

TEXAS TECH UNIVERSITY
LUBBOCK, TEXAS

MINUTES OF THE BOARD OF REGENTS
OF
TEXAS TECH UNIVERSITY

SEPTEMBER 1, 1994 THROUGH AUGUST 31, 1995

TEXAS TECH UNIVERSITY

MINUTES OF THE BOARD OF REGENTS
OF
TEXAS TECH UNIVERSITY

AUGUST 11, 1995

TEXAS TECH UNIVERSITY
Lubbock, Texas

Minutes

Board of Regents
August 11, 1995

M116. The Board of Regents of Texas Tech University met in regular session on Friday, August 11, 1995, at 1:00 p.m. in the Board Suite on campus. The following regents were present: Mr. Edward E. Whitacre, Jr., Chair, Mr. John C. Sims, Vice Chair, Mr. J. Robert Brown, Dr. Bernard A. Harris, Jr., Dr. Carl E. Noe, Mr. James E. Sowell, Ms. Elizabeth C. Ward and Mr. Alan B. White. Officials and staff present were: Dr. Robert W. Lawless, President; Dr. Donald R. Haragan, Executive Vice President and Provost, TTU; Dr. Bernhard T. Mitemmeyer, Executive Vice President and Provost, TTUHSC; Mr. Jim Brunjes, Vice President for Administration; Mr. Pat Campbell, Vice President and General Counsel; Mr. Mike Sanders, Vice President for Governmental Affairs; Mr. William G. Wehner, Vice President for Institutional Advancement; Mr. Don Cosby, Vice President for Fiscal Affairs, TTU; Mr. Elmo Cavin, Vice President for Fiscal Affairs, TTUHSC; Dr. Robert H. Ewalt, Vice President for Student Affairs; Dr. Kenneth Barker, Vice Provost for Research; Dr. Virginia M. Sowell, Associate Vice President for Academic Support Services, TTU; Dr. Thomas G. Newman, Associate Vice President for Computing and Information Technology, TTU; Mr. Max C. Tomlinson, Associate Vice President for Business Affairs and Comptroller, TTU; Dr. Sam E. Curl, Dean, College of Agricultural Sciences and Natural Resources; Dr. Jane Winer, Dean, College of Arts and Sciences; Dr. Elaine Jarchow, Dean, College of Education; Dr. Elizabeth Haley, Dean, College of Human Sciences; Dr. Shirley McManigal, Dean, School of Allied Health; Dr. Robert P. Carter, Regional Dean, TTUHSC at Odessa; Mr. Dudley McCauley, Assistant Dean for Finance and Administration, TTUHSC at Amarillo; Mr. Larry Elkins, Assistant Dean for Finance and Administration and Mr. David Porras, TTUHSC at El Paso; Mr. Bob Helton, Assistant Dean for Finance and Administration, TTUHSC at Odessa; Mr. Steve Pruitt, Director, Accounting Services, TTU; Mr. Robert Bockrath, Director, Intercollegiate Athletics; Mr. D. Kent Kay, Director, Internal Audit; Dr. Margaret Simon Lutherer, Director and Mr. Brad Walker, Manager, TTUHSC at Odessa, University News and Publications; Mr. Gene Bals, Facilities Planning and Construction; and Mrs. Donna Davidson Kittrell, Assistant Secretary.

Others present were: Mrs. Marcy Lawless; Mrs. Linda Whitacre; Mrs. Sherry Brown; Mrs. Sandra Harris; Mr. Larry Crutcher, Mr. Dave Harvey, Mr. Dan Hemphill, Mrs. Betsy Triplett-Hurt, Mrs. Grace King, Mrs. Margaret Purvis, Mr. Virgil Trower and Mrs. Julia Vaughan, Members, Advisory Council, TTUHSC at Odessa; Mr. Curt Bourne, President, Student Association; Ms. Gina Howard, Lubbock Avalanche Journal and Mr. John Dalkowitz and Mr. Jason Gray, The University Daily.

- M117. Chair Whitacre called the meeting to order and asked Mr. Pat Campbell to give the invocation.
- M118. Upon motion made by Dr. Noe, seconded by Mr. Brown, the Minutes of the meeting of June 9, 1995, were approved.
- M119. Dr. Noe reported for the Academic and Student Affairs Committee. The following seven items (M120 through M126) constitute action taken upon committee recommendation.
- M120. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved as revised: *RESOLVED, that the Board of Regents approves the attached revisions to Board of Regents Policy 01.01, By-Laws of the Board of Regents of Texas Tech University; Attachment No. M1.*
- M121. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves the Biennial Operating Plan for Information Resources Management for Texas Tech University and authorizes submission of this plan to the Department of Information Resources; Attachment No. M2.*
- M122. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves the attached Faculty and Staff Ethics Policy; Attachment No. M3.*

- M123. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves the degree program Master of Arts in Applied Linguistics.*
- M124. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents adopts the attached resolution supporting the Lubbock / Reese Redevelopment Committee, its goals and objectives, and the appointment of President Lawless to the Committee; Attachment No. M4.*
- M125. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the attached resolution regarding finding of fact concerning the appointment of Don E. Cosby is approved; Attachment No. M5.*
- M126. Upon recommendation made by the Academic and Student Affairs Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents ratifies administrative actions as follows:*
- a. *Leaves of absence;*
 - b. *Commission as peace officer, Mark H. Miller, effective June 13, 1995;*
 - c. *Establish the Center for Financial Responsibility; Attachment No. M6.*
- M127. Mr. White reported for the Finance and Administration Committee. The following fourteen items (M128 through M141) constitute action taken upon committee recommendation.
- M128. Mr. White called on Mr. Cosby to provide a brief summary of the FY 1996 Operating Budget for the University. Chair Whitacre complimented the administrative staff for their clarity of presentation of the budget materials distributed to the Board.
- Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved, as amended by the Committee: *RESOLVED, that the Board of Regents approves the attached FY 1996 Operating Budget for Texas Tech University and that the Board of Regents of Texas Tech University appropriates the fund balances of income generating accounts for specific activity usually supported by the accounts unless otherwise appropriated by the Board of Regents; Attachment No. M7.*
- M129. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves the attached revisions to Board of Regents Policy 04.05, Contracting Policies and Procedures; Attachment No. M8.*
- M130. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves the attached revised Board of Regents Policy 04.11, Investments of Institutional Funds of Texas Tech University; Attachment No. M9.*
- M131. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes the Chair of the Board to request that the Texas Higher Education Coordinating Board set non-resident tuition for residents of the states of New Mexico and Oklahoma at a rate lower than that required by Section 54.051(d), Texas Education Code, effective with the Fall, 1995 semester.*
- M132. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents approves a cooperative purchasing agreement with Houston-Galveston Area Council and authorizes the President to sign the agreement.*

- M133. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes students who are 65 years or older to be exempt from the payment of tuition, effective beginning Fall 1995 semester.*
- M134. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents appoints the individuals on the attached list to the Board of Directors of the Texas Tech University Foundation; Attachment No. 10.*
- M135. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the gift of a six-foot geophysical interior globe, being donated to Texas Tech University for the new International Cultural Center facility by Lubbock International Cultural Center, Inc., with funds given it by Southwestern Bell Telephone and restricted for this purpose, be accepted.*
- M136. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the gift of a twelve-foot exterior globe, being donated to Texas Tech University for the new International Cultural Center facility by Lubbock International Cultural Center, Inc., with funds given it by the Lubbock Osteopathic Fund, Inc., and restricted for this purpose, be accepted.*
- M137. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the gift of a 2,969 volume book collection, being donated to Texas Tech University for the University Libraries by Mr. and Mrs. William T. Wright of Cloudcroft, New Mexico, be accepted.*
- M138. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes an increase in men's and women's basketball ticket prices as indicated on the attached, effective with the 1995-1996 basketball season; Attachment No. M11.*
- M139. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes the President to award and sign an agreement for radio rights to the Men's basketball and football games beginning with the first football game in 1996 and concluding with the final basketball game in the school year 1999-2000.*
- M140. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: *RESOLVED, that in accordance with V.T.C.A. Government Code, Sec. 2103.061, the Board of Regents of Texas Tech University ratifies the administrative actions relating to Finance as follows:*
- a. *To authorizes and approve all travel of employees of Texas Tech University, except to countries outside the United States other than United States possessions, Canada and Mexico, provided that such travel contributes to the mission of the University and is in accordance with current travel regulations and who may further delegate their authority, effective September 1, 1995 through August 31, 1996:*
- President*
Executive Vice President and Provost
Vice Provost for Academic Affairs
Vice Provost for Research Services
Vice President for Administration
Vice President for Fiscal Affairs
Vice President for Student Affairs
Vice president for Institutional Advancement
Vice President and General Counsel
Vice President for Governmental Relations
Dean of the College of Agriculture and Natural Resources

Dean of the College of Architecture
Dean of the College of Arts and Sciences
Dean of the College of Business Administration
Dean of the College of Education
Dean of the College of Engineering
Dean of the College of Human Sciences Center
Dean of the Graduate School
Dean of the School of Law
Director of Athletics
Director of University News and Publications

- c. To approve official travel reimbursement from State appropriations and all other funds for officers and employees of Texas Tech University provided that the purpose of the travel and the reimbursement for such are in accordance with State travel regulations, other statutory requirements or other action promulgated by this Board, effective September 1, 1995, and to continue until such time as they are separated from the University or assigned other responsibilities:

Robert w. Lawless, President
Donald R. Haragan, Executive Vice President and Provost
Jim Brunjes, Vice President for Administration
Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Pruitt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Ted W. Johnston, Manager of Grants and Contracts Accounting
James E. Meiers, University Bursar
Sue Higgins, Financial Systems Coordinator
Deana Miller, Manager of Accounting Business Services
Melba K. Parchman, Manager of Accounting Services
Jewel L. Downing, Chief Accountant
Barbara George, Chief Accountant
Zak Ball, Senior Accountant
Deanna Greenway, Senior Accountant
June Linker, Senior Accountant
Dee Hollis, Senior Accountant
Sandra C. Smith, Senior Account
Brent Droll, Accountant
Ronald Thoma, Accountant
Rebecca Hyde, Accountant

- c. For approval and payment of all accounts covering expenditures for State-appropriated funds and all other University-controlled funds, effective September 1, 1995, and to continue until such time as they are separated from the University or assigned other responsibilities:

Robert w. Lawless, President
Donald R. Haragan, Executive Vice President and Provost
Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Pruitt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Gloria J. Hale, Assistant Vice President for Human Resources
Ted W. Johnston, Manager of Grants and Contracts Accounting
James E. Meiers, University Bursar
Marilyn P. Bell, Manager of Payroll
Sue Higgins, Financial Systems Coordinator
Deana Miller, Manager of Accounting Business Services
Melba K. Parchman, Manager of Accounting Services
Jewel L. Downing, Chief Accountant

Barbara George, Chief Accountant
Zak Ball, Senior Accountant
Deanna Greenway, Senior Accountant
June Linker, Senior Accountant
Dee Hollis, Senior Accountant
Sandra C. Smith, Senior Account
Brent Droll, Accountant
Ronald Thoma, Accountant
Rebecca Hyde, Accountant

- d. To sign checks drawn on the Revolving Fund and all other checking accounts of the University in any depository bank, except the University's Cashier's Account in the American State Bank, Lubbock, Texas, effective September 1, 1995, and to continue until such time as they are separated from the University or assigned other responsibilities:

Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Pruitt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Gloria J. Hale, Assistant Vice President for Human Resources
Ted W. Johnston, Manager of Grants and Contracts Accounting
Deana Miller, Manager of Accounting Business Services
Melba K. Parchman, Manager of Accounting Services

- e. To sign and/or countersign cashier's checks drawn on the University's Cashier's Account in the American State Bank, Lubbock, Texas, effective September 1, 1995, and to continue until such time as they are separated from the University or assigned other responsibilities:

Employees who may sign or countersign:

Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Pruitt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Gloria J. Hale, Assistant Vice President for Human Resources
Ted W. Johnston, Manager of Grants and Contracts Accounting
Deana Miller, Manager of Accounting Business Services
Melba K. Parchman, Manager of Accounting Services

Employees who may countersign only:

James E. Meiers, University Bursar
Robert Fisher, Assistant Bursar

- f. To authorize transfer by wire or other means, of funds between Texas Tech University depositories, Effective September 1, 1995, and to continue until such time as they are separated from the University or assigned other responsibilities:

Employees who may authorize or counter-authorize:

Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Pruitt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Edmund W. McGee, Assistant Vice President for Investments
Winnie Long, Manager of Cash Management

- g. To authorize and approve the sale, purchase and transfer of stocks, bonds and other securities which are owned or controlled by Texas Tech University provided such action is approved by any two of the individuals listed below, effective September 1, 1995, and continue until such time as they are separated from the University or assigned other duties or responsibilities:**

**Don E. Cosby, Vice President for Fiscal Affairs
Steve R. Prullt, Associate Vice President for Business Affairs and Comptroller
Charlie L. Stallings, Assistant Comptroller
Edmund W. McGee, Assistant Vice President for Investments**

However, for all instruments contributed to the University one of the two required signatures must be from one of the following:

**William G. Wehner, Vice President for Institutional Advancement
Karen Wilson Selim, Assistant Vice President for Development.**

- M141. Upon recommendation made by the Finance and Administration Committee, the following was unanimously approved: RESOLVED, that the Board of Regents ratifies the attached budget adjustments; Attachment No. M12.**
- M142. Dr. Harris reported for the Campus and Building Committee. The following eight items (M143 through M150) constitute action taken upon committee recommendation.**
- M143. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: RESOLVED, that the Board of Regents authorizes the President to approve and submit the Campus Master Plan to the Texas Higher Education Coordinating Board as the approved Master Plan for the Texas Tech University.**
- M144. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: RESOLVED, that the Board of Regents approves renaming the existing Ex-Students Association Building to Gerald and Louise Merket Alumni Center Building.**
- M145. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: RESOLVED, that the Board of Regents authorizes the President to proceed with planning, to appoint the firm of Joe D. McKay, Architects, as project architect, approves the schematic design and authorizes the President to proceed with contract documents and the receipt of bids, and to award a construction contract for the renovation of Fuller Track.**

BE IT FURTHER RESOLVED, that the project budget is established at \$538,000.

- M146. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: RESOLVED, that the Board of Regents authorizes the President to proceed with planning and to appoint the firm of BGR Architect-Engineers, as project architect for the replacement of windows in Sneed Hall.**

BE IT FURTHER RESOLVED, that the project budget is established at \$550,000.

- M147. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: RESOLVED, that the Board of Regents authorizes the President to proceed with planning and to appoint the firm of Komatsu/Rangel, Inc., to complete a needs analysis for Carpenter/Wells Hall.**

BE IT FURTHER RESOLVED, that the project budget is established at \$40,000.

- M148. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes the President to proceed with planning, to appoint the firm of Agnew Associates, Inc., as project engineer, approves the schematic design, and authorizes the President to proceed with contract documents and the receipt of bids for the renovation of the mechanical system in Horn/Knapp Residence Halls.*

BE IT FURTHER RESOLVED, that the project budget is established at \$2,352,000.

BE IT FURTHER RESOLVED, that Texas Tech University expects to pay expenditures in connection with the design, planning, acquisition and construction of the project prior to the issuance of obligations to finance the project;

BE IT FURTHER RESOLVED, that Texas Tech University finds, considers and declares that the reimbursement of Texas Tech University for the payments of such expenditures will be appropriate and consistent with the lawful objectives of Texas Tech University and , as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Project;

BE IT FURTHER RESOLVED BY THE BOARD OF REGENTS OF TEXAS TECH UNIVERSITY THAT:

Section 1. Texas Tech University reasonably expects to incur debt, as one or more series of obligations, with an aggregate maximum principal amount equal to \$2,352,000 for the purpose of paying the costs of the Project.

Section 2. All costs to be reimbursed pursuant hereto will be capital expenditures. No tax-exempt obligations will be issued by the Issuer in furtherance of this Statement after a date which is later than 18 months after the later of (1) the date of expenditures are paid or (2) the date on which the property, with respect to which such expenditures were made, is placed in service.

Section 3. The foregoing notwithstanding, no tax-exempt obligation will be issued pursuant to this Statement more than three years after the date any expenditure which is to be reimbursed is paid.

- M149. Item withdrawn.

- M150. Upon recommendation made by the Campus and Building Committee, the following was unanimously approved: *RESOLVED, that the Board of Regents authorizes the President to approve the plans and specifications and authorizes construction for the expansion of the Ronald McDonald House to provide eight additional bedrooms for temporary housing for families under the care of University Medical Center Hospital.*


- M151. Chair Whitacre called on Dr. Lawless for the President's Report; Attachment No. M13.

- M152. There being no further business, the meeting adjourned.

Attachments:

1. Revised Board of Regents Policy 01.01, By-Laws of the Board of Regents; Item M120.
2. Biennial Operating Plan for Information Resources Management; Item M121.
3. Faculty and Staff Ethics Policy; Item M122.
4. Resolution: Supporting Lubbock / Reese Redevelopment Committee; Item M124.
5. Resolution: Finding of Fact; Item M125.
6. Leaves of absence; Item M126a.
7. Operating Budget for FY 1996; Item M128.
8. Revised Board of Regents Policy 04.05, Contracting Policies and Procedures; Item M129.
9. Revised Board of Regents Policy 04.11, Investments of Institutional Funds of Texas Tech University; Item M130.
10. Texas Tech University Foundation Board of Directors; Item M134.
11. Men's and Women's Basketball Ticket Pricing; Item M138.
12. Budget Adjustments; Item M141.
13. President's Report; Item M151.

I, Donna Davidson Kittrell, the duly appointed and qualified Assistant Secretary of the Board of Regents, hereby certify that the above and foregoing is a true and correct copy of the Minutes of Texas Tech University Board of Regents meeting on August 11, 1995.


Donna Davidson Kittrell
Assistant Secretary

SEAL

CHANGES
BY-LAWS OF THE BOARD OF REGENTS OF TEXAS TECH UNIVERSITY
ANNOTATED FOR CLARITY

Board Minutes
August 11, 1995
Attachment M1, pg. 1
Item M120

5

01.01

By-Laws of the Board of Regents of Texas Tech University

(7) Meetings of the Board

A. Regular Meetings

A minimum of four ~~six~~ meetings of the Board of Regents shall be held each year as follows: on dates and time to be chosen by the Board of Regents, provided, however, that one such meeting shall be held in November or December of each even-numbered year at which time officers shall be elected. Regular meetings shall be held in the Board Room of the Administration Building of the University at Lubbock, or at such other place as may be determined by the Board in advance of such meeting.*

(B) Special Meetings

A special meeting of the Board may be called for special or emergency purposes by the Chairman of the Board or at the joint written request of not fewer than five members thereof. The time and place of such meeting shall be set by the Board in its usual manner; however, in the absence of majority agreement, the meeting shall be held at the regular meeting place at a time set by the Chairman, taking into account the schedules of each member of the Board of Regents in order to insure maximum attendance. The Chairman shall notify or cause to be notified each member by an expeditious manner of the time and place for the meeting. No other business than that embraced in the notice for the special meeting shall be transacted except by unanimous consent of the Board.

(C) Notices

Notices for all meetings of the Board or committees thereof shall conform to requirements of state law.

(8) Committees of the Board

(A) Appointments

The Chairman of the Board shall appoint all committee members and shall designate a chairman of each committee except as otherwise provided herein. All Board members shall be ex-officio members of each committee.

(B) Times and Places of Committee Meetings

1. Standing and Special committees shall meet at times and at places as set by the chairman of each such committee.

(C) Standing Committees*

1. Academic, ~~Clinical~~ Student and Student Clinical Affairs Committee**

The Academic, Clinical Student and Student Clinical Affairs Committee shall consist of three members. This committee shall consider:

- a. ~~The curricula of the various colleges, schools, and departments within the University and with any other matters dealing with academic programs and the progress thereof. The educational mission and academic programs of the various schools and units within the University and Health Sciences Center.~~
- cb. ~~The Committee shall summarize facts and present alternatives as necessary. Student affairs within the University and Health Sciences Center.~~
- bc. ~~Student affairs within the University. The clinical programs (both patient care services and clinical investigation) within the Health Sciences Center and their relationship to the educational mission and academic programs.~~
- d. Faculty affairs within the University and Health Sciences Center.
- e. Current and long-range governmental actions which may affect the University and make recommendations which will insure, when necessary, continuous and prompt action by the University on such matters.
- f. ~~The public information programs of the University and make recommendations so as to insure accurate communication with all media and all publics.~~

* Executive Committee deleted, Board Minutes, TTU, May 13, 1983

** Rervised, Board Minutes, TTU, March 27, 1987

- ~~g. The public relations activities of the University and its personnel as related to external publics and make recommendations to insure an accurate image of the University is maintained.~~
- ~~h. Matters relating to the interaction between the University and the Texas Tech University and Texas Tech University Health Sciences Center Research Foundation.~~
- f. Research programs within the University and Health Sciences Center and their relationship to the graduate program.
- g. Policies essential to the growth and development of research.
- h. Research incentives for faculty
- ~~i. Interaction with industry leaders in support of research activities of the Texas Tech University and Texas Tech University Health Sciences Center Research Foundation.~~
- i. Fund-raising programs and investments to strengthen research.
- j. The Committee shall summarize facts and present alternatives as necessary.

2. Campus and Building Committee Facilities Committee

The ~~Campus and Buildings Committee~~ Facilities Committee shall consist of three members. This committee shall consider:

- a. Use and occupancy of University and Health Sciences Center property.
- b. Planning of, locating of, receiving bids for, awarding contracts for, construction of, and maintenance of buildings, utilities, and other physical facilities of the campuses.
- c. The Committee shall summarize facts and present alternatives as necessary.

3. Finance and Administration Committee*

The Finance and Administration Committee shall consist of three members. This committee shall consider:

- a. The budgeting and appropriations request processes.
- b. All requests for appropriations and budgets covering expenditures of educational and general funds, and auxiliary programs.
- c. Handling of University and Health Sciences Center funds, depositories, etc., whether from appropriated or contributed funds.
- d. All administrative matters relating to affirmative action, central computing services, communication services, physical plant operations (not construction or campus planning), purchasing and contracting, office services, financial administration of grants, accounting services, personnel, budgeting, cash management, investments, water management, internal audit, police operations, and traffic and parking, and all parts thereof.
- e. Contracts and easements that require action by the Board, and affiliation agreements.
- f. The Committee shall summarize facts and present alternatives as necessary. In addition, the Finance and Administration Committee shall review annually all actual expenditures as well as review in detail those expenditures of the Offices of the President, the Vice Presidents and the Deans. Appropriations requests and budgets shall be approved by the Board of Regents.
- g. All private fund-raising activities for the University and each component thereof, and make recommendations that will insure coordination of all private fund-raising functions including any funds used to supplement the salary of any employee of the University or its components.
- h. The committee shall summarize facts and present alternatives as necessary.

* Revised, Board Minutes, TTU, March 27, 1987

- i. ~~All private fund-raising activities for the University and each component thereof, and make recommendations that will insure coordination of all private fund-raising functions including any funds used to supplement the salary of any employee of the University or its components.~~
- j. ~~The committee shall summarize facts and present alternatives as necessary.~~

4. ~~Development Committee*~~

~~The Development Committee shall consist of three members. This committee shall consider:~~

- a. ~~All private fund-raising activities for the University and each component thereof, and make recommendations that will insure coordination of all private fund-raising functions including any funds used to supplement the salary of any employee of the University or its components.~~
- b. ~~The committee shall summarize facts and present alternatives as necessary.~~

5. ~~Public Affairs and University Relations Committee**~~

~~The Public Affairs and University Relations Committee shall consist of three members. This committee shall consider:~~

- a. ~~current and long-range governmental actions which may affect the University and make recommendations which will insure, when necessary, continuous and prompt action by the University on such matters.~~
- b. ~~The public information programs of the University and make recommendations so as to insure accurate communication with all media and all publics.~~

* Development Committee added, Board Minutes, TTU, May 13, 1983

** Public Affairs and University Relations Committee added, Board Minutes, TTU, May 13, 1983.

- c. ~~The public relations activities of the University and its personnel as related to external publics and make recommendations to insure an accurate image of the University is maintained.~~
- d. ~~The committee shall summarize facts and present alternatives as necessary.~~

6. ~~Athletic Affairs Committee~~

~~The Athletic Affairs Committee shall consist of three members. This committee shall consider:~~

- a. ~~Intercollegiate athletic programs for both men and women.~~
- b. ~~The adequacy of the present facilities for intercollegiate athletic programs.~~
- c. ~~Financing of athletic programs including financial aid for athletes.~~
- d. ~~The Committee shall summarize facts and present alternatives as necessary.~~

7. ~~Research Committee~~*

~~The Research Committee shall consist of three members. This Committee shall consider:~~

- a. ~~Matters relating to the interaction between the University and the Texas Tech University and Texas Tech University Health Sciences Center Research Foundation.~~
- b. ~~Research programs within the University and their relationship to the graduate program.~~
- c. ~~Policies essential to the growth and development of research.~~
- d. ~~Research incentives for faculty~~
- e. ~~Interaction with industry leaders in support of research activities of the Texas Tech University and Texas Tech University Health Sciences Center Research Foundation.~~

* Section (8)(C)7. "Research Committee" added, Board Minutes, TTU, March 27, 1987

~~f. Fund-raising programs and investments to strengthen research.~~

~~g. The Committee shall summarize facts and present alternatives as necessary.~~

4. Executive Committee

The Executive committee shall consist of the Chair and Vice Chair of the Board of Regents and the chairs of the standing committees. The Committee shall consider items requiring action at such times as Board action is not possible.

(D) Special Committees

1. The Chairman of the Board and/or not less than six members thereof at a meeting of the Board of Regents may at any time appoint special committees, name the members thereof and designate the chairmen. Any special committee so created shall be temporary and shall be charged in writing as to its particular duties and functions and the period in which it is to serve. Action by Chairmen of the Board and/or six such members will be required to extend this period.

9) Procedure

(A) Rules of Order

Robert's Rules of Order, when not in conflict with any of the provisions of this chapter, shall be the rules of parliamentary procedure when the Board is in session.

(B) Order of Business

With the exception of any Executive Session, the order of business for regular meetings of the Board of Regents shall be as follows, unless the Chairman otherwise directs:

1. Invocation
2. Approval of the minutes of the preceding meeting

...

10. Communications to the Board

...

- (C) Administrative actions which are required to be reported to and/or approved by the Board of Regents in accordance with established policies of the Board, shall be prepared as directed and approved by the President and shall be mailed to each Board member by the Secretary at least fourteen days prior to the scheduled Board meeting.
- (D) The Board of Regents hereby reserves to itself the authority and responsibility for determining matters of policy, official statements concerning any political or other subjects of an obviously controversial nature which represent an official policy, statement, or position of the Board of Regents, Texas Tech University, Texas Tech University Health Sciences Center, and components thereof. Statements, policies, and positions by the Board of Regents on such matters shall be made by the Board through the Chairman of the Board or the President of the University and Health Sciences Center. No Regent, officer, or faculty or staff member shall have the authority to speak for or issue any public statement on policy for and on behalf of the Board of Regents, Texas Tech University, Texas Tech University Health Sciences Center, or other components thereof on such matters, without prior approval of the Board. Any statement on matters of an emergency nature shall be cleared by the President with the Chairman of the Board of Regents. This policy declaration is intended to set forth the position, authority, and responsibility of the Board on these matters without suggesting any limitation on the rights of persons to speak in their individual and personal capacities.

(11) Quorum

- (A) Five members or more present in person shall constitute a quorum of the Board of Regents, and no official action shall be taken or recorded at any regular or called meeting thereof unless a quorum be present.

(12) Board Members Entitled to Vote

- (A) No member of the Board of Regents shall be entitled to vote in any regular or called meeting thereof unless such regent be present in person.

(13) Making Amendments to the Bylaws

- (A) The By-Laws shall be added to or amended only by vote of at least five members of the Board at a regular meeting. Any proposed addition or amendment shall be filed with the Secretary of the Board in writing not less than thirty days before such meeting, and it shall be the duty of the Secretary forthwith to mail a copy of such proposed addition or amendment to every member of the Board.

(14) Administrative Organization and Personnel Matters

- (A) Administrative Appointments

1. The Executive Vice President and Provost, Vice Presidents, Vice Provosts, Deans of Schools and Colleges, Director of Intercollegiate Athletics, Head Coaches of Texas Tech University baseball, mens and womens basketball, and football shall be appointed by the President with prior review and notice to advice by the Board of Regents.*

2. Multi Year Employment Contracts

All multi year administrative employment contracts, employment contract modifications and extensions shall be approved by the President with prior review and notice to the Board of Regents.

(B) Performance and Salaries

1. The performance of the President, Executive Vice President and Provost, Vice Presidents, Vice Provosts, Deans of Colleges or Schools, other selected officers, and/or faculty of Texas Tech University and Texas Tech University Health Sciences Center will be reviewed annually by the Board of Regents. at a meeting during the spring semester.
2. The salary of the President, any supplement thereto, and any emoluments or other benefits to the office shall be determined by the Board of Regents. The salaries of the Executive Vice President and Provost, all Vice Presidents, Vice Provosts, and Deans of Colleges and Schools of Texas Tech University and Texas Tech University Health Sciences Center shall be set by the President with the prior review of and advice by notice to the Board of Regents. Other officers and/or faculty members may be included when desired by the Board. These salary actions shall take place at the same meeting, and in conjunction with the performance reviews outlined in paragraph 1, above.**
3. The terms, conditions and stipulations of any employment agreement or contract by and between the University, Health Sciences Center and/or any components and the President or any other principal officer thereof shall be in writing and duly recorded in the minutes of the Board of Regents.

(C) Administrative Organizational Structure

* Board Minutes, TTU, March 15, 1991

** Vice Provosts title added, Board Minutes, TTU, May 12, 1989

1. The organizational structure, and any changes thereto, of Texas Tech University, and Texas Tech University Health Sciences Center, shall be approved by the Board of Regents.

Texas Tech University

Summary of the Biennial Operating Plan

for

Information Resources Management

July 27, 1995

I. Introduction

The Biennial Operating Plan for Information Resources Management is required to be submitted to the Texas Department of Information Resources (DIR). The plan provides information to the state regarding all aspects of information technologies, including computing and all forms of communications (voice, video, and data). The plan uses the current biennium as a base period and projects over the next two biennia.

The current plan is to be submitted using new guidelines that were provided in mid-June, 1995, and will therefore be in a substantially different format than in prior years. Nevertheless, the essential elements of the plan are much the same and consist of the following:

- Baseline Operations. This section presents the cost of maintaining the current level of operations during the planning period.
- Major Information Resources Projects. A major project for Texas Tech University is defined as one that has a total cost exceeding \$1,000,000. There are seven such projects planned and discussed briefly below. Project budgets are not final, however, and funding commitments have not necessarily been secured. Major projects must be in the plan and approved by DIR in order to be initiated.
- Growth and Expansion. This consists of expenditures or projects that enhance or expand the current level of information resources services, but that are below the threshold for major projects.

Summaries are attached for Baseline Operations and for Major Projects. At the time of this writing, the Growth and Expansion section had not been finalized. The entire plan will be complete and available at the meeting of the Board of Regents on August 11, 1995.

II. Major Projects

- Supercomputer Project

This project would acquire a high performance computing resource for use in academic research. Such high performance computers have traditionally been very expensive, but new technology is making such capability affordable on a widespread basis.

Planning Period Cost: \$2,813,410

- Campus Fiber Network Project

This project would provide an extensive fiber optic network backbone for all forms of data communication. It would interface to virtually all existing networks and provide for abundant future capacity to meet university needs.

The existing academic network (Ethernet) was installed in 1987 and the administrative network (Token Ring) was installed in subsequent years.

Planning Period Cost: \$1,296,510

- Residence Halls Fiber Network Project

This project is to extend the campus data network into rooms of the Texas Tech University residence halls. Direct connection to the network will provide students' network communication, facilitating classroom, lab and class instructor communication.

Planning Period Cost: \$1,559,325

- Student Information System

This project would upgrade or replace the present system for maintaining student records that was installed in the early 1980's and uses 1970's technology. As a core system serving all students at Texas Tech, system advances as well as student demand require that this system be replaced with a state-of-the-art information system.

Planning Period Cost: \$2,214,407

- Imaging System

The Admissions and Records office will be migrating toward a "paperless" environment. This system will include image data, student applications, high school transcripts, etc., being stored in a client/server mainframe based system. It will electronically capture, store, retrieve, display, process, distribute and print image information.

Planning Period Cost: \$1,533,654

- Telecommunications Project

This project will upgrade voice communication by modernizing the campus cable plant and the switching capability. The latter may be accomplished by upgrading the central office now serving the campus or by replacing the existing Plexar system with a PBX based network alternative system.

Planning Period Cost: Unavailable at this time.

- Administrative Mainframe Upgrade

The current administrative mainframe was acquired two years ago. Presently we project the system will require an upgrade sometime in late FY 96 or early FY 97. The need to upgrade/replace the mainframe will be based on our ongoing capacity planning exercises.

Planning Period Cost: \$1,000,000

III. Summary Sheet Attachments

BIENNIAL OPERATING PLAN

Schedule B --- Baseline Operations Summary

Agency: Texas Tech University

Dept: Department

Contact: Contact Person

Phone: Contact Phone Number

Date: 8/15/95

Line	Item / Description	FY94	FY95	FY96	FY97	FY98	FY99	TOTAL
1	IR Staff Salaries	\$3,108,313	\$3,195,089	\$3,639,533	\$3,797,412	\$3,963,457	\$4,139,626	\$21,843,430
2	IR Training	\$32,782	\$39,170	\$36,200	\$50,141	\$37,095	\$37,563	\$232,951
3	Supplies	\$248,269	\$253,279	\$268,234	\$280,973	\$294,478	\$308,759	\$1,653,992
4	Contract Services --- Non-Consultant	\$0	\$0	\$0	\$0	\$0	\$0	\$0
5	Software Maintenance	\$717,011	\$771,975	\$809,227	\$863,007	\$920,466	\$981,860	\$5,063,546
6	Hardware Maintenance	\$289,138	\$396,643	\$444,924	\$470,614	\$498,356	\$527,559	\$2,627,234
7	Voice Telecommunications	\$65,706	\$66,393	\$68,746	\$72,189	\$75,650	\$79,744	\$428,628
8	Data Telecommunications	\$24,312	\$28,631	\$127,311	\$131,415	\$135,662	\$140,058	\$567,399
9	Telecommunications Maintenance	\$25,589	\$27,380	\$29,297	\$31,347	\$33,542	\$35,890	\$183,045
10	Telecommunications Hardware	\$108,708	\$122,934	\$130,000	\$133,900	\$137,917	\$142,055	\$775,511
11	Computer Hardware	\$337,720	\$379,982	\$260,923	\$212,135	\$212,583	\$222,245	\$1,625,588
12	Software	\$95,522	\$73,129	\$53,760	\$61,225	\$54,861	\$62,808	\$401,305
13	Other	\$3,464,311	\$3,417,129	\$3,294,618	\$3,154,967	\$3,165,516	\$3,202,784	\$19,699,325
14	Total Costs Per Annum	\$8,517,381	\$8,771,734	\$9,162,773	\$9,259,325	\$9,529,783	\$9,880,951	\$55,121,947
15	Total Costs Per Biennium		\$17,289,115		\$18,422,098		\$19,410,734	
16	Average Annual IR FTE							
17	Funding Sources							
	General Revenue	\$2,707,311	\$2,943,351	\$3,067,496	\$3,231,316	\$3,359,191	\$3,533,229	\$18,841,894
	Other State Funds	\$5,810,070	\$5,828,383	\$6,095,277	\$6,028,009	\$6,170,592	\$6,347,722	\$36,290,053
	Federal	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Gifts and Grants	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total of Funding Sources	\$8,517,381	\$8,771,734	\$9,162,773	\$9,259,325	\$9,529,783	\$9,880,951	\$55,121,947

BIENNIAL OPERATING PLAN

Schedule PT --- Total of All Projects

Agency: Texas Tech University

Dept: Department

Contact: Contact Person

Phone: Contact Phone Number

Date: 8/15/95

Line	Item / Description	FY94	FY95	FY96	FY97	FY98	FY99	TOTAL
1	IR Staff Salaries	\$0	\$0	\$154,523	\$642,708	\$523,258	\$734,687	\$2,055,176
2	IR Training	\$0	\$0	\$20,000	\$110,000	\$2,000	\$2,000	\$134,000
3	Supplies	\$0	\$0	\$0	\$20,000	\$21,000	\$22,050	\$63,050
4	Contract Services---Consultant	\$0	\$0	\$0	\$0	\$0	\$0	\$0
4	Contract Services---Non-Consultant	\$0	\$0	\$0	\$0	\$0	\$0	\$0
5	Software Maintenance	\$0	\$0	\$0	\$30,000	\$677,325	\$810,998	\$1,518,323
6	Hardware Maintenance	\$0	\$0	\$0	\$212,000	\$228,360	\$235,211	\$675,571
7	Voice Telecommunications	\$0	\$0	\$0	\$0	\$0	\$0	\$0
8	Data Telecommunications	\$0	\$0	\$0	\$0	\$0	\$0	\$0
9	Telecommunications Maintenance	\$0	\$0	\$0	\$0	\$0	\$0	\$0
10	Telecommunications Hardware	\$0	\$0	\$2,400,000	\$1,500,000	\$0	\$0	\$3,900,000
11	Computer Hardware	\$0	\$0	\$0	\$5,095,000	\$0	\$0	\$5,095,000
12	Software	\$0	\$0	\$0	\$225,000	\$90,000	\$90,000	\$405,000
13	Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0
14	Total Costs Per Annum	\$0	\$0	\$2,574,523	\$7,834,708	\$1,541,943	\$1,894,946	\$13,846,120
15	Total Costs Per Biennium	\$0	\$0	\$0	\$10,409,231	\$3,436,889	\$3,436,889	\$13,846,120
16	Average Annual IR FTE	0.0	0.0	0.0	13.0	14.0	14.0	
17	Funding Sources							
	General Revenue	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other State Funds	\$0	\$0	\$2,574,523	\$7,834,708	\$1,541,943	\$1,894,946	\$13,846,120
	Federal	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Gifts and Grants	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total of Funding Sources	\$0	\$0	\$2,574,523	\$7,834,708	\$1,541,943	\$1,894,946	\$13,846,120

ETHICS POLICY
TEXAS TECH UNIVERSITY
TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER

INTRODUCTION

It is important that the people of the State of Texas have complete confidence in the integrity of their public servants. This need is especially critical in the area of state supported higher education. The responsibility for education and training the future leaders of the state and nation carries with it the duty to adhere to the highest ethical standards and principles. The principles and guidelines contained in this policy shall apply to all persons employed by any component institution, agency, or service of TTU/TTUHSC regardless of rank or position. If a topic has also been addressed in other policy statements or manuals of TTU/TTUHSC, the procedures and statements contained therein are hereby reaffirmed and made a part hereof for all purposes. Specifically, TTU/TTUHSC OP should be referenced for further information and/or greater specifics. References of the term "TTU/TTUHSC employees" throughout these documents includes all persons employed by TTU/TTUHSC.¹

STANDARDS OF CONDUCT

TTU/TTUHSC Officers and Employees should not:²

1. Accept or solicit any gift, favor, or service that might reasonably tend to influence the officer or employee in the discharge of official duties or that the officer or employee knows, or should know, is being offered with the intent to influence the officer's or employee's official conduct;
2. Accept other employment or engage in a business or professional activity that the officer or employee might reasonably expect would require or induce him or her to disclose confidential information acquired by reason of the official position;
3. Accept other appointments or any employment or compensation that could reasonably be expected to impair the officer's or employee's independence of judgment in the performance of official duties;
4. Make personal investments that could reasonably be expected to create a substantial conflict between the officer's or employee's private interest and the public interest; or
5. Intentionally or knowingly solicit, accept, or agree to accept any benefit for having exercised his or her official powers or performed official duties in favor of another.

PRINCIPLES OF ETHICAL BEHAVIOR³

TTU/TTUHSC Officers and Employees:

1. Shall put forth honest effort in the performance of their duties.

¹ Abbreviations used in the footnotes are as follows:
Govt Code - Texas Government Code, as amended through 73rd Legislative Session (1993)
AA - Appropriations Act as passed by the 73rd Legislature (1993)
EAO - Ethics Advisory Opinion (issued by the Texas Ethics Commission)
PC - Texas Penal Code, as amended through 73rd Legislative Session (1993)
Tx. Const. - Texas Constitutions, as amended through 73rd Legislative Session (1993)
TTU OP - Texas Tech University Operating Policy and Procedure
TTUHSC OP - Texas Tech University Health Sciences Center Operating Policy and Procedure
U.S.C. - United States Code

² Govt. Code 572.051

³ For more information, see Board Policy 04.06

2. Shall not make unauthorized commitments or promises of any kind purporting to bind TTU/TTUHSC or any of its components.
3. Shall not use their public offices for private gain.
4. Shall act impartially and not give preferential treatment to any private or public organization or individual.
5. Shall protect and conserve public property and shall not use it for anything other than authorized activities.
6. Shall promptly disclose waste, fraud, abuse, and corruption to appropriate authorities.
7. Shall adhere to all laws, regulations, and policies that provide equal opportunity for all persons regardless of race, color, religion, sex, national origin, age, or disability.
8. Shall endeavor to avoid any actions that would create the appearance that they are violating the law or the ethical standards of TTU/TTUHSC.

CONFLICT OF INTEREST

It is the policy of the State of Texas that state officers and employees may not have direct or indirect interests, including financial and other interests, engage in business transactions or professional activities, or incur any obligation of any nature that is in substantial conflict with the proper discharge of the officer's or employee's duties in the public interest.⁴

TRAVEL⁵

Heads of agencies shall plan the travel of all employees under their authority so as to achieve maximum savings and efficiency. The meals, lodging, transportation, and incidental expenses of a state employee must be the lowest possible considering all relevant circumstances. Travel expenses may be reimbursed from the appropriations made in the General Appropriation Act only where the purposes of travel performed are clearly for the conduct of the state's official business and in accordance with the legal responsibilities of the state agency. The voucher must contain a brief statement which clearly shows the purpose of the trip and the benefit to the state.

General Provisions - Officers and Employees of Higher Education

1. None of the monies appropriated in the General Appropriations Act may be expended for official travel expense incurred by members of governing boards, executive and administrative heads, by any employee of state agencies of higher education except for official business as approved by the appropriate governing board.
2. A state employee may receive reimbursement for meals, lodging, transportation, and incidental expenses only when the purpose of travel clearly involves official state business and is in accordance with legal responsibilities of the employing state agency (TTU/TTUHSC).

⁴ Govt. Code 572.001(a); TTU OP 32.33

⁵ TTU OP's 82.01-82.11; TTUHSC OP's 79.01-79.10

3. For the purpose of either in-state or out-of-state travel, however, the respective governing boards may delegate their authority to authorize and approve official travel reimbursements from appropriations made in the General Appropriations Act to presidents, chief executive heads, vice presidents, deans, or fiscal officers of the institution of higher education (TTU/TTUHSC). Provided, that such delegations of authority shall specify the kind or nature of official travel to be approved and the termination date of such delegated authority, that such delegations are entered in the official minutes of the governing board and that a copy of such delegation is filed with the Comptroller.

BENEFITS, GIFTS, AND HONORARIA

A "benefit" is anything reasonably regarded as pecuniary gain or pecuniary advantage, including benefit to any other person in whose welfare TTU/TTUHSC employee has a direct and substantial interest.⁶

1. **Bribery:** No TTU/TTUHSC officer or employee may solicit, offer, or accept any benefit in exchange for their decision, opinion, recommendation, vote, or other exercise of official power or discretion.⁷ A benefit that is otherwise allowed by TTU/TTUHSC policy is nevertheless prohibited if it is offered in exchange for official action.
2. **Prohibited Benefits:** As public servants who exercise discretion in connection with contracts, purchases, payments, claims, and other pecuniary transactions of government, commits an offense if he/she solicits, accepts, or agrees to accept any benefit from any person against any person the public servant knows is interested in or is likely to become interested in any contract, purchase, payment, claim, or transaction involving a TTU/TTUHSC officer or employee's discretion.⁸ The prohibition does not apply to, (1) gifts or other benefits conferred on account of kinship or a personal, professional, or business relationship independent of the official status of the recipient,⁹ (2) a fee prescribed by law to be received by a public servant or any other benefit to which he/she is lawfully entitled or for which he/she gives legitimate consideration in capacity other than as a public servant;¹⁰ (3) a gift, award, or memento that is received from a lobbyist who is required to make reports under Chapter 305 of the Government Code;¹¹ and, (4) items having a value of less than \$50, not including cash or negotiable instruments.¹² A TTU/TTUHSC officer or employee who receives an unsolicited benefit that he/she is prohibited from accepting by law may donate the benefit to a governmental entity that has the authority to accept the gift or may donate the benefit to a recognized tax-exempt charitable organization formed for educational, religious, or scientific purposes.¹³
3. **Food, Lodging, Transportation, and Entertainment Received as a Guest:** A public servant may accept food, lodging, transportation, or entertainment from persons or entities he/she knows or reasonably should know, are interested in or likely to become interested in a contract, purchase, payment, claim, decision, or transaction involving the exercise of the public servant's discretion only if the public servant is a "guest" as defined by Texas law.¹⁴ A public servant is a "guest" if the person or a representative of the entity providing the food, lodging, transportation, or entertainment is present at

6 PC 36.01(5)
7 PC 36.02; EAO 130
8 PC 36.08(d)
9 PC 36.10(a) (2)
10 PC 36.10(a) (1)
11 PC 36.10(a) (5)
12 PC 36.10(a) (6)
13 PC 36.08(i) PC 36.08(d); PC 36.10(b); EAO 130
14 PC 36.10(b)

the time the food, lodging, transportation, or entertainment is received or enjoyed by the public servant.¹⁵ Public servants are required to report any such benefits valued at over \$250 on their annual disclosure statements filed with the Texas Ethics Commission.¹⁶

4. From Friends, Relatives, and Associates: Public servants may accept benefits from personal friends, relatives, or business associates with whom they have a relationship independent of their official status, so long as the benefit is not offered in exchange for official action or decision.¹⁷
5. Awards: Public servants may accept plaques and similar recognition awards.¹⁸
6. Honoraria: Public servants may not solicit, accept, or agree to accept an honorarium in consideration for services they would not have been asked to provide but for their official position or duties.¹⁹ This prohibition includes a request for or acceptance of a payment made to a third party if made in exchange for such services.²⁰ However, they may accept the direct provision of or reimbursement for expenses for transportation and lodging incurred in connection with a speaking engagement at a conference or similar event.²¹ Meals provided as a part of the event or reimbursement for actual expenses for meals may also be accepted.²² Participation by a public servant must be more than merely perfunctory.²³

POLITICAL ACTIVITIES

1. Use of TTU/TTUHSC Funds or Property: No public servant shall expend or authorize the expenditure of any TTU/TTUHSC funds for the purpose of influencing the outcome of any election, or the passage or defeat of any legislative measure.²⁴
2. Political Contributions: Public Servants may make personal contributions to candidates for office and political organizations, with one exception. A public servant may not expend more than \$100 for the cost of correspondence to aid or defeat the election of a Speaker of House of Representatives candidate.²⁵

USE OF AUTHORITY

1. Misapplication of Property: It is a violation of state law for a public servant, acting with the intent to obtain a benefit or with intent to harm another, to intentionally or knowingly misapply any thing of value belonging to the government that comes into public servant's custody or possession by virtue of his/her office.²⁶

15 PC 36.10(b); EAO 130
16 PC 36.10(b); EAO 130
17 PC 36.10(a) (2); EAO 130
18 EAO 36
19 PC 36.07(a); EAO 17, 19
20 PC 36.07; EAO 19
21 EAO 17
22 EAO 17
23 PC 36.07(b)
24 AA V(5), V(80); EAO 45; TTU OP 71.12
25 Govt Code 302.019(b); EAO 24
26 PC 39.01(2)(A)

2. **Misuse of Official Information:** It is a violation of state law for a public servant if, in reliance on information to which he/she has access in his/her official capacity and which has not been made public, he/she (1) acquires or aids another to acquire a pecuniary interest in any property, transaction, or enterprise that may be affected by the information; or (2) speculates or aids another to speculate on the basis of the information.²⁷

SEXUAL HARASSMENT²⁸

1. It is the policy of the public servant to maintain a workplace environment that is free of sexual harassment and intimidation.
2. It is a violation of Title VII of the Civil Rights Act of 1964 to engage in sexual harassment. Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:
 - A. Submission to such conduct is made either explicitly or implicitly a term or condition of employment;
 - B. Submission to or rejection of such conduct is used as the basis for employment decisions; or
 - C. Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment.

NEPOTISM²⁹

Employees are prohibited from appointing, voting for, or confirming the appointment of any person related to such employee within the third degree by consanguinity (blood) or within the second degree by affinity (marriage) when the salary or compensation for such person is to be paid from public funds.³⁰ Relatives within the third degree by consanguinity include a employee's parent, child, grandparent, sibling, grandchild, greatgrandparent, uncle, aunt, nephew, niece, and great-grandchild. Relatives within the second degree by affinity include employee's spouse; the spouse's parents, grandparents, and siblings; the employee's son- or daughter-in-law; and the employee's grandchild's spouse.³¹ In addition, employees may not take such action on behalf of any individual who is related to any employee within such degrees.³² These prohibitions do not apply if the person who is related to the employee has been continuously employed in the office or position for at least thirty days prior to appointment or employment of the employee. If the related person continues in such a position, the employee may not participate in any deliberation or voting on the appointment, reappointment, confirmation of the appointment or reappointment, employment, reemployment, change in status, compensation, or dismissal of the related individual if that action applies only to that individual and is not taken regarding a bona fide class or category of employees.³³

27 PC 39.06
28 TTU OP 73.02, 70.31, 33.04; TTUHSC OP 70.14; 42 U.S.C. § 2000e-2
29 TTU OP 70.08; TTUHSC OP 70.08
30 Govt Code 573.041(1)
31 Govt Code 573.023, 573.025
32 Govt Code 573.041(2)
33 Govt Code 573.062

AFFIRMATIVE ACTION³⁴

TTU/TTUHSC officers and employees will not discriminate against any employee or applicant for employment because of race, color, religion, sex, national origin, age, physical or mental disability, Vietnam Era or Special Disabled Veteran Status. TTU/TTUHSC personnel will take affirmative action to provide a non-discriminatory application process. Such action shall include, but not be limited to the following employment transactions: upgrading, demotion, or transfer; recruitment or recruitment advertising; lay-off or termination; rate of pay or other forms of compensation; and selection for training, including apprenticeship.

PRIVATE USE OF UNIVERSITY FACILITIES, EQUIPMENT, SUPPLIES AND SERVICES IS PROHIBITED

1. It is the intent of the Texas Constitution and the Board of Regents that University facilities, equipment, supplies and services are to be used only for duly authorized University purposes. Accordingly, the use of University-owned resources or resources for which the University has acquired stewardship responsibilities in which title is vested to others, including but not limited to, buildings, equipment, materials, supplies, telephones, utilities and services of University personnel for personal purposes, is prohibited. Furthermore, equipment the University owns or is responsible for, shall not be removed from the University premises.

2. **Services of Personnel³⁵**

The use of University personnel for personal work is strictly prohibited. This work includes, but is not limited to, typing and secretarial services on personal and/or private consulting correspondence, running personal errands, and other like personal services.

³⁴ TTU OP 73.01; TTUHSC OP 51.01

³⁵ TTU OP 78.14; TTUHSC OP 61.01

BOARD OF REGENTS RESOLUTION

WHEREAS, Lubbock and the region have shown great support for Reese Air Force Base and have banded together to retain Reese Air Force Base after it was included on the base closure list; and

WHEREAS, Reese Air Force Base remained on the BRAC closure list as of July 1, 1995, which was recommended to the President; and

WHEREAS, Although Lubbock and the region will continue to make every effort to keep Reese Air Force Base open; there is a need to begin contingency planning for conversion of Reese Air Force Base to civilian use; and

WHEREAS, In determining the best civilian reuse resource of Reese Air Force Base, it is imperative to establish a planning process that is inclusive of all interested parties;
NOW THEREFORE:

BE IT RESOLVED by the Board of Regents of Texas Tech University:

That the Board of Regents of Texas Tech University supports the establishment of a Lubbock / Reese Redevelopment Committee (LRRC), its goals and objectives, and the appointment of the President of Texas Tech University as a member of the LRRC.

GOALS AND OBJECTIVES OF THE LRRC SHALL INCLUDE, BUT NOT BE LIMITED TO:

1. Development of an overall mission statement and objectives to be achieved in the reuse and redevelopment of Reese AFB.
2. Creation of at least eight (8) subcommittees with chairs appointed for each by the LRCC as follows;
 - * AVIATION SUBCOMMITTEE - Inventory all aspects of base land uses that are exclusively devoted to aviation and to investigate the feasibility and marketability of converting a portion of the Reese AFB to private aviation-related businesses.
 - * BASE PLANNING AND INFRASTRUCTURE SUBCOMMITTEE - Serve as an overall coordinating function for analysis of existing and proposed redevelopment land uses.
 - * ECONOMIC DEVELOPMENT SUBCOMMITTEE - Receive input on all potential redevelopment opportunities and to investigate the feasibility and marketability of suggested economic development projects.
 - * EDUCATION SUBCOMMITTEE - Obtain input from all education concerns. Carefully investigate the education needs of base redevelopment alternatives.
 - * ENVIRONMENT SUBCOMMITTEE - Work closely with Reese AFB to identify all environmental concerns and work with Base Planning and Infrastructure committee to identify all "clean parcels" for early redevelopment opportunities.
 - * HOUSING AND HOMELESS SUBCOMMITTEE - Identify the extent of homelessness within the City of Lubbock and the extent to which base resources might address some of these needs. Assess all available housing at Reese AFB by type, location and reuse alternatives.
 - * HUMAN RESOURCES SUBCOMMITTEE - Develop an extensive resource list of all entities and/or individuals willing to help with the Reese redevelopment efforts including a listing of their expertise and desired area to concentrate on. Also, develop a loaned executive program to help in the particular areas of professional expertise and develop a system for documenting local in-kind contributions for redevelopment grants from the state or federal agencies.
 - * MEDICAL SUBCOMMITTEE - Lubbock has become established as a regional medical center. Investigate the opportunities for expansion of medical growth opportunities and coordinate closely with the Economic Development and Land Use subcommittees.
 - * Other subcommittees as determined necessary by the LRRC.
3. Membership of each subcommittee should be approximately twelve (12) members with the chairs appointed by the LRRC.
4. The LRRC and its committees shall hold meetings and receive citizen input as needed to help determine the best reuse alternatives for the base.
5. In close cooperation with Reese AFB personnel, conduct tours to help market reuse opportunities for the base.

LRRC Goals and Objectives
Page 2

6. Work closely with the City of Lubbock and County to engage necessary consultants services to develop a base reuse plan.
7. Other activities as determined necessary by federal or state guidelines needed to convert the base to civilian use in a timely manner.
8. Continue to function and remain active until a Lubbock / Reese Redevelopment Authority is created as a legal entity to take ownership of base property and to execute leases and contracts for base reuse.

RESOLUTION

Fact Finding of the Appointment of Don E. Cosby to
Texas Guaranteed Student Loan Corporation Board

WHEREAS, the Honorable George W. Bush, Governor of the State of Texas, has appointed Don E. Cosby to the Texas Guaranteed Student Loan Corporation Board;

WHEREAS, Vernon's Texas Civil Statutes, Government Code Chapter 574 requires a certain finding of fact before an employee of one State Agency may accept an offer to serve another State Agency in position of honor, trust or profit;

BE IT THEREFORE RESOLVED, that the Board of Regents of Texas Tech University find and determine the following:

1. The service of Don E. Cosby as a member of the Texas Guaranteed Student Loan Corporation Board is of benefit to the State of Texas and Texas Tech University.
2. The service of Don E. Cosby as a member of the aforementioned body does not conflict with his position of employment at Texas Tech University.
3. Members of the Texas Guaranteed Student Loan Corporation Board serve without compensation but are entitled to reimbursement by the State for necessary travel and per diem incurred in the performance of their duties as members of the Board.

WITNESS MY HAND this 11th day of August, 1995.

BOARD OF REGENTS
TEXAS TECH UNIVERSITY

BY:

EDWARD E. WHITACRE, JR., Chair

ATTEST:

Donna D. Kittrell
Assistant Secretary

Approve leave of absence without pay for Dr. George Avalos, Assistant Professor of Mathematics, College of Arts and Sciences, for the period September 1, 1995, to August 31, 1996. The purpose of the leave is to participate as a Postdoc at the Institute of Mathematics and Applications for a twelve month period. This institute is supported, in part, by the National Science Foundation.

Approve leave of absence without pay for Dr. James C. Lampe, Professor in the Area of accounting, College of Business Administration, for the period September 1, 1995, through December 31, 1995. The purpose of the leave is to teach at the University of Tasmania.

Approve leave of absence without pay for Dr. Paul Allen Miller, Assistant Professor in the Department of Classical and Modern Languages and Literatures, College of Arts and Sciences, for the period January 1, 1996, through May 1, 1996. The purpose of the leave is to teach at Hamilton College in Clinton, New York.

TEXAS TECH UNIVERSITY

SUMMARY OPERATING BUDGET

FISCAL YEAR 1996



TEXAS TECH UNIVERSITY

Office of the Vice President for Fiscal Affairs

Box 42016
Lubbock, TX 79409-2016
(806) 742-2196

Board Minutes
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August 11, 1995

Members of the Board of Regents
and President
Texas Tech University
Lubbock, Texas 79409

Dear Members of the Board and Dr. Lawless:

The Texas Tech University Board of Regents Policy 04.04 (3) (A) requires a written certification, by the chief fiscal officer, that funds are available for any budget prior to approval by the Board of Regents.

The total estimated operating income is \$255,063,674 with estimated expenditures totaling \$255,178,297. I certify that the fiscal year 1996 Operating Budget is within the total funds available to Texas Tech University for operations. Therefore, I recommend approval of the fiscal year 1996 Operating Budget for Texas Tech University.

Sincerely,

Don E. Cosby
Vice President for Fiscal Affairs
and Chief Fiscal Officer

pk B02\28

xc: Dr. Donald R. Haragan
Mr. Mike Wilson

Enclosure

**FY 1996 SUMMARY OPERATING BUDGET
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DEFINITIONS

EDUCATIONAL AND GENERAL FUNDS:

UNRESTRICTED FUNDS FOR ADMINISTRATION, INSTITUTIONAL EXPENSE, INSTRUCTION AND DEPARTMENTAL RESEARCH, PHYSICAL PLANT OPERATION, LIBRARIES AND OTHER ITEMS RELATED TO INSTRUCTION.

DESIGNATED FUNDS:

UNRESTRICTED FUNDS WHICH HAVE BEEN INTERNALLY ALLOCATED FOR SPECIFIC PURPOSES (E.G., STUDENT SERVICES FEES, GENERAL USE FEES, ETC.).

AUXILIARY FUNDS:

THOSE FUNDS USED TO PROVIDE SERVICES FOR STUDENTS, FACULTY, AND STAFF WHICH GENERALLY CHARGE A FEE DIRECTLY RELATED TO THE COST OF THE SERVICE PROVIDED (E.G., ATHLETICS, DORMITORIES, FOOD SERVICE, UNIVERSITY CENTER, AND BOOKSTORE). NO STATE FUNDS CAN BE USED TO SUPPORT AUXILIARY OPERATIONS.

CURRENT RESTRICTED FUNDS:

FUNDS AVAILABLE FOR CURRENT PURPOSES, THE USE OF WHICH IS RESTRICTED BY THE DONOR/GRANTOR TO BE UTILIZED AS STIPULATED BY THE FUNDING SOURCE (E.G., RESEARCH GRANTS, SCHOLARSHIPS, EARNINGS FROM ENDOWMENTS, ETC.).

APPROPRIATIONS:

FUNDS APPROPRIATED BY THE STATE LEGISLATURE. EDUCATIONAL AND GENERAL ACTIVITIES ARE NORMALLY FUNDED FROM TWO SOURCES: THE STATE'S GENERAL REVENUE ACCOUNT AND LOCAL FUNDS. LOCAL FUNDS ARE MADE UP PRIMARILY OF TUITION, LABORATORY FEES, AND INDIRECT COST RECOVERY FROM RESEARCH GRANTS AND CONTRACTS.

RETIREMENT OF INDEBTEDNESS:

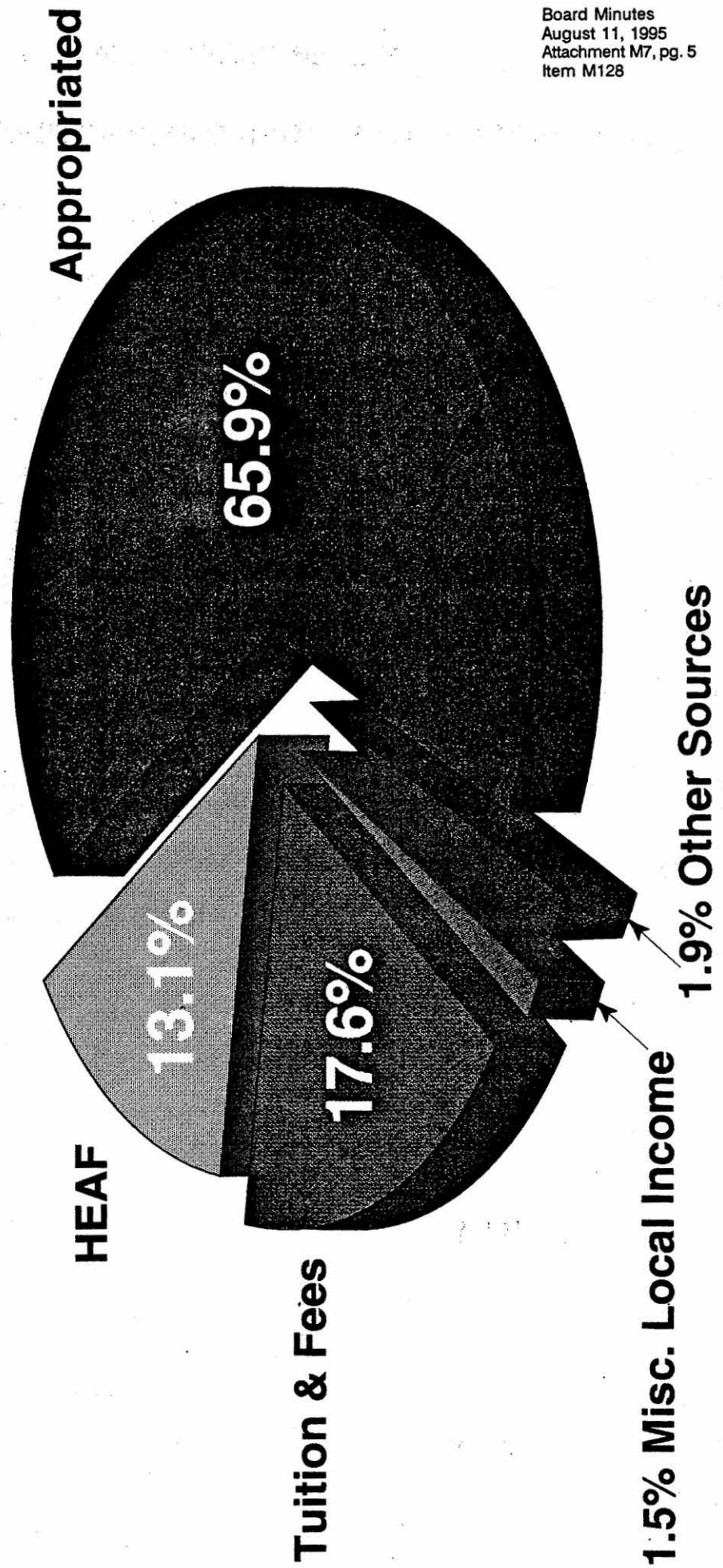
THE ACCUMULATION OF RESOURCES FOR INTEREST AND PRINCIPAL PAYMENT AND OTHER DEBT SERVICE CHARGES.

RECLASSIFICATION:

CERTAIN AMOUNTS IN 1995 HAVE BEEN RECLASSIFIED TO CONFORM WITH THE 1996 PRESENTATION.

FY 1996

EDUCATIONAL AND GENERAL BUDGET SOURCE OF FUNDS



TEXAS TECH UNIVERSITY

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COMPARISON OF EDUCATIONAL AND GENERAL FUNDS

INCOME BUDGET

ITEM	FY 1995	FY 1996
GENERAL REVENUE APPROPRIATIONS:		
GENERAL REVENUE - ARTICLE III	\$79,686,108	\$86,314,857
SECTION 153 REDUCTION (1.27%)	0	(1,038,895)
TASP FUNDING FROM COORDINATING BOARD	87,666	69,613
Art. V, Sect. 125, - FY94 CARRYFORWARD	1,000,000	0
TUITION REVENUE BOND SAVINGS	(606,091)	0
TRAVEL REDUCTIONS IN FY95 (EST.)	(61,850)	0
SPEECH AND HEARING TRANSFER TO HSC	(447,861)	0
RETIREMENT FUNDING TRANSFER TO HSC	0	(664,875)
NET GENERAL REVENUE	79,657,972	84,680,700
U.B. - INTERNATIONAL CULTURAL CENTER	357,495	0
FEED CONTROL FUND	0	300,000
HIGHER EDUCATION ASSISTANCE FUND	10,538,296	16,887,085
SUB-TOTAL APPROPRIATED	\$90,553,763	\$101,867,785
OTHER EDUCATIONAL AND GENERAL FUNDS:		
TUITION, NET	20,323,036	21,647,635
FEES	960,007	1,094,480
INDIRECT COST	1,876,000	2,022,987
EXTENSION COURSES	653,676	702,725
INTEREST EARNINGS	672,160	1,083,675
MISCELLANEOUS	270,237	278,110
LESS: OASI	(1,900,000)	(2,100,000)
SUB-TOTAL OTHER E&G	\$22,855,116	\$24,729,612
TOTAL INCOME	\$113,408,879	\$126,597,397
OTHER SOURCES		
TRANSFER FROM GENERAL USE FEE - DESIGNATED	0	1,000,000
UTILIZATION OF FUND BALANCE	0	1,389,318
TOTAL FUNDING	\$113,408,879	\$128,986,715
PERCENT CHANGE		13.7%

TEXAS TECH UNIVERSITY

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COMPARISON OF EDUCATIONAL AND GENERAL FUNDS EXPENSE BUDGET

ITEM	FY 1995	FY 1996
CENTRAL SERVICES	\$1,515,157	\$1,668,155
INSTITUTIONAL SUPPORT	4,854,558	4,732,673
STUDENT SERVICES	1,786,432	1,814,241
STAFF BENEFITS	3,143,291	5,071,109
FACULTY SALARIES	47,698,093	50,607,883
DEPARTMENTAL OPERATING EXPENSE	9,277,467	11,119,692
INSTRUCTIONAL ADMINISTRATION	2,902,781	3,031,450
LIBRARY	6,175,782	6,993,751
PHYSICAL PLANT	7,944,276	8,256,461
UTILITIES	9,946,277	10,087,172
RESEARCH SERVICES AND ENHANCEMENT	1,329,090	1,460,151
OTHER	2,777,086	2,964,721
SPECIAL ITEMS		
NEW	0	767,250
EXISTING	5,350,582	5,523,680
DEBT SERVICE	7,521,436	4,384,902
BUILDING IMPROVEMENT	0	9,200,000
SCHOLARSHIPS	1,186,571	1,303,424
TOTAL	\$113,408,879	\$128,986,715

PERCENT CHANGE

13.7%

TEXAS TECH UNIVERSITY

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COMPARISON OF AUXILIARY FUND

INCOME BUDGET

ITEM	FY 1995	FY 1996
INTERCOLLEGIATE ATHLETICS	\$9,998,312	\$11,187,479
UNIVERSITY BOOKSTORE	4,250,000	432,220
UNIVERSITY CENTER	2,153,180	2,207,102
HIGH TECH - COMPUTER STORE	2,800,000	3,110,606
RESIDENCE HALLS	20,200,814	21,427,000
HOUSING & DINING - U.C. FOOD	1,325,000	1,330,000
OTHER:		
SALES AND SERVICE	2,671,170	2,663,644
INVESTMENT REVENUES	3,404,057	3,764,140
RESIDENCE HALLS - LONG DISTANCE	950,000	950,000
VARIOUS	1,389,750	1,469,450
SUB-TOTAL	\$8,414,977	\$8,847,234
TOTAL	\$49,142,283	\$48,541,641
PERCENT CHANGE		-1.2%

TEXAS TECH UNIVERSITY
COMPARISON OF AUXILIARY FUNDS
EXPENSE BUDGET

ITEM	FY 1995	FY 1996
INTERCOLLEGIATE ATHLETICS	\$10,038,312	\$11,725,479
UNIVERSITY BOOKSTORE	4,250,000	310,450
UNIVERSITY CENTER	2,153,180	2,207,102
HIGH TECH - COMPUTER STORE	2,800,000	3,110,606
RESIDENCE HALLS	20,200,814	21,426,463
HOUSING AND DINING - U.C. FOOD	1,325,000	1,330,000
OTHER:		
RESIDENCE HALL - LONG DISTANCE	950,000	1,350,000
VARIOUS	<u>7,026,171</u>	<u>7,291,787</u>
TOTAL	<u>\$48,743,477</u>	<u>\$48,751,887</u>
PERCENT CHANGE		0.02%

TEXAS TECH UNIVERSITY

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COMPARISON OF CURRENT RESTRICTED FUNDS INCOME AND EXPENSE BUDGETS

ITEM	FY 1995	FY 1996
SOURCES OF FUNDS		
FEDERAL PROGRAMS	\$19,027,400	\$18,919,100
STATE PROGRAMS	2,568,000	1,856,800
PRIVATE (INCLUDES THE RESEARCH FOUNDATION)	13,613,400	14,003,400
ALL OTHERS	675,000	785,400
TOTAL FUNDS FROM ALL SOURCES	\$35,883,800	\$35,564,700
PERCENT CHANGE		-0.9%
DISTRIBUTION BY COLLEGE OR AREA:		
AGRICULTURAL SCIENCES	\$4,292,800	\$4,096,200
ARTS AND SCIENCES	5,281,600	5,362,300
BUSINESS ADMINISTRATION	1,391,900	1,425,100
EDUCATION	1,411,200	1,011,200
ENGINEERING	6,441,300	6,476,500
ARCHITECTURE	27,100	18,400
GRADUATE SCHOOL	19,400	10,800
HUMAN SCIENCES	2,731,400	2,692,200
SCHOOL OF LAW	77,500	74,000
CONTINUING EDUCATION	750,000	747,800
INTERDISCIPLINARY STUDIES	149,700	109,400
MUSEUM	587,500	615,600
LIBRARIES	117,500	110,000
FEDERAL FINANCIAL AID	8,350,000	8,300,000
SCHOLARSHIPS AND FELLOWSHIPS	2,315,900	2,463,100
TEXTILE RESEARCH CENTER	860,000	880,000
ADMINISTRATIVE AND OTHER	1,079,000	1,172,100
TOTAL DISTRIBUTION TO ALL COLLEGES AND AREAS	\$35,883,800	\$35,564,700
PERCENT CHANGE		-0.9%

TEXAS TECH UNIVERSITY

COMPARISON OF DESIGNATED FUNDS

INCOME BUDGET

ITEM	FY 1995	FY 1996
STUDENT FEES:		
STUDENT SERVICE FEES	\$4,593,850	\$4,816,213
STUDENT HEALTH SERVICES	2,002,337	2,304,350
COURSE FEE	2,086,797	2,074,852
GENERAL USE FEES	7,210,839	12,436,000
INFORMATION TECHNOLOGY FEES	3,239,185	3,268,482
OTHER FEES	3,594,662	4,268,369
ADDITIONAL REVENUES:		
INTEREST AND INVESTMENT INCOME	2,238,786	3,045,328
SALES AND SERVICES	21,636,776	22,471,488
OTHER	1,177,773	2,183,896
OTHER PROGRAM FEES	4,424,891	4,501,266
SUB-TOTAL	\$52,205,896	\$61,370,244
LESS: SALES TO OTHER DEPARTMENTS	(17,068,103)	(18,010,308)
TOTAL	\$35,137,793	\$43,359,936
PERCENT CHANGE		23.4%

TEXAS TECH UNIVERSITY

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COMPARISON OF DESIGNATED FUNDS

EXPENSE BUDGET

ITEM	FY 1995	FY 1996
STUDENT SERVICES ACTIVITIES	\$4,593,850	\$4,816,213
INFORMATION TECHNOLOGY FEE	3,439,185	3,468,482
COURSE FEE	2,086,797	2,074,852
SUB-TOTAL	\$10,119,832	\$10,359,547
INSTITUTIONAL SUPPORT		
GENERAL USE ACTIVITIES	7,210,839	12,436,000
COMMUNICATION SERVICES	3,950,840	4,760,761
CENTRAL HEATING & COOLING PLANT #1	6,220,678	6,219,229
CENTRAL HEATING & COOLING PLANT #2	4,268,071	4,293,995
ALL OTHER	5,743,825	5,637,357
SUB-TOTAL	\$27,394,253	\$33,347,342
INSTRUCTIONAL RESEARCH & PUBLIC SERVICE:		
CENTER FOR PROFESSIONAL DEVELOPMENT	\$1,380,393	\$1,381,754
ALL OTHER	7,107,737	8,058,867
SUB-TOTAL	\$8,488,130	\$9,440,621
OTHER SUPPORT:		
STUDENT HEALTH SERVICES	2,001,337	2,303,350
TEXAS PUBLIC EDUCATIONAL GRANTS	1,800,000	2,400,000
ALL OTHER	1,893,636	2,034,443
SUB-TOTAL	\$5,694,973	\$6,737,793
TOTAL	\$51,697,188	\$59,885,303
LESS: SALES TO OTHER DEPARTMENTS	(17,068,103)	(18,010,308)
TOTAL	\$34,629,085	\$41,874,995
PERCENT CHANGE		20.9%

TEXAS TECH UNIVERSITY

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COMPARISON OF SERVICE DEPARTMENTS

ITEM	FY 1995	FY 1996
ACADEMIC AND ADMINISTRATIVE COMPUTING	\$5,020,039	\$5,343,127
PHYSICAL PLANT SERVICES	6,832,984	7,299,277
PRINTECH	1,329,769	1,426,073
ALL OTHER	1,273,980	1,353,520
TOTAL	\$14,456,772	\$15,421,997
PERCENT CHANGE		6.7%

TEXAS TECH UNIVERSITY

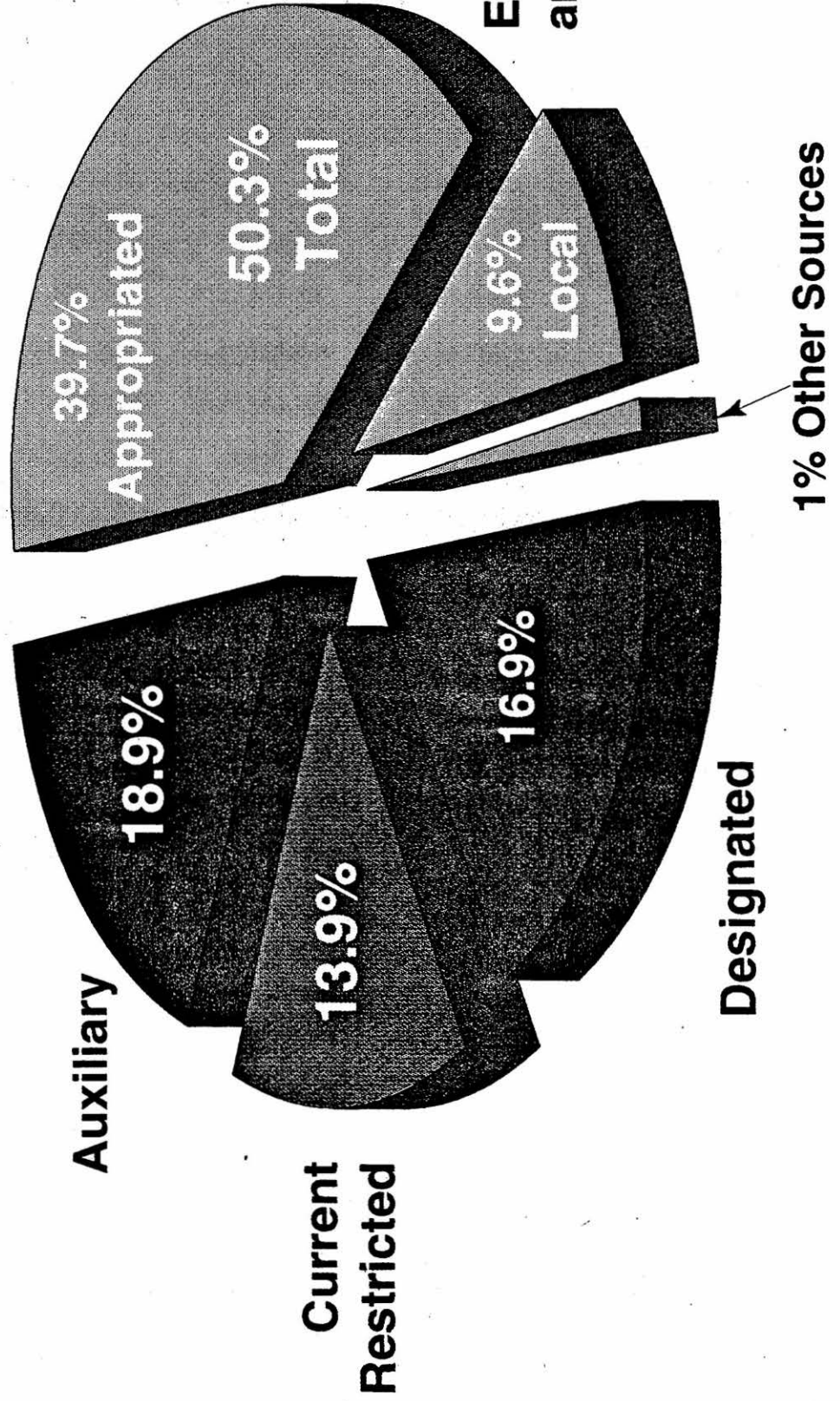
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COMPARISON OF FUNDS FOR RETIREMENT OF INDEBTEDNESS ADDITIONS AND DELETIONS BUDGET

ITEM	FY 1995	FY 1996
ADDITIONS:		
INTEREST AND INVESTMENT INCOME	\$433,751	\$413,184
FEDERAL GRANT	166,264	166,264
APPROPRIATION - HEAF	5,176,570	0
APPROPRIATION - GENERAL REVENUE	2,391,858	4,384,901
TRANSFERS FROM REVENUE FUNDS	4,969,500	5,067,000
TOTAL	\$13,137,943	\$10,031,349
PERCENT CHANGE		-23.6%
 DEBT SERVICE		
	\$13,137,830	\$10,030,800
PERCENT CHANGE		-23.6%

FY 1996

SUMMARY OPERATING BUDGET SOURCE OF FUNDS



TEXAS TECH UNIVERSITY
SUMMARY OPERATING BUDGET
FOR FISCAL YEAR 1996

FUND	PROJECTED 9/1/95 BALANCE	ESTIMATED INCOME	ESTIMATED EXPENSE	PROJECTED 8/31/96 BALANCE
EDUCATIONAL & GENERAL	\$2,333,823	\$127,597,397	\$128,986,715	\$944,505
AUXILIARY	6,832,399	48,541,641	48,751,887	6,622,153
CURRENT RESTRICTED	263,172	35,564,700	35,564,700	263,172
DESIGNATED	38,743,129	43,359,936	41,874,995	40,228,070
TOTAL	<u>\$48,172,523</u>	<u>\$255,063,674</u>	<u>\$255,178,297</u>	<u>\$48,057,900</u>
 SERVICE DEPARTMENTS	 \$1,745,164	 \$15,432,797	 \$15,421,997	 \$1,755,964

04.05

Contracting Policy and Procedures

(1) General

- (E) Except as herein provided in Section (1)(A), this policy shall apply to all contracts for the initial periods, amendments or extensions thereto and shall also apply to, but not be limited to, loans from the Department of Housing and Urban Development, grants and/or loans under the Higher Education Facilities Act of 1963, loans under the national Defense Education Act, Fellowships under the National Defense Act, State of Texas Interagency Cooperation Contracts including those between Texas Tech University and Texas Tech University Health Sciences Center, and cooperative agreements with private corporations, sole proprietorships, federal agencies, private partnerships and individuals. This contracting policy does not apply to purchasing documents, which shall be processed in accordance with state of Texas purchasing regulations.

(2) Approval of the Board of Regents is Required For:

- (A) Contracts which involve a stated or implied consideration of \$250,000 per annum or more, unless a different consideration is specified by this policy. This is applicable to both cash and noncash considerations.
- (C) Contracts which involve the sale of a lease of land for more than four years or which involve a commitment of funds or of other resources for more than four years except all multi-year employment contracts, employment contract modifications and extensions covered under the provisions of Board of Regents Policy 01.01, Section (14)(A)(1)(2).
- (D) ~~Contracts which provide that the institution shall be paid a commission from the proceeds received from~~ for vending machines, games, or any other coin-operated food, refreshment and amusement devices placed in service in any facility owned, operated, or controlled by the University.

(3) Approval of the President and Concurrence of either the Chair of the Board or the Chair of the Finance Committee is Required For:

- (A) Contracts which involve a stated or implied consideration of \$100,000 to less than \$250,000 per annum, except as prescribed in (3)(B), (3)(C), and ~~5~~ 6 below. This is applicable to both cash and noncash considerations.

(4) Approval of the President is Required For:

- (A) Contracts which involve a stated or implied consideration of less than \$100,000 per annum. This is applicable to both cash and noncash considerations.
- (D) All contract renewals or amendments greater than \$100,000 per annum which have changed in consideration by no more than 10% from the previous agreement. A list of those renewal contracts greater than \$100,000 per annum, including the amount of the contract, will be provided to the Board as an information item at the next Board of Regents meeting.

- ~~(D)~~(E) Contracts in the above categories will be signed by the President, or, in his absence, by the Executive Vice President and Provost, or the Vice President for Fiscal Affairs unless signature authority is delegated in accordance with (5) below.

(5) Approval of the Executive Vice President and Provost is Required For:

All faculty employment contracts greater than \$100,000 per annum shall be approved by the Executive Vice President and Provost. Authority to approve all faculty employment contracts less than or equal to \$100,000 per annum will be delegated to the appropriate Dean. A list of all faculty employment contracts greater than \$100,000 per annum will be provided to the Board as an information item at the next Board of Regents meeting. Faculty employment contracts executed under this provision will have a term no longer than two years.

(5)(6) Delegation of Authority:

04.11

Investments of Institutional Local Funds of Texas Tech University

(1) Preface

This policy statement is issued by the Board of Regents of Texas Tech University (TTU) and Texas Tech University Health Sciences Center (HSC) for guidance in the investment of institutional funds, known as the "Cash Investment Pool". Certain eligible endowment funds may be invested in a separate fund, called the Consolidated Endowment Fund, in accordance with Board of Regents Policy 05.06. All other funds will comply with this policy statement.

Notwithstanding the above, this policy statement does not preclude the acceptance and retention of securities as gifts to TTU and/or HSC. TTU and HSC shall manage and safeguard such securities in their original form, in accordance with the donor's written instructions. However, upon the partial or total disposition of the original investment, the proceeds will be invested in accordance with this policy.

(2) Authority for Investments

Section 51.0031 of the Texas Education Code provides that TTU and HSC invest all funds under prudent person standards. As defined in the Education Code, the prudent person standard means that standard of judgment and care that persons of ordinary prudence, discretion, and intelligence exercise in the management of their affairs in regard to the investments of their funds considering probable income as well as probable safety of their capital.

(3) Investment Objectives:

The investment of funds under this policy statement shall be governed by the following investment objectives, in order of priority:

- (1) Preservation and safety of principal;
- (2) Liquidity; and
- (3) Yield

The investment of funds shall also consider asset diversification, yield, suitability and the experience, quality and capability of investment personnel.

In determining whether the above objectives have been exercised, the following shall be taken into consideration:

- (1) The investment of all funds rather than a consideration as to the prudence of a single investment; and
- (2) Whether the investment decision was consistent with this written policy.

(4) Investment Concept:

The Cash Investment Pool shall employ a hold to maturity concept to provide stability of yield to the Cash Investment Pool. Under such a concept, the ability to purchase an eligible security possessing an acceptable yield and to hold that security to maturity, even though market values may decline, requires the Cash Investment Pool to maintain an adequate liquidity position. Because the Cash Investment Pool shall maintain both the ability and intent to hold securities to maturity, unrealized gains and losses will not be recorded. This concept differs significantly from a "total return" investor where market timing is critical.

Notwithstanding the preceding paragraph, certain Cash Investment Pool securities may be sold

provided that there is a significant material advantage to be gained by the transaction and it is in compliance with Federal and State laws, University policy and this policy statement.

(5) Performance Goals and Objectives:

As discussed below, the Cash Investment Pool will be comprised primarily of collateralized bank accounts, money market mutual funds and eligible fixed income government securities. Consequently, the Cash Investment Pool's annual performance will be compared to the indices of comparable securities. The annual yield objective of the Cash Investment Pool is to exceed the annual yield of both the Lehman Brothers Intermediate Term U.S. Treasury Index and the Lehman Brothers Intermediate Term Government Index.

(6) Authorized Officials:

The Board of Regents designates the Vice President for Fiscal Affairs as the authorized Investment Officer. However, at each August meeting, the Board of Regents will further delegate its authority to sell, purchase and transfer investments to the following officers:

Texas Tech University:

To authorize and approve the sale, purchase and transfer of stocks, bonds, and other securities which are owned or controlled by Texas Tech University provided such action is approved by any two of the officers listed below:

- Vice President for Fiscal Affairs
- Associate Vice President for Business Affairs and Comptroller
- Assistant Comptroller
- Assistant Vice President for Investments

However, for all instruments contributed to Texas Tech University, one of the two officers named below must approve any sale:

- Vice President for Institutional Advancement
- Assistant Vice President for Development

Texas Tech University Health Sciences Center:

To authorize and approve the sale, purchase and transfer of stocks, bonds, and other securities which are owned or controlled by Texas Tech University Health Sciences Center provided such action is approved by any two of the officers listed below:

- Vice President for Fiscal Affairs
- Assistant Vice President for Fiscal Affairs
- Director of Accounting Services
- Assistant Vice President for Investments, TTU

However, for all instruments contributed to Texas Tech University Health Sciences Center, one of the two officers named below must approve any sale:

- Vice President for Institutional Advancement
- Assistant Vice President for Development

(7) Potential Conflicts of Interest:

Any officer authorized in paragraph (6), above, who has a personal business relationship with an entity seeking to sell an investment to TTU or HSC shall file a statement disclosing that personal business interest. An investment officer who is related within the second degree of affinity or

consanguinity to an individual seeking to sell an investment to TTU or HSC shall file a statement disclosing that relationship. A statement required under this section of the policy statement must be filed with the Texas Ethics Commission and with the Board of Regents.

(8) Authorized Investments:

The following are authorized investments:

(A) Obligations of, or Guaranteed by, Governmental Entities:

- (1) Obligations of the United States or its agencies and instrumentalities;
- (2) Direct obligations of the State of Texas or its agencies and instrumentalities;
- (3) Collateralized mortgage obligations (CMOs) directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States; and
- (4) Other obligations, such as mortgage-backed securities, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities.

Notwithstanding the above, the following investments are not authorized under this section (A):

- (1) Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal;
- (2) Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest;
- (3) Collateralized mortgage obligations that have a weighted average maturity at time of purchase of greater than 10 years; and
- (4) Collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

Limitations on authorized investments:

- (1) Obligations of the United States or its agencies and instrumentalities:

<u>Maximum Term</u>	<u>10 years</u>
<u>Maximum Single Purchase</u>	<u>Without</u>
	<u>Limitation</u>
<u>Maximum Aggregate Position</u>	<u>No Limit</u>
- (2) Direct obligation of the State of Texas or its agencies and instrumentalities:

<u>Maximum Term</u>	<u>10 years</u>
<u>Maximum Single Purchase</u>	<u>5% of Portfolio</u>
<u>Maximum Aggregate Position</u>	<u>25% of Portfolio</u>
- (3) Collateralized mortgage obligation (CMOs) directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States:

<u>Maximum Term</u>	<u>10 years</u>
	<u>Weighted Average</u>
	<u>Life, at time of</u>

Maximum Single Purchase
Maximum Aggregate Position

purchase
3% of Portfolio
Not to Exceed
90% of Portfolio

- (4) Other obligations, such as mortgage-backed securities, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities:

Maximum Weighted Average Life

15 Years, at
time of purchase

Maximum Single Purchase
Maximum Aggregate Position

3% of Portfolio
25% of Portfolio

(B) Bank Deposits and Certificates of Deposit:

- (1) Funds shall be deposited into those depositories consistent with Board of Regent Policy Statement 04.08 (Selection of Primary and Secondary Depositories for Texas Tech University and Texas Tech University Health Sciences Center).

On any given day, no depository bank shall have institutional funds on deposit in an amount which exceeds any one of the following limits:

- (a) Twenty five percent of the total funds available for investment by TTU/HSC; or
(b) Based upon the bank's latest regularly published statement of financial condition:
1. Fifteen percent of its total deposits;
2. An amount equal to the sum of its capital, permanent surplus, retained earnings, and reserves.

The above limitations shall not be construed to establish a commitment and/or guarantee on the part of TTU or HSC to deposit any particular amount in any one bank. TTU/HSC may develop additional institutional guidelines which may employ other criteria to establish limits on the total amount of deposits in any bank. Such guidelines, however, shall not allow the total deposits in any bank to exceed the limits otherwise established under this policy statement.

- (2) Certificates of deposit if issued by a state or national bank or a savings and loan association domiciled in the State of Texas.

Limitations:

Maximum Term
Maximum Single Purchase
Maximum Aggregate Position

10 Years
3% of Portfolio
Same as bank
deposits, see above

For both Bank Deposits and Certificates of Deposits, discussed in subparagraphs (1) and (2) above, the following provisions apply:

- All cash instruments, including Certificates of Deposit, must be fully collateralized as required in Section 51.003(c) of the Texas Education Code and with the Public Funds Investment Act, as amended, except that surety bonds are not authorized as collateral. The pledged collateral shall be placed in a custodian bank or banks named by TTU or HSC. In no event will the custodian be affiliated with the depository bank.
- Deposits and Certificates of Deposits must be guaranteed or insured by the Federal Deposit Insurance Corporation or its successor or be secured by eligible obligations that are described in section (A), above, including mortgage backed securities directly issued by a federal agency or instrumentality that have a market value of not less than the principal amount of the deposits and/or certificates.

(C) Repurchase Agreements:

A repurchase agreement means a simultaneous agreement to buy, hold for a specified time, and sell back at a future date obligations described in section (A), above, at a market value at the time the funds are disbursed of not less than the principal amount of the funds disbursed. A fully collateralized repurchase agreement is an authorized investment if the repurchase agreement is secured by obligations described in section (A), above and requires the securities being purchased to be pledged to TTU/HSC and deposited at the time the investment is made with a third party selected and approved by TTU and HSC. Repurchase Agreements must be placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in the State of Texas.

Limitations:

Same as bank deposits, see above

Reverse Repurchase Agreements are not permitted.

(D) Guaranteed Investment Contracts:

A guaranteed investment contract is an authorized investment for bond proceeds if the guaranteed investment contract:

- Has a defined termination date;
- Is secured by obligations described by section (A), above, in an amount at least equal to the amount of bond proceeds invested under the contract;
and
- Is pledged to TTU/HSC and deposited with a third party selected and approved by TTU/HSC.

Bond proceeds may not be invested in a guaranteed investment contract with a term longer than five years from the date of issuance of the bonds.

To be eligible as an authorized investment, bids from at least three separate providers with no material financial interest in the bonds from which proceeds were received must be obtained. TTU/HSC must purchase the highest yielding guaranteed investment contract for which a qualifying bid is received. The price of the guaranteed investment contract must take into account the reasonably expected drawdown schedule for the bond proceeds to

be invested. The provider must certify the administrative costs reasonably expected to be paid to third parties in connection with the guaranteed investment contract.

(E) Money Market Mutual Funds:

A no-load money market mutual fund is an authorized investment if:

- The Fund is regulated by the Securities and Exchange Commission;
- Has a dollar-weighted average stated maturity of 90 days or fewer;
- Includes in its investment objective the maintenance of a stable net asset value of \$1 for each share.

However, the investment in no-load money market mutual funds cannot exceed, in the aggregate, 80 percent of TTU/HSC's monthly average fund balance, excluding bond proceeds and reserves and debt service funds. Nor can the total investment by TTU/HSC in any one money market fund exceed 10 percent of the total assets of the money market mutual fund.

(9) Selection of Securities Dealers:

TTU and HSC may rely on certain information and advice of securities sales representatives concerning proposed investments, investment timing and pricing. It is essential that TTU and HSC have sufficient knowledge about the securities firms and personnel with whom they are doing business. Firms that are unwilling to provide complete and timely disclosure of their financial conditions will not be utilized.

The following will be considered in the selection of securities firms:

- (1) The ability of the securities dealer to fulfill commitments as evidenced by capital strength, liquidity and operating results. This evidence shall be gathered from current financial data, annual reports, credit reports and other sources of financial information.
- (2) The dealer's general reputation for financial stability and fair and honest dealings with customers.
- (3) Information available from State or Federal securities regulators and securities industry self-regulatory organizations, such as the National Association of Securities Dealers, concerning any formal enforcement actions against the dealer, its affiliates or associated personnel.
- (4) A review of the background of the sales representative with whom business will be conducted in order to determine his or her experience and expertise.

A copy of this policy statement is to be provided to all securities dealers seeking to conduct securities transactions with TTU and HSC.

TTU and HSC shall make reasonable, good faith efforts to include woman-owned and minority-owned businesses in its investment process. A minority-owned business means a business entity in which 51 percent of the ownership interests in the entity are held by one or more minority group members. A woman-owned business means a business entity in which at least 51 percent of the ownership interests in the entity are held by one or more women.

(10) Investment Training:

The appropriate officers discussed in section (6), above, shall attend at least one training session per year relating to the person's responsibilities. The training should include education in investment controls, security risks, strategy risks, market risks and compliance with certain State statutes and this policy statement.

(11) Internal Management Reports:

Not less than quarterly, the Vice President for Fiscal Affairs of TTU shall prepare and submit to the Chairman of the Board of Regents' Finance Committee and to the President of TTU and HSC a written report of investments. The report shall include the following:

- (A) Describe the investment position of the Cash Investment Pool;
- (B) Contain a summary of:
 - (1) The beginning market value of the reporting period;
 - (2) Additions and changes to the market value during the period;
 - (3) Ending market value for the period;
 - (4) State the book value and market value of investments at the beginning and the end of the reporting period by type of asset invested;
 - (5) State the weighted average maturity of each asset type;
 - (6) State the compliance of the Cash Investment Pool as it relates to this policy statement.

The Vice President for Fiscal Affairs of TTU shall, at the beginning of each fiscal year, present to the Board of Regents a report of the investments of the TTU and HSC during the preceding fiscal year. The report will summarize all investment activity for the year along with total investment income and annual investment rate of return.

- ~~(1) The primary investment of local cash shall be in bank(s) selected for that purpose by the Board of Regents.~~
- ~~(2) On any given day, no depository bank shall have institutional funds on deposit in an amount which exceeds any one of the following limits:~~
 - ~~(A) Twenty five percent of the total funds available for investment by the University, or~~
 - ~~(B) Based upon the bank's latest regularly published statement of financial condition:~~
 - ~~1. Fifteen percent of its total deposits;~~
 - ~~2. An amount equal to the sum of its capital, permanent surplus, retained earnings, and reserves.~~

~~This policy shall not be construed to establish a commitment and/or guarantee on the part of Texas Tech University to deposit any particular amount in any one bank. The Investment Officer is authorized to develop institutional guidelines which may employ other criteria to establish limits on the total amount of deposits in any bank. Such guidelines, however, shall not allow the total deposits in any bank to exceed the limits otherwise established under this policy.~~

- ~~(3) All cash investments must be fully collateralized as required in Section 51.003(e) of the Texas Education Code, and in accordance with the provisions of the Public Fund Investment Act of 1987 except that surety bonds are not authorized as collateral. The pledged collateral shall be placed in a custodian bank or banks named by the University. In no event will the custodian be affiliated with the depository bank.**~~

~~Additionally, securities other than United States government or United States government guaranteed obligations, in order to be acceptable as collateral must have a Moody's quality rating of "Baa", or Standard and Poor's quality rating of "A", or better. Upgrading of collateral quality to these minimum standards, where necessary, is to be accomplished not later than June 1, 1985 as to securities which may be required to replace presently existing collateral for quality upgrading purposes.~~

- ~~(4) If not prohibited by contract or statute, the Investment Officer may invest cash in 100 percent guaranteed securities of the United States government or securities of the following United States government agencies; Federal National Mortgage Association and Federal Home Loan Mortgage Corporation; securities of the State of Texas, or deposits in other financial institutions provided such are fully collateralized in accordance with law.*~~
- ~~(5) The Investment Officer shall have the authority to sell the securities owned or controlled by the University provided that there is a significant material advantage to be gained by the transaction and that it is in compliance with Federal and State law, University policy, and the investment plan.*~~
- ~~(6) This policy does not preclude acceptance and retention of non-guaranteed securities as gifts to the institution. The Investment Officer shall manage and safeguard such securities in their original form, but upon partial or total disposition must invest the proceeds in accordance with this policy.~~
- ~~(7) The Investment Officer shall have the authority to delegate to other institution employees the authority to deposit, withdraw, invest, transfer or otherwise manage local funds provided such written authority is filed with the President and Secretary of this Board.~~
- ~~(8) The Investment Officer shall at the beginning of each fiscal year present to the Board a report of the investments of the institution during the preceding fiscal year. The report will summarize all investment activity for the year along with total investment income and annual investment rate of return. The Board of Regents of Texas Tech University designates the Vice President for Fiscal Affairs as Investment Officer.~~

TEXAS TECH UNIVERSITY FOUNDATION
BOARD OF DIRECTORS

Reappointment

((Terms beginning September 1, 1995 and ending August 31, 1998))

John Elliott
Tommie Hatch
Kim King
Zoe Kirkpatrick
Jim Lowder
Jimmie Mason
Mike McDonald
George Miller
Nancy Neal

New Appointment

(Term beginning September 1, 1995 and ending August 31, 1998)

Margaret Talkington

Men's and Women's Basketball Ticket Pricing

History

	<u>Men's</u>	<u>Women's</u>
1983	\$6, \$7, \$8, \$9	
1984		\$4 Adult, \$2 Child
1992		\$2, \$4, \$6
1993	\$7, \$8, \$9	\$7
1994	\$7, \$9, \$10	\$7, \$9, \$10

Proposed

1995	\$8, \$10, \$11	\$8, \$10, \$11
------	-----------------	-----------------

Please note that special games such as TTU women versus Women's National Team (Olympic team) will be priced differently and at market value.

Page 11, Attachment M12
Item M141

NO.	ACTIVITY	SOURCE OF FUNDS			REMARKS
		OTHER	INCOME	EXPENSE	
BOARD APPROVAL:					
ES03594	Independent Study – High School		107,828	107,828	Increase revenue related to correspondence courses.
ES04414	Admissions and Records		326,064	326,064	Purchase workstations for the Admissions and Records area.
ES04245	University Computing Facilities		424,982	424,982	Purchase mainframe related equipment.
ES04515	Staff Group Insurance		300,000	300,000	Increase Interest income in order to offset additional Insurance expenses.
Salary Increases of 10% or more		CURRENT SALARY	NEW SALARY	% INCREASE	
Per Annum:					
NONE					

PRESIDENT'S REPORT

Thank you, Mr. Chair and members of the Board. Only Mr. White has been a regent long enough to remember that six years ago in August 1989, I made my first report to the Board of Regents as the President of the University and the Health Sciences Center. At that time, the Board just had approved combined budgets of the University and the Health Sciences Center of \$273 million. Today, you have approved combined budgets of slightly more than \$509 million.

I think I am more excited about this budget than any budget that we have ever had. First, we were able to provide, once again when the State did not, salary increases for faculty and staff with a three percent merit pool. Second, we were able to budget another percent to provide equity adjustments and pay plan adjustments to be competitive in the market place. And third, we were able, I believe, to create the most student-oriented budget that we have ever been able to present to the Board. Focusing in areas such as the Teaching Technology Center which works to make the educational process more focused on learning; the Writing Center which will improve basic student skills; as well as increasing the availability of classes to try to meet student demands and the expansion of our honors program are examples of how we are focusing on student needs. We were able, through your creation and enhancement of the general use fee and the transfer of available dollars, to focus where we needed to focus and that is on the students. Additionally, it is interesting to note that with full and part-time employees, this approved budget will cover slightly more than 11,000 individuals. Ours is a large operation!

We have seen many exceptional things happen and this really has been a good time to be at Texas Tech. All of you have in front of you a copy of the "Home of Champions" brochure. We are now experiencing an interesting phenomenon with this brochure. Because we can only list the most recent championships, the accomplishments of the faculty and students are such that I asked Dr. Margaret Simon Lutherer, Director of News and Publications, why this brochure wasn't larger. Dr. Lutherer's reply was that historical information could be listed if I would increase her budget. As it stands today, with our successes, some of the things that were listed two years ago are no longer listed because of the increased success of the faculty and students at Texas Tech.

In 1989, I emphasized our need to build the endowment of the University and the Health Sciences Center and three years ago, I again spoke to the Board about this need. Since that time, due to the leadership and participation of the Board, we have more than tripled the endowment and I anticipate that in the next six years, we will triple the endowment again -- placing the University and the Health Sciences Center in a situation that is closer to where we need to be.

I am most pleased with what you enabled us to do in terms of compensation for our faculty and staff beyond what has been provided by the State. I looked back and since 1989, you have provided for faculty, 15 percent salary increases *above* that provided by the State and for staff, 11 percent salary increases *above* that provided by the State. We have a world-class faculty and support staff that is second to none. You have recognized that by your provision of this extra money. Many institutions have not provided anything other than what was provided by the State, but you have, 15 percent for faculty and 11 percent for staff.

The quality of our student body continues to rise. When I met with the Board in 1989, we had seven presidential endowed scholarships. As I talk to you today, we have 273. People have risen to the challenge of providing scholarships for extraordinary students to come to Texas Tech to interact with our faculty. Our student body continues to increase in quality. Last year we had 3,271 freshman that represented the best freshman class we have ever had in the history of Texas Tech. This year, we expect to have between 3,600 and 3,650 freshman that will be even better than last year's freshman and next year, we expect our quality will increase yet again. So, during the past six years, every year our student body, as a whole, has been the best qualified student body this institution has ever had. This is all due to the leadership of the Board in putting into place admission standards, beginning in 1989, increasing in 1990 and stabilizing in 1991 to where they are today, with ever increasing students with higher and higher quality wanting to come to Texas Tech.

We also have had continued expansion in every program that we have at the Health Sciences Center in the last six years. As you know, our medical school entering class was increased 20 percent from 100 to 120, the only medical school expanded in the State, this principally for border health. Our School of Nursing was approved, with the University of Texas Health Sciences Center at San Antonio, for a joint doctoral program in nursing and our School of Allied Health has expanded its physical and occupational therapy programs in the Permian Basin area and in Amarillo. Additionally, we are preparing to accept students in the Fall of 1996 for our pharmacy school. Every program in the Health Sciences Center has moved ahead and expanded.

We also have seen, during this period of time, a great athletic metamorphosis, in the sense that this is the last year of the Southwest Conference and we will be moving into the Big 12! I think the Big 12 has the real potential of being the premier athletic conference in the country and we will be part of that. Again, this decision was supported and guided by members of the Board of Regents -- another notable event of the last six years.

We are truly in every way, manifested by bricks and mortar as well as programmatic, building for the future. Examples of this are: just south of us here is the constructing of the new facility of the Southwest Collections and Special Collections; adjacent to the Texas Tech Museum, the new International Cultural Center facility is being constructed; in Amarillo, the construction of the Pharmacy School facility is well underway; later this year, we will begin the construction of the Library and Conference Center for the Health Sciences Center at Lubbock; and today, you approved the Ambulatory Clinic facility located at the TTUHSC at Odessa. In addition, in the near future we are planning to expand in Amarillo and ultimately, we will be changing and expanding our facilities in the areas of allied health and nursing. Amarillo, El Paso, Odessa and Lubbock all will have construction going on at their Health Sciences Center facilities. Physically, in bricks and mortar, we are expanding.

The one thing that I can't say enough about, is the quality of the faculty and staff at the University and the Health Sciences Center. We truly have a world-class faculty. There is none better! If we go back and look and talk about the accomplishments of the last year and we look at the things we have excelled in, including our athletic achievements -- the four Southwest Conference championships and the Lady Raiders National Championship in 1993 -- and we have, through our faculty and staff, achieved 17 national championships! These also include situations in which our faculty have been named "the best" in the nation. The support staff that supports this faculty are exceptional! The people at Texas Tech take their work as a challenge and an opportunity to interact with, what I believe to be, truly the finest student body. Collectively, we have our faculty and our staff along with our students, what this brochure says, a "Home of Champions."

This is all made possible because of the leadership of the Board of Regents. I think the last six years have been an extraordinary good time. I think the successes have been phenomenal and almost unbelievable, and I hope that you as regents, thinking about your job and your responsibilities, take great pride in what, I believe to be the most widely spanned and deepest accomplishments of any board, probably in the United States! Thank you.

TEXAS TECH UNIVERSITY
Lubbock, Texas

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TEXAS TECH UNIVERSITY
Lubbock, Texas

1.

For Information Only: Teaching Appointments
May 1, 1995 to July 1, 1995

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Appointment Period</u>
Albrecht, Jason E. Assistant Professor	Psychology	9/1/95-5/31/96
Antonio, John K. Associate Professor	Computer Science	9/1/95-5/31/96
Bailey, Wayne A. Professor and Chairperson	Music	9/1/95-5/31/96
Beard, Laura J. Assistant Professor	Classical and Modern Languages and Literatures	9/1/95-5/31/96
Burton, Thomas D. Professor and Chairperson	Mechanical Engineering	7/10/95-5/31/96
Cooper, Sandra B. Assistant Professor	Education	9/1/95-5/31/96
DeSanto, Barbara J. Assistant Professor	Mass Communications	9/1/95-5/31/96
Desens, Marliiss C. Assistant Professor	English	9/1/95-5/31/96
Dolter, Gerald T., Jr. Assistant Professor	Music	9/1/95-5/31/96

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Appointment Period</u>
Drewlinger, Dana M. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Dura, Marian T. Visiting Assistant Professor	Music	9/1/95-5/31/96
Fry, Ingrid E. Assistant Professor	Classical and Modern Languages and Literatures	9/1/95-5/31/96
Gafaiti, Abdelhafid Professor	Classical and Modern Languages and Literatures	9/1/95-5/31/96
Granados, Juan D. Assistant Professor	Art	9/1/95-5/31/96
Greene, Shannon Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Gurrola, Harold Assistant Professor	Geosciences	9/1/95-5/31/96
James, Charles R. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Jensen, Karla K. Assistant Professor	Communication Studies	9/1/95-5/31/96
Lanthier, Richard P. Assistant Professor	Education	9/1/95-5/31/96
LeRoy, Charles H. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Makahtadze, George I. Assistant Professor	Chemistry and Biochemistry	1/16/96-5/31/96

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Appointment Period</u>
Marks, Jonathan E. Associate Professor	Theatre and Dance	9/1/95-5/31/96
Martin, Andrew W. Assistant Professor	Art	9/1/95-5/31/96
Massey, Marilyn S. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Mitchell, Robert B. Assistant Professor	Range and Wildlife Management	7/1/95-5/31/96
Perez, Alberto J. Assistant Professor	Classical and Modern Languages and Literatures	9/1/95-5/31/96
Perez, Genaro J. Professor	Classical and Modern Languages and Literatures	9/1/95-5/31/96
Profflet, Robert D. Visiting Assistant Professor	Chemistry and Biochemistry	9/1/95-5/31/96
Reeves, Jimmie L. Assistant Professor	Mass Communications	9/1/95-5/31/96
Roberts, Scott O. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Sherblom, Patricia Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Talalayevsky, Alexander Visiting Assistant Professor	Business Administration	9/1/95-5/31/96
Tarpley, Rudy S. Assistant Professor	Agricultural Education and Communications	7/16/95-5/31/96

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Appointment Period</u>
Temple, Mark A. Assistant Professor	Health, Physical Education and Recreation	9/1/95-5/31/96
Thomas, Julie A. Assistant Professor	Education	9/1/95-5/31/96
Trotter, R. Clayton Visiting Professor	Law	6/1/95-7/15/95
Tuman, John P. Assistant Professor	Political Science	9/1/95-5/31/96
Tyler, Helen H. Assistant Professor	Plant and Soil Science	8/1/95-5/31/96
Wilde, Gene R., Jr. Assistant Professor	Range and Wildlife Management	6/12/95-5/31/96
Woldstad, Jeffrey C. Associate Professor	Industrial Engineering	9/1/95-5/31/96

TEXAS TECH UNIVERSITY
Lubbock, Texas

2.

For Information Only: Teaching Retirements,
Resignations and/or Terminations
May 1, 1995 to July 1, 1995

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Effective Date</u>
Ashby, Clifford C. Professor	Theatre and Dance	8/31/95
Barber, James J. Professor	Music	5/31/95
Bird, H. Michael Assistant Professor	Health, Physical Education and Recreation	8/31/95
Cismaru, Alfred Professor	Classical and Modern Languages and Literatures	5/31/95
Cole, Barbara C. Visiting Assistant Professor	Health, Physical Education and Recreation	8/31/95
Duncan, William B. Visiting Assistant Professor	Political Sciences	5/31/95
Edem, Christiana U. Visiting Assistant Professor	Health, Physical Education and Recreation	8/31/95
Holt, Wythe Visiting Professor	Law	7/15/95
Hunter, John R. Associate Professor	Range and Wildlife Management	5/31/95

<u>Name, Rank, and/or Title</u>	<u>Department or Office</u>	<u>Effective Date</u>
Kilchenstein, E. Dolores. Assistant Professor	Education	5/31/95
Leatham, Miguel C. Visiting Assistant Professor	Sociology, Anthropology and Social Work	5/31/95
Major, Wayne F. Visiting Assistant Professor	Health, Physical Education and Recreation	5/31/95
Menon, Anil Assistant Professor	Business Administration	5/31/95
Pernia, Jose R. Visiting Assistant Professor	Classical and Modern Languages and Literatures	5/31/95
Schake, Lowell M. Professor and Chairperson	Animal and Food Science	8/31/95
Sommerich, Carolyn M. Assistant Professor	Industrial Engineering	5/31/95
Stafford, Gloria J. Assistant Professor	Sociology, Anthropology and Social Work	5/31/95
Street, Betty A. Associate Professor	Art	8/31/95
Wehmeier, Stephanie J. Visiting Assistant Professor	Health, Physical Education and Recreation	8/31/95
York, Charles A. Assistant Professor	Architecture	8/31/95

BUDGET ADJUSTMENTS OF \$100,000 OR MORE FOR
SUPPLEMENTAL AWARDS OR RENEWALS OF RESEARCH
AND OTHER SPONSORED PROJECTS

MAY 1, 1995 THROUGH JUNE 30, 1995

3.

Project Activity	Amount	Source of Funds
Tri-University Multidisciplinary, High Energy Microwave Device Consortium	1,000,000	DOC ID #ES03371; AFOSR/MURI Contract No. F49620-95-1-033; CFDA #12.630
Personnel Preparation of Teachers of Students Who are Visually Handicapped	107,869	DOC ID #ES03625; Department of Education Award #H029A30050-95; CFDA #84.029
Program to Prepare Orientation and Mobility Specialist for Rural Areas	117,420	DOC ID #ES04250; Department of Education Award #H029A30041-95; CFDA #84.029
Arcjet Electrode Degradation Research	100,000 revised: 943,073	DOC ID #ES04247; National Aeronautics and Space Administration; No. NAG301172; Supplement No. 11; CFDA #43.002
Inverse Estimation Problems	105,000	DOC ID #ES04365; National Science Foundation; DMS-9504485 CFDA #47.049
Per-Pantex Environmental Restoration (Tasks 1,3,4)	335,899	DOC ID #ES03542; UT of Austin; Cost-Reimbursement; Sub-account UTA95-0176; CFDA #81
Project Management	188,750	DOC ID #ES04269; UT of Austin; UTA95-0206; CFDA #81.092
Study of Pension and Social Security Wealth in the HRS	142,407	DOC ID #LM04322; Univ. of Michigan; Prime Gr 1 R01 AG12751-01 with NIH; CFDA #93.866
Biotechnologies for the Development of Improved Cotton Fiber Characteristics	139,770 revised: 507,735	DOC ID #ES03221; Toyobo Company, Ltd.
Global Change at Big Bend National Park	300,000	DOC ID #LM03644; National Biological Service Coop Ag 14-45-0009-1570; RWO #23; CFDA #15.975

Texas Tech University
Report of Official Travel
Cumulative by Fiscal Quarter
Fiscal Year 1995

4.

I. Summary and Comparison of Travel Costs by Expenditure Classification.

	<u>This Year</u> <u>Quarters I, II & III</u>	<u>Last Year</u> <u>Quarters I, II & III</u>
(a) Commercial Airfare	\$ 871,179.39	\$ 874,717.12
(b) Personal Auto Mileage	124,399.76	131,017.30
(c) Automobile Rental	146,931.40	127,433.85
(d) Per Diem (In-State)	299,087.67	287,796.15
(e) Meals and Lodging (Out-of-State)	486,875.60	480,067.14
(f) All other, including registration fees, charter aircraft, taxi, limousine fares, etc.		
	<u>442,592.05</u>	<u>377,351.86</u>
Sub-Total	<u>\$2,371,065.87</u>	<u>\$2,278,383.42</u>
(g) Intercollegiate Athletic Team/ Student Group Travel*	<u>1,409,501.50</u>	<u>1,212,224.59</u>
Totals	<u>\$3,780,567.37</u>	<u>\$3,490,608.01</u>

II. Percent of total travel cost incurred by purpose for Quarters I, II & III of this fiscal year.

	<u>Percent of Total Travel Cost</u>			
	<u>In-State</u>	<u>Out-of- State</u>	<u>Out-of- Country</u>	<u>Total</u>
(a) To present an original research paper	1.73	7.54	2.02	11.29
(b) Required for research project	1.96	2.02	1.07	5.05
(c) Attendance at professional meeting, workshop, conference, seminar, etc.	27.69	37.53	2.95	68.17
(d) To perform official business and duties	8.86	2.78	.59	12.23
(e) Multi-purpose meeting/paper	<u>.85</u>	<u>1.53</u>	<u>.88</u>	<u>3.26</u>
Totals	<u>41.09</u>	<u>51.40</u>	<u>7.51</u>	<u>100.00</u>

*Includes travel expenditures for the Cotton Bowl in 1995 and the John Hancock Bowl in 1994.

III. Cities traveled to and number of trips (5371) for the purposes shown in Section II and for Quarters I, II & III:

- (a) In-State : Dallas/Fort Worth (815); Austin (626); West Texas Area (463); Houston (311); San Antonio (229); Amarillo (131); El Paso (111); College Station (88); Midland/Odessa (72); Sierra Blanca (47); Others (484).
- (b) Out-of-State : Albuquerque (168); Washington, D.C. (108); New Orleans (85); Chicago (73); San Francisco (60); San Diego (58); Phoenix (55); Atlanta (48); Oklahoma City (47); Denver (42); Others (1108).
- (c) Out-of-Country: Vancouver, Canada (11); New Delhi, India (10); Toronto, Canada (8); Mexico City, Mexico (6); Michoacan, Mexico (5); Montreal, Canada (4); London, England (4); Ixtapa, Mexico (4); Ottawa, Canada (3); Guanajuato, Mexico (3); Monterrey, Mexico (3); Vienna, Austria (2); Calgary, Canada (2); Beijing, China (2); Addis Ababa, Ethiopia (2); Paris, France (2); Bali, Indonesia (2); Rome, Italy (2); Tokyo, Japan (2); Amman, Jordan (2); Juarez, Mexico (2); Puebla, Mexico (2); Amsterdam, Netherlands (2); Asuncion, Paraguay (2); San Lorenzo, Paraguay (2); Seville, Spain (2); Zurich, Switzerland (2); Tunis, Tunisia (2); Harare, Africa (1); Buenos Aires, Argentina (1); McMurdo Base, Antarctica (1); Sydney, Australia (1); Salvador Bahia, Brazil (1); Plovdiv, Bulgaria (1); Edmonton, Canada (1); Kitchener, Canada (1); Nova Scotia, Canada (1); Portugal Cove, Canada (1); Quebec, Canada (1); Saskatoon, Canada (1); Hong Kong, China (1); Xian, China (1); Birmingham, England (1); Middlesbrough, England (1); Svoile, France (1); Hamburg, Germany (1); Merseburg, Germany (1); Willingen, Germany (1); Quetzaltenango, Guatemala (1); Belfast, Ireland (1); Coleraine, Ireland (1); Dublin, Ireland (1); Vicenza, Italy (1); Matsuyama, Japan (1); Seoul, Korea (1); Acapulco, Mexico (1); San Luis Potisi, Mexico (1); Tijuana, Mexico (1); Groningen, Netherlands (1); Auckland, New Zealand (1); Warsaw, Poland (1); Lisbon, Portugal (1); El Verde, Puerto Rico (1); San Juan, Puerto Rico (1); Moscow, Russia (1); Madrid, Spain (1); Stockholm, Sweden (1); Geneva, Switzerland (1); Neuchatel, Switzerland (1); Ankara, Turkey (1); Stracholissia, Ukraine (1); Leeds, United Kingdom (1); Manchester, United Kingdom (1); Oxfordshire, United Kingdom (1); Christiansted, Virgin Islands (1).

TEXAS TECH UNIVERSITY
Summary of Revenues by Budget Category - Fiscal Year 1995
June 30, 1995

Board Minutes
Information Items
August 11, 1995
Page 10

	Current Budget	Historical Norm	Year-to-Date Actual	Actual to Historical Norm Over(Under)	Actual %	Historical %
EDUCATIONAL AND GENERAL						
General Revenue	\$ 79,808,941	\$ 66,507,451	\$ 66,507,451	\$ 0	83.33%	83.33%
TASP Funds-Special Appropriation	71,385	87,666	71,385	(16,281)	100.00%	122.81%
Tuition, net	17,813,529	18,109,143	18,338,959	229,816	102.95%	101.66%
Fees	960,007	955,833	1,117,959	162,126	116.45%	99.57%
Sales and Services	38,250	30,739	66,833	36,094	174.73%	80.36%
Indirect Cost, net	1,876,000	1,405,132	1,654,967	249,835	88.22%	74.90%
Organized Activities	155,087	153,677	172,286	18,609	111.09%	99.09%
Extension Courses	653,676	653,676	797,062	143,386	121.94%	100.00%
Time Deposit Interest	972,160	552,521	1,830,175	1,277,654 (1)	188.26%	56.83%
Miscellaneous	112,217	173,741	53,356	(120,385)	47.55%	154.83%
HEAF	10,538,296	8,781,913	8,781,913	0	83.33%	83.33%
Graduate Tuition	3,113,424	2,509,905	2,765,703	255,798	88.83%	80.62%
Authorized Carryforwards	8,151,916	8,151,916	8,151,916	0	100.00%	100.00%
TOTAL EDUCATIONAL AND GENERAL	\$ 124,264,888	\$ 108,073,313	\$ 110,309,965	\$ 2,236,652	88.77%	86.97%
DESIGNATED FUNDS						
General Designated	\$ 51,500,678	\$ 53,434,143	\$ 58,273,286	\$ 4,839,143 (2)	113.15%	103.75%
Designated Service Departments	19,668,355	14,775,657	14,955,636	179,979	76.04%	75.12%
Authorized Carryforwards	3,003,697	3,003,697	3,003,697	0	100.00%	100.00%
TOTAL DESIGNATED FUNDS	\$ 74,172,730	\$ 71,213,497	\$ 76,232,619	\$ 5,019,122	102.78%	96.01%
AUXILIARY FUNDS						
Pledged Auxiliary Funds	\$ 42,978,017	\$ 35,717,449	\$ 35,681,545	\$ (35,904)	83.02%	83.11%
Non-Pledged Auxiliary Funds	8,711,799	8,193,020	8,299,750	106,730	95.27%	94.05%
TOTAL AUXILIARY FUNDS	\$ 51,689,816	\$ 43,910,469	\$ 43,981,295	\$ 70,826	85.09%	84.95%
CURRENT RESTRICTED FUNDS						
CONTRACTS, GRANTS, AND GENERAL						
Federal Programs	\$ 10,677,400	\$ 8,032,701	\$ 7,287,712	\$ (744,989)	68.25%	75.23%
State Programs	2,568,000	1,701,899	826,385	(875,514)	32.18%	66.27%
Private Programs	11,972,500	11,707,101	12,359,005	651,904	103.23%	97.78%
TOTAL CONTRACTS, GRANTS, AND GENERAL	\$ 25,217,900	\$ 21,441,701	\$ 20,473,102	\$ (968,599)	81.18%	85.03%
STUDENT AID						
Federal Financial Aid	\$ 8,350,000	\$ 5,473,907	\$ 5,166,607	\$ (307,300)	61.88%	65.56%
Scholarships and Fellowships	2,315,900	1,771,543	2,332,277	560,734	100.71%	76.49%
TOTAL STUDENT AID	\$ 10,665,900	\$ 7,245,450	\$ 7,498,884	\$ 253,434	70.31%	67.93%
TOTAL CURRENT RESTRICTED FUNDS	\$ 35,883,800	\$ 28,687,151	\$ 27,971,986	\$ (715,165)	77.95%	79.94%
TOTAL REVENUES	\$ 286,011,234	\$ 251,884,430	\$ 258,495,865	\$ 6,611,435	90.38%	88.07%

NOTE: SEE PAGE 3 OF 3 FOR MAJOR VARIANCE EXPLANATIONS.

Summary of Expenditures by Budget Category – Fiscal Year 1995
June 30, 1995

	Current Budget	Historical Norm	Year-to-Date Actual	Actual to Historical Norm Over(Under)	Actual %	Historical %
EDUCATIONAL AND GENERAL						
General Administration	\$ 5,510,034	\$ 3,737,371	\$ 3,653,449	\$ (83,922)	66.31%	67.83%
General Institutional Expense	1,674,466	611,089	570,119	(40,970)	34.05%	36.49%
Staff Benefits	3,443,291	2,294,760	2,313,597	18,837	67.19%	66.64%
OASI	1,900,000	720,810	458,193	(262,617)	24.12%	37.94%
Faculty Salaries	47,276,593	40,714,109	40,851,191	137,082	86.41%	86.12%
Departmental Operating Expense	7,501,500	5,809,597	5,666,261	(143,336)	75.54%	77.45%
Instructional Administration	2,916,234	2,167,130	2,171,378	4,248	74.46%	74.31%
Library	823,406	633,175	645,751	12,576	78.42%	76.90%
Organized Research	2,075,537	1,503,876	1,154,150	(349,726)	55.61%	72.12%
Physical Plant	8,522,437	6,329,355	6,219,990	(109,365)	72.98%	74.27%
Purchased Utilities	9,946,277	7,030,121	6,544,282	(485,839)	65.80%	70.68%
Scholarships	173,606	173,606	138,623	(34,983)	79.85%	100.00%
Special Items	4,586,739	3,181,974	3,324,100	142,126	72.47%	69.37%
International Cultural Center	3,988,080	76,867	855,750	778,883	21.46%	1.93%
West Texas Legal Resource Center	2,904,397	2,375,884	2,386,553	10,669	82.17%	81.80%
Bond Retirement	2,495,935	2,099,971	1,666,503	(433,468)	66.77%	84.14%
Other	1,543,748	1,287,480	1,181,681	(105,799)	76.55%	83.40%
HEAF	13,366,832	10,148,724	9,841,872	(306,852)	73.63%	75.92%
Graduate Tuition	3,615,776	3,319,666	2,502,925	(816,741)	69.22%	91.81%
TOTAL EDUCATIONAL AND GENERAL	\$ 124,264,888	\$ 94,215,565	\$ 92,146,368	\$ (2,069,197)	74.15%	75.82%
DESIGNATED FUNDS						
General Designated	\$ 54,270,381	\$ 46,973,538	\$ 50,401,286	\$ 3,427,748 (3)	92.87%	86.55%
Designated Service Departments	19,902,349	14,889,070	14,413,716	(475,354)	72.42%	74.81%
TOTAL DESIGNATED FUNDS	\$ 74,172,730	\$ 61,862,608	\$ 64,815,002	\$ 2,952,394	87.38%	83.40%
AUXILIARY FUNDS						
Pledged Auxiliary Funds	\$ 43,147,140	\$ 33,613,494	\$ 34,007,942	\$ 394,448	78.82%	77.90%
Non-Pledged Auxiliary Funds	8,485,933	6,161,514	5,724,231	(437,283)	67.46%	72.61%
TOTAL AUXILIARY FUNDS	\$ 51,633,073	\$ 39,775,008	\$ 39,732,173	\$ (42,835)	76.95%	77.03%
CURRENT RESTRICTED FUNDS						
CONTRACTS, GRANTS, AND GENERAL						
Federal Programs	\$ 10,677,400	\$ 8,391,931	\$ 8,335,629	\$ (56,302)	78.07%	78.60%
State Programs	2,568,000	1,127,206	1,059,270	(67,936)	41.25%	43.89%
Private Programs	11,972,500	9,281,178	9,150,776	(130,402)	76.43%	77.52%
TOTAL CONTRACTS, GRANTS, AND GENERAL	\$ 25,217,900	\$ 18,800,315	\$ 18,545,675	\$ (254,640)	73.54%	74.55%
STUDENT AID						
Federal Financial Aid	\$ 8,350,000	\$ 8,262,345	\$ 7,864,095	\$ (398,250)	94.18%	98.95%
Scholarships and Fellowships	2,315,900	2,146,706	2,378,376	231,670	102.70%	92.69%
TOTAL STUDENT AID	\$ 10,665,900	\$ 10,409,051	\$ 10,242,471	\$ (166,580)	96.03%	97.59%
TOTAL CURRENT RESTRICTED FUNDS	\$ 35,883,800	\$ 29,209,366	\$ 28,788,146	\$ (421,220)	80.23%	81.40%
TOTAL EXPENDITURES	\$ 285,954,491	\$ 225,062,547	\$ 225,481,689	\$ 419,142	78.85%	78.71%
NET REVENUES OVER (UNDER)	\$ 56,743		\$ 33,014,176			

NOTE: SEE PAGE 3 OF 3 FOR MAJOR VARIANCE EXPLANATIONS.

TEXAS TECH UNIVERSITY
Explanation of Revenue and Expenditure Variances – Fiscal Year 1995
February 28, 1995

VARIANCES ARE DUE TO:

- (1) Balances available for investment greater than originally budgeted.
- (2) Increase in Information Technology Fee, slight increase in Student Services Fee and addition of new Course Fee.
- (3) Budget increased due to additional revenue from Information Technology Fee, slight increase in Student Services Fee and addition of new Course Fee.

6a.

Dallas Morning News, Amendment No. 1 - Concessions, Contract No. MU374/1
Contract (March 25, 1988; Item M100 and April 14, 1995
Item M83).

AMENDMENT NO. 1 TO CONTRACT NO. MU374

Dallas Morning News/Texas Tech University

The Agreement between Dallas Morning News, Dallas, Texas, and Texas Tech University, Lubbock, Texas, dated April 14, 1988, is amended as follows:

Paragraph 2, Compensation, is replaced with the following:

There shall be no fee charged by the University for the placement of such machines.

All other terms and conditions remain the same.

IN WITNESS WHEREOF, the parties hereto have executed this amendment in triplicate each of which shall be considered an original by their duly appointed officers, this the 20th day of April, 1995.

TEXAS TECH UNIVERSITY


DALLAS MORNING NEWS

By: 
For Robert W. Lawless, President

Date: 4-26-95

Date: 5-9-95

REVIEWED FOR FISCAL IMPLICATIONS

By: 
Don E. Cosby, Vice President
for Fiscal Affairs

Date: 4-28-95

REVIEWED FOR FORM

By: 
Pat Campbell, Vice President
and General Counsel

Date: _____

20 Apr 1995 10:13

6b.

USA Today, Amendment No. 1 - Concessions Contract, Contract No. MU721/1
(November 3, 1990; Item M30 and April 14, 1995; Item M83).

AMENDMENT NO. 1 TO CONTRACT NO. MU721

USA Today/Texas Tech University

The Agreement between USA Today, Dallas, Texas, and Texas Tech University, Lubbock, Texas, dated November 14, 1990, is amended as follows:

Paragraph 2, Compensation, is replaced with the following:


There shall be no fee charged by the University for the placement of such machines.


All other terms and conditions remain the same.

IN WITNESS WHEREOF, the parties hereto have executed this amendment in triplicate each of which shall be considered an original by their duly appointed officers, this the 20th day of April, 1995.

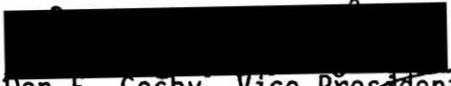
TEXAS TECH UNIVERSITY

USA TODAY

By: 
for Robert W. Lawless, President
Date: 4-26-95

By: 
Date: 5/5/95

REVIEWED FOR FISCAL IMPLICATIONS

By: 
Don E. Cosby, Vice President
for Fiscal Affairs
Date: 4-28-95

REVIEWED FOR FORM

By: 
Pat Campbell, Vice President
and General Counsel

Date: _____

6c.

MU2572

AGREEMENT

The Agreement, made and entered into this 25th day of May, 1995, by and between CITY TRANSIT MANAGEMENT COMPANY, INC. (hereinafter referred to as the "Company"), TEXAS TECH UNIVERSITY AND TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER at Lubbock, Texas (hereinafter referred to as the "University"), and the CITY OF LUBBOCK, TEXAS, a Home Rule Municipal Corporation (hereinafter referred to as the "City")

WITNESSETH:

WHEREAS, the parties hereto are aware of the traffic and parking problems on the campus of the University as it relates to the expanding campus and the increasing number of commuting students, staff, and faculty of the University; and

WHEREAS, the above named parties are desirous of relieving some of the traffic congestion and expediting transit between areas in and immediately adjacent to said University campus; and

WHEREAS, City executed a management contract with McDonald Transit Associates, Inc., dated June 10, 1993, in which the City became obligated to provide capital assets reasonably required for the operation of the public transportation system of the City, and McDonald agreed to provide management and advisory services for the system and to maintain the Company to employ the individuals necessary to operate the system; and

WHEREAS, the Agreement embodies the intention and resolution of the above named parties:

NOW, THEREFORE WITNESSETH THIS AGREEMENT:

I.

Term

It is agreed and understood by and between the parties hereto that a University bus service utilizing approximately thirteen (13) buses will be provided by the Company during the period beginning September 1, 1995, and terminating on August 31, 1996, provided, however, that either the Company or the University may terminate said bus service upon thirty (30) days' written notice delivered to the other party by registered mail.

II.

Bus Operations

With respect to bus operations, Company and University agree that the following conditions shall apply:

Company will furnish buses having a seating capacity (Manufacture rated) of not less than 37 with driver-operated front and side doors. The Company will provide the necessary personnel to service the route or routes designated by the University during the period specified in the preceding Paragraph I of this Agreement. The number of buses and the operating periods will be subject to continuous review, and the University will advise Company with regard to its needs and with respect to any changes in the number of buses and/or operating periods; subject to equipment availability, said changes shall be instituted by Company within five (5) days after receipt of written notice from University. Initial service, commencing on September 1, 1995, shall be on a schedule provided by the University prior to that date.

In the event that it develops during any portion of the period first specified in Paragraph I hereinabove, that a change in or extension of a route, removal of a route, or addition of a new route is necessary or desirable, Company shall make such changes or extensions of a route or routes, shall remove a route, or shall add a new route upon University's request. The changes to be made by Company, therefore, shall be upon the basis, and shall be subject to the conditions and limitations, as are set forth in Subparagraph E of this Paragraph hereinbelow. Also, in the event it develops during said period that an additional bus or buses are required in order to meet the demand for said bus service during any operating period or periods, Company, if it is able to provide same, at the University's written request, shall provide such additional bus or buses for said service during said operating period or periods upon the same basis, as is set forth hereinabove. University shall have the right to terminate any such changes, extensions, or new routes upon five (5) days' written notice to the Company.

Buses shall stop to receive or discharge the passengers entitled to use, and using, bus service at such points as shall be agreed upon from time to time during said periods, between Company and University, and University will identify the points at which stops will be made by said buses. Acceptable markers will be provided by the Company.

Company will exercise due diligence to adhere to the time schedules hereinabove referred to, but minor deviations therefrom due to variations in traffic, weather or load conditions shall not be deemed to be a default hereunder.

All revenues received by the Company pursuant to the Agreement shall be and remain from the time of the Company's receipt thereof the property of the City, and the treatment of such revenues, including the banking thereof, and the accounting therefore, shall be as directed by the Director of Transportation of the City. Company shall not collect fares from its passengers, but shall charge University for providing said bus service the sum of Thirty one and 45/100 Dollars (\$31.45) per hour base rate for the academic year (1995-1996) for each bus used in said service, and Company shall endeavor to provide a minimum of 14,500 hours of transportation service to the University each academic year. Such charges shall be adjusted each month to reflect any change above or below the monthly average of the actual price paid per gallon of fuel in that month by Company on a base figure of \$1.05 per gallon. The adjustments shall be based on fuel consumption of 2.5 gallons per hour of operations per vehicle and shall be accomplished according to the following formula:

$$\text{Adjusted Hourly Rate per Vehicle} = \text{Base Rate} + (2.5 \times \text{Fuel Cost Above } \$1.05 \text{ per Gallon})$$

OR

Adjusted Hourly Rate per Vehicle = Base Rate - (2.5 x Fuel Cost Below \$1.05 per Gallon)

Company shall submit an invoice at the end of each month showing the amount due for service provided. Contemporaneously therewith, Company will present University with a billing at the close of operations on the last day of each month. Such bill to be paid as promptly as possible in usual course of University business. The Company will provide income and expense statement at the end of contract period.

III.

Supplement Bus Service

In addition to the scheduled bus service over specified routes as provided for in Paragraph II hereinabove, Company shall furnish such other supplemental service, if equipment is available, for the transportation within fifty (50) miles of the City limits of such special groups as may be designated by University. Such supplemental service shall be furnished by Company at any time during the hours from 7:00 a.m. to 11:30 p.m., upon receipt of three (3) days' written notice from University. Company will charge University for providing said supplemental service the sum specified in Subparagraph E of Paragraph II hereinabove, for each bus used in said service. Billing periods and reports of operation shall be submitted in accordance with the provisions of Subparagraph E of Paragraph II hereinabove, and subject to Paragraph II, Subparagraphs A and B.

IV.

Publicity

University will undertake and conduct a program designed to publicize the existence of said bus service and to acquaint its staff members and students with the availability of the same during the period in which it is provided in accordance with and under the Agreement. The Company will provide appropriate timetables for the convenience of students. The Company will also provide students with pocket-sized campus maps and place an advertisement in the University Daily at the beginning of the Fall Semester. The Company will obtain the University's approval of any advertisements before placing them in the buses used on campus.

V.

Service Provided

Company will provide and use at all times, buses that are in good and safe mechanical condition, and are also in reasonably clean condition, and will also provide competent and duly licensed drivers by whom said buses shall be driven, and Company will assume full and complete responsibility for the condition of said buses and the qualifications and competence of their drivers at all times, and University assumes no obligations whatsoever on either of the same.

VI.

Independent Contractor Relationship

In providing and furnishing said bus service during the term hereof, Company shall act solely in the capacity of and as an independent contractor, and not as an agent or employee of University, and University shall have no control over Company's operations in connection with providing said service except as hereinabove provided and University shall have no control or supervision whatever over the drivers of the buses used in said service who shall be employed by Company. Said drivers shall not constitute agents or employees of University, and shall be subject solely to Company's supervision and control.

VII.

Insurance and Risk

- A. It is recognized by the parties hereto that Company and the City of Lubbock, Texas, have entered into an Agreement for the purpose of Company providing transportation services in and around the City of Lubbock, including to the University. That under said Agreement, the Company carries and keeps in force an insurance policy insuring both City and Company against liability for personal injury or property damages arising out of the operation of said bus services and that the services provided herein are also conducted pursuant to the Agreement between the City of Lubbock and Company. At all times during which Company shall provide the bus services mentioned herein and upon the above and foregoing terms and conditions, University shall be protected under Company's insurance coverage against liability and personal injuries or personal damages arising out of the operation of said bus service to the extent of at least \$100,000 for personal injury to any one person, \$300,000 for each occurrence, and \$50,000 for property damages sustained in any accident or occurrence arising out of the operation of said bus service and the University shall be furnished a certificate of Company's insurer showing coverage to be at least in the sums just stated. Said insurance policy shall name and include "The Board of Regents of Texas Tech University" and "Texas Tech University" as named insured. Said policy or policies shall, upon request, be subject to the examination and approval of University.
- B. Company, as named insured, assumes, to the extent of the insurance coverage maintained, the risk of service operation and University shall not be liable for damage to any and all buses or other Company property used in the bus service operation regardless of the cause thereof. To the extent of the proceeds of such insurance, the University shall be reimbursed for any damage or injury to University property arising out of or resulting from the said bus service operation except that no such reimbursement shall be made for (1) damage to pavement by normal operation of buses, or (2) any damage or injury caused by acts or omissions over which Company, its employees, or agents had no control.

VIII.

Maintenance

Company agrees to maintain and operate said bus service and the buses used in providing the same in a safe, efficient and lawful manner and, in so doing, shall comply with all applicable statutes, municipal ordinances, and traffic rules and regulations promulgated by the University.

IX.


Miscellaneous


- A. It is further agreed that this Agreement is made solely for the benefit of the University, the Company, and the City, and no one else, whether a staff member or student of University, or otherwise, and that no action or defense may be founded upon this Agreement except by the parties signatory hereto.
- B. In no event shall the Company be deemed to be in default of any provision of this Agreement for failure to perform where such failure is due solely to strikes, walkouts, civil insurrections or disorders, acts of God, or for any other cause or causes wholly beyond the control of the Company. In such eventuality, the University may, upon twelve (12) hours' notice to the Company, request the temporary suspension of bus service until the resumption of normal class schedules, in which event the Company will not furnish buses or be paid for services until the resumption of service. The University shall, in such cases, notify the Company twelve (12) hours in advance of the time service is to be resumed.

IN WITNESS WHEREOF, the parties hereto have caused the Agreement to be executed in their respective names and behalf by their duly authorized officers and agents and their respective seals to be hereunto affixed, all as of the 25th day of May, 1995.

TEXAS TECH UNIVERSITY

CITY TRANSIT MANAGEMENT CO., INC.


Dr. Robert W. Lawless, President


John L. Wilson, Vice President

Date: 7/7/95

ACKNOWLEDGED AND AGREED TO

REVIEWED FOR FISCAL IMPLICATIONS



CITY OF LUBBOCK


Chief Fiscal Officer

David R. Langston, Mayor

Date: 7-7-95


ATTEST:


Betty M. Johnson, City Secretary

REVIEWED FOR FORM
TEXAS TECH UNIVERSITY


APPROVED AS TO CONTENT:


General Counsel


Larry Hoffman,
Director of Transportation

Date: 7-5-95

APPROVED AS TO FORM:


Harold Willard,
Assistant City Attorney

RESOLUTION


BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

THAT the Mayor of the City of Lubbock BE and is hereby authorized and directed to execute for and on behalf of the City of Lubbock a Contract and all related documents by and between the City Transit Management Company, Inc., Texas Tech University and Texas Tech University Health Sciences Center, and the City of Lubbock, Texas, for campus bus service, attached hereto, and which shall be spread upon the minutes of the Council and as spread upon the minutes of this Council shall constitute and be a part of this Resolution as if fully copied herein in detail.

Passed by the City Council this 25th day of May 1995.


DAVID R. LANGSTON, MAYOR


ATTEST:


Betty M. Johnson, City Secretary

APPROVED AS TO CONTENT:


Gavino Sotelo, First Assistant City Manager

APPROVED AS TO FORM:


Harold Willard, Assistant City Attorney

Contract Number MU2586

THE STATE OF TEXAS
COUNTY OF LUBBOCK

INTERAGENCY COOPERATION CONTRACT

THIS CONTRACT AND AGREEMENT is entered into by and between the State agencies shown below as Contracting Parties, pursuant to the authority granted and in compliance with the provisions of "The Interagency Cooperation Act", Texas Government Code, Section 771.001 et seq.

I. CONTRACTING PARTIES:

The Receiving Agency: Texas Tech University Health Sciences Center

The Performing Agency: Texas Tech University

II. STATEMENT OF SERVICES TO BE PERFORMED:

Utilities, services and supplies provided by Texas Tech University to the Texas Tech University Health Sciences Center and the rental of Thompson Hall.

III. BASES FOR CALCULATING REIMBURSABLE COSTS:

Items are to be calculated to the nearest approximation of actual cost of Performing Agency as supplied to Receiving Agency in performance of this contract, as permitted by annual budget approved by the Board of Regents, to be billed and charged by itemized monthly vouchers.

IV. CONTRACT AMOUNT:

The total amount of this contract shall not exceed \$7,450,000.00.

V. PAYMENT FOR SERVICES:

Receiving Agency shall pay for services received from appropriation items or accounts of the Receiving Agency from which like expenditures would normally be paid, based upon vouchers drawn by the Receiving Agency payable to Performing Agency.

Payments received by the Performing Agency shall be credited to its current appropriation item(s) or account(s) from which the expenditures of that character were originally made.

VI. TERM OF CONTRACT:

This Contract is to begin September 1, 1995, and shall terminate August 31, 1997.
The term of the contract cannot transcend the biennium.

THE UNDERSIGNED CONTRACTING PARTIES do hereby certify that, (1) the services specified above are necessary and essential for activities that are properly within the statutory functions and programs of the affected agencies of State Government, (2) the proposed arrangements serve the interest of efficient and economical administration of the State Government, and (3) the services, supplies or material contracted for are not required by Section 21 of Article 16 of the Constitution of Texas to be supplied under contract given to the lowest responsible bidder.

RECEIVING AGENCY further certifies that it has the authority to contract for the above services by authority granted in Article 601b Sec. 6.05 of Vernon's Texas Civil Statutes.

PERFORMING AGENCY further certifies that it has the authority to perform the services contracted for by authority granted in Article 601b Sec. 6.05 of Vernon's Texas Civil Statutes.

The undersigned parties bind themselves to the faithful performance of this contract. It is mutually understood that this contract shall not become effective until approved by both agencies and that such approval must be obtained prior to the beginning date of the Contract.

RECEIVING AGENCY
TEXAS TECH UNIVERSITY HEALTH
SCIENCES CENTER

By: _____

Title: Robert W. Lawless, President

Date: _____

PERFORMING AGENCY
TEXAS TECH UNIVERSITY

By: _____

Title: Robert W. Lawless, President

Date: _____

6e.

Texas Tech University Health Sciences Center - Interagency
Cooperation Contract for professional medical services
(June 9, 1995; Item M103).

Board Minutes
Information Items
August 11, 1995
Page 24

Contract Number MU2587

THE STATE OF TEXAS
COUNTY OF LUBBOCK

INTERAGENCY COOPERATION CONTRACT

THIS CONTRACT AND AGREEMENT is entered into by and between the State agencies shown below as Contracting Parties, pursuant to the authority granted and in compliance with the provisions of "The Interagency Cooperation Act", Texas Government Code, Section 771.001 et seq.

I. CONTRACTING PARTIES:

The Receiving Agency: Texas Tech University

The Performing Agency: Texas Tech University Health Sciences Center

II. STATEMENT OF SERVICES TO BE PERFORMED:

Professional medical services, services of the Central Stores, consumable supplies and materials, capital equipment and student health services.

III. BASES FOR CALCULATING REIMBURSABLE COSTS:

Items are to be calculated to the nearest approximation of actual cost of Performing Agency as supplied to Receiving Agency in performance of this contract, as permitted by annual budgets approved by the Board of Regents, to be billed and charged by itemized monthly vouchers.

IV. CONTRACT AMOUNT:

The total amount of this contract shall not exceed \$5,100,000.00.

V. PAYMENT FOR SERVICES:

Receiving Agency shall pay for services received from appropriation items or accounts of the Receiving Agency from which like expenditures would normally be paid, based upon vouchers drawn by the Receiving Agency payable to Performing Agency.

Payments received by the Performing Agency shall be credited to its current appropriation item(s) or account(s) from which the expenditures of that character were originally made.

VI. TERM OF CONTRACT:

This Contract is to begin September 1, 1995, and shall terminate August 31, 1997.
The term of the contract cannot transcend the biennium.

THE UNDERSIGNED CONTRACTING PARTIES do hereby certify that, (1) the services specified above are necessary and essential for activities that are properly within the statutory functions and programs of the affected agencies of State Government, (2) the proposed arrangements serve the interest of efficient and economical administration of the State Government, and (3) the services, supplies or material contracted for are not required by Section 21 of Article 16 of the Constitution of Texas to be supplied under contract given to the lowest responsible bidder.

RECEIVING AGENCY further certifies that it has the authority to contract for the above services by authority granted in Chapter 109, Texas Education Code.

PERFORMING AGENCY further certifies that it has the authority to perform the services contracted for by authority granted in Chapter 110, Texas Education Code.

The undersigned parties bind themselves to the faithful performance of this contract. It is mutually understood that this contract shall not become effective until approved by both agencies and that such approval must be obtained prior to the beginning date of the Contract.

RECEIVING AGENCY
TEXAS TECH UNIVERSITY

By: 

Title: Robert W. Lawless, President

Date: 7/11/95

PERFORMING AGENCY
TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER

By: 

Title: Robert W. Lawless, President

Date: 7/11/95

OFFICE OF DEVELOPMENT

7.

Gifts and Grants as of June 30, 1995
and
Gifts and Grants as of June 30, 1994

	Fiscal Year 1995	Fiscal Year 1994
Texas Tech University		
September 30	\$ 93,967.78	\$ 368,586.92
October 31	1,970,279.48	4,069,717.24
November 30	182,988.02	376,212.79
December 31	1,294,859.97	994,151.43
January 31	466,183.34	567,615.57
February 28	360,126.66	236,204.62
March 30	376,417.35	400,632.14
April 30	211,760.76	300,246.47
May 31	695,257.86	517,354.37
June 30	432,911.07	1,098,359.12
Total University	<u>\$ 6,084,752.29</u>	<u>\$ 8,929,080.67</u>
Texas Tech University Foundation		
September 30	\$ 263,006.63	\$ 184,918.49
October 31	199,987.46	168,430.65
November 30	185,410.93	151,800.52
December 31	658,290.97	766,847.32
January 31	192,707.79	169,987.94
February 28	305,861.94	122,524.00
March 30	136,542.67	184,992.52
April 30	181,284.67	224,511.49
May 31	148,194.34	166,668.57
June 30	385,287.77	113,081.87
Total Foundation	<u>\$ 2,656,575.17</u>	<u>\$ 2,253,763.37</u>
TOTALS	<u><u>\$ 8,741,327.46</u></u>	<u><u>\$11,182,844.04</u></u>

8a.

Contract No. 95-1266/1

AMENDMENT NO. 1 TO CONTRACT NO. 95-1266

CONSTRUCTION SERVICES

Sandia Construction, Inc. and Texas Tech University

The Agreement between Sandia Construction, Inc., Lubbock, Texas and Texas Tech University, Lubbock, Texas, dated December 19, 1994, is amended as follows:

ARTICLE 2 - CONTRACT SUM:

Increase the contract by \$27,000.00. This makes
the total contract amount \$2,807,000.00.

All other provisions of the Agreement will remain as written and all parties do hereby ratify and confirm such terms, stipulations and conditions therein set forth.

IN WITNESS WHEREOF, the parties hereto have executed this amendment in duplicate, each of which shall be considered an original by their duly appointed officers, this the 10th day of May, 1995.

TEXAS TECH UNIVERSITY

By: [REDACTED]
for Robert W. Lawless, President

Date: 5-23-95

SANDIA CONSTRUCTION, INC.

By: [REDACTED]

Date: 5/29/95

REVIEWED FOR FISCAL IMPLICATIONS

By: [REDACTED]
Don E. Cosby, Vice President
for Fiscal Affairs

REVIEWED FOR FORM

By: [REDACTED]
Pat Campbell, Vice President
and General Counsel

8b.

LIMITED USE EASEMENT

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF LUBBOCK

THAT, TEXAS TECH UNIVERSITY, by and through its duly authorized officers, the undersigned, hereinafter referred to as "Grantor", for and in consideration of the sum of One and no/100's Dollars (\$1.00), and other good and valuable consideration, to Grantor in hand paid by G. Barney Adams, hereinafter called "Grantee", the receipt of which is hereby acknowledged, does hereby grant, sell and convey unto said Grantee, its successors and assigns, a limited use easement to install, maintain, operate, remove or replace, at Grantee's sole cost and expense, an overhead power line located on the West Side of the Northeast Quarter of Section 20 of J. H. Gibson Block X, New Deal Farm, in Lubbock County, Texas, more fully described in Exhibit "A".

This grant shall carry with it the right of Grantee to enter upon said land at all times for the purposes of making improvements and repairs to said utilities and turnrow, with the right of ingress, egress, and regress to the said Grantee, its agents, workmen, employees; and representatives at all times and seasons and including the right of removing, repairing, and maintaining.

All work, maintenance, repair, etc. necessary to be done in connection with the utilities and turnrow which will occupy the limited use easement herein granted shall be done in an approved manner with as little damage to said above described premises as made practical considering the nature of any such work, repairs, maintenance, etc. Grantor may fully use and enjoy said premises to the extent that the use and enjoyment thereof by Grantor does not hinder, conflict or interfere with the exercises of Grantee's rights hereunder and it is agreed that no building, reservoir or structure shall be constructed by Grantor upon, under or across said limited use easement without Grantee's written consent.

The Grantee shall hold the Grantor harmless for any loss or damage to persons or property resulting from its installation, operations, or maintenance of the utilities installed by it pursuant to this limited use easement.


The duration of the limited use easement hereby granted to the Grantee shall be forty-nine (49) years. Should Grantee at any time in the future discontinue the use of the utilities and turnrow, this portion of said easement shall terminate and be of no further validity. In the event of termination, Grantee shall have a reasonable time to remove its utilities with costs to be borne by Grantee and upon discontinuation of the easement for the purposes granted, the full ownership of the property involved will revert to the Grantor.

It is understood that any rerouting or moving of the utilities which might be required in the future will be at no expense to the University. It is understood that Grantee will provide University a limited use easement on a reciprocal basis if University's future needs require.

It is hereby understood that the parties securing this grant in behalf of the Grantee are without authority to make any covenant or agreements not herein expressed.

WITNESS THE EXECUTION HEREOF, the 15th day of June, 1995.

TEXAS TECH UNIVERSITY


Robert W. Lawless, President


Pat Campbell, Vice President and
General Counsel

8c.

Board of Regents
Texas Tech University
August 11, 1995

INFORMATION ITEM

Project Name:

Business Administration - access improvements

Statement of Pertinent Facts:

Replacement of brick pavers to correct hazards caused by weathering and damaged units and to improve accessibility for the physically impaired.

Project Budget: \$269,450

Source of funds: Higher Education Assistance Fund

Solicited Bidders

Name

Pharr Construction Company
C.B. Thompson
Mike Klein Construction
Hub City Pavers Inc.
Knox Galley & Meador
MG Grace Construction
Greenstreet Construction

Project was publicly advertised in the Lubbock Avalanche-Journal on April 15, 1995 & April 23, 1995.

Bid Tabulation:

Mike Klein Construction	\$357,000
Hub City Pavers, Inc.	\$334,235

Contract Award:

Date: May 11, 1995
Amount: \$259,189.00 Re-negotiated
Contractor: Hub City Pavers, Inc.

Projected Completion Date:

November 6, 1995

Board of Regents
Texas Tech University
August 11, 1995

INFORMATION ITEM

Project Name:

Administration Tunnel and the Thompson Vault Tunnel - localized abatement of asbestos-containing materials and debris.

Statement of Pertinent Facts:

This project is for the removal of asbestos containing insulation and debris in the utility tunnel from the Administration Building to the Engineering Research Building and from the Engineering Research Building to the Thompson Vault.

Project Budget: \$245,000

Source of funds: General Use Fees

Solicited Bidders

<u>Name</u>
CST Environmental, Inc.
Tri-Pro Services, Inc.
Services Abatement Company, Inc.

Project was publicly advertised in the Lubbock Avalanche-Journal on 4/29/95.

Bid Tabulation:

CST Environmental, Inc.	\$83,000.00
Tri-Pro Services, Inc.	\$219,851.00
Services Abatement Company, Inc.	\$299,950.00

Contract Award:

Date: May 1, 1995
Amount: \$219,851.00
Contractor: Service Abatement Company, Inc., Borger, Texas

Projected Completion Date:

June 14, 1995

Board of Regents
Texas Tech University
August 11, 1995

INFORMATION ITEM

Project Name:

Engineering Research Building - asbestos abatement

Statement of Pertinent Facts:

This project is for the removal of asbestos containing debris and materials from the Engineering Research Building prior to the renovation of that building.

Project Budget: \$62,000

Source of funds: NSF Grant

Solicited Bidders

Name

CST Environmental, Inc.

Tri-Pro Services, Inc.

Services Abatement Company, Inc.

Project was publicly advertised in the Lubbock Avalanche-Journal on 4/29/95.

Bid Tabulation:

CST Environmental, Inc.	\$21,400.00
Tri-Pro Services, Inc.	\$64,415.00
Services Abatement Company, Inc.	\$68,990.00

Contract Award:

Date: May 1, 1995

Amount: \$64,415

Contractor: Services Abatement Company

Projected Completion Date:

August 2, 1995

Board of Regents
Texas Tech University
August 11, 1995

INFORMATION ITEM

Project Name:

University Center Ballroom - floor repair

Statement of Pertinent Facts:

This project was to investigate and repair floor settlement in the University Center Ballroom, kitchen, and food storage area.

Project Budget: \$204,000

Source of funds: University Center

Solicited Bidders

Name

Knox Gailey and Meador
Mike Klein Construction
Sandia Construction
Pharr and Co.
Lee Lewis, Inc.
Danny Klein Construction

Project was publicly advertised in the Lubbock Avalanche-Journal on April 16, 1995 and April 23, 1995.

Bid Tabulation:

Knox Gailey and Meador	\$202,275.
Mike Klein Construction	\$246,700.
Sandia Constructions	\$178,000.
Danny Klein Construction	\$274,300.

Contract Award:

Date: May 8, 1995
Amount: \$178,000
Contractor: Sandia Construction

Projected Completion Date:

August 22, 1995

Board of Regents
Texas Tech University
August 11, 1995

INFORMATION ITEM

Project Name:

Psychology Building - fourth floor renovation

Statement of Pertinent Facts:

One-half of the fourth floor is to be renovated. The area had previously been used for animal research. The renovation project will provide research office space and air conditioning for the entire fourth floor.

Project Budget: \$275,520

Source of funds: Higher Education Assistance Fund

Solicited Bidders

Name

Mike Klein General Contractors, Inc.
Wardroup and Associates
Knox Gailey and Meador, Inc.
CRG
Quicksilver Construction
Tommy Klein Construction
C.B. Thompson Construction

Project was publicly advertised in the Lubbock Avalanche-Journal on April 2, 1995 and April 9, 1995.

Bid Tabulation:

Mike Klein Construction	\$212,000.
Wardroup and Associates	\$199,690.
Knox Gailey & Meador, Inc.	\$202,319.
CRG Construction	\$189,893.
Tommy Klein Construction	\$247,157.
C.B. Thompson Construction	\$211,117.

Contract Award:

Date: April 24, 1995
Amount: \$189,893.
Contractor: CRG Construction

Projected Completion Date:

August 15, 1995