

MATERIAL SUPPORTING THE AGENDA

Volume XXIVb

March 1977 - August 1977

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on April 15, 1977; June 10, 1977 and July 29, 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 Deputy Chancellor.

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: April 15, 1977

Meeting No.: 745

Name: *Official copy*

BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM
CALENDAR

Place: Ashbel Smith Hall, 9th Floor
Austin, Texas

Friday, April 15, 1977. --The order of the meeting is set out below:

9:00 a. m. Meeting of the Board

Committee Meetings
System Administration Committee
Academic and Developmental Affairs Committee
Buildings and Grounds Committee
Medical Affairs Committee
Land and Investment Committee
Committee of the Whole
Open Session
Executive Session

Meeting of the Board

Telephone Numbers

Offices:

Board of Regents	471-1265
Chancellor LeMaistre	471-1434
Deputy Chancellor Walker	471-1743

Hotels:

Sheraton-Crest	478-9611
Driskill Hotel	474-5911
Austin Hilton Inn	451-5757

Airlines:

Braniff International	476-4631
Continental	477-6716
Texas International	477-6441

Meeting of the Board

MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: April 15, 1977

Time: 9:00 a.m.

Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

A. CALL TO ORDER

Introduction of Guests & Student Representatives

B. APPROVAL OF MINUTES OF REGENTS' MEETING HELD
FEBRUARY 11, 1977

C. 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. Medical 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 retire to the Regents' Committee Room and 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)
- (3) Personnel Matters - Section 2(g)

System Administration Committee

SYSTEM ADMINISTRATION COMMITTEE
Committee Chairman Williams

Date: April 15, 1977
Time: Following the 9:00 a. m. Session of the Board of Regents
Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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System Administration submits for formal approval the recommendations set out on Pages SAC - 2-17 :

1. U. T. System: Proposed 1977-78 Budget Policies and Limitations for General Operating Budgets, Auxiliary Enterprises, Contract Areas, Current Restricted Funds, and Service and Revolving Fund Activities (10-B-77). --It is recommended by Deputy Chancellor Walker that approval be given to the following 1977-78 Budget Policies and Limitations for General Operating Budgets, Auxiliary Enterprises, Contract Areas, Current Restricted Funds, and Service and Revolving Fund Activities subject to review and modification based on the current Appropriations Bill pending in the Sixty-fifth Legislature and that the Chief Administrative Officers of the component institutions be instructed to write the first draft of their operating budgets conservatively in accordance with these policies and limitations and to follow the 1977-78 calendar as set out on Page SAC-3 :
 - a. Overall budget totals, including reasonable reserves, must be limited to the funds available for the year from:
 - (1) General Revenue Appropriations,
 - (2) Estimates of Local Income, and
 - (3) Limited use of Institutional Unappropriated Balances.
 - b. The recommendations for salary increases for both teaching and nonteaching personnel are subject to the current regulations and directives included in the General Appropriations Bill.
 - c. Selective merit salary advances may be provided for the faculty and professional staff. In the case of faculty merit advances or advances in rank are to be on the basis of teaching effectiveness. This policy relating to faculty salary increases applies to all fund sources.
 - d. New faculty positions are to be based on conservative estimates of enrollment increases. Total faculty staffing should be reviewed in terms of planned increases in work load.
 - e. Merit salary advances for classified personnel in accordance with the Personnel Pay Plan approved by the Board on February 11, 1977, may be given only to individuals who will have been employed by the institution for at least six months as of August 31, 1977.
 - f. New classified positions are to be requested only where increased work load justifies.
 - g. Maintenance, Operation, and Equipment items should be based only on such amounts as are needed. Increases are not to exceed amounts budgeted in 1976-77 except as related to increased work load, to new programs, or to newly developing institutions.
 - h. Travel funds are to be shown as separate line items.

- i. All requests for Special Equipment must be supported with detailed descriptions and justifications.
- j. For U. T. Austin, the base budget is to be drafted excluding utilization of the Available University Fund.
- k. Maximum Salary Limitations (Medical Units - 12 Months Basis) for implementation beginning September 1, 1977:

<u>Rank</u>	<u>Maximum State Salary Rates</u>	<u>Maximum Remuneration</u>
Professor and Chairman	\$52,000	\$78,000
Professor	49,500	74,250
Associate Professor	44,000	66,000
Assistant Professor	39,000	58,500
Instructor	32,500	48,750

Remuneration may be paid to ranked faculty from multiple fund sources including general budget funds, contract funds, gift funds, etc., subject to maximum limitations approved by the Board of Regents.

Remuneration may include professional income earned and deposited in the institutional trust fund account or other available trust or grant funds. Maximum remuneration is limited to 50 percent above the maximum State salary rate, by rank, except that in "Exceptional Situations" the limit is not to exceed 60 percent with the approval of the President or 75 percent with the approval of the Deputy Chancellor.

1977-78 OPERATING BUDGET CALENDAR

February 1977	Approval of Policies
May 1, 1977	Four Draft Copies of budgets due to System Administration (including supplemental data)
May 16, 1977	Budget Hearings with System Administration
June 15, 1977	Thirty Copies of Budgets due to System Administration (with adjusted supplemental data as applicable)
July 1977	Budgets mailed to Board of Regents
<u>July 1977</u>	<u>Regents' Budget Meeting</u>

2. U. T. System: Proposed Medical Malpractice Self-Insured Plan (S. B. 391, 65th Legislature R. S.)(3-M-77). --

BACKGROUND INFORMATION

The medical malpractice insurance bill sponsored by The University of Texas System (Senate Bill 391) has been passed by the Legislature and signed by the Governor. It is effective April 1, 1977. The current medical malpractice insurance policy for The University of Texas System is with the Hartford Insurance Company and expires March 31, 1977.

RECOMMENDATION

Deputy Chancellor Walker presents the following recommendations:

- a. Employment of a claims manager by U. T. System with compensation from the fund created.
- b. Employment of commercial claim services as needed in processing claims against the self-insurance fund.
- c. Employment of private outside counsel situated in the appropriate cities with overall coordination through the Office of General Counsel.
- d. Institutional premium charges at one half the rate charged by the Hartford Insurance Company for the year ending March 31, 1977.
- e. Continued fiscal management of the funds by the Medical Branch at Galveston with all other matters to be managed by the Office of General Counsel.
- f. Liability limits of \$200,000/\$600,000 for faculty and \$25,000/\$75,000 for house staff, until approval of the detailed plan of operation at the April 15, 1977 meeting; and further, that until such plan of operation becomes effective, and insofar as applicable (except for policy limits), System obligations and responsibilities shall be the same as those of the Hartford Insurance Company under the current policy. The detailed plan will be distributed as soon as completed.

3. U. T. Arlington: Prior Approval of Patent Provisions in Agreement Between Electric Power Research Institute, Inc., and Texas Electric Service Company (Assigned to U. T. Arlington) and Prior Approval for Subsequent Agreements with EPRI (Compliance with Regents' Rules and Regulations, Part Two, Chapter V, Section 2.4)(7-CW-77). -- It is recommended by The University of Texas at Arlington that prior approval be given to the patent provisions of an agreement with the Electric Power Research Institute, Inc., a non-profit corporation, which the Texas Electric Service Company has received and proposes to assign to The University of Texas at Arlington for all purposes in connection with performance of work. Such approval, if granted, would provide that all patentable rights and discoveries that result from this agreement would be vested in EPRI for the benefit of the public at large.

It is further recommended that since the patent provisions submitted for approval are consistent with others previously approved in agreements with Electric Power Research Institute, Inc., and other such agreements with them are now pending, this approval will also constitute prior approval for such similar patent provisions in subsequent agreements with Electric Power Research Institute, Inc.

The Office of General Counsel has reviewed the patent provisions of the proposed agreement and the recommendations pertaining thereto and finds that these provisions are consistent with the Regents' Rules and Regulations, Part Two, Chapter V, Section 2.4. If this assignment is consummated, it will be reported in a subsequent Docket.

4. U. T. El Paso (School of Nursing): Proposed Affiliation Agreement with William Beaumont Army Medical Center of El Paso, El Paso, Texas (2-M-77). -- It is recommended by System Administration and U. T. El Paso that the affiliation agreement between the Board of Regents of The University of Texas System for and on behalf of the School of Nursing of The University of Texas at El Paso and the William Beaumont Army Medical Center, El Paso, Texas, be approved as set out on Pages SAC - 6-8. This affiliation agreement is the customary agreement executed by The University of Texas System with a medical facility of the United States Government and provides clinical experiences for student nurses enrolled in the basic professional nursing program.

It is recommended that the Chairman of the Board of Regents be authorized to execute this agreement when it has been approved as to form by an attorney of the Office of General Counsel and as to content by the Deputy Chancellor and the Associate Deputy Chancellor for Academic Affairs.

AGREEMENT

I. BACKGROUND

1. The Board of Regents of The University of Texas System has established an approved professional program of special training at the School of Nursing of The University of Texas at El Paso in preparation for a Bachelor of Science Degree in Nursing. The program requires clinical facilities where the nursing student can obtain the clinical learning experience required in the curriculum.
2. The U. S. Army Medical facility, William Beaumont Army Medical Center, El Paso, Texas, has the needed clinical facilities for nursing students at the School of Nursing of The University of Texas at El Paso to obtain part of the clinical learning experience required. It is to the benefit of The University of Texas at El Paso for nursing students to use the clinical facilities of the U. S. Army Medical facility, William Beaumont Army Medical Center, to obtain their clinical learning experience.
3. The U. S. Army Medical facility, William Beaumont Army Medical Center, and the Department of the Army will benefit from making clinical facilities available to nursing students of The University of Texas at El Paso. The Army will obtain the students' clinical learning experience while contributing to the educational preparation of a future supply of nurses.
4. Clinical students, during clinical training at the Army Medical facility, will be under the jurisdiction of facility officials for training purposes and will follow facility rules.
5. The affiliation is controlled by and subject to title 5, US Code, section 5351-6, 8144, and 8331-2, AR 351-24.

II. UNDERSTANDING

1. The U. S. Army Medical facility will--
 - a. Make available the clinical and related facilities needed for the clinical learning experience in nursing by the student nurses enrolled in the basic professional nursing program at The University of Texas at El Paso, and who are designated by The University of Texas at El Paso for such learning experience under the supervision of The University of Texas at El Paso.
 - b. Arrange clinical learning experience schedules that will not conflict with those of the educational institutions.

c. Designate an Army Nurse Corps officer to coordinate the students' clinical learning experience in the nursing service. This will involve planning with faculty or staff members for the assignment of students to specific clinical cases and experiences, including their attendance at selected conferences, clinics, courses, and programs conducted under the direction of the facility.

d. Provide, whenever possible, in connection with the students' clinical learning experience, reasonable classroom, conference room, office, and storage space for participating students and their faculty or staff supervisors, if assigned, and if feasible, dressing and locker room space.

e. Permit, on a reasonable request, the inspection of clinical and related facilities by agencies charged with the responsibility for accreditation of The University of Texas at El Paso School of Nursing.

f. To provide the privilege of eating meals in the hospital dining facility providing the rate is paid that is charged a civilian employee or guest.

2. The University of Texas at El Paso School of Nursing will--

a. Provide the commanding officer of the facility with the number of students to be assigned, the dates and hours that they will be assigned, and the clinical service to which they will be assigned, by the beginning of each training period.

b. Where indicated and upon mutual agreement, provide faculty or staff members to assume the responsibility for instruction and supervision of the students' clinical learning experiences.

c. Have the faculty or staff member coordinate with designated Army Nurse Corps officers, the assignment that will be assumed by the student while participating in the clinical learning experience, and attendance at selected conferences, clinics, courses, and programs conducted under the direction of the facility.

d. Provide and maintain the personal records and reports necessary for conducting the students' clinical learning experience.

e. Enforce rules and regulations governing students that are mutually agreed on by the non-Federal institution and the facility.

f. Be responsible for health examinations and such other medical examinations and protective measures as the facility and non-Federal institution mutually find to be necessary.

g. Prohibit the publication by the students and faculty or staff members of any material relative to their clinical learning experience that has not been reviewed by the Army Medical facility in order to assure that no classified

Information is inadvertently published, that infringement of patients' right to privacy is avoided, and that accuracy with respect to military procedures is complete. Any article written by a student which has been based on information acquired through his clinical learning experience must clearly reflect that DA does not endorse the article, even where a review has been made prior to publication. This is accomplished by requiring a disclaimer paragraph to appear with each such article written: "The opinion and conclusions presented herein are those of the author and do not necessarily represent the views of the Army Medical Facility, the Department of the Army, or any other governmental agency."

III. TRAINING

This Agreement shall be from August through July. This Agreement may be terminated by either institution or an individual student by written notification to all concerned. Except under unusual conditions, such information will be submitted prior to the beginning of a particular training period.

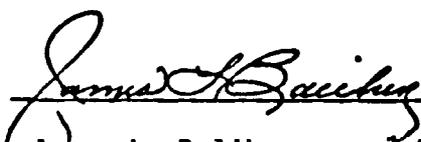
EXECUTED by the parties on _____, 197 .

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

By _____

ATTEST:



James L. Baliker 18 NOV 1976
LTC, MSC
Asst to C, Prof Svcs

Approved as to Form:


University Attorney

By _____

William Beaumont Army Medical Center
CHARLES C. PIXLEY, M.D.
Major General, Medical Corps
Commanding

Approved as to Content:


Deputy Chancellor


Associate Deputy Chancellor for
Academic Affairs

5. Houston Health Science Center: Request for Approval for Dr. Edward J. McLaughlin to Serve with a Group Regarding Special Grant Applications, H.E.W. (Regents' Rules and Regulations, Part One, Chapter III, Sections 13.10 and 13.11) (8-CW-77). -- System Administration recommends that Dr. Edward J. McLaughlin, Vice President for Operations and Planning at The University of Texas Health Science Center at Houston, be permitted to serve on March 6, 7 and 8, 1977, with a group to review certain FY77 Special Project Grant Applications for the Bureau of Health Manpower of the Department of Health, Education and Welfare. The rate of compensation is \$100 consultation fee per day plus transportation and miscellaneous expenses.

This appointment is of benefit and interest to the University and to the State of Texas and creates no conflict with Dr. McLaughlin's position with the Houston Health Science Center. It is in compliance with Regents' Rules and Regulations, Part One, Chapter III, Section 13.10 and was submitted for approval by the Board of Regents in accordance with Section 13.11.

6. San Antonio Health Science Center: Request for Approval for Dr. Michael J.K. Harper to Serve on Contraceptive Contract Review Committee, National Institutes of Health (Regents' Rules and Regulations, Part One, Chapter III, Sections 13.10 and 13.11)(9-CW-77). -- It is recommended by President Harrison, concurred in by System Administration, that Dr. Michael J.K. Harper, Associate Professor, Department of Obstetrics and Gynecology at The University of Texas Health Science Center at San Antonio, be given permission to serve on the Contraceptive Development Contract Review Committee of the National Institute of Child Health and Human Development, National Institutes of Health for the period beginning April 15, 1977, and ending June 30, 1980. The committee will meet for one or two days three times a year, and Dr. Harper will receive an honorarium of \$100 per day plus travel expenses.

This appointment is of benefit and interest to the University and to the State of Texas and creates no conflict with Dr. Harper's position with the San Antonio Health Science Center. It is in compliance with Regents' Rules and Regulations, Part One, Chapter III, Section 13.10 and was submitted for approval by the Board of Regents in accordance with Section 13.11.

7. U.T. Arlington, U.T. Austin, U.T. San Antonio, Dallas Health Science Center (Dallas Southwestern Medical School), Houston Health Science Center (Houston Medical School) and San Antonio Health Science Center (San Antonio Medical School): Proposed Amendments to 1976-77 Budgets (9-B-77 and 11-B-77). -- Upon the recommendation of the appropriate chief administrative officer, concurred in by System Administration, the amendments to the 1976-77 Budgets set out on Pages SAC-10 - 17 are submitted for approval:

The University of Texas at Arlington, Page SAC-10
The University of Texas at Austin, Pages SAC - 10-15
The University of Texas at San Antonio, Page SAC-15
The University of Texas Health Science Center at Dallas
(Dallas Southwestern Medical School), Page SAC-15
The University of Texas Health Science Center at Houston
(Houston Medical School), Page SAC-16
The University of Texas Health Science Center at San
Antonio (San Antonio Medical School), Page SAC-17

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
10.	Robert Noblitt Intercollegiate Athletics	Assistant Football Coach	Assistant Football Coach	
	Salary Rate	\$ 16,206	\$ 18,500	1/1/77
	Source of Funds: Intercollegiate Athletics - Unallocated Account			

THE UNIVERSITY OF TEXAS AT AUSTIN

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
33.	William H. Goetzmann (Tenure) History and American Studies	Stiles Professor	Stiles Professor	
	Total Salary (9 mos.)	\$ 38,500	\$ 43,000	2/1/77
	Academic Rate (9 mos.)	34,500	39,000	
	Source of Funds: Unallocated Faculty Salaries			
34.	Humanities Research Center Transfer of Funds	From: Available University Fund Unappropriated Balance (Allocation for Operation and Capital Improvements)	To: Humanities Research Center - Research and Teaching Materials in: General Literature \$ 505,000 Fine Arts 50,000 Library 50,000 Social Sciences 100,000 Special Equipment 21,794	
	Amount of Transfer	\$ 726,794	<u>\$ 726,794</u>	---

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THE UNIVERSITY OF TEXAS AT AUSTIN

The request is for an allocation for special acquisitions and programs of the Humanities Research Center for the current year. The major request is for \$500,000 for acquisition of new research materials. We have the opportunity to purchase some important additions to our collections in the following fields: General Literature, Fine Arts, Library, and Social Sciences. We have already requested and received approval for \$462,000 to be used in cataloging the backlog of materials already purchased. It is extremely important to proceed as rapidly as possible in the cataloging process to get these materials in useable form.

Furnishings and preparation of the Tom Lea rooms will cost \$21,794. The idea for the Tom Lea Rooms grew from meetings among several people in the State of Texas who had collected Lea's work over the years and wished to help create a permanent tribute to this well-known figure in Texas arts and letters. Dr. Frank Connally of Waco and Mrs. Betty Donaldson of El Paso were perhaps instrumental in generating enthusiasm for the concept.

Since the late Chancellor Emeritus Harry Ransom moved his offices to Sid Richardson Hall, the space on the third floor of the Ransom Center originally designed for Dr. Ransom has awaited further development. We felt it would be highly appropriate to convert this space to the Tom Lea Rooms where paintings, books, and graphic art will be on permanent exhibit. The space is well suited for displaying a large amount of material, and the minimum of alterations will provide secure exhibit areas for books and small drawings to be shown and wall space for the presentation of larger paintings. The area, to be known as the Tom Lea Rooms, will provide maximum exposure for the Lea Collection as well as afford a highly suitable location for receptions, conferences, and other appropriate meetings. In addition, the Lea Rooms will be open to the public during the normal working hours of the Center. The basement of the Harry Ransom Center contains excellent storage facilities for paintings which will allow the Collection to grow and will make possible changing exhibits of paintings in the third floor suite to correlate with special occasions. Costs include the selection and acquisition of furnishings for the Tom Lea Rooms; transportation of furnishings and of paintings on loan - materials coming from El Paso; refinishing for two conference tables and eighteen chairs presently on hand; and installation of track lighting system for exhibition areas.

Mr. and Mrs. Lea and a good number of their friends have already indicated formally or informally that The University of Texas at Austin will be the recipient of substantial gifts relating to Texas arts and letters in general and Lea's work in particular. Of course, manuscripts and correspondence given my Mr. Lea and others will be made available for students and scholars through the Fifth Floor Reading Room of the Humanities Research Center where they can be used in conjunction with the J. Frank Dobie papers, the Encino Press materials, and papers of other writers with whom Tom Lea has been associated.

Dr. Frank Connally has already presented to The University of Texas at Austin his Tom Lea Collection appraised at the current market value of over \$80,000. The Leas are presently making plans for their materials to become a permanent part of the collections here. In addition, there are a number of friends of the Leas who have agreed to lend materials to the collections for the present time with the idea that they will be making a permanent commitment some time in the future to The University of Texas at Austin.

THE UNIVERSITY OF TEXAS AT AUSTIN

This opportunity to create the Tom Lea Rooms in the Harry Ransom Center on this campus seems to hold excellent opportunities for further development work at U. T. Austin. Tom Lea is one of the best known figures in Texas arts and letters because of his accomplishments as an easel painter, a muralist, a book illustrator, a war correspondent, and a writer. His murals are represented in public buildings in El Paso, Washington, Dallas, and Odessa, while his easel works are represented in the Dallas Museum of Fine Arts, the El Paso Museum of Art, the Time-Life Collections, and many private collections. He is undoubtedly known for his books which include The Brave Bulls, The Wonderful Country, and The Hands of Cantu, but perhaps most notable is his definitive two-volume history, The King Ranch.

In converting the above-mentioned space on the third floor of the Harry Ransom Center to the Tom Lea Rooms, we feel it is appropriate to create an environment which will not only be attractive in itself but also provide a harmonious setting in which the Lea Collections can be housed and shown.

Dr. Ransom had already made arrangements for purchase of several collections from the House of El Dieff, which are included in the General Literature item listed above at \$205,000. These collections include the corrected proofs of the works of George Eliot from the archives of the publishers, William Blackwood and Sons, Ltd., 1857-1880; a comprehensive collection of first and early editions by and about the Nobel Prize winner, Samuel Barclay Beckett; and research materials and correspondence from the collection of Siegfried Sassoon, including correspondence and published and unpublished manuscripts.

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Item No.	Explanation	Present Status	Proposed Status	Effective Dates
35.	Auxiliary Enterprises - Division of Housing and Food Service			
	Transfer of Funds	From: Division of Housing and Food Service - Unappropriated Balance	To: Men's Residence Halls - Brackenridge, Roberts, Prather Women's Residence Halls - Andrews, Carothers Kinsolving	
			\$ 22,094	
			7,000	
			<u>3,334</u>	
	Amount of Transfer	\$ 32,428	<u>\$ 32,428</u>	---

THE UNIVERSITY OF TEXAS AT AUSTIN

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
36.	Auxiliary Enterprises - Intercollegiate Athletics for Men Transfer of Funds	From: Intercollegiate Athletics for Men Unappropriated Balance	To: Intercollegiate Athletics for Men Operating Budget Professional Salaries Wages Other Operating Expenses	
			\$ 70,500 11,500 25,000	
	Amount of Transfer	\$ 107,000	<u>\$107,000</u>	---

The names of the new staff and the full-time twelve-months salary rates are listed below:

Head Football Coach
Fred S. Akers \$ 45,000

Assistant Football Coach
Robert S. Fuller \$ 27,000
Alan D. Lowry 19,000
W. Leon Manley 27,500
Michael Parker 23,000
James A. Raye 24,000

Consultant to the Athletics
Director for Men
Richard M. Patterson \$ 23,100

Assistant Basketball Coach
Herman S. Moeller \$ 17,000

37.	Archer M. Huntington Museum Fund Transfer of Funds	From: Huntington Museum Fund Unappropriated Securities Income	To: Archer M. Huntington Museum - Purchase of Latin American Paintings	
	Amount of Transfer	\$ 55,000	\$ 55,000	---

THE UNIVERSITY OF TEXAS AT AUSTIN

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
38.	William L. Fisher (Tenure)	Director (on Leave of Absence)	Director	1-26-77
	Bureau of Economic Geology Salary Rate - 12 mos.	(\$ 33,088)	\$ 40,000	
	Department of Geological Sciences	Professor (on Leave of Absence)	Professor	1-26-77
	Academic Rate - 9 mos.	(\$ 24,816)	\$ 30,000	
	Source of Funds:			
	Bureau of Economic Geology - Administrative and Profes- sional Salaries			
39.	Sally S. Leach	Professional Librarian	Professional Librarian	3-1-77
	Humanities Research Center Salary Rate	\$ 15,215	\$ 17,500	
	Source of Funds:			
	Transfer from Classified Salaries			
40.	Kenneth D. Dabbs	Assistant Football Coach	Assistant Football Coach	2-1-77
	Intercollegiate Athletics for Men Salary Rate	\$ 18,900	\$ 22,000	
41.	David L. McWilliams	Assistant Football Coach	Assistant Football Coach	2-1-77
	Intercollegiate Athletics for Men Salary Rate	\$ 18,900	\$ 23,000	
42.	Auxiliary Enterprises - Division of Housing and Food Service			---
	Transfer of Funds	From: Division of Housing and Food Service Unappropriated Balances	To: Jester Center Halls \$26,600 Women's Residence Halls - Kinsolving Dormitory <u>4,500</u>	
	Amount of Transfer	\$ 31,100	<u>\$31,100</u>	

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THE UNIVERSITY OF TEXAS AT AUSTIN

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
43.	Auxiliary Enterprises - Student Government - Senior Cabinet and Student Councils			
	Transfer of Funds	From: Senior Cabinet and Student Councils Unappropriated Income	To: Senior Cabinet and Student Councils - Allocation for Budget Adjustments	
	Amount of Transfer	\$ 3,978	\$ 3,978	---

THE UNIVERSITY OF TEXAS AT SAN ANTONIO

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
11.	Institute of Texan Cultures			
	Transfer of Funds	From: Unappropriated Balance (Institute of Texan Cultures)	To: Institute of Texan Cultures - Unallocated Maintenance and Operation	
	Amount of Transfer	\$ 9,738	\$ 9,738	---

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>Dallas Southwestern Medical School</u>								
21.	James W. Aston, Jr. (Non-tenure) Surgery							
	Assistant Professor of Orthopedic Surgery	\$ 26,000	\$ 17,000	\$ 43,000	\$ 31,400	\$ 17,000	\$ 48,400	2/1/77
	Source of Funds:							
	Unallocated Faculty Salaries							

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>Houston Medical School</u>								
18.	Roger T. Stone Biochemistry and Molecular Biology Research Fellow Source of Funds: NIH Grant	\$ 8,500	\$ ---	\$ 8,500	\$ 10,500	\$ ---	\$ 10,500	2/1/77
19.	Jeremy J. Hammond Internal Medicine - General Teaching Fellow	\$ 11,400	\$ ---	\$ 11,400	\$ 14,000	\$ ---	\$ 14,000	2/1/77
20.	Vaseem Ali (Non-tenure) Obstetrics and Gynecology Instructor Source of Funds: Departmental Salaries and MSRDP	\$ 18,000	\$ ---	\$ 18,000	\$ 20,000	\$ 2,000	\$ 22,000	2/1/77
21.	John Talmadge (Non-tenure) Psychiatry Assistant Professor Source of Funds: MSRDP	\$ 30,000	\$ 3,000	\$ 33,000	\$ 30,000	\$ 5,000	\$ 35,000	2/1/77
22.	Robert H. McGhee Space Planning Division Salary Rate Source of Funds: Transfer from Classified Salaries account		Director \$ 17,200			Director \$ 20,500		3-1-77

SAC - 16

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO

Item No.	Explanation	Present Status			Proposed Status			Effective Dates
		Salary Rate	Augmentation	Total Compensation	Salary Rate	Augmentation	Total Compensation	
	<u>San Antonio Medical School</u>							
10.	John T. Harrington (Tenure) Medicine Associate Professor Source of Funds: MSRDP	\$ 35,000	\$ 4,200	\$ 39,200	\$ 35,000	\$ 6,900	\$ 41,900	3-1-77
11.	George A. Gates (Tenure) Surgery Professor Source of Funds: Unallocated Salaries	\$ 33,000	\$ 22,000	\$ 55,000	\$ 36,000	\$ 22,000	\$ 58,000	3-1-77

SAC - 17

**Academic and Developmental Affairs
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE
Committee Chairman Sterling

Date: April 15, 1977
Time: Following the meeting of the System Administration Committee
Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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1. U.T. System: Deputy Chancellor's Docket No. 11.--

RECOMMENDATION

It is recommended that the Deputy Chancellor's Docket No. 11 be approved.

2. U.T. Austin: Proposed Appointment to the J. Nalle Gregory Professorship in Sedimentary Geology. --

RECOMMENDATIONS

President Rogers

President Rogers endorses the recommendation of the Department of Geological Sciences and the Acting Dean of the College of Natural Sciences to appoint Dr. Robert L. Folk the first holder of the J. Nalle Gregory Professorship contingent upon the Board of Regents' approval of the request to establish the professorship.

System Administration

System Administration concurs in the recommendation of President Rogers that the Board of Regents approve the appointment of Dr. Robert L. Folk as the first holder of the J. Nalle Gregory Professorship in Sedimentary Geology, effective September 1, 1977. This proposed appointment is contingent upon the establishment of the J. Nalle Gregory Professorship, which is being proposed in the L&I Committee for this Board of Regents' meeting. (Page L&I-7)

Dr. Folk is a distinguished scholar and is internationally recognized for his excellent contributions in the field of sedimentary geology. His appointment to this Professorship has been recommended un-
animously by the Budget Council of the Department of Geological Sciences and has the full support of all appropriate administrative officials at U.T. Austin.

3. U.T. Austin: Request to Extend Appointment of Professor Kazuya Sakai as Visiting Professor of Art in Latin American Studies for First 1977 Summer Session. --

On February 11, 1977, the Board of Regents approved the appointment of Professor Kazuya Sakai for the 1977 Spring Semester as Visiting Professor of Art in Latin American Studies at The University of Texas at Austin in accordance with the conditions of the endowment of the Edward Larocque Tinker Chair in Latin American Studies and in accordance with the Regents' policy with respect to endowed academic positions. It is now recommended that Professor Sakai's appointment be extended for the first summer term, June 1 to July 15, 1977, since a continuation of his service would contribute materially to the summer program at U.T. Austin.

System Administration concurs in the recommendation of President Rogers that the appointment of Professor Kazuya Sakai as Visiting Professor of Art in Latin American Studies be approved for the first summer term, June 1 to July 15, 1977.

4. U. T. Austin: Proposed Student Fees (Optional and Required)
Effective 1977-78 (Catalog Change). --

a. Required Student Fees

BACKGROUND INFORMATION

(1) Student Services Fee (Required)

The Student Services Fee (Required) is presently \$2.12 per semester credit hour with a maximum of \$25.40 per regular semester or summer session. The funds from this fee support the following activities:

- (a) Students' Attorney
- (b) The Daily Texan
- (c) Recreational Sports
- (d) Health Center Supplement
- (e) Shuttle Bus

	Summer Session			Long- Session Semester
	6 weeks or less	9 weeks	12 weeks	
(2) <u>Hospital fee</u>	\$ 2.00	\$ 3.00	\$ 4.00	\$ 4.00
(3) <u>Medical services fee</u>	7.50	11.25	15.00	15.00
(4) <u>Texas Union fee</u>	3.50	7.00	7.00	7.00
(5) <u>Special Student Union fee</u>	1.50	3.00	3.00	3.00

RECOMMENDATION

(1) Student Services Fee (Required)

It is recommended by U. T. Austin and concurred in by System Administration that beginning with 1977-78 Student Services Fee (Required) of \$2.12 per semester credit hour be increased to \$2.32 per credit hour and that the basic expenses of the Students' Association and Senior Cabinet be included in the allocation of the funds. In other words, the fee will support the seven activities listed below rather than five:

- (a) Students' Attorney
- (b) The Daily Texan
- (c) Recreational Sports
- (d) Health Center Supplement
- (e) Shuttle Bus
- (f) Students' Association
- (g) Senior Cabinet

This will increase the fee per full time student from \$25.40 to \$27.84 per semester or summer session which is still less than the statutory limit of \$30.00.

- (2)-(5) Hospital fee, medical services fee, Texas Union fee and Special Student Union fee will remain the same.

JUSTIFICATION

The proposed cost to students for including the Students' Association and Senior Cabinet will not exceed \$.06 per semester credit hour or \$.70 per full time student per semester or summer session. The complete increase is based on the inclusion of these two items and on projected increased costs for other activities supported by this fee.

b. Student Services Fee (Optional)

BACKGROUND INFORMATION

Presently the Student Services Fee (Optional) on a nine months' basis is allocated as follows:

(1) Men's and Women's Intercollegiate Athletics	\$22.00
(2) Cultural Entertainment Committee	10.00
(3) Locker and Shower Fee (one semester)	.75
(4) The <u>Cactus</u> Yearbook	9.45
(5) <u>Peregrinus</u> Law School Yearbook	6.30
(6) "C" Parking Permit for Automobile	10.00
"C" Permit for Spring Semester	6.00
(7) "M" Parking Permit for Motorcycle	6.00
"M" Permit for Spring Semester	4.00
(8) "C" or "M" Permits--summer only	2.00
(9) Students' Association including Senior Cabiner and Election Commission	3.15

RECOMMENDATION

System Administration concurs in the recommendation of President Rogers to increase the Student Services Fee (Optional) as follows:

	<u>Present</u>	<u>Proposed</u>
(1) Men's and Women's Intercollegiate Athletics	\$22.00	\$26.00
(2) The <u>Cactus</u> Yearbook	9.45	10.50
(3) <u>Peregrinus</u> Law School Yearbook	6.30	7.35

JUSTIFICATION

The increase in the fee in Intercollegiate Athletics is all for increased support for Women's Intercollegiate Athletics, and the increase in the allocation to the two yearbooks is to cover increased costs of publication.

5. U. T. Austin: Proposed Rates for Residence Halls, University Apartments - Married Student Housing and Student Cooperative Units Effective 1977-78 (Catalog Change). --

RECOMMENDATIONS

President Rogers

President Rogers recommends that the housing rate schedules set out below to be effective 1977-78 be adopted. The recommendations therein were prepared by Dr. Robert P. Cooke, Director of the Division of Housing and Food Service, and have been endorsed by Vice President James Colvin:

The University of Texas at Austin

RATE SCHEDULE EFFECTIVE 1977-78
University Residence Halls

	1976-77			1977-78 Proposed		
	<u>Room</u>	<u>Meals</u>	<u>Total</u>	<u>Room</u>	<u>Meals</u>	<u>Total</u>
<u>Double Rooms</u>						
Jester						
community bath	\$736	\$808	\$1544	\$632	\$848	\$1480
connecting bath	880	808	1688	786	848	1634
Kinsolving						
community bath	602	808	1410	632	848	1480
connecting bath	748	808	1556	786	848	1634
Blanton	602	808	1410	632	848	1480
Andrews, Carothers & Littlefield	398	808	1206	418	848	1266
Moore-Hill & Simkins	602		602	632		632
Brackenridge- Roberts-Prather	398		398	418		418
Andrews	398		398	418		418

1. These rates include a telephone in each room, bi-weekly room cleaning, bed linens furnished and laundered and twenty meals per week where meals are included.
2. Payment procedure will be as during the 1976-77 fiscal year.

Other Rates

1. Single room rate and double rented as a single -- 1-2/3 times the double rate.
2. Summer Session rates -- long session per diem rate multiplied by number of days in summer session.
3. Guest rates:
Overnight guests -- \$1.00 per night. No change recommended.

Meal Guests

	<u>1976-77</u>	<u>Proposed 1977-78</u>
Breakfast	\$1.30	\$1.35
Lunch	1.90	2.00
Dinner	2.25	2.55
Sunday Noon	2.60	2.95

4. Short-term and Orientation Rates
 - a. Short-term rates are for individuals or small groups assigned in vacant areas in regular student space for short periods of a few days to several weeks. These rates include the student menu, blankets, bed linens and limited maid service.
 - b. Orientation rates are used for incoming freshmen attending Summer Orientation assigned in space opened for these groups each summer. The rates include the student menu, blankets, bed linens and limited maid service.

Recommendations are as follows:

	<u>Daily Rate Per Person</u>		<u>Weekly Rate Per Person</u>	
	<u>Present</u>	<u>Recommended</u>	<u>Present</u>	<u>Recommended</u>
<u>Short Term</u>				
Meals	\$ 5.90	\$ 5.90	\$35.40	\$35.40
Double room	4.50	4.75	27.00	28.50
	<u>\$10.40</u>	<u>\$10.65</u>	<u>\$62.40</u>	<u>\$63.90</u>
Single room	\$ 6.75	\$ 7.00	\$40.50	\$42.00
<u>Orientation</u>				
Meals	\$ 5.90	\$ 5.90		
Double room	6.05	6.35		
	<u>\$11.95</u>	<u>\$12.25</u>		
Single room	\$ 7.30	\$ 9.55		

5. Conference Rates*
 - a. Full Service - Opened specifically for conference use each summer in connecting bath space. The rate includes expanded menu, blanket, pillow, soap, daily towel and washcloth exchange, limited daily maid service, bed linens changed every three days, and meeting space.

Daily Rate Per Person
Present Recommended

Meals	\$ 7.90	\$ 8.00
Double room	9.10	9.00
	<u>\$17.00</u>	<u>\$17.00</u>

Single room \$13.65 \$13.50 (1½ times the double rate)

- b. Modified Service - A special reduced conference rate in community bath space. The regular student menu is used and services are reduced.

Daily Rate Per Person
Present Recommended

Meals	\$ 5.90	\$ 5.90
Double room	7.50	7.50
	<u>\$13.40</u>	<u>\$13.40</u>

Single room \$11.25 \$11.25 (1½ times the double rate)

6. Late Payment Fee:

	<u>Present</u>	<u>Recommended</u>
University Residence Halls and University Apartments	\$.50 for the first day & \$.25 for each day thereafter.	\$5.00 flat fee

* The Full and Modified Conference Rates are base rates. Adjustments in prices are made to provide specific services as requested.

The University of Texas at Austin

RATE SCHEDULE EFFECTIVE 1977-78

University Apartments - Married Student Housing

	<u>Monthly Rate</u>	
	<u>1976-77</u>	<u>Proposed 1977-78</u>
Brackenridge-Deep Eddy (All units unfurnished)		
1 bedroom apartment	\$ 53	\$ 61
2 bedroom duplex	57	66
2 bedroom apartment	60	69
3 bedroom apartment	66	76
4 bedroom apartment	73	84
Mobile Home Lot	23	26
Colorado Apartments		
Unfurnished		
1 bedroom	99	107
2 bedroom	110	119
Furnished		
1 bedroom	110	119
2 bedroom	121	131
Gateway Apartments		
Unfurnished		
1 bedroom	114	107
2 bedroom	125	119
Furnished		
1 bedroom	125	119
2 bedroom	136	131

1. Rates for Brackenridge-Deep Eddy and Colorado Apartments include gas and water. Rates for Mobile Home Park and Gateway Apartments include only water.
2. The student pays the electric bill in all units.

	<u>1976-77</u>	<u>Proposed 1977-78</u>
3. Deposit	\$ 20	\$ 50

The University of Texas at Austin

RATE SCHEDULE EFFECTIVE 1977-78
Student Housing Units--Women's Cooperatives

Monthly Rental Paid to University

Number of students per co-op	<u>Present Rates</u>		Number of students per co-op	<u>Proposed Rates</u>	
	<u>Bldg. rent per stud.</u>	<u>Monthly rent paid to Univ.</u>		<u>Bldg. rent per stud.</u>	<u>Monthly rent paid to Univ.</u>
NONAIR-COND.			NONAIR-COND.		
16 (6 co-ops)	\$23 mo.	\$368	16 (6 co-ops)	\$24 mo.	\$384
AIR-COND.			AIR-COND.		
17 (2 co-ops)	\$34 mo.	\$578	17 (2 co-ops)	\$36 mo.	\$612
19 (4 co-ops)	\$34 mo.	\$646	20 (4 co-ops)	\$36 mo.	\$720

Division of Housing and Food Service
March 4, 1977

System Administration

System Administration concurs in the recommendation of President Rogers for revised rates effective with the 1977-78 year for residence halls, married student housing, and student cooperative units, and recommends approval of these rates by the Board of Regents.

JUSTIFICATION

The proposed rates are the result of an evaluation of increased costs since the last rate revision in 1975-76, and projected increases expected before the end of this fiscal year. The recommended rate increases are necessary to meet increased operating and fixed costs and to avoid drastic reduction of services. Other recommended adjustments include an increase in late payment penalties and in the deposit required for family housing. Also, there are rate leveling proposals for Jester Center and Gateway Apartments so that students will be charged similar rates for comparable facilities.

The rate recommendations summarized below indicate the increases or changes over student costs for the current year:

a. Residence Halls

Reflecting current and projected salaries, utilities, raw food, and general operating expenses, the recommended increase for residence hall room and board rates, other than in Jester Center, is approximately 5 percent. Some minor reductions in services were instituted in 1976-77, but no others are contemplated at this time.

The proposed reduction in room rates in Jester is recommended in order to equalize these rates with those charged for similar facilities and services in other residence halls. Also, it is felt that this will serve to increase the occupancy factor.

b. University Apartments - Married Student Housing

The recommended increase is approximately 8 percent in Colorado, and 15 percent in Brackenridge-Deep Eddy and the Mobile Home Park. These figures reflect current costs and projected increases in salaries, utilities, and general operating expenses. Colorado and Brackenridge-Deep Eddy rentals include both water and gas in the rate. The difference in the percentage recommendation for Colorado and Brackenridge-Deep Eddy is caused by the advanced age and need for repair in Brackenridge-Deep Eddy. Gateway, being a total electric unit, includes only the utility cost for water in the rental rate. The recommendations for Gateway are to equalize these rates with similar facilities in the Colorado unit and to reduce the fiscal impact on the residents of Gateway, an all-electric unit with only the utility cost of water included in the rate.

c. Women's Co-ops

The proposed monthly rate paid to the University by the twelve Women's Co-ops for building rental will be increased by 5 percent for both air-conditioned units and nonair-conditioned units to cover increased administrative costs and operating expense.

d. Other Changes

Late payment fees have been increased to a flat \$5.00 to encourage payment by the due date and to help cover the costs of collecting delinquent accounts. The deposits for University apartments have been increased from \$20.00 to \$50.00, the same as currently charged for single student housing. This will assist in recovering amounts due at contract termination and losses in case of forfeiture.

6. U. T. Dallas: Request to Establish Late Registration Fee and Dissertation Fee and to Increase Fee for Official Transcripts. --

System Administration concurs with the request of President Jordan that two fees be added and one fee be changed to reflect the costs of services rendered. These are:

- a. To establish a late registration fee of \$1.00 per class day up to a maximum of \$5.00. This fee is to help cover costs incurred to handle late registration on an individual case.
- b. To increase the fee for official transcripts from \$1.00 to \$2.00.
- c. To establish a fee of \$31.00 for the service of microfilm reproduction and registration of the student's doctoral dissertation.

7. U. T. Dallas: Request for Approval to Negotiate with the National Association for Retarded Citizens on Headquarters Location. --

President Jordan's Request

March 17, 1977

Dear Mr. Walker:

As you will recall, you and I have discussed several times the desire of the National Association for Retarded Citizens (a Tennessee non-profit corporation with 501 (c)(3) Federal tax status) to locate its national headquarters on our campus. The University of Texas at Dallas is interested in the Association locating on the campus because of the opportunity for close interaction between the Association and our academic programs in Special Education, Communication Disorders, Speech Pathology and Audiology, Psychology and Human Development. Our main point of academic interaction with the Association would be with its high quality Research and Demonstration Institute, headed by Brian McCann, Ph.D.

In addition to my conversations with you, we at The University of Texas at Dallas have had several meetings with the officers of the National Association for Retarded Citizens. Based on those conversations, it appears that it is now time to receive, if possible, Regental authorization to enter into formal negotiations.

I ask that you join with me in recommending to the Board of Regents on April 15, 1977 that appropriate officials of The University of Texas System be authorized to enter into formal negotiations with the National Association for Retarded Citizens concerning their location on the campus of The University of Texas at Dallas within the following guidelines:

- (1) With respect to a site
 - (a) a long term lease of land (not to exceed five acres of the University's 634 acres of campus land -- the location to be selected in consultation with officials of The University of Texas at Dallas and The University of Texas System Office of Facilities, Planning and Construction) would be negotiated; and
 - (b) the cash consideration for the lease would be minimal because of the educational benefits to be gained by the University's programs in Special Education, Communication Disorders, Speech Pathology and Audiology, Psychology and Human Development.
- (2) With respect to buildings to be constructed
 - (a) all initial and future construction will be at the sole expense of the National Association for Retarded Citizens;

- (b) the design for the buildings will be compatible with The University of Texas at Dallas campus architecture and subject to the approval of The University of Texas System Office of Facilities, Planning and Construction;
 - (c) actual construction will conform with the standards of The University of Texas System Office of Facilities, Planning and Construction;
 - (d) either at the termination of the lease, or sooner should the National Association for Retarded Citizens cease to operate at this location, all buildings and fixtures would become the property of the Board of Regents of The University of Texas System for and on behalf of The University of Texas at Dallas;
 - (e) the National Association for Retarded Citizens will bear all expenses for the cost of construction, maintenance, repair and insurance of any services that it requires in the building including heating, cooling, electricity, gas, water, storm and sanitary sewers and parking lots; provided, however, that such services may be purchased from the University; and
 - (f) all design for repair, rehabilitation, or construction of new facilities will be subject to the approval of The University of Texas System Office of Facilities, Planning and Construction.
- (3) With respect to its occupancy of the premises to be leased and the buildings to be constructed the National Association for Retarded Citizens would agree
- (a) to fully observe and comply with all statutory requirements, the Rules and Regulations of The Board of Regents of The University of Texas System, the regulations or rules of every governmental agency which in any way relate to such occupancy;
 - (b) that the National Association for Retarded Citizens will indemnify and hold harmless the Board of Regents of The University of Texas System, its agents and employees, from all liabilities, fees, suits, demands, claims, costs and actions which might result from the Association's presence on the campus of The University of Texas at Dallas;
 - (c) that the National Association for Retarded Citizens will not erect any signs or other structures on the premises to be occupied without the prior written consent of appropriate officials of The University of Texas System; and
 - (d) that the premises and buildings occupied by the National Association for Retarded Citizens will be maintained in a state of repair and appearance at least equivalent to that maintained by The University of Texas at Dallas on the rest of The University of Texas at Dallas campus.

If authorized to enter into such formal negotiations it would be anticipated that agreement could be reached between officials of The University of Texas System and the National Association for Retarded Citizens sometime during the summer, 1977 at which time approval of the formal arrangements would be requested from the Board of Regents of The University of Texas System.

Sincerely yours,


 Bryce Jordan
 President

BACKGROUND INFORMATION

The University of Texas at Dallas is interested in exploring the possibility of the National Association for Retarded Citizens (a Tennessee non-profit corporation with 501 (c)(3) Federal tax status) to locate its national headquarters on campus. Potential benefits to the U.T. Dallas academic programs include strengthening programs in special education, communication disorders, speech pathology and audiology, psychology and human development. The main point of academic interaction with the Association would be with the Research and Demonstration Institute of the National Association for Retarded Citizens.

All matters concerning long term lease of land and other legal implications of any agreement will be developed through the Office of General Counsel. Matters relating to construction of facilities and utilities as well as the site location will be consistent with the master plan for the U.T. Dallas campus and will be developed with the approval of the Office of Facilities Planning and Construction. Potential academic programs will be developed in consultation with the Office of Academic Affairs. No recommendation for locating the headquarters of the National Association for Retarded Citizens and their Research and Demonstration Institute on the U.T. Dallas campus will be made unless there are strong indications that the academic programs at The University of Texas at Dallas, particularly in the areas of special education, communication disorders, speech pathology and audiology, psychology and human development, will be strengthened by such cooperation.

RECOMMENDATION

System Administration concurs with the recommendation of President Jordan that U.T. Dallas be authorized to negotiate with the National Association for Retarded Citizens concerning the possibility of locating their headquarters and their Research and Demonstration Institute on the campus of The University of Texas at Dallas and to report back to the Board of Regents. These negotiations will be carried on with the full understanding that no agreements will be made without prior approval of the Board of Regents.

8. U. T. El Paso: Proposed Increased Rates for Residence Halls Effective with the Fall Semester, 1977 (Catalog Change). --

System Administration concurs in the recommendation of President Templeton that the residence halls room and board rates be increased, effective with the fall semester of 1977, as shown in the following schedule. The increase is recommended because of the additional days to be included in the long session and the summer session effective with the 1977-78 year:

<u>Kelly and Barry Halls - Room and Board</u>	<u>Current Rates</u>	<u>Recommended Rates</u>
Semester Contract - 4 1/2 months		
Double Room	\$ 585	\$ 600
Single Occupancy	705	725

<u>Kelly and Barry Halls - Room and Board (continued)</u>	<u>Current Rates</u>	<u>Recommended Rates</u>
Long Session Contract - 9 months		
Double Room	1,120	1,150
Single Occupancy	1,360	1,400
Summer Session - Each Term		
Double Room	198	215
Single Occupancy	--	265
<u>Kelly Hall Only - Room and Board</u>		
<u>Semester Contract - 4 1/2 months</u>		
Suite - 4 persons	620	635
Long Session Contract - 9 months		
Suite - 4 persons	1,190	1,220
Summer Session - Each Term		
Suite - 4 persons	--	228

Each room and suite is provided with a telephone. Twenty meals per week are provided for board.

The rates were last increased effective with the summer session and the fall semester of 1975.

9. U. T. San Antonio (Institute of Texan Cultures): Request to Accept Appointment as Successor Agency for American Revolution Bicentennial Commission of Texas and to Accept all Archival Material and Office Equipment. --

BACKGROUND INFORMATION

Under the terms of Section 7 of Article 6145-8, Vernon's Civil Statutes, the American Revolution Bicentennial Commission of Texas is abolished as of June 1, 1978. In anticipation of that event, the Legislature provided in Section 4C of Article 6145-8 that "all property acquired by the Commission shall be deposited for preservation in federal, state, or local libraries or museums or otherwise disposed of in consultation with the state librarian, and/or other state departments or institutions." According to the minutes of the Quarterly Meeting of the Commission held in Port Isabel, Texas, on October 9-10, 1976, the Commission voted to make the Institute of Texan Cultures the successor agency. U. T. San Antonio was notified of this action by Secretary of State Mark White on October 26, 1976.

RECOMMENDATION OF PRESIDENT FLAWN AND SYSTEM ADMINISTRATION

System Administration concurs in the recommendation of President Flawn that the Board of Regents of The University of Texas System accept the appointment of the Institute of Texan Cultures as the successor agency for the American Revolution Bicentennial Commission of Texas and that it also accept as gifts the related archival materials and office equipment. The office equipment inventory value is \$4,315.99.

Buildings & Grounds Committee

BUILDINGS AND GROUNDS COMMITTEE
Committee Chairman Bauerle

Date: April 15, 1977

Time: Following the Meeting of the Academic and Developmental Affairs Committee

Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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HOUSTON HEALTH SCIENCE CENTER AND UNIVERSITY CANCER CENTER

12. Request for Authority to Participate in Acquisition of Houston Natural Gas Corporation Thermal Energy Plant Located at Texas Medical Center, Houston, Texas, and for Committee to Approve Agreements and Documents 11

1. U. T. SYSTEM: WEST TEXAS LANDS - WAREHOUSE BUILDING - REPORT OF COMMITTEE AND REQUEST FOR RATIFICATION OF CONTRACT AWARD TO ABBOTT BUILDING COMPANY, MIDLAND, TEXAS.--In accordance with authorizations given at the Regents' Meetings held December 10, 1976 and February 11, 1977, bids were called for and were received, opened and tabulated on February 22, 1977 as shown below for the University Lands Field Office and Storage Building, Midland, Texas:

Bidder	Base Bid	Bidder's Bond
Abbott Building Company Midland, Texas	\$43,000.00	5%
Industrial Laminates Corporation Austin, Texas	54,833.00	5%
Magnell Associates, Inc. Midland, Texas	57,025.00	5%
Tommy's Service, General Contractors Odessa, Texas	44,984.00	5%

The Special Committee appointed at the February 11, 1977 Board Meeting consisting of Director Kristoferson, Associate Deputy Chancellor Lobb, Associate Deputy Chancellor Landrum, Deputy Chancellor Walker and Board Chairman Shivers, has awarded a construction contract to Abbott Building Company, Midland, Texas, the low bidder, for the University Lands Field Office and Storage Building, in the amount of \$43,000.00. Previously appropriated monies for conservation and land utilization projects are available for this contract award, fees and miscellaneous expenses, within a total project cost of \$45,830.00.

System Administration recommends that the Board ratify the action taken by the Committee in awarding the construction contract for the University Lands Field Office and Storage Building.

Secretary's Note: Originally the estimated cost of this building was \$36,000; however, the bids exceeded this amount and previously appropriated monies for conservation and land utilization projects are available for the contract award, fees and miscellaneous expenses within a total project cost of \$45,830.

2. U. T. ARLINGTON: REMODELING OF COLLEGE HALL (PROJECT NO. 301-341) - PRESENTATION OF FINAL PLANS AND REQUEST FOR AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' Meeting held October 1, 1976, final plans and specifications have been prepared for the Remodeling of College Hall at The University of Texas at Arlington by the Project Architect, Willard Reavis, Arlington, Texas. These plans and specifications provide for remodeling a building of approximately 20,000 gross square feet at an estimated total project cost of \$695,000.00. The project includes a new mechanical system and provides renovated space for the Military Science Program and Library, Faculty Offices, and Six Classrooms.

President Nedderman and System Administration recommend that the Board:

- a. Approve the final plans and specifications for the Remodeling of College Hall at The University of Texas at Arlington at an estimated total project cost of \$695,000.00
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids which will be presented to the Board at a future meeting.

3.

U. T. ARLINGTON: REMODELING OF LIFE SCIENCE BUILDING (PROJECT NO. 301-299) - PRESENTATION OF FINAL PLANS AND REQUEST FOR AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' Meeting held December 10, 1976, final plans and specifications have been prepared for the Remodeling of Life Science Building at The University of Texas at Arlington by the Project Architect, Albert S. Komatsu and Associates, Fort Worth, Texas. Approximately 53,000 gross square feet of the existing building space will be remodeled for the departments of Psychology and Biology when the College of Business Administration moves to its new facility.

President Nedderman and System Administration recommend that the Board:

- a. Approve the final plans and specifications for the Remodeling of Life Science Building at The University of Texas at Arlington at an estimated total project cost of \$1,600,000.00
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids which will be presented to the Board at a future meeting.

U. T. ARLINGTON: REMODELING OF TRINITY HALL (PROJECT NO. 301-355) - REPORT OF FEASIBILITY STUDY, REQUEST FOR PROJECT AUTHORIZATION, APPOINTMENT OF PROJECT ARCHITECT FOR PREPARATION OF PRELIMINARY PLANS AND APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held July 9, 1976, the firm of Sowden-Kelly-Barfield, Architects and Engineering Planners, Fort Worth, Texas, has worked with a planning committee from The University of Texas at Arlington and the Office of Facilities Planning and Construction in preparing a feasibility study which defines functional requirements and total project scope and includes a cost estimate.

The conclusions of the study are that Trinity Hall is a structurally sound building of 50,000 gross square feet that can be remodeled and upgraded to provide good dormitory facilities for a construction cost of approximately \$20.00 per square foot. The proposed remodeling of the four level mens dormitory, with a capacity of 270 students, includes a first level enclosure of 7,000 square feet for lounge and study rooms and major remodeling of levels two through four for 45 residential suites of 6 students each.

President Nedderman and System Administration recommend that the Board:

- a. Accept the feasibility study for the Remodeling of Trinity Hall for use as an improved residential facility for men at The University of Texas at Arlington
- b. Authorize the Remodeling of Trinity Hall at an estimated total project cost of \$1,300,000.00
- c. Appoint Sowden-Kelly-Barfield, Architects and Engineering Planners as Project Architect for the preparation of preliminary plans which will be presented to the Board at a future meeting
- d. Appropriate \$35,000 from Unappropriated Plant Funds - Interest on Bond proceeds for fees and related project expenses.

5. U. T. AUSTIN: WALLER CREEK IMPROVEMENTS (PROJECT NO. 102-343) - PHASE I-B AND PHASE II - REPORT OF COMMITTEE AND REQUEST FOR RATIFICATION OF CONTRACT AWARD TO J. C. EVANS CONSTRUCTION COMPANY, INC., AUSTIN, TEXAS FOR PHASE II AND APPROPRIATION THEREFOR.--In accordance with the authorization given at the Regents' Meeting held October 1, 1976, bids were called for and were received, opened and tabulated on December 1, 1976, as shown on the attached page, for Phases I-B and II of Waller Creek Improvements at The University of Texas at Austin.

In a notice dated January 12, 1977, the Economic Development Administration disapproved an application for Federal Assistance under the Local Public Works Capital Development and Investment Act of 1976 for a grant of \$1,007,800.00 for construction of Phases I-B and II of Waller Creek Improvements at The University of Texas at Austin.

The Special Committee, appointed at the December 10, 1976 Board Meeting, consisting of President Rogers, Director Kristoferson, Associate Deputy Chancellor Landrum, Deputy Chancellor Walker, Committee Chairman Bauerle, and Board Chairman Shivers, has rejected Base Bid A (Phase I-B) and Base Bid C (combined proposal for Phases I-B and II) due to lack of funds and has awarded a construction contract to J. C. Evans Construction Company, Inc., Austin, Texas, the low bidder, for Phase II of Waller Creek Improvements at The University of Texas at Austin as follows:

Base Bid B - (Phase II, Martin Luther King, Jr. Boulevard to 23rd Street)	\$354,000.00
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Add Alternate:

Base Bid B, Alternate I - (Wood Deck, Vicinity of Alumni Center)	<u>48,000.00</u>
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Total Contract Award	<u>\$402,000.00</u>
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Additionally, in accordance with prior authorization, the Special Committee approved System Administration's recommended funding of the Phase II total project cost of \$464,215.00 from an appropriation of that amount from Interest on Bond proceeds.

President Rogers and System Administration recommend that the Board:

- a. Ratify the action taken by the Special Committee in awarding the construction contract as outlined above for Phase II of U. T. Austin Waller Creek Improvements
- b. Appropriate \$464,215.00 from Interest on Bond proceeds to cover the Phase II construction contract award, fees and miscellaneous expenses.

Final plans for additional phases to complete the Waller Creek Improvements will be presented to the Board at future meetings, as they are finished.

WALLER CREEK IMPROVEMENTS, PHASE I-B AND WALLER CREEK IMPROVEMENTS, PHASE II
 THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS
 Bids Received at 2:00 P. M., December 1, 1976, in the Office of Facilities Planning and Construction
 The University of Texas System, Austin, Texas

	Base Bid A.	Add Alt. 1	Add Alt. 2	Base Bid B	Add Alt. 1	Combined Proposal Base Bid C	Bid Bond
Austin Engineering Company, Austin, Texas	\$675,000.00	\$55,000.00	\$60,000.00	\$402,000.00	\$84,000.00	\$1,057,000.00	5%
J. C. Evans Construction Company, Inc., Austin, Texas	608,000.00	50,000.00	68,000.00	354,000.00	48,000.00	952,000.00	5%
Thomas Hinderer Company, Austin, Texas	649,900.00	55,000.00	65,000.00	394,900.00	74,900.00	1,040,000.00	5%
B. L. McGee, Inc., Austin, Texas	600,000.00	57,000.00	68,000.00	396,000.00	65,000.00	995,000.00	5%
Charles M. Morton Construc- tion Company, Austin, Texas	No Bid	55,000.00	63,000.00	No Bid	62,400.00	1,042,000.00	5%

6. U. T. AUSTIN - WALLER CREEK IMPROVEMENTS (PROJECT NO. 102-343): (a) PRESENTATION OF FINAL PLANS AND REQUEST TO ADVERTISE FOR BIDS FOR PHASES III AND IV AND (b) REQUEST TO READVERTISE FOR BIDS FOR PHASE I-B.--In December 1975 the Board of Regents authorized the Waller Creek Improvements project for the preservation and enhancement of the natural characteristics of the creek area on the U. T. Austin campus. The creek side development area is approximately two miles in length and stretches from the intersection of San Jacinto Boulevard and Speedway on the north to Fifteenth Street on the south. The design includes construction of hike and bike trails, scenic overlooks, removal of debris, stream bed cleanup and additional features such as security lighting, storm drainage, irrigation, and landscape plantings.

When the design development for the complete project was approved in May 1976, the Project Architect, John C. Robinson, Jr., Austin, Texas, estimated a total construction cost of \$1,511,323.00 for all phases, exclusive of fees, surveys and miscellaneous project expenses. Two construction contract awards totalling \$619,500.00 have subsequently been awarded as follows:

- July 9, 1976: Phase I-A (initial portion, approximately half of the area from Fifteenth Street to Trinity Street Bridge): \$217,500.00
- January 14, 1977: Phase II (Martin Luther King, Jr. Boulevard north to Twenty-third Street): \$402,000.00. The award is to be presented for ratification at this Board Meeting.

In December 1976, excessively high bids for Phase I-B were rejected. This was the remaining half of the development from Fifteenth Street northward to the Trinity Street Bridge near Martin Luther King, Jr. Boulevard. If completed in the future, construction would provide necessary security lighting, irrigation, sodding, improvement of existing bridges at Sixteenth and Eighteenth Streets and additional pedestrian walkways for easier walking access to the Special Events Center.

Final plans and specifications are now ready for bidding Phases III and IV, which would continue the construction from Twenty-third Street northward to the intersection of San Jacinto Boulevard and Speedway at West Thirtieth Street. The Project Architect's final construction cost estimate totals \$409,000.00 for these two additional phases.

President Rogers and System Administration recommend that the Board:

- a. Approve the final plans and specifications for the U. T. Austin Waller Creek Improvements - Phase III and Phase IV with authorization for the Director of the Office of Facilities Planning and Construction to advertise for bids, subject to availability of funds
- b. Authorize re-bidding of Phase I-B at a modified scope of development, after award of Phases III and IV, subject to availability of funds.

7. U. T. AUSTIN - MARINE SCIENCE INSTITUTE AT GALVESTON: REQUEST (a) FOR AUTHORITY TO PARTICIPATE IN COOPERATIVE DREDGING PROJECT AND TO NEGOTIATE COST-SHARING AGREEMENT AND (b) FOR APPOINTMENT OF COMMITTEE TO APPROVE NEGOTIATED AGREEMENT.--For over a year, The University of Texas Marine Science Institute at Galveston has recognized the need for dredging its slip and the channel leading out to the Galveston Ship Channel. The slip is in a protected area but is subject to siltation which progressively encroaches on the navigable depth and hampers the movements of larger vessels. The larger research vessels and commercial vessels are often limited to moving during high tides. In addition, the condition leads to damaging of costly propellers. The condition of the slip has deteriorated to the point where it either should be dredged now or the University's vessels should be moved to other moorings.

The University shares a 1960 foot channel in common with several commercial interests. Deepening this channel access to the Galveston Ship Channel would benefit only two other users of the channel, since the remainder of the users have vessels of shallower draft. An attempt was made to develop a cooperative venture about two years ago to deepen the channel, but it was not successful. The Administrations of both U. T. Austin and the Galveston Medical Branch recognize the need for the dredging project and the desirability of doing the work in a cooperative cost-sharing venture.

Baroid Petroleum Services Division of National Lead Industries, Inc., needs to have the access channel and its slip dredged as badly as the University does, but to a lesser extent; so does Joe Grasso and Son, Inc., a shrimp fishing firm. Baroid has taken the lead and has proposed that Grasso and the University share in the costs of a dredging project. Baroid has further engaged a competent engineering firm which has prepared plans and specifications for the work, and proposes to take competitive bids for the work as soon as an agreement between the parties can be reached. The Office of Facilities Planning and Construction has reviewed the plans and specifications and finds them to be acceptable, subject to negotiation of an equitable cost-sharing agreement.

In general, it is proposed to dredge a channel 1960 feet long and 260 feet wide. The center 80 feet of the channel would be 25 feet deep. The bottom would slope uniformly upward from the center channel to a depth of 10 feet at the outer limits of the channel. The work would be done in accordance with the provisions of a dredging permit which has been applied for by Baroid to the Galveston District of the Corps of Engineers. The University's share of the cost is estimated to be on the order of \$350,000.00.

Accordingly, President Rogers, President Levin and System Administration recommend that the Board:

- a. Authorize University participation in the project to dredge the slip adjacent to the U. T. Austin Marine Science Institute at Galveston and its access channel
- b. Authorize the Director of the Office of Facilities Planning and Construction to negotiate with Baroid and Grasso to establish an equitable agreement for sharing the cost of the work, and to approve the award to the low responsive bidder
- c. Appoint a committee consisting of President Rogers, President Levin, Director Kristoferson, Associate Deputy Chancellor Landrum, Deputy Chancellor Walker, Committee Chairman Bauerle and Board Chairman Shivers to approve the negotiated cost-sharing agreement and to approve funding for the project as may be recommended by System Administration
- d. Authorize Board Chairman Shivers to sign all appropriate documents concerning the dredging project and its attendant cost-sharing agreements, after approval as to content by Deputy Chancellor Walker and as to form by General Counsel, all of which would be reported to the Board at a future meeting for ratification.

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U. T. DALLAS: PHASE III FINE ARTS BUILDING - INITIAL STUDIO FACILITIES (PROJECT NO. 302-372) - PRESENTATION OF FINAL PLANS, REQUEST FOR AUTHORIZATION TO ADVERTISE FOR BIDS, APPOINTMENT OF COMMITTEE FOR CONTRACT AWARD AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held February 11, 1977, final plans and specifications have been prepared for the Phase III Fine Arts Building - Initial Studio Facilities at The University of Texas at Dallas by the Project Architect, Fisher and Spillman, Inc., Dallas, Texas. These plans and specifications provide for a building of approximately 20,000 gross square feet at an estimated total project cost of \$500,000.00. Industrial type art functions and support facilities will be provided in this initial phase of the Fine Arts construction project. It is needed for occupancy in Fall 1977.

President Jordan and System Administration recommend that the Board:

- a. Approve the final plans and specifications for the Phase III Fine Arts Building - Initial Studio Facilities at The University of Texas at Dallas, at an estimated total project cost of \$500,000.00 and authorize the Director of the Office of Facilities Planning and Construction to advertise for bids
- b. Appropriate the additional amount of \$478,000.00 from Building Use Fees for the total project cost of \$500,000.00
- c. Appoint a Committee consisting of President Jordan, Director Kristoferson, Associate Deputy Chancellor Landrum, Deputy Chancellor Walker, Committee Chairman Bauerle and Board Chairman Shivers to award a construction contract between meetings of the Board, within available project funds, for the Phase III Fine Arts Building - Initial Studio Facilities at The University of Texas at Dallas.

A report of the Committee action and request for ratification of the contract award will be presented to the Board at a future meeting.

9. U. T. EL PASO: ALTERATIONS AND ADDITIONS TO THE ADMINISTRATION BUILDING - REQUEST FOR APPOINTMENT OF PROJECT ARCHITECT FOR PREPARATION OF PRELIMINARY PLANS AND COST ESTIMATE.--At the Regents' Meeting held in December 1976, an appropriation of \$5,000,000.00 was approved for expansion of, or addition to, existing facilities and buildings, site developments and improvements, utilities and services improvements, and selected land and equipment purchases.

As one of the high priority project authorizations, U. T. El Paso Administration identified the need for an improved and centralized administrative facility. With a campus enrollment of nearly 15,000, the existing Administration Building, a 1956 structure planned with an enrollment of 3,839, is inadequate and currently houses only the offices of the President, Academic Vice President, Institutional Studies and Business and Registrar operations. Over the past five years, various administrative units including Personnel, Admissions, News and Information Services and Development have been housed in temporary quarters. This operational fragmentation has provided some needed administrative space but results in inefficiencies in day to day operations.

An improved facility for central administration can be provided by alterations of the existing building and an addition of approximately 23,300 gross square feet. A total project cost of \$1,400,000.00 has been estimated by U. T. El Paso Administration. Funding for this project has been included within the previously appropriated \$5,000,000.00 approved for U. T. El Paso Master Plan - Completion of Major Portion of Remaining Facilities.

President Templeton and System Administration recommend that the Board:

- a. Approve a project for a central administrative facility, consisting of Alterations and Additions to the Administrative Building at The University of Texas at El Paso, at an estimated total project cost of \$1,400,000.00
- b. Appoint the firm of Fouts, Langford, Gomez, Moore, Inc., El Paso, Texas, as Project Architect for preparation of preliminary plans and a cost estimate which will be presented to the Board at a future meeting.

10. DALLAS HEALTH SCIENCE CENTER: PARKING STRUCTURE II - REQUEST FOR PROJECT AUTHORIZATION, APPOINTMENT OF PROJECT ARCHITECT FOR PRELIMINARY PLANS AND APPROPRIATION THEREFOR.--The Dallas Health Science Center has an ever increasing demand for additional parking facilities. At present, over 2,400 parking permits have been issued with only 1,700 spaces available on campus. On many occasions over 200 overflow cars are accommodated on campus drives and in other areas not designated for parking. In addition, off campus parking facilities are leased during peak periods.

Anticipated increases in students, faculty and staff in the Fall of 1977 and large groups of visitors attending workshops and seminars, will compound the already serious parking problem.

The Office of Facilities Planning and Construction has prepared a feasibility study which indicates a need for a second parking structure to accommodate 600 additional cars, to be located adjacent to the existing garage. The anticipated total project cost for such a facility is \$2,100,000.00.

President Sprague and System Administration recommend that the Board:

- a. Authorize a second parking structure for the Dallas Health Science Center to accommodate 600 cars at an estimated total project cost of \$2,100,000.00
- b. Appoint the firm of Beran and Shelmire as Project Architect with authorization to prepare preliminary plans and specifications to be presented to the Board at a future meeting
- c. Appropriate \$30,000.00 from Dallas Health Science Center Plant Funds Account No. 67000 to cover fees and miscellaneous expenses through completion of preliminary plans.

11. GALVESTON MEDICAL BRANCH (GALVESTON HOSPITALS) - RENOVATION OF GRAVES HOSPITAL: REQUEST FOR PROJECT; APPOINTMENT OF PROJECT ARCHITECT, AND APPROPRIATION THEREFOR.--A recent survey conducted by the Joint Commission on Accreditation of Hospitals, Psychiatric Facilities, resulted in findings of inadequate Life Safety Standards in the Graves Hospital at the Galveston Medical Branch. In order to continue with psychiatric teaching and patient care activities at the Medical Branch, it is necessary to comply with the Commission's recommendations to correct the deficiencies which resulted in loss of accreditation.

It is estimated that renovation of the 60,000 sq. ft. hospital to update Mechanical and Electrical Systems and Life Safety Standards will result in a total project cost of approximately \$2,500,000.00.

BUILDINGS AND GROUNDS COMMITTEE
SUPPLEMENTAL INFORMATION
April 15, 1977

Page

GALVESTON MEDICAL BRANCH

11. Galveston Hospitals - Renovation of Graves Hospital: Request to Appoint Project Architect (See Page B & G - 10.)

Below

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11. Galveston Medical Branch - Galveston Hospitals: Renovation of Graves Hospital: List of Proposed Architectural Firms.--

Kenneth Bentsen Associates - Houston, Texas

Louis Lloyd Oliver and Tibor Beerman - Galveston, Texas

Page Southerland Page - Houston, Texas

Koetter, Tharp, Cowell and Bartlett - Houston, Texas

Pierce, Goodwin, Alexander - Houston, Texas

President Levin and System Administration recommend that the Board:

- a. Authorize the Renovation of Graves Hospital at the Galveston Medical Branch at an estimated total project cost of \$2,500,000.00
- b. Appoint a Project Architect from a list to be submitted at the meeting, with authorization to prepare preliminary plans and specifications to be presented to the Board at a future meeting
- c. Appropriate \$25,000.00 from Galveston Medical Branch Unexpended Plant Fund, Project Allocation, to cover fees and miscellaneous expenses through completion of preliminary plans.

12. HOUSTON HEALTH SCIENCE CENTER AND UNIVERSITY CANCER CENTER: REQUEST FOR AUTHORITY TO PARTICIPATE IN ACQUISITION OF HOUSTON NATURAL GAS CORPORATION THERMAL ENERGY PLANT LOCATED AT TEXAS MEDICAL CENTER, HOUSTON, TEXAS, AND FOR COMMITTEE TO APPROVE AGREEMENTS AND DOCUMENTS.--

BACKGROUND INFORMATION

At its May 6, 1967 meeting, the Board of Regents appointed a Special Committee to review proposals called for by the Texas Medical Center in Houston for construction, maintenance and operation of a thermal energy plant and distribution system to serve various institutions located in the Texas Medical Center. The Special Committee was also empowered to approve the proposal most favorable to The University of Texas and to inform the Texas Medical Center of this approval. The Board of Regents committed itself, in entering into this contract, to connect any new buildings or additions to buildings to this thermal energy plant. However, the Board did not commit itself to connect existing buildings to the plant.

The Special Committee approved the proposal submitted by Houston Natural Gas Corporation which culminated in authorization by the Board of Regents at its April 23, 1971, meeting for the Chairman of the Board to execute an agreement with the Houston Natural Gas Corporation to serve the School of Public Health with thermal energy. The Board stated its understanding that future connections of University facilities would be negotiated at the proper time and that this agreement would be renegotiated to conform to subsequent agreements, if appropriate.

Subsequent agreements were entered into as follows:

- a. At its October 22, 1971 meeting the Board of Regents authorized execution of an agreement to serve the Initial Facility of the Medical School at Houston with thermal energy from the Houston Natural Gas Corporation plant.
- b. At its July 9, 1976 meeting the Board of Regents authorized execution of a contract with Houston Natural Gas Corporation for thermal services for the Houston Medical School, the School of Public Health and the Speech and Hearing Institute. This contract superseded the previous contracts for serving the School of Public Health and the Initial Facility of the Medical School.
- c. At its July 9, 1976 meeting the Board of Regents authorized execution of an agreement to serve the Lutheran Hospital (M. G. and Lillie A. Johnson Building), the Outpatient Clinic Expansion, and M. D. Anderson Cancer Research Addition, 6th and 7th Floors with thermal services from the Houston Natural Gas Corporation plant.

All of the above contracts conform to a model contract contained in an agreement between the Texas Medical Center, Inc. and Houston Natural Gas Corporation, dated April 9, 1968. Not only University of Texas institutions, but also all other institutions at the Texas Medical Center which take their thermal energy services from Houston Natural Gas Corporation have contracts conforming to the same model. These other users include St. Luke's Hospital, Texas Children's Hospital, March Culmore and Favrot Halls, Texas Women's University, Institute of Religion, Jesse Jones Library, Texas Medical Center Laundry, Hermann Hospital and Hermann Professional Building. At this time, University of Texas institutions consume about 40% of the energy produced by the Houston Natural Gas Corporation plant. This share will increase to about 45% when Phase III of the Medical School is completed.

The master agreement between Texas Medical Center, Inc., and Houston Natural Gas Corporation has several provisions of which the Board of Regents should be aware:

- a. The term of the agreement is for fifty years from April 9, 1968, unless sooner terminated or extended by written agreement.
- b. The Texas Medical Center is obligated to encourage institutions within the Center to use the thermal energy services of Houston Natural Gas Corporation.
- c. The Texas Medical Center will provide Houston Natural Gas Corporation, free of charge, with all land needed for its plant and distribution system.
- d. The service agreements between the various institutions and Houston Natural Gas Corporation will conform to the model agreement contained in the master agreement.
- e. The plant will remain the property of Houston Natural Gas Corporation at the end of the agreement (although it may have been amortized one or more times during the term of the agreement).
- f. Houston Natural Gas Corporation extended to the Texas Medical Center, or to any nonprofit entity formed by it, an option to buy the thermal plant, its distribution system, and its service agreements with its customers at the end of the sixth year of operation (1975) or at the end of any fifth year thereafter (1980, 1985, etc.), subject to written notice of intent at least 90 days prior to date of exercising such option. (Houston Natural Gas Corporation has twice extended the date by which the 1975 option must be exercised; it is currently July 1, 1977)
- g. If the plant is purchased, the price will be the gross unamortized investment of Houston Natural Gas Corporation in the plant and distribution system as stated in the Rate Base.
- h. If the plant is purchased, Houston Natural Gas Corporation has the obligation to furnish for a period of 20 years all gas offered by Houston Natural Gas Corporation to others for similar gas service. This is a guarantee of continued gas service, subject to possible governmental regulation, however.

Recognizing that it might be in the interest of the institutions located at the Texas Medical Center to purchase the thermal plant, a Texas Medical Center Heating and Cooling Services Cooperative Association has been formed. It was authorized in the Acts, 64th Legislature, R. S., Chapter 195, Page 458, codified as Article 4447r, Vernon's Civil Statutes. It was incorporated and a charter issued by the Secretary of State on October 2, 1975. The Internal Revenue Service has issued a favorable ruling on its tax-exempt status. Bylaws, membership agreements and use agreements have been drafted. All of these documents will be available at the Board

meeting for scrutiny. New legislation, authorizing an expanded class of institutions which can be served by the thermal plant, is in process. It would allow service to nonprofit health-related institutions at the Texas Medical Center which are otherwise eligible to join the Cooperative but which for reasons of their own choose not to become members.

Studies have been commissioned by the TMC Heating and Cooling Services Cooperative Association to evaluate the advantages and disadvantages of purchasing the plant. The conclusions of the various studies are summarized as follows:

a. Lockwood, Andrews and Newnam, Inc. (1974)

- (1) As a nonprofit entity, TMC could operate the thermal plant for 20 percent or \$750,000 less than Houston Natural Gas Corporation, primarily due to savings in taxes and investment related expenses.
- (2) The plant appears to be well maintained and in good condition.
- (3) The condition of the distribution system cannot be determined without extensive investigation and testing.
- (4) Considering the present-day replacement cost of the plant, the purchase price is reasonable.

b. I. A. Namann & Associates, Inc. (1977)

- (1) As it is presently designed, the plant is being operated reasonably efficiently. However, certain steam turbines can be replaced by electric motors which would result in substantial operational savings.
- (2) The thermal plant is of good commercial quality construction, but maintenance appears to have been below average. Maintenance deficiencies should be corrected.
- (3) The condition of the underground distribution system should be investigated.
- (4) The chilled water distribution system is in some instances incompatible with cooling systems in some new buildings. The incompatibilities should be corrected, to the benefit of both parties.
- (5) The thermal plant design and construction appear satisfactory and would be acceptable for purchase, if economically attractive.

c. Ebasco Services, Inc. (1977)

- (1) The chilled water and steam piping distribution is buried directly, with "Gilso-therm" insulating backfill on older installations and "Protexulate" insulating backfill on newer installations.
- (2) Three cathodic protection systems, installed with the original distribution system are inoperative. A fourth system is needed to protect a recent installation.
- (3) The distribution piping is in surprisingly good condition, considering the absence of cathodic protection. If the cathodic protection were to be made operative, the system would last indefinitely insofar as corrosion from electrolysis is concerned.
- (4) The condensate return piping should be incorporated into the cathodic protection system.

d. Mr. Charles A. Lingo, Independent Consultant (1977)

- (1) The advantages of purchasing the plant outweigh any disadvantages.
- (2) The plant should be purchased provided that:
 - (a) Maintenance deficiencies are corrected or adequate depreciation be credited in the purchase;
 - (b) Incompatibilities between the chilled water distribution system and certain new buildings are corrected on an equitable basis;
 - (c) Fiberglass steam condensate lines are replaced by carbon steel pipe in those areas where not already replaced;
 - (d) The cathodic protection system is restored and expanded as recommended by Ebasco Services, Inc.;
 - (e) A satisfactory transition period can be worked out for transferring operation of the plant to a new operator.
 - (f) A complete and thorough audit be conducted to assure that all assets and obligations associated with purchase of the plant are known.
- (3) Based on figures available as of January 31, 1977, it appears that the estimated annual savings if owned by the Cooperative Association would be at least \$954,000 per year, which is 12.4% of the annual operating cost of \$7,666,000 with Houston Natural Gas Corporation as the owner.

Copies of the four above listed reports are available.

In its present configuration, the purchase price of the plant is on the order of \$19.5 million. It is probable that the price will exceed \$20 million after certain corrective measures and expansions directed by the Texas Medical Center are carried out. It is the intent of the Cooperative Association to incorporate these measures into the capital worth of the plant so as to reduce the need for large amounts of operating capital immediately after acquiring the plant. It is also the intent of the Cooperative Association to negotiate the best price for the plant.

Houston Natural Gas Corporation has agreed to accept the Cooperative Association's serial bonds, written for a term of 20 years at 8% interest, as payment for the plant. It is the intent of the Cooperative's members, where legally and financially feasible, to deposit the equivalent of two months utility cost to establish cash working capital for operating expenses. The deposit would be repaid as dividends begin to accumulate.

Speaking for the Cooperative Association, Dr. Richard T. Eastwood has informed Houston Natural Gas Corporation of its intent to exercise the option to purchase the thermal energy plant subject to the following:

- (a) Ratification of the various institutions' governing boards of the proposed intent to purchase;
- (b) A complete audit by a Certified Public Accountant to ascertain exactly what assets, liabilities and obligations are being purchased;
- (c) Correction of certain maintenance deficiencies and installation of certain additional piping and equipment;

- (d) Negotiation of a satisfactory price;
- (e) Negotiation of a satisfactory transition between operating staffs of Houston Natural Gas Corporation and the Cooperative Association.

The University of Texas representatives most deeply involved in this transaction have been Mr. Joe E. Boyd, Jr., former Vice-President for Business and Hospital Affairs at U. T. System Cancer Center; Mr. G. Charles Franklin, Vice-President for Business Affairs, U. T. Health Science Center at Houston; and Mr. R. S. Kristoferson, Director, Facilities Planning and Construction, U. T. System. It is the considered opinion of these three representatives that the thermal plant should be purchased because it will result in substantial annual savings, in greater responsiveness to the Users' needs, and in full ownership of the plant when amortized. The advantages are considered to outweigh the disadvantages.

RECOMMENDATION

Accordingly, Dr. R. Lee Clark, President, U. T. System Cancer Center; Dr. T. G. Blocker, Jr., Acting President of the Health Science Center at Houston, and Deputy Chancellor E. D. Walker recommend that the Board of Regents:

- a. Approve participation by The University of Texas System and its institutions located at the Texas Medical Center in Houston in the efforts and commitments of the Texas Medical Center Heating and Cooling Services Cooperative Association in proposed intent to purchase the Houston Natural Gas Corporation plant
- b. Authorize a Special Committee, consisting of Dr. R. Lee Clark, Dr. T. G. Blocker, Jr., Director Kristoferson, Mr. Joe E. Boyd, Jr., Executive Assistant for Health Activities, Deputy Chancellor Walker, Regent Bauerle and Chairman Shivers to approve agreements and other documents between The Texas Medical Center Heating and Cooling Cooperative Association and Houston Natural Gas Corporation insofar as The University of Texas' interest are concerned
- c. Authorize Chairman Shivers to sign all appropriate documents concerning purchase of the Houston Natural Gas Corporation plant and operating and user agreements within the Texas Medical Center Heating and Cooling Cooperative Association after approval as to content by Deputy Chancellor Walker and as to form by General Counsel.

**BUILDINGS AND GROUNDS COMMITTEE
EMERGENCY ITEMS
April 15, 1977**

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19. M. D. Anderson - Remodeling of Present Building: Recommended Contract Award	27

13. U. T. SYSTEM: COMPLETION OF SIXTH FLOOR (ASHBEL SMITH HALL) (PROJECT NO. 101-352) - RECOMMENDED AWARD OF CONTRACT FOR FURNITURE AND FURNISHINGS TO ABEL CONTRACT FURNITURE & EQUIPMENT CO., INC., AUSTIN, TEXAS.--Specifications for Furniture and Furnishings for the Completion of Sixth Floor (Ashbel Smith Hall) at The University of Texas System, Austin, Texas, were prepared by the Office of Facilities Planning and Construction and bids called for. These bids were received, opened, and tabulated on April 7, 1977, as shown below:

Bidder	Base Bid "A"	Bidder's Bond
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$31,470.25	5%
Educational & Institutional Cooperative Services, Inc., Dallas, Texas	No Bid	--

After the bid opening, a survey was made to determine why only one bid was received on this package, since restrictive specifications were not used. One of the regular bidders on this merchandise explained that she was busy bidding another job and gave the project to a co-worker who then went on vacation before completing the job. Another explained that he had received the specifications too late to obtain quotations from the manufacturer in writing. Several bidders stated that they were unable to cover the entire spectrum of products specified in the invitation and had to pass it up. Finally, one bidder explained that he was too busy with other work and had to pass up this opportunity.

Although only one responsive bid was received for Base Proposal "A" in response to 20 invitations issued, this bid is for less than the amount estimated for this work, and it is not believed that a re-bid would accomplish improved results.

It is, therefore, recommended by System Administration that award of contract be made to the low bidder, as follows:

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

Base Bid "A" (General Furniture) \$31,470.25

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

14. U. T. ARLINGTON: BUSINESS ADMINISTRATION BUILDING (PROJECT NO. 301-255) - RECOMMENDED AWARD OF CONTRACTS FOR FURNITURE AND FURNISHINGS TO ROCKFORD FURNITURE AND CARPETS, INC., AUSTIN, TEXAS; AMERICAN DESK MFG. COMPANY, TEMPLE, TEXAS; AND CARPET SERVICES, INC., DALLAS, TEXAS.-- Specifications for Furniture and Furnishings for the Business Administration Building at The University of Texas at Arlington were prepared by the Office of Facilities Planning and Construction and bids called for. These bids were received, opened, and tabulated on April 7, 1977, as shown on the attached sheets.

After the bid opening, a survey was made to determine why only one bid was received on Base Proposal "D". One dealer was not franchised for all items within the invitation and could not offer alternate sources. One dealer was not able to get all pricing together in time to bid. One dealer said he was too busy selling and installing furniture in Arabia. Two dealers said that they had personnel changes which precluded bidding during this time. One dealer said that he was unable to get a firm quote from approved manufacturers on two items within the base proposal. Another stated he could not get bonding to cover this project. Seven dealers returned their invitations to bid prior to bid time with a note that other commitments would not allow them to bid on this project.

Although only one bid was received for Base Proposal "D", the bid is less than 2.5% over the estimated cost for this work and it is not believed that a rebid would accomplish improved results.

It is, therefore, recommended by President Nedderman and System Administration that award of contracts be made to the following low bidders:

Rockford Furniture and Carpets, Inc.,
Austin, Texas

Base Bid "A" (General Furniture)	\$380,702.81	
Add Alternate No. 1	17,838.06	
Add Alternate No. 2	59,539.68	
Add Alternate No. 3	84,710.62	
Add Alternate No. 4	1,794.79	
Base Bid "D" (Lounge Furniture)	<u>32,128.72</u>	\$576,714.68

American Desk Mfg. Company,
Temple, Texas

Base Bid "B" (Classroom Seating)	111,123.72
----------------------------------	------------

Carpet Services, Inc.,
Dallas, Texas

Base Bid "C" (Carpet)	<u>95,600.00</u>
Grand Total Recommended Contract Awards	<u>\$783,438.40</u>

The funds necessary to cover these contract awards are available within the previously appropriated funds for this project.

BIDS RECEIVED FOR FURNISHINGS, BUSINESS ADMINISTRATION BUILDING, THE UNIVERSITY OF TEXAS AT ARLINGTON, ARLINGTON, TEXAS
 Bids Received at 2:00 P.M., C. S. T., April 7, 1977, at the Office Of Facilities Planning and Construction,
 The University of Texas System, Austin, Texas

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Bidder	Base Bid "A"	Add Alt. #1	Add Alt. #2	Add Alt. #3	Add Alt. #4	Base Bid "B"	Base Bid "C"	Base Bid "D"	Bidder's Bond
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$386,428.12	\$21,293.10	\$59,772.61	\$115,055.05	\$5,105.30	\$117,769.48	No Bid	No Bid	5%
American Desk Mfg. Com- pany, Temple, Texas	No Bid	----	----	----	----	111,123.72	No Bid	----	5%
Bexar Floor Covering Company, San Antonio, Texas	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$108,076.80	No Bid	5%
Carpet Services, Inc., Dallas, Texas	No Bid	----	----	----	----	No Bid	95,600.00	----	5%
Central Distributing Com- pany, San Antonio, Texas	No Bid	----	----	----	----	118,899.12	----	----	5%
J. F. Clark Company, Inc., Dallas, Texas	No Bid	No Bid	No Bid	No Bid	No Bid	147,400.00	No Bid	No Bid	5%
Contract Floor Covering, Inc., Houston, Texas	----	----	----	----	----	----	111,568.00	----	5%
Educational & Institutional Cooperative Service, Inc., Dallas, Texas	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	----
Moffatt Carpet & Furniture, Lamesa, Texas	----	----	----	----	----	----	100,666.00	----	5%
J. C. Penney Commercial Sales, Arlington, Texas	----	----	----	----	----	----	98,848.82	----	Cashier's Check \$5,000.00

Bidder	Base Bid "A"	Add Alt. #1	Add Alt. #2	Add Alt. #3	Add Alt. #4	Base Bid "B"	Base Bid "C"	Base Bid "D"	Bidder's Bond
Rockford Furniture & Carpets, Inc., Austin, Texas	\$380,702.81	\$17,838.06	\$59,539.68	\$84,710.62	\$1,794.79	\$117,568.80	No Bid	\$32,128.72	5%
San Antonio Floor Finishers, Inc., San Antonio	No Bid	----	----	----	----	No Bid	\$ 96,436.00	----	5%
Tuftwick, Carpet, Inc., Austin, Texas	----	----	----	----	----	----	102,979.00	----	Cashier's Check \$5,148.95
J.D. Von Wahlde & Sons, Inc., Fort Worth, Texas	----	----	----	----	----	----	98,926.00	----	5%

15. U. T. AUSTIN: COLLEGE OF FINE ARTS AND PERFORMING ARTS CENTER (PROJECT NO. 102-201) - MUSIC PRACTICE ROOM PREFABRICATED MODULES - RECOMMENDED AWARD OF CONTRACT TO WENGER CORPORATION, OWATONNA, MINNESOTA.--In December 1976 the Board approved a building construction contract award for the construction of the Fine Arts Library and Administration Building, the Concert Hall/Drama Workshop/Opera Lab and the Music Building and Recital Hall of the College of Fine Arts and Performing Arts Center at The University of Texas at Austin. As part of the approved total project cost, funds were reserved for the future bidding, procurement and installation of 115 Music Practice Room Prefabricated Modules. These modules will be initially installed for an interim use of approximately three years in the Old Printing Building located at Manor Road and Red River Street. The cost of purchasing the modules, including initial installation and subsequent reinstallation within the completed Music Building under acoustical performance warranties, was estimated to be \$675,000.00.

Bids were called for and were received, opened and tabulated on April 5, 1977 as shown below for the Music Practice Room Prefabricated Modules for the U. T. Austin College of Fine Arts and Performing Arts Center.

Bidder	Base Bid	Bidder's Bond
Industrial Acoustics Company, Inc. Bronx, New York	\$676,000.00	5%
Sound-Metal Engineering, Inc., Lawrenceville, Illinois	No Bid	-
Tracoustics, Inc., Austin, Texas	No Bid	-
Wenger Corporation, Owatonna, Minnesota	619,887.00	\$33,750.00

Funds to cover the recommended contract award, fees and miscellaneous expenses are available within project funds previously approved and appropriated.

President Rogers and System Administration recommend that the Board award a contract to Wenger Corporation, Owatonna, Minnesota in the amount of \$619,887.00 for the procurement of the initial installation and subsequent dismantling, transporting, and installing of the Music Practice Room Prefabricated Modules within the Music Building segment of the College of Fine Arts and Performing Arts Center at The University of Texas at Austin.

16. U. T. EL PASO: SPECIAL EVENTS CENTER - SITE IMPROVEMENTS (PROJECT NO. 201-375) - REPORT OF COMMITTEE APPROVAL OF FINAL PLANS WITH AUTHORIZATION FOR BID ADVERTISEMENT AND RECOMMENDED AWARD OF CONTRACT TO JORDAN AND NOBLES CONSTRUCTION COMPANY, EL PASO, TEXAS.--At the December 10, 1976 Regents' Meeting System Administration informed the Board of a grant application submitted to the Economic Development Administration for Federal Assistance for certain segments of Site Improvements for the Special Events Center at The University of Texas at El Paso. A disapproval notice dated December 22, 1976 was received on a grant application of \$182,000.00. Subsequently, the Special Committee, appointed at the December 10, 1976 meeting, consisting of President Templeton, Director Kristoferson, Associate Deputy Chancellor Landrum, Deputy Chancellor Walker, Committee Chairman Bauerle and Board Chairman Shivers approved the final plans and authorized advertisement for bids for the Site Improvements.

The scope of work includes Baltimore Street reconstruction, widening and realignment, street lighting, additional sidewalks, additional parking facilities, security lighting, rock retaining walls and ticket center site modifications. The recommended total project cost can be funded from the previously approved appropriation for U. T. El Paso Completion of Major Portion of Remaining Facilities in Master Plan.

Bids were called for and were received, opened and tabulated on March 31, 1977 as shown below for this segment of the Special Events Center Site Improvements at The University of Texas at El Paso:

Bidder	Base Bid	Alt. #1 Site Work @ Serv. Sta.	Alt. #2 Chain Link Fence	Bidder's Bond
Condell Construction Co., Inc., El Paso, Texas	\$288,748.00	\$51,896.00	\$5,000.00	Cashier's Check
Jordan & Nobles Constr. Co., El Paso, Texas	214,000.00	28,000.00	2,000.00	5%
Matyear Construction Co., Inc., El Paso, Texas	No Bid	No Bid	No Bid	-0-
Vowell Construction Company, El Paso, Texas	289,000.00	22,000.00	5,100.00	5%

President Templeton and System Administration recommend that the Board:

- Ratify the action taken by the Special Committee in approving the final plans and authorizing advertisement for the U. T. El Paso Special Events Center Site Improvements
- Award the construction contract for the U. T. El Paso Special Events Center Site Improvements to the low bidder, Jordan and Nobles Construction Company, El Paso, Texas as follows:

Base Bid	\$214,000.00
Add Alternate No. 1 (Site Work at Service Station)	<u>28,000.00</u>
Total Recommended Contract Award	<u>\$242,000.00</u>

- Approve a total project cost of \$277,000.00 to cover the recommended construction contract award, future landscape planting, sodding, irrigation, fees and miscellaneous expenses
- Authorize the expenditure of \$277,000.00 from the PUF Bond proceeds appropriation for U. T. El Paso Completion of Master Plan.

17. DALLAS HEALTH SCIENCE CENTER: ALTERATIONS AND EXPANSION OF SKILLERN STUDENT UNION BUILDING - PHASE I EXPANSION FOR SERVICE AND SUPPORT FACILITIES (PROJECT NO. 303-349) - RECOMMENDED AWARD OF CONTRACT TO WM. S. BAKER, INC. GENERAL CONTRACTORS, DALLAS, TEXAS, AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held February 11, 1977, bids were called for and were received, opened and tabulated on April 7, 1977, as shown on the attached sheets for the Phase I Alteration and Expansion of the Skillern Student Union Building at the Dallas Health Science Center.

This project provides for approximately 15,000 square feet for service and support facilities.

Initially it was recognized that the total scope of facilities desired by the Institution could not be accomplished within the authorized project budget of \$890,000.00 previously appropriated. Therefore, certain elements were developed as Additive Alternates to the Base Bid. An award of the Base Bid can be made within the original project scope and previously appropriated funds. Prices on the Additive Alternates indicate a good test of the competitive market and the Institution has additional funds available to support the award of these needed facilities.

President Sprague and System Administration recommend that the Board:

- a. Award the construction contract for the Phase I Alterations and Expansion of the Skillern Student Union Building at the Dallas Health Science Center to the low bidder, Wm. S. Baker, Inc. General Contractors, Dallas, Texas as follows:

Base Bid	\$ 825,227.00
Alternate No. 1 (Recreational Building Addition)	128,780.00
Alternate No. 2 (Elevator)	18,958.00
Alternate No. 3 (Fume Hoods)	26,923.00
Alternate No. 4 (Laboratory Casework)	<u>15,281.00</u>
Total Recommended Contract Award	<u>\$1,015,169.00</u>

- b. Authorize a total project cost of \$1,125,000.00 to cover the recommended building construction contract award, air balancing, Central Data Acquisition System, fees and miscellaneous expenses
- c. Appropriate additional funds in the amount of \$235,000.00 for the recommended alternates from Dallas Health Science Center Unexpended Plant Funds Account No. 729910 to provide the total project cost.

ALTERATIONS AND EXPANSION OF SKILLERN STUDENT UNION BUILDING, DALLAS HEALTH SCIENCE CENTER

Bids Received at 2:00 P.M., C. S. T., April 7, 1977

at The University of Texas Health Science Center at Dallas

Bidder	Base Bid	Add Alternates				Bidder's Bond
		No. 1	No. 2	No. 3	No. 4	
Wm. S. Baker, Inc. General Contractors, Dallas, Texas	\$825,227.00	\$128,780.00	\$18,958.00	\$26,923.00	\$15,281.00	5%
Batson-Cook Company, Dallas, Texas	832,000.00	134,000.00	17,700.00	27,600.00	16,200.00	5%
Burden/Click, Inc., Dallas, Texas	846,000.00	147,000.00	17,632.00	29,750.00	15,825.00	5%
Hyatt Cheek Builders-Engineers Company, Dallas, Texas	859,237.00	147,928.00	20,801.00	28,470.00	16,440.00	5%
Hardin Brothers Construction Company, Dallas, Texas	872,000.00	137,700.00	17,600.00	32,700.00	16,200.00	5%
Stafford R. Hardin; General Contractors, Inc., Dallas, Texas	878,000.00	137,000.00	26,000.00	30,000.00	17,000.00	5%
Hutson Construction Co., Inc., Duncanville, Texas	866,038.00	182,600.00	22,154.00	36,619.00	13,100.00	5%
J. N. Kent Construction Co., Inc., Dallas, Texas	850,245.00	137,800.00	18,648.00	27,497.00	15,391.00	5%
Kugler-Morris, General Contractors, Inc., Dallas, Texas	858,000.00	137,000.00	18,000.00	28,000.00	16,000.00	5%
C. H. Leavell & Company, Dallas, Texas	865,000.00	128,000.00	17,000.00	27,000.00	16,000.00	5%
The McCally Company, Inc., Dallas, Texas	955,500.00	160,600.00	38,000.00	27,700.00	14,400.00	5%
Ray F. Skiles Company, Inc., Dallas, Texas	\$838,000.00	\$133,000.00	\$17,000.00	\$27,000.00	\$16,000.00	5%
C. & L. Stone, Builders, Inc. Dallas, Texas	839,890.00	129,400.00	19,450.00	32,500.00	15,200.00	5%

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18. SAN ANTONIO HEALTH SCIENCE CENTER: EXPANSION OF THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO PHASE IV (PROJECT NO. 402-288) - RECOMMENDED AWARD OF CONTRACT TO KUNZ CONSTRUCTION COMPANY, INC., SAN ANTONIO, TEXAS.--In accordance with authorization given at the Regents' Meeting held February 11, 1977, bids were received, opened and tabulated on April 5, 1977, as shown on the attached sheet for the Phase IV Expansion of the San Antonio Health Science Center.

This project provides for approximately 50,000 gross square feet of area for the Expansion of Animal Facilities and Related Laboratory and Office Space for the Basic Science Departments.

Funds to cover the recommended contract award are available within previously appropriated funds authorized for the Expansion of The San Antonio Health Science Center.

President Harrison and System Administration recommend that the Board:

- a. Award the construction contract for the Phase IV Expansion of The San Antonio Health Science Center to the low bidder, Kunz Construction Company, Inc., San Antonio, Texas as follows:

Base Bid	\$3,023,716.00
Alternate Bid No. 5 (Added Equipment)	<u>80,000.00</u>
Total Recommended Contract Award	<u>\$3,103,716.00</u>

- b. Approve the award of Additive Alternates Nos. 1, 2, 3 and 4 for the finishing of shelled space, subject to availability of funds as recommended by System Administration.

PHASE IV EXPANSION, THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO
 Bids Received at 2:00 P.M., C. S. T., April 5, 1977
 at The University of Texas Health Science Center at San Antonio

Bidder	Base Bid	Add Alternates					Bidder's Bond
		No. 1 Finish Area A	No. 2 Finish Area B	No. 3 Finish Area C	No. 4 Finish Area D	No. 5 Added Equipment	
Wallace L. Boldt, General Contractor, Inc., San Antonio, Texas	\$3,169,333.00	\$267,000.00	\$247,000.00	\$267,000.00	\$112,000.00	\$ 78,000.00	5%
Browning Construction Co., San Antonio, Texas	3,148,000.00	327,000.00	298,000.00	310,000.00	103,500.00	82,000.00	5%
Bartlett Cocke Jr. Construction Co., San Antonio, Texas	3,060,600.00	316,700.00	286,700.00	316,000.00	103,100.00	86,000.00	5%
Kunz Construction Co., Inc., San Antonio, Texas	3,023,716.00	314,270.00	272,994.00	280,245.00	106,216.00	80,000.00	5%
Lyda, Inc., San Antonio, Texas	3,044,000.00	308,100.00	270,700.00	305,400.00	106,600.00	85,000.00	5%
Spaw-Glass, Inc., Houston, Texas	3,098,000.00	322,000.00	272,000.00	306,000.00	116,000.00	85,500.00	5%
Vertex Corporation, San Antonio, Texas	3,228,000.00	375,000.00	326,000.00	392,000.00	161,000.00	97,000.00	5%
Wilmac Constructors, Inc., Houston, Texas	3,396,000.00	350,000.00	307,000.00	329,000.00	110,000.00	90,000.00	5%

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19. UNIVERSITY CANCER CENTER (M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE): REMODELING OF PRESENT BUILDING (PROJECT NO. 703-291) - RECOMMENDED AWARD OF CONTRACT TO H. A. LOTT, INC., HOUSTON, TEXAS.--In accordance with authorizations given at the Regents' Meetings held July 9, 1976 and December 10, 1976, bids were called for and were received, opened and tabulated on March 30, 1977, as shown on the attached sheet for the M. D. Anderson Hospital and Tumor Institute Remodeling Present Facility, Phase One at The University of Texas System Cancer Center in Houston, Texas.

This renovation project improves ground floor facilities including Pharmacy, Central Sterile Supply, Housekeeping, Physical Plant areas and other support services. Fourth Floor remodeling will include Operating Rooms, Surgical Pathology, Surgical Intensive Care and Staff Service Areas. Funding in the amount of \$12,000,000.00 has previously been authorized and appropriated for this remodeling project of approximately 110,000 gross square feet.

President Clark and System Administration recommend that the Board:

- a. Award a construction contract for The University of Texas System Cancer Center, M. D. Anderson Remodeling Present Facility Phase One to the low bidder, H. A. Lott, Inc., Houston, Texas, as follows:

Base Bid	\$8,710,000.00
Add Alternates	
No. 1 Trash Conveyor System	43,000.00
No. 6 Reroute 8" Water Line	<u>20,000.00</u>
Total Recommended Contract Award	<u>\$8,773,000.00</u>

- b. Authorize a revised total project cost of \$10,080,000.00 to cover the recommended construction contract award, air balancing, fees and miscellaneous expenses.

Final plans for additional remodeling phases will be presented to the Board at future meetings.

REMODELING OF PRESENT BUILDING, M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE
 Bids Received at 2:00 P.M., C. S. T., March 30, 1977
 at The University of Texas System Cancer Center, Houston, Texas

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Bidder	Base Bid	Alternates						Bidder's Bond
		No. 1	No. 2	No. 3	No. 4	No. 5	No. 6	
W. S. Bellows Construction Corporation, Houston, Texas	\$8,979,000	\$+43,000	\$-15,000	\$- 6,000	\$ -	\$-16,000	\$+19,000	5%
Linbeck Construction Corp., Houston, Texas	9,100,000	+45,670	-15,272	- 6,220	-	-16,265	+22,573	5%
H. A. Lott, Inc., Houston, Texas	8,710,000	+43,000	-15,000	- 6,000	-	-16,000	+20,000	5%
Manhattan Construction Co., Houston, Texas	9,744,000	+44,500	-15,000	- 6,000	-	-16,000	+21,000	5%
Robert E. McKee, Inc., El Paso, Texas	8,817,000	+40,600	-15,000	- 6,000	-	-16,000	+21,400	5%
Spaw-Glass, Inc., Houston, Texas	8,789,000	+45,000	-16,000	-12,800	-	-17,000	+19,000	5%
Zapata Warrior Constructors, A Division of Zapata Constructors, Inc., Houston, Texas	9,000,000	+46,000	-15,000	- 6,000	-	-16,000	+17,000	5%

Medical Affairs Committee

MEDICAL AFFAIRS COMMITTEE
Committee Chairman Law

Date: April 15, 1977

Time: Following the meeting of the Buildings and Grounds Committee

Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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(b) Austin State Hospital School of Medical Technology, Austin, Texas	
(c) Texas A&I University at Corpus Christi School of Medical Technology, Corpus Christi, Texas	
(d) Veterans Administration School of Medical Technology, Houston, Texas	
2. U. T. Austin: (School of Nursing): Proposed Affiliation Agreement with Shoal Creek Hospital, Austin, Texas	7
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8. Dallas Health Science Center (Allied Health Sciences School): Proposed Affiliation Agreements with	12
(a) Community Services, D/FW Regional Airport, Texas	
(b) Multiple Sclerosis Society, Dallas Area Chapter, Dallas, Texas	
(c) Treemont, Dallas, Texas	
(d) American Red Cross, Dallas, Texas	
9. Galveston Medical Branch (Galveston Allied Health Sciences School): Proposed Affiliation Agreements with	12
(a) Vocational Guidance Service, Houston, Texas	
(b) Mental Health Mental Retardation Authority of Harris County, Houston, Texas	

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10. Houston Health Science Center (School of Nursing): Proposed Affiliation Agreement with Leggett Memorial Hospital, Cleveland, Texas	13
11. Houston Health Science Center (Houston Dental Branch): Request to Develop Affiliation Agreement with Goodwill Industries of Houston, Texas, and Appointment of Committee to Approve Agreement	13
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Secretary Thedford checked with System Administration, and it was reported to her that all of the agreements recommended in the Medical Affairs Committee had been approved by the Office of General Counsel. Unless otherwise noted, all agreements contain the standard hold harmless clause.

In this committee as well as in all committees, the Chairman of the Board of Regents is authorized to execute any document reported when it has been approved as to form by an attorney of the Office of General Counsel and as to content by the Deputy Chancellor and any other appropriate official whose name appears on the instrument.

1. U.T. Austin: Proposed Affiliation Agreements with (a) All Saints Hospital School of Medical Technology of Fort Worth, Fort Worth, Texas; (b) Austin State Hospital School of Medical Technology, Austin, Texas; (c) Texas A&I University at Corpus Christi School of Medical Technology, Corpus Christi, Texas and (d) Veterans Administration School of Medical Technology, Houston, Texas (Department of Microbiology--Medical Technology Curriculum). --

RECOMMENDATION

System Administration concurs in the recommendation of President Rogers that the proposed affiliation agreements with the following facilities be approved on behalf of the Medical Technology Curriculum, Department of Microbiology, The University of Texas at Austin:

<u>Facility</u>	<u>Location</u>
(a) All Saints Hospital School of Medical Technology of Fort Worth	Fort Worth, Texas
(b) Austin State Hospital School of Medical Technology	Austin, Texas
(c) Texas A&I University at Corpus Christi School of Medical Technology	Corpus Christi, Texas
(d) Veterans Administration School of Medical Technology	Houston, Texas

All of these agreements are based on the same form. A copy of one of these agreements is set out below.

AFFILIATION AGREEMENT

THE STATE OF TEXAS)(

COUNTY OF TRAVIS)(

This AGREEMENT is executed on _____, 19____, between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for and on behalf of the Medical Technology Curriculum, the Department of Microbiology of The University of Texas at Austin, hereinafter sometimes referred to as "University" in this agreement, and Austin State Hospital School of Medical Technology, hereinafter sometimes referred to as "Facility,"

WITNESSETH:

WHEREAS, it is agreed by the parties to be of mutual interest and advantage that the students of the University be given the opportunity to utilize the Facility as a clinical laboratory for educational purposes:

NOW, THEREFORE, for and in consideration of the foregoing, and in further consideration of mutual benefits, the parties to this agreement agree as follows:

(1) The Facility will train students in the theory and practice of medical technology. The Facility will conform in its clinical portion of training to the ESSENTIALS OF AN APPROVED EDUCATIONAL PROGRAM FOR MEDICAL TECHNOLOGISTS, established by the AMERICAN MEDICAL ASSOCIATION COUNCIL ON MEDICAL EDUCATION in collaboration with AMERICAN SOCIETY OF CLINICAL PATHOLOGISTS and the AMERICAN SOCIETY FOR MEDICAL TECHNOLOGY.

(2) The number of students chosen to attend the Facility is not specified. However, University applicants to the Facility are to be considered equally with all other applicants on the basis of merit. No discrimination in the selection of applicants on the basis of sex, race, religion, or age is to be made by the Facility regarding applicants from the University.

(3) The Facility agrees to maintain approval of its program by the NATIONAL ACCREDITING AGENCY FOR THE CLINICAL LABORATORY SCIENCES or other appropriate accrediting agency.

(4) The period of training in the Facility shall be for one year, or such additional time as is approved by the NATIONAL ACCREDITING AGENCY FOR THE CLINICAL LABORATORY SCIENCES.

(5) The period of training at the University will be for not less than 100 semester hours, as described in the University College of Natural Sciences Catalogue. The University agrees to change the curriculum, if necessary, to conform to the ESSENTIALS OF AN APPROVED EDUCATIONAL PROGRAM FOR THE MEDICAL TECHNOLOGIST. The University will inform the Facility of all curriculum changes.

(6) The University will provide the Facility with a DEGREE AFFIRMATION FORM for each student who applies for admission to the Facility. This form will state whether or not the University is exempted from student transcript evaluation by the NATIONAL ACCREDITING AGENCY FOR THE CLINICAL LABORATORY SCIENCES. This form also will affirm that upon completion of all academic requirements for the degree, and that upon satisfactory completion of all courses of training at the Facility, the University will award the degree of Bachelor of Science in Medical Technology.

(7) The awarding of the degree of Bachelor of Science in Medical Technology will not be contingent upon a student's passing the examination of the Registry of Medical Technologists.

(8) Final grades earned by University students in this program, for each section of the Facility Curriculum, should be sent by the Facility to the Office of the Dean, Attention: Degree Evaluation, The College of Natural Sciences, The University of Texas at Austin, Austin, Texas 78712.

(9) It is the responsibility of the student, not the University or the Facility, to have a proper degree application on file and to register IN ABSENTIA during the semester or summer session in which the degree is to be awarded. During the period of training at the Facility, the student will pay to the University only those fees required for registration for graduation.

(10) Students who fail or withdraw from the clinical training program of the Facility are bound by the rules of the Facility. On request by the Facility or a student from the University in the program, the University will provide assistance to the Facility in determining the continuing or readmission eligibility of a student.

(11) The Facility will supply the University (Office of the Dean, Student Division, College of Natural Sciences, The University of Texas at Austin, Austin, Texas 78712, ATTN: Medical Technology Advisors) with a description of the training program. It further agrees to notify the University of any changes in the training program.

(12) The Faculty Advisors for the Medical Technology program at the University shall serve as consultants to the Facility. The consultants shall be welcome to visit the Facility, to inspect it, and to discuss with the Director or Coordinator matters relating to the training program.

(13) The Director and Educational Coordinator of the Facility shall serve as consultants to the Medical Technology program of the University and shall be welcome to visit the University to discuss with the Advisor and other representatives matters relating to the degree program.

(14) Representatives of the University and the Facility shall meet as often as necessary to study the coordinated undergraduate program and terms of this agreement and make changes as they are needed.

(15) Students will be subjected to the rules and regulations established by the Facility:

- (A) the Facility will charge the University no fees for general supervision of experiences provided for students;
- (B) the University will not be responsible for the student's meals, laundry, and transportation to and from the Facility;
- (C) the University will not be responsible for the student's health needs while in the performance of this agreement; and students shall be responsible for their own expenses in case of injury, illness, or hospitalization.

(16) Insofar as the University is authorized by the Constitution and laws of the State of Texas, the University agrees to hold the Facility harmless from and against any and all liability resulting from the use of the Facility by the University. The University does not agree to hold the Facility harmless for the gross or willful negligence of the Facility, its officers, employees, or agents, or the actions of a third party over which the University has no supervision, control, or jurisdiction.

(17) This agreement is for a term of one year, and thereafter from year to year unless terminated by either party upon giving six months' advance notice in writing to the other party by certified mail.

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

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

By _____
Chairman

ATTEST:

AUSTIN STATE HOSPITAL SCHOOL OF
MEDICAL TECHNOLOGY

Marcia D. Anderson

By Michael T. O'Leary

Approved as to Form:

Approved as to Content:

Dumas Wadup
University Attorney

Chittler
Deputy Chancellor

James A. ...
Associate Deputy Chancellor
for Academic Affairs

2. U. T. Austin (School of Nursing): Proposed Affiliation Agreement with Shoal Creek Hospital, Austin, Texas.--

RECOMMENDATION

System Administration concurs in the recommendation of President Rogers that an affiliation agreement based on the model for the School of Nursing approved July 9, 1976, between the Board of Regents of The University of Texas System and Shoal Creek Hospital in Austin, Texas, be approved.

3. U. T. Austin (College of Pharmacy): Proposed Affiliation Agreement with Park North General Hospital, San Antonio, Texas.--

RECOMMENDATION

System Administration concurs in the recommendation of President Rogers that an affiliation agreement based on the model approved by the Board of Regents on September 12, 1975, for the College of Pharmacy between the Board of Regents of The University of Texas System and Park North General Hospital, San Antonio, Texas, be approved.

4. U. T. El Paso (College of Nursing): Proposed Affiliation Agreement with Texas Rehabilitation Commission, Region I, El Paso, Texas.--

RECOMMENDATION

System Administration concurs in the recommendation of President Templeton that an affiliation agreement based on the model approved by the Board of Regents July 9, 1976, for the School of Nursing 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 Texas Rehabilitation Commission, Region I, El Paso, Texas, be approved.

5. Dallas Health Science Center (Southwestern Medical School): Appointment of Initial Co-holders to Paul J. Thomas Chair in Medicine.--

RECOMMENDATIONS

System Administration

It is recommended by Dr. Sprague and concurred in by Deputy Chancellor Walker that Drs. Michael Brown and Joseph Goldstein be appointed as the co-holders of the Paul J. Thomas Chair in Medicine effective April 15, 1977.

Drs. Brown and Goldstein both hold the rank of full professor in the Department of Internal Medicine. They have a full load of teaching and clinical work and at the same time have implemented a major research program designed to explore the basic mechanisms underlying the development of coronary heart disease.

President Sprague

Dear Mr. Walker:

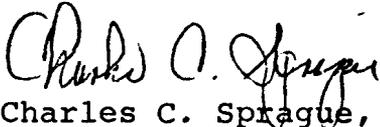
On December 26, 1975, J. E. and Margaret E. Jonsson delivered to the Southwestern Medical Foundation, as trustee, the sum of \$500,000, cash, for the purpose of creating a trust for the benefit of the Dallas Southwestern Medical School of The University of Texas Health Science Center at Dallas.

Pursuant to the terms of this gift, Mr. and Mrs. Jonsson executed on January 15, 1976, to be effective December 26, 1975, a trust agreement establishing the Paul J. Thomas Chair in Medicine with the Southwestern Medical Foundation as trustee, in furtherance of such gift. The purpose of this gift was to provide a fund, all of the net income from which shall be used for the establishment, support and maintenance of a Chair in Medicine at the Dallas Southwestern Medical School, and for teaching and research in the Department of Medicine in the honor of Paul J. Thomas. This gift was acknowledged by the Board of Regents at their meeting on February 13, 1976.

Dr. Donald W. Seldin, Chairman of the Department of Medicine, has recommended that Drs. Michael Brown and Joseph Goldstein be the initial co-holders of this Chair. Accompanying this letter there is extensive documentation by Dr. Seldin, summarizing the reasons why he has chosen Drs. Brown and Goldstein as co-recipients of the Chair. Dr. Frederick Bonte endorses the nomination of these two outstanding faculty members, as do I. The nominations have been discussed with both Mr. and Mrs. Jonsson as well as Dr. Thomas, and all are enthusiastic with respect to them serving as the initial recipients.

I, therefore, respectfully request that the System Administration and the Board of Regents approve the appointments of Drs. Brown and Goldstein as co-holders of the Paul J. Thomas Chair in Medicine.

Sincerely yours,



Charles C. Sprague, M.D.
President

6. Dallas Health Science Center (Southwestern Medical School): Appointment to Alvin Baldwin, Jr. Chair in Surgery.--

RECOMMENDATIONS

System Administration

It is recommended by President Sprague and concurred in by Deputy Chancellor Walker that Dr. Robert McClelland, Professor of Surgery, be appointed to the Alvin Baldwin, Jr., Chair in Surgery, at the Southwestern Medical School of The University of Texas Health Science Center at Dallas effective April 1, 1977.

Dr. McClelland is a distinguished surgeon and has made extensive contributions to the educational program of the Department of Surgery. He has organized and is the sole editor of the selected reading course in surgery which is contributing to the education of over 60 percent of all residents in training in the United States. This innovative educational program is of direct benefit to the residents, medical students and to Southwestern Medical School.

President Sprague

February 28, 1977

Mr. E. D. Walker
Deputy Chancellor
The University of Texas System
601 Colorado Street
Austin, TX 78701

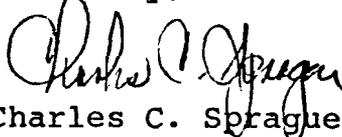
Dear Mr. Walker:

On February 13, 1976, the Board of Regents approved the gift of 4,695 shares of the common stock of Texas Instruments Incorporated, from J. E. and Margaret Jonsson to the Southwestern Medical Foundation, to establish the Alvin Baldwin, Jr., Chair in Surgery, at the Dallas Southwestern Medical School of The University of Texas Health Science Center at Dallas, under the terms of a trust agreement dated January 15, 1976.

Dr. William J. Fry, chairman of the Department of Surgery, has recommended that Dr. Robert N. McClelland, Professor of Surgery, be designated the first recipient of this chair. A letter from Dr. Fry summarizing his reasons for this recommendation is appended. This recommendation has my complete support, as it does that of Mr. and Mrs. Jonsson, and Dr. Baldwin.

I, therefore, respectfully request that the System Administration and the Board of Regents approve the appointment of Dr. McClelland to the Alvin Baldwin, Jr., Chair in Surgery.

Sincerely,


Charles C. Sprague M.D.
President

ccs:db

xc: Charles A. LeMaistre, M.D.
Mrs. Evelyn Whitman

December 9, 1976

Charles C. Sprague, M.D.
President
The University of Texas
Health Science Center at Dallas



Dear Dr. Sprague:

It is with great pleasure that I recommend Dr. Robert McClelland be appointed to the Alvin Baldwin Chair of Surgery.

While Dr. McClelland's contributions to the Department of Surgery and to the Southwestern Medical School have been extensive, I feel it appropriate to reiterate several which I think are significant and clearly set him apart from some of his peers. Dr. McClelland has organized and is the sole editor of the selected reading course in surgery. Perhaps not since Halstead has a single work of such scope made more of an impact on surgical education. He has brought up-to-date the keystones to surgical care for the resident physician, and his very carefully done overview, along with a self-educational type quiz, has enabled the resident physician to increase his knowledge to an extent that has not been possible in the past. Because of his dedication and the excellence of his work, he now is contributing to the education of over 60% of all residents in training in the United States. Needless to say, this innovative educational program is of direct benefit to our own residents, medical students, and to Southwestern Medical School.

Dr. McClelland is, in every sense of the word, a surgeon's surgeon. He is freely consulted by every member of the staff and by many of the surgeons in practice in the greater Dallas area.

Therefore, it seems singularly appropriate that this degree of excellence in surgical education should be recognized by awarding Dr. McClelland the Alvin Baldwin Chair of Surgery. I feel that this is within the spirit that the money for this Chair was donated, and I am pleased to think that such a fine person would benefit from the generosity of Mr. Jonsson.

Sincerely yours,

William J. Fry, M.D.

WJF:mg

7. Dallas Health Science Center (Southwestern Medical School):
Appointment to Frank H. Kidd, Jr., M.D. Professorship in Surgery.--

SYSTEM ADMINISTRATION'S RECOMMENDATION

It is recommended by President Sprague and concurred in by Deputy Chancellor Walker that Dr. Charles Baxter, Professor of Surgery, be designated as the first recipient of the Frank H. Kidd, Jr., M.D. Professorship in Surgery, effective April 15, 1977. The acceptance of this professorship is to be considered as a separate agenda item at this meeting. (See Page L&I - 8 .)

Dr. Baxter has organized and revolutionized the care of burn patients in the north central area of Texas. His extensive and varied research program has contributed not only to this improvement in care, but has extended the understanding of many of the metabolic changes which occur during trauma. Dr. Baxter's activities have immeasurably strengthened the Department of Surgery.

PRESIDENT SPRAGUE'S RECOMMENDATION
AND BACKGROUND INFORMATION

THE UNIVERSITY OF TEXAS
HEALTH SCIENCE CENTER AT DALLAS

CHARLES C. SPRAGUE, M.D.
PRESIDENT

SOUTHWESTERN MEDICAL SCHOOL
GRADUATE SCHOOL OF BIOMEDICAL SCIENCES
SCHOOL OF ALLIED HEALTH SCIENCES

February 28, 1977

Mr. E. D. Walker
Deputy Chancellor
The University of Texas System
601 Colorado Street
Austin, TX 78701

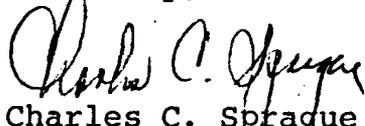
Dear Mr. Walker:

Transmitted herewith for review by appropriate System Administration officials is a letter from Mr. George MacGregor, Chairman of the Board of Trustees of the Southwestern Medical Foundation, addressed to Dr. Frank H. Kidd, Jr. Mr. MacGregor has acknowledged receipt of a check for \$100,000, which represents the payment of the bequest made by Dr. Kidd's mother, Mrs. Willie Eunice Kidd, to the Southwestern Medical Foundation. The purpose of these funds, as stated in Mrs. Kidd's will, was to establish the Frank H. Kidd, Jr., M. D. Professorship Fund.

Dr. William J. Fry, chairman of the Department of Surgery, has recommended that Dr. Charles R. Baxter, Professor of Surgery at The University of Texas Southwestern Medical School, be designated as the first recipient of this professorship. A letter from Dr. Fry stating the reasons for his recommendation is enclosed. Additionally, this recommendation has the complete support of both Dr. Kidd and myself.

I would like to recommend, therefore, that after appropriate review by the System Administration that the Board of Regents formally establish the Frank H. Kidd, Jr., M.D. Professorship in Surgery and, further, that Dr. Charles Baxter be designated as the first recipient of this professorship.

Sincerely,



Charles C. Sprague, M.D.
President

ccs:db

xc: Charles A. LeMaistre, M.D.
Mrs. Evelyn Whitman

8. Dallas Health Science Center (Allied Health Sciences School): Proposed Affiliation Agreements with (a) Community Services, D/FW Regional Airport, Texas; (b) Multiple Sclerosis Society, Dallas Area Chapter, Dallas, Texas; (c) Treemont, Dallas, Texas; and (d) American Red Cross, Dallas, Texas.--

RECOMMENDATION

System Administration concurs in the recommendation of President Sprague that the affiliation agreements with the facilities listed below be approved. The agreements, based on the model affiliation agreement approved for allied health sciences in September 1975, do not contain the hold harmless clause since it was not requested by the facilities:

<u>Facilities and Locations</u>	<u>Training Specialty</u>
(a) Community Services, D/FW Airport, Texas	Rehabilitation Science
(b) Multiple Sclerosis Society, Dallas Area Chapter, Dallas, Texas	Rehabilitation Science
(c) Treemont, Dallas, Texas	Gerontology Services Administration
(d) American Red Cross, Dallas, Texas	Gerontology Services Administration

9. Galveston Medical Branch (Galveston Allied Health Sciences School): Proposed Affiliation Agreements with (a) Vocational Guidance Service, Houston, Texas and (b) Mental Health Mental Retardation Authority of Harris County, Houston, Texas.--

RECOMMENDATION

System Administration concurs in the recommendation of President Levin that the following affiliation agreements for the clinical training of allied health sciences students at the Galveston Allied Health Sciences School of The University of Texas Medical Branch at Galveston be approved. These agreements are based on the model affiliation agreement for allied health sciences students adopted September 1975:

<u>Clinical Facility</u>	<u>Specialty</u>
a. Vocational Guidance Service Houston, Texas	Field experiences in treatment programs for adolescents and young adults with psychosocial problems for senior year occupational therapy students
b. Mental Health Mental Retardation Authority of Harris County Houston, Texas	Field work experiences for senior students in community mental health and mental retardation programs necessary to increase the educational training of occupational therapists

Certain items in Section 3(A), normally provided by the facility, are deleted because they are not available at the Mental Health Mental Retardation Authority of Harris County.

10. Houston Health Science Center (School of Nursing): Proposed Affiliation Agreement with Leggett Memorial Hospital, Cleveland, Texas. --

RECOMMENDATION

System Administration concurs in the recommendation of Acting President Blocker that the proposed 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 Nursing, and the Leggett Memorial Hospital, Cleveland, Texas, be approved. This agreement, based on the model affiliation agreement approved July 9, 1976, for the School of Nursing, will provide facilities for clinical experience for the nursing students.

11. Houston Health Science Center (Houston Dental Branch): Request to Develop Affiliation Agreement with Goodwill Industries of Houston, Texas, and Appointment of Committee to Approve Agreement. --

RECOMMENDATIONS

Acting President Blocker

Acting President Blocker has submitted and recommended establishment of a family practice program by the Dental Branch at The University of Texas Health Science Center at Houston at Goodwill Industries.

System Administration

System Administration, Acting President Blocker and Dean Olson in the discussion of this program have arrived at the conclusion that an affiliation agreement setting up this program should be developed on behalf of the Houston Dental Branch of the Houston Health Science Center with the Goodwill Industries of Houston for establishment of a teaching dental clinic at Goodwill Industries.

Through this affiliation, a comprehensive dental care program can be developed for a group of patients between the ages of 21 and 62 who are not qualified under any other programs to make them eligible to receive comprehensive dental care. This will provide a dental health care program for the handicapped people working in the Goodwill Industries as well as for the very low income residents in the areas immediately adjacent to the Goodwill Industries location.

The dental students will receive clinical training in an off-site location under circumstances different than those which are present in the Dental School Clinic where they will see the many needs of the population, both the handicapped and the medically indigent, for treatment and education regarding their own health care.

To expedite this program, it is recommended that a committee composed of Chairman Shivers, Committee Chairman Law, Regent Fly, Deputy Chancellor Walker, Acting President Blocker and Dean Olson be authorized to approve such an affiliation agreement after review and approval by the Office of General Counsel. The action of the committee will be reported at a subsequent meeting of the Board of Regents.

12. San Antonio Health Science Center (Medical School and Dental School):
Proposal to Change Student Services Fee (Required) for Medical and
Dental Students Effective 1977-78 Academic Year. --

JUSTIFICATION AND RECOMMENDATION
OF PRESIDENT HARRISON

Mr. E. D. Walker
Deputy Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

March 3, 1977

Dear Mr. Walker:

Since the first year of operation for the Medical and Dental Schools at the San Antonio Health Science Center a Student Service Fee in the amount of \$65.00 per year has been assessed to each medical and dental student under the provisions of Art. 54.503 "Student Services Fees" of the Texas Education Code. All other students (nursing, allied health, graduate) who enroll on the basis of semester credit hours are assessed \$2.50 per semester credit hour up to a maximum of \$30.00 per semester or summer session as outlined in that same statute and as previously approved by the Board of Regents.

Because of variations in curriculum time and modifications of the length of the curriculum in certain of the years the original proration of the fee has become inappropriate. In meetings with the staff of our student services office and in discussions with student leaders, we have concluded that the logical adjustment is to modify the fee for medical and dental students to be more equitable in terms of the fee paid by other students who enroll on a semester credit hour basis.

The structure of the medical school curriculum is such that it spans a full year for most freshmen, sophomores, and juniors, and spans approximately nine months for seniors. The Dental School has most of its curriculum structured on a nine month basis but with summer enrollments for clinic purposes in a six week session, and a special remedial program extending a full three months for some students. There is occasional need to enroll medical students on a special basis in the summer. We, therefore, propose to modify the required student services fee to be assessed as follows:

For medical and dental students enrolled in an academic year of nine (9) months	\$60.00
For medical and dental students enrolled in an academic year of twelve (12) months	\$90.00
For medical and dental students enrolled in separate six (6) weeks summer program	\$15.00
For medical and dental students enrolled in a separate twelve (12) weeks summer program	\$30.00

In our preliminary discussions with the Office of Comptroller and the Office of General Counsel, they have concurred that this revised fee is within the statutory limits when prorated on an annual basis. If you approve of this recommendation will you please include the agenda item for consideration by the Board of Regents on April 15, 1977 so that ample time will be allowed for communication of this change to the medical and dental students prior to their enrollment for the 1977-78 academic year. Appropriate revisions will be made at the time of printing the next catalogs.

Sincerely,



Frank Harrison
President

FH:ma

RECOMMENDATION OF SYSTEM ADMINISTRATION

Present Fee: All medical and dental students pay \$65.00 per academic year.

Recommended Fee:	For medical and dental students enrolled in an academic year of nine (9) months	\$60.00
	For medical and dental students enrolled in an academic year of twelve (12) months	\$90.00
	For medical and dental students enrolled in separate six (6) weeks summer program	\$15.00
	For medical and dental students enrolled in a separate twelve (12) weeks summer program	\$30.00

The recommended fees will place all students in an equitable pro rata position under the statutory maximum of \$30.00 for any one semester or summer session. This change will be effective with registration for the 1977-78 academic year.

(Note: All students enrolled in other schools of the San Antonio Health Science Center are required to pay \$2.50 per semester credit hour up to a statutory maximum of \$30.00 per semester or summer session in accordance with previous approval by the Board of Regents.)

System Administration concurs in the recommendation of President Harrison that the Student Services Fee (Required) be revised effective for the 1977-78 academic year and that this be incorporated in the next catalog.

13. San Antonio Health Science Center: Recommended Changes in Parking Permit Fees Effective 1977-78.--

SUMMARY OF RECOMMENDATIONS

It is recommended that the present structure for parking permit fees at The University of Texas Health Science Center at San Antonio be amended effective 1977-78; and the following parking fees be authorized with instructions to revise the parking and traffic regulations as outlined in detail in the supporting material set out below:

- a. Type A parking permit decals issued for numbered reserved spaces at \$72 a year.
- b. Type B parking permit decals issued for reserved area parking on any lot at \$48 a year.
- c. Type C parking permit decals issued for parking in any nonreserved or nonrestricted area at \$24 a year.
- d. Type D parking permit decals issued for parking only in areas designated for such vehicles at \$12 a year.
- e. Two-wheel motorcycle, motorscooter or motorbike permit decals issued for parking in designated areas at \$1.50 a year.
- f. A parking permit decal may be issued for a second vehicle at an additional fee of \$1.00 a year.
- g. A parking permit decal in the handicapped area issued at \$48 a year for faculty and \$24 a year for students or staff.

- h. Special and part-time students and students from other institutions pay the appropriate fee for the type of permit assigned.
- i. A fee for violation of the regulation against alteration or falsification of a parking decal is set at \$10.

RECOMMENDATION OF PRESIDENT HARRISON AND SYSTEM ADMINISTRATION

The Parking and Traffic Safety Committee, composed of faculty, staff and students of The University of Texas Health Science Center at San Antonio, has recommended revisions to the existing fee structure for parking permits at the Health Science Center, as well as the designation of types of parking permits to be used for 1977-78 and subsequently until changes are approved. President Harrison and System Administration recommend approval of these changes.

The present parking permit fees and the recommended changes follow:

Present Parking Permit Fees:

- A. C lot - \$3.00 a year.
- B. Non-reserved A-B-D-E-F-G-H lot - \$12.00 a year.
- C. Reserved area A-B-C-D-E-F-G-H lot (optional) - \$24.00 a year.
- D. Numbered reserved spaces - the President, Vice President, Academic Deans, Departmental Chairmen (optional) - \$36.00 a year.
- E. The parking permit fee for a two wheel motorcycle, motorscooter, or motorbike shall be \$1.50 and entitles the permit holder to park that vehicle only in the area designated for such vehicles. Motorcycles, motorscooters, and bicycles may park in the two-wheel vehicle parking area on any lot. Reserved spaces are not available in the area(s) designated for motorcycles, motorscooters and motorbikes.
- F. A parking permit decal may be issued for a second vehicle after it has been properly registered and an additional fee of \$1.00 is paid to the Accounting Office. If a parking permit decal is issued for a second motor vehicle, only one of these vehicles is permitted to park regularly on the campus. If a person first purchases a decal for a motorcycle for \$1.50, he may not then register a second (four wheel vehicle) for a \$1.00 fee. In such case the four wheel vehicle must be registered as a primary vehicle and the registrant must pay the regular fee for such vehicle.
- G. The fee for a parking permit in the handicapped area shall be \$24.00 a year for faculty and \$12.00 a year for students or staff.
- H. Special students, part-time students and students from other institutions shall be assigned to "C" lot and pay the "C" lot parking fee.

Recommended Parking Permit Fees:

- A. TYPE A PARKING PERMIT DECALS - \$72.00 a year.
For numbered reserved spaces. The President, Vice President, Academic Deans and Departmental Chairmen are eligible to purchase Type A parking permit decals. A vehicle displaying a valid Type A parking permit may park in the assigned numbered reserved space or in a regular reserved space.

- B. TYPE B PARKING PERMIT DECALS - \$48.00 a year.
For reserved area parking on any lot. Salaried faculty members and designated heads of administrative departments of The University of Texas Health Science Center are eligible to purchase Type B or Type C parking permit decals. A vehicle properly displaying a valid Type B parking permit decal may park in any reserved area on any lot except numbered reserved spaces which are reserved for Type A parking permit decals. If all the regular reserved spaces are full, the vehicle may park in a non-reserved area or a non-restricted area.
- C. TYPE C PARKING PERMIT DECALS - \$24.00 a year.
All employees and students of The University of Texas Health Science Center are eligible to purchase Type C parking permit decals. A vehicle properly displaying a valid Type C parking permit decal may park in any non-reserved or non-restricted area. However, a vehicle bearing a valid Type C parking permit decal may park in D parking permit decal areas only when the C permit areas are full.
- D. TYPE D PARKING PERMIT DECALS - \$12.00 a year.
Classified employees and students are eligible to purchase Type D parking permit decals on a space available basis. A vehicle properly displaying a valid Type D parking permit decal may park only in the areas designated for such vehicles.
- E. No change from present fee.
- F. No change from present fee.
- G. The fee for a parking permit in the handicapped area shall be \$48.00 a year for faculty and \$24.00 a year for students or staff.
- H. Special students, part-time students and students from other institutions shall be treated as regular students and pay the appropriate fee for the type of permit assigned.

Also recommended is a new fee for violation of the regulation against alteration or falsification of a parking decal:

Alteration or falsification of information on the motor vehicle registration form or unauthorized alteration of a parking decal will result in cancellation of parking privileges. The fee for violation of this section will be \$10.00. The person whose parking privilege has been cancelled for violation of this section will not be entitled to any refund for the unused portion of the parking decal.

In addition to providing funds for future construction of additional parking space, these new fees will permit an adequate operating budget for maintenance and control of existing parking facilities. The total number of parking permits sold for 1976-77 is 3,082 and this number is expected to be approximately 3,560 in 1977-78 and 3,900 in 1978-79.

These changes, if approved, will be incorporated into appropriate language for inclusion in the next printed version of the Parking and Traffic Regulations for this campus.

14. San Antonio Health Science Center: Proposed Affiliation Agreement with the Physicians' Educational Foundation, McAllen, Texas.--

RECOMMENDATIONS

President Harrison

March 17, 1977

Dear Mr. Walker:

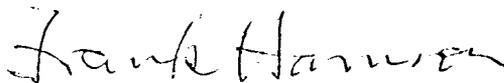
As you know, the Family Practice Residency Training Program authorized by the last legislature is now operational in McAllen, Texas. The faculty in our Department of Family Practice believe that the program can be more effectively administered with broader participation by the practicing physicians in the McAllen area.

Following the example used in other Texas cities, the local physicians have established a non-profit corporation through which they can help us administer certain portions of the teaching program in a more effective way. The enclosed affiliation agreement will allow us to take full advantage of this new foundation.

With your approval, we recommend that this agreement be placed on the agenda for the April 15, 1977 Regents' meeting for approval.

Should you have any question or need additional information would you please let us know.

Sincerely yours,



Frank Harrison
President

System Administration

System Administration concurs in the recommendation of President Harrison that the proposed affiliation agreement, set out on Pages MED - 19-21, with the Physicians' Educational Foundation, McAllen, Texas, be approved. The San Antonio Health Science Center is now operating a Family Practice Residency Training Program in McAllen and broad participation in the program by the practicing physicians in this area is needed.

AFFILIATION AGREEMENT

THE STATE OF TEXAS

COUNTY OF TRAVIS

This Affiliation Agreement, made and entered into the _____ day of _____, 1977, 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 SAN ANTONIO, hereinafter sometimes referred to as the "CENTER" and PHYSICIANS' EDUCATIONAL FOUNDATION, hereinafter sometimes referred to as the "FOUNDATION",

WITNESSETH:

WHEREAS the Foundation and the Center have common objectives, including (1) the advancement of medical knowledge through investigation and professional service through care of the sick; (2) promotion of personal and community health in rural and medically underserved areas; (3) alleviation of health manpower shortages in the non-urban environment; (4) the development of an expanded, rural-based teaching program with emphasis on rural preceptorships and residency rotations in family medicine and related medical specialties and (5) the expansion of new and innovative methods for health care delivery in non-urban areas; and

WHEREAS, it is acknowledged that a Center can accomplish these objectives more effectively through affiliation;

NOW THEREFORE, the Foundation and the Center agree to affiliate upon the following terms:

1. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER
AT SAN ANTONIO

Jurisdiction and Responsibilities

- (a) The respective schools of the Center will be operated as reputable and accredited schools.
- (b) The Board of Regents of The University of Texas System will retain all jurisdictional powers incident to separate ownership, including the power to determine the general and fiscal policies of the Center and to appoint its administrative staff, faculty and other personnel.

(c) Except as otherwise provided, the Board of Regents of The University of Texas System shall be responsible for all expenses incurred in the operation of the Center.

(d) The Center will provide, where indicated and mutually agreeable, the direction and personnel necessary to conduct certain Center programs of research and teaching.

2. PHYSICIANS' EDUCATIONAL FOUNDATION

Jurisdiction and Responsibilities

(a) The Foundation shall retain all rights incident to its separate ownership, including the right to determine its general and fiscal policies and the right to determine the acceptability and desirability of its administrative and staff personnel.

(b) The Foundation will operate its facilities in a manner and with standards generally consistent with those established by the Joint Commission on Accreditation.

(c) The Administration of the Center and the Board of Regents of The University of Texas System agree that academic status is important in attracting and maintaining well qualified individuals for teaching positions at the Foundation and that academic appointments will be made by the Center for qualified individuals in key positions, if mutually desirable.

(d) The Foundation will provide the facilities, administration, basic equipment, and personnel necessary to conduct teaching programs for undergraduates and postgraduates of the Center. The teaching, research, and service activities of the Foundation will be conducted jointly in cooperation with the programs of the Center, as they relate to these teaching programs.

(e) All patients of the Foundation shall be subject to the exclusive direction and control of the Foundation.

(f) All expenses incurred in the operation of the Foundation shall be paid by the Foundation. All expenses incurred in the operation of the Center shall be paid by the Center.

3. JOINT RESPONSIBILITIES

The Foundation and the Center agree to cooperate in good faith in carrying out the common objectives and purposes of this Affiliation Agreement.

4. PERIOD OF AGREEMENT

(a) The Agreement is for a period of one (1) year from its effective date, and thereafter from year to year, unless terminated by either party on six (6) months' advance written notice.

(b) Amendments may be proposed administratively when appropriate and/or necessary.

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

ATTEST:

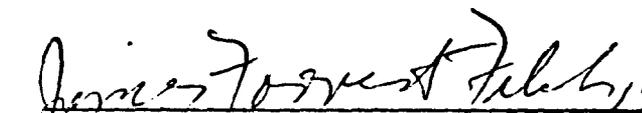
BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford, Secretary
Board of Regents of
The University of Texas System

BY: _____
Allan Shivers, Chairman,
Board of Regents of
The University of Texas System

ATTEST:

PHYSICIANS' EDUCATIONAL FOUNDATION



James Forrest Fitch, M.D.,
Secretary

BY: 

Rafael Garza, President

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



University Attorney



Deputy Chancellor

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE
Committee Chairman Clark

Date: April 15, 1977

Time: Following the Meeting of the Medical Affairs Committee

Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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I. PERMANENT UNIVERSITY FUND

A. INVESTMENT MATTERS

1. Report on Clearance of Monies to Permanent University Fund and Available University Fund for January and February 1977.--The Director, Auditing Oil and Gas Production reports the following with respect to certain monies cleared to the Permanent University Fund and Available University Fund for the current fiscal year through February 1977:

<u>Permanent University Fund</u>	<u>January 1977</u>	<u>February 1977</u>	<u>Cumulative This Fiscal Year</u>	<u>Cumulative Preceding Fiscal Year (Averaged)</u>
Royalty				
Oil	\$2,672,813.69	\$3,312,431.81	\$18,957,859.21	\$17,742,660.12
Gas - Regular	2,489,521.50	2,162,116.89	12,395,298.63	11,658,152.10
- F.P.C.	- 0 -	72,534.64	72,799.99	170,529.18
- Market Value Settlements	653,562.33	839,570.58	3,981,762.33	3,867,697.98
- In Kind Settlements	121,229.55	108,868.50	772,151.35	1,321,121.64
Water	16,415.37	13,585.55	76,717.95	95,080.32
Salt Brine	2,607.28	2,557.68	14,796.81	11,002.68
Sulphur	49,606.08	155,620.80	589,503.03	213,482.94
Rental on Oil and Gas Leases	10,100.64	859.80	590,185.99	295,679.28
Rental on Water Contracts	797.96	- 0 -	5,697.96	10,128.96
Rental on Brine Contracts	- 0 -	- 0 -	300.00	49.98
Rental on Sulphur Contracts	- 0 -	- 0 -	- 0 -	7,680.00
Amendments and Extensions of Mineral Leases	- 0 -	2,402.63	232,651.00	25,624.08
	<u>6,016,654.40</u>	<u>6,670,548.88</u>	<u>37,689,724.25</u>	<u>35,418,889.26</u>
Bonuses, Oil & Gas Lease Sales, (actual)	- 0 -	- 0 -	- 0 -	9,687,500.00
Total, Permanent University Fund	<u>6,016,654.40</u>	<u>6,670,548.88</u>	<u>37,689,724.25</u>	<u>45,106,389.26</u>
<u>Available University Fund</u>				
Rental on Easements	525.00	6,138.87	74,596.47	197,916.78
Interest on Easements and Royalty	158.62	418.73	25,916.55	1,685.70
Correction Fees - Easements	- 0 -	- 0 -	- 0 -	130.80
Transfer and Relinquishment Fees	2,581.54	247.96	4,566.06	2,331.00
Total, Available University Fund	<u>3,265.16</u>	<u>6,805.56</u>	<u>105,079.08</u>	<u>202,064.28</u>
Total, Permanent and Available University Funds	<u>\$6,019,919.56</u>	<u>\$6,677,354.44</u>	<u>\$37,794,803.33</u>	<u>\$45,308,453.54</u>

Oil and Gas Development - February 28, 1977

Acreage Under Lease - 849,832

Number of Producing Acres - 351,489

Number of Producing Leases - 1,547

2. Permanent University Fund: Proposed Recommendation to Board for Lease of University Lands for Increase in Oil Royalties. --The Board for Lease at its June 4, 1974, meeting set gas royalties on University Lands at 1/5 of gross production, but left oil royalties at 1/6 of gross production. It is recommended that the Board of Regents review these rates and if it is felt appropriate, recommend that the Board for Lease of University Lands increase oil royalties to 1/5 of gross production.

B. LAND MATTERS

1. Surface Lease Nos. 4285-4286.--It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands that the following applications for surface leases be approved. Both have been approved as to content by the appropriate officials. Payment has been received unless otherwise indicated, and the documents are on the University's standard form and are at the standard rate:

Surface Lease Nos. 4285-4286

No.	Company	Type of Permit	County	Location (Block#)	Distance or Area	Period	Consideration
4285	Hytech Energy Corporation (renewal of 3407)	Surface Lease (salt water disposal contract)	Winkler	21	1 acre	6/1/77- 5/31/78*	\$ 400.00 (annually)
4286	Rittenhouse Oil & Gas Co.	Surface Lease (salt water disposal contract)	Reagan	2	1 acre	4/1/77- 3/31/78*	1,200.00 (annually)

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

2. Proposed Revised Rate Schedule Relevant to Permanent University Fund Lands (formerly (a) Rate Schedule for Easements and Surface Leases and (b) Damage Schedule).--System Administration recommends that the following rate schedule retroactive to February 1, 1977, relevant to Permanent University Fund Lands be approved. The changes apply to II Easements, Surface Leases, Material Source Permits - A. Pipe Line Easements and III Oil Field Operations - Damage Schedule - B. Pipe Line Construction. No items have been processed since February 1, 1977, where rate changes are involved.

RATE AND DAMAGE SCHEDULE RELEVANT TO
PERMANENT UNIVERSITY FUND LANDS
February 1, 1977
(Payable to The University of Texas System)

- I. Grazing Lease Policies Adopted March 26, 1976 (Minutes - Pages 45-49)
- II. Easements, Surface Leases,
Material Source Permits

		RATES	
		<u>Current</u>	<u>Proposed</u>
A. <u>PIPE LINE EASEMENTS</u>			
1. Standard rates for varying sizes of pipe line, OD diameters, the rates being per rod for a ten year period, payable in advance:			
a. Lines under 6 inches		\$1.00	\$5.00 3
b. Lines 6" and under 12"		1.75	5.00 3
c. Lines 12" and under 25"		2.60	5.00 7
d. Lines 25" and under 36"		3.50	5.00 7
e. Lines 36" and over		4.50	5.00 7
2. Renewal rates per rod	<i>X</i>		Same as for 2.50 new easements <i>3.50 above</i>
3. <u>MINIMUM</u> for a pipe line easement		100.00	150.00
4. <u>FILING FEE</u> in the amount of \$5.00 made payable to the <u>General Land Office</u> must be submitted with all easements.			
B. <u>POWER AND TELEPHONE LINE EASEMENTS</u>			
1. Standard rates for varying types of lines, the rates being per rod for a ten year period, payable in advance:			
Single Pole Construction		0.90	----
a. Single pole distribution (33,000 volts maximum)		----	1.00
b. Single pole transmission		----	1.50
c. Buried telephone cable		1.00	1.40
d. H-frame pole construction		1.50	2.50
e. Steel tower construction		4.00	5.00

	<u>RATES</u>	
	<u>Current</u>	<u>Proposed</u>
2. <u>MINIMUM</u> for a power or telephone line easement	100.00	150.00
3. <u>FILING FEE</u> in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements.		
C. <u>SURFACE LEASE</u> (other than grazing)		
1. Standard rates for various leases:		
a. Plant sites, booster stations, etc., per acre per year (payable in advance for ten year period)	\$ 30.00	\$ 35.00
b. Tower sites, per year (payable in advance for ten year period)	175.00	225.00
c. Cathodic protection unit installation (payable in advance for ten year period)	100.00	150.00
d. Business sites, residential sites, and other miscellaneous leases (annual rental payment)		Negotiated
2. <u>MINIMUM</u> for any type surface lease, per year	100.00	150.00
3. <u>NO FILING FEE</u> required		
D. <u>MATERIAL SOURCE PERMITS</u> (Caliche, etc.)		
1. Standard rate for one project:		
a. Per cubic yard, under 20,000 cubic yards	0.30	0.35
b. 20,000 cubic yards or over	Negotiated (0.12 min.)(0.15 min.)	
2. <u>MINIMUM</u> for each permit	100.00	150.00
3. Separate check must be submitted for State Sales Tax at the then current rate		
4. <u>NO FILING FEE</u> required.		
E. <u>ASSIGNMENTS, TRANSFER, OR CORRECTION OF EASEMENTS, LEASES, ETC.</u>		
(The only exception will be if other consideration, in the amount of \$150.00 or more, such as bonus for grazing leases, is paid to The University of Texas System.)	100.00	150.00
<u>FILING FEE</u> in the amount of \$5.00 made payable to the General Land Office is required for assignments.		

III. <u>OIL FIELD OPERATIONS - DAMAGE SCHEDULE</u>	RATES	
	<u>Current</u>	<u>Proposed</u>
A. <u>WELL LOCATIONS</u> (As permitted by Railroad Commission)		
1. 15,000 feet or less (Drilling Depth), per location	\$200.00	\$300.00
2. In excess of 15,000 feet, (Drilling Depth), per location	400.00	600.00
3. Re-entry (No charge until expiration or release of lease, then rates shown under (1) and (2) are to be followed.)		
The above rates include space for tank batteries.		
4. Skidding of rig, prorated per mile	200.00	300.00
5. New road construction, prorated per mile	175.00	275.00
B. <u>PIPE LINE CONSTRUCTION</u> (OD diameters)		
1. Water and fuel lines used for drilling purposes, per rod	0.40	0.80
2. Unburied lines, per rod	0.60	1.00
3. Lines under 6 inches, per rod	0.90	3.00
4. Lines 6 inches and under 12 inches, per rod	1.20	3.00 2.00
5. Lines 12 inches or over, per rod	1.50	3.00 2.00
6. Removal or replacement of buried lines, per rod	0.60	1.00
C. <u>POWER AND TELEPHONE LINE CONSTRUCTION</u>		
Single pole, per mile	100.00	----
1. Single pole distribution, per mile	----	130.00
2. Single pole transmission, per mile	----	160.00
3. Buried cables, per rod	0.90	1.20
4. H-frame, per mile	200.00	300.00
5. Steel tower, per mile	200.00	500.00
6. Removal of line, per mile	60.00	100.00
7. Removal of buried cable, per rod	0.60	1.00
D. <u>MATERIAL SOURCE PERMITS</u> and road access		
1. Per entry and use of access road	75.00	100.00
(Before caliche can be removed, permission must be obtained from the University Land Agent and Oil Field Supervisor or his representatives, and at his request pits must be levelled in an acceptable manner.)		
2. Opening of new pit and use of access road	200.00	300.00

RATES
Current Proposed

E. GEOPHYSICAL OPERATIONS

Damage payments for Geophysical Operations shall be as follows:
 (Double through revegetated)

1. Gravity meter and magnetometer survey operations, per crew, per day	\$ 50.00	\$ 75.00
2. Single shot (reflection or refraction shooting), per shot hole	30.00	50.00
3. Seismic weight-dropping, vibrators, Dinoseis operations, per mile	150.00	250.00
4. Shooting crews, per mile	225.00	300.00

F. GUIDELINES FOR OPERATING UNDER THIS SCHEDULE

All monies due for damages (except those attributable to acts of negligence) on lands leased to a grazing lessee, pursuant to this schedule of damages, shall be paid to the University for the account of the lessee of the land on which the damage was incurred. All funds so received shall be handled as set out below in Paragraph G.

The payment of the standard damage rates does not in any way limit the liability of a company or operator in an action at law for any damages caused by reason of acts of negligence. Compensation for acts of negligence, such as loss or injury to livestock or excessive grass damage, shall be paid directly to the grazing lessee. In the event of a disagreement between the grazing lessee and operator, the University will arbitrate and fix damage payments.

No fence shall be cut or cattle guards installed without permission of the University Land Agent and Oil Field Supervisor.

All operators must notify Land Agent and Oil Field Supervisor and grazing lessee before any operations begin.

All standard damage payments or correspondence concerning this schedule shall be mailed to:

Mr. Billy Carr
 University Land Agent and Oil Field Supervisor
 P. O. Drawer 553
 Midland, Texas 79701

G. DAMAGE PROGRAM PROCEDURES

1. All payments for damages per Paragraph 14 of Surface Leasing Policies effective January 1, 1973, to be made to The University of Texas System, as Agent for the Lessee.
2. A separate account will be maintained for damage payments received for each Lessee. (Lessee will be notified of all payments received, as they are received.)

G. Damage Program Procedures - Continued

- 3. Annually, as of October 1, each Lessee shall be permitted to withdraw funds from his account in accordance with the following principles:**
 - a. Withdrawals shall be permitted, up to the total in the account, equal to the total amount actually expended by the Lessee subsequent to October 1, 1969, for ranch or range improvements on the leased premises, reduced by the amount theretofore withdrawn from his account.**
 - b. Expenditures for ranch or range improvements, other than Soil Conservation Service approved programs, must be authorized in advance by the University Land Agent.**
 - c. Proof of expenditures shall be such as is required by the University Land Agent.**
- 4. At the termination of any lease, any unexpended balance in the Lessee's account shall be paid to him.**
- 5. Any earnings from temporary investments of funds in this account may be expended for such conservation programs related to University Lands as may be recommended by the Land Agent and approved by the Associate Deputy Chancellor for Investments, Trusts and Lands.**

II. TRUST AND SPECIAL FUNDS

A. Gifts, Bequests and Estates

1. U. T. Austin - Recommendation for Acceptance of Grant from Houston Endowment, Inc., for the Lloyd M. Bentsen, Jr., Professorship in Public Affairs.--The Administration recommends acceptance of a grant of \$100,000 from Houston Endowment, Inc., for the Lloyd M. Bentsen, Jr., Professorship in Public Affairs in the Lyndon B. Johnson School of Public Affairs established in 1973. The endowment fund already has \$66,000 comprised of gifts by Senator Bentsen and others and earnings on those gifts since they were received.
2. U. T. Austin - Recommendation to Establish the J. Nalle Gregory Professorship in Sedimentary Geology.--The Geology Foundation of The University of Texas at Austin has received gifts in the total amount of approximately \$102,000 for the J. Nalle Gregory Professorship in Sedimentary Geology in the Department of Geological Sciences, and the Administration recommends establishment of this Professorship. See Page A&D - 2 for proposed holder of the Professorship.
3. U. T. Austin - Recommendation for Acceptance of Gift and the Establishment of the H. B. "Hank" Harkins Professorship in Constructive Capitalism.--The Administration recommends acceptance of a gift of \$15,000 from Mr. H. B. "Hank" Harkins of Alice and the establishment of the H. B. "Hank" Harkins Professorship in Constructive Capitalism in the Graduate School of Business. Mr. Harkins asks that his previous gift of \$15,000 in 1975 be applied on the funding of the Professorship. He has pledged to complete the funding by September 30, 1983.
4. U. T. Austin: Request for Authority to Accept Pledge from Houston Oil and Minerals Corporation and Thereafter to Establish Endowment Fund for Two Excellence Awards in Geological Sciences.--The Administration requests authority to accept from the Houston Oil and Minerals Corporation a pledge of \$40,000 through its President, Mr. J. C. Walter, Jr., to endow two excellence awards annually each in the amount of \$1,000 to be made to members of the faculty in the Department of Geological Sciences at The University of Texas at Austin, and to establish the Houston Oil and Minerals Corporation Excellence Awards in Geological Sciences upon receipt of the first payment of the pledge.
5. U. T. Austin - Recommendation for Acceptance of Gift and Establishment of V. F. Neuhaus Endowed Presidential Scholarship.--The Administration recommends acceptance of a gift of stock worth \$25,000 from Mr. V. F. Neuhaus of Mission and the establishment of the V. F. Neuhaus Endowed Presidential Scholarship to be awarded to a student in the field of Intercollegiate Athletics for Women. This is the second Endowed Presidential Scholarship Mr. Neuhaus has established.

6. U. T. Austin - Recommendation for Establishment of David S. Thayer Memorial Scholarship Fund.--It is recommended by the Administration that the David S. Thayer Memorial Scholarship Fund be established with income to be used for scholarships in the Department of Geological Sciences. Stock for this purpose was given earlier by Mr. James R. Moffett of New Orleans, and this is now being sold for proceeds of about \$18,000. There are indications that additional gifts will be made to bring the fund to at least \$25,000. Mr. Thayer was a graduate in geology of U. T. Austin.
7. Dallas Health Science Center (Dallas Southwestern Medical School) - Recommendation for Acceptance of Benefits Under the Will of Mrs. Willie Eunice Kidd and for the Establishment of the Frank H. Kidd, Jr., M.D., Professorship in Surgery.--The Administration recommends acceptance of benefits under a bequest by Mrs. Willie Eunice Kidd, Deceased, of Dallas of \$100,000 to Southwestern Medical Foundation and the establishment of the Frank H. Kidd, Jr., M.D., Professorship in Surgery. The bequest which has now been paid reads as follows:

"16. To the Southwestern Medical Foundation for a professorship in surgery in honor of my son, Frank Herford Kidd, Jr., M.D. \$100,000"

The Foundation has confirmed that the income from this fund will be available for the Professorship.

- Released*
8. Galveston Medical Branch (Medical School) - Recommendation for Acceptance of Gift from Dr. H. Frank Connally, Jr., and for the Establishment of the Frances Eastland Connally Professorship in Obstetrics and Gynecology.--The Administration recommends acceptance of a gift of stock by former Regent Dr. H. Frank Connally, Jr. of Waco, and the establishment of the Frances Eastland Connally Professorship in Obstetrics and Gynecology, replacing the Lectureship of the same name. This stock was accepted subject to outstanding option to purchase, which was exercised. The stock has been sold for \$80,000 and the proceeds added to \$20,620 in the Lectureship account from gifts made previously by Dr. Connally.
- Publicity*
9. Galveston Medical Branch - Recommendation for Acceptance of Gift and Establishment of the Allan C. Shields Lectureship in Primary Medical Care.--The Administration recommends acceptance of a gift of \$8,000 from Mrs. Allan C. Shields, together with a pledge by Mrs. Shields to contribute \$8,000 annually in 1978 and 1979, and the establishment of the Allan C. Shields Lectureship in Primary Medical Care in memory of the late Dr. Shields who practiced in Victoria. From this first contribution, the amount of \$2,000 will be used for the publication of a brochure announcing the lectureship.

10. San Antonio Health Science Center (Medical School) - Recommendation for Acceptance of Bequests by Mrs. Loddie Lee Whitehead for the Amor B. and Loddie Lee Whitehead Fellowship Fund in Ophthalmic Research and for Children's Allergy and Asthma Research and Treatment Fund.--The Administration recommends acceptance of a cash bequest of \$500,000 by Mrs. Loddie Lee Whitehead for the Amor B. and Loddie Lee Whitehead Fellowship Fund in Ophthalmic Research at the San Antonio Medical School and another bequest of \$50,000 for Children's Allergy and Asthma Research and Treatment Fund. Mrs. Whitehead died on January 1; and her Independent Executor, Mr. Jack Guenther of San Antonio, estimates that the bequests will be paid within the next few months. Pertinent excerpts from Mrs. Whitehead's will are as follows:

"Section 2 - I give, devise and bequeath the sum of Five Hundred Thousand Dollars (\$500,000) IN TRUST to the Board of Regents of the University of Texas System, as Trustees, for the use and purposes and subject to the terms, conditions and provisions set forth below:

"2.1 The Trust Estate established under this Section 2 shall be known and designated as the 'Amor B. and Loddie Lee Whitehead Fellowship Fund in Ophthalmic Research'. . . .

"2.2 The term of this Trust shall be perpetual.

"2.3 The purpose of the Trust is to devote and apply the income of the Trust to further research and the application of research in the area of ophthalmology by attracting and supporting suitable individuals to engage in such activities for the benefit of the Division of Ophthalmology of the University of Texas Medical School at San Antonio. It is anticipated that income of the Trust will be used to provide the Fellows with stipends, travel expenses, laboratory supplies and equipment, and money for other ordinary and necessary expenses incurred in ophthalmic research and the application of such research. The principal of the Trust is not to be expended or alienated in any manner.

"2.4 There is hereby created an Advisory Committee which shall consist of the Dean of the University of Texas Medical School at San Antonio, the Head of the Division of Ophthalmology of the University of Texas Medical School at San Antonio, and a third member to be selected by the other two Advisors for a two-year term every two years. The Advisory Committee shall select the Fellow or Fellows by a majority vote. The Advisory Committee shall further determine by a majority vote the application of the income of the Trust. The Trustees shall disburse the income of the Trust as directed in writing by the Advisory Committee. . . .

"3.9 To Childrens Allergy and Asthma Research and Treatment Fund of the University of Texas, Health Science Center of San Antonio, the sum of Fifty Thousand Dollars (\$50,000.00) in cash.

....."

11. University Cancer Center (M. D. Anderson) - Recommendation for Acceptance of Gift from the M. G. and Lillie A. Johnson Foundation.--The Administration recommends acceptance of a gift of land in Charlotte County, Florida from the M. G. and Lillie A. Johnson Foundation. The tract is a strip sixty feet wide and approximately 8,000 feet long which connects the land previously sold to Punta Gorda, Inc. with Florida State Road 74.
12. University Cancer Center (Cancer Foundation) - Recommendation for Acceptance of Gift from Emil Mosbacher, Sr., of Overriding Royalty Interest in Calhoun County.--The Administration recommends acceptance of an assignment to the University Cancer Foundation by Emil Mosbacher, Sr., of an 8.02091% overriding royalty interest in the Robert Mosbacher et al - Emmett Cole, Sr., Gas Unit No. 1 comprising 320 acres in the Sam Houston League, Abstract 22, Calhoun County. The unit and the assignment cover only the interval between the depths of 8438 and 8495 feet. It is estimated that the interest assigned is worth around \$200,000 with receipts running around \$3,600 monthly.

B. Land Matters

1. U. T. Austin - Brackenridge Tract - Recommendation for the Purchase from and Leaseback to Safeway Stores, Incorporated, of Supermarket Improvements.

Recommendation

The System Administration recommends the acquisition from Safeway Stores, Incorporated, of the recently completed supermarket building located on a 2.697 acre tract bounded by Lake Austin Boulevard, Exposition Boulevard, West 8th Street, and Newman Drive for \$725,000 with funds from the Common Trust Fund, and the execution of a new lease with Safeway, covering both the improvements to be purchased and the land described above, which is presently leased to Safeway. The new lease would be for a term of 19 years, terminating April 30, 1996. The annual rental would initially be \$140,750.

Background Information

By agreement dated May 11, 1975, Safeway leased the above-described tract from the Board of Regents for a primary term of 20 years and was granted two 10-year renewal options. The commencement date of that lease was May 1, 1976, and the annual rental is \$61,000. This lease provides for rental increases of 2.51% per year beginning with the fifth lease year and for each lease year thereafter, including both option periods.

Safeway has constructed a supermarket on the leased tract and has offered to sell the improvements to the Board of Regents for \$725,000, which is Safeway's approximate construction cost. Safeway would then enter into a new lease agreement with the Board of Regents. The new lease would terminate the existing lease and would provide for a term of 19 years, which is the remaining term of the original lease. The rental under the new

lease would be comprised of two components: 1) a ground rent component equal to that provided by the original lease; and 2) an improvement rent component of \$79,750 for the 19-year primary term. The improvement rent component would provide for the return of the entire \$725,000 investment as well as a 9% yield on that investment over the 19 years. Safeway would again be given two 10-year renewal options. The ground rent component during the option periods would be as specified in the original lease, and the improvement rent component would be \$65,250, which is 9% of the \$725,000 original investment. The rentals described are net to the Board of Regents with the tenant paying all expenses associated with the property.

2. U. T. Austin - Hogg Foundation - W. C. Hogg Memorial Fund:
Recommendation for Amendment of Lease to American General
Life Insurance Company.

Background Information

The Board of Regents has leased approximately 5.5 acres at the intersection of Waugh Drive and Allen Parkway in the Stanley Subdivision of the John Austin Survey, City of Houston, Harris County, Texas, to American General Life Insurance Company for a term ending April 30, 1996. At its meeting on October 26, 1973, the Board approved the conveyance to the City of Houston of a 9-foot strip along the western boundary of the leased premises for street widening purposes. The tract contained 5,541 square feet and was conveyed to the City by Street Deed dated September 8, 1976. At its meeting on July 9, 1976, the Board of Regents approved the sale of 24,215.004 square feet of the leased premises to American General Life Insurance Company. The sale was closed and the tract conveyed on July 30, 1976. Subsequently, the City of Houston vacated Peveto Street, which adjoined the leased premises, and conveyed 3,181.7549 square feet out of the street to the Board of Regents by deed dated November 1, 1976.

Recommendation

The Administration recommends that the lease to American General Life Insurance Company be amended to change the description of the lease premises to reflect the transactions cited above in the Background Information.

3. U. T. Austin - Lundell Professorship of Systematic Botany - Recommendation for Lease to Patsy Anderton, dba A-1 Grass Sales.

Recommendation

The Administration recommends the granting of a lease to Patsy Anderton, dba A-1 Grass Sales, covering lots 8, 9, 18A, 19A and 19B in Block A of the Hood and Miller Addition, City of Plano, Collin County, Texas, for a term of two years ending February 28, 1979, at a rental of \$250 per month.

Background Information

Lots 18A, 19A and 19B were conveyed to the Board of Regents from the Texas Research Foundation by Deed of Gift dated September 1, 1972. Lots 8 and 9 were conveyed to the Board of Regents from Dr. and Mrs. C. L. Lundell by Deed of Gift dated September 7, 1973.

By Lease Agreement dated February 26, 1975, Dr. Lundell leased to Mrs. Anderton a tract of land adjacent to the above-described tract for a term of two years ending February 28, 1977, at a rental of \$225 per month. In May, 1976, Dr. Lundell sold a portion of the tract leased to Mrs. Anderton, and requested that Mrs. Anderton be allowed to relocate upon the subject tract. By administrative action, Mrs. Anderton was allowed to so relocate effective July 1, 1976. Since that time Mrs. Anderton has paid rentals to the University for the benefit of the Professorship.

The subject tract contains approximately 49,400 square feet and the probable value is in excess of \$150,000. The proposed lease was negotiated and recommended by Dr. Lundell, who is knowledgeable concerning the local real estate market, as an interim use until such time as the property is ready for development. The proposed lease may be terminated upon 60 days notice by the lessor.

4. U. T. Austin - Walter Prescott Webb Chair in History - Recommendation for Extension of Lease to Fotomat Corporation.--The Administration recommends an extension of the lease with Fotomat Corporation for 10 years 8 months covering a location at Northfair Shopping Center at the corner of Airport Boulevard and North Lamar, Austin, for a minimum guaranteed monthly rental of \$230 and an increase in the percentage rental from 3% to 4% of gross sales up to \$10,000 per month. Percentage rental on sales in excess of \$10,000 per month will remain at 5%.

Fotomat presently leases a site of approximately 650 square feet on the parking lot of Northfair Shopping Center for the operation of a drive-in photographic sales and service store. The present lease expires May 5, 1979, and provides for a monthly guaranteed rent of \$150. The lease also provides for percentage rental of 3% of monthly gross sales up to \$10,000 and 5% of sales in excess of \$10,000, less the minimum guaranteed rent. In return for an extension of the lease to December 31, 1989, Fotomat has agreed to pay \$230 per month minimum rent, effective immediately, and to increase the percentage rent on the first \$10,000 in gross monthly sales from 3% to 4%. All other terms and conditions of the lease would remain the same.

5. U. T. El Paso - Frank B. Cotton Trust - Recommendation for Mining Lease in Hudspeth County to Mr. Bill Gregory.--It is recommended by the Geologist in Charge and Associate Deputy Chancellor for Investments, Trusts and Lands that a mining lease be made to Mr. Bill Gregory of Van Horn, Texas, covering 40 acres in Section 39, Block 3, GC&SF Survey, Hudspeth County, excluding oil and gas, other liquid hydrocarbons, potash, sulphur and fissionable materials. The principal terms of this 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

Bond - Lessee must furnish a surety bond acceptable to the University in the amount of \$50,000 guaranteeing performance of the lease terms.

6. University Cancer Center (M. D. Anderson) - Recommendation for Oil and Gas Lease to Amoco Production Company on 2.616 Acres, William Perkins Survey, Harris County.--The Administration recommends acceptance of a proposal from Amoco Production Company for an oil and gas lease on a tract of 2.616 acres in the William Perkins Survey in north Harris County near Tomball at \$75 per acre bonus, \$40 per acre delay rentals paid in advance and 1/6th royalty for a 5-year paid up lease. This tract came to the Board of Regents several years ago under the Will of Naomi Woods for M. D. Anderson.

III. OTHER MATTERS

PUF and Trust and Special Funds: Report of Securities Transactions for the Months of December 1976 and January 1977.--In accordance with present procedure, the report of securities transactions for the Permanent University Fund and Trust and Special Funds for the months of December 1976 and January 1977 were mailed 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.

* * * * *

FOUNDATION MATTERS

- A. Ima Hogg Foundation.--A brief meeting of the members of the Board of Regents as Trustees of Ima Hogg Foundation at the April 15 meeting of the Board of Regents is recommended for action on the following agenda:
1. Election of officers of the Board of Trustees. Present officers are Mr. Shivers, President; Mr. Williams, Vice President; and Mr. W. L. Lobb, Secretary-Treasurer.
 2. Approval of Minutes of the preceding meeting held on December 10, 1976. Copies were distributed earlier.
 3. Authorization to sell, assign and transfer securities and to vote proxies. At the meeting of the Trustees of the Foundation on January 30, 1965, the Treasurer was authorized to handle cash and securities of the Foundation through the then Endowment Office of The University of Texas System and the Office of Accounting and to invest and reinvest the principal funds of the Foundation in accordance with Rules and Regulations of the Board of Regents of The University of Texas System when not in conflict with the Trust Indenture. It is recommended that the present Trustees reaffirm the handling of investment and other financial matters through the Office of Investments, Trusts and Lands and the Office of Accounting of The University of Texas System and further authorize, in order to facilitate investment transactions, the sale, transfer and assignment of any security registered in the name of the Foundation and the voting of any proxies related to those securities by either of the officers of the Trustees, namely the President, the Vice President or the Secretary-Treasurer. Investment transactions for the Foundation will continue to be included in reports to the Board of Regents on Trust and Special Fund Investments for The University of Texas System.
 4. Oil, Gas and Mineral Lease to William R. Bullen, Jr., on minerals in St. Mary Parish, Louisiana. From Miss Hogg's Estate, the Foundation owns an undivided 5/96th interest in the minerals under a tract of 112.88 acres out of Section 36, T13S, R9E, and Section 31, T13S, R10E, St. Mary Parish, Louisiana, which was held under lease by Tenneco for many years until they abandoned it about 2 years ago. Mr. William R. Bullen, Jr., is offering \$50 per acre bonus, \$50 per acre delay rental, and 1/6th royalty for a lease covering all minerals except sulphur for a primary term of 5 years with hopes of salvaging some production. It is recommended that the Trustees authorize the proposed lease on the Foundation's interest. Mrs. Hanszen and others are leasing their undivided interests under the same terms.

B. The Robertson Poth Foundation.--A brief meeting at the April 15 meeting of the Board of Regents of the Chairman of the Board, Mr. Shivers; the Chairman of the Land and Investment Committee, Mr. Clark; and the Chairman of the Medical Affairs Committee, Mr. Law, as Trustees of The Robertson Poth Foundation, is recommended for action on the following agenda:

1. Election of officers of the Board of Trustees of the Foundation. The present officers are Chairman, Mr. Shivers; Secretary-Treasurer, Mr. Clark; and Assistant Secretary-Treasurer, Mr. W. L. Lobb. Former Chairman of the Medical Affairs Committee, Dr. Joe T. Nelson, was Vice Chairman of the Board of Trustees.
2. Approval of Minutes of the preceding meeting held on September 12, 1975. Copies were distributed earlier.
3. Authorization to sell, assign and transfer securities and to vote proxies. At the organizational meeting of the Successor Trustees of the Foundation on April 19, 1968, the Treasurer was authorized to handle cash and securities of the Foundation through the then Endowment Office of The University of Texas System and the Office of Accounting and to invest and reinvest the principal funds of the Foundation in accordance with Rules and Regulations of the Board of Regents of The University of Texas System when not in conflict with the Foundation's Trust Indenture. It is recommended that the present Trustees reaffirm the handling of investment and other financial matters through the Office of Investments, Trusts and Lands and the Office of Accounting of The University of Texas System and further authorize, in order to facilitate investment transactions, the sale, transfer and assignment of any security registered in the name of the Foundation and the voting of any proxies related to those securities by either of the officers of the Trustees, namely the Chairman, the Vice Chairman, the Secretary-Treasurer, or the Assistant Secretary-Treasurer. Investment transactions for the Foundation will continue to be included in reports to the Board of Regents on Trust and Special Fund Investments for The University of Texas System.

C. Winedale Stagecoach Inn Fund.--A brief meeting of the members of the Board of Regents as Trustees of the Winedale Stagecoach Inn Fund at the April 15 meeting of the Board of Regents is recommended for action on the following agenda:

1. Election of officers of the Board of Trustees. The present officers are President, Mr. Shivers; Vice President, Mr. Williams; Secretary-Treasurer, Dr. Lorene Rogers; and Assistant Secretary-Treasurer, Mr. W. L. Lobb.
2. Approval of Minutes of the preceding meeting held on December 10, 1976. Copies were distributed earlier.
3. Authorization to sell, assign and transfer securities and to vote proxies. At the organizational meeting of the Trustees on July 16, 1965, the Treasurer was authorized to handle cash and securities of the Fund through the then Endowment Office of The University of Texas System and the Office of Accounting and to invest and reinvest the principal funds of the Fund in accordance with Rules and Regulations of the Board of Regents of The University of Texas System when not in conflict with the Winedale Trust Indenture. It is recommended that the present Trustees reaffirm the handling of investment and other financial matters through the Office of Investments, Trusts and Lands and the Office of Accounting of The University of Texas System and further authorize, in order to facilitate investment transactions, the sale, transfer and assignment of any security registered in the name of the Fund and the voting of any proxies related to those securities by either of the officers of the Trustees, namely the President, the Vice President, the Secretary-Treasurer or the Assistant Secretary-Treasurer. Investment transactions for the Fund will continue to be included in reports to the Board of Regents on Trust and Special Fund Investments for The University of Texas System.
4. Renewal of pipeline easement and surface lease to Texaco Inc. on acreage in George Tennille League, Abstract 131, Brazoria County. It is recommended that the Trustees authorize the renewal for 5 years of a surface lease on 1 acre and a pipeline easement 12 feet in width and 163 feet in length for a 6-inch line, both being for the operation of a salt water disposal system in the West Columbia Field where Texaco is the principal operator. Rental for the surface lease is \$250 annually, and \$500 will be paid as total consideration for the pipeline easement. The location is in a part of the West Columbia Field where the surface would be worth a maximum of \$250 per acre.

Committee of the Whole

I should like to announce the following appointments to fill existing vacancies.

A. Special Committees

1. Special Committee with Respect to Development of Balcones Research Center:

Regent Shivers (Chairman)
* Regent Bauerle
Regent Clark

2. Joint Conference Committee of Board of Regents of The University of Texas System and Trustees of the Hermann Hospital Estate (The Affiliation Agreement with Hermann Hospital, dated January 24, 1970, provides for a Joint Conference Committee.):

Regent Sterling (Chairman)
* Regent Bauerle
* Regent Fly

3. Special Committee on Matters Relating to Brackenridge Tract and Matters with City Council:

Regent Shivers (Chairman)
Regent Clark
* Regent Law

4. Committee for Santa Rita Award

Regents

Regent Clark (Chairman)
* Regent Shivers
Regent Williams

System Administration

Chancellor LeMaistre

B. Board of Directors of The University Cancer Foundation Incorporated

Regent Shivers (President)
Regent Bauerle
* Regent Blumberg
Regent Clark

C. Regental Representatives

Association (National) of Governing Boards of State Universities and Allied Institutions

All members of the Board of Regents

COMMITTEE OF THE WHOLE
Presiding: Chairman Shivers

Date: April 15, 1977
Time: Following the Meeting of the Land and Investment Committee
Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

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I. SPECIAL ITEMS

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U. T. AUSTIN, U. T. DALLAS, U. T. EL PASO

2. Proposed Amendment to Resolution Adopted
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C. U. T. AUSTIN

3. Request for Appropriation from Available
University Fund for (a) Upgrading Undergraduate
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A. BOARD OF REGENTS

1. Special Committees: Appointments to Fill Vacancies. -- Chairman Shivers announces the following appointments to fill existing vacancies on special committees. The full membership of each committee is listed below with the new appointees indicated by an asterisk:

a. Special Committees

- (1) Special Committee with Respect to Development of Balcones Research Center:

Regent Shivers (Chairman)
* Regent Bauerle
Regent Clark

- (2) Joint Conference Committee of Board of Regents of The University of Texas System and Trustees of the Hermann Hospital Estate (The Affiliation Agreement with Hermann Hospital, dated January 24, 1970, provides for a Joint Conference Committee.):

Regent Sterling (Chairman)
* Regent Bauerle
* Regent Fly

- (3) Special Committee on Matters Relating to Brackenridge Tract and Matters with City Council:

Regent Shivers (Chairman)
Regent Clark
* Regent Law

- (4) Committee for Santa Rita Award

Regents

Regent Clark (Chairman)
* Regent Shivers
Regent Williams

System Administration

Chancellor LeMaistre

- b. Board of Directors of The University Cancer Foundation Incorporated

Regent Shivers (President)
Regent Bauerle
* Regent Blumberg
Regent Clark

- c. Regental Representatives

Association (National) of Governing Boards of State Universities and Allied Institutions

All members of the Board of Regents

B. BOARD OF REGENTS, U. T. SYSTEM, U. T. ARLINGTON, U. T. AUSTIN, U. T. DALLAS AND U. T. EL PASO

2. Proposed Amendment to Resolution Adopted by the Board of Regents on June 5, 1975, for Managerial Group Authorized to Negotiate, Execute and Administer Classified Government Contracts. --

RECOMMENDATION

In order to bring up to date the list of officers cleared for access to classified material and to negotiate, execute and administer classified government contracts pursuant to the Security Agreement of The University of Texas System with the United States Department of Defense, System Administration recommends that the resolution adopted by the Board of Regents on June 5, 1975, be amended to read as follows:

BE IT RESOLVED:

- a. That those persons occupying the following positions among the officers of The University of Texas System shall be known as the Managerial Group as described in the Industrial Security Manual for Safeguarding Classified Information:

Charles LeMaistre, Chancellor, Chief Executive Officer

E. D. Walker, Deputy Chancellor

Graves W. Landrum, Associate Deputy Chancellor for Operations

Robert L. Anderson, Comptroller

Betty Anne Thedford, Secretary to the Board of Regents

A. J. Dusek, Director, Office of Sponsored Projects,
The University of Texas at Austin; U. T. System Security Supervisor

Lorene L. Rogers, President, The University of Texas at Austin

H. Eldon Sutton, Vice-President for Research, U. T. Austin

James H. Colvin, Vice-President for Business Affairs
The University of Texas at Austin

Bobby G. Cook, Business Manager, U. T. Austin

Arleigh B. Templeton, President, U. T. El Paso

Rodolfo Gomez, Director of Research and Graduate Dean, and Security Officer, The University of Texas at El Paso

Bryce Jordan, President, The University of Texas at Dallas

David W. Canham, Jr., Security Officer, U. T. Dallas

Wendell H. Nedderman, President, The University of Texas at Arlington

Quinten S. Mathews, Assistant to the President, Director of Sponsored Projects and Security Officer, U. T. Arlington

- b. That the Chief Executive and the members of the Managerial Group have been processed, or will be processed, for a personnel clearance for access to classified information, to the level of the facility clearance granted to this institution, as provided for in the aforementioned Industrial Security Manual and all replacements for such positions will be similarly processed for security clearance.
- c. That the said Managerial Group is hereby delegated all of the Board's duties and responsibilities pertaining to the protection of classified contracts of the Department of Defense or User Agencies of its Industrial Security Program awarded to the institutions of The University of Texas System.

- d. That the following named members of the Board of Regents shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of The University of Texas System and do not occupy positions that would enable them to affect adversely the policies and practices of the institutions of The University of Texas System in the performance of classified contracts for the Department of Defense, or User Agencies of its Industrial Security Program, awarded to institutions of The University of Texas System, and need not be processed for a personnel clearance:

Members of the Board of Regents:

Mr. Allan Shivers, Chairman
 Mr. Dan C. Williams, Vice-Chairman
 James E. Bauerle, D.D.S.
 Mr. Edward Clark
 Mr. Walter G. Sterling
 Mr. Thos. H. Law
 Mr. Jess Hay
 Mrs. Roland (Jane) Blumberg
 Sterling H. Fly, Jr., M. D.

C. U. T. AUSTIN

3. Request for Appropriation from Available University Fund for
(a) Upgrading Undergraduate Teaching Facilities Including
Replacement of Worn-out and Obsolete Laboratory Equipment;
(b) Equipment for Academic Instructional Programs in New or
Additional Assigned Space, and (c) Furnishings and Equipment
for Texas Union. --

RECOMMENDATION

System Administration

Expansion of the Art and Drama Buildings and the completion of the Animal Resources Center requires additional instructional equipment to be provided as follows:

Animal Resources Center	\$ 232,000.00
Art Building Addition	338,245.00
Drama Building Addition	60,862.00
	<u>\$ 631,107.00</u>

To further the upgrading of undergraduate teaching facilities, including the replacement of worn-out and obsolete instructional and laboratory equipment, an additional \$500,000.00 is requested for the 1976-77 fiscal year to accelerate the Board of Regents approved program initiated in 1974-75 providing \$500,000.00 per year for five years. Specific project allocation from this source, if approved, will be recorded in subsequent U. T. Austin dockets.

The Texas Union addition, renovation, and remodeling was an extensive project of a building opened in 1932. A tight budget was approved but, as in most major remodeling and renovation projects, all the required changes are not apparent until the renovation and remodeling is started. As a result, the higher original bid cost, unanticipated construction change orders, and the decision to upgrade the outside appearance, used the limited project contingency funds. In order to

have the necessary equipment and furnishings for a quality finished product, including replacement of some that could not be repaired satisfactorily, a sum of \$250,000.00 is required to purchase the equipment and furnishings and this sum is not available from the operating budget of The Texas Union. The Texas Union has respectfully requested an additional appropriation from University sources.

Deputy Chancellor Walker concurs in the recommendation of President Rogers that the Board of Regents approve an appropriation of \$1,381,107.00 from the Available University Fund as follows:

Animal Resources Center Equipment	\$ 232,000.00
Art Building Addition Teaching Equipment	338,245.00
Drama Building Addition Teaching Equipment	60,862.00
Reserve for Equipment and Improvements to General Public Classrooms and Laboratories (projects to be reported in subsequent dockets)	500,000.00
Texas Union Furnishings and Equipment	250,000.00
TOTAL	<u>\$1,381,107.00</u>

President Rogers

President Rogers' requests for these funds are set out in the following letters:

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

President

December 22, 1976

Mr. E. D. Walker
Deputy Chancellor
The University of
Texas System
OHH 404

DEPUTY CHANCELLOR'S OFFICE U. T. SYSTEM	
Acknowledged.....	File.....
DEC 22 1976	
To.....	for info & return
To.....	(Please advise me)
To.....	Please handle

XC-GWL

Dear Mr. Walker:

Enclosed you will find a request for \$250,000 to be used for essential furnishings and equipment for Texas Union West. I have very little knowledge of expenditures and commitments in this building and, therefore, have no reason to object to this request. I am sending it on to you for your attention and consideration.

Sincerely yours,

Lorene L. Rogers

Lorene L. Rogers
President

LLR:jm

Enclosure



THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

President

March 2, 1977

Deputy Chancellor E. D. Walker
The University of Texas System
601 Colorado
Austin, Texas 78701

Dear Mr. Walker:

Upon completion of new facilities there is usually the need to equip them in order to make effective use of the space. By means of the enclosed Requests for Budget Change, I wish to ask your approval for funding equipment purchases for the following:

Animal Resources Center	\$232,000
Art Building Addition	338,245
Drama Building Addition	<u>60,862</u>
Total	\$631,107

The equipment requests for the Art and Drama Building Additions are for academic instructional programs, while the request for the Animal Resources Center will provide the equipment needed to initiate services to be provided by the Center. It is probable that additional equipment needed by the Center in the future can be at least in part provided from outside contract and grant funds as operations and services by the Center are subsequently developed.

I shall appreciate your approval of these requests which will let us realize the full expectations we have for these new facilities.

Sincerely yours,

Lorene L. Rogers
President

LLR/vw

Enclosures



THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

President

March 18, 1977

Mr. E. D. Walker
Deputy Chancellor
The University of Texas System
OHH 405

Dear Mr. Walker:

One of the very major areas which needs and deserves attention at The University of Texas at Austin is the upgrading of undergraduate teaching facilities. Although the University does have a prominent role in graduate education and research, it is also the largest undergraduate institution within Texas and nearly the largest in the nation. The University's responsibilities to provide adequately for its large undergraduate enrollments are enormous. In addition, it is becoming increasingly necessary to propose start-up costs to equip new laboratories that are needed to attract prominent scientists and teachers.

The Board of Regents has recognized this problem and responded by establishing a program beginning in 1974-75 which committed \$500,000 per year for five years to upgrade undergraduate teaching facilities through well-planned remodeling and renovation projects and provisions for replacing worn out and obsolete laboratory equipment. This program has been a most welcomed effort by the whole University community.

Although it was reasonable to initiate the program at \$500,000 per year, several times that amount could now be committed each year to worthwhile improvements. Therefore, we are recommending that \$500,000 be allocated for this purpose from 1976-77 funds.

Sincerely yours,

A handwritten signature in cursive script that reads "Lorene L. Rogers".

Lorene L. Rogers
President

LLR/sm

4. Recommendation to Authorize a Fourth and Final Year Leave of Absence Without Pay to Professor James Roach (Regents' R&R, One, Chapter III, Section 16. --

RECOMMENDATION

System Administration concurs in the recommendation of President Rogers that a fourth and final year leave of absence without pay be given to Professor James Roach of the U. T. Austin Department of Government in accordance with the intent of Regents' Rules and Regulations, Part One, Chapter III, Section 16.

BACKGROUND INFORMATION

Mr. Joseph D. Duffey, Assistant Secretary-designate for Educational and Cultural Affairs in the U. S. Department of State, has specifically requested this one-year extension of the leave of absence so Dr. Roach may continue to play a vital role concerning the Indo-U.S. Subcommittee on Education and Culture, which will be entering a critical stage during the coming year. Dr. Roach has played an important part in activities relating to this Subcommittee up until now. President Rogers and other key officials at U. T. Austin agree that the importance of this assignment justifies that Dr. Roach be authorized this fourth and final year leave of absence to serve as Counselor for Cultural Affairs in the U. S. Embassy in New Delhi, India.

5. Recommendation from Institutional Patent Committee Regarding Invention of Cardiac Pumping Device. --

BACKGROUND INFORMATION

Thomas M. Runge, M.D., Professor, Bio-Medical Engineering Laboratories, in the course of his employment with The University of Texas at Austin has developed another cardiac pumping device which has been designated "Design VII." Dr. Runge has submitted a patent application covering Design VII.

(Note: The first device patented by Dr. Runge was never submitted to the Board of Regents for approval but his attorney is furnishing the University with a written agreement that the University will have the free use of such device in any of the System's medical branches.)

RECOMMENDATION

U. T. Austin

The Institutional Patent Committee of The University of Texas at Austin recommends and U. T. Austin Administration concurs that the University assert no interest in this cardiac pumping device, Design VII, developed by Professor Runge except to reserve the right of royalty-free use of such device in any of the System's medical branches.

System Administration

The Office of General Counsel has confirmed that the provisions of the recommendations satisfy the legal requirements. System Administration concurs in the recommendation of the Institutional Patent Committee of The University of Texas at Austin.

6. Southwest Texas Area Educational Television Council: Proposed Appointments to Board of Trustees.--

BACKGROUND INFORMATION

The Board of Trustees of the Southwest Texas Area Educational Council (Channel 9 - KLRN) consists of twenty-five members as provided by Section 3 of the Constitution and Bylaws of the Council. Eight members of the Board of Trustees are appointed by the Board of Regents for staggered terms of three years each.

In January 1977, the terms of the following expired:

- Mr. Roy Barrera, Attorney, San Antonio, Texas
- Dr. Jack Davidson, Superintendent of Schools, Austin Independent School District, Austin, Texas
- Dr. Lorene Rogers, President, The University of Texas at Austin, Austin, Texas

The other five Regents' representatives are:

Terms Expiring January 1978

- Dr. Peter T. Flawn, President, The University of Texas at San Antonio, San Antonio, Texas
- Dr. Wayne Danielson, Dean of the School of Communication, The University of Texas at Austin, Austin, Texas

Terms Expiring January 1979

- Dr. L.D. Haskew, Professor of Educational Administration, The University of Texas at Austin, Austin, Texas
- Dr. Robert E. Davis, Professor and Chairman of Radio-Television-Film, The University of Texas at Austin, Austin, Texas
- Professor David A. Anderson, School of Law, The University of Texas at Austin, Austin, Texas

RECOMMENDATION

President Rogers

President Rogers recommends "that Dr. Jack Davidson be reappointed and that Dr. Eldon Sutton and Mr. Marvin D. Shwiff receive initial appointments to the Board of Trustees for terms expiring in January 1980.

"As you know, Dr. Jack Davidson is Superintendent of Schools in the Austin Independent School District, and his experience would undoubtedly continue to be of benefit in the work of the Board of Trustees. Dr. Eldon Sutton is Vice-President of Research and a Professor of Zoology, and Mr. Marvin D. Shwiff is interim President of Austin Community College."

System Administration

System Administration concurs in the recommendation of President Rogers that the nominations for membership to the Board of Trustees of the Southwest Texas Area Educational Television Council be approved.

D. DALLAS HEALTH SCIENCE CENTER

7. Request for Approval of Patent Provisions in Agreement with Milwaukee Chaplet & Manufacturing Company, Inc., Regents' Rules and Regulations, Part Two, Chapter V, Section 2.4.--

RECOMMENDATION

System Administration concurs in the recommendation of President Sprague that the patent provisions of the agreement with Milwaukee Chaplet & Manufacturing Company, Inc., in compliance with Regents' Rules and Regulations, Part Two, Chapter V, Section 2.4, be approved. If the patent provisions of the agreement are approved, the agreement will be reported in a subsequent docket.

The Patent Policy Committee of The University of Texas Health Science Center at Dallas recommends approval of the patent provisions and the Office of General Counsel finds that these provisions are in compliance with the Regents' Rules and Regulations, Part Two, Chapter V, Section 2.4.

BACKGROUND INFORMATION

Milwaukee Chaplet & Manufacturing Company, Inc., furnished a "photomicrotome" instrument to the Dallas Health Science Center under a prior agreement dated October 24, 1973. Two additional instruments are being furnished at no rental charge, and the University has the option to purchase the instruments. The University and the Company share equally in all new inventions, patents, trademarks and processes developed through the use or operation of the instruments.

E. UNIVERSITY CANCER CENTER

8. Proposed Amendments to Bylaws of the Board of Visitors of The University Cancer Foundation. --

RECOMMENDATION

System Administration concurs with the recommendation of President Clark and the Board of Visitors of The University Cancer Foundation that the amendments to the Bylaws of the Board of Visitors of The University Cancer Foundation set forth below be approved by the Board of Regents. The recommended amendments were approved by the Board of Visitors on January 19, 1977:

AMENDMENT #1

Article IV. Officers and Committees

Section 4.1 Officers. The officers of the Board of Visitors shall consist of a Chairman, a Vice Chairman, and a Secretary. [AND A REPRESENTATIVE TO THE UNIVERSITY OF TEXAS SYSTEM ADVISORY COMMITTEE WHICH OVERSEES PRIVATE FUND DEVELOPMENT AND FOUNDATIONS OPERATING WITHIN THE SYSTEM.] All such officers shall be Regular Members of the Board of Visitors and shall be nominated by the Membership Committee and elected to one year terms by majority vote of the Regular Members of the Board. An officer of the Board may be elected to an unlimited number of terms but cannot serve in the same position for more than two consecutive terms. In no case may an officer's term exceed his term as Member of the Board of Visitors. In addition there may be an Assistant Secretary designated by the President from the staff of The University Cancer Center. [IT IS EXPECTED THAT ALL OFFICERS SHALL RESIDE IN THE GENERAL AREA OF HOUSTON, TEXAS.]

AMENDMENT #2

Article IV. Officers and Committees

Section 4.4 Executive Committee. There shall be an Executive Committee, composed of the Officers of the Board (Chairman, Vice Chairman and Secretary), the immediate past Chairman, the Chairman of standing committees and two additional members of the Board who shall be elected by the Board of Visitors upon nomination by the Membership Committee. The President and Officers of The University Cancer Center shall be ex-officio members of the committee. [THOSE MEMBERS, RESIDENT IN HOUSTON, WHO HAVE BEEN NOMINATED THERETO BY THE MEMBERSHIP COMMITTEE WITH THE ADVICE AND CONSENT OF THE PRESIDENT, AND ELECTED BY THE BOARD OF VISITORS] The members thereof shall hold office for one year and until their successors are elected and have qualified. The Executive Committee, subject to such limitations as the Board of Visitors shall establish from time to time, shall have

and may exercise all of the authority of the Board of Visitors between meetings of the Board, except that such Committee shall have no powers (a) in areas withdrawn from its scope of authority by the Board of Visitors, (b) to elect or appoint directors, officers or members of any committee, (c) to alter, amend, or repeal these bylaws, or any resolutions of the Board of Visitors, or (d) take any action contrary or inimical to any resolutions of the directors, resolutions of the Board of Regents, or any determination of the President. Meetings of the Executive Committee shall be held at such time and place as the Chairman or the President may determine. Three days telephonic notice of meetings of the Executive Committee shall be required, and a majority of the members of the Committee shall constitute a quorum for the transaction of business. Minutes of all such meetings shall be kept and shall be presented to the Board of Visitors at its next meeting for approval or disapproval. [IF TIME PERMITS, MEMBERS OF THE BOARD OF VISITORS, NON-RESIDENTS IN HOUSTON, SHALL BE INVITED TO EXECUTIVE COMMITTEE MEETINGS AND, WHEN PRESENT, MAY PARTICIPATE FULLY IN THE DELIBERATIONS OF THE EXECUTIVE COMMITTEE, INCLUDING VOTING ON ANY QUESTION SUBMITTED FOR VOTE.]

AMENDMENT #3

Article V. Amendments

Section 5.1 Changes. These bylaws may from time to time be added to, changed, altered, amended or repealed (a) by the affirmative vote of at least a majority of the whole Board of Visitors after affirmative recommendation by the Executive Committee [PRESIDENT]; (b) followed by the affirmative action of the Board of Regents.

F. U. T. SYSTEM

9. Report by Deputy Chancellor Walker on Committee for Institute of Higher Education Management
10. Proposed Medical Malpractice Insurance Program

G. U. T. AUSTIN

11. Proposed Policy Statement Regarding Use of Special Events Center

H. GALVESTON MEDICAL BRANCH

12. Galveston Medical School: Recommendation to Accept J. Fred Mullins, M.D., Charitable Remainder Unitrust
13. Galveston Medical School: Additional Gift from Florence Marie Hall for Granville T. Hall Chair in General Surgery

10. U. T. System: Proposed Medical Malpractice Self-Insurance Plan (S.B. 391, 65th Leg., R.S.).--

SYSTEM ADMINISTRATION'S RECOMMENDATION

System Administration recommends that the Board of Regents approve and adopt the attached Plan for Professional Malpractice Self-Insurance, effective April 1, 1977.

The purpose of this Plan is to provide certain medical staff and students of The University of Texas System with medical professional malpractice liability indemnity from and against medical malpractice claims pursuant to the authority granted to the Board of Regents by Senate Bill 391, Acts of the Sixty-fifth Legislature, which Act became effective March 10, 1977.

THE UNIVERSITY OF TEXAS SYSTEM
PLAN FOR PROFESSIONAL MEDICAL
MALPRACTICE SELF - INSURANCE

Effective April 1, 1977

Article I.

PURPOSE

The purpose of this Plan is to provide certain medical staff and medical students of The University of Texas System with medical professional malpractice liability indemnity from and against medical malpractice claims pursuant to the authority granted to the Board of Regents of The University of Texas System by Senate Bill 391, Acts of the Sixty-fifth Legislature, which Act became effective March 10, 1977.

Article II

DEFINITIONS

This Plan shall be known as the Plan for Professional Medical Malpractice Self-Insurance, and, for convenience, is hereinafter referred to as the "Plan". Unless otherwise required by the context, the following terms shall control:

(a) "Medical staff members" shall mean: (1) medical doctors, doctors of osteopathy, and podiatrists employed full-time by a medical school or hospital of the System, and the interns, residents and fellows 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.

(b) "Participant" means any medical staff member qualifying for participation in this Plan as set forth in Article IV of this Plan. The coverage afforded applies separately to each participant against whom claim is made or suit is brought, except with respect to the limits of System's liability.

(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.

(d) "System" means The University of Texas System.

(e) "Board" means the Board of Regents of The University of Texas System.

(f) "Fund" means the Medical Professional Liability Fund established by the Board.

(g) "Administrator" means the Deputy Chancellor of The University of Texas System.

(h) "General Counsel" means the General Counsel of The University of Texas System.

(i) "Damages" means all damages, including damages for death, which are payable because of injury to which the Plan applies, but does not include exemplary or punitive damages.

(j) "Coverage" means the medical malpractice liability indemnity afforded participants by this Plan.

(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, 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.

(l) "Annual period" means from April 1, 1977 through March 31, 1978, and each succeeding twelve month period (From April 1, through March 31) or part thereof terminating with the termination of this Plan.

Whenever used in this Plan, masculine pronouns shall include both men and women unless the context indicates otherwise.

Article III

APPLICABILITY OF PLAN PROVISION

The coverage afforded by this Plan is subject to the particulars, terms, conditions and limitations (including, but not limited to limits of liability) of this Plan and the interpretations thereof by the Board or its authorized representative.

Article IV

CONDITIONS FOR PARTICIPATION

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 or amounts, and at such time or times, as may be required by the Board.

Article V

COVERAGE OF PARTICIPANTS

Section 1. Payments on Behalf of Participants. The System will pay on behalf of each participant, from monies in the Fund, all sums which the participant shall become legally obligated to pay as damages because of a medical malpractice claim arising from the exercise of the participant's employment, duties or training with the System as a medical staff member, performed in the practice of his profession, including service by the participant as a member of a formal accreditation or similar professional board or committee of a hospital or professional society. A medical student shall be deemed to be "in the practice of his profession" during such time or times as he is participating (with prior approval of the medical school in which he is duly registered as a student) in a patient-care program of a duly accredited medical school

under the direct supervision of a faculty member of the school conducting such program, but only during such time or times.

Section 2. Defense of Lawsuits. The System shall have the right and duty to defend any suit seeking damages (as described in Section 1 of this Article V) against a participant even if any of the allegations of the suit are groundless, false or fraudulent, and may make such investigation and settlement of any claim or suit as it deems expedient, but the System shall not be obligated to pay any claim or judgment or to defend any suit after the applicable limit of the System's liability has been exhausted by payment of judgments or settlements, or monies in the Fund have been exhausted.

Section 3. Supplementary payments. The System will pay from the Fund, in addition to the applicable limit of liability:

(a) all expenses incurred by the System, all costs taxed against the participant in any suit defended by the System, and all interest on the entire amount of any judgment therein which accrues after entry of the judgment and before the System has paid or tendered or deposited in court that part of the judgment which does not exceed the limit of the System's liability thereon;

(b) premiums on appeal bonds required in any such suit, premiums on bonds to release attachments in any such suit for an amount not in excess of the applicable limit of liability of this Plan, but the System shall have no obligation to apply for or furnish any such bonds.

Article VI

LIMITS OF LIABILITY

The limit of liability stated in the schedule below as applicable to "each claim" is the limit of the System's liability for all damages because of each claim or suit covered by the Plan. The limit of liability stated in the schedule below as "aggregate per participant" is, subject to the above provision respecting "each claim", the total limit of the System's liability under this Plan for all damages because of all medical malpractice claims against any one participant in any one annual period. The limit of liability stated in the schedule below as "annual aggregate" is, subject to the above provisions respecting "each claim" and "aggregate per participant", the total limit of the System's liability under this Plan for each annual period.

Limits of liability schedule:

Staff Physician	\$200,000 per claim \$600,000 aggregate per participant
Resident Intern, Fellow or Student	\$25,000 per claim \$75,000 aggregate per participant
Annual Aggregate	\$2,000,000

Article VII

OTHER INSURANCE

Section 1. Primary Coverage. The coverage afforded by this Plan is primary coverage, except when expressly stated to apply in excess of or contingent upon the absence of other insurance. When this coverage is primary and the participant has other insurance which is stated to be applicable to the loss on an excess or contingent basis, the amount of the System's liability under this policy shall not be reduced by the existence of such other insurance.

Section 2. Other Insurance. When both this Plan and other insurance apply to the loss on the same basis, whether primary, excess or contingent, the System shall not be liable under this Plan for a greater proportion of the loss than that stated in the applicable contribution provision below:

(a) Contribution by Equal Shares. If all of such other valid and collectible insurance provides for contribution by equal shares, the System shall not be liable for a greater proportion of such loss than would be payable if such insurer contributes an equal share until the share of each insurer equals the lowest applicable limit of liability under any one policy or the full amount of loss is paid, and with respect to any amount of loss not so paid, the remaining insurers then continue to contribute equal shares of the remaining amount of the loss until each such insurer has paid its limit in full or the full amount of the loss is paid.

(b) Contribution by Limits. If any of such other insurance does not provide for contribution by equal

shares, the System shall not be liable for a greater proportion of such loss than the applicable limit of liability under this Plan for such loss bears to the total applicable limit of liability of all valid and collectible insurance against such loss.

Article VIII

PARTICIPANT'S DUTIES IN THE EVENT OF OCCURRENCE, CLAIM OR SUIT

Section 1. Notice of Occurrence. Upon the participant's becoming aware of an occurrence or incident involving an injury or death, or an alleged injury or death, to which this Plan applies, or may apply, written notice containing particulars sufficient to identify the participant and also reasonably obtainable information with respect to the time, place and circumstances thereof, and the names and addresses of the patient and of available witnesses, shall be given by or for the applicant to the Administrator as soon as practicable.

Section 2. Notice of Claim or Suit. If claim is made or suit is brought against the participant, the participant shall immediately forward to the General Counsel every demand, notice, summons, or other process received by him or his representative, in accordance with administrative regulations for the Plan prescribed or approved by the Administrator.

Section 3. Cooperation by Participant. The participant shall cooperate with the System and upon the System's request, assist in making settlements in the conduct of suits, and in enforcing any right of contribution or indemnity against any person or organization who may be liable to the System because of injury with respect to which coverage is afforded under this Plan; and the participant shall attend hearings and trials and assist in securing and giving evidence and obtaining the attendance of witnesses. The participant shall not, except at participant's own costs, voluntarily make any payment, assume any obligation or incur any expense.

Article IX

MODIFICATION AND TERMINATION

Section 1. Rights of Participants. The Board may terminate the Plan at any time, or at any time or from time to time, may amend, alter or suspend the Plan in whole or in part, as to all persons eligible to participate hereunder, or any class or group of such persons, provided such action shall not impair any rights accrued prior to

the effective date of such termination, amendments, modifications, alterations or suspension. Any such termination, amendment, alteration or suspension shall be effective at such date as the Board may determine, but not earlier than sixty (60) days prior to the date on which the Board shall have given notice of such termination, amendment, alteration or suspension to the Administrator. The Administrator shall promptly give notice of any such termination, alteration or suspension to all participants affected thereby.

Section 2. Termination in Event of Mandatory Participation in Other Indemnity or Insurance Programs. It is an express condition of the Plan that if the System is required by law, or by a collective bargaining or other agreement, to contribute toward another plan, program or scheme providing professional liability insurance or indemnity benefits for a class or group of medical staff members, this Plan will terminate forthwith as to such class or group of medical staff members.

Section 3. Termination Upon Cessation of Medical Staff Employment. This Plan shall apply to a participant only so long as such participant remains qualified to participate in this Plan, provided that cessation of such participation shall not impair any rights accrued under this Plan prior to the effective date of such cessation of qualification.

Section 4. Benefits Terminable. All coverage of a participant under this Plan shall cease at once if the participant engages in any business or performs any act which in the sole judgment of the Board is prejudicial to the interest of the System.

Article X

ACTION AGAINST SYSTEM

Section 1. Conditions precedent. No action shall lie against the System unless, as a condition precedent thereto, there shall have been full compliance with all the terms of this Plan, nor until the amount of the participant's obligation to pay shall have been finally determined either by judgment against the participant after actual trial, or by written agreement of the claimant and the Administrator.

Section 2. Third-party actions. Any person or organization, or the legal representative thereof, who has secured such judgment or written agreement shall thereafter be entitled to recover under this Plan to the extent of the coverage afforded by this Plan. No person or organi-

zation shall have any right under this Plan to join the System as a party to any action against the participant to determine the participant's liability, nor shall the System be impleaded by the participant or his legal representative. Bankruptcy or insolvency of the participant or the participant's estate shall not relieve the System of any of its obligations hereunder.

Article XI

ADMINISTRATION OF PLAN

Section 1. Administration. The Plan shall be administered by the Administrator under direction of the Board.

Section 2. Administrative Regulations. The Administrator may from time to time prescribe regulations for the administration of this Plan provided that such regulations shall, in the opinion of the General Counsel be consistent with the provisions of this Plan as it may be amended from time to time pursuant to Article IX of this Plan.

Section 3. Legal Interpretation. The text of this Plan shall control and the headings to the Articles, Sections, and paragraphs are for reference purposes only, and do not limit or extend the meaning of any of the Plan's provisions. The Plan shall be governed by and construed in accordance with the laws of the State of Texas. Any interpretation of the Plan by the General Counsel shall be conclusive as between the System and its employees and students, participating medical staff members, and retired or otherwise terminated participants, employees and students, and may be relied upon by the System and all parties in interest.

Section 4. Counsel and Settlement Authority. Authority to employ counsel, approve attorney fees and expenses, and approve settlement of all claims, including litigation, shall rest with the General Counsel, or his delegate, subject to concurrence or approval of the Administrator, as required by administrative regulations for the Plan.

Article XII

GENERAL PROVISIONS

Section 1. Subrogation. In the event of any payment under this Plan, the System shall be subrogated to all of

the participant's rights of recovery therefor against any person or organization and the participant shall execute and deliver instruments and papers and do whatever else is necessary to secure such rights. The participant shall do nothing after loss to prejudice such rights.

Section 2. Changes. Notice to any agent or knowledge possessed by any agent or by any other person shall not effect a waiver or a change in any part of this Plan, or estop the System from asserting any right under the terms of this Plan; nor shall the terms of this Plan be waived or changed, except by written waiver or amendment duly approved by the Board.

Section 3. Declaration. 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 Plan, and his application to participate, embody all agreements existing between himself and the System or any of its agents relating to this Plan and the coverage afforded hereunder.

Section 4. Assignment. It is a condition of this Plan, and all rights of each participant shall be subject thereto, that no right or interest of any participant under this Plan shall be assignable in whole or in part.

Section 5. Employment Non-Contractual. The System may terminate the employment, internship, residency, fellowship, or student-school relationship of any participant as freely and with the same effect as if this Plan were not in operation.

Section 6. Actions Against Participant. This Plan or its operation shall not in anywise affect any claim or cause of action by the System against a participant for indemnity or contribution arising out of or incident to any medical malpractice claim.

Section 7. Concealment or Misrepresentation. This Plan shall be void as to any participant, if, whether before or after a claim or cause of action is asserted, such participant has willfully concealed or misrepresented any material fact or circumstance concerning any claim or cause of action covered by this Plan, or otherwise concerning this Plan, or the subject thereof, or the interest of the participant therein, or in case of any fraud or false swearing by the participant relating thereto.

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, O. Henry Hall, 601 Colorado Street, Austin, Texas 78701 Attention: The Deputy Chancellor.

(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.

Section 9. Effective Date. The Plan shall be effective April 1, 1977.

13. Galveston Medical Branch - Granville T. Hall Chair in General Surgery and the Florence and Marie Hall Endowment for Programs of Excellence in Education in the Medical Sciences: Request for Ratification of Agreement and Stipulation Supplementing Basic Trust Agreement. --System Administration's recommendation is set out below:

System Administration recommends that the Board of Regents ratify the acceptance of Chairman Shivers, on behalf of the Board, of an Agreement and Stipulation Supplementing the Trust Agreement Establishing The Granville T. Hall Chair in General Surgery and The Florence and Marie Hall Endowment For Programs of Excellence In Education In The Medical Sciences, executed by the parties in duplicate originals on March 14, 1977.

Acceptance of the basic Trust Agreement establishing the Chair was reported to the Board of Regents at its meeting on February 11, 1977. (Meeting No. 744, p. 54, Minutes of The Board of Regents) Under the basic agreement, Florence Thelma Hall, a widow, and Florence Marie Hall, a feme sole, conveyed a 3/4ths interest in the surface only of 2,880 acres of land in Glasscock and Howard Counties, Texas, for the purposes indicated as shown by Trust Agreement dated December 21, 1976.

Under the Supplemental Agreement and Stipulation, and a Deed of Gift executed by Florence Marie Hall on March 14, 1977 (copy of which is attached to the supplemental document), title to the remaining undivided 1/4th interest in the surface estate of the 2,880 acres of land in Howard and Glasscock Counties, Texas, vests in the Board of Regents, subject to the basic Trust Agreement.

AGREEMENT AND STIPULATION

Supplementing

TRUST AGREEMENT

Establishing

THE GRANVILLE T. HALL CHAIR IN GENERAL SURGERY

and

THE FLORENCE AND MARIE HALL ENDOWMENT

FOR PROGRAMS OF EXCELLENCE IN EDUCATION

IN THE MEDICAL SCIENCES

THE STATE OF TEXAS)
)
COUNTIES OF HOWARD)
AND GLASSCOCK)

WHEREAS, by agreement dated December 21, 1976, entitled "TRUST AGREEMENT Establishing the Granville T. Hall Chair in General Surgery and The Florence and Marie Hall Endowment for Programs of Excellence in Education in the Medical Sciences," there was created with respect to an undivided 3/4ths

interest in the surface estate only in lands in Howard and Glasscock Counties, Texas, more particularly described in special warranty deed of the same date executed by Florence Thelma Hall, a widow, and Florence Marie Hall, a feme sole, to the Board of Regents of The University of Texas System, Trustee, an irrevocable trust for the benefit of The University of Texas Medical Branch at Galveston, Texas, reference being here made to said Trust Agreement and to said special warranty deed for all purposes; and

WHEREAS, Florence Marie Hall, a feme sole, has given, granted, and conveyed by special warranty deed of even date herewith to the Board of Regents of The University of Texas System, Trustee, with offices at Austin, Texas, the remaining undivided 1/4th interest in and to the surface estate only in said lands in Howard and Glasscock Counties, Texas, covered by and included in said deed to which reference is here made for all purposes, being the remaining undivided 1/4th interest in said lands acquired by operation of law by the said Florence Marie Hall upon the termination of the Florence Marie Hall Trust under the will of Dr. G. T. Hall, Deceased, which trust terminated under its own terms on March 11, 1977, the date Florence Marie Hall became 40 years of age, so as to vest in her the remaining undivided 1/4th interest in the surface estate in the lands included in said deed of gift referred to herein of even date herewith, as well as other properties not included or referred to therein.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Florence Marie Hall herein agrees, stipulates, and directs that said remaining undivided 1/4th interest in the surface estate only in said lands as conveyed by deed referred to herein of even date herewith shall be subject to and included in, for all purposes, the irrevocable trust referred to herein as having been created with respect to the undivided 3/4ths interest in the surface estate in said lands as previously conveyed to the Board of Regents of The University of Texas System, Trustee, for the benefit of The University of Texas Medical Branch at Galveston, Texas, subject to and in accordance with all of the terms and provisions of the Trust Agreement dated December 21, 1976.

The Board of Regents of The University of Texas System, acting herein by and through its Chairman, whose signature is affixed hereto, acknowledges the receipt of the deed of conveyance from Florence Marie Hall to the Board

of Regents of The University of Texas System, Trustee, of even date herewith giving, granting, and conveying the remaining undivided 1/4th interest of Florence Marie Hall in and to the property and premises described therein, a copy of which is appended hereto for all purposes, accepts the same as an additional 1/4th interest subject to the terms and provisions of the initial Trust Agreement dated December 21, 1976, with respect to the undivided 3/4ths interest in said properties previously conveyed by deed dated December 21, 1976, and agrees to carry out each and every provision of the Trust Agreement with respect thereto so that the full fee simple title to the surface estate only in and to said lands conveyed to the Board, as Trustee, by the deed executed, respectively, by Florence Thelma Hall and Florence Marie Hall for an undivided 3/4ths interest in said lands dated December 21, 1976, and the deed executed of even date herewith by Florence Marie Hall for the remaining undivided 1/4th interest in the surface estate only in said lands shall be in all respects subject to the Trust Agreement referred to herein dated December 21, 1976.

Florence Thelma Hall also joins in the execution of this agreement to reflect her consent to the inclusion in the initial Trust Agreement of the interest involved in this Supplemental Agreement so as to make the initial Trust Agreement applicable to the full fee simple title to the lands involved.

WITNESS THE EXECUTION HEREOF IN DUPLICATE ORIGINALS this 14th day of March, 1977.

Florence Marie Hall
FLORENCE MARIE HALL, a feme sole

Florence Thelma Hall
FLORENCE THELMA HALL, a widow

ATTEST:

Betty Anne Thedford
Secretary
BETTY ANNE THEDFORD, SECRETARY
Board of Regents of
The University of Texas System

BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

By Allan Shivers
Allan Shivers, Chairman

ONE
JTT

THE STATE OF TEXAS)
)
COUNTY OF MIDLAND)

BEFORE ME, the undersigned authority, on this day personally appeared FLORENCE MARIE HALL, a feme sole, and FLORENCE THELMA HALL, a widow, each known to me to be the person whose name is subscribed to the foregoing instrument, and each acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 25th day of March, 1977.

Betty Alice Lewis

Notary Public in and for
Midland County, Texas

My Commission Expires June 1, 1977.

THE STATE OF TEXAS)
)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this day personally appeared ALLAN SHIVERS, Chairman of the Board of Regents of The University of Texas System, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that the same was the act of the said Board of Regents of The University of Texas System, and that he executed the same as the act of such Board of Regents for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 31 day of March, 1977.

Gene Jones

Notary Public in and for
Travis County, Texas

My Commission Expires 6-1-77.

II. SCHEDULED MEETINGS AND EVENTS. --Below is a schedule of meetings and events:

Holidays - 1977

May 30 Memorial Day
July 4 Independence Day

Commencement - 1977

1
9
7
7

May 14 U. T. El Paso
U. T. Permian Basin
Galveston Nursing School
May 15 U. T. San Antonio
*San Antonio Nursing School
May 21 U. T. Arlington
U. T. Austin
U. T. Dallas
May 26 *San Antonio G. S. B. S.
May 27 *San Antonio Dental School
May 28 San Antonio Medical School
May 29 Galveston Medical School
Galveston G. S. B. S.
June 4 Dallas Medical School
Dallas G. S. B. S.
June 11 Houston Health Science Center
August 19 Galveston Allied Health Sciences
School
August ___ Dallas Allied Health Sciences
School

JANUARY	MAY	SEPTEMBER
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FEBRUARY	JUNE	OCTOBER
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MARCH	JULY	NOVEMBER
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1977 FOOTBALL SCHEDULE - U. T. AUSTIN

September 10	4:00 p. m.	Boston College	at Austin
September 17	4:00 p. m.	Virginia	at Austin
October 1	4:00 p. m.	Rice	at Austin
October 8		Oklahoma	at Dallas
October 15		Arkansas	at Arkansas
October 22	1:30 p. m.	S. M. U.	at Dallas
October 29	2:00 p. m.	Texas Tech	at Austin
November 5		Houston	at Houston
November 12	2:00 p. m.	T. C. U.	at Austin
November 19	2:00 p. m.	Baylor	at Austin
November 26	1:30 p. m.	Texas A&M	at College Station

July meeting -

*Convocations

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: April 15, 1977
Time: Following the Meeting of the Committee of the Whole -
Open Session
Place: Regents' Committee Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

	<u>Page</u>
1. Pending or Contemplated Litigation	Below
2. Land Acquisition	
Report on New Prison Hospital - Department of Corrections	Below
3. Personnel Matters	
Houston Health Science Center: Acceptance of Resignation of Dr. Charles A. Berry as Presi- dent and Ratification of Appointment of Acting President, Dr. Truman G. Blocker, Jr.	Below

4. Report on "Old Red"

5. *Commencement* DOCUMENTATION

1. Pending or Contemplated Litigation	
2. Land Acquisition	
<u>Report on New Prison Hospital - Department of Corrections. --</u>	
3. Personnel Matters	
<u>Houston Health Science Center: Acceptance of Resignation of Dr. Charles A. Berry as President and Ratification of Appoint- ment of Acting President, Dr. Truman G. Blocker, Jr. --</u> On February 16, 1977, Dr. Charles A. Berry submitted his resigna- tion as President of the Houston Health Science Center to Deputy Chancellor Walker. It is recommended that the Board of Regents accept Dr. Berry's resignation of this date.	
It is also recommended that the Board of Regents ratify the action of Deputy Chancellor Walker in the appointment of Dr. Truman G. Blocker, Jr., as Acting President, effective February 16, 1977.	

Meeting of the Board

(continued)

MEETING OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Date: April 15, 1977

Time: Following the Executive Session of the Committee of the Whole

Place: Regents' Meeting Room, 9th Floor, Ashbel Smith Hall
Austin, Texas

A. ...

B. ...

C. ...

D. RECONVENE

E. 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. Medical Affairs Committee by Committee Chairman Law
5. Land and Investment Committee by Committee Chairman Clark

F. REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS
by Vice Chairman Williams

G. REPORTS OF SPECIAL COMMITTEES

1. Report of Special Committee Authorized to Renegotiate Real Estate Note with Mitchell Development Corporation of the Southwest. --

The Special Committee appointed on March 14, 1975, with authority to renegotiate real estate note with Mitchell Development Corporation of the Southwest (7, 602.557 Acres, Montgomery County, Texas - The Sealy and Smith Foundation) wishes to make the following report:

Report

The Special Committee on March 11, 1977, approved a request by the Mitchell Development Corporation to pay in quarterly installments the \$1, 687, 963. 65 of principal and interest due on its note on March 12, 1977. The first quarterly installment in the amount

of \$421,990.91 was paid March 12, 1977, and three additional quarterly installments plus accrued interest at a 9% annual rate are to be paid on June 12, 1977, September 12, 1977, and December 12, 1977.

2. Report of Special Committee Authorized to Negotiate with Respect to Sale of Certain Archer M. Huntington Museum Fund Lands.--

The Special Committee authorized to negotiate with respect to the sale of certain Archer M. Huntington Museum Fund Lands (450 acres and 97 acres, each adjacent to Swan Lake, and remainder of property lying southeast of these two tracts) wishes to present the following report:

Report

The Committee of the Board of Regents on the Huntington Lands, Chairman Shivers, Regent Clark and Regent Sterling (absent) met with staff members Deputy Chancellor Walker, General Counsel Fitzpatrick, Associate Deputy Chancellor Lobb and Real Estate Officer Smith on January 31, 1977, to discuss the staff's sales recommendations on the Huntington Lands. The following action was approved:

- a. Negotiated sale to Gulf Coast Waste Disposal Authority of 450 acres of the Huntington Lands adjacent to Swan Lake in the northeast corner of the U. T. property, for \$3,000 per acre, subject to Gulf Coast Waste Disposal Authority's obtaining necessary approval for the use of the lands.
- b. A negotiated sale to Malone Service Company of approximately 97 acres adjacent to Swan Lake and contiguous with land already owned by Malone Service Company at \$4,000 per acre.
- c. Approval for offering at competitive bids the remainder of the Huntington property lying southeast of the above described tracts.

Regent Sterling concurred with the decision of Chairman Shivers and Regent Clark by telephone.

3. Report of Special Committee to Renegotiate Real Estate Note with Punta Gorda Isles, Inc.--

4. Report of Special Committee to Propose Recommendations for Use of 9th Floor, Ashbel Smith Hall.--

5. Report of Santa Rita Award Committee.--

H. REPORT OF THE COMMITTEE OF THE WHOLE - OPEN SESSION
by Chairman Shivers

I. 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

2. Land Acquisition

3. Personnel Matters

J. ADJOURNMENT