drugs Act and by Article 4476-15, Section 5.08, of the Texas Controlled Substances Act, or as hereafter amended.

B. U. T. SYSTEM

- 2. Proposed Amendment to 1977-78 Budget Rules and Procedures (Pink Sheets in Annual Budgets). --

BACKGROUND INFORMATION

All Academic institutions and Medical institutions involving instructional programs employ from time to time a number of part-time Instructors and Lecturers. These appointments generally involve teaching a class for one semester. Usually the contract is on a stipend basis for that one class. The advantage of this procedure is that instructional requirements can be met without the addition of full-time faculty involving tenure and other University commitments. This part-time staff solves a number of teaching problems such as unexpected enrollment growth, fluctuating program requirements, and the need for specialized instruction in a particular area on a limited basis.

The volume of activity is substantial at the beginning of each semester. The stipend is normally a fixed contract amount per class; therefore, the academic salary rate interpolated from a percentage of time is not realistic and, in any event, carries no long-term commitment. For all these reasons, it seems a better part of wisdom to place the responsibility for hiring this part-time and temporary staff entirely with the Presidents and not include these appointments in the Dockets.

RECOMMENDATION

System President Walker recommends that the following item be added to the Budget Rules and Procedures and that it be effective immediately:

- 4. Items Requiring Approval of the Chief Administrative Officer Only
 - g. Transactions involving part-time Instructors or Lecturers whose stipend is computed on a "per

class" basis provided the full-time academic rate (nine months) does not exceed \$16,000, Items 2a and 3b notwithstanding.

Chief Administrative Officers Concur:

Following a discussion of this item at the September 28, 1977, meeting of The Council of Academic Institutions, all of the Presidents concurred in the recommended budget rule change.

3. Proposed Amendment to Roster of Depository Banks. --

RECOMMENDATION

System Administration concurs in the recommendation of President V. R. Cardozier that the First National Bank of Odessa be added to the roster of U. T. System depository banks. This recommendation is made on the condition that the First National Bank of Odessa is agreeable to executing the standard bank depository agreement previously approved by the Board of Regents for all U. T. System depository banks.

4. Proposed Amendments to Plan for Professional Medical Malpractice Self-Insurance. --

BACKGROUND INFORMATION

After consultation with and advice from appropriate representatives of the several System health related institutions, System Administration finds it appropriate and in the best interest of the System to modify The University of Texas System Plan for Professional Malpractice Self-Insurance (approved by the Board of Regents at its April 15, 1977 meeting, effective April 1, 1977) so as to (a) provide coverage for certain oral surgeons, (b) provide coverage for certain medical doctors engaged in health services at general academic institutions, (c) exclude from coverage certain claims involving interns, residents and fellows arising in federal health care facilities, (d) provide for coverage of medical staff members, as defined in the Plan, without formal application under some circumstances, and (e) conform provisions of the Plan to current official titles of administrative officers, and otherwise make changes in terms of the Plan necessary to effectuate the foregoing modifications.

RECOMMENDATION

System Administration recommends that the Board of Regents approve the following amendments to the Plan. (Additional language is under-scored; deleted terms are in brackets and marked through.)

Amend Paragraph (a) of Article II, DEFINITIONS, as follows:

"(a) 'Medical staff members' shall mean: (1) medical doctors, oral surgeons, doctors of osteopathy, and podiatrists employed

full-time by a medical school or hospital of the System; medical doctors employed full-time in health services at and by a general academic institution of the System; and interns, residents and fellows of such disciplines participating in a patient-care program in the System; who are duly licensed and registered to practice their profession; and (2) medical students who are duly registered in a medical school of the System."

Amend paragraph (c) of Article II, DEFINITIONS, as follows:

"(c) 'Medical malpractice claim' means an alleged cause of action (arising within the Plan territory) based upon treatment, lack of treatment, or other claimed departure from accepted standards of medical care which proximately result in injury to or death of the participant's patient; provided, however, that 'Medical malpractice claim' shall not mean any cause of action or claim arising out of or incident to, whether directly or indirectly: (1) any unlawful or illegal act, error or omission of participant, unless participant had no reasonable cause to believe his conduct was unlawful or illegal; [~~or~~] (2) any assumption of liability or indemnity obligation by participant under a contract or agreement; or (3) any act, error or omission by an intern, resident or fellow occurring in any federal health care facility, including, but not limited to, any Veterans Administration Hospital, and any Public Health Service Hospital."

Amend paragraph (g) of Article II, DEFINITIONS, as follows:

"(g) 'Administrator' means the [~~Deputy-Chancellor~~] President of The University of Texas System."

Amend paragraph (h) of Article II, DEFINITIONS, as follows:

"(h) 'General Counsel' means the Vice President and General Counsel of The University of Texas System."

Amend paragraph (k) of Article II, DEFINITIONS, as follows:

"(k) 'Plan territory' means: (1) the United States of America, its territories or possessions, or Canada; or, (2) anywhere in the world for medical doctors, oral surgeons, doctors of osteopathy, or podiatrists, provided the original suit for damages is brought within the United States of America, its territories or possessions, or Canada."

Amend Article IV, CONDITIONS FOR PARTICIPATION, as follows:

"~~[Section-1---Application-for-Participation---Each-person-who-is-a-medical-staff-member-on-the-effective-date-of-the-Plan, and-each-person-who-becomes-a-medical-staff-member-thereafter, shall-be-given-a-copy-of-the-Plan-and-as-a-condition-of-participation, shall-complete-and-sign-an-application-in-such-form-as-is-prescribed-by-the-Administrator, and-evidencing-the-fact such-person-accepts-and-agrees-to-all-the-provisions-of-the-Plan.]~~

"~~[Section-2---Student-Participation-Fee---Each-medical-student, as-an-additional-condition-of-participation, must-pay-into-the-Fund-a-fee-in-such-amount-of-amounts, and-at-such-time-or-times, as-may-be-required-by-the-Board.]~~"

Each person who is a medical staff member on the effective date of the Plan, and each person who becomes a medical staff member thereafter, shall be a participant in the Plan, provided, however, that (1) each medical student, as an additional condition of participation, must pay into the Fund a fee in such amount or amounts,

and at such time or times, as may be required by the Board; and (2) a medical doctor employed full-time in health services at and by a general academic institution of the System shall not become a participant unless and until (a) all medical doctors so employed by such institution elect to participate in the Plan, (b) such institution files with the Administrator a written application, on behalf of such medical doctors, for participation in the Plan, and (c) such application is approved and accepted by the Administrator.

Amend Section 3, of Article XII, GENERAL PROVISIONS, as follows:

"Section 3. ~~[Declaration]~~ Entirety of Agreement. ~~[by-acceptance-of-this-Plan,-the-participant-agrees-that-the-statements-in-his-application-to-participate-are-his-agreements-and-representations,-that-his-application-has-been-accepted-by-the-System-in-reliance-upon-the-truth-of-such-representations-and-that-this]~~ This Plan [and-his-application-to-participate,-embody] embodies all agreements existing between ~~[himself]~~ any and all persons and the System or any of its agents relating to this Plan and the coverage afforded hereunder."

Amend Section 8 of Article XII as follows:

"Section 8. Communications. All notices, reports and statements given, made, delivered or transmitted to a participant shall be deemed duly given, made, delivered or transmitted when delivered to him, or when mailed by first-class mail, postage prepaid, and addressed to him at the address last appearing on the books of the System. A participant who changes his address shall forthwith give written notice to the System of such change. Written directions, notices and other communications from participants to the System shall be mailed by first-class mail, postage prepaid, or delivered as follows:

"(a) If intended for the Administrator: The University of Texas System, Office of the ~~[Deputy Chancellor]~~ President, O. Henry Hall, 601 Colorado Street, Austin, Texas 78701, Attention: ~~[The Deputy-Chancellor]~~ Vice President and General Counsel.

"(b) If intended for the General Counsel: Ashbel Smith Hall, 201 West Seventh Street, Austin, Texas 78701, Attention: General Counsel, The University of Texas System."

C. U. T. AUSTIN

5. Request for Waiver of Regents' Rules and Regulations, Part One, Chapter III, Section 1.84 (Employment of Visiting Professors). --

PRESIDENT ROGERS' RECOMMENDATIONS

- a. "I am requesting waiver of the Rules and Regulations, Part One, Chapter III, Section 1.84 so as to permit the employment of Dr. F. L. Roberts as Visiting Associate Professor of Civil Engineering on a one-third time basis for the fall semester 1977-78. Dr. Roberts has served in this capacity during the two prior years 1975-76 and 1976-77.

"This appointment was requested by the Dean of the College of Engineering on an emergency basis to permit the Department of Civil Engineering to accommodate the substantial

student enrollment increased in a course on transportation systems. Dr. Roberts is well qualified to teach this course and no other instructor could be obtained on short notice."

- b. "I am requesting consideration and approval for waiver of the Rules and Regulations, Part One, Chapter III, Section 1.84 (a) so as to enable a third year appointment as Visiting Professor for Gilbert C. Chase.

"Professor Chase is a world renowned scholar in the history of Latin American culture and music. He will serve on a one-third basis for 1977-78 and will teach courses offered jointly by the Department of History and the Division of General and Comparative Studies."

BACKGROUND INFORMATION

Dr. Roberts' appointment was necessitated by an unexpectedly large student enrollment increase in CE 421, Transportation Systems, and the appointment enabled U. T. Austin to accommodate the students with a course that would not otherwise be available. This is a one time request for a waiver. Dr. Roberts is highly qualified to teach the course.

Dr. Chase is an eminent scholar recognized internationally and he makes a significant contribution to U. T. Austin in teaching History 366N, Topics in History--Music in American Life. His appointment has been strongly supported by both the History Department and the Division of Comparative Studies.

System Administration concurs:

System Administration concurs in the recommendation of President Rogers concerning these appointments.

6. Request for Authorization to Accept Gifts or Bequests from The Business School Foundation (External Foundation) and Amendment to Regents' Rules and Regulations, Part One, Chapter VII, Subsection 3.23, to Conform.--

RECOMMENDATION

System Administration recommends that gifts or bequests from The Business School Foundation be accepted and approved by the Board of Regents in accordance with the Regents' Rules and Regulations, Part One, Chapter VII, Section 3.2, with Subsections 3.21 and 3.22 reading as follows:

- 3.21 No component institution or department or school of a component institution of the System may accept or receive gifts or bequests from any external foundation (whether or not an authorized external foundation) until such gifts or bequests have been accepted and approved by the Board of Regents.
- 3.22 Wherever such external foundations now exist, the Board of Regents shall establish a working relationship with the officials of that foundation and coordinate their activities in such a way as to assure their conformity with the general policies of the Board of Regents.

COMMITTEE OF THE WHOLE
REGENTS' MEETING OF SEPTEMBER 16, 1977

ITEM 5a: U. T. AUSTIN - LITTLE CAMPUS

With respect to the "Little Campus" Buildings at The University of Texas at Austin, System Administration recommends:

1. Preservation of that portion of Building "C" known as the Custer House, consisting of the most southerly segment and containing approximately 4,600 gross square feet of space on two floors,
2. Preservation and maintenance of the grove of trees located on the southern half of the site,
3. Demolition of all other structures on the "Little Campus" site, and
4. Appointment of an architectural consultant to prepare a Feasibility Study and Cost Estimate for preservation of the Custer House, which study will be reported to the Board at a future meeting.

Recommended Consultants:

Beran & Shelmire, Dallas, Texas

Wilson/Crain/Anderson/Reynolds, Houston, Texas

Proposed gifts or bequests from this Foundation are to be reported in Dockets. The Foundation charter was filed with the Secretary of State on September 27, 1977.

If the foregoing is approved, it is further recommended that Sub-section 3.23 of the Regents' Rules and Regulations, Part One, Chapter VII be amended by adding to the list of External Foundations "The Business School Foundation".

7. Little Campus.--The Evaluation Report on "Little Campus" Buildings by the Office of Facilities Planning and Construction (Pages C of W 9-12) was presented at the September 16 meeting; however, consideration was deferred until the November meeting. At the September 16, 1977, meeting, Chairman Shivers extended an invitation to Professor Emeritus Philip D. Creer and Susan S. Berry to attend and to be heard at the November meeting with respect to this item.

Evaluation Report

Objective of the Report:

- a. Describe location, size, construction, and existing conditions of the "Little Campus" buildings.
- b. Outline required modifications and/or reconstruction for compliance with U. T. System standards of construction.

General Description:

Location: The "Little Campus" site occupies the entire block of land encircled by Red River Street, M. L. King Jr. Blvd., West Frontage Road of Interstate Highway No. 35 and the vacated right-of-way of former East Eighteenth Street. The site totals approximately 4.4 acres and is contiguous with the northern boundary of the site of the Special Events Center building which is currently under construction.

The approximate southern half of the site is a grass lawn area with an almost unbroken canopy of large trees.

The three buildings being evaluated cover most of the northern half of the site with their principal elevations facing to the south. See attached exhibit map for relative building locations.

Size of Buildings:

1) Building C -

A rambling structure of two and three story segments containing approximately 26,000 gross square feet of floor area. The southmost segment of this structure is generally known as the "Custer House" which encompasses approximately 4,600 gross square feet on two floor levels not including an unexplored cellar.

2) Building G -

A three story structure containing approximately 42,000 gross square feet of floor area. The third floor formerly served as an auditorium/chapel having a small stage and an estimated seating capacity of approximately four hundred persons.

3) Building H -

A two story structure containing approximately 20,000 gross square feet of floor area.

General Construction:

A. Building C

The original portion (the "Custer House") was built in 1858/59 and received numerous additions and subtractions throughout the following six decades as its ownership and use changed. Its general construction consists of exterior brick bearing walls; wood and cast iron interior structural framing members; wood framed stairs, porches and windows; wood rafters and roof trusses; and composition and metal roofing materials.

The exterior masonry is generally sound, however, some indication of mortar deterioration is evident. Portions of the east elevation reflect the earlier demolition of Building B done for IH 35 West Frontage Road construction. Interior floor pitch suggests that the interior structure has settled differentially as compared with the exterior walls; however, this is not severe.

There is considerable interior evidence of water damage due to a combination of roof, wall, window and plumbing leaks.

Most visible woodwork and trim is in poor condition including floor finishes.

Most visible metal work such as gutters, cornices, and roofing is in poor condition.

B. Building G

This building was constructed in 1903 as a school building for the Blind Institute. Its general construction consists of exterior brick bearing walls; wood, cast iron, and steel interior structural framing members; wood framed stairs, porches and windows; wood rafters; and composition and metal roofing materials.

The exterior masonry is sound, however, some indication of mortar deterioration is evident. Interior floor pitch suggests that the interior structure has settled differentially. This is especially noticeable at stair landings. Water and varmint damage is evident throughout but not extensive.

Most visible woodwork and trim is in poor condition including floor finishes.

Some tile paving is missing from the front entry porch.

Most visible metal work such as gutters, cornices, and roofing is in poor condition.

Other than corridors and stairs most of the original interior spaces have been subdivided by means of lightweight partition construction and the floors covered by a variety of materials.

C. Building H

First constructed in 1888 as an eight thousand square feet boys' dormitory building. Subsequent additions in 1891 and 1900 increased it to its present size of 20,000 gross square feet. Its general construction consists of exterior brick bearing walls; wood and cast iron interior structural framing members; wood framed stairs, porches, and windows, wood rafter and roof trusses; and composition and metal roofing materials.

The exterior masonry is generally sound, however, some indication of mortar deterioration is evident. Some major cracks appear near window openings. Interior floor pitch indicates uneven settlement of the wood frame portion of the structure.

There is considerable interior evidence of water damage due to a combination of roof, wall, window and plumbing leaks.

Most visible woodwork and trim is in poor condition including floor finishes and wall and ceiling plaster.

Certain of the exterior wooden galleries and porches have been earlier removed and second floor exterior door openings barricaded.

Most visible metal work such as gutters, cornices, and roofing is in poor condition.

Mechanical Systems:

It appears that all buildings were originally constructed without electrical wiring. Most have since been wired using open type "cleat" or "knob and tube" systems. "Cleat" wiring is still in use in Building H and "knob and tube" is still the only type wiring in some areas of Building C. Interior modifications in recent years has utilized exposed conduit. Surface mounted fluorescent lighting has been added for use in most office areas.

Main electrical switchgear areas were not investigated.

An underground electrical duct bank was extended to "Little Campus" in 1972; however, it appears that some electrical service is still derived from City of Austin riser poles along M. L. King Blvd.

The mechanical systems originally installed in the 1890 vintage buildings were meager and since that time have been improved only slightly. Buildings H & C have had no mechanical improvements of significance except for the addition of some steam radiators 50 or more years ago. These units are still in operation but are served by steam from the main campus tunnel system. There is a fire standpipe system in the building but the remainder of the plumbing is unacceptable according to modern day standards.

Building G is in about the same mechanical condition as H & C except that some self-contained air conditioning units have been added with exposed duct work. These units are showing their age and would not be reusable in a modernization program.

In summary, there are no salvageable mechanical systems in these buildings.

Necessary Building Modifications for Educational Occupancy:

- a. Elimination of architectural barriers detrimental to the physically handicapped will require major building modifications including passenger elevators, special toilet room facilities, ramps at exterior entrances and interior split-level floor elevations - a major task.
- b. Public restrooms are totally inadequate and must be rebuilt to current codes and standards.
- c. Certain stairs without landings must be rebuilt to comply with safety code standards.
- d. Existing stairs with open wells which rise through more than two floor levels must be enclosed to comply with fire safety standards.
- e. Any dead-end corridors which exceed code limits must be eliminated.
- f. Handrails and railings must be changed to comply with public safety codes.

- g. All hardware must be evaluated for compliance with safety standards governing emergency exit from public buildings.
- h. Totally new electrical system including lighting is required to comply with University standards.
- i. Totally new mechanical system including plumbing is required to comply with University standards and human comfort.
- j. Complete fire protection sprinkler system is required.

General Evaluation and Conclusions:

The absence of a specific proposal for the occupancy and use of the structures being evaluated results in general comments and few detailed conclusions.

The current condition and configuration of Building C suggests that little of this space could be economically upgraded to present-day building standards.

The configuration of Building G and Building H suggests a greater potential for utilizing the interior space available although extensive work would be needed to upgrade the safety and comfort of the building to present-day building standards.

Without citing exact estimates or cost amounts it is probable that the expense of upgrading any or all of the buildings to current University standards will equal or exceed the cost of constructing totally new space of equal size and function.

If restoration to original like-new vintage is considered, the cost will further be impacted by the limited availability of workmen qualified to perform certain crafts.

It is most probable that any significant upgrading or restoration work accomplished in compliance with current codes and standards may require total demolition of the existing interior parts and the construction of a totally new building within the salvaged shell of the exterior masonry walls.

It is feasible to structurally isolate that part of Building C known as the "Custer House" and restore the approximately 4,600 gross square feet of space to its original appearance. Once such a restoration were completed, the truly original materials would in all likelihood be limited to the limestone masonry and brick trim of the east, south and west walls; cellar walls; and limited portions of the north wall. Little or none of the original wood members are existing or reusable.

Based upon earlier feasibility studies for the preservation of the "Old Red" structure at the Medical Branch in Galveston, it is reasonable to conclude that restoration/preservation of all three buildings at "Little Campus" with an aggregate total of 88,000 gross square feet will cost in the range of \$10 to \$12 million total project cost and the restoration/preservation of the "Custer House" only at 4,600 gross square feet will cost in the range of \$1.5 to \$2 million total project cost, including demolition of the other structures and site development work.

System Administration will make a recommendation to the Board of Regents at the November 11, 1977, meeting.

D. U. T. EL PASO

8. Request for Approval of Contract with Sierra Properties, Inc.,
for an Archaeological Survey. --

BACKGROUND INFORMATION

Sierra Properties, Inc., owns several lots in Sherman Industrial Park within the City of El Paso including Lots 8 and 10 east of Railroad Drive. An archaeological survey prepared in 1977 indicated that Lots 8 and 10 might contain items of archaeological significance. Under Executive Order 11,593 dated May 13, 1971, entitled, "Additional Federal Actions Regarding the Preservation of Antiquities," Sierra Properties, Inc., is required to have a further archaeological survey made of Lots 8 and 10 prior to developing them. Sierra Properties, Inc., has requested The University of Texas at El Paso to conduct the archaeological survey, excavate and remove all artifacts and items of archaeological significance, and prepare a report satisfactory to State and Federal authorities. Sierra Properties, Inc., will pay The University of Texas at El Paso cost of the work not to exceed \$15,679.20.

PRESIDENT TEMPLETON'S RECOMMENDATION

"Enclosed are two copies of a Contract between The University of Texas at El Paso and Sierra Properties, Inc. (Pages C of W 14 - 15) which provides for the archeological survey of Lots 8 and 10 of Sherman Industrial Park in the City of El Paso. This project is to be directed by Dr. Rex E. Gerald, Director of the Centennial Museum, and will terminate ten weeks from the effective date of the contract. The sum of \$15,679.20 is requested for this project period.

"It is requested that the document be referred to the Board of Regents for approval at their next meeting."

System Administration concurs:

System Administration concurs in the recommendation of President Templeton that the contract be approved by the Board of Regents with authority to the Chairman of the Board to execute the contract when same has been approved as to content by the President of the System and as to form by an attorney in the Office of General Counsel.

C O N T R A C T

This Contract is entered into this _____ day of _____, 1977 by and between SIERRA PROPERTIES, INC. (Sierra) and the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for and on behalf of The University of Texas at El Paso, hereinafter referred to as UTEP:

RECITALS

Sierra owns several lots in Sherman Industrial Park within the City of El Paso including Lots 8 and 10 East of Railroad Drive in the City of El Paso. In 1977, Patrick H. Beckett and Stanley D. Bussey prepared an archaeological survey of Sherman Industrial Park. Such survey indicated that Lots 8 and 10 (hereinafter referred to as "the Subject Land") might contain items of archaeological significance. Sierra is required by Executive Order 11,593 (13 May 1971) entitled "Additional Federal Actions Regarding the Preservation of Antiquities" to conduct an archaeological survey of Lots 8 and 10 East in Sherman Industrial Park prior to developing them.

Sierra desires and UTEP has agreed to conduct an archaeological survey of the Subject Land, excavate and remove all artifacts and items of archaeological significance and prepare a report indicating that all artifacts and items of archaeological significance have been removed from the Subject Land, that there are no longer any archaeological resources on the Subject Land and that the further development of the Subject Land by Sierra, its successors or assigns, would not result in the loss of any archaeological resources.

In consideration of the covenants and conditions herein contained, the parties do hereby agree as follows:

1. UTEP will conduct an archaeological survey of the Subject Land and conduct test excavations thereon and such other field work as it deems necessary or desirable to locate any significant archaeological resource materials, items or other data.
2. Any artifacts or other items of archaeological significance will be removed, analyzed, catalogued and stored by UTEP.
3. After the field and lab work is completed, UTEP will prepare a report satisfactory to the State and Federal authorities having jurisdiction indicating that the Subject Land has been archaeologically surveyed, excavated and tested and that

all artifacts and other items of archaeological significance have been removed therefrom and that the development of the Subject Land by Sierra, its successors or assigns, will not result in the loss of any significant archaeological resources. UTEP's activities will be conducted in accordance with the research proposal submitted to Invesco Corp. of El Paso, Texas dated July 11, 1977.

4. The field work, lab work and written report provided in paragraphs 1, 2 and 3 above will be completed on or before ten weeks from the effective date. R.D.
CCW

5. Sierra will pay UTEP in accordance with the budget attached as an Appendix and made a part of the above mentioned research proposal; provided, however, under no circumstances will the total costs exceed \$15,679.20. Payment will be made by check to the University Business Office in the following manner: eighty per cent (80%) of the total cost shall be paid upon delivery of the report to Sierra. The balance of twenty per cent (20%) will be paid when the report is approved by the appropriate State and Federal authorities.

6. This Contract shall inure to the benefit of and be binding upon the parties hereto, their successors and assigns.

EXECUTED by the parties on the day and year first above written.

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM ON BEHALF OF THE UNIVERSITY OF TEXAS AT EL PASO

By _____

ATTEST:

SIERRA PROPERTIES, INC.

C. Lamy Phillips; Secy

By Wood
President

Approved as to Content:

Approved as to Form:

[Signature]
President

W.O. Thull
University Attorney

E. GALVESTON MEDICAL BRANCH, HOUSTON HEALTH SCIENCE CENTER AND UNIVERSITY CANCER CENTER

9. Request for Participation in Construction Costs of Sanitary Sewer Trunk Line and Storm Sewer Trunk Line in City of Houston and in Engineering Fees for Conversion of Cambridge Street to Four Lanes, and Appropriation Therefor. --

BACKGROUND INFORMATION

The City of Houston has awarded contracts for construction of a Sanitary Sewer Trunk Line and a Storm Sewer Trunk Line that will serve the area where the University owns property in the City of Houston on which the Central Food Service Facility is being constructed (the 100 acre site acquired from Hermann Hospital Estate). This facility will serve the Houston Health Science Center, University Cancer Center, Galveston Medical Branch and the Hermann Hospital. The pro rata cost to the University for the Sanitary Sewer Trunk Line is \$204,848.99 and for the Storm Sewer Trunk Line is \$779,794.23. The proration of Sewer Trunk Line costs to adjacent property owners is in line with City of Houston ordinances.

Planning is underway to convert Cambridge Street on the East side of this property from a two lane street to a four lane street with esplanade. The entire width of the expanded street has already been dedicated to the City of Houston for this purpose. It is recommended that the University participate on a pro rata basis in the engineering fees not to exceed \$20,000 for development of the plans for this project. Subsequent action of the Board for participation in the construction costs will be requested after plans and estimated costs are completed.

RECOMMENDATION

System Administration recommends that approval be given to participate in these projects and that an appropriation of \$1,005,000 be authorized from account number 85-0204-2000 to cover the costs of these projects.

10. Proposed Temporary Construction Easement to Jalco, Inc., Along the East Side of Approximate 100 Acre Site Located in P. W. Rose Survey, Houston, Texas. --

BACKGROUND INFORMATION

The Sanitary Sewer Trunk Line in Item 9 will not be located on University property. This property was obtained from the Hermann Hospital Estate at the time of the creation of the Houston Medical School; and the Central Food Service Facility to serve the Houston Health Science Center, the University Cancer Center, the Galveston Medical Branch and the Hermann Hospital is under construction on this property.

RECOMMENDATION

System Administration recommends that a 75-foot wide temporary construction easement be granted to Jalco, Inc., to provide a work area along the east side of the approximate 100 acre site located in the P. W. Rose Survey in the City of Houston for the sole purpose of constructing, building and laying a trunk sanitary sewer line and all associated apparatus pursuant to City of Houston Contract No. 17873. The temporary easement shall expire and terminate upon the completion of City of Houston Contract No. 17873 by Jalco, Inc.

If it is further recommended that the Chairman of the Board of Regents be authorized to execute this temporary easement when it has been approved as to content by the President of the System and as to form by an attorney in the Office of General Counsel.

F. HOUSTON HEALTH SCIENCE CENTER

11. Proposed Additional Nominees to the Houston Health Science Center Foundation Board of Directors. --

BACKGROUND INFORMATION

On September 12, 1975, the Board of Regents approved the names of sixty-six nominees from which would be selected the membership of the Board of Directors of the Houston Health Science Center Foundation and the five Advisory Councils representing the schools in the Center. Because of personnel changes in those positions associated with the Center's private fund development program, these memberships have not been finalized and reported to the Board.

RECOMMENDATION

President Blocker is actively endeavoring to complete this private fund development organization and has recommended, and Chancellor LeMaistre has concurred, that the two additional nominees as listed below be approved as nominees to whom membership on the Board of Directors of the Houston Health Science Center Foundation may be offered:

Mr. Robert Parker, Vice President of Fayez Sarofim
& Company

Mr. Harold Austin, Executive Vice President of
Brown and Root

Comment

President Blocker anticipates that for the December meeting he will be ready to report the full membership of the Board of Directors of the Houston Health Science Center Foundation. There will be no publicity on these nominees until the full membership is reported.

G. SAN ANTONIO HEALTH SCIENCE CENTER

12. Hearing on Appeal of Alfred Earl Befeld, Jr., San Antonio, Texas Regents' Rules and Regulations, Part One, Chapter VI, Section 3.(11)3]. --Each member of the Board of Regents has previously been sent a copy of the Appeal of Alfred Earl Befeld, Jr., under Part One, Chapter VI, Section 3.(11)3 of the Regents' Rules and Regulations.

H. TYLER HEALTH CENTER

13. Report of Actions Taken to Transfer from the Texas Department of Health Resources to the Board of Regents. --

Report

At the Board of Regents' meeting on July 29, 1977, the Chairman of the Board of Regents was authorized to execute any and all instruments necessary to accomplish the transfer of The University of Texas Health Center at Tyler (formerly East Texas Chest Hospital) to the Board of Regents of The University of Texas System. In that connection, the following documents have been signed by the Chairman of the Board as necessary to the transfer of this institution:

- a. Assignment of Architects' Contract for construction underway at The University of Texas Health Center at Tyler from the Texas Department of Health Resources to The University of Texas System

Architects: Page Southerland and Page, Austin, Texas, acting as managing partners; Preston M. Geren and Associates, Fort Worth, Texas; and Golemon and Rolfe, Houston, Texas

- b. Assignment of Construction Contract for construction underway at The University of Texas Health Center at Tyler from the Texas Department of Health Resources to the Board of Regents of The University of Texas System

Contractor: Allen M. Campbell Company, General Contractors, Inc., Tyler, Texas

- c. Agreement for Transfer of the East Texas Chest Hospital from the Texas Board of Health Resources to the Board of Regents of The University of Texas System executed by the Director of the Texas Department of Health Resources. This agreement will be incorporated and made a part of the Minutes of the November 1977 meeting.

- d. Memorandum of Agreement as required by Senate Bill 1300, Acts, 65th Legislature, 1977, between the Texas Department of Health Resources and the Board of Regents of The University of Texas System. This agreement will be incorporated and made a part of the Minutes of the November 1977 meeting.

Senate Bill 1300, Acts of the 65th Legislature, required that The University of Texas System honor and perform all existing contracts that had been entered into by, for and on behalf of, the East Texas Chest Hospital by The Texas Department of Health Resources. Continuance of the following contracts has been accomplished by the Staff of Central Administration and are submitted for the record:

- a. Training and Education of osteopathic medical students from the Texas College of Osteopathic Medicine at The University of Texas Health Center at Tyler
- b. Training and Education of students of Texas Eastern University in programs in Medical Technology and Nursing
- c. Training and Education of students of Kilgore Junior College in Nursing
- d. Training and Education of students of Tyler Junior College in programs in Respiratory Technology and Vocational Nursing
- e. Agreement with the State Commission for the Blind for operation of a Snack Bar by that agency in facilities of The University of Texas Health Center at Tyler

Each of these contractual agreements will be reviewed during the current fiscal year and any changes deemed necessary will be submitted to the Board of Regents for approval at future meetings.

II. SCHEDULED MEETINGS AND EVENTS. --Below is a schedule of meetings and events. The Board of Regents has previously scheduled the following meeting:

December 16, 1977, in Dallas

1977

NOVEMBER

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Holidays Scheduled

- Nov. 24-25, 1977
- Dec. 22-23, 26-27, 1977
- January 2, 1978
- March 2, 1978
- March 24, 1978 (1/2 day)
- May 29, 1978
- July 4, 1978

Other Events

- Nov. 12, 1977
- Nov. 18, 1977
- Dec. 7, 1977
- Dec. 15, 1977
- Feb. 26-28, 1978
- Dad's Day, U. T. Austin Meeting of Law School Foundation in Austin
- 67th Public Auction, Oil and Gas Leases, Midland
- Santa Rita Award in Dallas
- Coordinating Board Conference for New Members of Governing Boards - San Antonio

1978

JANUARY

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MARCH

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FEBRUARY

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APRIL

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*Football Schedule
+ Dallas*

Odessa

June 8 + 9 - Austin

U. T. Austin - 1977 Football Schedule

| | | | |
|-------------|------------|-----------|-----------------------|
| November 12 | 2:00 p. m. | T. C. U. | at Austin - DADS' DAY |
| November 19 | 2:00 p. m. | Baylor | at Austin |
| November 26 | 1:30 p. m. | Texas A&M | at College Station |

Committee of the Whole
Executive Session

COMMITTEE OF THE WHOLE - EXECUTIVE SESSION
[Pursuant to Vernon's Texas Civil Statutes
Article 6252-17, Sections 2(e), (f) and (g)]

Date: November 11, 1977

Time: Following the Meeting of the Committee of the Whole -
Open Session

Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

| | <u>Page</u> |
|--|-------------|
| 1. Pending or Contemplated Litigation - Section 2(e) | 2 |
| 2. Land Acquisition - Section 2 (f) | |
| a. Houston Health Science Center and University Cancer Center: Proposed Acquisition of Property and Appropriation Therefor | 2 |
| b. University Cancer Center: Proposed Acquisition of Property and Appropriation Therefor | 2 |
| 3. Personnel Matters - Section 2 (g) | 3 |

Documentation

1. Pending or Contemplated Litigation

2. Land Acquisition
 - a. Houston Health Science Center and University Cancer Center: Recommendation for Completion of Acquisition of Prudential Property in Houston, Texas, and Appropriation Therefor.--

BACKGROUND INFORMATION

The 60th Legislature, Regular Session, 1967, House Bill No. 287, authorized the Board of Regents of The University of Texas System to acquire by purchase, or otherwise, the tract of land that is located adjacent to the Prudential property in Houston, Texas. The property is 90,607 square feet situated in the P. W. Rose Survey, Abstract 645, Houston, Harris County, Texas, being located on the Southwest corner of the intersection of Fannin Street and Holcombe Boulevard. This property, adjacent to the Prudential Building, will be needed for future development of The University of Texas Units in Houston.

RECOMMENDATION

System Administration recommends that approval be given to purchase this property at a cost of \$1,300,000 and that the Chairman be authorized to execute the necessary documents when same have been approved as to content by the President of the System and as to form by an attorney in the Office of General Counsel. It is further recommended that funds be appropriated from Account Number 85-0204-2000 to cover the cost of this purchase.

- b. University Cancer Center: Proposed Purchase of 1800 Holcombe Boulevard Apartments in Houston, Texas, and Appropriation Therefor.--

RECOMMENDATION FROM M. D. ANDERSON

President Clark has recommended that authorization be given to purchase the 1800 Holcombe Boulevard Apartments located in Houston, Texas, near the Texas Medical Center. The site area of these apartments is 1.8747 acres or 81,675 square feet, and the improvements on the property represent approximately 40,000 square feet. There are 32 apartments with a caretaker's cottage, storage buildings and carports, all in good condition and well maintained. President Clark recommends that purchase of this property at a cost of \$790,000 be made from The University Cancer Foundation.

" The University Cancer Foundation proposes to purchase the apartment complex at 1800 Holcombe Blvd. , and negotiations have begun and will proceed, pending the approval of the Board of Regents .

" The apartment complex would be an important equity of the University Cancer Foundation in the developing operation of The University of Texas System Cancer Center. This complex is proposed to be used for many of the needs which arise at the Cancer Center such as housing for Fellows who come from all parts of the United States and the world to study at M.D. Anderson Hospital; for Visiting Professors who are here for a duration of approximately four months , many of them without transportation and cannot live any distance from the Medical Center; for new staff joining the institution who need a few months transition period to relocate in Houston; for residences for some staff members; and possibly for patients who choose to move to Houston for several months time during their treatment.

" The complex is convenient in location and there may be other unforeseen needs that will arise in which this property will be used .

The housing situation in Houston is becoming quite critical . There is an influx of the population into the city at a rate of 1,000 per week and any type of housing is at a premium. Those people desiring temporary housing cannot find a place to live .

" The purchase price is reasonable and includes a significant gift from Mr. Frank K. Meyer. Our Physical Plant engineers have examined the property and find it in good condition for a building fifteen years old .

" It is hoped that the Board of Regents will approve the purchase of this property . "

System Administration Concur:

System Administration concurs in the recommendation of President Clark and recommends that approval be given to purchase this property and that the Chairman be authorized to execute the necessary documents to complete the purchase when same have been approved as to content by the President of the System and as to form by an attorney in the Office of General Counsel.

3. Personnel Matters

Meeting of the Board

(continued)
**MEETING OF THE BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM**

Date: November 11, 1977

Time: Following the Executive Session of the Committee of the Whole

Place: Vail and Aspen Rooms
Sheraton Inn, Tyler, Texas

- A. ...
- B. ...
- C. ...
- D. ...
- E. ...
- F. ...

G. RECONVENE

H. REPORTS OF STANDING COMMITTEES

1. System Administration Committee
by Committee Chairman Williams
2. Academic and Developmental Affairs Committee
by Committee Chairman Sterling
3. Buildings and Grounds Committee
by Committee Chairman Bauerle
4. Health Affairs Committee
by Committee Chairman Law
5. Land and Investment Committee
by Committee Chairman Clark

**I. REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS
by Vice-Chairman Williams**

J. REPORTS OF SPECIAL COMMITTEES

1. Report of Committee to Appoint Outside Consultant
to Study Oil, Gas and Mineral Transactions
2. Report of Committee to Approve Sale of Lots 26 and
27, Block 5, Lakeside Forest, Section 1, Addition
in Harris County, Texas

**K. REPORT OF THE COMMITTEE OF THE WHOLE - OPEN SESSION
by Chairman Shivers**

**L. CONSIDERATION OF THE ITEMS REFERRED TO EXECUTIVE
SESSION OF THE COMMITTEE OF THE WHOLE. --The Board of
Regents discussed in Executive Session of the Committee of the
Whole pursuant to V. T. C. S., Article 6252-17, Sections 2(e), (f),
and (g) the items listed below:**

1. Pending or Contemplated Litigation - Section 2(e)
2. Land Acquisition - Section 2(f)
 - (a) Houston Health Science Center and University
Cancer Center: Proposed Acquisition of Property
and Appropriation Therefor
 - (b) University Cancer Center: Proposed Acquisition
of Property and Appropriation Therefor
3. Personnel Matters - Section 2(g)

M. ADJOURNMENT