

MATERIAL SUPPORTING THE AGENDA

Volume XXa

September 1972 - December 1972

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on September 11, October 20, and December 8, 1972.

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

- (1) white paper - for the documentation of all items that were presented before the deadline date
- (2) blue paper - all items submitted to the Executive Session of the Committee of the Whole and distributed only to the Regents, Chancellor, and Chancellor Emeritus
- (3) yellow paper - emergency items distributed at the meeting.

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

Betty James Hedford

* There was a called meeting on Nov. 4, 1972, for which there was no MSA.



THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting

Agenda

Meeting Date: September 11, 1972

Meeting No.: 703

Name: Official Copy

~~Handwritten notes and signatures, including "B+4" and "W. Wood" with various initials and lines.~~

CALENDAR
BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

September 11, 1972

* Place: The University of Texas at Dallas
Dallas, Texas

Meeting Room: Founders North Building,
Cafeteria on First Floor

Monday, September 11, 1972. --The order of the meetings is set out
below:

9:00 a. m.	Meeting of the Board Special Order: Report by President Jordan on Development at U. T. Dallas
9:30 a. m.	System Administration Committee Academic and Developmental Affairs Committee Buildings and Grounds Committee Medical Affairs Committee Committee of the Whole
12:00 noon	Meeting of the Board Special Order: To Consider Sale of Board of Regents of U. T. System, M. D. Anderson Endowment and Hospital Revenue Bonds, Series 1972, \$16, 000, 000
12:15 p. m.	Lunch
1:15 p. m.	Land and Investment Committee Committee of the Whole (if work is not finished prior to lunch) Meeting of the Board

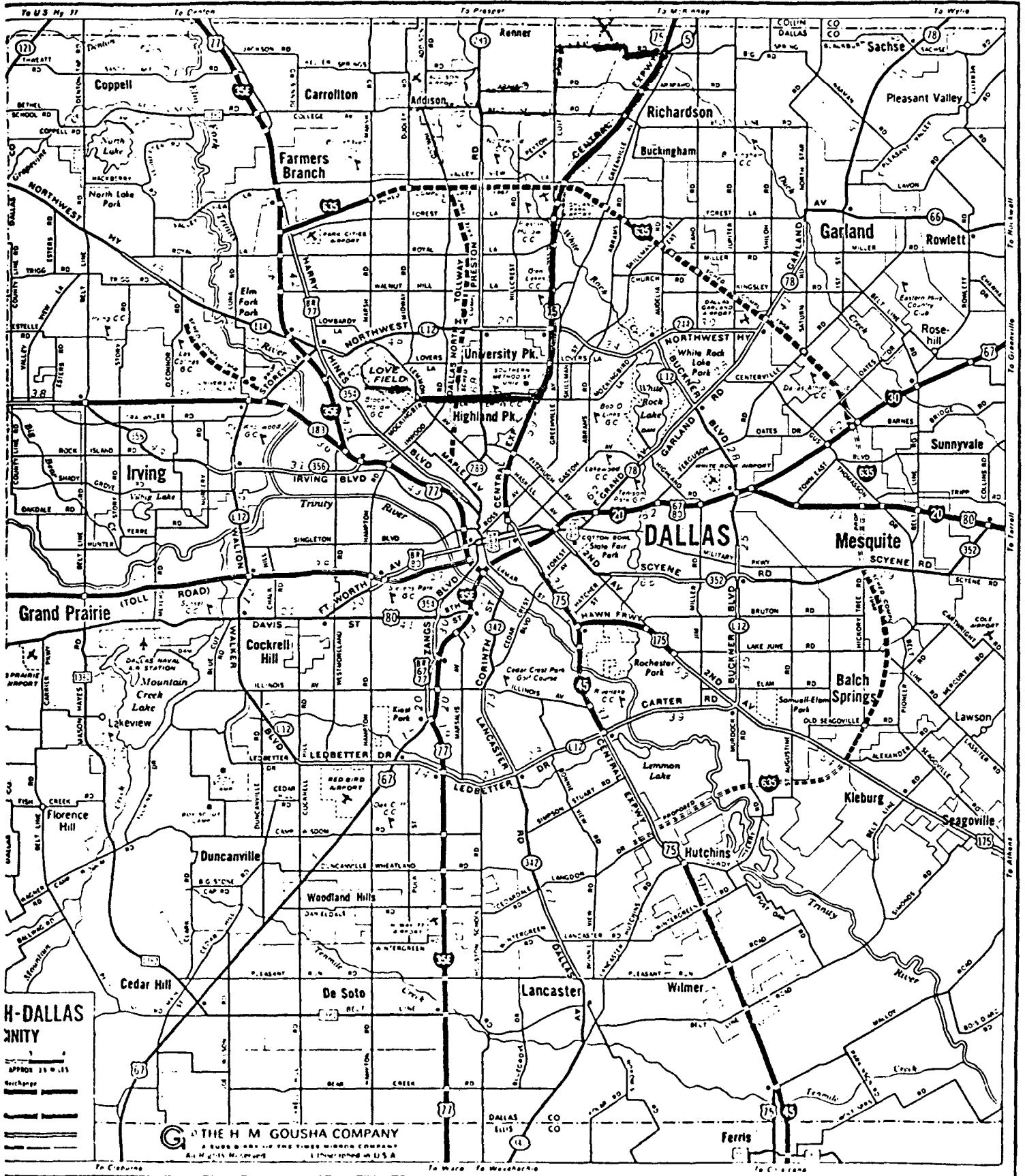
Telephone Numbers

Sheraton-Dallas Hotel	748-6211
Airlines:	
American	821-3221
Braniff International	357-9511
Continental	826-6810
Texas International	826-2000
Regent Williams - Office	741-1321
President Jordan - Office	231-1471, ext. 201
President Sprague - Office	631-3220, ext. 601
Dallas Transit Company	827-3400

*On the following page is a map showing the location of U. T. Dallas.

Turn left off Central Expressway at
Exit 26-Campbell Road and proceed
to U. T. Dallas

U.T. Dallas



System Administration Committee

SYSTEM ADMINISTRATION COMMITTEE

Date: September 11, 1972

Time: 9:30 a. m.

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

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2. U. T. Austin - Balcones Research Center - Sub-Sonic Wind Tunnel Building: Revised Project Cost, Sources of Appropriation and Additional Appropriation Therefor (3-B&G-71)	2

REPORT OF ITEMS SUBMITTED TO
SYSTEM ADMINISTRATION COMMITTEE

Since the last report on July 21, 1972, of the System Administration Committee, the following recommendations of the Administration were circulated to the members of the System Administration Committee and no exceptions were registered. These recommendations are herewith submitted for formal approval by the System Administration Committee:

1. U. T. Austin: Amendments to the Operating Budget for Student Publications (6-M-71). --It is recommended by President Spurr, concurred in by System Administration, that approval be given to the actions taken on June 15, 1972, by the Board of Operating Trustees of Student Publications at The University of Texas at Austin regarding budgetary matters in Motion No. 6, as quoted below:

"Motion No. 6: Singer moved, and it was seconded, that the proposed amendments (set out in Item VII below) be adopted for the budgets, and the amendment to the 72-73 budgets be forwarded at the proper time. This motion passed with unanimous approval."

"VII. CONSIDERATION OF BUDGET AMENDMENTS. Edmonds called the board's attention to a dittoed proposal of amendments to the 1971-72 budgets, which would only transfer money from one account to another and would leave the net balance the same. Following are the three items in the budget which require changes:

- "1. Transfer \$1,100 from Summer Texan, Summer Directory under "Other Operating Expenses" to a new account under Summer Texan wages called "Summer Directory" wages.
- "2. Transfer \$1,400 from The Daily Texan Newsprint Expenses under "Other Operating Expenses" to The Summer Texan "Wages" account, with \$1,000 for printing wages and \$400 for advertising commission.
- "3. Add the position "Secretary" to The Daily Texan Salary roster for July and August 1972 at a rate of \$382 per month. Transfer \$764 from Circulation wages to cover the salary for the two months.

"Edmonds also said that the 1972-73 budgets would need to be amended to add the new position of Secretary at a total cost of \$4,800."

2. U. T. Austin - Balcones Research Center - Sub-Sonic Wind Tunnel Building: Revised Project Cost, Sources of Appropriation and Additional Appropriation Therefor (3-B&G-71). --

WHEREAS, The Board of Regents at its meeting held on June 9, 1972, authorized the construction of a Sub-Sonic Wind Tunnel Building of approximately 2,400 square feet to house previously purchased equipment at the Balcones Research Center at The University of Texas at Austin and appropriated \$12,500 for this project;

WHEREAS, The Department of Aerospace Engineering and Engineering Mechanics and U. T. Austin Physical Plant personnel have expedited efforts to obtain the materials and technical assistance necessary within the \$12,500;

WHEREAS, Three quotations were received, the lowest of which was \$14,533 and attempts to obtain lower quotations have been unsuccessful, and

WHEREAS, The appropriated funds are lapsible within the current fiscal year:

BE IT RESOLVED, That the project cost be increased to \$14,533 and the appropriations revised to come from the following sources:

College of Engineering Equipment Account No. 14-3095-2080	\$ 7,500
Aerospace Engineering Wind Tunnel MO&E - Account No. 14-3005-2150	3,423
Wind Tunnel Facility Renovation Account No. 14-3005-2155	<u>3,610</u>
Total	<u><u>\$14,533</u></u>

**Academic and Developmental Affairs
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE

Date: September 11, 1972

Time: Following the meeting of the System Administration
Committee

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

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1. U. T. System: <u>Chancellor's Docket No. 58</u>	Below
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1. U. T. System: Chancellor's Docket No. 58. -- Chancellor's Docket No. 58 was mailed by the Secretary to each member of the Board of Regents on Friday, August 18, 1972. The ballots are due in the Secretary's Office at the close of business on September 5, 1972. The docket will be formally considered by the Academic and Developmental Affairs Committee with any exceptions thereto reported and referred to the Executive Session of the Committee of the Whole.

2. U. T. Austin: Proposed Bachelor of Science Degree in Advertising and Department of Advertising. --

Chancellor LeMaistre concurs in President Spurr's recommendation that approval be given to change the existing course sequence in advertising to a Bachelor of Science degree in Advertising at U.T. Austin. The proposed program will involve no new courses, library costs, or additional faculty for its inception.

The Chancellor further concurs in President Spurr's proposal that a separate Department of Advertising be authorized to give administrative direction and support to the School of Communication's work in the field of advertising. Additional annual costs not to exceed \$10,000 will be required to fund this administrative change.

Subsequent to Regental action both proposals will be submitted to the Coordinating Board for approval.

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

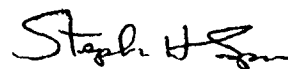
Dear Dr. LeMaistre:

On June 19, 1972, the University Council voted to adopt a proposal of the School of Communication to change the existing sequence in advertising to a new bachelor of science degree program and to establish a separate Department of Advertising. I am attaching a copy of Dr. Forest Hill's letter transmitting these actions to me as well as complete statements of both proposals.

These proposals have been under consideration for a considerable period of time. The new degree program received unanimous approval from the faculty in the Department of Journalism and from the general faculty in the School of Communication last fall. Our analysis, confirmed by Dean Wayne Danielson, indicates that no new funds for faculty salaries, library costs, and starting expenses will be required for the degree program. The corresponding creation of the Department of Advertising would involve modest additional funding not to exceed \$10,000 to cover the required administrative support. I certify that funds are available for this purpose.

Both proposals have my full approval and support. It is our hope that final endorsement can be received to permit implementation of the new degree program and the new administrative structure in the School of Communication for the 1973-74 academic year.

Sincerely,



Stephen H. Spurr

SHS:mp
cc: Dr. Forest Hill
Dr. Peter Flawn
Dean Wayne Danielson

Attachments

3. U. T. Austin: Proposed Ph. D. in Social Work. --

Chancellor LeMaistre concurs in President Spurr's recommendation that the Board of Regents approve the establishment of a Ph.D. in Social Work at U. T. Austin. This program has been developed over the past two years and has been carefully reviewed by a panel of outside consultants and the administrative staff at U. T. Austin and the U. T. System. President Spurr's letter following summarizes the background on the development of this program.

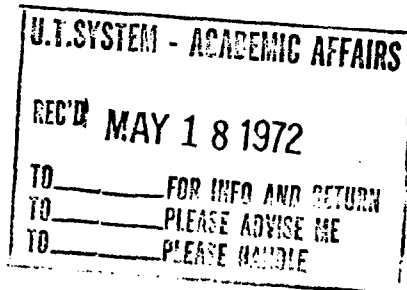
Subsequent to action by the Board of Regents it will be submitted to the Coordinating Board for approval.

President

May 17, 1972

haley

Dr. Kenneth H. Ashworth
Vice Chancellor for Academic Affairs
The University of Texas System
O. Henry Hall



Dear Ken:

I write to summarize the history of our current proposal for a Ph.D. in Social Work that has been submitted for your approval.

In December 1969, the Graduate Assembly of the University of Texas at Austin approved a proposal for a program leading to the Ph.D. degree in Social Work. In February 1970, the Graduate Dean expressed his view that this University needed a doctoral level degree in Social Work and recommended an external review of the proposed program. The External Review Committee, chaired by Nathan E. Cohen, submitted their report in July of 1970. Because of reservations expressed by the Committee, the President asked the Chancellor to return the proposal for further institutional review and study. As you know, a principal concern of the External Review Committee was that, as then proposed, the program did not contain a sufficiently strong research element directed to a social problems approach. The Committee recommended that the faculty be strengthened through additional senior appointments. In October 1970, the faculty of the School of Social Work and faculty members in other interested schools and departments responded to the report of the External Review Committee. You have, I believe, studied both the report of the External Review Committee and our internal faculty response to it.

In a further attempt to meet the concerns of the External Review Committee, the President allocated a new senior position to the School of Social Work in 1971-72, and Dean Otis, through his internal resources, created a second senior position. Both of these positions have been filled by what we believe are strong appointments. Professor Ron Bounous was Director of the Doctoral Program in Social Work at Ohio State; Professor William Hill was Research Director for Special Programs of the Family Service Association of America. The President has committed another new position to the School of Social Work for 1973-74 to further strengthen the program. A revised proposal for the Ph.D. degree in Social Work was prepared in December of 1971.

Dr. Kenneth H. Ashworth
May 17, 1972
Page 2

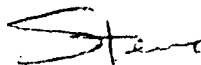
This is the proposal for which we seek approval.

I have had extensive discussions with my staff concerning this proposal, the resources that it will need, and its importance in terms of our overall institutional priorities. We have concluded that at a comprehensive graduate research University, like the University of Texas at Austin, a Graduate School of Social Work must offer a strong doctoral program. We have carefully considered a professional degree such as a Doctorate in Social Work and have concluded that in our academic structure, and because of our desire to promote interdisciplinary programs between schools and colleges, we should endorse the recommendation of the faculty for a Ph.D. in Social Work.

Dean Otis has developed considerable financial support for the pending program. The Hogg Foundation has awarded three doctoral fellowships and the Moody Foundation has confirmed in writing their intent to provide support. Federal funds in the amount of \$250,000 have been committed as of May 1, 1972, to establish a regional research institute in cooperation with UT Medical School at San Antonio. Monies will be available for faculty positions and research assistantships over a five year period.

Therefore, after nearly two years of study, including external and internal review, a projection of the resources required, and consideration of our long-term institutional objectives, I am requesting approval of the proposal.

Sincerely,



Stephen H. Spurr

SHS:jp

4. U. T. Austin: Proposed Affiliation Agreement with the Bexar County Hospital District for Clinical Training in Speech and Hearing Disorders. --

Chancellor LeMaistre concurs in the recommendation of President Spurr that the affiliation agreement set forth on pages 5 through 8 be approved and that following approval by appropriate System Administration officials as to form and content, the Chairman be authorized to execute the agreement.

The agreement will allow the Department of Speech to utilize the Speech and Hearing Clinic of the Bexar County Hospital District for the clinical experience of five students annually, only one of whom will be present at one time.

AGREEMENT

THE STATE OF TEXAS X
 X
COUNTY OF BEXAR X

This AGREEMENT is made and entered into this ____ day of September, 1972, between the Board of Regents of The University of Texas System for and on behalf of The University of Texas at Austin, sometimes herein referred to as "School", and the Bexar County Hospital District, San Antonio, Texas, sometimes herein referred to as "Facility",

WITNESSETH:

WHEREAS, the School and the Facility have the following common objectives: (1) to provide clinical experience in terms of patient and related instruction for students of the School; (2) to improve the overall educational program of the School by providing opportunities for learning experiences that will progress the student to advanced levels of performance; (3) to increase contacts between academic faculties and clinical faculties for fullest utilization of available teaching facilities and expertise; and (4) to establish and operate a Clinical Education Program of the first rank:

NOW, THEREFORE, for and in consideration of the foregoing, the parties agree as follows:

INSTRUCTIONAL PLANNING:

Students registered in the Department of Speech of The University of Texas at Austin may utilize the related hospital department of Bexar County Hospital District for clinical experience. The days, hours, and services available for clinical experience will be planned by the faculty of the Department of Speech in conjunction with the Director of Speech and Hearing Clinic.

THE DEPARTMENT OF SPEECH OF THE UNIVERSITY OF TEXAS AT AUSTIN
will:

1. Arrange for necessary student learning experiences in cooperation with the Director of Speech and Hearing Clinic.
2. Inform students that they are to abide by the policies of the Bexar County Hospital District while using its facilities.
3. Provide schedule(s) indicating days and hours for clinical experience at least six (6) weeks in advance.
4. Be responsible for all administrative functions related to student experience, such as records of rotation, attendance, and proficiency.
5. Evaluate and counsel students with regard to performance.
6. Notify participating students that their appearance and their performance of duty will, at all times, be commensurate with the standards set forth by the Hospital District for its personnel.
7. Inform participating students that the Bexar County Hospital District will not be held responsible for claims, damages, etc., resulting from personal injuries of any kind sustained by said students.
8. Assume full responsibility for any breach of confidence in regards to patients and/or patient records.

BEXAR COUNTY HOSPITAL DISTRICT:

1. Will provide conference room facilities, on an availability basis.
2. Will permit students to use the hospital cafeteria facilities at their own expense.
3. Reserves the right to refuse a student the privilege of completing clinical experience in this Hospital District, if, in the opinion of the department staff, the student is unsafe or otherwise unsuitable.

JOINT RESPONSIBILITIES:

1. Both parties to this agreement will cooperate in providing the student proper learning opportunities.
2. If either party wishes to terminate this agreement, it is understood that notice of at least three (3) months will be given to the other party, and that students involved in the course at the time notice is given shall have the opportunity to fully complete the course of study in progress.
3. This agreement is to be evaluated and reviewed annually by both parties and revisions made as deemed necessary.
4. Any item not specifically mentioned in this agreement will not be assumed by either party.
5. This agreement is for a maximum of five (5) students, with no more than one (1) student being physically present at any one time.
6. Students are not to receive any financial compensation from the Bexar County Hospital District.

TERM OF AGREEMENT, MODIFICATION, TERMINATION:

1. This agreement is for a term of one year and thereafter from year to year unless terminated by either party on ninety days' written notice to the other.
2. It is understood and agreed that the parties to this agreement may revise or modify this agreement by written amendment when both parties agree to such amendments.

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

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary

By _____
Chairman

ATTEST:

BEXAR COUNTY HOSPITAL DISTRICT

Secretary

By _____
(Title)

Approved as to Form:

Approved as to Content:

Buncee Waldrop
University Attorney

Ed Walker
Deputy Chancellor for
Administration

Kenneth H. H. H. H.
Vice-Chancellor for
Academic Affairs

5. U. T. Austin: Proposed Agreement for Academic Year 1972-73
with Travis County Legal Aid and Defender Society. --

At the Board of Regents' meeting on October 22, 1971, an agreement between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas at Austin School of Law, and the Travis County Legal Aid and Defender Society was approved to extend through the 1971-1972 academic year only. Under the terms of that agreement there was to be a "thorough review of the 'clinical' experience under the contract with LADS conducted by a committee appointed by the President of The University of Texas at Austin..."

This review has now been completed with favorable results, and a copy is reproduced on pages 10 through 12.

Based upon this external review, Chancellor LeMaistre concurs in the recommendation of President Spurr that the agreement reproduced on pages 16 through 18 be approved and that the Chairman be authorized to execute the agreement. The funds specified in paragraph III of the agreement are included in the U. T. Austin budget for 1972-1973 as approved by the Board on August 11, 1972.

The agreement is identical to the agreement approved on October 22, 1971, except that:

(1) In paragraph IV, the evaluation report will be submitted not later than July 1, 1973 (changed from July 1, 1972).

(2) In paragraph V, the agreement shall extend through the 1972-1973 academic year only (changed from 1971-1972 academic year.)

(3) Date of execution will be completed based upon currently requested action by the Board.



County of
TRAVIS
STATE OF TEXAS

COUNTY
COURTHOUSE
AUSTIN, TEXAS

JAMES R. MEYERS
DISTRICT JUDGE
126TH JUDICIAL DISTRICT

July 17, 1972

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

Dear Dr. LeMaistre:

The Committee consisting of Lloyd Lochridge, Dean John Neibel and Judge James R. Meyers, appointed by Dr. Stephen Spurr in his letter dated June 6, 1972, has completed its review of the clinical experience provided students attending the University of Texas at Austin School of Law. We each read the article by A. N. Frakt, entitled "Supervising Students in Legal Clinics Outside the Law School" published in the Student Lawyer Journal, April 1971. We undertook the evaluation with the issues raised in that article in mind. We first met on June 23, 1972, with Mr. Hume Cofer and Mr. John F. Sutton, both ex-officio members of the committee, John J. Sampson and John Scanlin who are employed by the Law School in connection with the Clinical Legal Education Program. We next met with nine of the students currently participating in the program to discuss their experiences. At that meeting, neither Mr. Scanlin nor Mr. Sampson were present.

In addition, we reviewed the history of the Legal Aid Program at The University of Texas and talked to some of the District Judges of Travis County who see the operation of the program from another perspective. Finally, we reviewed the 1971 Report of the Legal Aid and Defender's Society to its Board of Directors and the quarterly report of the society to its Board of Directors from February 1, 1972 to April 30, 1972.

We recognize that our specific task, pursuant to the memorandum agreement between the Board of Regents of the University of Texas Systems for and on behalf of The University of Texas at Austin, School of Law and the Travis County Legal Aid and Defender's Society was to review the clinical experience

Dr. Charles A. LeMaistre
July 17, 1972
Page Two

of the students participating in the program since the date of the contract to present. We felt, however, that some background information would help us with the evaluation.

It is our opinion that the students participating in the program are participating in a valuable internship.

With specific reference to the programs raised by Arthur N. Frakt referred to in Paragraph IV of the Contract, we found that the supervision of the students was adequate. In most instances, the students are not only given the opportunity to assume responsibility but they are required to do so since the supervising attorney does not routinely answer the student's questions concerning law problems, but directs the student to examine the authorities to see if he can find the answer himself. The Committee feels that this method of supervision is preferable to a "spoon feeding" method which would not develop self reliance. The required number of hours that a student is assigned to the office for the purpose of interviewing applicants and clients and working on cases is four hours per week. This falls substantially below the amount of time -- that Mr. Frakt felt was required. Our interview with the students revealed, however, that, at least with respect to the students interviewed, they spent substantially more than the required minimum of time. It appeared that most were there at least ten hours per week and several longer.

The District Judges with whom we talked felt that the students probably benefited more by participating in the program than they would benefit from an equal amount of time spent in academic courses.

In the past, the facilities of the Legal Aid and Defender's Society have been less than adequate for a complete clinical experience. The office has been overcrowded, with inadequate space for sufficient privacy to interview clients and with somewhat less than adequate library facilities. With the moving of the Rosewood Office to larger facilities, this condition should improve.

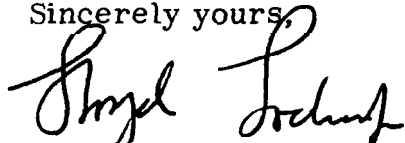
In summary, we do not find the problems that Mr. Frakt suggests in his article. The students engaged in the Law School Clinical Program are not merely functioning in the traditional capacity of law clerks but are experiencing the typical problems and work that a practicing attorney experiences. We believe the experience is valuable to the student and will better prepare him for the practice of law. We reached this conclusion, however, without having had the opportunity to interview attorneys who are now practicing law but who have

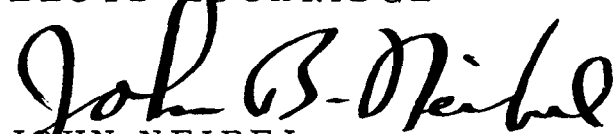
Dr. Charles A. LeMaistre
July 17, 1972
Page Three

previously been through the program. Since the program has changed markedly from what it had been, we did not feel that it would be fair to evaluate the present program by interviewing lawyers who had participated in the earlier and substantially different program. We do believe that if the contract is renewed, it may be advisable in several years to interview a sampling of attorneys who have been through the program as it exists now to see if they feel the clinical experience was valuable to them in their profession.

For whatever value it may be, a summary of our interview with the students is attached.

Sincerely yours,


LLOYD LOCHRIDGE


JOHN NEIBEL


JAMES R. MEYERS

/jl
Enclosure

MEMORANDUM FOLLOWING INTERVIEW
WITH STUDENTS

On July 10, 1972, Lloyd Lochridge, Hume Cofer and I met at about 5:20 p. m. in Mr. Lochridge's office with nine students currently in the Legal Services Program at the University of Texas, School of Law. We visited with them for slightly more than an hour. We did not have individual interviews, but rather sought to encourage group discussion in response to questions from us concerning the program. The discussion was in my view open and frank. I will undertake to summarize my impressions and conclusions as a result of the group interview.

1. Many of the students when they first enrolled in the program felt that supervision was inadequate. After some time spent in the program, however, they realized that they were simply being required to assume some responsibility and instead of asking and being told the answer to legal problems, they were told in effect to look up the law. Their supervision comes primarily from the staff attorneys with more experienced students passing along some of their experiences to newly enrolled students.
2. They have come to realize that many of the problems that are presented to a lawyer are not problems of the law but are social and personal problems which the attorney may be ill equipped to handle, and the attorney may best serve his client by referring the client to someone trained in the

field in which the problem exists. They have also learned that clients lie to lawyers and that the facts are sometimes completely opposite to what the client represents. They learn that sometimes the lawyer must so advise his client and advise his client that the client's position in a particular matter is untenable.

3. In line with Paragraph 2, the students have a fairly mature understanding that at times an attorney must take the unpopular and distasteful side in litigation. Indeed, at times they have represented a side with which they disagree or at least or in doubt as to the merits of their position. The students are assigned initially to interviews with individuals who require legal assistance and most of the student's time is devoted to cases for such individuals.
4. The students have learned that often the client is utterly incapable of analyzing his problem and that it is the attorney's job to draw from the client the pertinent information. I think one of the most beneficial aspects of clinical experience has been their realization that unlike studying law in case books there is no pat, ready-made analysis of the problem when the lawyer interviews the client.
5. The students expressed frustration over their lack of funds to hire experts for the purpose of testifying in particular cases. It is my feeling that this frustration is excellent

conditioning for the practice, although the students do not yet realize it. One student expressed his frustration in being unable to hire a psychiatrist in connection with a dependent and neglected child proceeding and stated in substance "When I get out in practice, my clients will be able to hire the experts necessary to prepare the case". We did not undertake to disillusion him.

6. They find the program stimulates their interest in law school curriculum by relating the case method of study of appellate decision to flesh and blood clients at the practicing level.

Numerous other matters were discussed, but I believe the foregoing covers the clinical aspect of our discussion. There was dis-satisfaction expressed concerning the inadequate facilities, somewhat inadequate library, and in one instance, the supervising attorneys apparently not having confidence in the students to entrust much serious business to him. Also, regret was expressed that the program is not open to a larger number of students.

JAMES R. MEYERS

THE STATE OF TEXAS X
 X
COUNTY OF TRAVIS X

THIS MEMORANDUM AGREEMENT by and between the Board of Regents of The University of Texas System, for and on behalf of The University of Texas at Austin School of Law, hereinafter called University, and Travis County Legal Aid and Defender Society, hereinafter called LADS.

WITNESSETH:

WHEREAS, University recognizes that a law school of the first class should offer its students opportunities to obtain first-hand experience in handling legal problems of the public; and

WHEREAS, LADS represents that it can provide these services;

NOW, THEREFORE, for and in consideration of the mutual benefits and the covenants herein contained, the parties agree as follows:

I.

LADS agrees to furnish all services as may be required from time to time by the University for the purpose of providing clinical legal education and to perform such duties incidental to the clinical legal education program as are required for conforming to the policies and rules of the University. It is recognized that a good law school through the utilization of faculty and interested students must confront the problem of the poor and assist in bringing them into the world of the law and lawyers. It is universally recognized that such a program provides a laboratory for students in the law school for the development of practice skills. Of almost equal importance is the opportunity to contribute toward achieving the ancient and

honored goal of the legal profession of equal justice for the poor. LADS, therefore, agrees to render such services as required by the University so that these functions can be adequately performed.

II.

It is understood and agreed that LADS will conduct its programs and integrate its work in such a manner as to furnish the means by which legal education can be advanced and students better prepared for the practice of law, all of which is in the public interest and is an essential part of the law school function.

III.

University agrees to pay LADS for the services to be rendered a sum not to exceed \$18,000 per year, which sum of money is to be paid to LADS upon invoices submitted to the University which shall be approved by the Dean of The University of Texas at Austin School of Law and the Vice-President for Business Affairs at The University of Texas at Austin. It is contemplated that such invoices shall be for services rendered-- legal and secretarial--and invoices will be submitted, normally on a monthly basis, by LADS to the Dean of The University of Texas at Austin School of Law, who shall forward such invoices for final approval to the Vice-President for Business Affairs at The University of Texas at Austin.

IV.

There shall be a thorough review of "clinical" experience under the contract with LADS conducted by a committee appointed by the President of The University of Texas at Austin, taking into consideration such issues as those raised concerning such programs as discussed in the article, "Supervising Students in Legal Clinics Outside the Law School," by Arthur N. Frakt, in

the April, 1971, issue of Student Lawyer Journal, with a written report on the evaluation submitted to the Chancellor and the Board of Regents not later than July 1, 1973.

V.

This agreement shall become effective immediately upon its execution and shall extend through the 1972-73 academic year only, may be amended by mutual agreement of the parties, and may be terminated by either party upon giving ninety (90) days' written notice to the other.

EXECUTED THIS _____ day of _____, 1972.

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary

By: _____
Chairman

ATTEST:

TRAVIS COUNTY LEGAL AID
AND DEFENDER SOCIETY

By: _____

Approved as to form:

Approved as to content:

University Attorney

Vice-Chancellor for Academic
Affairs

Vice-President for Business
Affairs



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

August 10, 1972

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

Dear Dr. LeMaistre:

I write to recommend a one year extension of our contract with the Travis County Legal Aid and Defender's Society through 1972-73. Under this extension there will be no change in the terms of the contract. We shall pay for services rendered and invoiced, a sum not to exceed \$18,000 for 1972-73.

Based on the recent review of the nature and quality of clinical experience provided to our law students under this contract by a distinguished committee composed of Judge James R. Meyers, Chairman, Dean John Neibel, Mr. Lloyd Lochridge, Mr. Hume Cofer (Ex-Officio), and Mr. John E. Sutton (Ex-Officio) I am convinced that this program is educationally sound and a most important extension of classroom work. I am attaching a copy of the report of Judge Meyers' committee as supporting material for my recommendation.

Sincerely yours,

A handwritten signature in cursive script that reads "Stephen H. Spurr".

Stephen H. Spurr
President

SHS:ph

Attachment

6. U. T. El Paso: Proposed Master of Business Administration Degree. --

Chancellor LeMaistre concurs in President Smiley's recommendation that approval be given to institute a Master of Business Administration degree in the School of Business Administration at U.T. El Paso. The program is designed to prepare candidates for managerial and administrative positions in business rather than primarily for research positions. The proposal was reviewed by a panel of outside consultants and has been reworked to incorporate a number of their recommendations. The Business Department has a current enrollment of 1650 undergraduate students and there is every expectation that this will quickly become a very successful and high quality degree program.

Subsequent to Regental action the proposal will be submitted to the Coordinating Board for approval.



The University of Texas at El Paso

Office of the President

July 26, 1972

ACADEMIC AFFAIRS
OFFICE U.T. SYSTEM

JUL 31 1972

To... retain
To... please call me
To... please handle

Dr. Kenneth Ashworth
Vice-Chancellor for Academic Affairs
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Vice-Chancellor Ashworth:

In compliance with your letter of June 22, 1972, I forward today under separate cover twelve (12) copies of the revised M. B. A. proposal. This proposal has the unreserved support of both Vice-President Hatch and me and we shall be pleased, with Dean Richards' assistance, to supply such further information as you may desire. We shall appreciate your asking for Regents' consideration at the September 11 meeting.

Cordially yours,


J. R. Smiley

c: Vice-President Hatch
Dean Richards
Dean Beasley

7. U. T. Dallas and Dallas Medical School: Proposed Affiliation Agreement with the Callier Hearing and Speech Center of Dallas. --

Chancellor LeMaistre concurs in the recommendations of President Jordan and President Sprague that the Board of Regents approve for execution the proposed affiliation agreement following on pages A&D 22 through 28 between The University of Texas at Dallas, The University of Texas Southwestern Medical School, and the Callier Hearing and Speech Center of Dallas. These parties wish to provide for the cooperative utilization of resources and expertise for programs in teaching and research in human communications disorders.

THE STATE OF TEXAS }
 (
COUNTY OF DALLAS }

This AGREEMENT is executed on _____, 1972, between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for and on behalf of THE UNIVERSITY OF TEXAS AT DALLAS (hereinafter referred to as "University"), and for and on behalf of THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL SCHOOL AT DALLAS (hereinafter referred to as "Medical School"), and the BOARD OF TRUSTEES OF THE CALLIER HEARING AND SPEECH CENTER (hereinafter referred to as "Callier"), WITNESSETH:

WHEREAS, Callier has acquired an excellent faculty for teaching and research in the field of the advanced study of the science of the alleviation of human communication disorders through the study of language and language disorders, hearing and hearing disorders, and speech and speech disorders, and

WHEREAS, Callier has an excellent clinical facility including, in the field of Audiology: 8 audiology suites, 1 impedance room, 1 ENG room, 6 offices; in the field of Speech and Language: 5 therapy rooms, 1 diagnostic room, 4 offices, 1 conference room, 1 waiting room, 2 language labs; in the field of Psychology: 3 offices, 1 testing room; in the field of Deaf Education: 22 classrooms, 1 gym, 1 library, 2 art rooms, 1 teachers workroom, 1 audiovisual lab, 1 TV studio, 10 offices and 5 central areas; and in the area of research: 1 anechoic chamber, 1 reverberation room, 1 conference room, 1 vivarium room, 1 caged washing room, 1 vestibular room, 5 offices, 1 surgery room, 4 labs, 1 photo room, 2 computer rooms, and 1 histology room; and

WHEREAS, University and Medical School already have strong teaching and research capabilities in certain of the basic sciences; and

WHEREAS, cooperative programs are being planned among the University, the Medical School's School of Allied Health Professions, and The University of Texas at Arlington; and

WHEREAS, the University already has firm plans and approvals, in the Fall of 1975, to offer undergraduate degrees in Speech Pathology and Audiology; and

WHEREAS, both monetary savings and better educational products can be realized through cooperative efforts among the University, the Medical School, and Callier;

NOW, THEREFORE, it is agreed as follows:

I. ESTABLISHMENT OF DEGREE PROGRAMS

(1) Graduate Program - The University, the Medical School, and Callier look towards the establishment of a degree at the doctoral level in the advanced study of the science of the alleviation of human communication disorders through the study of language and language disorders, hearing and hearing disorders, and speech and speech disorders, the degree to be jointly offered by The University of Texas Southwestern Medical School and The University of Texas at Dallas upon the recommendation of the faculty in the Graduate Program. The development of such a joint degree program to a great degree depends on the use of faculty and facilities in the field presently developed and to be developed in the future at Callier. The parties agree to work towards the establishment of such a Doctoral Program within the guidelines established herein.

The parties agree that a committee shall be appointed immediately by the heads of the three institutions consisting of one person from the University, one person from the Medical School, and such persons from Callier as may be appointed by the Callier Director. The committee, in consultation with the heads of the three institutions, shall as rapidly as

possible develop a degree program proposal for the establishment of a joint degree at the doctoral level in the advanced study of the science of the alleviation of human communication disorders through the study of language and language disorders, hearing and hearing disorders, and speech and speech disorders for submission (after approval) by the heads of the three institutions to the Board of Regents of The University of Texas System and to the Coordinating Board, Texas College and University System, for approval and subsequent implementation. Such degree program proposal shall be planned so as to make full use of the existing faculty and facilities capabilities of the Medical School, the University, and Callier. The committee may seek such outside consultation and advice concerning the curriculum development as is considered appropriate after consultation with the Callier Director and approval by the other institutional heads.

(2) Undergraduate Degree Program - It is recognized by the parties that the University will, in the Fall of 1975, begin to offer undergraduate degrees in Speech Pathology and Audiology, probably through a cooperative arrangement with the School of Allied Health Professions at the Medical School. The parties agree to work towards an arrangement to be implemented at an appropriate time whereby the staff of Callier would participate in the provision of portions of the didactic curriculum as well as the clinical portion. The arrangements for clinical training will be developed within the guidelines hereinafter set out.

II. JOINT ARRANGEMENTS

(1) Joint Appointments - The parties agree that academic status is a strong inducement for attracting well qualified individuals for teaching and research positions at Callier and that academic appointments made by the University or the Medical School for individuals employed by Callier should

include assurances of continued employment consistent with the rules and regulations of the Board of Regents of the University and the Medical School and the policies of Callier. Academic appointments will be made by Callier, the University, or the Medical School and appointments will be granted after mutual institutional agreement on an individual basis, subject to the approval of the person by the other parties and the development of satisfactory arrangements covering the financial obligations accompanying all appointments.

(2) Clinical Training

(a) Callier agrees to provide, through coordination with the School of Allied Health Professions if appropriate, clinical training for the Bachelor of Science programs at The University of Texas at Dallas in Speech Pathology and Audiology.

(b) The period of time for each student's clinical education will be mutually agreed upon a reasonable period of time before the beginning of the clinical education program.

(c) The number of students eligible to participate in the clinical education program will be mutually agreed upon by the parties and may be altered by mutual agreement.

(3) Responsibilities of The University

(a) The University will send the name, biographical data, and a report of health status of each student to Callier a reasonable period of time before the beginning date of the clinical education program.

(b) The University is responsible for supplying any additional information required by Callier on students prior to their arrival.

(c) The University will assign to Callier only those students who have satisfactorily completed the pre-requisite didactic portion of the curriculum.

(d) The University will designate a faculty member to coordinate with a designee of Callier the assignment to be assumed by the student participating in the clinical education program.

(e) The University will enforce rules and regulations governing students that are mutually agreed upon by the University and Callier.

(4) Responsibilities of Callier

(a) Callier shall provide a jointly-planned, supervised program of clinical experience.

(b) Callier shall maintain complete records and reports on each student's performance and provide an evaluation to the University on forms provided by the University.

(c) Callier may request the University to withdraw from the clinical education any student whose performance is unsatisfactory, whose personal characteristics prevent desirable relationships within Callier, or whose health status is a detriment to the student's successful completion of the clinical education assignment.

(d) Callier shall, on reasonable request, permit the inspection of the clinical facilities, services available for clinical experiences, student records, and such other items pertaining to the clinical education program by any department or agency charged with the responsibility for accreditation of the curriculum.

(e) Callier shall designate and submit in writing to the University for acceptance the name and professional and academic credentials of a person to be responsible for the clinical education program. That person shall be called the Clinical Education Supervisor.

(f) Callier shall immediately notify the University in writing of any proposed change of the Clinical Education Supervisor.

(5) Responsibility of the Student

The student

- (a) is responsible for following the administrative policies of Callier;
- (b) is responsible for providing the necessary and appropriate uniforms required but not provided by Callier;
- (c) is responsible for his own transportation and living arrangements when not provided for by Callier;
- (d) is responsible for reporting to Callier on time and following all established regulations during the regularly scheduled operating hours of Callier; and
- (e) will not submit for publication any material relating to the clinical education experience without prior written approval of Callier and the University.

III. JOINT SPONSORSHIP OF RESEARCH ACTIVITIES

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

IV. EXTENT OF AFFILIATION AT THE DEPARTMENTAL LEVEL

A major purpose of this agreement is to establish a broad framework of institutional policies to facilitate

cooperation between the University, the Medical School, and Callier at the departmental level. The initiative for establishing departmental level affiliation and working relationships is vested in the respective departmental level heads at the University, the Medical School, and Callier. Before implementation, any such affiliations or working relationships are subject to appropriate action by the respective institutional heads and the governing bodies of the institutions.

V. AMENDMENT AND DURATION

This agreement may be amended by mutual agreement of the parties at any time. The agreement is for a term of one year from the date of this agreement and thereafter from year to year unless terminated by either party by giving six months' advance notice to the other party by certified mail.

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

ATTEST: BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Secretary By _____ Chairman

ATTEST: BOARD OF TRUSTEES, CALLIER HEARING AND SPEECH CENTER

Secretary By _____ President

Approved as to Content:
Kenneth H. Alshworth
Vice-Chancellor for Academic Affairs, The U.T. System
Carlton Allen
Deputy Chancellor for Administration, The U.T. System

H. H. Kinsley
Vice-Chancellor for Health Affairs, The U.T. System

Director, Callier Hearing and Speech Center

Approved as to Form:
Dennis Waldrop
University Attorney

8. U. T. Dallas and Galveston Medical Branch: Dual Positions Pursuant to Article 6252-9a, Vernon's Texas Civil Statutes.--

It is recommended that an appropriate resolution be adopted in connection with the service of each individual on each of the state or federal boards listed on the attached. This resolution is pursuant to Article 6252-9a, Vernon's Texas Civil Statutes.

NAME	CLASSIFICATION	BOARD OR COMMISSION AND COMPENSATION
<u>The University of Texas Medical Branch at Galveston</u>		
William D. Willis, M.D.	Chief, Comparative Marine Neurobiology Division, The Marine Biomedical Institute	Member - Neurological Disorders Program-Review Committee of the National Institutes of Health. Compensation - \$100 per day and transportation costs.
<u>The University of Texas at Dallas</u>		
Francis S. Johnson, Ph.D.	Executive Director, Center for Advanced Studies	Member - Space Science and Technology Panel of the President's Science Advisory Committee. Compensation - none; travel expenses reimbursed.

Buildings & Grounds Committee

Architects: ↔

Fred Moerkie

Carl Kamrath

Larry Borgett

Dunter Koetter

M. L. Koetter

B&G - money received from Fed. Govt.

- 9.5 Dental School San Antonio
- 6.8 Public Health School
- 5.5 Children's Hospital, Galveston

Nothing for DMS or HMS - maybe later

Less 270

Architects:

J. P. McCalley Co.

Richard Byrnie -
Landscape Arch.

Machine

BUILDINGS AND GROUNDS COMMITTEE

Date: September 11, 1972

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

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

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U. T. AUSTIN

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1. U. T. AUSTIN - APPROVAL OF INSCRIPTION ON PLAQUE FOR WEST SIDE EXPANSION OF MEMORIAL STADIUM AND BUILDING TO HOUSE PHYSICAL EDUCATION FACILITIES AND OFFICES.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the West Side Expansion of Memorial Stadium and Building to House Physical Education Facilities and Offices at The University of Texas at Austin. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

WEST SIDE EXPANSION OF MEMORIAL STADIUM AND BUILDING
TO HOUSE PHYSICAL EDUCATION FACILITIES AND OFFICES
1969

BOARD OF REGENTS

Frank C. Erwin, Jr., Chairman
Jack S. Josey, Vice-Chairman
W. H. Bauer
Jenkins Garrett
Frank N. Ikard
Joe M. Kilgore
John Peace
Dan C. Williams
E. T. Ximenes, M. D.

Harry H. Ransom, Chancellor
The University of Texas System
Norman Hackerman, President,
The University of Texas at Austin

William H. Wade, Chairman, Faculty
Building Advisory Committee, The
University of Texas at Austin

Osborn Engineering Company; Lockwood,
Andrews, and Newnam; and Osborn and
Papesh, Project Engineers and
Architects
Lyda, Inc., and H. A. Lott, Inc.,
Contractor

2. U. T. AUSTIN - APPROVAL OF INSCRIPTION ON PLAQUE FOR SCHOOL OF COMMUNICATION BUILDING AND TEXAS STUDENT PUBLICATIONS BUILDING.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the School of Communication Building and Texas Student Publications Building at The University of Texas at Austin. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

~~SCHOOL OF COMMUNICATION BUILDING AND TEXAS~~
~~STUDENT PUBLICATIONS BUILDING~~
1970

BOARD OF REGENTS

Frank C. Erwin, Jr., Chairman
W. H. Bauer
Jenkins Garrett
Frank N. Ikard
Jack S. Josey
Joe M. Kilgore
John Peace
Dan C. Williams
E. T. Ximenes, M. D.

Harry H. Ransom, Chancellor,
The University of Texas System
Bryce Jordan, President ad interim,
The University of Texas at Austin

William H. Wade, Chairman, Faculty
Building Advisory Committee, The
University of Texas at Austin

Ford, Powell, and Carson, Project
Architects
B. L. McGee Construction Company
and B. L. McGee, Inc., Contractor

✓ 3. U. T. AUSTIN - DEDICATION OF THE SCOREBOARD PYLON AT MEMORIAL STADIUM TO THE MEMORY OF FREDDIE STEINMARK AND AUTHORIZATION FOR THE INSTALLATION OF AN APPROPRIATE PLAQUE.--President Spurr endorses the recommendation of the Athletics Council that the new scoreboard pylon at Memorial Stadium be dedicated to the memory of Freddie Steinmark, an outstanding football player, who was stricken with cancer at the height of his career. Freddie's courage and dignity during his illness, before his passing on June 6, 1971, continue to be inspirational to all of us.

System Administration recommends that the Board, to commemorate the inspiration of Freddie Steinmark, dedicate the scoreboard pylon at Memorial Stadium to his memory and authorize the installation of an appropriate plaque identifying the pylon as a memorial to Freddie Steinmark.

Exec ✓ 4. U. T. AUSTIN - NAMING OF BUILDING TO HOUSE PHYSICAL EDUCATION FACILITIES AND OFFICES (IN CONNECTION WITH WEST SIDE EXPANSION OF MEMORIAL STADIUM).--L. Theo Belmont was Professor and Director Emeritus of Physical Training for Men at The University of Texas at Austin when he died on December 27, 1967. Mr. Belmont had a distinguished career with U. T. Austin serving as Athletic Director, Director of the Department for Physical Instruction, and Director of Intramural Sports. He devoted his life to athletics and physical education and most of it in a leadership role at U. T. Austin. He was directly involved in the organization and development of the Southwest Conference Athletic Association, in raising funds for the building of the initial Memorial Stadium, in the development of physical and health education, physical instruction, and intramural sports on the Austin campus.

The Chairman of the Department of Physical Instruction at U. T. Austin, Dr. Stan Burnham, has recommended and President Spurr concurs that the Physical Education Facilities and Offices being completed under the west side of Memorial Stadium be designated as the L. Theo Belmont Physical Education Building.

By the time the building is accepted and occupied Mr. Belmont will have been deceased for approximately five years and System Administration recommends that the Board of Regents name the P. E. Building as recommended by the U. T. Austin Administration.

Exec ✓ 5. U. T. AUSTIN - AUTHORIZATION FOR RELOCATION OF CLARK FIELD BASEBALL FACILITY, APPOINTMENT OF ARCHITECT AND APPROPRIATION THEREFOR.--As a result of the site designation for the proposed College of Fine Arts and Performing Arts Center approved by the Board at the April 29, 1972 meeting, the relocation of Clark Field has been studied by the Office of Facilities Planning and Construction to provide for timely clearing of the proposed Fine Arts site and the construction of a new baseball facility at another appropriate location.

President Spurr and System Administration recommend that the Board:

- a. Approve the relocation of Clark Field to a site east of I. H. 35 on U. T. Austin land located between 19th Street and Manor Road.
- b. Appoint a Project Architect from a list to be submitted at the meeting with authorization for the preparation of preliminary plans to be brought to the Board at a future meeting.
- c. Appropriate \$15,000.00 from the proceeds of Permanent University Fund Bonds for necessary topographic surveys, miscellaneous expenses and fees through the preparation of preliminary plans.

✓ 6. U. T. AUSTIN - 50 METER INDOOR SWIMMING FACILITY (SITE SELECTED) AND PARKING LOT AT 19TH STREET AND TRINITY STREET AUTHORIZED AND APPROPRIATION THEREFOR. --In accordance with authorization for the 50 Meter Indoor Swimming Facility made by the Board on April 29, 1972, investigations and studies (authorized April 17, 1970) accomplished by the Office of Facilities Planning and Construction and the Project Architect, Fisher and Spillman, have indicated advantages of locating the pool facility north of 19th Street adjacent to the University Junior High School Building.

President Spurr and System Administration recommend that the Board:

- a. Approve the site location for the 50 Meter Indoor Swimming Facility north of 19th Street adjacent to University Junior High School.
- b. Authorize the Office of Facilities Planning and Construction to prepare plans and specifications for a parking lot for approximately 200 cars, as a replacement for the spaces used for the building, at an estimated total project cost of \$30,000.00 in the area west of the Collections Deposit Library and bounded by 19th Street and Trinity Street. These plans and specifications will be brought to the Board for approval at a future meeting.
- c. Appropriate \$3,000.00 from proceeds of Permanent University Fund Bonds for necessary topographic survey, soil investigation and miscellaneous expenses through the preparation of final plans and specifications.

✓ 7. U. T. AUSTIN - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR A BUILDING FOR THE GRADUATE SCHOOL OF BUSINESS AND AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' Meeting held on February 4, 1972, final plans and specifications for the Graduate School of Business Building at The University of Texas at Austin have been prepared by the Project Architect, Kenneth Bentsen, Houston, Texas. These final plans and specifications have been approved by President Spurr and System Administration, and it is recommended that:

- a. The Board approve the final plans and specifications
- b. The Board authorize the Director of the Office of Facilities Planning and Construction to advertise for bids subject to Federal Granting Agency clearances and completion of OFPC final review. Bids will be presented to the Board for consideration at a later date.

These plans and specifications cover a building of approximately 146,000 gross square feet at the Project Architect's final estimated construction cost of \$5,070,170.00 and at an estimated total project cost of \$6,000,000.00, with funds contemplated to come from the proceeds from Building Use Fee Bonds, Title III Interest-Loan Subsidy Grant and private gift money.

8. U. T. AUSTIN - APPROVAL OF FINAL PLANS FOR ENGINEERING TEACHING CENTER II AND ADDITIONAL APPROPRIATION THEREFOR; DELAY IN ADVERTISING FOR BIDS. -- In accordance with authorization given at the Regents' Meetings held on December 12, 1969 and October 23, 1970, final plans and specifications for Engineering Teaching Center II at U. T. Austin have been prepared by the Project Architect, Page-Southerland-Page of Austin, Texas. These final plans and specifications covering a building of approximately 135,000 gross square feet at an estimated construction cost of \$4,800,000.00 were authorized by the Board at the same time as those for Engineering Teaching Center I, and Dean Gloyna of the College of Engineering was authorized to solicit funds necessary for the construction of Engineering Teaching Center II. It is recommended by President Spurr and System Administration that the final plans and specifications be approved and that \$46,700 be appropriated from Permanent University Fund Bond proceeds to cover the Architect's fees and miscellaneous expenses through the stage of final plans and specifications. Advertising for bids will be delayed until the funding necessary for the construction of the project has been completed.

9. U. T. AUSTIN - MCDONALD OBSERVATORY - HOUSING DEVELOPMENT: RATIFICATION OF COMMITTEE'S APPROVAL OF FINAL PLANS AND SPECIFICATIONS AND AUTHORIZATION TO COMMITTEE TO AWARD CONTRACT. --In accordance with authorizations given at the Regents' meetings held June 9, 1972, and July 21, 1972, final plans and specifications completed by the Project Architect, Dale Selzer Associates, Dallas, Texas, were approved by the committee composed of Vice-President Colvin, Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace. Under the authorization given on July 21, 1972, the Office of Facilities Planning and Construction was directed to advertise for bids. In order that a contract award may be made prior to the meeting to be held October 20, 1972, it is recommended by President Spurr and System Administration that the committee be further authorized to award a contract for this project within the approved total project cost of \$990,000.00.

10. U. T. ARLINGTON - APPROVAL OF EASEMENT TO TEXAS ELECTRIC COMPANY FOR AN UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM.--In order to remove the overhead electric service now serving the Physical Plant on the West Campus Area, Texas Electric Service Company has requested a ten foot (10') wide, underground electric distribution easement, approximately three hundred (300') feet in length, over, across and under a 48.195 acre tract of land out of the Owen Medlin Survey, Abstract No. 1043, Tarrant County, Texas. The easement is more fully described by metes and bounds in the easement document, which will be available for examination at the Board meeting.

It is recommended by President Harrison and System Administration that approval be given by the Board for such an easement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to legal form by a University attorney.

11. U. T. DALLAS, U. T. SAN ANTONIO, AND U. T. PERMIAN BASIN - CENTRAL ENERGY PLANTS - APPROVAL OF FINAL PLANS AND SPECIFICATIONS, AUTHORIZATION TO DEPUTY CHANCELLOR AND CHAIRMAN OF BUILDINGS AND GROUNDS COMMITTEE TO APPROVE SERVICE AGREEMENT, AND AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' Meeting held December 3, 1971, final plans and specifications for the construction of the three central energy plants at U. T. Dallas, U. T. Permian Basin and U. T. San Antonio have been completed by B. Segall, Jr., the Project Engineer. Further, in accordance with authorization given at the Regents' Meeting held June 4, 1971, to secure bids from companies in the commercial energy field to provide chilled water and steam for the three new campuses, a Service Agree-

Copy to

ment for each campus has been prepared to issue to prospective bidders. The Service Agreement invites prospective bidders to submit proposals to build, own and operate at their own expense a central energy plant on leased land at the campus and to furnish chilled water and steam at a rate to be proposed by each bidder. Each plant is to be built in accordance with the final plans and specifications mentioned above. On the twenty-fifth anniversary of the Service Agreement, the central energy plant will become the property of the Board of Regents.

System Administration recommends that the Board take the following actions:

- a. Approve the final plans and specifications for construction of the central energy plants for each of the three campuses.
- b. Authorize the Deputy Chancellor for Administration and the Chairman of the Buildings and Grounds Committee to approve the Service Agreement as a part of the bidding documents.
- c. Authorize advertising for proposals which will be presented to the Board at a later date.

12. DALLAS MEDICAL SCHOOL - RATIFICATION OF AWARD OF CONTRACT TO LEE-EMMERT, A CORPORATION, FOR COMPLETION OF UNFINISHED GROUND FLOOR SPACE IN BASIC SCIENCE RESEARCH BUILDING AND APPROPRIATION THEREFOR.--In accordance with the authorization given at the Regents' Meeting held February 4, 1972, bids were called for and were received, opened, and tabulated on August 2, 1972, as shown below for Completion of Unfinished Ground Floor Space in the Basic Science Research Building, The University of Texas Southwestern Medical School at Dallas:

Bidder	Base Bid	Add Alternate No. 1
T. C. Bateson Construction Co. Bateson-Cheves Construction Co. A Joint Venture, Dallas, Texas	\$278,000.00	\$40,000.00
Patt H. Delk, General Contractor, Mesquite, Texas	310,889.00	47,212.00
Joe Funk Construction Engineers, Inc., Dallas, Texas	265,000.00	34,500.00
Kugler-Morris, General Contractors, Inc., Dallas, Texas	257,500.00	29,950.00
Lee-Emmert, A Corporation, Richardson, Texas	251,000.00	22,000.00

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

The Special Committee appointed at the Regents' Meeting held June 9, 1972, consisting of Dean Sprague, Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace, has awarded a contract for the Base Bid and Additive Alternate No. 1 in the amount of \$273,000.00 to the low bidder, Lee-Emmert, A Corporation, Richardson, Texas. This contract award, together with Architect's Fees thereon, movable furniture and equipment, contingency funds, air balancing and miscellaneous expenses is within the total estimated cost of \$376,000.00, which has been approved previously. It is recommended that the Board ratify the action of the Special Committee as outlined above and appropriate \$130,000 from Dallas Medical School Unexpended Plant Funds for the completion of this project (\$246,000 having been previously appropriated).

✓ 13. DALLAS MEDICAL SCHOOL - APPROVAL OF EASEMENTS TO DALLAS POWER AND LIGHT COMPANY AND SOUTHWESTERN BELL TELEPHONE COMPANY FOR OVERHEAD SERVICE LINE. --In order to provide electrical service to the North Texas Regional Computer Center, Dallas Power and Light Company and Southwestern Bell Telephone Company have requested overhead easements, fourteen feet (14') wide, approximately fifty-nine feet (59') in length, over, across and under that certain tract of land in the City of Dallas, Block 6057, containing 73,245 square feet conveyed to the Board of Regents of The University of Texas System, in a deed recorded in Volume 72082, Page 1171, Deed Records of Dallas County, Texas. The easements are more fully described by metes and bounds in the easement documents which will be available for examination at the Board meeting.

It is recommended by Dean Sprague and System Administration that approval be given by the Board for such easements to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to form by a University attorney.

✓ 14. DALLAS MEDICAL SCHOOL - AUTHORIZATION FOR CONSTRUCTION OF A PARKING STRUCTURE, APPOINTMENT OF PROJECT ARCHITECT AND APPROPRIATION THEREFOR.--The Phase I Expansion program now under construction at The University of Texas Southwestern Medical School at Dallas has greatly reduced the parking facilities previously available on surface lots. The anticipated increase in student enrollment with an entering class of 200 students and additional faculty and staff personnel has necessitated consideration of a parking structure. Investigations made by the Office of Facilities Planning and Construction indicate a total project cost of \$1,300,000.00 for a facility to accommodate approximately 600 cars at a location proposed in the current campus development plan. Anticipated funding will be available from a Southwestern Medical Foundation grant, Dallas Medical School Unexpended Plant Funds, and parking fee revenue.

W. S. M. F. FOUNDATION
B. S. M. F. FOUNDATION

Dean Sprague and System Administration recommend that the Board:

- a. Authorize the construction of a parking facility at an estimated total project cost of \$1,300,000.00.
- b. Appoint a Project Architect from a list to be submitted at the meeting and authorize the preparation of final plans and specifications to be brought to the Board at a future meeting.
- c. Appropriate \$70,000.00 from the Southwestern Medical Foundation grant for fees and miscellaneous expenses through the preparation of final plans and specifications.

✓ 15. SAN ANTONIO MEDICAL SCHOOL - AUTHORIZATION FOR EXPANSION OF EXISTING ANIMAL RUNS AND SHELTER AND APPROPRIATION THEREFOR.--The increased need for laboratory and research animals in the teaching and investigative programs at The University of Texas Medical School at San Antonio require the expansion of quarantine and holding facilities at the Kerrville site. Additional runs and sheltered area comprising 2,673 square feet need to be constructed. The shelter is to be of prefabricated metal and provided with electric radiant heating. The enclosed runs are to be of aluminum tubing and sheets. The total project cost is estimated to be \$27,068.00.

It is recommended by Interim Dean Blocker and System Administration that an appropriation of \$27,068.00 be made from Animal Care Services Department account to cover the cost of this project, and that the Physical Plant staff of the San Antonio Medical School be authorized to proceed with the work necessary to accomplish this expansion.

✓ 16. U. T. PERMIAN BASIN - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR TRANSITION FACILITIES.--In accordance with authorization given at the Regents Meeting held on July 21, 1972, final plans and specifications for the Transition Facilities at The University of Texas of the Permian Basin have been prepared by the Office of Facilities Planning and Construction. These final plans and specifications have been approved by President Amstead and System Administration, and it is recommended that they be approved by the Board, with authorization to the Director of the Office of Facilities Planning and Construction to advertise for bids which will be presented to the Board or the Executive Committee for consideration at a later date. These plans and specifications cover three buildings totaling approximately 32,000 gross square feet at an estimated total project cost of \$453,000.00.

✓ 17. U. T. PERMIAN BASIN - ACCEPTANCE OF THIRD REVISION OF ANNUAL INTEREST GRANT NO. 5-6-00630-0 FOR CLASSROOM-ADMINISTRATION BUILDING.--At the Regents' Meeting held July 30, 1971, Annual Interest Grant No. 5-6-00630-0 for the Classroom-Administration Building at The University of Texas of the Permian Basin in the amount of \$21,460.00 for a period of thirty years on a loan supported amount of \$1,000,000.00 was accepted by the Board. At the Regents' Meeting held March 16, 1972, a revision to Annual Interest Grant No. 5-6-00630-0 was accepted by the Board which increased the annual amount to \$39,440.00 for a period of 30½ years on an increased supported loan amount of \$2,547,000.00. At the Regents' Meeting held on June 9, 1972, a reduction of Annual Interest Grant No. 5-6-00630-0 was accepted by the Board which reduced the annual amount to \$38,131.00.

The Department of Health, Education and Welfare has issued a third revision to Annual Interest Grant No. 5-6-00630-0 to reflect an increase in the principal amount of loan on which an annual interest grant is approved from \$2,547,000.00 to \$3,055,000.00 and an increase in the amount of annual interest grant from \$38,131.00 to \$45,736.00. This grant is for the purpose of paying the excess of interest over and above 3% interest rate on \$3,055,000.00 of General Tuition Revenue Bonds issued for U. T. Permian Basin allocated to the construction of the Classroom-Administration Building and is calculated on an average interest rate of 5.3358% on these bonds.

It is recommended by President Amstead and System Administration that the Board accept the revised grant as outlined above.

✓ 18. GALVESTON MEDICAL BRANCH - AUTHORIZATION OF A PROJECT TO EXTEND UTILITIES TO THE INITIAL FACILITY FOR MARINE BIOMEDICAL INSTITUTE, APPOINTMENT OF ENGINEERS, AND APPROPRIATION FOR FEES AND MISCELLANEOUS EXPENSES.--At the June 9, 1972 meeting of the Board, approval was granted to proceed with the Initial Facility for Marine Biomedical Institute.

Preliminary studies indicate that any future development on the site will call for extension of chilled water and steam lines from the Central Power Plant north across The Strand. If such extension is completed at this time, it will not be necessary to provide separate and isolated service to serve the Initial Facility.

President Blocker and System Administration recommend that the Board approve:

- a. A project to extend utilities, including chilled water and steam from the central power plant, to the site of the Initial Facility for Marine Biomedical Institute.
- b. Appointment of Ray S. Burns and Associates, Consulting Engineers, to develop preliminary plans, specifications, and cost estimates at a fee not to exceed \$5,000.00.
- c. An appropriation of \$5,000.00 from Medical Branch Un-expended Plant Funds Project Allocation Account to pay for engineering fees and miscellaneous costs through the preparation of preliminary plans and specifications and development of cost estimates.

19. GALVESTON MEDICAL BRANCH - APPROVAL OF INSCRIPTION ON PLAQUE FOR MOODY MEDICAL LIBRARY.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the Moody Medical Library at The University of Texas Medical Branch at Galveston. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

MOODY MEDICAL LIBRARY
1969

BOARD OF REGENTS

Frank C. Erwin, Jr., Chairman
Jack S. Josey, Vice-Chairman
W. H. Bauer
Jenkins Garrett
Frank N. Ikard
Joe M. Kilgore
John Peace
Dan C. Williams
E. T. Ximenes, M. D.

Harry H. Ransom, Chancellor, The
University of Texas System
Truman G. Blocker, Jr., M. D.,
President, The University of
Texas Medical Branch at Galveston

O'Neil Ford and Associates, Associate
Architects
Tellepsen Construction Company,
Contractor

20. GALVESTON MEDICAL BRANCH - APPROVAL OF INSCRIPTION ON PLAQUE FOR CLINICAL SCIENCES BUILDING.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the Clinical Sciences Building at The University of Texas Medical Branch at Galveston. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

CLINICAL SCIENCES BUILDING
1968

BOARD OF REGENTS

Frank C. Erwin, Jr., Chairman
Jack S. Josey, Vice-Chairman
W. H. Bauer
Frank N. Ikard
Mrs. J. Lee Johnson III
Joe M. Kilgore
Rabbi Levi A. Olan
John Peace
E. T. Ximenes, M. D.

Harry H. Ransom, Chancellor, The
University of Texas System
Truman G. Blocker, Jr., M. D.,
President, The University of
Texas Medical Branch at Galveston

Brooks, Barr, Graeber, and White,
Consulting Architects
Thomas M. Price, Associate Architect
Tellepsen Construction Company,
Contractor

21. GALVESTON MEDICAL BRANCH - APPROVAL OF INSCRIPTION ON PLAQUE FOR SURGE FACILITY.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the Surge Facility at The University of Texas Medical Branch at Galveston. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

SURGE FACILITY
1972

BOARD OF REGENTS

John Peace, Chairman
Frank N. Ikard, Vice-Chairman
Frank C. Erwin, Jr.
Jenkins Garrett
Mrs. Lyndon B. Johnson
Joe M. Kilgore
A. G. McNeese, Jr.
Joe T. Nelson, M. D.
Dan C. Williams

Charles A. LeMaistre, M. D.,
Chancellor, The University of
Texas System
Truman G. Blocker, Jr., M. D.,
President, The University of
Texas Medical Branch at Galveston

Louis Lloyd Oliver, Project Architect
Eriksson Construction Company,
Contractor

22. GALVESTON MEDICAL BRANCH - ADDITIONS TO JOHN SEALY HOSPITAL PROJECT - AUTHORIZATION FOR REVISED PROJECT SCOPE AND COSTS AND AUTHORIZATION TO PREPARE PRELIMINARY PLANS.--In accordance with Board authorization at the March 16, 1972 meeting to negotiate with Medical Planning Associates of Malibu, California, for medical facility design consultation services, the Project Architect, G. Pierce, Goodwin and Flanagan have employed Medical Planning Associates for a fee of \$168,000.00 plus an estimated \$12,000.00 for travel and miscellaneous expenses. The total consultant cost of \$180,000.00 will be shared equally between the Project Architect and the University.

The recommendations of the Project Architect and their planning consultants have been made to System Administration and the Medical Branch and were acceptable subject to a reduction of building areas as presented. These recommendations with reduced scope were as follows:

- a. A new patient bed tower south of present John Sealy Hospital to house approximately 528 beds and have 360,000 gross square feet.
- b. A new Central Supply, Pharmacy, and Bulk Storage Facility located immediately north of present John Sealy Hospital with 28,000 gross square feet.
- c. A new addition to the Surgical Operating Room Suite with 32,000 gross square feet.
- d. A long range plan of John Sealy Hospital, McCullough Outpatient Clinic Building and Clinical Science Building showing the desirable department locations to be used as a guide for future remodeling.

Overlapping

It is the recommendation of President Blocker and System Administration that the Board authorize the preparation of preliminary plans and outline specifications for the following listed projects with an estimated total cost of \$30,000,000.00.

- a. A new Patient Bed Tower to house 528 beds with 360,000 gross square feet.
- b. New Central Supply, Pharmacy and Bulk Stores facility with 28,000 gross square feet.
- c. New addition to the Surgical Operating Room Suite with 32,000 gross square feet.
- d. Minimal remodeling to the present surgical operating room suite to make it functional with the new addition.

Previous appropriations for Architect/Engineer fees, etc., for Additions to John Sealy Hospital are sufficient to cover costs of the Project Architect for work performed on initial plans and specifications, design consultant fees, and architectural fees through preliminary plans.

✓ 23. HOUSTON MEDICAL SCHOOL - APPROVAL OF PLAQUE FOR JOHN H. FREEMAN BUILDING (FORMERLY INITIAL FACILITY).--It is recommended that the inscription as set out below be approved for the inscription on the plaque to be placed on the John H. Freeman Building, The University of Texas Medical School at Houston. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

JOHN H. FREEMAN BUILDING
THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT HOUSTON
1971

BOARD OF REGENTS

John Peace, Chairman
Frank N. Ikard, Vice-Chairman
Frank C. Erwin, Jr.
Jenkins Garrett
Mrs. Lyndon B. Johnson
Joe M. Kilgore
A. G. McNeese, Jr.
Joe T. Nelson, M. D.
Dan C. Williams

Charles A. LeMaistre, M. D.,
Chancellor, The University
of Texas System
Cheves M. Smythe, M. D.
Dean, The University of
Texas Medical School at
Houston
Brooks, Barr, Graeber and White,
Project Architect
Fleetwood Construction Company,
Inc., Contractor

✓ 24. M. D. ANDERSON - APPROVAL OF INSCRIPTION ON PLAQUE FOR ANNEX AND REHABILITATION CENTER.--It is recommended that the inscription as set out below be approved for the inscription on the plaque to be placed on the Annex and Rehabilitation Center, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966.

ANNEX AND REHABILITATION CENTER
M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON
1971

BOARD OF REGENTS

John Peace, Chairman
Frank N. Ikard, Vice-Chairman
Frank C. Erwin, Jr.
Jenkins Garrett
Mrs. Lyndon B. Johnson
Joe M. Kilgore
A. G. McNeese, Jr.
Joe T. Nelson, M. D.
Dan C. Williams

Charles A. LeMaistre, M. D.,
Chancellor, The University of
Texas System
R. Lee Clark, M. D., President,
The University of Texas M. D.
Anderson Hospital and Tumor
Institute at Houston
Cameron Fairchild and Associates,
Project Architect
Stone Construction Company, Inc.,
Contractor

25. M. D. ANDERSON - LUTHERAN HOSPITAL ADDITION AND OUTPATIENT CLINIC EXPANSION - APPROVAL OF FINAL PLANS AND SPECIFICATIONS AND REVISED PROJECT BUDGET, AUTHORIZATION TO ADVERTISE FOR BIDS, AND ADDITIONAL APPROPRIATION FOR FEES AND MISCELLANEOUS EXPENSES.--At the October 23, 1970 Board Meeting, preliminary plans and outline specifications for the major expansion of the M. D. Anderson Hospital and Tumor Institute at Houston were approved and authorization was given for the Project Architect, MacKie and Kamrath, and the Associate Architect, Koetter, Tharp and Cowell, to prepare final plans and specifications for facilities of 590,000 square feet for the Lutheran Hospital Addition of 350 beds, Outpatient Clinic Expansion and Radiotherapy Expansion. Board authorization on February 4, 1972 was obtained for the required June 1972 Health Facility grant application refiling for a project scope of \$34,700,000.00.

Final plans and specifications have been completed for facilities of 595,000 square feet with the Project Architect's final revised construction cost estimate for the anticipated base bid of \$26,085,500.00 for completion of the Lutheran Hospital Addition through the tenth floor, (with floors 11 and 12 as shelled space), completion of the Clinic Expansion (with floors 5 through 9 as shelled space) and related site work and landscaping. Additive alternates at an estimated cost of \$5,811,400.00 will be provided in the bid documents for completing each of the shelled floors in the hospital and clinic. Other additive alternates for additional elevators and the therapy unit will also be provided.

President Clark and System Administration therefore recommend the following actions for approval by the Board:

a. Approval of final plans and specifications for the major expansion of facilities of approximately 595,000 square feet at the final revised construction cost estimate of \$31,896,900.00 (base bid estimate of \$26,085,500.00 plus additive alternates of \$5,811,400.00) with authorization that bids for additive alternates be provided and accepted within construction funds available at the time of contract award or within a succeeding six month period if funds become available.

b. Authorization of the project cost in the amount of \$35,100,000.00, subject to final funding, for construction cost, professional fees, and miscellaneous project expenses. Equipment for the facilities will be provided from the Legislative Appropriation of \$2,250,000.00 and other funds made available by M. D. Anderson Hospital and Tumor Institute.

c. Authorization for the Office of Facilities Planning and Construction to advertise for bids subject to all granting agency clearances and final reviews.

d. Appropriation of \$435,000.00 as an advance from Permanent University Fund Bond proceeds for professional fees and miscellaneous expenses through the preparation of final plans and specifications. \$150,000.00 has been previously appropriated and \$900,000.00 previously advanced from the same fund source.

See Appendix

26. M. D. ANDERSON - SCIENCE PARK - AUTHORIZATION FOR EXPANSION OF FACILITIES, DESIGN OF SEWAGE DISPOSAL SYSTEM AND APPROPRIATION THEREFOR.--
In the programming and planning of the development of the Science Park at Bastrop, Texas, new facilities including a sewage disposal system, additional space for research activities and animal care areas are needed. An initial expenditure of \$125,000.00 has been estimated for this project. Much of this improvement is contemplated in contracts of less than \$50,000.00 under the direction of the M. D. Anderson Physical Plant Staff with the assistance of the Office of Facilities Planning and Construction.

As part of this initial improvement of the Science Park, President Clark and Dr. Kennedy have asked that consideration be given to the relocation of two existing metal buildings in Houston which are to be removed from the building site for the Lutheran Hospital Addition and Outpatient Clinic Expansion project going under construction in late Fall 1972.

The Office of Facilities Planning and Construction is developing site studies for the Science Park and investigations are being made to develop the scope and estimated cost of the sewage disposal system which will be brought to the Board at a future meeting.

President Clark and System Administration recommend that the Board:

- a. Authorize the Science Park expansion of facilities at a total estimated cost of \$125,000.00.
- b. Approve the ~~relocation of~~ ^{transferring & reassembly} the two existing metal buildings from Houston, Texas to the Science Park in Bastrop, Texas, with authorization for the dismantling, transporting and re-erection to be accomplished under the direction of the M. D. Anderson Physical Plant Staff.
- c. Authorize the Office of Facilities Planning and Construction to prepare final plans and specifications and advertise for bids.
- d. Appoint a committee of President Clark, Mr. Kristoferson, Deputy Chancellor Walker, Regent Erwin and Chairman Peace to award a contract for the two new foundations for the relocated buildings.
- e. Appropriate \$125,000.00 to cover the cost of this project from Account No. 175316, Gift Funds, M. D. Anderson Hospital and Tumor Institute.

BUILDINGS AND GROUNDS COMMITTEE

Date: September 11, 1972

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

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

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B & G

U. T. AUSTIN

27. Award of Contract to Rockford Furniture Associates for Furniture and Furnishings for Physical Plant Building at Port Aransas Marine Institute 17

U. T. EL PASO

28. Award of Contract to John R. Lavis General Contractor, Inc., for Refurbishing Burges Hall 18

U. T. ARLINGTON

29. Award of Contract to Cadenhead Construction Company for Fine Arts Building, Authorization for Total Project Cost and Additional Appropriation Therefor 19

DALLAS MEDICAL SCHOOL

30. Award of Contract to North Haven Gardens, Inc., for Landscape-Recreation Development, and Additional Appropriation Therefor 21

SAN ANTONIO DENTAL SCHOOL

31. Authorization to Advertise for Bids for New Facility 22

Therefore, the Office of Facilities Planning & Construction is authorized to advertise for bids when the plans and specifications have been amended to conform to the revised project and grant agency clearance has been obtained.

27. U. T. AUSTIN - AWARD OF CONTRACT TO ROCKFORD FURNITURE ASSOCIATES FOR FURNITURE AND FURNISHINGS FOR PHYSICAL PLANT BUILDING AT PORT ARANSAS MARINE INSTITUTE.--Specifications for Furniture and Furnishings for the Physical Plant Building at The University of Texas Marine Science Institute at Port Aransas, The University of Texas at Austin, were prepared by the Office of Facilities Planning and Construction and bids called for, which were received, opened, and tabulated on August 16, 1972, as shown below:

Bidder	Base Bid	Bidder's Bond or Cashier's Check	Time of Completion
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$7,744.76	5% B. B.	90 days
Dallas Office Supply Company, Dallas, Texas	8,071.40	5% B. B.	95 days
Rockford Furniture Associates, Austin, Texas	7,485.52	5% B. B.	210 days
Sears, Roebuck and Company, Corpus Christi, Texas	7,134.91	\$400.00 C. C.	60 days
Suniland Furniture Company, Houston, Texas	8,761.30	5% B. B.	120/180 days

It is recommended by President Spurr and System Administration that a contract award in the amount of \$7,485.52 be made to Rockford Furniture Associates, Austin, Texas, the low bidder in compliance with specifications. Sears, Roebuck and Company bid an item which had not been approved in advance as an alternate and which was not responsive to the specifications as set out in the call for bids. Funds for this contract award are available in the Allotment Account for the project.

28. U. T. EL PASO - AWARD OF CONTRACT TO JOHN R. LAVIS GENERAL CONTRACTOR, INC., FOR REFURBISHING BURGES HALL.--In accordance with authorization given by the Board at the meeting held on July 21, 1972, bids were called for and were received, opened, and tabulated on September 5, 1972, for Refurbishing Burges Hall at The University of Texas at El Paso as shown below:

Bidder	Base Bid	Bidder's Bond
A. T. A. Builders, Inc., El Paso, Texas	\$ 89,800.00	5%
Babenco Development Company, Inc., El Paso, Texas	83,800.00	5%
C. A. Goetting Company, Inc., El Paso, Texas	84,600.00	5%
Guldemann Construction and Engineering, Inc., El Paso, Texas	79,490.00	5%
John R. Lavis General Contrac- tor, Inc., El Paso, Texas	72,895.00	5%
Matyear Construction Company, Inc., El Paso, Texas	78,218.00	5%
Phoenix Painting Company, Inc., El Paso, Texas	109,850.00	5%
Ponsford Brothers, El Paso, Texas	79,600.00	5%
Williamson Construction Com- pany, Inc., El Paso, Texas	79,947.00	5%

This contract provides for general repair work, repainting, and replacement of doors and electrical fixtures. An estimated cost of \$75,000.00 has previously been approved for this refurbishing project within the cost of remodeling existing facilities authorized by the Board at the April 29, 1972 meeting, and appropriations totalling \$75,000.00 have been made for the project. The recommended contract award is within the amount of these appropriations, and the Architect's Fees and miscellaneous expenses required are included in the \$157,000.00 appropriation made for this purpose at the April meeting for the total remodeling authorized at the same meeting.

President Smiley and System Administration recommend that the Board award the construction contract for Refurbishing Burges Hall in the amount of \$72,895.00 to the low bidder, John R. Lavis General Contractor, Inc., El Paso, Texas.

29. U. T. ARLINGTON - AWARD OF CONTRACT TO CADENHEAD CONSTRUCTION COMPANY FOR FINE ARTS BUILDING, AUTHORIZATION FOR TOTAL PROJECT COST, AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given by the Board at the meeting held on July 21, 1972, bids were called for and were received, opened and tabulated on August 29, 1972, for the Fine Arts Building at The University of Texas at Arlington. A summary of bids is attached.

This contract provides for approximately 200,000 gross square feet of facilities for the departments of architecture, art, music and speech-drama at The University of Texas at Arlington.

A total project cost of \$6,500,000.00 has previously been authorized for this project. A Title III, annual interest grant of \$3,492,780.00 has been accepted from H.E.W. for the project.

President Harrison and System Administration recommend that the Board:

- a. Award the construction contract for Fine Arts Building to the low bidder, Cadenhead Construction Company, Fort Worth, Texas as follows, subject to the approval of federal granting agencies:

Base Bid	\$6,318,000.00
Alternate No. 1 (Add Recital Hall)	308,300.00
Alternate No. 2 (Add Experimental Theater)	155,000.00
Alternate No. 3 (Additional Work in Existing Theater)	24,000.00
Alternate No. 5 (Add Vertical Blinds)	<u>8,700.00</u>
Total Recommended Contract Award	<u>\$6,814,000.00</u>

- b. Authorize a total project cost of \$8,125,800.00 to cover the recommended building construction contract award, air balancing, fees, movable furnishings and equipment, landscaping, and miscellaneous expenses.
- c. Appropriate additional funds in the amount of \$7,833,300.00 from proceeds of Combined Fee Revenue Bonds, and authorize temporary funding, if needed, from Constitutional Ad Valorem Tax Bond proceeds to cover the total project cost, \$292,500.00 having been previously appropriated.

FINE ARTS BUILDING, THE UNIVERSITY OF TEXAS AT ARLINGTON

Bids Received at 2:00 P. M., August 29, 1972
Office of Facilities Planning and Construction
The University of Texas System

Bidder	Base Bid	Add Alternates						Bidder's Bond
		No. 1	No. 2	No. 3	No. 4	No. 5	No. 6	
J. W. Bateson Company, Inc., a Texas Corporation and Centex Corporation, a Nevada Corporation, a Joint Venture dba J. W. Bateson Company, Dallas, Texas	\$6,573,000.00	\$306,000.00	\$160,000.00	\$27,000.00	\$48,000.00	\$9,000.00	\$ 28,000.00	5%
Batson-Cook Company, Dallas, Texas	6,471,000.00	308,000.00	160,000.00	20,000.00	42,000.00	8,700.00	19,000.00	5%
Cadenhead Construction Company, Inc., Fort Worth, Texas	6,318,000.00	308,300.00	155,000.00	24,000.00	49,500.00	8,700.00	25,500.00	5%
Horace O. Duncan, Inc., Fort Worth, Texas	6,466,332.00	323,821.00	173,314.00	22,680.00	53,025.00	8,925.00	13,936.00	5%
Harmon Construction Company, Inc., Oklahoma City, Oklahoma	6,567,592.00	315,000.00	166,000.00	36,000.00	43,000.00	9,000.00	25,000.00	5%
LaRoe Building Company, Inc., Terrell, Texas	6,440,400.00	298,400.00	201,400.00	27,800.00	50,000.00	9,000.00	25,000.00	5%
Manhattan Construction Company, Dallas, Texas	6,495,000.00	253,600.00	153,000.00	17,800.00	63,200.00	8,500.00	18,900.00	5%
Avery Mays Construction Company, Dallas, Texas	6,563,000.00	300,000.00	145,000.00	30,000.00	48,000.00	8,500.00	221,000.00	5%
Frank J. Rooney, Inc., Dallas, Texas	6,347,000.00	339,000.00	185,000.00	27,000.00	50,000.00	8,700.00	30,100.00	5%
Walker Construction Company, Fort Worth, Texas	6,525,000.00	297,000.00	170,000.00	20,000.00	50,000.00	8,500.00	27,000.00	5%
Zapata Warrior Constructors, a Division of Zapata Constructors, Inc., Houston, Texas	6,364,000.00	300,000.00	170,000.00	22,000.00	52,000.00	9,000.00	25,000.00	5%

30. DALLAS MEDICAL SCHOOL - AWARD OF CONTRACT TO NORTH HAVEN GARDENS, INC. FOR LANDSCAPE-RECREATION DEVELOPMENT, AND ADDITIONAL APPROPRIATION THEREFOR.-- In accordance with authorization given by the Board at the meeting held on July 21, 1972, bids were called for and were received, opened and tabulated on August 24, 1972 for the Landscape-Recreation Development at The University of Texas Southwestern Medical School at Dallas, as shown below:

Bidder	Base Bid	Add Alternates			Bidder's Bond
		No. 1	No. 2	No. 3	
Cecil Carr Construction Company, Dallas, Texas	\$159,000	\$12,000	\$12,500	\$4,000	5%
Lambert Landscape Company, Inc., Dallas, Texas	135,525	7,850	8,460	2,855	5% not to exceed \$7,734.50
North Haven Gardens, Inc., Dallas, Texas	125,960	10,777	11,271	3,426	5%
Trinity Landscape Contracting Company, Inc., Dallas, Texas	132,886	7,137	8,182	2,250	5% not to exceed \$7,522.75
Ed A. Wilson, Inc., Fort Worth, Texas	152,000	11,000	8,000	3,000	5%

The project includes landscape treatment of a parking lot, enhancement of campus boundaries and entrance, and recreational facilities consisting of two tennis courts and jogging trail.

The project architect's final construction cost estimate totalled \$93,400.00. A total project cost of \$125,000.00 has previously been authorized for this project.

Dean Sprague and System Administration recommend that the Board:

- a. Award the construction contract for Landscape-Recreation Development to the low bidder, North Haven Gardens, Inc. as follows:

Base Bid	\$125,960.00
Alternate No. 1 (Additional Campus Perimeter Planting)	10,777.00
Alternate No. 3 (Additional Planting at Tennis Courts)	<u>3,426.00</u>
Total Recommended Contract Award	<u>\$140,163.00</u>

- b. Approve a total project cost of \$152,379.00 to cover the recommended construction contract award, fees, and miscellaneous expenses.
- c. Appropriate additional funds in the amount of \$27,379.00 from the following sources to cover the total project cost, \$125,000.00 having been previously appropriated.

\$ 5,000.00 - Dallas Medical School Account No. 957-205,
Landscape and Recreation Projects

22,379.00 - Dallas Medical School Account No. 729-910,
Unappropriated Balance of Plant Funds

\$27,379.00

31. SAN ANTONIO DENTAL SCHOOL - AUTHORIZATION TO ADVERTISE FOR BIDS FOR NEW FACILITY.--Final plans and specifications for the new facility for The University of Texas Dental School at San Antonio were approved by the Board at the meeting held on April 29, 1972.

In accordance with the Board authorization of February 4, 1972, the required re-filing of a Health Facility grant application was made in June 1972 with an estimated total cost of \$28,000,000.00.

In anticipation of formal notification of grant funding on the project, Dean-Elect Olson and System Administration recommend that the Board authorize the Office of Facilities Planning and Construction to advertise for bids subject to granting agency clearances and completion of project funding.

Amended -
Children Hosp
PHS —

31. San Antonio Dental School - Authorization To Advertise For Bids For New Facility - Final plans and specifications for the new facility for The University of Texas Dental School at San Antonio were approved by the Board at the meeting held on _____, with a total project cost of \$ _____.

H.E.W. has announced that it will make a grant of \$ _____ to the project.

Therefore, the Office of Facilities Planning and construction is authorized to advertise for bids subject to ^{obtaining} granting agency clearances.

Same for Children's Hospital

Same 1st paragraph for School of Public Health Phase II, then add:

In the application for a HEW grant, the facility was reduced in size and the project cost was reduced to \$ _____.

H.E.W. has announced that it will make a grant of \$ _____ to the revised project. (over)

02

DALLAS MEDICAL SCHOOL - PARKING STRUCTURE

PROPOSED LIST OF PROJECT ARCHITECTS

FOR 9/11/72 BOR APPOINTMENT

1. Beran & Shelmire Dallas, Texas
2. ~~Kirk & Veich~~ Fort Worth, Texas
3. ~~Braden & Jones~~ Dallas, Texas
4. ~~Clutts & Parker~~ Dallas, Texas
5. ~~Jack Corgan~~ Dallas, Texas

LIST OF ARCHITECTS PROPOSED FOR U.T. AUSTIN
RELOCATION OF CLARK FIELD BASEBALL FACILITY

(Regents' Meeting Sept. 11, 1972)

Marmon & Mok	San Antonio, Texas
Coffee & Crier	Austin, Texas
Pitts Phelps & White	Beaumont, Texas
Wukasch, Moellendorf & Assoc.	Austin, Texas
Calhoun, Tungate & Jackson	Houston, Texas
Wilson Stoeltje & Martin	Austin, Texas



THE UNIVERSITY OF TEXAS SYSTEM

Office of Facilities Planning and Construction

210 WEST SIXTH STREET, AUSTIN, TEXAS 78701

TEL. NO.
471-1517

Amendment to Agenda Item No. 26, M. D. Anderson Science Park

Since the completion of the agenda item on M. D. Anderson Science Park, investigations have been made on the sewage disposal system required for the project by the firm of Freeze, Nichols and Endress, Consulting Engineers, Austin, Texas. It is the recommendation of Dr. Clark and System Administration that the firm of Freeze, Nichols and Endress be appointed as Project Engineers for the preparation of Final Plans and Specifications for the Sewage Treatment Plant. Request for additional authorization for the project to be advertised for bids after the appointed committee has approved final plans and specifications and authorization for the committee to award the contract within the appropriated funds.



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

Texas Medical Center Houston, Texas 77025

OFFICE OF ADMINISTRATION

CHANCELLOR'S OFFICE U. of T.
 Acknowledged.....File.....
 SEP 5 1972
 To.....For info and Return
 To.....Please Advise Me
 To.....Please Handle

September 1, 1972

CHANCELLOR'S OFFICE U. of T.
 Acknowledged.....File.....

SEP 5 1972

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

XO to GWL 9/5/72

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

Dear Mr. Walker:

It is recommended that the write-up for the Board of Regents meeting of September 11, 1972 in regard to the approval of final plans and specifications for the Lutheran Hospital and Clinic Expansion be amended. The period of time needed for advertisement for bids should be extended beyond the next Board of Regents meeting in October. On this basis an appropriate committee would need to be appointed to approve award of the contract for ratification at the December Board Meeting. It is recommended that bids be opened on or about November 1, subject to the wishes of the Office of Facilities and Planning.

In regard to location for opening bids, I recommend the bid opening be held in Houston in the Hospital Auditorium.

It is also recommended that the write-up in regard to the Environmental Science Park be amended to include appointment of the firm of Freeze, Nichols and Endress, Consulting Engineers, of Austin to design a waste treatment facility for the Camp Swift part of the Science Park. This should also include authority for the Office of Facilities and Planning to advertise for bids for the necessary installation. Funds for the engineering cost and cost of the equipment will be transferred by budget change from the Science Park budget when cost has been determined.

If you need additional information, please advise me.

Very truly yours,

Joe E. Boyd, Jr.

Joe E. Boyd, Jr.
 Vice President for Administration

JEBjr:sk

cc: Dr. R. Lee Clark
 Dr. Robert C. Hickey
 Mr. R. S. Kristoferson

OFFICE OF THE CHANCELLOR
THE UNIVERSITY OF TEXAS SYSTEM

MEMORANDUM

REFERRED TO Mr. G. W. Landrum

- | | |
|---|--|
| <input type="checkbox"/> PER OUR CONVERSATION | <input type="checkbox"/> PLEASE RETURN |
| <input checked="" type="checkbox"/> <u>FOR YOUR INFORMATION</u> | <input type="checkbox"/> PER YOUR REQUEST |
| <input type="checkbox"/> FOR YOUR APPROVAL | <input type="checkbox"/> FOR HANDLING |
| <input type="checkbox"/> FOR YOUR SIGNATURE | <input type="checkbox"/> FOR DISTRIBUTION |
| <input type="checkbox"/> FOR YOUR COMMENTS | <input type="checkbox"/> NO NEED TO RETURN |
| <input type="checkbox"/> FOR DISCUSSION | <input type="checkbox"/> FOR YOUR FILE |

REMARKS:

SIGNATURE E. D. Walker DATE 9/5/72

Medical Affairs Committee

MEDICAL AFFAIRS COMMITTEE

Date: September 11, 1972

Time: Following the meeting of the Buildings and Grounds Committee

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

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2. Dallas Medical School: Recommended Affiliation Agreements for the Clinical Training of Allied Health Students	4
3. Galveston Medical Branch: Recommended Affiliation Agreements for the Clinical Training of Allied Health Students	5
4. Houston Medical School: Recommended Affiliation Agreement with Texas Department of Mental Health and Mental Retardation	6

1. Dallas Medical School: Recommended Allied Health (Physical Therapy) Affiliation Agreements with Clinical Facilities Outside the Dallas/Ft. Worth Area. --

At the Board meeting on July 21, 1972, action was deferred on the approval of four allied health affiliation agreements with clinical facilities outside the Dallas/Ft. Worth area.

Chancellor LeMaistre requests that these four agreements be reconsidered along with three additional agreements, all with "off-campus area" facilities.

Chancellor LeMaistre concurs in the recommendation of President Sprague that the agreements listed below, all of which conform to the model agreement and which have been approved as to form and content by appropriate System Administration officials, be approved and that the Chairman be authorized to execute the agreements.

<u>Clinical Facility</u>	<u>Location</u>	<u>Type of Training</u>
Good Samaritan Hospital*	Phoenix, Arizona	Physical Therapy
The Texas Rehabilitation Hospital*	Gonzales, Texas	Physical Therapy
University of Texas Medical Branch Hospitals*	Galveston, Texas	Physical Therapy
The Cerebral Palsy Treatment Center*	San Antonio, Texas	Physical Therapy
U.S. Public Health Service	Carville, Louisiana	Physical Therapy
High Plains Baptist Hospital	Amarillo, Texas	Physical Therapy
Ruthe B. Cowl Rehabilitation Center	Laredo, Texas	Physical Therapy

The justification for these agreements, as provided by Southwestern Medical School, is given below:

General

Physical Therapy clinical training must expose a student to a variety of experiences including orthopedic, neurologic, pediatric, geriatric, pulmonary, arthritic, and others. This clinical experience is, by requirement of the accrediting group as well as the dictates of good educational practice, most generally provided on a one to one or two basis. This imposes very strict limits on the number of students who can be accommodated at any one time.

* Originally considered on July 21, 1972

Because the three programs in Texas place their students in affiliation towards the end of the educational cycle close to 100 students must be assigned in a relatively short period of time. The logistics of placing this number in appropriate settings is formidable and is, in part, the reason for selecting a wide range of affiliations.

The practice of wide-spread distribution of clinical sites permits both student and institution to benefit by introducing the student to new points-of-view and the institution to techniques which may vary from those in common, local use. Most schools place their students in a wide geographic area for this reason. The University of Nebraska, for example, has two sites in New York City, two in Detroit, and one each in Denver, Milwaukee and Minneapolis.

The University of Texas contributes nothing to the support of students when they are on clinical assignment but does charge tuition. Students are selected for assignment, as far as possible, who live in the general area to minimize their personal expense. The only significant expense to the University is the travel cost for a visitation by a faculty member each year and such trips are so arranged that they cover several installations.

Specific

Good Samaritan Hospital

We utilize Good Samaritan Hospital because it provides excellent experience in the rehabilitation area. The University of Utah and North Dakota share this facility with us. The hospital has an excellent reputation as a training center and our students are eager for assignment there. Six students a year are placed there.

The Texas Rehabilitation Hospital

The Texas Rehabilitation Hospital at Gonzales provides well-structured clinical training in rehabilitation for four of our students annually. The Hospital also affiliates with the School of Allied Health Sciences at Galveston, The U. S. Army Field Service, and Texas Woman's University. It is one of six facilities providing rehabilitation training for our students.

University of Texas Medical Branch Hospitals

The John Sealy General Clinic of the University of Texas Medical Branch Hospitals provides excellent clinical physical therapy experience with burn patients as well as good general work. It provides clinical work for the School of Allied Health Sciences at Galveston as well as ours and allows for close liaison between the two Schools as well as providing a fine educational opportunity. Three students a year are placed there.

The Cerebral Palsy Treatment Center

The Cerebral Palsy Treatment Center at San Antonio is one of five institutions providing clinical experiences in the treatment of children. As such, it serves the School of Allied Health Sciences at Galveston and the Army Medical Specialist Program at San Antonio in addition to ours. Four students a year are placed there.

U. S. Public Health Service

The U. S. Public Health Service Hospital at Carville, Louisiana, is our only affiliate providing total neurological clinical training. We place four students there annually and share the training program with the Universities of Alabama and Florida, the State University of New York at Buffalo, and Duke University. The clinical instruction provided is excellent.

High Plains Baptist Hospital

The High Plains Baptist Hospital at Amarillo has a rehabilitation unit which provides clinical training for four of our students annually. It has a well-qualified clinical instructor and is one of six facilities providing rehabilitation training for our students.

Ruthe B. Cowl Rehabilitation Center

The Ruthe B. Cowl Rehabilitation Center at Laredo specializes in rehabilitative care and provides clinical training for four of our students annually. The School of Allied Health Sciences at Galveston shares this facility with us. There is a competent clinical instructor on the staff and this represents one of six facilities providing rehabilitation training for our students.

2. Dallas Medical School: Recommended Affiliation Agreements for the Clinical Training of Allied Health Students. --

Chancellor LeMaistre concurs in the recommendation of Dean Sprague that the affiliation agreements for the clinical training of allied health students at Southwestern Medical School at Dallas listed below be approved and that the Chairman be authorized to execute the agreements. These agreements are the same as the model agreement approved by the Board on March 6, 1970, and have received appropriate approvals as to form and content by System Administration officials. This request for advance approval of these agreements conforms to the action taken by the Board of Regents on July 30, 1971, in amending the processing procedure previously approved on March 6, 1970.

These are additional agreements for this developing School of Allied Health Professions and reflects the projected increased enrollment at the School with the need to increase the general availability of clinical training outlets in each of these specialty areas. The enrollment projection is from 65 students in 1971-1972 to 200 students in 1972-1973.

<u>Clinical Facility</u>	<u>Location</u>	<u>Specialty</u>
Dallas Epilepsy Association	Dallas	Rehabilitation Science
Dallas Association for Retarded Children	Dallas	Rehabilitation Science
Methodist Hospital of Dallas	Dallas	Physical Therapy and Medical Technology

<u>Clinical Facility</u>	<u>Location</u>	<u>Specialty</u>
Texas Rehabilitation Commission	Fort Worth	Rehabilitation Science
Texas Rehabilitation Commission	Dallas	Rehabilitation Science
Children, Inc.	Dallas	Rehabilitation Science
Marbridge House of Dallas	Dallas	Rehabilitation Science
Dallas County Hospital District	Dallas	Medical Technology, Physical Therapy, Nutrition & Dietetics and Rehabilitation Science
Dallas County Mental Health and Mental Retardation Center	Dallas	Rehabilitation Science
Texas Commission for the Blind	Dallas	Rehabilitation Science
Dallas City Health Department	Dallas	Nutrition and Dietetics

3. Galveston Medical Branch: Recommended Affiliation Agreements for Clinical Training of Allied Health Students. --

Chancellor LeMaistre concurs in the recommendation of President Blocker that affiliation agreements for the clinical training of allied health students at The University of Texas Medical Branch at Galveston be approved with the following facilities and that the Chairman be authorized to execute the agreements. Each of these affiliation agreements is the same as the model agreement approved by the Board on March 6, 1970, and has received appropriate approvals as to form and content by System Administration officials. This request for advance approval of these agreements conforms to the action taken by the Board of Regents on July 30, 1971, in amending the processing procedure previously approved on March 6, 1970.

<u>Clinical Facility</u>	<u>Type of Training</u>
Texas Institute for Rehabilitation and Research in Houston	Occupational Therapy
Mainland Physical Therapy Clinic, Texas City, Texas	Physical Therapy

Academic justification for each of these affiliation agreements has been supplied by Dean Bing and is set forth below.

Texas Institute for Rehabilitation and Research in Houston

"...Texas Institute for Rehabilitation and Research is a needed and worthwhile addition to our clinical education facilities. The increasing number of students in our program

necessitates the addition of new affiliation facilities. Texas Institute for Rehabilitation and Research has a well established student affiliation program which provides excellent opportunities for students to develop skill in applying their knowledge in the supervised treatment of patients with physical dysfunction. The student experience is supervised by Mrs. Jacqueline Harrison, OTR and experienced clinicians and clinical educators."

Mainland Physical Therapy Clinic

"The Mainland Physical Therapy Clinic is a particularly needed facility for our use for two very important reasons. It is close enough to Galveston that it is available to us all year around for all three of the clinical education courses as needed. Since it can provide education for our students during the fall and spring trimester, it answers one of our greatest needs--that of finding sufficient affiliations for students who are concurrently enrolled in classroom courses on the University of Texas Medical Branch campus. In addition, this clinic provides a unique learning experience in that the students can acquire knowledge about the private practice of physical therapy and how physical therapy functions in an out-of-hospital setting."

4. Houston Medical School: Recommended Affiliation Agreement with Texas Department of Mental Health and Mental Retardation. --

Chancellor LeMaistre concurs in the recommendation of President Smythe that the affiliation agreement reproduced below* with the Texas Department of Mental Health and Mental Retardation, for and on behalf of the Texas Research Institute of Mental Sciences, be approved and that the Chairman be authorized to execute the agreement.

It is the purpose of this agreement to establish a broad framework to facilitate cooperation at the departmental and/or divisional level for research and clinical training of professional personnel in the mental sciences, including psychiatry, neurology, clinical neuropharmacology, etc.

*Pages 7 - 11

AFFILIATION AGREEMENT

THE STATE OF TEXAS |
 |
COUNTY OF HARRIS |

This AGREEMENT is executed on _____, 1972, between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for and on behalf of The University of Texas Medical School at Houston, hereinafter sometimes referred to as "School" in this agreement, and the TEXAS DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION, for and on behalf of Texas Research Institute of Mental Sciences, hereinafter sometimes referred to as "TRIMS" in this agreement, WITNESSETH:

WHEREAS, advances in medicine have been more significant and rapid than in any other previous period of history and appear to be accelerating; and

WHEREAS, in recognition of contemporary trends and likely future requirements School and TRIMS agree on the desirability of establishing a closer working relationship between the two institutions, who share a common commitment to offer the people of Houston, Texas, and the Southwest a program of excellence in medical education and research and also share the desire to coordinate all medical care resources for the benefit of improved patient care; and

WHEREAS, it is understood and agreed that the most important consideration of content for a successful relationship is the understanding and sincerity of both School and TRIMS in the recognition of the interdependence of their shared goals of quality patient care, excellent teaching programs, community services, and productive research; and

WHEREAS, it is recognized that the School is dedicated to the promotion of medical education and excellence in medical research for a prerequisite to excellence in medical education; and

WHEREAS, TRIMS was organized for the express purpose of research, training, and education in treating mental illness, and the Legislature of the State of Texas directed that there be constructed, established, and maintained a community hospital of approximately sixty beds to be used in treating the mentally ill and for research, training, and education in mental illness; and

WHEREAS, it is the purpose of this agreement to establish a broad framework of institutional policy to facilitate cooperation at the departmental and/or divisional level, as the parties have a mutual interest in the research and clinical training of professional personnel in the mental sciences, including psychiatry, neurology, clinical neuropharmacology, paramedical areas of psychology, psychiatric nursing, psychiatric social work, and occupational therapy;

NOW, THEREFORE, with these objectives in mind and with the intent to develop both institutions to their maximum potential and in the best interest of each, the School and TRIMS hereby agree as follows:

(1) AFFILIATION COMMITTEE

The purpose of this agreement is to establish a broad framework of policy to facilitate cooperation between School and TRIMS. From the staffs of the School and TRIMS a committee shall be appointed, two members by the Dean of the School, and two members by the Director of TRIMS, to make recommendations relative to the continuing effective implementation of this agreement and the ongoing operations of joint projects and programs. This committee shall meet at least several times annually, and the Director of TRIMS and the Dean of the School shall be ex officio members. In the event that any aspect of the agreement or its execution becomes unsatisfactory, resolution shall be the responsibility of the appropriate officials of TRIMS and of the School, or their respective Boards. It is agreed that the relationship be reviewed by the Joint Committee as need is expressed by the Dean of the School or the Director of TRIMS, but at least annually. If problems develop which are sufficiently serious and cannot be resolved, dissolution of the agreement may be indicated. Effective date of such dissolution should be mutually agreed upon with adequate time to allow each institution to make necessary arrangements in an orderly manner.

(2) JOINT SPONSORSHIP OF RESEARCH ACTIVITY

TRIMS will provide research facilities, space, equipment, experimental animals, and technical assistance to qualified persons and staff of the School for research projects and programs of mutual benefit to both institutions. Clinical and basic research projects

may be jointly sponsored by TRIMS and the School, and, in such cases, there will be definite prior agreement as to the extent of responsibility and participation of each institution in the administration of research funds, overhead, provisions of staff and facilities, and ownership of equipment purchased with research funds. In instances of joint research, the following specific conditions are agreed:

(a) Research reviews and surveillance of human experimentation will be carried out separately for the two institutions. In house approval by one institution will not imply approval by the other.

(b) Procedures for scientific review and administrative approval will be the prerogative of the respective institutions, and budgets will be separate and specifically identifiable.

(c) When a joint program of research is instituted, the investigators, resources, plans, funding, and compliance with rules for human experimentation and biohazards must be identified, recorded, and approved by each institution for that portion of the research to be done in each institution and the faculty time committed.

(d) Unexpended funds and equipment purchased in pursuit of the research project must be assigned specifically to one or the other institution by the conclusion of the joint project.

(e) In joint projects credit to researchers and institutions shall be assured.

(3) CLINICAL TRAINING

Both the School and TRIMS pledge their desire and intent to work harmoniously and faithfully to establish and maintain a clinical training program of the highest standards and excellence. It is agreed that TRIMS will endeavor to make available to the School for purposes of clinical training such inpatient and outpatient facilities as may be requested by the School as a bona fide requirement of its teaching program, provided, it is understood:

(a) That TRIMS will not furnish such facilities when to do so would cause a mandatory reduction of its patient load or other undue deterrence from its own programs and purposes;

- (b) That selection criteria, evaluational procedures, treatment modalities and practices, and administrative procedures involving patients be such that TRIMS may continue to discharge its responsibilities as defined by the Board and the Commissioner of the Department of Mental Health and Mental Retardation; and
- (c) That TRIMS reserves the right to determine its own staff as to composition, number, and person, as well as the right to set staff schedules; and that such professional personnel as may be provided by the School be interviewed and approved by the Executive Committee of the Institute prior to their appointments.

(4) PROVISION FOR FACULTY APPOINTMENTS FOR TRIMS STAFF MEMBERS

Both parties agree that academic status is a strong inducement for attracting well-qualified individuals for positions at TRIMS, and that academic appointment made by the School for individuals in key positions at TRIMS should include tenure, if possible. Tenure will be granted on an individual basis, subject to the approval of the person by the faculty of the School and satisfactory arrangements covering the financial obligations accompanying appointments with tenure. The School will also grant nontenure academic and clinical appointments when the best interests of both institutions would be served. TRIMS agrees to appoint qualified personnel of the School to the TRIMS staff with the understanding that such TRIMS staff appointments carry the rights, privileges, and constraints established by the policies of the Department of Mental Health and Mental Retardation.

(5) GRADUATE AND UNDERGRADUATE TEACHING

The TRIMS staff represents diverse disciplinary expertise which should serve as a valuable resource for graduate and undergraduate teaching in the academic setting of the School. Members of TRIMS staff agree to participate in appropriate teaching programs both in terms of didactic presentations and laboratory preceptor training.

(6) COMPENSATION

Either institution shall compensate the other, or individuals, for services rendered

and facilities utilized as described in the preceding sections, in a manner acceptable to both parties.

(7) TERM OF AGREEMENT, MODIFICATION, TERMINATION

(a) This agreement is for a term of one year and thereafter from year to year unless terminated by either party on thirty days' written notice to the other. Except under unusual conditions, such notice shall be submitted before the beginning of a clinical education period.

(b) It is understood and agreed that the parties to this agreement may revise or modify this agreement by written amendment when both parties agree to such amendment.

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

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary

By _____
Chairman

ATTEST:

TEXAS DEPARTMENT OF MENTAL HEALTH
AND MENTAL RETARDATION

Juda Beth Cloud
Secretary

By David Wade, D.D.
Commissioner

Approved as to Form:

Approved as to Content:

Bunace Waldrep
University Attorney

W. H. Kincaid, Jr.
Vice-Chancellor for Health Affairs

C. O. Walker
Deputy Chancellor for Administration

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE

Date : September 11, 1972
Time : 1:15 p. m.
Place : Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas
PERMANENT UNIVERSITY FUND

Page
L & I

INVESTMENT MATTERS:

1. Report on Clearance of Monies to Permanent University Fund and Available Fund for the Current Fiscal Year through July, 1972. 3

LAND MATTERS:

2. Easements Nos. 3430 through 3447. 4
3. Assignment of Surface Lease No. 2430. 6
4. Material Source Permits Nos. 412 and 414. 7
5. Recommendation as to Improvements Located on Surface Lease No. 2690 - A. D. Brown Warehouse Company, Lessee (Old Pyote Air Force Base Property). 8

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GIFT, BEQUEST AND ESTATE MATTERS:

6. U. T. El Paso - Recommendation for Acceptance and Establishment of the Andy and Syd Cohen Endowment Fund. 9
7. U. T. El Paso - Recommendation for Acceptance and Establishment of the Lee Trevino Endowment Fund. 10
8. Galveston Medical Branch - Recommendation for Acceptance of The Robertson-Poth Charitable Remainder Trust. 10
9. M. D. Anderson - Recommendation for Acceptance of Bequest Under the Will of Ruth Harriet Ainsworth. 10

REAL ESTATE MATTERS:

10. U. T. Austin - E. W. and Helen Franke Fund - Recommendation for Oil, Gas and Mineral Lease on Interest in 640 Acres in Wharton County. 11

11. U. T. Austin - Wm. J. McDonald Observatory Fund - Recommendation for Oil, Gas and Mineral Lease on Interest in 130 Acres, Lamar and Delta Counties. 11
12. U. T. El Paso - Josephine Clardy Fox Fund - Recommendation of Lease to O. J. Benetiz dba Johnny's Auto Sales at 5010 Paisano Drive, El Paso, Texas. 11
13. U. T. El Paso - Frank B. Cotton Trust - Possible Sale of Property at Coles and Third Avenue, El Paso, Texas. 11

BOND MATTERS:

14. U. T. Austin - Recommendation for the Sale of Bonds, Appointment of Bond Counsel and Bond Consultant Therefor, and Authorization to Invite Bids for the Bonds, the Paying Agents Therefor, and the Printing Thereof. 12

OTHER MATTERS

15. Report of Securities Transactions for Permanent University Fund and for Trust and Special Funds for the month of June 1972 12

* * *

FOUNDATION MATTERS

- Meeting of Members of the Board of Regents as Trustees of Winedale Stagecoach Inn Fund. 13

PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

1. REPORT ON CLEARANCE OF MONIES TO PERMANENT UNIVERSITY FUND AND AVAILABLE FUND.--The Auditor, Auditing Oil and Gas Production, reports the following with respect to monies cleared by the General Land Office to the Permanent University and Available University Fund for the current fiscal year through July 1972:

<u>Permanent University Fund</u>	<u>June, 1972</u>	<u>July, 1972</u>	<u>Cumulative This Fiscal Year</u>	<u>Cumulative Preceding Fiscal Year (Averaged)</u>
<u>Royalty</u>				
Oil	\$ 886,639.86	\$ 1,014,588.24	\$ 13,966,493.52	\$ 14,630,226.27
Gas - Regular	149,536.29	436,334.30	3,056,241.01	2,200,850.52
- F. P. C.	26,588.43	150.79	28,021.98	24,631.42
Water	6,960.23	18,911.29	99,340.19	140,175.75
Salt Brine	391.95	695.50	11,676.10	13,186.80
Rental on Mineral Leases	28,033.65	11,116.20	276,537.65	246,489.98
Rental on Water Contracts	4,580.00	50.00	13,007.96	4,835.38
Rental on Brine Contracts	- 0 -	200.00	200.00	366.63
Amendments and Extensions of Mineral Leases	49,372.75	38,442.00	230,971.31	395,884.28
	<u>\$ 1,152,103.16</u>	<u>\$ 1,520,488.32</u>	<u>\$ 17,682,489.72</u>	<u>\$ 17,656,647.03</u>
Bonuses, Mineral Lease Sales (actual)	- 0 -	- 0 -	4,769,600.00	1,407,000.00
Total-Permanent University Fund	<u>\$ 1,152,103.16</u>	<u>\$ 1,520,488.32</u>	<u>\$ 22,452,089.72</u>	<u>\$ 19,063,647.03</u>
<u>Available University Fund</u>				
Rental on Easements	4,165.57	17,146.79	194,656.04	163,618.18
Interest on Easements and Royalty	271.56	3,397.14	13,761.88	867.24
Correction Fees - Easements	35.45	- 0 -	135.45	45.87
Transfer and Relinquishment Fees	2,152.36	1,016.62	5,750.76	4,145.46
Total-Available University Fund	<u>6,624.94</u>	<u>21,560.55</u>	<u>214,304.13</u>	<u>168,676.75</u>
Total-Permanent and Available University Funds	<u>\$ 1,158,728.10</u>	<u>\$ 1,542,048.87</u>	<u>\$ 22,666,393.85</u>	<u>\$ 19,232,323.78</u>

Oil and Gas Development-July 31, 1972

Acreage Under Lease	543,294
Number of Producing Acres	317,271
Number of Producing Leases	1,404

PERMANENT UNIVERSITY FUND - LAND MATTERS.--

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

EASEMENTS AND SURFACE LEASES

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

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3430	Southern Union Gas Company (Renewal of 1729)	Pipe Line	Ward	16, 17	86.27 rds. 5 inch	11/1/72- 10/31/82	\$ 56.08
3431	Amoco Pipeline Company (Renewal of 1671)	Pipe Line	Andrews	13	726.9 rds. 4 inch	7/1/72- 6/30/82	472.85
3432	Community Public Service Company (Renewal of 1690)	Power Line	Ward and Winkler	18, 20, 21	4815.5 rds. H-frame	12/1/72- 11/30/82	4,815.50
3433	El Paso Natural Gas Company (Partial renewal of 1675)	Power Line	Reagan	9	291.51 rds. single pole	10/1/72- 9/30/82	174.91
3434	El Paso Natural Gas Company (Partial renewal of 1675)	Surface Lease (Cathodic Protection Unit)	Reagan	9	Less than an acre	10/1/72- 9/30/82	50.00 (Full)
3435	Oasis Pipe Line Company	Pipe Line	Ward	16	386.42 rds. 4 inch	6/1/72- 5/31/82	251.17
3436	Mobil Pipe Line Company	Pipe Line	Ward	16	512.78 rds. 4½ inch	7/1/72- 6/30/82	333.31

Easements and Surface Leases - Continued--

No.	Company	Type of Permit	County Ward	Location (Block #)	Distance or Area	Period	Consideration \$
3437	Fin-Tex Pipe Line Company	Pipe Line	Ward	16	77 rds. 3 inch	6/1/72- 5/31/82	50.05
3438	Gulf Oil Corporation (Renewal of 1702)	Pipe Line	Ector	35	42.5 rds. 2 inch	9/1/72- 8/31/82	50.00
3439	Joe Melton Drilling Company, Inc.	Pipe Line	Crockett	49, 50	36.36 rds. 2-3/8 inch	6/1/72- 5/31/82	50.00
3440	Transwestern Pipeline Company	Pipe Line	Pecos	20	486.12 rds. 4 inch	8/1/72- 7/31/82	315.98
3441	El Paso Natural Gas Company	Surface Lease (Cathodic Protection Unit)	Hudspeth	G	Less than an acre	7/1/72- 6/30/82	50.00 (Full)
3442	Texas Pacific Oil Company, Inc.	Surface Lease (Tank Site)	Andrews	13	2½ acres	7/1/72- 6/30/73*	50.00
3443	Texas Pacific Oil Company, Inc.	Pipe Line	Reagan	2	87.9 rds. 2-3/8 inch	7/1/72- 6/30/82	57.14
3444	Texas Pacific Oil Company, Inc.	Pipe Line	Andrews	13	102.3 rds. 1½ inch 246.5 rds. 2½ inch	7/1/72- 6/30/82	226.72

*Renewable from year to year but not to exceed a period of ten (10) years

Easements and Surface Leases - Continued--

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3445	Lo-Vaca Gathering Company	Pipe Line	Ward	16	376.85 rds. 6-5/8 inch	7/1/72- 6/30/82	\$ 489.91
3446	Northern Natural Gas Company (Renewal of 1664)	Pipe Line	Crockett Upton	14 15	2,379.76 rds. 6-5/8 inch	8/1/72- 7/31/82	3,093.69
3447	Texas Pacific Oil Company, Inc.	Surface Lease (Salt water disposal)	Reagan	2	One acre	8/1/72- 7/31/73*	250.00

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

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3. ASSIGNMENT OF SURFACE LEASE

No.	Assignor	Assignee	Type of Permit	County	Location	Distance	Period	Consideration
2430	Clinton Oil Company	FABCO	Surface Lease (Salt Water Disposal)	Crockett	Block 50	1 acre	6/20/67- 6/19/77	None

4. MATERIAL SOURCE PERMITS

No.	Grantee	County	Location	Quantity	Consideration
412	McVean and Barlow, Inc.	Ward	Block 16	12,118 cubic yards pad dirt	\$ 3,635.40
413	M. F. Machen, Contractor	Ward	Block 16	30 cubic yards gravel 240 cubic yards chat	150.00
414	Wallach Concrete Products	Andrews	Block 11	5,099 cubic yards crushed material	3,161.38

L&I-7

5. RECOMMENDATION AS TO IMPROVEMENTS LOCATED ON SURFACE LEASE NO. 2690 -- A. D. BROWN WAREHOUSE COMPANY, LESSEE (OLD PYOTE AIR FORCE BASE PROPERTY).--In December, 1942, the Board of Regents leased to the United States Government 2,645 acres in Block 16, University Lands, Ward County, for a military installation known as the Pyote Air Force Base. In September, 1958, the Government released 2,450 acres of said lease together with five (5) hangars, eleven (11) warehouses, concrete runways and other improvements to the University in lieu of restoring the surface to its original condition. Subsequently, upon the closing of the Pyote Air Force facility, the balance of the acreage was released to the University and is now leased to the Texas Youth Council.

In October, 1958, 196 acres of the original released acreage together with the hangars and warehouses located thereon were leased to Three Kers Ltd. (Surface Lease No. 1186) for a ten year period which lease was subsequently assigned to Avary & Allgood. In October, 1968, the Board of Regents granted to Avary & Allgood Surface Lease No. 2690 for a term of one year with the option to renew from year to year thereafter not to exceed ten years. Surface Lease No. 2690 was assigned in November, 1968, to the A. D. Brown Warehouse Company. The A. D. Brown Warehouse Company has notified the University that they will not renew this lease from and after October 18, 1972. All of the lessees have used the hangars and warehouses for cotton storage during the period covered by the leases. For the Board's information, the following additional facts should be noted:

- (a) Condition of Buildings. The five (5) hangars contain 170,980 square feet and the ten (10) remaining warehouses contain 106,600 square feet or a total of 277,580 square feet of improvements. All of the buildings have been reroofed, due to hail damage, in the past twelve (12) years. All exterior wood was painted five (5) years ago. The buildings are all in fair condition. However, water pipes and facilities are in very poor condition.
- (b) Rental Income. A total of \$60,580.78 has been collected in income under the terms of Surface Lease Nos. 1186 and 2690 since October, 1958.
- (c) Salvage Value. The electrical wiring, power line poles, water pipes, etc., would have some value. However, there is very little possibility we could have the buildings torn down, and the area cleaned up for the salvage value of everything. To date, approximately \$25,000 has been received by the University from the salvage of pipe, wiring and other improvements not covered by these leases.
- (d) Insurance Coverage. The original coverage was maintained at \$200,000, being eighty per cent (80%) of the full insurable value, up to 1970 with the lessor paying three-fourths of the cost and the lessee one-fourth of the cost. The University's portion of the insurance premiums have been paid out of funds received in 1964 when one of the warehouses was totally destroyed by fire and was not rebuilt. Coverage on these premises was reduced in 1970 to \$137,000 when the University

had exhausted its source of funds to pay the insurance premiums. To insure the buildings for eighty per cent (80%) of their full insurable value and to avoid the co-insurance clause of a standard fire and extended insurance policy would cost the University approximately \$14,000 annually.

- (e) Leasing Possibilities. Several sources, such as the Chambers of Commerce in Monahans and Pecos have been contacted for possible lessees. To date, a prospective lessee has not been found. However, The University of Texas of the Permian Basin has indicated some interest in the possible removal and use of one (1) or more of these buildings for warehouse purposes on a temporary basis at its campus.

The University Land Agent and the Associate Deputy Chancellor for Investments, Trusts and Lands make the following recommendations with regard to the improvements upon termination of Surface Lease No. 2690 on October 18, 1972:

- a. That the Board of Regents agrees that it will be a self-insurer as to these improvements since it is economically not feasible for it to insure the buildings after Surface Lease No. 2690 expires.
- b. That the five (5) hangars and ten (10) warehouses be left intact for the present time pending further negotiations to lease the premises; and that the University Land Agent and the Associate Deputy Chancellor for Investments, Trusts and Lands be authorized to continue studies with The University of Texas of the Permian Basin as to its possible removal and utilization at its campus of one or more of said buildings.

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

6. U. T. EL PASO - RECOMMENDATION FOR ACCEPTANCE AND ESTABLISHMENT OF THE ANDY AND SYD COHEN ENDOWMENT FUND.--The Dickshire Corporation of El Paso, Texas, Leonard Goodman, Jr. and others have contributed \$2,100 in cash to establish the Andy and Syd Cohen Endowment Fund. The income from the permanent endowment is to be used to provide grants-in-aid to student athletes under the direction of the Athletic Department of The University of Texas at El Paso. This fund is being named in honor of Andy Cohen, the present baseball coach at U. T. El Paso, who has been donating his services to the institution for a number of years. An additional contribution in the amount of \$5,000 plus other contributions are anticipated.

President Smiley and the Associate Deputy Chancellor for Investments, Trusts and Lands recommend the acceptance and the establishment of the Andy and Syd Cohen Endowment Fund.

7. U. T. EL PASO - RECOMMENDATION FOR ACCEPTANCE AND ESTABLISHMENT OF THE LEE TREVINO ENDOWMENT FUND.--Lee Trevino, a member of the Professional Golfers Association and a winner of many of the most coveted golf titles in the world of golf, has donated the sum of \$5,060.02 for the purpose of establishing the Lee Trevino Endowment Fund. The income from the fund is to be used to underwrite golf scholarships at The University of Texas at El Paso. An additional contribution in the amount of \$2,500 is anticipated in the year 1972 and additional contributions of \$5,000 annually will be made thereafter.

President Smiley and the Associate Deputy Chancellor for Investments, Trusts and Lands recommend the acceptance and the establishment of the Lee Trevino Endowment Fund.

8. GALVESTON MEDICAL BRANCH - RECOMMENDATION FOR ACCEPTANCE OF THE ROBERTSON-POTH CHARITABLE REMAINDER TRUST.--Dr. Gaynelle Robertson (Poth) and Dr. Edgar J. Poth have executed and passed to the University, with an initial contribution of \$10,000, a Trust Indenture creating with the Board of Regents as Trustee The Robertson-Poth Charitable Remainder Trust. The donors and the survivor of them will receive during their lives 5% annually of the value of the trust assets. Upon the death of the survivor, the trust assets go to The Robertson Poth Foundation. It is further provided that if at the termination of the trust the endowment of the Robertson Poth Professorship in Ophthalmology at the Galveston Medical Branch has not already reached \$100,000, a sufficient amount will be transferred to that fund to make it \$100,000. The provisions of the instrument comply with the provisions of the Internal Revenue Code covering Charitable Remainder Unitrusts.

The Associate Deputy Chancellor for Investments, Trusts and Lands, joined by Deputy Chancellor Walker, recommends acceptance and authorization for execution of the Trust Indenture.

9. M. D. ANDERSON - RECOMMENDATION FOR ACCEPTANCE OF BEQUEST UNDER THE WILL OF RUTH HARRIET AINSWORTH.--The University has been notified just recently of a bequest under the Will of Mrs. Ruth Harriet Ainsworth, a resident of Orlando, Florida, who died on April 25, 1972. Mrs. Ainsworth was a patient at M. D. Anderson for a brief time in July, 1971; but at this time we have no biographical information other than that she was retired from the United States Foreign Service. The Will has been probated in Orange County, Florida. It was executed on January 22, 1972, and a codicil was executed on March 5, 1972. It appears the bequest may amount to around \$300,000. Section EIGHTH of the Will is as follows:

"EIGHTH: I give, devise and bequeath all of the rest, residue and remainder of my estate, of whatsoever it shall consist and wherever situate, to THE DEPARTMENT OF DEVELOPMENTAL THERAPEUTICS OF THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE OF HOUSTON, TEXAS to be used for cancer research. "

The Associate Deputy Chancellor for Investments, Trusts and Lands and President Clark recommend acceptance of the bequest.

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS.--

10. U. T. AUSTIN - E. W. AND HELEN FRANKE FUND - RECOMMENDATION FOR OIL, GAS AND MINERAL LEASE ON INTEREST IN 640 ACRES IN WHARTON COUNTY.--In 1966, Mr. and Mrs. E. W. Franke of Corpus Christi and Miss Helen Franke of Corpus Christi gave to the Board of Regents an undivided one-half of the minerals under 640 acres, being Section 12, H&TCRR Survey, Abstract 662, Wharton County, with proceeds, without restriction as to use, to be divided equally between U. T. Austin and the Engineering Foundation at U. T. Austin. Texas Oil & Gas proposes an oil, gas and mineral lease on the University's interest for a primary term of 5 years, 1/6th royalty, \$15 per acre bonus, and \$3 per acre annual delay rental.

The Associate Deputy Chancellor for Investments, Trusts and Lands recommends acceptance of the proposal and authorization of the lease.

11. U. T. AUSTIN - WM. J. McDONALD OBSERVATORY FUND - RECOMMENDATION FOR OIL, GAS AND MINERAL LEASE ON INTEREST IN 130 ACRES, LAMAR AND DELTA COUNTIES.--In 1947, the Board of Regents sold 130 acres of land in the A. O. Barbee and J. M. Evans Surveys in Lamar and Delta Counties held for the Wm. J. McDonald Observatory Fund and reserved one-half of the minerals, fully participating and with leasing rights. Mr. Joe C. Pickett of Sulphur Springs proposes an oil, gas and mineral lease on the University's interest for a primary term of 5 years, 1/6th royalty, \$5 per acre bonus, and annual delay rental of \$1 per acre.

The Associate Deputy Chancellor for Investments, Trusts and Lands recommends acceptance of the proposal and authorization of the lease.

12. U. T. EL PASO - JOSEPHINE CLARDY FOX FUND - RECOMMENDATION OF LEASE TO O. J. BENETIZ DBA JOHNNY'S AUTO SALES AT 5010 PAISANO DRIVE, EL PASO, TEXAS.--On July 30, 1971, the Board of Regents approved a five (5) year lease to O. J. and Oscar Benetiz, the prior lessees, on the property at 5010 Paisano at a monthly rate of \$275.00 per month. O. J. and Oscar Benetiz dissolved their partnership and the lease was never signed, but O. J. Benetiz has continued to occupy the property on a month-to-month basis at \$275.00 monthly. On June 9, 1972, the Board of Regents approved the sale of vacant land behind this lease to Hunt Building Corporation and a survey showed that the fence and two (2) buildings placed on the land by Benetiz had to be moved to complete the sale to Hunt Building Corporation. In consideration of these buildings being moved, we agreed to recommend a one year lease to O. J. Benetiz at \$275.00 per month.

The Associate Deputy Chancellor for Investments, Trusts and Lands recommends approval of the lease with authorization for execution of the appropriate instruments.

13. U. T. EL PASO - FRANK B. COTTON TRUST - POSSIBLE SALE OF PROPERTY AT COLES AND THIRD AVENUE, EL PASO, TEXAS.--Negotiations are pending with a prospective purchaser for the property at Coles and Third Avenue which is presently leased to East Texas Motor Freight Lines, Inc. If an acceptable offer is received in time, permission is requested to submit it for consideration at the September 11 meeting.

This is a reallocation of funds

Revised

TRUST AND SPECIAL FUNDS - BOND MATTERS.--

14. U. T. AUSTIN - RECOMMENDATION FOR THE SALE OF BONDS, APPOINTMENT OF BOND COUNSEL AND BOND CONSULTANT THEREFOR AND AUTHORIZATION TO INVITE BIDS FOR THE BONDS, THE PAYING AGENTS THEREFOR, AND THE PRINTING THEREOF.--To complete the funding of the proposed College of Education Building and the Graduate School of Business Building at U. T. Austin, with project costs of \$8,750,000 and \$5,900,000, respectively, it is recommended that \$10,000,000 of bonds, to mature over a period of 30 years, callable after 10 years, be sold. These bonds will be additional parity bonds to the \$10,000,000 Combined Fee Revenue Bonds, Series 1970, and \$20,000,000 Combined Fee Revenue Bonds, Series 1971, which have previously been sold and which are secured by and payable from a pledge of the Building Use Fee authorized pursuant to Article 2654c-1, Vernon's Texas Civil Statutes (Skiles Act) to be charged all tuition paying students and the General Use Fee authorized pursuant to Article 2909c-3, V.T.C.S. to be charged all regularly enrolled students of the University for the general use and availability of the campus. Interest Subsidy Grant applications for both of the proposed projects have been approved by the Department of Health, Education and Welfare.

The estimated pledged revenues produced by the Skiles Act (a fee of \$5.00 per semester or term, collected as a part of the tuition fees) and the general use fee presently levied and collected at \$33.00 per regular semester and \$16.50 per summer term and which are presently allocated to the Combined Fee Revenue Bonds, Series 1970 and 1971, produce excess revenues sufficient to service \$8,000,000 of bonds at an anticipated interest rate of 6%. In order to produce the additional revenues necessary to service a \$10,000,000 Bond Issue, it will be necessary to reduce the present Building Use Fee allocated to the \$25,000,000 Building Revenue Bonds, Series 1969, from \$8.00 to \$5.00 and increase the fee allocated to the Combined Fee Revenue Bond Issues to \$36.00 per regular semester and \$18.00 per summer term. The Utility Plant revenues which are also pledged to the Building Revenue Bonds, Series 1969, have increased above the projected levels and are sufficient with the proposed \$5.00 fee to cover the required principal and interest payments on said bonds. The adjustment of the fees pledged to these bond issues will not increase the total amount of the Building Use Fees over the \$50.00 per semester limit which has been established by the Board.

Deputy Chancellor Walker and the Associate Deputy Chancellor for Investments, Trusts and Lands recommend approval of the proposed financing plan for the bond issue with authority being granted to them:

- Connally*
- a. To employ the firm of Vinson, Elkins, Searls, and Smith as Bond Counsel (Bond Counsel for the Series 1970 and 1971 Bond Issues), and Sam Maclin as Bond Consultant;
 - b. To invite bids for such bonds, the paying agency therefor, and printing thereof to be submitted to the meeting of the Board of Regents scheduled for October 20, 1972.

OTHER MATTERS

15. REPORT OF SECURITIES TRANSACTIONS FOR PERMANENT UNIVERSITY FUND AND FOR TRUST AND SPECIAL FUNDS FOR THE MONTH OF JUNE 1972.--The reports of securities transactions for the Permanent University Fund and Trust and Special Funds for June 1972 were mailed to the members of the Board of Regents on August 18, 1972. The results of the mail ballots will be reported by the Secretary at the meeting of the Land and Investment Committee.

FOUNDATION MATTERS

MEETING OF MEMBERS OF THE BOARD OF REGENTS AS TRUSTEES OF WINEDALE STAGECOACH INN FUND.--The Associate Deputy Chancellor for Investments, Trusts and Lands, recommends a brief meeting of the Board of Regents as Trustees of Winedale Stagecoach Inn Fund at the September 11, 1972, meeting of the Board of Regents for action on the following Agenda:

1. APPROVAL OF MINUTES of the meeting of the Trustees on February 4, 1972, distributed earlier by the Secretary-Treasurer.
2. APPROVAL OF AUDIT REPORT for Fiscal Year Ended August 31, 1971, distributed earlier by the Secretary-Treasurer.
3. APPOINTMENT OF WINEDALE ADVISORY COMMITTEE.--It is recommended that the following persons be appointed to the Winedale Advisory Committee for the period September 1, 1972 through August 31, 1973, all being re-appointments except Dr. Ayres (*deceased*):

Mr. D. B. Alexander, Professor of Architecture, Chairman
Dr. James B. Ayres, Associate Professor of English
Mr. M. Wayne Bell, Director of Programs
Dr. W. Frank Blair, Professor of Zoology
Dr. Anna Brightman, Professor of Home Economics
Dr. Marian Davis, Professor of Art
Dr. Hans-Bertold Dietz, Professor of Music
Dr. Joe Frantz, Professor of History
Dr. Wm. H. Goetzmann, Stiles Professor of American Studies and Professor of History
Dr. Wayne H. Holtzman, Hogg Professor of Psychology and Education and President of Hogg Foundation for Mental Health
Dr. C. Richard King, Professor of Journalism
Dr. W. F. Michael, Professor of Germanic Languages
Mr. James Moll, Professor of Drama
Dr. Joe Neal, Professor of Speech and Director of International Office
Dr. William Newcomb, Professor of Anthropology and Director, Texas Memorial Museum
Mr. Henderson Shuffler, Director, Institute of Texan Cultures
Dr. Robert L. Sutherland, Hogg Professor of Sociology and Consultant to Hogg Foundation for Mental Health
Dr. Donald Weismann, University Professor in the Arts

4. RECOMMENDATION FOR TRANSFER OF ADMINISTRATIVE SUPERVISION OF WINEDALE PROPERTIES TO THE OFFICE OF RESEARCH IN TEXAS HISTORY.--When Miss Hogg established the Winedale Stagecoach Inn Fund with the members of the Board of Regents as Trustees in 1965 and deeded to the Trustees the Winedale Properties, administrative supervision of the personnel and Properties, as well as supervision of the endowment fund, was assigned to the Office of Investments, Trusts and Lands. Mr. Shelton,

with the concurrence of Dr. Joe B. Frantz, Professor of History and Director, Research in Texas History, UT Austin, recommends that all Winedale administrative matters, other than the management of the endowment fund, be transferred to the office of Research in Texas History effective September 1, 1972.

5. RECOMMENDATION FOR ELECTION OF SECRETARY-TREASURER AND ASSISTANT SECRETARY-TREASURER.--Mr. Shelton, presently serving as Secretary-Treasurer of the Winedale Stagecoach Inn Fund, recommends, with the concurrence of Dr. Frantz, that Dr. Joe B. Frantz be elected Secretary-Treasurer to replace Mr. Shelton and further that Dr. L. Tuffly Ellis, Assistant Professor of History and Assistant Director, Research in Texas History, be elected Assistant Secretary-Treasurer. As to the new position of Assistant Secretary-Treasurer, the Rules and Regulations adopted by the Trustees provide for "such other officers as may be determined upon and selected by the Trustees."
6. BUDGET FOR WINEDALE STAGECOACH INN PROPERTIES FOR 1972-73.--It is recommended that the Trustees approve the following budget for the operation of the Winedale Properties during the Fiscal Year beginning September 1, 1972:

Page over

BUDGET

Art Curator and Educational Director	\$ 8,328.00
Assistant Building Services Supervisor	8,328.00
Gardener	5,124.00
Social Science/Humanities Research Assistant II	4,692.00
Social Science/Humanities Research Assistant III (1/2 time)	2,814.00
Clerical Assistants (2)	8,184.00
Part-time Employees (Tour Guides, etc.)	4,000.00
Travel and Miscellaneous Expense	1,800.00
Repairs and Replacements	3,000.00
Panel Truck	2,000.00
Supplies	700.00
Utilities	3,600.00
Professional Fees and Consulting Services	3,000.00
	<u>\$55,570.00</u>

Source of Funds:

Income from Original Endowment	\$34,300.00
Income from \$100,000 Additional Endowment from Varner-Bayou Bend Heritage Fund	7,032.00
University's Matching Money for Income from Additional Endowment	7,032.00
Winedale Admission Charges	5,000.00
From Income on Hand 9/1/72	2,206.00
	<u>\$55,570.00</u>

EMERGENCY ITEM

to Ayoub and Wardy Investments L & I

LAND & INVESTMENT COMMITTEE

13. U. T. EL PASO - FRANK B. COTTON TRUST - ~~POSSIBLE~~ SALE OF PROPERTY AT COLES AND THIRD AVENUE, EL PASO, TEXAS. --Since the above matter was reported to the Secretary requesting permission to submit an offer for consideration, we have received a firm offer of \$113,976.00 from Ayoub and Wardy Investments to purchase the property on Coles Street located between Delta Street and Third Avenue. The ~~term~~ are with a downpayment of \$38,976.00 and the seller to carry a mortgage of \$75,000.00 for a 15 year term at 7½% and no real estate commission is involved. The property was appraised as of August 31, 1972 by Mr. William W. Browning, Jr., M.A.I. for \$101,000.00.

On January 29, 1971, the Board of Regents approved a lease on this property at \$550.00 per month to East Texas Motor Freight Lines, Inc. for a three (3) year term beginning ~~January 1, 1971~~ *January 1, 1971* with a three (3) year option at the same rental. East Texas Motor Freight Lines, Inc. is constructing their own building and plan to move by December 31, 1972 and therefore, would not exercise their renewal option for 1974. The proposed sale is subject to this lease.

The Associate Deputy Chancellor for Investments, Trusts and Lands recommends approval of the sale with authorization for execution of the appropriate instruments.

*Study requested
repect to leaving
Versus Selling Property*

*Errors in
material presented*

Committee of the Whole

COMMITTEE OF THE WHOLE
Chairman Peace, Presiding

Date: September 11, 1972

Time: Following the Meeting of the Medical Affairs Committee

Place: Founders North Building
Cafeteria on First Floor
The University of Texas at Dallas

Page
C of W

I. SPECIAL ITEMS

A. U. T. System

1. Ratification of Amendment to the Roster of Depository Banks (Addition of American Bank of Commerce, El Paso, Texas) 2
2. Amendment to Roster of Depository Banks 2

B. U. T. Austin

3. Acceptance of Gift from Ideas, Ingenuity and Inventions in America, Inc. 2

C. Houston Medical School

4. Proposed Amendment to the Bylaws of the Houston Medical Foundation, Inc. 2

II. RATIFICATION (AFFILIATION AGREEMENTS)

A. U. T. El Paso

5. Affiliation Agreement with Providence Memorial Hospital for Clinical Pathology Training for Medical Technology Students 4

B. System Nursing School

6. Fourteen Affiliation Agreements for Clinical Training for Nursing Students 4

III. SCHEDULED MEETINGS AND EVENTS 5

A. U. T. System

- ✓ 1. Ratification of Amendment to the Roster of Depository Banks (Addition of American Bank of Commerce, El Paso, Texas). --

The following action was taken at the Regents' meeting on July 21, 1972. This item was not on the agenda, and it is herewith submitted for ratification:

"Upon recommendation of the Administration, the roster of the depository banks for The University of Texas System was amended by adding the American Bank of Commerce, El Paso, Texas, for time deposits only subject to the bank being willing to execute the standard depository agreement previously approved by the Board of Regents."

2. Amendment to Roster of Depository Banks (Addition of First National Bank of San Antonio, San Antonio, Texas). -- It is recommended that the roster of depository banks for The University of Texas System be amended by adding the First National Bank of San Antonio, San Antonio, Texas, subject to the bank being willing to execute the standard depository agreement previously approved by the Board of Regents.

*Amend
-
-
-
-*

B. U. T. Austin

- ✓ 3. Acceptance of Gift from Ideas, Ingenuity and Inventions in America, Inc. -- Upon recommendation of Chancellor Emeritus Ransom, Chairman Peace executed the acceptance of a gift of approximately 1,000 original patent models from Ideas, Ingenuity and Inventions in America, Inc., to the Humanities Research Center at The University of Texas at Austin relating to the history of technology and patents. The papers executed were Consent of Shareholder, an Indemnity Agreement with Jack R. Crosby and an Indemnity Agreement with Fred Lieberman.

Chairman Peace requests that the acceptance of this gift and the execution of these papers be in all things ratified and approved.

C. Houston Medical School

- ✓ 4. Proposed Amendment to the Bylaws of the Houston Medical Foundation, Inc. --

Chancellor LeMaistre concurs in the recommendation of President Smythe that the Bylaws of the Houston Medical Foundation, Inc., be amended as indicated below to provide for a staggered term arrangement for that Board of Directors. This provision for staggered terms is consistent with the arrangement of other development boards in The University of Texas System.

"2.2 The Board of Directors shall consist of those individuals appointed by the Board of Regents of The University of Texas System. The number of

directors shall be not less than three (3) or more than fifteen (15). The directors shall hold office /FOR THREE (3) YEAR TERMS/ in terms of staggered length and until their successors are duly appointed and qualified. Not less than one (1) nor more than five (5) directors shall serve for one (1) year. Not less than one (1) nor more than five (5) directors shall serve for two (2) years. Not less than one (1) nor more than five (5) directors shall serve for three (3) years."

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System
601 Colorado
Austin, Texas 78701

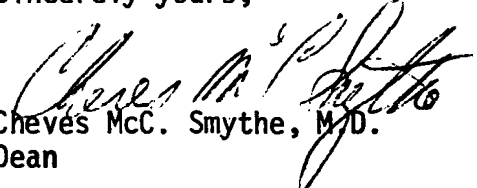
Dear Dr. LeMaistre:

Enclosed you will find an amended section of the Bylaws of the Houston Medical Foundation, Inc.

As the Foundation directors elected a staggered term arrangement, on their behalf I am requesting that the Board of Regents approve the Bylaws of the Houston Medical Foundation as amended.

Best wishes.

Sincerely yours,


Cheves McC. Smythe, M.D.
Dean

Enclosure

cc: Miss Betty Anne Thedford
Mr. W.D. Blunk
Mr. Arthur H. Dilly
Mr. Robert G. Greer
Mr. C.R. Richardson
Dr. Jon H. Fleming

Amend Article II, Section 2.2, Bylaws, The Houston Medical Foundation, Inc., to read as follows:

"2.2 The Board of Directors shall consist of those individuals appointed by the Board of Regents of The University of Texas System. The number of directors shall be not less than three (3) or more than fifteen (15). The directors shall hold office [FOR THREE (3) YEAR TERMS] in terms of staggered length and until their successors are duly appointed and qualified. Not less than one (1) nor more than five (5) directors shall serve for one (1) year. Not less than one (1) nor more than five (5) directors shall serve for two (2) years. Not less than one (1) nor more than five (5) directors shall serve for three (3) years."

II. RATIFICATION (AFFILIATION AGREEMENTS). --The following affiliation agreements are reported for ratification:

5. U. T. El Paso: Affiliation Agreement with Providence Memorial Hospital for Clinical Pathology Training for Medical Technology Students. --

Chancellor LeMaistre concurs in the recommendation of President Smiley that the affiliation agreement with Providence Memorial Hospital be ratified and that the Chairman be authorized to execute this agreement.

This agreement conforms to the model agreement for medical technology approved by the Board on March 16, 1972 and has been approved both as to form and content by appropriate administrative officials.

6. System Nursing School: Fourteen Affiliation Agreements for Clinical Training for Nursing Students. --

Chancellor LeMaistre concurs in the recommendation of Dean Willman that the following affiliation agreements be ratified and that the Chairman be authorized to execute these agreements.

These agreements conform to the model agreement approved by the Board and have been approved both as to form and content by appropriate administrative officials.

Oak Hills Haven Nursing Home, San Antonio
Hermann Hospital, Houston
Catholic Office of Education-Diocese of El Paso
El Paso Public Schools
El Paso Rehabilitation Center
Four Seasons Nursing Center of El Paso
The R. N. Nursing and Convalescent Home, El Paso
Sunset Haven Nursing Home, El Paso
Ysleta Independent School District, El Paso
Tarrant County Health Department, Fort Worth
Arlington Memorial Hospital, Arlington
John Peter Smith Hospital, Fort Worth
Elmwood Hospital, Fort Worth

Chancellor LeMaistre also concurs in the recommendation of Dean Willman that the affiliation agreement with Bergstrom Air Force Base, Austin, Texas, be ratified and that the Chairman be authorized to execute the agreement. This agreement is essentially the same as the model agreement except that the Tactical Air Command has insisted upon the addition of two clauses which in the opinion of System Administration do not represent substantive changes in the model agreement.

(1) A clause has been inserted requiring prior approval by the facility of any publication by students, faculty, or staff members of material relative to their clinical experiences.

(2) While the agreement runs from year to year unless sooner terminated by either party upon the giving of six months advance written notice to the other party, an additional termination clause has been inserted which would allow Bergstrom to terminate the agreement on thirty days notice should the operational requirements of the Air Force Base related to national defense require such a move.

III. SCHEDULED MEETINGS AND EVENTS. --Below is a schedule of meetings and events including the following meetings of the Board of Regents that have been previously scheduled:

1972

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

October 20, 1972 - in Austin
December 8, 1972 - in San Antonio

Jan 26, 1973 - Austin

1972

- Oct. 20 Board of Regents' Meeting
in Austin
Distinguished Alumni Banquet
- Oct. 28 Dedication of John H. Freeman
Building, Houston Medical School
- Nov. 4 Dad's Day, U. T. Austin
- Dec. 8 Board of Regents' Meeting
in San Antonio

Fall 1972

- Sept. 23 Austin vs. Miami (Florida) at Austin
- Sept. 30 Austin vs. Texas Tech at Lubbock
- Oct. 7 Austin vs. Utah State at Austin
- Oct. 14 Austin vs. Oklahoma at Dallas
- Oct. 21 Austin vs. Arkansas at Austin
- Oct. 28 Austin vs. Rice at Houston
- Nov. 4 Austin vs. SMU at Austin
- Nov. 11 Austin vs. Baylor at Waco
- Nov. 18 Austin vs. TCU at Ft. Worth
- Nov. 23 Austin vs. Texas A&M at Austin

Nov. 23-26 Thanksgiving Holidays

1973

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

COMMITTEE OF THE WHOLE

EMERGENCY ITEMS

10. U. T. Austin: Ratification of Authorization to Acquire Forty Acres Club Building and Discussion of Legal Questions in Connection with Fee Title of Property
11. U. T. El Paso: Legal Matters relating to Josephine Clardy Fox Estate

-
10. U. T. Austin: Ratification of Authorization to Acquire Forty Acres Club Building ~~and Discussion of Legal Questions in Connection with Fee Title of Property~~, --At the meeting of the Executive Session of the Committee of the Whole on August 11, 1972, Deputy Chancellor Walker was authorized to negotiate with Mr. Jack Cox for the purchase of the Forty Acres Club Building if after appraisal the property could be bought for not more than \$800,000, The original architects for this building (Jessen Associates, Inc.) were authorized to prepare plans to remodel the building for a faculty club at The University of Texas at Austin at a cost not to exceed \$300,000. ~~It is recommended that this action be ratified.~~

~~Legal questions relating to the Acquisition of the Fee Title of the property will be discussed.~~

11. U. T. El Paso: Legal Matters relating to Josephine Clardy Fox Estate. --

Meeting of the Board

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

Chairman Peace, Presiding

Date: September 11, 1972

Time: 9:00 a. m.

Place: The University of Texas at Dallas
Dallas, Texas

Page
B of R

A. CALL TO ORDER

B. SPECIAL ORDER

U. T. DALLAS: REPORT BY PRESIDENT JORDAN
ON DEVELOPMENT

C. RECESS FOR MEETINGS OF STANDING COMMITTEES AND
COMMITTEE OF THE WHOLE

D. RECONVENE AT 12:00 NOON

E. SPECIAL ORDER

M. D. ANDERSON: BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM, THE UNIVERSITY
OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR
INSTITUTE AT HOUSTON ENDOWMENT AND HOSPITAL
REVENUE BONDS, SERIES 1972, \$16,000,000

Action Required

1. Resolution authorizing issuance and sale of
bonds.
2. Designation of paying agents.
3. Award of contract for printing bonds.
4. Agreement with Board of Directors of the
Lutheran Hospital of Houston and the Trustees
of the M. G. and Lillie A. Johnson Foundation,
Inc.

2a

17

F. RECESS (FOR LUNCH AND FOR COMPLETION OF ANY
UNFINISHED COMMITTEE MEETINGS)

G. RECONVENE

H. CONSIDERATION OF MINUTES OF MEETINGS HELD ON

July 21, 1972

August 11, 1972

I. REPORTS OF STANDING COMMITTEES

1. System Administration Committee by Committee Chairman Ikard
2. Academic and Developmental Affairs Committee by Committee Chairman Kilgore
3. Buildings and Grounds Committee by Committee Chairman Erwin
4. Land and Investment Committee by Committee Chairman Garrett
5. Medical Affairs Committee by Committee Chairman Williams
6. Board for Lease of University Lands by Regent Garrett (Vice-Chairman of the Board for Lease)

J. REPORTS OF SPECIAL COMMITTEES, IF ANY

K. REPORT OF COMMITTEE OF THE WHOLE

L. ADJOURNMENT

DOCUMENTATION

A. CALL TO ORDER

B. SPECIAL ORDER

U. T. DALLAS: REPORT BY PRESIDENT JORDAN ON DEVELOPMENT

C. RECESS FOR MEETINGS OF STANDING COMMITTEES AND COMMITTEE OF THE WHOLE

D. RECONVENE AT 12:00 NOON

E. SPECIAL ORDER

M. D. ANDERSON: (1) RESOLUTION AUTHORIZING ISSUANCE AND AWARDED SALE OF BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972, \$16,000,000 (2) DESIGNATION OF PAYING AGENTS (3) AWARD OF CONTRACT FOR PRINTING BONDS, AND (4) AUTHORIZATION FOR EXECUTION OF AGREEMENT WITH THE BOARD OF DIRECTORS OF THE LUTHERAN HOSPITAL OF HOUSTON AND THE TRUSTEES OF THE M. G. AND LILLIE A. JOHNSON FOUNDATION, INC.--Pursuant to authorization by the Board of Regents at its meeting on July 21, 1972, bids for Board of Regents of The University of Texas System, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston Endowment and Hospital Revenue Bonds, Series 1972, in the amount of \$16,000,000 will be considered by the Board of Regents at 12:00 noon CDT on September 11, 1972, at the designated meeting place at The University of Texas at Dallas. The proposed resolution authorizing issuance of the bonds and awarding the sale thereon is set out on Pages B of R 4-16 .

Bids have been called for these bonds and will be opened at 10:30 a.m. on September 11, 1972, at the offices of McCall, Parkhurst & Horton in Dallas, Texas. Bids for the printing contract and for the paying agents for the bonds

will be opened at 10:00 a.m. on September 6, 1972, in Austin, Texas. The results of the bid openings will be presented to the Regents as hereinafter indicated.

On March 28, 1969, the Board of Regents of The University of Texas System, the Board of Directors of the Lutheran Hospital of Houston and the Trustees of the M. G. and Lillie A. Johnson Foundation, Inc., entered into an Agreement whereby the Johnson Foundation conveyed to the Board of Regents as Trustee of the University Cancer Foundation approximately 51,700 acres of land situated in DeSoto, Charlotte and Highland Counties, Florida, for the purpose of providing funds to acquire, construct and equip a hospital addition and clinic to the existing facilities of The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston. Under the terms of such Agreement, the Board of Regents was authorized to sell the Florida land and was obligated to commence the construction of the proposed facilities by March 28, 1972, or the land or the proceeds of the sale thereof were to revert to the Johnson Foundation. By Agreement dated November 17, 1971, the deadline for the commencement of construction of the proposed facilities was extended to March 28, 1975. In the opinion of Bond Counsel, it is essential to the issuance, sale and delivery of the proposed bonds that the pledge of the gross proceeds from the sale of the Florida land be made free and clear of all restrictions and limitations and that such pledge not be subject to defeasance, offset counterclaim or any other claim by either the Johnson Foundation or the Lutheran Hospital. It is, therefore, recommended that the Board of Regents approve and authorize the execution of the Agreement entered into as of September 11, 1972, by the Board of Directors of the Lutheran Hospital, the Trustees of the M. G. and Lillie A. Johnson Foundation, Inc., and the Board of Regents. By way of information, the Trustees of the M. G. and Lillie A. Johnson Foundation, Inc., and the Board of Directors of the Lutheran Hospital have each met, approved and executed the subject Agreement as set out on Pages B of R 17-21.

Action Requested

1. Adoption of the Resolution set out on Pages B of R 4 through B of R 16. This Resolution was prepared by Bond Counsel and authorizes the issuance and sale of the bonds.
2. Designation of paying agent and co-paying agent.
3. Award of contract for printing the bonds.
4. Approval and authorization for the Chairman or Vice Chairman of the Board of Regents and the Secretary to the Board to execute the Agreement by and between the Board of Regents of The University of Texas System, in its own behalf and as Trustee of the University Cancer Foundation, the Board of Directors of the Lutheran Hospital of Houston and the Trustees of the M. G. and Lillie A. Johnson Foundation, Inc.

RESOLUTION AUTHORIZING THE ISSUANCE OF BOARD OF
 REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, THE
 UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND
 TUMOR INSTITUTE AT HOUSTON, ENDOWMENT AND HOSPITAL
 REVENUE BONDS, SERIES 1972, \$16,000,000

WHEREAS, the Board of Regents of The University of Texas System is authorized to issue the bonds hereinafter authorized pursuant to Chapter 55, Texas Education Code.

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

Section 1. That said Board's negotiable, serial, coupon bonds to be designated "BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON, ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972," are hereby authorized to be issued, sold, and delivered in the principal amount of \$16,000,000, FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE, CONSTRUCT, AND EQUIP A CLINIC AND AN APPROXIMATELY 288 BED HOSPITAL ADDITION (TO BE DESIGNATED AS THE LUTHERAN HOSPITAL-M. G. & LILLIE A. JOHNSON BUILDING) TO THE EXISTING APPROXIMATELY 250 BED HOSPITAL OF THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON.

Section 2. That said bonds shall be dated AUGUST 1, 1972, shall be numbered consecutively from 1 THROUGH 3,200, shall be in the denomination of \$5,000 EACH, and shall mature and become due and payable serially on AUGUST 1 in each of the years, and in the amounts, respectively, as set forth in the following schedule:

<u>YEARS</u>	<u>AMOUNTS</u>	<u>YEARS</u>	<u>AMOUNTS</u>
1977	\$400,000	1988	\$ 760,000
1978	425,000	1989	805,000
1979	450,000	1990	855,000
1980	475,000	1991	905,000
1981	505,000	1992	960,000
1982	535,000	1993	1,015,000
1983	570,000	1994	1,075,000
1984	600,000	1995	1,140,000
1985	640,000	1996	1,210,000
1986	675,000	1997	1,285,000
1987	715,000		

Said bonds may be redeemed prior to their scheduled maturities, at the option of said Board, on the dates stated, and in the manner provided, in the FORM OF BOND set forth in this Resolution.

Section 3. That said bonds scheduled to mature during the years, respectively, set forth below shall bear interest at the following rates per annum:

maturities 1977 through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %
maturities 19__ through 19__	_____ %

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

Section 4. That said bonds, and the interest coupons appertaining thereto, shall be payable, shall have the characteristics, and shall be signed and executed (and said bonds shall be sealed), all as provided, and in the manner indicated, in the FORM OF BOND set forth in this Resolution.

Section 5. That the form of said bonds, including the form of Registration Certificate of the Comptroller of Public Accounts of the State of Texas to be printed and endorsed on each of said bonds, and the form of the aforesaid interest coupons which shall appertain and be attached initially to each of said bonds, shall be, respectively, substantially as follows:

FORM OF BOND:

NO. _____

\$5,000

UNITED STATES OF AMERICA
STATE OF TEXAS
BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON,
ENDOWMENT AND HOSPITAL REVENUE BOND,
SERIES 1972

ON AUGUST 1, 19 , the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM promises to pay to bearer the principal amount of

FIVE THOUSAND DOLLARS

and to pay interest thereon, from the date hereof, at the rate of _____% per annum, evidenced by interest coupons payable FEBRUARY 1, 1973, and semi-annually thereafter on each AUGUST 1 and FEBRUARY 1 while this bond is outstanding.

THE PRINCIPAL of this bond and the interest coupons appertaining hereto shall be payable to bearer, in lawful money of the United States of America, without exchange or collection charges to the bearer, upon presentation and surrender of this bond or proper interest coupon, at the following, which shall constitute and be defined as the "Paying Agent" for this Series of Bonds:

THIS BOND is one of a Series of negotiable, serial, coupon bonds, dated AUGUST 1, 1972, issued in the principal amount of \$16,000,000, FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE, CONSTRUCT, AND EQUIP A CLINIC AND AN APPROXIMATELY 286 BED HOSPITAL ADDITION (TO BE DESIGNATED AS THE LUTHERAN HOSPITAL-M. G. & LILLIE A. JOHNSON BUILDING) TO THE EXISTING APPROXIMATELY 250 BED HOSPITAL OF THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON.

ON AUGUST 1, 1979, OR ON ANY INTEREST PAYMENT DATE THEREAFTER, to and including FEBRUARY 1, 1982, the outstanding bonds of this Series may be redeemed prior to their scheduled maturities, at the option of said Board, for the purpose of being permanently retired and cancelled (but not for the purpose of being refunded), IN WHOLE, OR IN PART, for the principal amount thereof and accrued interest thereon to the date fixed for redemption, plus a premium on the principal amount of each such bond as follows:

3% if redeemed August 1, 1979 through February 1, 1980
2-1/2% if redeemed August 1, 1980 through February 1, 1981
2% if redeemed August 1, 1981 through February 1, 1982.

ON AUGUST 1, 1982, OR ON ANY INTEREST PAYMENT DATE THEREAFTER, the outstanding bonds of this Series may be redeemed prior to their scheduled maturities, at the option of said Board, for any purpose, IN WHOLE, OR IN PART, for the principal amount thereof and accrued interest thereon to the date fixed for redemption, plus a premium of 1-1/2% of the principal amount of each such bond if redeemed on or before FEBRUARY 1, 1990, and without premium if redeemed thereafter.

AT LEAST thirty days prior to the date fixed for any such redemption said Board shall cause a written notice of such redemption to be published at least once in a financial publication published in the City of New York, New York, or in the City of Austin, Texas. By the date fixed for any such redemption due provision shall be made with the "Paying Agent" for the payment of the required redemption price. If such written notice of redemption is published and if due provision for such payment is made, all as provided above, the bonds which are to be so redeemed there- by automatically shall be redeemed prior to their scheduled maturi- ties, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the purpose of being paid by the "Paying Agent" with the funds so provided for such payment.

IT IS HEREBY certified, recited, and covenanted that this bond has been duly and validly issued and delivered; that all acts, conditions, and things required or proper to be per- formed, exist, and be done precedent to or in the issuance and delivery of this bond have been performed, existed, and been done in accordance with law; and that the interest on and princi- pal of this bond and the Series of which it is a part, are secur- ed by and payable from an irrevocable first lien on and pledge of the "Pledged Revenues", as defined and described in the Resolution authorizing this Series of bonds, which include the "Gross Revenues of the Hospital Facilities" of The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, and the "Gross Proceeds from the Conveyance of Endowment Land", and other speci- fied revenues.

SAID BOARD has reserved the right, subject to the restrictions stated in said Resolution authorizing this Series of bonds, to issue additional parity revenue bonds which also may be secured by and made payable from an irrevocable first lien on and pledge of the aforesaid Pledged Revenues.

THE HOLDER HEREOF shall never have the right to demand payment of this obligation out of any funds raised or to be rais- ed by taxation.

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

XXXXXXXXX

Secretary, Board of Regents,
The University of Texas System

XXXXXXXXX

Chairman, Board of Regents,
The University of Texas System.

FORM OF REGISTRATION CERTIFICATE:

COMPROLLER'S REGISTRATION CERTIFICATE: REGISTER NO.

I hereby certify that this bond has been examined, cer- tified as to validity, and approved by the Attorney General of the

State of Texas, and that this bond has been registered by the Comptroller of Public Accounts of the State of Texas.

Witness my signature and seal this

XXXXXXXXX

Comptroller of Public Accounts of
the State of Texas.

FORM OF INTEREST COUPON:

NO. _____ \$ _____

ON _____ 1, 19__

THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM promises to pay to bearer the amount shown on this interest coupon, in lawful money of the United States of America, without exchange or collection charges to the bearer, unless due provision has been made for the redemption prior to maturity of the bond to which this interest coupon appertains, upon presentation and surrender of this interest coupon, at the

said amount being interest due that day on the bond, bearing the number hereinafter designated, of that issue of BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON, ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972, DATED AUGUST 1, 1972. The holder hereof shall never have the right to demand payment of obligation out of any funds raised or to be raised by taxation. Bond No. _____.

XXXXXXXXX

Secretary, Board of Regents

XXXXXXXXX

Chairman, Board of Regents

Section 6. That as used in this Resolution the following terms shall have the meanings set forth below, unless the text hereof specifically indicates otherwise:

The term "Board" shall mean the Board of Regents of The University of Texas System, in its own behalf, and as Trustees of the University Cancer Foundation.

The term "Bonds" shall mean the Board of Regents of The University of Texas System, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, Endowment and Hospital Revenue Bonds, Series 1972, authorized by this Resolution.

The term "Additional Bonds" shall mean the additional parity revenue bonds permitted to be authorized in this Resolution.

The term "Institute" shall mean The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, and its substations, as defined and provided for in Sections 73.101 through 73.111, Texas Education Code.

The term "Hospital Facilities" shall mean all of the land, hospitals, clinics, substations, buildings, structures, equipment, services, and other facilities of every nature whatsoever owned or operated by the Institute, or by the Board, or The University of Texas System, for and on behalf of the Institute, which are used for or related to the diagnosis and/or treatment of patients, including specifically the existing clinic and the

approximately 250 bed hospital located in the Texas Medical Center in the City of Houston, and the approximately 288 bed hospital addition and clinic which will be acquired, constructed, and equipped with the proceeds from the sale of the Bonds, together with all future improvements, enlargements, and additions thereto, and replacements thereof, acquired or constructed from any sources, including the issuance of the Bonds and any Additional Bonds.

The term "Gross Revenues of the Hospital Facilities" shall mean all of the revenues, income, rentals, rates, fees, and charges of every nature derived by the Institute, or by the Board, or The University of Texas System, from the operation and/or ownership of the Hospital Facilities (but specifically excluding any legislative General Revenue Fund appropriations from the State Treasury).

The term "Current Expenses" shall mean all necessary operating expenses, current maintenance charges, expenses of reasonable upkeep and repairs, properly allocated share of charges for insurance and all other expenses incident to the operation and maintenance of the Hospital Facilities, but shall exclude depreciation and all general administrative, overhead, teaching, study, and research expenses of the Institute.

The term "Endowment Land" shall mean the approximately 51,860 acres of land, including the oil, gas, and other minerals contained in and under and that may be produced or mined therefrom, located in the Counties of Charlotte, De Soto, and Highlands, State of Florida, which land has been conveyed by the Board of Regents of The University of Texas System, in its own behalf, and as Trustees of the University Cancer Foundation, to Punta Gorda Isles, Inc., a Florida Corporation, and which land is described in deeds recorded in Official Records Book 392, page 132, of the Charlotte County Records, in Official Records Book 83, page 206, of the De Soto County Records, and in Official Records Book 406, page 929 of the Highlands County Records, respectively.

The term "Gross Proceeds from the Conveyance of Endowment Land" shall mean all of the gross income, payments, royalties, proceeds, and receipts of every nature derived, coming due to, or received by, the Board, in its own behalf, or as Trustees of the University Cancer Foundation, or The University of Texas System, from any sale, lease, rental, or other conveyance of any nature of the Endowment Land, including specifically the gross proceeds and receipts from the payments to be made to the Board in its own behalf, and as Trustees of the University Cancer Foundation, by Punta Gorda Isles, Inc., a Florida Corporation, pursuant to that certain Note dated June 20, 1972, in the principal amount of \$13,000,000, with interest on the unpaid balance at the rate of 7-1/2% per annum, secured by a purchase money Mortgage Deed dated June 20, 1972, executed by Punta Gorda Isles, Inc., which Mortgage Deed is recorded in Official Records Book 392, page 143, of the Charlotte County, Florida, Records, and in Official Records Book 83, page 541, of the De Soto County, Florida, Records, and in Official Records Book 408, page 388, of the Highlands County, Florida, Records; and also including the gross proceeds and receipts from any other sale, lease, rental, or conveyance of any nature of the Endowment Land made by the Board, in its own behalf, or as Trustees of the University Cancer Foundation, due to any foreclosure of the aforesaid Mortgage Deed, or otherwise. It is further specifically covenanted and agreed by the Board, in its own behalf, and as Trustees of the University Cancer Foundation, that it will enforce and collect the aforesaid Note, and foreclose the aforesaid Mortgage Deed if necessary; and that in such event it will sell and convey the Endowment Land as soon as practicable at the best price or prices reasonably obtainable.

The term "Pledged Revenues" shall mean collectively (a) the Gross Revenues of the Hospital Facilities, (b) the Gross Proceeds from the Conveyance of Endowment Land, and (c) any additional revenues, income, receipts, or other resources, including, without limitation, any grants, donations, or income received or to be received from the United States Government, or any other public or private source, whether pursuant to an agreement or otherwise, which hereafter may be pledged to the payment of the Bonds or the Additional Bonds.

Section 7. That the Bonds and any Additional Bonds, and the interest thereon, are and shall be secured by and payable from an irrevocable first lien on and pledge of the Pledged Revenues, and the Pledged Revenues are further pledged to the establishment and maintenance of the Interest and Sinking Fund and the Reserve Fund as provided in this Resolution.

Section 8. That there is hereby created and there shall be established on the books of the Board a separate account or accounts which individually or collectively shall be known as the "Endowment and Hospital Revenue Bonds Revenue Fund" (herein called the "Revenue Fund"). All collections of the Gross Revenues of the Hospital Facilities shall be credited to the Revenue Fund immediately upon receipt.

Section 9. That to pay the principal of and interest on all outstanding Bonds and any Additional Bonds, as the same come due, there is hereby created and there shall be established at an official depository of the Board (which must be a member of the Federal Deposit Insurance Corporation) a separate fund to be entitled the "Endowment and Hospital Revenue Bonds Interest and Sinking Fund" (herein called the "Interest and Sinking Fund").

Section 10. That there is hereby created and there shall be established at an official depository of the Board (which must be a member of the Federal Deposit Insurance Corporation) a separate fund to be entitled the "Endowment and Hospital Revenue Bonds Reserve Fund" (herein called the "Reserve Fund"). The Reserve Fund shall be used finally in retiring the last of the outstanding Bonds and Additional Bonds, or for paying principal of and interest on any outstanding Bonds and Additional Bonds, when and to the extent the amount in the Interest and Sinking Fund is insufficient for such purpose.

Section 11. That money in any Fund established pursuant to this Resolution may, at the option of the Board, be placed in time deposits or be invested in direct obligations of the United States of America, obligations guaranteed or insured by the United States of America, which, in the opinion of the Attorney General of the United States, are backed by its full faith and credit or represent its general obligations, including, but not limited to, evidences of indebtedness issued, insured, or guaranteed by such governmental agencies as the Federal Land Banks, Federal Intermediate Credit Banks, Banks for Cooperatives, Federal Home Loan Banks, Government National Mortgage Association, United States Postal Service, Farmers Home Administration, Federal Home Loan Mortgage Association, Small Business Administration, Federal Housing Association, or Participation Certificates in the Federal Assets Financing Trust; provided that all such deposits and investments shall be made in such manner that the money required to be expended from any Fund will be available at the proper time or times. Such investments shall be valued in terms of current market value as of the last day of February and August of each year. Interest and income derived from such deposits and investments shall be credited to the Fund from which the deposit or investment was made and shall be used only for the purpose or purposes for which such Fund is required or permitted to be used. Such investments shall be sold promptly when necessary to prevent any default in connection with the Bonds or Additional Bonds.

Section 12. That money in all Funds created by this Resolution, to the extent not invested, shall be secured in the manner prescribed by law for securing funds of the Board, in principal amounts at all times not less than the amounts of money credited to such Funds, respectively.

Section 13. (a) That immediately after the delivery of the Bonds the Board shall deposit the amount of \$1,740,000, which is now on hand and available for such purpose, to the credit of the Interest and Sinking Fund.

(b) That the Board shall deposit all Gross Proceeds from the Conveyance of Endowment Land hereafter received, immediately upon receipt, directly to the credit of the Interest and Sinking Fund.

(c) That the Board shall transfer from the Gross Revenues of the Hospital Facilities in the Revenue Fund, or from any other available Pledged Revenues, and deposit to the credit of the Interest and Sinking Fund the amounts, at the times, as follows:

(1) on or before January 25, 1973, and semi-annually on or before each July 25th and January 25th thereafter, an amount which will be sufficient, together with other amounts, if any, then on hand in the Interest and Sinking Fund and available for such purpose, to pay the interest scheduled to accrue and come due on the Bonds on the next succeeding interest payment date; and

(2) on or before January 25, 1977, and semi-annually on or before each July 25th and January 25th thereafter, an amount sufficient, together with other amounts, if any, then on hand in the Interest and Sinking Fund and available for such purpose, to pay one-half of the principal scheduled to mature and come due on the Bonds on the next succeeding August 1.

(d) That if at any time there is on deposit in the Interest and Sinking Fund an amount in excess of that required to pay all principal of and interest on the Bonds and any Additional Bonds through the next succeeding August 1, the Board may use such excess to purchase and cancel Bonds or Additional Bonds at a price not exceeding the redemption price on the next succeeding date upon which any Bonds or Additional Bonds are subject to redemption prior to maturity, or, if any Bonds or Additional Bonds are subject to redemption on the next succeeding interest payment date, the Board may use such excess to redeem Bonds or Additional Bonds on the next succeeding interest payment date, or the Board may use such excess to make any deposit required to be made into the Reserve Fund.

Section 14. That immediately after the delivery of the Bonds the Board shall deposit the amount of \$1,500,000, which is now on hand and available for such purpose, to the credit of the Reserve Fund. So long as the money and investments in the Reserve Fund are not less in market value than a required amount equal to the average annual principal and interest requirements of all then outstanding Bonds and Additional Bonds, no additional deposits need be made into the Reserve Fund; but if the Reserve Fund should be depleted to less than said required amount in market value, then, subject to making the required deposits to the credit of the Interest and Sinking Fund, the Board shall transfer from the Gross Revenues of the Hospital Facilities or any other Pledged Revenues in the Revenue Fund (or from any excess in the Interest and Sinking Fund as permitted by Section 13(d) hereof), and deposit to the credit of the Reserve Fund, semi-annually, on or before each January 25th and July 25th thereafter, a sum at

least equal to 1/10th of the average annual principal and interest requirements of all then outstanding Bonds and Additional Bonds, until the Reserve Fund is restored to said required amount. So long as the Reserve Fund contains said required amount, any surplus in the Reserve Fund over said required amount may be transferred and deposited into the Interest and Sinking Fund.

Section 15. (a) That if on any occasion there shall not be sufficient Pledged Revenues to make the required deposits into the Interest and Sinking Fund and the Reserve Fund, then such deficiency shall be made up as soon as possible from the next available Pledged Revenues, or from any other sources available for such purpose.

(b) That, subject to making the required deposits to the credit of the Interest and Sinking Fund and the Reserve Fund, when and as required by this Resolution, or any resolution authorizing the issuance of Additional Bonds, any surplus Gross Revenues of the Hospital Facilities or any other Pledged Revenues in the Revenue Fund shall be used by the Board for paying, to the extent not paid from other sources, the Current Expenses of the Hospital Facilities, and any remaining balance may be used for any other lawful purpose.

Section 16. On or before the last day of January, 1973, and semi-annually on or before the last day of each July and of each January thereafter while any of the Bonds or Additional Bonds are outstanding and unpaid, the Board shall make available to the paying agents therefor, out of the Interest and Sinking Fund, and/or the Reserve Fund, if necessary, money sufficient to pay such interest on and such principal of the Bonds and Additional Bonds as will accrue or mature on the February 1st or August 1st immediately following. The paying agents shall totally destroy all paid Bonds and Additional Bonds, and the coupons appertaining thereto, and shall furnish the Board with an appropriate certificate of destruction.

Section 17. That at such times as the aggregate amount of money and investments in the Interest and Sinking Fund and the Reserve Fund are at least equal in market value to (1) the aggregate principal amount of all unpaid (unmatured and matured) outstanding Bonds and Additional Bonds, plus (2) the aggregate amount of all unpaid (unmatured and matured) outstanding interest coupons appertaining to such Bonds and Additional Bonds, no further deposits need be made into the Interest and Sinking Fund or Reserve Fund. In determining the amount of such Bonds and Additional Bonds, and interest coupons appertaining thereto, outstanding at any time, there shall be subtracted and excluded the amount of any such Bonds and Additional Bonds, and interest coupons appertaining thereto, which shall have been duly called for redemption and for which funds shall have been deposited with the paying agents therefor sufficient, including any required redemption premium, for such redemption.

Section 18. That the Bonds and any Additional Bonds, and the interest coupons appertaining thereto, will constitute special obligations of the Board payable solely from the Pledged Revenues, and the holders of the Bonds and Additional Bonds, and the coupons appertaining thereto, shall never have the right to demand payment out of funds raised or to be raised by taxation.

Section 19. That the Board shall have the right and power at any time and from time to time, and in one or more Series or issues, to authorize, issue, and deliver additional parity revenue bonds (herein called "Additional Bonds"), in any amounts, for any lawful purpose relating to the Hospital Facilities, and to refund any Bonds or Additional Bonds. Such Additional Bonds, if and when authorized, issued, and delivered in accordance with this Resolution, shall be secured and payable equally and ratably on a parity with the Bonds, and all other outstanding Additional Bonds, by an irrevocable first lien on and pledge of the Pledged Revenues.

Section 20. (a) The Interest and Sinking Fund and the Reserve Fund established by this Resolution shall secure and be used to pay all Additional Bonds as well as the Bonds. However, each resolution under which Additional Bonds are issued shall provide and require that, in addition to the amounts required by the provisions of this Resolution and the provisions of any other resolution or resolutions authorizing Additional Bonds to be deposited to the credit of the Interest and Sinking Fund, the Board shall transfer from the Pledged Revenues and deposit to the credit of the Interest and Sinking Fund at least such amounts as are required for the payment of all principal of and interest on said Additional Bonds then being issued, as the same comes due; and that the aggregate amount to be accumulated and maintained in the Reserve Fund shall be increased (if and to the extent necessary) to an amount not less than the average annual principal and interest requirements of all Bonds and Additional Bonds which will be outstanding after the issuance and delivery of the then proposed Additional Bonds; and that the required additional amount shall be so accumulated by the deposit in the Reserve Fund of all or any part of said required additional amount in cash immediately after the delivery of the then proposed Additional Bonds, or, at the option of the Board, by the deposit, from Pledged Revenues, of said required additional amount (or any balance of said required additional amount not deposited in cash as permitted above) in semi-annual installments, made on or before the 25th day of each January and July following the adoption of the resolution authorizing the issuance of the then proposed Additional Bonds, of not less than 1/10th of said required additional amount (or 1/10th of the balance of said required additional amount not deposited in cash as permitted above).

(b) All calculations of average annual principal and interest requirements made pursuant to this Section are made as of and from the date of the Additional Bonds then proposed to be issued.

(c) The principal of all Additional Bonds must be scheduled to be paid or mature on August 1 of the years in which such principal is scheduled to be paid or mature; and all interest thereon must be payable on February 1 and August 1.

Section 21. Additional Bonds shall be issued only in accordance with this Resolution, but notwithstanding any provisions of this Resolution to the contrary, no installment, Series, or issue of Additional Bonds shall be issued or delivered unless:

(a) The senior financial officer of the Institute signs a written certificate to the effect that the Board is not in default as to any covenant, condition, or obligation in connection with all outstanding Bonds and Additional Bonds, and the resolutions authorizing same, and that the Interest and Sinking Fund and the Reserve Fund each contains the amount then required to be therein.

(b) The State Auditor of the State of Texas, or any certified public accountant, signs a written certificate to the effect that, during either the next preceding University of Texas System fiscal year, or any twelve consecutive calendar month period ending not more than ninety days prior to the adoption of the resolution authorizing the issuance of the then proposed Additional Bonds, the Pledged Revenues, excluding and excepting the Gross Proceeds from the Conveyance of Endowment Land, were at least equal to four times the average annual principal and interest requirements of all Bonds and Additional Bonds to be outstanding after the issuance of the then proposed Additional Bonds.

Section 22. The Board further covenants and agrees that:

(a) It will faithfully perform at all times any and all covenants, undertakings, stipulations, and provisions contained in this Resolution and each resolution authorizing the issuance of Additional Bonds, and in each and every Bond and Additional Bond; that it will promptly pay or cause to be paid from the Pledged Revenues the principal of and interest on every Bond and Additional Bond, on the dates and in the places and manner prescribed in such resolutions and Bonds or Additional Bonds; and that it will, at the times and in the manner prescribed, deposit or cause to be deposited from the Pledged Revenues the amounts required to be deposited into the Interest and Sinking Fund and the Reserve Fund; and any holder of the Bonds or Additional Bonds may require the Board, its officials and employees, and any appropriate official of the State of Texas, to carry out, respect, or enforce the covenants and obligations of this Resolution or any resolution authorizing the issuance of Additional Bonds, by all legal and equitable means, including specifically, but without limitation, the use and filing of mandamus proceedings, in any court of competent jurisdiction, against the Board, its officials and employees, or any appropriate official of the State of Texas.

(b) It is duly authorized under the laws of the State of Texas to create and issue the Bonds; that all action on its part for the creation and issuance of the Bonds has been duly and effectively taken, and that the Bonds in the hands of the holders and owners thereof are and will be valid and enforceable special obligations of the Board in accordance with their terms.

(c) It lawfully owns and is lawfully possessed of the lands, buildings, and facilities constituting the Hospital Facilities, and has a good and indefeasible estate in such lands, buildings, and facilities in fee simple, that it warrants that it has, and will defend, the title to all the aforesaid lands, buildings, and facilities, and every part thereof, for the benefit of the holders and owners of the Bonds and Additional Bonds against the claims and demands of all persons whomsoever, that it is lawfully qualified to pledge the Pledged Revenues to the payment of the Bonds and Additional Bonds in the manner prescribed herein, and has lawfully exercised such rights.

(d) It will from time to time and before the same become delinquent pay and discharge all taxes, assessments, and governmental charges, if any, which shall be lawfully imposed upon it, or the campus, buildings, and facilities of the Hospital Facilities, that it will pay all lawful claims for rents, royalties, labor, materials, and supplies which if unpaid might by law become a lien or charge thereon, the lien of which would be prior to or interfere with the liens hereof, so that the priority of the liens granted hereunder shall be fully preserved in the manner provided herein, and that it will not create or suffer to be created any mechanic's, laborer's, materialman's or other lien or charge which might or could be prior to the liens hereof, or do or suffer any matter or thing whereby the liens hereof might or could be impaired; provided, however, that no such tax, assessment, or charge, and that no such claims which might be used as the basis of a mechanic's, laborer's, materialman's or other lien or charge, shall be required to be paid so long as the validity of the same shall be contested in good faith by the Board.

(e) That while the Bonds or any Additional Bonds are outstanding and unpaid it will continuously and efficiently operate and maintain the Hospital Facilities in good condition, repair, and working order, and at a reasonable cost. The Board also covenants and agrees that the Current Expenses of the Hospital Facilities shall be paid from surplus Gross Revenues of the Hospital Facilities or any other Pledged Revenues in the Revenue Fund, as provided by Section 15(b) hereof, to the extent such surplus Pledged Revenues are available, or paid from the general funds of the Institute in the same manner as the expenses of operation and maintenance of general facilities of

the Institute, or paid from any other sources or funds lawfully available to the Institute or the Board for such purpose.

(f) That while the Bonds or any Additional Bonds are outstanding and unpaid, the Board shall not additionally encumber the Pledged Revenues in any manner, except as permitted in this Resolution in connection with Additional Bonds, unless said encumbrance is made junior and subordinate in all respects to the liens, pledges, covenants, and agreements of this Resolution.

(g) That while the Bonds or any Additional Bonds, are outstanding and unpaid, the Board shall not sell, convey, mortgage, or in any manner transfer title to, or lease, or otherwise dispose of the Hospital Facilities, or any significant or substantial part thereof; provided that whenever the Board deems it necessary to dispose of any furnishings and equipment, it may sell or otherwise dispose of such furnishings and equipment when it has made arrangements to replace the same or provide substitutes therefor.

(h) That at all times hereafter the Board shall procure boiler explosion insurance on all boilers servicing the Hospital Facilities in an amount not less than \$50,000 against loss suffered by reason of a boiler explosion. Further, at all times hereafter the Board shall procure fire and extended coverage insurance on the Hospital Facilities. The foregoing boiler explosion and fire and extended coverage insurance shall be maintained so long as Bonds or Additional Bonds are outstanding and such fire and extended coverage insurance shall be in amounts at least sufficient to provide for full recovery to the extent that the damage does not exceed 80% of full insurable value. Such insurance shall be carried with a reliable insurance company or companies. In lieu of providing fire and extended coverage insurance as required above, the Board may, at its option, provide the equivalent of such insurance under its general System-wide Fire and Extended Coverage Insurance policy, subject to a deductible provision which is reasonable in amount, provided the Board establishes and maintains a special account containing funds which are at least sufficient to offset said deductible amount and which are immediately available for such purpose. Upon the happening of any loss or damage covered by such insurance from one or more of said causes, the Board shall make due proof of loss and shall do all things necessary or desirable to cause the insuring companies to make payment in full directly to the Board. The proceeds of insurance covering such property, together with any other funds necessary and available for such purpose, shall be used forthwith by the Board for repairing the property damaged or replacing the property destroyed; provided, however, that if said insurance proceeds and other funds are insufficient for such purpose, then said insurance proceeds pertaining to the Hospital Facilities shall be used promptly as follows:

(1) for the redemption prior to maturity of the Bonds and Additional Bonds, if any, ratably in the proportion that the outstanding principal of each Series or issue of Bonds or Additional Bonds bears to the total outstanding principal of all Bonds and Additional Bonds; provided that if on any such occasion the principal of any such Series or issue is not subject to redemption, it shall not be regarded as outstanding in making the foregoing computation; or

(2) if none of the outstanding Bonds or Additional Bonds is subject to redemption, then for the purchase on the open market and retirement of said Bonds and Additional Bonds, in the same proportion as prescribed in the foregoing clause (1), to the extent practicable; provided that

the purchase price for any such Bond or Additional Bonds shall not exceed the redemption price of such Bond or Additional Bond on the first date upon which it becomes subject to redemption; or

(3) to the extent that the foregoing clauses (1) and (2) cannot be complied with at the time, the insurance proceeds, or the remainder thereof, shall be deposited in a special and separate trust fund, at an official depository of the Board, to be designated the Insurance Account. The Insurance Account shall be held until such time as the foregoing clauses (1) and/or (2) can be complied with, or until other funds become available which, together with the Insurance Account, will be sufficient to make the repairs or replacements originally required, whichever of said events occurs first.

(i) At all times when the Reserve Fund does not contain the maximum aggregate amount required to be on deposit therein, the Board shall procure and maintain use and occupancy insurance on all the facilities, buildings, and structures of the Hospital Facilities, to the extent obtainable, in an amount sufficient to enable the Board to deposit into the Interest and Sinking Fund and the Reserve Fund, out of the proceeds of such insurance, an amount equal to the sums that are required to be deposited into said Funds from the Pledged Revenues during the time the Hospital Facilities are wholly or partially unusable, as a result of loss of use or occupancy caused by the perils covered by fire and extended coverage insurance.

(j) The annual audit hereinafter required shall contain a section commenting on whether or not the Board has complied with the requirements of this Section with respect to the maintenance of insurance, and listing all policies carried, and whether or not all insurance premiums upon the insurance policies to which reference is hereinbefore made have been paid.

(k) The Board will fix, establish, maintain, and collect such rentals, rates, charges, and fees for the use and availability of the Hospital Facilities as are necessary to produce Gross Revenues of the Hospital Facilities sufficient, together with any other available resources, to pay all Current Expenses of the Hospital Facilities, and sufficient, together with other Pledged Revenues, to make all payments and deposits required to be made into the Interest and Sinking Fund, and to maintain the Reserve Fund, in connection with all Bonds and Additional Bonds.

(l) Proper books of record and account will be kept in which full, true, and correct entries will be made of all dealings, activities, and transactions relating to the Pledged Revenues, and all books, documents, and vouchers relating thereto shall at all reasonable times be made available for inspection upon request of any bondholder.

(m) That each year while any of the Bonds or Additional Bonds are outstanding, an audit will be made of its books and accounts relating to the Pledged Revenues by the State Auditor of the State of Texas, or any certified public accountant, such audit to be based on the fiscal year of The University of Texas System. As soon as practicable after the close of each such fiscal year, and when said audit has been completed and made available to the Board, a copy of such audit for the preceding fiscal year shall be mailed to all bondholders who shall so request in writing. Such annual audit reports shall be open to the inspection of the bondholders and their agents and representatives at all reasonable times.

(n) That the Board covenants that it will not permit to be deposited to the credit of any of the Funds created by this Resolution, or applied to the payment of the principal of or interest on the Bonds or any Additional Bonds, any proceeds from any grant, subsidy, donation, or income received from the United States Government, whether pursuant to agreement or otherwise, if such deposit or application would result in interest payable on the Bonds or Additional Bonds being includable in whole or in part in gross income for Federal income tax purposes.

(o) That the Board covenants that it will comply with all of the terms and conditions of any and all grant or subsidy agreements applicable to the Bonds or Additional Bonds entered into between the Board and any governmental agency in connection with any grant or debt service subsidy; and the Board will take all action necessary to enforce said terms and conditions.

(p) That the Board covenants to and with the purchasers of the bonds that it will make no use of the proceeds of the bonds at any time throughout the term of this issue of bonds which, if such use had been reasonably expected on the date of delivery of the bonds to and payment for the bonds by the purchasers, would have caused the bonds to be arbitrage bonds within the meaning of Section 103(d) of the Internal Revenue Code of 1954, as amended, or any regulations or rulings pertaining thereto; and by this covenant the Board is obligated to comply with the requirements of the aforesaid Section 103(d) and all applicable and pertinent Department of the Treasury regulations relating to arbitrage bonds. The Board further covenants that the proceeds of the bonds will not otherwise be used directly or indirectly so as to cause all or any part of the bonds to be or become arbitrage bonds within the meaning of the aforesaid Section 103(d), or any regulations or rulings pertaining thereto.

Section 23. That either the Chairman or the Vice-Chairman of the Board is hereby authorized to have control of the Bonds and all necessary records and proceedings pertaining to the Bonds pending their delivery and their investigation, examination, and approval by the Attorney General of the State of Texas, and their registration by the Comptroller of Public Accounts of the State of Texas. Upon registration of the bonds, said Comptroller of Public Accounts (or a deputy designated in writing to act for said Comptroller) shall manually sign the Comptroller's Registration Certificate printed and endorsed on each of the Bonds, and the seal of said Comptroller shall be impressed, or placed in facsimile, on each of the Bonds.

Section 24. That it is hereby officially found and determined: that a case of emergency or urgent public necessity exists which requires the holding of the meeting at which this Resolution is adopted, such emergency or urgent public necessity being that the proceeds from the sale of said Bonds are required as soon as possible and without delay for necessary and urgently needed public improvements; and that said meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Vernon's Ann. Civ. St. Article 6252-17.

Section 25. That said Bonds are hereby sold and shall be delivered to a Syndicate headed by _____

_____, for cash for the par value thereof and accrued interest thereon to date of delivery, plus a premium of \$_____.

AGREEMENT

THE STATE OF TEXAS :

COUNTY OF HARRIS :

WHEREAS, on March 28, 1969, the Board of Directors of the Lutheran Hospital of Houston, Texas (hereinafter sometimes called "Lutheran Hospital"), the Trustees of the M. G. & Lillie A. Johnson Foundation, Inc. (hereinafter sometimes called the "Johnson Foundation"), and the Board of Regents of The University of Texas System, acting in its own behalf, and as Trustees of the University Cancer Foundation (hereinafter sometimes called the "Board") entered into an Agreement (hereinafter sometimes called the "1969 Agreement"); and

WHEREAS, a copy of the 1969 Agreement is attached hereto, marked "Exhibit A", and made a part hereof for all purposes; and

WHEREAS, on November 17, 1971, an Extension Agreement (hereinafter sometimes called the "1971 Extension Agreement") was made and entered into by and between the Board and the Johnson Foundation, wherein the 1969 Agreement was extended to a period of six years commencing on March 28, 1969; and

WHEREAS, a copy of the 1971 Extension Agreement is attached hereto, marked "Exhibit B", and made a part hereof for all purposes; and

WHEREAS, the approximately 51,700 acres of land situated in De Soto, Charlotte, and Highlands Counties, Florida, conveyed to the University Cancer Foundation pursuant to the 1969 Agreement has been conveyed by the Board to Punta Gorda Isles, Inc., a Florida Corporation; and

WHEREAS, the Board proposes to issue, pursuant to Chapter 55, Texas Education Code, its negotiable bonds to be designated the "Board of Regents of The University of Texas System, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, Endowment and Hospital Revenue

Bonds, Series 1972", in the principal amount of \$16,000,000, (hereinafter sometimes called the "Bonds"), for the purpose of providing funds to acquire, construct, and equip a clinic and an approximately 288 bed hospital addition (to be designated as the Lutheran Hospital-M. G. & Lillie A. Johnson Building) to the existing approximately 250 bed hospital of the University of Texas M. D. Anderson Hospital and Tumor Institute at Houston; and

WHEREAS, a copy of the resolution (hereinafter sometimes called the "Bond Resolution") proposed to be adopted by the Board authorizing the issuance of the Bonds, with the exception of the interest rates, the Paying Agent, the purchaser, and the premium, if any, is attached hereto, marked "Exhibit C", and made a part hereof for all purposes; and

WHEREAS, the Gross Proceeds from the Conveyance of Endowment Land, as defined in the Bond Resolution (hereinafter sometimes called the "Gross Proceeds from the Conveyance of Endowment Land") are pledged to the payment of the principal of and interest on the Bonds by the terms of the Bond Resolution; and

WHEREAS, the Bonds are being issued for the purpose which satisfies the intent and meaning of the 1969 Agreement and the 1971 Extension Agreement; and

WHEREAS, it is essential to the issuance, sale, and delivery of the Bonds that the pledge of the Gross Proceeds from the Conveyance of Endowment Land be made free and clear of all restrictions and limitations, and that such pledge not be subject to defeasance, offset, counterclaim, or any other claim by Lutheran Hospital or the Johnson Foundation; and

WHEREAS, it is recognized by the parties hereto that without the execution of this Agreement it would not be feasible for the Board to market and sell the Bonds and finance the acquisition, construction, and equipment of the facilities for which the Bonds are to be issued.

NOW THEREFORE, in consideration of the mutual benefits to the parties hereto, it is hereby agreed as follows:

Section 1. That the authorization, sale, and delivery of the Bonds substantially in the manner set forth in the Bond Resolution, and the method of financing provided therein, will satisfy and comply with the terms, provisions, and conditions of the 1969 Agreement and the 1971 Extension Agreement.

Section 2. That upon the authorization, sale, and delivery of the Bonds to the purchaser or purchasers thereof, substantially in the manner set forth in the Bond Resolution, the lien on and pledge of the Gross Proceeds from the Conveyance of Endowment Land, created in favor and for the benefit of the holders of the Bonds as provided in the Bond Resolution, shall be absolute, unconditional, and final, and all right, title, interest, reversion, or claim of any nature of or on the part of Lutheran Hospital and the Johnson Foundation in and to said Gross Proceeds from the Conveyance of Endowment Land, or in and to the Endowment Land, automatically, and without further action, shall cease, terminate, and be released and void.

Section 3. That following the authorization, sale, and delivery of the Bonds as aforesaid, the Board agrees to acquire, construct, and equip the facilities for which the Bonds are being issued as soon as practicable, and to comply with the other provisions of the 1969 Agreement and the 1971 Extension Agreement which are not inconsistent with the provisions of this Agreement and the Bond Resolution; provided specifically, however, that after the delivery of the Bonds as aforesaid to the purchaser or purchasers thereof, any delay or failure in letting or completing any construction contract in connection with the facilities to be acquired, constructed, and equipped with the proceeds from the sale of the Bonds, or failure to comply with any other term, provision, or condition of the 1969 Agreement or the 1971 Extension Agreement, shall in no way affect the aforesaid absolute,

unconditional, and final lien on and pledge of the Gross Proceeds from the Conveyance of Endowment Land created in favor of the holders of the Bonds, or the provisions of Sections 1 and 2 of this Agreement, and in all events the Gross Proceeds from the Conveyance of Endowment Land shall be used to pay the principal of and interest on the Bonds as provided in the Bond Resolution.

IN WITNESS WHEREOF, the parties hereto, acting under authority of their respective governing bodies, have caused this Agreement to be duly executed in several counterparts, each of which shall constitute an original, all as of the 11th day of September, 1972.

BOARD OF DIRECTORS OF THE LUTHERAN HOSPITAL, and LUTHERAN HOSPITAL OF HOUSTON, TEXAS

BY [Signature]
Chairman, Board of Directors

ATTEST:

[Signature: Q.E. Wolfel]
Secretary

(SEAL)

TRUSTEES OF THE M. G. & LILLIE A. JOHNSON FOUNDATION, INC., and THE M. G. & LILLIE A. JOHNSON FOUNDATION, INC.

BY [Signature: Arnold Karp]
President, Board of Trustees

ATTEST:

[Signature: R. M. H. Lubinski]
Secretary

(SEAL)

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, IN ITS OWN BEHALF, AND AS TRUSTEES OF THE UNIVERSITY CANCER FOUNDATION

BY _____
Chairman, Board of Regents

ATTEST:

Secretary

(SEAL)

F. RECESS (FOR LUNCH AND FOR COMPLETION OF ANY UNFINISHED COMMITTEE MEETINGS)

G. RECONVENE

H. CONSIDERATION OF MINUTES OF MEETINGS HELD ON

July 21, 1972

August 11, 1972

I. REPORTS OF STANDING COMMITTEES

1. System Administration Committee by Committee Chairman Ikard
2. Academic and Developmental Affairs Committee by Committee Chairman Kilgore
3. Buildings and Grounds Committee by Committee Chairman Erwin
4. Land and Investment Committee by Committee Chairman Garrett
5. Medical Affairs Committee by Committee Chairman Williams
6. Board for Lease of University Lands by Regent Garrett (Vice-Chairman of the Board for Lease)

J. REPORTS OF SPECIAL COMMITTEES, IF ANY

K. REPORT OF COMMITTEE OF THE WHOLE

L. ADJOURNMENT

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON
ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972

\$16,000,000

SALE OF THE BONDS.--As authorized, bids were called for and received until 10:30 A.M., CDT, on September 11, 1972, and then publicly opened and tabulated. A copy of the tabulation is attached.

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the Board of Regents adopt the resolution authorizing the issuance of the bonds and the sale to Halsey Stuart & Co., Inc., Reynolds Securities, Inc., and

Lehman Bros. Inc.,

at the price of par and accrued interest to date of delivery, at rates of interest shown on the tabulation, plus a premium of \$24,320.00.

DESIGNATION OF PAYING AGENCY.--Attached is a tabulation of the bids received and publicly opened and tabulated at 10:00 A.M., CDT, on September 6, 1972, in accordance with specifications previously furnished the qualified bidders (Texas banks with assets in excess of \$100,000,000).

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the bid of The Austin National Bank, Austin, Texas, to serve as paying agent for this issue be accepted. The bank will make no charge for payment of bonds and coupons and will pay the Board of Regents the sum of \$251.00. The Co-Paying Agent is Bankers Trust Company, New York.

AWARD OF CONTRACT FOR PRINTING THE BONDS.--Attached is a tabulation of the bids received and publicly opened and tabulated at 10:00 A.M., CDT, on September 6, 1972, in accordance with specifications previously furnished companies bidding on University issues in recent years.

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands, joined by the Deputy Chancellor for Administration, that the bid of Steck-Warlick Company, The Steck Division, be accepted for printing the bonds with lithographed borders, as set out in the specifications, for the sum of \$ 1,246.60, there being 7 interest rates.

TABULATION OF BIDS

\$ 16,000,000

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON
ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972

Bids Opened Monday, September 11, 1972

ACCOUNT	COUPONS	INTEREST COST	EFFECTIVE RATE
Walsey Stuart & Co., Inc. Reynolds Securities Fehman Bros., Inc.	19 77 to 1982 6% 1983 5.40% 1984 1989 5.20% 1990 5.25% 1991 1993 5.30% 1994 1996 5.40% 1997 4.50%	Gross: \$14,395,730.00 Less Prem: 24,320.00 Net: \$14,371,410.00	5.2577%
Millon, Read Municipals	19 77 to 1984 6.50% 1985 1987 5.25% 1988 1989 5.30% 1990 1991 5.40% 1992 1994 5.50% 1995 1997 5.00%	Gross: \$14,789,912.50 Less Prem: 128.00 Net: \$14,798,784.50	5.4108%
White, Weld & Co., Inc. The First Boston Corp. Merrill Lynch, Pierce, Fenner & Smith, Inc. Bankers Trust Co. Chemical Bank The Northern Trust Co. Kauscher Pierce Sec. Corp.	19 77 to 1980 6.60% 1981 5.60% 1982 1987 5.10% 1988 5.20% 1989 1997 5.25%	Gross: \$14,444,455.00 Less Prem: -0- Net: \$14,444,455.00	5.284428%
Organ Guaranty Trust Co. of New York First National City Bank Salomon Brothers	19 77 to 1980 6.50% 1981 6.25% 1982 1985 5.00% 1986 5.10% 1987 1988 5.20% 1989 1997 5.25%	Gross: \$14,446,083.00 Less Prem: 277.00 Net: \$14,445,806.00	5.2849%
First National Bank in Dallas & Associates	19 77 to 1982 6.00% 1983 5.60% 1984 1989 5.25% 1990 5.30% 1991 1992 5.40% 1993 1996 5.50% 1997 4.50%	Gross: \$14,604,670.00 Less Prem: 366.50 Net: \$14,604,303.50	5.34290%
Smith, Barney & Co. Inc. Drexel Firestone Inc., & Associates	19 77 to 1980 5.50% 1981 5.40% 1982 1986 5.00% 1987 1989 5.25% 1990 1991 5.30% 1992 1995 5.40% 1996 1997 5.50%	Gross: \$14,599,225.00 Less Prem: 1,364.80 Net: \$14,597,860.20	5.340550%
	19 _____ to _____ _____ _____ _____ _____ _____ _____	Gross: _____ Less Prem: _____ Net: _____	

BIDS FOR PAYING AGENCY

\$ 16,000,000

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
 THE UNIVERSITY OF TEXAS M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE AT HOUSTON
 ENDOWMENT AND HOSPITAL REVENUE BONDS, SERIES 1972

Tabulation of Bids Received
 September 6, 1972 - 10:00 a.m., CDT

Bidder	New York Co-Paying Agent	Per Coupon Paid	Per Bond Paid
The Austin National Bank, Austin, Texas	Bankers Trust Company, New York, N. Y.	Pay Board of Regents \$251.00	
The Capital National Bank in Austin, Austin, Texas	Chemical Bank New York Trust Company	11¢	\$1.10
Republic National Bank of Dallas, Dallas, Texas	First National City Bank of New York	10¢	\$1.25
The Citizens National Bank of Waco, Waco, Texas	Morgan Guaranty Trust Company	5¢	\$.50
Texas Commerce Bank National Association, Houston, Texas	Bankers Trust Company, New York, N. Y.	11½¢	\$1.00
Bank of the Southwest National Association, Houston, Texas	Bankers Trust Company, New York, N. Y.	7¢	\$.70
The Fort Worth National Bank, Fort Worth, Texas	Bankers Trust Company, New York, N. Y.	10¢	\$1.25

**COMMITTEE OF THE WHOLE
EXECUTIVE SESSION**

September 11, 1972

The items listed on the Agenda of the Executive Session of the Committee of the Whole relate either to personnel matters, land acquisition and security or to items requiring legal consultation.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
September 11, 1972

STRICTLY
EXECUTIVE SESSION

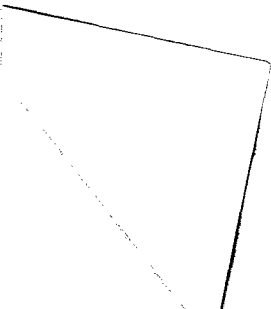
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9. U. T. Austin: Dr. Ransom's Submission of Legal Terms of Proposed Gifts to Humanities Research Center	10

cc.

**COMMITTEE OF THE WHOLE
EXECUTIVE SESSION**

September 11, 1972

The items listed on the Agenda of the Executive Session of the Committee of the Whole relate either to personnel matters, land acquisition and security or to items requiring legal consultation.



BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
September 11, 1972

STRICTLY
EXECUTIVE SESSION

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Place of Meeting: Library Conference Room, Second Floor
of Founders North Building

DOCUMENTATION

1. U. T. System: Legal Procedures Involved in Operation of Air Transportation. --
2. U. T. Austin: Approval of Visiting Professorship. --

Chancellor LeMaistre concurs in President Spurr's recommendation regarding a visiting professorship for Dr. Kurt von Fritz as set forth in the letter below and recommends Board approval of this offer to Dr. Fritz.

Professor Fritz is currently at the University of Munich and has previously taught at several universities in the United States.

August 11, 1972

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

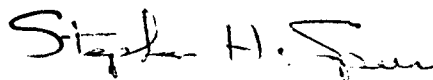
Dear Dr. LeMaistre:

In accordance with the Regents' Rules and Regulations (Part One, Chapter III, Section 31.17) may I ask for your approval and that of the Board of our recommendation to offer a visiting professorship appointment to Dr. Kurt von Fritz for the spring semester of 1973. Professor von Fritz would be 72 years old at the time of his appointment, which would extend for the one semester only.

Professor von Fritz is one of the world's most distinguished classical scholars and would make a significant contribution in our departments of Philosophy and Classics. We would plan to have him teach a full load for a one semester salary of \$14,000.

Full inquiries have been made concerning Professor von Fritz's physical condition and we are assured that he would be perfectly capable of performing all required duties. I would be pleased to provide any additional information about this matter that you might wish.

Sincerely yours,



Stephen H. Spurr
President

SHS:ph

3. U. T. Dallas: Nomination to Development Board. --

Chancellor LeMaistre concurs in the request set forth by President Jordan in the letter which follows that Mr. Robert L. Cattoi, Senior Vice-President for Research and Development at Collins Radio, be approved as a nominee to the Development Board for The University of Texas at Dallas.

OFFICE OF THE PRESIDENT

August 4, 1972

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

Dear Mickey:

We are proceeding with the recruitment of a Development Board for The University of Texas at Dallas. I have issued invitations to twenty-five of the individuals from the approved list of nominees, and to date we are enjoying a favorable response.

As we prepared our list, it seemed important that our neighbor corporation, Collins Radio (now a part of North American-Rockwell), should be represented on the Development Board. The name of Robert C. Wilson, President and Chief Executive Officer, was submitted to you and approved. Unfortunately, Mr. Wilson felt it necessary to decline our invitation.

He did, however, indicate his company's interest in contributing to the advancement of The University of Texas at Dallas and proposed the name of the Senior Vice President for Research and Development at Collins, Mr. Robert L. Cattoi, as a member of our Development Board. Mr. Cattoi is a graduate of the University of Wisconsin and has been in various positions with Collins for more than twenty years. He is also a director of that company.

We do have other approved alternates for the Development Board as any of the initial invitees decline. However, I think the Collins-University of Texas at Dallas tie is so important, that I would like to submit the name of Robert L. Cattoi to be added to our approved list at the earliest convenient time.

Sincerely yours,



Bryce Jordan
President

BJ:pn

4. Dallas Medical School: Legal Aspects Regarding the Authority to Accept a Gift from Mr. and Mrs. W. W. Overton, Jr., of Dallas, Texas. --

Mr. W. W. Overton, Jr. and his wife, Evelyn, have negotiated a gift with the Southwestern Medical Foundation of Dallas, Texas, for the purpose of establishing the Evelyn L. Overton Hematology-Oncology Research Laboratory at Southwestern Medical School. The provisions of the trust agreement are to the effect that the Southwestern Medical Foundation will administer the trust and the net income will be utilized by the Southwestern Medical School for the purpose as stated.

Inasmuch as time was of the essence, Deputy Chancellor Walker accepted the gift for, and on behalf of, the Board of Regents of The University of Texas System, in order that negotiations could be completed expeditiously.

System Administration concurs in the recommendation of President Sprague that the gift of Mr. and Mrs. W. W. Overton, Jr. be accepted with gratitude and that the action of Deputy Chancellor Walker in accepting the gift on behalf of the Board of Regents of The University of Texas System be hereby ratified and approved.

AGREEMENT

THE STATE OF TEXAS)
)
COUNTY OF DALLAS) KNOW ALL MEN BY THESE PRESENTS:

That we, W. W. OVERTON, JR., and wife, EVELYN L. OVERTON, of Dallas County, Texas (hereinafter called Donors), subject to the further provisions hereof, do hereby transfer irrevocably the assets described in 'Exhibit A' hereto attached, to the Southwestern Medical Foundation of Dallas, Texas, for the use and benefit of The University of Texas Southwestern Medical School at Dallas, Texas, title to all property and things of value now or hereafter given for the purposes herein stated, to be vested in Southwestern Medical Foundation of Dallas, Texas (hereinafter called the Foundation), acting by and through its Board of Trustees, as such Board may be comprised from time to time.

The Fund shall also be open to gifts of cash, securities and other things of value by us or any other persons who may hereafter desire to make such gifts; but such other gifts, if made, shall in no wise modify the purpose of this Agreement. Any capital gains from the sale of any assets of this Fund shall become a part of the corpus of the Fund.

The purpose of this Agreement is to provide a Fund to be known and designated as the Evelyn L. Overton Fund, all of the net income from which or so much of which said income as may be required is to be used to establish, support and maintain a Department in The University of Texas Southwestern Medical School, to be known as the Evelyn L. Overton

Hematology-Oncology Research Laboratory and which said income shall be used directly in research on aspects of control of tumors by drugs and in the study of the biochemical mechanisms in tumor growth, or other research as may be deemed appropriate by Dr. Eugene P. Frenkel, Director of the Division of Hematology at said Medical School, or his successors. It is understood that in the event the causes and cure of cancer become known, the Laboratory and the income from its endowment may be devoted to other research programs at the Medical School.

The Foundation, acting by and through its Board of Trustees from time to time in office, is empowered to administer this Agreement. The Foundation, so acting, shall hold, manage, control, exchange, lease, alienate for cash, or wholly or in part on credit, borrow money, hypothecate, mortgage, invest and reinvest in any way the whole or any part of the properties comprising the Fund, in whatever form it may take, expressly including the properties into which same may be converted, and collect the proceeds thereof and the profits and income therefrom, and from such income pay all costs and expenses of administering and furthering the purpose of this Agreement; and shall from time to time, not less frequently than semi-annually, pay out of the net income only (but no part of the corpus of the Fund) to The University of Texas Southwestern Medical School such amounts of money as shall be expended by it for carrying out the purpose of this Agreement.

By the acceptance hereof, Southwestern Medical Foundation,

acting by and through its Board of Trustees, and the Board of Regents of The University of Texas System, as beneficiary, hereby accept the Fund created by this instrument, and agree to carry out the same and each and every provision hereof upon the terms herein set forth; provided, however, that Southwestern Medical Foundation shall not be liable to provide funds from sources other than herein referred to, or for the performance of any obligations or duties not herein set forth.

The Foundation hereby acknowledges the receipt from Donors of the foregoing items listed above, to be administered in carrying out this Agreement; and Southwestern Medical Foundation, and the Board of Regents of The University of Texas System, as beneficiary, hereby accept the Fund created by this Agreement and agree to carry out and perform the terms and provisions hereof.

Donors hereby irrevocably renounce any right or privilege to alter, amend or revoke this Agreement.

WITNESS OUR HANDS, this _____ day of _____, 1972.

W. W. Overton, Jr.

Evelyn L. Overton

STATE OF TEXAS)
)
COUNTY OF DALLAS)

Before me, the undersigned authority, on this day personally appeared W. W. OVERTON, JR., and his wife, EVELYN L. OVERTON, both known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they each executed the same for the purposes and consideration therein expressed; and the said Evelyn L. Overton, wife of the said W. W. Overton, Jr., having been examined by me privily and apart from her husband and having the same fully explained to her, she, the said Evelyn L. Overton, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on this, the _____ day of _____, 1972.

NOTARY PUBLIC IN AND FOR DALLAS COUNTY,
TEXAS

ACCEPTED _____, 1972

ATTEST:

SOUTHWESTERN MEDICAL FOUNDATION

Secretary

By _____

ACCEPTED _____, 1972

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Secretary

By _____

Chairman.

5. Galveston Medical Branch: Personnel Matters. -- *Participate*

Chancellor LeMaistre concurs in the request of President Blocker set forth below in his letter of August 7, 1972 and requests Board approval for the retaining of Mr. V. E. McLeod.



THE UNIVERSITY OF TEXAS MEDICAL BRANCH
GALVESTON, TEXAS 77550

OFFICE OF THE PRESIDENT
PHONE: 80 5-1902

August 7, 1972

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Dr. LeMaistre:

On the basis of statements made in Executive Session at the July 21 meeting of The Board of Regents and in view of a possible lawsuit against The University of Texas Medical Branch at Galveston, I would like to recommend that Mr. V. E. McLeod be retained by The University to represent The Medical Branch.

Sincerely yours,

V. W. (handwritten)

T. G. Blocker, Jr. (handwritten signature)

T. G. Blocker, Jr., M.D.
President

TGB:rc

cc: Mr. E. D. Walker

6. U. T. System: Discussion of Legal and Personnel Matters Related to Administrative Structure. --If any material is distributed, it will be for discussion only and for consideration at a later meeting.

7. U. T. Dallas: Discussion of Legal Matters Involved in Development. --

8. U. T. Austin: Submission of Report by Dr. Ransom on Legal Status of Collections Deposit Library Materials to Be Transferred to Humanities Library. --

9. U. T. Austin: Dr. Ransom's Submission of Legal Terms of Proposed Gifts to Humanities Research Center. --



THE UNIVERSITY OF TEXAS SYSTEM

Office of the Chancellor

601 COLORADO STREET, AUSTIN, TEXAS 78701

September 1, 1972

MEMORANDUM

TO: Members of the Board of Regents

Mr. Peace, Chairman
Mr. Ikard, Vice-Chairman
Mr. Erwin
Mr. Garrett
Mrs. Johnson
Mr. Kilgore
Mr. McNeese
Dr. Nelson
Mr. Williams

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

cal

SUBJECT: Proposed Changes in Legal and Administrative Patterns

At the request of the Chairman, attached for your review are the materials I will use as the basis of my report to the Board on September 11, 1972.

The items duplicated on blue paper are those on which Board action on September 11th is requested. They relate to recommendations which should be included in the Legislative Budget submission for October 15th.

Those items duplicated on white paper contain recommendations for discussion purposes, and on which no action is requested on September 11th.

CAL:nl

Attachments

xcs: Miss Thedford
Mr. Walker
Dr. Ashworth
Dr. Knisely
Mr. Dilly

PROPOSED
CHANGES IN LEGAL AND ADMINISTRATIVE PATTERNS

For Consideration By

The Board of Regents
in Executive Session
September 11, 1972

TABLE OF CONTENTS

I Items Requiring Board Action on September 11, 1972 (Blue Paper)

1. M.D. Anderson Hospital and Tumor Institute
2. University of Texas at San Antonio

II Items for Discussion (White Paper)

1. University of Texas at El Paso
2. System-Wide Nursing School
3. Houston Dental Branch, San Antonio Dental School, School of Public Health, and Graduate School of Biomedical Sciences at Houston
4. All Biomedical Components
5. System Administration: University Council and Health Affairs Council
6. System Administration: Use of University Aircraft

M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE

Chancellor LeMaistre recommends that for the October submission of the legislative budget requests for 1973-75 that the request for the Environmental Science Park be listed as a line item within the overall budget of the M.D. Anderson Hospital and Tumor Institute.

A comparable situation exists in that the Tumor Institute and Southern Pacific Hospital and Rehabilitation Center are already line items within the overall institutional budget.

Since the management and operation of the Environmental Science Park has already been delegated to the M. D. Anderson Hospital and Tumor Institute, it is appropriate that the financial support of this operation be listed within the overall budget for the component.

U. T. SAN ANTONIO

Chancellor LeMaistre recommends that in the October submission of the legislative budget requests that consideration be given to including the Lutcher Conference Center and the Institute of Texan Cultures as special allocations within the overall operating budget of The University of Texas at San Antonio.

Chancellor LeMaistre feels that the inclusion of the Lutcher Center in this budget would reduce its specific visibility as a part of System Administration and allow for a more appropriate justification of this facility as a Conference Center related to the academic programs of The University of Texas at San Antonio. It would also allow for the more direct administrative supervision and scheduling of this facility through the administrative organization of U. T. San Antonio.

The inclusion of the Institute of Texan Cultures within a general academic framework would enhance the ability of the Institute to more appropriately contribute to the academic and continuing education needs of Texas public school programs and also contribute to the Institute's general development as a tourist attraction. As the teacher training and education programs develop and expand at U.T. San Antonio, the ancillary use of the Institute as a research and training center in Texas culture should be emphasized.

U. T. EL PASO

Chancellor recommends the authorization and implementation of a search committee to make recommendations regarding the selection of a President-elect for The University of Texas at El Paso. The appointment of regental representatives is requested and Chancellor LeMaistre suggests that Presidents Jordan, Harrison, and Templeton would be appropriate representatives on this committee from the existing Chief Administrative Officers.

President Smiley has requested that he be allowed to announce at an early date his resignation from the presidency and his return to active teaching, with the understanding that he will remain as President until such time as his successor is named. Every effort should be made to expedite the work of this selection committee in the hope of having a new President available as early as possible.

SYSTEM-WIDE NURSING SCHOOL

Chancellor LeMaistre recommends that the Chief Administrative Officer for this component be designated as President and that the title of each of the Associate Deans (with responsibility for the several geographic bases and graduate education) be changed to

- Austin: Vice President for Undergraduate Programs
- El Paso: Vice President for Undergraduate Programs
- Fort Worth: Vice President for Undergraduate Programs
- Galveston: Vice President for Undergraduate Programs or VP for Clinical Programs
- San Antonio: Vice President for Undergraduate Programs or VP for Clinical Programs
- Houston: Vice President for Undergraduate Programs or VP for Clinical Programs (following legislative approval)
- Austin Base: Vice President for Graduate Programs.

These changes will bring the titles of these administrative officers more in line with those generally used in The University of Texas System and will more appropriately reflect the administrative and academic responsibilities of these individuals.

HOUSTON DENTAL BRANCH AND SAN ANTONIO DENTAL SCHOOL

SCHOOL OF PUBLIC HEALTH AND GRADUATE SCHOOL OF BIOMEDICAL SCIENCES

Chancellor LeMaistre recommends that the Chief Administrative Officer of each of these components be designated as President.

These changes will bring the titles of these administrative officers more in line with those generally used in The University of Texas System and will more appropriately reflect the administrative and academic responsibilities of these individuals.

ALL BIOMEDICAL COMPONENTS

With the recent action of the Board of Regents designating the Chief Administrative Officers of the Dallas, Houston, and San Antonio Medical Schools as Presidents, and with the approval of the other presidential titles as herein recommended, it is apparent that related title changes should be implemented at the next levels of the administrative structure.

On the recommendation of the Chief Administrative Officer, and with the concurrence of the System Administration the following titles are authorized at the several levels of institutional administration. (See following chart.)

While the general duties and responsibilities of the Chief Administrative Officer (President) are detailed in the Regents' Rules and Regulations, Part One, Chapter II, Section 4, the attached prototype job descriptions for these three top positions have general applicability to the biomedical components.

Below the level of vice-president, or even on an administrative level co-equal with the vice-president, the individual institutions should have discretion to use those titles most appropriate to their organizational pattern. For example, the title of Dean or Director may be utilized for such functional areas as graduate programs or allied health programs reporting either through the Vice-President for Academic Affairs or directly to the President. However, the title of Dean or Director is not

FUNCTIONAL RESPONSIBILITYPROPOSED TITLESPLAN APLAN B

1. Chief Administrative Officer	President	President and Dean
2. Principal Academic Officer	(1) Vice President for Academic Affairs (2) Dean of Faculties (3) VP for Academic Affairs and Dean of Faculties	None, combined in above
3. Other Academic Officers	(1) Dean for (Graduate Programs-Allied Health) (2) Assoc.-Asst. Dean (Specific Area) (3) Chairman of Department	Assoc.-Asst. Dean for (Specific Area) Chairman of Department
4. Chief Business Officer	(1) Vice President for Bus. Affairs, VP for Admin. (2) Dean of Business Affairs/ Administration	Assoc.-Asst. Dean for Adm./Business Affairs
5. Other Principal Officers	VP for Hospital Programs VP for Health Services VP for Development VP for Professional Relations	Same as A

to be used as a complete title, but must be designated "of" or "for" a specific program area. An exception is where the title Dean is combined with that of President.

Where specific justification exists, and appropriate approvals are obtained, a biomedical unit may appoint other vice-presidents for specific program areas.

PROTOTYPE JOB DESCRIPTIONS

FOR

THE UNIVERSITY OF TEXAS BIO-MEDICAL UNITS

(Patterned After Present UTMB Descriptions, But Amended to Strengthen The President's Role)

1. Function: Chief Administrative Officer
 - 1.1 The President of The University of Texas _____ at _____ is the chief administrative officer of that Institution and is appointed by the Board of Regents upon nomination by the Chancellor. The President serves under the direction of and has access to the Board of Regents through the Chancellor.
 - 1.2 Within the policies and regulations of the Board of Regents and under the supervision and direction of the Chancellor, the President has general authority and responsibility for the operation and administration of The University of Texas _____ at _____.
 - 1.3 Specifically, the President, with appropriate participation of the faculty and staff of the institution, is expected to:
 - 1.31 Coordinate and submit for approval through appropriate channels long-range plans and policies for the program, organization, operation and development of The University of Texas _____ at _____.
 - 1.32 Interpret The University of Texas System policy through the appropriate Vice President to the staff and faculty of the Institution and interpret the Institution's program and needs to the Chancellor and the Board of Regents.
 - 1.33 Approve general policies relating to students and to the management and delivery of services to patients related to the academic program.
 - 1.34 Approve for submission to the Chancellor and the Board of Regents budgets and budget requests for the Institution.

- 1.35 Upon nomination by the appropriate Vice President approve the appointment, promotion, retention or dismissal of all members of the faculty and staff and approve general policies for all personnel programs.
- 1.36 Approve recommendations of master plans for the development of the campus and physical facilities of the Institution; and approve recommendations for additions and alterations to the physical plant.
- 1.37 Serve as an ex officio member of the faculty of the Institution and of all faculty committees and approve the appointment of all committees of the faculty and the administrative staff.
- 1.38 Coordinate, approve and submit to the Chancellor rules and regulations established by the Vice President for the governance of the Institution, which, when approved by the Chancellor, shall constitute the "Handbook of Operating Procedures for The University of Texas _____ at _____".
- 1.39 Assume the initiative and take active leadership in developing private philanthropic support for the Institution in accordance with policies and procedures established by the Chancellor, and the Board of Regents, with the advice of The University of Texas System Development Office.

2. Function: Principal Academic Officer

- 2.1 The Vice President for Academic Affairs of The University of Texas _____ at _____ is appointed by the Board of Regents upon nomination by the President and the Chancellor within the policies and regulations of the Board of Regents. By delegation from the President, he discharges duties and responsibilities of the President related to academic affairs.
- 2.2 Specifically, the Vice President for Academic Affairs has the general assignment, as do the other Vice Presidents, for effective coordination of his specifically assigned duties with the overall operation and development of the institution. In execution of his assignment he keeps the Vice President for Business Affairs and the President regularly informed of recommendations and developments; he reports to the President.

- 2.2(a) Through the President, he submits recommendations on programs in education, research and service, including general plans and the operation of the Institution.
- 2.21 Develops and administers the educational, research and service programs in the academic work of the Medical School.
- 2.211 Interprets The University of Texas System policies to the faculty and academic staff of the Medical School and through the President interprets the program and needs of the academic units to the Chancellor, the Board of Regents and the public.
- 2.22 Develops and recommends immediate and long-range plans in the broad areas of staffing, research, and curriculum for the School of Medicine and for a coordinated academic program in the health professions. In cooperation with the other Vice Presidents recommends master plans for the development of the campus and faculty of the Institution and recommends additions and alterations to the physical plant.
- 2.23 Nominates or recommends for appointment, promotion, retention, or dismissal all members of the faculty and academic staff.
- 2.24 Develops standards for grading, promotion, and graduation of students in the academic units.
- 2.25 When directed by the President, serves as presiding officer at meetings of the faculty, as an ex officio member of all faculty committees, and nominates members for non-elective faculty committees.
- 2.26 Develops, in cooperation with the appropriate officials, programs for interns, residents, postgraduate students, and allied health personnel.

- 2.27 With the advice of the Vice President for Business Affairs, develops and recommends budgets and legislative appropriation requests for the academic units and supervises expenditures under approved budgets.
- 2.28 Recommends effective programs of academic counseling and other programs related to student affairs.
- 2.29 Prepares and recommends rules and regulations for the governance of the Institution in the area of academic affairs, which rules and regulations, when approved by the President and the Chancellor, shall constitute the "Handbook of Operating Procedures for The University of Texas _____ at _____."
- 2.210 Discharges such other duties and responsibilities as may from time to time be assigned by the President and acts for the President when directed to do so.

3. Function: Chief Business Officer

- 3.1 The Vice President for Business Affairs of The University of Texas _____ at _____ is appointed by the Board of Regents upon nomination with the President and the Chancellor and is the chief business officer of the Institution. He reports to and is responsible to the President.
- 3.2 Specifically, he has the general assignment, as do the other Vice Presidents, of effective coordination of his specifically assigned duties with the overall operation and development of the institution. In execution of his assignments he keeps the Vice President for Academic Affairs and the President regularly informed of recommendations and developments; he reports to the President.
 - 3.21 Formulates procedures for the preparation of budgets and budget requests for The University of Texas _____ at _____ within the framework of The University of Texas System policies.
 - 3.22 Develops in cooperation with the Vice President for Academic Affairs all budget data for review by the President.
 - 3.23 Supervises and oversees collection, custody and disbursement of all institutional funds, an internal audit program, and preparation of financial reports.

- 3.24 Maintains accurate accounting records and assures that expenditures are made in accordance with approved budgets and University of Texas System Regulations.
- 3.25 Supervises and oversees building and remodeling programs and cooperates with other administrative officers in long-term planning for overall development of The University of Texas _____ at _____ campus and physical facilities.
- 3.26 Represents The University of Texas _____ at _____ in relations with both governmental and non-governmental units in negotiating agreements for support of patient care, research programs, building and remodeling programs, etc., subject to the policies and procedures of System Administration and the Board of Regents.
- 3.27 Assists in the development of improved practices in Administration and Fiscal Management.
- 3.28 Prepares The University of Texas _____ at _____ section of the Chancellor's docket and of the Board of Regents' agenda material for the approval of the President.
- 3.29 Exercises line responsibility and supervision over the following offices and functions:
(Add or delete as appropriate)
- a. Business Manager's Office
 - b. Auditor's Office
 - c. Bursar's Office
 - d. Purchasing, Central Receiving, and Central Stores
 - e. Data Processing Division
 - f. Internal Auditor
 - g. Physical Plant Department
 - h. Personnel Office
 - i. Auxiliary Enterprises and Service Departments
 - j. Police
 - k. Sponsored Research (Fiscal Management)

- 3.30 Interprets The University of Texas System policies to the staff and employees of the Business Office and through the President interprets the programs and needs of the Business office to the Chancellor, the Board of Regents, and the public.
- 3.31 Prepares and recommends rules and regulations for the governance of the Institution in the area of business affairs, which rules and regulations, when approved by the President and the Chancellor, shall constitute the "Handbook of Operating Procedures for The University of Texas _____ at _____.
- 3.32 Discharges such other duties and responsibilities as may from time to time be assigned by the President and acts for the President when directed to do so.

U.T. System: University Council and Health Affairs Council

Chancellor LeMaistre recommends amendments to the Rules and Regulations which will transfer to him the responsibility to preside over the University Council and the Health Affairs Council. Presently the respective Vice-Chancellors preside over these Councils and the Chancellor presides over only the Academic Affairs Council, which has as membership the Chief Administrative Officers of all the component institutions.

This change of presiding officer will bring the Chancellor in closer contact and liaison with the Chief Administrative Officers of both the general academic and biomedical units, and the problems of both.

Related to the decision to bring the Chancellor in closer contact with each Chief Administrative Officer, the Chancellor wishes to report that routinely he will spend a minimum of one full day at each component every three or four months. At these sessions he will be at the complete disposal of the Chief Administrative Officer to discuss problems, to tour physical facilities, or to relate to community and development programs.

Recommended Amendments to the Regents Rules and Regulations

(1) In Part One, Chapter II, delete Paragraphs 3.34 and 3.44, which read as follows, and renumber the paragraphs which follow.

3.34 University Council. The University Council is composed of the Vice-Chancellor for Academic Affairs and the chief administrative officers of the general academic institutions of The University of Texas System. The Vice-Chancellor for Academic Affairs acts as the Council's permanent chairman and chief executive officer. The Council shall conduct regular meetings to review common problems of planning, development, and operation in the several institutions represented, and the Vice-Chancellor for Academic Affairs reviews the recommendations of the Council and transmits them to the Chancellor, together with his recommendation thereon.

3.44 Health Affairs Council. The Health Affairs Council is composed of the Vice-Chancellor for Health Affairs and the chief administrative officers of the divisions or component institutions of The University of Texas System concerned directly with health affairs. The Vice-Chancellor for Health Affairs acts as the Council's permanent chairman and chief executive officer. The Council shall conduct regular meetings to review common problems of planning, development, and operation in the several institutions represented, and the Vice-Chancellor for Health Affairs receives the recommendations of the Council and transmits them to the Chancellor, together with his recommendation thereon.

(2) In Part One, Chapter II, add new paragraphs as follows, related to duties and responsibilities of the Chancellor.

3.15 University Council. The University Council is composed of the chief administrative officers of the general academic institutions of The University of Texas System. The Chancellor acts as the Council's permanent chairman and chief executive officer. The Council shall conduct regular meetings to review common problems of planning, development, and operation in the several institutions represented.

- 3.16 Health Affairs Council. The Health Affairs Council is composed of the chief administrative officers of the divisions or component institutions of The University of Texas System concerned directly with health affairs. The Chancellor acts as the Council's permanent chairman and chief executive officer. The Council shall conduct regular meetings to review common problems of planning, development, and operation in the several institutions represented.

U.T. System: Use of Aircraft


Chancellor LeMaistre and Deputy Chancellor Walker agree that the memorandum dated December 22, 1969 regarding "Operation of University Aircraft" (attached) should be superceded by the attached "Proposed Procedures for the Operation of King Air U.T. 100 and Aircraft chartered by System Administration" dated September 11, 1972 and request Board approval of these procedures.



OFFICE OF THE CHANCELLOR
 THE UNIVERSITY OF TEXAS SYSTEM
 AUSTIN, TEXAS 78712

December 22, 1969

MEMORANDUM

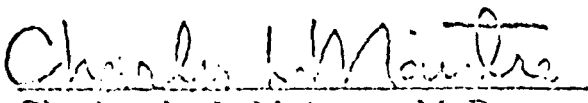
TO: Dr. LeMaistre
 FROM: E. D. Walker 
 SUBJECT: Operation of University Aircraft

The procedure which you submitted to the Board of Regents at the December 12 meeting requested that the aircraft scheduling be handled through my office. Based on previous discussions with you, I would like to make the following recommendations:

1. Mr. Talmage Whiteside, Assistant to the Executive Vice-Chancellor for Fiscal Affairs, be designated as the administrative officer directly responsible for scheduling the aircraft.
2. That Mr. Whiteside be responsible for the maintenance of all records, including flight logs, pertaining to the operation of the aircraft and the preparation of the necessary summaries of such records for presentation to the Board of Regents.
3. That the pilots and other University personnel related to the operation of the aircraft be administratively responsible to Mr. Whiteside.
4. That all expenditures relating to the operation of the aircraft must be approved by Mr. Whiteside.
5. All requests for use of the aircraft are to be directed to Mr. Whiteside. Where questions or priority arise, they will be referred to either my or your attention for resolution.

If you concur in these general guidelines for the day-to-day operation, will you please so indicate.

APPROVED:


 Charles A. LeMaistre, M.D.
 Deputy Chancellor

Approved Copies Distributed to the following:

Dr. McKeita	Mr. Dilly
Mr. Anderson	Mr. Madsen
Mr. Graydon	Mr. Alvord
Mr. Whiteside	

RECOMMENDED
PROCEDURES FOR THE OPERATION OF
KING AIR UT 100 and AIRCRAFT
CHARTERED BY SYSTEM ADMINISTRATION
SEPTEMBER 11, 1972

1. The aircraft (the King Air UT 100 or aircraft chartered by System Administration) will be used only in the conduct of official University business; and except in circumstances deemed by the Chairman of the Board, the Chancellor, or the Deputy Chancellor for Administration to constitute an emergency, the person who makes application for the use of the aircraft must be aboard the aircraft or the trip will be cancelled.

2. However, if the aircraft makes a flight in the conduct of official University business, others not on official University business may occupy seats that would otherwise be empty so long as the official business for which the trip is scheduled is not adversely affected thereby.

3. The aircraft will be used only when the official business of the University cannot be conducted as well through the use of regularly scheduled commercial aircraft. For example, it is appropriate to use the aircraft when reservations on regularly scheduled commercial aircraft are not available or when the schedules of regularly scheduled commercial aircraft will not permit the trip to be made in an efficient and timely manner.

4. All flights of UT 100 will be requested from and approved in advance by the Assistant to the Deputy Chancellor. Up until 24 hours before the flight is scheduled to begin, requests for the use of UT 100 will be approved upon the following order of priority:

1. Chairman of the Board of Regents
2. Vice-Chairman of the Board of Regents
3. Members of the Board of Regents (in order of request)
4. Chancellor
5. Deputy Chancellor for Administration
6. Vice-Chancellors for Academic Affairs and Health Affairs (in order of request)
7. Institutional Heads (in order of request)
8. Other officers of System Administration (in order of request)
9. Other faculty and staff personnel of the component institutions (in order of request)

5. If more than one of the priority persons listed above requests the use of UT 100 more than 24 hours before the flight is scheduled to begin, the Assistant to the Deputy Chancellor will assign UT 100 to the person with the highest priority, and will, insofar as practicable, provide chartered aircraft for the use of the person or persons with the lower priority.

6. During the 24 hour period prior to the beginning of a flight, if UT 100 has not been previously scheduled, the aircraft will be assigned to any person on the priority list on a first-come first-served basis without regard to the order of priority.

7. During the 24 hour period prior to the beginning of a flight, if UT 100 has been previously scheduled and an additional request for its use is made by a person on the priority list, the Assistant to the Deputy Chancellor will, insofar as practicable, provide a chartered aircraft for the use of the person making the subsequent request.

8. If a UT 100 flight that is scheduled before the beginning of the 24 hour period is cancelled, insofar as practicable the aircraft will be assigned to the person requesting the aircraft that is next in order of priority. If a UT 100 flight that is scheduled during the 24 hour period is cancelled, the aircraft will be assigned to the next person requesting it on a first-come first-served basis without regard to the order of priority.

9. The pilots of UT 100 will report to and act under the direction of the Assistant to the Deputy Chancellor. Only the Assistant to the Deputy Chancellor will direct the pilots as to the flights they will perform, and if it becomes either necessary or

desirable for an approved flight plan to be substantially changed from the flight plan that has been approved by the Assistant to the Deputy Chancellor, except in circumstances deemed to constitute an emergency by the priority person to whom the aircraft is assigned, prior approval of the change must be obtained from the Assistant to the Deputy Chancellor.

10. It is the intent of these procedures that maximum orderly and efficient use of UT 100 will be made in the conduct of the University's official business and that UT 100 will be available for the widest practicable use by the persons included in the priority group.