

MATERIAL SUPPORTING THE AGENDA

Volume XVIIIc

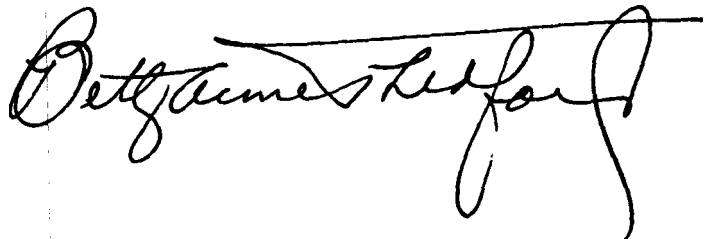
May 1971 - August 1971

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on June 4, July 9, and July 30, 1971.

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

- (1) white paper - for the documentation of all items that were presented before the deadline date
- (2) blue paper - all items submitted to the Executive Session of the Committee of the Whole and distributed only to the Regents, Chancellor, and Chancellor Emeritus
- (3) 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 maybe some people get copies and some do not get copies. If the Secretary were furnished a copy, then that material goes in the appropriate subject folder.

A handwritten signature in cursive script, reading "Betty James Hedford". The signature is written in black ink and is positioned in the lower right quadrant of the page.



THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting
Agenda

Meeting Date: June 4, 1971

Meeting No.: 690

Name: *Official copy*

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274-14
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CALENDAR
BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

June 4, 1971

Place: U. T. Austin
Austin, Texas

Meeting Room: Main Building, Room 212

Friday, June 4, 1971. --The order of the meetings is set out below:

9:00 a. m. Joint Meeting of the U. T. Board
and Texas A&M Board
To Consider Sale of Board of
Regents of U. T. System,
PUF Bonds, New Series 1971
(\$9, 000, 000) and Board of
Directors of Texas A&M,
PUF Bonds, New Series 1971
(\$5, 000, 000)

*Resolution to Dr. Jordan
by Chancellor*

Executive Committee

Academic and Developmental Affairs Committee

Buildings and Grounds Committee

Medical Affairs Committee

Land and Investment Committee

Committee of the Whole

Meeting of the Board

12:00 noon - Lunch will be served in the Academic Center

Telephone Numbers:

Offices:

Board of Regents	471-1265
Chancellor LeMaistre	471-1434
Chancellor Emeritus Ransom	471-1741
Deputy Chancellor Walker	471-1743
President Jordan	471-1233

Hotels:

Sheraton-Crest Inn	478-9611
Stephen F. Austin Hotel	476-4361
Villa Capri Motor Hotel	476-6171

Airlines:

Braniff International	476-4631
Continental	477-6716
Texas International	478-9585

Executive Committee

EXECUTIVE COMMITTEE

Date: June 4, 1971

Time: Following the Joint Meeting with the Board of Directors
of Texas A&M University

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page</u> <u>EXEC</u>
1. U. T. Austin: Minutes of the Meeting of the Athletics Council held February 20, 1971 (28-M-70)	2
2. U. T. Austin: Minutes of the Meetings of the Board of Directors of Texas Student Publications, Inc., held March 23, April 2, April 14 (12:30 p. m.), April 14 (3:00 p. m.) and April 20, 1971 (29-M-70, 33-M-70, 34-M-70, 35-M-70 and 36-M-70)	2
3. U. T. Austin: Minutes of the Meetings of the Board of Directors of the Texas Union held March 4, 18 and 19, March 25 and April 15, 1971 (30-M-70, 31-M-70 and 32-M-70)	4
4. U. T. Austin, U. T. Arlington and Galveston Medical Branch: Amendments to 1970-71 Budgets (8-B-70)	5
5. U. T. El Paso: Amendment to 1970-71 Budget Referred to Committee of the Whole (Exception to 8-B-70)	7

REPORT OF ITEMS SUBMITTED TO EXECUTIVE COMMITTEE

Since the last report of the Executive Committee on April 23, 1971, the following recommendations of the Administration were circulated to the members of the Executive Committee and no exceptions to these items were registered unless otherwise indicated. These items are herewith submitted for formal approval by the Executive Committee:

1. U. T. Austin: Minutes of the Meeting of the Athletics Council held February 20, 1971 (28-M-70). --It is recommended by System Administration and President ad interim Jordan that the minutes of the meeting of the Athletics Council at The University of Texas at Austin held February 20, 1971, be approved.
2. U. T. Austin: Minutes of the Meetings of the Board of Directors of Texas Student Publications, Inc., held March 23, April 2, April 14 (12:30 p. m.), April 14 (3:00 p. m.) and April 20, 1971 (29-M-70, 33-M-70, 34-M-70, 35-M-70 and 36-M-70). --System Administration and President ad interim Jordan recommend that the minutes of the meetings of the Board of Directors of Texas Student Publications, Inc., at The University of Texas at Austin held on March 23, April 2, April 14 (12:30 p. m.), April 14 (3:00 p. m.) and April 20, 1971, (Items 29-M-70, 33-M-70, 34-M-70, 35-M-70 and 36-M-70) be formally approved as set out below:

Minutes of Meeting held on March 23, 1971 (29-M-70) - Approve with the following exceptions:

Item III. Adoption of Wording of TSP Handbook Involving Texan Intermediate Appeals Committee. (Disapproved)

Item XVII. Proposal to U. T. Regents Concerning TSP Charter. This item is for information only since the review of the proposed TSP Charter has not been completed by the Administration.

Minutes of Meeting held on April 2, 1971 (33-M-70) - Approve with the "express understanding that Item II (set out below) is for budget planning purposes, and may be amended following completion of the TSP Study by my (Chancellor's) office:"

Item II. Consideration of Blanket Tax Request:

Motion: Jones moved, seconded by Bonjean, that \$4.10 be requested as The Daily Texan's share of the 1971-72 Blanket Tax. This motion was passed by unanimous approval.

Minutes of Meeting held on April 14, 1971, at 12:30 p. m.
(34-M-70) - Approve with the following exceptions:

Items IA and IB. Consideration of TSP Charter Changes. The following actions rescind actions which have been previously disapproved by Regental action in Executive Committee Items 27-M-70 and 29-M-70, respectively. It is recommended that no further action be taken:

Item IA. Rescission of action of the TSP Board on January 27, 1971, Item XV, which proposed a revised TSP Charter.

Item IB. Rescission of the TSP Board action of March 24, 1971, Item XVII, which proposed that the Regents either take final action on the proposed TSP Charter at their April 23 meeting or renew the present charter for a period of three months.

Item IC. Request for an amendment to the present TSP Charter changing the duration clause to read "The existence of this corporation shall be perpetual." It is recommended that this item be disapproved since the entire matter of the Texas Student Publications, Inc., is under study.

Items IIA and IIB. Proposal Concerning TSP Funds. The following items were approved by separate action of the Board of Regents at their meeting on April 23, 1971, and are excluded from consideration here:

Item IIA. Plan for the expenditure of up to \$490,000 of investment presently owned by TSP...

Item IIB. Authorize the accumulation of an additional sum of \$70,000 from future earnings of TSP to complete the furnishing and equipment of the new building.

Item III. Discussion on Committee of Editors to Study The Daily Texan and the Journalism Department. This item is for information only and no action is required.

Item IV. Discussion on Urgency and Importance of TSP Board Action. The following item is for information only and no action is required. It should be noted that a progress report was presented by Chancellor LeMaistre at the Regents' meeting on April 23, 1971:

Item IV. Consideration of urgency of TSP Board action: Request that the action of the TSP Board at this meeting be brought before the Regents at their April 23 meeting as a special item.

Minutes of Meeting held on April 14, 1971, at 3:00 p. m.
(35-M-70) - Approve these minutes.

Minutes of Meeting held on April 20, 1971 (36-M-70) -
Approve with the following exceptions:

Item IV. Discussion on the TSP Charter. It is recommended that the following item be disapproved:

Item IV. Approve the filing in the office of the Secretary of State an amendment making the TSP Charter in its present form perpetual, if no action is taken extending the TSP Charter at the April 23 meeting of the Regents.

Item X. Proposals by Lyke Thompson. It is recommended that the following be disapproved:

XA. Motion: Thompson moved, and it was seconded, that the TSP Board go on record as endorsing the Journalism Faculty report...

XB. Motion: Thompson moved, and it was seconded, that the TSP Board create a committee to study the relationship of The Daily Texan and the Journalism Department, particularly the journalism faculty report and its recommendations; and that the TSP Board now approve IN PRINCIPLE, but not in final form, these six ideas that shall follow...

XC. Additional proposals...

XD. Composition of committee...

3. U. T. Austin: Minutes of the Meetings of the Board of Directors of the Texas Union held March 4, 18 and 19, March 25 and April 15, 1971 (30-M-70, 31-M-70 and 32-M-70). --It is recommended by System Administration and President ad interim Jordan that the minutes of the meetings of the Board of Directors of the Texas Union Board at The University of Texas at Austin held on March 4, 18 and 19, March 25 and April 15, 1971, (Items 30-M-70, 31-M-70 and 32-M-70) be formally approved as set out below:

Minutes of Meeting held on March 4, 1971 (30-M-70) -Approve
with the exception of the following item:

Item III. Adoption of 1971-72 Budget. A recommendation will be presented after the Texas Union budget is processed through normal fiscal channels.

Minutes of Meeting held on March 18, 1971 (30-M-70) -
Disapprove these minutes which action relates to the
boycott on Texas Union Dining Services because of the use of non-union lettuce.

Minutes of Meeting held on March 19, 1971 (30-M-70) - Approve
these minutes.

Minutes of Meeting held on March 25, 1971 (31-M-70) - Approve
these minutes.

Minutes of Meeting held on April 15, 1971 (32-M-70) - Approve
these minutes.

4. U. T. Austin, U. T. Arlington and Galveston Medical Branch: Amendments to 1970-71 Budgets (8-B-70). --Upon recommendation of the appropriate institutional head, concurred in by System Administration, it is recommended that the following amendments to the 1970-71 Budgets for The University of Texas at Austin, The University of Texas at Arlington and The University of Texas Medical Branch at Galveston be approved (Pages 5-6).

Sources of Funds - Departmental Appropriations
(Unless Otherwise Specified)

(All rates set out below are full time rates: salary rate indicates a 12 months' full time rate and academic rate indicates a 9 months' full time rate.)

The University of Texas at Austin

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
34.	Office of the President Transfer of Funds	From: Unappropriated Balance - General Funds	To: Office of the President - Administrative Salaries	
	Amount of Transfer	\$ 25,000	\$ 25,000	---
<p>This transfer will fund the salary effective March 1, 1971 of Dr. Lorene Rogers who has been assigned to serve as Assistant to President-Elect Stephen H. Spurr, and to fund the salary of President-Elect Spurr for the period May 1 through June 30.</p>				
35.	Division of Extension - Extension Teaching and Field Service Bureau Transfer of Funds	From: Unappropriated Balance via Estimated Income from Extension Fees	To: Extension Classes and Consultant Services	
	Amount of Transfer	\$220,000	\$220,000	---
<p>This transfer funds the instructional costs for Spring and Summer Terms in evening classes and field courses. The source of funding is from tuition fees and other income related to the activity.</p>				
36.	Physical Plant - Traffic and Security Transfer of Funds	From: Unappropriated Balance - General Funds	To: Traffic and Security	
	Amount of Transfer	\$ 16,000	\$ 16,000	---
<p>The transfer provides funds for paying guards, including overtime, during the period in which there were anticipated certain campus disruptions.</p>				
37.	Office of Accounting Transfer of Funds	From: Unappropriated Balance	To: Office of Accounting - Classified Salaries Wages	\$ 9,048.00 9,152.10
	Amount of Transfer	\$ 18,200.10		<u>\$18,200.10</u>

The University of Texas at Austin (Continued)

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
38.	Student Financial Aids Office			
	Transfer of Funds	From: Unappropriated Balance	To: Student Financial Aids --	
			Wages	\$22,896.68
			Maintenance and Operation	19,199.77
			Travel	<u>1,000.00</u>
	Amount of Transfer	\$ 43,016.45		<u>\$43,016.45</u>

Upon the recommendation of the State Auditor, administrative expenses recovered from the National Defense Student Loan Program are being transferred from the Restricted Current Funds group of accounts to the general operating budget. The transfer from the Balance is via income being moved to cover these expenditures that are now being reported in Current General Funds. (Items 37 and 38.)

The University of Texas at Arlington

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
8.	Auxiliary Enterprises - Student Activities			
	Transfer of Funds	From: Student Activities Unappropriated Balance	To: Student Activities - Travel	
	Amount of Transfer	\$ 652	\$ 652	---

The Drill Team was invited to participate in national competition held in Washington, D. C. Travel funds for this trip were not anticipated in the original budget.

The University of Texas Medical Branch at Galveston

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
12.	Plant Funds - Parking Lots			
	Transfer of Funds	From: Unappropriated Surplus - Parking Facilities	To: Parking Lots - Construction Account	
	Amount of Transfer	\$ 30,000	\$ 30,000	---

With the construction of the Administration Building on the corner of University Boulevard and Mechanic Street, 160 parking spaces were lost.

Plans and specifications have been prepared and bids received for the construction of a new parking lot between 11th and 12th Streets and from Texas Avenue to the alley between Texas Avenue and Mechanic Street or immediately south of the Animal Care Center.

The low bid of \$29,806.00 has been received from Galco Paving Company, Inc., League City, Texas, and it is, therefore, recommended that \$30,000.00 be transferred from Unappropriated Surplus - University Parking Facilities to Plant Funds for the construction of this parking facility.

5. U. T. El Paso: Amendment to 1970-71 Budget Referred to Committee of the Whole (Exception to 8-B-70). --A proposed amendment to the 1970-71 Budget for The University of Texas at El Paso with respect to the transfer of funds from Student Services Fees Unappropriated Balance to Student Publications - Administration was excepted from Executive Committee Item 8-B-70 and is on the agenda of the Committee of the Whole. See Page C of W - 12 .

**Academic and Developmental Affairs
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE

Date: June 4, 1971

Time: Following the meeting of the Executive Committee

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page A & D</u>
1. U. T. System: <u>Chancellor's Docket No. 48</u>	2
2. U. T. Austin: Establishing the 1971-72 Blanket Tax Rate and Allocating Blanket Tax Income to Specific Purposes and Authorizing an Optional Student Fee for Student Government	2
3. U. T. Arlington: Report by President Harrison on New Theme	14

BALLOT

Chancellor's Docket No. 48

Approved except as to the following items:

- ^{nv}
9.
1. There are several questions I have, on which I need to be enlightened, the bulk of which involves so-called training grants entitled "Health Professions Educational Improvement Program" in the amount of \$225,000.00, listed on Page S4.
 2. Health Professions Educational Improvement Program special project grant in the amount of \$28,800.00, listed on Page ST3.
 3. Health Professions Educational Improvement Program in the amount of \$32,807.00, Page H01.
 4. Please explain Operation Medihc, listed as Item 1 under Interagency Contract, page PH1, along with the items under the School of Public Health. Doctors are listed many times and I would like for them to be tagged as MD, DDS, PHD, etc.
 5. Also please explain under University of Texas Medical School at Houston all of the appointments that are affected, mostly without salary, and others with salary. As I understand it, we have only 19 "formed out" students at present, as shown on Pages H01-2-3.
 6. On Page G9 of Chancellor's Docket, Item 10, a request to grant a faculty leave at full salary for 12 months at \$32,000.00, without stating the purpose.
 7. Please explain Item 5 on Page G6, what the Children and Youth Project #648 in the amount of \$594,000.00 involves.
 8. On Page ST4, Item 7 is not clear. Am I to assume that the Associate Dean for Clinical Affairs receives \$50,000.00? If so, please inform me what Dean Carter Pannell receives.

Name

Joe T. Nelson
Regent Joe T. Nelson

Date

May 27, 1971

Chancellor's Docket No. 48 mailed to each Regent on May 18, 1971.
This ballot should be completed and returned to the Secretary in order
that she will receive it by the close of business on June 1, 1971.

1. U. T. System: Chancellor's Docket No. 48. --Chancellor's Docket No. 48 was mailed by the Secretary to each member of the Board of Regents on May 18, 1971. The ballots are to be returned by the close of business on June 1, 1971. If there are exceptions to the docket they will be reported at the meeting and referred to the Committee of the Whole for consideration. Otherwise, the docket will be presented for formal approval.

2. U. T. Austin: Establishing the 1971-72 Blanket Tax Rate and Allocating Blanket Tax Income to Specific Purposes and Authorizing an Optional Student Fee for Student Government (Pages 2 - 13). --

Chancellor LeMaistre concurs in President ad interim Jordan's recommendations in connection with the operating budget for U.T. Austin for fiscal year 1971-72 as follows:

- (a) the 1971-72 Blanket Tax Allocation for U.T. Austin be adopted as follows:

	Student Blanket Tax	Spouse Blanket Tax
Athletic Council	\$13.00	\$20.00
Texas Student Publications, Inc.	4.10	---
Cultural Entertainment Committee	3.50	3.50
Student Government--to be allocated as follows:	.75	
Salaries and Office Expenses	.58	
Student Councils	.13	
Election Commission	.04	
Total Blanket Tax	\$21.35	\$23.50

My concurrence in the allocation to the TSP, Inc., is for planning purposes only, and is contingent upon the final recommendations of the related study in process by my office.

- (b) an additional optional student fee be authorized for Student Government activities, the exact amount to be recommended by the U.T. Austin Student Government and justified by a detailed and accurate budget indicating priorities of activities to be funded under different contingent levels of income with the amount of the fee and the activities to be approved by the U.T. Austin President and the Board of Regents, provided that all funds collected under this optional fee will be subject to control as State funds and provided further that after the income of the optional student fee is determined, no funds may be expended without the prior approval of a budget for the actual use of such funds by the President of U.T. Austin.

These recommendations result from an evaluation of the Student Government budget submitted for next year in which a 44 percent increase in support under the Blanket Tax was requested for Student Government. The budget itself proposes allocations of funds for a number of activities which simply cannot be assumed to be of concern or interest to a majority of the students electing to buy the Blanket Tax. The most blatant example is the allocation of \$5,000 for "Emergency Medical Assistance," (labelled in the Budget acted on by the Student Assembly as "Women's Liberation") which is, in fact, an abortion loan fund. It is also questionable whether a majority of the students buying the Blanket Tax would agree that almost \$9,000 should be committed to a Student Housing Commission or that almost \$9,000 in excess fees should be collected and set aside for budget adjustments.

There is no change proposed in the spouse Blanket Tax.

The Chancellor's recommendations are based upon President ad interim Jordan's recommendations in his letter of May 11, 1971, which is reproduced below. Chancellor LeMaistre believes that the basic functions of Student Government, including support for the Student Councils, should be preserved and that the Election Commission should be supported in order to provide for the continuation of Student Government. However, such other activities as the Student Government may wish to support, subject to the approval of the institutional head and the controls of State law, should be optional to the students and separate from the Blanket Tax. Students should have more freedom to choose whether they wish to support a fund to be used for such activities as the Student Attorney's Office and his litigation and legal research, Undergraduate Research, Round-Up, "Emergency Medical Assistance," Round Earth Society, Exchange Board, Radical Law Students Caucus, Draft Counselling Center, Legal Research Project, Inter-Cooperative Council, Community Involvement Committee, Housing Commission, and the Human Rights Research Council.

For the information of the Board, the following table compares the projection of income for the Student Government functions itemized:

<u>Item</u>	<u>Budget Request</u>	<u>Rate per Student</u>	<u>Income w/31,000 Blanket Tax</u>
Salaries and Office Expenses	\$16,329	\$.58	\$17,980
Student Councils	3,912	.13	4,030
Election Commission	1,200	.04	1,240
TOTALS	\$21,441	\$.75	\$23,250

Following Dr. Jordan's letter below is a copy of an April 22 letter from President-elect Bob Binder transmitting the 1971-72 Student Government Budget and Justifications and a copy of the 1971-72 Blanket Tax Appropriations and Budget enacted by the Student Assembly.



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

May 11, 1971

CHANCELLOR'S OFFICE U. of T.

Acknowledged..... File.....

REC'D MAY 12 1971

To..... For Info and Return

To..... Please Advise Me

To..... Please Handle

Charles A. LeMaistre, M.D.
 Chancellor
 The University of Texas System

Dear Dr. LeMaistre:

Among those matters requiring consideration by the Board of Regents at its next meeting on June 4 is the 1971-1972 Blanket Tax for The University of Texas at Austin. May I, therefore, submit the following recommendations concerning both the total amount of this fee and the functional allocation of the revenues that would be produced. These recommendations are:

Athletic Council	\$13.00
Texas Student Publications, Inc.	4.10
Cultural Entertainment Committee	3.50
Student Government	<u>.65</u>
Total Blanket Tax	\$21.25

These recommendations are based upon a number of factors, including the presumption that the modest reduction from last year's total Blanket Tax of \$21.50 would be welcomed by students, faculty, and staff who are faced with considerable increases in the costs of virtually every other item of expenditure.

Further comments are appropriate with respect to the particular allocation recommended for Student Government. It has now been clearly established that all revenues received by the sale of Blanket Taxes are state funds and thus subject to all ~~these~~ ^{the} budgetary controls and scrutiny associated with such status. Accordingly, I had previously instructed the Vice President for Student Affairs to secure from Student Government a complete budget for its planned operations next year. That budget has now been submitted and analyzed by the Office of the President.

In several respects that budget as submitted was unacceptable and the recommendations above reflect both the authority and responsibility of the President to recommend alteration of such financial plans consistent

Charles A. LeMaistre, M.D.
May 11, 1971
Page 2

with the best interests of the University.

In formulating these recommendations one alternative considered was the total detachment of Student Government from the regular Blanket Tax. I chose not to recommend total detachment because I wished to maintain the essential administrative structure and functions of Student Government.

Therefore, among the specific budget requests submitted to me with which I do agree are allocations to Student Government as follows:

SALARIES	\$13,404.46
OFFICE EXPENSES	2,925.00

The above figures represent salaries and office expenses of the following officials of Student Government: President, Vice President, Secretary, Financial Director, and Administrative Assistant. (The last two positions are new.)

Because of the substantial services and accomplishments of the various student councils representing the schools and colleges within The University, I would further agree to an aggregate allocation to them of \$3,720.00. (This is the equivalent of 12¢ from each of the 31,000 students expected to purchase Blanket Taxes next year. It may be noted here that the budget as submitted contained no allocation whatsoever to the Arts and Sciences Council.) This particular amount would, in turn, be reallocated among the various college councils next fall.

The summation of the three amounts listed above is \$20,049.46, and represents both a total charge and sub-allocation that are appropriately levied upon and assumed by all Blanket Tax buyers. With anticipated sales to 31,000 people, this represents a per person charge for basic Student Government services of 65¢, the amount indicated in the recommendations above.

This particular "assessment" for Student Government represents a \$1.25 reduction from last year's allocation of \$1.90, and a difference of \$2.10 above next year's request of \$2.75. The adjustment recommended has several bases. First, as indicated above, the budget I received provided

for several commitments that, both in function and dollar amount would undoubtedly not be consistent with the wishes of a majority of our students. Within this category, for example, was a request for \$5,000 for "Emergency Medical Assistance", an item which, as I have traced it through various documents appended to this letter, disguises a commitment to "Women's Liberation" for the maintenance of an abortion loan fund. Second, it seems to me to be perfectly appropriate for Student Government to channel funds to various areas that are of interest and concern only to a minority of our students. In such circumstances, however, it seems equally appropriate to take every step to ensure that those students who are disinterested in, or even antagonistic toward, these various activities are not required to support them.

For these reasons, I am further recommending that an "optional rider" be available for purchase by those who, at their discretion, wish to support "Student Government Services" beyond those covered by the allocation recommended above for the maintenance of the basic structure and operations of Student Government. If these recommendations receive Regental approval, the price at which this "option" will be sold can and should be determined by Student Government at the earliest possible date consistent with administrative review, Regental approval, and printing deadlines.

All revenues produced by the sales of this option, of course, would still be subject, along with all expenditures from the funds produced, to total budgetary review and control at all appropriate administrative levels. Under these procedures, a request to Student Government would be made early next fall for a complete budget covering the revenues generated by the option sales.

I am attaching the letter and accompanying budgets submitted to Vice President McClellan by Mr. Bob Binder, president-elect of the Student's Association, along with a statement of "Justification and Explanation of Estimated Expenditures 1971-1972". Also attached are various documents and worksheets relating to action taken by the Student Assembly. A final attachment is a letter to me from the Chairman and Vice Chairman of the Senior Cabinet and supporting statements concerning the budget requests made by the various college councils to the Students Association.

You will note that Mr. Binder indicates on page two of his letter to Dr. McClellan that the Student Senate recommended reducing the Spouse Blanket Tax to \$16.50. The Student Senate has met since that time and has now recommended that the Spouse Blanket Tax be fixed at \$23.50 which includes \$20 for athletic events and \$3.50 for the Cultural Entertainment Committee. The \$23.50 figure is my recommendation.

Finally, I should comment that I am aware that you and a committee appointed by you are studying the matter of student publications system-wide with particular focus at the present time on the Texas Student Publications, Inc. situation on the UT Austin campus. Accordingly, I fully understand that you may wish to make some alternative recommendations to the Regents concerning the \$4.10 allocation to Texas Student Publications.

Sincerely yours,



Bryce Jordan
President ad interim

Following is Mr. Binder's letter of April 22, 1971:

Dr. Stephen D. McClellan
Acting Vice-President for Student Affairs
Main Building 120
The University of Texas at Austin

Dear Dr. McClellan:

On Monday, April 19, 1971, the Student Senate passed the following recommendations for the 1971-1972 Blanket Tax:

Athletic Council	\$13.00
Texas Student Publications	4.10
Cultural Entertainment Committee	3.50
Student Government	<u>2.75</u>
	\$23.35

The Athletic Council received the \$1.00 increase that they requested. Both the Texas Student Publications and the Cultural Entertainment Committee requests remained the same as the 1970-1971 fiscal year. The Student Senate recommends that both these groups receive the amount requested.

The Student Government is requesting an increase of \$0.85 per blanket tax for the coming fiscal year. This request is due to the increase in salaries of personnel and the creation of new positions. Also, Undergraduate Research and the Office of the Students' Attorney received substantial increases. As shown on our budget, * total income is \$82,500.00. This is based on the number of blanket taxes being sold as 30,000.

The Spouse Blanket Tax for 1971-1972:

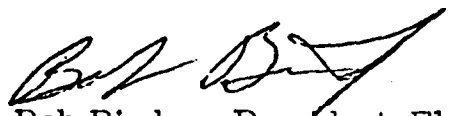
Athletic Council	\$13.00
CEC	3.50
Student Government	—
TSP	—
Total	\$16.50

The Student Senate lowered the Spouse Blanket Tax this year from the past fiscal year. Since the Athletic Council received a \$1.00 increase over the past year the Student Senate felt justified in lowering the Spouse Blanket Tax. As begun with the 1970-1971 fiscal year, Student Government and Texas Student Publications do not receive income from the Spouse Blanket Tax.

Respectfully submitted,

Jim Arnold, Vice-President
Student Government

*Student Government Budget follows


Bob Binder, President-Elect

STUDENT GOVERNMENT

	Original 1970-71 <u>Budget</u>	1971-72 <u>Budget</u>
Estimated Balance, September 1	<u>\$ -0-</u>	<u>\$ -0-</u>
Estimated Income and Transfers		
Transfer from the Student Activities Fee	<u>\$60,148.14</u>	<u>\$82,500.00</u>
Total Estimated Income	\$60,148.14	\$82,500.00
Estimated Expenditures		
Salaries	\$31,859.00	\$40,087.00
General Administrative Expense		
O.A.S.I.	not available	1,990.93
Office Supplies	not available	5,946.80
Postage	not available	928.00
Printing	not available	2,175.00
Telephone	1,250.00	1,472.00
Maintenance on office machines	not available	200.00
New Equipment	not available	200.00
TRAVEL - President	500.00	500.00
PRINTING - signs, brochures, etc.	not available	1,707.00
Literature and books	not available	2,600.00
Litigation Expenses (Students' Attorney)	not available	2,000.00
Research-legal	not available	3,900.00
Election Commission	1,200.00	1,150.00
Undergraduate Research	1,100.00	1,600.00
Round-Up	1,000.00	1,200.00
Leadership Retreat	not available	200.00
Round Earth Society	not available	820.00
Emergency Medical Assistance	not available	5,000.00
Reserve for Budget Adjustments	not available	<u>8,823.27</u>
Total Estimated Expenditures		\$82,500.00
Transfer Out	<u>\$ -0-</u>	<u>\$ -0-</u>
Estimated Balance, August 31	<u>\$ -0-</u>	<u>\$ -0-</u>

The following was transmitted with Mr. Binder's letter of April 22:

JUSTIFICATION AND EXPLANATION OF ESTIMATED EXPENDITURES

1971-1972

A. Salaries and Wages.

1. General. There was an \$8,228.00 increase over the 1970-71 fiscal year for salaries. This amount is required for three new positions and increases for existing positions, new salary rates, and merit promotions.
2. Classified personnel. Two of the three classified personnel are recommended by the Student Senate for merit promotions. The third classified person will be working more hours than the previous year, and due to the new minimum rates will receive an increase. All three classified personnel have had new responsibilities and duties throughout the year.
3. Administrative and Professional Personnel. Administrative and Professional personnel salaries have shown an increase of \$6,125.00 mainly due to the creation of three new positions. Also, the Vice-President, the Students' Attorney, and the two Co-Directors of the Housing Commission are recommended for pay raises.
 - a. New positions. Three new positions are recommended by the Student Senate this year. The creation of these positions is due mainly to the overload of existing positions, and the requirements of these positions are such that volunteers are no longer able to perform these duties adequately.

Director, Draft Counseling Center. The full-time director will be responsible for conducting draft counseling training sessions which are conducted 12 weekends per year. He will oversee the operations of the volunteer counselors and will devote a considerable amount of time to research selective service law. The director will also be required to assist the counselees with the State Director's Office of the Selective Service System in Austin. The present recommendation for director has been associated with the Students' Association Draft Counseling Center for three years. While a student at the University he devoted most extra time to the Draft Counseling Center.

Financial Director. The position of financial director has been created to alleviate the workload of the secretary. For the 1970-71 fiscal year the individual recommended for this position revised the Student Government bookkeeping system. Under his supervision monthly statements were also made available to the Student Senate. The individual recommended will be working approximately 40 hours per month.

Administrative Assistant. For the fiscal year 1971-72 the position of administrative assistant is created to assist the President. He will be a part-time student, actively representing the President when it is impossible for the President to meet all commitments. He will do research for the President and co-ordinate the Student Government committee and services structure.

B. General Administrative Expenses.

1. Office Supplies, Postage, Printing, Telephone. These four items are representative of the increasing responsibility of Student Government. The Student Government is presented budgets from various groups; mainly, college student councils, special programs, and its own services and committees. The totals of each of these four items are a combination of the requests made by each group. Most of the groups do have office space available to them; therefore, the supplies for correspondence, typing, filing, and printing are a necessity to carry on business.
2. Maintenance on Office Machines. The Student Government must maintain three electric typewriters, one dictaphone, and a duplicator.
3. New Equipment. Need exists for two new legal filing cabinets to keep up-to-date and accurate files. Approximately \$100.00 apiece.
4. Presidential Travel. There is no increase in travel expenses for the President and Vice-President. This amount will sufficiently cover the cost of travel to Regents meetings held in Texas throughout the year. Any other travel requests will need approval of the Student Senate.
5. PRINTING. The amount of \$1,707.00 represents the total of all costs of material and printing costs of information brochures for the groups which are budgeted by Student Government. The amount can be used for signs, publications(i. e., "14 Days" by the College of Business Administration Council), and informing the university community of events(i. e., CBA Week, School of Communication Week, University Showcase).
6. Literature and books. The bulk of this amount is necessary for renewing subscriptions, and purchasing additional books and articles to keep the Library of the Students' Attorney as up-to-date as possible. The remainder is used to purchase literature and materials for the Draft counseling center.
7. Litigation Expenses. This item is needed for the Students' Attorney's Office for filing fees, depositions, and transcripts.
8. The legal research is conducted primarily through the Office of the Students' Attorney and under his supervision. Research grants are awarded to law students for the purpose of researching areas of students' rights, consumer protection, and landlord-tenant relations.

9. The Election Commission organizes and conducts student elections and referendums. The amount requested is allocated to engravings, printing of ballots and affidavits, buildings and grounds for setting up tables for polling places, and IBM card stock and pencils. Four or five elections are held each year.
 10. Undergraduate Research. This program awards research grants(not over \$100.00 to any one person) to undergraduate students. It is the only program of its kind at the university. \$1,500.00 goes to awarding the grants and \$100.00 for expenses. The grant money is matched by the Office of the President, and \$1,000.00 is awarded to the program by the Hogg Foundation.
 11. Round-Up. Round-Up is a traditional, annual event currently a committee of Student Government. The \$1,200.00 will be spent for the Sweetheart Presentation(rental of auditorium, security, and decorations), honorariums for speakers, and publicity. Other sources of funding, i. e. sororities and fraternities, may go toward the cost of a parade, contests, and prizes.
 12. Leadership Retreat. The Co-op Co-ordinating Committee plans a retreat for fifty students that live in co-operative housing. These students need to become effective leaders to successfully operate their living units. Professional counseling personnel will be present to conduct workshops similar to those conducted for resident assistants and dorm personnel.
 13. Round Earth Society. This group plans to hold yearly conferences and a lecture series for the 1971-1972 fiscal year. The conference will be a focal point for all eco-minded groups. Round Earth requested partial funding for films for media shows, publicity, publication of conference, and honorariums.
 14. Emergency Medical Assistance. The main expenditure of this item is the development and/or procuring and distributing educational material and information regarding population control. Will cover any research projects needed in accomplishing objectives.
-

Dr. Jordan's letter of May 15 follows:

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

Dr. Ashworth has discussed with me a slight modification in my recommendations of May 11 on the Blanket Tax. I wish to inform you that I concur in the following refinements:

- 1) An increase in the Student Government allocation from 65 cents to 75 cents.
- 2) The addition of the Election Commission to the Student Government allocation.
- 3) A specific allocation of the 75 cents as follows:

Salaries & Office Expenses	\$.58
Student Councils	\$.13
Election Commission	\$.04

I have also explained to Dr. Ashworth in more detail my recommendation on establishing the amount of the optional student fee. The amount of the fee should be based on a "modular budget" showing priorities of activities assuming different levels of total income. The fees should be set by the Regents but the President should have the authority to approve the budget for activities to be funded once the total amount collected under the fees is known.

Sincerely,



Bryce Jordan
President ad interim

BJ*dl

BLANKET TAX APPROPRIATIONS B34-70-71

Be it enacted by the Student Assembly of the University of Texas at Austin that:

The following allocations make up the Blanket Tax for 1971-72:

Athletic Council	\$13.00
Texas Student Publications, Inc.	4.10
Cultural Entertainment Comm.	3.50
Student Government	<u>2.75</u>
	\$23.35

STUDENT GOVERNMENT

BUDGET

COPY

B34-70-71

1971- 1972

Salaries:

President (\$300.00/mo. Long session, \$175/mo. summer)	\$ 3,225.00
Vice-President (\$200/mo. long session, \$100/mo. summer)	2,100.00
Secretary (\$419.00/mo. for 12 months)	5,028.00
Financial director (\$75/mo. long session, \$50.00/mo. summer)	825.00
Administrative Assistant (\$150/mo. long session, \$75/mo. summer)	1,575.00
Social Security (5.2% of gross salary)	<u>651.46</u>
TOTAL	\$13,404.46

Office Expenses:

Telephone	\$ 1,200.00
Office Supplies	750.00
Postage	400.00
Printing	250.00
Office Repairs	125.00
Presidential expenses	<u>200.00</u>
TOTAL	\$ 2,925.00

Group I

Community Involvement Committee	\$ 100.00
Co-operative Coordinating Committee	900.00
Draft Counseling Center	3,755.00
Election Commission	1,150.00
Housing Commission	8,880.60
Human Rights Research Council	1,620.00
Legal Research Project	2,000.00
Round Earth Society	1,740.00
Students' Attorney, Office of the	27,996.30
Women's Liberation	<u>5,000.00</u>
TOTAL Group I	\$53,141.90

Group II

Architecture Council	\$ 450.00
Communication Council	450.00
Education Council	247.00
Fine Arts Student Council	430.00
Pharmacy Council	130.00
Radical Law Students Caucus	200.00
Student Bar Association	1,620.00
Undergraduate Research	<u>1,600.00</u>
TOTAL Group II	\$ 4,880.00*

Group III

CBA Council	\$ 400.00
Graduate Engineering Council	110.00
Round-Up	1,200.00
Student Engineering Council	336.00
University Course 323: "Self and the Campus Society"	<u>-750.00-</u>
TOTAL Group III	\$ 2,796.00*

GRAND TOTAL

\$76,922.36*

*As shown on original, although not correct.

3. U. T. Arlington: Report by President Harrison on New Theme. --

President Harrison plans to be ready to report on the establishment of a new theme for U.T. Arlington. As explained in the following letter of May 7, 1971, Dr. Harrison is conducting a run-off to determine the students' preference for the theme.

Dr. Charles A. LeMaistre, Chancellor
The University of Texas System
P.O. Drawer 7969
Austin, Texas 78712

Dear Dr. LeMaistre:

In a recent vote of the student body on a new theme for U. T. Arlington, the vote was as follows:

Mavericks	460
Toros	408
Rangers	370
Hawks	361

There is certainly no clear mandate for a new theme. Although the Mavericks won, it constitutes only one-fourth of the votes cast. It leads the next candidate by only 52 votes and leads the lowest on the list by less than 100 votes. I would feel little confidence in recommending Mavericks to you on the basis of this vote. I propose to hold a run-off election by mail ballot of all students registered in the spring semester. Since the Toros and Mavericks together gained a majority of votes, I propose to list only those two on the run-off ballot. We thus should have a tally of several thousand votes, and there will be one, of course, which will receive a majority. We will attempt to have this completed by the Board meeting on June 4. If so, I will be in a position to report the results at that time and recommend a theme.

Very sincerely yours,



Frank Harrison
President

FH:md

Buildings & Grounds Committee

BUILDINGS AND GROUNDS COMMITTEE

Date: June 4, 1971

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

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

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B & G

U. T. AUSTIN

1. Additional Appropriation for Forty Tennis
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2. Approval of Final Plans and Specifications
for Renovation of Brackenridge, Roberts and Prather
Halls 4

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of New Facility for Intercollegiate Basketball and
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U. T. EL PASO

3. Additional Appropriation for Fine Arts
Complex to Cover Relocation of Gas Line, Isolation
Valves for Chilled and Hot Water Lines, and Engineer's
Fees for Relocation of Sanitary Sewer 4

4. Approval of Final Plans and Specifications
for Fine Arts Complex 4

U. T. DALLAS

5. Approval of Preliminary Plans and Outline
Specifications for Buildings, Site Development, and
Utility Distribution System, Appointment of Architects
and Additional Appropriation for Architects' Fees 5

6. Approval of Final Plans and Specifications
for West Annex to Founders Building 5

DALLAS MEDICAL SCHOOL

7. Approval of Temporary Easement to Dallas
Power and Light Company 6

8. Authorization for Building Machine Room
Modifications and Connections to Central Utility
Plant, Appointment of Engineers, and Appropriation
for Engineer's Fees 6

9. Approval of Preliminary Plans and Outline
Specifications for Remodeling of Cary Building 6

U. T. SAN ANTONIO

10. Approval of Preliminary Plans and Out-line Specifications for Buildings, Site Development, and Utility Distribution, Appointment of Architects and Additional Appropriation for Architects' Fees 6

U. T. SAN ANTONIO, U. T. DALLAS AND
U. T. PERMIAN BASIN

11. Plans and Criteria for Central Heating and Chilled Water Plants 7
U. T. PERMIAN BASIN

12. Approval of Preliminary Plans and Out-line Specifications for Buildings, Site Development, and Utility Distribution System, Appointment of Architect and Additional Appropriation for Architect's Fees 7

13. Ratification of Award of Contract for Initial Building 8

14. Approval of Easement for Electric Distribution Line 9

GALVESTON MEDICAL BRANCH

15. Authorization to Proceed with Phase III of Extension of Chilled Water and Steam and Replacement of Sanitary Sewer Line, Appointment of Engineer, and Appropriation Therefor 9

16. Presentation of Study on the Feasibility of Continued Use of Ashbel Smith Building and Special Committee to Review Study 9

17. Authorization for Appointment of Architects for Existing Space Survey and Functional Program Requirements for Future Remodeling of Existing Hospital Facilities and Appropriation Therefor 9

HOUSTON MEDICAL SCHOOL

18. Appointment of Committee to Award Contract for Initial Facility 10

HOUSTON DENTAL BRANCH

19. Appointment of Committee to Award Contract for Expansion of Existing Facility (Conversion of Ground Floor Space and Related Remodeling) 10

M. D. ANDERSON

20. Acceptance of Hill-Burton Grant No. 535d
for Expansion of Clinic Capacity 10

PUBLIC HEALTH SCHOOL

21. Approval of Easement to City of Houston
for Water Line and Appropriation for Installation
Thereof 10

22. Approval of Easement to Houston Lighting
and Power Company 11

23. Authorization to Install Elevator in
Phase I Building and Appropriation Therefor 11

RECOMMENDATIONS SUBMITTED
TO
BUILDINGS AND GROUNDS COMMITTEE

1. U. T. AUSTIN - ADDITIONAL APPROPRIATION FOR FORTY TENNIS COURTS AND PARKING LOT.--At the Regents' Meeting held December 12, 1969, a contract was awarded for the construction of Forty Tennis Courts and Parking Lot at The University of Texas at Austin, and this installation is nearing completion. In the completion of the installation, it has now been determined that plumbing modifications, including area drains, are required to protect the base material and the court surfaces. Also needed are approximately 140 linear feet of sidewalks and two additional stairs with handrails. The total estimated cost of these items amounts to \$3,600.00, and it is recommended by President ad interim Jordan and System Administration that the amount of \$3,600.00 be appropriated from Permanent University Fund Bond proceeds to this project to cover the cost of the items outlined above.

2. U. T. AUSTIN - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR RENOVATION OF BRACKENRIDGE, ROBERTS, AND PRATHER HALLS.--In accordance with authorization given by the Board at the meeting held March 12, 1971, working drawings and specifications for Renovation of Brackenridge, Roberts, and Prather Halls at The University of Texas at Austin have been prepared by the Project Architects, Page, Southlerland, and Page, and have been approved by President ad interim Jordan and System Administration. It is recommended that they be approved by the Board, with authorization to the Executive Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later date. This project involves general renovation at an estimated overall project cost of \$200,000.00.

2a. U. T. AUSTIN - SPECIAL COMMITTEE TO STUDY FEASIBILITY OF NEW FACILITY FOR INTERCOLLEGIATE BASKETBALL AND OTHER ACTIVITIES.--At the meeting on April 23, the Chairman of the Board of Regents was authorized to appoint a committee to study the feasibility of constructing a new facility at The University of Texas at Austin for intercollegiate basketball and other activities.

In compliance with this authorization, Chairman Peace named to the committee the following:

Regent McNeese, Chairman
Regent Erwin
Regent Williams

This item was not on the agenda, and it is herewith submitted for ratification.

3. U. T. EL PASO - ADDITIONAL APPROPRIATION FOR FINE ARTS COMPLEX TO COVER RELOCATION OF GAS LINE, ISOLATION VALVES FOR CHILLED AND HOT WATER LINES, AND ENGINEER'S FEES FOR RELOCATION OF SANITARY SEWER.-- Before the construction of the Fine Arts Complex at The University of Texas at El Paso is started, there are several items which are needed to clear the site and make available certain utilities. A Southern Union Company gas line needs to be relocated. Isolation valves should be provided in both chilled and hot water lines for extension to the site from the Central Plant in order to insure flexible control within the loop system. It is recommended by President Smiley and System Administration that authorizations be given by the Board as follows:

1. Brown-Olds Corporation be authorized to install the isolation valves as set out above at an estimated cost of \$4,575.00.
2. Southern Union Gas Company be authorized to relocate the gas line referred to above at an estimated cost of \$3,800.00.

It is further recommended that an appropriation of \$15,000.00 be made to the Fine Arts Complex project from Combined Fee Revenue Bonds at U. T. El Paso to cover the above items, Engineer's Fees in the estimated amount of \$2,120.00 for engineering services in connection with the relocation of a sanitary sewer line, contract for which was awarded by the Board April 23, 1971, and miscellaneous items in connection with site preparation.

4. U. T. EL PASO - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR FINE ARTS COMPLEX AND AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' meeting held October 23, 1970, working drawings and specifications for a building to house the departments of Music, Art, and Drama have been prepared by the Project Architects, Marmon and Mok and Stephen W. Kent. These final plans and specifications have been approved by President Smiley and System Administration, and it is recommended that they be approved by the Board, with authorization to the Executive Director of the Office of Facilities Planning and Construction

to advertise for bids, subject to all granting agency clearances, to be presented to the Board or the Executive Committee for consideration at a later date. These plans and specifications cover a building of approximately 186,000 gross square feet at an estimated total project cost of \$7,000,000.00.

In the development of the final plans, additional costs were determined, which increased the original total estimated project cost from \$6,650,000 to \$7,000,000. The additional \$350,000 is to come from Combined Fee Revenue Bond proceeds. The cost quantity survey indicates increased costs involved in anticipated rock excavation, electrical equipment, theater performance system, and additional plumbing and mechanical requirements. Though no appropriations have been made at this time, it is planned that this project will be financed as follows:

Permanent University Fund Bond proceeds	\$ 1,000,000
Combined Fee Revenue Bond proceeds	<u>6,000,000</u>
	<u>\$ 7,000,000</u>

An application has been filed for an interest subsidy grant.

5. U. T. DALLAS - APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS FOR BUILDINGS, SITE DEVELOPMENT, AND UTILITY DISTRIBUTION SYSTEM AND ADDITIONAL APPROPRIATION FOR ARCHITECTS' FEES.--In accordance with authorization given by the Board at the meeting held December 4, 1970; preliminary plans and outline specifications for new buildings, site development, and utility distribution system for The University of Texas at Dallas have been prepared by the firms of The Oglesby Group, Inc., Dallas, Texas, and Harwood K. Smith and Partners, Dallas, Texas, as associated architects. These preliminary plans and specifications have been approved by Acting President Johnson, President Elect Jordan, and System Administration, and it is recommended that they be approved by the Board, with authorization to the architects, to be appointed at this meeting, to prepare working drawings and specifications to be presented to the Board for approval at a later meeting. These plans and specifications cover new buildings of approximately 470,000 gross square feet, site development, and utility distribution, all at a total estimated project cost of \$24,032,000.00.

add supplement

It is further recommended that an additional appropriation of \$682,500.00 be made from Permanent University Fund Bond proceeds as an advance to cover miscellaneous expenses and Engineer's and Architects' Fees through the working drawing stage, the advance to be repaid from other funds available to U. T. Dallas.

Sale bonds @ 6 1/2% (L)

6. U. T. DALLAS - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR WEST ANNEX TO FOUNDERS BUILDING.--In accordance with authorization given by the Board at the meeting held January 29, 1971, working drawings and specifications for the West Annex to the Founders Building at The University of Texas at Dallas have been prepared by the Project Architect, Harwood K. Smith and Partners. These final plans and specifications have been approved by Acting President Johnson, President-Elect Jordan, and System Administration, and it is recommended that they be approved by the Board, with authorization to the Executive Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later date. These plans and specifications cover a building of approximately 81,680 gross square feet at an estimated total project cost of \$2,798,000.00.

7. DALLAS MEDICAL SCHOOL - APPROVAL OF TEMPORARY EASEMENT TO DALLAS POWER AND LIGHT COMPANY.--At the Regents' Meeting held May 29, 1970, a temporary easement was granted to Dallas Power and Light Company and Southwestern Bell Telephone Company across certain land in Block 6057 on the Campus of The University of Texas Southwestern Medical School at Dallas. Dallas Power and Light Company now wishes to change the location of one pole covered by this easement and has submitted a revised easement form and sketch, which will be available for examination at the Regents' meeting. It is recommended by Dean Sprague and System Administration that this revised temporary easement be granted as submitted, with authority to Chairman Peace to execute the easement document after approval as to content by the Executive Director of Facilities Planning and Construction and as to legal form by a University Attorney.

8. DALLAS MEDICAL SCHOOL - AUTHORIZATION FOR BUILDING MACHINE ROOM MODIFICATIONS AND CONNECTIONS TO CENTRAL UTILITY PLANT, APPOINTMENT OF CLARENCE GILMORE AND ASSOCIATES AS ENGINEERS, AND APPROPRIATION FOR ENGINEER'S FEES.--In order to provide connections for chilled water and steam services from the Central Utility Plant under construction to the existing buildings at The University of Texas Southwestern Medical School at Dallas, it is necessary that plans and specifications be prepared for these connecting lines and required modifications inside the existing mechanical rooms. It is, therefore, recommended by Dean Sprague and System Administration that the firm of Clarence Gilmore and Associates, Inc., Consulting Engineers, Dallas, Texas, be engaged to prepare plans and specifications and cost estimates for this project on an hourly basis at a fee not to exceed \$12,000.00. It is further recommended that an appropriation of \$12,000.00 be approved for this purpose from Dallas Medical School - Phase I Expansion Program - Allotment Account - Permanent University Fund Bond proceeds.

9. DALLAS MEDICAL SCHOOL - APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS FOR REMODELING OF CARY BUILDING.--In accordance with authorization given by the Board at the meeting held January 31, 1969, preliminary plans and outline specifications have been prepared by Harper and Kemp, Project Architects, for the Remodeling of the Cary Building at The University of Texas Southwestern Medical School at Dallas. These preliminary plans and outline specifications have been approved by Dean Sprague and System Administration, and it is recommended that they be approved by the Board. These plans and specifications cover remodeled space of approximately 55,437 gross square feet at a total estimated project cost of \$2,100,000.00. Grant applications have been filed on this cost basis, but instructions to the Architects to proceed with working drawings will not be issued until grant determination and other funding is assured.

10. U. T. SAN ANTONIO - APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS FOR BUILDINGS, SITE DEVELOPMENT, AND UTILITY DISTRIBUTION AND ADDITIONAL APPROPRIATION FOR ARCHITECTS' FEES.--In accordance with authorization given by the Board at the meeting held December 4, 1970, preliminary plans and outline specifications for new buildings, site development, and utility distribution system for The University of Texas at San Antonio, have been prepared by the firms of Ford, Powell, and Carson, San Antonio, Texas, and Bartlett Cocke and Associates, San Antonio, Texas, as associated architects. These preliminary plans and specifications have been approved by President Templeton and System Administration, and it is recommended that they be approved by the Board with authorization to the Architects, to be appointed at this meeting, to prepare working drawings and specifications to be presented to the Board for approval at a later meeting. These plans and

694,000
specifications cover buildings of approximately ~~687,000~~ gross square feet, site development, and utility distribution system, all at a total estimated project cost of ~~\$30,227,893.00.~~
\$3,522,000.

*Amend
Arch U 2*

It is further recommended that an additional appropriation of \$910,000.00 be made from Permanent University Fund Bond proceeds as an advance and from funds appropriated by the 61st Legislature to U. T. San Antonio to cover miscellaneous expenses and Engineer's and Architects' Fees through the working drawing stage. The advance is to be repaid from other funds available to U. T. San Antonio.

11. U. T. SAN ANTONIO, U. T. DALLAS, AND U. T. PERMIAN BASIN - CENTRAL HEATING AND CHILLED WATER PLANTS.--In the authorization for the preparation of preliminary plans for the three new academic campuses, The University of Texas at San Antonio, The University of Texas at Dallas, and The University of Texas of the Permian Basin, the planning guidelines adopted provided that steam and chilled water services would be furnished through service agreements established with companies engaged in the energy field,

Campus planning with preliminary plans has now progressed to the stage of development where provisions of a service agreement and lease agreement can be determined. Several firms have indicated interest in providing chilled water and steam from an on-site central plant. System Administration proposes that the successful bidder will construct the building and install all equipment, and operate the plant as is now the established program at Galveston, San Antonio Medical School, Dallas Medical School and El Paso, and planned for Arlington. The technical information and design criteria for the central plant facilities will be prepared by the Office of Facilities Planning and Construction.

It is recommended by System Administration that the Board authorize the Executive Director of the Office of Facilities Planning and Construction to have the specifications and criteria prepared and secure bids and/or proposals from all qualified interested parties for the construction and operation of a central plant for steam and chilled water and supply of the requirements of each of the new academic campuses at quoted rates. ~~The plant is to be located on or adjacent to University land.~~ The proposals received will be evaluated and recommendation for contract award will be submitted to the Board for consideration at a later meeting, subject to working out the legal details involved,

Phase I

12. U. T. PERMIAN BASIN - APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS FOR BUILDINGS, SITE DEVELOPMENT, AND UTILITY DISTRIBUTION SYSTEM AND ADDITIONAL APPROPRIATION FOR ARCHITECT'S FEES.--In accordance with authorization given by the Board at the meeting held January 29, 1971, preliminary plans and outline specifications for new buildings, site development, and utility distribution system for The University of Texas of the Permian Basin, Odessa, Texas, to accommodate 1,000 students have been prepared by the Project Architects, Jessen, Jessen, Millhouse, Greeven, Crume, Day and Newman. These plans and specifications have been approved by President Amstead and System Administration, and it is recommended that they be approved by the Board, with authorization to the Architects, to be appointed at this meeting, to prepare working drawings and specifications to be presented to the Board for approval at a later meeting. These preliminary plans and specifications cover buildings of approximately 222,300 gross square feet, site development, and utility distribution system at a total estimated project cost of \$11,500,000.00.

*Approved for
Phase I only
Amend
Arch*

It is further recommended that an additional appropriation of \$402,500.00 be made from Permanent University Fund Bond proceeds as an advance and from the Appropriation by the 61st Legislature to U. T. Permian Basin to cover miscellaneous expenses and Engineer's and Architect's Fees through the working drawing stage. The advance is to be repaid from ~~other funds~~ available to U. T. Permian Basin.

bonds when sold

13. U. T. PERMIAN BASIN - RATIFICATION OF AWARD OF CONTRACT TO J. W. COOPER CONSTRUCTION COMPANY, INC. FOR INITIAL BUILDING.--In accordance with authorization given by the Board at the meeting held March 12, 1971, bids were called for and were received, opened, and tabulated on April 15, 1971, for the Initial Building at The University of Texas of the Permian Basin, Odessa, Texas, as shown below:

JWS
Proceed with
(Hunt)

Bidder	Base Bid	Deduct Alternates				
		No. 1	No. 2	No. 3	No. 4	No. 5
Abbott Building Company, Midland, Texas	\$131,675	\$3,000	\$2,300	\$1,200	\$1,000	\$800
M. E. "Gene" Carr Construction Company, Odessa, Texas	133,724	2,100	1,725	750	600	320
Glenn W. Casey Construction Company, Odessa, Texas	130,900	2,300	1,700	650	700	300
J. W. Cooper Construction Company, Inc., Odessa, Texas	129,900	2,400	1,900	1,000	900	700
J. Paul Simpson, San Angelo, Texas	138,832	2,688	2,187	1,188	990	825

Each bidder submitted with his bid a bidder's bond or a cashier's check in the amount of 5% of the greatest amount bid.

Further in accordance with authorization given at the meeting held March 12, 1971, the Committee appointed at that meeting, consisting of President Amstead, Mr. Lester E. Palmer, Deputy Chancellor Walker, and Chairman Peace, awarded a contract to the low bidder, J. W. Cooper Construction Company, Inc., Odessa, Texas, as follows:

Base Bid		\$129,900.00
Less Deductive Alternates:		
No. 2 (Deletion of Certain Lighting Fixtures in Room 117)	\$1,900.00	
No. 5 (Deletion of low voltage remote control switching in Room 117)		700.00
		<u>2,600.00</u>
Total Contract Award		<u>\$127,300.00</u>

It is recommended that the Board ratify the action taken by the Committee in awarding this contract, which is within the \$130,000.00 appropriated for the project.

14. U. T. PERMIAN BASIN - APPROVAL OF EASEMENT TO TEXAS ELECTRIC SERVICE COMPANY.--The Texas Electric Service Company is extending an electric line to the initial building at The University of Texas of the Permian Basin at no expense to the University.

An easement for an electric distribution line, a portion of which will be overhead and a portion of which will be underground, has been requested from the University.

President Amstead and System Administration recommend the granting of the easement with authorization for the Chairman of the Board to execute the instrument, after approval as to content by Deputy Chancellor Walker and as to form by a university attorney.

15. GALVESTON MEDICAL BRANCH - AUTHORIZATION TO PROCEED WITH PHASE III OF EXTENSION OF CHILLED WATER AND STEAM AND REPLACEMENT OF SANITARY SEWER LINE, APPOINTMENT OF RAY S. BURNS AS ENGINEER, AND APPROPRIATION THEREFOR.--At the Regents' Meeting held September 20, 1968, Ray S. Burns, Consulting Engineer, Houston, Texas, was appointed to make a study of Utility Expansion at The University of Texas Medical Branch at Galveston. Phase I and Phase II covered by this study have already been accomplished, and it is now time for Phase III, which will extend the chilled water and steam to the new Administration Building under construction at Galveston Medical Branch. It is also necessary at this time to replace a 12 inch sanitary sewer line with an 18 inch sanitary sewer line from John Sealy Hospital down Mechanic Street to 10th Street. It is, therefore, recommended by President Blocker, Vice-President Thompson, and System Administration that Ray S. Burns, Consulting Engineer, Houston, Texas, be appointed as Engineer at a 6% fee, with authorization to prepare plans and specifications for these two items to be incorporated into one project, these plans and specifications to be presented to the Board for approval at a later meeting. It is further recommended that an appropriation of \$480,000.00 be made to cover the total estimated cost of this project from the proceeds of the sale to Central Energy Corporation of the Existing Central Utility Plant at the Galveston Medical Branch.

16. GALVESTON MEDICAL BRANCH - PRESENTATION OF STUDY ON THE FEASIBILITY OF CONTINUED USE OF ASHBEL SMITH BUILDING.--In accordance with authorization given by the Board at the meeting held December 4, 1970, the firm of Wyatt C. Hedrick Architects and Engineers, Inc., Houston, Texas, has completed a study on the continued use of the Ashbel Smith Building, and copies will be distributed at the Board meeting. The study conducted includes a detailed analysis of the possibilities of restoration, rehabilitation, conservation, and demolition. It is, therefore, recommended by President Blocker and System Administration that a Committee consisting of the Chairman of the Board of Regents, Deputy Chancellor Walker, and President Blocker be appointed to review the feasibility study and report back to the Board at a future meeting.

17. GALVESTON MEDICAL BRANCH - AUTHORIZATION FOR APPOINTMENT OF ARCHITECTS FOR EXISTING SPACE SURVEY AND FUNCTIONAL PROGRAM REQUIREMENTS FOR FUTURE REMODELING OF EXISTING HOSPITAL FACILITIES.--The planning process of new construction involved in the Additions to John Sealy Hospital and the Children's Hospital at The University of Texas Medical Branch at Galveston has progressed to the stage where descriptive academic planning data and architectural planning information is needed to coordinate the future phases of remodeling which may be contemplated for the several existing hospital facilities at the Galveston Medical Branch.

The scope of the work is to develop a program of accurate space requirements based on reasonable needs for all departments, allocate essential priorities of areas, determine traffic flow patterns, and establish location and operations of interdepartmental relationships in existing hospital buildings. A proposal for performing the services needed in developing this program has been received from Pierce, Goodwin, and Flanagan, Project Architects on the Additions to John Sealy Hospital. The proposal from this firm contemplates that services for the functional survey requirements will be performed on an hourly basis at a total cost not to exceed \$25,400.00.

It is, therefore, recommended by President Blocker and System Administration that the firm of Pierce, Goodwin, and Flanagan be appointed to perform these services at a cost not to exceed \$25,400.00, with an appropriation in this amount to be made from the Unappropriated Balance of the Galveston Medical Branch.

18. HOUSTON MEDICAL SCHOOL - APPOINTMENT OF COMMITTEE TO AWARD CONTRACT FOR INITIAL FACILITY.--In accordance with authorization given by the Board at the meeting held October 23, 1970, bids have been called for on the Initial Facility at The University of Texas Medical School at Houston and are to be received on June 15, 1971. In order that a contract can be awarded before the meeting to be held July 16, 1971, it is recommended by Dean Smythe and System Administration that a Committee be appointed, consisting of Dean Smythe, Deputy Chancellor Walker, Mr. Lester E. Palmer, and Chairman Peace, with authorization to award a contract for this project within the funds available.

19. HOUSTON DENTAL BRANCH - APPOINTMENT OF COMMITTEE TO AWARD CONTRACT FOR EXPANSION OF EXISTING FACILITY (CONVERSION OF GROUND FLOOR SPACE AND RELATED REMODELING).--In accordance with authorization given by the Board at the meeting held October 23, 1970, bids have been called for on the Expansion of Existing Facility at The University of Texas Dental Branch at Houston, and are to be received on June 22, 1971. In order that a contract can be awarded before the meeting to be held July 16, 1971, it is recommended by Dean Olson and System Administration that a Committee be appointed, consisting of Dean Olson, Deputy Chancellor Walker, Mr. Lester E. Palmer, and Chairman Peace, with authorization to award a contract for this project within the funds available.

20. M. D. ANDERSON - ACCEPTANCE OF HILL-BURTON GRANT NO. 535d FOR EXPANSION OF CLINIC CAPACITY.--In connection with the Expansion of The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, Grant Award No. 535d has been received from the Texas State Department of Health for a Hill-Burton grant in the amount of \$1,000,000.00 to assist in the construction of additional clinic capacity. It is recommended by President Clark and System Administration that this grant be accepted, and the amount of \$1,000,000.00 be appropriated to the Expansion of the M. D. Anderson Hospital project.

21. PUBLIC HEALTH SCHOOL - APPROVAL OF EASEMENT TO CITY OF HOUSTON FOR WATER LINE AND APPROPRIATION FOR INSTALLATION THEREOF.--In connection with the construction of the Phase I Building for The University of Texas School of Public Health at Houston, it is necessary that the City of Houston run a water line to this building to provide water service.

The City has requested an easement as outlined on a plat which will be available for examination at the Board meeting, and it is recommended by Dean Stallones and System Administration that this easement be granted and that Chairman Peace be authorized to sign the easement document after approval as to content by the Executive

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Director of the Office of Facilities Planning and Construction and as to legal form by a University Attorney. It is further recommended that an appropriation of \$5,000.00 be made from Permanent University Fund Bond proceeds to cover the cost of installing the 8" water line and the 6" F. M. meter required for this water service.

22. PUBLIC HEALTH SCHOOL - APPROVAL OF EASEMENT TO HOUSTON LIGHTING AND POWER COMPANY.--In order to provide electric service to the School of Public Health - Phase I Building, Houston Lighting and Power has requested a power line easement on Texas Medical Center and University of Texas properties.

A plat of the proposed easement has not been received but it has been requested for delivery by the June 4 meeting of the Board.

Dean Stallones and System Administration recommend that the Chairman of the Board of Regents be authorized to execute the appropriate easement for The University of Texas after approval as to content by Deputy Chancellor Walker and as to form by a university attorney.

23. PUBLIC HEALTH SCHOOL - AUTHORIZATION TO INSTALL ELEVATOR IN PHASE I BUILDING AND APPROPRIATION THEREFOR.--At the time of the initiation of the Phase I Building for The University of Texas School of Public Health at Houston, Senate Bill No. 111 requiring inclusion of certain facilities in all new construction for the benefit of the handicapped had not been enacted, therefore, no elevator was specified to be included in the two-story building. The structural capabilities of this building were planned to provide four more stories (Phase I Expansion) and for installation of two elevators, therefore, the space for elevators is available. In order to comply with the provisions of Senate Bill No. 111, it is necessary to add one of the elevators at this time. It is, therefore, recommended by Dean Stallones and System Administration that authorization be given by the Board to install an elevator in the Phase I Building - Public Health School at an estimated cost of \$45,000.00. It is further recommended that an appropriation of \$47,500.00 be approved from Permanent University Fund Bond proceeds to cover the cost of this installation and Architect's Fees thereon.

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BUILDING AND GROUNDS COMMITTEE
SUPPLEMENT

Page
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U. T. DALLAS

5. THE UNIVERSITY OF TEXAS AT DALLAS - APPOINTMENT OF THE OGLESBY GROUP, INC. OF DALLAS, TEXAS AND HARWOOD K. SMITH AND PARTNERS OF DALLAS, TEXAS AS PROJECT ARCHITECTS: It is recommended that the Oglesby Group, Inc. of Dallas, Texas and Harwood K. Smith and Partners, of Dallas, Texas as associated architects be approved to prepare the working drawings and specifications on the buildings for which the preliminary plans have been approved at this meeting.

5

U. T. SAN ANTONIO

10. THE UNIVERSITY OF TEXAS AT SAN ANTONIO - APPOINTMENT OF FORD POWELL AND CARSON OF SAN ANTONIO, TEXAS AND BARLETT COCKE AND ASSOCIATES OF SAN ANTONIO, TEXAS AS PROJECT ARCHITECTS: It is recommended that Ford Powell and Carson of San Antonio and Bartlett Cocke and Associates of San Antonio as associated architects be approved to prepare the working drawings and specifications on the buildings for which the preliminary plans have been approved at this meeting.

6

U. T. PERMIAN BASIN

12. THE UNIVERSITY OF TEXAS PERMIAN BASIN - APPOINTMENT OF JESSEN JESSEN MILLHOUSE GREEVEN CRUME DAY AND NEWMAN OF AUSTIN, TEXAS AS PROJECT ARCHITECTS WITH AUTHORIZATION TO ASSOCIATE PETERS AND FIELDS OF ODESSA, TEXAS: It is recommended that Jessen Jessen Millhouse Greeven Crume Day and Newman of Austin, Texas be authorized to associate with Peters and Fields of Odessa, Texas and be approved to prepare the working drawings and specifications on the buildings for which the preliminary plans have been approved at this meeting.

7

EMERGENCY ITEMS
BUILDINGS AND GROUNDS COMMITTEE

Date: June 4, 1971
Time: Following the meeting of the Academic and
Developmental Affairs Committee
Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

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U. T. ARLINGTON

24. Award of Contract for Site Development
for University Hall Plaza and UTA Park 13

SAN ANTONIO MEDICAL SCHOOL

25. Authorization for Agreement Between
Central Energy Corporation and the United States
of America with Respect to Chilled Water and Steam
for the Veterans Administration Hospital 14

M. D. ANDERSON

26. Award of Contract on Remodeling of
Annex and Rehabilitation Center and Additional
Appropriation Therefor 14

24. U. T. ARLINGTON - AWARD OF CONTRACT TO KETTLE CONSTRUCTION COMPANY FOR SITE DEVELOPMENT FOR UNIVERSITY HALL PLAZA AND UTA PARK (LANDSCAPING CERTAIN AREAS) AND ADDITIONAL APPROPRIATION THEREFOR.-- In accordance with authorization given by the Board at the meeting held April 23, 1971, bids were called for and were received, opened, and tabulated on June 1, 1971, for Site Development for University Hall Plaza and UTA Park at The University of Texas at Arlington, as shown below:

	Kettle Construc- tion Company, Fort Worth, Texas	Ed A. Wilson, Inc., Fort Worth, Texas
Base Bid A - University Hall Plaza	\$39,435.00	\$42,411.00
Base Bid B - UTA Park	33,724.00	37,538.00
Total Base Bid A and B	73,159.00	79,949.00
Deduct Alternates:		
A. Irrigation System Univer- sity Hall Plaza	4,700.00	4,710.00
B. Irrigation System UTA Park	4,200.00	4,125.00
Bidder's Bond	5%	5%

It is recommended by President Harrison and System Administration that a contract award in the amount of \$73,159.00 be made to the low bidder, ~~Kettle Construction Company, Fort Worth, Texas~~. An appropriation of \$79,000.00 has been made for this project, and in order to cover the recommended contract award, Architect's Fees thereon, and miscellaneous expenses, it is further recommended that an additional appropriation of \$2,200.00 be made from Account No. 85-9799-9904 - U. T. Arlington - Unallocated Proceeds - Local Funds.

25. SAN ANTONIO MEDICAL SCHOOL - AUTHORIZATION TO APPROVE AN AGREEMENT BETWEEN CENTRAL ENERGY CORPORATION AND THE UNITED STATES OF AMERICA WITH RESPECT TO CHILLED WATER AND STEAM FOR THE VETERANS ADMINISTRATION HOSPITAL IN THE SAN ANTONIO MEDICAL CENTER.--The Board of Regents of The University of Texas System and Central Energy Corporation, a Texas corporation, entered into a customer agreement dated October 6, 1967 together with the lease agreement of the same date, relating to the construction, maintenance and operation of a facility for the production of chilled water and steam. These agreements provide that Central Energy Corporation can increase the capacity of the plant to provide service to others, if approved by the University.

Central Energy Corporation and the United States of America are entering into an agreement for Central Energy Corporation to supply chilled water and steam to the Veterans Administration Hospital in the San Antonio Medical Center and the parties have requested approval of the agreement by The University of Texas System.

System Administration recommends that the Board authorize Deputy Chancellor Walker to approve the agreement between Central Energy Corporation and the United States of America subject to approval as to content by the Executive Director of the Office of Facilities Planning and Construction and as to form by a University of Texas Attorney.

26. M. D. ANDERSON - AWARD OF CONTRACT TO STONE CONSTRUCTION COMPANY, INC., FOR REMODELING OF THE ANNEX AND REHABILITATION CENTER AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given by the Board at the Regents' Meeting held December 4, 1970, bids were called for and were received, opened, and tabulated on May 18, 1971, as listed below, for Remodeling of The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston Annex and Rehabilitation Center:

Bidder	Base Bid	Alternate No. 1 Add	Bidder's Bond
Alpha Building Corporation, Houston, Texas	\$1,552,300.00	\$10,100.00	10%
Baxter Construction Company, Inc., Houston, Texas	1,627,000.00	10,800.00	5%
Bullen/Gierhart Construction Company, Bellaire, Texas	1,638,000.00	11,000.00	5%
Chambers and McGregor, Inc., Houston, Texas	1,658,600.00	10,000.00	5%
Fleetwood Construction Company, Inc., Houston, Texas	1,499,667.00	10,441.00	5%
Gene B. Hazelwood - General Contractor, Baytown, Texas	1,741,319.00	7,000.00	5%
Meyerson Construction Company, Houston, Texas	1,520,000.00	11,200.00	5%
O'Meara-Chandler/Benson Corporation, Houston, Texas	1,504,000.00	11,000.00	5%
Southwestern Construction Company, Houston, Texas	1,647,450.00	12,000.00	5%
Stone Construction Company, Inc., Houston, Texas	1,481,686.00	10,647.00	5%

It is recommended by President Clark, Vice-Presidents Hickey and Boyd, and System Administration that a contract award be made to the low bidder, Stone Construction Company, Inc., Houston, Texas, as follows:

Base Bid	\$1,481,686.00
Add Alternate No. 1 (Furnishing Vinyl Wall Covering in Certain Rooms)	<u>10,647.00</u>
Total Recommended Contract Award	<u>\$1,492,333.00</u>

Appropriations have been made to this project to cover portions of the Architect's Fees and miscellaneous expenses, and to record certain grants, gifts, and a Legislative appropriation made specifically for the project, as follows:

Hill-Burton Grant	\$660,000.00
University Cancer Foundation	. 6,000.00
Legislative Appropriation	125,000.00
M. D. Anderson Plant Funds Unappropriated Surplus	5,500.00
Private Gifts	<u>2,500.00</u>
Total Appropriated	<u>\$799,000.00</u>

In order to fund the recommended contract award, Architect's Fees thereon, Contingency Allowance, and miscellaneous expenses, it is further recommended that additional appropriations be made to the project, from sources indicated, as follows:

Private Gifts	\$545,667.00
Supplemental Hill-Burton Grant	50,000.00
M. D. Anderson Unexpended Plant Funds Unappropriated Surplus	30,000.00
M. D. Anderson General Funds Unappropriated Surplus	161,899.00
Available Balance in Allotment Account for Project "Remodeling of Certain Areas in M. D. Anderson Hospital Building for Improvement of Outpatient Services"	<u>55,000.00</u>
Total Additional Recommended Appropriations	<u>\$842,566.00</u>

Provision has been made for movable furniture, furnishings, and equipment for the remodeled area in the amount of \$422,605.00 by a Texas Rehabilitation Commission grant of \$338,084.00 and an appropriation of \$84,521.00 from M. D. Anderson Plant Funds Unappropriated Surplus.

Handwritten notes and calculations:

842,566
 799,000
 1,641,566

Nov. 1, '68 - 6000
 3/6/70 - 5,500
 4/17/70 - 56,500
 5/29/70 - 660,000
 9/12/70 - 338,084 - FF
 84,521 metal
 10/23/70 - 84,521

125m
 Rocket
 And - Rocket
 Texas Com. Item
 B & G - 15
 Rocket - Private gifts - \$2,500
 3/12 + 4/23 + small gift report

Medical Affairs Committee

MEDICAL AFFAIRS COMMITTEE

Date: June 4, 1971

Time: Following the meeting of the Buildings and Grounds Committee

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page</u> <u>MED</u>
1. U. T. System: The Establishment of The University Foundation for Education and Research in Health Services, Inc.	2
2. Dallas Medical School: Recommendation for Approval of Annual Fund Campaign	10
3. Dallas Medical School: Authorization to Change the Name of the Department of Anatomy to the Department of Cell Biology	12
4. San Antonio Medical School: Authority to Execute Affiliation Agreement Between the Board of Trustees of Lutheran General Hospital and the Board of Regents of The University of Texas System	13
5. Public Health School: Approval of Certain Planning and Development Programs	19

1. U. T. System: The Establishment of The University Foundation
for Education and Research in Health Services, Inc. (Pages 2 -9). --

President Nixon's Health Message to the Congress dated February 18, 1971, emphasized that "A new method for delivering health services has achieved growing respect...The general term which has been applied to all of these units is 'HMO'--- Health Maintenance Organization." President Nixon described the major attributes of HMO's as: (1) providing comprehensive medical services in a single organization, (2) providing needed services for a fixed contract fee, (3) greater efficiency, (4) demonstrated reduction in cost, and (5) an emphasis on health maintenance rather than the care of the episodic illness. The relevant portions of President Nixon's remarks relating to HMO's are duplicated below. (Pages 7 - 9)

The general acceptance and approval of Health Maintenance Organizations has also been demonstrated by increased attention to these organizations through federal government research and demonstration funding. In Texas, the approval of this concept is illustrated by the Texas Medical Association's support of SB 469 which would, for the first time in Texas, allow the restricted corporate practice of medicine on a non-profit basis, as it relates to the concept of Health Maintenance Organizations. This legislation would restrict the HMO to being a Texas chartered non-profit corporation directed by practicing physicians.

Since it is apparent that the Health Maintenance Organization will be an important concept in the future of health care delivery, the System Administration is of the opinion that the involvement of the several bio-medical units with this concept is both essential and appropriate within the directives of the policy statement for the development of medical education adopted by the Board on January 31, 1969. This statement reads, in part:

The medical schools shall assume increasing responsibility for education and research in the organization and provision of health services with emphasis upon problems such as the cost of medical care; the quality, effectiveness and availability of medical services; the continuing education of physicians and incorporate in their programs any appropriate changes which will encourage better distribution of physicians.

It is clear that the elements of responsibility contained in that directive are the same elements which are fundamental in the increasing consideration of HMO's as a vehicle for the delivery of health care services.

Since the appropriate method by which the bio-medical components of The University of Texas System can become involved with this HMO concept of health care delivery is through the vehicle of a non-profit corporation, Chancellor LeMaistre concurs in the recommendation of the Health Affairs Council that the attached charter of incorporation for the University Foundation for Education and Research in Health Services, Inc., be approved and that the filing of this charter with the Secretary of State be authorized. By the approval of this charter the Board may be assured that the involvement of the bio-medical units will be limited to those activities directly related to (1) the appropriate education and training of medical

students and other allied health professionals, (2) the necessary research and demonstration of the techniques related to the cost of medical care, the quality, effectiveness, and availability of medical services, the continuing education of physicians, etc., and the full cooperation in a consultant capacity with other HMO's which may request such service.

ARTICLES OF INCORPORATION

OF

THE UNIVERSITY FOUNDATION FOR EDUCATION AND RESEARCH IN HEALTH SERVICES, INC.

We, the undersigned natural persons of the age of twenty-one (21) years or more, at least two (2) of whom are citizens of the State of Texas, acting as incorporators of a nonprofit corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such nonprofit corporation.

ARTICLE I

The name of the corporation is THE UNIVERSITY FOUNDATION FOR EDUCATION AND RESEARCH IN HEALTH SERVICES, INC.

ARTICLE II

The corporation is a nonprofit corporation.

ARTICLE III

The period of its duration is perpetual.

ARTICLE IV

The purpose or purposes for which the corporation is organized are:

(1) to establish a health maintenance organization and to educate medical, dental, nursing, allied health, and other related students in the organization and provision of health services with emphasis upon problems such as the cost of medical care, the quality, effectiveness, and availability of medical services; the continuing education of physicians and other health professionals, etc.; the medical and other health professions schools should regularly evaluate the distribution of physicians and other health professionals and incorporate in their programs any appropriate changes which will encourage better distribution of physicians and allied health professionals; and to provide an opportunity for feasibility, research, and demonstrations in the delivery of health care;

(2) to continue emphasis on updating curriculum content and educational methods used in the total spectrum of physicians' and other health professionals' education so that professional competence

will be most relevant to meet the changing health needs of the people in Texas and continue to develop basic health sciences graduate and clinical training programs;

(3) to negotiate, enter into, make, perform, and carry out contracts of every kind for any lawful purpose with any person, firm, association, corporation, municipality, government, state, territory, country, or other municipal or government subdivision;

(4) to acquire by purchase, lease, or otherwise lands and estates in lands (whether leasehold or otherwise), appropriate or reasonably incidental to promote the purposes outlined herein, and own, hold, improve, develop, and manage any real estate so acquired, and to construct or cause to be constructed, improve, enlarge, and equip buildings or other structures on any such real estate, and to dispose of any lands or estates in lands and any buildings or other structures at any time owned or held by the corporation; and

(5) to acquire by purchase, lease, manufacture, or otherwise any personal property appropriate or reasonably incidental to the purposes outlined herein, and to dispose of any such personal property.

ARTICLE V

The street address of the initial registered office of the corporation is 601 Colorado Street, Austin, Texas 78701, and the name of the initial registered agent at such address is William H. Knisely.

ARTICLE VI

The direction and management of the affairs of the corporation shall be vested in a board of directors composed of such number of persons as may be fixed by the bylaws of the corporation. Until changed pursuant to the bylaws, the number of the directors shall be nine (9).

ARTICLE VII

The number of directors constituting the initial board of directors is nine (9), and the names and addresses of the persons who are to serve as initial directors are:

<u>Name</u>	<u>Address</u>
Truman G. Blocker, Jr., M.D.	Galveston, Texas 77551
R. Lee Clark, M.D.	6723 Bertner Houston, Texas 77025
Alfred G. Knudson, Jr., M.D.	6723 Bertner Houston, Texas 77025
John V. Olson, D.D.S.	6516 John Freeman Houston, Texas 77025
F. Carter Pannill, M.D.	7703 Floyd Curl Drive San Antonio, Texas 78229
Cheves M. Smythe, M.D.	102 Jesse Jones Library Building Houston, Texas 77025
Charles C. Sprague, M.D.	5323 Harry Hines Boulevard Dallas, Texas 75235
Reuel A. Stallones, M.D.	1600 Holcombe Houston, Texas 77025
Marilyn D. Willman, Ph.D.	3604 Winfield Cove Austin, Texas 78704

ARTICLE VIII

The initial bylaws of the corporation shall be adopted by its initial directors. The power to alter, amend, or repeal such bylaws or to adopt new bylaws shall be vested in the board of directors upon the approval of two-thirds of such directors, provided that the purpose is specified in the notice of such meeting. The bylaws may contain any provisions for the regulation and management of the affairs of the corporation not inconsistent with law or these articles.

ARTICLE IX

These Articles of Incorporation may be amended or altered by the board of directors at a special meeting called for that purpose, provided that the substance of the proposed amendment or alteration is set forth in the notice of such meeting.

ARTICLE X

The names and addresses of the incorporators are:

<u>Name</u>	<u>Address</u>
Joe M. White, M.D.	Galveston, Texas 77551
Robert C. Hickey, M.D.	6723 Bertner Houston, Texas 77025
Charles C. Sprague, M.D.	5323 Harry Hines Boulevard Dallas, Texas 75235

ARTICLE XI

All of the property of the corporation and accumulations thereof shall be held and administered to effectuate its purposes. In case of the liquidation or dissolution of the corporation the assets and properties shall be distributed and disposed of by the board of directors of the corporation in furtherance of exempt purposes to a nonprofit, charitable, educational, or scientific organization which is itself exempt.

IN WITNESS WHEREOF, we have hereunto set our hands this the _____ day of _____, 1971.

Joe M. White, M.D.

Robert C. Hickey, M.D.

Charles C. Sprague, M.D.

THE STATE OF TEXAS }
 }
COUNTY OF TRAVIS }

I, _____, a Notary Public, do hereby certify that on the _____ day of _____, 1971, personally appeared JOE M. WHITE, ROBERT C. HICKEY, and CHARLES C. SPRAGUE, who each being by me first duly sworn severally declared that they are the persons who signed the foregoing document as incorporators and that the statements therein contained are true.

Notary Public in and for
Travis County, Texas

EXCERPT FROM PRESIDENT NIXON'S MESSAGE TO THE CONGRESS

DATED FEBRUARY 18, 1971

4

~~These, then, are certain cardinal principles on which our National Health Strategy should be built. To implement this strategy, I now propose for the consideration of the Congress the following six point program. It begins with measures designed to increase and improve the supply of medical care and concludes with a program which will help people pay for the care they require.~~

A. Reorganizing the Delivery of Service

In recent years, a new method for delivering health services has achieved growing respect. This new approach has two essential attributes. It brings together a comprehensive range of medical services in a single organization so that a patient is assured of convenient access to all of them. And it provides needed services for a fixed contract fee which is paid in advance by all subscribers.

Such an organization can have a variety of forms and names and sponsors. One of the strengths of this new concept, in fact, is its great flexibility. The general term which has been applied to all of these units is "HMO" -- Health Maintenance Organization.

The most important advantage of Health Maintenance Organizations is that they increase the value of the services a consumer receives for each health dollar. This happens, first, because such organizations provide a strong financial incentive for better preventive care and for greater efficiency.

Under traditional systems, doctors and hospitals are paid, in effect, on a piece work basis. The more illnesses they treat -- and the more service they render -- the more their income rises. This does not mean, of course, that they do any less than their very best to make people well. But it does mean that there is no economic incentive for them to concentrate on keeping people healthy.

A fixed-price contract for comprehensive care reverses this illogical incentive. Under this arrangement, income grows not with the number of days a person is sick but with the number of days he is well. HMO's therefore have a strong financial interest in preventing illness, or, failing that, in treating it in its early stages, promoting a thorough recovery and preventing any recurrence. Like doctors in ancient China, they are paid to keep their clients healthy. For them, economic interests work to reinforce their professional interests.

At the same time, HMO's are motivated to function more efficiently. When providers are paid retroactively for each of their services, inefficiencies can often be subsidized. Sometimes, in fact, inefficiency is rewarded -- as when a patient who does not need to be hospitalized is treated in a hospital so that he can collect on his insurance. On the other hand, if an HMO is wasteful of time or talent or facilities, it cannot pass those extra costs on to the consumer or to an insurance company. Its budget for the year is determined in advance by the number of its subscribers. From that point on it is penalized for going over its budget and rewarded for staying under it.

In an HMO, in other words, cost consciousness is fostered. Such an organization cannot afford to waste resources -- that costs more money in the short run. But neither can it afford to economize in ways which hurt patients -- for that increases long-run expenses.

The HMO also organizes medical resources in a way that is more convenient for patients and more responsive to their needs. There was a time when every housewife had to go to a variety of shops and markets and pushcarts to buy her family's groceries. Then along came the supermarket -- making her shopping chores much easier and also giving her a wider range of choice and lower prices. The HMO provides similar advantages in the medical field. Rather than forcing the consumer to thread his way through a complex maze of separate services and specialists, it makes a full range of resources available through a single organization -- often at a single stop -- and makes it more likely that the right combination of resources will be utilized.

Because a team can often work more efficiently than isolated individuals, each doctor's energies go further in a Health Maintenance Organization -- twice as far according to some studies. At the same time, each patient retains the freedom to choose his own personal doctor. In addition, services can more easily be made available at night and on weekends in an HMO. Because many doctors often use the same facilities and equipment and can share the expense of medical assistants and business personnel, overhead costs can be sharply curtailed. Physicians benefit from the stimulation that comes from working with fellow professionals who can share their problems, appreciate their accomplishments and readily offer their counsel and assistance. HMO's offer doctors other advantages as well, including a more regular work schedule, better opportunities for continuing education, lesser financial risks upon first entering practice, and generally lower rates for malpractice insurance.

Some seven million Americans are now enrolled in HMO's -- and the number is growing. Studies show that they are receiving high quality care at a significantly lower cost -- as much as one-fourth to one-third lower than traditional care in some areas. They go to hospitals less often and they spend less time there when they go. Days spent in the hospital each year for those who belong to HMO's are only three-fourths of the national average.

Patients and practitioners alike are enthusiastic about this organizational concept. So is this Administration. That is why we proposed legislation last March to enable Medicare recipients to join such programs. That is why I am now making the following additional recommendations:

1. We should require public and private health insurance plans to allow beneficiaries to use their plan to purchase membership in a Health Maintenance Organization when one is available. When, for example, a union and an employer negotiate a contract which includes health insurance for all workers, each worker should have the right to apply the actuarial value of his coverage toward the purchase of a fixed-price, health

maintenance program. Similarly, both Medicare and the new Family Health Insurance Plan for the poor which I will set out later in this message should provide an HMO option.

2. To help new HMO's get started -- an expensive and complicated task -- we should establish a new \$23 million program of planning grants to aid potential sponsors -- in both the private and public sector.

3. At the same time, we should provide additional support to help sponsors raise the necessary capital, construct needed facilities, and sustain initial operating deficits until they achieve an enrollment which allows them to pay their own way. For this purpose, I propose a program of Federal loan guarantees which will enable private sponsors to raise some \$300 million in private loans during the first year of the program.

4. Other barriers to the development of HMO's include archaic laws in 22 States which prohibit or limit the group practice of medicine and laws in most States which prevent doctors from delegating certain responsibilities (like giving injections) to their assistants. To help remove such barriers, I am instructing the Secretary of Health, Education and Welfare to develop a model statute which the States themselves can adopt to correct these anomalies. In addition, the Federal Government will facilitate the development of HMO's in all States by entering into contracts with them to provide service to Medicare recipients and other Federal beneficiaries who elect such programs. Under the supremacy clause of the Constitution, these contracts will operate to preempt any inconsistent State statutes.

Our program to promote the use of HMO's is only one of the efforts we will be making to encourage a more efficient organization of our health care system. We will take other steps in this direction, including stronger efforts to capitalize on new technological developments.

In recent years medical scientists, engineers, industrialists, and management experts have developed many new techniques for improving the efficiency and effectiveness of health care. These advances include automated devices for measuring and recording body functions such as blood flow and the electrical activity of the heart, for performing laboratory tests and making the results readily available to the doctor, and for reducing the time required to obtain a patient's medical history. Methods have also been devised for using computers in diagnosing diseases, for monitoring and diagnosing patients from remote locations, for keeping medical records and generally for restructuring the layout and administration of hospitals and other care centers. The results of early tests for such techniques have been most promising. If new developments can be widely implemented, they can help us deliver more effective, more efficient care at lower prices.

The hospital and outpatient clinic of tomorrow may well bear little resemblance to today's facility. We must make every effort to see that its full promise is realized. I am therefore directing the Secretary of Health, Education and Welfare to focus research in the field of health care services on new techniques for improving the productivity of our medical system. The Department will establish pilot experiments and demonstration projects in this area, disseminate the results of this work, and encourage the health industry and the medical profession to bring such techniques into full and effective use in the health care centers of the nation.

B. Meeting the Special Needs of Scarcity Areas

Americans who live in remote rural areas or in urban poverty neighborhoods often have special difficulty obtaining adequate medical care. On the average, there is now one doctor for every 630 persons in America. But in over one-third of our counties the number of doctors per capita is less than one-third that high. In over 130 counties, comprising over eight percent of our land area, there are no private doctors at all -- and the number of such counties is growing.

A similar problem exists in our center cities. In some areas of New York for example, there is one private doctor for every 200 persons but in other areas the ratio is one to 12,000. Chicago's inner city neighborhoods have some 1700 fewer physicians today than they had ten years ago.

2. Dallas Medical School: Recommendation for Approval of Annual Fund Campaign. --

Chancellor LeMaistre concurs in the recommendation of Dean Sprague that the Board of Regents approve the request to allow the Alumni Association of The University of Texas Southwestern Medical School at Dallas to conduct an annual fund campaign for the benefit of that medical school. This approval by the Board of Regents is required under Part One, Chapter VII, Section 2.45 of the Regents' Rules and Regulations.

Dean Sprague's Letter of April 22 follows:

THE UNIVERSITY OF TEXAS
SOUTHWESTERN
MEDICAL SCHOOL AT DALLAS

OFFICE OF THE DEAN

5323 HARRY HINES BLVD.
DALLAS, TEXAS 75235

April 22, 1971

CHANCELLOR'S OFFICE U. of T.

Acknowledged..... File.....

REC'D APR 23 1971

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
Post Office Drawer 7878
Austin, Texas 78712

To.....For Info and Return
To..... Please Advise Me
To..... Please Handle

Re: Permission for The Alumni Association of The University of Texas Southwestern Medical School to Conduct an Annual Fund Campaign for the Benefit of The Medical School.

Dear Dr. LeMaistre:

As a part of the Medical School's development program, we respectfully request permission to initiate an annual fund campaign to be sponsored by the Alumni Association of The University of Texas Southwestern Medical School at Dallas and which would begin solicitation in September, 1971.

Part One, Chapter VII, Section 2.45 of The Rules and Regulations of The Board of Regents of The University of Texas System requires consultation with the Chancellor and the approval of the Board of Regents. In the event that Mr. W. D. Blunk and you approve of the proposal, I request that it be placed on the docket for the June meeting of the Board of Regents for their approval.

The salient features of the proposed annual funding effort are as follows:

1. the constituency to be solicited would include alumni of the Medical School, non-alumnus physicians in Dallas and Tarrant counties and faculty of the Medical School;
2. the annual effort would be sponsored by the Alumni Association, and solicitation would be carried out on the letterhead of the Association and over the signatures of its officers and class agents;
3. contributions to the Fund would be made payable to the Medical School and not to the Alumni Association, thereby ensuring tax deductibility;
4. purposes for which solicitation would be made:
 - a. scholarship and loan funds;
 - b. funds to meet the recreational needs of students, such as an improved exercise room, a reading room, improved television facilities, and an expanded student union building;
 - c. funds to serve other on-going activities of the students, such as community service projects, student publications, travel funds for student representatives;
 - d. unrestricted funds.
5. The willingness to undertake this annual solicitation has been expressed by the officers and directors of the Alumni Association. It has been ratified by members of the Association at their annual meeting at which the membership abolished their payment of annual dues in order to make this solicitation more effective.
6. Staffing for this annual campaign would be carried out by the Medical School Development Office and would be funded by the dean's discretionary fund and by a supplemental grant from the Southwestern Medical Foundation, which has indicated its willingness to support the effort in its beginning years. Most of the solicitation would be carried out through direct-mail solicitation between September 15, 1971 and May 15, 1972, during its first year of operation.
7. Above and beyond the actual net monies raised by this annual campaign, the most important attribute of the program is in gaining the involvement of the alumni with the School. Aside from its annual meeting, the Alumni Association has had no purpose in most of the sixteen years of its existence.

The creation and nurture of this involvement should lead in later years to interest in the School which will result in large private gifts from patients and acquaintances of the alumni, if not from the alumni themselves.

Yours very sincerely,

Charles C. Sprague

Charles C. Sprague, M.D.
Dean

CCS/dwp/cl

cc: Mr. W. D. Blunk

3. Dallas Medical School: Authorization to Change the Name of the Department of Anatomy to the Department of Cell Biology. --

Chancellor LeMaistre recommends approval of the proposed change of the name of the Department of Anatomy to the Department of Cell Biology as requested by Dean Sprague.

The proposed name more accurately reflects current emphasis in teaching and research in this area of medical education across the country and is recommended by the new Chairman of the Department. The change does not include authorization for any new degree and will not appreciably alter the presently established curriculum.

The Coordinating Board will be informed of this change subsequent to favorable action by the Board of Regents.

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
P. O. Drawer 7969
Austin, Texas 78712

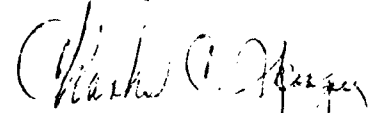
Dear Dr. LeMaistre:

Approximately two years ago, while considering the future academic direction of The Southwestern Medical School, a decision was made to give emphasis to the development of a Department of Cell Biology rather than continue a classical Department of Anatomy. In addition you will recall that we were experiencing considerable difficulty in recruiting top-notch faculty within the Department as it was then structured in the classical sense.

Thus, having made that decision, we proceeded to interview potential candidates who could bring to this campus the leadership and expertise to chair that Department. We were most fortunate in the appointment of Dr. Rupert Billingham to the position of Chairman of the Department. He is expected to arrive here in August, and it is appropriate to make the formal change in the name of the Department from Anatomy to Cell Biology. The restructuring of the Department does not appreciably change the presently established curriculum but does potentiate and enhance the teaching programs now available.

I would appreciate your early consideration of this request so the proper changes in title of the Department of Anatomy to that of the Department of Cell Biology can be made in preparation for the next school year.

Sincerely,



Charles C. Sprague, M.D.
Dean

CCS:jm

cc: Dr. William H. Knisely

*I recommend approval
with Knisely 4/30/71*

Jim: In agenda item emphasize that this is dept name change only; no new degree. KRA

approved
Cal

4. San Antonio Medical School: Authority to Execute Affiliation Agreement Between the Board of Trustees of Lutheran General Hospital and the Board of Regents of The University of Texas System (Pages 13-18). --

An affiliation agreement between the Board of Trustees of Lutheran General Hospital and the Board of Regents of The University of Texas System for and on behalf of The University of Texas Medical School at San Antonio has been negotiated to establish a closer working relationship between the two institutions. The proposed agreement conforms to the standard affiliation agreement utilized by The University of Texas Medical School at San Antonio.

System Administration concurs in the attached request of Dean Pannill that the following agreement be approved: (Pages 14 - 18)



THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT SAN ANTONIO

7703 Floyd Curl Drive • San Antonio, Texas • 78229

Office of the
Dean

April 2, 1971

Dr. C. A. LeMaistre
Chancellor
The University of Texas System
Austin, Texas 78712

Dear Dr. LeMaistre:

I enclose a signed copy of an affiliation agreement between the Board of Trustees of Lutheran General Hospital and the Board of Regents for and on behalf of The University of Texas Medical School at San Antonio. This is a broad permissive agreement which is designed to establish a framework to facilitate cooperation between these two institutions.

I would appreciate it if you could institute the necessary review process in order that this might be submitted to the Board of Regents for their approval on June 4. Please let me know if I may answer any questions, and thank you for your courtesy and cooperation.

Sincerely yours,

F. C. Pannill, M.D.
Dean

AFFILIATION AGREEMENT

THE STATE OF TEXAS)

COUNTY OF BEXAR)

This AGREEMENT is executed on _____, 1971, by and between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, on behalf of The University of Texas Medical School at San Antonio, San Antonio, Texas, sometimes referred to as "Medical School" in this agreement, and the BOARD OF TRUSTEES OF LUTHERAN GENERAL HOSPITAL, in the South Texas Medical Center, on behalf of the Lutheran General Hospital of San Antonio, Texas, sometimes referred to as "Hospital" in this agreement, WITNESSETH:

WHEREAS, advancement and progress in medicine are now being achieved at a more significant and rapid rate than during any previous period in history; and

WHEREAS, in recognition of these dramatic changes and of all future discoveries and developments, the Medical School and the Hospital find it desirable to establish a closer working relationship between the two institutions, both of which share a common commitment to offer the people of San Antonio, Texas, and the Southwest the finest medical care and a desire to participate in the education of doctors for the future, and

WHEREAS, it is in the best interest of both parties to coordinate all medical care resources in this community to this end:

NOW THEREFORE, with these objectives in mind and with an intent to develop a teaching program for the doctors of the future, and to pursue this goal jointly to the extent consistent with the interests of each institution, the Medical School and the Hospital hereby agree as follows:

1. EXTENT OF AFFILIATION AT THE DEPARTMENTAL OR SERVICE LEVEL, OR BOTH

The purpose of this agreement is to establish a broad framework of institutional policies to facilitate cooperation between the Medical School and the Hospital at the departmental or service level, or both. It is agreed that the initiative for establishing any departmental or service affiliation and working relationships, or both, will be vested in the respective department or service heads of the several departments or services, or both, of the Medical School and corresponding chiefs of service of the Hospital staff. It is further understood that the individual departments or services, or both, of the Medical School or the Hospital may or may not establish affiliations, depending upon the needs and circumstances of the departments or services, or both, and subject to the appropriate action by the respective governing bodies of those institutions.

2. PROVISIONS FOR FACULTY APPOINTMENTS FOR HOSPITAL STAFF MEMBERS

Both parties agree that academic status has been proven to be a strong inducement for attracting well-qualified physicians for teaching positions at the Hospital, and that academic appointments made by the Medical School for individuals in key positions at the Hospital should include tenure or assurances of continuation of employment, if possible. Academic appointments, including tenure, will be nominated by the Hospital or the Medical School and will be granted after mutual agreement on an individual basis, subject to the approval of the person by the Medical School and satisfactory arrangements covering the financial obligations accompanying all appointments in this category. The alternatives for obtaining appointments in this category are:

(1) Unqualified Tenure Appointment:

Guarantee by the Hospital for all future salary costs for any tenure appointments by the Medical School

Under a contract negotiated between the individual physician and the Hospital, with the approval of the Medical School, the Hospital will guarantee to pay to the Medical School the salary for the position authorized in accordance with the terms of the contract. These payments will continue as long as the Medical School is required to maintain these personnel, but not to exceed the term of the contract as negotiated between the parties.

(2) Qualified Tenure Appointment:

Guarantee by the Hospital of the future salary costs for a limited term tenure appointment of a period of time to be agreed upon following termination or discontinuation of a hospital position

Under this agreement, the faculty member would receive a tenure guarantee covering a period of time to be agreed upon between the Hospital and the physician. In the event his position shall be terminated by the Hospital before the end of such period, and at the time of such termination, the physician occupies a full-time faculty position at the Medical School, then he would be entitled to receive his salary from the Hospital for the remainder of the period originally agreed upon.

(3) Hospital Staff Without Compensation:

Rules and procedures established by the Hospital will be used in appointment of medical staff of the Hospital without teaching assignment, faculty designation, or compensation through the Medical School.

(4) Hospital Staff with Partial Compensation and/or Medical School Faculty Appointment:

Mutual agreement between the Hospital and the Medical School is required for appointment in either category in this section with definition of faculty title, duties, amount of compensation (if any), and term of appointment (annual unless otherwise agreed upon).

3. COMPENSATION ARRANGEMENTS FOR FULL-TIME FACULTY

Physicians with academic appointments employed full-time by the Medical School and based at the Hospital will be subject to The University of Texas System policy regarding salary plan. Fees earned in excess of the maximum allowed will be placed in a trust fund and used to develop medical education and research programs at the Hospital. These funds should not be committed on a continuing basis for the salaries of additional full-time personnel.

4. JOINT SPONSORSHIP OF RESEARCH ACTIVITIES

In the event the Hospital and the Medical School desire to jointly pursue research, the Hospital will provide research facilities for physicians who are geographically full-time within the Hospital. Research projects at the Hospital may be jointly sponsored by the Medical School through contract. In such cases, the contract will state the extent of the responsibility of each institution in the administration and disposition of research funds, provision of staff and facilities, and ownership of equipment purchased with research funds.

5. PROVISION FOR REVIEW OF RELATIONSHIP

Both parties agree that a productive and harmonious relationship between the two institutions depends upon maintaining effective channels of communication. The parties anticipate that routine matters will be handled and decided mutually through continuous contacts at the departmental or service level. At least annually, and more frequently if necessary, a group representing each institution should meet to review and discuss overall relationships and policies and other matters of common concern.

6. JURISDICTIONAL POWERS

It is agreed that the Lutheran General Hospital Board of Trustees, acting for its institution, shall retain all jurisdictional powers incident to separate ownership, including the power to determine the general and fiscal policies of its institution; selection of the directing head of the Hospital; and the determination of the acceptability and desirability of the Hospital medical and professional staff.

7. ADMISSION OF PATIENTS AND APPOINTMENTS TO TEACHING STAFF

All admissions of patients to the Hospital shall be under the direction of the Hospital Board of Trustees, and full and complete direction of the administration and supervision of the Hospital, as well as appointments to the medical staff, shall at all times be retained by the Hospital Board of Trustees. Appointments to the teaching staff of the Lutheran General Hospital shall be made by the Hospital Board of Trustees. Such appointments should come on recommendations of the Medical School after due consultation with the Hospital chiefs of service or departmental chairmen concerned and upon the approval of the executive committee of the medical staff. Appointment to the Hospital medical staff or membership therein is not contingent upon a teaching appointment.

8. CHANGES IN AGREEMENT AND DISSOLUTION

If any aspect of this agreement becomes unsatisfactory, a joint committee of appointed representatives of both institutions shall be responsible for discussing and resolving questions involved. If a change in the agreement is necessary, the committee shall make recommendations to the authorities at each institution. If problems develop that are serious, and that cannot be resolved, either party hereto shall have the right to terminate this agreement upon not less than six months' written notice to the other. The effective date of such dissolution shall be mutually agreed upon with adequate time to allow each institution to make necessary arrangements for an orderly transition. In the absence of such an agreement, however, the effective date of such dissolution or termination shall be six months after the receipt of such written notice.

9. TERM OF AGREEMENT

This agreement shall be for a term of ten years from and after the date of execution unless sooner terminated as hereinabove provided or by mutual consent of both parties. It may also be amended in writing to include such provisions as both parties may agree upon.

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

ATTEST:

Secretary

BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

Chairman

ATTEST:

Cynthia E. Schaefer (Mrs. G.C.)

Secretary

LUTHERAN GENERAL HOSPITAL

John V. King

President

Approved as to Form:

Burton Wachter

University Attorney

Approved as to Content:

William H. Knudsen

Chancellor

Edward A. Lerner

Deputy Chancellor for
Administration

5. Public Health School: Approval of Certain Planning and Development Programs (Pages 19-24). --

The letter which follows from Dean Stallones outlines several ambitious plans for the continued growth of the School of Public Health with particular emphasis on the school's interest in Latin-American medical and environmental activities.

1. Chancellor LeMaistre requests permission for Dean Stallones to make a brief oral report to the Board regarding these plans.
2. Chancellor LeMaistre requests specific Board action on the following:
 - a. Approval, in principle, of the plans related to the South-North Center for Health Studies, the Pan-American Center for the Environment, and the Institute of Environmental Health.
 - b. Approval to negotiate with the Friendswood Development Corporation and Humble Oil Corporation to secure a gift of land at Clear Lake adjacent to the Manned Spacecraft Center, on which to locate one or more of these centers.
 - c. Approval to initiate private fund-raising efforts relating to both construction and operating costs for these centers.
 - d. Approval to promote in appropriate ways the location of the Pan-American Center for the Environment in the Houston area.

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
Austin, Texas 78712

Dear Mickey:

I would like to report on the plans being developed within the School of Public Health to expand our activities in Latin America. The package has three parts: The South-North Center for Health Studies, the Pan American Center for the Environment; and The Institute of Environmental Health.

1. The South-North Center for Health Studies we envision to be a bi-lingual organization offering facilities for individuals and small groups to study various aspects of health and disease. For example, it could be the base of operations for a physician who wished advanced training in cancer therapy at the M. D. Anderson or a group of students concerned with the economics of medical care. As at the East-West Center at the University of Hawaii, we would encourage faculty members from Latin American Universities to come to the center for intensive study with a colleague from a university in the United States. At some stage we would hope to have residential facilities, library, study spaces and conference rooms. A facility such as this could be very attractive for Spanish-speaking United States nationals as well as people from Latin-American countries. The value of such a center in promoting international amity as well as scholarship in the field of health should be very great.

2. The Pan American Center for the Environment is an outgrowth of our involvement in planning a World Environmental Center. The latter seems delayed for an indefinite time due to the complex negotiations required between many different agencies. In our discussions with the staff of the Pan American Health Organization, we have received enthusiastic support, and the omens all seem propitious. PAHO currently supervises a network of air quality monitoring stations in South America, with headquarters in Lima. The organization also has cooperated with the Organization of American States in a number of studies of economic development of river basins or major area of a country. A center is needed where results of this kind of work can be centralized and its integration and dissemination assured. Special consultation and service in study design, data processing, and advanced technical procedures would be available through the center to people doing field work in Latin American countries. Particular attention would be paid to the problems of minimizing damage to the environment incurred in the establishment of new industrial enterprises, agricultural development, and construction of human settlements. The primary objective would be to provide information and service, rather than to attempt to centralize research activities.

3. The Institute of Environmental Health was established by the Regents several years ago and placed within the School of Public Health when it was activated in 1967. We have thought that the institute should have two major purposes:

- a. Research seeking solutions to the massive environmental problems that confront us.
- b. Consultation and advice to industry and government with respect to resources management.

In our early development of the school we necessarily have had to devote our primary attention to fulfilling our teaching requirements and, therefore, the Institute of Environmental Health has not truly been activated. Our budget request for this biennium proposed to do this, but unfortunately the gap between our request and the sum likely to be appropriated is so great that the Institute will probably be a casualty. Nevertheless, we have assembled a substantial nucleus of faculty with broad scope working in environmental health.

- Dr. James Steele, who will join us this fall, will be the director of the Institute.
- Dr. Chambers, a biologist with extensive background in air pollution.
- Dr. Smolensky, an environmental physiologist.
- Dr. Labarthe, a physician-epidemiologist.
- Dr. Downs, a biostatistician.
- Dr. Atkisson, formerly director of research for the Los Angeles County Air Pollution Control District and Director of the Institute of Urban Ecology of The University of Southern California.
- Dr. Heideman, a physician-internist, devoting his interest to urban design.
- Dr. Martin, a sociologist, also previously with The Institute of Urban Ecology, USC.
- Mr. Baba, an architect.
- Dr. Davis, an engineer, especially concerned with estuarine ecology and water resources management.
- Dr. Pier, a chemist.
- Dr. Gesell, a physicist.
- Mrs. Cechova, a hydrologist.
- Dr. Sterner, a physician, industrial medicine.

Not all of these people are, of course, directly and immediately involved full-time in matters that would fall within the purview of the Institute, but they all relate to it in some way.

That these three elements are related to each other is evident, and, if you will forgive me, I would like to express the relations as a Venn diagram, rather than attempting to propose an organizational chart. (See attachment.) *

Following on all of this, I have some specific requests.

1. May we have the approval of the Chancellor and of the Board of Regents to pursue these plans? *I recommend approval. WTK. 5/5/71*

2. May we enter negotiations with Friendswood Development Corporation and Humble Oil Company aiming to secure a gift of land at Clear Lake adjacent to the Manned Spacecraft Center, MSC, on which to locate one or more of these three centers? *I do not have a reason why not. WTK*

3. May we approach the Moody Foundation seeking financial support for construction and/or operating funds for the Institute of Environmental Health and/or the South-North Center? *I have no reason why not. WTK.*

4. Subject to your later review, may we explore a variety of possible sources of support for all three centers? *I recommend approval. WTK.*

5. Since the Pan American Center for the Environment, if it moves, may be established as a free-standing corporation, rather than as an organic member of The University of Texas System, may we continue to promote its development in the interest of having it located in Houston to our great advantage? *I recommend approval. WTK*

I am sure there are other questions, but if you all see fit to respond positively to these, then answers to most others should be resolved almost automatically. Thank you for your consideration of these matters; I truly believe that great benefit will accrue to The University if we are successful.

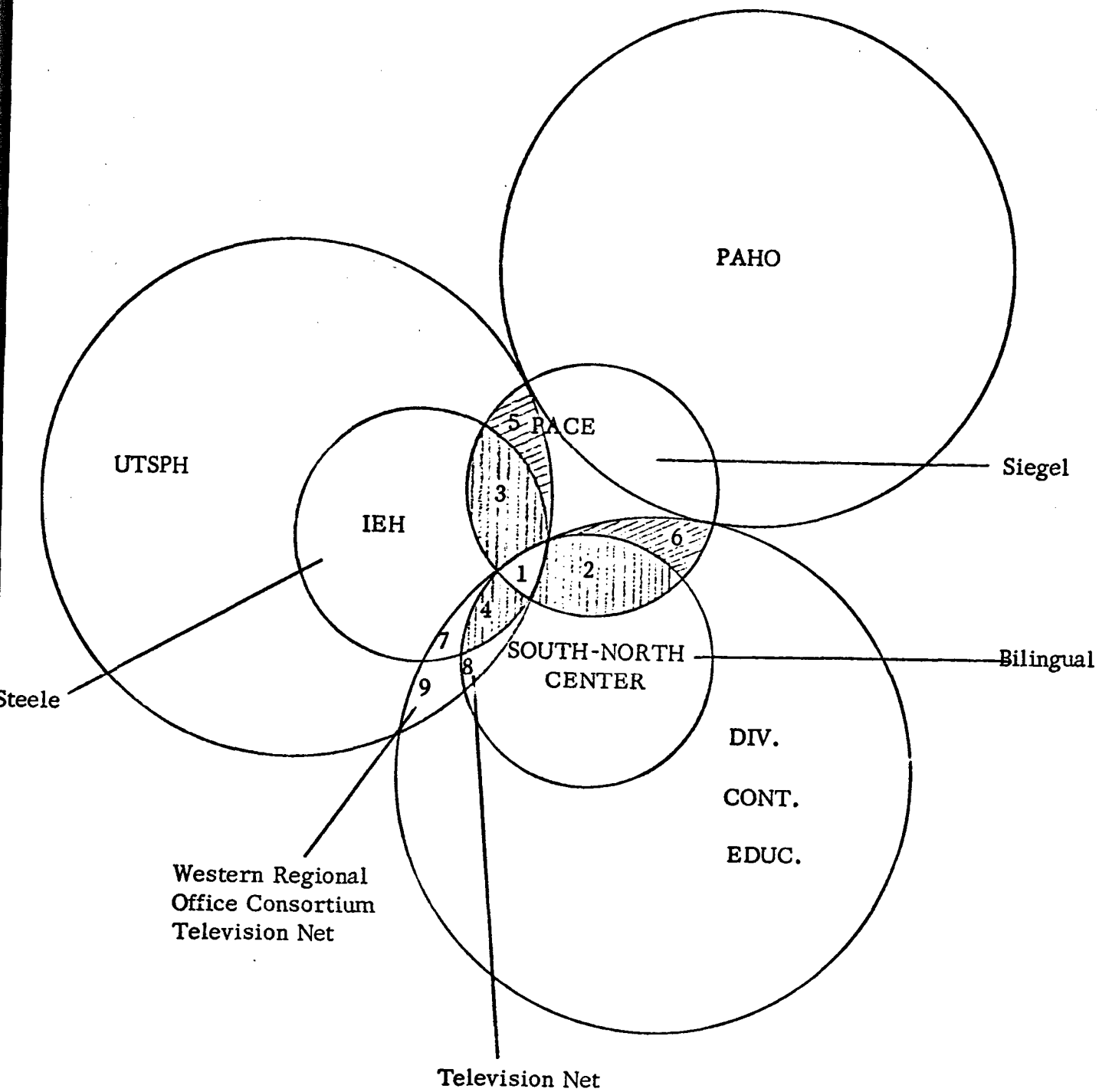
Yours sincerely,

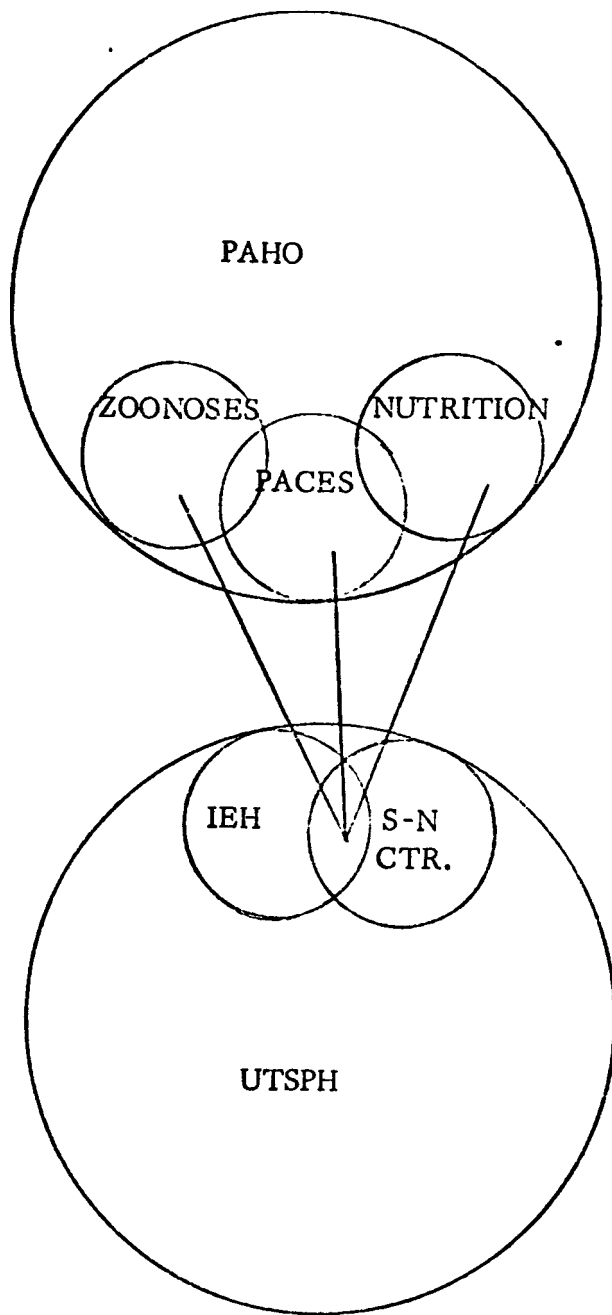
Reuel A. Stallones
Reuel A. Stallones, M.D., M.P.H.
Dean

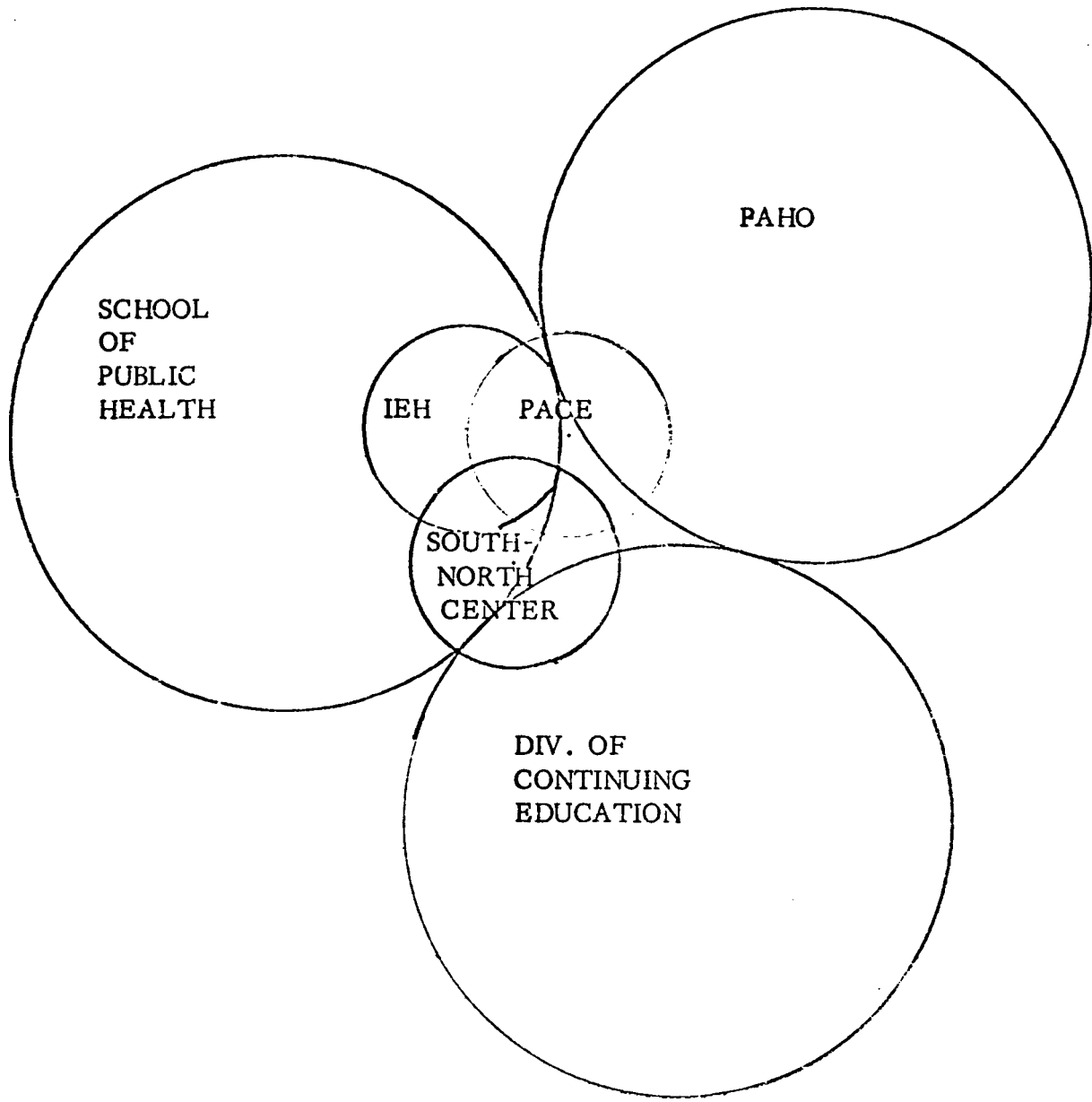
RAS/lm

Attachment

* See Pages MED 22 - 24 .







IEH: Institute of Environmental Health
PACE: Pan-American Center for the Environment

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE

Date : June 4, 1971
Time : Following the meeting of the Medical Affairs
Committee
Place : Main Building, Room 212
The University of Texas at Austin
Austin, Texas

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PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

1. REPORT ON CLEARANCE OF MONIES TO PERMANENT UNIVERSITY FUND AND AVAILABLE FUND.--The Auditor, Auditing Oil and Gas Production, reports the following with respect to monies cleared by the General Land Office to the Permanent University and Available University Fund for the current fiscal year through April, 1971, as follows:

	April, 1971	Cumulative This Fiscal Year	Cumulative Preceding Fiscal Year (Averaged)
<u>Permanent University Fund</u>			
Royalty - Oil	\$ 746,587.57	\$ 10,143,153.87	\$ 9,955,367.12
Gas - Regular	152,119.63	1,586,213.61	915,484.56
- F.P.C.	.47	24,772.60	69,741.76
Water	8,875.44	71,126.59	74,388.80
Salt Brine	1,385.44	8,236.84	8,142.64
Rental on Mineral Leases	68,860.47	200,940.51	196,704.48
Rental on Water Contracts	-0-	2,861.47	18,694.48
Rental on Brine Contracts	-0-	200.00	133.36
Amendments and Extensions of Mineral Leases	70,477.00	421,061.78	152,817.36
	<u>1,048,306.02</u>	<u>12,458,567.27</u>	<u>11,391,474.56</u>
Bonuses, Mineral Lease Sales (actual)	-0-	1,407,000.00	1,736,500.00
	<u>1,048,306.02</u>	<u>13,865,567.27</u>	<u>13,127,974.56</u>
<u>Available University Fund</u>			
Rental on Easements	13,903.49	107,222.84	123,768.00
Interest on Easements and Royalty	24.49	670.65	4,014.56
Correction Fees-Easements	-0-	-0-	-0-
Transfer and Relinquishment Fees	(290.17)	4,239.85	6,799.12
	<u>13,637.81</u>	<u>112,133.34</u>	<u>134,581.68</u>
Total - Permanent and Available University Funds	<u><u>\$ 1,061,943.83</u></u>	<u><u>\$ 13,977,700.61</u></u>	<u><u>\$ 13,262,556.24</u></u>
<u>Oil and Gas Development - April 30, 1971</u>			
Acreage Under Lease	572,906		
Number of Producing Acres	321,546		
Number of Producing Leases	1,423		

PERMANENT UNIVERSITY FUND - BOND MATTERS.--

2. REPORT RE POSSIBLE REFUNDING OF CERTAIN OUTSTANDING PERMANENT UNIVERSITY FUND BONDS.--As authorized by the Board of Regents, the Office of Investments, Trusts and Lands has been giving consideration to the possibility of a refunding program whereby New Series Permanent University Fund Bonds (those issued after 1966) bearing an increased rate of interest would be offered in exchange for Old Series Permanent University Fund Bonds (those issued in 1966 and prior thereto). This investigation has led to a consideration of the possibility that substantially the same results might be achieved without incurring the additional interest cost if a suitable official opinion from the Attorney General might be obtained as to the effect of our covenant, as to the Old Series Bonds, to own at all times enough "United States Government Bonds" to produce annual interest equal to or greater than the maximum annual interest and principal maturing on such Old Series Bonds. If the term "United States Government Bonds" can be officially construed to include obligations guaranteed by the United States of America, it is possible that the refunding plan should be abandoned and such official opinion obtained. As this is written, we are not in position to make a definite recommendation on the choice of alternatives. Permission is requested to make a further report and possible recommendation at the June 4, 1971, meeting.

PERMANENT UNIVERSITY FUND - LAND MATTERS.--

3. LEASES AND EASEMENTS.--It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands that the following applications for various leases, easements, assignments, amendments, material source permits and water contracts on University Lands be approved. All have been approved as to form and as to content by the appropriate officials.

EASEMENTS AND SURFACE LEASES

All easements and surface leases are at the standard rates; are on the University's standard forms; and payment has been received in advance, unless otherwise stated.

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3246	Transwestern Pipeline Company	Pipe Line	Winkler	21	390.61 rds 12 inch	4/1/71 - 3/31/81	\$ 781.22
3247	Transwestern Pipeline Company	Pipe Line	Ward	16	1,174.97 rds 6 inch	4/1/71 - 3/31/81	1,527.46
3248	Skelly Oil Company (renewal of 1588)	Pipe Line	Andrews	9	649 rds 2-3/8 inch	6/1/71 - 5/31/81	421.85
3249	Warren Petroleum Corporation (renewal of 1594)	Pipe Line	Crane	31	87.2 rds 6-5/8 inch	7/1/71 - 6/30/81	113.36
3250	Amoco Production Company	Pipe Line	Andrews	13	159 rds 1 inch	3/1/71 - 2/28/81	103.35
3251	Phillips Petroleum Company (renewal of 1567)	Pipe Line	Andrews	1 & 11	251.1 rds various sized	4/1/71 - 3/31/81	163.22
3252	Mobil Pipe Line Company	Pipe Line	Ward	16	608.3 rds 6-5/8 inch	4/1/71 - 3/31/81	790.79
3253	B.T.A. Oil Producers (renewal of 1578)	Pipe Line	Andrews	9	141.62 rds 4-1/2 inch	5/1/71 - 4/30/81	92.05

Easements and Surface Leases - Continued --

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3254	B.T.A. Oil Producers (renewal of 1579)	Pipe Line	Andrews	1	130 rds 2 inch	5/1/71 - 4/30/81	\$ 84.50
3255	El Paso Natural Gas Company (renewal of 1603)	Pipe Line	Crane	30	1,404.12 rds 12-3/4 inch	9/1/71 - 8/31/81	2,808.24
3256	El Paso Natural Gas Company	Surface Lease (Injector Site)	Ector	35	60' x 100'	5/1/71 - 4/30/81	50.00*
3257	Atlantic Richfield Company (renewal of 1597)	Pipe Line	Crane	31	444.7 rds various sized	7/1/71 - 6/30/81	289.06
3258	ARCO Pipe Line Company (renewal of 1618)	Pipe Line	Ward	16	178 rds 4 inch	9/1/71 - 8/31/81	115.70
3259	Phillips Petroleum Company (renewal of 1566)	Pipe Line	Ector	35	140.4 rds 6-5/8 inch	7/1/71 - 6/30/81	182.52
3260	Phillips Petroleum Company (Partial renewal of 1574)	Pipe Line	Andrews	13	395.4 rds 4-1/2 inch	7/1/71 - 6/30/81	257.01
3261	Phillips Pipe Line Company (Partial renewal of 1574)	Pipe Line	Andrews	13	160.9 rds 4-1/2 inch	7/1/71 - 6/30/81	104.59
3262	Phillips Petroleum Company (Partial renewal of 1593)	Pipe Line	Andrews	10 & 13	1,006.4 rds various sized	7/1/71 - 6/30/81	654.16
3263	Gulf Refining Company	Pipe Line	Crane	30	2,754.91 rds 6-5/8 inch	6/1/71 - 5/31/81	3,581.38

* Full consideration.

Easements and Surface Leases - Continued --

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3264	Phillips Petroleum Company (Renewal of 1570)	Pipe Line	Crane	30	2,133.2 rds various sized	5/1/71 - 4/30/81	\$ 2,457.78
3265	Phillips Pipe Line Company (Partial renewal of 1593)	Pipe Line	Andrews	9	18.8 rds 4-1/2 inch	7/1/71 - 6/30/81	50.00 (Min.)
3266	Phillips Petroleum Company (renewal of 1596)	Pipe Line	Andrews Ector	13 35	727 rds various sized	8/1/71 - 7/31/81	533.52
3267	Texas-New Mexico Pipe Line Company (renewal of 1601)	Pipe Line	Crane	30 & 31	1,655 rds various sized	5/1/71 - 4/30/81	1,628.25
3268	General American Oil Company	Surface Lease (Water Processing and Pressuring Plant, Storage Area)	Crane	30	6.1 acres	4/1/71 - 3/31/72	122.00*
3269	Amoco Production Company	Pipe Line	Andrews	13	52.2 rds 4 inch	4/1/71 - 3/31/81	50.00 (Min.)
3270	Community Public Service Company	Power Line	Pecos	27 & 28	125.15 rds	2/1/71 1/31/81	75.09
3271	Larry Carrigan	Surface Lease (Residential Site)	Andrews	13	200' x 200'	5/1/71 - 4/30/72	50.00*

*One year term, with option to extend and renew said lease from year to year, but in any event not to exceed a total of ten (10) years. Consideration shown is for first year only.

Easements and Surface Leases - Continued --

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3272	Commissioner's Court of Ward County	Surface Lease (Park Site)	Ward	16	Less than one-half acre	*	None
3273	American Telephone and Telegraph Company (renewal of 1591)	Surface Lease (Radio Relay Site-Ingress & Egress)	Hudspeth	G	3.44 acres	7/1/71 - 6/30/81	\$ 1,000.00**
3274	El Paso Natural Gas Company	Pipe Line	Ector	35	185.09 rds 18 inch	5/1/71 - 4/31/81	370.18
3275	Humble Oil and Refining Company (renewal of 1595)	Pipe Line	Andrews	9	339 rds 4-1/2 inch	8/1/71 - 7/31/81	220.35
3276	El Paso Natural Gas Company	Pipe Line	Terrell	34	33.64 rds 4-1/2 inch	5/1/71 - 4/30/81	50.00 (Min.)
3277	American Telephone and Telegraph Company	Surface Lease (Radio Relay Site)	Hudspeth	J & K	1.20 acres	7/1/71 - 6/30/81	1,000.00**
3278	General American Oil Company of Texas	Pipe Line	Crane	30	284.84 various sized	4/1/71 - 3/31/81	263.93
3279	Lo-Vaca Gathering Company	Pipe Line	Ward	16	1,374.5 rds 12-3/4 inch	5/1/71 - 4/31/81	2,749.00

4. AMENDMENT TO EASEMENT

No.	Lessee	Period	Description	Distance or Area	Consideration
3205	Delhi Gas Pipeline Corporation	1/1/71 - 12/31/80	Block 29	123.39 rds 10 inch additional line	\$ 160.41 plus 50.00 amendment fee

*County will retain use of this site for so long as used for park purposes.

**Full Consideration.

Easements and Surface Leases - Continued --

5. MATERIAL SOURCE PERMIT

No.	Grantee	County	Location	Quantity	Consideration
387	McVean & Barlow, Inc.	Ward & Winkler	Blocks 21 & 17	42,950 cubic yards of dirt	\$ 12,885.00

6. WATER CONTRACT

No.	Grantee	County	Location	Period	Consideration
137	Gulf Oil Corporation (renewal of Easement No. 1589)	Crane	Block 30	3/4/71 - 3/4/76	\$ 100.00*

*Annual rental of \$100 is to be paid plus a royalty of 10¢ per 1,000 gallons of water produced from the premises. In no event shall royalty be less than \$200 per year.

7. GRAZING LEASES

All the following grazing leases are for the five-year period, July 1, 1971, through June 30, 1976, with extension for an additional five-year period, July 1, 1976, through June 30, 1981, at rental shown provided the Lessee carries out the range conservation and/or ranch improvement programs and practices specified in Exhibit B of each lease, which shall be certified by the University Land Agent. All leases are on the University's standard forms with semi-annual payment of rental on July 1 and January 1 of each year in the amounts set out in the lease.

Lease No.		Lessee	Location		Acreage	Previous Rental Per Acre	First Five Years Annual		Second Five Years Annual	
New	Old		County	Block			Acre	Rental	Acre	Rental
1109	970	Jay Kerr and Cleve Kerr	Hudspeth	A, B, C	102,394.3	\$0.15	\$0.18	\$18,430.98	\$0.22	\$22,526.74
1110	971	Hilary George Bedford	Andrews	11	9,656.67	0.23	0.26	2,512.04	0.31	2,995.12
1111	972	Basil Dunlap	Crockett	29	1,434.0	0.50	0.67	960.78	0.80	1,147.20

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Grazing Leases - Continued --

Lease No.		Lessee	Location		Acreage	Previous Rental Per Acre	First Five Years		Second Five Years	
New	Old		County	Block			Acre	Rental	Acre	Rental
1112	973	W. E. Dunlap	Crockett	29 & 30	3,650.0	\$0.50	\$0.67	\$2,445.50	\$0.80	\$2,920.00
1113	976	John Dublin, Jr.	Crockett	38, 39, 41, & 42	11,245.2	0.50	0.65	7,309.38	0.77	8,658.80
1114	1045	Vannie E. Cook, Jr.	Crane & Upton	30 & 31	60,783.7	0.25	0.25	15,195.92	0.30	18,235.11*

*This cancels 1045 previously granted to Clinton Manges - Annual payments will be made July 1 of each year.

8. ASSIGNMENT OF GRAZING LEASES

No.	Assignor	Assignee	County	Acreage	Period	Consideration
1100	Tom Elrod	W. A. Wroe	Terrell	15,606.50	1/1/71 - 12/31/80	\$ 6,096.25*
1108	B. A. Randall and H. Dale Nichols	Joe Mendiburu and Robert W. Beard	Hudspeth	117,143.2	1/1/71 - 12/31/80	12,500.00*

*University's one-half share of bonus received.

TRUST AND SPECIAL FUNDS - GIFT, BEQUEST AND ESTATE MATTERS.--

9. U. T. MEDICAL SCHOOL AT DALLAS - ACCEPTANCE OF BEQUEST UNDER THE WILL OF ELMER E. STALCUP, DECEASED, AND CONSIDERATION OF POSSIBLE SALE OF REAL ESTATE IN ODESSA, ECTOR COUNTY, TEXAS.--In the agenda material permission was requested to submit an offer, if received, for all or a portion of certain property in Odessa, Texas, owned by the above estate. The Executor has now received an offer from Mrs. Julia Norman to buy a portion of such property for a total consideration of \$33,000.00 (approximately its appraised value), payable \$23,700.54 in cash, and the assumption of the mortgage thereon held by Ryan Mortgage Company in the amount of \$9,299.46. The property consists of a tract of land located at the N/W corner of East 7th Street and Jefferson Avenue in Odessa, Ector County, Texas, containing approximately 9,000 square feet, plus a one-story office building of about 2,160 square feet situated thereon.

The Associate Deputy Chancellor for Investments, Trusts and Lands recommends the approval of such sale by the Executor.

TRUST AND SPECIAL FUNDS - GIFT, BEQUEST AND ESTATE MATTERS.--

9. U. T. MEDICAL SCHOOL AT DALLAS - ACCEPTANCE OF BEQUEST UNDER THE WILL OF ELMER E. STALCUP, DECEASED, AND CONSIDERATION OF POSSIBLE SALE OF REAL ESTATE IN ODESSA, ECTOR COUNTY, TEXAS.--Under the terms and provisions of the Last Will and Testament of Elmer Ellard Stalcup, dated July 15, 1969, all of his property, real, personal, and mixed, was devised to "the governing board of the Southwestern Medical School of the University of Texas at Dallas, Texas, to be used and expended for the benefit of such school in any manner it deemed appropriate." The estate with a net value of approximately \$50,000. is being administered by The First National Bank of Odessa, as Independent Executor. Since a necessity exists to sell certain assets to pay debts outstanding, it appears that there is a strong possibility that an offer will be submitted for all or a part of certain real property located at 701 North Jefferson Street, Odessa, Texas, being described as Lots 13, 14, 15, and 16, Block 1, Hartzog Addition to the City of Odessa, Ector County, Texas, on which are located two commercial buildings and which has been appraised at \$41,400.

The Associate Deputy Chancellor for Investments, Trusts and Lands and the administrative officials of The University of Texas Southwestern Medical School at Dallas recommend acceptance of the bequest under the terms of the Will of Elmer E. Stalcup, Deceased. The Associate Deputy Chancellor for Investments, Trusts and Lands requests permission to submit such offer for the purchase of the above described real estate to the Board for consideration if received before the date of the meeting.

NO PUBLICITY -

10. U. T. AUSTIN - RECOMMENDATION FOR RATIFICATION OF TRUST AGREEMENT ESTABLISHING THE GEORGE M. OLIVER CHARITABLE TRUST AND THE LEILA A. OLIVER CHARITABLE TRUST. --By Trust Agreement executed by the donors on April 27 and by Associate Deputy Chancellor for Investments, Trusts and Lands Shelton on behalf of the Board of Regents on May 11, 1971, Mr. George M. Oliver and wife, Mrs. Leila A. Oliver, of El Paso have established with the Board of Regents as Trustee The George M. Oliver Charitable Trust and The Leila A. Oliver Charitable Trust, transferring to each Trust 15,000 shares of Farah Manufacturing Company, Inc., Common Stock, each of the two gifts being worth \$734,062.50 on April 27. During the lifetime of each donor, the University will pay to the donor quarterly during each year a sum to equal annually 5% of the net fair market value of the trust assets valued as of January 1 of each year. The valuation for 1971 is that for April 27, and payments for 1971 and for any other short years such as 1971 will be a prorated amount for the number of days during that year the trust is in effect.

Upon the death of each donor (dates of birth - Mr. Oliver 3/3/04 and Mrs. Oliver 7/15/06), the assets of that particular trust are to be turned over to the Board of Regents for The Leaton Thomas Oliver Scholarship Fund for students in Chemical Engineering at U. T. Austin in memory of Leaton Thomas Oliver, the deceased son of the donors and a distinguished 1962 graduate in Chemical Engineering at U. T. Austin.

The Farah Manufacturing Company stock yields approximately 1%. As this is being written an effort is being made, with concurrence of Chairman Peace and Regent Ikard, to sell 10,000 shares out of each trust with the proceeds to be invested in securities to yield the required annual income payout. Due to the thin market on this stock, the prevailing general market weakness and the impending offering of 500,000 additional shares of the company, scheduled for early June, the proposed sale may or may not be effected by the date of the Regents meeting on June 4.

The Associate Deputy Chancellor for Investments, Trusts and Lands asks ratification of his execution of the Trust Agreement and the proposed sale of the Farah stock.

The donors have requested no publicity at this time.

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS.--

11. U. T. AUSTIN - HOGG FOUNDATION: WILL C. HOGG, MEMORIAL FUND - RECOMMENDATION FOR JOINDER AS REMAINDERMAN UNDER THE WILL OF THOS. E. HOGG IN OIL AND GAS LEASE ON INTEREST IN 1,553 ACRES IN MONTGOMERY COUNTY.--One-half of the minerals under 1,553 acres in the James Pevehouse League, Montgomery County, is owned in the following proportions of the one-half: 5/12ths by Miss Ima Hogg, 4/12ths by Mrs. Alice Nicholson Hanszen under the Will of Mike Hogg, and 3/12ths for life by Mrs. Margaret Wells Markus under the Will of Thomas E. Hogg and then to the Board of Regents as Trustee of the Hogg Foundation: Will C. Hogg Memorial Fund. Mrs. Markus, by earlier agreement with the Board of Regents interpreting the Will of Thos. E. Hogg, receives all bonuses, rentals, and royalties on mineral interests in that Estate.

Mrs. Markus has requested that the Board of Regents join her in an oil and gas lease with Miss Hogg and Mrs. Hanszen to Mr. W. L. Sinclair of Dallas on the Montgomery County interest which is rank wildcat at 1/6th royalty, \$5 per mineral acre bonus and \$5 annual delay rental for a primary term of 3 years. The Associate Deputy Chancellor for Investments, Trusts and Lands recommends that the Board of Regents authorize the joinder.

12. U. T. AUSTIN - HOGG FOUNDATION: WILL C. HOGG MEMORIAL FUND - RECOMMENDATION FOR JOINDER IN OIL AND GAS LEASE TO GEOLOGICAL RESEARCH CORPORATION ON 196.07 ACRES, WHARTON COUNTY.--Geological Research Corporation (Mr. Cecil V. Hagen) of Houston is leasing the undivided interests in oil and gas under 196.07 acres in the Stephen F. Austin Survey, Abstract 2, Wharton County, which is on Boling Dome in an area where heretofore only shallow Miocene production above the salt dome has been obtained. The leases are for a primary term of 6 months with 1/6th royalty and no bonus, but the lessee agrees to pay liquidated damages (\$125 for Will C. Hogg Memorial for its 1/16th interest in the oil and gas) if a well is not started within the primary term. Miss Ima Hogg, Mrs. Alice Nicholson Hanszen, and Mrs. Margaret Wells Markus, Life Tenant under the Will of Thos. E. Hogg with Remainder to the Will C. Hogg Memorial Fund, are joining in the lease. The Associate Deputy Chancellor for Investments, Trusts and Lands recommends joinder in the lease.

13. U. T. AUSTIN - HOGG FOUNDATION: WILL C. HOGG MEMORIAL FUND - RECOMMENDATION FOR JOINDER WITH HUMBLE OIL AND REFINING COMPANY IN AMENDMENTS TO 4 OLD OIL AND GAS LEASES IN RACCOON BEND FIELD, AUSTIN COUNTY.--The Will C. Hogg Memorial Fund holds small royalty interests under 4 leases in the Raccoon Bend Field, Austin County, all made in 1925 and 1926 and now held and operated by Humble Oil & Refining Company. Three of the leases are in the Raccoon Bend Waterflood Unit I (Gutowsky and Grawunder Sands), and one is in the Raccoon Bend Waterflood Unit II (Sparta Sand). Humble proposes that the University join in amendments to the 4 leases to bring them more in line with later leases in the field due to developing market for casing head gas and Humble's re-evaluation in an attempt to discover gas productive formations.

As to gas royalty, the old leases provide for a maximum of \$200 per lease (full mineral interest) annually. Royalty on oil is 1/8th. The amendments will provide for 1/8th of market value on gas and will include a reasonable shut-in gas provision. The Associate Deputy Chancellor for Investments, Trusts and Lands recommends authorization for execution of the lease amendments.

14. REPORT OF SECURITIES TRANSACTIONS FOR PERMANENT UNIVERSITY FUND AND FOR TRUST AND SPECIAL FUNDS FOR THE MONTHS OF FEBRUARY AND MARCH 1971.--The reports of securities transactions for the Permanent University Fund and for Trust and Special Funds for February and March 1971 were mailed to the members of the Board of Regents on May 18, 1971. The results of the mail ballots will be reported by the Secretary at the meeting of the Land and Investment Committee.

Committee of the Whole

COMMITTEE OF THE WHOLE
Chairman Peace, Presiding

Date: June 4, 1971

Time: Following the meeting of the Land and Investment Committee

Place: Main Building, Room 212
U. T. Austin
Austin, Texas

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A. U. T. System

1. Regents' Rules and Regulations, Part One: Amendments to Chapter II (Advisory Council on Marine-Related Affairs and Advisory Council on Allied Health Programs). --The following amendment was submitted by Chancellor LeMaistre prior to the last meeting and withdrawn at the meeting with the request that it be deferred until the June Regents' meeting. Below is a Xerox copy of his resubmission of this item which is followed on Page C of W -4 by a narrative explanation of the proposed amendment:

In view of the growing need for close cooperation in the development of marine-related programs and allied health programs and the need for a formal mechanism for System-wide planning in these areas, Chancellor LeMaistre recommends the creation of an Advisory Council on Marine-Related Affairs and an Advisory Council on Allied Health Programs by the addition of the following sections to the Regents' Rules and Regulations, Part One, Chapter II:

Sec. 6 Interinstitutional Programs

6.1 Advisory Council on Marine-Related Affairs.

6.11 The Council shall be chaired by the Vice-Chancellor for Academic Affairs, and membership shall consist of the Vice-Chancellor for Academic Affairs, the Vice-Chancellor for Health Affairs, and two persons from each of the following institutions appointed by the respective Chief Administrative Officers: U.T. Austin, U.T. Medical Branch at Galveston, U.T. Dallas and San Antonio Medical School. Additional U.T. System component institutions may be admitted to membership on the Council by the Chancellor upon demonstration that they have substantive and on-going programs in marine-related programs. The chairman shall call meetings of the Council as required.

6.12 The Council is charged with advising the Chancellor's Academic Affairs Council in the development of coordinated marine programs within the U.T. System institutions to maximize the efficient utilization of facilities, staff, and faculties and to serve most effectively the needs of students and the public. The Advisory Council on Marine-Related Affairs will advise the Academic Affairs Council on marine affairs in the U.T. System including degree programs, research activities, and the construction and conversion of facilities related to the oceans and the coastal areas of Texas.

6.2 Advisory Council on Allied Health Programs.

6.21 The Council shall be chaired by the Vice-Chancellor for Health Affairs, and membership shall consist of the Vice-Chancellor for Health Affairs, the Vice-Chancellor for Academic Affairs, and one person from each of the following institutions appointed by the respective Chief Administrative Officers: U.T. Arlington, U.T. Austin, U.T. Dallas, U.T. El Paso, U.T. Permian Basin, U.T. San Antonio, U.T. Dallas Southwestern Medical School, U.T. Galveston Medical Branch, U.T. Houston Dental School, M.D. Anderson, U.T. Houston Medical School, U.T. Houston Public Health School, U.T. San Antonio Dental School, U.T. San Antonio Medical School, U.T. System Nursing School. The Chancellor may add other component institutions to the Council as he deems appropriate. The chairman shall call meetings of the Council as required and may appoint such special study committees as are appropriate to the work of the Council.

6.22 The Council is charged with advising the Chancellor's Academic Affairs Council in the development of coordinated allied health programs within the U.T. System to maximize the efficient utilization of facilities, staff, and faculties and to provide for the health manpower needs of the State.

Narrative Statement: Advisory Councils on Marine-Related Affairs and Allied Health Programs.

This amendment will provide for two new Advisory Councils to the Chancellor related to (1) Marine-Related Affairs and (2) Allied Health Programs. The increasing importance of both of these subject areas, and the need to develop cooperative academic programs indicate the need to have continuing formal meetings of institutional representatives in these specialized areas. Each of these Advisory Councils will report to the Chancellor through the Academic Affairs Council.

2. Report of Special Committee to Review Budgets for System Administration, Bauer House and University House at 1610 Watchill Road. --The following two items from the report of the Special Committee to Review Budgets for System Administration, Bauer House and University House at 1610 Watchill Road were approved at the April 1971 meeting. These items were not listed on the agenda and are herewith resubmitted for ratification:

1. Replacement of Air Conditioning System and New Carpets and Furniture Refinishing at 1610 Watchill Road:

- a. Removal of old air conditioning units and supporting utilities and installment of new equipment:

- (1) one unit to serve the upstairs
- (2) one unit to serve the library and large living room on the east side downstairs
- (3) one unit to serve the dining room, sun porch, kitchen, entrance foyer and stair well.

	Estimated Cost	\$11, 250
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- b. New carpets and furniture refinishing -

	Estimated Cost	<u>4, 950</u>
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	Total	<u><u>\$16, 200</u></u>
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2. Washington Office: Personnel

- | | |
|--|------------|
| a. Assistant Director for Federal Affairs
Ralph C. Graber | \$25, 000* |
| b. Executive Assistant to the Director
Irene S. West | \$13, 800* |

*Funds to come from Available Fund.

The personnel listed above at the salary rates indicated were approved without objection effective April 1, 1971.

3. Amendment to Roster of Depository Banks (Addition of Bank of Commerce, Fort Worth, Texas). --It is recommended by System Administration that the roster of depository banks for The University of Texas System be amended by adding the Bank of Commerce, Fort Worth, Texas, subject to the bank's being willing to execute the standard depository agreement previously approved by the Board of Regents.

4. Recommendation to Disapprove U. T. Austin Faculty Proposal Concerning Due Process Protection for Administrators (Pages 6-11). --
Below is a Xerox copy of the material submitted by Chancellor LeMaistre:

Chancellor LeMaistre submits for information to the Board of Regents a recommendation from the U.T. Austin faculty to adopt rules concerning the termination of the appointment of administrators. Chancellor LeMaistre recommends that this proposal not be adopted. President ad interim Jordan concurs in this position. (Letter of March 25, 1971 and faculty recommendation follow.)

If adopted as a System-wide policy, such a rule would apply to an estimated 350 to 500 administrators including deans, department chairmen, vice presidents, and presidents in the seventeen component institutions in the U.T. System. With this number of persons involved, a large part of the time of the faculty and other institutional personnel and the U.T. System would be spent in hearings concerning changes in personnel. The establishment of such a procedure would lead to the introduction of adversary proceedings involving informal conciliation, formal charges, hearings, presentation of evidence, witnesses, representation by counsel, cross examination, etc. Such procedures simply are not appropriate to the termination of employment for administrators.

More important, such a change would create problems in the management of the institution. This procedure would add one more obstacle to the process of replacing persons in administrative positions. Acting on such a necessity is often unpleasant in any event, and to have to make a public disclosure of a person's administrative deficiencies, often at the insistence of the very person not adequately filling the job, may lead to the continuation of incompetent or mediocre persons in administrative positions as their superiors choose not to face the prospect of public hearings.

Most terminations occur due to the lapse of the appointment period or retirement. In cases of incompetency, the need for a different kind of person, the inability of persons to work together effectively, disagreements on timetables and priorities, or outright conflict in goals, values, style, or methods, the situation requiring termination of an appointment usually develops against a background of testing, criticizing, prodding, efforts at channeling or modifying activities and behavior, attempts at conciliation, the identification of deficiencies, etc. The concept of written charges, written responses, and hearings for controlling such a complex situation is impractical and unrealistic. At very best, it is difficult to establish leadership in a university. Such a prolonged procedure prior to every change of administrative position would further weaken the authority and leadership of the president and other key administrators.

The fact that the hearing suggested by the U.T. Austin faculty may be public puts a burden on the person whose appointment is being terminated to insist on a public hearing. If he does not, it might be assumed he is willing to help the administration cover up some wrongdoing in his office.

It is important to note that the faculty committee developing this proposal could find no support for its position from the American Association of University Professors. For Board information, the University Council debate on this item on February 15, 1971 is reproduced below. See Pages 10 - 11.



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

President

March 25, 1971

Charles A. LeMaistre, M. D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

At its meeting on February 15, 1971, the UT Austin University Council adopted the Faculty Senate's proposal concerning due process procedure for dismissal of University administrators. As you know, I have made it a practice of forwarding all University Council matters calling for Regental decision to you, regardless of my approval or disapproval of the particular item.

In this case, the University Council action goes forward without my recommendation. I find the proposal administratively unsound, in that it tends to diminish the responsibility which any administrator must bear for his actions in relation to his subordinate administrators.

However, it should be noted that the Regents' Rules (Part One, Chapter III, Section 6.9) already provides for appeal and review of dismissals of so-called "1000 code" administrators. As you may know, a number of our administrative officials (assistant deans, one vice president, one assistant vice president, and so on) are so classified.

I also want to point out that the actions of all administrators toward their subordinates, whether the latter are "1000 code" or in part-time academic appointments, are appealable and reviewable by the administrative superiors of the person making the dismissal decision.

Finally, I would not be opposed to the Regents adopting a regulation which would direct that the administrator responsible for the termination of the appointment of another administrator be required to give to the dismissed individual, by whatever means deemed appropriate, the reasons for the dismissal.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Bryce Jordan".

Bryce Jordan
President ad interim

BJ:bg

THE UNIVERSITY OF TEXAS
AUSTIN 78712

FEB 17 1971
PRESIDENTS OFFICE
U.T. AUSTIN

REC'D FEB 17 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

February 16, 1971

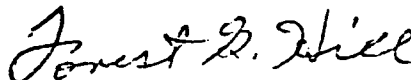
Dr. Bryce Jordan
President Ad Interim of the
University of Texas at Austin
Main B. 102

Dear Dr. Jordan:

This is to advise you that the University Council at its meeting of February 15, 1971 adopted the Faculty Senate's proposal concerning due-process procedure for dismissal of University administrators (D&P 4730--two copies enclosed). *

Since this involves a proposal to change the Regents' Rules (the Institutional Supplement), it is now ready for your action with reference to forwarding to the Board of Regents.

Sincerely yours



Forest G. Hill, Secretary
The University Council

Enc.

* Faculty Senate recommendation follows:

DOCUMENTS AND PROCEEDINGS OF THE UNIVERSITY COUNCIL

PROPOSAL CONCERNING DUE-PROCESS PROCEDURE FOR DISMISSALOF UNIVERSITY ADMINISTRATORS

Mr. Wright, Chairman of the Faculty Senate, has filed with the Secretary of the University Council the recommendation set forth below. The Secretary has classified this proposal to be minor legislation.

Notice is hereby given that this legislation will be presented to the University Council for consideration at its meeting on February 15, 1971.

Forest G. Hill

Forest G. Hill, Secretary
The University Council

RECOMMENDATION OF THE FACULTY SENATE

The Faculty Senate requests the Board of Regents to adopt the following rule:

Upon notification that his occupancy of an administrative office or position is under consideration for termination, and prior to final action thereon, either during or at the end of a previously stated term, the President, or Provost, or a Dean, or a Department Chairman, or any other administrative officer with primary policy-making responsibility, may at his election, within five days of receipt of such notification, request in writing, and thereupon obtain the following formal procedure by, from, and before the officer or body empowered to accomplish the termination:

1. A full and complete statement in writing of the reasons for the contemplated termination;
2. Adequate opportunity to prepare and deliver a written answer;
3. An informal meeting, which shall be in private unless the person to be dismissed requests that it be public, for the purpose of:
 - (a) mutual discussion of the reasons and answers thereto,
 - (b) informal presentation of relevant evidence,
 - (c) appearance in person of the person concerned, or by his representative or both.

Neither the availability nor employment of the foregoing procedures shall affect in any way the substantive grounds upon which occupancy of an administrative office or position may be terminated.

Filed with the Secretary of the University Council by Mr. Charles Alan Wright, Chairman of the Faculty Senate, on February 9, 1971.

Distributed among the members of the University Council on February 11, 1971.

THE FACULTY SENATE'S PROPOSAL CONCERNING DUE-PROCESS PROCEDURE FOR DISMISSAL OF UNIVERSITY ADMINISTRATORS (D&P 4730) (ADOPTED).

Mr. Jordan observed that it should be a matter of considerable satisfaction to those who had worked so hard to establish the Faculty Senate at The University of Texas at Austin to know that it was producing a great deal of work and thought and legislation. He noted that three Senate proposals were on the agenda for this meeting and called on Mr. Wright to introduce them. Mr. Wright then moved, on behalf of the Faculty Senate, that the University Council join the Senate in requesting the Board of Regents to adopt the proposed rule regarding due-process procedure in the dismissal of University administrators (D&P 4730). He said that before asking Mr. Monti, the chairman of the Senate committee which had worked for some months in preparing this legislation, to explain the details, he wanted only to point up the very limited scope of the proposal. It contained nothing that would give administrators tenure in their administrative office or alter in any way the substantive grounds on which an administrator's service in his administrative capacity might be discontinued. All that it provided was that the administrator, if his services were to be terminated, might at his own request have an opportunity to meet with the appropriate authority, find out the reason why his services were being terminated, and have an opportunity to reply. This very limited provision might, in unusual cases, serve one or the other of two very beneficial purposes. First, it was conceivable--although he could not see it happening at this institution--that an administrator's services might be terminated because of a misapprehension of the facts on the part of the appropriate authority. In this event, the proposed rule would provide an opportunity for the facts concerning the person in question to be corrected. Second, a university was--as those who had served on the presidential search committee had particular reason to know--nearly without equal as a rumor mill. Consequently, whenever a person's administrative services were terminated without any explanation, the rumors frequently verged on the scandalous as members of the faculty vied to think of the most discreditable reason why his administrative services might be terminated. In such instances speculation of this kind might be avoided if the reason were given.

Mr. Monti explained that in the process of formulating this rule the committee had contacted the national office of the American Association of University Professors, asking what due-process procedures the AAUP had endorsed in respect to administrators. The answer was that administrators as administrators had been extended no due-process protection. Like faculty members generally, they were protected against academic freedom violations, but as administrators they had no unique protection. The AAUP had this particular question under consideration, although the committee had not since been informed what preliminary results the AAUP may have reached. Thus the committee had gained no guidance from that quarter. As Mr. Wright had pointed out, the proposed rule was simply a due-process procedure whereby a person whose administrative assignment was being terminated could elect through various levels of questioning to find out why he was being so dismissed. It in no way specified any grounds for dismissal or any concept of administrative tenure.

Dean Danielson raised the question whether the proposal would apply only to dismissal at some point within a term of service, or whether this kind of procedure would also be available to a person at the end of a normal term--at the end of a six-year term for a dean or four years for a department chairman. He wondered whether such an appointee would have these options available to him if he simply was not reappointed, in contrast to being dismissed at some point within his term. He added that he saw no reason why this kind of procedure would be needed at the end of a normal term. Dean Ross raised a further question as to why there was provision for a public hearing at the option of the administrator concerned--when a private hearing could serve the purposes Mr. Wright had noted. Mr. Monti said he would comment on both questions. The public hearing was to be permitted at the request of the person concerned so that he could avoid the problem of rumors being circulated on an unsound basis. If the stage

were reached where an administrator was being "challenged," then he ought to be able to put the matter before the public. The public was going to get whatever information it could, and the committee would prefer that the public have factual information rather than rumors. With respect to termination during versus at the end of a normal period of administrative appointment, the committee's feelings were somewhat on the borderline. It understood that the department chairman, for instance, was appointed on a yearly basis--subject to an assumed term of four years, at the end of which he would undergo a review. Since he served a dual function, as an advocate of the faculty and also as an administrator in the administrative chain, the committee felt that he should have access to the proposed procedure under either circumstance, whenever he might be faced with termination. Such a termination could sometimes be explained simply by a statement that the person had served very admirably but that there was a desire to have someone new in the post. Although there was no way to challenge such a statement, it would at least be put out in the open so as to avoid the rumor problem. For this purpose the committee did not make a distinction between termination during versus termination at the end of a regular term of service. Mr. Jordan noted that the presumed term of appointment for a dean as well as for a chairman was given in the Institutional Supplement. As an official matter, however, administrators were subject to one-year appointment. The question was then called and the original motion was approved.

5. ~~Chancellor's Docket No. 48~~: Amendment to 1970-71 Operating Budget for U. T. El Paso (Referred from Executive Committee Item 8-B-70). --When Executive Committee Item 8-B-70 (amendments to the 1970-71 budgets for the respective institutions) was submitted, the following amendment was excepted. Under the present procedure, it is herewith submitted to the Committee of the Whole for consideration:

*Refer to
Docket
Com*

THE UNIVERSITY OF TEXAS AT EL PASO
AMENDMENTS TO 1970-71 BUDGET
Source of Funds - Departmental Appropriations
(Unless Otherwise Specified)

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
5.	Auxiliary Enterprises- Student Publications Transfer of Funds	From: Student Services Fees Unappropriated Balance	To: Student Publications- Administration \$ 1,650 <u>Prospector</u> 4,675 <u>Flowsheet</u> 6,850	
	Amount of Transfer	\$ 13,175		<u>\$13,175</u>

The Student Publications budget includes four publications and an administration activity. The above transfer adds funds for additional clerical expenses related to administration. The transfer also funds a deficiency due to under-realized advertising income for The Prospector and under-realized subscription income for The Flowsheet.

6. Approval for Continuation of Liability Insurance Coverage for Officers and Employees Arising from the Use and Operation of University Owned Motor Vehicles. --

The University, under the provision of House Bill No. 203, Acts of the Sixty-first Legislature (Article 6252-19a, Vernons Texas Civil Statutes) purchased liability insurance coverage for the period July 1, 1970, to July 1, 1971, after receiving proposals from interested companies.

The current carrier is the Saieguard Insurance Company, an affiliate of the Royal Globe Insurance Company, and was awarded the coverage because of the guaranteed discounts and refunds applied to the basic manual rates approved by the State Board of Insurance.

We have had a good claim experience to date and since this is the first year of this policy, it is important to establish this experience rating with a company for determination of future rates.

System Administration recommends authorization from the Board of Regents to continue the policy for the year July 1, 1971, to July 1, 1972, with the present carrier on the basis of the discounts and refunds and other terms and conditions of the present policy. The only variation from the total premium for the current year will be a result of manual rate variation established by the State Insurance Department and changes in inventory of motor vehicles in The University of Texas System.

B. U. T. Austin

7. Report by Chancellor LeMaistre on Texas Student Publications, Inc. --

Chancellor LeMaistre requests permission to present a report on the Texas Student Publications, Inc., and related recommendations. Since this study is still in process at the time the Material Supporting the Agenda is being compiled, Chancellor LeMaistre will submit to the Regents under separate cover his report and recommendations on this matter.

Read Summary

8. Proposed Parking and Traffic Regulations for 1971-72 (Pages 14-27).

System Administration concurs in the recommendation of President ad interim Jordan that the following Parking and Traffic Regulations for 1971-72 be approved. These recommendations have the approval of the Parking and Traffic Committee at U. T. Austin, the System Law Office and the System Security Office.

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas at Austin

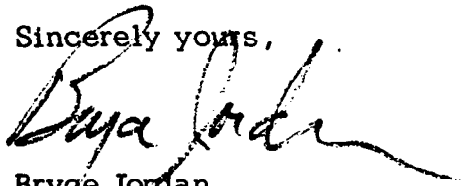
May 7, 1971

Dear Dr. LeMaistre:

Our efforts to revise the Parking and Traffic Regulations booklet have recently been completed. Attached is a copy of the proposed contents for the 1971-72 booklet.

We hope that these contents will receive your approval and that of the Board of Regents at its coming meeting on June 4, 1971.

Sincerely yours,



Bryce Jordan
President ad interim

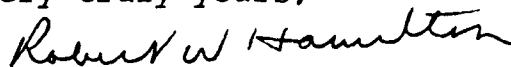
Dr. Bryce Jordan
President (ad interim)
Main B. 102
Campus

April 30, 1971

Dear Dr. Jordan:

Please find enclosed the revisions for the 1971-1972 Parking and Traffic Regulations booklet. * The proposed changes were made today and need to be before the Regents for their consideration on June 4th. The revisions should be in Mrs. Thedford's hands no later than May 15th so that they may be placed on the agenda.

Very truly yours,



Robert W. Hamilton, Chairman
Parking and Traffic Committee

RWH:mlc
cc: Mr. James Colvin

*Proposed Parking and Traffic Regulations on Pages 15 - 27

1971-1972

TRAFFIC AND PARKING
REGULATIONS

and

INFORMATION

I. INTRODUCTION

This booklet contains an analysis of and guide to the rules, regulations, and procedures applicable to those who would drive or park a motor vehicle or bicycle on the campus of The University of Texas at Austin. These rules are designed to provide for the safety of all who use the campus, especially pedestrians, and to provide for the optimum use of the meager parking facilities. These regulations are supplementary to the rules and regulations of the City of Austin and State of Texas which govern the use of motor vehicles. They apply throughout the day and night.

As used herein "campus" or "University campus" shall be deemed to refer to all University owned property within the limits of the City of Austin whether or not part of the main campus of The University of Texas at Austin.

THE SPEED LIMIT ON ALL PARTS OF THE CAMPUS IS 15 MILES PER HOUR. PEDESTRIANS SHALL AT ALL TIMES HAVE THE RIGHT OF WAY AT CROSSWALKS.

Only cars bearing the proper University parking permits may be parked on the University campus, Monday through Friday, 7:30 a.m. to 5:00 p.m., and on Saturday, 7:30 a.m. to 11:15 a.m. Cars without permits may be parked on the campus Monday through Friday, 5:00 p.m. to 7:30 a.m., from Saturday at 11:15 a.m. until Monday at 7:30 a.m., and on the following holidays: Labor Day, Thanksgiving, Christmas, New Year's Day, and July Fourth, except where posted signs prohibit such parking. Parking meters may be used by anyone at any time, except where their use is restricted by posted signs (e.g., for Visitors Only). See p. 4 for more details.

Motorcycles, motor scooters, and motor bicycles must bear the proper University parking permits. Such vehicles may only be parked in spaces marked for such vehicles. Bicycles may only be parked in racks provided for that purpose.

Regulations applicable to the use of bicycles on University property are set forth on page 17 of this booklet.

The Parking and Traffic Office (see inside front cover) or a police officer may be consulted should questions arise. These rules, regulations, and procedures are subject to revision by the Committee on Parking and Traffic.

II. GENERAL

The University of Texas at Austin assumes no responsibility for the care and/or protection of any vehicle or its contents at any time it is operated or parked on its campus. The University also reserves the right to impound any vehicle which is parked with serious impropriety or so as to obstruct vehicular or pedestrian traffic.

If a vehicle is parked on University property and is not moved for a period of 30 days, the University may deem the same to be abandoned. Abandoned vehicles may be impounded and disposed of in the same manner as such vehicles are disposed of by the City of Austin.

Under the provisions of Article 2919-J of Vernon's Texas Civil Statutes, the Board of Regents of The University of Texas System has promulgated Parking and Traffic Regulations to regulate and control traffic and parking and the use of parking facilities, provide for the issuance of vehicle identification insignia, and provide for jurisdiction over offenses. In particular, campus police officers may issue TRAFFIC TICKETS ENFORCE-ABLE IN COURT in the same way as those issued by the Texas Highway Patrol. (see p. 11).

A PERMIT TO PARK on campus will not be honored unless the decals are properly affixed on the interior of the car, one in the center of the windshield at the bottom and the other in the lower left corner of the rear window (on the driver's side of the car). Application directions appear on the back of each decal. Permits may not be affixed by tape or other unauthorized material. Permits are not transferable and must be affixed to the vehicle for which they are issued.

Parking areas and parking restrictions are indicated on the enclosed campus map.

Passenger cars may not use the LOADING ZONE AREAS at any time without a loading zone permit and may be parked only long enough to conduct the actual loading or unloading operations (whether on University business or otherwise and only with permission as stated above). The loading zone permit may be obtained from the control station officer or from the University Police Office, Service Building basement, open at all times. If a loading zone permit is needed at a time when the control station officer is not on duty and if it is not practical to drive to the University Police Department Office because of unusual circumstances, permission may be obtained by a telephone call, 471-3131 or P.A.X. 2108. Any passenger car parked in a loading zone or service drive, when loading and unloading operations are not plainly visible and in progress, is subject to impounding. Passenger cars shall not be stopped in loading zones or service drives for the purpose of awaiting the arrival of passengers. Commercial vehicles may be parked in loading zones and service drives only for whatever length of time actual loading and unloading operations are in progress.

On special occasions and in emergencies, parking limitations may be imposed by the Chief of the University Police as required by the conditions which prevail. When conditions warrant such an action, the Chief of the University Police may waive parking limitations which are ordinarily imposed.

The speed limit on all parts of the campus is 15 miles per hour. Pedestrians at all times have the right of way. Every car is required to stop completely at each STOP sign and to proceed with caution. A flashing yellow light requires slowing the vehicle and proceeding with caution. A flashing red light requires stopping the vehicle completely and proceeding with caution.

No wheeled vehicle such as a passenger automobile, truck, trailer, motorcycle or bicycle may be placed, used, parked or left within any University Building at any time except when it is being used to conduct necessary University business and is being operated by duly authorized members of the University staff.

Bicycles shall be operated in conformity with the applicable ordinances of the City of Austin and the following:

- a) Pedestrians at all times shall have the right-of-way over bicyclists.
- b) Bicycles may not be ridden on pedestrian walkways and sidewalks.
- c) Operators of bicycles on University streets shall comply with all stop signs, yield signs, and other general traffic regulations, except that bicycles may proceed in either direction on Inner Campus Drive.

III PARKING REGULATIONS

Motor vehicles may be parked in University lots and on campus streets only if they bear the appropriate permits. The color-coded map indicates the specific areas open to the various permit holders, and eligibility requirements are described on page 5. In general, the restrictions apply only from 7:30 a.m. to 5:00 p.m. weekdays. The Inner Campus Drive and Reserved Parking Areas 14 and 15 are restricted to F and A permit holders in the evenings from 5:00 to 9:00 p.m. Monday through Friday and on Saturdays from 7:30 a.m. to 11:15 a.m. Special restrictions for each class of permit holder may be found on page 5 to 9. The rules also apply to weekdays on which no classes are held but on which University offices are open.

Except as described above, the campus is open to parking without permits at night, from 5:00 p.m. to 7:30 a.m., on Saturdays from 11:15 a.m. until Monday at 7:30 a.m., and on the following holidays: Labor Day, Thanksgiving, Christmas, New Year's Day, and July Fourth. However, many spaces are designated as restricted by posted signs. Such restrictions apply at all times. Metered spaces are open to all, at all times, except where their use is restricted by posted signs. On-the-street parking is, of course, open to the public on streets adjacent to, but not within, the campus boundaries as indicated on the map. Streets within the campus are colored on the map; city streets are uncolored.

IV PARKING PERMITS

Parking permits will be issued, in the case of the faculty and staff, only for vehicles of which the faculty or staff member or his spouse is the principal user. In the case of students, parking permits will be issued only for an automobile owned by the student, his spouse, or his parents.

A. Classes of permits and fees

O --	\$72.00	Administrative officers
F --	\$48.00	Reserved for faculty and staff
D --	\$48.00	Disabled (faculty and staff)
	\$24.00	Disabled (student)
A --	\$24.00	Faculty and staff
B --	\$12.00	Staff
C--	\$10.00	Commuting Student parking permits
	\$ 6.00	if purchased during the spring semester
	\$ 2.00	if purchased during the summer session
S --	\$10.00	Student residing in University-owned dormitory (fee same as "C" above).
M --	\$ 6.00	Students and staff for motorcycles, motor bicycles, and motor scooters
	\$ 4.00	if purchased during the spring semester
	\$ 2.00	if purchased during the summer session

B. Payment of fees

When an application is made for a permit, the fee charged will be for a complete year or for the entire unexpired portion of the University's fiscal year. Payment of the fee must be made before the permit will be issued.

C. Refunds

Refunds will be made to members of the faculty and staff upon request in the event that their service is terminated by a resignation or leave of absence without pay. The refund will be based on the number of full months remaining in the University's fiscal year.

A refund will be made upon request to a student holding an A, C, D, or S permit who withdraws from the University at the end of the fall semester, but no refund will be made to a student who withdraws at the end of the spring semester (except to a student holding an A or D permit).

D. Class O

Class O parking permits will be issued for certain administrative officers as designated by the President and/or Chancellor. O permit holders may park in any O space.

E. Class D

Class D parking permits will be issued to members of the faculty, staff, and student body whose physical infirmities make mandatory their parking near their work or classroom. Automobiles bearing Class D parking permits may be parked only in spaces specifically designated for the disabled. Class D permits may be issued for limited periods of time or for one year.

F. Class F

Members of the faculty holding the rank of Instructor or above, and staff members who are paid at a rate of \$740.00 per month or more, are eligible to apply for Class F permits. Assignments will be made by lot and rank. Reserved Parking Areas will be reserved for automobiles bearing permits issued for each specific area from 7:30 a.m. to 5:00 p.m. Monday through Friday. If no spaces are available in the designated lot or if there is urgent need, special permits will be provided at traffic control stations for F permit holders to park on particular occasions for a limited period of time in Class A and B Restricted Areas. Certain spaces in each reserved area will be reserved at all times for those holding permits for that area. On weekdays from 5:00 p.m. to 9:00 p.m. and on Saturday mornings from 7:30 a.m. to 11:15 a.m., the Reserved Areas 14 and 15 and the Inner Campus Drive are reserved for F and A permit holders. On Saturday mornings F permit holders may park in any F, A, B, C, or S parking area. A second permit will be issued for an alternate car at no additional cost on the understanding that if both cars are parked on the campus at the same time, one must be at a meter, or the permits will be revoked.

G. Class A

Class A parking permits will be issued to the following:

- (1) Persons who are eligible for F permits who request A permits.
- (2) Persons who are eligible for and apply for F permits but who do not receive F permits pursuant to the assignment of such permits.
- (3) Full-time staff members who are paid \$514.00 per month or more or part-time staff members who are paid at the rate of \$650.00 per month or more.

Temporary Class A permits may be issued to other classified personnel upon certification by a physician and to students upon certification by the Director of the Student Health Center.

Class A permit holders may park in any Class A, B, C, or S parking area on weekdays from 7:30 a.m. to 5:00 p.m. and in any F, A, B, C, or S parking area on Saturday mornings.

On weekdays from 5:00 p.m. to 9:00 p.m. and on Saturday mornings from 7:30 a.m. to 11:15 a.m., Reserved areas 14 and 15 and the Inner Campus Drive are reserved for F and A permit holders. An attempt will be made to have no more than two permit holders for each Class A parking space available. A second permit will be issued for an alternate car at no additional cost on the understanding that if both cars are parked on the campus at the same time, one must be at a meter, or the permits will be revoked.

H. Class B

Class B parking permits will be issued to the following:

- (1) Any full-time employee who is paid less than \$514.00 per month.
- (2) Any part-time employee who is paid at a rate less than \$650.00 per month and is not registered in the University as a student.
- (3) Individuals registered at the University for courses of instruction, who work at least half-time for the University and who are employed at a full-time rate of \$350.00 or more per month.

Class B permit holders may park in any B, C or S parking area on week-days and in any Class A parking area except the Inner Campus Drive on Saturday mornings. Class B permit holders may park anywhere on week-day evenings except the Inner Campus Drive and Reserved Areas 14 and 15 and except where posted signs prohibit such parking. An attempt will be made to have no more than three permit holders for each parking space available. A car bearing a Class B permit may pass through the campus at any time for the purpose of picking up or discharging passengers.

I. Class C

Class C (commuting student) parking permits will be issued to students living off campus and who meet one of the following qualifications:

- (1) Students having at least 24 semester hours of credit.
- (2) Students with less than 24 hours but who are 21 years of age or over.
- (3) Students with less than 24 hours who are married and living with spouse.
- (4) Students who have between 14 and 24 hours of credit and a B grade average or better.

Class C permit holders may park in any Class C or S parking area at any time but are not permitted to pass through the traffic control stations between 7:30 a.m. and 5:00 p.m. on weekdays. Class C permit holders may park anywhere on weekday evenings from 5:00 to 9:00 p.m. except the Inner Campus Drive and Reserved Areas 14 and 15 and except where posted signs prohibit such parking. They may park anywhere on the campus from 9:00 p.m. until 7:30 a.m. on weekdays and from 11:15 a.m. on Saturday until 7:30 a.m. on Monday except where posted signs prohibit such parking. They may park anywhere on the campus on the following holidays: Labor Day, Thanksgiving, Christmas, New Year's Day, and July Fourth, except where posted signs prohibit such parking.

J. Class S

Class S parking permits will be issued to students living in University owned dormitories who meet the qualifications for a Class C permit. Automobiles bearing Class S permits may be parked only in spaces specifically designated for S permits.

K. Class M

Class M parking permits will be issued to members of the faculty and staff and students for motorcycles, motor bicycles and motor scooters. These vehicles may be parked ONLY in parking areas set aside for

for motorcycles, motor bicycles, and motor scooters.

In order to obtain a Class C, S, or M permit, a student must supply all information called for in a Motor Vehicle Registration Card, and, in addition, must present the following documents:

- a. Copy of current license receipt.
- b. Auditor's receipt for semester involved.

V. DRIVING AND PARKING OFFENSES

FLAGRANT offenses are:

- (1) Exceeding speed limit.
- (2) Driving in imprudent manner.
- (3) Removing any temporary barricade.
- (4) Driving vehicle into barricaded area or parking in violation of any barricade (impounding violation).
- (5) Refusing to show driver's license upon request of a University policeman.
- (6) Failing to stop or heed other instructions given by a University policeman.
- (7) Driving or parking on the campus of the University while barred (impounding violation).
- (8) Forging or altering a permit, or using a forged or altered permit.
- (9) Committing any of the following acts with the intention of providing any person with parking privileges to which he is not entitled under these regulations:
 - (a) Transferring a permit.
 - (b) Affixing a permit to a vehicle other than that for which it was issued.
 - (c) Failing to destroy a permit when required to do so by these regulations.
- (10) Parking or driving a vehicle to which there has been affixed a permit other than that issued for such vehicle, with knowledge thereof.

MAJOR offenses are:

- (1) Failing to yield right of way to a pedestrian.
- (2) Failing to stop at a STOP sign.
- (3) Failing to report any accident to Traffic Office immediately.
- (4) Making a U-turn.
- (5) Driving on campus without driver's license.

- (6) Backing into an intersection.
- (7) Failing to observe traffic lights.
- (8) Failing to display proper permit for space occupied.
- (9) Parking in any of the following places or manners:
 - a. On any lawn (impounding violation).
 - b. On any curb or sidewalk (impounding violation).
 - c. In any Loading Zone (impounding violation).
 - d. Obstructing any crosswalk (impounding violation).
 - e. In or upon any Service Drive (impounding violation).
 - f. In any manner which obstructs traffic (impounding violation).
 - g. In NO PARKING spaces (impounding violation).
 - h. In violation of any posted sign (impounding violation).
- (10) Operating a bicycle in violation of the regulations set forth herein (page ____).
- (11) Having a vehicle of any type unlawfully within a University building.

MINOR offenses are:

- (1) Parking improperly. A car is parked improperly if --
 - (a) not placed wholly within the lines or boundaries of the parking space (other improperly parked vehicles do not constitute an excuse for improper parking);
 - (b) where parallel parking is required, the curbside wheels of the vehicle are more than 12" from the curb or the vehicle is not parked with front end facing the direction of traffic flow; (c) where angle parking is required, the wheel nearest the curb is more than 12" from the curb; (d) in angle parking spaces, the rear end is next to the curb;
 - (e) parked for periods longer than those specifically designated; (f) double or multiple parked.
- (2) Failing to display permit properly.
- (3) Parking overtime in a space which is limited in time by meter or sign, or parking overtime in a loading zone.
- (4) Parking or chaining a bicycle in a space other than a bicycle rack.

The term "impounding" includes removal or immobilization of the vehicle. The owners of impounded vehicles shall be required to pay all cost involved in impounding and storing.

VI. ENFORCEMENT

- A. In general. Campus police are authorized to issue two types of tickets for violation of campus parking and traffic regulations:
 - 1. University tickets are handled by the University of Texas Parking and Traffic Section subject to a right of appeal to a Parking Committee panel composed of faculty, students, and staff members. Regulations dealing with University tickets are set forth below.

2. Court appearance (CA) tickets are issued by the University of Texas campus police and constitute a summons to appear in a justice court in the same manner as traffic tickets issued by the Texas Highway Patrol. Criminal penalties, as provided by law, may be imposed by the justice court for violations of university parking and traffic regulations.

- B. Policy with Respect to CA Tickets. The University reserves the right to issue a CA ticket for any violation. It is the general policy of the University, however, to issue CA tickets only (1) for flagrant violations, (2) for violations by visitors and persons holding no university permit or driving automobiles which have not been registered with the University, and (3) for excessive university tickets, as set forth in Paragraph C below.
- C. Policy with Respect to University Tickets. University tickets are issued for three classes of offenses: minor offenses, major offenses, and flagrant offenses. These offenses are described on pages 9 and 10 hereof. The Administrative Service Charges are as follows: The service charge for a minor offense is \$2.00. The service charge for a major offense is \$5.00. The service charge for a flagrant offense is \$10.00. If any service charge is not paid within ten days after issuance of the ticket, the service charges thereafter shall be \$4.00 for a minor offense, \$10.00 for a major offense, and \$20.00 for a flagrant offense.

Every person receiving a university ticket shall remit the amount of the service charge to the Parking and Traffic Section within ten days after receipt of the ticket. If a person desires to appeal, he shall file his written appeal as provided in Paragraph D below within ten days after receipt of the ticket.

Unpaid service charges for parking offenses are recorded in the name of the person in whose name the vehicle is registered. Unpaid service charges for other offenses are recorded in the name of the person driving the vehicle and in the name of the person who has registered or maintains the vehicle. If unpaid service charges recorded in the name of any person equal or exceed the sum of \$25.00, the Parking and Traffic Section will notify such person by letter sent to the address of such person as shown in the records of the Parking and Traffic Section. Such letter shall state that CA tickets will be issued in lieu of the University tickets unless payment of all accumulated service charges is made within five days after the date of such letter. If such payment is not received, CA tickets will then be issued for such offenses and served on such person by a peace officer. Upon issuance of the CA tickets, the University tickets will be cancelled. Failure to discharge CA tickets will result in the issuance of a warrant for the arrest of such person. A copy of the letter referred to in the preceding paragraph shall also be sent to the person in whose name the vehicle is registered with the Texas Highway Department, if different from the person registering the

vehicle with the University if the vehicle is not registered with the University.

Persons with unpaid service charges recorded in their names shall be ineligible to receive a parking permit while such service charges remain outstanding and unpaid.

- D. Appeals from University Tickets. Any person who has received a University ticket may appeal by filing a written statement with the Parking and Traffic Section setting forth the grounds on which the person believes the issuance of such ticket was improper or inequitable. If the appeal is denied and the person desires to contest the validity of the ticket further, a CA ticket will be issued and the service charge paid in connection with the ticket will be refunded. No particular form of appeal is required, except that the statement must be signed by the person receiving the ticket. The filing of a statement constitutes certification by the person signing the same that the facts stated therein are true to the best of his knowledge and belief. A person may file such supporting statements of material as he deems appropriate.

If the person filing an appeal desires to appear in person before a panel of the Parking Committee, he shall request such personal appearance in the written statement. Failure to request a personal appearance will result in the panel of the Parking Committee determining the appeal on the basis of the written statement of the person, the supporting materials submitted by the person, and information supplied by the traffic officer issuing the ticket. If a personal appearance is requested, the person appealing shall be permitted to participate in the hearing and present such testimony and information as he deems appropriate. Such person shall also have the right to examine witnesses.

No appeal will be considered unless it is filed with the Parking and Traffic Section within ten days after the receipt of the ticket. Each appeal is heard by a panel of the Parking Committee. The panel may order the payment of the service charge in whole or in part, or the cancellation of the ticket, as the panel deems appropriate. A person filing an appeal will be notified in writing of the decision by the panel. If an appeal is denied, the person shall pay the applicable service charge to the Parking and Traffic Section within ten days after receipt of such notice. If any service charge is not paid within ten days after receipt of such notice, the service charges thereafter shall be \$4.00 for a minor offense, \$10.00 for a major offense, and \$20.00 for a flagrant offense. If the appeal is denied and the person desires to contest the validity of the ticket further, a CA ticket will be issued upon request, and the University ticket will be cancelled.

- E. Suspension of Privilege to Drive and Park on Campus. Any person who within a period of twelve months commencing on September 1 of any year receives two CA tickets or university tickets for (a) two flagrant offenses, or (b) four major offenses, or (c) one flagrant and two major offenses, whether or not the service charges applicable thereto have actually been paid, automatically loses his privilege of driving or parking a motor vehicle on the university campus for one year. The loss of the privilege of

driving or parking a motor vehicle on campus shall commence three days after the Parking and Traffic Section mails a letter to the person, at the address of such person as shown in the records of the Section, stating that such person's privilege of driving or parking a motor vehicle on campus has been suspended by reason of excessive violations. Such letter shall state the date on which the suspension commences and the date on which it ends.

Any person who (a) forges or alters a permit, (b) uses a forged or altered permit, (c) transfers a permit, affixes a permit to a vehicle other than that for which it was issued, or fails to destroy a permit when required to do so by these regulations, with the intention of providing any person with parking privileges he is not entitled to under these regulations, or (d) parks or drives a vehicle to which there has been affixed a permit other than that issued for such vehicle, with knowledge thereof, shall lose his privilege of driving or parking his motor vehicle on the University campus for a period of one year. Such suspension shall commence three days after the Parking and Traffic Section mails a letter to the person, at the address of such person as shown in the records of the Section, stating that such person's privilege of driving or parking a motor vehicle on campus has been suspended and describing the offense. Such letter shall state the date on which the suspension commences and the date on which it ends.

While a person's privilege of driving or parking a vehicle on campus is suspended, it is unlawful (1) for that person to drive or park any motor vehicle on the campus and (2) for any person to drive or park a vehicle registered in the name of such person on the campus.

If a person whose privilege of driving or parking a vehicle on campus has been suspended is charged with any violation while on campus, a CA ticket will be issued for such violation. If a university ticket is issued to such person, a CA ticket for such offense will be served upon such person by a peace officer. Failure to discharge such CA tickets will result in the issuance of a warrant for the arrest of such person. Upon the issuance of the CA ticket, the university ticket will be cancelled.

If a person whose privilege of driving or parking on the campus has been suspended receives a university or CA ticket by reason of having a vehicle on the campus during the period of his suspension, the period of suspension shall be extended so that it expires 12 months from the date the person receives such additional CA or university ticket. In addition, the vehicle may be impounded and the violator of the suspension may be reported to the Discipline Committee if the person is a student, or to the appropriate Dean, Director or administrative official, if the person is a faculty or staff member.

A person receiving notice that his privilege of driving or parking a vehicle on campus has been suspended may appeal the suspension within five days on the grounds that the imposition of such suspension is improper or will create serious and substantial hardship. Such

appeal shall be governed by the provision of Part D above. No appeal shall be considered if there are any unpaid tickets outstanding at the time such appeal is filed.

- F. **Destruction of Permit when Suspended.** Every person receiving notice that his privilege of driving or parking on the campus has been suspended shall remove the parking permit from every vehicle registered in his name and return remnants thereof to the Parking and Traffic Section within five days after receipt of such notice. Failure to do so may be reported to the Discipline Committee if the person is a student, or to the appropriate Dean, Director, or Administrative official, if the person is a faculty or staff member.
- G. **Eligibility to Obtain New Permit during Period of Suspension.** A person whose privilege of driving or parking on the campus is suspended and not reinstated shall be ineligible to receive a parking permit of any type during the period of suspension.

VII. VISITORS TO THE CAMPUS

Official Visitors

The parking spaces set aside on the campus for the use of official visitors shall be confined to the use of members of the Board of Regents, the University Development Board, Deans and higher administrative officers, and individuals not eligible for University parking permits who come to the campus to conduct important business with the institution's administrative officers or to render an important service. Arrangements for the use of these spaces are to be made in advance with the Chief, University Police, and/or the Chancellor, the Vice-Chancellors, the President, the Vice-Presidents, the Comptroller, the Endowment Officer, the Deans, and the Directors. Where groups are involved, the arrangements must be made by the appropriate Chairman, Dean, Director, or equivalent administrator with the Chief, University Police, who will issue temporary permits.

The establishment of space for official visitor's parking must meet with the approval of the Committee on Parking and Traffic and is subject to the review of the President.

In all cases in which an automobile is parked in an official visitor's space, it must bear the appropriate temporary permit which shows the current date, specifies the parking time required, and bears the signature of the official authorized to issue the permit.

OTHERS ON BUSINESS

Arrangements for parking for other persons coming to the University campus on business matters may be made by administrative officials, chairmen of departments, administrative staff members, or faculty members with the office of the Chief, University Police by identifying the person and the gate through which he will enter the campus. A temporary A parking permit will be issued to such a visitor.

Class A parking permits will be issued to a limited number of persons who render a continuing service to University offices (e.g., computer engineers, typewriter servicemen, etc.). Requests for such permits should be directed to the Committee on Parking and Traffic.

Temporary Class A permits will be issued to a limited number of persons coming to the campus to render a special service which is a specific part of the University's work. Requests for individual parking may be made to the Chief, University Police.

Referred

9. Recommendation to Disapprove Faculty Proposal to Amend the Rules and Regulations on Political Activities of Faculty and Staff Members (Pages 28-36). --

① [Chancellor LeMaistre submits for information to the Board of Regents a recommendation from the U.T. Austin faculty to amend Section 7.4 of Chapter III, Part One, of the Rules and Regulations concerning political activities of faculty and staff members.] Chancellor LeMaistre recommends that this proposal not be adopted. President ad interim Jordan submitted the faculty recommendation without his endorsement. President Jordan's letter of May 3 and the proposed amendments of the faculty follow. For the information of the Regents, the faculty debate on this topic in the February 15, 1971 meeting of the University Council is also reproduced.

[~~The faculty proposal would make~~ two major changes in the present policy ^{as set out}]

- ②
1. Contrary to the purpose of the present rule, the proposal encourages faculty to participate in political activities, such as being a candidate for office, directing a political campaign, and holding certain nonpartisan political offices.
 2. It would require a full faculty committee hearing and a finding of cause for dismissal in all the detail described under Section 6.3 of Chapter III, Part One, of the Rules and Regulations before a person violating the provisions under the rule could be dismissed.

In connection with this proposal, it is important to note that on April 28, 1971 the Austin Court of Civil Appeals in the case of Boyett vs. Calvert ruled on the applicability of Section 33 of the Texas Constitution and stated as follows:

The purpose of Section 33 is to avoid the harm which may follow when State employees who serve on a merit basis become involved in the political process to the extent of holding an elective State office. It is a reasonable conclusion that campaigning for and holding an elective State office would interfere with the employee's time, energy and devotion to his official duties.

For the information of the Board, also reproduced below is a memorandum dated May 10, 1971 to the Chief Administrative Officers and Chief Business Officers relating to the possible effects of the Boyett vs. Calvert case, insofar as the payment of salaries and wages to elected officials is concerned. Since definitive question has been raised by the Court as to the validity of payment of such salaries and wages from any source, it may well be that this decision will curtail the political interest on the part of faculty and staff.

④ [In view of the considerations taken by the Board of Regents at its March 1970 meeting in adopting the existing Section 7.4 and in view of the recent court ruling cited above, no change should be made in the present Rules and Regulations on this topic.]



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

May 3, 1971

President

Charles A. LeMaistre, M. D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

I am forwarding with this letter an action of the University Council of the University of Texas at Austin taken on February 15, 1971. This action is forwarded without my endorsement. To the contrary, the proposed amendment to the Rules and Regulations of the Board of Regents does not appear to me to be well-reasoned. For example, the following sentence appears in the proposed amendment:

With the interest of The University of Texas System or its component institutions being given first consideration, a faculty member is encouraged to participate fully in political activities including, but not limited to, being a candidate for political office, directing the political campaign of another person that is seeking a political office, or holding certain nonpartisan political offices such as school board membership. (Emphasis supplied)

For many years the provisions of Article 16, Section 33 of the Texas Constitution, which prohibit the accounting officers of the State from drawing or paying warrants upon the State treasury to any person who holds at the same time two offices or positions of honor, trust, or profit under the State, have been held to be applicable to dual office- or position-holding involving school board members. Recent State court litigation involving employees of Texas A & M who were at the same time members of the city council of College Station has made it clear that the provisions of Article 16, Section 33 of the Texas Constitution will in the future apply to city councils. On April 28, 1971, the Austin Court of Civil Appeals in the case of Boyett vs. Calvert so held and, in so holding, stated as follows:

We hold that the classification in Section 33 is neither capricious nor arbitrary, and that it is based upon reasonable policy. The purpose of Section 33 is to avoid the harm which may follow when State employees who serve on a merit basis become involved in the political process to the extent of holding an elective State office. It is a reasonable conclusion that campaigning for and holding an elective State office would interfere with the employee's time, energy and devotion to his official duties. And in this connection the court found that there existed a potential conflict between the services of the defendant employees to the Texas A & M system and as councilmen. (Emphasis supplied)

Sincerely,

Bryce Jordan
President ad interim

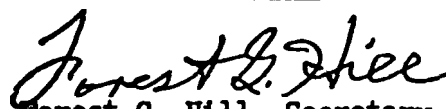
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DOCUMENTS AND PROCEEDINGS OF THE UNIVERSITY COUNCIL

PROPOSED CHANGE IN REGENTS' RULES CONCERNING POLITICAL ACTIVITY OF
FACULTY AND STAFF MEMBERS

Mr. Wright, Chairman of the Faculty Senate, has filed with the Secretary of the University Council the recommendation set forth below. The Secretary has classified this proposal to be minor legislation.

Notice is hereby given that this legislation will be presented to the University Council for consideration at its meeting on February 15, 1971.


Forest G. Hill, Secretary
The University Council

RECOMMENDATION OF THE FACULTY SENATE

At its meeting on February 8, 1971 the Faculty Senate voted to recommend that Part One, Chapter III, Section 7.4, of the Regents' Rules be amended to read as follows:

The Board of Regents of The University of Texas System recognizes and affirms the right of a member of the faculty or staff to participate in political activities so long as such political activities do not interfere with the discharge of the duties and responsibilities that he owes The University of Texas System or any of its component institutions and so long as such political activities do not involve The University of Texas System or its component institutions in partisan politics. (See Section 7.3). With the interest of The University of Texas System or its component institutions being given first consideration, a faculty member is encouraged to participate fully in political activities including, but not limited to, being a candidate for political office, directing the political campaign of another person that is seeking a political office, or holding certain non-partisan political offices such as school board membership. If the political activities of a member of the faculty would interfere with his discharge of the duties and responsibilities that he owes to The University of Texas System or any of its component institutions, the faculty member shall request a leave of absence without pay (See Section 16). If the faculty or staff member does not voluntarily request leave of absence and if the faculty or staff member's political activity is found in accordance with the procedures specified in the sections cited below to interfere with the discharge of the duties and responsibilities that he owes The University of Texas System or its component institutions, he is subject to termination in accordance with Part 1, Chapter 3, Section 6.3 of the rules if he is a faculty member, or Section 14.3 of The University of Texas at Austin Supplement entitled "Policies and Rules Relating to Appointment, Compensation, and Working Conditions of Classified Employees" if he is a staff member.

Reasons for the Proposed Change

The reasons for the change recommended by the Faculty Senate are stated in a report to the Senate by a committee of which A. J. Welch was chairman and Francis R. Hodge, Layton B. Murphy, and Allen E. Smith were members. That report is as follows.

In July, 1968, the Regents adopted the following provision as Part 1, Chapter III, Section 1.8 of their Rules and Regulations:

Legislative appropriations may not be used to employ a person who took a leave of absence from state employment for the purpose of participating in a political campaign.

The section in question was repealed at the March, 1970, meeting of the Regents. At the same time, however, the Regents adopted a new Section 7.4 of Part 1, Chapter III as follows:

The Board of Regents of The University of Texas System recognizes and affirms the right of a member of the faculty or staff to participate in political activities so long as such political activities do not interfere with the discharge of the duties and responsibilities that he owes to The University of Texas System or any of its component institutions and so long as such political activities do not involve The University of Texas System or its component institutions in partisan politics (see Section 7.3). With the interest of The University of Texas System or its component institutions being given first consideration, a leave of absence without pay may--but need not--be granted to a member of the faculty or staff (see Section 16). However, it would be inappropriate for a leave of absence without pay to be granted primarily to permit a member of the faculty or staff of The University of Texas System or its component institutions to participate in political activity, including, but not limited to, being a candidate for political office, holding a political office, or directing the political campaign of another person seeking a political office. Therefore if a member of the faculty or staff wishes to engage in political activity that interferes with the discharge of the duties and responsibilities that he owes The University of Texas System or any of its component institutions, he should voluntarily terminate his appointment by The University. On the other hand, if the faculty or staff member does not voluntarily terminate his appointment by The University and if the faculty or staff member superior officer, such as the institutional head, the chancellor, or the Board of Regents, find that the faculty or staff member political activity does in fact interfere with the discharge of the duties and responsibilities that he owes to The University System or any of its component institutions, the institutional head, the chancellor, or the Board of Regents shall terminate his appointment by The University.

The new regulation on political activity requires termination of the employment of a faculty or staff member of the University system if he is a candidate or campaign manager for another person seeking political office. Termination implies not only the loss of pay during the period of political activity but also loss of tenure, University benefits, and no guarantee that the individual would be re-hired by the University system after such political activities.

The constitutionality of the Regents' Rule is quite questionable, on two grounds. The first of these is the denial of the equal protection of the laws, in that the Regents, acting for the State of Texas, have singled out employees of The University of Texas system. While the Regents might have constitutional power to do this in the service of a legitimate governmental purpose, it is difficult to see what purpose is served by this rule. There would be no difficulty if the Regents chose termination rather than leave-of-absence as a uniform means of getting a day's work for a day's pay. It is clear, however, that termination is the means chosen only in the case of political activity. It could be concluded either that the Regents did not have an interest in work efficiency in adopting this Rule, or that they did have such an interest but decided that different standards are necessary to achieve efficiency with respect to political activity than with respect to other activity. If the interest is not efficiency, the Rule would have to be justified on other grounds. It is difficult to conceive of any other legitimate interest that the Rule could be said to serve. Unless efficiency is the goal, it could be concluded, therefore, that the Rule is designed to serve non-legitimate ends. On the other hand, if the Rule is to be justified on grounds of efficiency, the use of termination as the means of achieving it when an employee participates in political activity in contrast to leave

of absence when he does something else must be justified. It is difficult to imagine how this distinction could be justified on rational grounds. Thus, it could be concluded that the distinction is not rational but invidious.

While it is not suggested that a court would be required to adopt the foregoing reasoning, in our opinion there is reason to believe that such reasoning would be persuasive.

In any event, the argument could also be made with some hope of success that whatever the interest of the system and however useful the discrimination between political and other activity, the 1st amendment to the U.S. Constitution, through the 14th Amendment, proscribes a Rule whose focus is the suppression or substantial inhibition of political speech, unless the interest can fairly be said to be of great importance and the political activity in question can be said to be unmistakably inimical to that interest. When it is difficult to imagine what the state interest is, as is the case with the Rule under consideration, it is exponentially difficult to imagine that it is of much importance. Most importantly, it would seem unlikely that courts would take the view that traditional and lawful political activity could possibly conflict with any legitimate University interest.

A decision of the United States Supreme Court in 1947 upheld by a 4-3 vote a provision of the federal Hatch Act similar in its terms to the Regents' Rule in question but applicable to employees of the executive branch of government, apparently on the ground that employee political activity may promote or retard advancement and in cumulative effect adversely influence government employee morale. Two factors distinguish the Regents' Rules from the Hatch Act case. One is that it is the Regents' policy to permit leaves of absence for all activity that interferes with University functions, but to terminate only the political activist, while that was not a factor in the Supreme Court case. A second is that the case was decided by one vote. The judicial personnel have now changed, the case was not well-reasoned, and there is some likelihood that its holding either would be held to be inapplicable to the Regents' Rule or would be overruled. While the case cannot be disregarded, its total significance is not such as to cause alteration of the opinion that the constitutionality of the Regents' Rule is questionable.

We believe faculty members should be encouraged to participate in all types of political activities as long as the activities do not interfere with the discharge of the individual's duties to The University of Texas System and do not involve the system in partisan politics. We do not believe that any legitimate interest would be served by curtailing such political activities. We believe that faculty and staff members should be allowed a leave of absence for political activities that would interfere with the discharge of their duties. We believe that in each institution the faculty and staff members are responsible to the President of the institution through an established line of authority. This line should be maintained in cases of possible discharge of a faculty member or staff member because of the interference of his political activities with the responsibilities he has to the University System.

Filed with the Secretary of the University Council by Mr. C. A. Wright, Chairman of the Faculty Senate, on February 9, 1971.

Distributed among the members of the University Council on February 11, 1971.

EXCERPT FROM MINUTES OF GENERAL FACULTY AND
DOCUMENTS AND PROCEEDINGS OF UNIV. COUNCIL

February 15, 1971

PROPOSED CHANGE IN THE REGENTS' RULES CONCERNING POLITICAL ACTIVITY OF FACULTY
AND STAFF MEMBERS (D&P 4732-34) (ADOPTED).

Mr. Wright moved that the University Council recommend that Part One, Chapter III, Section 7.4 of the Regents' Rules be amended to read as the Senate had proposed (D&P 4732). Since Mr. Welch, who had chaired the Senate committee on this subject, was not present, Mr. Wright said he would go into somewhat more detail than he ordinarily did with regard to the background and implications of this Senate proposal. Until the summer of 1968 this University had had no rule specifically relating to leaves of absence for political purposes. There had been only a general rule about leaves of absence--how they could be obtained, how long they could be, and that sort of thing--and a general rule about political activity which followed very closely the wording of the relevant AAUP statement. In the special session of 1968, the Legislature had put a rider on the appropriations bill providing that no funds thus appropriated could be used to pay the salary of anyone who had taken a leave of absence for political purposes. The Regents had then written similar language into the Regents' Rules, indicating in the rules themselves that this was required to conform to the rider. The 1969 Legislature had not kept this rider in the appropriations bill, and the University was no longer under the compulsion of any state legislation in this regard. It had therefore been recommended to the Regents--by the University Law Office, he thought, although he sometimes found it hard to tell the origin of such things within the University System--that the provision which had been put in to carry out the 1968 rider should simply be repealed, being no longer necessary. Instead, at their March 1970 meeting, the Regents had adopted a new rule on the subject in place of the old rule tracking the rider. The new rule, in the long third paragraph of D&P page 4733, was a very curious rule indeed--one that seemed to change the more closely one studied it. It bore all the earmarks of something that had been drafted by one person and then of having had some language added to it by another person who did not like the idea--thereby becoming virtually unintelligible and, to the extent that it was intelligible, clearly undesirable.

Mr. Wright explained that the first sentence of the rule adopted in March 1970 stated as a point of precedence that the Board of Regents recognized one's right to participate in political activities as long as this did not interfere with the discharge of his duties in the University or involve the University in partisan politics. The second sentence then said that with the interests of the University being given first consideration, one might be given a leave of absence without pay. So far, so good. But then the third sentence turned around and said that it would be inappropriate for a leave of absence without pay to be granted to one in order to participate in political activity including, but not limited to, being a candidate for a political office, holding political office, or directing the campaign of any other person seeking a political office. The fourth sentence said that if one wanted to do any of those things, he could voluntarily terminate his appointment by the University. And the fifth sentence stated that if he did not voluntarily terminate it and if his political activity did interfere with the discharge of his duty toward the University, then the institutional head, the Chancellor, or the Board of Regents would be obliged to terminate his appointment. The difficulties in parsing all that, he thought, were clear enough.

Mr. Wright said that soon after this 1970 rule had been adopted, the Faculty Senate at his suggestion had created a committee to look into this matter and to see whether there was a desire to propose an amendment. The committee, after considerable study, had come back with the proposal on D&P page 4732. It began with the first sentence of the existing rule--that the University recognized the right to participate in political activities. But it then said that with the interests of the University being given first consideration, faculty members were encouraged to participate fully in political activities. And it went on to say that if one's political activities would interfere with the discharge of his duties to the University, he should request a leave of absence without pay. Finally, it provided that if he did not request a leave of absence but stayed on the payroll and if his activities did interfere with his duties to the University, then there were grounds for termination in accordance with the usual procedures for terminating a faculty or staff member for cause.

Mr. Wright added that he wanted to make one final comment. The report of Mr. Welch's committee, set out in D&P 4732-34, placed a great deal of emphasis on a constitutional argument--that this restriction on political

activity by faculty members so that they might not even have a leave of absence to go off without pay and engage in political activities was possibly unconstitutional. Although he did not reject the constitutional argument, he believed that one of the great vices of our national character was the tendency to argue about whether or not things were constitutional instead of talking about whether they were wise or unwise. He thought that even if what the Regents did in March 1970 was constitutional, it was patently unwise. If a faculty member was interested enough in public affairs that he would seek a leave of absence without pay in order to engage in political activity, he should be commended for his good citizenship rather than told that he must terminate his employment. The provision of the March 1970 rule which allowed--especially without any due process--the institutional head, Chancellor, or Board of Regents to terminate employment was a very serious thing indeed. Therefore, he urged adoption of the recommendation that the Regents' Rules be changed to substitute for the March 1970 rule the text set out in D&P page 4732.

Mr. Rase asked whether the committee report Mr. Wright had referred to would go to the Regents along with the recommendation itself. Mr. Wright said that he had never seen the form in which action of the University Council was transmitted to the Regents. He assumed that the Regents received the documents of the Council and that they could see this report if they wished but that only the legislation adopted by the Council was ordinarily transmitted forward. Mr. Rase said that he had not seen the committee report when it was discussed in the Senate, and in reading it now he felt that it was overly pedantic and somewhat contentious. He believed that if the Council wanted to have the rule changed, it might want--especially in view of what Mr. Wright had said about the character and relevance of the constitutional argument--to change the report or see that it not be sent, since it had been written for faculty use. He thought the recommendation stood on its own merits. Mr. Wright asked Mr. Jordan how such recommendations of the Council were transmitted. Mr. Jordan said that ordinarily the resolution itself went forward without the rationale presented to the Council. But as the Secretary had pointed out, the Regents received the minutes of the Council meetings, so they would see the rationale although not necessarily in tandem with the Council's recommendation and the accompanying statement by the President's Office.

Mr. Bunderson noted that one of the recommendations of the Cox Committee was that the faculty should make its views and wishes known by submitting a rationale with each piece of proposed legislation and that, in turn, the faculty should receive back a rationale whenever any of its legislation was changed at a higher level. By this view the faculty would certainly be obligated to submit its rationale initially. Mr. Jordan said that since the Council minutes were seen by the System Administration and by the Regents, the submissions from the President's Office would have to include all of the action taken by the Council. Mr. Gregorian said he did not think the Cox report had been approved yet, although final action on it was overdue. And since it had not been approved, no one was bound by it. Mr. Jordan said that the Cox Report was presently at the Office of the Chancellor.

Mr. Flawn asked Mr. Wright whether it was not true that the Attorney General had ruled that a faculty member could not receive a state check if he was also holding an elected office in this state. He wondered whether the proposed rule change would enable such a person to run for office but not to be elected and hold office. Mr. Wright said he thought the implication of the proposal was that if a person's political activities were going to be so significant that they would interfere with his duties to the University, he could seek a leave of absence without pay. In that case the problem did not arise in the opinion of Judge Jones. The case, in any event, was on appeal, and he did not think we had heard the last word on it. Mr. Jordan asked whether the holding of a nonpartisan office such as a school-board membership had been ruled to be covered. Mr. Wright said that there were a variety of Attorney General's opinions on the subject but that they were really very hard to treat as being consistent. He thought that opinions could be found going each way. He noted that a colleague had run for city council in the community in which he lived but that since Judge Jones had ruled, the colleague had resigned from his city council.


The question was then called for, the Council voted to close the debate, and the recommendation of the Faculty Senate was adopted.

May 10, 1971

Administrative Confidential

MEMORANDUM

TO: Chief Administrative Officers & Chief Business Officers

FROM: E. D. Walker, Deputy Chancellor for Administration 

SUBJECT: Employees of The University of Texas System Who Hold Elective Political Office

The purpose of this memorandum is to outline the procedure which has been followed by The University of Texas System, the implications of recent court decisions, proposed legislation in the current session of the Legislature, and the action that should be taken at the component institutions.

For many years the state supported colleges and universities have relied on Opinions of the Attorney General of Texas that an elective city office, such as that of city councilman or mayor, was not an office "under the State" within the prohibition of Article 16, Section 33, of the Texas Constitution, which prohibits the accounting officers of the state (State Comptroller) from drawing or paying a warrant upon the treasury in favor of any person for salary as agent, officer, or appointee, if that person holds at the same time any other office of position of honor, trust, or profit under the state. Therefore, it has been possible for an employee of a state supported college or university to hold an elective city office and still be paid by the institution.

Even though substantial doubt was cast on the Attorney General's Opinions, that an elective city official such as that of city councilman or mayor was not an office "under the State" within the prohibition of Article 16, Section 33, of the Texas Constitution, by a decision of the Texas Supreme Court in Willis vs. Potts, decided in 1964, the State Comptroller has continued to issue warrants to persons holding elective city offices concurrently with state non-elective employment. However, in November of 1970, the 153rd District Court of Travis County held that, based on Willis vs. Potts, the office of city councilman was an office "under the State", and therefore, was within the prohibition of Article 16, Section 33, of the Texas Constitution. Therefore, this decision prevents the State Comptroller from issuing a warrant to any person who is an employee of the University and holds an elective office as herein above described.

The decision in November of 1970 by the District Court in Travis County only applied to accounting officers of the state (State Comptroller) and apparently would not prohibit the institution if they had local funds available and chose to do so to continue paying the employees from local funds.

On April 28, 1971, the Court of Civil Appeals, Third Supreme Judicial District of Texas, rendered an opinion affirming the decision of the Travis County District Court (November, 1970). However, the court went on to rule that state employees currently holding state elective political offices could not be paid from local funds, since Article 16, Section 33 of the Texas Constitution applies "to all funds belonging to the State of Texas, not just to those funds held in the immediate possession of the State Treasurer."

There is currently a resolution before the Texas Legislature that would eliminate the Constitutional prohibition as set forth in Article 16, Section 33 of the Constitution, assuming it is approved by the voters, but it could in no way become effective before November of 1972.

With regard to the recent decisions, the following points should be brought out for your guidance:

- (1) It is very likely that the decision of the Court of Civil Appeals, Third Supreme Judicial District (April 28, 1971) will be appealed to the Supreme Court of Texas. If it is so appealed, it will probably take six to eight months before the matter is finally resolved by the Supreme Court. If the case is not appealed within the statutory period for appeal, then the ruling of the Court of Civil Appeals will be considered controlling by officials of The University of Texas System without further action by the Texas Supreme Court.
- (2) Obviously, the ultimate outcome cannot be predicted, but if the ruling of the Civil Appeals Court is affirmed, then any employee who is holding an elective political office, including elective city offices, can no longer receive a salary payment from any source of funds -- whether General Revenue or Local Funds.
- (3) Furthermore, there may be potential liability on the part of an employee who now falls within the Constitutional prohibition to repay any money received as a University employee during the time he was concurrently holding an elective political office.
- (4) The chief administrative officer or his delegate should advise members of the faculty and staff of the institution who now hold or seek elective political office of the recent court decisions as herein above outlined and their possible liability for repayment of salaries or wages earned and received during the period in which they have held state elective political office and have been employed by the University.
- (5) It is further recommended that this memorandum NOT be circulated to members of the faculty and staff.

bx: Dr. Charles A. LeMaistre
Mr. Arthur H. Dilly
Mr. Talmage R. Whiteside
Mr. Graves W. Landrum
Dr. Kenneth H. Ashworth
Dr. William H. Knisely
Mr. Richard Gibson
Mr. Robert L. Anderson
Mr. Joseph C. Kennedy

C. U. T. System, U. T. Austin and U. T. El Paso

10. Authorization to Negotiate, Execute, and Administer Classified Government Contracts. --

Chancellor LeMaistre recommends that those individuals named in the correspondence set forth below from the Office of Sponsored Projects of The University of Texas at Austin be authorized by the Board of Regents to negotiate, execute and administer classified Government contracts. The University System Security Agreement with the Department of Defense requires that this authorized list be kept current, and this requested action is designed for that purpose.

May 11, 1971

Chancellor Charles LeMaistre, M. D.
The University of Texas System
Commodore Perry 1106
Austin, Texas

Dear Dr. LeMaistre:

The University System Security Agreement with the Department of Defense requires that certain administrative officers be cleared for access to classified material and be formally authorized by the Board of Regents to negotiate, execute, and administer Government contracts. To bring our records up to date, we need to notify the Government of the current roster of administrative officials designated to handle classified Government contracts. The form of official notification to the Defense Department requires certified copies of action by the governing board, based on recommendation of the Chancellor, such as the following:

List of University Officials Designated to Handle Classified Government Contracts: I recommend that the following list be approved by the Board of Regents:

Charles LeMaistre, Chancellor, Chief Executive Officer

E. D. Walker, Deputy Chancellor for Administration

Robert Lee Anderson, Comptroller

Betty Anne Thedford, Secretary to the Board of Regents

Bryce Jordan, President ad interim, The University of Texas at Austin

Peter T. Flawn, Vice-President for Academic Affairs ad interim, The University of Texas at Austin

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

Dr. Charles LeMaistre

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May 11, 1971

Bobby Gene Cook, Director of Accounting, The University of Texas at Austin

Jens M. Jacobsen, Member of Managerial Group and Security Supervisor; Executive Director, Office of Sponsored Projects, The University of Texas at Austin

A. J. Dusek, Member of Managerial Group; Associate Director, Office of Sponsored Projects, The University of Texas at Austin.

Joseph R. Smiley, President, The University of Texas at El Paso

Robert M. Leech, Vice-President for Academic Affairs, The University of Texas at El Paso

Halbert G. St. Clair, Business Manager, The University of Texas at El Paso

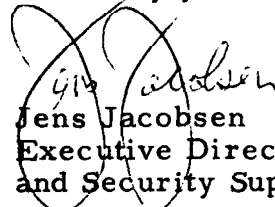
James B. Bacon, Director, Contracts & Grants, and Security Supervisor, The University of Texas at El Paso

Kenneth E. Beasley, Director of Research, The University of Texas at El Paso

Joseph S. Lambert, Director, Schellenger Research Laboratories, The University of Texas at El Paso

After the Chancellor's recommendation has been approved by the Board of Regents, the Secretary of the Board should be requested to furnish two certified copies to my office so that I may, in turn, file one copy with the Department of Defense.

Sincerely yours,


Jens Jacobsen
Executive Director
and Security Supervisor

Approved:


Bryce Jordan
President ad interim

JJ:lb

D. U. T. Arlington

11. Authorized Agent for Tax-Free Alcohol Permits. --

System Administration concurs in the request of President Frank Harrison that the Board of Regents approve the standard resolution which would authorize Mr. Robert B. Price, Vice-President for Business Affairs, to sign all appropriate documents required in connection with tax-free alcohol permits.

E. Component Institutions in Houston

12. Authority to Participate in the Texas Medical Center Hospital Laundry Cooperative Association. --

Authority to Participate in the Texas Medical Center Hospital Laundry Cooperative Association.--Senate Bill 319, Acts 62nd Legislature, 1971, codified as Article 4437f-1, Vernon's Civil Statutes, authorized the Board of Regents of The University of Texas System and the governing boards of certain other institutions within the Texas Medical Center, Houston, Texas, to form an association to operate a laundry system solely for the benefit of such institutions on a nonprofit cooperative basis.

A Certificate of Incorporation of the Texas Medical Center Hospital Laundry Cooperative Association was issued by the Secretary of State on April 30, 1971, and the association has been organized. The By-Laws for such organization have been agreed upon, and a service agreement has been executed by the Deputy Chancellor for Administration.

System Administration requests that all actions taken on behalf of The University of Texas System in the organization of the Texas Medical Center Hospital Laundry Cooperative Association and the execution of the service agreement be, and in all things, approved and ratified, and that the Deputy Chancellor for Administration be authorized and empowered to take such action and execute any and all instruments that may be necessary to complete the organization.

F. Houston Medical School and M. D. Anderson

13. Houston Medical School and M. D. Anderson: Affiliation Agreement (Pages 40-53). --

*Approved
Burnell Waldrep*

Chancellor LeMaistre reports for the information of the Board of Regents that the following affiliation agreement between the Houston Medical School and the M.D. Anderson Hospital has been negotiated and executed by the respective Chief Administrative Officers of those components. The agreement has been reviewed and approved by appropriate System Administration officials. While this agreement does not need regental approval, it is submitted for information to the Board of Regents, since the Law Office advises that if, in the future, funds are specifically appropriated for these joint programs, regental approval would be required.

As amendments to this agreement are negotiated and executed, these too will be submitted for information.

MEMORANDUM

To: Mr. Arthur Dilly

February 10, 1971

From: Burnell Waldrep

Subject: AFFILIATION BETWEEN HOUSTON MEDICAL AND MDA

There is enclosed for your consideration the agreement between The University of Texas Medical School at Houston and The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston. We have taken the liberty of changing the arrangement, but there are no changes of substance.

As we view it, this agreement is primarily inter-institutional and cooperative in nature. I suppose it is intended to document a working program between the two institutions. In view of this, we agree with you that this type of arrangement would not require regental action. However, if in the future there is an appropriation of funds for programs in this area, it would appear that regental approval would be required.

Please let us know if anything additional is needed.

Burnell Waldrep

BW:tr
Enc.

I concur in above and ask that Mr Waldrep's memo be made a permanent attachment to the document
Charles Maistre

This AGREEMENT by and between two institutions of The University of Texas System, THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT HOUSTON, hereinafter referred to as "School," and THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON, hereinafter called "Anderson,"

WITNESSETH:

WHEREAS, each institution is an integral part of The University of Texas System and is governed by the rules and regulations of the Board of Regents; and

WHEREAS, School and Anderson seek and agree upon a closer working relationship best possible to the realization of their commitments to the people of Texas and the Southwest, and wish to present in common a program of excellence in medical health, science, and education; and

WHEREAS, it is the desire of the parties to coordinate the resources entrusted to improve health care and, with others, to continue to develop Houston as a superior medical center and health resource; and

WHEREAS, the Dean of School and the President of Anderson accept the responsibility for carrying out cooperative inter-institutional endeavors where related and mutually beneficial in their common goal of better health care for the citizens of Texas:

NOW, THEREFORE, in consideration of the mutual benefits and with the intent to develop both institutions to their maximum potential, School and Anderson hereby agree as follows:

I. GENERAL PROVISIONS

A. This agreement is made pursuant to the provisions of Article 2606c-1.1 and Article 2603e, Vernon's Civil Statutes, and the rules and regulations of the Board of Regents. Any

alteration or amendment shall be negotiated through the respective executive heads of School and Anderson and subsequently approved by System Administration.

B. Anderson and School shall retain all jurisdictional powers incident to their status as separate components of The University of Texas System.

C. The provisions of this agreement and the bylaws of the staffs of Anderson and School shall be in agreement.

D. Anderson agrees to provide for the operation and maintenance of an accredited hospital for teaching, research, and patient care as an integral unit of the undergraduate and clinical graduate education programs of School.

E. Anderson shall retain final jurisdiction over the admission of its patients, including bed assignments, but shall consult with School in the formulation of policies affecting undergraduate and clinical graduate medical teaching.

F. This agreement is for a term of thirty (30) years, and shall commence on the date of its execution and may be terminated upon the mutual consent of the parties. A period of at least three (3) years shall be allowed to effect such termination. This agreement may be amended in writing upon the concurrence of System Administration.

II. MAJOR SPECIFIC CONSIDERATIONS

Anderson and School may engage in programs either separately or jointly to accomplish these goals. Since each has the capacity to enhance or limit directly and indirectly the success of the other, the following major areas for specific consideration are enumerated to aid interactions between Anderson and School.

A. Faculty and Staff Appointments

During the initial organizational phases of the establishment of School in Houston, School will

utilize only selected services for its teaching programs. After the effective date of this agreement, Anderson, in consultation with School, will give due consideration to the academic interests and qualifications of new staff applicants prior to professional staff appointment.

Within Anderson the staff involved in teaching programs will continue as members of the general faculty of The University of Texas System. All members of the staff of those specific services selected for undergraduate medical teaching will be encouraged to seek additional academic appointments in School, for it is understood and agreed that ultimately, with the full activation of School in Houston, the entire undergraduate and the clinical graduate medical teaching staff of Anderson shall hold appointments on the faculty of School. The same provisions apply to the basic science or research staffs. It is further agreed:

1. Academic appointments in both institutions will conform to the titles and ranks used by The University of Texas System.
2. For each individual the assignment to research, education, or service programs will be determined by each individual's talents, commitments, interests, abilities, and availability.
3. Academic ranks and titles for faculty members holding appointments in both institutions will characteristically be equivalent. Hospital staff appointments need not be equivalent. Responsibility for tenure will reside with the institution of primary appointment.

4. Anderson will assess the interests and wishes of all members of its active staff concerning Medical School appointments. On the date a particular discipline or service is selected by School for development of an undergraduate teaching program, Anderson will designate to School from that particular service or discipline all of those persons for whom Medical School faculty appointments are recommended.

School will then determine, in consultation with Anderson, the nature of the faculty appointment of such individuals in School. The teaching obligations, if any, will be negotiated individually by School and Anderson to include appropriate inter-institutional fiscal transfers. It is understood that the foregoing applies only to those members of Anderson roster when the specific discipline is selected by School for development of its teaching program. It does not apply to those staff services not involved in teaching.

5. Within the services selected by School for its teaching programs, School will assume the guiding responsibility for its undergraduate and those jointly administered clinical graduate educational programs of Anderson, through delegation of such responsibility to mutually agreed-upon members of Anderson staff.

6. Anderson shall appoint, after consultation with School, full-time academic leaders in departments, services, or divisions involved in undergraduate and selected graduate medical teaching programs.

7. In the selection of senior department, division, and service chiefs for both School and Anderson, search committees will be appointed. Each institution shall consult the other in the selection and charge to such search committees whose final recommendations will be reported to both institutions for review.
8. While veto is not a prerogative of either institution in the selection of the other's staff, consultation is mandatory.
9. It is also agreed that:
 - (a) All professional appointments to the medical staff shall be reviewed annually by Anderson and School.
 - (b) Anderson and School agree that a professor designated as chief of a given division, service or department for The University of Texas Medical School at Houston will be responsible for its educational programs in undergraduate education. Actual operational responsibility for such programs may be delegated to individuals who must be acceptable to both School and Anderson.
 - (c) The professor responsible for academic leadership in departments, divisions, or services may be housed in either institution as agreed upon.

B. House Staff Appointments and Responsibilities

House staff members have both legal and moral responsibilities to the hospital in which they work and a responsibility to School for the teaching of undergraduate medical students. The responsibility for the

appointment and recruitment of house staff members shall be shared by Anderson and School where shared-residency programs exist. In consideration of the foregoing, the following specific conditions are agreed to:

1. In all joint programs, Anderson and School faculty shall cooperate in filling positions with highly qualified candidates.
2. On those services not selected by School for teaching purposes, Anderson will have primary responsibility for recruitment of house staff members.
3. On-going commitments at Anderson will be honored until an acceptable negotiated change in current, on-going shared residency programs can be agreed upon.
4. After establishment of the medical school, appointments of interns and residents shall be made by Anderson in conjunction with School, except that Anderson may retain fellowships, and other on-going programs not agreed upon as in the "shared" category.

C. Availability of Patients for Teaching

After the effective date of this agreement and in recognition that types of patients in hospitals are changing, of the need to educate students in the care of all types of patients and in the care of patients with diverse types of illnesses; and that almost all patients today quite readily accept the implied premise that upon entry to a teaching hospital for care, they will participate in teaching programs, the following specific conditions are agreed to:

1. All patients in Anderson shall be available for teaching purposes.
2. Exception may be granted upon concurrence by the chief of a major service upon recommendation of a physician when the physician feels that participation in a teaching program might adversely affect a patient's condition, a research program, or for other good and sufficient reason.
3. No members of the faculty will be granted any special exemptions from teaching on their patients.
4. Additional costs for teaching purposes must not be conspicuous or unreasonably additive for either patients or third party carriers.

D. Medical Student Responsibilities and Facilities

1. Medical students will be responsibly involved, under supervision, in the management and care of patients as a learning process. This will be accomplished through the students' participation with the medical care team consisting of interns, residents, and faculty and staff physicians.
2. In recognition of the fact that a university teaching hospital and clinic requires considerably more space for the educational programs of the medical students and house staff, Anderson agrees to provide such space. In all new construction and modernization programs, Anderson will give consideration to the following requirements:
 - (a) Charting areas of sufficient size to accommodate reasonably, students, house staff, staff physicians and nurses;
 - (b) provisions for well-equipped conference-demonstration rooms for teaching programs on each large patient floor area of the hospital and clinic;

- (c) patient room facilities of sufficient size to permit students and staff to observe and to make bedside rounds;
- (d) sleeping-in facilities for students while on night call on such services as intensive and special care and as otherwise agreed upon;
- (e) special treatment rooms on each floor to demonstrate special procedures to students;
- (f) satellite library;
- (g) locker space for students;
- (h) if possible, development of off-campus additional specialized teaching resources.

E. Joint Responsibilities for Research

School and Anderson agree to develop cooperatively clinical and basic research. Research projects may be jointly sponsored by School and Anderson. In such instances, the following specific conditions are agreed to:

1. Research reviews and surveillance of human experimentation will be carried out separately for the two institutions. In-house approval by one institution will not imply approval by the other.
2. Procedures for scientific review and administrative approval will be the prerogative of the respective institutions, and budgets will be separate and specifically identifiable.
3. When a joint program of research is instituted, the investigators, resources, plans, funding and compliance with rules for human experimentation and biohazards must be identified, recorded, and approved by each institution for that portion of the research to be done in each institution and the faculty time committed.

4. Unexpended funds and equipment purchased in pursuit of the research project must be assigned specifically to one or the other institution by the conclusion of the joint project.
5. In joint projects credit to researchers and institutions shall be assured.

F. Service (Patient Care) Activities

1. School and Anderson will cooperate in recruiting a sufficient number of qualified physicians to direct and supervise adequately professional medical services to all in-patients and out-patients for which they are responsible.
2. All professional care shall be provided for by the faculties of Anderson and School, the latter as development permits. The staff(s) shall be closed.
3. Plans for management of revenues generated by service activities will conform to The University of Texas System practices and policies. Such revenues generated by Anderson shall continue to be managed under its long-established plan and principles. Any fee or revenue management plan developed by School will be a separate entity. However, all fees generated for an identifiable service will revert to the plan of the institution less business costs in which the faculty member holds his primary appointment; such fees will be managed according to that institution's procedures.

G. Sharing of Common Facilities and Services

Plans may be drawn to provide for common services required by both Anderson and School; this will avoid expensive and unnecessary duplication of equipment and

facilities. Such common services, when available, may be operated by either School or Anderson. These may include heating, telephones, post office, laundry, food, computer, parking, specialized diagnostic procedures, animal resources, library, physical plant, etc. In consideration of the foregoing, the following specific conditions are agreed to:

1. That joint facilities agreements will be established and reviewed annually by the Dean of School and President of Anderson, together or with a higher administrative authority;
2. such agreements shall cover all jointly shared services;
3. highly specialized, expensive, and infrequently used research, therapeutic, and laboratory procedures may be established or obtained at either School or Anderson, rather than establishing such services separately.

H. Financial Considerations

Anderson, in its traditional role of public service, recognizes that the educational programs contribute materially to the quality of patient care. Nonetheless, certain specific financial considerations must be agreed upon:

1. Anderson shall bear its costs for supporting and maintaining its staff of interns, residents, fellows and other such personnel;
2. School shall pay all identifiable costs incurred in the operations of its undergraduate educational program;
3. in jointly sponsored research projects (see Sec. II-E), there shall be definite agreement on the administration of research funds and overhead,

provision of staff, facilities, ownership of equipment purchased with research funds, and credits;

4. costs not described herein may be negotiated;
5. this joint agreement established by Anderson and School shall be reviewed annually by the President of Anderson and the Dean of School. Such reviews shall involve fair and equitable pro rata division of all costs involved not expressed as the responsibility of either Anderson or School and at the end of the accounting period a cost settlement will be agreed upon.

I. Organization for Effective Communication

1. From the staffs of Anderson and School a committee shall be selected to make recommendations relative to the continuing effective implementation of this agreement. This committee shall meet at least several times annually, and the President of Anderson and the Dean of School shall be ex officio members.
2. In those areas which are relevant to the programs of other biomedical units in Houston, items will be referred to the Administrative Council of these units for discussion and counsel (or such administrative organizations as replaces the Administrative Council).
3. To the Health Affairs Advisory Council and to the Vice-Chancellor of Health Affairs will be referred such matters as need attention and advice or which would be benefited by consideration at these levels.

4. The President of Anderson and the Dean of School shall also establish a Program Planning Committee to consider potential and projected matters of joint concern to Anderson and School and to consider optimal allocation and application of the mutual resources. This committee will render an annual report to the Dean of School and the President of Anderson. Both the Dean (School) and the President (Anderson) are ex officio committee members.

III. ON-GOING EDUCATIONAL AND/OR OTHER AFFILIATION AGREEMENTS OF ANDERSON

Anderson through the years has established liaisons, particularly in education, with other institutions. Those effective at the date of this agreement will be honored.

A. The on-going arrangements as exemplified by those at the Hermann Hospital, Center Pavilion, St. Joseph Hospital, and Dental Branch will be recognized.

B. House officer, residency, and fellowship training programs now in force will remain in force until modified upon mutual agreement as provided for under Section II-B.

C. Programs in health science education to include training of allied health science students, baccalaureate and nonbaccalaureate students are to be continued under current arrangements until alternate mutually agreed upon reorganizations are effected.

D. Although Anderson is a resource of The University of Texas System, medical students from other than Texas medical schools, from both the United States and abroad, will continue to be encouraged to serve in elective training and educational experiences at Anderson. Such arrangements will be negotiated with the deans of the respective schools and Anderson Office

of Education. It is the intent that filling said places will not be competitive with the needs of The University of Texas Medical School at Houston.

E. Arrangements between Anderson and The University of Texas Graduate School of Biomedical Sciences at Houston for cooperative participation in predoctoral, postdoctoral, and continuing educational programs will be continued. Such arrangements regarding students, faculty, staff, and joint sharing of facilities may be modified as the goal of a common basic science faculty of The University of Texas at Houston is pursued.

EXECUTED this 26th day of April, 1971.

THE UNIVERSITY OF TEXAS
MEDICAL SCHOOL AT HOUSTON

By

Cheves McC. Smythe, M.D.

Dean

THE UNIVERSITY OF TEXAS
M. D. ANDERSON HOSPITAL AND
TUMOR INSTITUTE AT HOUSTON

By

R. Lee Clark, M.D.

President

Approved:

William H. Knisely, M.D.
Vice-Chancellor for
Health Affairs

Charles A. LeMaistre
Charles A. LeMaistre, M.D.
Chancellor

G. M. D. Anderson

14. Designation of Revolving Funds (Authorized by H. B. No. 2, 61st Legislature, Second Called Session). --

In addition to those service departments previously designated by the Board as official Revolving Funds, President Clark and System Administration recommend that the Board establish additional such Revolving Funds by approving the following specific recommendation:

As authorized by Section 35, Article IV, House Bill No. 2, Acts of the 61st Legislature, Second Called Session, and similar authorizations which may be included in subsequent legislation, the following departments are established as Revolving Funds for the benefit of The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston.

Audio-Visual and Medical Illustration Services Revolving Fund
To provide photographic, projectionist, and medical art services for M. D. Anderson Hospital and other Houston based UT components

Print Shop Revolving Fund
To provide printing and duplication services for M. D. Anderson Hospital and other Houston based UT components

Experimental Animal Maintenance Revolving Fund
To perform experimental animal maintenance and veterinary services for M. D. Anderson and other Houston based UT components

II. ITEM FOR THE RECORD

A. U. T. SYSTEM. --The following item is reported for the record and for ratification:

15. U. T. System: Affiliation Agreement with the Holy Cross Hospital, Austin, Texas, and West Texas Rehabilitation Center, Abilene, Texas. --Pursuant to the action of the Regents of March 6, 1970, in the adoption of a model affiliation agreement for the training of allied health personnel, it is herewith reported that an agreement based on this model has been executed on the part of the Holy Cross Hospital, Austin, Texas, and West Texas Rehabilitation center, Abilene, Texas. These agreements are submitted for ratification by the Board with authority to the Chairman of the Board to execute each document when it has been approved as to form by a University attorney and as to content by Chancellor LeMaistre.

Passed

III. SCHEDULED MEETINGS AND EVENTS. --The following meetings of the Board of Regents have been set and have been tentatively scheduled to meet in Austin:

July ~~30~~, 1971
 September 10, 1971 - *2/3*
 October 22, 1971
 December 3, 1971

1971 Calendar

JANUARY							FEBRUARY						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
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10	11	12	13	14	15	16	14	15	16	17	18	19	20
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24	25	26	27	28	29	30	28
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MARCH							APRIL						
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14	15	16	17	18	19	20	11	12	13	14	15	16	17
21	22	23	24	25	26	27	18	19	20	21	22	23	24
28	29	30	31	.	.	.	25	26	27	28	29	30	.
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MAY							JUNE						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
.	1	.	.	1	2	3	4	5
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30	.	.	.
30	31	.	.	.	.	.	.	.	.	.	.	.	.

JULY							AUGUST						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
.	.	.	.	.	1	2	.	.	1	2	3	4	5
3	4	5	6	7	8	9	6	7	8	9	10	11	12
10	11	12	13	14	15	16	13	14	15	16	17	18	19
17	18	19	20	21	22	23	20	21	22	23	24	25	26
24	25	26	27	28	29	30	27	28	29	30	.	.	.
31	.	.	.	.	.	.	.	.	.	.	.	.	.

SEPTEMBER							OCTOBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
.	.	.	.	.	.	1	.	.	.	.	.	1	2
3	4	5	6	7	8	9	3	4	5	6	7	8	9
10	11	12	13	14	15	16	10	11	12	13	14	15	16
17	18	19	20	21	22	23	17	18	19	20	21	22	23
24	25	26	27	28	29	30	24	25	26	27	28	29	30
.	.	.	.	.	.	.	31	.	.	.	.	.	.

NOVEMBER							DECEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
.	.	.	.	.	.	1	.	.	.	.	.	1	2
3	4	5	6	7	8	9	3	4	5	6	7	8	9
10	11	12	13	14	15	16	10	11	12	13	14	15	16
17	18	19	20	21	22	23	17	18	19	20	21	22	23
24	25	26	27	28	29	30	24	25	26	27	28	29	30
.	.	.	.	.	.	.	31	.	.	.	.	.	.

1971

- July 16 Board of Regents' Meeting in Austin
- Sept. 10 Board of Regents' Meeting in Austin
- Oct. 22 Board of Regents' Meeting in Austin
- Dec. 3 Board of Regents' Meeting in Austin
- Commencement Exercises
- June 6 G. S. B. S. - *Fun*
- June 7 Dallas Medical School - *Nelson*
San Antonio Medical School - *Rice*
- June 9 Galveston Medical Branch - *W. H. H. C.*
June 29
Fall 1971
Bd. for Lease
- Sept. 6 Labor Day
- Sept. 18 Austin vs. U. C. L. A. at Los Angeles
- Sept. 25 Austin vs. Texas Tech at Austin
- Oct. 2 Austin vs. Oregon at Austin
- Oct. 9 Austin vs. Oklahoma at Dallas
- Oct. 16 Austin vs. Arkansas at Little Rock
- Oct. 23 Austin vs. Rice at Austin
- Oct. 30 Austin vs. S. M. U. at Dallas
- Nov. 6 Austin vs. Baylor at Austin
- Nov. 13 Austin vs. T. C. U. at Austin
- Nov. 25 Austin vs. Texas A&M at College Station
- Nov. 25 Thanksgiving

IV. ADJOURNMENT

Previous Engagements
Sept. 18 - Dr. Nelson

Meeting of the Board

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971
IN THE AMOUNT OF \$9,000,000

SALE OF THE BONDS.--As authorized, bids were called for and received until 10:00 a.m., CDT, on June 3, 1971, and then publicly opened and tabulated. A copy of the tabulation is attached.

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the Board of Regents adopt the resolution authorizing the issuance of the bonds and the sale to Drexel Firestone, Incorporated, Blyth & Co., Inc., Joint Managers and Associates, at the price of par and accrued interest to date of delivery, plus a premium of \$8,955.00, at rates of interest shown on the tabulation.

DESIGNATION OF PAYING AGENCY.--Attached is a tabulation of the bids received and publicly opened and tabulated at 10:00 a.m., June 3, 1971, CDT, in accordance with specifications previously furnished the qualified bidders (Texas banks with assets in excess of \$100,000,000).

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the bid of The Citizens National Bank of Waco, Waco, Texas, to serve as paying agent for this issue be accepted. The bank will make no charge for payment of bonds and coupons and will pay the Board of Regents the sum of \$1,280.00. The Co-Paying Agents are Morgan Guaranty Trust Co. of New York and Harris Trust and Savings Bank of Chicago.

AWARD OF CONTRACT FOR PRINTING THE BONDS.--Attached is a tabulation of the bids received and publicly opened and tabulated at 10:00 a.m., June 3, 1971, CDT, in accordance with specifications previously furnished companies bidding on University issues in recent years.

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the bid of Steck-Warlick Company, The Steck Division, be accepted for printing bonds with lithographed borders, as set out in the specifications, for the sum of \$658.00, there being five interest rates.

\$9,000,000
 BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
 PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971

Bids Received
 June 3, 1971, at 10:00 A.M., C.D.T.

ACCOUNT			COUPON RATE		INTEREST COST	
Drexel Firestone, Incorporated Blyth & Co., Inc. Joint Managers and Associates	1972 thru	1975	5.50	%	Gross	: \$ 4,962,262.50
	1976	1983	4.60	%	Premium	: \$ 8,955.00
	1984	-----	4.75	%	Net	: \$ 4,953,307.50
	1985	-----	4.90	%	Effective Interest Rate:	4.8705%
	1986	1991	5.00	%		
Phelps, Fenn & Co.	1972 thru	1978	5.40	%	Gross	: \$ 4,961,025.00
	1979	1982	4.40	%	Premium	: \$ 1,953.00
	1983	-----	4.50	%	Net	: \$ 4,959,072.00
	1984	1985	4.70	%	Effective Interest Rate:	4.8761%
	1986	1991	5	%		
The Northern Trust Company and Associates	1972 thru	1976	5.50	%	Gross	: \$ 4,966,582.50
	1977	1982	4.50	%	Premium	: \$ 1,839.00
	1983	1984	4.75	%	Net	: \$ 4,964,743.50
	1985	-----	4.90	%	Effective Interest Rate:	4.88175%
	1986	1991	5.00	%		
First National City Bank- Morgan Guaranty Trust Co. Salomon Brothers - First National Bank in Dallas	1972 thru	1977	5.50	%	Gross	: \$ 4,996,800.00
	1978	1982	4.50	%	Premium	: \$ -0-
	1983	1984	4.80	%	Net	: \$ 4,996,800.00
	1985	-----	4.90	%	Effective Interest Rate:	4.9132%
	1986	1991	5.00	%		
Halsey, Stuart & Co. Inc. Manager Merrill Lynch, Pierce, Fenner & Smith Inc. The First Boston Corp. White Weld & Co. Bankers Trust Co. & Associates - Joint Managers	1972 thru	1983	4-1/2	%	Gross	: \$ 5,061,082.50
	1984	-----	4-3/4	%	Premium	: \$ -0-
	1985	1986	5	%	Net	: \$ 5,061,082.50
	1987	1988	5.20	%	Effective Interest Rate:	4.976482%
	1989	1991	5.40	%		

BIDS FOR PAYING AGENCY

\$9,000,000

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971

Tabulation of Bids Received
June 3, 1971 - 10:00 A.M., CDT

Bidder	Co-Paying Agents	Per Coupon Paid	Per Bond Paid
Fort Worth National Bank	N.Y.:First National City Bank Chic.:Continental Illinois National Bank & Trust Co.	10¢	\$1.25
First National Bank in Dallas	N.Y.:Manufacturers Hanover Trust Co. Chic.:Continental Illinois National Bank	10¢	\$1.25
Bank of The Southwest National Association, Houston	N.Y.:Bankers Trust Company (Corporate Trust Division) Chic.: Continental Illinois National Bank	10¢	70¢
The Citizens National Bank of Waco	N.Y.:Morgan Guaranty Trust Co. of New York Chic.:Harris Trust and Savings Bank	Pay Board of Regents \$1,280.00	
Texas Commerce Bank National Association, Houston	N.Y.:Bankers Trust Company Chic.:Northern Trust Company	7¢	85¢
The First National Bank of Midland	N.Y.:Chase Manhattan Bank, N.A. Chic.:Continental Illinois Bank and Trust Company of Chicago	15¢	\$1.25
Republic National Bank of Dallas	N.Y.:First National City Bank Chic.:First National Bank of Chicago	7¢	70¢

BIDS FOR PRINTING BONDS

\$9,000,000

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
 PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971

Tabulation of Bids Received
 June 3, 1971 - 10:00 A.M., CDT

Bidder	One Coupon Rate	Two Coupons Rate	Three Coupons Rate	Four Coupons Rate	Five Coupons Rate	Number Working Days
Steck-Warlick Company	\$598.00	\$613.00	\$628.00	\$643.00	\$658.00	10 to 12

AGENDA

JOINT MEETING OF THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM AND THE BOARD OF DIRECTORS OF THE TEXAS A&M UNIVERSITY SYSTEM

Presiding: Chairman Peace for U. T. Board
President Wells for A&M Board

Date: June 4, 1971

Time: 9:00 a. m.

Purpose: To award the sale of the Board of Regents of The University of Texas System, Permanent University Fund Bonds, New Series 1971 (\$9,000,000) and Board of Directors of the Texas A&M University System, Permanent University Fund Bonds, New Series 1971 (\$5,000,000) and to take whatever other action is necessary in connection therewith.

1. Chairman Peace opens meeting
2. Invocation - A&M Director
3. Remarks by Chairman Peace and Introduction of U. T. Regents if deemed necessary
4. Remarks by President Clyde H. Wells of A&M and Introduction of A&M Directors if deemed necessary
5. Sale of Texas A&M Bonds (President Wells)
 - (a) Resolution authorizing Issuance and Sale
 - (b) Designation of Paying Agent
 - (c) Award of Printing Contract
6. Sale of U. T. Bonds (Chairman Peace)
 - (a) Resolution authorizing Issuance and Sale (Pages 2-12)
 - (b) Designation of Paying Agent and Co-paying Agents
 - (c) Award of Printing Contract
7. Adjournment (Joint Meeting)
Recess (Separate Boards)

Board of Directors The Texas A&M University System

Mr. Clyde H. Wells, President of the Board
Dr. A. P. Beutel, Vice-President of the Board
Mr. Ford D. Albritton, Jr.
Mr. H. C. Bell, Jr.
Mr. H. C. Heldenfels
Mr. William Lewie, Jr.
Mr. Peyton McKnight, Jr.
Mr. L. F. Peterson
Mr. S. B. Whittenburg

Dr. Jack K. Williams
President, The Texas A&M University System

I. BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM,
PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971,
\$9,000,000.

- A. RESOLUTION AUTHORIZING ISSUANCE AND SALE. --
The Bond Counsel recommends that the following resolution be adopted. The bids for the sale of the bonds will be opened on June 3, 1971, and a recommendation for the sale thereof will be presented to the Regents at their meeting on June 4.

RESOLUTION

BY THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM AUTHORIZING THE ISSUANCE OF BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971, IN THE AMOUNT OF \$9,000,000

WHEREAS, the Board of Regents of The University of Texas System (hereinafter sometimes called the "Board") heretofore has authorized, issued, and delivered that issue of Board of Regents of The University of Texas Permanent University Fund Refunding Bonds, Series 1958, dated July 1, 1958, said bonds having been authorized pursuant to the provisions of Section 18, Article VII of the Texas Constitution; and

WHEREAS, said Refunding Bonds, Series 1958, were payable from and secured by a first lien on and pledge of the Interest of The University of Texas System in the income from the Permanent University Fund, in the manner and to the extent provided in the resolution authorizing said Refunding Bonds, Series 1958; and

WHEREAS, the resolution adopted on July 23, 1958, authorizing the issuance of said Refunding Bonds, Series 1958, reserved the right and power in the Board to issue, under certain conditions, Additional Parity Bonds and Notes for the purposes and to the extent provided in Section 18, Article VII of the Texas Constitution, said Additional Parity Bonds and Notes to be on a parity with the aforesaid Refunding Bonds, Series 1958, and equally and ratably secured by and payable from a first lien on and pledge of the Interest of The University of Texas System in the income from the Permanent University Fund, in the same manner and to the same extent as are said Refunding Bonds, Series 1958; and

WHEREAS, Section 18, Article VII of the Texas Constitution provides that the Board is authorized to issue negotiable bonds and notes for the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for The University of Texas System, in a total amount not to exceed two-thirds (2/3) of Twenty per cent (20%) of the value of the Permanent University Fund, exclusive of real estate, at the time of any issuance thereof; and

WHEREAS, the Board heretofore has authorized, issued, sold and delivered its Permanent University Fund Bonds, Series 1959, Series 1960, Series 1961, Series 1962, Series 1963, Series 1964, Series 1965, and Series 1966, as installments or issues of such Additional Parity Bonds; and

WHEREAS, the Board has deemed it necessary and advisable that no more of said Additional Parity Bonds shall be issued because of the excessively restrictive Permanent University Fund investment covenants made in connection with all of the aforesaid Permanent University Fund Bonds heretofore issued; and

WHEREAS, the Board is required by law to keep said investment covenants in full force and effect as to all of the aforesaid Permanent University Fund Bonds heretofore issued and to affirm the first lien on and pledge accruing to said outstanding Permanent University Fund Bonds heretofore issued on the Interest of The University of Texas System in the income from the Permanent University Fund; and

WHEREAS, pursuant to a resolution adopted on June 16, 1967, the Board authorized, issued, sold, and delivered an installment or issue of negotiable bonds designated as the Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1967, dated July 1, 1967 (hereinafter sometimes called the "New Series 1967 Bonds"), in the principal amount of \$14,000,000, payable from and secured by a lien on and pledge of the Interest of The University of Texas System in the Permanent University Fund, subject only and subordinate to the first lien on and pledge of said Interest heretofore created in connection with the aforesaid outstanding Permanent University Fund Bonds; and

WHEREAS, in said resolution adopted on June 16, 1967, the Board set forth the terms and conditions under which additional bonds may be issued to be on a parity with the aforesaid New Series 1967 subordinate lien bonds, and the Board has issued its Permanent University Fund Bonds, New Series 1968, New Series 1969, and New Series 1970, in accordance therewith; and

WHEREAS, the Board has determined to authorize, issue, sell, and deliver another installment or issue of such subordinate lien parity New Series Bonds in the principal amount of \$9,000,000; and

WHEREAS, the Board hereby officially finds and determines that the value of the Permanent University Fund, exclusive of real estate, is in excess of \$584,000,000.

THEREFORE, BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM:

1. Throughout this resolution the following terms and expressions as used herein shall have the meanings set forth below:

The term "Permanent University Fund," "Permanent Fund," and "Fund" used interchangeably herein shall mean the Permanent University Fund as created by Article VII, Section 11 of the Texas Constitution, further implemented by the provisions of Title 49, Chapter 1, of the Revised Civil Statutes of Texas, 1925, as amended and supplemented.

The expression "Interest of the University" in the Permanent University Fund shall mean all of the income to such Fund from grazing leases on University lands, and all of the other income from such Fund, after making provision for the payment of the University's proportion of the expenses of administering such Fund, excepting one-third of the income arising and accruing to The Texas A&M University from the 1,000,000 acres of land appropriated by the Constitution of 1876 and the land appropriated by the Act of 1883, as more particularly defined by Chapter 42, Acts of the Forty-second Legislature, Regular Session, 1931 (Article 2592, Vernon's Annotated Civil Statutes of Texas).

The term "Resolution" as used herein and in the Bonds shall mean this resolution authorizing the Bonds.

The term "Bonds" or "New Series 1971 Bonds" shall mean the New Series 1971 Bonds authorized in this Resolution, unless the context clearly indicates otherwise.

The term "Old Series Outstanding Bonds" shall mean the outstanding bonds of the following issues:

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1959, dated July 1, 1959, originally issued in the amount of \$4,000,000, pursuant to a resolution adopted on July 9, 1959.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1960, dated July 1, 1960, originally issued in the amount of \$5,000,000, pursuant to a resolution adopted on July 13, 1960.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1961, dated July 1, 1961, originally issued in the amount \$6,000,000, pursuant to a resolution adopted on July 11, 1961.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1962, dated July 1, 1962, originally issued in the amount of \$5,000,000, pursuant to a resolution adopted on June 29, 1962.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1963, dated July 1, 1963, originally issued in the amount of \$4,000,000, pursuant to a resolution adopted on July 12, 1963.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1964, dated July 1, 1964, originally issued in the amount of \$4,000,000, pursuant to a resolution adopted on June 26, 1964.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1965, dated July 1, 1965, originally issued in the amount of \$6,000,000, pursuant to a resolution adopted on July 16, 1965.

Board of Regents of The University of Texas Permanent University Fund Bonds, Series 1966, dated July 1, 1966, originally issued in the amount of \$11,000,000, pursuant to a resolution adopted on July 8, 1966.

The term "New Series Additional Parity Bonds and Notes and "Additional Parity Bonds and Notes" shall mean the additional parity bonds and the additional parity notes permitted to be issued pursuant to Section 11 of the Resolution adopted on June 16, 1967, authorizing the issuance of Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1967, dated July 1, 1967.

The term "New Series Outstanding Bonds" shall mean the outstanding bonds of the following issues:

Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1967, dated July 1, 1967, originally issued in the amount of \$14,000,000, pursuant to a resolution adopted on June 16, 1967.

Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1968, dated July 1, 1968, originally issued in the amount of \$15,000,000, pursuant to a resolution adopted on June 25, 1968.

Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1969, dated July 1, 1969, originally issued in the amount of \$7,000,000, pursuant to a resolution adopted on June 20, 1969.

Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1970, dated July 1, 1970, originally issued in the amount of \$7,500,000, pursuant to a resolution adopted on July 10, 1970.

The term "Board" shall mean the Board of Regents of The University of Texas System.

2. That said Board's negotiable coupon bonds, to be designated the "BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971," are hereby authorized to be issued and delivered in accordance with the Constitution and laws of the State of Texas in the principal amount of \$9,000,000 FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING, OR ACQUIRING BUILDINGS OR OTHER PERMANENT IMPROVEMENTS FOR THE UNIVERSITY OF TEXAS SYSTEM, to the extent and in the manner provided by law.

3. That said bonds shall be dated JULY 1, 1971, shall be in the denomination of \$5,000 EACH, shall be numbered consecutively from 1 THROUGH 1800, and shall mature serially on JULY 1 in each of the years, and in the amounts, respectively, as set forth in the following schedule:

<u>YEARS</u>	<u>AMOUNTS</u>	<u>YEARS</u>	<u>AMOUNTS</u>
1972	\$360,000	1982	\$450,000
1973	360,000	1983	450,000
1974	360,000	1984	495,000
1975	360,000	1985	495,000
1976	405,000	1986	495,000
1977	405,000	1987	495,000
1978	405,000	1988	540,000
1979	405,000	1989	540,000
1980	450,000	1990	540,000
1981	450,000	1991	540,000

Said bonds may be redeemed prior to their scheduled maturities, at the option of said Board, on the dates stated, for the prices, and in the manner provided, in the FORM OF BOND set forth in this Resolution; and further, said bonds shall be registrable as to principal only, at the option of the owner, in the manner provided in said FORM OF BOND.

4. That the bonds scheduled to mature during the years, respectively, set forth below shall bear interest from their date, until maturity or redemption, at the following rates per annum:

maturities 1972 through 19__ , _____ %
maturities 19__ through 19__ , _____ %
maturities 19__ through 19__ , _____ %
maturities 19__ through 19__ , _____ %
maturities 19__ through 19__ , _____ %

Said interest shall be evidenced by interest coupons which shall appertain to said bonds, and which shall be payable on the dates stated in the FORM OF BOND set forth in this Resolution.

5. That said bonds and interest coupons shall be payable, shall have the characteristics, and shall be signed and executed (and said bonds shall be sealed), all as provided, and in the manner indicated, in the FORM OF BOND set forth in this Resolution.

6. That the form of said bonds, including the form of Registration Certificate of the Comptroller of Public Accounts of the State of Texas to be printed and endorsed on each of said bonds, the form of the aforesaid interest coupons which shall appertain and be attached initially to each of said bonds, and the form of endorsement for registration as to principal, shall be, respectively, substantially as follows:

FORM OF BOND:

NO. _____

\$5,000

UNITED STATES OF AMERICA
STATE OF TEXAS
BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
PERMANENT UNIVERSITY FUND BOND
NEW SERIES 1971

ON JULY 1, 19__, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM promises to pay to bearer, or if this bond be registered as to principal, then to the registered owner hereof, the principal amount of

FIVE THOUSAND DOLLARS

and to pay interest thereon, from the date hereof, at the rate of _____% per annum, evidenced by interest coupons payable JANUARY 1, 1972, and semi-annually thereafter on each JULY 1 and JANUARY 1 while this bond is outstanding. The principal of this bond and the interest coupons appertaining hereto shall be payable to bearer, in lawful money of the United States of America, without exchange or collection charges to the bearer, upon presentation and surrender of this bond or proper interest coupon, at _____, TEXAS, or, at the option of the bearer, at _____, NEW YORK, NEW YORK, or at _____, CHICAGO ILLINOIS, which places shall be the paying agents for this Series of bonds.

THIS BOND is one of a Series of negotiable coupon bonds dated JULY 1, 1971, issued in the principal amount of \$9,000,000 FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING, OR ACQUIRING BUILDINGS OR OTHER PERMANENT IMPROVEMENTS FOR THE UNIVERSITY OF TEXAS SYSTEM, to the extent and in the manner provided by law, in accordance with the provisions of the Amendments to Section 18, Article VII of the Texas Constitution, adopted by a vote of the people of Texas on November 6, 1956, and on November 8, 1966.

ON JULY 1, 1981, OR ON ANY INTEREST PAYMENT DATE THEREAFTER, any outstanding bonds of this Series may be redeemed prior to their scheduled maturities, at the option of said Board, IN WHOLE, OR IN PART IN INVERSE NUMERICAL ORDER, for the price of par and accrued interest to the date fixed for redemption, plus a premium of 2% of the par value if redeemed on or prior to JANUARY 1, 1986, with such premium to be reduced on and after JULY 1, 1986, to 1%. At least thirty days before the date fixed for any such redemption the Board shall cause a written notice of such redemption to be published at least once in a financial publication published in the City of New York, New York. By the date fixed for any such redemption, due provision shall be made with the paying agents for the payment of par and accrued interest to the date fixed for redemption of the Bonds to be redeemed, plus the required premium. If the written notice of redemption is published, and if due provision for such payment is made, all as provided above, the bonds, which are to be so redeemed, thereby automatically shall be redeemed prior to maturity, and they shall not bear interest after the date fixed for redemption, and shall not be regarded as being outstanding except for the purpose of being paid by the paying agents with the funds so provided for such payment.

IT IS HEREBY certified, recited, and covenanted that this bond has been duly and validly issued and delivered; that all acts, conditions, and things required or proper to be performed, exist, and be done precedent to or in the issuance and delivery of this bond have been performed, existed, and been done in accordance with law; and that the interest on and principal of this bond, and the Series of which it is a part, together with other New Series Outstanding Bonds, are equally and ratably secured by and payable from a lien on and pledge of the Interest of The University of Texas System in the income from the Permanent University Fund, as such Interest is apportioned by Chapter 42 of the Acts of the Regular Session of the 42nd Legislature of Texas, subject only and subordinate to the first lien on and pledge of said Interest heretofore created in connection with the Old Series Outstanding Bonds (as such terms are defined in the Resolution authorizing this Series of bonds).

SAID BOARD has reserved the right, subject to the restrictions referred to in the Resolution authorizing this Series of bonds, to issue additional parity bonds and notes which also may be secured by and made payable from a lien on and pledge of the aforesaid Interest of The University of Texas System in the income from the Permanent University Fund, in the same manner and to the same extent as this Series of bonds.

THIS BOND, at the option of the owner hereof, is registrable as to principal only on the books of the Registrar. For such purpose the Comptroller of The University of Texas System shall be the Registrar. If registered, the fact of registration shall be noted on the back hereof and thereafter no transfer of this bond shall be valid unless made on the books of the Registrar at the instance of the registered owner and similarly noted hereon. Registration as to principal may be discharged by transfer to bearer, after which this bond again may be registered as before. The registration of this bond as to principal shall not affect or impair the negotiability of the interest coupons appertaining hereto, which shall continue to be negotiable by delivery merely. Subject to said provisions for the registration of this bond as to principal only, nothing contained herein shall affect or impair the negotiability of this bond, and this bond shall constitute a negotiable instrument within the meaning of the laws of the State of Texas.

IN WITNESS WHEREOF, this bond and the interest coupons appertaining hereto have been signed with the facsimile signature of the Chairman of said Board and countersigned with the facsimile signature of the Secretary of said Board, and the official seal of said Board has been duly impressed, or placed in facsimile, on this bond.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Secretary

Chairman

FORM OF REGISTRATION CERTIFICATE:

COMPTROLLER'S REGISTRATION CERTIFICATE: REGISTER NO.

I hereby certify that this bond has been examined, certified as to validity, and approved by the Attorney General of the State of Texas, and that this bond has been registered by the Comptroller of Public Accounts of the State of Texas.

Witness my signature and seal this

Comptroller of Public Accounts of
the State of Texas.

FORM OF INTEREST COUPON:

NO. _____

\$ _____

ON _____ 1, 19____, THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, promises to pay to bearer the amount shown on this interest coupon, in lawful money of the United States of America, without exchange or collection charges to the bearer, unless due provision has been made for the redemption prior to maturity of the bond to which this interest coupon appertains, upon presentation and surrender of this interest coupon, at _____, TEXAS, or at the option of the bearer, at _____, NEW YORK, NEW YORK, or at _____, CHICAGO, ILLINOIS, said amount being interest due that day on the bond, bearing the number hereinafter designated, of that issue of BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1971, DATED JULY 1, 1971, BOND NO. _____.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Secretary

Chairman

FORM OF ENDORSEMENT FOR REGISTRATION AS TO PRINCIPAL:

ENDORSEMENT FOR REGISTRATION AS TO PRINCIPAL

(NO WRITING TO BE MADE HEREON EXCEPT BY THE REGISTRAR DESIGNATED FOR THIS ISSUE OF BONDS)

It is hereby certified that, at the request of the owner of the within bond, I have this day registered it as to principal in the name of such owner, as indicated in the registration blank below, on the books kept by me for such purpose. The principal of this bond shall be payable only to the registered owner hereof named in the registration blank below, or his legal representatives, and this bond shall be transferable only on the books of the Registrar and by an appropriate notation in such registration blank. If the last transfer recorded on the books of the Registrar and in the registration blank below shall be to bearer, the principal of this bond shall be payable to bearer and it shall be in all respects negotiable. In no case shall negotiability of the interest coupons appertaining hereto be affected or impaired by any registration as to principal.

NAME OF REGISTERED
OWNER

DATE OF
REGISTRATION

SIGNATURE OF
REGISTRAR

7. (a) It is hereby certified and recited that the Bonds authorized in this Resolution are Additional Parity Bonds permitted to be issued under Section 11 of the resolution of the Board adopted on June 16, 1967, authorizing the issuance of Board of Regents of The University of Texas System Permanent University Fund Bonds, New Series 1967, dated July 1, 1967, and that all conditions and requirements of said Section 11 have been or will be met prior to the delivery of the New Series 1971 Bonds herein authorized. The New Series 1971 Bonds and the New Series Outstanding Bonds are and shall be on a parity and in all respects of equal dignity.

(b) Pursuant to the provisions of the Amendments to Section 18 of Article VII of the Texas Constitution, approved by vote of the people of Texas on November 6, 1956, and on November 8, 1966, the New Series 1971 Bonds, the New Series Outstanding Bonds, and any other New Series Additional Parity Bonds and Notes hereafter issued, and the interest thereon, shall be and are hereby equally and ratably secured by and payable from a lien on and pledge of the Interest of the University in the income from the Permanent University Fund, as such Interest is defined in Section 1 of this Resolution, subject only and subordinate to the first lien on and pledge of said Interest heretofore created in connection with the Old Series Outstanding Bonds.

8. (a) The aforesaid resolution adopted June 16, 1967, authorizing the issuance of the Permanent University Fund Bonds, New Series 1967, has provided that the Comptroller of Public Accounts of the State of Texas shall establish in the State Treasury a fund to be known as "Board of Regents of The University of Texas System New Series Permanent University Fund Interest and Sinking Fund" (hereinafter called the "Interest and Sinking Fund"). In addition to the moneys required to be transferred to the credit of the Interest and Sinking Fund in connection with the New Series Outstanding Bonds, the Comptroller of Public Accounts of the State of Texas shall, for the benefit of the New Series 1971 Bonds, transfer to the Interest and Sinking Fund, out of The University of Texas System Available University Fund (the fund in the State Treasury to which is deposited the Interest of the University), on or before November 15, 1971, and semi-annually thereafter on or before May 15 and November 15 of each year while the New Series 1971 Bonds, or interest thereon, are outstanding and unpaid, the amount of interest or principal and interest which will become due on the New Series 1971 Bonds on the January 1 or July 1 next following. It is hereby recognized that the amounts necessary for the payment of principal and interest on the Old Series Outstanding Bonds will have been transferred on or before May 1 and November 1 of each year from the aforesaid Available University Fund to the interest and sinking fund heretofore created for the benefit of the Old Series Outstanding Bonds.

(b) To the end that money will be available at the places of payment in ample time to pay the principal of and interest on the Bonds as such principal and interest respectively mature, on or before November 15, 1971, and semi-annually thereafter on or before May 15 and November 15 of each year while any of the New Series 1971 Bonds, or interest thereon, are outstanding and unpaid, the Comptroller of The University of Texas System,

or such officer as may hereafter be designated by the Board to perform the duties now vested in such officer, shall perform the following duties:

(1) Prepare and file with the Comptroller of Public Accounts of the State of Texas (hereinafter called the "Comptroller of Public Accounts") a voucher based on which the Comptroller of Public Accounts shall draw a warrant against the Interest and Sinking Fund in the amount of the interest or principal and interest (when both are scheduled to accrue and mature) which will become due on the January 1 or July 1 next following.

(2) In the event New Series 1971 Bonds shall have been called for redemption on January 1 or July 1 next following of any year, prepare and file with the Comptroller of Public Accounts a voucher based on which the Comptroller of Public Accounts shall draw a warrant against funds of The University of Texas System legally available for such purpose in an amount sufficient to redeem the New Series 1971 Bonds thus called.

(c) Whenever a voucher is so filed with the Comptroller of Public Accounts, he shall make the warrant based thereon payable to the order of the paying agent situated in the State of Texas, specified in Section 6 hereof, and shall deliver such warrant to such paying agent on or before the December 1 or June 1 next following.

(d) The paying agent situated in the State of Texas, designated in Section 6 hereof, shall, out of moneys remitted to it under the provisions of this Section 8 hereof, and not otherwise, make available at the other paying agents specified in Section 6 hereof, funds sufficient to pay such of the New Series 1971 Bonds (whether payable to the bearer or payable to the registered owner thereof) and such of the coupons as are presented for payment, and said paying agent situated in the State of Texas by accepting designation as such paying agent agrees and is obligated to perform such service.

(e) The paying agents shall totally destroy all paid New Series 1971 Bonds and coupons, and shall furnish the Board with an appropriate certificate of destruction covering the New Series 1971 Bonds and coupons thus destroyed.

(f) The Board shall make provision with the paying agents for the rendition of a statement to The University of Texas System for any sums due such paying agents for services rendered in connection with the payment of the New Series 1971 Bonds and coupons by such paying agents, and the amount of such charges shall be paid by the Board from funds available for such purpose.

9. That all of the language, terms, provisions, covenants, and agreements of Sections 7 through 13, both inclusive, of the aforesaid resolution adopted June 16, 1967, authorizing the issuance of the Permanent University Fund Bonds, New Series 1967, are hereby referred to, adopted, and made applicable to the New Series 1971 Bonds authorized by this Resolution, for all purposes.

10. That after said New Series 1971 Bonds shall have been executed, it shall be the duty of the Chairman of the Board or some officer of the Board acting under his authority, to deliver said Bonds and all necessary records and proceedings to the Attorney General of Texas, for examination and approval by the Attorney General. After said Bonds shall have been approved by the Attorney General, they shall be delivered to the Comptroller of Public Accounts of the State of Texas for registration. Upon registration of said Bonds, the Comptroller of Public Accounts (or a deputy lawfully designated in writing to act for the Comptroller) shall manually sign the Comptroller's Registration Certificate prescribed herein to be printed and endorsed on each of said Bonds, and the seal of said Comptroller shall be impressed, or placed in facsimile, on each of said Bonds.

11. That said New Series 1971 Bonds are hereby sold and shall be delivered to a syndicate headed by _____, for the principal amount thereof and accrued interest to the date of delivery, plus a premium of \$ _____.

12. That the Board hereby covenants that the proceeds from the sale of the New Series 1971 Bonds will be used as soon as practicable for the purpose for which said bonds are issued; that such proceeds will not be invested in any securities or obligations except for the temporary period pending such use; and that such proceeds will not be used directly or indirectly so as to cause all or any part of said bonds to be or become "arbitrage bonds" within the meaning of Section 103(d) of the Internal Revenue Code of 1954, as amended, or any regulations or rulings prescribed or made pursuant thereto.

13. That it is hereby officially found and determined that the meeting at which this Resolution was adopted was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Vernon's Ann. Civ. St. Article 6252-17.

B. DESIGNATION OF PAYING AGENT AND CO-PAYING AGENTS. --Bids will be received on June 3, 1971, for the Paying Agent and Co-paying Agents for the Permanent University Fund Bonds, New Series 1971, and will be reported to the Regents at their meeting on June 4.

C. AWARD OF PRINTING CONTRACT. --Bids have been invited on the printing of the Board of Regents of The University of Texas System, Permanent University Fund Bonds, New Series 1971, in the amount of \$9,000,000. The bids will be opened on June 3, 1971, and reported to the Board at its meeting on June 4, together with the Administration's recommendation.

II. ADJOURNMENT (JOINT MEETING)
RECESS (SEPARATE BOARDS)

NOTE: Following the meetings of the Standing Committees and the Committee of the Whole:

III. CONSIDERATION OF MINUTES OF MEETING HELD ON
APRIL 23, 1971

IV. SPECIAL ITEMS

A. Chancellor LeMaistre

B. Chief Administrative Officers of the Component
Institutions

1. U. T. Austin (President ad interim Jordan)
2. U. T. El Paso (President Smiley)
3. U. T. Arlington (President Harrison)
4. U. T. Dallas (President Johnson)
5. Dallas Medical School (Dean Sprague)
6. U. T. San Antonio (President Templeton)
7. San Antonio Medical School (Dean Pannill)
8. San Antonio Dental School (Dean Olson)
9. Texan Cultures Institute (Mr. Shuffler)
10. U. T. Permian Basin (President Amstead)
11. Galveston Medical Branch (President Blocker)
12. Houston Medical School (Dean Smythe)
13. Houston Dental Branch (Dean Olson)
14. M. D. Anderson (President Clark)
15. G. S. B. S. (Dean Knudson)
16. Public Health School (Dean Stallones)
17. System Nursing School (Dean Willman)

C. Members of the Board

1. Chairman Peace
2. Vice-Chairman Ikard
3. Regent Erwin
4. Regent Garrett
5. Regent (Mrs.) Johnson

6. Regent Kilgore
7. Regent McNeese
8. Regent Nelson
9. Regent Williams

V. REPORTS OF STANDING COMMITTEES

- A. Executive Committee
- B. Academic and Developmental Affairs Committee
- C. Buildings and Grounds Committee
- D. Land and Investment Committee
- E. Medical Affairs Committee
- F. Board for Lease of University Lands

VI. REPORTS OF SPECIAL COMMITTEES, IF ANY

VII. REPORT OF COMMITTEE OF THE WHOLE

VIII. ADJOURNMENT

COMMITTEE OF THE WHOLE

EXECUTIVE SESSION

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11. U. T. System: Legal and Financial Prospects of Relationship with Private Trust Funds and Individuals	24
12. U. T. Austin: Ashbel Smith Professorships - Present Status, Possibility of Endowment, and Nomination Thereto	24
13. U. T. Austin: Humanities Research Center - Legal Prospect of Later Endowment of a Private Fund for an Addition to the Huntington Art Facilities	24

NOTE: There is no documentation for the above items.

COMMITTEE OF THE WHOLE

Item 5 of the agenda on C of W - 1 and its documentation on C of W - 12 has the wrong type of caption. It is not an exception of Chancellor's Docket No. 48, but it is an exception from Executive Committee Item 8-B-70.

COMMITTEE OF THE WHOLE

EXECUTIVE SESSION

June 4, 1971

The items listed on the Agenda of the Executive Session of the Committee of the Whole relate either to personnel or to acquisition of real property or they are items requiring legal consultation.

A + D - 2 items
L + J - 12

COMMITTEE OF THE WHOLE
Executive Session

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2. U. T. System: Legal Matters Related to the Disposition of Certain System Owned Property	3
3. U. T. System: Personnel Related to Budgetary Matters of Washington Office and Other Elements of System Administration	3
4. U. T. System: Dallas Office of System Administration - Personnel	4
5. U. T. Austin: Consideration of Request from College House for Endorsement for HUD Loan Application	5
6. U. T. Austin: Nominations to the Advisory Council of the Social Work Foundation	15
7. U. T. Austin: Recommendation for Reappointments to Development Board	17
8. U. T. Austin: Legal Aspects of Grant to Create Professorship in Journalism	19
9. U. T. Austin: Consideration of Appointment of a Visiting Professor	22
10. M.D. Anderson: Authority of University Cancer Foundation to Accept Property	22

COMMITTEE OF THE WHOLE

EXECUTIVE SESSION

June 4, 1971

The items listed on the Agenda of the Executive Session of the Committee of the Whole relate either to personnel or to acquisition of real property or they are items requiring legal consultation.

COMMITTEE OF THE WHOLE
Executive Session

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9. U. T. Austin: Consideration of Appointment of a Visiting Professor	22
10. M.D. Anderson: Authority of University Cancer Foundation to Accept Property	22
11. Report by Regent Erwin on Legislative Program - including findings of Sen. Com. on Baker House	

1. U. T. System: Personnel Changes in System Administration. -- Effective July 15, 1971, it is recommended that Ralph S. Kristoferson be appointed as Director of the Office of Facilities Planning and Construction at an annual salary of \$31,500 to be paid from the Office of Facilities Planning and Construction. Mr. Kristoferson is currently the District Engineer at Fort Worth of the Army Corps of Engineers. His educational background and experience qualify him to manage the System-wide construction program. He is a graduate of the United States Military Academy and Massachusetts Institute of Technology and is a Registered Professional Engineer in Texas.

Effective July 15, 1971, it is recommended that Mr. Lester E. Palmer be transferred from the position of Executive Director of the Office of Facilities Planning and Construction to the position of Assistant to the Deputy Chancellor for Administration. In this position Mr. Palmer will have primary responsibility for the negotiation of all utility contracts, will handle all relationships with city and county officials regarding University matters, land acquisition of the University System and will supervise the management of System properties in Austin.

2. U. T. System: Legal Matters Related to the Disposition of Certain System Owned Property. --

3. Report of Special Committee to Review Budgets for System Administration, Bauer House and University House at 1610 Watchill Road in Austin. --On the following pages is the report of the Special Committee to Review Budgets for System Administration, Bauer House and University House at 1610 Watchill Road in Austin. This report also includes a proposed operating budget for the remainder of the 1970-71 Fiscal year and for 1971-72 for the Washington Office.

Items in this report that have been previously approved by the Board are so indicated, but for the record the report is set out in full.

The items included in this report would normally appear in the Chancellor's Docket. Whatever items are informally considered at this meeting will be reported in the subsequent docket.

I.

A. Proposed Remodeling at 1610 Watchill Road*

Primary remodeling is the replacement of the air conditioning system. The present single heating-cooling unit is sixteen years old and has never been completely satisfactory for this size two-story house. This proposal would provide for three zones of air conditioning as follows:

1. One unit to serve the upstairs.
2. One unit to serve the library and large living room on the east side downstairs.
3. One unit to serve the dining room, sun porch, kitchen, entrance foyer and stairwell.

A separate unit will be installed to take care of the guest house.

The total cost of removing old air conditioning units and supporting utilities and installation of new equipment is estimated to cost \$11,250.

The other item is for new carpets and furniture refinishing at an estimated cost of \$4,950.

The total estimated cost of the entire project is \$16,200.

*Approved at the meeting on April 23 and submitted for ratification at this meeting

B. Proposed Annual Operating Budget
 for
 1610 Watchill Road
 (Chancellor Emeritus Household)

Maid	\$ 4,056
Maid ($\frac{1}{2}$ time)	2,130
Building Attendant	546
Utilities	<u>1,500</u>
TOTAL	<u><u>\$ 8,232</u></u>

II.
Proposed Annual Operating Budget
for
Bauer House

Building Attendant (Maid) \$4020-5028	\$	4,392	(A)
Building Attendant (Cook) \$4020-5028		4,584	(A)
Building Attendant (Maid) \$4020-5028		4,392	(B)
Building Attendant (Cook & Laundress) \$4020-5028		4,200	(B)
Yardmen (Gardner)		<u>4,392</u>	(B)
Sub-total Salaries	\$	21,960	
Utilities (Estimated)		12,000	
Other Expenses including overtime		<u>4,000</u>	
TOTAL BUDGET		<u>\$ 37,960</u>	

- (A) Related directly to the family residence.
 (B) Related primarily to the public section of the house and guest house.

NOTE: 1. Security cost will vary from a low of \$8,000 per year for one full shift on a 7-day per week basis to a high of \$30,000 per year for 24 hours per day, 7-day per week coverage. The coverage will be based on the prevailing conditions. This item will be carried in U. T. Austin Security Budget.

2. An administrative assistant budgeted in the Office of the Chancellor will assist at the Bauer House when required to carry out official functions. The proposed salary for this position is \$8,520 per year.

3. A maintenance man will be assigned to coordinate all maintenance at the Bauer House, Meadowbrook House, House at 1610 Watchill Road and Downtown Office Complex at 6th and Colorado. Estimated annual salary of \$6,468 to be included in U. T. Austin Physical Plant Budget.

4. Additional cost which will be required for routine maintenance of the house and equipment and yard maintenance supplies have not been included.

III
Proposed Annual Operating Budget
for
Washington Office
The University of Texas System

The following Operating Budget is recommended on a pro rata basis for the 1970-71 Fiscal year and the 1971-72 Fiscal year for the Washington Office. As indicated, certain specific items have been previously approved by the Board.

Personnel

Director for Federal Affairs - Joseph A. Gallagher, M. D.	\$ 35,000.00*
Assistant Director for Federal Affairs - Ralph C. Graber	25,000.00*
Executive Assistant to the Director - Irene S. West	13,800.00*
Secretary - to be appointed	<u>9,500.00</u>
	\$ 83,300.00

Maintenance and Operations

Lease of office space	\$ 11,600.00*
Telephone service	4,000.00
Xerox rental and operation	1,800.00
Office supplies and equipment (includes subscriptions to journals, periodicals, etc., postage, and equipment maintenance contracts)	3,600.00
Promotional activities	<u>1,000.00</u>
	\$ 22,000.00

Travel

Travel of advisory consultants (5) to 3 meetings annually @-\$350.00 for each meeting	\$ 5,250.00
Travel of Director and Assistant Director to the various institutions in System on average of one week per month alternately and attendance at Board of Regents meetings	<u>4,200.00</u>
	\$ 9,450.00

TOTAL OPERATING BUDGET

\$114,750.00

Equipment for 1970-71 only

\$ 16,000.00

*Approved at the meeting on April 23 and submitted for ratification at this meeting

4. U. T. System: Dallas Office of System Administration. --

1. Chancellor LeMaistre recommends the closing of the Dallas office of the System no later than August 31, 1971. The purposes for which it was created have been accomplished and no further need for a downtown base is anticipated.
2. Chancellor LeMaistre also requests continuation of Dr. Philip O'Bryan Montgomery as a Special Assistant to the Chancellor on a one quarter (1/4) time basis from September 1, 1971 to August 31, 1972, with the remaining three quarters (3/4) of his time devoted to his responsibilities as Professor of Pathology at The University of Texas Southwestern Medical School. This arrangement is satisfactory to both the Chairman of Pathology and the Dean of the medical school.

Dr. Montgomery's duties would be as follows:

- (a) from June 5, 1971 to August 31, 1971 Dr. Montgomery would develop a full status report of current compliance with the decentralized private fund development program, and develop a planning time-table for compliance of each component unit based on the needs of the individual unit.

This special assignment is necessary due to (1) the lack of progress by some major institutions with substantial needs. (2) The lack of available time for Mr. Blunk to undertake the study due to the absence of a development officer at U.T. Austin and his already heavy involvement in on-going and specialized phases of the development program. The availability of the status report and implementation time-table to be developed by Dr. Montgomery, in consultation with the Chief-Administrative Officer of each institution, will enable Chancellor LeMaistre to plan his own efforts in these programs to achieve maximum effectiveness.

- (b) During the 1971-72 fiscal year, Dr. LeMaistre will continue to utilize the demonstrated talents of Dr. Montgomery on a special assignment basis, and will assign him an on-going responsibility for special programs in the area of private fund development.

5. U. T. Austin: Consideration of Request from College House for Endorsement for HUD Loan Application. --

This item is referred to the Board for its consideration without a recommendation from the U.T. System Administration.

The College House, a student housing cooperative, is seeking federal support from the Department of Housing and Urban Development for a low-interest loan or interest subsidy grant of \$600,000 for constructing a housing facility to be managed by the cooperative. The proposal is supported by a number of faculty members. The HUD officials have informed the Directors of The College House that assistance can be provided to a non-profit corporation as requested provided that the governing board of the university attended by the resident students (1) will co-sign the loan or, (2) if State law prohibits the university from co-signing, will adopt a resolution doing certain things as outlined below. Since the Board of Regents is prohibited from co-signing the loan, the other procedure is the only alternative available to assist The College House in its request to HUD.

The actions required in such a resolution are set forth below:

1. Approve the corporation, The College House.
2. Approve the project proposed.
3. State that, "in the judgment of the University, the corporation is well-established, competent, and responsible organization with continuity of operation."
4. State that "the proposed housing fits into the long-range plans of the University for the provision of student housing."
5. State that the housing "will supplement, not compete with, plans of the University."

The System Administration recommends or comments on each of these items as follows:

1. The Board of Regents should not "approve" the corporation as such.
2. The Board of Regents should not approve the project since it is not a University undertaking, and the policies of the cooperative are not subject to University control or review.
3. Since the U.T. System and the Board of Regents do not have access to the records of the corporation, do not audit the accounts of the corporation, and do not desire to have such access or perform such audits, it is not appropriate to provide such a statement or assurances.

4. The proposed project is not part of the long-range plan for U.T. Austin. (However, it does not conflict with it and the Regents could so state.)
5. It is possible to state that the project would supplement University housing and not compete with it, if it could be made clear that this project is not and will not be sponsored by the University of Texas.



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

May 10, 1971

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

It is our understanding that the Regents will be considering at the June 4 meeting the request by College House for an endorsement that would enable this organization to apply for financial support from the federal government for the construction of a new building.

I have recently received a letter from Mr. Richard M. Ulf, Chief of the College Housing Branch Department of Housing and Urban Development, containing information that you and the members of the Board of Regents might find helpful in evaluating this particular matter. A copy of Mr. Ulf's letter is attached along with a copy of a letter on the same subject recently sent to me by Dr. Willis Pratt, Professor of English.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Bryce Jordan".

Bryce Jordan
President ad interim

BJ:ph

Enclosures (See Pages 7-8)



DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FEDERAL HOUSING ADMINISTRATION
WASHINGTON, D. C. 20411

Km:
1) Acknowledge
2) XX's to CAL
3) Get whole folder up for R/mtg.

May 4, 1971

IN REPLY REFER TO:

Dr. Bryce Jordon
President-Adinterim
Main Building
University of Texas
Austin, Texas 78705

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D MAY 7 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

TKM

Dear Dr. Jordon:

Congressman Casey has asked me to write to you regarding the Department's experience with student cooperatives. His request is in connection with the student housing project proposed by College House, Inc., to serve the University of Texas.

Enclosed please find a current listing of student cooperatives and nonprofit housing corporations that have participated in the College Housing Program. Our experience to date with these sponsors has been very satisfactory. We believe the experience of the colleges involved has likewise been good. Our program objectives include assisting more students, especially those from low income families, to attend college by providing low cost housing. We are anxious to work with student cooperatives that can combine HUD assistance and lower operating costs to provide good student housing at the lowest cost. However, as you know, we must have approval from the university or college, and therefore we rely on the judgment of the institution as to which cooperatives we can work with.

The HUD Area Office in San Antonio can provide assistance or additional information, should you desire it.

Sincerely yours,

Richard M. Ulf
Chief
College Housing Branch

Enclosure

NONPROFIT STUDENT COOPERATIVE ASSOCIATIONS WHO HAVE
RECEIVED ASSISTANCE UNDER THE COLLEGE HOUSING PROGRAM

Mr. Gerald Presher, President
Collegiate Living Organization Inc.
117 N.W. 15th St.
Gainesville, Florida CH-Fla-92

Direct loan of \$280,000 for dining
and housing for 88 students.

University Students Cooperative Association
Richard L. Palmer, General Manager
2424 Ridge Rd.
Berkeley, California 94709 CH-Calif-231

Direct loan of \$2,119,000 for
housing for 264 students and
dining facilities for 264

Luther H. Buchele, Executive Secretary
Inter Cooperative Council
Room 2546 Students Activities B Bldg.,
University of Michigan
Ann Arbor, Michigan 48104 CH-Mich-127

Direct loan of \$1,240,000 for housing for
210 students and dining facilities for 200.

Gene Dorn, President
Cornhuskers Cooperative Inc.
1319 R Street
Lincoln, Nebraska CH-Nebraska-59

Direct Loan of \$315,000 for housing for 84
students and dining facilities for 84.

Mrs. Patricia Sorenson, Business Manager
Co-Resident Women Inc.
3590 N.W. Jackson
Corvallis, Oregon 97330 CH-ore-66 and CH-Ore-83

Direct loan of \$430,000 for housing for
100 students and a Direct loan of \$75,000
for housing for 45 students.

Portland Student Services Inc.
Portland State University
Portland, Oregon CH-Ore-85(D)

Direct Loan for \$3,193,000 to build
housing for 220 married students.

University Cooperative Housing Association
H. T. Hardman, General Manager
500 Landfair,
Los Angeles, California CH-Calif-254

Direct Loan for \$2,289,000 to
construct housing for 132 men and 132 women
and dining facilities for 472.

Special Programs Division
West Mall Office Building 101A

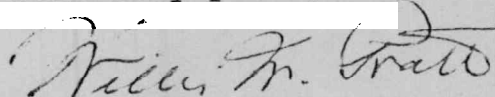
May 7, 1971

Dr. Bryce Jordan, President Ad-Interim
Main Building 102
University of Texas, Austin

Dear President Jordan,

I have been a Faculty Fellow of College House (the co-op at 2208 Nueces St.) for the past several years and am writing you in behalf of their application for an H.U.D. loan for a new home for their membership. I have been at the House many times to talk to them after the dinner hour, and have sponsored a poetry group there for two or three years. I regard them as a serious and responsible group of students--many of them have been in Plan II. In my opinion they are healthy-minded, lively and dependable. I would therefore add my endorsement to their application and hope you will give them your approval with the Board of Regents which I understand they must have in order to proceed with their plans. They give every indication of stability and continuity, and I hope they can realize their aim of building better and more permanent quarters than they now have.

Sincerely yours,



Willis W. Pratt
Director of Plan II
Professor of English

WWP/sw



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

President

April 22, 1971

Charles A. LeMaistre, M. D.
Chancellor
The University of Texas System
Commodore Perry Building

Dear Dr. LeMaistre:

It is my understanding that the matter detailed in the enclosed documents, namely a request that the Board of Regents endorse an application for a \$600,000 loan* from the Department of Housing and Urban Development to College House, has been placed on the agenda of the April 23, 1971 meeting of the Board of Regents as an emergency item. Since the matter is already on that agenda, there is no call for me to make a formal request to you for its approval or disapproval. I would like, however, to comment on it.

First, I decided when the request initially came to my office that I would not recommend approval. There was, and is, serious question in my mind that the University should establish a close tie with a private housing enterprise, albeit a non-profit one. Further, there was, and is, a serious question in my mind as to the wisdom of establishing the precedent of endorsing off-campus housing of any nature.

Second, College House has to the best of my knowledge been fiscally responsible throughout its existence. The attached statement from the Cooperative Student Business Service, a reliable firm, makes this clear. However, I would not want UT Austin to make such a certification without having our own auditors involved.

Third, I can say without question that the proposed College House would not compete with University housing in any way.

Sincerely yours,

Bryce Jordan
President ad interim

BJ:vt
Encls.

* Or an interest subsidy grant to be applied to the servicing of a \$600,000 loan to be obtained in the private sector. *BJ*



THE UNIVERSITY OF TEXAS AT AUSTIN
AUSTIN, TEXAS 78712

May 7, 1971

Department of History

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D MAY 10 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

President Ad Interim Bryce Jordan
Main Building 102

Dear President Jordan:

I am writing to support the application of College House for an H.U.D. loan, which, I understand, must receive the Regents' approval. I have been closely associated with the enterprise since my arrival at Texas in 1967. I also have some basis upon which to judge it, since I was the Allston Burr Senior Tutor at John Winthrop House, Harvard, for five years before I came here.

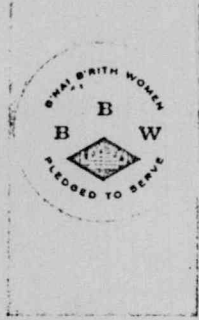
I have been impressed from the outset by two related factors concerning College House: 1. its relatively unstructured program, which encourages faculty-student contacts and interaction but on an informal and therefore exceedingly productive basis; 2. the remarkable maturity of the students who operate the House and live in it, a maturity which has resulted in freedom without disorder, and which indicates that if students are entrusted with responsibility they can handle it wisely.

College House is desperately needed at The University of Texas. In this vast and often impersonal place it offers students a chance to come together naturally and productively with each other and with their teachers. I hope very much that you will urge the Regents to do whatever is necessary to insure the success of the College House application.

Yours sincerely,

Standish Meacham
Chairman

B'NAI B'RITH WOMEN



1640 Rhode Island Avenue, N.W.

Washington, D. C. 20036

Telephone: EXecutive 3-5284

1971: May 11th

Dr. Bryce Jordan
The University of Texas
Main Building
Austin, Texas 78712

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D MAY 14 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

P.M.

Dr. Jordan:

As a member of the original College House crew (1964-65) and a subsequent observer of its development, I would like to relate to you my praise of the program.

I understand that College House is seeking an HUD loan in order to secure a permanent home. The program has now had seven years to prove itself. In my estimation, College House continues to be one of the most vital and significant activities on campus.

My personal participation in the program stands out as one of the most fulfilling experiences that I had in college--in terms of both educational and social enrichment.

Certainly a program such as College House should be allowed to develop to its fullest--which it can do with the aid of the HUD loan. I am hopeful that the Board of Regents will approve the proposed project so that more and more students will be able to benefit from this unique program.

Sincerely,

Vivian Silverstein

(Miss) Vivian Silverstein
U. T. Class of '69

B'nai B'rith Women, Public Information

cc: Michael McHome, Director
College House

May 11, 1971 *pm*

Dr. Bryce Jordan, President ad interim
The University of Texas at Austin
Austin, Texas 78712

Déar President Jordan:

Next month, I am told, the Regents' agenda includes a request from College House for approval of an application to the Department of Housing and Urban Development for a loan to buy land and build thereon a structure for College House use. I hope that you will support the regents' approval, for I believe that the organization's record of responsible, constructive innovation and experimentation in education and in group living over a number of years deserve the support of the University.

Several years ago when I came here as a graduate student, I heard of Collegé House through friends who, like me, were involved in the program of the Methodist Student Center. I thought then, and continue to think, that College House and its life in Austin are signs of hope that education in large universities can still be human, that people can make living arrangements such that their social and residential life contribute positively and significantly to their educational experience, and that people can still come together quietly and honestly and openly to share ideas in an atmosphere where disagreement impels neither disrespect nor a discontinuation of attempts to understand and to be understood.

Although I do not know the details of the history of College House, in some of my visits there I saw the group arriving at decisions concerning both the internal affairs of the house (i.e., how the necessary work was to be shared) and the relations of the organization with the public. The discussions I heard, though sometimes characterized by strong feeling, were marked by careful consideration of alternatives and consequences, by respect for individual concerns including those of minorities within the group, and by an abiding sense of the whole community's responsibility for group action once taken. My impression, confirmed on more than one occasion, is that College House is a very thoroughly responsible group of people.

You are, I am sure, familiar already with the formal educational program of speakers and discussions after meals, and with the informal occasions when students and faculty members come together at College House in personae that are somewhat less institutional and perhaps thus more human than is possible or lively in offices and classrooms. Their value is obvious and incalculable.

College House has had considerable difficulty in finding and keeping adequate housing, and I believe that the proposed HUD loan --which, I am told, requires regental approval of the organization and its building project for consideration--should be granted. I hope that you, and the Regents, will give College House the assistance it seeks in applying for the loan.

Sincerely,

Donald M. Boyd

Donald M. Boyd
Assistant Professor

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D MAY 14 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

R.M.

1000 Lund Street
Austin, Texas 78704
May 13, 1971

Dr. Bryce Jordan, President-ad-Interim
The University of Texas
Main Building 102
Austin, Texas 78712

Dear Dr. Jordan,

I am writing to you for the purpose of recommending the student group known as College House, Inc. It is my understanding that this group has applied for a loan from HUD in order to finance a permanent housing project for their organization, and that they will need the approval of the Board of Regents to secure this loan.

Currently, I am one of the "landlords" of this organization, having leased to them my building at 2202 Nueces Street. College House, Inc. has occupied this building since last September, 1970. I have been pleased with the performance of this group under my contract with it. The organization is very well managed by Mr. Michael McHone and seems to be a responsible, reliable, and respected group of students. I understand that among their peers and associates, this group of students is considered the "cream of the crop" at The University of Texas. And personally, I have found this so, in my dealings with many students who have rented my buildings over the past years. I believe that a permanent building for their co-operative housing venture would be credit to The University, and certainly a benefit to the area they hope to build in. Therefore, may I ask you to support their request for approval by the Board of Regents? It would seem that such an enterprising project by a responsible group of University students should indeed receive the support of the whole community.

It was a pleasure to meet you recently at the retirement banquet for my father. I extend to you my best wishes for success and happiness in your new appointment in Dallas.

Sincerely yours,

Freda Bullard Boeringa
Freda Bullard Boeringa

cc: Mr. Michael McHone
Director
College House, Inc.
2208 Nueces Street
Austin, Texas



THE UNIVERSITY OF TEXAS AT AUSTIN
AUSTIN, TEXAS 78712

Department of English

14 May 1971

DM
For
Regents
mtg.

Dr. Bryce Jordan, President Ad-Interim
Main Building
The University of Texas
Austin, Texas 78712

Dear Bryce,

I have been asked by Mr. Michael McHone if I could write a letter to you in support of the application that College House is making for a H.U.D. loan. I understand that their purpose in seeking these funds is to obtain land upon which to build a new structure to house the membership.

I have been associated with College House for a number of years, and it is my judgment that such an organization is a very positive force on a campus so large and diverse as that of UT Austin. It provides a place where faculty and students can meet socially at regular Friday afternoon cocktail parties and at regular Sunday dinners throughout the year. Moreover, it provides a forum for the exchange of ideas that immeasurably amplifies the customary forum of the classroom. I have always found my associations with College House members to be intellectually stimulating, and I have been happy to participate in their activities.

Since College House provides so valuable a contribution to the University Community I believe they merit our continued concern and support. I therefore urge you to add your voice of support to those of such Faculty-Fellows as myself as the Director of College House seeks Regental support for their application to H.U.D.

Yours sincerely,

Norman

Norman K. Farmer, Jr.
Associate Professor,
English

cc: Michael McHone

6. U. T. Austin: Nominations to the Advisory Council of the Social Work Foundation. --

Chancellor LeMaistre concurs in the request of President ad interim Jordan and Dean Jack Otis that the following individuals be nominated to serve on the Advisory Council of the Social Work Foundation:

1. Renominations (September 1, 1971, through August 31, 1974):

Mrs. E. J. Burke, Jr., 4406 Pecan Grove, San Antonio, Texas 78222.

Mrs. Roy E. McDermott, 6720 Brants Lane, Fort Worth, Texas 76116.

Mr. Ross Forney, Forney Engineering Company, P. O. Box 35327, Dallas, Texas 75235.

Mr. Edward Protz, Grant Coordinator, Moody Foundation, Moody National Bank Building, Room 704, Galveston, Texas 77550.

2. Initial appointment (September 1, 1971, through August 31, 1974):

Mr. Bernard Rapoport, President, American Income Life Insurance Company, P. O. Box 208, Waco, Texas 76703.

In accordance with routine procedures, acceptance by these nominees and the full membership of the Council will be reported for the record at a later meeting of the Board.

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D MAY 11 1971

REFER TO Dr. LeMaistre
HANDLE _____ READ & RETURN _____

May 10, 1971

MEMORANDUM

TO: Dr. Charles A. LeMaistre

VIA: Dr. Bryce Jordan

FROM: W. Graves Blanton, Associate Director

SUBJECT: Nominations to the Advisory Council of the Social Work Foundation

The following names have been nominated by Dean Jack Otis to serve another three-year term as members of the Social Work Foundation of The University of Texas at Austin. Their term will end on August 31, 1974.

Mrs. E. J. Burke, Jr., 4406 Pecan Grove, San Antonio, Texas 78222

Mrs. Roy E. McDermott, 6720 Brants Lane, Fort Worth, Texas 76116

Mr. Ross Forney, Forney Engineering Company, P. O. Box 35327,
Dallas, Texas 75235

Mr. Edward Protz, Grant Coordinator, Moody Foundation, Moody
National Bank Building, Room 704, Galveston, Texas 77550.

Dean Otis has also nominated the following name for an initial appointment
to a three-year term ending August 31, 1974:

Mr. Bernard Rapoport, President, American Income Life Ins. Co.,
P. O. Box 208, Waco, Texas 76703.

In addition to the above nominees, the following are members of the Social
Work Foundation Advisory Council. The year in parentheses indicates the
year their present terms end.

Mrs. Marjie C. Barrett, Executive Director, Community Coordinated
Child Care of McLennan County, 806 Medical Arts Building, Waco,
Texas (1973)

Mr. Cecil E. Burney, 9th Floor Petroleum Tower, Corpus Christi, Texas (1972)

Miss Lasca Fortassain, Director of Planning, Community Welfare Council,
Suite 532, Three Americas Building, San Antonio, Texas 78205 (1973)

Mr. J. J. Guise, Jr., Executive Vice President and General Manager,
United Fund of Dallas County, 420 South Akard Street, Dallas, Texas (1971)

The Honorable Charles F. Herring, 900 Perry Brooks Bldg., Austin, Texas
78701 (1972)

Mr. James A. Lands Gulf Oil Company, 1131 Springdale Road, Austin,
Texas 78721 (1973)

Mrs. Kelly E. McAdams, 1425 Preston Avenue, Austin, Texas 78703 (1973)

Mr. Walter H. Richter, 3901 Avenue G., Austin, Texas (1973)

Dr. Robert L. Sutherland, Will C. Hogg Building, The University of Texas,
Austin, Texas 78712 (1972)

Mr. Larry E. Temple, P. O. Box 261, Austin, Texas 78767 (1972)

Mr. Bernhard A. Wiedermann, The Union Central Life Insurance Company,
510 Petroleum Commerce Building, San Antonio, Texas 78702 (1972)

Will you please secure the necessary approval from the Board of Regents.

WGB:gl

cc: Dr. Bryce Jordan
Dr. Jack Otis

7. U. T. Austin: Recommendation for Reappointments to Development Board. --

Chancellor LeMaistre concurs in the request of President ad interim Bryce Jordan that those individuals listed in the attached memorandum dated April 5, 1971, be nominated as reappointments to The University of Texas at Austin Development Board for three year terms to begin September 1, 1971. In accordance with routine procedures, acceptance by these nominees and the full membership of the U.T. Austin Development Board will be reported for the record at a later meeting.



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

President

May 10, 1971

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

I concur in the recommendations submitted by Mr. Bill Blunk with respect to appointments to the UT Austin Development Board.

Sincerely yours,

A handwritten signature in cursive script that reads "Bryce Jordan".

Bryce Jordan
President ad interim

BJ/gp

Enclosure



THE UNIVERSITY OF TEXAS AT AUSTIN
 DEVELOPMENT BOARD
 AUSTIN, TEXAS 78712

CHANCELLOR'S OFFICE II of I.


Acknowledged..... File

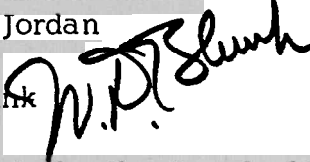
REC'D APR 7 1971

April 5, 1971

To.....For Info and Return
 To..... Please Advise Me
 To..... Please Handle

MEMORANDUM

To:  Dr. C. A. LeMaistre
 Dr. Bryce Jordan

From: W. D. Blunk 

Subject: Appointments by the Board of Regents to The University of Texas at Austin Development Board--September 1, 1971

The appointments of the following members of The University of Texas at Austin Development Board expire on August 31, 1971:

- Rex G. Baker, Jr., Houston
- Lloyd M. Bentsen, Jr., Washington, D. C.
- H. H. Coffield, Rockdale
- L. L. Colbert, Detroit
- C. W. Cook, White Plains, New York
- B. W. Crain, Jr., Longview
- Joe M. Dealey, Dallas
- Hayden W. Head, Corpus Christi
- Wales H. Madden, Jr., Amarillo
- J. M. Odom, Austin

It is my recommendation that each of the above named men be reappointed to the Development Board for three-year terms commencing September 1, 1971. If you concur in my recommendation, will you please seek the approval of the Board of Regents in these reappointments.

WDB/jcp

8. U. T. Austin: Acceptance of Grant to Create the Jesse H. Jones Professorship in Journalism. --

Chancellor LeMaistre concurs in President ad interim Jordan's recommendation that a grant of \$100,000 from the Trustees of Houston Endowment, Inc., be accepted to create the Jesse H. Jones Professorship in Journalism at The University of Texas at Austin. Payment of the grant will be made in two installments of \$50,000 each, one on or about August 1, 1971, and the other on or about August 1, 1972.

Professor DeWitt C. Reddick has been nominated by the Budget Council of the Department of Journalism, Dean Danielson, and President ad interim Jordan to be the first recipient of this professorship.

The standing Board of Regents' policy is that no endowed professorship may be created and filled until there is in hand \$100,000 in endowment. However, considering the source of the funds, the firm commitment of their payment, and the desire to honor Professor Reddick for his long years of service to the University as early as possible before he reaches mandatory retirement, Chancellor LeMaistre concurs in President ad interim Jordan's recommendation that Professor Reddick be awarded the professorship beginning in the Fall of 1971 at his present salary. No funds from the endowment will be used for salary until the full amount of the gift is in hand.

Because of his age, Professor Reddick will be able to hold the professorship only three years before his retirement if the appointment begins in the Fall of 1971.

Following is Dr. Jordan's May 10 letter to Dr. LeMaistre:

May 10, 1971

Charles A. LeMaistre, M. D.
Chancellor
The University of Texas System
Commodore Perry 1104

Dear Dr. LeMaistre:

Attached is a copy of a letter from Mr. J. H. Creekmore to Dean Danielson informing him that the Trustees of Houston Endowment, Inc., have authorized a grant of \$100,000 for the creation of the Jesse H. Jones Professorship in Journalism at The University of Texas at Austin. The payment will be made in two installments of \$50,000 each, one on or about August 1, 1971, and the other August 1, 1972. This is a generous gift and I recommend acceptance.

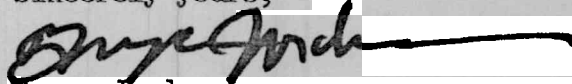
Will you please advise me whether you wish to report this gift to the Regents for acceptance as an agenda item or wish it presented in the UT Austin docket?

You will note also the reference to DeWitt C. Reddick being nominated as the first holder of this professorship. The Budget Council of the Department of Journalism, as indicated by letter of March 30, 1971, to Dean Danielson (copy enclosed), is unanimous in recommending this, and the Dean concurs wholeheartedly. I also think this most appropriate and recommend approval.

Is it necessary to hold this appointment for the 1972-73 long session when the entire \$100,000 has been transmitted to the University, or may the appointment -- involving no adjustment in Dr. Reddick's salary -- begin with the 1971-72 session? Dean Danielson and the Department of Journalism strongly favor the latter so that Dr. Reddick might have the benefit of this designation this coming year.

I will appreciate your early attention to this matter.

Sincerely yours,



Bryce Jordan
President ad interim

BJ:vt

Dr. Bryce Jordan
President
The University of Texas at Austin
Main Building 102

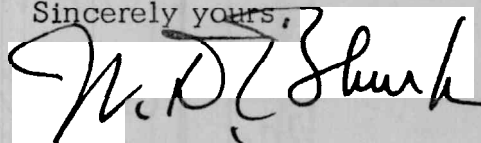
Dear Dr. Jordan:

The School of Communication has been officially informed by Houston Endowment Inc. that the trustees have approved a grant of \$100,000 for the creation of a Jesse H. Jones Professorship in Journalism at The University of Texas at Austin. The trustees have informed us that the first installment of \$50,000 will be paid on or about August 1, 1971, and the final payment of \$50,000 will be paid on or about August 1, 1972. Details are included in a letter of March 24, 1971, from Mr. J. H. Creekmore, Chairman of Houston Endowment Inc. to Dean Danielson, a copy of which is attached.

This grant complies fully with existing policies of the Board of Regents with regard to establishment of an endowed academic position, and I recommend that you submit this to the Board of Regents at its next meeting to secure approval.

Although the professorship will not be completely funded until August 1, 1972, and income from the total endowment of \$100,000 will not be generated until approximately one year after August 1, 1972, you may wish to appoint a professor to this position beginning September, 1972-73. No income, of course, will have been generated for the year beginning September, 1971-72.

Sincerely yours,



W. D. Blunk

WDB:ld
Attachment

cc w/attach: Dr. Wayne A. Danielson



THE UNIVERSITY OF TEXAS AT AUSTIN
SCHOOL OF COMMUNICATION
AUSTIN, TEXAS 78712

PRESIDENT'S OFFICE
U.T. AUSTIN

REC'D APR 2 1971

REFER TO _____
HANDLE _____ READ & RETURN _____

Office of the Dean

April 2, 1971

Dr. Bryce Jordan
President, ad interim
Main Building 122

Dear Bryce:

I am submitting with this letter the recommendation of the Journalism Budget Council that Dr. DeWitt C. Reddick be named the first Jesse H. Jones Professor of Journalism at UT-Austin.

This is a recommendation which I heartily endorse.

Dr. Reddick's record of service to the University is unmatched as is his status and prestige among faculty and students, past and present. The award will be a fitting tribute to him in his final years as a teacher at Texas.

As the attached correspondence will show, no funds will reach the University until August 1, 1971.

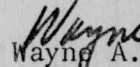
Would it still be possible to name Dr. Reddick to the professorship beginning September 1?

I hope so, for I think that the honor would be important even if there were no earned income to add to his salary initially.

I have tried to word my letter to Mr. Creekmore with some caution, but it is my hope that we can announce this important gift to the University, with an appropriate brief ceremony in your office, in the near future.

Thank you for your consideration of the various aspects of this matter. If I may help in any way, please be sure to call.

Sincerely,


Wayne A. Danielson
Dean

WAD:jc

9. U. T. Austin: Consideration of the Appointment of Professor Dedijer as a Visiting Professor. --

The appointment of Professor Dedijer as a Visiting Professor in the Departments of Comparative Studies and History for three semesters at an academic rate of \$25,000 has been recommended by Provost Stanley Ross after consultation with those departments and the recommendation carries President-elect Spurr's endorsement.

Professor Dedijer is a Yugoslavian scholar of note whose papers (including the Djilas collection) comprise an important scholarly resource in twentieth century European history. He is fully qualified for the appointment, having taught on several major campuses in the United States.

The University of Texas has had programs in Yugoslavia and has sent several groups of students and professors to that country for research or general study. Professor Dedijer has dissociated himself from organized Communism in Russia, China, and Yugoslavia. He is reported by the press to describe himself now as a "universal communist."

A second matter which is distinct from Professor Dedijer's proposed appointment but on which the appointment bears is the proposed gift of his collected papers by the Maher family of Houston (who have already purchased this collection). The acquisition of his papers is not a condition to his appointment but will be a probable consequence of his being appointed here. The collection would strengthen considerably the University's holdings in recent European history.

Chancellor LeMaistre requests that President ad interim Jordan be permitted to discuss the appointment and Chancellor Emeritus Ransom be permitted to discuss the Dedijer papers with the Board.

10. M. D. Anderson: Authority of University Cancer Foundation to Accept the Property Known as the Houston General Hospital, 2813 Jenson Drive, and Adjacent 62' Lot, Houston, Texas. --

The Houston General Hospital, located at 2813 Jenson Drive, Houston, Texas, and comprising about 38,000 square feet of land, was operated as an osteopathic 25-bed hospital until March, 1968. The controlling stock is owned by Drs. G. Stukey and Ernest Schwaiger who are desirous of donating the hospital and the adjacent lot to the University Cancer Foundation with the understanding that the foundation will assume an outstanding obligation of about \$56,000, and that the Stukey-Schwaiger Clinic, which operates nearby, would have the use of certain laboratory space during the transition period.

The equipment of the hospital valued at \$58,000 would also be transferred. The property was appraised in 1962 at approximately \$142,000. The scheduled payments per month are \$947 and represent \$802 for principal and interest and \$145 for insurance and taxes. The amount of these monthly payments for the first two or three years will approximate the payments which will be made to the University Cancer Foundation by the Stukey-Schwaiger Clinic for the use of certain laboratory space and equipment usage. Related personnel and supply costs will continue to be the responsibility of the Clinic.

In addition to this rental agreement with the Clinic, negotiations are being finalized whereby the remainder of the hospital building will be leased for two or three years by Goodwill Industries, Inc., of Houston for use as a residence or dormitory for their sheltered-workshop employees. In addition to an as yet undetermined rental fee, the Goodwill Industries will provide preventive maintenance and security services, fence the property, pay all utilities, and purchase any required insurance coverage.

Thus the mortgage payments and related costs of these properties are virtually assured for the first three years and any further funding in relation to this property is expected to be minimal in the first two or three years, and where needed will come from the Foundation through gifts and grants. Furthermore, the gift conditions place no restriction on the right of the Foundation to sell the properties at any time, except that they may not be sold to be used as a medical private practice clinic.

Since the property is about 10 miles from the Texas Medical Center in a ghetto area, it would be used in the health education programs of nursing, medical, dental, and perhaps for allied health students. The existing fiscal arrangements will allow the Houston medical units time to effectively determine the appropriate ways in which this facility might best be used to further the clinical training of health team personnel and demonstration into health care delivery in a ghetto area.

System Administration recommends that the University Cancer Foundation be authorized to accept the Houston General Hospital, 2813 Jenson Drive, Houston, Texas, and equipment, and that Deputy Chancellor Walker be authorized to take such action and execute any and all documents as may be necessary to consummate such transaction.