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 Austin, Texas

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THE UNIVERSITY OF TEXAS SYSTEM BOARD OF REGENTS

CONSENT AGENDA

Board Meeting: 2/13-14/2013
Austin, Texas

U. T. SYSTEM ADMINISTRATION

1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meetings held on November 14-15, 2012, and December 6, 2012, and the special called meetings held on December 18, 2012, January 23, 2013, and February 3, 2013
2. Contract (funds going out) - U. T. System: Opportune LLP to perform study of current University Lands' business process

Agency: Opportune LLP

Funds: Anticipated total cost will be \$3,352,000 over the life of the contract

Source of Funds: University Lands Special Fee Fund

Period: Commencing January 3, 2013, and continuing for a period of approximately 12 to 14 months

Description: Opportune LLP to perform a comprehensive study of the current University Lands' business processes to recommend accounting software, perform custom programming services, data conversion services, documentation and training services, and other integration functions as they pertain to a comprehensive oil and gas royalty reporting and accounting system. Services were competitively procured.

3. Contract (funds going out) - U. T. System: Surveying and Mapping, Inc. to perform professional surveying services

Agency: Surveying and Mapping, Inc.

Funds: Anticipated total cost may exceed \$1,000,000 over the life of the contract for services provided on an as-needed basis

Source of Funds: Various funds approved for individual Capital Improvement Program projects

Period: December 3, 2011 through December 2, 2017 (contract is being brought forward for Board approval as it is nearing the \$1,000,000 threshold)

Description: Surveying and Mapping, Inc. to perform miscellaneous professional surveying services on a job order basis. Services were competitively procured.

4. Contract (funds going out) - U. T. System: Rolf Jensen & Associates, Inc. to perform code compliance review services

Agency: Rolf Jensen & Associates, Inc.

Funds: Anticipated total cost may exceed \$1,000,000 over the life of the contract for services provided on an as-needed basis.

Source of Funds: Various funds approved for individual Capital Improvement Program projects

Period: September 1, 2011 through August 31, 2017 (contract is being brought forward for Board approval as it is nearing the \$1,000,000 threshold)

Description: Rolf Jensen & Associates, Inc. to perform code compliance review services on a job order basis. Services were competitively procured.

5. Contract (funds going out) - U. T. System: Velos, Inc. to license eResearch clinical trials management system (CTMS) software

Agency: Velos, Inc.

Funds: Total cost of ownership (license fees, implementation fees, and ongoing support costs) for eResearch clinical trials management system (CTMS) is \$3,967,500 for seven years. Other software modules may be licensed by U. T. System for \$1,050,000 for five years. Additionally, other professional services (project managers, project implementation specialists, computer programmers, on-site training, etc.) may be purchased by U. T. System on an as-needed basis.

Source of Funds: Permanent University Funds and Institutional Funds

Period: January 2013 through December 2020

Description: This U. T. Shared Services Project involves implementing a common clinical trials management system software solution at U. T. Medical Branch - Galveston, U. T. Health Science Center - Houston, U. T. Health Science Center - San Antonio, and U. T. Health Science Center - Tyler, and improving CTMS business processes at these institutions. The CTMS software is owned and hosted by Velos, Inc. and licensed to the institutions. The software facilitates coverage analyses and budgets, registers all clinical trials and enrolled patients, tracks all patient scheduled events, strengthens financial management controls, and publishes operational reports.

6. Real Estate Report - U. T. System: Summary Report of Separately Invested Assets managed by U. T. System

**THE UNIVERSITY OF TEXAS SYSTEM
SEPARATELY INVESTED ASSETS
Managed by U. T. System
Summary Report at November 30, 2012**

		FUND TYPE														
		Current Purpose Restricted		Endowment and Similar Funds		Annuity and Life Income Funds		TOTAL								
		Book	Market	Book	Market	Book	Market	Book	Market							
Land and Buildings:																
Ending Value																
8/31/2012	\$	1,723,658	\$	19,944,708	\$	100,616,206	\$	263,119,675	\$	1,601,467	\$	3,161,384	\$	103,941,331	\$	286,225,767
Increase or Decrease		-	(12,280)	(3,470,000)	(2,038,533)	-	-	(3,470,000)	(2,050,813)							
Ending Value																
11/30/2012	\$	1,723,658	\$	19,932,428	\$	97,146,206	\$	261,081,142	\$	1,601,467	\$	3,161,384	\$	100,471,331	\$	284,174,954
Other Real Estate:																
Ending Value																
8/31/2012	\$	40,068	\$	40,068	\$	19,627	\$	19,627	\$	-	\$	-	\$	59,695	\$	59,695
Increase or Decrease		(2,221)	(2,221)	-	-	-	-	(2,221)	(2,221)							
Ending Value																
11/30/2012	\$	37,848	\$	37,848	\$	19,627	\$	19,627	\$	-	\$	-	\$	57,475	\$	57,475

Report prepared in accordance with Section 51.0032 of the *Texas Education Code*.

Details of individual assets by account furnished on request.

Note: Surface estates are managed by the U. T. System Real Estate Office. Mineral estates are managed by U. T. System University Lands. The royalty interests received from the Estate of John A. Jackson for the John A. and Katherine G. Jackson Endowed Fund in Geosciences are managed by the U. T. Austin Geology Foundation, with the assistance of the Bureau of Economic Geology.

ACADEMIC INSTITUTIONS

7. Contract (funds coming in) - U. T. Arlington: Safety training contract with the Texas Department of Transportation (TxDOT) to train TxDOT employees

Agency: Texas Department of Transportation (TxDOT), an agency of the State of Texas

Funds: \$3,128,372

Period: March 1, 2013 through August 31, 2015

Description: U. T. Arlington Division for Enterprise Development's Center for Transportation Training and Services will deliver instructor-led training to TxDOT employees. Training will take place at various TxDOT District offices statewide.

8. Tenure Appointments - U. T. Arlington: Amendments to the 2012-13 budget

The following Requests for Budget Changes have been administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
COLLEGE OF NURSING					
Nursing					
Professor					
Associate Dean					
Michael E. Young (T)	10/8-8/31	100	12	154,000	4928
	10/8-5/31	0	09	115,500	
COLLEGE OF SCIENCE					
Earth and Environmental Sciences					
Professor					
Chair					
Asish Basu (T)	1/1-8/31	100	12	170,000	4929
	1/1-5/31	0	09	160,000	
	1/1-8/31	SUPL	12	10,000	

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
COLLEGE OF BUSINESS					
Office of the Dean					
Dean					
Professor					
Rachel Croson (T)	1/14-8/31	100	12	325,000	4967
	1/14-5/31	0	09	243,750	
	1/14-8/31	SUPL	01	50,000	

9. Request for Budget Change - U. T. Arlington: Transfer \$550,000 from Vice President Business Affairs Budget Shortfall account to Vice President Communications account to provide funding for university communications operations including funding for advertising, events, promotions, and strategic positioning (RBC No. 4876) -- amendment to the 2012-13 budget

10. Contract (funds coming in and funds going out) - U. T. Austin: University of Notre Dame and U. T. Austin to play a series of four football games

Agency: University of Notre Dame

Funds: \$2,000,000

Source of Funds: Auxiliary Enterprises Fund for games hosted by U. T. Austin

Period: November 25, 2012 through September 12, 2020

Description: The U. T. Austin and University of Notre Dame football teams will compete in a series of four football games, with the host institution paying the visiting institution \$500,000 per game. The University of Notre Dame will pay U. T. Austin a total of \$1,000,000 for two games to be played at Notre Dame Stadium in Notre Dame, Indiana, on September 5, 2015 and September 12, 2020. U. T. Austin will pay Notre Dame a total of \$1,000,000 for two games to be played at Darrell K Royal-Texas Memorial Stadium on September 3, 2016 and August 31, 2019.

11. Contract (funds going out) - U. T. Austin: SSC Service Solutions Corporation to provide custodial services to buildings at the J. J. Pickle Research Campus and Dell Pediatric Research Institute

Agency: SSC Service Solutions Corporation

Funds: Estimated \$2,500,000 including all renewals

Source of Funds: Education and General Funds

Period: February 1, 2013 through August 31, 2013 with option to renew for three additional one-year periods through August 31, 2016

Description: SSC Service Solutions Corporation to provide custodial services to U. T. Austin at various buildings located at the J. J. Pickle Research Campus and the Dell Pediatric Research Institute

12. Contract (funds going out) - U. T. Austin: Sasaki Associates, Inc. to provide professional master planning services to create a Medical District Master Plan

Agency: Sasaki Associates, Inc.

Funds: \$966,000 added to original Campus Master Plan master agreement

Source of Funds: Project Management and Construction Services - Campus Master Plan

Period: December 1, 2012 through September 30, 2013. The term of the original master agreement was October 1, 2010 through December 31, 2012.

Description: Under the original master agreement, Sasaki Associates, Inc. agreed to create a new Campus Master Plan that is now in the final review stage. This amendment expands the scope of the original master agreement to include the creation of a new Medical District Master Plan. The plan will focus on achieving envisioned academic goals for the new medical school, the interrelationships with existing academic programs, and facilities to be built by other entities. The master plan will address mobility planning, sustainability planning, interfacing with the utilities plan, and establishing design guidelines for the buildings and open space. The services were competitively procured.

13. Tenure Appointments - U. T. Austin: Amendment to the 2012-13 budget

The following Requests for Budget Changes have been administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
COLLEGE OF FINE ARTS Butler School of Music Charles W. Villarrubia					4954
From: Senior Lecturer		100	09	70,000	
To: Associate Professor (T)	9/1-5/31	100	09	80,000	
COLLEGE OF PHARMACY Pharmacy Professor Robert Messing (T)	1/16-5/31	100	09	247,500	4813

14. Emeritus Appointments - U. T. Austin: Approval of emeritus titles

Jean-Pierre B. Cauvin, from Professor to Professor Emeritus, Department of French and Italian, effective 9/1/2012 (RBC No. 4938) -- amendment to the 2012-13 budget

Frederick G. Hensey, from Professor to Professor Emeritus, Department of Spanish and Portuguese, effective 9/1/2012 (RBC No. 4921) -- amendment to the 2012-13 budget

George Barrie Kitto, from Professor to Professor Emeritus, Department of Chemistry and Biochemistry, effective 9/1/2012 (RBC No. 4955) -- amendment to the 2012-13 budget

Robert E. Wyatt, from W. T. Doherty Professor in Chemistry to W. T. Doherty Professor Emeritus in Chemistry, Department of Chemistry and Biochemistry, effective 9/1/2012 (RBC No. 4956) -- amendment to the 2012-13 budget

Peter J. Riley, from Professor and Associate Dean to Professor Emeritus, Department of Physics, effective 9/1/2012 (RBC No. 4922) -- amendment to the 2012-13 budget

15. Changes to Admissions Criteria - U. T. Brownsville: Minor editorial changes to the criteria for admission for graduate programs

U. T. Brownsville requests approval for minor editorial changes to the criteria for admission for graduate programs to conform with the Educational Testing Service changes to the new numeric scale used for the Graduate Record Examination (GRE). The changes have been reviewed and administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents.

Summary of Changes to Admissions Criteria

The change in admission requirements for applicants to the graduate programs in the U. T. Brownsville College of Education is consistent with the requirements in other colleges of education. The new requirements allow for unconditional admission of those applicants who were able to complete their degrees with a higher level of academic discipline. The new requirements also reflect a reduced emphasis on the GRE as an admission requirement and greater reliance on the undergraduate GPA.

The GRE was revised in August 2011 and is now scored on a different numeric scale providing tables that give equivalent scores on the previous and revised tests. In addition to other proposed changes, the "new scale" GRE equivalents are provided for admission to each degree program or track.

M.Ed. in Counseling and Guidance

M.Ed. in Counseling and Curriculum and Instruction

M.Ed. in Early Childhood Education

M.Ed. in Educational Leadership

M.Ed. in Educational Technology

M.Ed. in Special Education

M.Ed. in Exercise Science

All above unconditional admission:

An undergraduate GPA over 3.0 in the last 60 hours of undergraduate study

M.A. in Spanish Translation

Waivers to admission requirements:

1. The entry test may be waived upon proof of state or federal court or medical interpreters' certification.
2. The GRE requirements may be waived upon completion of U. T. Brownsville's Graduate Certificate in Spanish Translation.
3. The new policy removes the requirement for an undergraduate degree in Spanish.

16. Tenure Appointment - U. T. Brownsville: Amendment to the 2012-2013 budget

The following Request for Budget Change has been administratively approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
SCHOOL OF BUSINESS Accounting and Management Information Systems Professor Chair Hassanali Espahbodi (T)	1/1-8/31	100	11	175,000	5011

17. Purchase - U. T. Dallas: Authorization to purchase land and improvements at 2126 West Mockingbird Lane, Dallas, Dallas County, Texas, from U. T. Southwestern Medical Center for future campus expansion

Description: Purchase of approximately 2.013 acres in Dallas, Dallas County, Texas, at 2126 West Mockingbird Lane, and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to purchase the property. The improvements consist of a parking lot and will be used for parking for the Center for BrainHealth and for future campus expansion. (See related Consent Agenda Item 38.)

Seller: U. T. Southwestern Medical Center

Purchase Price: Fair market value as established by independent appraisals, plus all due diligence expenses, closing costs, and expenses to complete the acquisition as deemed necessary by the Executive Director of Real Estate. The appraisals are confidential pursuant to *Texas Education Code*, Section 51.951.

Source of Funds: Unexpended Plant Funds

18. Purchase - U. T. El Paso: Authorization to purchase land and improvements at 1900 Oregon Street, El Paso, El Paso County, Texas, from Alpha Southwest Partnership, L.P. for future campus expansion, and resolution regarding parity debt

Description: Purchase of approximately 3.21 acres of land together with all improvements, El Paso, El Paso County, Texas, commonly known as 1900 Oregon Street, and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to purchase the property. The improvements consist of an approximately 62,871 rentable square foot six-story office building and a paved surface parking lot striped for 307 vehicles. The office building is currently 87% occupied. 9,500 rentable square feet of space is currently occupied by U. T. El Paso's accounting office; the balance of the space is occupied by various third-party tenants. This parcel is adjacent to the institution's main campus and is within the zone denoted for potential campus expansion in the institution's 2011 master plan. The property will be used for future campus expansion as the third-party leases expire.

Seller: Alpha Southwest Partnership, L.P., a Texas limited partnership

Purchase Price: Fair market value as established by independent appraisals, plus all due diligence expenses, closing costs, and expenses to complete the acquisition as deemed necessary by the Executive Director of Real Estate. The appraisals are confidential pursuant to *Texas Education Code*, Section 51.951.

Source of Funds: Revenue Financing System (RFS) bonds repaid out of rental income and Designated Tuition

Debt service for the acquisition is estimated to be \$828,437 annually. The project's debt service coverage ratio is expected to be at least 1.3 times and to average 1.4 times during the period from FY 2014 through FY 2019. The institution therefore requests that the Board resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System the findings that are stated below:

- parity debt shall be issued to fund all or a portion of the purchase price, including any costs prior to the issuance of such parity debt;
- sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the RFS Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System;

- U. T. El Paso, which is a “Member” as such term is used in the RFS Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of parity debt in an aggregate amount not to exceed fair market value as established by independent appraisals; and
- this resolution satisfies the official intent requirements set forth in Section 1.150-2 of the *Code of Federal Regulations* that evidences the Board’s intention to reimburse project expenditures with bond proceeds

19. Employment Agreement - U. T. El Paso: Agreement for Athletic Director Robert W. Stull

The following agreement has been executed, has been approved by the Executive Vice Chancellor for Academic Affairs, and is recommended for approval by the U. T. System Board of Regents. Such employment is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which U. T. El Paso is a member, the Regents’ *Rules and Regulations*, and the policies of U. T. El Paso. The violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay or dismissal.

Item: Athletic Director agreement

Funds: Fiscal Year 2012-2013, \$233,060, to be reviewed annually and may be adjusted as required by the Legislature or as deemed appropriate by the University. The previous agreement with amendments expired August 31, 2012.

Salary
Change: 2.46%

Period: September 1, 2012 through August 31, 2015

Description: Agreement for employment of the Athletic Director, Robert W. Stull, for the above designated period following the standard coach’s employment contract prepared by the Office of General Counsel

Incentives:

- One month base annual salary in any contract year in which the football team participates in any NCAA sanctioned post-season play (bowl appearance)
- Two months base annual salary in any contract year in which the football team participates in any BCS Bowl appearance
- One month base annual salary in any contract year in which the Men's Basketball team participates in the NCAA Basketball (Men's) tournament
- One month base annual salary in any contract year in which the Women's Basketball team participates in the NCAA Basketball (Women's) Tournament
- \$5,000 in any contract year in which the Men's Basketball team participates in the National Invitation Tournament (NIT) Basketball (Men's) Tournament
- \$2,000 per game in any contract year in which the Women's Basketball team participates in the NIT Basketball (Women's) Tournament
- One month base annual salary in any contract year in which any of the University varsity sports teams participate in the National Championship
- One month base annual salary in any contract year in which the University receives an All Sports Multi-Year APR Published (MAAC Report) Score of 930
- In any contract year, if the University All Sports Multi-Year APR Published (MAAC Report) Score of 930 is not achieved, then
 - If an All Men's Sports Multi-Year APR Published (MAAC Report) Score of 930 is achieved - \$2,500, or
 - If an All Women's Sports Multi-Year APR Published (MAAC Report) Score of 930 is achieved - \$2,500

20. Employment Agreement - U. T. El Paso: New agreement of Head Football Coach Sean Kugler

The following agreement has been executed, has been approved by the Executive Vice Chancellor for Academic Affairs, and is recommended for approval by the U. T. System Board of Regents. Such employment is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which U. T. El Paso is a member, the Regents' *Rules and Regulations*, and the policies of U. T. El Paso. The violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay or dismissal.

Item: Head Football Coach agreement

Funds: January 1 through August 31, 2013, \$280,000 base annual salary, prorated, to be reviewed annually and may be adjusted as required by the legislature or as deemed appropriate by the University

Period: January 1, 2013 through August 31, 2018

Description: New agreement for employment of the Head Football Coach, Sean Kugler, for the above designated period following the standard coach's employment contract prepared by the Office of General Counsel

Incentives:

- One month base annual salary for each additional football game won after the sixth win in any single season in any contract year
- One month base annual salary in any contract year in which the football team is the C-USA Western Division Champion
- One month base annual salary in any contract year in which the football team wins the C-USA Championship
- One month base annual salary in any contract year in which the Football team participates in any NCAA sanctioned Post-Season Play (Bowl Appearance)
- Two months base annual salary in any contract year in which the football team participates in any major bowl appearance (BCS) \$1.5 million plus pay-out
- \$100,000 in any contract year in which the football team wins the NCAA Championship
- One month base annual salary in any contract year in which the football team finishes in the Top 25 of a nationally recognized Final Season Poll
- One month base salary in any contract year in which the coach is named the C-USA Coach of the Year
- Two months base salary in any contract year in which the coach is recognized as the National Coach of the Year by a nationally recognized poll/association
- One month base salary in any contract year in which the team achieves an annual academic progress report published (MAAC Report) score of 930 or above

21. Emeritus Appointments - U. T. El Paso: Approval of emeritus titles

Lois A. Marchino, from Associate Professor of English to Associate Professor Emerita, College of Liberal Arts, effective 6/1/2013 (RBC No. 5000) -- amendment to the 2012-13 budget

Harmon M. Hosch, from Professor of Psychology to Professor Emeritus, College of Liberal Arts, effective 9/1/2012 (RBC No. 4998) -- amendment to the 2012-13 budget

Richard D. Worthington, from Associate Professor of Biological Sciences to Associate Professor Emeritus, College of Science, effective 9/1/2012 (RBC No. 4999) -- amendment to the 2012-13 budget

Raymond A. Zimmermann, Jr., from Professor of Accounting to Professor Emeritus, College of Business Administration, effective 2/1/2012 (RBC No. 4994) -- amendment to the 2011-12 budget

Don C. Combs, from Associate Professor of Educational Psychology and Special Services to Associate Professor Emeritus, College of Education, effective 8/1/2012 (RBC No. 4997) -- amendment to the 2011-12 budget

Maria L. Gonzalez, from Professor of Teacher Education to Professor Emerita, College of Education, effective 6/1/2012 (RBC No. 4995) -- amendment to the 2011-12 budget

Charles D. Turner, from Professor of Civil Engineering to Professor Emeritus, College of Engineering, effective 6/1/2012 (RBC No. 4996) -- amendment to the 2011-12 budget

Samuel C. Riccillo, from Associate Professor of Communication to Associate Professor Emeritus, College of Liberal Arts, effective 1/1/2012 (RBC No. 4993) -- amendment to the 2011-12 budget

22. Contract (funds going out) - U. T. Pan American: Barnes Gromatzky Kosarek Architects, Inc. to provide Campus Master Planning Services

Agency: Barnes Gromatzky Kosarek Architects, Inc.

Funds: \$1,075,598

Source of Funds: Higher Education Assistance Funds (HEAF)

Period: October 1, 2012 until the duration of the project

Description: Campus Master Planning Services to align the physical facilities, housing, dining, and academic programs with the campus Strategic Plan. The master plan includes comprehensive studies regarding space utilization for classrooms and labs, vehicular and pedestrian mobility, housing and dining, and campus character.

23. Report - U. T. Permian Basin: No items for Consent Agenda

24. Contract (funds coming in) - U. T. San Antonio: Mcliff Partners, Ltd. to provide vending services

Agency: Mcliff Partners, Ltd.

Funds: Estimated \$332,600 in royalty for both the initial term and the optional renewal term (estimated \$55,433 per year)

Period: Initial term beginning on March 9, 2013, and ending March 8, 2017, with an option to renew for one additional two-year period

Description: Operation and management of campus snack vending machines. In accordance with *Texas Education Code* Section 51.945, the students were provided with an opportunity to comment prior to determination that this vending services provider should be selected by the institution. *Texas Government Code* Section 2203.005(a) requires all vending machine agreements to be approved by the Board.

25. Contract (funds going out) - U. T. San Antonio: Revised and Restated Exclusive Intercollegiate Athletic Apparel and Footwear Provider Agreement with adidas America, Inc.

Agency: adidas America, Inc.

Funds: \$2,600,000 for both the initial term and the two optional renewal terms (\$350,000 per year through 2020)

Period: Initial term through May 31, 2016, with two additional two-year renewal periods

Source of Funds: Auxiliary Funds

Description: Revised and Restated Exclusive Intercollegiate Athletics Apparel and Footwear Provider Agreement (Restated Agreement) provides U. T. San Antonio steeply discounted prices and additional consideration for adidas' right to serve as the exclusive apparel and footwear provider for U. T. San Antonio Intercollegiate Athletics.

The Restated Agreement replaces and supersedes the original Exclusive Football Apparel and Footwear Provider Agreement with adidas (Original Contract) approved by the Board of Regents at the May 12, 2011 meeting.

adidas was selected as the provider of the services through a competitive request for proposal process, which included the ability to extend the services to all sports in U. T. San Antonio's intercollegiate athletics program. The Restated Agreement extends the services to all U. T. San Antonio athletics programs.

Each year during the term of the Agreement, U. T. San Antonio will receive from adidas: (1) the right to order up to \$275,000 (retail value) of adidas products at no charge to U. T. San Antonio (not included in the above funds going out); and (2) a football program product allotment of footballs, coaches shirts, staff shirts, and caps with a total current retail value of \$40,100.

26. Contract (funds going out) - U. T. San Antonio: Agreement with Huron Consulting Services LLC to implement an Electronic Research Contract Management System

Agency: Huron Consulting Services LLC (Huron)

Funds: Anticipated total cost will exceed \$1,000,000 over the life of the contract for services provided on an as-needed basis

Period: July 20, 2013 through August 10, 2013

Source of Funds: Grant Funds

Description: Electronic Research Contract Management System that includes electronic workflow, storage, retrieval, and reporting

The Statement of Work (SOW) is governed by the terms and conditions of the Master Customer Agreement (original agreement) entered into on February 24, 2009, between Huron (formerly Click Commerce, Inc.) and U. T. Southwestern Medical Center. The terms and conditions of the original agreement were extended to U. T. San Antonio for its use under the group purchasing procurement method as authorized under Section 51.9335 of the *Texas Education Code*, and Section 2155.079 of the *Texas Government Code*.

U. T. San Antonio and Huron formally extended U. T. San Antonio's ability to utilize the original agreement through a writing signed by U. T. San Antonio and Huron on September 23, 2009 (UTSA Contract).

Under the terms of the original agreement and the UTSA Contract, U. T. San Antonio has utilized Huron's services to implement numerous research-related software modules. With the execution of the most recent SOW Agreement, the cumulative amounts of payments by U. T. San Antonio to Huron under the terms of the U. T. San Antonio contract will exceed \$1,000,000, thereby requiring approval by the Board of Regents.

27. Contract (funds going out) - U. T. San Antonio: Residential Space Lease Agreement with the University College London for the College of Liberal and Fine Arts London Study Abroad Program

Agency: University College London (UCL), London, England

Funds: Estimated £7,770.00 GBP (approximately \$12,590.51 U.S. dollars) in expense reimbursement for the initial term. Above figures are based on estimated expense reimbursement to UCL for residential rooms at a cost of £37.00 GBP per night for a total of 210 room nights.

Period: July 20, 2013 through August 10, 2013

Source of Funds: Student Tuition and Fees

Description: Residential Space Lease Agreement for the College of Liberal and Fine Arts London Study Abroad Program

28. License (funds coming in) - U. T. San Antonio: License for San Antonio MTA, L.P. d/b/a Verizon Wireless for the use of space for implementation of a distributed antenna system to provide enhanced wireless communications on the campus

Description: License of space at various locations throughout the U. T. San Antonio campus for the installation and maintenance of a distributed antenna system to improve wireless signal coverage for the campus. The licensee was selected through a request for proposal process. Authorization is requested for the Executive Director of Real Estate, working with representatives of U. T. San Antonio, to execute the license on completion of negotiations.

Licensee: San Antonio MTA, L.P. d/b/a Verizon Wireless

Term: Term commences on execution of the license agreement, expected to occur in the first quarter of 2013, and continues for an initial term of 10 years, plus three 5-year renewal options.

License Fees: The institution will be paid an annual fee by the Licensee and by each additional wireless carrier that elects to participate in the distributed antenna system. Negotiations are currently underway with respect to the fee amount; the fee will be subject to an annual increase of 3%.

29. Request for Budget Change - U. T. San Antonio: Transfer \$846,247 from Recreation Center Fee account to East End Recreation Fields account to fund design services to renovate the existing east track and field area to an artificial turf facility in accordance with the East End Recreation District Sports Fields Master Plan (RBC No. 4906) -- amendment to the 2012-13 budget

30. Request for Budget Change - U. T. San Antonio: Transfer \$998,771 from Project Reserves: Info Tech Special Projects account to Office of Information Technology Wireless Upgrade-Meraki account to fund the wireless upgrade to replace current wireless system with an updated design utilizing Meraki access points and a cloud-based controller system (RBC No. 5001) -- amendment to the 2012-13 budget
31. Emeritus Appointments - U. T. San Antonio: Approval of emeritus titles
- Norma Cantu**, from Professor to Professor Emeritus, Department of English, effective 9/1/2012 (RBC No. 4856) -- amendment to the 2012-13 budget
- Betty S. Travis**, from Professor to Professor Emeritus, Department of Mathematics, effective 9/1/2012 (RBC No. 4857) -- amendment to the 2012-13 budget
- Oscar W. Vanauken**, from Professor to Professor Emeritus, Department of Biology, effective 9/1/2012 (RBC No. 4858) -- amendment to the 2012-13 budget
32. Report - U. T. Tyler: No items for Consent Agenda

HEALTH INSTITUTIONS

33. Contract (funds coming in) - U. T. Southwestern Medical Center: Institution to provide licensed audiologists in pediatric audiology to Children's Medical Center of Dallas
- Agency: Children's Medical Center of Dallas
- Funds: \$1,855,111
- Period: April 1, 2012 through August 31, 2014
- Description: U. T. Southwestern Medical Center to provide licensed audiologists specializing in pediatric audiology to the Children's Medical Center of Dallas. This item was late as the contract was received past the Consent Agenda deadline.

34. Contract (funds coming in) - U. T. Southwestern Medical Center: Institution to provide clinical and administrative services to Dallas County Hospital District

Agency: Dallas County Hospital District
Funds: \$1,989,316
Period: October 1, 2012 through September 30, 2013
Description: U. T. Southwestern Medical Center to provide clinical and administrative services to Dallas County Hospital District. This item was late as the contract was not received until September 28, 2012, past the Consent Agenda deadline for the November Board meeting.

35. Contract (funds coming in) - U. T. Southwestern Medical Center: Institution to provide physicians and other health care professionals to Parkland Health & Hospital System

Agency: Dallas County Indigent Care Corporation (DCICC)
Funds: \$15,000,000
Period: January 1, 2013 through January 31, 2013
Description: Provide physician and other health care services at Parkland Health & Hospital System to indigent persons in and around Dallas County, Texas

36. Contract (funds coming in) - U. T. Southwestern Medical Center: Contract with Dallas Proton Treatment Center to staff and operate a proton therapy treatment center

Agency: Dallas Proton Treatment Center, LLC
Funds: Approximately \$36,000,000 annually
Period: Effective date is March 1, 2013. The term is 20 years following the commencement date plus the balance of months that extends to the end of the applicable U. T. Southwestern Medical Center fiscal year.
Description: To provide clinical services, clinical management, and facility management/support services

37. Contract (funds going out) - U. T. Southwestern Medical Center: Purchase of and installation of a cyclotron instrument from General Electric for conducting research in the field of radioisotopes

Agency: General Electric

Funds: \$4,882,514

Source of Funds: -\$2.8 million Cancer Prevention Research Institute of Texas (CPRIT),
-\$1.8 million Library, Equipment, Repair and Rehabilitation (LERR)
-\$0.288 million Designated Funds

Period: February 15, 2013 through August 15, 2013

Description: Purchase and installation of General Electric Pettrace 880 Cyclotron, radiochemistry synthesis equipment and other testing and packaging equipment to be used for the production of radioisotopes

38. Purchase - U. T. Southwestern Medical Center: Authorization to purchase land and improvements at 6300 Harry Hines Boulevard and at 2126 West Mockingbird Lane, Dallas, Dallas County, Texas, from SAF Exchange Park, Ltd. for future campus expansion, and resolution regarding parity debt

Description: Purchase of a 6.424 acre site and a 2.013 acre site in Dallas, Dallas County, Texas, and improvements at 6300 Harry Hines Boulevard and at 2126 West Mockingbird Lane, and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to purchase the property. The improvements consist of an approximately 228,506 square foot office building and parking lots. The property at 6300 Harry Hines Boulevard is improved with an office building that will be used for administrative, educational, and medical program purposes. The property at 2126 West Mockingbird Lane is improved with a parking lot and will be purchased by U. T. Dallas after the closing of the purchase transaction. (See related Consent Agenda Item 17.)

Seller: SAF Exchange Park, Ltd., a Texas limited partnership

- Purchase Price: Fair market value as established by independent appraisals, plus all due diligence expenses, closing costs, and expenses to complete the acquisition as deemed necessary by the Executive Director of Real Estate. The appraisals are confidential pursuant to *Texas Education Code* Section 51.951.
- Source of Funds: Revenue Financing System bonds repaid out of the office building's rental income proceeds, from sale of the 2.013-acre site to U. T. Dallas, and institutional funds. Debt service for the acquisition is estimated to be \$1.62 million annually. The institution's debt service coverage ratio is expected to be at least 1.6 times and to average 2.0 times during the period from FY 2013 through FY 2018. The institution therefore requests that the Board resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System the findings that are stated below:
- Parity debt shall be issued to fund all or a portion of the purchase price, including any costs prior to the issuance of such parity debt;
 - sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the RFS Master Resolution to satisfy
 - the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System;
 - U. T. Southwestern Medical Center, which is a "Member" as such term is used in the RFS Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of parity debt in an aggregate amount not to exceed fair market value as established by independent appraisals; and
 - this resolution satisfies the official intent requirements set forth in Section 1.150-2 of the *Code of Federal Regulations* that evidences the Board's intention to reimburse project expenditures with bond proceeds.

- 39. Emeritus Appointment - U. T. Southwestern Medical Center: Appointment of Errol C. Friedberg, from Professor, Pathology, to Professor Emeritus, Pathology, Medical School, effective 1/3/2013 (RBC No. 5030) -- amendment to the 2012-13 budget
- 40. Tenure Appointment - U. T. Southwestern Medical Center: Amendment to the 2012-13 budget

The following Requests for Budget Changes have been administratively approved by the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
SOUTHWESTERN MEDICAL SCHOOL					
Internal Medicine					
Professor					
Arthur E. Frankel (T)	2/1-8/31	100	12	300,000	4961
Neurosurgery					
Professor					
Jorge A. Marrero (T)	9/1-8/31	100	12	375,000	4925
Pathology					
Professor					
Erik Knudsen (T)	11/15-8	100	12	215,000	4951

- 41. Request for Budget Change - U. T. Southwestern Medical Center: Transfer \$1,000,000 from Library, Equipment, Repair and Rehabilitation Cyclotron Project - Equipment account to Library, Equipment, Repairs and Rehabilitation Cyclotron Project, Equipment Repairs and Renovations account for use with the Cyclotron Project (RBC No. 4942) -- amendment to the 2012-13 budget

42. Contract (funds coming in) - U. T. Medical Branch - Galveston: Institution to provide health care services for the U.S. Department of Justice/Federal Bureau of Prisons

Agency: Federal Bureau of Prisons
Funds: \$7,259,950
Period: January 14, 2013 through May 13, 2013
Description: Provide managed health care services at the Federal Correctional Complex in Beaumont, Texas. This is a short-term agreement to continue to cover period until new contract is awarded.

43. Contract (funds coming in) - U. T. Medical Branch - Galveston: Institution to provide anesthesiology services to be provided to SJ Medical Center, LLC d/b/a St. Joseph Medical Center

Agency: St. Joseph Medical Center
Funds: \$17,100,000
Period: September 1, 2012 through August 31, 2015
Description: Provide anesthesiology services for patients treated at the St. Joseph Medical Center hospital's main campus located at 1401 St. Joseph Parkway, Houston, Texas

44. Emeritus Appointments - U. T. Medical Branch - Galveston: Appointment of Bernd Budelmann, Professor to Professor Emeritus, Academic Enterprise, Biochemistry and Molecular Biology (RBC No. 4883) -- amendment to the 2012-13 budget

45. Tenure Appointment - U. T. Medical Branch - Galveston: Amendment to the 2012-13 budget

The following Request for Budget Change has been administratively approved by the Executive Vice Chancellor for Health Affairs and is recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
ACADEMIC ENTERPRISE Surgery Professor, Thomas N. and Gleaves T. James Distinguished Chair Professor Danny O. Jacobs (T)	10/1-8/31	100	12	725,000	4903

46. Contract (funds coming in) - U. T. Health Science Center - Houston: Interagency contract with Texas Department of Family and Protective Services to create resources to improve access for medical professionals for Child Protective Services

Agency: Texas Department of Family and Protective Services

Funds: Maximum of \$2,500,816

Period: September 1, 2012 through August 31, 2013

Description: Interagency contract to create resources that will improve access for medical professionals with expertise in the diagnosis of child abuse or neglect for Child Protective Services. This item was late as the contract was received past the Consent Agenda deadline for the November Board meeting.

47. Emeritus Appointment - U. T. Health Science Center - Houston: Appointment of Douglas M. Simmons, from Clinical Associate Professor, Restorative Dentistry, to Chair Emeritus, General Practice and Dental Public Health, School of Dentistry, effective December 1, 2012; Dr. Simmons served as Chair to the (then) Department of Community and Preventive Dentistry during 1985 (RBC No. 4991) -- amendment to the 2012-13 budget

48. Appointment - U. T. Health Science Center - Houston: Amendment to the 2012-13 budget

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
Department of Internal Medicine, Division of Cardiology Visiting Professor					
Ramesh Hariharan, M.D.	5/1-8/31	100	12		TBD
Base Salary				665,000	
Supplement				175,000	
Augmentation				<u>135,000</u>	
Total Salary				975,000	
Clinical Incentive				<u>1,025,000</u>	
Total Compensation				<u>2,000,000</u>	

U. T. Health Science Center - Houston has determined and documented that the level of compensation for Dr. Hariharan is at a level paid to similarly qualified professionals based on performance of comparable duties in the organization and in the market from which his position would normally be recruited. Dr. Hariharan will be paid from Designated Funds. An external market study has been performed supporting this compensation level.

49. Tenure Appointment - U. T. Health Science Center - Houston: Amendment to the 2012-2013 budget

The following Request for Budget Change has been administratively approved by the Executive Vice Chancellor for Health Affairs and is recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
SCHOOL OF DENTISTRY Office of the Dean					
Associate Dean for Professional Development and Faculty Affairs and Professor					
Karen Novak (T)	2/1-8/31	100	12		5024
Base Salary				140,000	
Supplement				<u>20,000</u>	
Total Salary and Compensation				<u>160,000</u>	

50. License (funds coming in) - U. T. Health Science Center - San Antonio: License for San Antonio MTA, L.P. d/b/a Verizon Wireless for the use of space for implementation of a distributed antenna system to provide enhanced wireless communications on the campus

Description: License of space at various locations throughout the U. T. Health Science Center - San Antonio campus for the installation and maintenance of a distributed antenna system to improve wireless signal coverage for the campus. The licensee was selected through a request for proposal process. Authorization is requested for the Executive Director of Real Estate, working with representatives of U. T. Health Science Center - San Antonio, to execute the license on completion of negotiations.

Licensee: San Antonio MTA, L.P. d/b/a Verizon Wireless

Term: Term commences on execution of the license agreement, expected to occur in the first quarter of 2013, and continues for an initial term of 10 years, plus three 5-year renewal options

License Fees: The institution will be paid an annual fee by the licensee and by each additional wireless carrier that elects to participate in the distributed antenna system. Negotiations are currently underway with respect to the fee amount; the fee will be subject to an annual increase of 3%.

51. Emeritus Appointments - U. T. Health Science Center - San Antonio: Approval of emeritus titles

Anastacio M. Hoyumpa, from Professor of Medicine to Professor Emeritus, School of Medicine, effective 8/31/2012 (RBC No. 4953) -- amendment to the 2012-13 budget

John Mangos, from Professor of Pediatrics, to Professor Emeritus, School of Medicine, effective 9/1/2012 (RBC No. 4978) -- amendment to the 2012-13 budget

52. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Computer Sciences Corporation to provide project management for ongoing support services for various institutional technology projects

Agency: Computer Sciences Corporation

Funds: Ninth amendment to the agreement increases the cap amount to \$14,000,000

Source of Funds: Hospital patient income

Period: The term of the initial agreement was for a period of 12 months, commencing on January 15, 2008 and continuing through January 14, 2009, with the option for five additional 12-month renewals. All term renewal options have been exercised.

Description: Vendor provides project management support to augment existing resources focused on an increasing number of information technology projects. This amendment increases the scope of these projects to include the ICD-10, Invision/IDX replacement and Electronic Health Record projects.

53. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Encore Health Resources, LLC to provide professional information technology resources for ongoing support of the institution's electronic medical records (EMR) system

Agency: Encore Health Resources, LLC

Funds: Total fees for all services under the initial term of this agreement are estimated to be \$48,000,000. The contract cap with all renewal options will not exceed \$80,000,000.

Source of Funds: Hospital patient income

Period: The term of this agreement will be for a period of 36 months, commencing on January 1, 2013 and continuing through December 31, 2015. The agreement also includes the option for two 12-month renewals.

Description: Under this master services agreement, Encore Health Resources will provide professional information technology resources, including training and business analytics activities, to assist in supporting ClinicStation, the institution's EMR system. U. T. M. D. Anderson Cancer Center will continue to utilize the ClinicStation EMR while seeking to select, implement, and deploy a commercial Electronic Health Records vendor.

54. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Project change request for International Business Machines (IBM) Corporation for Healthcare Evidence Evaluation and Learning Service Statement of Work

Agency: International Business Machines Corporation

Funds: The contract cap amount of this agreement is \$16,400,000.

If the pilot program becomes fully operational and a Production Statement of Work is executed, the institution will pay IBM a fee of approximately one-third of the value derived from the use of the Watson Service within the institution, with a minimum charge of \$450,000 per month, unless the institution opts to take full responsibility for operating and maintaining the Watson Service.

Source of Funds: Hospital patient income and restricted gift funds

Period: The term for this statement of work (an “umbrella” master services agreement negotiated by U. T. System for Systemwide use, which has a term from October 1, 2004 to September 30, 2014) commenced June 18, 2012. The proposed change order/project change request, which expands the scope of work beyond \$2.5 million, extends the term of the scope of work through December 31, 2013.

Description: IBM and U. T. M. D. Anderson Cancer Center are engaged in the development of a pilot program to test the use of the advanced analytical capabilities of the IBM Watson technology as a tool for personalized, evidence-based, genomic medicine. The goal is to develop technology that will enable a detailed analysis of massive amounts of patient data to identify insights into treatments and results based on different individual characteristics. The initial focus of the pilot program was to identify insights related to a particular group of leukemia patients. This proposed change order/project change request expands the pilot program to include five additional types of leukemia.

55. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Kalon Biotherapeutics, LLC to provide drug and biologic manufacturing services

Agency: Kalon Biotherapeutics, LLC

Funds: Anticipated first work order under the master agreement is \$2,844,000 over the life of the contract for manufacturing services provided on an as-needed basis.

Source of Funds: Hospital patient income

Period: Commencing early in 2013 and continuing through May 19, 2020

Description: Under this separate master services agreement, Kalon Biotherapeutics will manufacture drugs and biologics for U. T. M. D. Anderson Cancer Center in accordance with Good Manufacturing Practices (GMP). Separate work orders will be executed for each manufacturing project under the agreement.

Kalon Biotherapeutics is a management company affiliated with The Texas A&M University System, which was formed for the purpose of operating and managing the National Center for Therapeutics Manufacturing (NCTM). The Texas A&M University System and U. T. M. D. Anderson Cancer Center have previously entered into a collaboration agreement whereby U. T. M. D. Anderson Cancer Center became an investor with a 5% equity participation in NCTM. U. T. M. D. Anderson Cancer Center is also a customer of NCTM.

56. Tenure Appointment - U. T. M. D. Anderson Cancer Center: Amendments to the 2012-13 budget

The following Requests for Budget Change have been administratively approved by the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

<u>Description</u>	<u>Effective Date</u>	<u>% Time</u>	<u>Full-time Salary</u>		<u>RBC #</u>
			<u>No. Mos.</u>	<u>Rate \$</u>	
MEDICAL STAFF					
Urology					
John W. Davis					4838
From: Assistant Professor		100	12	383,065	
To: Associate Professor (T)	9/1-8/31	100	12	393,065	
RESEARCH STAFF					
Molecular and Cellular Oncology					
Professor					
Laura Beretta (T)	9/1-8/31	100	12	190,000	4901

RESEARCH STAFF

Cancer Biology

Joseph McCarty

4908

From: Assistant Professor 100 12 105,354

To: Associate Professor (T) 9/1-8/31 100 12 112,354

MEDICAL STAFF

Plastic Surgery

Professor

Steven Kronowitz (T)

9/1-8/31

100

12

472,500

4948

57. Logo - U. T. Health Science Center - Tyler: Proposed Logo

The following proposed logo has been approved by the Chancellor, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor for External Relations and is submitted for approval by the U. T. System Board of Regents in accordance with Regents' *Rules and Regulations*, Rule 40801.

Use of "UTHealth-Northeast" was approved at the November 15, 2012 Board of Regents' meeting. The logo was researched and created by Rucker & Co., the marketing agency approved through a request for proposal by U. T. Health Science Center - Tyler and was reviewed and approved by the U. T. Health Science Center - Tyler executive team.

The proposed Pantone Marking System colors are PMS 166 Orange and PMS 294 Blue.

Note: Pending trademark approval

