

MATERIAL SUPPORTING THE AGENDA

Volume XXIXc

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

June 10-11, 1982
August 12-13, 1982

The material is divided according to the standing committees and the meetings that were held and is color coded as follows:

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

Pink paper - summaries of gifts to U. T. Austin presented in the Land and Investment Committee and summaries of appointments to endowed academic positions presented to the Academic Affairs Committee.

Blue paper - all items submitted to the Executive Session and distributed only to the Regents, Chancellor and Executive Vice Chancellors of the System.

Yellow paper - emergency items distributed at the meeting.

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



BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting

Agenda

Meeting Date: August 12-13, 1982

Meeting No.: 786

Name:

BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

CALENDAR

Place: Room 1.208, San Antonio Nursing School Building
7703 Floyd Curl Drive
San Antonio, Texas

Host Institution: The University of Texas Health Science Center at San Antonio

Thursday, August 12, 1982

1:00 p. m. Meeting of the Board of Regents

Committee Meetings

Health Affairs Committee
Room 1.222, San Antonio Nursing School Building

Finance and Audit Committee
Room 1.208, San Antonio Nursing School Building

Academic Affairs Committee
Room 1.208, San Antonio Nursing School Building

Buildings and Grounds Committee
Room 1.222, San Antonio Nursing School Building

Land and Investment Committee
Room 1.208, San Antonio Nursing School Building

If time Executive Session
permits Room 1.202/1.203, San Antonio Nursing
School Building

Friday, August 13, 1982

9:00 a. m. Meeting of the Board of Regents

Executive Session (if not completed on Thursday
afternoon)

Reports of Standing Committees

Executive Committee
Finance and Audit Committee
Academic Affairs Committee
Health Affairs Committee
Buildings and Grounds Committee
Land and Investment Committee

Meeting of the Board of Regents

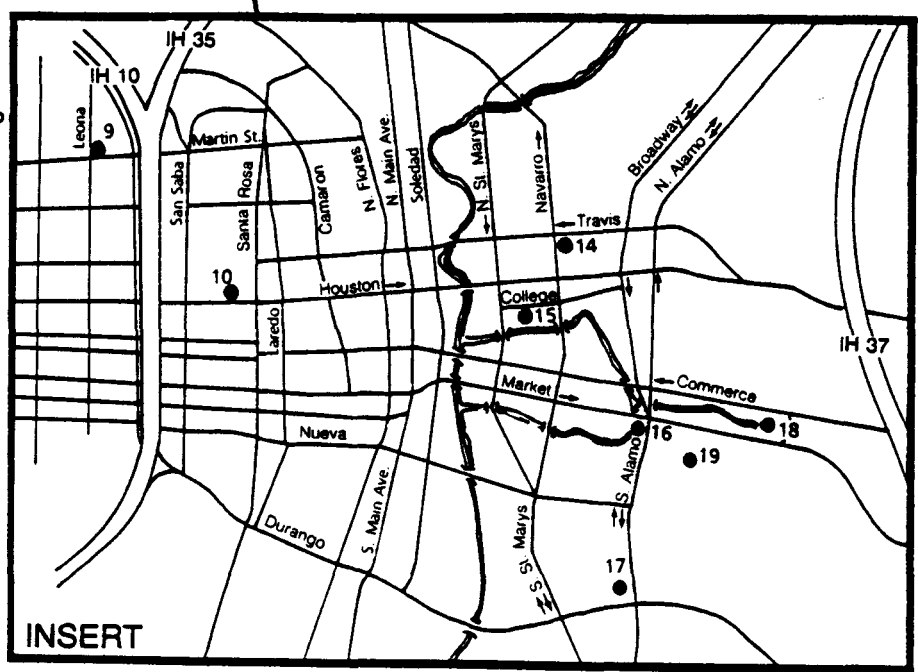
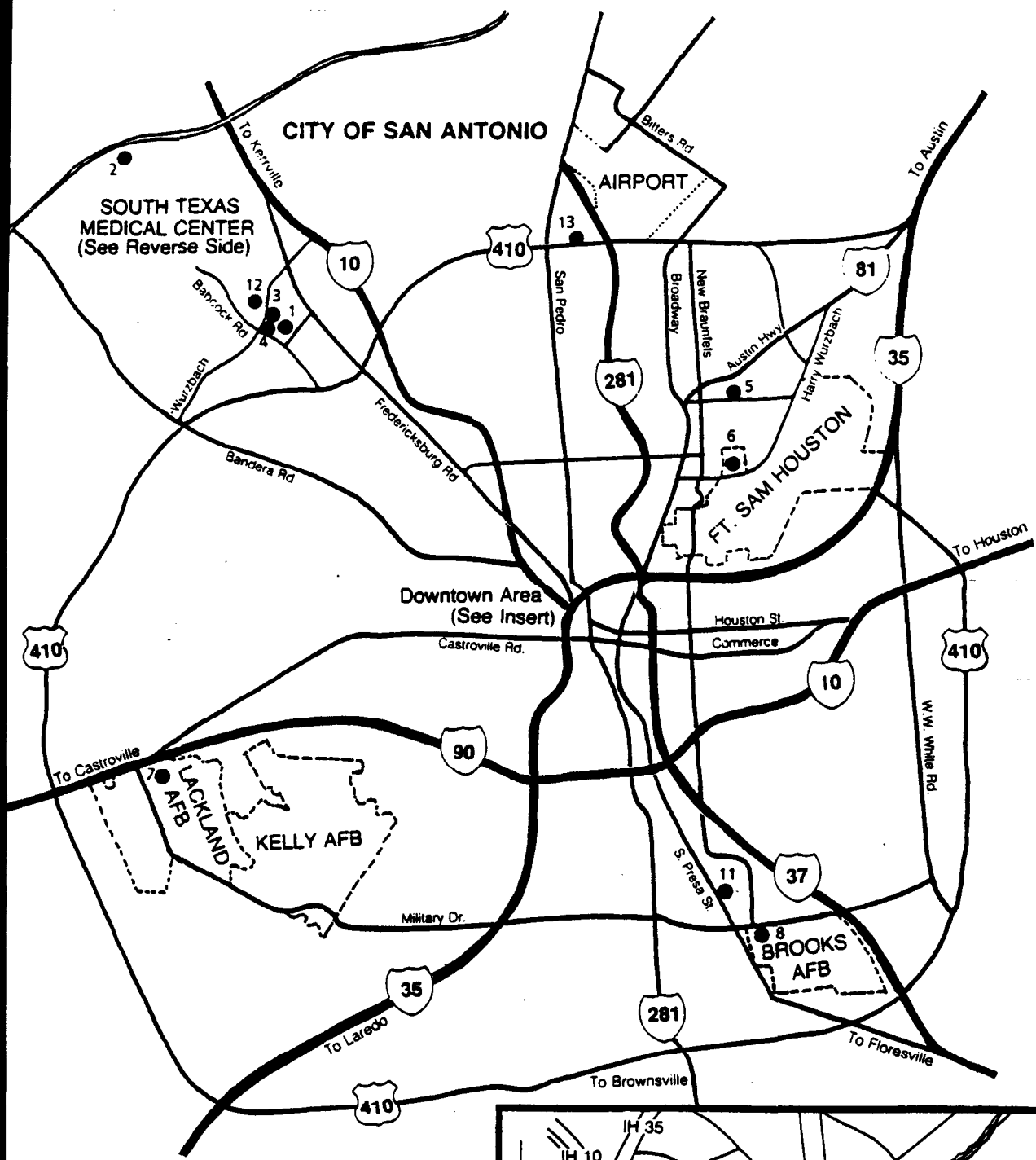
Telephone Numbers

President Harrison's Office
Room 1.230 (for calls during meeting)

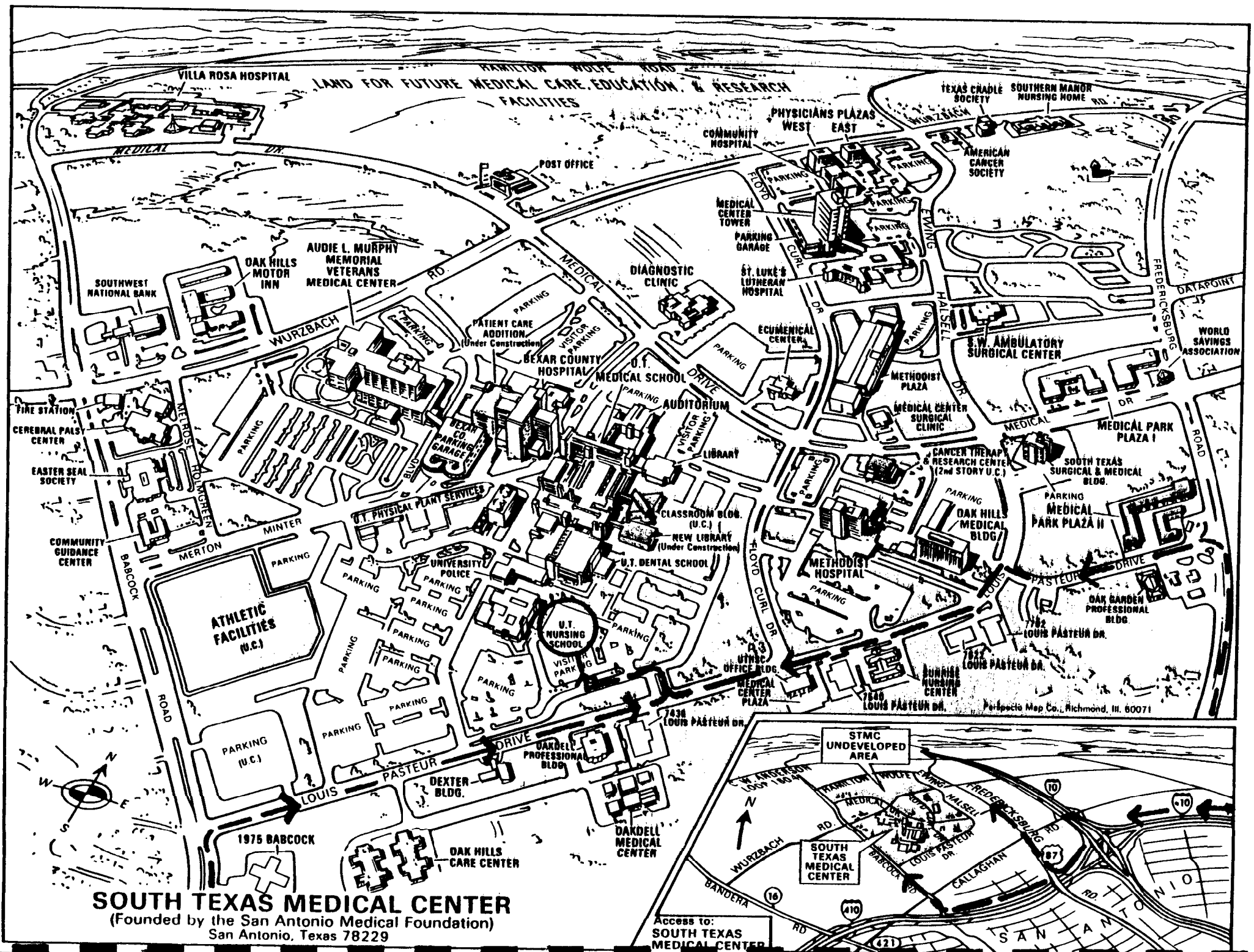
AC 512, 691-6105
AC 512, 691-7585 or 7586

La Mansion del Norte

AC 512, 341-3535



- 1. The University of Texas Health Science Center at San Antonio
- 2. The University of Texas at San Antonio
- 3. Bexar County Hospital
- 4. Audie Murphy Veterans Hospital
- 5. UTSA Latcher Center
- 6. Brooke Army Medical Center (Ft. Sam Houston)
- 7. Wilford Hall USAF Medical Center
- 8. USAF School of Aerospace Medicine (Brooks AFB)
- 9. Brady/ Green Community Health Center
- *10. Santa Rosa Hospital
- 11. San Antonio State Hospital
- 12. Oak Hills Motor Inn
- 13. La Mansion del Norte
- *14. St. Anthony Hotel
- *15. La Mansion del Rio
- *16. Hilton Placio del Rio
- *17. Four Seasons Plaza Nacional
- *18. Marriott Hotel
- *19. Convention Center
- *Insert

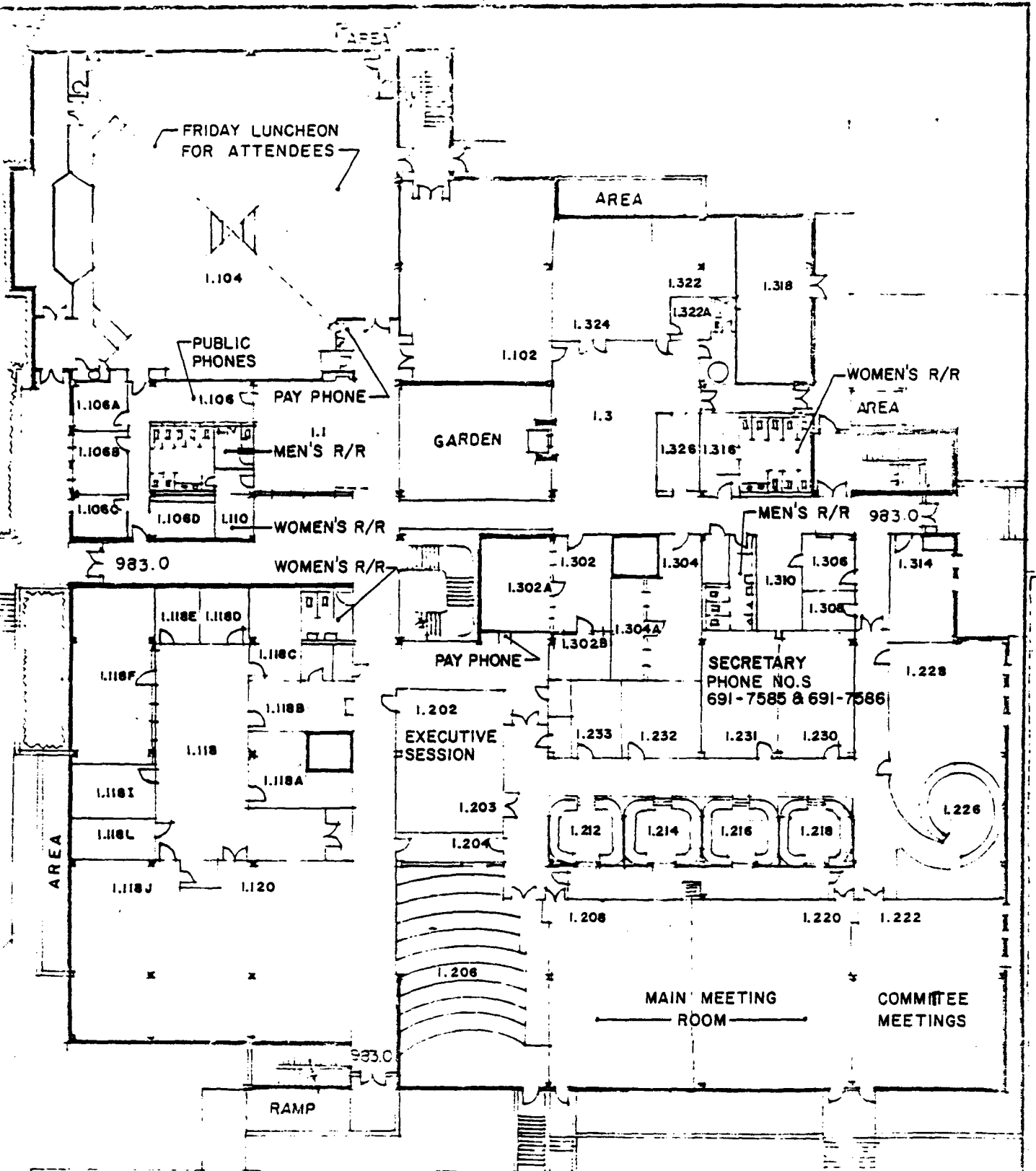


SOUTH TEXAS MEDICAL CENTER
 (Founded by the San Antonio Medical Foundation)
 San Antonio, Texas 78229

Access to:
SOUTH TEXAS MEDICAL CENTER

Prospects Map Co., Richmond, Ill. 60071

The University of Texas Health Science Center
at San Antonio



NURSING SCHOOL - LEVEL-1

SCALE 1" = 32'

DESIGNED BY UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER

**Meeting of
the Board**

AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 12, 1982

Time: 1:00 p. m.

Place: Room 1.208, San Antonio Nursing School Building

- A. CALL TO ORDER
- B. SPECIAL ITEM

Permanent University Fund: Approval of Sulphur Leases in
Pecos County, Texas, on Permanent University Fund Lands.--

Background Information

Pursuant to authorization by the U.T. Board of Regents at its meeting on June 10-11, 1982, sealed bids for sulphur leases on approximately 6,400 acres of Permanent University Fund Lands in Pecos County, Texas, will be opened in the Office of the Vice Chancellor for Business Affairs at 201 West 7th Street at 2:00 p.m. C.D.T. on Tuesday, August 10, 1982. Bids will be tabulated and a recommendation as to the sale of sulphur leases will be made to the U.T. Board of Regents at its meeting to be held at the U.T. Health Science Center at San Antonio on August 12-13, 1982.

- C. RECESS FOR MEETINGS OF THE STANDING COMMITTEES

The Standing Committees of the Board of Regents of The University of Texas System will meet as set forth below to consider recommendations on those matters on the agenda for each Committee as listed in the Material Supporting the Agenda:

Health Affairs Committee: Chairman Newton
Vice-Chairman Fly, Regent Briscoe
Room 1.222, San Antonio Nursing School Building

Finance and Audit Committee: Chairman Rhodes
Vice-Chairman Blumberg, Regent Richards
Room 1.208, San Antonio Nursing School Building

Upon Adjournment of the Above Two Committees

Academic Affairs Committee: Chairman Blumberg
Vice-Chairman Briscoe, Regent Hay
Room 1.208, San Antonio Nursing School Building

Buildings and Grounds Committee: Chairman Richards
Vice-Chairman Milburn, Regent Powell
Room 1.222, San Antonio Nursing School Building

Upon Adjournment of the Above Two Committees

Land and Investment Committee: Chairman Hay
Vice-Chairman Newton, Regent Milburn
Room 1.208, San Antonio Nursing School Building

The report and recommendations of each Standing Committee will be considered by the Board beginning at 9:00 a. m. on August 13, 1982.

D. RECONVENE

E. RECESS FOR EXECUTIVE SESSION

If time permits following the meetings of the Standing Committees, the Board will convene in Executive Session pursuant to Vernon's Texas Civil Statutes, Article 6252-17, Sections 2(e), (f) and (g), to consider those matters set out in the Material Supporting the Agenda, Page Ex. S - 1.

F. RECESS TO RECONVENE AT 9:00 A.M. ON FRIDAY, AUGUST 13, 1982

AGENDA FOR MEETING
of
BOARD OF REGENTS
of
THE UNIVERSITY OF TEXAS SYSTEM

Date: August 13, 1982

Time: 9:00 a. m.

Place: Room 1.208, San Antonio Nursing School Building

A. - F. (Pages B of R 1 - 2)

G. RECONVENE

H. WELCOME AND PRESENTATION BY PRESIDENT HARRISON

I. APPROVAL OF MINUTES OF REGENTS' MEETING HELD
JUNE 10-11, 1982

J. INTRODUCTIONS

1. U. T. Arlington - President Nedderman

2. U. T. Austin - President Flawn

3. U. T. Dallas - President Rutford

4. U. T. El Paso - President Monroe

5. U. T. Permian Basin - President Cardozier

6. U. T. San Antonio - President Wagener

7. U. T. Tyler - President Hamm

8. U. T. Galveston Medical Branch - President Levin

9. U. T. Health Science Center - San Antonio - President Harrison

10. U. T. Cancer Center - President LeMaistre

K. IF BUSINESS NOT CONCLUDED ON THURSDAY, RECESS FOR MEETING OF THE BOARD OF REGENTS IN EXECUTIVE SESSION PURSUANT TO V.T.C.S., ARTICLE 6252-17, SECTIONS 2(e), (f) and (g)
MSA PAGE Ex.S - 1

L. RECONVENE TO CONSIDER REPORTS AND RECOMMENDATIONS
FROM THE STANDING COMMITTEES

1. Executive Committee
Committee Vice-Chairman Fly
MSA Page Ex. C - 1
2. Finance and Audit Committee
Committee Chairman Rhodes
MSA Page F&A - 1
3. Academic Affairs Committee
Committee Chairman (Mrs.) Blumberg
MSA Page AAC - 1
4. Health Affairs Committee
Committee Chairman Newton
MSA Page HAC - 1
5. Buildings and Grounds Committee
Committee Chairman Richards
MSA Page B&G - 1
6. Land and Investment Committee
Committee Chairman Hay
MSA Page L&I - 1

The agenda for the meeting of the Board of Regents is continued on
Page B of R - 4 following the last tab in the Material Supporting the
Agenda.

Executive Committee

EXECUTIVE COMMITTEE
Committee Vice-Chairman Fly

Date: August 13, 1982
Time: Following the Executive Session of the Board of Regents
or Following the 9:00 a. m. Session of the Board of Regents
Place: Room 1.208, San Antonio Nursing School Building

Page
Ex. C

1. U. T. Austin: Memorial Stadium/Bellmont Hall -
9th Level Improvements (Project No. 102-490) -
Recommended Award of Contracts for Furniture
and Furnishings to Clegg/Austin, A Division of
Marshall Clegg Associates, Austin, Texas; Carpet
Services, Inc., Austin, Texas, and Request for
Authorization for the Chancellor to Sign the Con-
tracts (14-B&G-82) 4
2. U. T. Austin: Student Family Housing - Phase IA
(Project No. 102-445) - Recommended Award of
Contracts for Furniture and Furnishings to Dills-
Challstrom, Inc., Austin, Texas; Bettis, Inc.,
Austin, Texas, and Request for Authorization for
the Chancellor to Sign the Contracts (14-B&G-82) 6
3. U. T. Austin: Townes Hall (Law School Building) -
Alterations and Additions - Remodeling Phase
(Project No. 102-330) - Recommended Award of
Contracts for Furniture and Furnishings to Clegg/
Austin, A Division of Marshall Clegg Assoc.,
Austin, Texas; Abel Contract Furniture & Equip-
ment Co., Inc., Austin, Texas; Rockford Business
Interiors, Austin, Texas; American Desk Mfg.
Company, Temple, Texas; Andrew Wilson Company,
Lawrence, Massachusetts; E. G. Jenkins, Dallas,
Texas; Dismukes Blind & Drapery Co. (J. K.
Dismukes), Austin, Texas; Carpet Services, Inc.,
Austin, Texas, and Request for Authorization for
the Chancellor to Sign the Contracts (14-B&G-82) 8
4. U. T. Austin: Robert A. Welch Hall - Renovation
of Initial (1929) Building (Project No. 102-407) -
Recommended Award of Contracts for Furniture
and Furnishings to Rockford Business Interiors,
Austin, Texas; Abel Contract Furniture & Equipment
Co., Inc., Austin, Texas; The Office Co., Inc.,
Austin, Texas; Finger's Office Furniture (ARC
Division), Houston, Texas; Stewart Office Supply
Co., Inc., Dallas, Texas, and Request for
Authorization for the Chancellor to Sign the
Contracts (15-B&G-82) 18

5. U. T. Austin: Mrs. Sidney Burleson Smith Trust - Recommendation to Amend Contract for Sale of Land in Travis County, Texas, to Provide Additional Time for Engineering Studies (14-B&G-82) 24
6. U. T. Austin, U. T. El Paso, U. T. Health Science Center - Dallas and U. T. Galveston Medical Branch: Appropriations for Center Construction Projects - Recommended Partial Change in Source of Funds (3-F&A-82) 24
7. U. T. El Paso: Sun Bowl Road - Improvements to South Section of Existing Roadway (Project No. 201-532) - Recommended Award of Construction Contract to Vowell Construction Company, El Paso, Texas, and Additional Appropriation Therefor (13-B&G-82) 26
8. U. T. San Antonio - Lutcher Center: Foundation Repair and Limited Restoration - Request for Project Authorization; Appointment of Project Engineer to Prepare Final Plans and Specifications; Authorization to Negotiate Construction Contract; Recommended Acceptance of Gift Funds and Appropriation for Funding of Foundation Repair; Request for the Chancellor to Execute the Contracts, and Submission to the Coordinating Board (16-B&G-82) 27
9. U. T. Tyler: Recommendation to Accept a Gift and Pledge and Establish the J. S. Hudnall Scholarships for Exemplary Leadership and Citizenship; the J. S. Hudnall Professorship in Energy and Technology; and the J. S. Hudnall Professorship for American Affairs (Non-endowed Scholarships and Professorships) (14-B&G-82) 29
10. U. T. Health Science Center - Dallas: Harry S. Moss Clinical Science Building, 9th Floor Addition (Project No. 303-504) - Recommended Construction Contract Award to MacDougall & Pierce Construction, Inc., Richardson, Texas (13-B&G-82) 29
11. U. T. Galveston Medical Branch: George and Magnolia Willis Sealy Conference Center - Roof Repair - Recommended Construction Contract Award to E. A. Young Company, Tyler, Texas; Request for Authorization for the Chancellor to Sign Contract and Additional Appropriation Therefor (16-B&G-82) 32

12. U. T. Health Science Center - San Antonio: Library Building (Project No. 402-433) - Recommended Award of Contracts for Furniture and Furnishings to Rockford Business Interiors, Austin, Texas; Abel Contract Furniture & Equipment Co., Inc., Austin, Texas; Clegg/Austin, A Division of Marshall Clegg Assoc., Austin, Texas; Fraser Furniture Co., Inc., Jamestown, New York; Aetnastak Division Art Metal U.S.A., Inc., Newark, New Jersey; Carpet Services, Inc., San Antonio, Texas; E. G. Jenkins Co., Dallas, Texas (12-B&G-82)

1. U. T. Austin: Memorial Stadium/Bellmont Hall - 9th Level Improvements (Project No. 102-490) - Recommended Award of Contracts for Furniture and Furnishings to Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas; Carpet Services, Inc., Austin, Texas, and Request for Authorization for the Chancellor to Sign the Contracts (14-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Flawn and the Office of the Chancellor that the Board award contracts for furniture and furnishings for Memorial Stadium/Bellmont Hall - 9th Level Improvements at The University of Texas at Austin to the lowest responsible bidders as follows:

Clegg/Austin, A Division
of Marshall Clegg Associates,
Austin, Texas

Base Proposal "A" (Lounge Furniture)	\$70,284.14
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Base Proposal "B" (Tables)	<u>29,565.15</u>
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Total Contract Award to Clegg/Austin	\$ 99,849.29
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Carpet Services, Inc.,
Austin, Texas

Base Proposal "C" (Carpet)	<u>17,091.60</u>
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GRAND TOTAL RECOMMENDED CONTRACT AWARDS	\$116,940.89
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It is further recommended that the Chancellor be authorized to sign the contracts.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on December 11, 1981, bids were called for and were received, opened and tabulated on May 28, 1982, as shown on Page Ex. C - 5 for Memorial Stadium/Bellmont Hall - 9th Level Improvements, U. T. Austin. Funds for the contract awards are available in the Furnishings and Equipment Account. With reference to Alternate Proposal "C-1", the institution has elected to accept the lower, Base Proposal "C" (Carpet).

FURNITURE AND FURNISHINGS FOR
MEMORIAL STADIUM/BELLMONT HALL - 9TH LEVEL IMPROVEMENTS
THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS
 Bids Received May 28, 1982, at 2:00 p.m., C.D.S.T. at the
 Office of Facilities Planning and Construction, U. T. System,
 210 West Sixth Street, Austin, Texas

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Base Proposal "A" Lounge Furniture</u>	<u>Base Proposal "B" Tables</u>	<u>Base Proposal "C" Carpet</u>	<u>Alt. Proposal "C-1" Carpet</u>
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	\$70,284.14	\$ 29,565.15	\$ No Bid	\$ No Bid
Stewart Office Supply Co., Inc., Dallas, Texas	5%	70,553.67	30,573.99	No Bid	No Bid
Carpet Services, Inc., Austin, Texas	\$ 854.58	No Bid	No Bid	17,091.60	No Bid
Rockford Business Interiors, Austin, Texas	5%	72,542.99	35,138.65	20,592.30	22,205.50
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	73,467.47	No Bid	No Bid	No Bid
The Office Company, Inc., Austin, Texas	5,378.95	79,387.63	30,091.92	No Bid	No Bid

EX. C - 5

2. U. T. Austin: Student Family Housing - Phase IA (Project No. 102-445) - Recommended Award of Contracts for Furniture and Furnishings to Dills-Challstrom, Inc., Austin, Texas; Bettis, Inc., Austin, Texas, and Request for Authorization for the Chancellor to Sign the Contracts(14-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Flawn and the Office of the Chancellor that the Board award contracts for furniture and furnishings for the Student Family Housing - Phase IA at The University of Texas at Austin to the lowest responsible bidders as follows:

Dills-Challstrom, Inc.,
Austin, Texas

Base Proposal "A"
(Window Blinds) \$31,900.00

Bettis, Inc.,
Austin, Texas

Base Proposal "B"
(Refrigerators) 77,595.00

GRAND TOTAL RECOMMENDED CONTRACT AWARDS \$109,495.00

It is further recommended that the Chancellor be authorized to sign the contracts.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on May 14, 1981, bids were called for and were received, opened and tabulated on May 28, 1982, as shown on Page Ex. C - 7 for Student Family Housing - Phase IA, U. T. Austin. Funds for the contract awards are available in the Furnishings and Equipment Account.

FURNITURE AND FURNISHINGS FOR
STUDENT FAMILY HOUSING - PHASE IA - THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS
 Bids Received May 28, 1982, at 2:00 p.m., C.D.S.T. at the
 Office of Facilities Planning and Construction, U. T. System
 210 West Sixth Street, Austin, Texas

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Base Proposal "A" Window Blinds</u>	<u>Base Proposal "B" Refrigerators</u>
Dills-Challstrom, Inc., Austin, Texas	\$1,595.00	\$31,900.00	\$ No Bid
Dismukes Blind & Drapery Co., Austin, Texas	1,694.95	33,899.00	No Bid
John Lemons Co., Inc., San Antonio, Texas	1,720.92	34,418.45	No Bid
Arlington Blinds, Ltd., Arlington, Texas	1,883.59	37,671.84	No Bid
Bettis, Inc., Austin, Texas	5%	No Bid	77,595.00
E. G. Jenkins Co., Dallas, Texas	1,931.75	38,635.00	No Bid
McNair's Appliance, Inc., Austin, Texas	4,392.35	No Bid	87,847.00

3. U. T. Austin: Townes Hall (Law School Building) - Alterations and Additions - Remodeling Phase (Project No. 102-330) - Recommended Award of Contracts for Furniture and Furnishings to Clegg/Austin, A Division of Marshall Clegg Assoc., Austin, Texas; Abel Contract Furniture & Equipment Co., Inc., Austin, Texas; Rockford Business Interiors, Austin, Texas; American Desk Mfg. Company, Temple, Texas; Andrew Wilson Company, Lawrence, Massachusetts; E. G. Jenkins, Dallas, Texas; Dismukes Blind & Drapery Co. (J. K. Dismukes), Austin, Texas; Carpet Services, Inc., Austin, Texas, and Request for Authorization for the Chancellor to Sign the Contracts (14-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Flawn and the Office of the Chancellor that the Board award contracts for furniture and furnishings for Townes Hall (Law School Building) - Alterations and Additions - Remodeling Phase at The University of Texas at Austin to the lowest responsible bidders as follows:

Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	
Proposals "A", "A-1", "A-2" & "A-4" (Fac. Ofc. Furn. Style I)	\$107,525.01
Proposals "G", "G-1", & "G-4" (Fac. Ofc. Furn. Style II)	131,120.09
Proposals "H" & "H-1", (Fac. Ofc. Furn. Style III)	<u>61,203.35</u>
Total Contract Award to Clegg/Austin	\$299,848.45
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	
Proposals "B" & "B-1" (Modular Lounge Seating)	\$ 45,874.90
Proposals "C", "C-1", "C-2" & "C-4" (Gen. Ofc. Furn.)	187,481.51
Proposals "E", "E-1", "E-2", "E-3" & "E-4" (Misc. Classroom & Office Furn.)	<u>94,047.82</u>
Total Contract Award to Abel Contract Furniture & Equipment Co., Inc.	327,404.23

Rockford Business Interiors, Austin, Texas	
Proposals "F", "F-1", "F-2" & "F-4" (Legal Orgn. Furn.)	\$284,834.42
Proposal "J" (Food Service Furn.)	<u>24,670.13</u>
Total Contract Award to Rockford Business Interiors	\$309,504.55
American Desk Mfg. Company, Temple, Texas	
Proposal "I" (Lect. Hall Seating)	12,396.00
Andrew Wilson Company, Lawrence, Massachusetts	
Proposals "K" & "K-1" (Metal Bookstacks)	20,100.90
E. G. Jenkins, Dallas, Texas	
Proposals "A" & "A-1", Bid 2 (Window Blinds)	5,329.98
Dismukes Blind & Drapery Co., Austin, Texas	
Proposals "B" & "B-1", Bid 2 (Draperies)	7,265.00
Carpet Services, Inc., Austin, Texas	
Proposal "C", Bid 2 (Area Rugs)	<u>3,942.24</u>
GRAND TOTAL RECOMMENDED CONTRACT AWARDS	\$985,791.35

It is further recommended that the Chancellor be authorized to sign the contracts.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on July 11, 1980, bids were called for and were received, opened and tabulated on June 1, 1982, as shown on Pages Ex. C 11 - 17 for U. T. Austin, Townes Hall (The Law School Building) - Alterations and Additions - Remodeling Phase. Funds for the contract awards are available in the Furnishings & Equipment Account.

A problem exists with respect to Proposals "B" and "B-1". The low bidder for these proposals, consisting of various groupings of modular lounge seating units, was Clegg/Austin of Austin, Texas. The bid was in the aggregate amount of \$15,961.90. Shortly after the bid opening, Clegg/Austin announced that it had made an error in its bid for Proposals "B" and "B-1", and that the error was in the amount of \$30,786.70.

Clegg/Austin was required to produce all documents and calculations which it had used in composing its bids and to prove that an error had been made. Clegg/Austin did so and by 4:00 p.m., June 1, 1982, had proven that it had made an error in the amount of \$30,786.70, and that its bids for Proposals "B" and "B-1" together would have been \$30,786.70 higher if it had not made the error.

The error occurred as follows: Proposals "B" and "B-1" consist of thirteen groups of modular seating units. Item MS-10 describes four exactly similar groups and Item MS-11 describes two exactly similar groups. Item MS-10 includes three seat units and components and Item MS-11 includes five seat units and components. Items MS-1, MS-2, MS-4 and MS-5 each consist of various quantities of seating components, ranging from thirteen to twenty-two seating components in each group. In all six groups, Clegg/Austin counted only one seat unit, and failed to multiply the unit cost by the total quantities in each group.

Clegg/Austin has requested to be excused from its proposal for Proposals "B" and "B-1". Clegg/Austin has proven that an error exists in its bid on Proposals "B" and "B-1". It would be unconscionable to award the contract to Clegg/Austin in view of the magnitude of the error made. Therefore, the award on Proposals "B" and "B-1" should be made to the next lowest responsible bidder, Abel Contract Furniture and Equipment Co., Inc., in the amount of \$45,874.90.

A problem also exists with respect to Proposals "H" and "H-1". The low bidder for these proposals, which consists of chairs, desks, and credenzas for offices, was Goldsmith's, Inc., Dallas, Texas. The bid was in the aggregate amount of \$40,512.40. Shortly after the bid opening, Goldsmith's notified the Furnishings and Equipment Division by telephone that it had made an error in its bid for Proposal "H-1", and that the error was in the approximate amount of \$13,000.00. Goldsmith's was required to produce all the documents and calculations which it had used in composing its bids, and to prove the fact that an error had been made. Goldsmith's did so, and at 8:00 a.m., June 3, 1982, presented its evidence and proof that it had made an error in the amount of \$13,000.00, and that its bids for Proposals "H" and "H-1" together would have been \$13,000.00 higher if it had not made the error. Proposals "H" and "H-1" consist of thirty-nine chairs, thirteen desks, and thirteen file credenzas. Item D-10 consists of thirteen executive desks. Goldsmith's failed to include the cost of the twenty-six drawer pedestals in the calculation of the cost of the desks. Item D-11 consists of thirteen file credenzas, for which Goldsmith's used an incorrect unit list cost in computing the cost of that item. The errors in computing the cost of Items D-10 and D-11 constitute the \$13,000.00 deficit in the bid.

Goldsmith's has proven that an error exists in its bid on Proposals "H" and "H-1". The error far exceeds any overhead and profit which is included in Goldsmith's bid. Making an award in these circumstances is unconscionable. Therefore, the award on Proposals "H" and "H-1" should be made to the next lowest responsible bidder, Clegg/Austin, in the amount of \$61,203.35.

The Office of General Counsel has reviewed both erroneous bids, agrees in the assessment stated above, and recommends that both firms be excused from their erroneous bids.

With respect to Proposals "K" and "K-1" (Metal Bookstacks), only one bid was received. A telephone canvass of the other possible bidders indicated that they chose not to bid this package. The bid of \$20,100.90 was less than the estimated cost of \$21,006.00. It is believed that rebidding this package would not produce improved results and an award is recommended.

BID NO. 1 - FURNITURE AND FURNISHINGS FOR
TOWNES HALL (THE LAW SCHOOL BUILDING) - ALTERATIONS AND ADDITIONS - REMODELING PHASE
THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS
 Bids Received June 1, 1982, at 2:00 p.m., C.D.S.T. at the
 Office of Facilities Planning and Construction
 210 West Sixth Street, Austin, Texas

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "A", "A-1", "A-2", & "A-4" (Fac. Ofc. Furn. Style I)</u>	<u>Proposals "B" & "B-1" (Mod. Lounge Seating)</u>
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	\$107,525.01	\$15,961.90
The Office Company, Inc., Austin, Texas	\$5,839.40	109,829.57	No Bid
Business Products & Services, Inc., Austin, Texas	5%	123,948.65	No Bid
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	No Bid	45,874.90
Rockford Business Interiors, Austin, Texas	5%	No Bid	46,018.36
Goldsmith's of Texas, Inc., Dallas, Texas	5%	136,566.62	No Bid
Yochem's, Corpus Christi, Texas	5%	No Bid	47,745.68
American Desk Mfg. Company, Temple, Texas	5%	No Bid	No Bid
Andrew Wilson Company, Lawrence, Massachusetts	5%	No Bid	No Bid

EX. C - 11

EX. C - 12

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "C","C-1", "C-2" & "C-4" (Gen. Ofc. Furn.)</u>	<u>Proposals "E","E-1", "E-2","E-3" & "E-4" (Misc. Class. & Ofc. Furn.)</u>
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	\$187,481.51	\$ 94,047.82
American Desk Mfg. Company, Temple, Texas	5%	No Bid	No Bid
Andrew Wilson Company, Lawrence, Massachusetts	5%	No Bid	No Bid
Business Products & Services, Inc., Austin, Texas	5%	No Bid	No Bid
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	No Bid	No Bid
Goldsmith's of Texas, Inc., Dallas, Texas	5%	No Bid	No Bid
Rockford Business Interiors, Austin, Texas	5%	193,315.48	105,350.50
The Office Company, Austin, Texas	5%	No Bid	No Bid
Yochem's, Corpus Christi, Texas	5%	No Bid	No Bid

EX. C - 13

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "F", "F-1", "F-2" & "F-4", (Legal Orgn. Furniture)</u>
Rockford Business Interiors, Austin, Texas	5%	\$284,834.42
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	288,010.51
American Desk Mfg. Company, Temple, Texas	5%	No Bid
Andrew Wilson Company, Lawrence, Massachusetts	5%	No Bid
Business Products & Services, Inc., Austin, Texas	5%	No Bid
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	No Bid
Goldsmith's of Texas, Inc., Dallas, Texas	5%	No Bid
The Office Company, Inc., Austin, Texas	5%	No Bid
Yochem's, Corpus Christi, Texas	5%	No Bid

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "G", "G-1" & "G-4", (Faculty Ofc. Furn. Style II)</u>	<u>Proposals "H" & "H-1", (Faculty Ofc. Furn. Style III)</u>
Goldsmith's of Texas, Inc., Dallas, Texas	5%	No Bid	\$40,512.40
American Desk Mfg. Company, Temple, Texas	5%	No Bid	No Bid
Andrew Wilson Company, Lawrence, Massachusetts	5%	No Bid	No Bid
Business Products & Services, Inc., Austin, Texas	5%	No Bid	No Bid
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	\$131,120.09	61,203.35
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	131,246.07	63,257.33
Rockford Business Interiors, Austin, Texas	5%	132,313.09	No Bid
The Office Company, Inc., Austin, Texas	5%	No Bid	No Bid
Yochem's, Corpus Christi, Texas	5%	No Bid	69,636.82

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposal "I" (Lect. Hall Seating)</u>	<u>Proposal "J" (Food Ser. Furn.)</u>	<u>Proposal "K" & "K-1" (Metal Bookstacks)</u>
American Desk Mfg. Company, Temple, Texas	5%	\$12,396.00	No Bid	No Bid
Andrew Wilson Company, Lawrence, Massachusetts	5%	No Bid	No Bid	\$20,100.90
Rockford Business Interiors, Austin, Texas	5%	No Bid	\$24,670.13	No Bid
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	16,040.00	26,414.84	No Bid
Business Products & Services, Inc., Austin, Texas	5%	No Bid	No Bid	No Bid
Clegg/Austin, A Div. of Marshall Clegg Assoc., Austin, Texas	5%	No Bid	No Bid	No Bid
Goldsmith's of Texas, Inc., Dallas, Texas	5%	No Bid	No Bid	No Bid
The Office Company, Inc., Austin, Texas	5%	No Bid	No Bid	No Bid
Yochem's, Corpus Christi, Texas	5%	No Bid	No Bid	No Bid

**BID NO. 2 - FURNITURE AND FURNISHINGS FOR
TOWNES HALL (THE LAW SCHOOL BUILDING) - ALTERATIONS AND ADDITIONS - REMODELING PHASE
THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS**

<u>Bidders</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "A" & "A-1", Bid 2 (Window Blinds)</u>
E. G. Jenkins, Dallas, Texas	\$638.80	\$5,329.98
Dills-Challstrom, Austin, Texas	272.10	5,442.00
Dismukes Blind & Drapery Co., (J. K. Dismukes), Austin, Texas	762.35	7,982.00
Carpet Services, Inc., Austin, Texas	5%	No Bid
Rockford Business Interiors, Austin, Texas	5%	No Bid

<u>Bidder</u>	<u>Bid Bond or Cashier's Check</u>	<u>Proposals "B" & "B-1", Bid 2 (Draperies)</u>	<u>Proposal "C", Bid 2 (Area Rugs)</u>
Dismukes Blind & Drapery Co. (J. K. Dismukes), Austin, Texas	\$762.35	\$7,265.00	No Bid
E. G. Jenkins, Dallas, Texas	638.80	7,446.38	No Bid
Carpet Services, Inc., Austin, Texas	5%	No Bid	\$3,942.24
Rockford Business Interiors, Austin, Texas	5%	No Bid	4,531.93
Dills-Challstrom, Austin, Texas	272.10	No Bid	No Bid

4. U. T. Austin: Robert A. Welch Hall - Renovation of Initial (1929) Building (Project No. 102-407) - Recommended Award of Contracts for Furniture and Furnishings to Rockford Business Interiors, Austin, Texas; Abel Contract Furniture & Equipment Co., Inc., Austin, Texas; The Office Co., Inc., Austin, Texas; Finger's Office Furniture (ARC Division), Houston, Texas; Stewart Office Supply Co., Inc., Dallas, Texas, and Request for Authorization for the Chancellor to Sign the Contracts. - - (15-B&G-82). --

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Flawn and the Office of the Chancellor that the Board award contracts for furniture and furnishings for Robert A. Welch Hall - Renovation of Initial (1929) Building, Sequence II at The University of Texas at Austin to the following lowest responsible bidders:

Rockford Business Interiors, Austin, Texas		
Base Proposal "A" (Wood Classroom & Office Furniture)	\$31,552.62	
Base Proposal "C" (Informal Study Furniture)	<u>13,847.02</u>	
Total Contract Award to Rockford Business Interiors		\$ 45,399.64
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas		
Base Proposal "B" (Steel Classroom & Office Furniture)		22,937.78
The Office Co., Inc., Austin, Texas		
Alternate Proposal "D-1" in lieu of Proposal "D" (Alternate Student Study Desk)		43,165.00
Finger's Office Furniture (ARC Division), Houston, Texas		
Base Proposal "E" (Conf. & Office Landscape Furn.)	\$12,968.97	
Base Proposal "G" (Computer Assisted Instruction Tables)	<u>3,022.80</u>	
Total Contract Award to Finger's Office Furniture		15,991.77
Stewart Office Supply Co., Inc., Dallas, Texas		
Base Proposal "F" (Stacking Chairs)		<u>4,545.24</u>
GRAND TOTAL RECOMMENDED CONTRACT AWARDS		<u>\$132,039.43</u>

It is further recommended that the Chancellor be authorized to sign the contracts.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on December 7, 1979, bids were called for and were received, opened and tabulated on June 22, 1982, as shown on Pages Ex. C 20 - 23 for Sequence II Furniture and Furnishings for Robert A. Welch Hall - Renovation of Initial (1929) Building, U. T. Austin. Funds for the contract awards have been previously appropriated. With reference to Base Proposal "D", (Student Study Desks), the institution has elected to accept the less costly Alternate Proposal "D-1" instead of Proposal "D". With reference to Add Alternate Proposal "B-1" (Ice Machines) and Add Alternate Proposal "B-2" (Laboratory Refrigerators), the institution has elected to defer those items because the proposals exceed the appropriated funds.

SEQUENCE II - FURNITURE AND FURNISHINGS FOR
 ROBERT A. WELCH HALL - RENOVATION OF INITIAL (1929) BUILDING
 THE UNIVERSITY OF TEXAS AT AUSTIN, AUSTIN, TEXAS
 Bids Received June 22, 1982, at 2:00 p.m., C.D.S.T. at the
 Office of Facilities Planning and Construction, U. T. System,
 210 West Sixth Street, Austin, Texas

<u>Bidder</u>	<u>Bid Bond or Cashier's Check</u>	<u>Base Proposal "A" (Wood Classroom & Office Furniture)</u>	<u>Bidder</u>	<u>Base Proposal "B" (Steel Classroom & Office Furniture)</u>
Cold, Inc., Austin, Texas	\$ 380.00	No Bid	Cold, Inc., Austin, Texas	No Bid
Industry Sales, Inc., Dallas, Texas	434.55	No Bid	Industry Sales, Inc., Dallas, Texas	No Bid
The Office Company, Inc., Austin, Texas	3,120.84	No Bid	The Office Company, Inc., Austin, Texas	No Bid
Rockford Business Interiors, Austin, Texas	5%	\$31,552.62	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$22,937.78
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	33,118.96	Rockford Business Interiors, Austin, Texas	23,212.26
Finger's Office Furniture (ARC Division), Houston, Texas	5%	34,837.22	Finger's Office Furniture (ARC Division), Houston, Texas	23,416.04
Stewart Office Supply Co., Inc., Dallas, Texas	5%	No Bid	Stewart Office Supply Co., Inc., Dallas, Texas	23,568.11
American Desk Mfg. Co., Temple, Texas	5%	No Bid	American Desk Mfg. Co., Temple, Texas	24,363.85

<u>Bidder</u>	<u>Add Alternate Proposal "B-1" (Ice Machines)</u>	<u>Add Alternate Proposal "B-2" (Lab Refrigerators)</u>	<u>Base Proposal "C" (Informal Study Furn.)</u>	<u>Base Proposal "D" (Student Study Desks)</u>
Cold, Inc., Austin, Texas	\$7,575.00	No Bid	No Bid	No Bid
Industry Sales, Inc., Dallas, Texas	8,691.00	No Bid	No Bid	No Bid
The Office Co., Inc., Austin, Texas	No Bid	No Bid	No Bid	No Bid
American Desk Mfg. Co., Temple, Texas	No Bid	No Bid	No Bid	\$49,885.00
Rockford Business Interiors, Austin, Texas	9,375.00	\$8,250.00	\$13,847.02	51,276.25
Stewart Office Supply Co., Inc., Dallas, Texas	No Bid	No Bid	No Bid	54,683.50
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	8,895.50	14,353.20	57,267.55
Finger's Office Furniture (ARC Division), Houston, Texas	No Bid	No Bid	14,962.58	57,562.60

<u>Bidder</u>	<u>Alternate Proposal "D-1" In Lieu of "D" (Alt. Student Study Desks)</u>	<u>Bidder</u>	<u>Base Proposal "E" (Conference & Office Landscape Furniture)</u>
Cold, Inc., Austin, Texas	No Bid	Cold, Inc., Austin, Texas	No Bid
Industry Sales, Inc., Dallas, Texas	No Bid	Industry Sales, Inc., Dallas, Texas	No Bid
The Office Company, Inc., Austin, Texas	\$43,165.00	Finger's Office Furniture (ARC Division), Houston, Texas	12,968.97
American Desk Mfg. Co., Temple, Texas	No Bid	Stewart Office Supply Co., Inc., Dallas, Texas	13,403.36
Rockford Business Interiors, Austin, Texas	49,999.45	The Office Co., Inc., Austin, Texas	13,476.37
Stewart Office Supply Co., Inc., Dallas, Texas	No Bid	American Desk Mfg. Co., Temple, Texas	No Bid
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	53,397.25	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Finger's Office Furniture (ARC Division), Houston, Texas	63,478.30	Rockford Business Interiors, Austin, Texas	No Bid

EX. C - 23

<u>Bidder</u>	<u>Base Proposal "F"</u> <u>(Stacking Chairs)</u>	<u>Base Proposal "G"</u> <u>(Computer Assisted Instruction Tables)</u>
Cold, Inc., Austin, Texas	No Bid	No Bid
Industry Sales, Inc., Dallas, Texas	No Bid	No Bid
Stewart Office Supply Co., Inc., Dallas, Texas	\$4,545.24	No Bid
Finger's Office Furniture (ARC Division), Houston, Texas	5,032.98	\$3,022.80
The Office Company, Inc., Austin, Texas	5,775.50	No Bid
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	3,964.44
Rockford Business Interiors, Austin, Texas	No Bid	5,375.76
American Desk Mfg. Co., Temple, Texas	No Bid	No Bid

5. U. T. Austin: Mrs. Sidney Burleson Smith Trust - Recommendation to Amend Contract for Sale of Land in Travis County, Texas, to Provide Additional Time for Engineering Studies(14-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Flawn and the Office of the Chancellor that the Contract for the sale of approximately 239.9 acres of land in the Santiago del Valle Grant, Travis County, Texas, between the U. T. Board of Regents, Seller, and Mike Eledge, Trustee, Buyer, be amended to allow the buyer additional time within which to conduct engineering studies. It is proposed that the Buyer be granted the right to extend the study period for up to six months by paying \$9,000 for each month he elects to extend. The payments would be non-refundable and would not apply to the purchase price.

BACKGROUND INFORMATION

At the meeting held on April 7 - 8, 1982, the U. T. Board of Regents approved the sale of the subject tract for \$3,200 per acre cash. The Buyer was given 90 days within which to conduct engineering studies to determine the feasibility of development. Those studies have not been completed, and the Buyer has requested additional time to complete them and to continue negotiations with the City of Austin and neighboring landowners with the goal of obtaining water and wastewater service for a portion of the tract. The payments of \$9,000 per month represent an annual return of approximately 14% on the anticipated sales price of \$767,680.

We recommend approval to amend the Contract for sale of land in this trust.

6. U. T. Austin, U. T. El Paso, U. T. Health Science Center - Dallas and U. T. Galveston Medical Branch: Appropriations for Center Construction Projects - Recommended Partial Change in Source of Funds (3-F&A-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of the Office of the Chancellor that a portion of previous appropriations from Permanent University Fund Bond proceeds for the construction projects listed on Page Ex. C - 25 be changed to the alternate fund sources in the amounts as indicated.

	<u>FUND SOURCE CHANGES BY PROJECT</u>	<u>TOTAL</u>
To Available University Fund - Account Number 63-1020-0000		
<u>U.T. Austin</u>		
102-271 Engineering Teaching Center II	<u>\$1,100,000</u>	\$1,100,000
To U.T. System Interest on Construction Proceeds - Account Number 85-0202-0000		
<u>U.T. Austin</u>		
102-271 Engineering Teaching Center II	1,500,000	
102-330 Law School Expansion	450,000	
102-493 Auditorium Facility - Marine Science Institute - Port Aransas	<u>150,000</u>	2,100,000
To Interest on Permanent University Fund Bond Proceeds - Account Number 85-0204-2000		
<u>U.T. El Paso</u>		
201-421 College of Business Administration	450,000	
201-446 Sun Bowl Expansion	700,000	
201-473 Central Library	1,000,000	
<u>U.T. Health Science Center - Dallas</u>		
303-366 Ambulatory Care Facility	1,725,000	
303-440 Biomedical Information Center	925,000	
<u>U.T. Galveston Medical Branch</u>		
601-377 Addition to Graves Hospital	200,000	
601-469 Learning Center-Completion of Shelled Floors	<u>300,000</u>	<u>5,300,000</u>
Total Fund Source Changes from PUF Bond Proceeds		<u>\$8,500,000</u>

BACKGROUND INFORMATION

As has been reported to the Board of Regents, the anticipated expenditures through August 31, 1982 from PUF bond proceeds for existing construction project appropriations will exceed the existing balances by about \$7,518,000. This results from deferring the issuance of Series 1982 bonds initially anticipated for the June 10-11, 1982 Board of Regents' meeting.

The appropriations transfers to other fund sources available as recommended above will cover the projected expenditures through August 31, 1982 with a margin of safety.

7. U. T. El Paso: Sun Bowl Road - Improvements to South Section of Existing Roadway (Project No. 201-532) - Recommended Award of Construction Contract to Vowell Construction Company, El Paso, Texas, and Additional Appropriation Therefor(13-B&G-82). --

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Monroe and the Office of the Chancellor that the Board:

- a. Award a construction contract for Sun Bowl Road - Improvements to South Section of Existing Roadway to the lowest responsible bidder, Vowell Construction Company, El Paso, Texas, in the amount of \$129,750
- b. Authorize a total project cost of \$200,000 to cover the recommended construction contract award, future work, fees, and related project expenses
- c. Appropriate additional funds in the amount of \$185,000 from Unappropriated Plant Funds for total project funding. Previous appropriations have been \$15,000 from the same source.

It is further recommended that Chancellor Walker be authorized to execute the contract.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on December 11, 1981, bids were called for and were received, opened and tabulated at 2:00 p.m., M.D.T., on May 25, 1982, at U. T. El Paso, as shown below:

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Bond</u>
Vowell Construction Company, El Paso, Texas	\$129,750	5%
Chadwick Trucking Inc., El Paso, Texas	\$148,500	5%
Borsberry Allied Paving Co., Inc., El Paso, Texas	\$149,873	5%
Elias Brothers, Inc., El Paso, Texas	\$192,250	5%

A total project budget of \$200,000 was previously authorized by the U. T. Board of Regents. A contract award to Vowell Construction Company of the Base Bid in the amount of \$129,750 can be made within this amount. The recommended total project cost is composed of the following cost elements:

Construction Contract	\$129,750
Construction Contingency	5,000
Fees and Administrative Expenses	5,000
Testing of Materials	1,000
Future Work:	
Relocation of Electric Power Lines	2,000
Paving of Adjacent Parking Surface	30,000
Relocation of Guard Kiosk	2,000
Traffic Signal Lights	23,000
Project Contingency	<u>2,250</u>
Total Project Cost	\$200,000

This project was approved by the Coordinating Board, Texas College and University System on January 29, 1982.

8. U.T. San Antonio - Lutcher Center: Foundation Repair and Limited Restoration - Request for Project Authorization; Appointment of Project Engineer to Prepare Final Plans and Specifications; Authorization to Negotiate Construction Contract; Recommended Acceptance of Gift Funds and Appropriation for Funding of Foundation Repair; Request for the Chancellor to Execute the Contracts, and Submission to the Coordinating Board(16-B&G-82),--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Wagener and the Office of the Chancellor that the Board:

- a. Authorize a project for foundation repair and limited restoration at the U.T. San Antonio - Lutcher Center at an estimated total project cost of \$300,000 subject to the following:
 - 1) the negotiation of an agreement with regard to a \$100,000 gift by Mrs. Lutcher Brown that is to be placed in an escrowed trust account, which agreement will allow sufficient latitude for the coverage of all costs associated with the foundation repair; and
 - 2) the receipt of a letter of commitment from Mrs. Lutcher Brown which assures, at a minimum, that if \$300,000 is insufficient for repair of the foundation, additional monies will be placed in the trust account and further that necessary funds will be made available immediately to repair any structural damage that might occur to the Lutcher Center in the process of foundations repair, which damage would cause the building to further deteriorate by exposure to weather or otherwise if immediate corrective action is not taken
- b. Appoint the firm of W. E. Simpson Company, Inc., San Antonio, Texas, as Consulting Engineer for the preparation of detailed final plans and specifications
- c. Authorize the Office of the Chancellor and the Director of the Office of Facilities Planning and Construction to negotiate a construction contract with the Beck Duderstadt Foundation Company, San Antonio, Texas, for the necessary and specialized repair
- d. Authorize Chancellor Walker to execute all contracts associated with the foundation repair and limited restoration project at the U.T. San Antonio - Lutcher Center -- subject to satisfactory resolution of the conditions referred to in a 1) and 2) above
- e. Acknowledge and accept the gift of \$300,000 from Mrs. Lutcher Brown for foundation repair and limited restoration and appropriate this amount toward funding of the project subject to the satisfactory resolution of the conditions noted in a 1) and 2) above

- f. Authorize submission of the project to the Coordinating Board, Texas College and University System, at the Coordinating Board meeting to be held on July 22 and 23, 1982.

BACKGROUND INFORMATION

The Lutcher Brown House at the U.T. San Antonio - Lutcher Center has over a number of years suffered increasing damage from foundation movement. In past years, the W. E. Simpson Company, Inc. of San Antonio has been retained to analyze the situation and make recommendations for correction of the problem.

With a generous offer of funds from Mrs. Lutcher Brown, it is now possible to undertake repair and restoration of the foundation by appointment of the W. E. Simpson Company, Inc. as Consulting Engineer for the preparation of the detailed final plans and specifications, and by negotiation of a construction contract with Beck-Duderstadt Foundation Company, an experienced firm capable of doing this highly specialized work. The Beck-Duderstadt firm is reported to be the only firm in the area with the necessary excavation and drilling equipment for working in the limited space beneath the building.

The acceptance of this gift from Mrs. Brown imposes no commitment of any kind beyond the carrying out of the foundation project. In a letter to Chairman Powell, however, Mrs. Brown has committed herself to funding the total restoration of the Center and its grounds. With the additional gifts which Mrs. Brown is proposing and with the sale of the lots across Ivy Lane from the Center, total funding for the restoration and endowment of the Center should be in excess of two and one quarter million dollars. Upon completion of the vital foundation repair work, the other phases of the restoration of the Lutcher Center will be brought to the Board of Regents for consideration.

It is expressly understood that any agreement that the Board of Regents might enter into to accomplish any aspect of the restoration and endowment of the Center would not obligate the Board in any way with regard to either continued ownership or other obligations connected with the operation of the Center.

It has been understood from the start that, if the entire restoration and endowment could be accomplished, the University would continue to operate the Lutcher Center as a conference and continuing education center for the foreseeable future, with the proviso that the Board of Regents will not relinquish its legal right to sell the property should such operation cease to be viable in the sole judgment of the Board.

Because of this reservation, the Board is indicating its requirement that all monies received from non-university sources for the purpose of endowing the maintenance and operation of the Lutcher Center be given in such a manner that, in the event the Board decides to close the Center, such monies are transferable to a fund for the endowment of a margin of academic excellence at The University of Texas at San Antonio.

9. U. T. Tyler: Recommendation to Accept a Gift and Pledge and Establish the J. S. Hudnall Scholarships for Exemplary Leadership and Citizenship; the J. S. Hudnall Professorship in Energy and Technology; and the J. S. Hudnall Professorship for American Affairs (Nonendowed Scholarships and Professorships)(14-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Hamm and the Office of the Chancellor that the U. T. Board of Regents accept \$50,000 from Mr. J. S. Hudnall of Tyler as the first gift of a \$250,000 pledge to be donated over a five-year period, and establish the J. S. Hudnall Scholarships for Exemplary Leadership and Citizenship; the J. S. Hudnall Professorship in Energy and Technology; and the J. S. Hudnall Professorship for American Affairs. In addition to the initial \$50,000 contribution, Mr. Hudnall will on or about May 1 for the next four years (1983-86) submit an additional \$50,000 to be used in support of the Hudnall scholarships and professorships. In case of his death prior to completion of the pledge, provisions have been made for payments of any outstanding amounts to U. T. Tyler prior to meeting other obligations of his estate.

The proposed scholarships and professorships would be nonendowed and would cease to exist after five years unless further funding would be forthcoming.

BACKGROUND INFORMATION

Mr. Hudnall is one of the original contributors of the land on which U. T. Tyler is built, and serves on the U. T. Tyler Development Board. It was his desire not to establish endowed academic positions. Acceptance of this gift and establishment of these scholarships and academic positions are being requested at this time so that, upon Regental approval, appointments can be made for the Fall Semester, 1982. It is also the donor's wish to initiate private support of academic positions at U. T. Tyler as soon as possible.

10. U. T. Health Science Center - Dallas: Harry S. Moss Clinical Science Building, 9th Floor Addition (Project No. 303-504) - Recommended Construction Contract Award to MacDougall & Pierce Construction, Inc., Richardson, Texas (13-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Sprague and the Office of the Chancellor that the Board:

- a. Award a construction contract for the 9th Floor Addition to the Harry S. Moss Clinical Science Building to the lowest responsible bidder, MacDougall & Pierce Construction, Inc., Richardson, Texas, as follows:

Base Bid	\$2,395,000
Alternate Bid No. 2 Polyurethane Roofing	25,000
Total Recommended Award	\$2,420,000

- b. Authorize a total project cost of \$2,800,000 to cover the recommended construction contract award, fees, equipment and related expenses.

It is further recommended that Chancellor Walker be authorized to execute the contract.

BACKGROUND INFORMATION

In accordance with authorization of the U. T. Board of Regents on April 8, 1982, bids were called for and were received, opened and tabulated on May 11, 1982, as shown on Page Ex. C - 31 for the 9th Floor Addition to the Harry S. Moss Clinical Science Building. A contract award to MacDougall & Pierce Construction, Inc., for the Base Bid and Alternate No. 2 can be made within the previously authorized total project cost of \$2,800,000.

The recommended total project cost is composed of the following cost elements:

Construction Cost	\$2,420,000
Institutional Procurement Furniture, Furnishings & Equipment	100,000
Future Work, Air Balancing	20,000
Fees and Administrative Expenses	197,200
Project Contingency	47,800
Miscellaneous Expenses	<u>15,000</u>
Total Project Cost	\$2,800,000

The project was approved by the Coordinating Board, Texas College and University System at their meeting of January 27 - 28, 1982.

Previously appropriated funds for this project are as follows:

Institutional Unexpended Plant Funds	\$2,770,000
Permanent University Fund Bond Proceeds	<u>30,000</u>
Total Appropriated	\$2,800,000

HARRY S. MOSS CLINICAL SCIENCE BUILDING
NINTH FLOOR ADDITION (PROJECT NO. 303-504)
THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS
 Bids Received May 11, 1982, at 2:00 p.m., C.D.S.T. at the
U. T. HEALTH SCIENCE CENTER - DALLAS

<u>Bidder</u>	<u>Bid Bond</u>	<u>Base Bid</u>	<u>Alternate No. 1 Shelled Lab Space</u>	<u>Alternate No. 2 Polyurethane Roofing</u>
MacDougall & Pierce Construction, Inc., Richardson, Texas	5%	\$2,395,000	- \$ 73,600	+ \$25,000
LaRoe Construction Company, Inc., Terrell, Texas	5%	2,414,000	- 80,000	+ 22,000
Sun Country Construction Company, Dallas, Texas	5%	2,417,000	- 81,000	+ 21,000
L. G. Lefler, Inc. dba DEFCO, Dallas, Texas	5%	2,530,000	- 82,000	- 16,000
J. N. Kent Construction Co., Inc., Dallas, Texas	5%	2,549,700	- 44,000	+ 29,000
C. & L. Stone, Builders, Inc., Cedar Hill, Texas	5%	2,625,900	- 85,755	+ 15,700
Arvol D. Hays Construction Company, Dallas, Texas	5%	2,780,000	- 103,000	+ 7,000
Lee-Emmert, A Corporation, Richardson, Texas	5%	2,763,029	- 81,362	+ 30,574
W. B. Kibler Construction Co., Inc., Dallas, Texas	5%	2,919,000	- 80,000	+ 15,000

11. U.T. Galveston Medical Branch: George and Magnolia Willis Sealy Conference Center - Roof Repair - Recommended Construction Contract Award to E. A. Young Company, Tyler, Texas; Request for Authorization for the Chancellor to Sign Contract and Additional Appropriation Therefor (16-B&G-82). --

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Levin and the Office of the Chancellor that the Board:

- a. Award a construction contract for a new roof and related repairs for the George and Magnolia Willis Sealy Conference Center to the lowest responsible bidder, E. A. Young Company, Tyler, Texas, in the amount of \$523,000 for the base bid and construction contingency
- b. Authorize a total project cost of \$573,000 to cover the recommended construction contract award, fees and related project expenses
- c. Authorize Chancellor Walker to execute the contract
- d. Appropriate additional funds in the amount of \$323,000 from Medical Branch Unexpended Plant Funds Project Allocation to provide for total funding of the project. Previous appropriations of \$250,000 were as follows:

\$ 40,000	Gift Funds from Sealy Family
\$100,000	Funds Donated by The Sealy and Smith Foundation
\$110,000	Permanent University Fund Bond Proceeds

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents on December 11, 1981, final plans and specifications for the Sealy Conference Center Roof Repair were prepared under the direction of the U.T. Galveston Medical Branch Department of Physical Plant in consultation with the Office of Facilities Planning and Construction. Bids were called for and were received, opened and tabulated on May 27, 1982, by the Galveston Medical Branch Administration as shown below:

<u>Bidder</u>	<u>Total Bid</u>	<u>Alternate No. 1 (Reuse Old Roof Tile)</u>	<u>Bid Security</u>
E. A. Young Company, Tyler, Texas	\$523,000	No Bid	Certified Checks
Western Waterproofing Co., Inc., Houston, Texas	584,472	No Bid	5%
Cram Construction, Inc., Houston, Texas	690,716	\$690,000	5%
John Gray Company, Inc., Galveston, Texas	695,000	No Bid	5%

In December 1981, the Board appropriated \$250,000 for necessary roof repairs based on sketchy initial cost estimates. However, the four bids received are a realistic test in the market and validate the true cost of the roof installation and related repairs. To avoid further serious damage to the structure, the U.T. Galveston Medical Branch proposes to appropriate additional funds and proceed with the award.

The recommended total project cost is composed of the following cost elements:

Construction Contract	\$523,000
Fees and Administrative Expenses	41,840
Miscellaneous Expenses	3,160
Project Contingency	<u>5,000</u>
Total Project Cost	\$573,000

12. U. T. Health Science Center - San Antonio: Library Building (Project No. 402-433):
Recommended Award of Contracts for Furniture and Furnishings to Rockford Business Interiors, Austin, Texas; Abel Contract Furniture & Equipment Co., Inc., Austin, Texas; Clegg/Austin, A Division of Marshall Clegg Assoc., Austin, Texas; Fraser Furniture Co., Inc., Jamestown, New York; Aetnastak Division Art Metal U.S.A., Inc., Newark, New Jersey; Carpet Services, Inc., San Antonio, Texas; E.G. Jenkins Co., Dallas, Texas (12-B&G-82).--

RECOMMENDATION

The Executive Committee concurs in the recommendation of President Harrison and the Office of the Chancellor that the Board award contracts for furniture and furnishings for the Library Building at The University of Texas Health Science Center at San Antonio to the lowest responsible bidders as follows:

Rockford Business Interiors,
Austin, Texas

Base Proposal "A" (Gen. Office Furniture)	\$61,211.84
Add Alt. "A-1" (Add'l. Gen. Ofc. Furn.)	6,549.87
Add Alt. "A-2" (Add'l. Gen. Ofc. Furn.)	<u>11,245.46</u>
Total Contract Award to Rockford Business Interiors	\$79,007.17

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

Base Proposal "B" (Library Furniture)	\$160,973.00
Add Alt. "B-1" (Add'l. Library Furn.)	38,914.99
Add Alt. "B-2" (Add'l. Library Furn.)	2,809.11
Add Alt. "B-3" (Add'l. Library Furn.)	2,251.67
Alt. "H-1" in lieu of Base Proposal "H" (Bay Window Seating)	<u>47,592.00</u>

Total Contract Award to
Abel Contract Furniture & Equipment Co. \$252,540.77

Clegg/Austin, A Division of
Marshall Clegg Associates,
Austin, Texas

Base Proposal "C" (Informal Reading Furniture)	\$98,110.94
Add Alt. "C-1" (Add'l. Informal Reading Furn.)	16,940.46
Base Proposal "F" (Ofc. Landscape Furniture)	73,156.73
Add Alt. "F-1" (Add'l. Ofc. Landscape Furn.)	4,451.51
Add Alt. "F-2" (Add'l. Ofc. Landscape Furn.)	5,985.26
Base Proposal "I" (Stacking Chairs)	<u>4,254.31</u>

Total Contract Award to Clegg/Austin \$202,899.21

Fraser Furniture Co., Inc.
Jamestown, New York

Base Proposal "D" (Audio-Visual Furniture)	\$21,780.00
Base Proposal "E" (Video Carrels)	<u>9,300.00</u>

Total Contract Award to
Fraser Furniture Co., Inc. \$ 31,080.00

Aetnastak Division Art Metal
U.S.A, Inc., Newark, N.J.

Base Proposal "G" (Bookstacks)	\$65,197.00
Add Alt. "G-1" (Add'l. Bookstacks)	23,988.00
Add Alt. "G-2" (Add'l. Bookstacks)	<u>17,848.00</u>

Total Contract Award to Aetnastak Division Art Metal U.S.A, Inc.	\$107,033.00
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Carpet Services, Inc.
San Antonio, Texas

Base Proposal "J" (Carpet)	\$142,367.00
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E.G. Jenkins Company
Dallas, Texas

Base Proposal "K" (Window Treatment)	<u>4,660.00</u>
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GRAND TOTAL RECOMMENDED CONTRACT AWARDS \$819,587.15

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents on December 12, 1980, bids were called for and were received, opened and tabulated on May 4, 1982, as shown on Pages Ex. C 36 - 59, for Building Expansion - Library Building, U. T. Health Science Center - San Antonio. Funds for the contract awards are available in the Furnishings & Equipment Account.

With reference to Alternate Proposal "H-1" for Bay Window Seating, the design, construction, and functional aspects of Alternate "H-1" are satisfactory in comparison to the more expensive seating selection contained in Base Proposal "H", not accepted.

In regard to Base Proposal "J" (Carpet), this preferred proposal calls for the use of modular carpet tiles in areas where Audio-Visual, Video Carrels, and Office Landscape Furniture will require flat wire systems under the carpet tiles, allowing greater flexibility for rearrangement than the broadloom carpet which was included in Alt. Proposal "J-1" (Carpet).

In regard to Base Proposal "K" (Window Treatment), the low bids submitted by both Arlington Blinds, Ltd., Arlington, Texas, and English Installations, Melissa, Texas, were incomplete proposals and were not responsible bids. The low, responsible bid submitted by E.G. Jenkins for \$4,660.00 was below estimated cost of \$5,815.00. It is believed that rebidding this proposal would not provide improved results and that the award should be made to E.G. Jenkins Company.

FURNITURE AND FURNISHINGS FOR BUILDING EXPANSION - LIBRARY BUILDING
U. T. HEALTH SCIENCE CENTER - SAN ANTONIO, SAN ANTONIO, TEXAS
 Bids Received at 2:00 p.m., Central Daylight Saving Time, May 4, 1982, at the
 Office of Facilities Planning and Construction, The University of Texas System, Austin, Texas

Bidder	Bid Bond	Base Proposal "A" (General Office Furniture)	Bidder	Add Alt. "A-1" (Add'l. Gen. Ofc. Furn.)
Rockford Business Interiors, Austin, Texas	5%	\$61,211.84	Rockford Business Interiors, Austin, Texas	\$6,549.87
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	5%	76,387.95	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	8,212.61
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	5%	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Andrew Wilson Company, Lawrence, MA	5%	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Arlington Blinds, Ltd., Arlington, Texas	C.C. \$55.00	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Business Products & Services, Inc., El Paso, Texas	5%	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	5%	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Clegg/Austin - A Division of Marshall Clegg Associates, Austin, Texas	5%	No Bid	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid

Corporate Environments Unlimited, Inc., Austin, Texas	4 Bank Cks. in the amt. of \$19,489.80	No Bid	Corporate Environments, Unlimited, Inc., Austin, Texas	No Bid
Dismukes Blinds & Drapery Co., Austin, Texas	C.C. \$389.55	No Bid	Dismukes Blinds & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Security	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid
English Installations Melissa, Texas	No Security	No Bid	English Installations, Melissa, Texas	No Bid
E.G. Jenkins Co., Dallas, Texas	C.C. \$233.00	No Bid	E.G. Jenkins Co., Dallas, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	C.C. \$1,554.00	No Bid	Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	5%	No Bid	San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	C.C. \$4,159.70	No Bid	The Office Company, Austin, Texas	No Bid

Bidder	Add Alt. "A-2" (Add'l. Gen. Office Furn.)	Bidder	Base Proposal "B" (Library Furniture)
Rockford Business Interiors, Austin, Texas	\$11,245.46	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$160,973.00
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	15,957.26	Rockford Business Interiors, Austin, Texas	167,418.71
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	185,436.45
Andrew Wilson Company, Lawrence, MA	No Bid	Corporate Environments Unlimited, Inc., Austin, Texas	191,943.87
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	224,003.22
Business Products & Services, Inc., El Paso, Texas	No Bid	Aetnastak Division, Art Metal, - U.S.A., Inc., Newark, New Jersey	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Dismukes Blind & Drapery Company, Austin, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid

DuBose Carpets & Floors San Antonio, Texas	No Bid
English Installations, Melissa, Texas	No Bid
E.G. Jenkins Co., Dallas, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	No Bid

DuBose Carpets & Floors, San Antonio, Texas	No Bid
English Installations, Dallas, Texas	No Bid
E.G. Jenkins Co., Dallas, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	No Bid

Bidder	Add Alt. "B-1" (Add'l. Library Furniture)	Bidder	Add. Alt. "B-2" (Add'l. Library Furniture)
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$38,914.99	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$2,809.11
Corporate Environments Unlimited, Austin, Texas	39,387.06	Rockford Business Interiors, Austin, Texas	2,937.79
Rockford Business Interiors, Austin, Texas	39,922.06	Corporate Environments Unlimited, Inc., Austin, Texas	3,242.98
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	43,100.13	Business Products & Services, Inc., El Paso, Texas	3,844.24
Business Products & Services, Inc., El Paso, Texas	50,632.92	Clegg/Austin, A Division of Marshall Clegg Associates Austin, Texas	7,236.61
Aetnastak - Division of Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Dismukes Blind & Drapery, Austin, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid

English Installations, Melissa, Texas	No Bid
E.G. Jenkins Co., Dallas, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	No Bid

English Installations, Melissa, Texas	No Bid
E.G. Jenkins Company, Dallas, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	No Bid

Bidder	Add. Alt. "B-3" (Add'l. Library Furniture)	Bidder	Base Proposal "C" (Informal Reading Furniture)
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$2,251.67	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	\$ 98,110.94
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	2,398.57	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	104,104.00
Rockford Business Interiors, Austin, Texas	2,398.87	Rockford Business Interiors, Austin, Texas	115,355.70
Corporate Environments Unlimited, Inc., Austin, Texas	2,499.31	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Business Products & Services, Inc., El Paso, Texas	2,944.61	Andrew Wilson Company, Lawrence, MA	No Bid
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Corporate Environments Unlimited, Inc., Austin, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid

English Installations,
Melissa, Texas

No Bid

E. G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N. Y.

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

E. G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N. Y.

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

Bidder	Add Alt. "C-1" (Add'l. Inform. Reading Furn.)	Bidder	Base Proposal "D" (Audio-Visual Furniture)
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$14,057.32	Fraser Furniture Co., Inc., Jamestown, N.Y.	\$21,780.00
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	16,940.46	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	25,634.00
Rockford Business Interiors, Austin, Texas	18,633.68	Rockford Business Interiors, Austin, Texas	25,882.05
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Clegg/Austin, A Division of Marshall Clegg Assoc., Austin, Texas	31,001.63
Andrew Wilson Company, Lawrence, MA	No Bid	Corporate Environments, Unlimited, Austin, Texas	31,879.17
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Dismukes Blinds & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid

English Installations,
Melissa, Texas

No Bid

E.G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

E.G. Jenkins, Co.,
Dallas, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

Aetnastak Division, Art Metal
- U.S.A., Inc., Newark, N. J.

No Bid

EX. C - 46

Bidder	Base Proposal "E" (Video Carrels)	Bidder	Base Proposal "F" (Ofc. Landscape Furniture)
Fraser Furniture Co., Inc., Jamestown, N.Y.	\$ 9,300.00	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	\$73,156.73
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	10,562.00	The Office Company, Austin, Texas	80,269.87
Rockford Business Interiors, Austin, Texas	10,664.90	Business Products & Services, Inc., El Paso, Texas	87,469.62
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	19,958.06	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	20,519.86	Aetnastak Division, Art Metal - U.S.A., Assoc., Newark, New Jersey	No Bid
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid	Corporate Environments Unlimited, Inc., Austin, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid		

English Installations,
Melissa, Texas

No Bid

E.G. Jenkins, Co.,
Dallas, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

E.G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

Bidder	Add Alt. "F-1" (Add'l. Ofc. Landscape Furn.)	Bidder	Add Alt. "F-2" (Add'l. Ofc. Landscape Furn.)
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	\$4,451.51	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	\$5,985.26
The Office Company, Austin, Texas	4,460.41	The Office Company, Austin, Texas	6,647.59
Business Products & Services, Inc., El Paso, Texas	5,016.56	Business Products & Services, Inc., El Paso, Texas	7,474.12
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Corporate Environments Unlimited Inc., Austin, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Dismukes Blinds & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid		

English Installations,
Melissa, Texas

No Bid

DuBose Carpets & Floors,
San Antonio, Texas

No Bid

E.G. Jenkins, Inc.,
Dallas, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

E.G. Jenkins Co.,
Dallas, Texas

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

Bidder	Base Proposal "G" (Bookstacks)	Bidder	Add Alt. "G-1" (Additional Bookstacks)
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	\$65,197.00	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, N.J.	\$23,988.00
Andrew Wilson Company, Lawrence, MA	66,873.00	Andrew Wilson Company, Lawrence, MA	28,920.00
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid	Clegg/Austin, A Division of Clegg Associates, Austin, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Corporate Environments Unlimited, Inc., Austin, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid
English Installations, Melissa, Texas	No Bid	English Installations, Melissa, Texas	No Bid

E.G. Jenkins, Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

E.G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

Bidder	Add Alt. "G-2" (Additional Bookstacks)	Bidder	Base Proposal "H" (Bay Window Seating)
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	\$17,848.00	Corporate Environments Unlimited, Inc., Austin, Texas	\$100,323.32
Andrew Wilson Company, Lawrence, MA	19,358.00	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	102,858.79
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	Rockford Business Interiors, Austin, Texas	103,152.00
Arlington Blind & Drapery Co., Arlington, Texas	No Bid	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	107,978.00
Business Products & Services, Inc., El Paso, Texas	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid	Arlington Blind & Drapery Co., Arlington, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
English Installations, Melissa, Texas	No Bid	DuBose Carpets & Floors, San Antonio, Texas	No Bid

E.G. Jenkins Co., Dallas, Texas	No Bid	English Installations, Melissa, Texas	No Bid
Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid	E.G. Jenkins, Co., Dallas, Texas	No Bid
Rockford Business Interiors, Austin, Texas	No Bid	Fraser Furniture Co., Inc., Jamestown, N.Y.	No Bid
San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid	San Antonio Floor Finishers, Inc., San Antonio, Texas	No Bid
The Office Company, Austin, Texas	No Bid	The Office Company, Austin, Texas	No Bid

Bidder	Alt. "H-1" in lieu of Base "H" (Bay Window Seating)	Bidder	Base Proposal "I" (Stacking Chairs)
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	\$47,592.00	Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	\$4,254.31
Rockford Business Interiors, Austin, Texas	65,371.82	The Office Company, Austin, Texas	4,924.30
Aetnastak Division, Art Metal - U.S.A. Inc., Newark, New Jersey	No Bid	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, N.J.	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid	Carpet Services, Inc., San Antonio, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid	Corporate Environments Unlimited, Inc., Austin, Texas	No Bid
Dismukes Blind & Drapery Co., Austin, Texas	No Bid	Dismukes Blind & Drapery Co., Austin, Texas	No Bid
DuBose Carpets & Floors, San Antonio, Texas	No Bid	DuBose Floors & Carpets, San Antonio, Texas	No Bid

English Installations,
Melissa, Texas

No Bid

E.G. Jenkins, Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N.Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
No Bid

No Bid

E.G. Jenkins Co.,
Dallas, Texas

No Bid

Bidder	Base Proposal "J" (Carpet)	Bidder	Alt. "J-1" in lieu of Base "J" (Carpet)
Carpet Services, Inc., San Antonio, Texas	\$142,367.00	Carpet Services, Inc., San Antonio, Texas	\$135,268.00
DuBose Carpets & Floors, San Antonio, Texas	149,433.05	DuBose Carpets & Floors, San Antonio, Texas	141,763.60
San Antonio Floor Finishers, Inc., San Antonio, Texas	152,430.00	San Antonio Floor Finishers, Inc., San Antonio, Texas	143,120.00
Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid	Abel Contract Furniture & Equipment Co., Inc., Austin, Texas	No Bid
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid	Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid	Andrew Wilson Company, Lawrence, MA	No Bid
Arlington Blinds, Ltd., Arlington, Texas	No Bid	Arlington Blinds, Ltd., Arlington, Texas	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid	Business Products & Services, Inc., El Paso, Texas	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid	Clegg/Austin, A Division of Marshall Clegg Assoc., Austin, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid		

Dismukes Blind & Drapery Co.,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

E. G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N. Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

Dismukes Blind & Drapery Co.,
Austin, Texas

No Bid

English Installations,
Melissa, Texas

No Bid

E. G. Jenkins Co.,
Dallas, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N. Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

Corporate Environments
Unlimited, Inc., Austin, TX

No Bid

EX. C - 58

Bidder	Base Proposal "K" (Window Treatment)
Arlington Blinds, Ltd., Arlington, Texas	\$1,065.32
English Installations, Melissa, Texas	1,414.88
E. G. Jenkins Co., Dallas, Texas	4,660.00
Dismukes Blind & Drapery Co., Austin, Texas	7,791.00
Aetnastak Division, Art Metal - U.S.A., Inc., Newark, New Jersey	No Bid
Andrew Wilson Company, Lawrence, MA	No Bid
Business Products & Services, Inc., El Paso, Texas	No Bid
Carpet Services, Inc., San Antonio, Texas	No Bid
Clegg/Austin, A Division of Marshall Clegg Associates, Austin, Texas	No Bid
Corporate Environments Unlimited, Inc., Austin, Texas	No Bid

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

No Bid

DuBose Carpets & Floors,
San Antonio, Texas

No Bid

Fraser Furniture Co., Inc.,
Jamestown, N. Y.

No Bid

Rockford Business Interiors,
Austin, Texas

No Bid

San Antonio Floor Finishers, Inc.,
San Antonio, Texas

No Bid

The Office Company,
Austin, Texas

No Bid

**Finance and
Audit Committee**

FINANCE AND AUDIT COMMITTEE
Committee Chairman Rhodes

Committee Meeting

Date: August 12, 1982

Time: 1:00 p.m.

Place: Room 1.208, San Antonio Nursing School Building

Report and Recommendations to the Board of Regents

Date: August 13, 1982

Time: Following Report of the Executive Committee

Place: Room 1.208, San Antonio Nursing School Building

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1. U.T. System: Docket No. 5 of the Office of the Chancellor
2. U.T. System: Policy Statement Regarding Temporary Housing Allowances for Newly Recruited Faculty Members

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- A. For Approval, Disapproval or Amendment of Recommendation
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See Page B&G 8, Item 5.
 2. U.T. Austin: Facilities for Petroleum Extension Service (PETEX) on Campus of U.T. Permian Basin
See Page B&G 10, Item 6.
 3. U.T. Austin: Little Campus Buildings
See Page B&G 12, Item 8.
 4. U.T. Austin: Balcones Research Center - Central Chilling Station
See Page B&G 13, Item 9.
 5. U.T. Austin: Balcones Research Center - Bureau of Economic Geology Repository and Minerals Studies Laboratory Building
See Page B&G 14, Item 10.

6. U.T. El Paso: Renovation and Addition to Administration Annex
See Page B&G 17 , Item 13 .
 7. U.T. Cancer Center: Additional Outpatient Clinic Facilities
See Page B&G 19 , Item 15 .
 8. U.T. Cancer Center: (U.T. Science Park) - Research Division at Smithville - Laboratory Support Facility
See Page B&G 21 , Item 17 .
- B. For Information Only

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION

4

Report on Internal Audits and System Audits

PART I: AGENDA ITEMS FOR ACTION

1. U.T. System: Docket No. 5 of the Office of the Chancellor. --

RECOMMENDATION

It is recommended that Docket No. 5 of the Office of the Chancellor be approved.

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

2. U. T. System: Policy Statement Regarding Temporary Housing Allowances for Newly Recruited Faculty Members. --

RECOMMENDATION

During the report of the Land and Investment Committee at the last meeting of the Board there was agreement on the policy set forth below with regard to temporary housing allowances for newly recruited faculty members. Since that matter was not on the official agenda for that meeting, the policy must be formally ratified at this time.

Policy Statement

Within the limits of available unrestricted funds at the respective component institutions of The University of Texas System, each component president, in his discretion, is authorized to provide temporary housing allowances to newly recruited faculty members within the following limits:

- a. Amount: Up to a maximum of \$9,000 per year, the annual allowance would be in an amount equal to the difference between the recipient's actual annual interest-mortgage payment and the amount of interest required to service an 11% mortgage.
- b. Term: The allowance may be granted for an initial term of three years and may be continued thereafter at the discretion of the president for an additional three years. Whenever a reduction in the national mortgage rate to 11% or less, as evidenced by the Federal Home Loan Bank Board's published average rate occurs, the temporary housing allowance shall be terminated.

The Office of the Chancellor is authorized to issue such additional policy guidelines as may be required for equitable administration of the program.

PART II: CONSIDERATION OF ITEMS ASSIGNED TO OTHER COMMITTEES

A. For Approval, Disapproval or Amendment of Recommendation

1. U.T. Arlington: Engineering Building Addition and Renovation
See Page B&G 8 , Item 5 .
2. U.T. Austin: Facilities for Petroleum Extension Service (PETEX) on Campus of U.T. Permian Basin
See Page B&G 10 , Item 6 .
3. U.T. Austin: Little Campus Buildings
See Page B&G 12 , Item 8 .
4. U.T. Austin: Balcones Research Center - Central Chilling Station
See Page B&G 13 , Item 9 .
5. U.T. Austin: Balcones Research Center - Bureau of Economic Geology Repository and Minerals Studies Laboratory Building
See Page B&G 14 , Item 10 .
6. U.T. El Paso: Renovation and Addition to Administration Annex
See Page B&G 17 , Item 13 .
7. U.T. Cancer Center: Additional Outpatient Clinic Facilities
See Page B&G 19 , Item 15 .
8. U.T. Cancer Center: (U.T. Science Park) - Research Division at Smithville - Laboratory Support Facility
See Page B&G 21 , Item 17 .

B. For Information Only

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION

Report on Internal Audits and System Audits

**Academic
Affairs Com.**

ACADEMIC AFFAIRS COMMITTEE
Committee Chairman (Mrs.) Blumberg

Committee Meeting

Date: August 12, 1982
Time: Upon adjournment of the meeting of the
Finance and Audit Committee
Place: Room 1.208, San Antonio Nursing School
Building

Report and Recommendations to the Board of Regents

Date: August 13, 1982
Time: Following Report of the Finance and
Audit Committee
Place: Room 1.208, San Antonio Nursing School
Building

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B. For Information Only

U.T. San Antonio: Recommendation for the Sale of Land
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2. Report On Coordinating Board Approval of Degree Programs
and Administrative Changes

PART I: AGENDA ITEMS FOR ACTION

1. U.T. Arlington: Recommendation to Continue the Academic Enhancement Program (AEP).--

RECOMMENDATION

The Office of the Chancellor concurs in the recommendation of President Nedderman that the Academic Enhancement Program at U.T. Arlington be continued for 1982-83. This program was approved by the U.T. Board of Regents on April 10, 1981 on a trial basis with the stipulation that a report on the program be made to the U.T. Board of Regents for information and further action related to continuance of the program.

BACKGROUND INFORMATION

The Academic Enhancement Program (AEP) has been designed to permit potential freshmen students who meet all admission requirements with the exception of an acceptable admission test score the opportunity to enroll in the Fall Semester and demonstrate their ability to do university-level work. Candidates for the AEP are required to submit an application, high school transcript, admissions test score, recommendation from a high school counselor, and a written statement of personal goals. A committee of university representatives makes the final admissions decisions. Specific AEP requirements include the following:

- a. A student entering under the program takes a minimum of 12 semester hours including 3 hours of English, 3 hours of math, and ED 1131, a one-hour course which assists students in college adjustment. The maximum number of hours may not exceed 15.
- b. The student is required to attend an AEP orientation program on campus prior to registration. The purpose of orientation is to advise the student on general university courses, course loads, course scheduling, and registration. In addition, each AEP student is required to participate in counseling and learning assistance programs on campus.
- c. Students in this program are required to pass 9 semester hours and earn a 2.00 (C) grade point average in order to be eligible for subsequent admission as a regular university student. If a student acquires a 1.50 average or better during the first semester, he/she is given one additional semester to raise his/her average to a 2.00 (C).
- d. The AEP student enters as, and remains, an undeclared major for his/her first 30 semester hours of credit at U.T. Arlington.

Twenty-three students enrolled in the Academic Enhancement Program for the Fall of 1981, and 12 of these students successfully completed AEP requirements at the end of the Spring Semester. Institutional administrators believe this program warrants continuance for an additional year.

2. U.T. Arlington: Proposed Memorandum of Affiliation Between The University of Texas at Arlington and the Veterans Administration Medical Center, Dallas, Texas.--

RECOMMENDATION

The Office of the Chancellor concurs with President Nedderman's recommendation that approval be given to the Memorandum of Affiliation set out on Pages AAC 7-8, by and between The University of Texas at Arlington and the Veterans Administration Medical Center, Dallas, Texas. This agreement was executed by the appropriate officials to be effective upon approval by the U.T. Board of Regents.

BACKGROUND INFORMATION

The Veterans Administration will not accept the standard affiliation agreement used by the U.T. System. This Memorandum of Affiliation, which is similar to recently approved agreements with Veterans Administration facilities, represents the most agreeable compromise reached by both parties to allow training opportunities for students in U.T. Arlington's Graduate School of Social Work.

MEMORANDUM OF AFFILIATION

BETWEEN

THE UNIVERSITY OF TEXAS AT ARLINGTON
SCHOOL OF SOCIAL WORK
ARLINGTON, TEXAS

AND

VETERANS ADMINISTRATION MEDICAL CENTER, DALLAS, TEXAS

It is mutually agreed by The University of Texas at Arlington, a component institution of The University of Texas System, and the Veterans Administration Medical Center, Dallas, Texas, that educational experiences for students in the Graduate School of Social Work, The University of Texas at Arlington, will be provided at the Veterans Administration Medical Center.

The faculty of The University of Texas at Arlington School of Social Work will assume responsibility, in coordination with the Veterans Administration staff, for the assignment of students. There will be coordinated planning by the Medical Center and the faculty members. While in the Veterans Administration Medical Center, students will be subject to Veterans Administration rules and regulations.

The Veterans Administration Medical Center will retain full responsibility for the care of patients and will maintain administrative and professional supervision of students insofar as their presence affects the operation of the Medical Center and/or the direct and indirect care of patients.

Students will receive an orientation to the Medical Center. Faculty members and Medical Center staff supervisors will evaluate the students' performance in mutual consultation and according to the guidelines outlined in the approved curriculum.

The University of Texas at Arlington, School of Social Work complies with title VI of the Civil Rights Act of 1964, title IX of the Education Amendments of 1972 and section 504 of the Rehabilitation Act of 1973, and related regulations, and assures that it does not and will not discriminate against any person on the basis of race, color, sex, creed, national origin, age or handicap under any program or activity receiving Federal financial assistance from the Veterans Administration.

Nothing in the agreement is intended to be contrary to State or Federal laws. In the event of conflict between terms of this agreement and any applicable State or Federal law, that State or Federal law will supersede the terms of this agreement. In the event of conflict between State and Federal laws, Federal laws will govern.

Continuation of Memorandum of Affiliation between The University of Texas at Arlington and the Veterans' Administration Medical Center, Dallas, Texas.

A periodic review of program and policies will be conducted under the auspices of the Office of Academic Affairs.

This Memorandum of Affiliation may be terminated by either party on notice to the other thirty days in advance of the next training experience.

UNIVERSITY:

Date Signed: 6-15-82

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

FACILITY:

Date Signed: 6-3-82

C. Wayne Hawkins
C. WAYNE HAWKINS
Medical Center Director

FORM APPROVED:

John Barron
General Counsel
The University of Texas System

CONTENT APPROVED:

Boyer Jordan
Executive Vice-Chancellor for Academic Affairs
The University of Texas System

Ed C. Bell
Chancellor
The University of Texas System

ATTEST:

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary, Board of Regents
The University of Texas System

Chairman, Board of Regents
The University of Texas System

3. U.T. Austin: Recommended Approval of Amendments to the Constitution of The University of Texas at Austin Students' Association.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that approval be given to the amendments to The University of Texas at Austin Students' Association Constitution as adopted by the students and modified by the Dean of Students, Vice President for Student Affairs, and President. The Office of the Chancellor further concurs with President Flawn's recommendation that after approval by the Board of Regents, the constitutional amendments be returned to the U.T. Austin student body for ratification. The proposed amendments are set out on pages AAC-11-19. The U.T. Austin Administration's recommended changes to the constitution as adopted by student vote are set out therein in congressional style. An analysis of the proposed amendments to the constitution by the U.T. Austin Dean of Students Office is included on pages AAC-20-41.

BACKGROUND INFORMATION

In 1978, the U.T. Austin student body voted to repeal Articles II through V of the then existing constitution of the Students' Association, thereby eliminating the governing structure of the Association. This effectively eliminated student government on the campus. The 1978 vote did not affect the Preamble, Article I, and Articles VI through IX. Approval of the proposed amendments and ratification by the student body will reinstitute the governing structure of The University of Texas at Austin Students' Association, i.e., it will provide the basis for a new student government on the campus.

Efforts began in 1979 to restore student government. This process, involving students and the Dean of Students Office, culminated with the approval on March 10, 1982, of amendments to Articles II through V and the addition of Articles X and XI. Recommended deletions and additions by the U.T. Austin Administration to the amendments as approved by the student body are set out in congressional style. The changes proposed by President Flawn in Articles VI through IX conform these constitutional provisions, which were not affected by the 1978 vote, to the new provisions approved in the March 1982 vote.

"Article XI: Ratification" was added to the preexisting constitution by vote of the student body in the March 1982 election. It is clearly designed to insure that substantive changes made to constitutional amendments at the institutional or regental level be returned to the student body for ratification. It provides that the question of whether or not a change is substantive is to be made by a committee of the law faculty. This process is at least an implied modification of or exception to the amendment process described in Section 5.1, Chapter VI, Part One, Regents' Rules and Regulations, which provides that the Board may amend or repeal any portion of the constitution and laws of a students' association when, in the judgment of the Board, the interests of the particular institution shall require it. The proposed Article XI would provide that the students' association would, in many cases, exercise ratification authority over actions

of the Board, instead of the other way around. This could result in a very cumbersome, halting and confrontational process. Thus, it is recommended that the rejection of Article XI be coupled with sending the altered amendments back to the student body for a ratification vote. The ratification vote will insure that the new student government structure has the necessary credibility to function in a meaningful way and will have the effect of reinstating a student government on the campus.

The "Rider" which follows the amendments was on the March 10, 1982, ballot with the constitutional amendments. It is not a part of the constitution and is not submitted for Board approval.

PROPOSED STUDENTS' ASSOCIATION CONSTITUTION AMENDMENTS

Approved by Student Vote:

March 10, 1982

PREAMBLE

We, the students of The University of Texas at Austin, in order to provide an official and representative student organization to receive student questions and suggestions; investigate student problems and take appropriate action; provide the official voice through which student opinion may be expressed; encourage the development of responsible student participation in the overall policy and decision making processes of the University community; foster an awareness of the student's role in the academic community; enhance the quality and scope of education at The University of Texas at Austin; provide means for responsible and effective participation in the organization of student affairs; do establish this Constitution for the Students' Association of The University of Texas at Austin.

ARTICLE I: MEMBERSHIP

- 1.1 This organization of students of The University of Texas at Austin shall be known as the Students' Association of The University of Texas at Austin, which shall be herein referred to as the Students' Association.
- 1.2 Membership in the Students' Association shall consist of all students of the University of Texas at Austin, so defined by the Office of the Registrar of The University of Texas at Austin.

ARTICLE II: ORGANIZATION & FUNDING

- 2.1 The governing structure of the Students' Association shall consist of three branches: the Legislative Branch, the Executive Branch, and the Judicial Branch.
- 2.2 No person shall be a member of the Judicial Branch while serving in the Legislative Branch or Executive Branch.
- 2.3 The Students' Association shall receive funding from the mandatory Student Services Fee.
Funding may also be generated through optional student fees in accordance with approval procedures for optional Student Services Fees.

Additional revenue may be generated as the Students' Association deems appropriate or necessary in accordance with established University policy.

ARTICLE III: THE LEGISLATIVE BRANCH

- 3.1 The Legislative Branch of the Students' Association shall be composed of the Student Senate.
- 3.2 Membership of the Student Senate:
 - 3.21 Undergraduate student candidates for the Student Senate must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of filing and while holding office, these candidates shall be

registered for at least twelve (12) semester hours, except for graduating students who shall be required to take only those courses needed for graduation, shall maintain at least a 2.5 overall grade point average, and shall not be on disciplinary ~~or scholastic~~ probation.

3.22 Graduate student candidates for the Student Senate must have completed nine (9) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of filing and while holding office, these candidates shall be registered for at least ~~six (6)~~ nine (9) hours in the Law or the graduate schools, except for graduating students who shall be required to take only those courses needed for graduation, and shall not be on disciplinary or scholastic probation.

~~[3.23--Special-student-candidates-for-the-Student-Senate-must-have-completed-twelve-(12)-semester-hours-in-residence-at-The-University-of-Texas-at-Austin-at-the-time-of-assuming-office.--At-the-time-of-filing-and-while-holding-office;--these-candidates-shall-be-registered-for-at-least-six-(6)-semester-hours-and-shall-not-be-on-disciplinary-or-scholastic-probation.]~~

3.3 The membership of the Student Senate shall be composed of the following:

3.31 One undergraduate ~~or special~~ student elected for each two thousand (2000) undergraduate ~~or special~~ students, or major fraction thereof, with a minimum of one student elected from each school or college, enrolled in the School of Architecture, College of Business Administration, College of Communication, College of Education, College of Engineering, College of Fine Arts, College of Liberal Arts, College of Natural Sciences, School of Nursing, College of Pharmacy, School of Social Work, and any subsequent undergraduate school or college, and one graduate student elected for each two thousand (2000) graduate students, or major fraction thereof, enrolled in the Graduate School and School of Law, with a minimum of one student elected from each of the following: Graduate School of Business, School of Library and Information Science, Lyndon B. Johnson School of Public Affairs, and any subsequent graduate school or college. These students shall be elected by the members of the Students' Association who are enrolled in the respective school or college which they represent, and shall serve for a term of one year. Students pursuing joint degrees may vote and run for the Student Senate under either school in which they seek to receive a degree, providing that such students may vote and run in only one school during a single academic year. Each student may cast one vote per candidate for up to the number of Senate seats available for the respective school or college. The candidate(s) receiving the highest number of votes for the seat(s) available shall be certified as Student Senators. The general election shall be held on the first Wednesday in March.*

*The initial election shall be held as soon as is feasible upon approval by the Board of Regents.

- 3.32 Twelve students elected at large by the members of the Students' Association. Eight students shall be elected for two-year terms, with four students elected each year. Four students shall be elected for one-year terms. Each student may cast one vote per candidate for up to four candidates in each type of term. The four candidates receiving the highest number of votes in each type of term shall be certified as Student Senators.**
- 3.33 The President of the Students' Association.
- 3.34 The Vice-President of the Students' Association.
- 3.35 Each Student Senator shall have one vote, and no proxy or absentee votes shall be allowed.
- 3.36 Student Senators who are absent from three (3) scheduled meetings of the Student Senate shall be automatically removed from office. Vacancies shall be filled under the terms of 3.4.
- 3.37 Removal from office may be reversed by a 2/3 vote of the Student Senators present at an official Student Senate meeting.
- 3.4 Vacancy
- 3.41 When a position provided for under 3.31, 3.32 or 3.34 becomes vacant during the regular term of office, a special election shall be called by the Students' Association President to fill that position unless the vacancy occurs within four weeks prior to the next general election.
- 3.5 Meetings
- 3.51 The Student Senate shall meet at least once every three weeks during a long session.
- 3.52 Meetings of the Student Senate shall be called by the Students' Association or by written request of 1/3 of the voting membership of the Student Senate.
- 3.53 All members of the Student Senate shall have the privilege of the floor upon consent of a majority of the Student Senators present.
- 3.54 A quorum shall consist of 2/3 of the Senators currently in office, and no formal action may be taken without a quorum present.
- 3.55 The President of the Students' Association shall preside over all meetings of the Student Senate.
- 3.56 The secretary of the Students' Association shall record the minutes of each meeting of the Student Senate and deliver promptly to the Dean of Students a copy of all such minutes, which shall be filed and available for public review.
- 3.6 Responsibilities:
The Student Senate shall be responsible for the free and independent expression of student opinion to the faculty, administration, Board of Regents, Legislature, and public of the State of Texas; for the coordination of student goals through the Texas Union Board of Directors, University Council, Student Services Fee Committee, Standing Committees of the General Faculty and Presidential Committees, Athletics Councils, and other University-wide committees, boards, and legislative bodies on which students are or become members; and for the prudent expenditure of Students' Association monies through the sponsorship of programs which meet student needs and promote student interests.
- 3.7 Duties and Obligations:
- 3.71 To enact all measures necessary and proper for the general welfare of the student body and the purposes of this constitution.

**In the initial election, four students shall be elected for a two-year term and eight students shall be elected for a one-year term. Each student may cast one vote per candidate for up to the number of seats available in each type of term. The candidates receiving the highest number of votes for the seats available shall be certified as Student Senators.

- 3.72 To appropriate all monies of the Students' Association provided that at no time shall a deficit exist in the Students' Association account.
- 3.73 To create any appointive office or committee deemed necessary. All Student Senators shall sit on at least one Student Senate committee.
- 3.74 To approve all appointments of the President of the Students' Association by a majority vote of the Student Senators present. If such approval is not made, the Senate shall continue to vote on new names submitted to it by the President until a majority vote of approval is made.
- 3.75 To elect seven Judicial Commissioners as specified in 5.3.
- 3.76 To establish its own rules of procedures. In the absence of such rules, the latest edition of Robert's Rules of Order shall prevail.
- 3.77 To enact rules and regulations for the orderly conduct of elections, except that no election law may be enacted within twenty (20) days prior to an election. A special election shall be held within two weeks of the occurrence of a vacancy or the call of a special election by the President or Senate.
- 3.78 To approve the allocation of all Students' Association monies by majority vote of the Student Senators present.
- 3.79 To enact by-laws of this constitution by a 2/3 vote of the total voting membership of the Student Senate.
- 3.8 Any student elected by the Student Senate or whose appointment [or naming] is approved by the Student Senate shall be subject to recall by a 2/3 vote of the Student Senators present. Replacement shall be made in the same manner as the original selection.
- 3.9 Any Student Senator may be appointed to any position referred to in 4.394, 4.395, 4.396, 4.397 or 4.398.
- 3.(10) The Student Senate may submit to the Student Services Fee Committee ~~Proposals~~ recommendations for the allocation of proceeds and amounts to be charged for all mandatory student services fees and all optional fees, which ~~Proposals~~ recommendations shall be duly considered by the Student Services Fee Committee.

ARTICLE IV: THE EXECUTIVE BRANCH

- 4.1 The Executive Officers of the Students' Association shall consist of a President and Vice-President who shall both be elected at large by the members of the Students' Association, and a Financial Director appointed by the President.
- 4.2 A candidate for President shall be a student of The University of Texas at Austin and shall have completed at least thirty-six (36) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of filing and while holding office, a candidate shall be enrolled as a full-time student (12 credit hours for undergraduate candidates and 9 credit hours for graduate and law candidates), shall maintain at least a 2.5 overall grade point average and must not be on disciplinary or scholastic probation.
- 4.3 The President shall:
 - 4.31 Serve for a period of one year.
 - 4.32 Faithfully execute all acts of the Student Senate.
 - 4.33 Perform any and all duties properly incumbent on the chief executive of the Students' Association.
 - 4.34 Make all appointments necessary and proper to the fulfillment of the responsibilities of the executive branch.

- 4.35 Serve on, or send his or her representative to, such committees, boards, and legislative bodies of which he or she is a member.
- 4.36 Have the power to call a special meeting of the Student Senate.
- 4.37 Serve as presiding officer of the Student Senate.
- 4.38 Serve as a member of the Texas Union Board of Directors.
- 4.39 Serve as a member of the University Council.
- 4.391 Serve as a member of the Student Services Fee Committee.
- 4.392 Serve as an ex-officio member without vote of the Texas Student Publications Board of Directors.
- 4.393 Represent the Students' Association at the Board of Regents' Meetings.
- 4.394 Appoint four members of the Texas Union Board of Directors for a term of two years each, subject to approval by a majority of the Student Senators present. Terms shall be staggered on a two-year basis, with two students appointed each year. In the instance of a vacancy, the President shall appoint a successor for the unexpired term.
- 4.395 Appoint three students to the Student Services Fee Committee for a term of one year each, subject to approval by a majority of the Student Senators present. In the instance of a vacancy, the President shall appoint a successor for the unexpired term.
- 4.396 Appoint two students to the University Council for a term of one year each, subject to approval by a majority of the Student Senators present. In the instance of a vacancy, the President shall appoint a successor for the unexpired term.
- 4.397 Name ~~[a]]~~ student members of the Standing Committees of the General Faculty and ~~[a]]~~ the Presidential Committees as provided in established University policy, subject to approval by a majority of the Student Senators present, for appointment by the University President.
- ~~[4.398-Name-all-student-members-of-all-University-wide-committees;-boards;-and-legislative-bodies-on-which-students-are-or-become-members;-providing-such-entities-are-in-existence-at-the-time-of-ratification-of-this-amendment;-subject-to-approval-by-a-majority-of-the-Student-Senators-present;--Appointment-shall-be-made-by-the-University-President;--Upon-approval-by-a-majority-of-the-Student-Senators-present;-the-President-shall-appoint-all-student-members-to-all-University-wide-committees;-boards;-and-legislative-bodies-not-in-existence-at-the-time-of-ratification-of-this-document;]~~
- 4.39~~9]~~⁸ Appoint a Special Adviser for Black Affairs, who shall be chosen by the registered black student organizations ~~[the-President-of-the-Black-Student-Alliance-or-his-or-her-designate]~~, and a Special Adviser for Hispanic Affairs, who shall be chosen by the registered Hispanic student organizations. The President shall establish other advisory positions as he or she sees fit. The Special Adviser for Black Affairs and the Special Adviser for Hispanic Affairs shall be able to propose special legislation directly to the floor of the Senate.
- 4.4 The Vice-President shall:
 - 4.41 Have the same qualifications for office as the President.
 - 4.42 Serve for a period of one year.
 - 4.43 Succeed to the Presidency in case of death, resignation, or removal of the President.
 - ~~[4.44--Serve-as-chair-of-the-Senior-Cabinet;]~~
 - 4.4~~5]~~⁴ Serve as a member of the University Council.
 - 4.4~~6]~~⁵ Serve as a member of the Student Services Fee Committee.
 - 4.4~~7]~~⁶ Assist the President with assigned responsibilities.

- 4.5 The Financial Director shall:
- 4.51 Demonstrate fiscal responsibility in his or her duties.
 - 4.52 Assist the President in developing the annual budget for approval by a majority of the Student Senators present at least two weeks prior to the conclusion of the spring semester.
 - 4.53 Assist the President in preparing a detailed fiscal report to present to the Students' Association at the first meeting of each long semester.
 - 4.54 Institute a double-entry bookkeeping and accounting system that conforms to the approved rulings and procedures of the American Accounting Association and the American Institute of Certified Public Accountants.
 - 4.55 Investigate and suggest methods of acquiring additional sources of funding.
- 4.6 The President, Vice-President, and Financial Director may receive remuneration determined by the Student Senate, which amount shall not be altered after their election or during their term of office.

ARTICLE V: THE JUDICIAL BRANCH

- 5.1 The Judicial Branch of the Students' Association shall consist of a seven-member Judicial Commission and a three-member Appellate Court.
- 5.2 Membership: Candidates for the Judicial Commission shall apply to the Judicial Selection Committee. Undergraduate applicants must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office, these applicants shall be registered for at least twelve (12) semester hours, shall maintain at least a 2.5 overall grade point average and shall not be on disciplinary ~~[or scholastic]~~ probation. ~~[Special student applicants must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office; they shall be registered for at least six (6) semester hours and shall not be on disciplinary or scholastic probation.]~~ Graduate and law applicants must have completed nine (9) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office, these applicants shall be registered for at least ~~[six (6)]~~ nine (9) semester hours and shall not be on disciplinary or scholastic probation. For graduating students, hour registration requirements while holding office shall be only those courses needed for graduation. The membership of the Appellate Court shall consist of one faculty member of the School of Law and two students of the School of Law, all appointed by the Dean of the School of Law for a term of one year.
- 5.3 The Judicial Selection Committee shall be composed of the following: (a) University Ombudsman, (b) Students' Attorney or his or her representative, (c) Dean of Students or his or her representative, (d) Vice-President, Students' Association, (e) President, Student Bar Association, and (f) Chairman, Judicial Commission, ex-officio without vote. The Judicial Selection Committee shall submit ten names to the Student Senate for election of seven Judicial Commissioners at the second meeting following the general election. Each Student Senator may cast one vote per candidate for up to seven candidates. The seven candidates receiving the highest number of votes shall be certified as Judicial Commissioners.
- 5.4 Duties. The Judicial Commission shall:
- 5.41 Serve for a period of one year.
 - 5.42 Elect a Chairman by majority vote by the third week in April.

- 5.43 Have sole original jurisdiction in all cases arising under this Constitution.
- 5.44 Have jurisdiction over election disputes arising under Article III.
- 5.45 Create and amend an Election Code to be submitted to the Student Senate for approval by a majority of the Student Senators present.
- 5.46 Conduct all general elections arising under this Constitution or referred to it by other University policy-making boards or administrative bodies.
- 5.47 Interpret the Election Code.
- 5.48 Adopt by-laws by majority vote.
- 5.49 Investigate grievances filed for malfeasance, neglect of duty, or improper conduct against any officer of the Students' Association or any member of the Student Senate.
- 5.5 The Chairman of the Judicial Commission shall:
 - 5.51 Administer the oath of office to all new officers of the Students' Association.
 - 5.52 Perform any and all duties properly incumbent on the chief judicial officer of the Students' Association.
 - 5.53 Chair the Judicial Commission.
 - 5.54 Preside over removal proceedings referred to in 6.3.
 - 5.55 Determine the validity of petitions referred to in 7.2.
- 5.6 A quorum shall consist of five Commissioners, and no formal action shall be taken without a quorum present.
- 5.7 Commissioners who are absent from three (3) scheduled meetings of the Judicial Commission shall be automatically removed from office. When a vacancy occurs, the Students' Association President shall accept applications from any student to fill that position unless the vacancy occurs within four weeks prior to the convening of the Judicial Selection Committee. Appointment shall be made by the President subject to approval by a majority of the Student Senators present.
- 5.8 Removal from office may be reversed by a vote of five Commissioners.
- 5.9 The Appellate Court shall have jurisdiction as to matters of law in all cases from the Judicial Commission. The Appellate Court shall have discretionary review jurisdiction. The Appellate Court shall prescribe all rules of procedure, practice, and evidence of that court.
- 5.(10) The members of the Appellate Court shall choose a Chairman and all three justices shall constitute a quorum.

ARTICLE VI: REFERENDUM AND RECALL

- 6.1 The rights of statutory initiative and referendum may be exercised by the members of the Students' Association upon petition of a number of students equal to fifteen percent (15%) of the total number of ballots cast in the last general election.
- 6.2 The Student Senate may refer, by majority vote, any past or pending action to the members of the Students' Association for a vote.
- 6.3 Any officer of the Students' Association or any member of the Student Senate may be removed from office for due cause by a 3/4 vote of the total voting membership of the Student Senate. The ~~[Chief-Justice]~~ Chair of the Judicial Commission shall preside at such proceedings and all proceedings shall be open to the public.

ARTICLE VII: AMENDMENTS

- 7.1 Constitution, passed by a 2/3 vote of the total voting membership of the Student Senate shall become binding and a part of this Constitution upon receiving a majority of the ballots cast on the amendment in an election by the members of the Students' Association.

- 7.2 Constitutional initiative may be exercised by the Students' Association upon petition of a number of students equal to thirty percent (30%) of the total number of ballots cast in the last general election. Upon presentation of such petition to the President, the ~~Attorney-General~~ Judicial Commission shall determine the validity to the petition. If the petition be held valid, the Student Senate shall order an election, and upon receiving a majority of the ballots cast in an election by the members of the Students' Association, the proposed amendment shall become binding and a part of this Constitution. ~~A new governing structure may be instituted by a majority of the students voting in the special election called by the Chairperson of the Election Commission upon petition by a number of students equaling thirty percent (30%) of those voting in the last general election.~~
- 7.3 Any proposed amendment, together with the parts of the Constitution affected, shall be published in The University of Texas at Austin student newspaper at least one week prior to the election.

ARTICLE VIII: NEW CONSTITUTION

- 8.1 A proposed new Constitution must originate in the Student Senate and be recommended by 2/3 of its voting membership and published at least three weeks before it shall be submitted to the members of the Students' Association, except that a proposed new Constitution may also originate with a constitutional commission, consisting of no less than twelve (12) members. Such commission must be established by the Student Senate on petition of a number of students equal to thirty percent (30%) of the total number of ballots cast in the last general election.
- 8.2 A proposed new Constitution initiated by either of the above procedures will be ratified upon receiving a majority of the ballots cast at the next general election or at a special election called by the Student Senate.

ARTICLE IX: GENERAL PROVISIONS

- 9.1 This Constitution and Laws of the Students' Association, and amendments thereto, are subject to provisions of the Rules and Regulations of the Board of Regents of The University of Texas System.
- 9.2 This Constitution and Laws supersedes all previous Constitutions and Laws. All laws heretofore now in effect and not in conflict with any provision of this Constitution and Laws are hereby declared to be binding and valid as statutory enactments.
- 9.3 Two elective offices shall not be held simultaneously by the same person, nor shall two persons simultaneously hold the same elective office.
- 9.4 Every elected official of the Students' Association, before entering upon the execution of his duties of office shall take the following oath or affirmation: "I do solemnly swear (or affirm) that I will faithfully execute the duties of my office, and will to the best of my ability uphold the Constitution and Laws of the Students' Association." All elected officials shall be sworn in on the first Monday in April.
- 9.5 The summer session of The University of Texas at Austin shall be considered a regular session only for those officers, representatives, and members of the Students' Association enrolled in summer school. All action taken by the legislative body during the summer session shall be approved by the legislative body at its first meeting of the fall semester.
- 9.6 This Constitution and Laws shall take immediate effect and be in force when it shall have been ratified by a majority of ballots cast in an election by the members of the Students' Association and approved by the appropriate University authorities.

- 9.7 All officials elected under the requirements of the previous constitution which this constitution supersedes, shall remain in their corresponding offices and exercise their corresponding duties and responsibilities as set forth in this Constitution until their terms of office have expired.

ARTICLE X: STUDENT SERVICES FEE COMMITTEE

- 10.1 The student representatives on the Student Services Fee Committee shall be three students appointed by the Students' Association President and approved by a majority of the Student Senators present, the Students' Association President, and the Students' Association Vice-President.
- 10.2 The Student Services Fee Committee shall ~~propose~~ make recommendations regarding the allocation of proceeds and amounts to be charged for mandatory student services fees and ~~all~~ optional fees in accordance with University policy regarding the Student Services Fee Committee. ~~That~~ The ~~proposal~~ recommendations of the Student Services Fee Committee ~~upon approval by a majority of the Student Senators present~~ shall be made known to the Student Senate and to the University President ~~Board of Regents~~.

ARTICLE XI: RATIFICATION

- ~~11.1--If any proposed amendment or rider approved by the members of the Student's Association is modified prior to final approval by the Board of Regents, a panel of five professors of the School of Law appointed by the Dean of the School of Law shall decide by majority vote if the modifications are substantive. If the modifications are determined to be substantive, a special election shall be called to ratify the modifications as a whole. If a majority of the students voting in a special election approve the modifications as a whole, the proposed amendment and rider shall be in force. If the modifications are determined not to be substantive, the modified amendment and rider shall be in force.]~~

PROPOSED STUDENTS' ASSOCIATION CONSTITUTIONAL AMENDMENTS

Approved by Student Vote:

March 10, 1982

PROPOSED AMENDMENTS

DEAN OF STUDENTS OFFICE ANALYSIS

PREAMBLE

PREAMBLE

We, the students of The University of Texas at Austin, in order to provide an official and representative student organization to receive student questions and suggestions; investigate student problems and take appropriate action; provide the official voice through which student opinion may be expressed; encourage the development of responsible student participation in the overall policy and decision making processes of the University community; foster an awareness of the student's role in the academic community; enhance the quality and scope of education at The University of Texas at Austin; provide means for responsible and effective participation in the organization of student affairs; do establish this Constitution for the Students' Association of The University of Texas at Austin.

The Preamble and Article I were not deleted from the 1973 Constitution with the abolition amendments. Although there is no action required on these articles, they are included so that the proposed amendments can be reviewed in the context of the entire document.

ARTICLE I: MEMBERSHIP

ARTICLE I: MEMBERSHIP

- 1.1 This organization of students of The University of Texas at Austin shall be known as the Students' Association of The University of Texas at Austin, which shall be herein referred to as the Students' Association.
- 1.2 Membership in the Students' Association shall consist of all students of the University of Texas at Austin, so defined by the Office of the Registrar of The University of Texas at Austin.

- 1.1
- 1.2

ARTICLE II: ORGANIZATION & FUNDING

- 2.1 The governing structure of the Students' Association shall consist of three branches: the Legislative Branch, the Executive Branch, and the Judicial Branch.
- 2.2 No person shall be a member of the Judicial Branch while serving in the Legislative Branch or Executive Branch.
- 2.3 The Students' Association shall receive funding from the mandatory Student Services Fee.

Funding may also be generated through optional student fees in accordance with approval procedures for optional Student Services Fees.

Additional revenue may be generated as the Students' Association deems appropriate or necessary in accordance with established University policy.

ARTICLE III: THE LEGISLATIVE BRANCH

- 3.1 The Legislative Branch of the Students' Association shall be composed of the Student Senate.
- 3.2 Membership of the Student Senate:
 - 3.21 Undergraduate student candidates for the Student Senate must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the

ARTICLE II: ORGANIZATION & FUNDING

- 2.1 Note: These sections of Article II were deleted with the abolition amendments, however, the sections proposed are identical to the deleted articles.
- 2.2
- 2.3 This section includes within the S.A. Constitution the Student Services Fees as the primary funding source for the Students' Association.

As proposed, this section provides the possibility that the Association may receive additional funding from "optional student services fees". This provision should be accomplished in accordance with standard approval procedures for "optional student services fees", including review by the Student Services Fees Committee and the University Administration.

Additional revenue may be generated as deemed appropriate. The modification certifies that fund-raising projects will be consistent with established University policies.

ARTICLE III: THE LEGISLATIVE BRANCH

- 3.1
- 3.2
 - 3.21 As proposed, this section requires candidates to be full-time students and to complete 12 hours in residence when filing and while holding office.

- time of filing and while holding office, these candidates shall be registered for at least twelve (12) semester hours, except for graduating students who shall be required to take only those courses needed for graduation, shall maintain at least a 2.5 overall grade point average, and shall not be on disciplinary [~~or-scholastic~~] probation.
- 3.22 Graduate student candidates for the Student Senate must have completed nine (9) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of filing and while holding office, these candidates shall be registered for at least [~~six-(6)~~] nine (9) hours in the Law or the graduate schools, except for graduating students who shall be required to take only those courses needed for graduation, and shall not be on disciplinary or scholastic probation.
- [~~3.23--Special-student candidates-for-the Student-Senate-must-have completed-twelve-(12) semester-hours-in residence-at-The University-of-Texas-at Austin-at-the-time-of assuming-office.--At-the time-of-filing-and-while holding-office, these candidates-shall-be registered-for-at-least six-(6)-semester-hours and-shall-not-be-on disciplinary-or scholastic-probation.~~]
- As proposed, this section only requires the minimum GPA standard of 2.0. The modifications will require the candidates to maintain an overall grade point average of 2.5. It is not unreasonable to require that representatives of the student body demonstrate academic achievement above the minimum.
- 3.22 This section requires graduate and law student candidates to have completed 9 credit hours in residence and to be enrolled for only 6 credit hours (less than full time) while holding office. In order to be consistent with Section 3.21, law and graduate candidates should be required to be enrolled as full time students (nine (9) credit hours).
- 3.23 As proposed, this section would enable students on "special student" status to serve in the Senate. It requires twelve credit hours in residence, but only requires the student to be enrolled in 6 semester hours while serving. Special students are generally part-time students.
- The language should be deleted to limit participation to full-time students making progress toward a degree.

3.3 The membership of the Student Senate shall be composed of the following:

3.31 One undergraduate ~~for-special~~ student elected for each two thousand (2000) undergraduate ~~for-special~~ students, or major fraction thereof, with a minimum of one student elected from each school or college, enrolled in the School of Architecture, College of Business Administration, College of Communication, College of Education, College of Engineering, College of Fine Arts, College of Liberal Arts, College of Natural Sciences, School of Nursing, College of Pharmacy, School of Social Work, and any subsequent undergraduate school or college, and one graduate student elected for each two thousand (2000) graduate students, or major fraction thereof, enrolled in the Graduate School and School of Law, with a minimum of one student elected from each of the following: Graduate School of Business, School of Library and Information Science, Lyndon B. Johnson School of Public Affairs, and any subsequent graduate school or college. These students shall be elected by the members of the Students' Association who are enrolled in the respective school or college which they represent, and shall serve for a term of one year. Students pursuing joint degrees may vote

3.3

3.31 This section outlines the representation criteria for the members of the Senate. One senator will be elected for each 2000 students or major fraction thereof enrolled in each College or School. The "major fraction thereof" language is unclear. It could be interpreted to be any fraction greater than one half implying that a college would obtain an additional senator if it has 1001 students as the fractional portion.

As submitted, one major item has been deleted from this section. It does not guarantee every college at least one representative. This appears to be an inadvertent error. Earlier versions of the Group Effort amendments included language effecting this provision. However, at the final typing prior to collecting the necessary signatures this section was omitted.

This section enumerates the colleges and schools to be represented at both the undergraduate and graduate levels. Utilizing Fall 1981 enrollment data, this would include 52 senators within the Student Senate.

and run for the Student Senate under either school in which they seek to receive a degree, providing that such students may vote and run in only one school during a single academic year. Each student may cast one vote per candidate for up to the number of Senate seats available for the respective school or college. The candidate(s) receiving the highest number of votes for the seat(s) available shall be certified as Student Senators. The general election shall be held on the first Wednesday in March.*

3.32 Twelve students elected at large by the members of the Students' Association. Eight students shall be elected for two-year terms, with four students elected each year. Four students shall be elected for one-year terms. Each student may cast one vote per candidate for up to four candidates in each type of term. The four candidates receiving the highest number of votes in each type of term shall be certified as Student Senators.**

3.32

*The initial election shall be held as soon as is feasible upon approval by the Board of Regents.

**In the initial election, four students shall be elected for a two-year term and eight students shall be elected for a one-year term. Each student may cast one vote per candidate for up to the number of seats available in each type of term. The candidates receiving the highest number of votes for the seats available shall be certified as Student Senators.

1982 PROPOSED AMENDMENTS

ANALYSIS

3.33	The President of the Students' Association.	3.33
3.34	The Vice-President of the Students' Association.	3.34
3.35	Each Student Senator shall have one vote, and no proxy or absentee votes shall be allowed.	3.35
3.36	Student Senators who are absent from three (3) scheduled meetings of the Student Senate shall be automatically removed from office. Vacancies shall be filled under the terms of 3.4.	3.36
3.37	Removal from office may be reversed by a 2/3 vote of the Student Senators present at an official Student Senate meeting.	3.37
3.4	Vacancy	3.4
3.41	When a position provided for under 3.31, 3.32 or 3.34 becomes vacant during the regular term of office, a special election shall be called by the Students' Association President to fill that position unless the vacancy occurs within four weeks prior to the next general election.	3.41
3.5	Meetings	3.5
3.51	The Student Senate shall meet at least once every three weeks during a long session.	3.51
3.52	Meetings of the Student Senate shall be called by the Students' Association or by written request of 1/3 of the voting membership of the Student Senate.	3.52
3.53	All members of the Student Senate shall have the privilege of the floor upon consent of a majority of the Student Senators present.	3.53

1982 PROPOSED AMENDMENTS

ANALYSIS

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| <p>3.54 A quorum shall consist of 2/3 of the Senators currently in office, and <u>no formal action may be taken without a quorum present.</u></p> | <p>3.54 The modification specifies that a quorum must be present for the Senate to take any official action.</p> |
| <p>3.55 The President of the Students' Association shall preside over all meetings of the Student Senate.</p> | <p>3.55</p> |
| <p>3.56 The secretary of the Students' Association shall record the minutes of each meeting of the Student Senate and deliver promptly to the Dean of Students a copy of all such minutes, which shall be filed and available for public review.</p> | <p>3.56</p> |
| <p>3.6 Responsibilities:
The Student Senate shall be responsible for the free and independent expression of student opinion to the faculty, administration, Board of Regents, Legislature, and public of the State of Texas; for the coordination of student goals through the Texas Union Board of Directors, University Council, Student Services Fee Committee, Standing Committees of the General Faculty and Presidential Committees, Athletics Councils, and other University-wide committees, boards, and legislative bodies on which students are or become members; and for the prudent expenditure of Students' Association monies through the sponsorship of programs which meet student needs and promote student interests.</p> | <p>3.6</p> |
| <p>3.7 Duties and Obligations:</p> | <p>3.7</p> |
| <p>3.71 To enact all measures necessary and proper for the general welfare of the student body and the purposes of this constitution.</p> | <p>3.71</p> |

1982 PROPOSED AMENDMENTS

ANALYSIS

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| 3.72 | To appropriate all monies of the Students' Association provided that at no time shall a deficit exist in the Students' Association account. | 3.72 |
| 3.73 | To create any appointive office or committee deemed necessary. All Student Senators shall sit on at least one Student Senate committee. | 3.73 |
| 3.74 | To approve all appointments of the President of the Students' Association by a majority vote of the Student Senators present. If such approval is not made, the Senate shall continue to vote on new names submitted to it by the President until a majority vote of approval is made. | 3.74 |
| 3.75 | To elect seven Judicial Commissioners as specified in 5.3. | 3.75 |
| 3.76 | To establish its own rules of procedures. In the absence of such rules, the latest edition of Robert's Rules of Order shall prevail. | 3.76 |
| 3.77 | To enact rules and regulations for the orderly conduct of elections, except that no election law may be enacted within twenty (20) days prior to an election. A special election shall be held within two weeks of the occurrence of a vacancy or the call of a special election by the President or Senate. | 3.77 |

1982 PROPOSED AMENDMENTS

ANALYSIS

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| <p>3.78 To approve the allocation of all Students' Association monies by majority vote of the Student Senators present.</p> <p>3.79 To enact by-laws of this constitution by a 2/3 vote of the total voting membership of the Student Senate.</p> <p>3.8 Any student elected by the Student Senate or whose appointment [or-naming] is approved by the Student Senate shall be subject to recall by a 2/3 vote of the Student Senators present. Replacement shall be made in the same manner as the original selection.</p> <p>3.9 Any Student Senator may be appointed to any position referred to in 4.394, 4.395, 4.396, 4.397 or 4.398.</p> <p>3.(10) The Student Senate may submit to the Student Services Fee Committee [proposals] <u>recommendations</u> for the allocation of proceeds and amounts to be charged for all mandatory student services fees and all optional fees, which [proposals] <u>recommendations</u> shall be duly considered by the Student Services Fee Committee.</p> | <p>3.78</p> <p>3.79</p> <p>3.8 As proposed, this section empowers the Student Senate to recall students elected or appointed by the Senate. It also would enable the Senate to recall students that the Senate had "named" but who have been appointed by the President of the University. The power of recall of students appointed by the President of the University should remain the prerogative of the University President rather than be delegated to the Senate.</p> <p>3.9</p> <p>3.(10) The Student Services Fee Committee policy utilizes the term "recommendations" for the Committee action. This change is inserted to make the amendments consistent with policy language.</p> |
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ARTICLE IV: THE EXECUTIVE BRANCH

ARTICLE IV: THE EXECUTIVE BRANCH

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| <p>4.1 The Executive Officers of the Students' Association shall consist of a President and Vice-President who shall both be elected at large by the members of the Students' Association, and a Financial Director appointed by the President.</p> | <p>4.1</p> |
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- 4.2 A candidate for President shall be a student of The University of Texas at Austin and shall have completed at least thirty-six (36) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of filing and while holding office, a candidate shall be enrolled as a full-time student (12 credit hours for undergraduate candidates and 9 credit hours for graduate and law candidates), shall maintain at least a 2.5 overall grade point average and must not be on disciplinary or scholastic probation.
- 4.3 The President shall:
 - 4.31 Serve for a period of one year.
 - 4.32 Faithfully execute all acts of the Student Senate.
 - 4.33 Perform any and all duties properly incumbent on the chief executive of the Students' Association.
 - 4.34 Make all appointments necessary and proper to the fulfillment of the responsibilities of the executive branch.
 - 4.35 Serve on, or send his or her representative to, such committees, boards, and legislative bodies of which he or she is a member.
 - 4.36 Have the power to call a special meeting of the Student Senate.
 - 4.37 Serve as presiding officer of the Student Senate.
 - 4.38 Serve as a member of the Texas Union Board of Directors.
 - 4.39 Serve as a member of the University Council.
 - 4.391 Serve as a member of the Student Services Fee Committee.

- 4.2 As submitted, this section only requires the minimum GPA standard of 2.0 and does not provide any requirement that the President be a full time student. The modifications require the Students' Association president to be a full-time student and to maintain a 2.5 grade point average. The president of the student body should be expected to maintain a GPA above the minimum 2.0.
- 4.3
 - 4.31
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 - 4.36
 - 4.37
 - 4.38 As provided in University policy.
 - 4.39 As provided in University policy.
 - 4.391 As provided in University policy.

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ANALYSIS

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| 4.392 | Serve as an ex-officio member without vote of the Texas Student Publications Board of Directors. | 4.392 | As provided in University policy. |
| 4.393 | Represent the Students' Association at the Board of Regents' Meetings. | 4.393 | |
| 4.394 | Appoint four members of the Texas Union Board of Directors for a term of two years each, subject to approval by a majority of the Student Senators present. Terms shall be staggered on a two-year basis, with two students appointed each year. In the instance of a vacancy, the President shall appoint a successor for the unexpired term. | 4.394 | Consistent with University policy. |
| 4.395 | Appoint three students to the Student Services Fee Committee for a term of one year each, subject to approval by a majority of the Student Senators present. In the instance of a vacancy, the President shall appoint a successor for the unexpired term. | 4.395 | Consistent with University policy. (Student Services Fees Committee, revised 1981) |
| 4.396 | Appoint two students to the University Council for a term of one year each, subject to approval by a majority of the Student Senators present. In the instance of a vacancy, the President shall appoint a successor for the unexpired term. | 4.396 | Consistent with University policy. (Handbook of Operating Procedures, Chapter 1, Section III, B.) |
| 4.397 | Name [a??] student members of the Standing Committees of the General Faculty and [a??] the Presidential Committees as provided <u>in established University policy</u> , subject to approval by a majority of the Student Senators present, for appointment by the University President. | 4.397 | The Students' Association President "names" the student nominees to all student positions on university governance committees. It is clear that the appointment power remains with the President of the University. |

~~[4.398-Name-all-student-members of-all-University-wide committees, boards, and legislative bodies on which students are or become members, providing such entities are in existence at the time of ratification of this amendment, subject to approval by a majority of the Student Senators present. Appointment shall be made by the University President. Upon approval by a majority of the Student Senators present, the President shall appoint all student members to all University-wide committees, boards, and legislative bodies not in existence at the time of ratification of this document.]~~

4.39~~E~~⁹38 Appoint a Special Adviser for Black Affairs, who shall be chosen by the registered black student organizations ~~[the President of the Black Student Alliance or his or her designate]~~, and a Special Adviser for Hispanic Affairs, who shall be chosen by the registered Hispanic student organizations. The President shall establish other advisory positions as he or she sees fit. The Special Adviser for Black Affairs and the Special Adviser for Hispanic Affairs shall be able to propose special legislation directly to the floor of the Senate.

4.398 This section, as proposed, provides that naming of the students to be appointed to other university committees be channeled through the Students' Association. There are university committees whose student membership is appointed through other stipulated nomination procedures, such as the University Housing Committee, some Deans Search Committees, etc. The task of clarifying these committee procedures throughout the Constitution would be cumbersome and lengthy. Thus, this section should be deleted. The nomination process for other university committees, boards, and legislative bodies will be conducted according to established University policy.

4.39~~E~~⁹38 This section provides a mechanism to insure involvement of minority students by establishing Special Advisers to the President of the Students' Association. The special advisors are accorded the right of introducing legislation directly to the floor of the Senate. The modification recommended would establish a parallel system for the Black student organizations as is created for the Hispanic groups. The Constitutional language should not require a representative from a specific organization. The modification would provide the necessary flexibility should the Black Student Alliance change its name or focus.

1982 PROPOSED AMENDMENTS

ANALYSIS

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| 4.4 | The Vice-President shall: | 4.4 | |
| 4.41 | Have the same qualifications for office as the President. | 4.41 | |
| 4.42 | Serve for a period of one year. | 4.42 | |
| 4.43 | Succeed to the Presidency in case of death, resignation, or removal of the President. | 4.43 | |
| 4.44 | Serve as chair of the Senior Cabinet.] | 4.44 | As proposed, this section would provide for the Vice-President of the Students' Association to serve automatically as the Chair of the Senior Cabinet. This provision is in direct conflict with the Senior Cabinet Constitution which was approved by the Board of Regents (1973). The Senior Cabinet has voted to oppose this provision. This provision would give the Students' Association control over an independent organization that traditionally has been concerned with academic issues. |
| 4.4 5 | 4 Serve as a member of the University Council. | 4.4 5 | 4 |
| 4.4 6 | 5 Serve as a member of the Student Services Fee Committee. | 4.4 6 | 5 |
| 4.4 7 | 6 Assist the President with assigned responsibilities. | 4.4 7 | 6 |
| 4.5 | The Financial Director shall: | 4.5 | |
| 4.51 | Demonstrate fiscal responsibility in his or her duties. | 4.51 | |
| 4.52 | Assist the President in developing the annual budget for approval by a majority of the Student Senators present at least two weeks prior to the conclusion of the spring semester. | 4.52 | |

1982 PROPOSED AMENDMENTS

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- 4.53 Assist the President in preparing a detailed fiscal report to present to the Students' Association at the first meeting of each long semester. 4.53
- 4.54 Institute a double-entry bookkeeping and accounting system that conforms to the approved rulings and procedures of the American Accounting Association and the American Institute of Certified Public Accountants. 4.54
- 4.55 Investigate and suggest methods of acquiring additional sources of funding. 4.55
- 4.6 The President, Vice-President, and Financial Director may receive remuneration determined by the Student Senate, which amount shall not be altered after their election or during their term of office. 4.6

ARTICLE V: THE JUDICIAL BRANCH

- 5.1 The Judicial Branch of the Students' Association shall consist of a seven-member Judicial Commission and a three-member Appellate Court.
- 5.2 Membership: Candidates for the Judicial Commission shall apply to the Judicial Selection Committee. Undergraduate applicants must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office, these applicants shall be registered for at least twelve (12) semester hours, shall maintain at least a 2.5 overall grade point average and shall not be on disciplinary [or-scholastic] probation.

ARTICLE V: THE JUDICIAL BRANCH

- 5.1
- 5.2 As proposed, the only GPA requirement for applicants for the Judicial Commission is the minimum of not being on scholastic probation (GPA 2.0). It is important for the Judicial Commissioners to be expected to maintain a higher GPA in order to serve. The modifications require a 2.5 minimum GPA to serve on the Judicial Commission.

5.2 (cont.) [~~Special-student applicants must have completed twelve (12) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office, they shall be registered for at least six (6) semester hours and shall not be on disciplinary or scholastic probation.~~ Graduate and law applicants must have completed nine (9) semester hours in residence at The University of Texas at Austin at the time of assuming office. At the time of applying and while holding office, these applicants shall be registered for at least ~~six (6)~~ nine (9) semester hours and shall not be on disciplinary or scholastic probation. For graduating students, hour registration requirements while holding office shall be only those courses needed for graduation. The membership of the Appellate Court shall consist of one faculty member of the School of Law and two students of the School of Law, all appointed by the Dean of the School of Law for a term of one year.

5.3 The Judicial Selection Committee shall be composed of the following: (a) University Ombudsman, (b) Students' Attorney or his or her representative, (c) Dean of Students or his or her representative, (d) Vice-President, Students' Association, (e) President, Student Bar Association, and (f) Chairman, Judicial Commission, ex-officio without vote. The Judicial Selection Committee shall submit ten names to the Student Senate for election of seven Judicial Commissioners at the second meeting following the general election. Each Student Senator may cast one vote per

5.2 (cont.) This section, as submitted, would enable students on "Special Student" status to serve on the Judicial Commission. It does not require the student to be enrolled as a full time student while serving. The language should be deleted to limit participation to full-time students making progress toward a degree.

As proposed, this section requires graduate and law student applicants to have completed 9 credit hours in residence and to be enrolled for only 6 credit hours (less than full time) while holding office. In order to be consistent with Section 3.2 and the above requirements for undergraduate candidates, law and graduate applicants should be required to be enrolled as full time students (9 credit hours).

5.3

1982 PROPOSED AMENDMENTS

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5.3 (cont.)	candidate for up to seven candidates. The seven candidates receiving the highest number of votes shall be certified as Judicial Commissioners.	5.3	
5.4	Duties. The Judicial Commission shall:	5.4	
5.41	Serve for a period of one year.	5.41	
5.42	Elect a Chairman by majority vote by the third week in April.	5.42	
5.43	Have sole original jurisdiction in all cases arising under this Constitution.	5.43	
5.44	Have jurisdiction over election disputes arising under Article III.	5.44	
5.45	Create and amend an Election Code to be submitted to the Student Senate for approval by a majority of the Student Senators present.	5.45	These sections (5.45 through 5.47) would empower the Judicial Commission to supervise campus elections. This section effectively replaces the election commission established in the 1973 Constitution with the Judicial Commission.
5.46	Conduct all general elections arising under this Constitution or referred to it by other University policy-making boards or administrative bodies.	5.46	
5.47	Interpret the Election Code.	5.47	
5.48	Adopt by-laws by majority vote.	5.48	
5.49	Investigate grievances filed for malfeasance, neglect of duty, or improper conduct against any officer of the Students' Association or any member of the Student Senate.	5.49	
5.5	The Chairman of the Judicial Commission shall:	5.5	
5.51	Administer the oath of office to all new officers of the Students' Association.	5.51	

1982 PROPOSED AMENDMENTS

ANALYSIS

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| 5.52 | Perform any and all duties properly incumbent on the chief judicial officer of the Students' Association. | 5.52 |
| 5.53 | Chair the Judicial Commission. | 5.53 |
| 5.54 | Preside over removal proceedings referred to in 6.3. | 5.45 |
| 5.55 | Determine the validity of petitions referred to in 7.2. | 5.55 |
| 5.6 | A quorum shall consist of five Commissioners, <u>and no formal action shall be taken without a quorum present.</u> | 5.6 |
| 5.7 | Commissioners who are absent from three (3) scheduled meetings of the Judicial Commission shall be automatically removed from office. When a vacancy occurs, the Students' Association President shall accept applications from any student to fill that position unless the vacancy occurs within four weeks prior to the convening of the Judicial Selection Committee. Appointment shall be made by the President subject to approval by a majority of the Student Senators present. | 5.7 |
| 5.8 | Removal from office may be reversed by a vote of five Commissioners. | 5.8 |
| 5.9 | The Appellate Court shall have jurisdiction as to matters of law in all cases from the Judicial Commission. The Appellate Court shall have discretionary review jurisdiction. The Appellate Court shall prescribe all rules of procedure, practice, and evidence of that court. | 5.9 |
| 5.(10) | The members of the Appellate Court shall choose a Chairman and all three justices shall constitute a quorum. | 5.(10) |

NOTE: When the Students' Association was abolished in 1978, it was accomplished technically by amendments to the original 1973 Constitution. However, portions of the 1973 Constitution were left in place in order to provide a mechanism for restoration of a Students' Association. Therefore, Articles Two through Five, preceding, technically are amendments to the 1973 Constitution which have been voted upon by the student body with changes recommended by President Flawn.

Articles Six through Nine, following, are among those left in place from the 1973 Constitution. Article 7.2 limits a student vote on amendments--i.e., restoration of a Students' Association--to "governing structure". Therefore, the March 10, 1982 student voters were precluded from voting on Articles Six through Nine because they deal with issues other than a "governing structure."

This procedure has resulted in inconsistencies between Sections One through Five on the one hand and Sections Six through Nine on the other. The changes recommended in Sections Six through Nine are to reconcile the two parts of the Constitution.

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ARTICLE VI: REFERENDUM AND RECALL

ARTICLE VI: REFERENDUM AND RECALL

- 6.1 The rights of statutory initiative and referendum may be exercised by the members of the Students' Association upon petition of a number of students equal to fifteen percent (15%) of the total number of ballots cast in the last general election.
- 6.2 The Student Senate may refer, by majority vote, any past or pending action to the members of the Students' Association for a vote.
- 6.3 Any officer of the Students' Association or any member of the Student Senate may be removed from office for due cause by a 3/4 vote of the total voting membership of the Student Senate. The ~~Chief Justice~~ Chair of the Judicial Commission shall preside at such proceedings and all proceedings shall be open to the public.

6.1 Refer to explanatory note above.

6.2

6.3

ARTICLE VII: AMENDMENTS

ARTICLE VII: AMENDMENTS

- 7.1 Constitution, passed by a 2/3 vote of the total voting membership of the Student Senate shall become binding and a part of this

7.1 Refer to explanatory note above.

- 7.1 (cont.) Constitution upon receiving a majority of the ballots cast on the amendment in an election by the members of the Students' Association.
- 7.2 Constitutional initiative may be exercised by the Students' Association upon petition of a number of students equal to thirty percent (30%) of the total number of ballots cast in the last general election. Upon presentation of such petition to the President, the ~~Attorney-General~~ Judicial Commission shall determine the validity to the petition. If the petition be held valid, the Student Senate shall order an election, and upon receiving a majority of the ballots cast in an election by the members of the Students' Association, the proposed amendment shall become binding and a part of this Constitution. ~~{A new governing structure may be instituted by a majority of the students voting in the special election called by the Chairperson of the Election Commission upon petition by a number of students equaling thirty percent (30%) of those voting in the last general election.}~~
- 7.3 Any proposed amendment, together with the parts of the Constitution affected, shall be published in The University of Texas at Austin student newspaper at least one week prior to the election.

ARTICLE VIII: NEW CONSTITUTION

- 8.1 A proposed new Constitution must originate in the Student Senate and be recommended by 2/3 of its voting membership and published at least three weeks before it shall be submitted to the members of the Students' Association, except that a proposed new Constitution may also originate with a constitutional commission, consisting of no

ARTICLE VIII: NEW CONSTITUTION

- 8.1 Refer to explanatory note on page 18.

- 8.1 (cont.) less than twelve (12) members. Such commission must be established by the Student Senate on petition of a number of students equal to thirty percent (30%) of the total number of ballots cast in the last general election.
- 8.2 A proposed new Constitution initiated by either of the above procedures will be ratified upon receiving a majority of the ballots cast at the next general election or at a special election called by the Student Senate.

ARTICLE IX: GENERAL PROVISIONS

- 9.1 This Constitution and Laws of the Students' Association, and amendments thereto, are subject to provisions of the Rules and Regulations of the Board of Regents of The University of Texas System.
- 9.2 This Constitution and Laws supersedes all previous Constitutions and Laws. All laws heretofore now in effect and not in conflict with any provision of this Constitution and Laws are hereby declared to be binding and valid as statutory enactments.
- 9.3 Two elective offices shall not be held simultaneously by the same person, nor shall two persons simultaneously hold the same elective office.
- 9.4 Every elected official of the Students' Association, before entering upon the execution of his duties of office shall take the following oath or affirmation: "I do solemnly swear (or affirm) that I will faithfully execute the duties of my office, and will to the best of my ability uphold the Constitution and Laws of the Students' Association." All elected officials shall be sworn in on the first Monday in April.

ARTICLE IX: GENERAL PROVISIONS

- 9.1 Refer to explanatory note on page 18.
- 9.2
- 9.3
- 9.4

1982 PROPOSED AMENDMENTS

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- 9.5 The summer session of The University of Texas at Austin shall be considered a regular session only for those officers, representatives, and members of the Students' Association enrolled in summer school. All action taken by the legislative body during the summer session shall be approved by the legislative body at its first meeting of the fall semester. 9.5
- 9.6 This Constitution and Laws shall take immediate effect and be in force when it shall have been ratified by a majority of ballots cast in an election by the members of the Students' Association and approved by the appropriate University authorities. 9.6
- 9.7 All officials elected under the requirements of the previous constitution which this constitution supersedes, shall remain in their corresponding offices and exercise their corresponding duties and responsibilities as set forth in this Constitution until their terms of office have expired. 9.7

ARTICLE X: STUDENT SERVICES FEE COMMITTEE

ARTICLE X: STUDENT SERVICES FEE COMMITTEE

- 10.1 The student representatives on the Student Services Fee Committee shall be three students appointed by the Students' Association President and approved by a majority of the Student Senators present, the Students' Association President, and the Students' Association Vice-President. 10.1 This section is consistent with University policy regarding the appointment of students to the Student Services Fee Committee.
- 10.2 The Student Services Fee Committee shall ~~propose~~ make recommendations regarding the allocation of proceeds and amounts to be charged for mandatory student services fees and ~~all~~ optional fees 10.2 As proposed, this section accords the Student Services Fee Committee jurisdiction over all mandatory and optional fees. This is not consistent with University policy or practice regarding the scope of

10.2 (cont.) in accordance with University policy regarding the Student Services Fee Committee.

~~[That] The [proposal] recommendations of the Student Services Fee Committee [upon approval-by-a-majority-of-the Student-Senators-present] shall be made known to the Student Senate and to the University President [Board-of Regents].~~

ARTICLE XI: RATIFICATION

~~11.1--If-any-proposed-amendment-or rider-approved-by-the-members of-the-Student's-Association is-modified-prior-to-final approval-by-the-Board-of Regents;-a-panel-of-five professors-of-the-School-of Law-appointed-by-the-Dean-of the-School-of-Law-shall-decide by-majority-vote-if-the modifications-are-substantive. If-the-modifications-are determined-to-be-substantive, a-special-election-shall-be called-to-ratify-the modifications-as-a-whole.--If a-majority-of-the-students-voting-in-a-special-election approve-the-modifications-as-a whole;-the-proposed-amendment-and-rider-shall-be-in-force. If-the-modifications-are-determined-not-to-be-substantive;-the-modified amendment-and-rider-shall-be-in force.]~~

10.2 (cont.) responsibility of the Student Services Fee Committee. The modifications would make the proposed section consistent with the policy on the Student Services Fees Committee.

ARTICLE XI: RATIFICATION

11.1 This article was intended only for the ratification process presently underway. If left in the permanent document, however, it might be interpreted as applying to future amendments. It is deleted here and the current ratification process is set forth in the introduction to this agenda item.

4. U.T. Austin: Request for Permission for Individual to Serve on the Sea Grant Review Panel [Regents' Rules and Regulations, Part One, Chapter III, Sections 13.(10) and 13.(11)].--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's request for approval of the appointment of Dr. Arthur E. Maxwell, Professor of Geological Sciences and Director of the Institute for Geophysics, to the Sea Grant Review Panel established pursuant to an Act of Congress in 1976. It is further recommended that the U.T. Board of Regents find: (1) that the holding of this office is of benefit to the State of Texas; and (2) that there is no conflict between Dr. Maxwell's position as the Director of the Institute for Geophysics and that as a member of this review panel.

BACKGROUND INFORMATION

The Sea Grant Review Panel was established by the United States Congress under Public Law 94-461 to advise the Secretary of Commerce, the Administrator of the National Oceanic and Atmospheric Administration, and the Director of the National Sea Grant College Program on the operation of that program. The U.S. Secretary of Commerce has appointed Dr. Maxwell to this review panel for a three-year term.

This recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes, and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

5. U.T. Austin: Request for Permission for Individual to Serve on the Governor's Blue Ribbon Commission for the Comprehensive Review of the Criminal Justice Corrections System [Regents' Rules and Regulations, Part One, Chapter III, Sections 13.(10) and 13.(11)].--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's request for approval of the appointment of Dr. Martha S. Williams, Dean of the School of Social Work, to the Governor's Blue Ribbon Commission for the Comprehensive Review of the Criminal Justice Corrections System. It is further recommended that the U.T. Board of Regents find (1) that the holding of this office is of benefit to the State of Texas; and (2) that there is no conflict between Dr. Williams' position as Dean of the School of Social Work and that as a member of the Commission.

BACKGROUND INFORMATION

Governor Clements established this Blue Ribbon Commission for the Comprehensive Review of the Criminal Justice Corrections System to conduct a comprehensive review and evaluation of the state's criminal justice system and to develop a master plan for the state's correction system. Dean Williams' appointment will extend through the end of December, 1982, and her service will be without remuneration.

This recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes, and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

The University of Texas at Austin Items 6-14 which begin on Page AAC 46 relate to proposed appointments to 10 endowed academic positions. Individual agenda items are set out on Pages AAC 46 - 51 and are summarized on the pink sheets immediately following this page.

**SUMMARY OF RECOMMENDED APPOINTMENTS TO
 ENDOWED ACADEMIC POSITIONS AT U. T. AUSTIN
 AS PROPOSED IN AGENDA ITEMS 6 TO 14**

Page	Item No.	School or College	Recommended Appointment	Name of Endowed Position	Effective Date
AAC-46	6	Liberal Arts	Dr. James L. Kinneavy	Jane and Roland Blumberg Centennial Professorship in English	9-1-82
			Dr. William S. Livingston	Jo Anne Christian Centennial Professorship in British Studies	9-1-82
			Dr. William B. Todd	Mildred Caldwell and Baine Perkins Kerr Centennial Professorship in English History and Culture	9-1-82
AAC-47	7	Law	Professor David G. Epstein	James R. Dougherty Chair for Faculty Excellence	9-1-82
AAC-47	8	Engineering	Dr. Richard W. Furlong	Donald J. Douglass Centennial Professorship in Engineering	9-1-82
AAC-48	9	Business Administration	Dr. William H. Cunningham	Foley's/Sanger Harris Centennial Professorship in Retail Merchandising	9-1-82

AAC-44

**SUMMARY OF RECOMMENDED APPOINTMENTS TO
 ENDOWED ACADEMIC POSITIONS AT U. T. AUSTIN
 AS PROPOSED IN AGENDA ITEMS 6 TO 14**

Page	Item No.	School or College	Recommended Appointment	Name of Endowed Position	Effective Date
AAC-48	10	Business Administration	Dr. Abraham Charnes	John P. Harbin Centennial Professorship in Business	9-1-82
AAC-49	11	Natural Sciences	Dr. Edward W. Odell	The President's Associates Centennial Teaching Fellowship in Mathematics	9-1-82
AAC-49	12	Liberal Arts	Dr. Robert D. King	Rapoport Centennial Professorship of Liberal Arts	9-1-82
AAC-50	13	Business Administration	Dr. William J. Lord, Jr.	Texas Commerce Bancshares, Inc.	9-1-82
AAC-51	14	Natural Sciences	Dr. Wayne R. Pennington	Union Oil Company Faculty Fellowship Award (nonendowed)	9-1-82

AAC - 45

6. U.T. Austin: Proposed Appointments to the (a) Jane and Roland Blumberg Centennial Professorship in English, (b) Jo Anne Christian Centennial Professorship in British Studies, and (c) Mildred Caldwell and Baine Perkins Kerr Centennial Professorship in English History and Culture (All in the College of Liberal Arts), Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to approve the following initial appointments to professorships in the College of Liberal Arts, effective September 1, 1982.

<u>Name of Proposed Appointee</u>	<u>Professorship</u>
Dr. James L. Kinneavy, Professor, Department of English	Jane and Roland Blumberg Centennial Professorship in English, established December 11, 1981
Dr. William S. Livingston, Vice President and Dean of Graduate Studies, Professor, Department of Government	Jo Anne Christian Centennial Professorship in British Studies, established June 11, 1982
Dr. William B. Todd, Professor, Department of English	Mildred Caldwell and Baine Perkins Kerr Centennial Professorship in English History and Culture, established February 12, 1982

BACKGROUND INFORMATION

Professor Kinneavy is nationally recognized for his work in rhetorical theory. A faculty member at U.T. Austin since 1963, Dr. Kinneavy has directed the Freshman English Program since 1975 and the Graduate Rhetoric Program since 1979. He is a frequent invited lecturer on English composition and writing at colleges and universities in the United States, and has served as a consultant to more than 25 institutions of higher education.

A distinguished faculty member at U.T. Austin since 1949, Dr. Livingston was instrumental in founding the extremely successful Faculty Seminar on British Studies in 1975. As co-chairman of this faculty seminar, he continues to stimulate the study of Great Britain. His excellent leadership at U.T. Austin is evident through his numerous administrative positions, including his current appointment as Vice President and Dean of Graduate Studies. A frequent invited lecturer at colleges and universities, Dr. Livingston has written and edited numerous books, monographs, and articles.

Professor Todd, internationally recognized for his work in English history and literature, has been the recipient of a John Simon Guggenheim Memorial Foundation Fellowship and a Fulbright-Hays Award, and is one of the major researchers of the Gutenberg Bible. A faculty member at U.T. Austin since 1958, Dr. Todd is responsible for more than 300 publications of articles and monographs, some of which have been translated and issued in other countries.

7. U.T. Austin: Proposed Appointment to the James R. Dougherty Chair for Faculty Excellence in the School of Law for the 1982-83 Academic Year.--

RECOMMENDATION

The Office of the Chancellor concurs in President Flawn's recommendation that Professor David G. Epstein be appointed to the James R. Dougherty Chair for Faculty Excellence for the 1982-83 academic year, effective September 1, 1982. Professor Epstein will receive no remuneration from the Chair during this period of appointment. As previously approved by the U.T. Board of Regents at its April, 1982 meeting, Professor Epstein will also hold the Fulbright and Jaworski Professorship in Law, effective September 1, 1982.

BACKGROUND INFORMATION

Professor Epstein is a nationally recognized legal scholar in the areas of debtor-creditor law, business bankruptcy, commercial law, and consumer credit. He has received teaching excellence awards at both U.T. Austin and the University of North Carolina, and is the author of several widely-used casebooks.

The James R. Dougherty Chair for Faculty Excellence was established on June 5, 1975, to give recognition to Law School faculty who have demonstrated excellence in classroom teaching. Appointments to the Chair are on an annual basis.

8. U.T. Austin: Proposed Appointment to the Donald J. Douglass Centennial Professorship in Engineering in the College of Engineering, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that Dr. Richard W. Furlong, Professor in the Department of Civil Engineering, be appointed to the Donald J. Douglass Centennial Professorship in Engineering, effective September 1, 1982. This appointment is contingent upon Regental approval to establish the professorship (Item 4, Page L&I-15).

BACKGROUND INFORMATION

Professor Furlong is nationally recognized for his civil engineering contributions with respect to structural steel, reinforced and prestressed concrete, and composite systems. He is a fellow of both the American Society of Civil Engineers and the American Concrete Institute, and has been a faculty member at U.T. Austin since 1958. He is an active and effective teacher at both the undergraduate and graduate levels.

9. U.T. Austin: Proposed Appointment to the Foley's/Sanger Harris Centennial Professorship in Retail Merchandising, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs in President Flawn's recommendation that Dr. William H. Cunningham, Professor in the Department of Marketing Administration and Associate Dean, College of Business Administration and Graduate School of Business, be appointed to the Foley's/Sanger Harris Centennial Professorship in Retail Merchandising, effective September 1, 1982. The appointment is contingent upon Regental approval to establish this professorship (see Item 12, Page L&I-20).

BACKGROUND INFORMATION

Dr. Cunningham is nationally recognized for his expertise in merchandising and marketing. A faculty member at U.T. Austin since 1971, he has a distinguished record of teaching and academic achievement. He is currently the editor of the national Journal of Marketing, and has authored or co-authored 50 articles, two monographs, and five books. He also has been selected as the recipient of four major teaching excellence awards in the College of Business Administration.

In addition to his academic expertise, Dr. Cunningham has made a number of administrative contributions to U.T. Austin. He has served on the University's Research Council, the Texas Student Publications Board of Directors, the University Council, and the Institute of Latin American Studies Advisory Committee.

10. U.T. Austin: Proposed Appointment to the John P. Harbin Centennial Professorship in Business in the College of Business Administration and Graduate School of Business, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that Dr. Abraham Charnes, Jesse H. Jones Professor in the Graduate School of Business and Professor in the Departments of General Business, Computer Sciences, and Mathematics, be appointed to the John P. Harbin Centennial Professorship in Business, effective September 1, 1982. The proposed appointment is contingent upon Regental approval to establish this professorship (see Item 13, Page L&I-21). If this appointment is approved, Dr. Charnes will relinquish the Jesse H. Jones Professorship in the Graduate School of Business.

BACKGROUND INFORMATION

Dr. Charnes, a faculty member at U.T. Austin since 1968, is internationally recognized for his contributions to biomathematics, management science, and operations research. He founded and still directs the U.T. Austin Center for Cybernetic Studies, and has served as a technical consultant with more than 200 companies and governmental agencies.

Dr. Charnes has received numerous international honors and awards, and is editor or co-editor of nine scholarly and technical journals. He has also authored or co-authored seven major books on management science and operations research, as well as more than 300 technical articles. Dr. Charnes is a fellow of the Operations Research Society of America, the Econometric Society, and the American Association for the Advancement of Science.

11. U.T. Austin: Proposed Appointment to The President's Associates Centennial Teaching Fellowship in Mathematics in the College of Natural Sciences for the 1982-83 Academic Year.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that Dr. Edward W. Odell, Associate Professor in the Department of Mathematics, be appointed to The President's Associates Centennial Teaching Fellowship in Mathematics for the 1982-83 academic year. Upon Regental approval, Dr. Odell will become the initial holder of this teaching fellowship.

BACKGROUND INFORMATION

Dr. Odell has been a faculty member at U.T. Austin since 1977, and is nationally recognized for his scholarly contributions to Banach space theory. His approximately fifteen publications have focused international attention on his functional analysis research. Dr. Odell is admired and respected by both undergraduate and graduate students not only in mathematics, but also in applied areas such as engineering and business.

The President's Associates Centennial Teaching Fellowship in Mathematics was established by the U.T. Board of Regents on December 11, 1981.

12. U.T. Austin: Proposed Appointment to a Rapoport Centennial Professorship of Liberal Arts, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs in President Flawn's recommendation that Dr. Robert D. King, Dean of the College of Liberal Arts and Professor in the Department of Linguistics,

be appointed as the initial holder of a Rapoport Centennial Professorship of Liberal Arts, effective September 1, 1982. This appointment is contingent upon Regental approval to establish three Rapoport Centennial Professorships of Liberal Arts (see Item 15, Page L&I-22).

BACKGROUND INFORMATION

Dr. King is one of the most distinguished members of the faculty of the College of Liberal Arts. A faculty member at U.T. Austin since 1965, he is an internationally recognized linguist and has written or edited more than 30 articles and reviews as well as three books. He is frequently invited to present lectures on his scholarly expertise before universities and professional associations in the United States and abroad.

Dr. King has also provided outstanding administrative leadership at U.T. Austin as Dean of the College of Liberal Arts since 1978.

13. U.T. Austin: Proposed Appointment to the Texas Commerce Bancshares, Inc. Centennial Professorship in Business Communication, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs in the recommendation of President Flawn that Dr. William J. Lord, Jr., Professor of Business Communication in the Department of General Business, be appointed to the Texas Commerce Bancshares, Inc. Centennial Professorship in Business Communication, effective September 1, 1982. The appointment is contingent upon Regental approval to establish this professorship (see Item 1, Page L&I-10).

BACKGROUND INFORMATION

Dr. Lord, a faculty member at U.T. Austin since 1964, is nationally recognized for his contributions to the field of business communication. Chairman of the Department of General Business from 1974 to 1980, he has also staffed and managed the College of Business Administration's instructional multimedia laboratory since its establishment in 1976. He has received three student awards for teaching excellence and has supervised over 30 MBA committees. Dr. Lord is a Fellow and a member of the Board of Directors of the American Business Communication Association and annually consults with numerous business firms and their associations on improving business communication.

14. U.T. Austin: Request for Approval to Designate the 1982-83 Recipient of the Union Oil Company Faculty Fellowship Award.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that Dr. Wayne R. Pennington, Assistant Professor in the Department of Geological Sciences, be designated as the 1982-83 recipient of a Union Oil Company faculty fellowship award. This designation is contingent upon Regental acceptance of a \$10,000 gift from the Union Oil Company of California Foundation which has been presented to the Geology Foundation of U.T. Austin for use as a salary supplement for a non-tenured faculty member in geophysics. The gift is being reported in the current institutional docket.

BACKGROUND INFORMATION

Dr. Pennington, a faculty member at U.T. Austin since 1979, is widely recognized for his scholarly contributions involving global tectonics, digital earthquake data analysis, and seismic activity in Texas and the Gulf of Mexico region. His research studies are especially relevant to large-scale projects in Texas concerned with enhanced hydrocarbon recovery, nuclear power plant construction, and dam construction.

15. U.T. Austin: Proposed Research Agreement with Johnson & Johnson, New Brunswick, New Jersey.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that the U.T. Board of Regents approve the research agreement between Johnson & Johnson and The University of Texas at Austin set forth on Pages AAC- 52 - 98.

BACKGROUND INFORMATION

The proposed agreement provides for support by Johnson & Johnson of a research program in the field of microbial cellulose to be conducted by Dr. R. Malcolm Brown, Professor of Botany. The University will grant to Johnson & Johnson an exclusive, world-wide license to use and sell products which the University may patent as a result of this agreement, reserving for the University a right to practice the invention for educational purposes. Johnson & Johnson will pay the University a royalty on net sales of products. The agreement adequately provides for the publication rights of the University and Professor Brown.

Johnson & Johnson's funding commitment is \$1,297,537 over a four-year period.

This research agreement has been reviewed and approved by the Office of General Counsel.

AGREEMENT

THIS AGREEMENT, effective as of the 15th day of July, 1982,
by and between

THE UNIVERSITY OF TEXAS AT AUSTIN, Austin, Texas 78712 (herein-
after "UNIVERSITY") a component institution of the
University of Texas System;

DR. R. MALCOLM BROWN, JR., University of Texas at Austin,
Department of Botany, Austin, Texas 78712
(hereinafter "DR. BROWN"); and

JOHNSON & JOHNSON, a corporation of New Jersey having offices at
501 George Street, New Brunswick, New Jersey 08903
(hereinafter "J&J").

WITNESSETH

WHEREAS, DR. BROWN has considerable expertise and is a
recognized authority in the field of microbial cellulose; and

WHEREAS, the UNIVERSITY has arranged for DR. BROWN to join
its faculty as a Professor in the Department of Botany and to
conduct research in the area of microbial cellulose;

WHEREAS, J&J desires to support research by DR. BROWN in the field of microbial cellulose in exchange for certain rights to the fruits of that research;

WHEREAS, DR. BROWN and the UNIVERSITY are willing to grant to J&J certain rights in regard to DR. BROWN's research at the UNIVERSITY as hereinafter defined;

NOW, THEREFORE, in consideration of the premises and of the mutual promises and covenants herein contained, the parties hereto agree as follows:

1) RESEARCH PROGRAM

- A) The initial term of the Research Program shall be for a period of four (4) years, commencing on August 1, 1982, and terminating on July 31, 1986. Thereafter, the term of the Research Program may be extended for additional one (1) year periods at the request of J&J with the concurrence of the UNIVERSITY and DR. BROWN. In the event the UNIVERSITY declines to comply with J&J's request to extend the Research Program, the Research Program shall terminate at the end of the then current contract year, and the UNIVERSITY shall be precluded from entering into any research program on microbial cellulose with any other industrial sponsor for a period

of three (3) years from the termination of the Research Program without the prior written consent of J&J.

- B) The Research Program will be conducted in accordance with the proposal by DR. BROWN attached hereto as Appendix A. This program may be revised from time to time by mutual agreement as the research proceeds.

- C) During the term of the Research Program, DR. BROWN will submit semiannual written reports to J&J, setting forth the technical progress made during the previous six (6) month period and identifying the research effort and goals to be undertaken during the next six (6) month period.

- D) J&J personnel will be given reasonable access to the research records and facilities at the UNIVERSITY relating to the Research Program and will have the right to participate with DR. BROWN in the Research Program within the bounds of open scientific exchange between colleagues, it being understood that in the event any formal training or work program is required by J&J, specific arrangements for such program will be made with the UNIVERSITY. J&J will coordinate contact between its personnel and DR. BROWN to avoid unnecessary and repetitive visits and disruptions to the Research Program.

E) DR. BROWN and his colleagues in the Research Program will be given access to J&J's facilities relating to the Research Program, subject, however, to reasonable restrictions by J&J to protect proprietary information not directly relevant to the success of the Research Program.

F) The Research Program requires the professional direction of DR. BROWN. In the event DR. BROWN is for any reason unable to continue during the funding period, J&J shall be so notified, whereupon J&J shall have the option to either terminate the Research Program on six (6) months notice to the UNIVERSITY, or to continue without DR. BROWN; and, if the program is to be continued, the UNIVERSITY will use its best efforts to secure a suitable replacement for DR. BROWN.

2) FUNDING BY J&J

A) The initial four (4) year term of the Research Program from August 1, 1982, through July 31, 1986, will be funded by J&J at a level not to exceed \$1.3 million dollars.

B) J&J will fund the Research Program in accordance with the budget submitted by DR. BROWN attached hereto as Appendix B, including the following schedule of annual payments which may be revised by mutual agreement to meet the changing needs of the Research Program.

\$603,955 during the first year
\$209,308 during the second year
\$230,595 during the third year
\$253,679 during the fourth year

The amount specified for the first contract year less any amount advanced by J&J to the UNIVERSITY shall be payable as of the date this Agreement is formally executed and approved by all the parties. The amount specified for each succeeding contract year shall be payable in two (2) installments not later than ten (10) days prior to the first and seventh months of the contract year (August and February, respectively), and the UNIVERSITY shall submit a funding request to J&J not later than thirty (30) days prior to the first and seventh months of each such contract year, stating the amount of funding required for the upcoming six (6) month period of the Research Program.

C) Funding hereunder shall be in the form of a research grant, and the UNIVERSITY shall not be required to

account for the expenditure of funds beyond the general categories of Personnel, Equipment, Supplies, Travel and Miscellaneous as set forth in the budget of Appendix B hereof, or to return any unexpended funds at the conclusion of the Research Program. All supplies and equipment purchased by the UNIVERSITY with funds dedicated to the Research Program shall be and remain the sole property of the UNIVERSITY.

- D) If the term of the Agreement is extended beyond July 31, 1986, additional funding will be provided by J&J at a level reasonably necessary to the continued progress of the Research Program, as mutually determined by J&J, the UNIVERSITY, and DR. BROWN.
- E) Funding for the Research Program will be exclusively by J&J unless additional funds are made available to the UNIVERSITY for its unrestricted use by the U.S. Government or private sources which are approved by J&J. The UNIVERSITY will consult with J&J regarding the use of any equipment or facility in connection with the Research Program which has been acquired, in whole or in part, through U.S. Government funding. OMB Circular A-124 is referenced herein as establishing the U.S. Government patent policy applicable to any government funding of the Research Program.

4) LICENSE RIGHTS TO J&J

A) The UNIVERSITY agrees to grant and hereby grants to J&J an exclusive, worldwide license under UNIVERSITY Patent Rights and Know-How to make, use and sell Product, reserving only for its own use a right to practice such UNIVERSITY Patent Rights and Know-How for educational purposes. J&J shall have the right to grant sublicenses to its U.S. and foreign Affiliates under the same terms and conditions as J&J is licensed.

B) In consideration of the license granted in Paragraph 4(A) hereof, J&J agrees to pay the UNIVERSITY a royalty on Net Sales of Products, the manufacture, sale or use of which is subject to a license under UNIVERSITY Patent Rights. Royalty rates will be established for each Product at the time the Product is defined and commercialization is projected. Royalty rates for Products licensed under an issued patent included in UNIVERSITY Patent Rights shall not exceed:

- i) Four percent (4%) for medical specialty items such as sterile bandages, burn dressings, orthopedic products and the like;

- ii) One percent (1%) for industrial and consumer items such as sanitary napkins, tampons, baby diapers, absorbent wipes, filter papers and the like.

Royalty rates for Products other than those categorized above shall be negotiated by J&J and the UNIVERSITY on an individual basis with reference to the above-established maximum royalty rates as a guide for determining a reasonable royalty rate for such other Products.

Royalty rates for Products licensed under a pending application included in UNIVERSITY Patent Rights shall be one-half (1/2) of the above values for a maximum payment period of five (5) years from the date of first commercial introduction of such Products.

- C) If any Product sold by J&J or an Affiliate is subject to a license from the UNIVERSITY under two (2) or more patents and/or patent applications, only one (1) royalty which shall be the highest of the applicable individual royalties shall be payable to the UNIVERSITY.
- D) If the final form of any Product sold by J&J or an Affiliate subject to a license under UNIVERSITY Patent Rights is a combination of microbial cellulose and other

components not subject to license, then the Net Sales subject to payment of royalties shall be based upon the relative cost of the microbial cellulose component to the total cost of the Product as established by the standard cost sheets and accounting procedures of J&J.

E) Any license granted to J&J by the UNIVERSITY as a result of this Research Program shall conform to the established patent policy of the UNIVERSITY attached hereto as Appendix C.

F) As used herein, the following terms shall have the following meanings:

(i) "Affiliate" shall mean, with respect to J&J, any present or future domestic or foreign corporation at least forty percent (40%) of whose voting or other capital stock shall at the time be owned or controlled, directly or indirectly, by J&J.

(ii) "Net Sales" shall mean the amount actually billed by J&J and its Affiliates on sales of Product licensed under UNIVERSITY Patent Rights after deducting for trade and/or quantity discounts allowed and taken, credits or allowances for returned merchandise or price adjustment based on

decrease in prices of Product, and other adjustments such as for cash discounts, insurance, transportation charges and bad debts determined in accordance with J&J's established accounting practice. Sales of Product between J&J and any of its Affiliates shall not be included in the computation of Net Sales, but only when such Product is sold to a third party.

(iii) "Product" shall mean microbial cellulose and articles of manufacture utilizing or incorporating microbial cellulose, the manufacture, sale or use of which is covered by a valid claim in an issued patent or pending patent application included within UNIVERSITY Patent Rights.

(iv) "UNIVERSITY Patent Rights" shall mean U.S. and foreign patents and patent applications relating to the manufacture or use of microbial cellulose which are owned or controlled by the UNIVERSITY and are acquired by the UNIVERSITY directly or indirectly as a result of studies conducted under the Research Program.

(v) "UNIVERSITY Know-How" shall mean all confidential technical data, information and knowledge relating

to the manufacture or use of microbial cellulose which are acquired by the UNIVERSITY directly or indirectly as a result of studies conducted under the Research Program.

5) COMMERCIALIZATION

- A) J&J will be solely responsible for all decisions relating to the commercialization and marketing of Products licensed hereunder and will bear the entire cost of preparing such Products for market and for obtaining governmental approvals where required.

- B) It is anticipated that the first commercialization by J&J of a medical specialty product based on microbial cellulose will occur within two (2) years following successful completion of the Research Program, and that a major manufacturing plant for industrial and commercial items based on microbial cellulose will be completed in 1990 to 1995. Five (5) years after the issue date of any patent licensed to J&J hereunder, the UNIVERSITY may request J&J to demonstrate reasonable diligence in pursuing the development, governmental approval or commercialization of a Product licensed under such patent as a condition of maintaining its exclusive license thereunder. Upon failure of J&J to

demonstrate such reasonable diligence, the UNIVERSITY shall have the right to convert J&J's exclusive license under such patent to a nonexclusive license and to license third parties under such patents.

- C) In the event the UNIVERSITY converts J&J's license from an exclusive to a nonexclusive license and thereafter grants to any third party a license to manufacture and sell Products upon terms and conditions differing from those accorded to J&J, the UNIVERSITY shall promptly offer J&J the benefit of such differing terms and conditions, which upon acceptance by J&J, shall be retroactive to the date that such terms and conditions were accepted by said third party.
- D) J&J, as exclusive licensee of the UNIVERSITY, shall have the right to sublicense third parties to make, use and/or sell Products under UNIVERSITY Patent Rights and Know-How where such Products are outside the scope of J&J's marketing interest. Any such license granted by J&J shall be promptly noticed to the UNIVERSITY and twenty-five percent (25%) of any royalty income realized by J&J as a result of such license shall be paid by J&J to the UNIVERSITY in lieu of any other royalty payments by J&J on the sale of Product by such third party.

6) PATENT RIGHTS

- A) The UNIVERSITY will have primary responsibility for obtaining patent protection on inventions made by DR. BROWN and his associates under the Research Program. The UNIVERSITY will consult with J&J in connection with the filing and the prosecution of U.S. and foreign patent applications on such inventions and will keep J&J fully informed on the status of all pending patent applications.
- B) DR. BROWN agrees to disclose to the UNIVERSITY and to J&J all potential inventions made in connection with the Research Program as recognized by DR. BROWN, his associates or J&J. The UNIVERSITY will promptly review such disclosures in accordance with its Patent Policy and advise DR. BROWN and J&J within forty-five (45) days from receipt thereof whether the UNIVERSITY intends to seek patent protection on such inventions.
- C) In each case where the UNIVERSITY files a U.S. application, J&J shall designate those countries where it desires corresponding foreign patent applications to be filed, which applications shall thereupon be filed and prosecuted by the UNIVERSITY, and J&J shall pay all the costs associated with the filing, prosecution and

maintenance of such foreign applications. Actual costs incurred by J&J in connection with such foreign patent applications shall be treated as an advance against royalties otherwise payable to the UNIVERSITY under this Agreement. The UNIVERSITY shall have the right to file additional applications at its own expense in foreign countries not designated by J&J.

- D) J&J shall have the right to terminate its financial responsibility for foreign patents filed under Paragraph (C) above by giving the UNIVERSITY sixty (60) days notice of its intent to discontinue the prosecution and/or maintenance of such patents and patent applications, whereupon the UNIVERSITY shall have the option to continue such patents and patent applications by assuming all future financial responsibility therefor.
- E) If the UNIVERSITY declines to file a U.S. patent application on any disclosed invention made by DR. BROWN or his associates under the Research Program, J&J shall have the right to prepare and file patent applications in the U.S. and in foreign countries on such invention and the UNIVERSITY will assign such patent applications to J&J, reserving only a right to practice such invention for its own use for educational purposes.

- F) Any inventions made solely by employees of J&J relating to microbial cellulose production, products or uses shall be and remain the sole property of J&J.
- G) Any inventions made jointly by DR. BROWN or his associates and employees of J&J during the course of the Research Program relating primarily to the general production of microbial cellulose will be assigned to the UNIVERSITY and licensed to J&J under the same terms and conditions as inventions made solely by DR. BROWN during the course of the Research Program. Any inventions made jointly by DR. BROWN or his associates and employees of J&J relating primarily to products or uses of microbial cellulose will be assigned to J&J, and J&J will be responsible for obtaining U.S. and foreign patents on such inventions.
- H) In each case where either the UNIVERSITY or J&J undertakes to file a U.S. and/or foreign patent application on an invention made in whole or in part by DR. BROWN in connection with the Research Program, DR. BROWN agrees to execute any documents which may be required to vest title to such patent applications in either the UNIVERSITY or J&J, whichever is entitled to receive such assignment under the terms of this Agreement.

I) The UNIVERSITY acknowledges, subject to the Outside Employment Policies of the UNIVERSITY, that DR. BROWN has been retained by J&J as a consultant in the field of microbial cellulose and that, in such capacity, he will be working closely with employees of J&J in the development of microbial cellulose production process and products. Any inventions made by DR. BROWN in his capacity as a consultant to J&J and not during the course of his work under the Research Program at the UNIVERSITY, shall be assigned by DR. BROWN to J&J in accordance with his Consulting Agreement. J&J agrees, however, to notify the UNIVERSITY of any such inventions and to provide, upon request, information regarding the conception and reduction to practice of such inventions.

6) CONFIDENTIALITY

The UNIVERSITY and J&J will each take reasonable precautions to protect the confidentiality of any proprietary information received from the other party and to limit the dissemination of such information to those of its employees, consultants and contractors who have a real and demonstrable need to know such information and have a written obligation to protect the confidentiality thereof. J&J shall be free to disclose confidential information to government agencies when reasonably necessary to obtain approval for clinical

studies or commercial sales of products utilizing microbial cellulose. These obligations of confidentiality shall continue during the term of the Research Program and for a period of five (5) years thereafter, but shall not apply to any information which:

- a) is in the public domain at the time of disclosure;
- b) becomes part of the public domain subsequent to disclosure through no fault of the receiving party;
- c) the receiving party can show was within its possession prior to disclosure by the other party; or,
- d) the receiving party lawfully acquires from a third party which did not acquire it directly or indirectly from the other party.

7) PUBLICATIONS

- A) The UNIVERSITY will have the first right to publish data and other scientific information resulting from the Research Program, but shall not identify J&J in such publications without the prior written consent of J&J. DR. BROWN agrees that J&J and the UNIVERSITY shall have up to thirty (30) days to review manuscripts prior to

submission for publication. J&J and the UNIVERSITY each agree to promptly review such manuscripts for patentable subject matter and either party shall have the right to delay the submission for publication for an additional period of up to sixty (60) days if reasonably necessary to allow for the preparation and filing of a U.S. patent application utilizing the information contained in such manuscripts. The party requesting delay of publication agrees to exercise reasonable diligence to effect filing of the patent application and to release the manuscript for publication with minimum delay.

B) J&J will not publish any data or scientific information resulting from the Research Program without prior review and approval of the UNIVERSITY, excluding only such data and information as is reasonably included in patent applications which J&J is entitled to file hereunder, and will not identify the UNIVERSITY in any such publications without the prior written consent of the UNIVERSITY.

9) RECORDS AND REPORTING

A) J&J agrees that it and its Affiliates will keep full, true and accurate books of account containing a complete

record of all data necessary for the computation of royalties payable to the UNIVERSITY hereunder.

- B) Royalties shall be computed on a semiannual calendar basis commencing with the first commercial sale of a product licensed hereunder, and J&J shall report to the UNIVERSITY within sixty (60) days following the last day of each reporting period during which this Agreement is in effect the total Net Sales of product on which royalties are payable, and shall pay with each such report the royalty indicated thereby to be due.

- C) The UNIVERSITY, at its own expense, shall have the right to nominate an independent certified public accountant satisfactory to J&J who shall have access during reasonable business hours to such of J&J's records which are necessary to verify the accuracy of unverified royalty reports for the past three (3) reporting years, but this right may not be exercised more than once in any one (1) calendar year.

- D) Royalties based on sales in any foreign country shall be payable by J&J to the UNIVERSITY in the United States and in U.S. dollars at the rate of exchange prevailing on the closing date of the semiannual report, provided, however, that J&J shall, before making payment to the

UNIVERSITY, deduct for exchange and all other charges due the foreign government, including withholding taxes arising from the origin and transmittal of such royalties, and provide further that royalties payable on Net Sales of Product in foreign countries shall not exceed the rates permitted by law in such countries.

In the event the laws of any foreign country prohibit the conversion of local currency into United States dollars, all royalties payable to the UNIVERSITY in respect of Net Sales of Product in such foreign country shall be deposited in the local currency to the account of the UNIVERSITY in a local bank designated by the UNIVERSITY.

- E) The UNIVERSITY shall keep true and accurate records of its expenditures in connection with the Research Program, and shall file accounting reports with J&J on a semiannual calendar basis showing expenditures in the general categories of Personnel, Equipment, Supplies, Travel and Miscellaneous as set forth in the budget of Appendix B hereof.

10) PATENT LITIGATION

- A) In the event that there is infringement by a third party of any patent licensed to J&J hereafter on a substantial

commercial scale and J&J notifies the UNIVERSITY in writing to that effect, including in said written notice prima facie evidence of such third party infringement, and if prior to the expiration of ninety (90) days from the date of said notice the UNIVERSITY has either obtained a discontinuance of such infringement or brought suit against the third party infringer, then the obligation of J&J or its Affiliate to pay royalties under such licensed patent shall continue unabated. The UNIVERSITY shall bear all the expenses of any suit brought by it and shall retain all damages or other monies awarded or received in settlement of such suit. J&J will cooperate with the UNIVERSITY in any such suit and shall have the right to consult with the UNIVERSITY and be represented by its own counsel at its own expense.

If after the expiration of ninety (90) days from the date of said notice the UNIVERSITY has not obtained a discontinuance of such infringement or brought suit against the third party infringer, then J&J and its Affiliates shall be relieved of all obligation to make payment of further royalties under such licensed patent until such time as either the third party infringement has ceased or suit for infringement has been filed by the UNIVERSITY. Alternatively, J&J shall, as exclusive

licensee, have the right after such ninety (90) day notice period to bring suit against such infringer and join the UNIVERSITY as a party plaintiff, provided that J&J shall bear all the expenses of such suit. The UNIVERSITY will cooperate with J&J in any such suit and shall have the right to consult with J&J and be represented by its own counsel at its own expense. Royalties which are based solely on such infringed patent which accrue during the pendency of such suit shall be held in escrow by J&J until a final decision is rendered by a court of competent jurisdiction from which no appeal can be or is taken. In the event the patent under which such royalties are payable is held to be invalid, the accrued royalties shall be retained by J&J to offset litigation expenses. In the event the validity of the patent is upheld, the accrued royalties shall be paid to the UNIVERSITY. Any damages or other monies awarded or received in settlement of such suit shall be retained by J&J in satisfaction of its litigation expenses.

- B) In the event any claim of a patent licensed to J&J hereunder is held to be invalid by a court of competent jurisdiction from which no appeal can be or is taken, the license to J&J under such invalid claim shall continue in effect thereafter royalty-free, but such determination of invalidity shall not affect the

obligation of J&J to pay royalties under any other patent licensed to J&J by the UNIVERSITY under this Agreement.

- C) In the event J&J or an Affiliate is charged with infringement of a patent held by a third party as a result of the manufacture, use or sale of a Product licensed hereunder, and as a result of litigation or settlement is required to pay royalties or other monies to such third party, J&J or such Affiliate may deduct from the amount of royalties due the UNIVERSITY on Net Sales of such Product an amount equal to the lesser of (a) fifty percent (50%) of the royalties actually paid to such third party, or (b) fifty percent (50%) of the royalty payments otherwise due the UNIVERSITY on sales of such Product.

11) TERMINATION

- A) Unless terminated by mutual agreement, or otherwise as provided herein, this Agreement shall continue in effect for the duration of the Research Program and the term of any patents or patent applications licensed to J&J hereunder.

B) Either party shall have the right, subject to Paragraph (C) hereof, to terminate this Agreement on the grounds of substantial breach by the other party of its obligations hereunder.

C) Either party alleging breach of this Agreement shall give written notice to the other party of its intent to terminate, stating the grounds therefor. The party receiving such notice shall have a period of sixty (60) days from the receipt thereof to cure the failure or breach. In the event said failure or breach is cured within said sixty (60) day period, said notice shall be of no effect. In the event said failure or breach is not cured, termination shall occur at the end of said sixty (60) day period. In no event shall a party serving such notice of intention to terminate be deemed to have waived any of its rights to damages or other remedies which said serving party may have as a consequence of said failure or a breach.

12) MISCELLANEOUS

A) The parties agree that where necessary or desirable to facilitate the payment of royalties or for other good and sufficient reasons, the UNIVERSITY shall grant direct licenses under the same terms and conditions as

set forth in this Agreement to foreign Affiliates of J&J under such patents as may be applicable to such Affiliates territorial field of operation. Affiliates so licensed shall thereafter report Net Sales and pay royalties directly to the UNIVERSITY, and the activities of such Affiliates shall not be included in any report by J&J to the UNIVERSITY.

- B) All communications, reports, payments and notices required by this Agreement shall be in writing and shall be addressed to the parties at their respective addresses as follows unless notification of a changed address is given in writing.

In the case of the UNIVERSITY, to:

Dr. G. J. Fonken, Vice President for
Academic Affairs and Research
The University of Texas at Austin
Austin, Texas 78712

In the case of DR. BROWN, to:

The University of Texas at Austin
Department of Botany
Austin, Texas 78712
ATTN: Dr. R. Malcolm Brown;

In the case of J&J, to:

Johnson & Johnson Products, Inc.
501 George Street
New Brunswick, New Jersey 08903
ATTN: Dr. Thomas G. Gerding

- C) Neither party shall be liable for any default or delay in its performance hereunder caused by any contingency beyond its control, including without limitation, war, restraints effecting shipping, strikes, lockouts, fires, accidents, floods, droughts, natural calamities, short or reduced supply of fuel or raw materials, demand or requirements of the government or of any governmental agency, and restraining orders or decrees of any court or judge of competent jurisdiction.
- D) This Agreement represents the entire understanding between the UNIVERSITY and J&J with respect to the Research Program and the commercialization of Products licensed hereunder. Except as provided for herein, the parties make no covenant or other commitment concerning their future actions. Nothing herein shall be construed to impose on J&J any obligation to develop or market Products licensed under UNIVERSITY Patent Rights in opposition to the free and independent business judgment of J&J. It is further understood that J&J may independently develop and market products competitive with Products licensed hereunder, and nothing herein shall be construed to impose any restrictions on such independent activity by J&J.
- E) No press release or other public disclosure or information regarding this Agreement shall be made by either

party without the prior written approval of the other party, except as required by law.

F) This Agreement shall be binding upon and innure to the benefit of the parties hereto, their heirs, assignees and successors in business. This Agreement may be freely assigned by J&J to an Affiliate, but shall not otherwise be assigned by either party without the written consent of the other.

G) This Agreement shall be interpreted in accordance with the laws of the State of Texas.

IN WITNESS WHEREOF the parties have caused this Agreement to be duly executed as of the day and year first above written.

UNIVERSITY OF TEXAS AT AUSTIN

By _____
Chairman, Board of Regents
The University of Texas System

R. MALCOLM BROWN, JR.

R. Malcolm Brown, Jr.

JOHNSON & JOHNSON

By J. C. Walcott
J. C. Walcott
Executive Committee

OBJECTIVES: To define the directions of research leading to the commercialization of microbial cellulose

GOALS: There are two classes of goals in meeting these objectives

SHORT TERM GOALS (in which the following **ACTIONS** will be taken to achieve the desired goal):

ACTION # 1: SEARCH FOR NEW CELLULOSE-PRODUCING STRAINS

- A. Search for new, diverse, and optimized cellulose-producing strains (so far, the following bacteria are known to produce cellulose: ACETOBACTER ; RHIZOBIUM ; AGROBACTERIUM ; ALCALIGENES ; AND ZYMOMONAS)
- B. Search for photosynthetic microbes which synthesize cellulose (the blue-green algae are excellent candidates)
- C. Characterize and define new cellulose-producing strains
- D. Characterize and define new forms of cellulose from these strains (i.e., such as the soluble, acetyl-cellulose produced by ACETOBACTER)
- E. Maintain a culture collection of new cellulose-producing strains
- F. Report to Johnson and Johnson on the new forms of cellulose produced by new strains
- G. Provide cultures of new strains to the company

ACTION #2: OPTIMIZATION OF CELLULOSE PRODUCTION

- A. Search for alternative and optimal media for cellulose synthesis
- B. Characterize the type of cellulose produced by a given substrate
- C. Measure the rate of cellulose synthesized on a given substrate
- D. Provide information to the company on optimized rates of synthesis or variation in cellulose production

ACTION #3: ANALYSIS OF NATURAL MUTATIONS

- A. Test for reversion frequency of mutations leading to the production of altered cellulose products**
- B. Examine properties of altered cellulose (including morphology, hydrophilicity, wet strength, degree of polymerization, crystallinity, etc.)**
- C. Measure rate of synthesis of altered cellulose**
- D. Define conditions leading to mutations**
- E. Develop procedures to minimize mutations**
- F. Report to the company on the conditions leading to mutations and solutions for minimizing these mutations.**

ACTION #4: EFFECTS OF MIXED CULTURES ON CELLULOSE SYNTHESIS

- A. Determine the potential for microbial production of cellulose while growing in association with diverse organisms**
- B. Measure the rate of increase of cellulose production from mixed cultures**
- C. Study the potential enhancement of cellulose production from mixed photosynthetic cultures (i.e., can some algae through photosynthesis provide useful organic substrates for cellulose synthesis?)**
- D. Characterize the cellulose produced in association with other organisms**

ACTION # 5: EXPERIMENTAL ALTERATION OF CELLULOSE ASSEMBLY

- A. Experimentally alter the cellulose produced (by such agents as Calcofluor, Congo Red, etc).**
- B. Examine and characterize the properties of the altered cellulose**
- C. Measure the rate of altered cellulose synthesis**
- D. Provide samples of altered cellulose to Johnson and Johnson**
- E. Provide information to the company on the morphological and physical properties of the altered cellulose**

ACTION # 6: PROCESS DESIGN FOR CELLULOSE BIOTECHNOLOGY

- A. Explore efficient technologies in the bioproduction of cellulose
- B. Optimize the glucose conversion efficiency of ACETOBACTER and other microbes
- C. Design laboratory production models for batch and continuous culture of microbial cellulose
- D. Produce small test batches of cellulose for Johnson and Johnson

LONG TERM GOALS

ACTION # 1: MICROFIBRIL ASSEMBLY

- A. Investigate the mechanisms of microfibril assembly
- B. Study the role of membranes in microfibril assembly
- C. Examine the possible role of "porin" in in vivo microfibril extrusion in ACETOBACTER
- D. Review the effects of temperature, pH, osmolarity, light, aeration, and agitation on microfibril formation

ACTION # 2: IN VITRO MICROFIBRIL ASSEMBLY

- A. Attempt IN VITRO cellulose synthesis
- B. Determine if microfibrils of controlled size and shape can be assembled in vitro
- C. Isolate and characterize the enzymes of cellulose synthesis.
- D. Characterize the physical properties of cellulose synthesized in vitro and provide information to Johnson and Johnson
- E. Determine optimal conditions for in vitro cellulose synthesis
- F. Suggest possible commercial applications with in vitro technology

ACTION # 3: GENETIC ENGINEERING

- A. Isolate bacterial genes involved in cellulose synthesis
- B. Develop suitable methodology for detection of mutants
- C. Produce transposon-induced mutants defective in cellulose synthesis
- D. Determine for each mutant which of the steps leading to cellulose synthesis are blocked
- E. Isolate by molecular cloning the DNA sequences inactivated by insertion of the transposon and the corresponding wild-type sequences
- F. Confirm the presence of a specific cellulose synthesizing gene on the cloned wild type fragment

by restoring normal cellulose synthesis

- G. By direct DNA sequencing, determine the primary structures of various cellulose-synthesis genomes
- H. Compare cellulose synthesizing genomes of ACETOBACTER with other bacteria and plants
- I. Use data to isolate specific enzymes involved in cellulose synthesis (via monoclonal antibody production to in vitro synthesized proteins)
- J. Attempt to introduce efficient cellulose synthesizing genomes into photosynthetic microorganisms (bacteria or blue-green algae)
- K. Optimization of carbon conversion efficiency into cellulose
- L. Patent microorganisms with enhanced cellulose producing capacity and provide exclusive licensing to Johnson and Johnson

ACTION #4: MODIFICATION OF BIOCELLULOSE

- A. Continue search for agents and conditions which can alter cellulose during and after synthesis
- B. Analyze properties of altered cellulose
- C. Provide technology for altering cellulose to Johnson and Johnson
- D. Suggest process design for pilot plant production of altered celluloses

APPENDIX B

Revised Budget (June, 1982)
Source: Johnson & Johnson
Organization: Department of Botany
The University of Texas at Austin
Principal Investigator/Project Director: R. Malcolm Brown, Jr.
Starting Date: August 1, 1982
Funding Term: 4 years

Year 1

A. Personnel	
1. Post doctorals (2 at \$18,000, full time)	\$36,000
2. Research technician (1 at 12,000, full time)	12,000
3. Graduate RA's (2 at \$6000, full time)	12,000
4. Temporary salaries for R. Santos, Patty Conrad, and Julie Palmer, 2 months:	3,600
5. Undergraduate RA (1 for one semester)	1,000
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SUB TOTAL	\$64,600
B. Equipment (see attached list)	\$451,340
C. Supplies	\$25,000
D. Travel	\$ 7,500
E. Publications	\$ 2,000
F. Telephone-Postage	\$ 1,500
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TOTAL DIRECT COSTS	\$ 551,940
Fringe benefits (26% S & W)	\$16,796
Overhead (33% of total direct costs, less equipment)	\$35,218
	<hr/>
YEAR 1 TOTAL	\$603,955

EQUIPMENT TO BE PURCHASED.

ITEM #	DESCRIPTION	COST
1.	Phillips EM 400 Electron Microscope	\$200,000.
2.	Computer equipment	15,000.
3.	Osmometer	3,000.
4.	Chilling unit for Balzers	3,000.
5.	Refrigerators/freezers (4)	2,000.
6.	pH meters (2)	1,700.
7.	Mettler top loading balance (2)	6,700.
8.	Mettler analytical balance (1)	3,500.
9.	Balzers liquid nitrogen feed system	1,500.
10.	Large liquid nitrogen tanks (2)	1,800.
11.	Vacuum evaporator (Denton or Edwards)	9,500.
12.	Freezer (1)	900.
13.	Magnetic stirrers (3)	900.
14.	Vortex mixers (2)	300.
15.	Cine camera system for time lapse	2,000.
16.	Electronic coupling of cine with TV	2,000.
17.	Water baths (3)	3,700.
18.	Video projection system	10,000.
19.	Video recorder, broadcast quality	25,000.
20.	Nitrogen handtruck	300.
21.	Water purification system (2)	2,000.
22.	Duo Seal vacuum pump, general (1)	1,000.
23.	Lyophilizer(Labconco # 8)	5,300.
24.	Laminar flow hood (1)	5,000.
25.	Waring Blender	200.
26.	Clinical centrifuge (1)	500.
27.	Volt meter (2)	400.

29.	Oscilloscope	1,000.
30.	Paper safe	200.
31.	35mm camera (Canon) + accessories	1,500.
32.	Polaroid copy camera and stand	2,000.
33.	Electronic timer	300.
34.	Heat guns (for Balzers) (2)	200.
35.	Avenlaid Autoradiography Apparatus	1,000.
36.	Negative drier	500.
37.	General covers (3)	600.
38.	Print trays (8)	300.
39.	Developer and fixer containers (3)	200.
40.	Pipette washer	300.
41.	X-ray viewing boxes (4)	600.
42.	Hot plates (3)	300.
43.	Micromanipulator	8,000.
44.	Fermentation equipment for Acetobacter	20,000.
45.	Fraction collectors(2)and UV detector	7,400.
46.	Video monitors (2)	2,000.
47.	Beckman L-6 70 Ultracentrifuge	22,900.
48.	Beckman 70 TI Rotor	5,100.
49.	Beckman J 21 Preparative Centrifuge	12,500.
50.	Beckman DU 8B Spectrophotometer + acc.	25,500.
51.	Beckman HPLC + acc.	13,300.
52.	Zeiss Inverted microscope	25,200.
53.	Zeiss Photomicroscope + acc	129,000.
54.	Philips X-ray Diffraction	26,840.
55.	Beckman JE-6B Rotor	1,000.
56.	Beckman Microfuge 12 and accessories	2,200.
57.	Beckman Door Assembly for J2-21	300.

57.	Beckman Liquid Scintillation LS-3800	24,300.
58.	Standard Weights (set)	200.
59.	Digital timer	400.
60.	Fluorometer (Turner double beam)	2,400.
61.	Ultralow temperature freezer	4,000.
62.	Hematology mixer	200.
63.	Binoculars for Reichert trimmer	1,500.
64.	Refractometer	500.
65.	Shore Durometer	200.
66.	Photric timer for enlarger	500.
67.	Dehumidifiers (2)	300.
68.	EM film processing	1,000.
69.	Lab carts (2)	400.

Total: \$655,000.

UT Contribution: \$203,660.

J & J Contribution: \$451,340.

Item # 1 to be purchased from University of Texas

Items 2-69 to be purchased from J & J grant

Revised Budget (June, 1962)

Source: Johnson & Johnson

Organization: Department of Botany

The University of Texas at Austin

Principal Investigator/Project Director: R. Malcolm Brown, Jr.

Starting Date: August 1, 1962

Funding Term: 4 years

Year 2

A. Personnel

1. Post doctorals (2 at \$19,800, full time)	\$39,600
2. Research technicians(2 at 13,200, full time)	26,400
3. Graduate RA's (3 at \$6500, full time)	19,500
4. Undergraduate RA (1 for one semester)	1,200

SUB TOTAL	\$87,000
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B. Equipment (future purchases) \$18,666

C. Supplies \$25,360

D. Travel \$ 8,250

E. Publications \$ 2,200

F. Telephone-Postage \$ 1,650

TOTAL DIRECT COSTS	\$143,126
Fringe Benefits (26% S & W)	\$22,620
Overhead (33% of total direct costs, less equipment)	\$43,562

YEAR 2 TOTAL	\$209,308
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Revised Budget (June, 1982)

Source: Johnson & Johnson

Organization: Department of Botany

The University of Texas at Austin

Principal Investigator/Project Director: R. Malcolm Brown, Jr.

Starting Date: August 1, 1982

Funding Term: 4 years

Year 3

A. Personnel

1. Post doctorals (2 at \$21,780, full time)	\$43,560
2. Research technicians(2 at 14,520, full time)	29,040
3. Graduate RA's (3 at \$7260, full time)	21,780
4. Undergraduate RA (3,at \$1,320 summer)	3,960

SUB TOTAL \$98,340

B. Equipment (future purchases) \$13,105

C. Supplies \$38,250

D. Travel \$ 9,875

E. Publications \$ 2,500

F. Telephone-Postage \$ 2,800

TOTAL DIRECT COSTS \$155,278

Fringe Benefits (26% S & W) \$25,568

Overhead (35% of total direct costs,
less equipment) \$49,757

YEAR 3 TOTAL \$230,595

Revised Budget (June, 1962)

Sources: Johnson & Johnson

Organization: Department of Botany

The University of Texas at Austin

Principal Investigator/Project Director: R. Malcolm Brown, Jr.

Starting Date: August 1, 1962

Funding Term: 4 years

Year 4

A. Personnel

1. Post doctorals (2 at \$23,958, full time)	\$47,916
2. Research technicians(2 at 15,972, full time)	31,944
3. Graduate RA's (3 at \$7966, full time)	23,958
4. Undergraduate RA (3,at \$1,500 summer)	4,500

SUB TOTAL	\$108,318
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B. Equipment (future purchases) \$14,184

C. Supplies \$33,273

D. Travel \$10,000

E. Publications \$ 2,750

F. Telephone-Postage \$ 2,200

TOTAL DIRECT COSTS	\$178,727
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Fringe Benefits (26% S & W) \$28,162

Overhead (35% of total direct costs,
less equipment) \$54,790

YEAR 4 TOTAL	\$253,679
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Revised Budget (June, 1982)

Source: Johnson & Johnson

Organization: Department of Botany

The University of Texas at Austin

Principal Investigator/Project Director: R. Malcolm Brown, Jr.

Starting Date: August 1, 1982

Funding Term: 4 years

BUDGET SUMMARY (BY YEAR)

Year 1	\$683,955
Year 2	\$289,388
Year 3	\$238,595
Year 4	\$253,679
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TOTAL=	\$1,265,617

APPENDIX C

UNIVERSITY OF TEXAS AT AUSTIN

PATENT POLICY

MAY 28, 1982

- 2.4 Patent Policy.
2.41 Statement of Basic Philosophy and Objectives. --While the discovery of patentable processes or inventions is not the primary objective of the System, for any such

discoveries made, it is the objective of the Board to provide a patent policy which will encourage the development of such inventions for the best interest of the public, the inventor, and the sponsor whenever an invention occurs, and will permit the timely disclosure of any patentable discoveries, whether by patent, publication or both. The policy is further intended to protect the respective interests of all concerned by ensuring that the benefits of patents accrue to the public, to the inventor, to the System and to sponsors of specific research in varying degrees of protection, monetary return and recognition, as circumstances justify or require.

2.42 General Policy.

2.421 The patent policy as adopted shall apply to all persons employed by the component institutions of the System, to anyone using System facilities under the supervision of System personnel, and to postdoctoral and predoctoral fellows.

2.422 It is the intent of this policy to permit staff members maximum freedom in respect to their findings, consistent with their obligations to the System. Any person affected by this policy who as a result of his or her researches makes a discovery other than on certain government or other sponsored research projects, where individual grant agreements provide otherwise, should retain the ultimate right to decide how it is to be made public--by publication, by patenting, or both.

2.423 Property rights in inventions will be based on the degree of System support, as hereinafter specified.

2.424 The System will provide patent review and management services either by its own staff, through a related Foundation, or by other means.

2.425 It is a basic policy of the System that patents be developed primarily to serve the public interest. This objective usually will require patent development by nonexclusive licensing but the public interest may best be promoted by the granting of a limited exclusive license or even an exclusive license for the period of the patent. These determinations will be recommended and made in accordance with the administrative procedures hereinafter set out and with the approval of the Board.

2.43 Institutional Patent Committees and System Patent Office.

2.431 Patent Committees: To help administer the patent policy at each component institution and to make

recommendations to chief administrative officers for further referral to the Chancellor and Board (in those cases when action by the Chancellor and/or the Board is required), Institutional Patent Committees shall be established as directed by the Chancellor.

2.432 System Patent Office: To assist the Institutional Patent Committees to provide technical advice to individual faculty and staff members in patent matters and to coordinate details in respect to patent procedures, a System Patent Office shall be established.

2.44 Classification of Discoveries by Source of Research Support.

2.441 The patentable idea has developed as a result of the individual's efforts on his own time, with no direct System support or use of System facilities.

2.442 The patentable idea has resulted from research performed by the individual on System time, with support by State funds, or using System facilities.

2.443 The patentable idea has resulted from research supported by a grant or contract with the Federal Government or an agency thereof, or with a nonprofit foundation, or by a private gift to the System.

2.444 The patentable idea has resulted from research supported by commercial concerns or industry.

2.45 Property Rights and Obligations:

2.451 Patentable ideas developed on an individual's own time and without direct System support or use of System facilities (See 2.441.) are the exclusive property of the inventor, and the System has no interest in any patent obtained, and no claim to any profits resulting therefrom. Should the inventor choose to offer his invention to the System, the Institutional Patent Committee shall recommend as to whether the System should support and finance the patent application and manage the patent development. If the inventor makes his offer after obtaining the patent, the Institutional Patent Committee shall recommend as to whether the System should reimburse the inventor for his expenses in obtaining the patent. If the Patent Committee recommends and the invention is accepted for patent management by the System, the procedures to be followed and the rights of the parties shall be those set out in Subsection 2.4524 following.

2. 452 Patentable ideas resulting from research performed on System time, with support by State funds, or using System facilities. (See 2. 442.)
2. 4521 The inventor may choose to publish the details of his research and not to patent.
2. 4522 Before or after publishing, if the inventor decides to patent ideas resulting from research done on System time, with support by State funds, or using System facilities, he shall submit such ideas to the Institutional Patent Committee for determination of the System's interest. In those instances, however, where delay would jeopardize obtaining the patent, the inventor may, with the approval of the Chairman of the Institutional Patent Committee and the chief administrative officer, file the patent application prior to the Committee and administrative review provided in the following two subsections. If the request is granted, the inventor may proceed with the filing of his patent application pending the determination of the System's interest as provided therein; provided, however, that the inventor shall be reimbursed for his expenses in filing the patent application if the decision of the System is to assert and exploit its interests. The Chairman of the Institutional Patent Committee shall notify the System Patent Office of any such application.
2. 4523 If the Institutional Patent Committee recommends that the System not assert and exploit its interest, and that recommendation is approved by the System Patent Officer and the Chancellor, the inventor shall be notified within ninety (90) days of the date of submission that he is free to obtain and exploit a patent in his own right and the System shall not have any further rights, obligations or duties thereto. (In some instances, the Committee may elect to impose certain limitations or obligations, dependent upon the degree of System support.)
2. 4524 If the System decides to patent and assert and exploit its interest, it shall proceed

either through its own efforts or those of of a patent agent to obtain and manage the patent. It shall be mandatory for all employees, academic and nonacademic, to assign inventions and patents to the System when the patentable inventions fall within Section 2.452. The division of royalties or other income, patenting and licensing costs first being recaptured, shall be as follows:

0-\$ 5,000/75% to Inventor
25% to System
5,000- 10,000/50% to Inventor
50% to System
above- 10,000/25% to Inventor
75% to System

The division of royalties and other income from patents managed by a patent agent will be controlled by the System's agreement with such agent, as approved by the Board. Any other deviation from this rule requires the prior approval of the Board.

2.453 Patentable ideas resulting from research supported by a grant or contract with the Federal Government, or an agency thereof, or with a nonprofit foundation or by a private gift to the System. (See 2.443.)

2.4531 Administrative approval of application requests to, and acceptance of grants or contracts with, the Federal Government, or any agency thereof, or with a nonprofit foundation or a private donor, implies a definite decision that the value to the System of receiving the grant or performing the contract outweighs the impact of any resulting change in the basic patent policy of the System.

2.4532 The patent policy of the System is subject to, and thus amended and superseded by, the specific terms pertaining to patent rights included in Federal grants and contracts, or grants and contracts with nonprofit foundations or private donors, to the extent of any conflict.

2.4533 In those instances where it is possible to negotiate System-wide patent agreements with the Federal agencies or

nonprofit foundations or private donors and thereby obtain more favorable treatment for the inventor and the System, every effort will be made to do so after consultation with the Institutional Patent Committee and the chief administrative officer.

- 2.4534 Employees of the System whose patentable ideas result from a grant or contract with the Federal Government, or any agency thereof, or with a nonprofit foundation or by private gift to the System shall make such assignment of inventions or patents as is necessary in each case in order that the System may discharge its obligation, express or implied, under the particular agreement.
- 2.454 Patentable ideas resulting from research supported by a grant or contract with commercial concerns and industry. (See 2.444.)
- 2.4541 The System recognizes the academic advantages which can come from close scientific cooperation between the research staffs of the System and the research staffs of industry.
- 2.4542 The provisions of joint research arrangements with industry shall take into account (a) the extent of the industrial participant's contribution of funds and other services, including unique knowledge; (b) the import of the joint effort to the research and educational program of the System; (c) the protection of the personal achievements of the System participant or participants; and (d) most importantly, the interests of the State and its citizens who provide basic fiscal support.
- 2.4543 Balancing the equities between these different interests may require the joint arrangement to contain provisions for (a) nonexclusive licensing; (b) granting exclusive information prior to publication or patent application; (c) royalty free nonexclusive license; (d) exclusive license for

- some limited period of time; (e) exclusive license for the life of the patent; or (f) such other provisions as will properly equate the equities involved, including the right of the System to terminate an exclusive license upon failure of the industrial participant to develop or exploit the invention in a manner which will enhance the interests of the public.
- 2.4544 All such arrangements or contracts with industrial participants shall be approved in advance by the Institutional Patent Committee and recommended and approved by the chief administrative officer, the Chancellor, and the Board.
- 2.4545 Employees of the System whose patentable ideas result from research supported by a grant or contract with commercial concerns or industry shall make such assignment of inventions or patents as is necessary in each case in order that the System may discharge its obligations, express or implied, under the particular agreement.
- 2.46 Any agreement altering the basic patent policy of the System as set out in the preceding sections shall have the advance approval of the Patent Committee, the chief administrative officer, the Chancellor, and the Board.
- 2.47 University Income from Patents.
The portion of the net income the System retains from royalty or other patent-related income shall be used first to defray the expenses of the System Patent Office, if any, and thereafter, as approved by the Board, for research purposes at the component institutions where the invention originated.
- 2.48 Implementation of Revised Patent Policy.
A Patent Procedures Manual shall be developed to provide more detail as to procedures to be followed under the various provisions of this policy.

16. U.T. Austin: Request for Exception to Regents' Rules and Regulations (Part One, Chapter VIII, Section 1.1) and to Name the Buildings Under Construction and Renovation for the College of Business Administration and the Graduate School of Business the George Kozmetsky Center for Business Education.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's request for an exception to Regents' Rules and Regulations (Part One, Chapter VIII, Section 1.1) requiring that persons to be honored with the naming of a building "shall have been deceased at least five years," and to name the buildings under construction and renovation for the College of Business Administration and the Graduate School of Business the George Kozmetsky Center for Business Education.

BACKGROUND INFORMATION

Dr. Flawn has noted that, on the occasion of Dr. George Kozmetsky's retirement as Dean of the College of Business Administration and the Graduate School of Business, it is appropriate for the University to take action that would recognize and memorialize the extraordinary contributions he has made over the past 16 years in the pursuit of academic excellence in business education and research.

Dean Kozmetsky has directed the development of the College into the finest business educational program in any public university, and indeed into one of the top five programs in the United States.

He and his family have been most generous with their personal resources in developing the College of Business Administration and the Graduate School of Business into an outstanding business education and research program and further propose to transfer the RGK Foundation Building to U.T. Austin and to pledge in addition a gift of \$4 million to be paid at \$400,000 per year over ten years.

The proposed naming of buildings under construction and renovation in the College of Business Administration and Graduate School of Business is an appropriate way to recognize the many contributions that Dean Kozmetsky has made to business education and research at U.T. Austin.

17. U.T. Austin: Recommendation to Approve the Naming of Rooms in the College of Pharmacy Complex (Regents' Rules and Regulations, Part One, Chapter VIII, Section 1, Subsection 1.2, Naming of Facilities Other Than Buildings).--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to name rooms or areas in the College of Pharmacy complex at U.T. Austin in accordance with Regents'

Rules and Regulations, Part One, Chapter VIII, Section 1, Subsection 1.2 related to the naming of facilities other than buildings.

The recommended room names and designated room numbers within the Pharmacy (PHR) complex are as listed below:

- (1) Mr. and Mrs. C. R. Sublett Learning Resource Laboratory - PHR 3.208
- (2) C. L. Klinck, Sr. and Family Prescription Dispensing Laboratory - PHR 3.110
- (3) Alcon Laboratories, Inc. Sterile Products Laboratory - PHR 1.110
- (4) Eli Lilly and Company Learning Resource Computer Laboratory - PHR 3.116
- (5) Hoechst-Roussel Pharmaceuticals, Inc. Research Laboratory - PHR 3.240
- (6) Johnson & Johnson Products, Inc. Pilot Manufacturing Laboratory - PHR 1.114
- (7) SmithKline Corporation Prescription Dosage Form Laboratory - PHR 3.108
- (8) Warner-Lambert Foundation Dosage Forms Testing Laboratory - PHR 1.130
- (9) Behrens Inc. Classroom - PHR 2.116
- (10) Southwestern Drug Corporation Classroom - PHR 2.114
- (11) Henry M. Burlage, Ph.D. Courtyard
- (12) William J. Sheffield, Ph.D. Lecture Hall - PHR 3.106
- (13) Kappa Epsilon Fraternity Student Office - PHR 2.118B
- (14) Rho Chi Honor Society Student Lounge - PHR 2.118
- (15) The Dean's Council Seminar Room - PHR 2.208
- (16) Walter Cousins, Jr. Seminar Room - PHR 2.214
- (17) Chris Heinemeyer Seminar Room - PHR 2.212

U.T. Austin will provide appropriate recognition of the donors and identification of the rooms if the recommended names are approved by the Board.

BACKGROUND INFORMATION

The recommended naming of these rooms within the College of Pharmacy complex is the direct result of a special fund raising campaign authorized at the February 12-13, 1981, meeting of the Board of Regents. All gifts have been docketed or otherwise accepted by the Board of Regents. The recommended room or building area names are consistent with

the wishes of the donors and are to honor the donors or individuals designated by the donors. Information about the donors and/or honorees are presented below in the same order that names were presented in the recommendation above.

Mr. and Mrs. C. R. Sublett have funded an endowed position as well as provided additional funds to support the new pharmacy facility. Mr. Sublett, associated with Eli Lilly and Company from 1935 to 1974, is a member of the President's Association at U.T. Austin and The Chancellor's Council. As a member of the Pharmaceutical Foundation Advisory Council he has given leadership to other College of Pharmacy fund raising efforts in the pharmaceutical industry.

Mr. and Mrs. C. L. Klinck, Jr., and sons Gary and Jan have been contributors to the College of Pharmacy since 1974, both in the form of grants to the College and to establish student loan funds. Both Jan and Gary Klinck are graduates of the U.T. Austin College of Pharmacy, and the family owns and operates drugstores in McAllen and Hidalgo.

Alcon Laboratories, Inc., located in Fort Worth, Texas, is a prominent pharmaceutical manufacturer of ophthalmic products. Since 1976 they have provided considerable support to the College of Pharmacy in the form of grants-in-aid and research grants.

Eli Lilly and Company has been a contributor to the College of Pharmacy because of the good will of Mr. Coulter R. Sublett, a former executive of the Company and personal supporter of the College, and because of the numerous graduates of the College currently employed by the Company. In addition to cash gifts, Eli Lilly and Company provides support for various continuing education programs.

Hoescht-Roussel Pharmaceuticals, Inc., located in Somerville, New Jersey, is the largest single contributor to the College having contributed grants-in-aid, research grants and endowment funds to the College over the past three years.

Johnson & Johnson Products, Inc., located in New Brunswick, New Jersey, is a recent contributor to both the College of Pharmacy and the Department of Botany.

SmithKline Corporation, a pharmaceutical manufacturer, located in Philadelphia, Pennsylvania, has been an annual contributor to the College since 1979, both in the form of general support and research grants.

The Warner-Lambert Foundation, established by the Warner-Lambert Company, a manufacturer of pharmaceuticals, has provided a grant-in-aid to the College because of the friendship of Warner-Lambert President Joseph Williams with Dean James T. Doluisio.

Behren's Inc., a drug wholesaler located in Waco, Texas, has been and continues, with a recent grant-in-aid, to be a contributor and supporter of the College of Pharmacy. Company Vice-President, Mr. Glenn Smith, currently serves on the Pharmaceutical Foundation Advisory Council.

Southwestern Drug Corporation, Dallas, Texas, has provided grant-in-aid dollars to the College and pledges of future support. The Company's President and Chief Executive Officer, Mr. Gene Vykukal, is currently serving a second year as Chairman of the Pharmaceutical Foundation Advisory Council.

The "Henry M. Burlage, Ph.D. Courtyard" is so named to recognize a commitment made to donors of endowment funds and in recognition of Dr. Burlage's contributions to the College of Pharmacy. Dr. Burlage, Professor Emeritus of Pharmacy, and who died in 1978, was a member of the faculties of several major state universities as well as Dean of the College of Pharmacy of The University of Texas at Austin.

The "William J. Sheffield, Ph.D. Lecture Hall" is so named to recognize a commitment made to donors of endowment funds and in recognition of Dr. Sheffield's contributions to the College of Pharmacy. Dr. Sheffield, Professor Emeritus of Pharmacy, was Assistant Dean of the College on two occasions and Acting Dean of the College from May 1964 to September 1964 and again from March 1971 to June 1973. In 1973 he became Associate Dean of the College of Pharmacy. Dr. Sheffield received the Texas Pharmacist of the Year Award in 1979 presented by the Texas Pharmaceutical Association and has received teaching excellence awards within the College of Pharmacy on four different occasions.

Designation of the "Kappa Epsilon Fraternity Student Office" is in recognition of cash contributions and pledges by this honorary professional fraternity for women in pharmacy to the College and for their assistance to the College with conferences and seminars.

Designation of the "Rho Chi Honor Society Student Lounge" is in recognition of cash gifts by Rho Chi, a national honorary pharmaceutical society established at The University of Texas in 1930. Eligibility for membership in the society is based on high attainment in scholarship, character, personality and leadership.

Naming of the "Deans Council Seminar Room" is in recognition of sizeable annual contributions to the College by the Dean's Council. The Dean's Council was organized to provide general support to the College with leadership provided by the Dean of the College. The Council's membership consists of individuals contributing at least \$100 annually to the College.

Southwest Service Wholesale Druggists Association has provided contributions to the College for the specific purpose of designating a room in memory of Mr. Walter Cousins, Jr., deceased. Mr. Cousins, a former Secretary of the Texas State Board of Pharmacy, served as the first chairman of the Pharmaceutical Foundation Advisory Council in 1952 and provided one of the first grants to the Foundation.

Friends and Associates of Mr. Chris Heinemeyer have provided contributions to the College for the specific purpose of designating a room in honor of Mr. Chris

Heinemeyer, deceased. Mr. Heinemeyer, a 1966 graduate from the College of Pharmacy of The University of Texas at Austin, was an independent pharmacist in San Antonio who exhibited exemplary leadership in Bexar County Pharmaceutical Association and served on the Board of Directors of the Texas Pharmaceutical Association.

18. U. T. Austin: College of Liberal Arts Foundation Advisory Council - Proposed Nominee Thereto (NO PUBLICITY UNTIL ACCEPTANCE IS RECEIVED)

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation for approval of the nomination of Mr. Barron Ulmer Kidd, an investor, Dallas, Texas, to the College of Liberal Arts Foundation Advisory Council for a term to expire in 1985.

BACKGROUND INFORMATION

The nomination of Mr. Kidd is to the unfilled vacancy on the Advisory Council.

In accordance with usual procedures, no publicity will be given to this nomination until an acceptance is received and reported for the record at a subsequent meeting of the U.T. Board of Regents.

19. U.T. Austin: Marine Science Institute Advisory Council - Proposed Nominee Thereto (NO PUBLICITY UNTIL ACCEPTANCE IS RECEIVED).--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation for approval of the nomination of Mayor Charles Brown, semi-retired from the oil business, Port Aransas, Texas, to the Marine Science Institute Advisory Council for a term to expire in 1984.

BACKGROUND INFORMATION

The nomination of Mayor Brown is to an unfilled vacancy on the Advisory Council.

In accordance with usual procedures, no publicity will be given to this nomination until an acceptance is received and reported for the record at a subsequent meeting of the U.T. Board of Regents.

20. U.T. Dallas: Request for Authorization to Establish a Master's Degree in Business Administration (M.B.A.) and to Submit the Proposed Program to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with the request by President Rutford for authorization to establish a Master's Degree in Business Administration (M.B.A.). If approved by the U.T. Board of Regents, this proposal will be submitted to the Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

The proposed program will provide education for managers in all the major business functions (accounting, finance, marketing), as well as operations research, corporate policy, organizational behavior, and international management. It is designed to complement the existing M.S. degree program in Management and Administrative Sciences which is offered to students who wish to continue their education through the Ph.D. in seeking academic careers. The proposed degree is intended to educate potential upper-level managers in state-of-the-art management theories and concepts through rigorous training in quantitative decision-making and applied economic analysis. Demand for the output of graduates of this program in the Dallas/Fort Worth area alone should easily exceed supply of graduates over the next decade. Corporations headquartered in the Dallas/Fort Worth area, which include high technology companies, finance and insurance, real estate, and computer information systems companies, currently recruit their top-flight M.B.A. employees from out of the state.

Existing faculty, facilities and library resources are available to implement the proposed program, which will be administered in the School of Management and Administration. It is anticipated that the program will be self-supporting in its first year.

Upon Regental and Coordinating Board approval, the next appropriate institutional catalog published will be amended to reflect this action.

21. U.T. Dallas: Request for Authorization to Establish Bachelor of Science and Master of Science Degrees in Education of the Deaf and Hard of Hearing and to Submit the Proposed Programs to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with the request by President Rutford for authorization to establish Bachelor of Science and Master of Science Degrees in Education of the Deaf and Hard of Hearing. If approved by the U.T. Board of Regents, these proposals will be submitted to the Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

The proposed programs provide an interdisciplinary focus for academic and clinical studies directed toward the variety of problems, issues, and research which affect the education of the deaf and severely hard of hearing individuals. The Bachelor of Science degree would prepare students for employment opportunities in educational settings for children and/or adolescents. When taken in combination with teacher education requirements, it would provide basic certification as a teacher of the deaf and severely hard of hearing in Texas. The Master's degree would provide advanced training to professionals in the education of the deaf and aims at developing leadership potential. When taken in coordination with appropriate advisement related to teacher education and work experience requirements, it would provide professional certification as a teacher of the deaf.

A significant need for teachers of the deaf exists in North Texas and throughout the state. Factors contributing to this need are: a realization that early intervention can open previously unrecognized educational opportunities for deaf children; the demand for teachers of the deaf created by law; and the population growth in the Sun Belt, particularly in the Dallas/Fort Worth metroplex. There is a great need for Master's degreed personnel in terms of replacement, particularly for special areas such as multi-handicapped deaf and parent-infant programs. The Master's program would also respond to the needs of the teachers in Dallas County who have little opportunity for advanced professional training in their specialty.

The proposed programs would be administered by the School of Human Development at U.T. Dallas. Because of the presence of the Callier Center for Communication Disorders, an excellent modern facility is available as a resource for these programs. The new programs would require the addition of one and one-half new faculty. It is anticipated that the Bachelor of Science degree would be self-supporting by the 1986-87 academic year and that the Master's program would be self-supporting in its second year of operation.

Upon Regental and Coordinating Board approval, the next appropriate institutional catalog published will be amended to reflect this action.

22. U.T. Dallas: Recommendation to Amend the Bylaws of The Aerospace Heritage Foundation, Inc. and Approve the Appointment of Three Additional Directors.--

RECOMMENDATION

The Office of the Chancellor concurs with President Rutford's recommendation that amendments to the Bylaws of The Aerospace Heritage Foundation, Inc. increasing the number of directors to twenty-five be approved. The proposed amendments (shown in congressional style) to the Bylaws (Article II) read as follows:

Section Two. Number, Tenure, and Qualification. The Board of Directors shall consist of twenty-five [~~five~~] persons, with the initial directors being named in the Articles of Incorporation. The initial directors shall serve terms extending through

December 1, 1978. Members appointed by the Board of Regents at their meeting of November 30 and December 1, 1978 shall serve through December 31, 1979. Thereafter, directors, on the recommendation of a majority vote of a quorum of the directors in office and with the endorsement of the President of The University of Texas at Dallas and the Chancellor at The University of Texas System, shall be appointed by the Board of Regents of The University of Texas System for terms of one year. The term of each director shall commence on January 1 and shall extend through the following December 31. Each director shall hold office for the term for which he was appointed and until his successor shall have been appointed and qualified. Any vacancy which occurs on the Board of Directors shall be filled (following the procedure set out for regular term appointments) by appointment of the Board of Regents of The University of Texas System for the unexpired term. Should the number of Directors be reduced below a quorum, the remaining Directors may, by majority vote, recommend persons to fill terms, either regular or unexpired. Directors may succeed themselves without limitation.

Section Six. Quorum. A majority of the Board of Directors in office shall constitute a quorum for the transaction of business at any meeting of the Board; but if less than a majority of the directors are present at said meeting, a majority of the directors present may adjourn the meeting from time to time without further notice.

The Office of the Chancellor further concurs with President Rutherford's recommendation that Mr. Roy Cowan, Mr. M.A. (Dutch) Barbettini, and Brig. Gen. Herman Rumsey be appointed immediately to three of the vacancies created by the increased membership. If appointed, their terms will expire December 31, 1982.

BACKGROUND INFORMATION

The Aerospace Heritage Foundation, Inc. is an internal corporation as defined in Part One, Chapter VII, Section 6 of the Regents' Rules and Regulations. Under the charter of the corporation, the U.T. Board of Regents must appoint the Board of Directors, approve amendments to the Bylaws, and approve amendments to the charter. The charter of the corporation was approved by the U.T. Board of Regents on August 3-4, 1978. The Bylaws of the corporation were approved by the U.T. Board of Regents on November 31-December 1, 1978. A major purpose of the Foundation is to support the history of Aviation Collection in the library of The University of Texas at Dallas.

The proposed increase in membership would allow for a broader participation by the interested community in the affairs of The Aerospace Heritage Foundation, Inc. The amendment to the "quorum" section of the Bylaws will allow the Foundation's

business to be conducted until additional directors are appointed.

Mr. Cowan is the former owner and president of Riverside Press. Mr. Barbettini is Executive Vice President of Teledyne Neosho, and General Rumsey is retired from the U.S. Air Force.

23. U.T. El Paso: Proposed Agreement Between The University of Texas at El Paso and National Public Radio (NPR), Washington, D.C.--

RECOMMENDATION

The Office of the Chancellor concurs with the recommendation of President Monroe that the proposed agreement between The University of Texas at El Paso and National Public Radio (NPR), Washington, D.C., as set forth on Pages AAC 108-119, be approved.

BACKGROUND INFORMATION

The proposed agreement will facilitate use of the satellite antenna facilities serving KTEP-FM by local commercial stations. KTEP-FM is U.T. El Paso's public radio station, and the proposed agreement will provide community service as well as additional revenue for the station.

This agreement has been reviewed and approved by the Office of General Counsel and the Office of Academic Affairs.

AGREEMENT FOR OCCASIONAL DOWNLINK SHARING

National Public Radio, 2025 M Street, N.W., Washington, D.C. 20036 (NPR), and Radio Station KTEP-FM, of the University of Texas at El Paso, the non-commercial radio or television station providing services for the purposes stated herein (Station), hereby agree as follows:

SECTION I - PURPOSE

The purpose of this Agreement is to state the arrangement, for the term of this Agreement, under which Station will make its receive capability available to Users (User) with which NPR has contracted to provide occasional downlink services. It is the intent of this Agreement to establish terms under which Station will provide service for occasional users of the public radio satellite interconnection system.

This Agreement shall establish a procedure by which particular User interests will be specified by appendices to this Agreement. This procedure shall not change the terms of this Agreement and is intended to avoid the administrative burden to Station of separately negotiating each such specific request for service.

Station's participation as a satellite receive station is critical to the successful distribution of any particular User's programs or transmission.

SECTION II - TERM

The term of this Agreement is from date of execution hereunder, until September 30, 1983, automatically renewable for additional two year terms, subject to termination provisions specified in section XI, "Termination."

SECTION III - DESCRIPTION OF SERVICE
PROCEDURES FOR ORDERING SERVICE

NPR and Station agree that Station shall provide services according to the following terms:

1. Occasional Downlink Services: this service is defined as the provision of, and charge for, signal reception coordinated by Station personnel for an hourly fee, with incremental charges for service beyond one hour.

2. Each party shall designate a representative authorized to represent it to change in writing this Agreement, which designation is made in Attachment II. It is Station's responsibility to inform NPR of a change in the representative.

3. Station's representative shall designate an individual or individuals authorized to place or receive orders under the terms described herein, which designation is made in Attachment II of this Agreement. It is station's responsibility to inform NPR of a change in such designated individuals.

4. a) NPR may place orders with Station by telephone, DACS message, or in writing, and such orders may be for individual events or groups of events. Station's oral acceptance or declination of an order shall be binding upon Station, notwithstanding formal execution of appendices. If the order is placed orally, NPR shall thereafter put such order into written form, as an Appendix to this Agreement, and send a signed copy to Station, which shall return an executed copy to NPR by the date specified in each order.

b) NPR shall make best efforts to provide Station sufficient lead time within which Station may acknowledge and accomplish, or decline, NPR's order.

c) Station may decline provision of service if, in its discretion, it determines sufficient lead time was not given it to supply its receive capability; or facilities are unavailable; or Station determines its ability to provide a non-commercial radio service is or might be materially impaired. Station will comply with NPR's request for a written confirmation which describes the reason(s) Station so declined. Station may decline service for new orders only, and its acceptance of an order constitutes acceptance of any and all events included in the order.

d) Upon Station's refusal to accept an order, NPR has the option to seek similar services from other telecommunications entities within Station's market.

e) The parties understand Station shall be entitled to its appropriate pro rata share of the Participating Licensee Fund (PLF) established by the Corporation for Public Broadcasting for its willingness to provide services as described in this Agreement. Station understands its consistent failure to provide the services described herein other than for the reasons set forth in Paragraph 3 (c) above, or its repeated provision of services deemed unacceptable according to reasonable professional standards, may preclude Station from receiving Participating Licensee funds as may be determined by the NPR Board of Directors or its Technology/Distribution Committee.

5. a) Station shall be paid a fee for any service actually provided by Station upon receipt by NPR of payment from User, and according to the schedule in Attachment I, which schedule of rates is subject to review and periodic adjustment by NPR.

b) Station shall charge the same rates for its provision to all users to which it provides services as described in this Agreement or attachments hereto, regardless of whether NPR orders such services. Station agrees it shall pay NPR a share of revenues derived from the provision of services not ordered by NPR as described in Attachment I.

SECTION IV - STATION RESPONSIBILITY

Among other obligations hereunder, and when necessary to effect service for a particular order, Station is entirely responsible for any and all of the following, and agrees:

1. By dates specified by NPR, to permit an authorized representative of a telephone company or other organization designated by NPR to install or otherwise provide facilities that will enable Station to distribute a signal or signals to designated end users.

2. To arrange for the stereo output of two of Station's demodulators to be summed for a monaural feed to the telco line or other interconnection facilities.

3. To participate in authorized line tests according to a format provided by NPR.
4. To tune Station's demodulators to the assigned channels, complete the connection to a telco or other interconnection facility, and maintain the continuity of this connection for the duration of the transmission.
5. To provide NPR within ten (10) working days after the end of any month written confirmation of service provided during that month, including identification of precise start- and end-times, and details of discrepancies or other deviations from NPR's order.
6. Not to participate in any project that will materially impair its own capability to receive and broadcast programs transmitted on the public radio satellite system for public radio use.
7. Not to permit reproduction or recording, not specified herein without User's express written approval, nor to distribute User's transmission to unauthorized users.

SECTION V - NPR RESPONSIBILITY

Among other obligations hereunder, NPR is entirely responsible for the following and agrees:

1. To develop and publish a set of standard operating procedures, which NPR shall periodically update as necessary.
2. To negotiate separately with User appropriate terms to accomplish distribution and to represent Station with respect to such separate terms, and to otherwise provide contact between Station and User(s) where appropriate.
3. To establish in its contract with User(s) that the primary function of the public radio satellite system is the distribution of non-commercial educational and cultural programs to public radio stations.
4. To establish in its contract with User that neither NPR nor Station is in any way responsible for the content of User programs and that User shall indemnify and hold both NPR and Station harmless for any loss or damage arising in connection with distribution the content of User's transmission.

5. To establish in its contract with User that neither NPR nor Station is responsible for the ordering, payment for, coordination of troubleshooting responsibility for any interconnection links connecting participating public stations with end users, and that User shall hold NPR and participating stations harmless from and against all malfunctions, signal degradation and any service interruption associated with those circuits.

SECTION VI - ASSIGNMENT

Station may not assign any of its rights or obligations hereunder or create any rights in any third party, except as agreed to by the parties in a separate writing.

SECTION VII - NOTICES

Unless otherwise provided for herein, all necessary notices, demands, and requests shall be deemed duly given and made when delivered in person or by first class certified mail, postage prepaid, return receipt requested, and subject to the subsequent designation of another address by the party to whom addressed, to the following:

If to NPR: Billy B. Oxley
Senior Vice President for Distribution
National Public Radio
2025 M. Street N.W.
Washington, D.C. 20036

If to Station:
Station Manager
KTEP-FM
The University of Texas at
El Paso, TX 79968

SECTION VIII - SEVERABILITY

If any covenant, term, provision, agreement or obligation contained in this Agreement, or the application thereof to any person or circumstance, shall be determined to be invalid or unenforceable, the remainder of this Agreement shall remain in force and effect.

SECTION IX - FORCE MAJEURE

Neither NPR nor Station shall be required to perform any term, condition, or covenant in this Agreement so long as such performance is delayed or prevented by force majeure, which shall mean acts of God, strikes, lockouts, material or labor restrictions by any governmental authority, civil riot, floods, destruction by casualty, and any other cause not reasonably within the control of NPR or Station and which by the exercise of due diligence NPR or Station is unable, wholly or in part, to prevent or overcome.

SECTION X - TERMINATION

1. In the event that either party should have its capability to provide services, or its access to or control over facilities necessary to the provision of services related to this agreement, revoked, cancelled, or otherwise discontinued

by any action of the FCC, then and in that event such party may cancel and terminate this Agreement immediately upon written notice to the other party.

2. NPR understands and agrees that Station's operation of its earth terminal may be subject to the terms and conditions of station's separate AAA with CPB. In the event that Station's interest in its earth terminal shall cease, at the initiative of CPB or for any other reason which materially effects Station's ability to perform under the terms of this Agreement, Station agrees it shall immediately notify NPR of the cessation of Station's interest, and within ninety (90) days NPR may elect to terminate this Agreement in accordance with the provisions for termination herein; and NPR shall thereafter have no further obligation or liability to Station under this Agreement.

3. Station understands and agrees NPR's operation of its satellite ground terminal and related facilities, and its authority to use leased satellite transponder capacity, are subject to the terms and conditions of NPR's separate agreements with CPB. In the event that NPR's interest in its satellite facilities, or said authority, shall cease in a manner which materially affects NPR's ability to perform under the terms of this Agreement, at the initiative of CPB or through NPR's voluntary act, then NPR immediately shall notify Station of the cessation of NPR's interest, and within ninety (90) days shall terminate this entire Agreement in accordance with the provisions for termination herein, and NPR shall thereafter have no further financial obligation or liability to Station.

4. If either party defaults under the terms of Paragraph XII below, the non-defaulting party may terminate this Agreement.

5. Either party may terminate this Agreement by written notice to the other party ninety (90) days or more before any renewal date.

SECTION XI - DEFAULT

The following events shall be deemed to be events of default:

1. Station or NPR shall fail to comply with any term, condition, or covenant of this Agreement and shall not cure such failure within ten (10) days after written

notice thereof to the defaulting party, or if such failure cannot reasonably be cured within ten (10) days, or either party does not thereafter with reasonable diligence and good faith proceed to cure such failure.

2. Station or NPR shall become insolvent, or shall make a transfer in fraud of creditors, or shall make an assignment for the benefit of creditors.

3. Station or NPR shall file a petition under any section or chapter of the Federal Bankruptcy Act, as amended, or under any similar law or statute of the United States, or any State thereof, or the District of Columbia; or Station or NPR shall be adjudged bankrupt or insolvent.

4. A receiver or trustee shall be appointed for all or substantially all of the assets of Station or NPR.

SECTION XII - CONSTRUCTION

This Agreement shall be construed under the laws of the District of Columbia regardless of the place of execution or performance. All instruments executed pursuant to this Agreement shall also be governed by the laws of the District of Columbia.

SECTION XIII - NO OTHER AGREEMENT

This Agreement supersedes and replaces any previous documents, correspondence, conversations, or written or oral understanding related to this Agreement.

IN WITNESS WHEREOF, each of the parties hereto has caused this Agreement to be duly executed, sealed, and delivered in its name and on its behalf, all as of the day and year below written.

ATTEST:

STATION:

Virginia L. Zahradni

By *Haskell Monroe*

Dr. Haskell Monroe

DATE *May 27, 1982*

Its President

ATTEST:

NATIONAL PUBLIC RADIO

Laurel Blaney

By *Ray R. Giff*

Senior Vice President

DATE February 11, 1982

Its for Distribution

FORM APPROVED:
Robert Bell
General Counsel of the System

CONTENT APPROVED:
Raymond Jordan
Executive Vice Chancellor
for Academic Affairs
Robert Bell
Chancellor

CERTIFICATE OF APPROVAL

I hereby certify that the foregoing Agreement was approved by the Board of Regents of The University of Texas System on the _____ day of _____, 19__.

Secretary, Board of Regents
The University of Texas System

ATTACHMENT I

- A. In accordance with the NPR/Station Agreement for Occasional Downlink Sharing, Section III 4(a), the scheduled rates described below shall be charged to Users. These rates are subject to review and periodic adjustment by NPR:

<u>Monophonic Service</u>	<u>Rate</u>
Telco Set-up (one time only)	\$20.00
First Program Hour	\$30.00
Subsequent Program Half Hours @	\$10.00
<u>Stereo Service</u>	<u>Rate</u>
Telco Set-up (one time only)	\$25.00
First Program Hour	\$35.00
Subsequent Program Half Hours @	\$12.50

- B. In accordance with Agreement Section III 4(a), NPR will pay to Station the amounts below for services charged at the rates described in (A) above:

<u>Monophonic Service</u>	<u>Rate</u>
Telco Set-up (one time only)	\$20.00
First Program Hour	\$20.00
Subsequent Program Half Hours @	\$ 9.25
<u>Stereophonic Service</u>	<u>Rate</u>
Telco Set-up (one time only)	\$25.00
First Program Hour	\$25.00
Subsequent Program Half Hours @	\$11.50

- C. In accordance with the Agreement, Section III 4(b), Station shall, when providing services not ordered by NPR, pay to NPR for allocation among NPR, CPB and Western Union, the following shares of revenue derived from such service provision:

ATTACHMENT II

Representative & Authorized Individuals

 , Licensee of station KTEP-FM designates the following as
(call)
representative under the Agreement for Occasional Downlink Sharing:

Haskell M. Monroe
Name

(915) 747-5555
Phone

President
Title

The University of Texas
at El Paso
El Paso, Texas 79968
Address

Representative designates the following individuals as authorized to accept or decline NPR orders for service under the Agreement for Occasional Downlink Sharing:

Wilma Wirt
Name

(915) 747-5129
Phone

Chairwoman, Mass Communication
Title

The University of Texas
at El Paso
El Paso, Texas 79968
Address

<u>Monophonic Service</u>	<u>Rate</u>
Telco Set-up	\$ 0
First Program Hour	\$10.00
Subsequent Program Half Hours @	\$.75
<u>Stereophonic Service</u>	<u>Rate</u>
Telco Set-up	\$ 0
First Program Hour	\$10.00
Subsequent Program Half Hours @	\$ 1.00

24. U.T. San Antonio: Proposed Appointment to the Jane and Roland Blumberg Professorship in Biology, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs in President Wagener's recommendation to appoint Dr. Matthew J. Wayner to the Jane and Roland Blumberg Professorship in Biology, effective September 1, 1982. Upon Regental approval, Dr. Wayner will become the initial holder of this professorship.

BACKGROUND INFORMATION

Dr. Wayner, a distinguished physiologist, is currently a professor at Syracuse University. He will join the faculty of U.T. San Antonio on September 1, 1982, as Director of the Division of Allied Health and Life Sciences. Dr. Wayner serves on the editorial boards of five science journals and is Editor-in-Chief of four other science journals. He is a Fellow of both the American Association for the Advancement of Science and the American Psychological Association.

The Jane and Roland Blumberg Professorship in Biology was established by the U.T. Board of Regents on February 13, 1981.

25. U.T. Tyler: Request for Authorization to Establish a Master of Arts Degree in History and to Submit the Proposed Program to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with the request by President Hamm for authorization to establish a Master of Arts degree in History. If approved by the U.T. Board of Regents, this proposal will be submitted to the Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

The purpose of this program is to prepare students to teach history on the elementary, secondary and junior college levels; to offer additional preparation and advanced degrees to currently-employed teachers; and to provide an opportunity for others to extend their liberal arts education. It is being proposed in response to numerous requests made by currently enrolled and prospective students who seek the traditional master's degree in history. It would be especially welcomed by a large number of persons in East Texas whose professional and residential ties are restricted to the geographical area and who, consequently, are not able to pursue their education.

The proposed program is in some ways an extension of the existing Master of Arts degree in Interdisciplinary Studies, which currently serves as the only graduate degree available to students in the liberal arts at U.T. Tyler. At its June 11, 1982 meeting, the U.T. Board of Regents approved a Master of Arts degree in English, which has been submitted to the Coordinating Board for appropriate action. These two degrees are designed to increase the number of traditional graduate degrees at U.T. Tyler.

Under the proposed Master of Arts degree, there are provisions for both a thesis option which would also include a language requirement, and a non-thesis option. Existing faculty, facilities, and library resources are available to implement the proposed program. Projected enrollments for the program indicate that it would become self-supporting within three years.

Upon Regental and Coordinating Board approval, the next appropriate institutional catalog published will be amended to reflect this action.

PART II: CONSIDERATION OF ITEMS ASSIGNED TO OTHER COMMITTEES

A. For Approval, Disapproval or Amendment of Recommendation

1. U.T. Arlington: Renovation and Addition to the Physical Education Building
See Page B&G 4, Item 2.
2. U.T. Arlington: Building for School of Architecture and Environmental Design
See Page B&G 5, Item 3.
3. U.T. Arlington: Renovation of Cooper Center
See Page B&G 7, Item 4.
4. U.T. Arlington: Engineering Building Addition and Renovation
See Page B&G 8, Item 5.
5. U.T. El Paso: Renovation and Addition to Administration Annex
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1. Interim Report on Strategic Planning Activities at General Academic Institutions
2. Report On Coordinating Board Approval of Degree Programs and Administrative Changes

**Health Affairs
Committee**

HEALTH AFFAIRS COMMITTEE
Committee Chairman Newton

Committee Meeting

Date: August 12, 1982
Time: 1:00 p. m.
Place: Room 1.222, San Antonio Nursing School Building

Report and Recommendations to the Board of Regents

Date: August 13, 1982
Time: Following Report of the Academic Affairs Committee
Place: Room 1.208, San Antonio Nursing School Building

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A. For Approval, Disapproval or Amendment of Recommendation

U. T. Cancer Center: Additional Outpatient Clinic Facilities
See Page B&G - 19 , Item 15

B. For Information Only

U. T. Cancer Center: Rotary International House
See Page B&G - 20, Item 16

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION 19

Interim Report on Strategic Planning Activities at Health Institutions

PART I: AGENDA ITEMS FOR ACTION

1. U.T. Health Science Center - Dallas: Request for Permission for Individual to Serve on Advisory Board, Department of Health and Human Services [Regents' Rules and Regulations, Part One, Chapter III, Sections 13.(10) and 13.(11)].--

RECOMMENDATION

The Office of the Chancellor concurs with President Sprague's request that approval be given to Bruce K. Jacobson, M.D., Director, Family Practice Residency, Department of Family Practice and Community Medicine, to serve on the Advisory Board of Child Abuse and Neglect to the Secretary of Health and Human Services, and recommends that the U.T. Board of Regents find 1) that the holding of this position is of benefit to the State of Texas and 2) that there is no conflict between Dr. Jacobson's position as Director, Family Practice Residency, U.T. Southwestern Medical School - Dallas and that of a member of an Advisory Board, Department of Health and Human Services.

BACKGROUND INFORMATION

Dr. Jacobson has been recommended by Senator John Tower for an appointment to the Advisory Board of Child Abuse and Neglect to the Secretary of Health and Human Services to extend through 1983. This appointment will require meetings in Washington, D.C. two to three times a year and Dr. Jacobson will receive a remuneration of approximately \$215 for each meeting day, plus reimbursement for travel and a per diem of \$55 per day to cover meals and lodging.

This recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes, and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

2. U.T. Health Science Center - Dallas (U.T. Medical School - Dallas): Request for Authorization to Change the Status of the Division of Dermatology of the Department of Internal Medicine to the Department of Dermatology and to Submit to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with President Sprague's request for authorization to change the status of the Division of Dermatology of the Department of Internal Medicine to a Department of Dermatology in The University of Texas Southwestern Medical School at Dallas, and if approved by the U.T. Board of Regents, to submit to the Coordinating Board for approval as an administrative change.

BACKGROUND INFORMATION

The present Division of Dermatology has three principal responsibilities: 1) undergraduate medical education in Southwestern Medical School, 2) graduate medical education in three affiliated teaching hospitals, and 3) patient care at the affiliated hospitals. Currently, the Division of Dermatology has six full-time faculty, a certified residency program, and approximately a half-million dollars in research support.

Studies by internal and external groups have resulted in recommendations that departmental status is a prerequisite to the development of a high quality program in Dermatology. Retention of full-time faculty has been very difficult for the Division, resulting in loss of continuity which has been destructive to academic excellence. With this change, it is felt a superior faculty can be recruited and retained and the three principal obligations of Dermatology can be discharged at a level of competence matching other clinical disciplines at Southwestern Medical School.

The Faculty Council, Dean's Advisory Council, and the Dean of the Medical School have approved this proposal.

3. U.T. Galveston Medical Branch: Request for Permission for Individual to Serve as a Consultant to the Food and Drug Administration [Regents' Rules and Regulations, Part One, Chapter III, Sections 13.(10) and 13.(11)].--

RECOMMENDATION

The Office of the Chancellor recommends that approval be given to Dr. William C. Levin, President, to serve as a consultant to the Hematology and Pathology Devices Panel, Bureau of Medical Devices, Food and Drug Administration and further recommends that the U.T. Board of Regents find 1) that the holding of this position is of benefit to the State of Texas and 2) that there is no conflict between Dr. Levin's position as President, U.T. Galveston Medical Branch, and that of consultant to the Food and Drug Administration.

BACKGROUND INFORMATION

Dr. Levin has been asked to serve as a consultant to the Food and Drug Administration for an indefinite term. Service in this position will involve a total of no more than four to five work days a year for which he will receive a fee of \$128.80 per work day plus reimbursement for travel.

This recommendation is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes, and Part One, Chapter III, Sections 13.(10) and 13.(11) of the Regents' Rules and Regulations.

4. U.T. Galveston Medical Branch: Proposed Affiliation Agreement with College of the Mainland, Texas City, Texas.--

RECOMMENDATION

The Office of the Chancellor concurs with President Levin's recommendation that approval be given to the affiliation agreement set out on Pages HAC 6 -11 by and between The University of Texas Medical Branch at Galveston and College of the Mainland, Texas City, Texas. This agreement was executed by the appropriate officials on March 8, 1982, to become effective upon approval by the U.T. Board of Regents.

BACKGROUND INFORMATION

This agreement provides for students from College of the Mainland to receive health-related educational experiences at the Medical Branch. Participation in this program will assure a better supply of allied health personnel for employment by the U.T. Galveston Medical Branch hospitals.

HEALTH CARE
EDUCATIONAL EXPERIENCE PROGRAM
AFFILIATION AGREEMENT

THIS AGREEMENT made the 8th day of March, 1982, by and between THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON ("UTMB"), a component institution of The University of Texas System ("System"), and COLLEGE OF THE MAINLAND ("COM"), a non-profit community college operating under the laws of the State of Texas having its principle office at Texas City, State of Texas.

WITNESSETH:

WHEREAS, UTMB now operates hospital facilities located at 301 University Boulevard in the City of Galveston, State of Texas, and therein provides health care services for persons in need of such services; and COM provides an academic program with respect to health care; and,

WHEREAS, COM periodically desires to provide health care related educational experiences for its students, which are not otherwise available to them under the existing program of COM, by utilization of appropriate facilities and personnel of UTMB; and,

WHEREAS, UTMB is committed to a goal of providing the best obtainable supply of personnel educated in the field of health care as being in the best interest of UTMB, and believes that achievement of such goal can best be accomplished by affording health care students the opportunity to participate in meaningful educational experiences as a part of an academic health care program, through utilization of appropriate facilities and personnel of UTMB; and,

WHEREAS, in order to accomplish such objectives, COM and UTMB intend to establish and implement from time to time, one or more educational experience programs which will involve the students and personnel of COM and the facilities and personnel of UTMB;

NOW, THEREFORE, in consideration of the premises and of the benefits derived and to be derived therefrom and from the program or programs established and implemented by said parties, COM and UTMB agree that any program agreed to by and between UTMB and COM during the term of this Agreement, for purposes of achieving the above described objectives of said parties (hereinafter called "Educational Experience Program," or "Program"), shall be covered by and subject to the following terms and conditions:

1. The Program shall not become effective until all agreements between the parties with respect to Program have been reduced to writing ("Program Agreement"), executive by the duly authorized representatives of UTMB and COM, and approved in writing by the Chancellor of The University of Texas System.

2. The Program may be cancelled by either party by giving such written notice to the other of its intention to terminate the Program as provided in the Program Agreement; provided, however, that the Program shall automatically terminate upon termination of this agreement.

3. In the event of conflict between the text of Program Agreement and the text of this Agreement, this Agreement shall govern.

4. After Program Agreement becomes effective, no amendments thereto shall be valid unless in writing and executed by the duly authorized representatives of UTMB and COM and approved by the Chancellor of The University of Texas System.

5. Except for certain acts to be performed by COM pursuant to express provisions of this Agreement, UTMB hereby agrees to furnish the premises, personnel, services, and all other things necessary for the Educational Experience Program, as specified in the Program Agreement, and in connection with such Program, further agrees:

(a) To comply with all Federal, State, and Municipal laws, ordinances, rules, and regulations applicable to performance by UTMB of its obligations under this Agreement, and all applicable accreditation requirements, and to certify such compliance to COM or other entity when requested to do so by COM.

(b) To permit the authority responsible for accreditation of COM'S curriculum to inspect such facilities, services, and other things provided by UTMB pursuant to this Agreement as are necessary for accreditation evaluation.

(c) To appoint a person to serve for UTMB as liaison ("Liaison") to the faculty and students engaged in the Program; provided, however, that no person not having the prior written approval of COM shall be appointed Liaison: and, in such connection, UTMB shall furnish in writing to COM (not later than thirty (30) days prior to the date the Liaison appointment is to become effective) the name and professional and academic credentials of the person proposed by UTMB to be Liaison, and within ten days after receipt of same, COM shall notify UTMB of COM'S approval or disapproval of such person. In the event the Liaison becomes unacceptable to COM after appointment, and COM so notifies UTMB in writing, UTMB will appoint another person to serve as Liaison in accordance with the procedure stated in the first sentence of this subparagraph (c).

6. COM hereby agrees:

(a) To furnish UTMB with the names of the students assigned by COM to participate in the program.

(b) To assign for participation in the Program only those students (1) who have satisfactorily completed those portions of its curriculum which, according to Program Agreement, are prerequisite to such participation, all as determined by COM in its sole discretion, and

(2) who have entered into written agreement with COM and UTMB that they will not publish any material relating to the Program, or their experience in participating therein, without the prior written approval of COM and UTMB and (3) "no student may participate in a program pursuant to this Agreement, until he/she has provided evidence of insurance coverage with conditions and rates of coverage acceptable to The University of Texas Medical Branch at Galveston."

(c) To designate a member of the COM faculty to coordinate with UTMB through its Liaison the learning assignment to be assumed by each student participating in the Program, and to furnish to UTMB in writing the name of such faculty member.

7. All notices under this Agreement shall be provided to the party to be notified in writing, either by personal delivery or by United States Mail. All notices under this Agreement shall be deemed given to a party when received by such party's designated representative.

8. All the agreements between the parties on the subject matter hereof have been reduced to writing herein. No amendments to this Agreement shall be valid unless in writing and signed by the duly authorized representatives of the parties, and approved by the Board of Regents of The University of Texas System.

9. No oral representations of any officer, agent, or employee of COM or The University of Texas System, or any of its component institutions, (including, but not limited to UTMB), either before or after the effective date of this Agreement, shall affect or modify any obligations of either party hereunder or under any Program Agreement.

10. COM shall hold The University of Texas Medical Branch at Galveston, its agents, employees, and students harmless from all liability resulting from College of the Mainland's acts or omissions or the acts or omissions of its agents, employees or students within the terms of this Agreement.

officers, agents, representatives, or employees, or any person or entity not subject to COM'S supervision or control.

11. This Agreement shall be binding on and shall inure to the benefit of the parties and their respective successors and assignees; provided, however, that no assignment by either party shall be effective without prior written approval of the other party. A delay in or failure of performance of either party shall not constitute default hereunder, or give rise to any claim for damages, if and to the extent such delay or failure is caused by occurrences beyond the control of either party.

12. This Agreement shall not become effective unless and until approved by the Board of Regents of The University of Texas System. If so approved, this Agreement shall become effective on the date of such approval, and shall continue in effect for an initial term ending one (1) year after the date and year of execution by UTMB and COM, and after such initial term, from year to year unless one party shall have given one hundred eighty (180) days' prior written notice to the other party of intention to terminate this Agreement. If such notice is given, this Agreement shall terminate: (a) at the end of the term of this Agreement during which the last day of such one hundred eighty (180) day notice period falls; or, (b) when all students enrolled in the Program at the end of the term of this Agreement have completed their respective courses of study under the Program; whichever event last occurs.

EXECUTED by COM and UTMB on the day and year first above written, in duplicate copies, each of which shall be deemed an original.

Continuation of Affiliation Agreement between The University of Texas Medical Branch at Galveston and College of the Mainland, Texas City, Texas.

ATTEST:

Heleen Foster
Beard Clerk, College of the
Mainland

FACILITY

Justus D. Sundermann
President, College of the Mainland
Justus D. Sundermann

UNIVERSITY

William C. Lewis
President
The University of Texas Medical
Branch at Galveston

FORM APPROVED:

Allyn Taylor for
General Counsel
The University of Texas System

CONTENT APPROVED:

Charles B. Mathis
Executive Vice Chancellor for Health
Affairs
The University of Texas System

Ed Walker
Office of the Chancellor
The University of Texas System

ATTEST:

Executive Secretary
Board of Regents
The University of Texas System

THE BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

Chairman
Board of Regents
The University of Texas System

5. U.T. Galveston Medical Branch: Proposed Memorandum of Understanding with Naval Regional Medical Center, Corpus Christi, Texas.--

RECOMMENDATION

The Office of the Chancellor concurs with President Levin's recommendation that approval be given to the Memorandum of Understanding set out on Pages HAC 13 - 16 by and between the U. T. Galveston Medical Branch and Naval Regional Medical Center, Corpus Christi, Texas. This Memorandum of Understanding has been executed by the appropriate officials and will become effective upon approval by the U.T. Board of Regents.

PURPOSE

This Memorandum of Understanding, which was prepared by the Naval Regional Medical Center in their format, will provide health education experiences for physician assistant students in the School of Allied Health Sciences.

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE UNIVERSITY OF TEXAS
MEDICAL BRANCH
GALVESTON, TEXAS
AND
NAVAL REGIONAL MEDICAL CENTER
CORPUS CHRISTI, TEXAS

GENERAL

1. The University of Texas Medical Branch, School of Allied Health Sciences, Galveston, Texas, hereinafter referred to as the University, has established an approved professional program of training for Physician Assistant Students which requires bona fide students enrolled therein to participate in clinical learning experiences as set forth in the program curriculum.
2. The Naval Regional Medical Center, Corpus Christi, Texas, hereinafter referred to as the naval activity, under the jurisdiction of the U.S. Navy, is engaged in certain clinical activities in which bona fide Physician Assistant students enrolled in the above professional program, if allowed to participate in Navy patient care or research, can obtain a part of their required clinical learning experience.
3. It is to the benefit of the University that Physician Assistant students enrolled in the professional program at the University be permitted to participate in Navy patient care or research at the naval activity, to obtain a part of their required clinical learning experience.
4. It is to the benefit of the naval activity to allow bona fide Physician Assistant students enrolled in the above professional program of the University to participate in Navy patient care or research to obtain a part of their clinical learning experience, thereby contributing to the educational preparation of a future supply of health care professionals.

UNDERSTANDING

5. INsofar as the Commanding Officer deems it appropriate and consonant with the basic mission of the command, the Naval Regional Medical Center, Corpus Christi, Texas, will:
 - a. Appoint such numbers of Physician Assistant students as the Commanding Officer may deem appropriate, who are enrolled in the professional program at the University, for participation in Navy patient care or research in accordance with the Federal Personnel Manual (FPM), Chapter 213, Appendix C, and Chapter 534; FPM Supplement 990-1, Part 534, and the Navy Civilian Manpower Management Instruction (CMMI) 213, Appendix C.

b. Coordinate with the University to prevent conflict of schedules and activities during the clinical learning experience and designate an appropriate coordinating officer for this purpose. This coordination involves planning, with the faculty or staff of the institutions, assignment of trainees to specific clinical cases and experiences, including attendance at selected conferences, clinics, courses, and programs conducted by the naval activity.

c. Provide, whenever possible, in connection with the clinical learning experience, reasonable classroom, conference room, office, dressing room, locker room and storage space for participating trainees and their supervisors.

d. Permit, upon request, the inspection of appropriate clinical facilities by agencies charged with the responsibility for accreditation of the University.

6. The University of Texas Medical Branch will:

a. Prior to the beginning of a training period, provide the names of the trainees eligible to be assigned, and the dates and hours assignment is desired.

b. Provide adjunct faculty positions, under The University of Texas Medical Branch guidelines, for preceptors supervising the trainees' clinical learning experiences.

c. Assign a supervising faculty member to plan, with the coordinating officer of the naval activity, the assignments that may be assumed by the trainees during their clinical learning experience at the naval activity, and attendance at selected conferences, clinics, courses and programs conducted by the naval activity.

d. Provide the materials and maintain the personnel records and reports necessary for the conduct and documentation of the trainees' clinical learning experience.

e. Enforce such rules and regulations governing the trainees, their supervisors, and the conduct of each as may be promulgated by the Commanding Officer of the naval activity.

f. Be responsible for health examinations and such other medical/dental examinations and protective measures as the naval activity may deem necessary.

g. Permit trainees to accept intermittent, limited Schedule A appointments in accordance with the provisions of the Federal Personnel Manual (FPM), Chapter 213, Appendix C, and Chapter 534, FPM Supplement 990-1, part 534, and the Navy Civilian Manpower Management Instruction (CMMI) 213, Appendix C, for the purpose of participating in clinical learning experiences at the naval activity.

h. Provide liability insurance coverage under the University insurance program, and name the United States as an additional insured party under any such insurance policy, said policy to protect the United States against financial liability arising from the negligent or wrongful acts or omissions of the University trainees while they are in training at the naval activity. If this insurance coverage is not provided by the University on behalf of the United States, the University, insofar as authorized by the Constitution and laws of the State of Texas, agrees to indemnify and hold the United States harmless against any and all liability and expense that may be imposed by law against the United States pursuant to the provisions of the Federal Tort Claims Act as a result of the negligent or wrongful acts or omissions of the University trainees while they are trainees at the naval activity.

i. Require that materials compiled or published by trainees of the University relative to their training and clinical experiences received at the naval activity, or arising from their participation in Navy patient care shall clearly state that the opinions or assertions contained therein are those of the writer and are not to be construed as official or reflecting the views and opinions of the Department of the Navy, nor should any such materials or publications infringe on, violate or compromise the patient's right to privacy.

WITHDRAWAL

7. It is further understood and agreed that the University, upon notice from the Commanding Officer that further participation by a student is not desirable, will withdraw such student from participation in clinical learning experiences at the naval activity.

EFFECTIVE PERIOD

8. The effective period of the Memorandum of Understanding shall be from 1 April 1982 to 1 April 1983, and may be renewed without change, on a year-to-year basis, by the mutual, written agreement of the parties.

TERMINATION

9. Termination may be effected by either the University or the Naval Regional Medical Center, upon written notice when deposited in the United States mail, and directed to the party to whom notice is being given, at the address shown.

MEMORANDUM OF UNDERSTANDING BETWEEN THE UNIVERSITY OF TEXAS MEDICAL BRANCH,
SCHOOL OF ALLIED HEALTH SCIENCES, GALVESTON, TEXAS, AND THE NAVAL REGIONAL
MEDICAL CENTER, CORPUS CHRISTI, TEXAS.

Date

ATTEST:

FACILITY

R. R. Palumbo

R. R. Palumbo, Commanding Officer
Naval Regional Medical Center
Corpus Christi, TX 78419

UNIVERSITY

President
The University of Texas Medical Branch
Galveston, TX 77550

FORM APPROVED:

M. Lynn Talo
Office of the General Counsel
The University of Texas System

CONTENT APPROVED:

Charles H. Perkins, M.D.
Executive Vice Chancellor for Health
Affairs
The University of Texas System

ATTEST:

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Executive Secretary, Board of Regents
The University of Texas System

Chairman

6. U.T. Health Science Center - San Antonio - Development Board: Proposed Nominee Thereto (NO PUBLICITY UNTIL ACCEPTANCE IS RECEIVED).--

RECOMMENDATION

The Office of the Chancellor concurs with President Harrison's recommendation for approval of the nomination of Mr. Roy R. Barrera, Sr., Attorney, San Antonio, Texas, to the Development Board for a term to expire in 1985.

BACKGROUND INFORMATION

The nomination of Mr. Barrera is to the unfilled vacancy on the Development Board.

In accordance with usual procedures, no publicity will be given to this nomination until an acceptance is received and reported for the record at a subsequent meeting of the U.T. Board of Regents.

7. U.T. Health Science Center - San Antonio (U.T. Medical School - San Antonio): Request for Authorization to Change the Status of the Division of Orthopaedics of the Department of Surgery to a Department of Orthopaedics and to Submit to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with President Harrison's request for authorization to change the status of the Division of Orthopaedics of the Department of Surgery to a separate Department of Orthopaedics in The University of Texas Medical School at San Antonio and, if approved by the U.T. Board of Regents, to submit to the Coordinating Board for approval as an administrative change.

BACKGROUND INFORMATION

The Division of Orthopaedics of the Department of Surgery was created in July, 1966. The Division has an excellent academic program with teaching responsibilities in all four years of medical school. Approximately 50% of the students in the clinical years elect to take one of their elective rotations in orthopaedics either in the clinics or at one of the affiliated hospitals. The Division also has a Board Certified Orthopaedic Surgery Residency Program and since 1967 has educated a total of 70 practicing orthopaedic surgeons in the United States.

Over the past fifteen years, orthopaedics has developed into a major independent unit with a high clinical volume and a diversity of responsibility in the Health Science Center. Following a critical review, the Department of Surgery, the Faculty Council, and the Dean of the School of Medicine concluded that the Division of Orthopaedics has grown to a point in size, complexity and maturity that it will be advantageous to the institution for it to be a separate department.

8. U.T. Health Science Center - San Antonio (U.T. G.S.B.S. - San Antonio): Request for Authorization to Establish a Master of Science Degree in Audiology and to Submit to the Coordinating Board for Approval (Catalog Change).--

RECOMMENDATION

The Office of the Chancellor concurs with the request by President Harrison for authorization to establish a Master of Science Degree in Audiology in The University of Texas Graduate School of Biomedical Sciences at San Antonio, and if approved by the U.T. Board of Regents to submit to the Coordinating Board for approval.

BACKGROUND INFORMATION

Audiology is the study of hearing. Clinical audiology is a subdivision of the field which addresses the management of human beings with hearing loss. Audiological technique has shifted, over the past ten years, from one exclusively based in the psychoacoustics of experimental psychology to one with significant dependence upon physiologic measures. Even though that shift has taken place, there is no program in Texas which takes advantage of the superior physiologic resources available in a health science institution.

Standards for accreditation and certification require that the educational process include training in speech pathology and education of the hearing impaired. The U.T. Health Science Center - San Antonio is fortunate to be located in a city with two institutions which have accredited programs in those areas. A key feature of this proposal is the formation of a consortium with Our Lady of the Lake and Trinity Universities which would not only enable Health Science Center students to enroll in their classes to meet some certificate requirements, but also permit the Health Science Center to apply for accreditation of its own program.

When this recommendation is finally approved, the next appropriate catalog will be amended to reflect this action.

9. U.T. Cancer Center: Proposed Appointment to the Ruth Legett Jones Chair in Pathology, Effective September 1, 1982.--

RECOMMENDATION

The Office of the Chancellor concurs with the recommendation of President LeMaistre to appoint John G. Batsakis, M.D., as the first holder of the Ruth Legett Jones Chair in Pathology, effective September 1, 1982.

BACKGROUND INFORMATION

The Ruth Legett Jones Chair in Pathology was established by the U.T. Board of Regents at the December 1, 1978 meeting. The proposed nominee joined the faculty of The University of

Texas System Cancer Center in September, 1981 as Professor and Chairman, Department of Pathology. The search committee, which recommended his appointment as Chairman of Pathology, also recommended that he be named to the endowed chair. At the request of the nominee, the appointment was delayed to allow the Chairman several months experience before deciding on the best use of the endowed chair. He has now indicated his willingness to accept the appointment if recommended by The University of Texas System Administration and appointed by the U.T. System Board of Regents.

PART II: CONSIDERATION OF ITEMS ASSIGNED TO OTHER COMMITTEES

A. For Approval, Disapproval or Amendment of Recommendation

U. T. Cancer Center: Additional Outpatient Clinic
Facilities
See Page B&G - 19 , Item 15

B. For Information Only

U. T. Cancer Center: Rotary International House
See Page B&G - 20, Item 16

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION

Interim Report on Strategic Planning Activities at
Health Institutions

**Buildings and
Grounds Com.**

BUILDINGS AND GROUNDS COMMITTEE
Committee Chairman Richards

Committee Meeting

Date: August 12, 1982

Time: Upon adjournment of the meeting of the Health Affairs Committee

Place: Room 1.222, San Antonio Nursing School Building

Report and Recommendations to the Board of Regents

Date: August 13, 1982

Time: Following Report of the Health Affairs Committee

Place: Room 1.208, San Antonio Nursing School Building

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3. Building for School of Architecture and Environmental Design: Request for Project Authorization; Appointment of Project Architect to Prepare Preliminary Plans; and Appropriation Therefor 5
4. Renovation of Cooper Center: Request for Project Authorization; Appointment of Project Architect to Prepare Preliminary Plans; and Appropriation Therefor 7
5. Engineering Building Addition and Renovation (Project No. 301-475): Presentation of Preliminary Plans; Request for Authorization for Change in Scope; Authorization to Prepare Final Plans and Specifications; Additional Appropriation Therefor; and Authorization to Submit to Coordinating Board 8

U. T. AUSTIN

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7. Student Family Housing - Phase II (Project No. 102-445): Request for Authorization to Construct Additional Housing Units; Approval of Final Plans and Advertisement for Bids; Authorization for Executive Committee to Award Contract; and Additional Appropriation Therefor 11
8. Little Campus Buildings (Project No. 102-395): Request for Approval of Final Plans for The Arno Nowotny Building and Building H, and Authorization to Advertise for Bids; Request for Authorization for Executive Committee to Award Contract Within Authorized Total Project Cost; Additional Appropriation Therefor; and Recommended Name for Building H 12
9. Balcones Research Center - Central Chilling Station (Project No. 102-523A): Request for Approval of Final Plans and Authorization to Advertise for Bids; Request for Authorization for Executive Committee to Award Contracts Within Authorized Total Project Cost; and Additional Appropriation Therefor 13
10. Balcones Research Center - Bureau of Economic Geology (Project No. 102-525) - Repository and Minerals Studies Laboratory Building: Request for Approval of Final Plans; Authorization for Advertisement for Bids Subject to Final Review; Request for Authorization for Executive Committee to Award Contract Within Authorized Total Project Cost; and Additional Appropriation Therefor 14
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U. T. EL PASO

13. Renovation and Addition to Administration Annex: Request for Project Authorization; Appointment of Project Architect to Prepare Final Plans; Submission to Coordinating Board; and Appropriation Therefor 17

U. T. HEALTH SCIENCE CENTER - DALLAS

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U. T. CANCER CENTER

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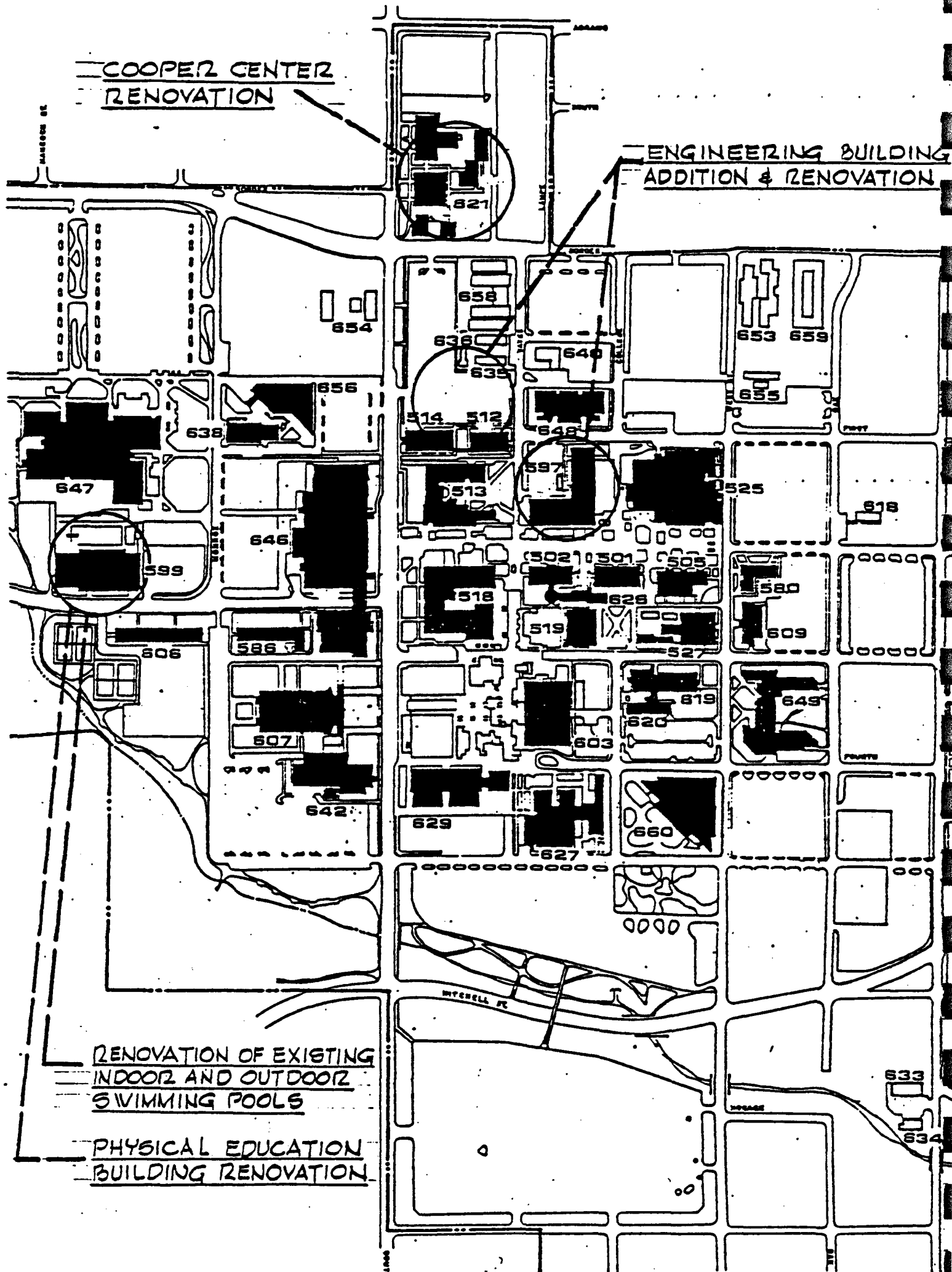
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U. T. ARLINGTON

CENTRAL CAMPUS AREA

(BUILDING INDEX ON BACK)



COOPER CENTER RENOVATION

ENGINEERING BUILDING ADDITION & RENOVATION

RENOVATION OF EXISTING INDOOR AND OUTDOOR SWIMMING POOLS

PHYSICAL EDUCATION BUILDING RENOVATION

SCHOOL OF ARCHITECTURE BUILDING
(SITE TO BE DETERMINED)

PART I: AGENDA ITEMS FOR ACTION

1. U.T. Arlington: Renovation of Existing Indoor and Outdoor Swimming Pools (Project No. 301-518) - Request for Approval of Final Plans and Authorization to Advertise for Bids; Request for Executive Committee to Award Contract Within Authorized Total Project Cost.--

RECOMMENDATION

The Office of the Chancellor concurs with the recommendations of President Nedderman that the Board:

- a. Approve the final plans and specifications for Renovation of the Existing Indoor and Outdoor Swimming Pools at a estimated total project cost of \$840,000
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids
- c. Authorize the Executive Committee to award all contracts associated with this project within the authorized total project cost

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on October 9, 1981, final plans and specifications for Renovation of the Existing Indoor and Outdoor Swimming Pools have been prepared by the Project Engineer, Friberg, Alexander, Maloney, Gipson, Weir, Inc., Fort Worth, Texas (formerly Love, Friberg and Associates, Inc.). The estimated total project cost for this work is \$840,000.

The renovation project was approved by the Coordinating Board, Texas College and University System on January 29, 1982.

Total project funding has been previously appropriated from U.T. Arlington Building Use Fees.

2. U.T. Arlington: Renovation and Addition to the Physical Education Building - Request for Project Authorization; Appointment of Project Architect to Prepare Preliminary Plans; and Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Nedderman that the Board:

- a. Authorize the renovation and addition to the Physical Education Building at an estimated total project cost of \$3,500,000
- b. Appoint a project architect from the list on Page B&G - 5 with authorization to prepare preliminary plans and cost estimate to be presented for consideration at a future Board Meeting
- c. Appropriate \$50,000 from Ad Valorem Tax Proceeds for fees and related project expenses through completion of preliminary plans

This item requires the concurrence of the Academic Affairs Committee.

BACKGROUND INFORMATION

The Physical Education Building has served its original purpose well for the past eighteen years; however, because of its present condition and lack of air-conditioning, many classes are using other facilities.

The classroom and office spaces are too few and too small for the present demands not to mention any future needs.

The basic structure has cracked allowing water damage in numerous places, and general wear and tear are seen throughout. Air-conditioning renovation is needed to increase efficiency, while at the same time reducing overall maintenance costs of the building.

Funding for this project will be from Interest on Ad Valorem Tax Proceeds.

List of Firms for Consideration

<u>Project Architect</u>	<u>Recent U.T. System Projects</u>
Mikusek, Marsee and Associates, Arlington, Texas	U.T. Arlington: Pedestrian Bridge
Gordon Sibeck and Associates, Dallas, Texas	None
Kirk, Voich & Gist Architects-Engineers Fort Worth, Texas	U.T. Health Science Center - Dallas: Second Level Parking Structure
Sowden-Kelley-Barfield, Fort Worth, Texas	U.T. Arlington - Remodeling of Trinity Hall
Lawrence D. White Associates, Fort Worth, Texas	None

3. U. T. Arlington: Building for School of Architecture and Environmental Design - Request for Project Authorization; Appointment of Project Architect to Prepare Preliminary Plans; and Appropriation Therefor. --

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Nedderman that the Board:

- a. Authorize the construction of a new building for housing the School of Architecture and Environmental Design at an estimated total project cost of \$9,500,000
- b. Appoint a project architect from the list on Page B&G- 6 with authorization to prepare preliminary plans and cost estimate to be presented at a future Board meeting for consideration
- c. Appropriate \$125,000 from Ad Valorem Tax Proceeds for fees and related project expenses through completion of preliminary plans

This item requires the concurrence of the Academic Affairs Committee.

BACKGROUND INFORMATION

The School of Architecture and Environmental Design is currently housed in the Fine Arts Building and Swift Center, an old public elementary school building. The Fine Arts Building now houses the School of Architecture, as well as Art, Music and Communications.

Since the formation of the School of Architecture and Environmental Design, the School has suffered from a lack of necessary classroom and work space. The principal problem has been the lack of space for student drafting work in the design studios. There are presently approximately nine hundred students enrolled in the program while the number of desks allowed by the limited space available is only five hundred sixteen, leaving a deficit of approximately three hundred seventy work stations. At present, no first and second year students and only a few third year students, have their own desks. In the teaching of design, it is necessary that each student have an individual desk in order to complete the assigned work, as no one design exercise is completed during the class session itself. Other space needs besides adequate working spaces for design studios include: (1) shop space for twenty-five students, (2) space for increased library holdings as the present space is inadequate and cannot be expanded beyond a three-year need, (3) two more medium size and one more large lecture rooms for audio-visual classroom presentations, and (4) space for a materials laboratory.

In addition there is a definite problem with the present physical division of the teaching program in two buildings. The original space allocation adequately housed six hundred students in 1973. Enrollment has exceeded nine hundred students every year since 1976.

Anticipated source of funding for this project is Legislative appropriations.

List of Firms for Consideration

Project Architect

Geren Associates/CRS,
Fort Worth, Texas

Thomas-Booziotis & Associates,
Dallas, Texas

Albert S. Komatsu & Associates,
Fort Worth, Texas

Omniplan, Dallas, Texas

Pratt, Box & Henderson & Partners,
Dallas, Texas

Recent U.T. System Projects

U.T. Arlington: Student Housing; School of Nursing & General Classrooms Building
U.T. Health Science Center - Dallas: Remodeling Jonsson Basic Science Building

U.T. Austin: Facilities Improvements for the School of Architecture

U.T. Arlington: Remodeling and Addition to Engineering Building; Renovation of Science Building

None

None

4. U.T. Arlington: Renovation of Cooper Center - Request for Project Authorization; Appointment of Project Architect to Prepare Preliminary Plans; and Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Nedderman that the Board:

- a. Authorize the renovation of the Cooper Center Buildings at an estimated total project cost of \$1,500,000
- b. Appoint a project architect from the list below with authorization to prepare preliminary plans and cost estimate to be presented for consideration at a future Board meeting
- c. Appropriate \$20,000 from Ad Valorem Tax Proceeds for fees and related project expenses through completion of preliminary plans

This item requires the concurrence of the Academic Affairs Committee.

BACKGROUND INFORMATION

Cooper Center is a fifty year old, five-building complex originally built by the City of Arlington for an elementary school and later used as a high school. It was acquired by The University of Texas at Arlington in 1968.

It is now shared by the Graduate School of Social Work and the Printing and Publications Department. The Printing and Publications Department will be relocated approximately January 1, 1983; to a Central Services Building.

All facilities are in a deteriorated condition. Building A is a three-story structure without adequate access for the handicapped. It has no elevator. Building C is an old high school gymnasium with a 20-foot high ceiling. An attempt has been made to convert it to usable classroom space; but because of inadequate restroom facilities, high ceilings and lack of air-conditioning, its best use has been storage space.

Complete remodeling will be required to make the space functional, and to bring all of the buildings to a condition where building maintenance will suffice.

Anticipated source of funding is Legislative appropriations.

List of Firms for Consideration

<u>Project Architect</u>	<u>Recent U.T. System Projects</u>
Gordon Sibeck and Associates, Dallas, Texas	None
Mikusek, Marsee and Associates, Arlington, Texas	U.T. Arlington: Pedestrian Bridge
Kirk, Voich & Gist Architects - Planners, Fort Worth, Texas	U.T. Health Science Center - Dallas: Second Level Parking Structure
Sowden-Kelley-Barfield, Fort Worth, Texas	U.T. Arlington: Remodeling of Trinity Hall
Lawrence D. White Associates, Fort Worth, Texas	None

5. U.T. Arlington: Engineering Building Addition and Renovation (Project No. 301-475) Presentation of Preliminary Plans; Request for Authorization for Change in Scope; Authorization to Prepare Final Plans and Specifications; Additional Appropriation Therefor; and Authorization to Submit to Coordinating Board.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Nedderman that the Board:

- a. Approve the preliminary plans for the Engineering Building Addition and Renovation, along with its increase in scope, at an estimated present total project cost of \$29,965,875
- b. Authorize the Project Architect to prepare final plans and specifications for consideration at a future Board Meeting
- c. Appropriate \$850,000 from Ad Valorem Tax Proceeds and related interest earned thereon for fees and related expenses through completion of final plans. Previous appropriations have been \$200,000 from Ad Valorem Tax Proceeds
- d. Authorize submission of the Project to the Coordinating Board, Texas College and University System for approval upon determination of final project funding

This item requires the concurrence of the Academic Affairs and Finance and Audit Committees.

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on October 24, 1980, preliminary plans and specifications for the Engineering Building Addition and Renovation have been prepared by the Project Architect, Albert S. Komatsu & Associates, Fort Worth, Texas. The total project cost was initially estimated to be \$18,700,000.

In a letter to Executive Vice Chancellor Jordan, President Nedderman states:

"We have carefully examined the needs of the College of Engineering and have arrived at preliminary plans and estimates of construction as of August 1982, to be as follows:

Additional Engineering Building	\$16,219,887
Additional Metal Wind Tunnel Building	131,520
Renovation of Existing Building	<u>5,967,316</u>
Total Construction Cost	<u>\$22,318,723</u>

"As you may determine, the estimated construction cost escalated to the midpoint of construction exceeds the estimated total project cost. This has occurred because of several reasons, but primarily due to the change in the scope of the project. We have added an additional 25,000 square feet to our initial program to provide space for an Engineering and Science Library. This

increased space will provide for a branch library in Science and Engineering which should increase utilization while forestalling the addition of space in the central library facility.

"The concept of a separate facility for the wind tunnel represents a change in that inclusion in the renovated Engineering Building is not cost-effective and, in all probability, would cost more money than the construction of a low-cost facility. The wind tunnel is utilized in our Aerospace Engineering program and represents an important function in that department.

"The renovation of the existing facility exceeds the University's original estimate. This increase is due to an underestimate by our staff and primarily due to the extensive work that must be done to the mechanical systems in the facility.

"We have also been advised by the Dean of Engineering that approximately \$5.5 million will be required to upgrade existing equipment to a level that the College of Engineering may have equipment with which to teach modern methods and techniques.

"With the above in mind, we are requesting your approval and recommendation for consideration by the Board of Regents for a revised estimated project cost. At August 1982 prices, this revised project cost is as follows:

Additional Engineering Building	\$23,291,875
Renovation of Engineering Building	<u>6,674,000</u>
Total Project Cost	<u>\$29,965,875</u>

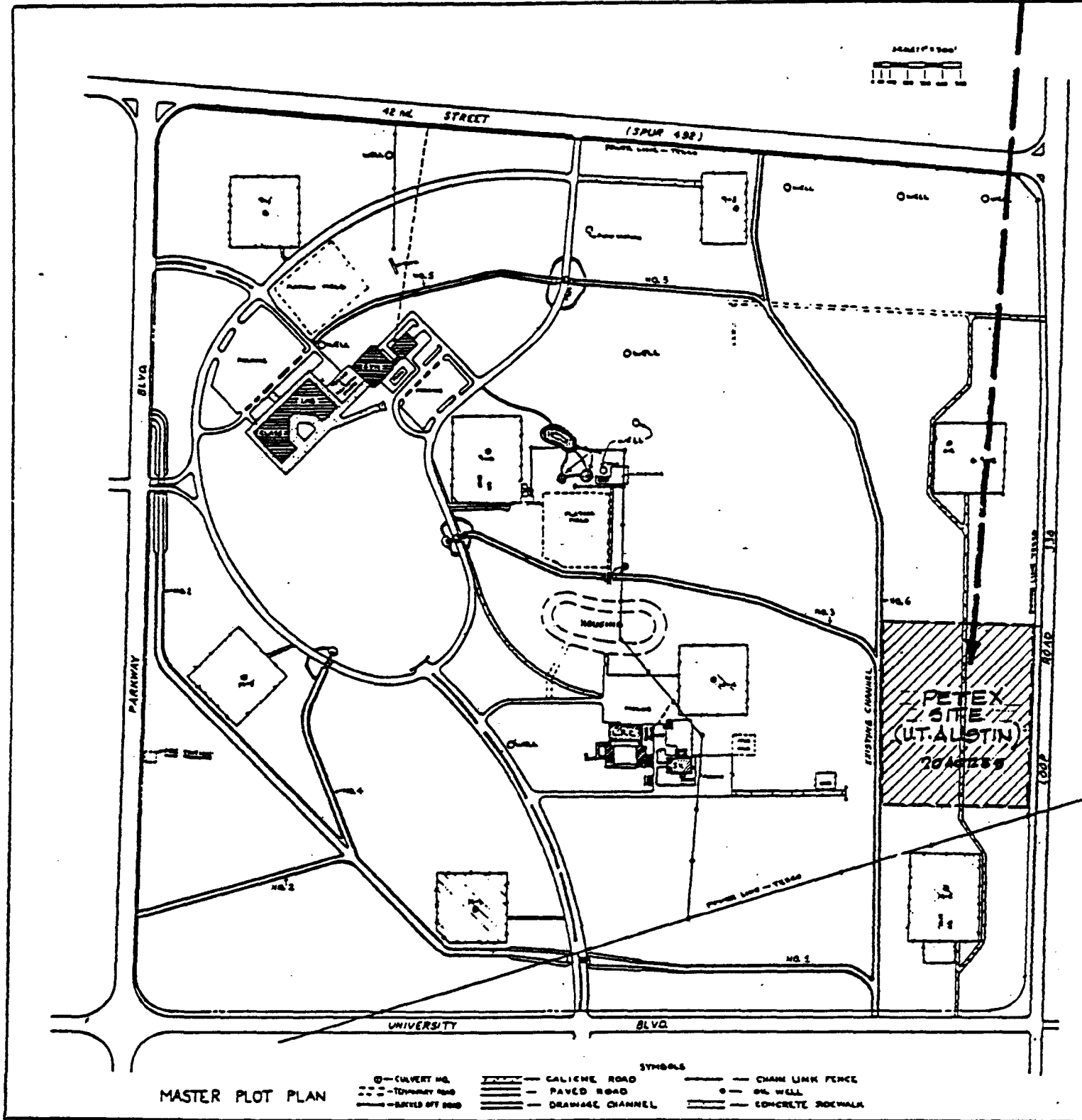
"The Project Cost analysis is as follows:

	<u>Addition</u>	<u>Renovation</u>	<u>Total</u>
General Construction	\$14,110,850	\$5,317,316	\$19,428,166
Site Improvement	590,150	-	590,150
Escalation	1,650,410	650,000	2,300,410
Contingencies	327,030	228,644	555,674
Equipment & Furnishings	5,232,345	-	5,232,345
Professional Fees	981,090	358,040	1,339,130
Administrative & Miscellaneous	<u>400,000</u>	<u>120,000</u>	<u>520,000</u>
	<u>\$23,291,875</u>	<u>\$6,674,000</u>	<u>\$29,965,875 "</u>

Although sufficient funds are not available for completion of the project at this time, President Nedderman recommends authorization for completion of final plans and specifications so that time may be saved and escalation minimized when funds become available.

U.T. PERMIAN BASIN

FACILITIES FOR U.T. AUSTIN PETROLEUM EXTENSION SERVICE (PETEX)



6. U. T. Austin: Facilities for Petroleum Extension Service (PETEX) on Campus of U.T. Permian Basin - Request for Project Authorization; Appointment of Project Architect to Complete Final Plans; Submission to Coordinating Board; Advertisement for Bids and Award of Contract by U.T. Austin Administration, Subject to Coordinating Board Approval; and Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Authorize construction of Facilities for the Petroleum Extension Service (PETEX) on a twenty - acre site on the campus of U.T. Permian Basin, Odessa, Texas, at an estimated total project cost of \$800,000
- b. Appoint a project architect from the list on Page B&G-11 and authorize U.T. Austin Administration to enter into a contract for services to prepare final plans and specifications
- c. Authorize submission of the project to the Coordinating Board, Texas College and University System
- d. Subject to Coordinating Board approval, authorize advertisement for bids and contract award by U.T. Austin Administration within authorized funds
- e. Appropriate \$800,000 from PETEX funds

This item requires the concurrence of the Finance and Audit Committee.

BACKGROUND INFORMATION

Approval was given at the October 8 - 9, 1981, meeting of the U.T. Board of Regents to move the training installation operated by the Petroleum Extension Service (PETEX), which is part of the Division of Continuing Education at The University of Texas at Austin, from Odessa College to a twenty-acre site to be designated for PETEX use on the campus of The University of Texas of the Permian Basin.

Accordingly, President Flawn requests authorization to construct the facilities required by PETEX. The project involves erection of two prefabricated metal buildings on concrete slabs plus necessary utility extensions and limited site development. One of the buildings will be finished on the interior to provide 10,000 gross square feet of office and instructional spaces. The other building will house oil field equipment necessary to teach production skills in 5,000 gross square feet of unadorned space. Site development will include developing two 5-acre tracts for well service and workover training and for drilling operations training. The estimated total project cost is \$800,000, which is available from PETEX funds.

President Flawn recommends that U.T. Austin be authorized to execute this project through its Division of Physical Plant and also recommends that Peters and Fields, Architects, with

U. T. AUSTIN



STUDENT FAMILY HOUSING

offices in Odessa and Austin, Texas, be appointed Project Architect to assist U.T. Austin in the preparation of plans and specifications. Because of the location of the project, an architectural firm with offices in both Austin and Odessa would be advantageous.

List of Firms for Consideration

<u>Project Architect</u>	<u>Recent U. T. System Projects</u>
Peters & Fields, Architects Austin & Odessa, Texas	U.T. System: Repair and Rehabilitation of Hal P. Bybee Building, Midland, Texas; Addition to Hal P. Bybee Building, Midland, Texas
Jessen Associates, Austin, Texas	U. T. Austin: Taylor Hall Project Analysis U.T. Galveston Medical Branch: Texas Department of Corrections Hospital (in association with another firm)
Fouts, Gomez & Moore, Inc., El Paso, Texas	U.T. El Paso: Central Library; Business Administration Building; Alterations and Additions to Administration Building
Carroll, DuSang & Rand, El Paso, Texas	U.T. El Paso: Expansion of Sun Bowl (in association with another firm)
Garland & Hilles, El Paso, Texas	U.T. El Paso: Expansion of Sun Bowl (in association with another firm)

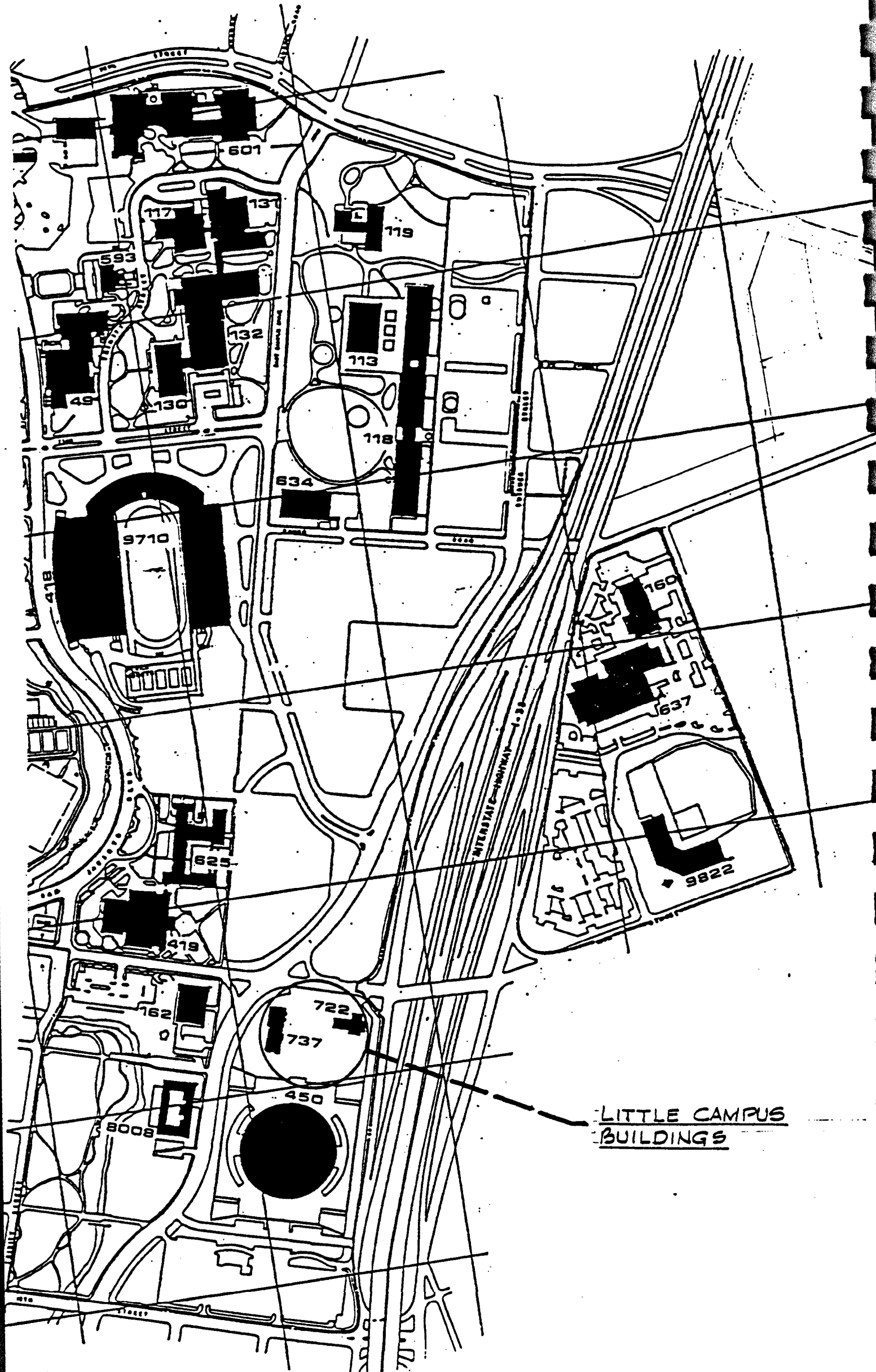
7. U. T. Austin: Student Family Housing - Phase II (Project No. 102-445): Request for Authorization to Construct Additional Housing Units; Approval of Final Plans and Advertisement for Bids; Authorization for Executive Committee to Award Contract; and Additional Appropriation Therefor. --

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Authorize the construction of approximately 80 additional housing units on the north portion of the Brackenridge site at an estimated total project cost of \$4,000,000 for partial completion of the Phase II housing project
- b. Approve final plans and specifications prepared by the Project Architect, Wilson Stoeltje & Martin, Inc., Austin, Texas, for this portion of the Phase II Brackenridge housing project
- c. Authorize the Office of Facilities Planning and Construction to advertise for bids
- d. Authorize the Executive Committee to award all contracts associated with this project within the estimated total project cost of \$4,000,000

U.T. AUSTIN
MAIN CAMPUS EAST SIDE
(BUILDING INDEX ON BACK)



LITTLE CAMPUS
BUILDINGS

- e. Appropriate \$4,000,000 from Auxiliary Enterprise Funds for completion of this portion of the Phase II Brackenridge housing project (\$45,000 had been previously appropriated from Pooled Interest on Bond proceeds and other Construction Funds for Demolition of Brackenridge Apartments, part of Phase II.)

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents in May 1981, construction contracts in the amount of \$8,446,780 were awarded for Student Family Housing, Phase I-A, which contained 228 units. Funding of the total project cost of \$9,573,000 has been provided from the sale of Married Student Housing Revenue Bonds, Series 1981, Pooled Interest on Bond Proceeds, and Auxiliary Enterprise Unallocated Balances.

As of the preparation of this agenda item, the general construction of the housing units is 98% complete. Completion of the site work is forecast for September 1982.

The contractor for the precast housing modules, furnished in Phase IA, has recently offered to furnish additional modules at the same cost as was bid in March 1981. This offer is financially attractive to the continuation of this project. The entire Phase II construction of the Brackenridge apartment project has previously been estimated at \$11,000,000. In a letter to Executive Vice Chancellor Jordan, President Flawn has concluded that it is not now feasible to proceed with the entire Phase II project. However, President Flawn indicates that there are existing auxiliary enterprise funds amounting to \$4,000,000 which are available to support a partial Phase II housing project consisting of approximately 80 apartments.

The partial Phase II Student Family Housing Project was presented to the Coordinating Board, Texas College and University System at its meeting in July 1982 for approval.

8. U.T. Austin: Little Campus Buildings (Project No. 102-395) - Request for Approval of Final Plans for The Arno Nowotny Building and Building H, and Authorization to Advertise for Bids; Request for Authorization for Executive Committee to Award Contract Within Authorized Total Project Cost; Additional Appropriation Therefor; and Recommended Name for Building H. --

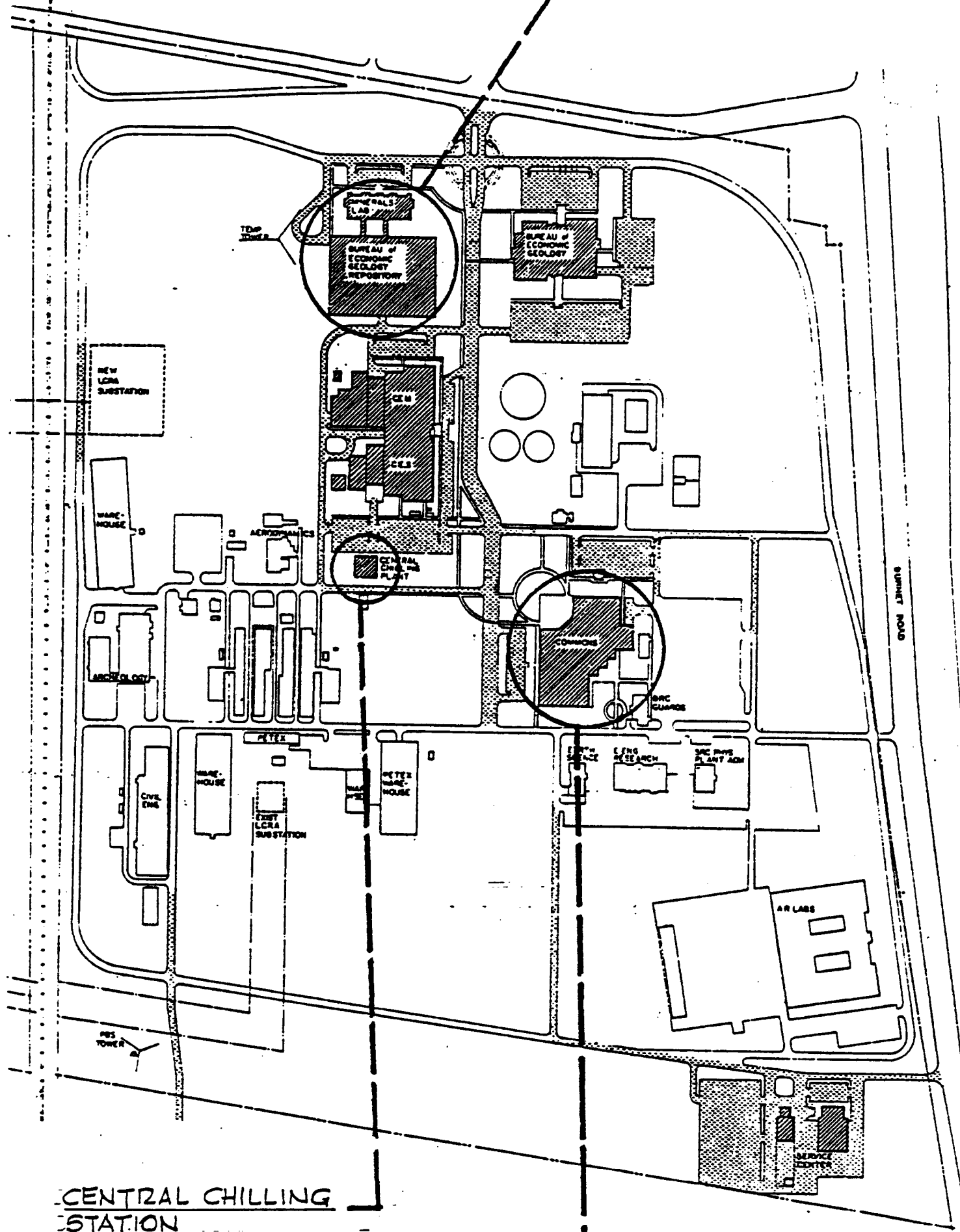
RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Approve the final plans and specifications for The Arno Nowotny Building and Building H at an estimated total project cost of \$4,000,000, exclusive of site development
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids
- c. Authorize the Executive Committee to award all contracts associated with this project within the previously authorized total project cost

U. T. AUSTIN BALCONES RESEARCH CENTER

- REPOSITORY & MINERALS STUDIES
- LABORATORY BUILDING
- BUREAU OF ECONOMIC GEOLOGY



CENTRAL CHILLING
STATION

COMMONS
BUILDING

- d. Appropriate \$3,778,500 from the Available University Fund for total project funding. previous appropriations in the amount of \$221,500 have been made
- e. Approve "Little Campus Building" as the name for Building H. With this final project approval, Building C will be named "The Arno Nowotny Building" in accordance with previous action of the Board

This item requires the concurrence of the Finance and Audit Committee.

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on February 12, 1982, the final plans and specifications for The Arno Nowotny Building and Building H have been prepared by the Project Architect Beran and Shelmire, Dallas, Texas.

The Arno Nowotny Building with 6,595 gross square feet will contain a Visitors Information Center and Building H with 20,376 gross square feet will house an Admissions Center and Employee Relations Center. The estimated combined construction cost for the two buildings is \$3,200,000, exclusive of site development which has been deferred.

The project will be funded from the Available University Fund and is therefore not subject to Coordinating Board review.

- 9. U.T. Austin: Balcones Research Center - Central Chilling Station (Project No. 102-523A) - Request for Approval of Final Plans and Authorization to Advertise for Bids; Request for Authorization for Executive Committee to Award Contracts Within Authorized Total Project Cost; and Additional Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Approve final plans and specifications for the Central Chilling Station at an estimated total project cost of \$3,752,659
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids, subsequent to completion of design review
- c. Authorize the Executive Committee to award all contracts associated with this project within the authorized total project cost
- d. Appropriate \$3,577,659 from Permanent University Fund Bond Proceeds for total project funding. Previous appropriations for the Central Chilling Station portion of the Site Development and Utility Distribution project have been \$175,000 from the Available University Fund

This item requires the concurrence of the Finance and Audit Committee.

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents on June 11, 1982, final plans and specifications for the Central Chilling Station as part of the Site Development and Utilities Distribution System at the Balcones Research Center have been prepared by the Project Architect, Page Southerland Page, Austin, Texas. The estimated construction cost for this project, including escalation and contingencies is now \$3,382,868 with an estimated total project cost of \$3,752,659. If approved, the University plans to purchase chillers immediately by separate contract to achieve earlier delivery. Funds for separate purchase of the chillers are included within the total project budget.

Source(s) of funds for this project are the Permanent University Fund Bond Proceeds and/or the Available University Fund. The project is therefore not subject to Coordinating Board approval.

10. U.T. Austin: Balcones Research Center - Bureau of Economic Geology (Project No. 102-525) - Repository and Minerals Studies Laboratory Building; Request for Approval of Final Plans; Authorization for Advertisement for Bids Subject to Final Review; Request for Authorization for Executive Committee to Award Contract Within Authorized Total Project Cost; and Additional Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Approve the final plans and specifications for the Repository and Minerals Studies Laboratory Building for the Bureau of Economic Geology at an estimated total project cost of \$8,994,741, exclusive of departmental equipment
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids following final review
- c. Authorize the Executive Committee to award all contracts associated with this project within the authorized total project cost
- d. Appropriate \$8,764,741 from Permanent University Fund Bond Proceeds for total project funding. Previous appropriations for the Bureau of Economic Geology have been \$899,000 from the Available University Fund. Of this amount \$230,000 has been allotted to the Repository and Minerals Studies Laboratory Building

This item requires the concurrence of the Finance and Audit Committee.

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents on April 8, 1982, final plans and specifications have been prepared by the Project Architect, Barnes Landes Goodman Youngblood, Austin, Texas, for the Repository and Minerals Studies Laboratory Building for the Bureau of Economic Geology at the Balcones Research Center.

In a letter to Executive Vice Chancellor Jordan, President Flawn states:

"The estimated total construction cost including escalation and contingencies is \$6,993,330 and the total project cost is estimated to be \$8,994,741 exclusive of the possible purchase of departmental equipment. These costs are about six percent higher than those previously reported to the Board, and are the consequence of refined cost estimates based on final plans."

Source(s) of funds for this project are Permanent University Fund Bond Proceeds and/or Available University Fund. The project is therefore not subject to Coordinating Board approval.

11. U. T. Austin: Balcones Research Center - Commons Building (Project No. 102-526) - Presentation of Preliminary Plans; Request for Authorization to Prepare Final Plans; and Additional Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Flawn that the Board:

- a. Approve the preliminary plans and specifications for the Commons Building at an estimated total project cost of \$6,787,789, exclusive of equipment
- b. Authorize the Project Architect to prepare final plans and specifications for consideration of the U.T. Board of Regents at a future meeting
- c. Appropriate \$185,000 from Permanent University Fund Bond Proceeds for fees and related project expenses through completion of final plans. From the previous appropriations for projects at the Balcones Research Center, \$117,000 has been allotted to the Commons Building from the Available University Fund

BACKGROUND INFORMATION

In accordance with authorization of the U.T. Board of Regents on October 9, 1981, preliminary plans and specifications for the Commons Building at the Balcones Research Center have been prepared by the Project Architect, Wilson Stoeltje Martin, Inc., Austin, Texas.

The Commons Building is a single level structure of approximately 77,000 gross square feet which will house conference classroom, dining, and administrative support facilities for the Balcones Research Center. The estimated construction cost including escalation and contingencies is \$5,552,467 with the estimated total project cost of \$6,787,789, exclusive of the possible purchase of audio/visual/video equipment.

Based on Fiscal Year 1981 experience, maintenance and operation, including utilities, are expected to cost \$3.21 per square foot per year.

Anticipated sources of funds for this project are Permanent University Fund Bond Proceeds and the Available University Fund and the project is therefore not subject to Coordinating Board approval.

12. U.T. Austin: Proposed Authority to Acquire Real Property by Eminent Domain.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that authority be granted to acquire by eminent domain, if necessary, the following tracts of real property located in Austin, Travis County, Texas:

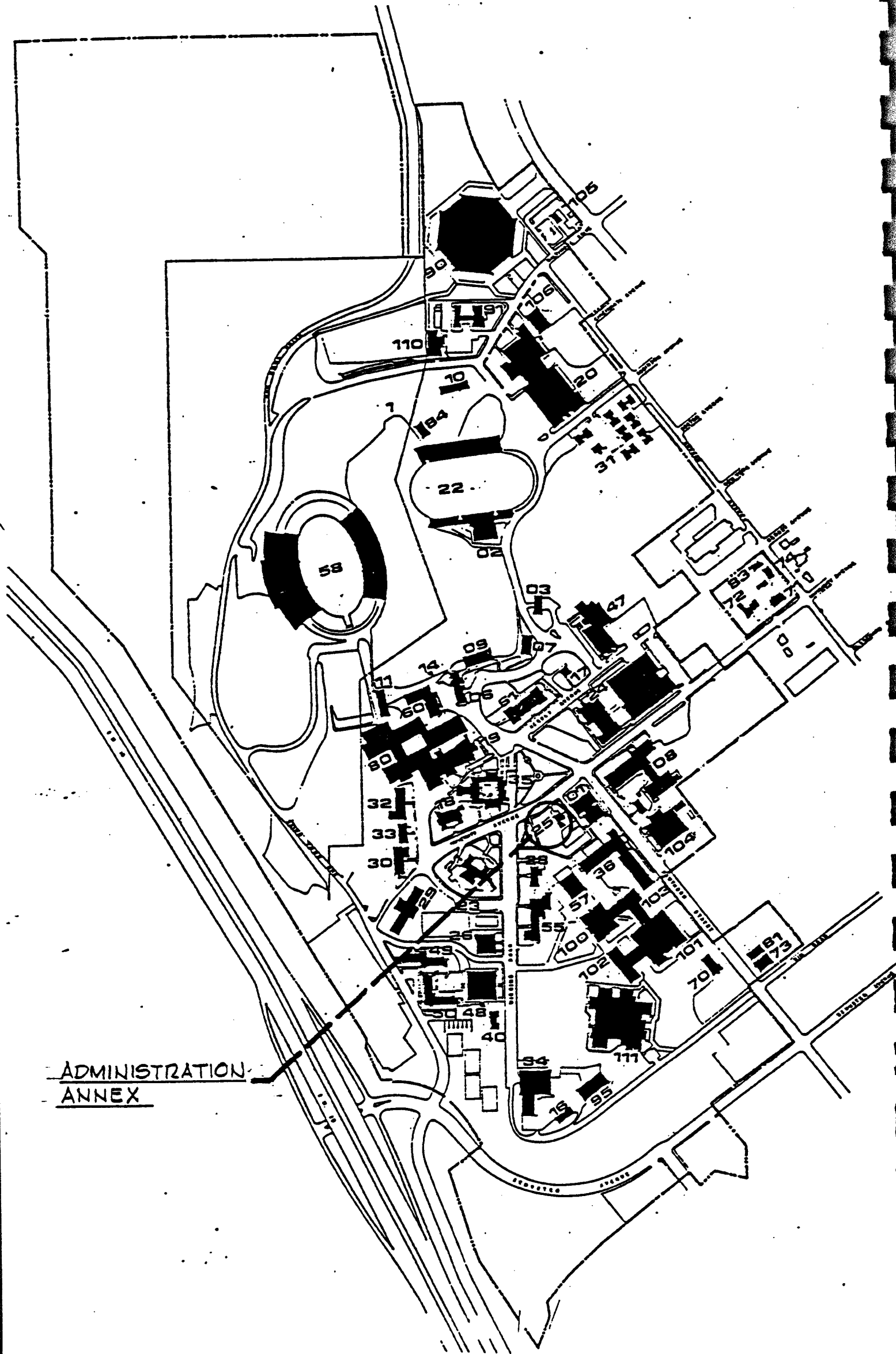
- Parcel #1 136' x 167' average, Outlot 27, Division C.
- Parcel #2 55' x 136', Outlot 27, Division C.
- Parcel #3 50' x 136', Outlot 27, Division C.
- Parcel #4 50' x 136', Outlot 27, Division C.
- Parcel #5 50' x 136', Outlot 27, Division C.
- Parcel #10 54' x 136', Outlot 27, Division C.
- Parcel #11 55.4' x 136', Outlot 27, Division C.
- Parcel #12 58' x 136', Lot 10, Outlot 27, Division C.
- Parcel #13 Tract 1, James C. Middleton Subdivision.
- Parcel #14 57' x 150', Outlot 27, Division C.
- Parcel #15 Lot 1, Manor Apartments Subdivision, Outlot 27, Division C.
- Parcel #17 0.318 acre, Outlot 27, Division C.
- Parcel #18 0.084 acre, Outlot 27, Division C.
- Parcel #19 Lot 1, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #20 Lot 2, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #21 Lot 3, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #22 Lot 4, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #23 Lot 5, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #28 Lot 9, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #29 Lot 8, Outlot 27, Division C, Northeastern Subdivision.
- Parcel #30 W. 94' average, Lot 6 and Lot 7, less NE triangle, Outlot 27, Division C, Northeastern Subdivision.

BACKGROUND INFORMATION

At its meeting of December 10-11, 1981, the Board of Regents authorized the Office of the Chancellor to take all necessary

U. T. EL PASO

(BUILDING INDEX ON BACK)



steps with regard to the purchase of additional acreage adjacent or near The University of Texas at Austin for the purpose of future campus expansion. Pursuant to that authority, fourteen tracts have been acquired through negotiated purchase transactions and negotiations are continuing on other tracts. However, in order to proceed with plans for its immediate needs, The University of Texas at Austin must acquire twenty-one additional tracts in this same area. The owners of some of these tracts have either refused to sell or have demanded prices which far exceed the appraised values of their respective properties. Consequently, it may be necessary to acquire title to some tracts by eminent domain proceedings.

13. U. T. El Paso: Renovation and Addition to Administration Annex - Request for Project Authorization; Appointment of Project Architect to Prepare Final Plans; Submission to Coordinating Board; and Appropriation Therefor. --

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Monroe that the Board:

- a. Authorize the Renovation of and the Addition to the Administration Annex at an estimated total project cost of \$215,000
- b. Appoint a project architect from the list on Page B&G - 18 with authorization for preparation of final plans and specifications to be presented at a future Board meeting for consideration
- c. Authorize submission of the project to the Coordinating Board, Texas College and University System
- d. Appropriate \$136,000 from Combined Fee Revenue Bonds, Series 1970-74 - Interest on Time Deposit and \$79,000 from Unallocated Plant Funds for total project funding

This item requires the concurrence of the Academic Affairs and Finance and Audit Committees.

BACKGROUND INFORMATION

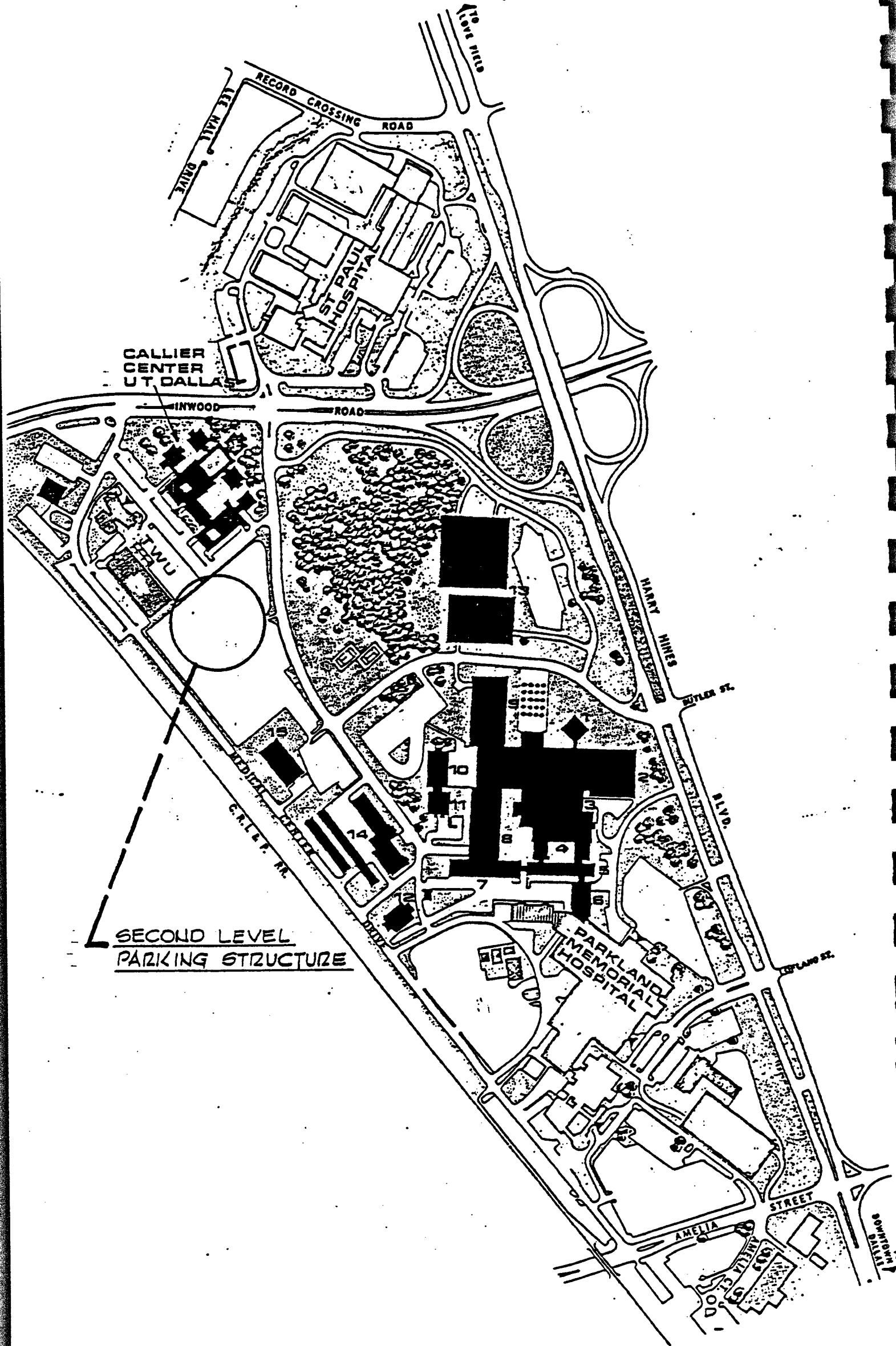
A former Sorority house acquired in 1969 and known as the Administration Annex has housed the University's Development Program for a number of years.

Increasing maintenance costs for this facility, which was built in the late 1930's, led U.T. El Paso Administration to propose renovation and to request authority to engage an architectural firm to make recommendations regarding optimum use of the structure. Approval was obtained from System Administration, along with an appropriation of \$79,000 from Unallocated Plant Funds in anticipation of a local remodeling project.

Subsequently, careful review of the architect's recommendations and an examination of the University's Development Program needs have now led to the conclusion that simple renovation is insufficient. This facility for the Development and Alumni Office will require complete remodeling, as well as expansion by addition, if it is to

U.T. HEALTH SCIENCE CENTER AT DALLAS

BUILDING INDEX ON BACK



continue to house the many activities associated with greatly expanded fund-raising activities. This effort includes corporate and foundation constituencies, as well as an alumni body of more than 35,000 individuals.

President Monroe proposes that consideration be given to expansion of the project's scope to permit efficient utilization of existing space, as well as an addition of approximately 1200 square feet. Estimated construction cost for the revised project is \$180,000, with the total project cost estimated at \$215,000.

President Monroe recommends that the Board consider the appointment of the firm of Phillip Mack Caldwell, Architect, El Paso, Texas, as Project Architect to complete the architectural work already started.

List of Firms for Consideration

<u>Project Architect</u>	<u>Recent U. T. System Projects</u>
Phillip Mack Caldwell, Architect, El Paso, Texas	None
Kuykendall & McCombs, Architects, El Paso, Texas	None
Carroll, DuSang & Rand, El Paso, Texas	U.T. El Paso: Expansion of Sun Bowl (in association with another firm)
Foster, Henry, Henry & Thorpe, El Paso, Texas	U. T. El Paso: Military Science Building and Addition of Handball Courts to Memorial Gymnasium Renovation of Miner's Hall
Garland & Hilles, El Paso, Texas	U. T. El Paso: Expansion of Sun Bowl (in association with another firm) Expansion of Union Facilities

14. U.T. Health Science Center - Dallas: Second Level
Parking Structure on Parking Lot No. 4 (Project No. 303-
541) - Request for Approval of Final Plans; Authoriza-
tion to Advertise for Bids; Authorization for Executive
Committee to Award Contract.--

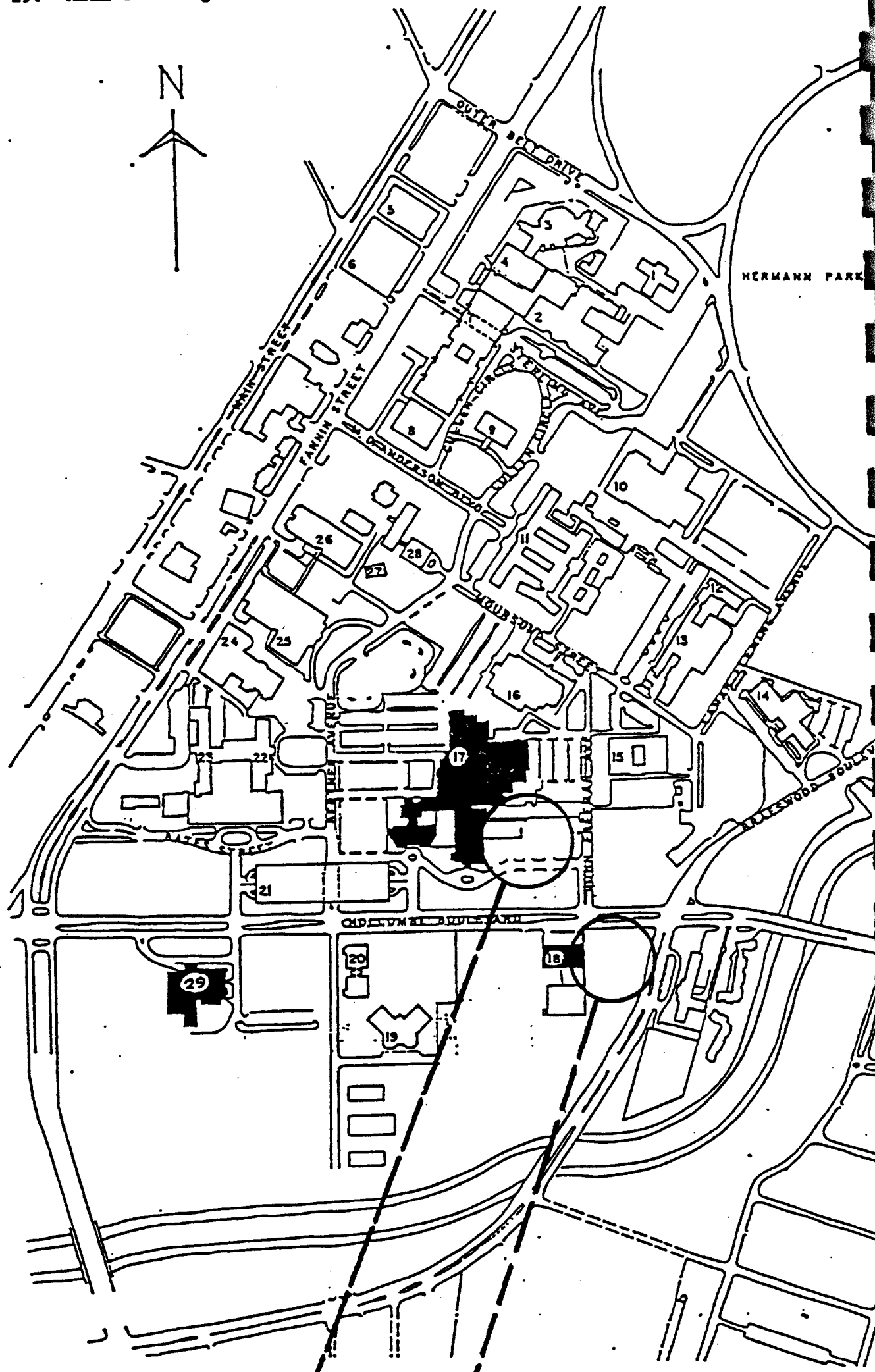
RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President Sprague that the Board:

- a. Approve final plans and specifications for the Parking Structure on Lot No. 4 at an estimated total project cost of \$1,500,000
- b. Authorize the Office of Facilities Planning and Construction to advertise for bids
- c. Authorize the Executive Committee to award all contracts associated with this project within the authorized total project cost

U. T. SYSTEM CANCER CENTER

- 17. M. D. Anderson Hospital and Tumor Institute
- 18. Anderson-Mayfair
- 29. Main Building



ADDITIONAL OUTPATIENT CLINIC FACILITIES

ROTARY INTERNATIONAL HOUSE

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on June 11, 1982, the Project Architect, Kirk, Voich and Gist, Fort Worth, Texas, has prepared final plans and specifications for a Parking Structure on Parking Lot No. 4 at the U.T. Health Science Center - Dallas.

The structure will accommodate approximately 400 cars at an estimated total project cost of \$1,500,000. The structure is to be post-tensioned concrete beam and slab. This method of construction is economical yet consistent with design standards for a maintenance-free and watertight structure. It is recommended that this structure provide two levels of parking above approximately one-half of the existing lot. This solution provides better ingress-egress traffic patterns and allows for continued use of much of the parking lot during construction. Future vertical and horizontal expansion options remain by the construction of one or two additional levels and the extension of the structure over the remainder of Parking Lot No. 4.

This project was presented to the Coordinating Board, Texas College and University System for approval at their meeting of July 22 - 23, 1982. The total project funding of \$1,500,000 was previously appropriated from Unexpended Plant Fund Balances.

15. U. T. Cancer Center: Additional Outpatient Clinic Facilities (Project No. 703-459) - Presentation of Preliminary Plans; Request for Adjustment in Scope of Project to Include Transformer Vault; Request for Authorization to Prepare Final Plans; and Additional Appropriation Therefor.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President LeMaistre that the Board:

- a. Approve the preliminary plans and specifications for Additional Outpatient Clinic Facilities at an estimated total project cost of \$37,030,000
- b. Approve an adjustment in scope to include the transformer vault facility at an estimated additional cost of \$2,350,000
- c. Authorize the Project Architect to prepare final plans and specifications for consideration of the U.T. Board of Regents at a future meeting
- d. Appropriate \$23,350,000 from General Funds Unappropriated Balances, estimated operating budget balances, and estimated 1981 - 82 income in excess of current budget estimates, for total project funding. Previous appropriations have been \$11,030,000 from General Funds Unappropriated Balances and \$5,000,000 transferred from the Allotment Account for Remodeling M.D. Anderson Hospital (Project No. 703-291)

This item requires the concurrence of the Health Affairs and Finance and Audit Committees.

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on June 12, 1981, preliminary plans, specifications, and cost estimates have been prepared by the Project Architect, Pierce, Goodwin & Alexander, in association with Kenneth Bentsen Associates, Houston, Texas.

During the preparation of preliminary plans, a need was seen for the construction and equipping of a transformer vault facility substantially greater than previously estimated. It is essential to install the transformer in a location providing maximum flood protection, while providing service that is adequate to meet the needs of the entire Cancer Center complex. The estimated additional cost for this transformer facility is \$2,350,000. When added to the previously authorized project cost of \$37,030,000 the new total project cost is \$39,380,000. The transformer vault will add approximately 10,800 square feet to the project for a total of 274,600 square feet of new space.

Based on Fiscal Year 1981 experience, maintenance and operation, including utilities, are expected to cost \$5.87 per square foot per year.

16. U.T. Cancer Center: Rotary International House (Project No. 703-534) - Acceptance of Report of Economic Feasibility Study and Authorization to Raise Funds.--

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President LeMaistre that the U.T. Board of Regents:

- a. Accept the report of Real Estate Research Corporation, Chicago, Illinois, indicating the economic feasibility for housing facilities for patients of U.T.M.D. Anderson Hospital and Tumor Institute
- b. Authorize Dr. LeMaistre to cooperate with Rotary International in raising funds for the project, with the understanding that when a minimum of \$10,000,000 in gift funds has been pledged by Rotary International, further recommendations will be made to the Board concerning sale of Revenue Bonds needed to proceed with the project

Details of the result of this study will be presented to the Board at the meeting.

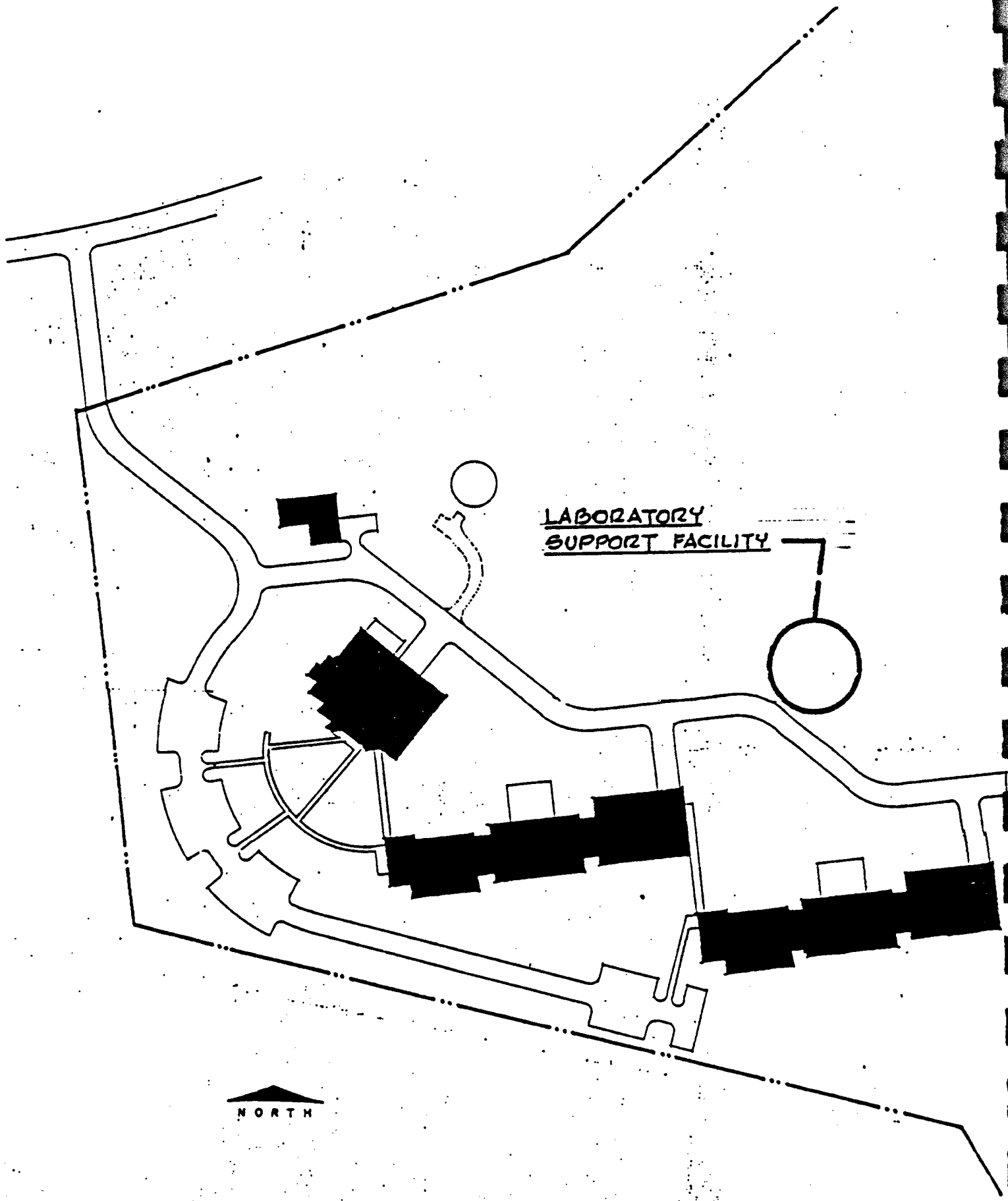
BACKGROUND INFORMATION

At the meeting of December 11, 1981, the U.T. Board of Regents accepted the proposal of Real Estate Research Corporation, Chicago, Illinois, to conduct an economic feasibility study for a housing facility for patients of M.D. Anderson Hospital and Tumor Institute. The salient findings of the study are as follows:

The patient loads at M.D. Anderson and the U.T. Cancer Center's study of their needs evidence a strong potential for the development and support of such a facility.

The site, adjacent to the Anderson Mayfair, is ideally situated for patient convenience.

UT SCIENCE PARK - RESEARCH DIVISION SMITHVILLE



LABORATORY
SUPPORT FACILITY

NORTH

AREA SITE PLAN

Scale Feet 0 50 100 200 300 400

The demand for housing being generated by M.D. Anderson related visitation is sufficient to support a facility of 300 rooms at favorable occupancy levels.

The investment analysis was prepared on the basis of three possible levels of donated capital as per University request at \$10,000,000, \$15,000,000 and \$20,000,000. It is further concluded that without the minimum charitable donation of \$10,000,000, this project is not financially feasible.

17. U.T. Cancer Center (U.T. Science Park) - Research Division at Smithville - Laboratory Support Facility (Project No. 703-509): Recommended Award of Construction Contract; Authorization for Increased Total Project Cost; and Additional Appropriation Therefor. --

RECOMMENDATIONS

The Office of the Chancellor concurs with the recommendations of President LeMaistre that the Board:

- a. Award a construction contract for the Laboratory Support Facility to William Droemer and Associates, Giddings, Texas, in the amount of \$815,400 for the base bid
- b. Approve a total project cost of \$900,000
- c. Appropriate \$90,000 from General Funds Unappropriated Balances and transfer \$60,000 from Account No. 187930 (construction of a Storage and Physical Plant Facility at the Veterinary Resources Division of the Science Park at Bastrop) to complete the total project funding (\$750,000 had been previously appropriated from Account No. 187291 - Science Park Building Expansion.)

This item requires the concurrence of the Finance and Audit Committee.

BACKGROUND INFORMATION

In accordance with the authorization of the U.T. Board of Regents on June 11, 1982, bids were called for and were received, opened and tabulated on July 8, 1982, as shown on Page B&G - 23, for the Laboratory Support Facility at Smithville.

All bids received exceed the previously authorized total project cost of \$750,000. Analysis of the bids indicates that the Mechanical/Electrical System required for animal housing standards constitutes almost fifty percent of the total construction cost of this otherwise small and simple project. Lack of contractor interest in the Smithville area is also a factor. Of the four bids received, only three submitted the required bid bond. The two lowest bidders are within 3% of one another and this is believed to be a fair test of market conditions.

It is thought to be in the University's best interest to award the base bid within the increased total project cost of \$900,000.

The recommended project cost is composed of the following cost elements:

Construction Cost	\$815,400
Fees and Administrative Expenses	62,109
Future Work	
Air Balance	5,000
Miscellaneous Expenses	
Survey and Soils Test	8,323
Project Contingency	<u>9,168</u>
Recommended Total Project Cost	\$900,000

This project was approved by the Coordinating Board, Texas College and University System on April 30, 1982. The recommended total project cost is within the Coordinating Board Budget Limitations.

Source of project funding:

\$750,000	Account No. 187291 - Science Park Building Expansion
90,000	General Funds Unappropriated Balances
<u>60,000</u>	Transfer from Account No. 187930
\$900,000	Recommended Total Project Cost

U.T. CANCER CENTER (U.T. SCIENCE PARK) RESEARCH DIVISION AT SMITHVILLE
 LABORATORY SUPPORT FACILITY
 Bids Received July 8, 1982, at 2:00 p.m., C.D.S.T., at the Office of
 Facilities Planning & Construction, U.T. System
 210 West Sixth Street, Austin, Texas

<u>Bidder</u>	<u>Bid Bond</u>	<u>Base Bid</u>	<u>Alt. #1 Canopy</u>	<u>Alt. #2 Roofing System</u>	<u>Alt. #3 Brick Facing</u>
William Droemer and Associates, Giddings, Texas	5%	\$ 815,400	\$11,103	\$15,320	\$31,000
Brath, Inc., Round Rock, Texas	5%	837,554	15,035	13,920	28,115
Thomas Hinderer Company, Austin, Texas	5%	897,500	13,200	14,500	35,500
H & M Construction Company, Austin, Texas	None	1,150,000	21,497	No Bid	49,400

<u>Bidder</u>	<u>Alt. #4 Paving</u>	<u>Alt. #5 Concrete Walks</u>	<u>Alt. #6 Cold Storage Room</u>
William Droemer and Associates, Giddings, Texas	\$10,691	\$ 8,868	\$31,150
Brath, Inc., Round Rock, Texas	10,022	7,498	32,999
Thomas Hinderer Company, Austin, Texas	13,000	9,000	34,200
H & M Construction Company, Austin, Texas	No Bid	12,934	36,235

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18. U.T. Tyler: Approval of Lease with U.T. Tyler Educational Foundation, Inc. for President's Residence.--

RECOMMENDATION

The Office of the Chancellor concurs with President Hamm's recommendation that the Board of Regents enter into a lease agreement with The University of Texas at Tyler Educational Foundation, Inc. for a residence for the President of U.T. Tyler. The proposed lease is for a term of two years, with a monthly rental of \$3,300.00 and an option to purchase the residence at or before the end of the lease term for the value of the remaining loan owed by the Foundation at the time of the purchase. All taxes and insurance will be paid by the Foundation, while the University would be responsible for utilities and maintenance.

BACKGROUND INFORMATION

The University of Texas at Tyler Educational Foundation, Inc. now owns this property, and its monthly principal, interest, taxes, and insurance payments are \$4,134.00.

19. U. T. System: Recommended Approval of Leases of Official Residences for Executive Vice Chancellors.--Recommendations from the Office of the Chancellor regarding these leases will be available at the meeting.

PART II: CONSIDERATION OF ITEMS ASSIGNED TO OTHER COMMITTEES

A. For Approval, Disapproval or Amendment of Recommendation

B. For Information Only

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION

BUILDINGS AND GROUNDS COMMITTEE

EMERGENCY ITEMS

August 12-13, 1982

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20. U. T. Austin: Recommendation for Authority to Donate Approximately 42.1894 Acres of Land for a Right-of-Way for MOPAC Boulevard's North Extension Below
21. U. T. Dallas, U. T. San Antonio and U. T. Health Science Center - Dallas: Recommended Appointment of Consulting Architects for Limited Services for Certain Proposed Construction Projects Included in the Legislative Budget Request; Submission to Coordinating Board; and Appropriations Therefor 26

Documentation

20. U.T. Austin: Recommendation for Authority to Donate Approximately 42.1894 Acres of Land for a Right-of way for MOPAC Boulevard's North Extension.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that the Board of Regents donate to the State of Texas a right-of-way easement along MOPAC Boulevard. The requested right-of-way involves approximately 42.1894 acres. The right-of-way easement will be signed by the Chairman of the Board of Regents after approval as to content by Chancellor Walker and as to form by the Office of General Counsel.

BACKGROUND INFORMATION

At the Board of Regents' meeting held on June 10-11, 1982, Regent Howard Richards and President Peter Flawn of U.T. Austin were authorized by the Chairman of the Board of Regents to negotiate with the State Highway Commission regarding a right-of-way for MOPAC Boulevard's north extension. The State of Texas will provide funds for the construction and maintenance of the extension of MOPAC. The proposed extension will greatly aid traffic movement and increase the land value of the University's remaining 340 acres in the area.

21. U.T. Dallas, U.T. San Antonio and U.T. Health Science Center - San Antonio: Recommended Appointment of Consulting Architects for Limited Services for Certain Proposed Construction Projects Included in the Legislative Budget Request; Submission to Coordinating Board; and Appropriations Therefor.--

RECOMMENDATIONS

The Office of the Chancellor recommends that the Board:

- a. Authorize submission of all eligible projects to the Coordinating Board, Texas College and University System, for their consideration, review and approval prior to the 68th Legislature
- b. Appoint consulting architects from the lists on Pages B&G 27-28 for limited professional services and technical assistance in preparation of concept plans and preliminary cost information to support the Coordinating Board Submission and Legislative Budget request for U.T. Dallas - Applied Science Building; U.T. San Antonio - Science Building; and U.T. Health Science Center - San Antonio - Completion of Clinical Science Building
- c. Appropriate \$75,000 for fees and miscellaneous expenses for completion of these limited professional services from Unappropriated Plant Fund Balances.

BACKGROUND INFORMATION

The Office of the Chancellor has been notified by Governor Clements and the Coordinating Board, Texas College and University System that all Institutional requests for new construction and major repair and rehabilitation projects in excess of one million dollars must be reviewed and approved by the Coordinating Board before being considered by the State Legislature, 68th Session which convenes in January 1983.

Compliance with this requirement within the allotted time necessitates the appointment of consulting architects for design concept plans and preliminary cost estimates on three major projects. Other Legislative projects for projects of lesser scope and cost can be managed by the Institutions in consultation with the Office of Facilities Planning and Construction.

U.T. DALLAS
APPLIED SCIENCE BUILDING

List of Firms for Consideration

Consulting Architect

Geren Associates/CRS
Fort Worth, Texas

Omniplan
Dallas, Texas

Beran & Shel mire
Dallas, Texas

Thomas-Booziotis & Associates
Dallas, Texas

Pratt, Box & Henderson
& Partners, Dallas, Texas

Recent U.T. System Projects

U.T. Arlington: Student Housing;
School of Nursing and General
Classroom Building
UTHSC-Dallas: Remodeling Jonsson
Basic Science Building

None

UTHSC-Dallas: Parking Structure II
U.T. Austin: Little Campus
Buildings
U.T. Austin: Renovation of Outdoor
Sports Facilities

U.T. Austin: Facilities
Improvements for the School
of Architecture

None

U.T. SAN ANTONIO
SCIENCE BUILDING

List of Firms for Consideration

Consulting Architect

Marmon & Mok
San Antonio, Texas

O'Neill & Perez
San Antonio, Texas

Chumney, Jones & Kell
San Antonio, Texas

Ford, Powell & Carson
San Antonio, Texas

Jessen Associates, Inc.
Austin, Texas

Recent U.T. System Projects

None in last five years

U.T. San Antonio: Feasibility
Study for Student Union

UTHSC-San Antonio: Auditorium
Renovation, Level 2
UTHSC-San Antonio: Library (in
association with another firm)
UTHSC-San Antonio: Basic Science
Expansion (in association with
another firm)

None in last five years

U.T. Galveston Medical Branch:
Texas Department of Corrections
Hospital (in association with
another firm)
U.T. Austin - Taylor Hall Renovation
Study

U.T. HEALTH SCIENCE CENTER - SAN ANTONIO
COMPLETION OF CLINICAL SCIENCE BUILDING

List of Firms for Consideration

Consulting Architect

Chumney, Jones & Kell
San Antonio, Texas

O'Neill & Perez
San Antonio, Texas

Lloyd Walker Jary
San Antonio, Texas

Graeber, Simmons & Cowan
Austin, Texas

Recent U.T. System Projects

UTHSC-San Antonio: Renovation
of Original Library Building
UTHSC-San Antonio: Completion of
Lower Level, Lecture halls
UTHSC-San Antonio: Library (in
association with another firm)
UTHSC-San Antonio: Basic Science
Expansion (in association with
another firm)

U.T. San Antonio: Feasibility Study
for Student Union

None

U.T. Austin: College of Business
Administration and Graduate School
of Business, Phase I University
Teaching Center and Phase II
U.T. Austin: LBJ Library
Modifications
U.T. Austin: Renovation of Welch
Hall

BUILDINGS AND GROUNDS COMMITTEE

REVISED CAPTION AND
SUPPLEMENTAL MATERIAL

August 12-13, 1982

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19. U. T. System: Recommendation for Assignment of Lease-Option Agreements Covering Land in Austin, Travis County, Texas, to The University of Texas Foundation, Inc., and for Authority to Lease the Property from the Foundation After Its Purchase

Below

Documentation

19. U.T. System: Recommendation for Assignment of Lease-Option Agreements Covering Land in Austin, Travis County, Texas, to The University of Texas Foundation, Inc. and for Authority to Lease the Property from the Foundation after its Purchase.--

RECOMMENDATION

The Office of the Chancellor recommends that the Board of Regents (a) transfer to The University of Texas Foundation, Inc. its rights to acquire two parcels of real property located respectively at 6110 Mountain Villa Cove and 4203 Farhills Drive, Austin, Texas, and (b) execute an agreement with the Foundation to lease these two properties after they have been purchased by the Foundation.

The University of Texas Foundation, Inc. proposes to exercise both options to purchase. Thereafter, the Foundation will lease both parcels to the Board at monthly rentals of \$2,000.00 each, plus amounts needed for ad valorem taxes and insurance premiums, which will approximate an additional \$400.00 per month for each parcel. The Foundation will reimburse the Board for the following amounts:

- (a) On the property at 6110 Mountain Villa Cove, the \$5,000.00 option purchase price plus an amount equal to \$400.00 times the number of monthly lease payments made by the Board to the Lessor to the time of closing; and
- (b) On the property at 4203 Farhills Drive, the \$25,000.00 option purchase price plus an amount equal to \$1,000.00 times the number of monthly lease payments made by the Board to Lessors to the time of closing.

BACKGROUND INFORMATION

On August 15, 1981, the Board, as Lessee, entered into a Lease-Option Agreement with R.T. and Donna Mayfield, as Lessors, under which it agreed to lease real property located at 6110 Mountain Villa Cove in Austin, for the period August 15, 1981, to September 1, 1983, at a monthly rental of \$1,400.00. The agreement further provided that Lessee deposit \$5,000.00 with Gracy Title Company as consideration for the option to purchase such property during the lease period for the price of \$295,000.00, such price to be credited with the option purchase price plus an amount equal to \$400.00 times the number of monthly lease payments actually made.

On December 13, 1981, the Board, as Lessee, entered into a Lease-Option Agreement with Robert and Mary Paige Huey, as Lessors, under which it agreed to lease real property located at 4203 Farhills Drive in Austin, for the period January 13, 1982, to January 13, 1983, at a monthly rental of \$2,500.00. The agreement further provided that Lessee deposit \$25,000.00 with U.S. Life Title Company as consideration for the option to purchase such property at any time up to and including December, 1982, for the price of \$279,500.00, such price to be credited with the option purchase price plus an amount equal to \$1,000.00 times the number of monthly lease payments actually made.

**Land and
Investment Com.**

LAND AND INVESTMENT COMMITTEE
Committee Chairman Hay

Committee Meeting

Date: August 12, 1982

Time: Upon adjournment of the meeting of the
Buildings and Grounds Committee

Place: Room 1.208, San Antonio Nursing School Building

Report and Recommendations to the Board of Regents

Date: August 13, 1982

Time: Following Report of the Buildings and Grounds Committee

Place: Room 1.208, San Antonio Nursing School Building

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Update on West Texas Lands Wine Project

PART I: AGENDA ITEMS FOR ACTION

**I. PERMANENT UNIVERSITY FUND
INVESTMENT MATTERS**

1. Report on Clearance of Monies to Permanent University Fund for May and June 1982 and Report on Oil and Gas Development as of June 30, 1982.--The following reports with respect to (a) certain monies cleared to the Permanent University Fund for May and June, 1982, and (b) Oil and Gas Development as of June 30, 1982, are submitted by the Executive Director for Investments and Trusts:

Permanent University Fund	May, 1982	June, 1982	Cumulative Through June of This Fiscal Year (1981-1982)	Cumulative Through June of Preceding Fiscal Year (1980-1981)	Per Cent Change
Royalty					
Oil	\$ 9,812,895.81	\$11,101,001.27	\$107,027,658.27	\$ 91,268,140.45	17.27%
Gas	3,980,048.53	3,475,205.77	40,312,887.14	32,020,912.51	25.90%
Sulphur	284,436.03	180,119.30	4,941,013.41	4,415,292.40	11.91%
Water	28,544.92	26,654.02	220,640.32	223,934.20	(1.47%)
Brine	6,489.08	5,035.25	67,929.60	49,082.38	38.40%
Rental					
Oil and Gas Leases	(10,256.25)	28,652.94	1,511,051.64	1,768,226.31	(14.54%)
Other	(552.00)	6,600.00	11,672.77	5,578.47	109.25%
Sale of Sand, Gravel, Etc.	5,958.75		28,627.62	41,218.19	(30.55%)
Gain or (Loss) on Sale of Securities	(1,297,361.80)	2,480,065.78	7,240,723.30	9,762,513.16	(25.83%)
Transfer from Special 1% Fee Fund			850,000.00	150,000.00	466.67%
Sub-Total	<u>12,810,203.07</u>	<u>17,303,334.33</u>	<u>162,212,204.07</u>	<u>139,704,898.07</u>	16.11%
Bonuses					
Oil and Gas Lease Sales	-0-	-0-	17,842,000.00	97,073,500.00	(81.62%)
Amendments and Extensions to Mineral Leases	53,404.57	20,494.13	1,280,553.17	811,660.51	57.77%
Total Bonuses	<u>53,404.57</u>	<u>20,494.13</u>	<u>19,122,553.17</u>	<u>97,885,160.51</u>	(80.46%)
TOTAL CLEARANCES	<u>\$12,863,607.64</u>	<u>\$17,323,828.46</u>	<u>\$181,334,757.24</u>	<u>\$237,590,058.58</u>	(23.68%)

Oil and Gas Development - June 30, 1982
Acreage Under Lease - 996,465

Number of Producing Acres - 515,788

Number of Producing Leases - 2,112

2. Permanent University Fund Investment Advisory Committee:
Recommendation to Reappoint Member to Five-Year Term.--

RECOMMENDATION

Chancellor Walker recommends the reappointment of Mr. Dee S. Osborne, Chairman of the Board of Texas Investment Bank of Houston, Texas, to the Investment Advisory Committee. This recommended reappointment is for a five-year term through August 31, 1987, and is to be effective upon approval by the Board.

BACKGROUND INFORMATION

With approval of this recommended reappointment, the Investment Advisory Committee members and terms would be as follows:

Orson C. Clay	8/31/83
Harold W. Hartley	8/31/84
Thomas B. McDade	8/31/85
J. Donald Squibb, Jr.	8/31/86
Dee S. Osborne	8/31/87

II. TRUST AND SPECIAL FUNDS

A. GIFTS, BEQUESTS AND ESTATES

The University of Texas at Austin Items 1 - 22 which begin on Page L&I 10 all relate to Centennial endowed academic positions and The Centennial Teachers and Scholars Program. Individual agenda items are set out on Pages L&I 10-29 and are summarized on the pink sheets immediately following this page.

LAND AND INVESTMENT COMMITTEE - AUGUST 12-13, 1982
U. T. AUSTIN: GIFTS RELATED TO ENDOWED ACADEMIC POSITIONS AND THE CENTENNIAL
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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
10	1	Transfer from The Business School Foundation	\$2,503,259	<p>(a) Arthur Andersen & Co. Alumni Centennial Professorship in Accounting (Amended)</p> <p>(b) Ernst & Whinney Distinguished Centennial Professorship in Accounting (Amended)</p> <p>(c) Harkins & Company Centennial Chair (Amended)</p> <p>(d) Herbert D. Kelleher Centennial Professorship in Business Law (Already established)</p> <p>(e) George Kozmetsky Centennial Chair in the Graduate School of Business (Already established)</p> <p>(f) The Margaret and Eugene McDermott Centennial Professorship of Banking and Finance (Amended)</p> <p>(g) Fred H. Moore Centennial Professorship in International Management in the Graduate School of Business (Amended)</p>	<p>(a) Establish the Arthur Andersen & Co. Alumni Centennial Professorship in Finance</p> <p>(b) To be determined</p> <p>(c) To be determined</p> <p>(d) Establish the Joan Negley Kelleher Centennial Professorship in Rhetoric and Composition, College of Liberal Arts</p> <p>(e) To be determined</p> <p>(f) To be determined</p> <p>(g) Establish The Spurgeon Bell Centennial Fellowship, The William R. Spriegel Centennial Fellowship and The J. Anderson Fitzgerald Centennial Fellowship</p>

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
	1	(Continued)		<p>(h) V. F. Neuhaus Centennial Professorship in Finance (Already established)</p> <p>(i) The Foster Parker Centennial Professorship of Finance and Management (Amended)</p> <p>(j) Daniel B. Stuart Centennial Professorship in the Application of Computers to Business & Management (Already established)</p> <p>(k) Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking (Already established)</p> <p>(l) Glenn A. Welsch Centennial Professorship in Accounting (Amended)</p>	<p>(h) To be determined</p> <p>(i) To be determined</p> <p>(j) To be determined</p> <p>(k) Establish the Texas Commerce Bancshares, Inc. Centennial Professorship in Business Communication</p> <p>(l) To be determined</p>
14	2	Arthur Andersen & Co.	\$150,000 pledge	Establish three Arthur Andersen & Co. Alumni Centennial Fellowships in Accounting in the College of Business Administration and the Graduate School of Business	Added to the Fellowships (each endowment will total \$100,000)
14	3	Mrs. L. T. Barrow and Tom Barrow	\$182,000 pledge	Added to the Leonidas T. Barrow Professorship in Mineral Resources in the Department of Geological Sciences, College of Natural Sciences	Added to the Professorship

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
15	4	Mr. Donald J. Douglass and the Alamo Group, Incorporated	\$100,000 pledge	Establish the Arthur James Douglass Centennial Professorship in Entrepreneurship and Small Business in the College of Business Administration and the Graduate School of Business	Establish the Donald J. Douglass Centennial Professorship in Engineering in the College of Engineering
16	5	Various donors	That portion of \$967,800 (less interest earned) received since 9/1/81 and pledges to be paid before 8/31/85	Establish the Frank C. Erwin, Jr. Centennial Chair in State Government in the Department of Government, College of Liberal Arts	To be determined
16	6	L. D. and Marie Gale Unitrust Estate of Marie Gale Edwin Gale	\$ 241,000 150,000 9,000 (pledge)	Added to the L. D., Marie and Edwin Gale Professorship in Judaic Studies Fund (with additions redesignated the L. D., Marie and Edwin Gale Chair of Judaic Studies in the College of Liberal Arts)	Added to the Lawrence D. Gale Professorship in Small Business Management and Entrepreneurship in the College of Business Administration and the Graduate School of Business (redesignate as <u>Chair</u>)
17	7	Mr. and Mrs. Frank A. Liddell, Jr.	\$ 50,000	Establish the Frank A. Liddell, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering	Establish The Laurence E. McMakin, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
18	8	Mr. W. A. "Tex" Moncrief, Jr.	\$500,000	Establish the W. A. "Monty" Moncrief Centennial Chair in Petroleum Engineering in the College of Engineering	Establish the W. A. "Tex" Moncrief, Jr. Centennial Chair in Petroleum Engineering in the College of Engineering
18	9	William T. and Fiona D. Stokes	\$50,000	Establish the William T. Stokes Centennial Teaching Fellowship in Geological Sciences in the Department of Geological Sciences, College of Natural Sciences	Establish the Fiona D. Stokes Centennial Teaching Fellowship in Petroleum Land Management in the College of Business Administration
19	10	RepublicBank Corporation	\$40,000 gift 60,000 pledge	Establish the RepublicBank Corporation Centennial Professorship in Commercial Banking & Trust in the College of Business Administration and the Graduate School of Business	Establish the RepublicBank Corporation Centennial Professorship in Petroleum Engineering in the College of Engineering
19	11	T. J. Brown and C. A. Lupton Foundation, Inc.	\$25,000 gift 75,000 pledge	Establish the Sam P. Woodson, Jr. Centennial Memorial Professorship in Business in the College of Business Administration and the Graduate School of Business	Establish the Tiny Gooch Centennial Professorship in Trial Practice in the School of Law

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
20	12	Foley's Division of Federated Department Stores, Inc. Sanger Harris Division of Federated Department Stores, Inc. Federated Department Stores, Inc. Foundation All via The Business School Foundation	\$ 25,000 pledge 25,000 pledge 50,000 pledge	Establish the Foley's/Sanger Harris Centennial Professorship in Retail Merchandising in the College of Business Administration and the Graduate School of Business	Establish the Foley's Centennial Fellowship in Retail Merchandising and the Sanger Harris Centennial Fellowship in Retail Merchandising in the College of Business Administration and the Graduate School of Business
21	13	Mr. John P. Harbin Matching Corporate Funds - Burlington Industries and the Halliburton Foundation via The Business School Foundation	\$90,921.60 10,000 4,000	Establish the John P. Harbin Centennial Professorship in Business in the College of Business Administration and the Graduate School of Business	Added to the Professorship
22	14	Mr. M. Harvey Weil via the Law School Foundation	\$10,000 gift 10,000 pledge	Establish the M. Harvey Weil Centennial Endowed Lectureship in the School of Law	Establish the M. Harvey Weil Centennial Endowed Lectureship in Business in the College of Business Administration and the Graduate School of Business

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
22	15	Various Donors		<p>(a) Century Club Professorship in the College of Business Administration and the Graduate School of Business (Already established)</p> <p>(b) La Quinta Motor Inns, Inc. Centennial Professorship in Business in the College of Business Administration and the Graduate School of Business (Already established)</p> <p>(c) Fred H. Moore Endowed Centennial Lectureship in the College of Business Administration and the Graduate School of Business (Already established)</p> <p>(d) J. Ludwig Mosle Centennial Memorial Professorship in Investments and Money Management in the College of Business Administration and the Graduate School of Business (Already established)</p> <p>(e) Times Mirror Centennial Visiting Professorship in Journalism in the College of Communication (Already established)</p> <p>(f) Margie Gurley Seay Centennial Professorship in Education in the College of Education (Already established)</p>	<p>(a) \$80,000 to be added to the Professorship</p> <p>(b) \$100,000 to Establish the La Quinta Motor Inns, Inc. Centennial Professorship in Nursing, School of Nursing</p> <p>(c) \$25,000 to be added to the Lectureship</p> <p>(d) \$100,000 to be added to the Professorship</p> <p>(e) \$50,000 to Establish the Times Mirror Centennial Visiting Professorship in Advertising, College of Communication</p> <p>(f) \$100,000 to Establish the William H. Seay Centennial Professorship in Business in the College of Business Administration and the Graduate School of Business</p>

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
	15	Continued		<p>(g) Phil M. Ferguson Professorship in Civil Engineering in the College of Engineering (Already established)</p> <p>(h) B. N. Gafford Professorship in Electrical Engineering in the College of Engineering (Already established)</p> <p>(i) Frank W. Jessen Professorship in Petroleum Engineering in the College of Engineering (Already established)</p> <p>(j) Harry L. Kent, Jr. Professorship in Mechanical Engineering in the College of Engineering (Already established)</p> <p>(k) Kenneth A. Kobe Professorship in Chemical Engineering in the College of Engineering (Already established)</p> <p>(l) Paul D. and Betty Robertson Meek and American Petrofina Foundation Centennial Professorship in Chemical Engineering in the College of Engineering (Already established)</p> <p>(m) Lloyd M. Bentsen, Jr. Centennial Professorship in Law in the School of Law (Already established)</p>	<p>(g) \$66,597 to be added to the Professorship</p> <p>(h) \$81,606 to be added to the Professorship</p> <p>(i) \$47,328 to be added to the Professorship</p> <p>(j) \$71,395 to be added to the Professorship</p> <p>(k) \$44,379 to be added to the Professorship</p> <p>(l) \$100,000 to Establish the Paul D. and Betty Robertson Meek and American Petrofina Foundation Centennial Professorship in Business in the College of Business Administration</p> <p>(m) \$100,000 to be added to the Professorship</p>

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
	15	Continued		<p>(n) James A. Elkins Centennial Chair in Law in the School of Law (Already established)</p> <p>(o) The Raymond Dickson, Alton C. Allen and Dillon Anderson Centennial Professorship in the College of Liberal Arts (Already established)</p> <p>(p) Bernard Rapoport Centennial Chair in Economics and Public Affairs in the College of Liberal Arts and the LBJ School of Public Affairs (Already established)</p>	<p>(n) \$500,000 to Establish the James A. Elkins Centennial Chair in Finance in the College of Business Administration</p> <p>(o) \$250,000 to Establish: (1) the Raymond Dickson Centennial Professorship in the College of Liberal Arts - \$100,000 (2) the Raymond Dickson Centennial Professorship in the College of Liberal Arts - \$100,000 (3) the Raymond Dickson Centennial Endowed Teaching Fellowship in the College of Liberal Arts - \$50,000</p> <p>(p) \$500,000 as follows: (1) Addition to the Frank C. Erwin, Jr. Centennial Chair in State Government in the College of Liberal Arts - \$100,000 (2) Establish the Edward Everett Hale Centennial Professorship in Economics in the College of Liberal Arts - \$100,000</p>

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
	15	Continued		<p>(p) Continued</p> <p>(q) Getty Oil Company Centennial Chair in Geological Sciences in the College of Natural Sciences (Already established)</p> <p>(r) Katherine Ross Richards Centennial Lectureship in Nutrition in the College of Natural Sciences (Already established)</p> <p>(s) James R. Dougherty, Jr. Centennial Professorship in Nursing Service Administration in the School of Nursing (Already established)</p> <p>(t) Luci Baines Johnson Centennial Lectureship in the School of Nursing (Already established)</p>	<p>(p) (3) Establish the Rapoport Centennial Professorship of Liberal Arts - \$100,000 (4) Establish the Rapoport Centennial Professorship of Liberal Arts - \$100,000 (5) Establish the Rapoport Centennial Professorship of Liberal Arts - \$100,000</p> <p>(q) \$500,000 to Establish the Getty Oil Company Centennial Chair in Petroleum Engineering in the College of Engineering</p> <p>(r) \$20,600 to Establish the Katherine Ross Richards Centennial Lectureship in English in the College of Liberal Arts</p> <p>(s) \$100,000 to Establish the James R. Dougherty, Jr. Centennial Professorship in Classics in the College of Liberal Arts</p> <p>(t) \$20,000 to be added to the Lectureship</p>

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
	15	Continued		<p>(u) James E. Bauerle Centennial Professorship in Drug Dynamics in the College of Pharmacy (Already established)</p> <p>(v) Robert Lee Sutherland Chair in Mental Health and Social Policy in the School of Social Work (Already established)</p>	<p>(u) \$100,000 to Establish the William J. Sheffield Centennial Endowed Professorship in Pharmacy in the College of Pharmacy</p> <p>(v) \$20,000 to Establish the Harry Moore Centennial Endowed Lectureship in the School of Social Work</p>
26	16	College of Pharmacy Current Restricted Accounts	\$50,000	Establish the Henry M. Burlage Centennial Endowed Professorship in Pharmacy in the College of Pharmacy (\$100,179 being transferred)	Establish the Pharmaceutical Foundation Centennial Endowed Fellowship in the College of Pharmacy
26	17	Cockrell Foundation	\$525,000	<p>The Ernest H. Cockrell Centennial Chair in Engineering (Already established) and the Janet S. Cockrell Centennial Chair in Engineering (Already established funding completed)</p> <p>Redesignate The Dula and Ernest Cockrell, Sr. Chair in Engineering (Already established) the Ernest Cockrell, Sr. Chair in Engineering</p>	Establish the Dula D. Cockrell Centennial Chair in Engineering in the College of Engineering (\$400,000) and the Alfred W. Roark Centennial Professorship in Natural Sciences in the College of Natural Sciences (\$125,000)

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
27	18	Various individuals	\$430,000 (previously accepted)	The O'Neil Ford Centennial Chair in Architecture in the School of Architecture (Already established)	Establish in the School of Architecture: (a) The Margaret McDermott Centennial Teaching Fellowship in Architecture - \$50,000 (b) The Sid W. Richardson Centennial Professorship in Architecture - \$100,000 (c) The W. L. Moody, Jr. Centennial Professorship in Architecture - \$180,000 (d) The Cass Gilbert Centennial Teaching Fellowship in Architecture - \$50,000 (e) The Paul Phillippe Cret Centennial Teaching Fellowship in Architecture - \$50,000
28	19	Texas Commerce Bank-Austin	\$50,000 (previously accepted)	Redesignate the Ambassador Edward Clark Centennial Endowed Teaching Fellowship in Business (Already established) the Ambassador Edward Clark Centennial Endowed Fellowship in Business in the College of Business Administration and the Graduate School of Business	Added to the Fellowship

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Page	Item	Donor	Amount	To Establish Endowed Academic Position	Use of Centennial Teachers & Scholars Match
28	20	Celanese Corporation	\$100,000 (previously accepted)	Redesignate the Hayden Head Professorship (Already established) the Hayden Head Centennial Professorship in the College of Engineering	Establish the Celanese Centennial Professorship in the Department of English, College of Liberal Arts
29	21	Hoechst-Roussel Pharmaceuticals, Inc.	\$50,000 (previously accepted)	Redesignate the Hoechst-Roussel Professorship of Pharmacy (Already established) The Hoechst-Roussel Centennial Endowed Professorship in Pharmacy in the College of Pharmacy	Added to the Professorship
29	22	Mr. and Mrs. Ed Smith	Previously accepted	Redesignate the Ed and Molly Smith Centennial Teaching Fellowship in Business Law (Already established) the Ed and Molly Smith Centennial Fellowship in Business Law in the College of Business Administration and the Graduate School of Business and Redesignate the Ed and Molly Smith Centennial Teaching Fellowship in Nursing (Already established) the Ed and Molly Smith Centennial Fellowship in Nursing in the School of Nursing	Ed and Molly Smith Professorship in Business in the College of Business Administration and the Graduate School of Business (Already established)

1. U. T. Austin: Recommendation to Accept Transfer of Funding from The Business School Foundation for Twelve Previously Established Endowed Academic Positions, Amend Seven Titles and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program. --

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept transfer of previously accepted endowed academic positions from The Business School Foundation (an external foundation) to the U.T. Board of Regents for the benefit of the College of Business Administration and the Graduate School of Business at U.T. Austin, and amend previously approved titles as noted below. These endowed academic positions were accepted during The Centennial Teachers and Scholars Program period.

It is further recommended that the total \$2,503,259 eligible gifts and pledges be matched from The Centennial Teachers and Scholars Program and, where designated, endowed academic positions be established. Transfers in the amount of \$1,152,507.51 have been received from The Business School Foundation and the remaining \$1,350,751.49 is due by August 31, 1985.

	<u>Total Eligible</u>
(a) Arthur Andersen & Co. Alumni Professorship in Accounting (Accepted on 6/12/81)	\$ 100,000
Amend title to: Arthur Andersen & Co. Alumni Centennial Professorship in Accounting	
Matching purpose: Arthur Andersen & Co. Alumni Centennial Professorship in Finance	
(b) Ernst & Whinney Distinguished Professorship of Accounting (Accepted on 12/7/79)	100,000
Amend title to: Ernst & Whinney Distinguished Centennial Professorship of Accounting	
Matching purpose: To be designated at a later date	
(c) Harkins & Company Chair (Accepted on 6/12/81)	400,000
Amend title to: Harkins & Company Centennial Chair	
Matching purpose: To be designated at a later date	

- (d) Herbert D. Kelleher Centennial Professorship in Business Law 100,000
(Accepted on 10/9/81)
- Matching purpose: Joan Negley Kelleher Centennial Professorship in Rhetoric and Composition, College of Liberal Arts
- (e) George Kozmetsky Centennial Chair in the Graduate School of Business 1,000,000
(Accepted on 2/13/81)
- Matching purpose: To be designated at a later date
- (f) The Margaret and Eugene McDermott Professorship of Banking and Finance 100,000
(Accepted on 12/7/79)
- Amend title to: The Margaret and Eugene McDermott Centennial Professorship of Banking and Finance
- Matching purpose: To be designated at a later date
- (g) Fred H. Moore Professorship in International Management in the Graduate School of Business 150,000
(Accepted on 12/12/80)
- Amend title to: Fred H. Moore Centennial Professorship in International Management in the Graduate School of Business
- Matching purpose: College of Business Administration and the Graduate School of Business, with \$50,000 each -
1. The Spurgeon Bell Centennial Fellowship
 2. The William R. Spriegel Centennial Fellowship
 3. The J. Anderson Fitzgerald Centennial Fellowship
- (h) V. F. Neuhaus Centennial Professorship in Finance 100,000
(Accepted on 10/9/81)
- Matching purpose: To be designated at a later date
- (i) The Foster Parker Professorship of Finance and Management 143,400
(Accepted on 2/29/80)
- Amend title to: The Foster Parker Centennial Professorship of Finance and Management
- Matching purpose: To be designated at a later date

- (j) Daniel B. Stuart Centennial Professorship in the Application of Computers to Business & Management
(Accepted on 6/12/81) 100,000

Matching purpose: To be designated at a later date

- (k) Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking
(Accepted on 8/14/81) 100,000

Matching purpose: Texas Commerce Bancshares, Inc. Centennial Professorship in Business Communication

See Item 13, Page AAC 50, for the initial appointment to this Professorship.

- (l) Glenn A. Welsch Professorship in Accounting
(Accepted on 5/30/80) 109,859

Amend title to: Glenn A. Welsch Centennial Professorship in Accounting

Matching purpose: To be designated at a later date

TOTAL

\$2,503,259

BACKGROUND INFORMATION

The Arthur Andersen & Co. Alumni Professorship in Accounting was funded by a \$100,000 gift from Arthur Andersen & Co. to the U.T. Board of Regents and was accepted at the June 5, 1975, meeting. The endowment was increased by a \$100,000 pledge from the Arthur Andersen & Co. to The Business School Foundation and was accepted by the U.T. Board of Regents at its meeting of June 11, 1982. The Business School Foundation has transferred to the U.T. Board of Regents \$44,950 of the \$100,000 funding.

The Ernst & Whinney Distinguished Professorship of Accounting was funded by the partners and staff of Ernst & Whinney, a world-wide public accounting firm, with a pledge to The Business School Foundation for a minimum of \$100,000 to be given over a five-year period from 1979 to 1984. The funds are being provided by individual contributions from members of the accounting firm and are matched by the Ernst and Whinney Foundation. The Business School Foundation has transferred to the U.T. Board of Regents \$38,860 of the \$100,000 funding.

The Harkins & Company Chair was established with a \$100,000 transfer from the dissolved H. B. "Hank" Harkins Professorship in Constructive Capitalism held by the U.T. Board of Regents and a gift of securities valued at \$400,000 from Mr. H. B. "Hank" Harkins held by The Business School Foundation. The Business School Foundation has transferred to the U.T. Board of Regents \$282,425 of the \$400,000 funding.

The Herbert D. Kelleher Centennial Professorship in Business Law was established with a gift of securities valued at \$41,000 and a \$59,000 pledge from Mr. Kelleher, a San Antonio attorney and Chairman of the Board of Southwest Airlines Company. The pledge is to be completed by August 31, 1985. The designation for use of the matching allocation is being made in honor of his wife, Joan Negley Kelleher. The Business School Foundation has transferred to the U.T. Board of Regents \$89,220.51 of the \$100,000 funding.

The George Kozmetsky Centennial Chair was established with \$727,033.49 in cash and pledges from various donors with a goal of \$1,000,000. The Business School Foundation has transferred to the U.T. Board of Regents \$319,032 of the \$1,000,000 funding.

The Margaret and Eugene McDermott Professorship of Banking and Finance was established by Miss Mary McDermott in honor of her parents with a pledge of two annual \$50,000 gifts to The Business School Foundation. The Business School Foundation has transferred to the U.T. Board of Regents \$50,000 of the \$100,000 funding.

The Fred H. Moore Professorship in International Management in the Graduate School of Business was established with a transfer of \$150,000 from the Ronya and George Kozmetsky Endowment Fund to The Business School Foundation. The Business School Foundation has transferred the total \$150,000 to the U.T. Board of Regents. The designation for use of the matching allocation is being made in memory of the first three deans of the College of Business Administration. Mr. Spurgeon Bell, a 1903 U.T. Austin graduate, served as the first dean from 1912 until 1925. Mr. J. Anderson Fitzgerald joined U.T. Austin as adjunct professor of business administration in 1918. He returned to U.T. Austin in 1925 as a professor and became dean in 1926, a position he held until 1950. Dr. William R. Spriegel, joined U.T. Austin in 1948 as a Distinguished Professor of Management and Associate Dean of the College of Business Administration. He served as graduate advisor during 1949 and 1950 and became Dean in 1950 where he served until 1958. The Business School Foundation has transferred to the U.T. Board of Regents \$150,000.

The V. F. Neuhaus Centennial Professorship in Finance was funded jointly by Mr. Neuhaus, personally, and the Officers and Board of Directors of the McAllen State Bank, McAllen, Texas. Funding is being provided by \$25,000 annual payments to the Business School Foundation and will be completed in 1984. The Business School Foundation has transferred to the U.T. Board of Regents \$62,500 of the \$100,000 funding.

The Foster Parker Professorship of Finance and Management was established with \$18,400 cash from various donors, a \$25,000 pledge from the Scurlock Foundation and a \$100,000 pledge to be paid over a three-year period starting in 1980 from Mr. Parker's son, Robert F. Parker. The Business School Foundation has transferred to the U.T. Board of Regents \$7,170 of the \$143,400 endowment.

The Daniel B. Stuart Centennial Professorship in the Application of Computers to Business & Management was established with a \$100,000 pledge from Mr. Stuart to The Business School Foundation. The Business School has transferred to the U.T. Board of Regents \$20,000 of the \$100,000 funding.

The Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking was established with a \$100,000 pledge from Texas Commerce Bancshares, Inc., of Houston. The Business School Foundation has transferred to the U.T. Board of Regents \$50,000 of the \$100,000 funding.

The Glenn A. Welsch Professorship in Accounting was established with \$54,272.41 from various donors and \$55,587.27 pledges held by The Business School Foundation. The Business School Foundation has transferred to the U.T. Board of Regents \$38,350 of the \$109,859 funding.

2. U.T. Austin: Recommendation to Accept a Pledge and Establish Three Arthur Andersen & Co. Alumni Fellowships in Accounting in the College of Business Administration and the Graduate School of Business and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$150,000 pledge from the Arthur Andersen & Co. of Houston, Texas, and establish three Arthur Andersen & Co. Alumni Centennial Fellowships in Accounting, with \$50,000 each, in the College of Business Administration and the Graduate School of Business at U.T. Austin. The pledge will be completed with two annual gifts of \$50,000 each, payable at the end of 1983 and 1984, and a third gift of \$50,000 paid prior to August 31, 1985.

It is further recommended that the pledge, when received, be matched from The Centennial Teachers and Scholars Program and in accordance with the donor's wishes, the matching allocation be added to the proposed fellowships to increase each endowment total to \$100,000 each.

BACKGROUND INFORMATION

Arthur Andersen & Co., an international accounting firm based in Chicago, is one of the most generous supporters of the Department of Accounting. Partners and employees of Arthur Andersen & Co. in Houston and matching contributions from the Arthur Andersen & Co. Foundation funded the Arthur Andersen & Co. Alumni Professorship of Accounting as accepted by the U.T. Board of Regents on June 5, 1975.

3. U.T. Austin: Recommendation to Accept Pledge for Addition to the Leonidas T. Barrow Professorship in Mineral Resources in the College of Natural Sciences and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$182,000 pledge from Mrs. L. T. Barrow and her son, Tom, for addition to the Leonidas T. Barrow Professorship in Mineral Resources in the Department of Geological Sciences, College of Natural Sciences, at U.T. Austin. The pledge is to be completed in 1982 and 1983. This pledge brings the endowment total to approximately \$340,270.

It is further recommended that, upon receipt of the funds, the pledge be matched from The Centennial Teachers and Scholars Program and, in accordance with the donors' wishes, the matching allocation be added to the endowment.

BACKGROUND INFORMATION

The Leonidas T. Barrow Professorship in Mineral Resources was established by the U.T. Board of Regents at its August 4, 1978 meeting. Mrs. Barrow and her son, Tom, provided funding of \$100,000.

4. U.T. Austin: Recommendation to Accept Pledge and Establish the Arthur James Douglass Centennial Professorship in Entrepreneurship and Small Business in the College of Business Administration and the Graduate School of Business and Establish the Donald J. Douglass Centennial Professorship in Engineering in the College of Engineering with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$100,000 pledge from Mr. Donald J. Douglass and the Alamo Group, Incorporated, of San Antonio, Texas, and establish the Arthur James Douglass Centennial Professorship in Entrepreneurship and Small Business in the College of Business Administration and the Graduate School of Business at U.T. Austin. The pledge will be paid in full prior to August 31, 1985.

It is further recommended that upon receipt of funding, this gift be matched from The Centennial Teachers and Scholars Program and, in accordance with the donor's wishes, the matching allocation be used to establish the Donald J. Douglass Centennial Professorship in Engineering in the College of Engineering.

See Item 8, Page AAC 47, for the initial appointment to the Donald J. Douglass Centennial Professorship in Engineering.

BACKGROUND INFORMATION

Mr. Donald Douglass, a 1954 U.T. Austin graduate, is President of Alamo Group, Incorporated, in San Antonio. He is a member of the Chancellor's Council and the U.T. Austin Mechanical Engineering Visiting Committee. Mr. Douglass is funding the professorship in honor of his father, Arthur Douglass, who is a 1927 U.T. Austin graduate and Chairman of the Board, Nueces Trust Company, Corpus Christi, Texas.

Mr. Donald Douglass made a gift of securities to The Business School Foundation in 1978 to be held until such time as \$100,000 could be realized to establish a professorship. Mr. Douglass intends to purchase, or arrange the purchase of, the 6,800 shares of Alamo Group, Incorporated, common stock from The Business School Foundation, after which time the trustees will transfer the proceeds to the U.T. Board of Regents. If the proceeds are less than \$100,000, Mr. Douglass or Alamo Group, Incorporated, will provide the difference by August 31, 1985.

5. U.T. Austin: Recommendation to Establish the Frank C. Erwin, Jr. Centennial Chair in State Government in the College of Liberal Arts and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to establish the Frank C. Erwin, Jr. Centennial Chair in State Government in the Department of Government, College of Liberal Arts, at U.T. Austin. Funds in the amount of \$967,800 in docketed gifts and interest earned thereon and \$16,480 in outstanding pledges are being held in the Frank C. Erwin, Jr. Endowment Fund. Mr. Bernard Rapoport has asked that \$100,000 from The Centennial Teachers and Scholars Program matching funds due for the Bernard Rapoport Centennial Chair in Economics and Public Affairs, be added to the endowment (See Page L&I- 24) of the proposed chair to bring the total to approximately \$1,084,280.

It is further recommended that gifts received after September 1, 1981, and pledges paid before August 31, 1985, be considered for matching from The Centennial Teachers and Scholars Program. A recommendation for use of the matching allocation will be presented at a later date.

BACKGROUND INFORMATION

The Frank C. Erwin, Jr. Endowment Fund was established in the Department of Government by the U.T. Board of Regents at its meeting of February 13, 1981, with initial funding of \$80,000 from various donors. The endowment fund goal was set at \$500,000 to be used to establish a chair in the Department of Government with emphasis on Texas State Government.

6. U.T. Austin: Report of Termination of Unitrust, and Recommendation to (a) Accept Bequest and Pledge, (b) Redesignate the L. D., Marie and Edwin Gale Professorship in Judaic Studies Fund the L. D., Marie and Edwin Gale Chair of Judaic Studies in the College of Liberal Arts, and (c) Redesignate the Lawrence D. Gale Professorship in Small Business Management and Entrepreneurship the Lawrence D. Gale Chair in Small Business Management and Entrepreneurship in the College of Business Administration and the Graduate School of Business, and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

REPORT AND RECOMMENDATION

The Office of the Chancellor reports that with the death of Marie Gale on September 30, 1981, the L. D. and Marie Gale Unitrust was terminated and the assets, with a book value of \$241,000, were added to the L. D., Marie and Edwin Gale Professorship in Judaic Studies Fund as prescribed by the trust agreement. The Office of the Chancellor concurs with President Flawn's recommendation to accept a bequest of \$150,000 from the Estate of Marie Gale and a \$9,000 pledge from Edwin Gale, all of which is to be added to the L. D., Marie and Edwin Gale Professorship in Judaic Studies Fund in the College of Liberal Arts. Per the unitrust agreement, the title of the fund is to be changed to the L. D., Marie and Edwin Gale Chair of Judaic Studies. The redesignation of the professorship and addition of the bequest brings the total endowment for the chair to \$500,000.

It is further recommended that the \$241,000 from the Unitrust, the bequest of \$150,000 and the \$9,000 pledge for a total of \$400,000 be matched from The Centennial Teachers and Scholars Program and added to the Lawrence D. Gale Professorship in Small Business Management and Entrepreneurship and the professorship be redesignated the Lawrence D. Gale Chair in Small Business Management and Entrepreneurship in the College of Business Administration and the Graduate School of Business.

BACKGROUND INFORMATION

Mr. L. D. Gale and his wife, Marie, (both deceased) established the L. D. and Marie Gale Unitrust on October 17, 1972, naming the U.T. Board of Regents as Trustee. The donors reserved unto themselves, together and as sole survivor for their lifetime, the right to receive 5% of the net fair market value of the Unitrust assets to be determined annually. The trust instrument prescribed the following upon the death of the last surviving donor:

"(E) Upon the death of the last surviving DONOR, this Agreement shall terminate and the then assets of the Unitrust and any accruals shall be paid to the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, hereinafter called BOARD, which shall add the amount received to the L. D., MARIE AND EDWIN GALE PROFESSORSHIP IN JUDAIC STUDIES which shall be administered in accordance with the existing agreements between the DONORS and the BOARD."

The death of Marie Gale on September 30, 1981, activated the conditions of the preceding paragraph. Mrs. Gale's will provided for a bequest of \$100,000 to complete the funding of the desired chair.

Mrs. Gale's will also established a \$50,000 unitrust naming her niece, Marie Wagnon Walters, as income beneficiary with U.T. Austin as remainderman. Mrs. Walters has agreed to disclaim her income interest, thus allowing the \$50,000 to come to U.T. Austin at this time.

Mr. Edwin Gale, son of the late Mrs. Gale, in his capacity as independent executor of her estate, endorses all of the foregoing.

7. U.T. Austin: Recommendation to Accept Gift and Establish the Frank A. Liddell, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering and Establish The Laurence E. McMakin, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$50,000 gift from Mr. and Mrs. Frank A. Liddell, Jr., of Houston, Texas, and establish the Frank A. Liddell, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering at U.T. Austin.

It is further recommended that the gift be matched from The Centennial Teachers and Scholars Program and, in accordance

with the donors' wishes, establish The Laurence E. McMakin, Jr. Centennial Fellowship in Chemical Engineering in the College of Engineering.

BACKGROUND INFORMATION

Mr. Liddell received a M.A. degree in Chemistry from U.T. Austin in 1952. He is presently a member of the Houston law firm of Liddell, Sapp, Zivley, Brown & LaBoon.

Dr. McMakin received B.S., M.S. and Ph.D. degrees in Chemical Engineering from U.T. Austin in 1951, 1957 and 1961, respectively. He is director of the technical and engineering division of Mobil Chemical Co. in Houston.

8. U.T. Austin: Recommendation to Accept Gift and Establish the W. A. "Monty" Moncrief Centennial Chair in Petroleum Engineering in the College of Engineering and Establish the W. A. "Tex" Moncrief, Jr. Centennial Chair in Petroleum Engineering in the College of Engineering with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$500,000 gift from Mr. W. A. "Tex" Moncrief, Jr., of Fort Worth, Texas, and establish the W. A. "Monty" Moncrief Centennial Chair in Petroleum Engineering in the College of Engineering at U.T. Austin.

It is further recommended that this gift be matched from The Centennial Teachers and Scholars Program and, in accordance with the donor's wishes, the matching allocation be used to establish the W. A. "Tex" Moncrief, Jr. Centennial Chair in Petroleum Engineering in the College of Engineering.

BACKGROUND INFORMATION

Mr. W. A. "Tex" Moncrief, Jr., is making this gift to honor his father, W. A. "Monty" Moncrief, who is widely recognized and highly respected within the oil industry. Messrs. Moncrief are independent oil and gas producers with holdings in Texas, Wyoming and Florida. Mr. Tex Moncrief received a B.S. degree in Petroleum Engineering from U.T. Austin in 1942.

9. U.T. Austin: Recommendation to Accept Gift and Establish the William T. Stokes Centennial Teaching Fellowship in Geological Sciences in the College of Natural Sciences and Establish the Fiona D. Stokes Centennial Teaching Fellowship in Petroleum Land Management in the College of Business Administration with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$50,000 gift from William T. and Fiona D. Stokes of Dallas, Texas, and establish the William T. Stokes Centennial Teaching Fellowship in Geological Sciences in the Department of Geological Sciences, College of Natural Sciences, at U.T. Austin.

It is further recommended that this gift be matched from The Centennial Teachers and Scholars Program and, in accordance with the donors' request, the matching allocation be used to establish the Fiona D. Stokes Centennial Teaching Fellowship in Petroleum Land Management in the College of Business Administration.

BACKGROUND INFORMATION

Mr. Stokes, Vice President and General Manager of King Ranch Oil and Gas, Inc., Dallas, received a B.S. degree in Geology from U.T. Austin in 1950. Mr. Stokes is a member of the Chancellor's Council, the Geology Advisory Council and the Ex-Students' Association. Mr. and Mrs. Stokes are members of the President's Associates. Mrs. Stokes is a native of England.

10. U.T. Austin: Recommendation to Accept Gift and Pledge and Establish the RepublicBank Corporation Centennial Professorship in Commercial Banking & Trust in the College of Business Administration and the Graduate School of Business and Establish the RepublicBank Corporation Centennial Professorship in Petroleum Engineering in the College of Engineering with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$40,000 gift and \$60,000 pledge from the RepublicBank Corporation, Dallas, Texas, and establish the RepublicBank Corporation Centennial Professorship in Commercial Banking & Trust in the College of Business Administration and the Graduate School of Business at U.T. Austin. The pledge will be paid in two installments of \$30,000 each prior to August 31, 1985.

It is further recommended that this gift be matched from The Centennial Teachers and Scholars Program and, in accordance with the donor's wishes, the matching allocation be used to establish the RepublicBank Corporation Centennial Professorship in Petroleum Engineering in the College of Engineering.

BACKGROUND INFORMATION

The RepublicBank Corporation owns thirty-one Texas banks including RepublicBank Dallas, the second largest bank in Texas. The gift is being made in recognition of the advancements in teaching and research in commercial banking and trust at the College of Business Administration and the Graduate School of Business at U.T. Austin.

11. U.T. Austin: Recommendation to Accept Gift and Pledge and Establish the Sam P. Woodson, Jr. Centennial Memorial Professorship in Business in the College of Business Administration and the Graduate School of Business and Establish the Tiny Gooch Centennial Professorship in Trial Practice in the School of Law with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$25,000 gift and \$75,000 pledge from the T. J. Brown and C. A. Lupton Foundation, Inc., of Fort Worth,

Texas, and establish the Sam P. Woodson, Jr. Centennial Memorial Professorship in Business in the College of Business Administration and the Graduate School of Business at U.T. Austin. The pledge will be paid in three equal installments of \$25,000 each prior to August 31, 1985.

It is further recommended that this gift be matched from The Centennial Teachers and Scholars Program and, in accordance with the donor's wishes, the matching allocation be used to establish the Tiny Gooch Centennial Professorship in Trial Practice in the School of Law.

BACKGROUND INFORMATION

The T. J. Brown and C. A. Lupton Foundation, Inc., was incorporated in 1942 and supports areas of higher education, including theological and medical education, and various youth and cultural programs. The Foundation is an active supporter of various U.T. System components. The directors, Samuel P. Woodson, III, V. J. Earnhart, Whitfield J. Collins and J. A. "Tiny" Gooch, are making this gift in memory of Mr. Samuel P. Woodson, Jr., former president and general manager of Coke Enterprises, Inc., in the Texas, Oklahoma and Southern California area, and former manager of the T. J. Brown and C. A. Lupton Foundation, Inc.

Mr. J. A. "Tiny" Gooch, senior member of Cantey, Hanger, Gooch, Munn & Collins law firm of Fort Worth, Texas, is a U.T. Austin graduate and member of the Law School Foundation Advisory Council.

12. U.T. Austin: Recommendation to Establish the Foley's/Sanger Harris Centennial Professorship in Retail Merchandising in the College of Business Administration and the Graduate School of Business and Establish the Foley's Centennial Fellowship in Retail Merchandising and the Sanger Harris Centennial Fellowship in Retail Merchandising in the College of Business Administration and the Graduate School of Business with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor reports that The Business School Foundation (an external foundation) has expressed the desire that the Foley's/Sanger Harris Centennial Professorship in Retail Merchandising be established in the College of Business Administration and the Graduate School of Business at U.T. Austin. The Office of the Chancellor concurs with President Flawn's recommendation that this professorship be established in accordance with Regents' Rules and Regulations. The funds for the professorship will be held and administered by The Business School Foundation per the agreement with the Foundation.

See Item 9, Page AAC 48, for the initial appointment to this Professorship.

It is further recommended that the \$100,000 endowment be considered for matching from The Centennial Teachers and Scholars Program to establish the Foley's Centennial Fellowship in Retail Merchandising and the Sanger Harris Centennial Fellowship in Retail Merchandising with \$50,000 each in the College of Business Administration and the Graduate School of Business.

BACKGROUND INFORMATION

The Business School Foundation has recently received a \$25,000 pledge each from Foley's Division of Federated Department Stores, Inc., and Sanger Harris Division of Federated Department Stores, Inc., and a \$50,000 pledge from the Federated Department Stores, Inc. Foundation. The pledge is to be paid annually and will be completed in 1984.

13. U.T. Austin: Recommendation to Establish the John P. Harbin Centennial Professorship in Business in the College of Business Administration and the Graduate School of Business and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor reports that The Business School Foundation (an external foundation) has expressed the desire that the John P. Harbin Centennial Professorship in Business be established in the College of Business Administration and the Graduate School of Business at U.T. Austin. The Office of the Chancellor concurs with President Flawn's recommendation that this professorship, to be funded by The Business School Foundation, be established in accordance with Regents' Rules and Regulations. The funds for the professorship will be held and administered by The Business School Foundation per the agreement with the Foundation.

It is further recommended that the total endowment principal of \$104,921.60 be matched from The Centennial Teachers and Scholars Program and the matching allocation be added to the proposed professorship. The matching allocation is to be held and administered by the U.T. Board of Regents. The Office of General Counsel has reviewed the agreement with the Foundation and has certified that its terms irrevocably guarantee that net income from the endowment perpetually will be distributed to U.T. Austin.

See Item 10, Page AAC 48, for the initial appointment to this Professorship.

BACKGROUND INFORMATION

The Business School Foundation has received a gift of 1,640 shares of Halliburton Company common stock valued at \$90,921.60 from Mr. John P. Harbin, Chairman of the Board and Chief Executive Officer of Halliburton Company. Matching corporate funds from Burlington Industries and the Halliburton Foundation in the amounts of \$10,000 and \$4,000, respectively, bring the total endowment to \$104,921.60.

Mr. Harbin, a 1939 U.T. Austin graduate, is a member of the Executive Committee of the Chancellor's Council and a life member of the U.T. Austin Ex-Students' Association.

14. U.T. Austin: Recommendation to Establish the M. Harvey Weil Centennial Endowed Lectureship in the School of Law and Establish the M. Harvey Weil Centennial Endowed Lectureship in the College of Business Administration and the Graduate School of Business with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor reports that The University of Texas Law School Foundation (an external foundation) has expressed the desire that the M. Harvey Weil Centennial Endowed Lectureship be established in the School of Law at U.T. Austin. The Office of the Chancellor concurs with President Flawn's recommendation that this lectureship, to be funded by The University of Texas Law School Foundation, be established in accordance with Regents' Rules and Regulations. The funds for the lectureship will be held and administered by The University of Texas Law School Foundation per the agreement with the Foundation.

It is further recommended that the \$20,000 endowment be matched from The Centennial Teachers and Scholars Program to establish the M. Harvey Weil Centennial Endowed Lectureship in Business in the College of Business Administration and the Graduate School of Business. The matching allocation is to be held and administered by the U.T. Board of Regents. The Office of General Counsel has reviewed the agreement with the Foundation and has certified that its terms irrevocably guarantee that net income from the endowment perpetually will be distributed to U.T. Austin.

BACKGROUND INFORMATION

The University of Texas Law School Foundation has recently received a \$10,000 gift and a \$10,000 pledge from Mr. M. Harvey Weil of Corpus Christi, Texas. The pledge will be paid in the calendar year 1983. Mr. Weil, a partner in the Corpus Christi law firm of Kleberg, Dyer, Redford & Weil, received a BBA degree in 1936 and a LLB degree in 1939 from U.T. Austin. He is a member of the U.T. Austin President's Associates, the Marine Science Institute Advisory Council and the Ex-Students' Association.

15. U.T. Austin: Recommendation to Establish Various Endowed Academic Positions with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that matching funds from The Centennial Teachers and Scholars Program for gifts previously accepted by the U.T. Board of Regents be designated as listed below. Funding for partially funded endowments will be completed by August 31, 1985.

<u>Eligible Gifts</u>	<u>Matching Designation</u>	<u>Eligible Amount</u>
<u>College of Business Administration and the Graduate School of Business</u>		
(a) Century Club Professorship (Accepted on 6/12/81)	Add to the Professorship	\$ 80,000

- | | | |
|--|--|---------|
| (b) La Quinta Motor Inns, Inc. Centennial Professorship in Business
(Accepted on 4/8/82) | Establish the La Quinta Motor Inns, Inc. Centennial Professorship in Nursing (School of Nursing) | 100,000 |
| (c) Fred H. Moore Endowed Centennial Lectureship
(Accepted on 12/11/81) | Add to the Lectureship | 25,000 |
| (d) J. Ludwig Mosle Centennial Memorial Professorship in Investment and Money Management
(Accepted on 4/8/82) | Add to the Professorship | 100,000 |

College of Communication

- | | | |
|--|--|--------|
| (e) Times Mirror Centennial Visiting Professorship in Journalism
(Accepted on 4/8/82) | Establish the Times Mirror Centennial Visiting Professorship in Advertising (College of Communication) | 50,000 |
|--|--|--------|

College of Education

- | | | |
|---|---|---------|
| (f) Margie Gurley Seay Centennial Professorship in Education
(Accepted on 2/12/82) | Establish the William H. Seay Centennial Professorship in Business (College of Business Administration & the Graduate School of Business) | 100,000 |
|---|---|---------|

College of Engineering

- | | | |
|---|--|---------|
| (g) Phil M. Ferguson Professorship in Civil Engineering
(Accepted on 4/10/81) | Add to the Professorship | 66,597 |
| (h) B. N. Gafford Professorship in Electrical Engineering
(Accepted on 4/10/81) | Add to the Professorship | 81,606 |
| (i) Frank W. Jessen Professorship in Petroleum Engineering
(Accepted on 4/10/81) | Add to the Professorship | 47,328 |
| (j) Harry L. Kent, Jr. Professorship in Mechanical Engineering
(Accepted on 4/10/81) | Add to the Professorship | 71,395 |
| (k) Kenneth A. Kobe Professorship in Chemical Engineering
(Accepted on 4/10/81) | Add to the Professorship | 44,379 |
| (l) Paul D. and Betty Robertson Meek and American Petrofina Foundation Centennial Professorship in Chemical Engineering
(Accepted on 12/11/81) | Establish the Paul D. and Betty Robertson Meek and American Petrofina Foundation Centennial Professorship in Business (College of Business Administration) | 100,000 |

School of Law

- (m) Lloyd M. Bentsen, Jr. Add to the Professorship 100,000
Centennial Professor-
ship in Law
(Accepted on 2/12/82)
- (n) James A. Elkins Centen- Establish the James A. 500,000
nial Chair in Law Elkins Centennial
(Accepted on 2/12/82) Chair in Finance
(College of Business
Administration)

College of Liberal Arts

- (o) The Raymond Dickson, Establish the following: 100,000
Alton C. Allen and
Dillon Anderson Centen- Raymond Dickson Centen-
nial Professorship nial Professorship
(College of Liberal Arts)
(Accepted on 2/12/82 -
\$250,000)
- Raymond Dickson Centen- 100,000
nial Professorship
(College of Liberal Arts)
- Raymond Dickson Centen- 50,000
nial Endowed Teaching
Fellowship (College of
Liberal Arts)

College of Liberal Arts and the LBJ School of Public Affairs

- (p) Bernard Rapoport Cen- Addition to the Frank C. 100,000
tennial Chair in Erwin, Jr. Centennial
Economics and Public Chair in State Government
Affairs (College of Liberal Arts)
(Accepted on 2/12/82 -
\$500,000)
- Establish the following: 100,000
Edward Everett Hale Cen-
tennial Professorship in
Economics
(College of Liberal Arts)
- Rapoport Centennial 100,000
Professorship of Liberal
Arts
- Rapoport Centennial 100,000
Professorship of Liberal
Arts
- Rapoport Centennial 100,000
Professorship of Liberal
Arts
- See Item 12, Page AAC 49 for
the initial appointment to one of the
Rapoport Centennial Professorships.

College of Natural Sciences

- (q) Getty Oil Company Centennial Chair in Geological Sciences (Accepted on 2/12/82) Establish the Getty Oil Company Centennial Chair in Petroleum Engineering (College of Engineering) 500,000
- (r) Katherine Ross Richards Centennial Lectureship in Nutrition (Accepted on 2/12/82) Establish the Katherine Ross Richards Centennial Lectureship in English (College of Liberal Arts) 20,600

School of Nursing

- (s) James R. Dougherty, Jr. Centennial Professorship in Nursing Service Administration (Accepted on 6/11/82) Establish the James R. Dougherty, Jr. Centennial Professorship in Classics (College of Liberal Arts) 100,000
- (t) Luci Baines Johnson Centennial Lectureship (Accepted on 2/12/82) Add to the Lectureship 20,000

College of Pharmacy

- (u) James E. Bauerle Centennial Professorship in Drug Dynamics (Accepted on 4/8/82) Establish the William J. Sheffield Centennial Endowed Professorship in Pharmacy (College of Pharmacy) 100,000

School of Social Work

- (v) Robert Lee Sutherland Chair in Mental Health and Social Policy (Accepted on 10/24/80) Establish the Harry Moore Centennial Endowed Lectureship (School of Social Work) 20,000

BACKGROUND INFORMATION

Background information is being reported only for items establishing endowed academic positions honoring persons other than the previously accepted eligible gift designation.

- (f) Mr. William H. Seay, a 1941 U.T. Austin graduate, is Chairman and Chief Executive Officer of Southwestern Life Insurance Company in Dallas. He is a member of the U.T. Austin Development Board and the Business Advisory Council.
- (u) Dr. William J. Sheffield, Professor Emeritus, joined the College of Pharmacy in 1952 as an Assistant Professor. He served as Assistant Dean of the College of Pharmacy in 1956-58 and 1968-73 and as Acting Dean in 1964 and 1971-73.
- (v) Dr. Harry Moore, deceased, a U.T. Austin graduate, served on the U.T. Austin faculty from 1937 to 1966 as Assistant Professor of Sociology, Associate Professor of Sociology and Professor of Sociology. He was one of the major influences in the establishment of the School of Social Work at U.T. Austin.

16. U.T. Austin: Recommendation to Establish the Henry M. Burlage Centennial Endowed Professorship in Pharmacy and Establish the Pharmaceutical Foundation Centennial Endowed Fellowship in the College of Pharmacy with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to establish the Henry M. Burlage Centennial Endowed Professorship in Pharmacy in the College of Pharmacy at U.T. Austin. Funding in the amount of \$100,179 will be transferred from current restricted accounts in the College of Pharmacy.

It is further recommended that \$50,000 of these funds received after September 1, 1981, be considered for matching from The Centennial Teachers and Scholars Program to establish the Pharmaceutical Foundation Centennial Endowed Fellowship in the College of Pharmacy.

BACKGROUND INFORMATION

Dr. Burlage of Austin served as Dean and Professor in Pharmacy and Pharmaceutical Chemistry at U.T. Austin from 1947 until 1962. He continued as Professor in Pharmacy and Pharmaceutical Chemistry from 1962 until 1970.

17. U.T. Austin: Recommendation for Eligibility for Matching Funds from The Centennial Teachers and Scholars Program and to Establish the (a) Dula D. Cockrell Centennial Chair in Engineering in the College of Engineering and the (b) Alfred W. Roark Centennial Professorship in Natural Sciences in the College of Natural Sciences and to Redesignate The Dula and Ernest Cockrell, Sr. Chair in Engineering the Ernest Cockrell, Sr. Chair in Engineering in the College of Engineering.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that the \$525,000 distribution received from the Cockrell Foundation in January 1982, be considered for matching from The Centennial Teachers and Scholars Program. It is recommended that the following be established with the matching allocation:

- | | |
|---|-----------|
| (a) Dula D. Cockrell Centennial
Chair in Engineering
(College of Engineering) | \$400,000 |
| (b) Alfred W. Roark Centennial
Professorship in Natural
Sciences (College of Natural
Sciences) | 125,000 |

It is further recommended that The Dula and Ernest Cockrell, Sr. Chair in Engineering be redesignated the Ernest Cockrell, Sr. Chair in Engineering in the College of Engineering.

BACKGROUND INFORMATION

The U.T. System Administration received on January 5, 1982, the annual income distribution for 1981 from the Cockrell Foundation. As prescribed under the terms of the will of the late Ernest Cockrell, Jr., \$525,000 was used to fund chairs in the College of Engineering, therefore, making it eligible for matching from The Centennial Teachers and Scholars Program.

Mr. Ernest Cockrell, Sr., and his wife, Dula D. Cockrell, are the grandparents of Ernest H. Cockrell. Mr. Alfred W. Roark is current president of the Cockrell Foundation.

18. U.T. Austin: Report of Receipt of Additional Funding for the O'Neil Ford Centennial Chair in Architecture and Recommendation to Establish (a) The Margaret McDermott Centennial Teaching Fellowship in Architecture, (b) The Sid W. Richardson Centennial Professorship in Architecture, (c) The W. L. Moody, Jr. Centennial Professorship in Architecture, (d) The Cass Gilbert Centennial Teaching Fellowship in Architecture, and (e) The Paul Phillippe Cret Centennial Teaching Fellowship in Architecture in the School of Architecture with Matching Funds from The Centennial Teachers and Scholars Program.--

REPORT AND RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's report of receipt of \$2,479.90 docketed gifts from various donors for addition to the O'Neil Ford Centennial Chair in Architecture and recommendation that these gifts be considered for matching from The Centennial Teachers and Scholars Program to bring the total of undesignated matching funds to approximately \$430,000. It is further recommended that the following endowed academic positions be established in the School of Architecture with the matching funds:

(a) The Margaret McDermott Centennial Teaching Fellowship in Architecture	\$ 50,000
(b) The Sid W. Richardson Centennial Professorship in Architecture	100,000
(c) The W. L. Moody, Jr. Centennial Professorship in Architecture	180,000
(d) The Cass Gilbert Centennial Teaching Fellowship in Architecture	50,000
(e) The Paul Phillippe Cret Centennial Teaching Fellowship in Architecture	<u>50,000</u>
	<u>\$430,000</u>

BACKGROUND INFORMATION

The Sid Richardson Foundation of Fort Worth and The Moody Foundation of Galveston contributed \$100,000 each to the O'Neil Ford Centennial Chair and the Eugene McDermott Foundation of Dallas contributed \$50,000. In recognition of these contributions, the School of Architecture asked each Foundation to recommend a designation for use of the matching allocations.

Mr. Cass Gilbert, deceased, was a consulting architect at U.T. Austin from 1910 to 1914. He drew up the master plan for the campus and designed campus buildings including Battle Hall and Sutton Hall.

Mr. Paul Phillippe Cret was a consulting architect at U.T. Austin from 1930 to 1942. He designed campus buildings, including the Main Building and Tower, the six South Mall buildings and Texas Memorial Museum.

19. U.T. Austin: Recommendation to Redesignate the Ambassador Edward Clark Centennial Endowed Teaching Fellowship in Business the Ambassador Edward Clark Centennial Endowed Fellowship in Business in the College of Business Administration and the Graduate School of Business and Designate a Use for the Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to redesignate the Ambassador Edward Clark Centennial Endowed Teaching Fellowship in Business the Ambassador Edward Clark Centennial Endowed Fellowship in Business in the College of Business Administration and the Graduate School of Business.

It is further recommended that, in accordance with the donor's wishes, the \$50,000 matching allocation from The Centennial Teachers and Scholars Program be added to the fellowship for a total endowment of \$100,000.

BACKGROUND INFORMATION

The Ambassador Edward Clark Centennial Endowed Teaching Fellowship in Business was established by the U.T. Board of Regents at the April 7 - 8, 1982, meeting. Funding was provided by a \$10,000 gift and \$40,000 pledge from the Texas Commerce Bank-Austin, Texas. The redesignation was requested to provide greater flexibility in the use of the fellowship.

20. U.T. Austin: Recommendation to Amend the Title of the Hayden Head Professorship in the College of Engineering and Establish the Celanese Centennial Professorship in the College of Liberal Arts with Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation that the title of the Hayden Head Professorship be amended to the Hayden Head Centennial Professorship in the College of Engineering, since it was established during The Centennial Teachers and Scholars Program period.

It is further recommended that the Celanese Centennial Professorship be established in the Department of English, College of Liberal Arts, with \$100,000 matching funds from The Centennial Teachers and Scholars Program.

BACKGROUND INFORMATION

The Hayden Head Professorship was accepted by the U.T. Board of Regents at its meeting of October 9, 1981. Funding was provided by a \$40,000 gift and \$60,000 pledge to be paid over a two-year period from the Celanese Corporation of New York.

21. U.T. Austin: Recommendation to Redesignate the Hoechst-Roussel Professorship of Pharmacy The Hoechst-Roussel Centennial Endowed Professorship in Pharmacy and Eligibility for Matching Funds from The Centennial Teachers and Scholars Program.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to redesignate the Hoechst-Roussel Professorship of Pharmacy The Hoechst-Roussel Centennial Endowed Professorship in Pharmacy in the College of Pharmacy at U.T. Austin.

It is further recommended that docketed gifts in the amount of \$50,000 received from the Hoechst-Roussel Pharmaceuticals, Inc., of Somerville, New Jersey, received since September 1, 1981, be matched from The Centennial Teachers and Scholars Program and, in accordance with the donor's wishes, the matching allocation is to be added to the professorship for a total endowment of \$200,000.

BACKGROUND INFORMATION

The Hoechst-Roussel Professorship of Pharmacy was established by the U.T. Board of Regents at its meeting of February 29, 1980, with a \$100,000 gift from Hoechst-Roussel Pharmaceuticals, Inc.

22. U.T. Austin: Recommendation to Redesignate (a) the Ed and Molly Smith Centennial Teaching Fellowship in Business Law the Ed and Molly Smith Centennial Fellowship in Business Law in the College of Business Administration and the Graduate School of Business and (b) the Ed and Molly Smith Centennial Teaching Fellowship in Nursing the Ed and Molly Smith Centennial Fellowship in Nursing in the School of Nursing.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to redesignate the Ed and Molly Smith Centennial Teaching Fellowship in Business Law the Ed and Molly Smith Centennial Fellowship in Business Law in the College of Business Administration and the Graduate School of Business and to redesignate the Ed and Molly Smith Centennial Teaching Fellowship in Nursing the Ed and Molly Smith Centennial Fellowship in Nursing in the School of Nursing.

BACKGROUND INFORMATION

The Ed and Molly Smith Centennial Teaching Fellowships in Business Law and Nursing were established by the U.T. Board of

Regents at its meeting of April 7 - 8, 1982, with the matching allocation from The Centennial Teachers and Scholars Program for the Ed and Molly Smith Professorship in Business. The donors, Mr. and Mrs. Smith, and the appropriate deans are making this request to allow more flexibility in awarding the fellowships.

Items 23 - 30 relate to gifts to U. T. Austin which are not eligible for The Centennial Teachers and Scholars Program. Individual agenda items are set out on Pages 31 - 34 and are summarized on the pink sheets immediately following this page.

LAND AND INVESTMENT COMMITTEE - AUGUST 12-13, 1982
U. T. AUSTIN: GIFTS NOT ELIGIBLE FOR
THE CENTENNIAL TEACHERS AND SCHOLARS PROGRAM

Page	Item	Donor	Amount	Purpose
31	23	Dr. Bill Davis Various individuals	\$25,000 1,848.10	Establish the Carolyn Kay "Katie" Davis Centennial Memorial Scholarship Fund in the Department of Art, College of Fine Arts
31	24	Estate of Kenneth G. Howard	\$10,000	Establish the Kenneth G. Howard Centennial Endowed Scholarship in Civil Engineering in the Department of Civil Engineering, College of Engineering
31	25	Mr. and Mrs. Frank W. Moran, Jr. Matching Corporate Funds - Gulf Oil Foundation	\$5,000 gift 5,000 pledge 20,000	Establish the Robin Bruce Moran Memorial Centennial Endowed Presidential Scholarship for Undergraduate Students in Chemical Engineering in the Department of Chemical Engineering, College of Engineering
32	26	Estate of Mrs. Robert' Neblett Molloy	\$58,509.19	Establish the Robert Scott Neblett Scholarship in the School of Law
33	27			Redesignate the Frederick W. Simonds Memorial Scholarship Fund in Geology the F. W. Simonds Endowed Presidential Scholarship in the College of Natural Sciences
33	28		\$50,225.84	Dissolve the Pharmaceutical Research Fund, the Senior Class Endowment Fund and the Pharmaceutical Foundation Building Fund and Establish the Alumni Centennial Endowed Fellowship in Pharmacy in the College of Pharmacy

LAND AND INVESTMENT COMMITTEE - AUGUST 12-13, 1982
 U. T. AUSTIN: GIFTS NOT ELIGIBLE FOR
 THE CENTENNIAL TEACHERS AND SCHOLARS PROGRAM

Page	Item	Donor	Amount	Purpose
34	29	Estate of Minelma Brown Lockwood (Final distribution)	\$37,502.55	Added to the Morton Brown, Nellie Lea Brown and Minelma Brown Lockwood Scholarship Fund in Drama in the College of Fine Arts (Already established)
34	30	Estate of Bessie McGoldrick (Final distribution)	\$40,347.97	Establish the Elizabeth McGoldrick Surginer Endowed Scholarship in the College of Fine Arts

L & I - 30b

23. U.T. Austin: Recommendation to Accept Gift and Establish the Carolyn Kay "Katie" Davis Centennial Memorial Scholarship Fund in the College of Fine Arts.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$25,000 gift from Dr. Bill Davis of Austin, Texas, and establish the Carolyn Kay "Katie" Davis Centennial Memorial Scholarship Fund in the Department of Art, College of Fine Arts, at U.T. Austin. Additional contributions in the amount of \$1,848.10 from various donors bring the total endowment to \$26,848.10.

Income from the endowment will provide scholarships and fellowships in the Department of Art. Recipients are to be chosen on the basis of financial need and artistic ability in studio arts.

BACKGROUND INFORMATION

Dr. Davis, founder and owner of Texas Urethanes, Inc., is a life member of the U.T. Austin Ex-Students' Association. He is making this gift in memory of his daughter. Miss Davis died October 17, 1981, in Austin.

24. U.T. Austin: Recommendation to Accept Bequest and Establish the Kenneth G. Howard Centennial Endowed Scholarship in Civil Engineering in the College of Engineering.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$10,000 bequest from the Estate of Kenneth G. Howard, deceased, and establish the Kenneth G. Howard Centennial Endowed Scholarship in Civil Engineering in the Department of Civil Engineering, College of Engineering, at U.T. Austin. Provisions of the will follow:

"2.14 I give and bequest the sum of \$10,000 to the ENGINEER FOUNDATION, ENGINEERING DEPARTMENT of the University of Texas, Austin, Texas, to be used for any active scholarship fund."

BACKGROUND INFORMATION

Mr. Howard received a B.S. degree in Civil Engineering from U.T. Austin in 1912 and was a Blue Book Life Member of the Ex-Students' Association. Mr. Howard worked for Gulf Oil Corporation in the United States, Mexico and Venezuela and as an independent consultant to oil and gas producers.

25. U.T. Austin: Recommendation to Accept Gifts and Pledge and Establish the Robin Bruce Moran Memorial Centennial Endowed Presidential Scholarship for Undergraduate Students in Chemical Engineering in the College of Engineering.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a \$5,000 gift and a \$5,000 pledge from

Mr. and Mrs. Frank W. Moran, Jr., of Lagos, Nigeria, and \$20,000 corporate matching funds from the Gulf Oil Foundation and establish the Robin Bruce Moran Memorial Centennial Endowed Presidential Scholarship for Undergraduate Students in Chemical Engineering in the Department of Chemical Engineering, College of Engineering, at U.T. Austin. The pledge will be paid in January 1983.

BACKGROUND INFORMATION

Mr. and Mrs. Moran are making this gift in memory of their son, Robin Bruce, who died in October 1980 while enrolled in the College of Engineering at U.T. Austin. Mr. Frank Moran, a 1950 U.T. Austin Petroleum Engineering graduate, is Supervisor of Reservoir Engineering for Gulf Oil Company, Nigeria.

26. U.T. Austin: Recommendation to Accept a Bequest and Establish the Robert Scott Neblett Scholarship in the School of Law.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to accept a bequest from the Estate of Mrs. Robert' Neblett Molloy, deceased, and to establish the Robert Scott Neblett Scholarship in the School of Law at U.T. Austin. An excerpt from the will follows:

"To my dear friend, Hermoine B. White I leave the income from the note owed me by Joe Tate and income from my Socony stock during her life. At her death the note and stock are to be set up as a scholarship in law at the University of Texas, to be known as the Robert Scott Neblett Scholarship."

The Robert' Neblett Molloy Trust was established June 16, 1961, between C. V. Breithaupt and E. Y. Cunningham, Executors of the Estate of Robert' N. Molloy, deceased, and InterFirst Bank Corsicana, N.A., formerly The First National Bank of Corsicana, as Trustee, for the purpose of administering the assets during the lifetime of Hermoine B. White. Mrs. White died January 13, 1982. Total assets received from the Trust consist of \$9,187.19 cash and 2,168 shares of Mobil Corporation common stock valued at \$49,322.

BACKGROUND INFORMATION

Mrs. Robert' Neblett Molloy, born Roberta Neblett, died December 26, 1959, in Corsicana, Texas. She made the bequest to U.T. Austin in memory of her father, Robert Scott Neblett, a Corsicana lawyer. Mr. Neblett was a lawyer for the Cotton Belt and Texas & Houston Central Railway companies from 1878 until his death in 1918.

The InterFirst Bank Corsicana, Trustee of the Robert' Neblett Molloy Trust, initially reported holding 2,168 shares of Mobil Corporation and \$9,341.34 cash. Before the distributions were made to U.T. Austin, administrative fees in the amount of \$154.15 were withheld leaving a total cash distribution of \$9,187.19.

27. U.T. Austin: Recommendation to Redesignate the Frederick W. Simonds Memorial Scholarship in Geology the F. W. Simonds Endowed Presidential Scholarship in the College of Natural Sciences.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to redesignate the Frederick W. Simonds Memorial Scholarship in Geology the F. W. Simonds Endowed Presidential Scholarship in the Department of Geological Sciences, College of Natural Sciences, at U.T. Austin. The current balance of the endowment account is \$25,500.

BACKGROUND INFORMATION

The Frederick W. Simonds Memorial Scholarship in Geology was established by the U.T. Board of Regents at its meeting of June 1, 1956, with \$500. Dr. Simonds served as the second Chairman of the Department of Geological Sciences from 1891 to 1921.

28. U.T. Austin: Recommendation to (a) Dissolve the Pharmaceutical Research Fund, the Senior Class Endowment Fund and the Pharmaceutical Foundation Building Fund and (b) Establish the Alumni Centennial Endowed Fellowship in Pharmacy in the College of Pharmacy.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation to dissolve the Pharmaceutical Research Fund, the Senior Class Endowment Fund and the Pharmaceutical Foundation Building Fund and establish the Alumni Centennial Endowed Fellowship in Pharmacy in the College of Pharmacy at U.T. Austin. Funding will be provided by \$50,225.84 which is the combined balances of the three endowment funds being dissolved. Income from the new endowment will be used for the support of the endowed fellowship.

BACKGROUND INFORMATION

The proposal to combine the three endowments is being made in an effort by the Pharmaceutical Foundation Advisory Council to consolidate endowment accounts that are funded with less than \$50,000.

The Pharmaceutical Research Fund was established with \$140.00 in January 1943, by the Nu Chapter of Rho Chi Society, an honorary pharmaceutical society at U.T. Austin, by a trust agreement accepted by the U.T. Board of Regents on January 4, 1943. The purpose of the trust was to use the income from it for the furtherance of pharmaceutical research at U.T. Austin. The current balance is \$3,624.61.

The Senior Class Endowment Fund was established in December 1955, with an original gift of \$42.00. The Board of Grants of the Pharmaceutical Foundation at U.T. Austin determines the use of the income from the fund. The principal and reinvested income currently totals \$27,646.02.

The Pharmaceutical Foundation Building Fund was established February 29, 1980, by the U.T. Board of Regents. This fund was created by the consolidation of the W. F. Gidley Appreciation Endowment Fund, the Raoul Daniel Rene "Daddy" Cline Memorial Endowment Fund and the Pharmaceutical Foundation Various Donors Fund with a total of \$15,188. The current

balance is \$18,955.21 and the income is being used for the general support of the College of Pharmacy, including teaching positions.

29. U.T. Austin: Report of Receipt of Final Distribution from the Estate of Minelma Brown Lockwood, Deceased.--

REPORT

The Office of the Chancellor and President Flawn report receipt of the final distribution of \$37,502.55 from the Estate of Minelma Brown Lockwood, deceased. Total distributions of \$590,554.96 in cash, securities and one-half interest in a real estate note were received during administration of the estate and have been added to the endowment of the Morton Brown, Nellie Lea Brown and Minelma Brown Lockwood Scholarship Fund in Drama in the College of Fine Arts. The balance of the endowment fund is \$1,127,611.59.

BACKGROUND INFORMATION

Mrs. Lockwood died January 4, 1980. The bequest was reported to the U.T. Board of Regents at its meeting of July 10 - 11, 1980.

30. U.T. Austin - U.T. Cancer Center: Report of Receipt of Final Distributions from the Estate of Bessie McGoldrick, Deceased, and Recommendation to Establish (a) the Elizabeth McGoldrick Surginer Endowed Scholarship in the College of Fine Arts at U.T. Austin and (b) a Current Restricted Account at U.T. Cancer Center.--

REPORT AND RECOMMENDATION

The Office of the Chancellor and Presidents Flawn and LeMaistre report receipt of the final distributions of \$40,347.97 each from the Estate of Bessie McGoldrick, deceased. Total distributions of \$72,771.18 cash and small undivided mineral interests were received for both U.T. Austin and the U.T. Cancer Center during administration of the estate.

The Office of the Chancellor concurs with President Flawn's recommendation to establish the Elizabeth McGoldrick Surginer Endowed Scholarship in the College of Fine Arts, at U.T. Austin, and President LeMaistre's recommendation to establish a current restricted account at the U.T. Cancer Center and expend the bequest in support of new cancer research and for medical care of indigent cancer patients as dictated by terms of the deceased's will.

BACKGROUND INFORMATION

The bequest of 17% of the residuary estate due both U.T. Austin and the U.T. Cancer Center was reported to the U.T. Board of Regents at its meeting of June 11 - 12, 1981.

Mrs. Elizabeth McGoldrick Surginer, deceased daughter of Mrs. McGoldrick for whom the scholarship fund at U.T. Austin will be named, attended U.T. Austin.

31. U.T. El Paso: Recommendation for Acceptance of Gift of Land in El Paso County, Texas from Mr. Reginald N. Addington.--

RECOMMENDATION

The Office of the Chancellor concurs with the recommendation of President Monroe for the acceptance of the gift of Lots 1, 2, 3, 4, 5, 32, 45, 46 and 47, Unit 5, Block 10, Horizon City Estates, El Paso County, Texas, from Mr. Reginald N. Addington for the general unrestricted use of U.T. El Paso.

BACKGROUND INFORMATION

Although Horizon City Estates has been a platted subdivision for several years, most of its streets, utilities and amenities have never been installed. The market for property in the subdivision is weak, and the nine lots are believed to have a present value of approximately \$3,150, or \$350 each.

32. U.T. San Antonio: Recommendation to Accept Gifts and Establish the College of Business Advisory Council Endowed Scholarship Fund.--

RECOMMENDATION

The Office of the Chancellor concurs with President Wagener's recommendation to accept gifts of \$10,000 from the United Services Automobile Association (USAA) and \$400 from various donors for a total of \$10,400 and establish the College of Business Advisory Council Endowed Scholarship Fund at U.T. San Antonio. Income will be used to award a scholarship to a business administration student utilizing the following criteria:

- (a) full-time student at The University of Texas at San Antonio,
- (b) enrolled as an undergraduate major in one of the concentrations in the College of Business, and
- (c) the student's prior scholastic achievement and the potential for the future as well as other activities. Recipient must maintain a minimum of a 3.0 grade point average but may be continued for one semester if grade point average does not go below 2.75 and is brought up to a 3.0 the next semester.

BACKGROUND INFORMATION

The United Services Automobile Association headquartered in San Antonio, Texas, made this contribution in support of the field of business and to encourage students to excel in their college career.

33. U.T. Tyler: Recommendation to Accept Gift and Establish the George W. Pirtle Endowed Scholarship for Distinguished Students.--

RECOMMENDATION

The Office of the Chancellor concurs with President Hamm's recommendation to accept a gift of \$10,000 from Mr. George W. Pirtle of Tyler, Texas, and establish the George W. Pirtle

Endowed Scholarship for Distinguished Students. The donor has requested that special consideration be given to recruiting National Merit Scholars, Eagle Scouts, salutatorians, valedictorians and community/junior college honor students. The scholarship is limited to four semesters per person.

BACKGROUND INFORMATION

Mr. George W. Pirtle, a petroleum consultant of Tyler, Texas, was one of the original contributors of the campus site for The University Texas at Tyler. He is a member of the U.T. Tyler Development Board.

34. U.T. Health Science Center - Dallas: Recommendation to Establish the Charles C. Sprague, M.D. Professorship.--

RECOMMENDATION

The Office of the Chancellor reports that the Southwestern Medical Foundation (an external foundation) has expressed the desire that the Charles C. Sprague, M.D. Professorship be established at the U.T. Health Science Center - Dallas. The Office of the Chancellor concurs with Dean Wildenthal's recommendation that this professorship, to be funded by the Southwestern Medical Foundation, be established in accordance with Regents' Rules and Regulations with the discipline to be defined at a later date. The funds for the professorship will be held and administered by the Southwestern Medical Foundation per the agreement with the Foundation.

BACKGROUND INFORMATION

The Board of Trustees of the Southwestern Medical Foundation, at its annual meeting of June 2, 1982, approved the establishment of a professorship honoring Dr. Charles C. Sprague, President of the U.T. Health Science Center - Dallas, on the occasion of his fifteenth anniversary at The University of Texas Health Science Center at Dallas.

35. U.T. Health Science Center - Houston: Recommendation to Establish The Sam and Elizabeth Nixon Visiting Lectureship in Family Practice.--

RECOMMENDATION

The Office of the Chancellor concurs with President Bulger's recommendation to establish The Sam and Elizabeth Nixon Visiting Lectureship in Family Practice. Funding of \$20,000 will be provided by a transfer from the U.T. Health Science Center - Houston account where contributions for this purpose have accumulated. Income is to be used for supporting the visit of nationally distinguished family physicians and others to lecture on the art and practice of family medicine.

BACKGROUND INFORMATION

Dr. Sam A. Nixon, Director of Continuing Education at the U.T. Health Science Center - Houston, and his wife, Elizabeth, have been making regular contributions with a goal of establishing this endowment.

36. U.T. Health Science Center - San Antonio: Recommendation to Establish the H. Frank Connally, Jr. Professorship in Obstetrics and Gynecology.--

RECOMMENDATION

The Office of the Chancellor concurs with President Harrison's recommendation to establish the H. Frank Connally, Jr. Professorship in Obstetrics and Gynecology. The endowment will be funded by a transfer of \$34,000 and a \$66,000 pledge from the Department of Obstetrics and Gynecology's Medical Service Research and Development Plan Funds for a total of \$100,000. The pledge will be paid in two annual payments. This professorship will recognize and honor Dr. Connally for his contributions to the State of Texas, The University of Texas System and its components, and to society as a whole.

BACKGROUND INFORMATION

H. Frank Connally, Jr., M.D., of San Antonio, Texas, is a 1933 graduate of U.T. Austin and a 1937 graduate of the U.T. Galveston Medical Branch. He entered private practice in Waco after World War II where he practiced medicine through 1979, except for a year in 1958-59 when he served as an Assistant Professor at the U.T. Galveston Medical Branch. He is currently a Professor of Obstetrics and Gynecology at the U.T. Health Science Center - San Antonio.

Dr. Connally has served or is presently serving as a member of numerous state, educational, local and University organizations including a term on the U.T. Board of Regents, member of the Chancellor's Council, Mayor of Waco, Texas, and Texas Commission on Higher Education.

He received the Ashbel Smith Distinguished Alumnus Award from the U.T. Galveston Medical Branch in 1967, and Distinguished Alumnus Award from U.T. Austin in 1977.

37. U.T. Health Science Center - San Antonio (U.T. Medical School - San Antonio): Final Report on the Estate of Mrs. Olga V. Bowen Striegler.--

REPORT

The Office of the Chancellor and President Harrison report receipt of the final distribution of \$707.21 from the Estate of Mrs. Olga V. Bowen Striegler, deceased. This distribution brings the total distributions from the estate to \$367,320.77 which has been placed in the Bowen-Vogt Fund as approved at the U.T. Board of Regents' meeting of October 8 - 9, 1981.

BACKGROUND INFORMATION

Mrs. Olga V. Bowen Striegler died on December 8, 1980, in San Antonio, and was survived by her second husband, Oran M. Striegler. Mrs. Striegler was the widow of Robert E. Bowen, Sr., M.D., of San Antonio who died in August 1959. Dr. Bowen was a 1903 graduate of U.T. Galveston Medical Branch and practiced in San Antonio for many years.

38. U.T. Cancer Center: Recommendation to Accept Pledge and Establish the United Energy Resources, Inc. Professorship.--

RECOMMENDATION

The Office of the Chancellor concurs with President LeMaistre's recommendation to accept a pledge of \$100,000 from United Energy Resources, Inc., of Houston, Texas, and establish the United Energy Resources, Inc. Professorship. The pledge is to be paid at the rate of \$20,000 per year of which \$40,000 has already been received. The remaining \$60,000 will be paid during 1983, 1984 and 1985. The professorship will not be activated until it is fully funded.

BACKGROUND INFORMATION

Through efforts by the Board of Visitors of The University of Texas System Cancer Center, a pledge of \$100,000 was made in December 1980, by Mr. J. Hugh Roff, Jr., President of United Energy Resources, Inc., of Houston, Texas. This pledge was for the establishment of a professorship at the U.T. Cancer Center in the name of United Energy Resources, Inc., and is to be paid over a five year period starting in 1981.

39. U.T. Cancer Center: Report of Receipt of Final Distributions from the Estates of Earl and Bertha Carpenter and Recommendation to Establish a Current Restricted Account.--

REPORT AND RECOMMENDATION

The Office of the Chancellor and President LeMaistre report receipt of the final cash distributions of \$68,109.61 from the estates of Earl and Bertha Carpenter for a total of \$104,484.61 which includes the U.T. Cancer Center's pro-rata share of notes receivable.

The Office of the Chancellor concurs with President LeMaistre's recommendation to establish a current restricted account and expend the bequest for cancer research. The deceaseds' wills did not specify a purpose.

BACKGROUND INFORMATION

Earl and Bertha Carpenter of Houston, Texas, died during the latter part of 1978, leaving the bulk of their estates to various charities to be used as needed.

B. REAL ESTATE MATTERS

1. U.T. Austin: E. J. Lund Founder's Fund - Recommendation for Sale of Land in Austin, Travis County, Texas, to Carpenter & Associates, Inc., Trustee and for Acceptance of Gift.--

RECOMMENDATION

The Office of the Chancellor concurs with President Flawn's recommendation for the sale of approximately 11,200 square feet of land in Block 6, Original City of Austin, Travis

County, Texas, to Carpenter & Associates, Inc., Trustee, for \$42.50 per square foot cash, and to accept a cash gift from Carpenter & Associates, Inc., in the amount of \$12.50 per square foot of land area.

BACKGROUND INFORMATION

This tract of land, which was the bequest of Mrs. Hilda F. Rosene Lund for the benefit of the U.T. Marine Science Institute, is located at the southeast corner of Congress Avenue and Second Street in downtown Austin. It is presently leased to Classified Parking System, Inc., at a rental of \$500 per month, and will be purchased subject to the lease. The purchaser is planning a major new development for the block in which this tract is located. Mr. Jim Frederick, M. A. I., has appraised the market value of this property as of April 30, 1982, at between \$40.00 and \$45.00 per square foot.

2. U.T. El Paso: Josephine Clardy Fox Fund - Recommendation for Lease of Land in El Paso, El Paso County, Texas, to Allright Parking El Paso, Inc.--

RECOMMENDATION

The Office of the Chancellor concurs with President Monroe's recommendation that a lease covering approximately 8,400 square feet of land at 222 South Oregon Street, El Paso, El Paso County, Texas, be granted to Allright Parking El Paso, Inc., for a term of two years, commencing August 1, 1982, at a monthly rental of \$575.00.

BACKGROUND INFORMATION

The subject tract is located in the southern portion of El Paso's central business district and has been leased by Allright for a number of years. The most recent lease, with a monthly rental of \$505.00, expired on July 31, 1982.

3. U.T. Health Science Center - San Antonio: Bowen-Vogt Fund - Recommendation for Oil and Gas Lease of Undivided Mineral Interest in Eastland County, Texas, to Sun Exploration and Production Company.--

RECOMMENDATION

The Office of the Chancellor concurs with President Harrison's recommendation for an oil and gas lease covering 0.042 net mineral acres out of a tract of 127 acres in the Mary Fury Survey, Abstract 126, Eastland County, Texas, to Sun Exploration and Development Company. The lease provides for a royalty of 1/4 and a paid-up term of five years. No bonus is to be paid.

BACKGROUND INFORMATION

This small interest is a part of the residuary estate of Olga V. Bowen Striegler. As an alternative to the terms recommended above, Sun offered to pay a bonus of \$100 and a royalty of 1/5. The tract to be leased is located in the Ranger Field where Sun is implementing a large waterflood program.

4. U.T. San Antonio: Recommendation for the Sale of Land in Terrell Hills, Bexar County, Texas, and the Establishment of an Endowment Fund.--

RECOMMENDATION

The Office of the Chancellor concurs with President Wagener's recommendation that approximately 4.126 acres of land in the City of Terrell Hills, Bexar County, Texas, be sold to Mr. Stephen Stansell for a net cash price of \$825,000. The offer is conditioned upon the receipt by the purchaser of an engineering report stating that the property is suitable for development into single family lots without burdensome foundation requirements.

It is also recommended that the proceeds of the sale be used to establish an endowment fund. If the current plans for the restoration and rehabilitation of the Lutcher Center are approved, then income from the fund would be used for the maintenance and support of the Center. If not, then income from the fund would be used for academic excellence at U.T. San Antonio.

BACKGROUND INFORMATION

The land recommended for sale is composed of two unimproved tracts located on Ivy Lane, directly north of the main Lutcher Center grounds.

One tract, containing approximately 3.209 acres, was the gift of H. Lutcher Brown and wife, Emily Wells Brown, and was conveyed to the U.T. Board of Regents by Gift Deed dated December 29, 1965. The second tract, containing 0.917 acres, was conveyed to the U.T. Board of Regents by Neilson P. Wells, Harriet Wells, Edward M. Sweeney, Annabell Sweeney, H. Lutcher Brown and Emily Wells Brown by Deed dated June 1, 1966.

PART II: CONSIDERATION OF ITEMS ASSIGNED TO OTHER COMMITTEES

- A. For Approval, Disapproval or Amendment of Recommendation
- B. For Information Only

PART III: OTHER ITEMS FOR INFORMATION AND CONSIDERATION

Update on West Texas Lands Wine Project

**Executive Session
of the Board**

**BOARD OF REGENTS
EXECUTIVE SESSION**
Pursuant to Vernon's Texas Civil Statutes
Article 6252-17, Sections 2(e), (f) and (g)

Date: August 12, 1982

Time: Following Meetings of the Standing Committees if time permits.
If not completed, will meet again on August 13.

Place: Room 1.202/1.203, San Antonio Nursing School Building

1. Pending and/or Contemplated Litigation - Section 2(e)

U. T. System: Potential Litigation Related to
the Permanent University Fund
2. Land Acquisition, Purchase, Exchange, Lease or Value of Real
Property and Negotiated Contracts for Prospective Gifts or
Donations - Section 2(f)
3. Personnel Matters [Section 2(g)] Relating to Appointment, Employ-
ment, Evaluation, Assignment, Duties, Discipline, or Dismissal
of Officers or Employees
 - a. U. T. Board of Regents: Assignment of Duties of Offi-
cers and Employees of the Office of Facilities Planning
and Construction
 - b. U. T. Board of Regents: Assignment of Duties of Offi-
cers and Employees of The University of Texas System;
Proposed Amendments to Chapter II, Part One of the
Regents' Rules and Regulations; Authority to Make Con-
forming Editorial Changes; and Discharge of System
Management Review Committee

Documentation

1. Pending and/or Contemplated Litigation - Section 2(e).--
U. T. System: Potential Litigation Related to the Permanent University Fund.--

2. Land Acquisition, Purchase, Exchange, Lease or Value of Real Property and Negotiated Contracts for Prospective Gifts or Donations - Section 2(f).--

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees.--
 - a. U. T. Board of Regents: Assignment of Duties of Officers and Employees of the Office of Facilities Planning and Construction.--

 - b. U. T. Board of Regents: Assignment of Duties of Officers and Employees of The University of Texas System; Proposed Amendments to Chapter II, Part One of the Regents' Rules and Regulations, Authority to Make Conforming Editorial Changes; and Discharge of System Management Review Committee.--

RECOMMENDATION

The Executive Committee of the U.T. Board of Regents recommends that Chapter II of Part One of the Regents' Rules and Regulations be amended as shown in congressional style on pages Ex.S - 4 through Ex.S - 27, to be effective September 1, 1982.

The Executive Committee also recommends that the Executive Secretary to the Board of Regents be authorized, after review by the Office of the Chancellor and the Office of General Counsel, to make such editorial changes in the remainder of the Regents' Rules and Regulations as may be necessary to conform them to these amendments.

The Executive Committee further recommends that the System Management Review Committee be discharged with an expression of deepest gratitude for a job exceedingly well done.

BACKGROUND

With the exception of a report to be made today by Committee Member Tex Cook concerning the operations of the Office of Facilities Planning and Construction, the proposed amendments to Chapter II of Part One of the Regents' Rules and Regulations represent the final recommendations of the System Management Review Committee (a committee of volunteers from outside The University of Texas System appointed by former Chairman Dan C. Williams) on the organization of the U.T. Board of Regents and the U.T. System Administration. System Management Review Committee Chairman, Lee Walton, reviewed the Committee's recommendations with the Executive Committee of the U.T. Board of Regents and the Office of the Chancellor on July 21, 1982. In summary, the recommended changes:

1. delete all "Vice-" and "Assistant-" Chancellor titles outside the Office of the Chancellor;
2. sharpen the focus of the duties and responsibilities of the principal officers of the Office of the Chancellor by
 - a. establishing reporting lines to the Office of the Chancellor from the Offices of Finance and Administration (formerly, Office of the Vice Chancellor for Business Affairs), General Counsel, Development and News and Information, and Facilities Planning and Construction; and
 - b. establishing direct reporting lines to the Chancellor from the offices of Lands Management, Investments and Trusts, Governmental Relations (formerly, Federal and State Relations), and from the audit functions of the Comptroller; and
3. remove all "Assistant to," "Executive Assistant," and "Associate" titles from Chapter II of Part One of the Regents' Rules and Regulations.

An ORGANIZATION/FUNCTIONAL FLOW CHART depicting the final recommendations of the System Management Review Committee as to the organization of The University of Texas System is included for information following the recommended amendments to Chapter II of Part One of the Regents' Rules and Regulations.

CHAPTER II
ADMINISTRATION

Sec. 1. General Provisions.

1.1 Administration.

The "System Administration" is the administration [~~refers to the centralized and consolidated functions and operations~~] of The University of Texas System.

1.2 The University of Texas System.

The University of Texas System (herein sometimes called the "System") is composed of the System Administration and those institutions assigned by the Constitution or by the Legislature to be governed by the Board of Regents of The University of Texas System.

1.3 Location.

The System Administration shall be based at Austin, to benefit from the proximity of state agencies and to take advantage of economies made possible by sharing use of personnel and facilities with The University of Texas at Austin. System Administration officers shall travel to the other component institutions as their administrative responsibilities require.

"Sec. 2. Office of the Chancellor--Delegation of Authority/Line Responsibility.

2.1 Board's Exercise of Authority.

The Office of the Chancellor is the office through which the Board of Regents exercises its powers and authorities in the governance of The University of Texas System.

2.2 Composition.

The Office of the Chancellor consists of the Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs and such direct supporting staffs for these officers as may be required and provided for in the annual operating budget and amendments thereto. The Chancellor [~~is the chief executive officer of the System and as such~~] shall coordinate consultation among the principal officers of the Office of the Chancellor.

2.3 Chancellor/Chief Executive Officer.

The Chancellor [also] is the chief executive [~~operating~~] officer of the System [~~Administration,~~] and directly reports to and is responsible to the Board. He has direct line responsibility for the governmental relations, investments and trusts, lands management, and audit functions of the System. He also provides day-to-day supervision for the holders of the following positions who directly report to the Office of the

Chancellor: the Executive Director for Finance and Administration; the General Counsel; the Director of Development; and the Director of the Office of Facilities, Planning and Construction.

~~[The following executive officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor: the Vice Chancellor for Business Affairs; the Vice Chancellor for Lands Management; and the Vice Chancellor and General Counsel. The following principal administrative officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor: the Director for Development; the Assistant Chancellor for Federal and State Relations; the Assistant to the Chancellor; and the Executive Assistant to the Chancellor.]~~

2.4 Executive Vice Chancellor for Academic Affairs/Chief Operating Officer.

The Executive Vice Chancellor for Academic Affairs is the chief operating officer of the System for Academic Affairs and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of the academic affairs of the System. The chief administrative officers of the general academic institutions in the System and the chief administrative officer of the U.T. Institute of Texan Cultures at San Antonio, acting in a line capacity for the operation of their institutions, report to and are responsible to the Executive Vice Chancellor for Academic Affairs.

2.5 Executive Vice Chancellor for Health Affairs/Chief Operating Officer.

The Executive Vice Chancellor for Health Affairs is the chief operating officer of the System for health-related education and health services in the System and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of health-related education and the delivery of health services in the System. The chief administrative officer of each health-related institution in the System, acting in a line capacity for the operation of such officer's institution, reports to and is responsible to the Executive Vice Chancellor for Health Affairs. ~~[The Executive Assistant to the Executive Vice Chancellor for Health Affairs directly reports and is responsible to the Executive Vice Chancellor for Health Affairs.]~~

Sec. 3. Administrative Officers of the System.

3.1 Executive Director for Finance and Administration.

The Executive Director for Finance and Administration is an administrative officer of the System. He reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. He is responsible for the supervision of those areas of responsibility and those offices assigned to him in Section 7.1 of this Chapter. He provides staff assistance to the Chancellor and the Executive Vice Chancellors in the exercise of their responsibilities.

3.2 General Counsel.

The General Counsel is an administrative officer of the System. He reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. He is responsible for the provision of legal services to the System as set out in Section 7.2 of this Chapter. He provides staff assistance to the Chancellor and the Executive Vice Chancellors in the exercise of their responsibilities.

3.3 Executive Director for Governmental Relations.

The Executive Director for Governmental Relations is an administrative officer of the System. Working under established procedures that insure effective coordination with the Executive Vice Chancellors, he reports to the Chancellor. He is responsible for coordinating the effective representation of the System in the area of governmental affairs as set out in Section 8.1 of this Chapter. He provides staff assistance to the Chancellor and the Executive Vice Chancellors in the exercise of their responsibilities.

3.4 Executive Director (Office of the Chancellor).

The Executive Director (Office of the Chancellor) is an administrative officer of the System. He is the chief staff assistant in the Office of the Chancellor and as assigned or requested assists the Chancellor and the Executive Vice Chancellors in the administration of the Office of the Chancellor. Specific duties of the holder of this position are set out in Section 7.3 of this Chapter.

3.5 Director of Development.

The Director of Development is an administrative officer of the System. He reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. He is responsible for coordinating development activities in the System and for coordinating the activities of the Office of Public Information as set out in Section 7.4 of this Chapter. He provides staff assistance to the Chancellor and the Executive Vice Chancellors in the exercise of their responsibilities.

~~2.6-----During the period of the reorganization, the following officers shall continue to report and function as~~

indicated:

- 2.61----The General Attorney and Associate General Counsel is an administrative officer of the System Administration and directly reports to and is responsible to the Vice Chancellor and General Counsel.
- 2.62----The Budget Director, the Comptroller, the Director of Accounting, the Director of Facilities Planning and Construction, the Director of Police, the Director of Special Services, the Executive Director for Investments and Trusts, and the System Personnel Director are administrative officers of the System Administration, and each such officer directly reports to and is responsible to the Vice Chancellor for Business Affairs (except the Director of Accounting who reports as specified in Part One, Chapter II, Sec 2.742 of these Rules and Regulations).
- 2.63----The Director of the Institute of Higher Education Management directly reports to and is responsible to the Executive Vice Chancellor for Academic Affairs.
- 2.64----The Manager of University Lands---Oil, Gas and Mineral Interests and the Manager of University Lands---Surface Interests are administrative officers of the System Administration and directly report to the Vice Chancellor for Lands Management.

Sec. 4[2.7]

Appointment and Tenure of Officers.

4.1 Chief Executive and Chief Operating Officers.

[2.71] The Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Executive Vice Chancellor for Health Affairs, shall be elected by the affirmative vote of a majority of the Regents in office and shall hold office without fixed term, subject to the pleasure of the Board.

4.2 Administrative Officers of the System.

[2.72] The [All-other-executive-and] administrative officers of the System [and-System Administration] shall be appointed by the Board after nomination by the Office of the Chancellor [or-the-appropriate-Executive-Vice Chancellor]. Officers so appointed shall not have tenure by virtue of their respective offices. They shall hold office without fixed term, subject to the pleasure of the Office of the Chancellor [or-the-appropriate-Executive Vice-Chancellor]. Their actions concerning such officers are in turn subject to review and approval by the Board.

[2.8-----Staff-and-Line-Functions-of-Officers.

2.81-----Staff-Function,--Each-officer-of-System

Administration shall be responsible for planning and policy formulation in his particular field as delegated by the officer to whom he reports and shall serve as adviser in his area to the officer to whom he reports. In addition, with the knowledge of the officer to whom he reports, he shall advise and consult with other members of System Administration and with the officials of the component institutions in his particular area of responsibility.

~~2.82~~ Duties of Officers of the System

Administration shall have such duties as shall be assigned to them by the officer to whom they report, and as the personal representatives of such officers, they may be assigned specific executive responsibilities for carrying out administrative policies.]

4.3 [2.9]

Chancellor Emeritus.

The authority to bestow the title of Chancellor Emeritus shall rest with the Board, and an individual holding this title shall receive such salary and emoluments as are determined by the Board. This title shall be held at the pleasure of the Board. The Chancellor Emeritus shall have such duties and responsibilities as may be delegated or assigned to him by the Board and in these matters he shall report directly to the Board.

4.4 [2.10]

President Emeritus.

The authority to bestow the title of President Emeritus shall rest with the Board. The title is honorary in recognition of outstanding service as President of a component institution and carries no salary or other perquisites directly related to the title and the title shall only be bestowed on an individual who is fully retired from the component institution. No person is authorized to use the title unless it has been bestowed by the Board.

~~[Sec. 3. Authority, Duties and Responsibilities of Officers of System Administration.]~~

~~3.1. Duties of Officers in the Office of the Chancellor.]~~

Sec. 5 [3.11] General Purview and Duties of the Office of the Chancellor.

The Office of the Chancellor, by delegation from the Board, is authorized to exercise the powers and authorities of the Board in the governance of the System. The Office of the Chancellor will normally act through the chief administrative officer regarding the affairs of a component institution. The Office of the Chancellor, however, shall not be precluded from any direct participation and communication with institutional staff, faculty members, and groups. The major duties of the Office of the Chancellor include:

5.1 [3.111]

Advising and counseling with the Board with respect to the policies, purposes, and goals of the System; acting as executive agent of the Board in implementing its policies; representing the System in all other

- respects as deemed appropriate to carry out such policies, purposes and goals, and interpreting and articulating the system's academic, administrative and developmental policies, programs, needs and concerns to the general public and to other constituencies at the community, state, regional and national levels.
- 5.2 [3-112] Directing the management and administration of System Administration and all component institutions of the System.
- 5.3 [3-113] Presenting to the appropriate standing committees of the Board and to the Board nominations for all officers of the System [Administration], and for all officers of component institutions as provided in these Rules and Regulations.
- 5.4 [3-114] Periodically reviewing the organization of the System Administration and the component institutions of the System and reporting to the appropriate standing committees of the Board and to the Board recommendations for changes in organization, assignments and procedures.
- 5.5 [3-115] Preparing and approving appropriate recommendations to the Board and its standing committees either in the name of "The Office of the Chancellor" or as "The Office of the Chancellor concurs" with the recommendation of the appropriate chief administrative officer of a component institution.
- 5.6 [3-116] Preparing and approving annual operating budgets for the System Administration and the component institutions of the System and submitting such recommendations to the Board.
- 5.7 [3-117] Preparing and approving biennial legislative submissions to the Legislative Budget Board and to the Governor for the System Administration and the component institutions of the System for the consideration of the Board in accordance with Section 6 of Chapter II of Part Two of these Rules and Regulations.
- 5.8 [3-118] Developing and implementing programs for the most efficient management of personnel resources, and for long-range planning for academic programs, physical facilities and financial resources.

Sec. 6 [3-12] Primary Duties of the Chief Executive and Chief Operating Officers in the Office of the Chancellor.

- 6.1 [3-121] The Chancellor.--The Chancellor has direct line responsibility for ~~[the-centralized-and-consolidated functions-and-operations-of-The-University-of-Texas System-Administration,-including--the-University's external-relations-programs-(including-private-fund development,-state] governmental relations, [press relations,-and-federal-relations];~~ lands management[and investments](including management of [trusts] trust lands, endowment lands, and [trust-assets] management of the Permanent University Fund Lands); investments and trusts (including investment and management of trusts, trust assets, and endowments) and management of the investments of the Permanent University Fund); and

~~[Finance and Administration--(including facilities planning and construction, central budget control, activities of the System comptroller,] audit procedures and policies [; capital programs, personnel, institutional studies, and police operations}; and the Office of General Counsel].~~ Having established procedures that insure effective coordination among the Executive Vice Chancellors, the Executive Director for Governmental Relations, and himself, he is responsible for the articulation of The University of Texas System position on governmental policy issues that affect the System. He has as a prime responsibility the management of the lands, trusts, endowments, and other such funds of the System in such a manner as to maximize the monies available for the achievement of excellence in all activities of the System. The Chancellor shall prepare recommendations and supporting information on all such operations for consideration by the appropriate standing committees of the Board of Regents. He is also responsible for the day-to-day supervision of the Executive Director for Finance and Administration, the General Counsel, the Director of Development, and the Director of the Office of Facilities, Planning and Construction.

6.2 [3-122] The Executive Vice Chancellor for Academic Affairs.--The Executive Vice Chancellor for Academic Affairs shall have as a prime responsibility the maintenance of high academic quality in the general academic components of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities programs, facilities planning and - construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Academic Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

6.3 [3-123] The Executive Vice Chancellor for Health Affairs.--The Executive Vice Chancellor for Health Affairs shall have as a prime responsibility the maintenance of high academic quality in the health-related teaching institutions and high quality health services in the health-care delivery institutions of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities planning and construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Health Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

Sec. 7. Duties of Certain Administrative Officers of the System.

7.1 Executive Director for Finance and Administration.

The Executive Director for Finance and Administration reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. His primary responsibilities include:

7.11 The provision of staff assistance to the Chancellor and the Executive Vice Chancellors in the execution of their responsibilities.

~~[3-71-Vice-Chancellor-for-Business-Affairs,~~

~~Subject-to-delegation-by-the-Chancellor, the Vice-Chancellor-for-Business-Affairs-has-the general-assignment-of-effective-coordination-of the-business-activities-of-the-component institutions-in-the-System.--Specifically, his duties-include:]~~

7.12[3-711] Submitting recommendations to the Office of the Chancellor and to the appropriate Executive Vice Chancellor on business operations of the components of the System.

7.13[3-712] Reviewing and making recommendations on uniform business systems and management.

7.14[3-713] Submitting recommendations relating to programs for the most efficient management of personnel and resources.

7.15[3-714] Submitting recommendations for program development for training of personnel in nonacademic areas.

7.16[3-715] Reviewing and making recommendations on programs of long-range planning for physical facilities and financial resources.

7.17[3-716] Reviewing and making recommendations relating to police and security matters within the System.

7.18[3-717] Coordinating the business affairs of the System with other officers and members of the System Administration staff.

7.19[3-718] In consultation with the appropriate Executive Vice Chancellor, coordinating ~~[Coordinating]~~ the activities of business administrative operations of the component institutions.

7.1(10)[3-719] Managing the operations of the offices of Budget, Comptroller, ~~[Planning-and-Construction]~~ System Personnel, Police, and Special Services.

7.1(11)[3-17(10)] Supervising and coordinating the acquisition of all real property at the component institutions.

7.1(12)[3-71(11)] Directing the management of the purchasing, accounting, equipment inventories, and vouchering operations for the offices of the System Administration ~~[Chancellor]~~ and coordinating the building services for the System buildings.

7.1(13)[3-71(12)] Directing the management of the System-wide insurance programs (except the System Plan for Professional Medical Malpractice Self-Insurance), including approval of all policies and coverages, such programs to include:

Fire and Extended Coverage;
Liability;
Health;
Life;
Accidental Death and

Dismemberment;
Income Replacement; and
Retirement.

7.1(14) Performing such other duties as may be assigned by the Office of the Chancellor.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.71 OF CHAPTER 2 OF THE REGENTS' RULES RELATING TO THE VICE CHANCELLOR FOR BUSINESS AFFAIRS (NOW EXECUTIVE DIRECTOR FOR FINANCE AND ADMINISTRATION) HAS BEEN "PULLED FORWARD" AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

7.2 [3-91-Vice-Chancellor-and] General Counsel.

The General Counsel reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. His primary responsibilities include:

- 7.21 The provision of staff assistance to the Chancellor and the Executive Vice Chancellors in the execution of their responsibilities. [Subject-to-delegation-by-the-Chancellor,-the Vice-Chancellor-and-General-Counsel-is responsible-for-(a)]
- 7.22 Providing [providing] all legal services required by the System and its personnel to insure the proper protection and advancement of the System's [its] interests.
- 7.23 Maintaining [,-and-(b)-maintaining] the supervision, and delivery of legal services at a high level of effectiveness. [The-major duties-of-the-Vice-Chancellor-and-General-Counsel-include:]
- 7.24 [3-911] Directing and managing all legal personnel and legal affairs of the System, its units and its component institutions.
- 7.25 [3-912] Providing advice, counsel and legal interpretations to System officials and personnel concerning legal matters affecting System operations.
- 7.26 [3-913] Directing the Office of General Counsel personnel with respect to work priorities and assignments, standards of performance, and career development, delegating to staff members responsibility for particular legal and administrative tasks; and coordinating and controlling budget and personnel levels.
- 7.27 [3-914] Directing and managing (within applicable limits of authority) all litigation and administrative agency hearings; authorizing and approving the institution of legal proceedings; evaluating, directing and approving action and procedures relative to prosecution or defense of pending litigation and administrative proceedings; employing outside counsel; and authorizing and approving settlement or appeal of litigation.
- 7.28 [3-915] Advising, counseling, and disseminating information to affected System units relative to the nature, evaluation, progress, and results of litigation, administrative proceedings, and other legal matters, and making recommendations to System officials and other personnel as to future operations and

objectives.

- 7.29 [~~3-916~~] Approving as to form all contracts and agreements and all amendments to the Regents' Rules and Regulations; and approving as to form all institutional Handbooks of Operating Procedures, whether finally approved or not, and all amendments to such Handbooks.
- 7.2(10) [~~3-917~~] Drafting all legislation that has been approved by the Board or requested by any System officer for submission to the Board for approval and providing legal counsel on pending legislation.
- 7.2(11) [~~3-918~~] Identifying and evaluating administrative and functional problems and directing or recommending, as appropriate, courses of action for solution.
- 7.2(12) [~~3-919~~] Representing the System before legal, educational and governmental groups and associations.
- 7.2(13) [~~3-91(10)~~] Acting as administrator of the System Plan for Professional Medical Malpractice Self-Insurance and the System Patent and Trademark Offices [~~Officer~~].
- 7.2(14) [~~3-91(11)~~] Working in cooperation with the Attorney General of the State of Texas, State Agency legal counsel and outside counsel.
- 7.2(15) [~~3-91(12)~~] Assuming responsibility for any other legal, administrative or operational matters delegated by the Office of the Chancellor.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.91 OF CHAPTER II OF THE REGENTS' RULES RELATING TO THE VICE CHANCELLOR AND GENERAL COUNSEL (NOW GENERAL COUNSEL) HAS BEEN "PULLED FOWARD" AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

7.3 [~~3-2~~] Duties of the Executive Director (Office of the Chancellor) [~~for-Administration~~].

The Executive Director (Office of the Chancellor) [~~for Administration~~] is the chief staff assistant in the Office of the Chancellor and as assigned or requested assists the Chancellor and the Executive Vice Chancellors in administration of the Office of the Chancellor. The holder of this position serves simultaneously as Executive Assistant to the Chancellor. Specific duties include the following:

- 7.31 [~~3-21~~] Facilitating routine communication and coordinating paper flow among [~~between~~] the Chancellor and the Executive Vice Chancellors.
- 7.32 [~~3-22~~] Providing day-to-day liaison for the Office of the Chancellor with the Office of the Board of Regents.
- 7.33 [~~3-23~~] Coordinating the submission of agenda items from the Office of the Chancellor for consideration by the Board or by the Standing Committees of the Board.

- 7.34 [3-24] Coordinating the internal administrative procedures of the Office of the Chancellor.
- 7.35 [3-25] Providing staff support when requested by the Executive Vice Chancellors in their review of the management of component institutions.
- 7.36 [3-26] Assisting the Chancellor as directed on specific projects in connection with the Chancellor's responsibilities [~~responsibility for supervising the various consolidated functions and operations that comprise The University of Texas System Administration~~].
- 7.37 [3-27] Coordinating the preparation of the agenda for the meetings of the System Council at the direction of the Chancellor and the Executive Vice Chancellors.
- 7.38 [3-28] Advising and consulting with the Chancellor, the Executive Vice Chancellors and Chief Administrative Officers or Chief Student Affairs Officers of U.T. component institutions on organization and management of student services and programs.
- 7.39 [3-29] Performing such other duties and responsibilities as may be directed by the Chancellor and the Executive Vice Chancellors.

7.4 [3-4] Director of Development.

The Director of Development reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. His primary responsibilities include:

- 7.41 The provision of staff assistance to the Chancellor and the Executive Vice Chancellors in the execution of their responsibilities.
[~~Subject to delegation by the Chancellor, the major duties of the Director for Development include:~~]
- 7.42 [3-41] Acting under the authority delegated by the Office of the Chancellor for private fund development for the System.
- 7.43 [3-42] Coordinating policies and activities involving internal foundations and University-related external foundations.
- 7.44 [3-43] Coordinating and cooperating with the chief administrative officers of the component institutions in development programs.
- 7.45 [3-44] Coordinating efforts of component institution officials to create a favorable climate for philanthropic support among various constituencies, including alumni, foundations, business and industry, associations, parents of students, friends and benefactors.
- 7.46 [3-45] Advising component institution administrative officials, deans, and directors on projects involving private gift support, suggesting possible granting agencies or benefactors, and assisting when needed in the preparation of grant proposals and their presentation.
- 7.47 [3-46] Administering procedures for the preparation of gift records, gift processing, gift acknowledgments, and gift docketts for the Board.
- 7.48 [3-47] Coordinating [Supervising and coordinating] the activities and functions of the Office of Public Information.

7.49 Performing such other duties and responsibilities as may be assigned by the Office of the Chancellor.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.4 OF CHAPTER II OF THE REGENTS' RULES RELATING TO THE DIRECTOR OF DEVELOPMENT HAS BEEN "PULLED FORWARD" AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

~~[3.2-----The Assistant to the Chancellor and the Executive Assistant to the Chancellor are the Chancellor's principal staff members in the Office of the Chancellor.~~

~~3.21--Assistant to the Chancellor.~~

~~The Assistant to the Chancellor is an administrative officer of the System Administration. Subject to delegation by the Chancellor, the duties of the position include:~~

~~3.211--Providing assistance to the Office of the Chancellor and the Executive Director for Administration in the coordination of materials submitted to the Board of Regents and its standing committees.~~

~~3.212--Coordinating, at the direction of the Chancellor, correspondence and requests from the component institutions.~~

~~3.213--Evaluating and coordinating the internal administrative procedures and supporting staff of the Chancellor's Office.~~

~~3.214--Supervising the official files of the Office of the Chancellor relating to official documents and correspondence.~~

~~3.215--Submitting recommendations for training programs for support staff of the Office of the Chancellor.~~

~~3.216--Performing such other duties and responsibilities as may be directed by the Chancellor.~~

~~3.22--Executive Assistant to the Chancellor.~~

~~The Executive Assistant to the Chancellor is an administrative officer of the System Administration and is the principal assistant to the Chancellor in the administration of the Chancellor's duties and responsibilities. The holder of this position serves simultaneously as Executive Director for Administration in the Office of the Chancellor.]~~

[NOTE: SECTION 3.4 (RELATING TO THE DIRECTOR OF DEVELOPMENT) WAS "MOVED FORWARD" AND AMENDED IN CONGRESSIONAL STYLE IN SECTION 7.5; THE TEXT OF SECTION 3.5 WAS "MOVED BACKWARD" AND AMENDED IN CONGRESSIONAL STYLE IN SECTION 8.1.]

~~[3.6-----Director of the Institute of Higher Education Management.~~

~~Subject to delegation by the Executive Vice-Chancellor for Academic Affairs, the Director of the Institute of Higher Education Management is responsible for directing the programs and training activities of said Institute for the purpose of helping university administrators improve their effectiveness. Specifically, his duties include:~~

~~3.61----Developing and implementing plans for periodic Institute short courses for those in higher~~

- education-administrative-positions.
- 3.62----Planning-and-implementing-topical-seminars-on timely-issues-of-importance-in-higher education.
- 3.63----Communicating-with-higher-education-leaders concerning-their-concepts-of-critical management-problems-in-higher-education-and getting-their-assessment-of-how-Institute programs-may-meet-these-needs.
- 3.64----Planning-and-implementing-new-Institute programs-in-a-timely-fashion-such-as-internship for-individuals-selected-for-administrative positions-in-the-higher-education-institutions in-Texas.
- 3.65----Preparing-requests-for-the-Institute's-budget and-proposals-for-support-from-various-sources of-potential-funding-for-its-programs.

[NOTE: SECTION 3.71 (RELATING TO THE VICE CHANCELLOR FOR BUSINESS AFFAIRS WAS "MOVED FORWARD" AND AMENDED IN CONGRESSIONAL STYLE IN SECTION 7.1.]

Sec. 8 Certain Offices Reporting Directly to the Chancellor.

8.1 Duties of the Executive Director for Governmental Relations.

Working under established procedures that insure effective coordination with the Executive Vice Chancellors, the Executive Director for Governmental Relations reports to the Chancellor. His primary responsibilities include:

8.11 The provision of staff assistance to the Chancellor and the Executive Vice Chancellors in the execution of their responsibilities.

~~[3.5----Assistant-Chancellor-for-Federal-and-State-Relations.]~~

~~[The-Assistant-Chancellor-for-Federal-and-State Relations-is-responsible-to-the-Chancellor-for-the representation-of-the-System-in-the-area-of governmental-affairs.--Subject-to-delegation-by-the Chancellor,-the-major-duties-include.]~~

8.12 [3.52] Representing the System in its relations with federal, state, and local legislative bodies and agencies.

8.13 [3.52] Making recommendations to the Office of the Chancellor in the area of public policy as it affects the relationship of the System with the federal, state, and local governments.

8.14 [3.53] Informing appropriate administrative officers of current operations and long-range developments on the federal and state level, which may affect the System.

8.15 [3.54] Maintaining and distributing information to, and advising appropriate System Administration and component institution officials, in order to assure proper action by the System with respect to federal, state, and local governmental programs and activities.

8.16 [3.55] Defining the job responsibilities, the assignment of duties, and supervising staff members employed in or assigned to work in the governmental affairs area.

- 8.17 [3-56] Performing such other duties and responsibilities for the efficient operation of the System as shall be assigned by the Chancellor.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.5 OF CHAPTER II OF THE REGENTS' RULES RELATING TO THE ASSISTANT CHANCELLOR FOR FEDERAL AND STATE AFFAIRS (NOW EXECUTIVE DIRECTOR FOR GOVERNMENTAL RELATIONS) HAS BEEN MOVED BACK TO THIS LOCATION AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

~~[3-(10)--Officers-in-the-Office-of-Lands-Management.]~~

8.2 ~~[3-(10)-Vice-Chancellor-for]~~ Lands Management.

8.21 The ~~[Subject-to-delegation-by-the-Chancellor,-the-Vice]~~ Chancellor ~~[for-Lands-Management]~~ provides direction and management for all transactions relative to Permanent University Fund Lands (hereinafter sometimes referred to as "University Lands"), trust lands, and other noncampus real estate interests owned or controlled by the Board of Regents. In the exercise of those responsibilities, the ~~[Vice]~~ Chancellor ~~[for Lands-Management]~~

8.211 ~~[3-(10)11]~~ Works closely with the Board for Lease of University Lands in the discharge of its duties and responsibilities.

8.212 ~~[3-(10)12]~~ Works closely with the chief administrative officer of a component institution of the System and his delegates with regard to the management of trust lands and other noncampus real estate interests held by the Board of Regents for and on behalf of a particular institution.

8.213 ~~[3-(10)13]~~ Establishes procedures that insure effective coordination ~~[works-closely]~~ with the Executive Director for Investments and Trusts with regard to the management of trust lands other than University Lands.

8.214 ~~[3-(10)14]~~ Directs and manages the operation of the following budgeted activities which are part of the Office of Lands Management:

- Board for Lease - University Lands;
- University Lands - Geology and Survey;
- Oil Field Supervision and Geophysical Exploration;
- University Lands Accounting Office; and
- University Lands - Surface Leasing.

8.22 ~~[3-(10)2]~~ Manager of University Lands - Oil, Gas and Mineral Interests.

Subject to delegation by the ~~[Vice]~~ Chancellor ~~[for Lands-Management]~~, the Manager of University Lands - Oil, Gas and Mineral Interests is responsible for providing field supervision of System operations, activities and transactions involving oil, gas and mineral development and production on the University Lands. Within limits of authority set by the ~~[Vice]~~ Chancellor ~~[for-Lands-Management]~~, the Manager's regular duties include:

8.221 ~~[3-10)21]~~ Making recommendations to the Board for Lease of University Lands, and the Board of Regents,

as appropriate, for periodic oil and gas lease sales of University Lands, and for unitization, pooling and other transactions involving oil and gas leasehold and royalty interests and other mineral interests in University Lands.

- 8.222 [3-(10)22] Organizing, directing, guiding, setting objectives and standards for, and assigning and evaluating the work of all personnel reporting to him.
- 8.223 [3-(10)23] Reviewing periodically the terms and conditions of forms and transactions involving oil and gas interests in University Lands, and making recommendations with respect thereto to the Vice Chancellor for Lands Management and the Board for Lease of University Lands.
- 8.224 [3-(10)24] Reporting regularly to the [Vice] Chancellor [~~for Lands Management~~] and the Board for Lease of University Lands all activities, developments and problems which could significantly affect System interests and University Lands, together with his recommendations with respect thereto.
- 8.225 [3-(10)25] Working closely with the Board for Lease of University Lands in the discharge of its duties and responsibilities.
- 8.226 [3-(10)26] Coordinating with the Manager of University Lands - Surface Interests in the discharge of their respective duties and responsibilities.
- 8.23 [3-(10)3] Manager of University Lands - Surface Interests.
Subject to delegation by the [Vice] Chancellor [~~for Lands Management~~], the Manager of University Lands - Surface Interests is responsible for providing field supervision of System operations, activities, and transactions pertaining to surface interest, water rights and oil and gas field operations in or on University Lands. Within limits of authority set by the [Vice] Chancellor [~~for Lands Management~~], the Manager's regular duties include:
- 8.231 [3-(10)31] Making recommendations to the Board with respect to all transactions involving surface interest in University Lands, including research projects, right-of-way easements, agricultural, grazing and other surface use leases, and geophysical permits.
- 8.232 [3-(10)32] Organizing, directing, guiding, setting objectives and standards for, and assigning and evaluating the work of all personnel reporting to him.
- 8.233 [3-(10)33] Reviewing periodically the terms and conditions of forms and transactions involving surface interest in University Lands, and making recommendations with respect thereto to the [Vice] Chancellor [~~for Lands Management~~].
- 8.234 [3-(10)34] Reporting regularly to the [Vice] Chancellor [~~for Lands Management~~] all activities, developments and problems which could significantly affect System interests in University Lands, together with his recommendations with respect thereto.
- 8.235 [3-(10)35] Working closely with federal and state agencies in connection with research and development projects and activities, involving utilization

- and husbandry of University Lands, of mutual interest to the System and such agencies.
- 8.236 [~~3.710~~36] Coordinating with the Manager of University Lands - Oil, Gas and Mineral Interests in the discharge of their respective duties and responsibilities, and acts as oil and gas fields supervisor.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.(10)1 OF CHAPTER II OF THE REGENTS' RULES RELATING TO THE VICE CHANCELLOR FOR LANDS MANAGEMENT (A DELETED POSITION) HAS BEEN "PULLED FORWARD" AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

- 8.3 [~~3.76-Executive-Director-for~~] Investments and Trusts.
Subject to delegation by the [~~Vice~~] Chancellor [~~for Business-Affairs~~], the Executive Director for Investments and Trusts implements, when they are approved by the Board, policies and actions with respect to:
- 8.31 [~~3.761~~] Investing, managing, and administering of all endowment funds belonging to the System and its component institutions, including the Permanent University Fund and all trusts and special funds.
- 8.32 [~~3.762~~] Issuing, managing and paying all bonds and other evidences of indebtedness issued by the Board for System and its component institutions.
- 8.33 [~~3.763~~] Presenting to the Board through the Chancellor periodic reports of the status and prospect of funds for which he has responsibility and that will be available for expenditure by the System and its component institutions.
- 8.34 [~~3.764~~] Consulting with the Executive Associate for Economic Affairs with respect to the development of long-range plans for the development and management of the economic resources of the System and its component institutions.

[NOTE: BECAUSE OF THE REVISED ORGANIZATION OF THIS CHAPTER, THE TEXT OF SECTION 3.76 OF CHAPTER II OF THE REGENTS' RULES RELATING TO THE EXECUTIVE DIRECTOR FOR INVESTMENTS AND TRUSTS HAS BEEN "PULLED FORWARD" AND IS ABOVE AMENDED IN CONGRESSIONAL STYLE SO THAT THE CHANGES MADE ARE CLEAR IN THE CONTEXT OF THE REVISED ORGANIZATION OF THE CHAPTER.]

- 8.4 Audit
The Chancellor, as Chief Executive Officer of the System, is responsible for insuring the implementation of appropriate audit and post-audit procedures for the System and System Administration. Accordingly, with regard to his audit functions (see Section 10 of this Chapter), the Comptroller reports directly to the Chancellor.

- Sec. 9. [~~3.72~~] Budget Director.
The Budget Director's primary responsibilities are to plan and develop systems and procedures for uniform budget preparation, budget control and financial reporting. Subject to delegation by the Executive Director for Finance and Administration [~~Vice Chancellor-for-Business-Affairs~~], the major duties of the Budget Director include:

- 9.1 [3-721] Formulating procedures governing the preparation and review of all budgets and developing effective methods of presenting approved budgets to appropriate agencies.
- 9.2 [3-722] Recommending procedures to be followed, including format, schedules of budget preparation, and effective review of budgets.
- 9.3 [3-723] Preparing budget-writing instructions.
- 9.4 [3-724] Conducting budget and other related research studies.
- 9.5 [3-725] Planning systems and procedures for budgetary control and financial reporting.
- 9.6 [3-726] Controlling and supervising distribution of all budgets and processing and approving (as delegated) interim budget changes.
- 9.7 [3-727] Preparing periodic budgetary, financial, and special reports, as appropriate.
- 9.8 [3-728] Serving as liaison with the staff of the Legislative Budget Board, the Governor's Budget Office, and the Coordinating Board, Texas College and University System.

Sec. 10. [3-73] Comptroller.

- 10.1 [3-731] Subject to delegation by the Executive Director for Finance and Administration (provided, however, that, in the audit functions, the Comptroller shall report directly to the Chancellor) [Vice-Chancellor-for-Business-Affairs], the Comptroller formulates and recommends procedures to be followed in the business operations of the System for:
 - 10.11 [3-731(1)] Accounting, auditing and reporting, and expenditure control.
 - 10.12 [3-731(2)] Receipt, disbursement, and custody of funds.
 - 10.13 [3-731(3)] Procurement and purchasing.
 - 10.14 [3-731(4)] Management of auxiliary service enterprises.
 - 10.15 [3-731(5)] Data processing systems - including prior approval of equipment acquisitions by purchase or lease.
 - 10.16 [3-731(6)] Accounting and business system development.
 - 10.17 [3-731(7)] Accounting records, forms, procedures, and financial reports, including format for such reports.
 - 10.18 [3-731(8)] Terms of depository agreements with banks.
 - 10.19 [3-731(9)] Lease contracts for building space.
- 10.1(10) [3-731(10)] Approval of the business aspects and overhead rates in research and other contracts with outside agencies.
- 10.1(11) [3-731(11)] Conducting postaudits at each component institution.
- 10.1(12) [3-731(12)] Supervising the auditing of oil and gas production.
- 10.2 [3-732] The Comptroller is responsible as joint custodian with the Director of Accounting for bearer securities owned by System funds that are maintained in bank safe deposit boxes and are not in the custody of the State Treasurer.

Sec. 11. [3-74] Director of Accounting.

- 11.1 [3-741] The Director of Accounting of The University of Texas at Austin serves also as director of accounting for System Administration and is the accounting officer for both The University of Texas at Austin and for System Administration. Subject to delegation by the Executive Director for Finance and Administration [Vice-Chancellor-for-Business-Affairs], his duties include:
 - 11.11 [3-741(1)] Having responsibility for custody, accounting and reporting of all funds handled by the

Director of Accounting's Office for the component institutions outside of Austin, and for System Administration, the Permanent University Fund, the Available University Fund, and trust and special funds.

11.12 [3-741(2)] For securities owned by System funds and not in custody of the State Treasurer, having custody of registered securities and joint custodian, with the Comptroller, of bearer securities maintained in bank lock boxes.

11.13 [3-741(3)] Maintaining a full and complete set of records that accurately reflect the balances and transactions of all financial and property accounts of the System (as contracted with such accounts of the component institutions).

11.2 [3-742] With respect to System Administration matters, the Director of Accounting reports to and is responsible to the Comptroller. With respect to other matters, he reports to the appropriate officers of The University of Texas at Austin.

Sec. 12. [3-75] Director of Facilities Planning and Construction.

The Director of Facilities Planning and Construction reports to the Office of the Chancellor under the day-to-day supervision of the Chancellor. His primary [Subject-to-the-delegation-by-the-Vice-Chancellor-for-Business-Affairs] duties and responsibilities include:

12.1 The provision of staff assistance to the Chancellor and the Executive Vice Chancellors in the execution of their responsibilities.

12.2 [3-751] Managing the administration and general supervision of any new building construction and initial equipping thereof or ~~costing in excess of \$50,000.00,~~ managing any inside or outside repairs, remodeling, rehabilitation, new construction of improvements other than building, or campus planning costing \$100,000 ~~[\$80,000.00]~~ or more; managing any preliminary planning, feasibility studies, or investigations which are estimated to ultimately develop into one of the above projects at any component institution of the system; advising and working with the consultants, architects and engineers employed by the Board subject to the terms and conditions of the contracts with those architects and engineers.

12.3 [3-752] Serving as ex officio member of all faculty building committees at the component institutions.

12.4 [3-753] Preparing and executing all documents relating to the acquisition and the use of funds received from the federal government and state agencies in connection with construction grant awards.

12.5 [3-754] Coordinating the preparation of and approving of all grant applications on approved construction projects filed with governmental agencies.

12.6 [3-755] Coordinating the development of and maintaining of master plans for all component institutions, including but not limited to land utilization, utility and landscape plans.

12.7 [3-756] Developing standards for maintenance of all physical facilities at component institutions.

12.8 [3-757] Directing the negotiation and approval of all utility contracts.

[NOTE: SECTION 3.76 (RELATING TO THE EXECUTIVE DIRECTOR FOR INVESTMENTS AND TRUSTS) WAS "MOVED FORWARD" AND AMENDED IN CONGRESSIONAL STYLE IN SECTION 10.2.]

Sec. 13. [3.77] System Personnel Director.

The System Personnel Director's primary responsibility is to plan, develop, and coordinate System-wide personnel policies and procedures. Subject to the delegation by the Executive Director for Finance and Administration [Vice-Chancellor for Business-Affairs], the System Personnel Director is responsible for:

- 13.1 [3.771] Acting as liaison between component institution personnel officers and the System offices regarding all personnel matters relating to classified personnel, administrative staff, and certain matters relating to teaching and/or academic personnel.
- 13.2 [3.772] Advising the System Officers and making recommendations concerning development of methods and procedures designed to maximize the effectiveness of System Personnel Programs.
- 13.3 [3.773] Reviewing and recommending all classified personnel pay plans for each component institution, including the establishment of proper classification and pay scales consistent with needs and System-wide policies and procedures.
- 13.4 [3.774] Reviewing and recommending the Personnel Office budgets for each component institution.
- 13.5 [3.775] Directing the administration of the System Personnel Office, including the Workmen's Compensation Insurance section.
- 13.6 [3.776] Reviewing and recommending to System Officers any rules and regulations or changes thereto that, after proper consultation with officers of component institutions, are considered beneficial or necessary for the proper administration of the System-wide Personnel Program.
- 13.7 [3.777] Establishing employee development and training programs for all component institutions, including particularly supervisory training programs.
- 13.8 [3.778] Formulating policies and procedures concerning labor relations and employer-employee relationships.
- 13.9 [3.779] Assisting and establishing personnel data systems and proper practices and procedures concerning the personnel records of all employees.
- 13.(10)[3.77(10)] Conducting System-wide wage and salary research studies and formulating data for proper implementation of personnel pay programs.
- 13.(11)[3.77(11)] In consultation with the personnel offices of the component institutions, developing and maintaining a System-wide personnel pay plan with uniform titles and account numbers.
- 13.(12)[3.77(12)] Supervising and coordinating the affairs of the Office of Employee Relations.

Sec. 14. [3.78] Director of Police.

Subject to delegation by the Executive Director for Finance and Administration [Vice-Chancellor for Business-Affairs], the Director of Police is responsible for:

- 14.1 [3.781] Approving qualifications for police personnel at the component institutions of the System and approving all applicants to a basic or in-service training school or academy.
- 14.2 [3.782] Approving the organizational structure for police departments at the component institutions of the

- System.
- 14.3 [3-782] Establishing and supervising all training programs for System police, including basic and in-service training, as well as on-the-job training at each component institution of the System.
- 14.4 [3-784] Conducting the System training in accordance with the standards of the Texas Commission on Law Enforcement Officer Standards and Education, in order to maintain accreditation with this state agency.
- 14.5 [3-785] Maintaining liaison with the Director of Training, Texas Department of Public Safety, and the Coordinator of Training, Federal Bureau of Investigation, and being aware of new training techniques, procedures, programs, and equipment.
- 14.6 [3-786] Establishing a uniform reporting and record system for police departments at the component institutions of the System and approving any changes thereto.
- 14.7 [3-787] Conducting periodic inspection of the police departments of the component institutions of the System and evaluating their performance as police agencies.
- 14.8 [3-788] Formulating and establishing policies and procedures for police operations on a System-wide basis.
- 14.9 [3-789] Establishing, maintaining, and supervising on a System-wide basis, a program for police personnel promotion.
- 14.(10) [3-78(10)] Reviewing and recommending the pay scale for police personnel throughout the System.
- 14.(11) [3-78(11)] Surveying all component institutions of the System for security needs of existing buildings, grounds, and lighting, in order to make the appropriate recommendations to insure the prevention of criminal activities and the protection of life and property.
- 14.(12) [3-78(12)] Consulting with the Office of Facilities Planning and Construction on security needs for new construction, including security lighting on the property of the component institutions of the System.
- 14.(13) [3-78(13)] Coordinating the use of police throughout the System in emergency situations.
- 14.(14) [3-78(14)] Submitting periodic reports to the Executive Director for Finance and Administration [Vice-Chancellor for Business-Affairs] concerning the operations of the police departments of the System.
- ~~[3-8-----Executive-Assistant-to-the-Executive-Vice-Chancellor for-Health-Affairs.~~
- ~~Subject-to-delegation-by-the-Executive-Vice-Chancellor for-Health-Affairs,-the-Executive-Assistant-to-the Executive-Vice-Chancellor-for-Health-Affairs-has-the general-assignment-of-assisting-in-the-effective coordination-of-these-component-institutions-concerned-primarily-with-health-sciences.--His-duties-may include:~~
- ~~3-81-----Submitting-to-the-Executive-Vice-Chancellor-for Health-Affairs-recommendations-on-System programs-on-health-science-education,-research, and-public-service,-including-general-plans-and operations-for-the-health-institutions.~~
- ~~3-82-----Reviewing-and-making-recommendations-on proposals-from-the-health-institutions requiring-action-by-the-Executive-Vice Chancellor-for-Health-Affairs.~~
- ~~3-83-----Preparing-and-submitting-to-the-Executive-Vice Chancellor-for-Health-Affairs-long-range-and~~

immediate plans for health science education, research and public service for the health institutions.

- 3.84----Recommending to the Executive Vice Chancellor for Health Affairs the annual operating budget requests submitted by each health institution.
- 3.85----Recommending to the Executive Vice Chancellor for Health Affairs legislative appropriation requests (and policies for the development of such requests) to be submitted by the System on behalf of the health institutions.
- 3.86----At the direction of the Executive Vice Chancellor for Health Affairs, processing all matters for the System health institutions with the Coordinating Board, and coordinating other health education matters directed to the Coordinating Board.
- 3.87----At the direction of the Executive Vice Chancellor for Health Affairs, preparing the agenda for the meetings of the Council of Health Institutions.
- 3.88----At the direction of the Executive Vice Chancellor for Health Affairs, coordinating the development and implementation of interinstitutional programs to benefit the individual health institutions in the achievement of their missions.
- 3.89----At the request of the Executive Vice Chancellor for Health Affairs, interpreting the health institutions' policies and programs to health professional groups at the local, state and national levels, and coordinating efforts with such health professional groups and state and federal regulatory agencies to assist the health institutions in the achievement of their missions.
- 3.8(10)-At the request of the Executive Vice Chancellor for Health Affairs, providing direction for the efficient and effective operation of The University of Texas System Medical-Dental Application Center.
- 3.8(11)-At the request of the Executive Vice Chancellor for Health Affairs, directing the activities of the Institute for Health Policy and Planning and coordinating its activities with both state and federal governmental agencies and health professional groups.
- 3.8(12)-At the request of the Executive Vice Chancellor for Health Affairs, coordinating with the Executive Vice Chancellor for Academic Affairs in matters involving joint programs between System academic institutions and System health institutions.

3.9-----Officers in the Office of General Counsel.

[NOTE: SECTION 3.91 (RELATING TO THE VICE CHANCELLOR AND GENERAL COUNSEL) WAS "MOVED FORWARD" AND AMENDED IN CONGRESSIONAL STYLE IN SECTION 7.2]

- 3.92---General Attorney and Associate General Counsel
 Subject to delegation by, and within limits of
 authority set by the Vice Chancellor and General
 Counsel, the General Attorney and Associate General
 Counsel is responsible for the following duties:
- 3.921---Organizing, directing, guiding, setting
 objectives and standards for, and assigning and
 evaluating work of all personnel assigned by
 the Vice Chancellor and General Counsel to him.
- 3.922---Identifying and evaluating administrative and
 functional problems and recommending to the
 Vice Chancellor and General Counsel a course of
 action for their solution.
- 3.923---Reporting regularly to the Vice Chancellor and
 General Counsel all legal and other activities
 and developments of significance to System
 interests, together with his recommendations.
- 3.924---Assisting the Vice Chancellor and General
 Counsel and assuming responsibility as assigned
 or delegated by the Vice Chancellor and General
 Counsel with regard to the:
 provision of legal counsel and advice
 to System officers, and their staffs,
 with respect to legal matters arising
 from System operations;
 litigation and litigation management
 and administrative hearings and their
 management;
 preparation, analysis, and giving of
 legal approval to agreements,
 contracts and various legal documents
 and instruments; amendments to
Regents' Rules and Regulations; and
 approval as to form all institutional
Handbooks of Operating Procedures,
 and all amendments thereto; and
 review, analysis and provision of
 legal counsel on pending and enacted
 legislation and governmental
 regulations, and drafting proposed
 legislation and regulations.
- 3.925--Managing and supervising the activities of the
 System Patent Office.
- 3.926--Managing and supervising the activities of the
 Office of General Counsel with regard to the
 System Plan for Professional Medical
 Malpractice Self-Insurance.]
- 3.(10)--Officers in the Office of Lands Management.

[NOTE: SECTION 3.(10)1 (RELATING TO THE VICE CHANCELLOR FOR LANDS
 MANAGEMENT) WAS "MOVED FORWARD" AND AMENDED IN CONGRESSIONAL STYLE IN
 SECTION 10.1.]

Sec. 15. [3.(11)] Councils of the System.
15.1 [3.(11)1] The System Council.

The System Council is composed of the Chancellor, the
 Executive Vice Chancellor for Academic Affairs, the
 Executive Vice Chancellor for Health Affairs, the
Executive Director for Finance and Administration, the
General Counsel, the Executive Director for
Governmental Relations, the Executive Director (Office
of the Chancellor), the Director of Development, and

the chief administrative officers of all the component institutions of The University of Texas System. The Chancellor shall serve as the Council's permanent chairman and shall conduct regular meetings to discuss those matters of general concern to the operation of The University of Texas System.

15.2 [3-(11)2] The Council of Academic Institutions.

The Council of Academic Institutions is composed of the Executive Vice Chancellor for Academic Affairs, the chief administrative officers of the general academic institutions of the System, and the chief administrative officer of the U.T. Institute of Texan Cultures. The Chancellor, the Executive Director for Finance and Administration, the General Counsel, the Executive Director for Governmental Relations, the Executive Director (Office of the Chancellor), and the Director of Development serve[s] as [an] ex officio members of this Council. The Executive Vice Chancellor for Academic Affairs shall serve as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions represented.

15.3 [3-(11)3] The Council of Health Institutions.

The Council of Health Institutions is composed of the Executive Vice Chancellor for Health Affairs ~~[, the Executive Assistant to the Executive Vice Chancellor for Health Affairs,~~] and the chief administrative officers of the component institutions of the System concerned directly with health affairs. The Chancellor, the Executive Director of Finance and Administration, the General Counsel, the Executive Director for Governmental Relations, the Executive Director (Office of the Chancellor), and the Director of Development serve[s] as [an] ex officio members of this Council. The Executive Vice Chancellor for Health Affairs acts as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions represented. ~~[The Executive Assistant to the Executive Vice Chancellor for Health Affairs shall be the permanent vice chairman.]~~

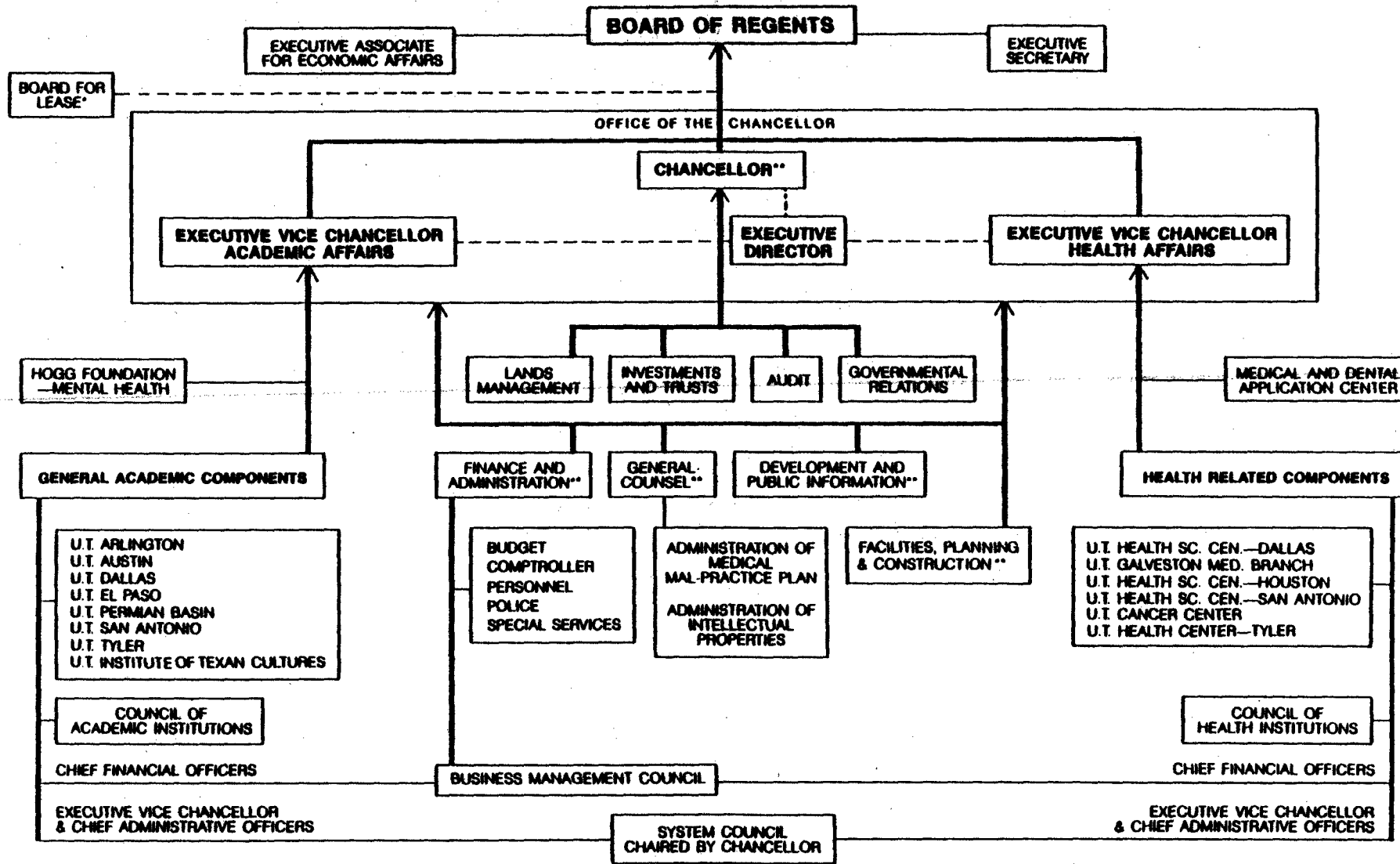
15.4 [3-(11)4] The Business Management Council.

The Business Management Council advises the Office of the Chancellor in the areas of budgeting, business management, data processing, physical plant operations, planning, construction, and accounting systems development. The Council is composed of the Executive Director for Finance and Administration and the chief business officers of the component institutions ~~[, the Chancellor, and the Vice Chancellor for Business Affairs]~~. The Chancellor, the Executive Vice Chancellor for Academic Affairs, [and] the Executive Vice President for Health Affairs, the Executive Director for Finance and Administration, the General Counsel, the Executive Director for Governmental Relations, the Executive Director (Office of the Chancellor), and the Director of Development, or their delegates, serve as ex officio members of this Council.

The Executive Director for Finance and Administration
~~[Chancellor]~~ shall serve as the Council's permanent
chairman and shall conduct regular meetings of the
Council. ~~[The Vice-Chancellor for Business Affairs
shall be the permanent vice-chairman.]~~

[NOTE: PRESENT SECTIONS 4 (CHIEF ADMINISTRATIVE OFFICERS OF COMPONENT
INSTITUTIONS) AND 5 (APPOINTMENT OF OTHER ADMINISTRATIVE OFFICERS) OF THE
PRESENT TEXT OF CHAPTER II DO NOT REQUIRE EITHER SUBSTANTIVE OR EDITORIAL
AMENDMENTS EXCEPT RENUMBERING AS SECTIONS 16 AND 17 RESPECTIVELY.]

THE UNIVERSITY OF TEXAS SYSTEM
ORGANIZATIONAL/FUNCTIONAL FLOW CHART



EX.S - 28

* Pursuant to Section 68.62, Texas Education Code, two members of The Board of Regents of The University of Texas System serve with the Commissioner of the General Land Office on the three-member Board for Lease of University Lands.

** The Chancellor has responsibility for the day-to-day supervision of these functions as provided in the Regents Rules and Regulations, Part One, Chapter II.

**Meeting of
the Board**

(continued)

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

Date: August 13, 1982

Time: Following Consideration of Reports and Recommendations of
the Standing Committees

Place: Room 1.208, San Antonio Nursing School Building

A.-L. (Pages B of R 1 - 4)

M. ITEM FOR THE RECORD

U.T. Galveston Medical Branch: Acceptance of Membership
on the Advisory Council for the School of Nursing.--

On June 11, 1982, nominees were approved for the initial membership on the Advisory Council for the School of Nursing at the U.T. Galveston Medical Branch. The acceptance of membership by those listed below is herewith reported for the record.

	<u>Term Expires</u>
Mrs. Jan Coggeshall, Galveston	1983
Mrs. Judy Godinez, McAllen	1985
Ms. Marie Hall, Big Spring	1983
Mrs. Beth Jewitt, Friendswood	1984
Ms. Gail Rider, Galveston	1984
Mr. Walter Sterling, Houston	1985
Mr. Clyde Verheyden, Houston	1985
Unfilled Term	1983
Unfilled Term	1983
Unfilled Term	1984

N. CONSIDERATION OF ACTION ON ANY ITEMS DISCUSSED IN THE EXECUTIVE SESSION OF THE BOARD OF REGENTS PURSUANT TO V.T.C.S., ARTICLE 6252-17, SECTIONS 2(e), (f) and (g)
MSA PAGE Ex.S - 1

1. Pending and/or Contemplated Litigation - Section 2(e)

U. T. System: Potential Litigation Related to
the Permanent University Fund

2. Land Acquisition, Purchase, Exchange, Lease or Value of Real Property and Negotiated Contracts for Prospective Gifts or Donations - Section 2(f)

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees

- a. U. T. Board of Regents: Assignment of Duties of Officers and Employees of the Office of Facilities Planning and Construction
- b. U. T. Board of Regents: Assignment of Duties of Officers and Employees of The University of Texas System; Proposed Amendments to Chapter II, Part One of the Regents' Rules and Regulations; Authority to Make Conforming Editorial Changes; and Discharge of System Management Review Committee

O. REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS

P. REPORT OF SPECIAL COMMITTEES, IF ANY

Q. SCHEDULED MEETINGS AND EVENTS

Board of Regents' Meetings

October 7-8, 1982	U. T. Arlington
December 2-3, 1982	Austin

Holidays

(1982)	(1983)
September 6 (Labor Day)	February 21 (George Washington's Birthday)
October 11 (Columbus Day)	April 1 (Good Friday - afternoon)
November 25 (Thanksgiving Day)	May 30 (Memorial Day)
November 26 (Thanksgiving Holiday)	July 4 (Independence Day)
December 22 (Christmas Holiday)	
December 23 (Christmas Holiday)	
December 24 (Christmas Holiday)	
December 31 (New Year's Holiday)	

Other Events

October 22, 1982 Distinguished Alumnus Awards

Commencement - 1982

August 14	U. T. Galveston Allied Health Sciences School
August 22	U. T. Allied Health Sciences School - Dallas

R. OTHER MATTERS

S. ADJOURNMENT

1982 Football Schedule for U. T. Arlington

September 11	7:30 p. m.	Sam Houston State	at Arlington
September 18	6:00 p. m.	Texas A&M	at College Station
September 25	7:00 p. m.	*Northeast Louisiana	at Monroe, La.
October 2	7:30 p. m.	*Louisiana Tech	at Arlington
October 9	7:30 p. m.	North Texas State	at Arlington
October 16	1:30 p. m.	SW Louisiana	at Arlington
October 23	1:30 p. m.	Wichita State	at Wichita, Kansas
October 30	7:30 p. m.	*McNeese State	at Lake Charles, La.
November 6	7:30 p. m.	East Carolina	at Arlington
November 13	1:30 p. m.	*Arkansas State	at Jonesboro, Ark.
November 20	7:00 p. m.	*Lamar	at Beaumont

*Southland Conference Game

1982 Football Schedule for U. T. Austin

September 18	7:00 p. m.	Utah	at Austin
September 25	7:00 p. m.	Missouri	at Austin
October 2	7:30 p. m.	Rice	at Houston
October 9	2:00 p. m.	Oklahoma	at Dallas
October 23	1:00 p. m.	Southern Methodist Univ.	at Austin
October 30	2:00 p. m.	Texas Tech	at Lubbock
November 6	1:00 p. m.	Houston	at Austin
November 13	2:00 p. m.	TCU	at Fort Worth
November 20	2:00 p. m.	Baylor	at Waco
November 25	1:00 p. m.	Texas A&M	at Austin
December 4	*	Arkansas	at Austin

*Time not definitely designated

1982 Football Schedule for U. T. El Paso

September 4	7:30 p. m.	New Mexico State	at Las Cruces
September 11	1:30 p. m.	University of Washington	at Seattle
September 18	7:30 p. m.	Southern Methodist	at El Paso
September 25	7:30 p. m.	University of Hawaii	at Honolulu
October 2	7:30 p. m.	Brigham Young	at El Paso
October 9	7:30 p. m.	Nevada-Las Vegas	at Las Vegas
October 16	7:30 p. m.	Arizona State University	at Tempe
October 23	7:30 p. m.	Air Force	at El Paso
October 30	1:30 p. m.	Colorado State	at Fort Collins
November 6	7:30 p. m.	New Mexico	at El Paso
November 13	7:30 p. m.	Utah	at El Paso
November 20	7:30 p. m.	Wyoming	at El Paso

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