

**MINUTES
OF
THE BOARD OF REGENTS
OF
THE TEXAS STATE UNIVERSITY SYSTEM**

**Quarterly Board Meeting
February 18-19, 2010**

TABLE OF CONTENTS

COMMITTEE MEETINGS	4
CURRICULUM COMMITTEE	4
FINANCE AND AUDIT COMMITTEE	5
TECHNOLOGY PLANNING INITIATIVE	8
PLANNING AND CONSTRUCTION COMMITTEE	9
GOVERNMENTAL RELATIONS COMMITTEE	10
BOARD OF REGENTS MEETING	11
I. CALL TO ORDER	11
II. ATTENDANCE	11
III. RECESS TO EXECUTIVE SESSION	11
IV. RECONVENE IN OPEN SESSION	11
V. ATTENDANCE	12
VI. TSUS: INTERIM CHANCELLOR	12
2010-70 TSUS: Interim Chancellor	12
VII. CHAIRMAN'S REMARKS	12
VIII. APPROVAL OF MINUTES	12
IX. STUDENT ADVISORY BOARD REPORT	13
X. DISCUSSION ITEM – REGENTS' PROFESSOR AWARD	13
XI. DISCUSSION ITEMS	13
XII. CAMPUS UPDATE: TEXAS STATE UNIVERSITY-SAN MARCOS	13
XIII. CURRICULUM	13
2010-71 SHSU: Distance Education (MBA)	13
2010-72 SHSU: Distance Education (MED-Special Education)	13
2010-73 LSC-O: Program Modification 1	14
2010-74 LSC-O: Program Modification 2	14
2010-75 TSUS: Twelfth Class Day Reports	14
XIV. FINANCE AND AUDIT	15
2010-76 LU: Board Rate Increase	15
2010-77 LU: Room Rate Increase	15
2010-78 SHSU: AuhtORIZATION to Set Board Rates	15
2010-79 SHSU: Authorization to Set Room Rates	15
2010-80 SRSU: Room and Board Rates	16
2010-81 TxSt-SM: Room and Board Rate Increase	17
2010-82 LU: Implement Program Fee for the Master of Business Administration Program	17
2010-83 LU: Waiver Program for Nonresident Person	17
2010-84 LU: Increase Center for Academic Success (CAS) Fee	17
2010-85 LU: Health Center Rate Increase	17
2010-86 SHSU: Distance Education Fee	18
2010-87 SHSU: Cellular Telephone Allowance	18
2010-88 LIT: Fee Adjustments for Concurrent Enrollment Courses	18
2010-89 LIT: Tuition Adjustments for Non-Credit Courses	19
2010-90 LSC-PA: Transfer Designated Fund Balance to Centennial Scholarship Endowment Fund	20
2010-91 LSC-PA: Tuition for Non-Credit Courses	20
2010-92 LSCPA: Tuition Assistance Program for Spouses and Dependents	20

2010-93	TSUS: Revisions to Texas State University Supplemental Tax Sheltered Annuity.....	20
2010-94	TSUS: Investment Policy – Operating Funds and Investment Policy – Endowment Funds.....	20
2010-95	TSUS: Depository Funds Policy.....	20
2010-96	TSUS: Transfer of Deferred Compensation to Former Chancellor.....	20
XV.	PLANNING AND CONSTRUCTION.....	21
2010-97	LSC-PA: Design Development Documents for the Learning Center Building Project.....	22
2010-98	TSUS: CIP Additions.....	22
XVI.	RULES AND REGULATIONS.....	22
XVII.	CONTRACTS.....	22
2010-99	LU: Amend Food Services Agreement.....	22
2010-100	SHSU: Affirm Strata Information Group Purchase Order.....	22
2010-101	SHSU: Authorization for Amendment Number Five to Food Service Contract ..	23
2010-102	TxSt-SM: Airgas Southwest Liquid Nitrogen Purchase.....	23
2010-103	TxSt-SM: Amendment of Hunting and Grazing Lease Agreement.....	23
2010-104	TxSt-SM: Lease of Commerical Office Space at The Village at Park South.....	23
2010-105	LSC-O: Real Property Acquisition.....	23
2010-106	LSC-PA: Purchase of City Lot.....	23
XVIII.	MISCELLANEOUS.....	24
2010-107	LU: Change the Name of Building from Health & Human Performance Complex B to Dance Annex.....	24
2010-108	LU: Naming of Scoreboard at Football Stadium.....	24
2010-109	LU: Change the Name of the Training Room in New Athletic Complex.....	24
2010-110	LU: Naming of New Suites in Montagne Center.....	24
2010-111	TxSt-SM: Amendment of Memorandum of Understanding between Texas State University System Board of Regents and the McCoy Foundation.....	24
2010-112	TxSt-SM: Naming of Street on Round Rock Higher Education Campus.....	25
XIX.	PERSONNEL.....	25
XX.	CONSENT AGENDA.....	25
2010-113	Approval of Consent Agenda.....	25
XXI.	GENERAL ITEMS.....	25
2010-114	TSUS: House Bill 2504.....	25
XXII.	ADJOURNMENT.....	25
	CONSENT AGENDA.....	27

COMMITTEE MEETINGS

CURRICULUM COMMITTEE

Committee Members

Regent Michael Truncale, Chair; Regent David Montagne

Call to Order

The Curriculum Committee of the Texas State University System was called to order on Thursday, February 18, 2010 at 8:02 a.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University-San Marcos.

Present

Regent Ron Blatchley; Regent Trisha S. Pollard; Regent Charlie Amato; Regent Kevin Lilly; Regent Ron Mitchell; Regent David Montagne; Regent Michael Truncale; Regent Donna Williams; Regent Greg Wilkinson; Student Regent William Patterson; Interim Chancellor Kenneth Craycraft; President James Simmons, LU; President James Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise Trauth, TxSt-SM; President Paul Szuch, LIT; President Michael Shahan, LSC-O; and President Sam Monroe, LSC-PA.

Absent

None

Discussion Items

Chairman Blatchley called upon Committee Chair Michael Truncale, who called on Dr. Kenneth Craycraft, Vice Chancellor for Academic Affairs to present the agenda items.

Dr. Craycraft presented SHSU: Distance Education (MBA). The committee approved the item to be taken to the full Board.

Dr. Craycraft presented LSC-O: Program Modification 1. The committee approved the item to be taken to the full Board.

Dr. Craycraft presented LSC-O: Program Modification 2. The committee approved the item to be taken to the full Board.

Dr. Craycraft presented TSUS: Twelfth Day Class Reports. The committee approved the item to be taken to the full Board.

Dr. Craycraft briefly outlined the Consent Agenda items, which consisted of TSUS: Curriculum Changes, TSUS: Out-of-State/Out-of-Country Course Offerings, TSUS: Small Class Reports, and TSUS: Admissions Data. The committee approved the items to be included on the consent agenda.

Adjournment

There being no further business before the Committee, Committee Chair Truncale adjourned the meeting at 8:12 a.m.

FINANCE AND AUDIT COMMITTEE

Committee Members

Regent Charlie Amato, Chair; Regent Kevin Lilly

Call to Order

The Finance and Audit Committee of the Texas State University System was called to order on Thursday, February 18, 2009 at 8:13 a.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University in San Marcos.

Present

Regent Ron Blatchley; Regent Trisha S. Pollard; Regent Charlie Amato; Regent Kevin Lilly; Regent Ron Mitchell; Regent David Montagne; Regent Michael Truncale; Regent Donna Williams; Regent Greg Wilkinson; Student Regent William Patterson; Interim Chancellor Kenneth Craycraft; President James Simmons, LU; President James Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise Trauth, TxSt-SM; President Paul Szuch, LIT; President Michael Shahan, LSC-O; and President Sam Monroe, LSC-PA.

Absent

None

Discussion Items

Chairman Blatchley called upon Regent Charlie Amato, Committee Chair, who asked Dr. Roland Smith, Vice Chancellor of Finance, to present the items.

Dr. Smith presented LU: Board Rate Increase. The committee approved the items to be taken to the full Board.

Dr. Smith presented LU: Room Rate Increase. The committee approved the item to be taken to the full Board.

Dr. Smith presented SHSU: Authorization to Set Board Rates. The committee approved the item to be taken to the full Board.

Dr. Smith presented SHSU: Authorization to Set Room Rates. The committee approved the item to be taken to the full Board.

Dr. Smith presented SRSU: Room and Board Rates. The committee approved the item to be taken to the full Board.

Dr. Smith presented TxSt-SM: Room and Board Rate Increase. The committee approved the item to be taken to the full Board.

Dr. Smith presented LU: Implement Program Fee for the Master of Business Administration Program. The committee approved the item to be taken to the full Board.

Dr. Smith presented LU: Waiver Program for Nonresident Person. The committee approved the item to be taken to the full Board.

Dr. Smith presented LU: Increase Center for Academic Success (CAS) Fee. The committee approved the item to be taken to the full Board.

Dr. Smith presented LU: Health Center Rate Increase. The committee approved the item to be taken to the full Board.

Dr. Smith presented SHSU: Distance Education Fee. The committee approved the item to be taken to the full Board.

Dr. Smith presented SHSU: Cellular Telephone Allowance. The committee approved the item to be taken to the full Board.

Dr. Smith presented LIT: Fee Adjustments for Concurrent Enrollment Courses. The committee approved the item to be taken to the full Board.

Dr. Smith presented LIT: Tuition Adjustments for Non-Credit Courses. The committee approved the item to be taken to the full Board.

Dr. Smith presented LSC-PA: Transfer Designated Fund Balance to Centennial Scholarship Endowment Fund. The committee approved the item to be taken to the full Board.

Dr. Smith presented TSUS: System Office Bank Depository Services. The committee approved the item to be taken to the full Board.

Dr. Smith presented LSCPA: Tuition for Non-credit Courses. The committee approved the item to be taken to the full Board.

Dr. Smith presented LSCPA: Tuition Assistance Program for Spouses and Dependents. The committee approved the item to be taken to the full Board.

Dr. Smith presented TSUS: Revisions to Texas State University System Supplemental Tax Sheltered Annuity Plan. The committee approved the item to be taken to the full Board.

Dr. Smith presented TSUS: Investment Policy – Operating Funds and Investment Policy – Endowment Funds. The committee approved the item to be taken to the full Board.

Dr. Smith presented TSUS: Depository Funds Policy. The committee approved the item to be taken to the full Board.

Dr. Smith presented TSUS: Transfer of Deferred Compensation to Former Chancellor. The committee approved the item to be taken to the full Board.

Dr. Smith briefly outlined the Consent Agenda items, which included TSUS: Adjustments of Budgets, TSUS: Statement of Budgeted Fund Balances, TSUS: Status of Implementation of Audit Recommendations, TSUS: Quarterly Investment Report, TSUS: Public Funds and Investment Act changes. The committee approved the items to be taken to the full Board.

Discussion Item: 5% Budget Cut

Each component institution discussed the potential implications of the Governor's office five percent proposed budget reductions to 2010- 2011 General Revenue and General Revenue-Dedicated appropriations.

Update on ARRA Activities

Carole Fox, Director of Audits and Analysis, gave a brief presentation regarding updates on the American Recovery and Reinvestment Act.

Adjournment

There being no further business before the Committee, Committee Chairman Amato adjourned the meeting at 10:32 a.m.

TECHNOLOGY PLANNING INITIATIVE

Committee Members

Regent Donna Williams

Call to Order

The Technology Planning Committee of the Texas State University System was called to order on Thursday, February 18, 2010 at 10:27 a.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University-San Marcos.

Present

Regent Ron Blatchley; Regent Trisha S. Pollard; Regent Charlie Amato; Regent Kevin Lilly; Regent Ron Mitchell; Regent David Montagne; Regent Michael Truncale; Regent Donna Williams; Regent Greg Wilkinson; Student Regent William Patterson; Interim Chancellor Kenneth Craycraft; President James Simmons, LU; President James Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise Trauth, TxSt-SM; President Paul Szuch, LIT; President Michael Shahan, LSC-O; and President Sam Monroe, LSC-PA.

Absent

None

Discussion Items

Chairman Blatchley called upon Regent Donna Williams to present the committee report.

Regent Williams delivered a brief oral report on the Technology Task Force meeting held on February 17, 2010. Regent Williams reported on the presentation given by Mr. Charles Gregory, Information Technology Auditor. Regent Williams also reported that status updates were given at the Technology Task Force meeting on Banner implementation, data warehousing, LEARN, and VOIP telephones across the system.

Adjournment

There being no further business before the Committee, Chairman Blatchley adjourned the meeting at 10:32 a.m.

PLANNING AND CONSTRUCTION COMMITTEE

Committee Members

Regent Greg Wilkinson, Chair; Regent Charlie Amato, Regent Ron Mitchell

Call to Order

The Planning and Construction Committee of the Texas State University System was called to order on Thursday, February 18 at 10:33 a.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University in San Marcos.

Present

Regent Ron Blatchley; Regent Trisha S. Pollard; Regent Charlie Amato; Regent Kevin Lilly; Regent Ron Mitchell; Regent David Montagne; Regent Michael Truncale; Regent Donna Williams; Regent Greg Wilkinson; Student Regent William Patterson; Interim Chancellor Kenneth Craycraft; President James Simmons, LU; President James Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise Trauth, TxSt-SM; President Paul Szuch, LIT; President Michael Shahan, LSC-O; and President Sam Monroe, LSC-PA.

Absent

None

Discussion Items

Chairman Blatchley called upon Regent Greg Wilkinson, Committee Chair, who asked Mr. Peter Graves, Vice Chancellor of Contract Administration, to present the items.

Mr. Graves presented LSCPA: Design Development Documents for the Learning Center Building Project. The committee approved the item to be taken to the full Board.

Mr. Graves presented TSUS: CIP Additions. The committee approved the item to be taken to the full Board.

Adjournment

There being no further business before the Committee, Chairman Blatchley adjourned the meeting at 11:13 a.m.

GOVERNMENTAL RELATIONS COMMITTEE

Committee Members

Regent Michael Truncale, Chair; Regent Donna Williams

Call to Order

The Governmental Relations Committee of the Texas State University System was called to order on Thursday, February 18 at 11:14 a.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University in San Marcos.

Present

Regent Ron Blatchley; Regent Trisha S. Pollard; Regent Charlie Amato; Regent Kevin Lilly; Regent Ron Mitchell; Regent David Montagne; Regent Michael Truncale; Regent Donna Williams; Student Regent William Patterson; Chancellor Charles Matthews; President James Simmons, LU; President James Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise Trauth, TxSt-SM; President Paul Szuch, LIT; President Michael Shahan, LSC-O; and President Sam Monroe, LSC-PA.

Absent

Regent Greg Wilkinson

Discussion Items

Chairman Blatchley called upon Regent Michael Truncale, who asked Ms. Diane Corley to report on current legislative issues.

Ms. Corley gave the legislative update. She reported that the Government Relations team was following a number of issues and Interim Committees. She mentioned that the Presidents had given a brief overview on the impact of the 5% cuts, but the budget picture continues to look bleak for the next biennium due to lagging sales and other tax revenues. She mentioned that they were also tracking compliance with legislative mandates such as the requirement for higher education institutions that receive General Revenue appropriations for a museum to provide the Governor, Senate and House finance committees and legislative agencies a report outlining the museum's relevance to the academic program at the institution.

Adjournment

There being no further business before the Committee, Chairman Blatchley adjourned the meeting at 11:28 a.m.

BOARD OF REGENTS MEETING

I. CALL TO ORDER

The Quarterly Board of Regents meeting of The Texas State University System was called to order on Thursday, February 18, 2010 at 12:43 p.m. CST by Chairman of the Board Ron Blatchley. The meeting was held at Texas State University in San Marcos.

II. ATTENDANCE

Present

Chairman Ron Blatchley
Vice Chairman Charlie Amato
Regent Trisha S. Pollard
Regent David Ron Mitchell
Regent David Montagne
Regent Kevin Lilly
Regent Michael Truncale
Regent Donna Williams
Student Regent William Patterson

Absent

Regent Greg Wilkinson

Also Present

Interim Chancellor Kenneth R. Craycraft; President James M. Simmons, LU; President James F. Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise M. Trauth, TxSt-SM; President Paul J. Szuch, LIT; President J. Michael Shahan, LSC-O and President Sam Monroe, LSC-PA

III. RECESS TO EXECUTIVE SESSION

Chairman Blatchley recessed the Board to Executive Session at 1:06 p.m. in accordance with *Chapter 551* of the *Texas Government Code* to discuss legal, real estate and personnel issues.

IV. RECONVENE IN OPEN SESSION

The Board reconvened in open session at 2:49 p.m. and recessed until the following morning.

Chairman Blatchley reconvened the Board in open session at 9:12 a.m. on Friday, February 19, 2010. Noting the presence of a quorum, he called upon Vice Chairman Amato to lead in the United States and Texas flag pledges. Chairman Blatchley gave the invocation.

V. ATTENDANCE

Present

Chairman Ron Blatchley
Vice Chairman Charlie Amato
Regent Trisha S. Pollard
Regent Kevin Lilly
Regent David Montagne
Regent Michael Truncale
Regent Donna Williams
Student Regent William Patterson

Absent

Regent Greg Wilkinson

Also Present

Interim Chancellor Kenneth R. Craycraft; President James M. Simmons, LU; President James F. Gaertner, SHSU; President Ricardo Maestas, SRSU; President Denise M. Trauth, TxSt-SM; President Paul J. Szuch, LIT; President J. Michael Shahan, LSC-O and President Sam Monroe, LSC-PA

VI. TSUS: INTERIM CHANCELLOR

2010-70 TSUS: Interim Chancellor

Upon motion of Chairman Blatchley, seconded by Vice Chairman Amato, with all Regents voting aye, it was ordered that the current salary of Dr. Kenneth R. Craycraft be raised by \$16,757 monthly, effective February 1, 2010, to compensate him for his assumptions of additional duties and responsibilities as Interim Chancellor, this Order superseding any prior decision as to compensation. It was further ordered that all other actions taken by this Board at its January 14, 2010 special called meeting respective of Dr. Craycraft's assignment be hereby affirmed. (This change is referenced in the January 14, 2010 minutes.)

VII. CHAIRMAN'S REMARKS

Chairman Blatchley welcomed those in attendance.

Chairman Blatchley thanked Dr. Trauth and her staff for hosting the meeting, along with Interim Chancellor Craycraft and his staff for organizing the meeting.

VIII. APPROVAL OF MINUTES

Upon motion of Chairman Blatchley, seconded by Vice Chairman Amato, with all Regents voting aye, it was ordered that the minutes of the quarterly Board of Regents Meeting held on November 19-20, 2010, and the minutes of the special called telephonic Board of Regents Meeting held on January 14, 2010 (as amended) be approved.

IX. STUDENT ADVISORY BOARD REPORT

Chairman Blatchley asked each president to introduce his or her respective students to the Board. The SAB President reported to the Board. The SAB report included four issues: e-textbooks in order to decrease costs to students, the availability of wireless networks on all campuses, state budget cuts, and extended library hours.

Chairman Blatchley thanked the SAB for their report.

X. DISCUSSION ITEM – REGENTS’ PROFESSOR AWARD

Ms. Diane Corley and Vice Chairman Amato presented the Regent’s Professor Award to Dr. Beverly Irby.

XI. DISCUSSION ITEMS

Discussions/reports concerning the following issues were conducted:

- Regent Williams reported on the progress of the Chancellor search.
- Regent Mitchell reported on the progress of the SHSU Presidential search.
- Regent Mitchell gave an overview of the strategic planning and branding process for the System.
- Chairman Blatchley asked Regent Pollard to take into consideration the local committee structure and other enabling act provisions.

XII. CAMPUS UPDATE: TEXAS STATE UNIVERSITY-SAN MARCOS

President Trauth asked Dr. Moore and Dr. Henize to make a presentation regarding the branding initiative that has taken place at Texas State University-San Marcos.

Chairman Blatchley thanked Dr. Moore and Dr. Henize for the presentation and stated that it was insightful into how various stages of branding at a System-wide level could occur.

XIII. CURRICULUM

Regent Truncale, Chair of the Curriculum Committee, presented the following agenda items:

2010-71 SHSU: Distance Education (MBA)

Upon motion of Regent Truncale, seconded by Regent Williams, with all Regents voting aye, it was ordered that the College of Business at Sam Houston State University be authorized to offer the Master of Business Administration program via distance learning.

2010-72 SHSU: Distance Education (MED-Special Education)

Upon motion of Regent Truncale, seconded by Vice Chairman Amato, with all Regents voting Aye, it was ordered that the Department of Language, Literacy, and Special Populations at Sam Houston State University be authorized to offer the Master of Education in Special Education program via distance learning.

2010-73 LSC-O: Program Modification 1

Upon motion of Regent Truncale, seconded by Vice Chairman Amato, with all Regents voting Aye, it was ordered that Lamar State College-Orange be permitted to submit the Association of Arts in Teaching 1-EC-6, 4-8, Sp. Ed. EC-12 Program Modifications for approval to the Texas Higher Education Coordinating Board.

2010-74 LSC-O: Program Modification 2

Upon motion of Regent Truncale, seconded by Regent Williams, with all Regents voting aye, it was ordered that Lamar State College-Orange be permitted to submit the Associates of Arts in Teaching 2-Grades 8-12, EC-12 Other than Special Education Program Modifications for approval to the Texas Higher Education Coordinating Board.

2010-75 TSUS: Twelfth Class Day Reports

Upon motion of Regent Truncale, seconded by Regent Williams, with all Regents voting aye, it was ordered that the Twelfth Class Day Reports for Spring Semester, 2010 for the Texas State University System components be approved.

	Spring 2009	Spring 2010	Spring 2009 SCH	Spring 2010 SCH
Lamar University	13,319	13,819	127,248	123,986
Sam Houston State University	15,288	15,489	182,882	184,562
Sul Ross State University	1,720	1,845	17,925	19,647
Sul Ross State University RGC	1,026	1,097	7,914	8,378
Texas State University-San Marcos	27,509	29,282	320,426	363,171
Lamar Institute of Technology	2,690	2,882	29,673	31,142
Lamar State College-Orange	1,868	2,290	17,146	22,059
Lamar State College-Port Arthur	1,901	2,154	17,459	20,522
Totals	65,321	68,858	720,673	773,467

Regent Truncale noted that the Curriculum Committee voted yesterday to move the following items to the Consent Agenda:

- TSUS: Curriculum Changes (Course Additions, Deletions and Changes)
- TSUS: Out-of-State/Out-of-Country Course Offerings
- TSUS: Small Class Reports
- TSUS: Admissions Data

These items were voted on and passed under the approval of the Consent Agenda. These items can be found immediately following the meeting minutes.

XIV. FINANCE AND AUDIT

Vice Chairman Amato, Chair of the Finance and Audit Committee, presented the following agenda items:

2010-76 LU: Board Rate Increase

Upon motion of Vice Chairman Amato, seconded by Regent Truncale, with all Regents voting aye, it was ordered that effective with the fall 2010 semester, Lamar University be authorized to increase meal plan rates from \$1,050 and \$1,150 respectively per semester to \$1,134 and \$1,242 per semester.

Fall & Spring

<u>Meal Plan</u>	<u>Fee</u>
100 Block Meal Plan + \$300 Dining Dollars	\$1,134 per semester
150 Block Meal Plan + \$150 Dining Dollars	\$1,134 per semester
250 Block Meal Plan + \$100 Dining Dollars	\$1,134 per semester
300 Block Meal Plan + \$0 Dining Dollars	\$1,242 per semester

Summer

<u>Meal Plan</u>	<u>Fee</u>
75 Block Meal Plan + \$75 Dining Dollars	\$335 per semester

2010-77 LU: Room Rate Increase

Upon motion of Vice Chairman Amato, seconded by Regent Williams, with all Regents voting aye, it was ordered that effective with the fall 2010 semester, Lamar University be authorized to increase room rates for Cardinal Village from \$2,095.00 per semester to \$2,250.00 per semester, and;

Effective with the summer 2010 semester, Lamar University be authorized to increase room rates for Cardinal Village from \$468.00 per semester to \$500.00 per semester.

2010-78 SHSU: Authorization to Set Board Rates

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that Sam Houston State University be authorized to charge the board rates listed below, effective the Fall Semester 2010.

Fall and Spring Semesters 2010-2011

<u>Meal Plan Option</u>	<u>From</u>	<u>To</u>	<u>Increase</u>	<u>%</u>
1. All 20 meals plan plus \$100 bonus	\$ 1312	\$ 1390	\$ 78	6%
2. Any 15 meals plan plus \$175 bonus	\$ 1312	\$ 1390	\$ 78	6%
3. Block of 160 meals plus \$150 bonus	\$ 1312	\$ 1390	\$ 78	6%
a. 5 meal plan plus \$150 bonus	\$ 696	\$ 725	\$ 29	4%
b. 50 meals plus \$100 bonus\$	\$ 436	\$ 436	\$ 0	0%
c. 25 meals plus \$150 bonus	\$ 332	\$ 332	\$ 0	0%

2010-79 SHSU: Authorization to Set Room Rates

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that Sam Houston State University be authorized to charge the room rates listed below, effective beginning Fall, 2010.

Room Rates
Fall and Spring Semesters 2010-2011

<u>Residence Hall</u>	<u>From</u>	<u>To</u>	<u>Increase</u>	<u>% Increase</u>
Baldwin, Crawford, Creager, Mallon houses*	\$1488.00 (semester)	\$1536.00 (semester)	\$ 48.00	3%
Other small houses	\$1448.00 (semester)	\$1488.00 (semester)	\$ 40.00	3%
King Hall	\$1488.00 (semester)	\$1536.00 (semester)	\$ 48.00	3%
Belvin and Elliott Halls	\$1584.00 (semester)	\$1632.00 (semester)	\$ 48.00	3%
Estill Hall**	\$1680.00 (semester)	\$1728.00 (semester)	\$ 48.00	3%
Jackson-Shaver Hall	\$1660.00 (semester)	\$1704.00 (semester)	\$ 44.00	3%
White Hall	\$2152.00 (semester)	\$2220.00 (semester)	\$ 68.00	3%
Sam Houston Village	\$2184.00 (semester)	\$2256.00 (semester)	\$ 72.00	3%
Raven Village	\$2184.00 (semester)	\$2256.00 (semester)	\$ 72.00	3%
 <u>Apartment</u>				
Bearkat Village Apartments	\$2376.00 (semester)	\$2448.00 (semester)	\$ 72.00	3%
 <u>Summer School '11</u>				
Small House	\$ 428.00 (semester)	\$ 438.00 (semester)	\$ 10.00	3%
White Hall	\$ 528.00 (semester)	\$ 540.00 (semester)	\$ 12.00	3%

2010-80 SRSU: Room and Board Rates

Upon motion of Vice Chairman Amato, seconded by Regent Williams, with all Regents voting aye, it was ordered that Sul Ross State University be authorized to change room and board plan rates beginning with the Fall 2010 semester as follows:

Meal Plan Rates – Fall and Spring Semesters:

Meal Plan	Current	Proposed
7 Day/20 Meals with \$70 Lobo Bucks	\$1,275	\$1,295
7 Day/16 Meals with \$95 Lobo Bucks	\$1,255	\$1,275
7 Day/12 Meals with \$120 Lobo Bucks	\$1,215	\$1,235

Meal Plan Rates – Summer Semesters:

Meal Plan	Current	Proposed
7 Day/20 Meals with \$35 Lobo Bucks	\$460	\$468
7 Day/16 Meals with \$48 Lobo Bucks	\$450	\$458
7 Day/12 Meals with \$60 Lobo Bucks	\$435	\$443

Residence Hall Rates (all private room rates):

	Current	Proposed
Lobo Village Residence Hall – per Fall/Spring semester	\$1,910	\$2,005
Lobo Village Residence Hall – per Summer semester	\$650	\$683
Fletcher Residence Hall – per Fall/Spring semester – Double Occupancy	\$1,015	\$1,065
Fletcher Residence Hall – per Fall/Spring	\$1,525	\$1,595

semester - Private		
Fletcher Residence Hall – per Summer semester – Double Occupancy	\$335	\$350
Fletcher Residence Hall – per Summer semester – Private	\$500	\$525
Mountainside Residence Hall – per Fall/Spring semester – Double Occupancy	\$1,000	\$1,050
Mountainside Residence Hall – per Fall/Spring semester – Private	\$1,500	\$1,575

Apartment Rates:

	Current	Proposed
Lobo Village Efficiency Apts. – per month	\$460	\$485
Lobo Village Family Apts. – per month	\$495	\$520

2010-81 TxSt-SM: Room and Board Rate Increase

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that room and board rates for Texas State University-San Marcos for fall semester 2010, spring semester 2011, and summer session 2011 each be increased by 2.5 percent and rental rates for all university owned apartments be increased by 3.0 percent effective fiscal year 2011 with the President given the authority to lower apartment rates when required by changing market conditions in order to remain competitive. Furthermore, additional Dining Dollars will be offered in each meal plan and hall residents will pay \$50 per semester for the unrestricted use of laundry equipment.

2010-82 LU: Implement Program Fee for the Master of Business Administration Program

Upon motion of Vice Chairman Amato, seconded by Regent Truncale, with all Regents voting aye, it was ordered that Lamar University be permitted to implement a program fee of \$50 per credit hour to support the growth in both size and quality of the Master of Business Administration program.

2010-83 LU: Waiver Program for Nonresident Person

Upon motion of Vice Chairman Amato, seconded by Regent Williams, with all Regents voting aye, it was ordered that Lamar University be permitted to charge a lowered nonresident tuition of \$30 per semester credit hour above the current resident tuition rate for students from bordering states. This action will be effective Fall 2010.

2010-84 LU: Increase Center for Academic Success (CAS) Fee

Upon motion of Vice Chairman Amato, seconded by Regent Williams, with all Regents voting aye, it was ordered that Lamar University be permitted to increase the Center for Academic Success (CAS) fee to \$40 per student per semester (\$20.00 during each summer semester) from \$25 per student per semester (\$12.50 during each summer semester) to support the tremendous growth in student demand for the programs offered in Student Advising and Retention Services (STARS). This action will be effective fall 2010.

2010-85 LU: Health Center Rate Increase

Upon motion of Vice Chairman Amato, seconded by Regent Truncale, with all Regents voting aye, it was ordered that effective with the fall 2010 semester, Lamar University be

authorized to increase Health Center fees 10% from \$30.00 per semester to \$33.00 per semester.

2010-86 SHSU: Distance Education Fee

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that Sam Houston State University be authorized to change the current Distance Learning Fee from \$303.00 per course to \$101.00 per credit hour effective immediately.

2010-87 SHSU: Cellular Telephone Allowance

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that in addition to other benefits associated with the position, the Sam Houston State University President shall receive an allowance for cellular telephone usage in the amount of \$50 per month, effective March 1, 2010.

2010-88 LIT: Fee Adjustments for Concurrent Enrollment Courses

Upon motion of Vice Chairman Amato, seconded by Regent Williams, it was ordered that Lamar Institute of Technology authorize the following fees:

	Course		Fees
BIOL	2102	12	\$0
BIOL	2302	2	\$0
CDEC	2315	1	\$0
CJSA	1325	77	\$0
CJSA	1325	78	\$0
CJSA	1327	78	\$0
CJSA	1342	78	\$0
CJSA	1342	80	\$0
CPMT	2333	76	\$0
DEMR	1401	75	\$0
EMSP	1305	1	\$0
HART	1407	72	\$0
HPRS	1201	1	\$0
HPRS	1201	2	\$0
HYDR	1301	78	\$0
INMT	2301	74	\$0
ITCC	1312	76	\$0
ITCC	1313	76	\$0
ITNW	2335	76	\$0
NURA	1160	72	\$0
NURA	1160	73	\$0
NURA	1301	72	\$0
NURA	1301	73	\$0
PFPB	2307	74	\$0
PTAC	1332	76	\$0
PTAC	2436	76	\$0
SLPS	1391	1	\$0
WLDG	1428	78	\$0
WLDG	1428	79	\$0

2010-89 LIT: Tuition Adjustments for Non-Credit Courses

Upon motion of Vice Chairman Amato, seconded by Regent Truncala, it was ordered that Lamar Institute of Technology be authorized to charge the following tuition for the listed non-credit workforce development courses during fourth quarter (Fall) 2009 through third quarter (Summer) 2010.

All courses for the American Red Cross-Beaumont

	Tuition	Fees
First Aid Basics	0	0
CPR Techniques	0	0
Emergency Response	0	0
Instructor Course	0	0
Health & Safety Training	0	0

All courses for the Jefferson County Sheriff's Department-Beaumont

	Tuition	Fees
Basic Police Academy	0	0
Basic Jailer Academy	0	0
In-Service Courses	0	0

All courses for the Texas Department of Criminal Justice-Beaumont

	Tuition	Fees
Pre-Service Academy	0	0
In-Service Academy	0	0
Supervisor Training	0	0

All courses for the US Coast Guard-Beaumont

	Tuition	Fees
NIMS Training	0	0
In-Service Academy	0	0

All courses for the Adult Probation-Beaumont

	Tuition	Fees
In-Service Academy	0	0

All courses for the Local Law Enforcement Agencies

	Tuition	Fees
In-Service Academy	0	0

Federal Prison Low Security Facility

	Tuition	Fees
DEMR 1006 Diesel Engine I	0	0
DEMR 1049 Diesel Engine II	0	0
HART 1003 AC Controls	0	0
HART 1007 Gas & Electric Heating	0	0
HART 1045 Refrigeration Principles	0	0

2010-90 LSC-PA: Transfer Designated Fund Balance to Centennial Scholarship Endowment Fund

Upon motion of Vice Chairman Amato, seconded by Regent Truncale, it was ordered that Lamar State College-Port Arthur be authorized to use designated fund balance to fund the remaining \$500,000 of the Centennial Scholarship Endowment Fund so that the One Million Dollar Endowment will be operational for the Fall 2010 semester.

2010-91 LSC-PA: Tuition for Non-Credit Courses

Upon motion of Vice Chairman Amato, seconded by Regent Williams, it was ordered that Lamar State College-Port Arthur be authorized to charge the following tuition for the non-credit courses listed below from March 1, 2010 through February 28, 2011:

	<u>Tuition</u>	<u>Fees</u>
All courses at the Federal Correctional Complex-Beaumont (Federal Bureau of Prisons)	-0-	-0-
CREX 1003 <i>Job Search and Employment Skills</i>	\$75	-0-
ACNT 1001 <i>Beginning Bookkeeping</i>	\$75	-0-

2010-92 LSCPA: Tuition Assistance Program for Spouses and Dependents

Upon motion of Vice Chairman Amato, seconded by Regent Pollard, it was ordered that the President of Lamar State College-Port Arthur be authorized to implement the Employee Tuition Plan for Spouses and Dependents (TAPSD), under which spouses and dependent children of eligible Lamar-Port Arthur employees may qualify for and receive tuition assistance.

2010-93 TSUS: Revisions to Texas State University Supplemental Tax Sheltered Annuity

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, it was ordered that the revised Texas State University System Supplemental Tax Sheltered Annuity Plan be approved.

2010-94 TSUS: Investment Policy – Operating Funds and Investment Policy – Endowment Funds

Upon motion of Vice Chairman Amato, seconded by Regent Mitchell, it was ordered that the Investment Policy – Operating Funds and Investment Policy – Endowment Funds dated 02/19/2010 be approved.

2010-95 TSUS: Depository Funds Policy

Upon motion of Vice Chairman Amato, seconded by Regent Lilly, it was ordered that the Depository Funds Policy dated 02/19/2010 be approved.

2010-96 TSUS: Transfer of Deferred Compensation to Former Chancellor

Upon motion of Vice Chairman Amato, seconded by Regent Williams, the Board made the following findings and issued the following orders:

Findings

1. At its December 15, 2008 special called meeting, the Board authorized establishment of the Texas State University System's deferred compensation program for the benefit of presidents and system executives;

2. At that meeting, the Board, as creator and owner of said program, ordered that a \$100,000 deferred compensation payment be made between February 1 and March 31, 2009 and held in the deferred compensation program for the benefit of Dr. Charles R. Matthews, then chancellor of the Texas State University System;
3. Effective March 2, 2009, as directed by the above-mentioned Board order, the \$100,000 payment was invested with the ING USA Annuity and Life Insurance Company, contract number I266403-0W for the benefit of Chancellor Matthews, the Board thereby relinquishing legal title, claim to, and ownership of the said monies;
4. Said payment was intended by this Board as partial consideration for services to be rendered to the Texas State University System by Chancellor Matthews;
5. The investment has resulted in a \$5,000 premium credit and \$23,438.16 of Net Investment Results as of 12/31/2009, the most recent account reporting date; and,
6. Chancellor Charles R. Matthews retired from his position as chancellor, effective February 1, 2010.

Order

1. The Board of Regents of the Texas State University System hereby reaffirms its relinquishment—to former Chancellor Charles R. Matthews—of all title, claim to, ownership in, and liability associated with the original (\$100,000) deferred compensation payment, premium credits, and Net Investment Results, accruing as of this date or hereafter for the benefit of Chancellor Matthews in ING USA Annuity and Life Insurance Company contract number I266403-0W; and,
2. The Vice Chancellor for Finance is directed to take such lawful actions as he deems necessary and proper to effect this order at the earliest possible date.

Vice Chairman Amato noted that the Finance Committee voted yesterday to move the following items to the Consent Agenda:

- TSUS: Adjustment of Budgets for Fiscal Year 2010
- TSUS: Statement of Budgeted Fund Balances
- TSUS: Status of Implementation of Audit Recommendations
- TSUS: Quarterly Investment Report
- TSUS: Public Funds Investment Act Changes

These items were voted on and passed under the approval of the Consent Agenda. These items can be found immediately following the meeting minutes.

XV. PLANNING AND CONSTRUCTION

Regent Mitchell, in absence of Regent Wilkinson, Chair of the Planning and Construction Committee, presented the following agenda items:

2010-97 LSC-PA: Design Development Documents for the Learning Center Building Project

Upon motion of Regent Mitchell, seconded by Regent Truncale, with all Regents voting aye, it was ordered that the design development documents prepared by The LaBiche Architectural Group, Inc., of Beaumont, Texas for the Learning Center Building at Lamar State College-Port Arthur and the estimated total project cost of \$2,191,279 be hereby approved.

2010-98 TSUS: CIP Additions

Upon motion of Regent Mitchell, seconded by Regent Montagne, with all Regents voting aye, it was ordered that the projects listed in the explanation below be added to the Texas State University System Capital Improvements Program.

Sam Houston State University:

Renovations to Walker Education Center	\$ 560,000
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Texas State University – San Marcos

Academic Services Building North Renovation	\$ 985,500
Department of Housing and Residential Life Office Building	\$ 15,843,000
Rescue House – Climbing Tower	\$ 950,000
Lampasas Renovation	\$ 1,720,000
Mitte Clean Room Renovation	\$ 1,158,000
Multipurpose Educational Facility & Site/Infrastructure Improvements	\$ 2,190,084
North Campus Housing	\$ 51,872,000

XVI. RULES AND REGULATIONS

No Items.

XVII. CONTRACTS

Chairman Blatchley asked Dr. Gomez, Vice Chancellor and General Counsel, to come to the podium to clarify any items related to contracts.

2010-99 LU: Amend Food Services Agreement

Upon motion of Chairman Blatchley, seconded by Regent Williams, with all Regents voting aye, it was ordered that Lamar University be authorized to amend the existing agreement with Chartwells for food services and that the Vice President for Finance and Operations be authorized to execute the agreement, subject to review and approval of the Vice Chancellor and General Counsel.

2010-100 SHSU: Affirm Strata Information Group Purchase Order

Upon motion of Chairman Blatchley, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that Sam Houston State University's request for the affirmation of the purchase order issued December 3, 2009 to Strata Information Group (SIG), Inc be approved.

2010-101 SHSU: Authorization for Amendment Number Five to Food Service Contract

Upon motion of Chairman Blatchley, seconded by Regent Mitchell, with all Regents voting aye, it was ordered that that Amendment Number Five to the Food Service Contract with ARAMARK Educational Services of Texas, Inc. of Irving, Texas, effective August 11, 2010 (specifying new contractual food rates for board plan rates, rates for casual meals, summer camps, and athletic pre-season training camp meals resulting from cost of living increases) be approved.

2010-102 TxSt-SM: Airgas Southwest Liquid Nitrogen Purchase

Upon motion of Chairman Blatchley, seconded by Vice Chairman Amato, with all Regents voting aye, it was ordered that Texas State University-San Marcos be authorized to issue a purchase order to Airgas Southwest in the amount of \$572,500 to provide liquid nitrogen to the Materials Science and Engineering Department for the next five years under the provisions of the E&I Cooperative contract in place with the State of Texas.

2010-103 TxSt-SM: Amendment of Hunting and Grazing Lease Agreement

Upon motion of Chairman Blatchley, seconded by Vice Chairman Amato, with all Regents voting aye, it was ordered that Texas State University-San Marcos be authorized to enter into an amendment to the hunting and grazing lease with Frost National Bank, Trustee for the "Posey Pasture" comprising approximately 665 acres adjoining the "Freeman Ranch" at a rate of \$8,250 per year and the University's Vice President for Finance and Support Services be authorized to execute and accept all documents and instruments necessary to carry out this transaction.

2010-104 TxSt-SM: Lease of Commerical Office Space at The Village at Park South

Upon motion of Chairman Blatchley, seconded by Regent Williams, with all Regents voting aye, it was ordered that Texas State University-San Marcos be authorized to enter into a Lease Agreement with Hunter Retail Partners Limited to lease approximately 2,500 square feet of space at The Village at Park South, and the Vice President for Finance and Support Services be authorized to sign the lease agreement.

2010-105 LSC-O: Real Property Acquisition

Upon motion of Chairman Blatchley, seconded by Regent Pollard, with all Regents voting aye, it was ordered that Lamar State College-Orange be authorized to use Higher Education Assistance Fund (HEAF) money to purchase property at 200 Front Street, 205 1st Street and 203 Main Street, Orange, Texas from Lamar State College-Orange Foundation for \$92,500, subject to legal review by the Vice Chancellor and General Counsel.

2010-106 LSC-PA: Purchase of City Lot

Upon motion of Chairman Blatchley, seconded by Regent Pollard, with all Regents voting aye, it was ordered that Lamar State College-Port Arthur be authorized to use Higher Education Assistance Funds (HEAF) to purchase a City of Port Arthur, Jefferson County, Texas lot (Lot 4, Block 182) from the Port Arthur Higher Education Foundation for \$2,000.

