MINUTES OF THE MEETING
UNIVERSITY OF HOUSTON SYSTEM
BOARD OF REGENTS MEETING

December 16, 2008

The Chair of the Board, Welcome W. Wilson, Sr., convened the meeting of The University of Houston System Board of Regents in the Melcher Board Room 100B, Athletics/Alumni Center, 3100 Cullen Boulevard, University of Houston on Tuesday, December 16, 2008, with the following members present: Lynden B. Rose, Vice Chair, Jim P. Wise, Secretary, Nelda Luce Blair, Dennis D. Golden, O.D., Jacob M. Monty, Mica Mosbacher, Carroll Robertson Ray, and Calvin W. Stephens. Regent Tamara K. Goodwin was unable to attend. Noting the presence of a quorum, Chairman Wilson called the meeting to order at 8:34 a.m.

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Dr. Dan Wells, President-Elect of the Faculty Senate, presented the first item, the Update on Faculty Senate Activities presented by Dr. Dan Wells, President-Elect of the Faculty Senate – University of Houston. Dr. Wells thanked the Board and welcomed the opportunity to speak on behalf of Dr. Wynne Chin, Faculty Senate President, who was out of town. Dr. Wells addressed the following issues: an update on current and future activities the Faculty Senate would be working on now and next year; and the PR issues that some faculty members may encounter.

Over the past year, the Faculty Senate had played leadership, or at least active roles, in many activities. Listed below were a few of the activities mentioned:

- Enrollment Management Task Force;
- The UScholars Task Force;
- The Achieving the Dream Committee;
- The Learning through Discovery Group;
- The Emergency Management Review Commission;
- The Strategic Action Committee; and many others.

The Faculty Senate will be involved in sponsoring two conferences in 2009:

- UFEC conference on Student Access and Success will be co-sponsored by all of the UH System Faculty Senates and held on March 27, 2009 at UH-Downtown. The goal of this conference will be to look at the role faculty have in improving student access and success at UH.
- UH Faculty Senate conference on Community Engagement will be held in the fall (date to be determined).

A Faculty Senate Endowment had been set up with one of the primary goals of the endowment being to engage the community with the UH faculty.

The PR problem that faculty members often face which relate to the number of hours they teach per week versus the number of hours remaining was addressed by Dr. Wells. Below were some factors for consideration:

- For every one hour of formal lecture, an additional three-four hours is used preparing for the lecture, grading, meeting with students outside of class, etc.;
- Teaching loads vary but for a nine hour lecture load, another 31 hours outside of the classroom is used for preparation, grading, student mentoring, etc.;
- Most faculty who sponsor undergraduate and graduate students in their research devote three hours per week, per student, in informal teaching (much more for senior students);
- Faculty do committee and service work.

Dr. Wells remarked faculty love what they do and were committed to what they were doing.

This item was for information only and required no action by the board.

Action Item: Approval of the Minutes

Regent Ray moved approval of the following minutes:

- Academic & Student Success Committee Meeting – August 12, 2008
- Audit & Compliance Committee Meeting – August 12, 2008
- Endowment Management Committee Meeting – August 12, 2008
- Facilities, Construction & Master Planning Committee Meeting – August 12, 2008
- Finance & Administration Committee Meeting – August 12, 2008
- Board of Regents Meeting – August 19, 2008
- Special Called Board of Regents Meeting – October 10, 2008
- Endowment Management Committee Meeting – October 23, 2008

An addition to the Board of Regents August 19, 2008 minutes was requested by Regent Golden. Under the action item entitled Resolution of Support for Exploration of Name Change for UH-Downtown , Regent Golden requested the following verbiage, in bold, be added to the first paragraph on page 4 of the minutes: "Regent Ray moved committee approval of this item. Regent Wise seconded the motion. Let it be noted that Regent Rose abstained from the vote and ***Regent Golden voted against this item.***"

Noting this change to the minutes, Regent Golden seconded the motion and the minutes were approved as presented.

The next action item presented for approval was Item E, UH Hilton Foundation Resolution – University of Houston.

Approval was requested for the UH Hilton Foundation Resolution be acknowledged for the contributions made over the years by the Hilton Foundation, Corporation, and family to the University of Houston. Chairman Wilson stated the Hilton Foundation had taken over the management of the hotel and it would now be used as a training facility.

Regent Blair moved Board approval of this item as presented. Regent Ray seconded the motion, which passed unanimously.

The next item, presented by Chairman Wilson, was taken out of order. BOR 4, Amendment of Board of Regents Bylaws – 4.1 Officers – UH System requested the board consider the following proposed amendment listed in bold in the paragraph below:

"The officers of the board shall consist of a chair, vice chair, and a secretary who shall hold office for a term of one year from September 1 through August 31; or until his or her successor has been elected. No board member shall serve more than two consecutive terms as chair **without the vote of six board members. The votes for officers will be by ballot and no motions for acclamation will be heard until a ballot has been taken.**"

A secret ballot was taken by the regents and counted by the General Counsel, Dona Cornell. Ms. Cornell announced the results were unanimous for the Amendment of Board of Regents Bylaws – 4.1 Officers.

Regent Golden moved Board approval of the item as presented. Regent Ray seconded the motion, which passed unanimously.

The next item for approval, Item F, Amendment to Board Policy – 57.04 Dual Employment – UH System, was addressed.

General Counsel, Dona Cornell, stated this was a simple change in order to make it consistent with state law. The original policy as it was written seemed to be misleading and appeared to be for everyone. The amendment requested 57.04 – **Dual Office Holding**, should only impact the officers of the university. The last line of this section of policy [*The board delegates to the chancellor the authority to approve such dual office holding by any system employee who is not an officer of the system or its component institutions.*] was also deleted from the policy.

Regent Blair moved Board approval of this item as presented. Regent Stephens seconded the motion, which passed unanimously.

The Committee Reports were then addressed. The following items had been approved by the Academic and Student Success Committee on December 12, 2008.

ACADEMIC AND STUDENT SUCCESS COMMITTEE REPORT

There were three degree programs approved:

1. Bachelor of Science Degree in Digital Media – University of Houston;

2. Bachelor of Science Degree in Human Resources Development – University of Houston; and

3. Master of Science Degree in Space Exploration Sciences – University of Houston.

Regent Wise moved Board approval of these three degree programs. Regent Blair seconded the motion, which passed unanimously.

Several other action items were approved by this committee on December 12, 2008 and required Board approval:

1. Establishment of Center for Technology Development and Transfer – the **Lone Star Wind Alliance** and Authorization of Establishment of Non-Profit 501 (c) (3) Corporation by the Lone Star Wind Alliance – UH System.

   Regent Wise stated this request was to form the 501(c)(3) corporation only; and was based on a presentation by Dr. Don Birx that was on the front end of developing an association with a number of different entities and universities as part of our overall energy program here at the UH System.

Regent Golden moved Board approval of this item as presented. Regent Ray seconded the motion, which passed unanimously.

The following two items, which were taken out of order, required Board approval.

1. <u>UH-Clear Lake Downward Expansion – UH-Clear Lake,</u>

   Regent Wise stated the committee had received a presentation by President Bill Staples, regarding the downward expansion for UH-Clear Lake. Regent Wise stated that the committee supported his presentation.

   President Staples reiterated that this program would begin in 2012; and with this timetable it would allow for all avenues to be explored and any issues to be resolved.

Regent Golden moved Board approval of this item as presented. Regent Wise seconded the motion, which passed unanimously.

2. <u>Request to change the name of the UH-Downtown – UH-Downtown</u>

   Regent Wise stated there had been long and thorough discussions on this item. UH-Downtown President, Dr. Max Castillo and Mr. Chuck Carlberg, the

consultant whose firm gave the presentation to the Board on various issues at the December 12, 2008 meeting, were present to answer any questions.

Chairman Wilson read the initial resolution below to the Board for consideration:

"The University of Houston System Board of Regents requests the Texas Legislature, during the 81st session, to change the name of the University of Houston Downtown to Houston Metropolitan University; however, if the Chancellor of the UH System or the President of UH-Downtown requests further consideration by the UH System Board of Regents on or before January 30, 2009 such requests will be presented to the Board."

Regent Wise made the motion to approve, Regent Monty seconded. Regent Golden requested this item be tabled until further due diligence had been done and total costs were identified. Regent Rose also agreed. Chairman Wilson stated that the Board had heard discussions at both the June and October Board meetings and he opposed the motion of tabling this item. Regent Golden requested an actual count of the motion. Five regents agreed with the above resolution; two regents opposed; and one abstained.

Regent Blair questioned the motion put forward and asked if the motion was in the name itself. Regent Wise stated that it was.

After further discussion, Regent Stephens asked for an amendment to the earlier resolution presented to the Board which is listed below:

"The University of Houston System Board of Regents requests the Texas Legislature, during the 81st session, to change the name of the University of Houston-Downtown. We further ask the Chancellor and the President of UH-Downtown to further review names under consideration and report back to the Board of Regents on or before January 30, 2009."

Chairman Wilson then called for the vote. Six regents voted for the amended resolution (Regents Wilson, Wise, Stephens, Blair, Monty, and Mosbacher); two opposed the amended resolution (Regents Golden and Rose). Regent Ray had left the meeting prior to the above vote. A Special Board of Regents meeting will be called in January 2009.

At 11:00 a.m. Chairman Wilson called for a 10 minute break; the Chairman reconvened the Board meeting at 11:10 a.m.

There were two new items presented to the Board from the Academic and Student Success Committee: one for approval and one for information. These items were taken out of order.

The first item was an Update on the UH Reserved Officers' Training Corp – University of Houston. Interim Provost, Jerry Strickland introduced Colonel Phil Bossert, Professor of Air Force Services, who gave a powerpoint presentation on the status and accomplishments of the University of Houston ROTC program. This item was for information only and required no action by the Board. A complete copy of this presentation was filed in the Board office.

The Approval of UH-Victoria/Victoria College Affiliation and Partnership Agreement – UH-Victoria was then introduced. President Tim Hudson was available to answer any questions. The UH-Victoria downward expansion had been fully discussed at the October meeting and the Board had admonished President Hudson to have a firm agreement and understanding with the community college, Victoria College. The Affiliation and Partnership Agreement had been drafted and approved by the General Counsel and all parties have reviewed and approved it.

Chairman Wilson called for a motion to approve this item as presented. Regent Blair moved for final Board approval. Regent Stephens seconded the motion, which passed unanimously.

Chairman Wilson recessed the meeting at 12:00 p.m. Regents photographs were taken and Chairman Wilson reconvened the Board meeting at 1:15 p.m.

AUDIT AND COMPLIANCE COMMITTEE REPORT

The Audit and Compliance Committee met on December 9, 2008 and the following items were approved by the committee and require final Board approval. Chairman Wilson called on the committee chair, Regent Golden for comments.

1. Review and Approval of Audit Report and Financial Statements, University of Houston Charter School, FY 2008 – UH System

Regent Golden moved Board approval of this item. Regent Blair seconded the motion, which passed unanimously.

2. BOR Policy Revision – Code of Ethics – UH System

Regent Ray moved Board approval of this item. Regent Golden seconded the motion, which passed unanimously.

3. BOR Conflict of Interest Certification Statement – UH System

Regent Golden moved Board approval of this item. Regent Stephens seconded the motion, which passed unanimously.

4. Board of Regents Policy – Identity Theft Prevention Program – UH System

Regent Blair moved Board approval of this item. Regent Wilson seconded the motion, which passed unanimously.

FACILITIES, CONSTRUCTION AND MASTER PLANNING COMMITTEE REPORT

The Facilities, Construction and Master Planning Committee met on December 9, 2008 and passed the following items which require final Board approval. Chairman Wilson called on committee chair, Regent Rose for comments.

1. Approval of the Bauer Business III Building Program – University of Houston;

Regent Rose moved Board approval of this item. Regent Golden seconded the motion, which passed unanimously.

2. Approval of the Optometry Building Program – University of Houston

Regent Golden moved Board approval of this item. Regent Stephens seconded the motion, which passed unanimously.

3. Approval of the Engineering Student Services Building Program – University of Houston

Regent Ray moved Board approval of this item. Regent Wise seconded the motion, which passed unanimously.

4. National Incident Management System – University of Houston

Regent Stephens moved Board approval of this item. Regent Ray seconded the motion, which passed unanimously.

FINANCE AND ADMINISTRATION COMMITTEE REPORT

The Finance and Administration Committee met on December 9, 2008 and approved the following items which require final Board approval. Chairman Wilson called on the committee chair, Regent Stephens for comments.

1. Banking and Investment Resolutions for UH System;

Regent Golden moved Board approval of this item. Regent Stephens seconded the motion, which passed unanimously.

2. Purchase Order for Public Broadcasting Service – University of Houston;

Regent Ray moved Board approval of this item. Regent Blair seconded the motion, which passed unanimously.

3. Appointment of Members to the System-wide Art Acquisition Committee – UH System;

   Regent Stephens stated that Mr. Lloyd Gite had been appointed to fill the vacant position on this committee and his name had been added to the committee roster.

Regent Golden moved Board approval of this item as presented. Regent Stephens seconded the motion, which passed unanimously.

4. Purchase of 4901 Gulf Freeway Property – University of Houston;

   Regent Stephens asked that the Board receive a report on the costs of this project; and Dr. Carlucci stated that an environmental survey was currently being conducted.

Regent Golden moved Board approval of this item as presented. Regent Stephens seconded the motion, which passed unanimously.

5. Contract to Provide Electrical Service for the University of Houston System;

   Regent Stephens asked Dr. Carlucci to identify the HUB participation on this project. Regent Rose made an inquiry concerning the RFP. Dr. Carlucci stated that the actual issuance of the RFP had been moved to the Purchasing Department and the committee evaluating the RFP would include someone from purchasing, facilities, an academic area, and someone from each of the three campuses.

Regent Stephens moved Board approval of this item as presented. Regent Golden seconded the motion, which passed unanimously.

6. Ratification of Emergency Contracts related to Hurricane Ike – UH System

Regent Ray moved Board approval of this item as presented. Regent Blair seconded the motion, which passed unanimously.

One new action item from this committee, Negotiate Purchase of University Business Park – University of Houston, would be presented to the Board for approval, but would be deferred and presented after the Executive Session.

CHANCELLOR'S REPORT

Two reports were distributed to the Board: (1) A Comprehensive Approach to the UH System Mission; and (2) Chancellor's Report – Recent Accomplishments – Fall Semester 2008.

Dr. Khator outlined the three UH System goals set by the Board which provided direction to all institutions of the UH System. They were:

- The City of Houston (and the Greater Houston Region) will be known for being one of the best metropolitan systems of higher education in the nation.
- The system will commit to providing access to the people of the Greater Houston Region and the state.
- The system will be the engine of social and economic advancement of the metropolitan region and the state.

There were nine principles expressed that would guide the UH System entities in planning implementing strategies toward these goals. Dr. Khator stated the key descriptors embedded in these principles were:

- Synergy
- Affordable access
- Partnerships
- Distinction
- Accountability
- Strategic growth
- Excellence
- Mission-oriented branding
- Best working environment

UH System Progress Monitoring would be instituted for each of the UH System campuses which will serve as the monitoring tool to measure our progress towards these goals.

Below is a brief summary of some of the UH System initiatives that were addressed by Dr Khator:

- A comprehensive enrollment management plan to ensure that the UH System provides access to students and helps to close the gap for the state.
- Revised mission statements and strategic plans for all UH System campuses which will be brought to the Board at the June retreat.
- Downward expansion for UH-Clear Lake and UH-Victoria.
- Distinct branding for UH-Downtown.
- The Northwest initiative which would allow the UH System to serve this region.
- UH System Research Institute.

Dr. Khator also reported that the University of Houston and UH-Downtown had received full accreditation from the Southern Association of Colleges and Schools (SACS) and acknowledged the hard work everyone had done at both universities and thanked the Board members for their participation.

Dr. Khator then introduced Ms. Barbara Stanley, who was appointed as Assistant Vice Chancellor for Local Government Relations and would be working closely with Grover Campbell and Regent Blair, the Board liaison for Government Relations. Ms. Stanley has many years of experience; and is a fellow Cougar with a degree from the UH Law Center.

It was also announced that Jessica Wei Zhu was named as a Marshall Scholar. She was one of only 40 American students to receive this honor. The scholarship will enable her to begin her graduate studies at the Guildhall School of Music in London in September 2009.

For the first time in school history Dr. Khator stated, the Cougar Football Team had the league Offensive Player of the Year, Case Keenum; the Defensive Player of the Year, Phillip Hunt; and the Freshman of the Year, Bryce Beall; and the Cougars placed two players on the Conference USA First Team, four on the Second Team; and four as Honorable Mention.

Dr. Khator then turned the meeting over to Dr. Jerry Strickland, who gave responses to the four questions listed below on the Breakthrough Reforms requested by the Office of the Governor, State of Texas.

- Have we measured and ranked faculty productivity, exactly as described in Breakthrough Reform #1? Yes, the University of Houston modeled the productivity measures described in Breakthrough #1.
- Have we physically posted student satisfaction ratings in buildings, by faculty member, as described in Breakthrough Reform #1? Yes, student satisfaction ratings are posted by faculty member.
- Have we instituted a voluntary faculty bonus system as described in Breakthrough #2? No, a voluntary faculty bonus system was not implemented. Merit pay and monetary faculty awards are used.
- Have we implemented a plan for objectively measuring the teaching effectiveness of faculty proposed for tenure, using student evaluations, as described in Breakthrough Reform #4? Yes, a plan for measuring teaching effectiveness for tenure is in use.

Complete copies of both reports from Dr. Khator and Dr. Strickland's findings were filed in the Board office.

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Pursuant to Subchapter D of Chapter 551 of the Texas Government Code, which allows governing boards to meet in closed session, the Board of Regents went into Executive Session at 2:20 p.m. The Board reconvened the meeting at 2:55 p.m.

EXECUTIVE SESSION REPORT

Chairman Wilson reconvened the Board meeting at 2:55 p.m. and stated a Litigation Status Report was given by General Counsel, Dona Cornell. Other items discussed were property and personnel issues.

Chairman Wilson announced that the item to Negotiate Purchase of University Business Park – University of Houston, which had been deferred earlier, was discussed in Executive Session and the Board would call for the approval of this item.

Regent Wise made a motion to approve the item as presented. Regent Golden seconded the motion, which passed unanimously.

No other action was taken by the Board in Executive Session.

INFORMATION ONLY

Chairman Wilson stated four individuals had signed up for Open Forum:

1. Mr. Chris Lewis, student from UH-Downtown
2. Dr. Akif Uzman, Associate Professor of Biology and Chair of the Natural Science Department, UH-Downtown.
3. Dr. Windy Lawrence, Associate Professor of Communications, UH-Downtown
4. Dr. Michelle Moosally, President, Faculty Senate – UH-Downtown.

CHAIR'S REPORT

No chair's report was given.

There being no further business to come before the Board, the meeting adjourned at 2:56 p.m.

All documentation submitted to the Board in support of the foregoing action items, including but not limited to "Passed" agenda items and supporting documentation presented to the Board, is incorporated herein and made a part of these minutes for all purposes; however, this does not constitute a waiver of any privileges contained herein.

Others Present:

Renu Khator
Jerry Strickland
Carl Carlucci
Dona Cornell
Miichael Rierson
Grover Campbell
Elwyn Lee
Donald Birx
Dan Gardner
Max Castillo
Tim Hudson
William Staples
Ed Jones
Barbara Stanley
John Antel
Penny Cureton
Windy Lawrence
Mark Piccolo
Chuck Jackson
David Bresnahan
Anthony Carpenter
Kirk Robinson
Marquette Hobbs
John Walsh
Diane Murphy
Dan Wells
Wayne Beran
Malcolm Davis
Don Bates
Ed Apodaca
Sue Davis
Molly Woods
David Bradley
Karen Clarke
Dave Irvin
Tom Ehardt
Mike Emery
Chuck Carlberg
Richard Bonnin
Akif Uzman
Chris Lewis
Jeannie Kever
Sarah Farris
Philip McComb
Anjoo Sikka
Gerry Mathisen
John Powell
Oscar Gutierrez
Michelle Moosally
David Francis
Don Guyton
Michelle Sabino
Elaine Charlson
Ed Hugetz
Jim Anderson
Neil Sullivan
David Bell
Michelle Dotter
Carl Stockton
Chris Lewis
Stephanie Vaughn
Phil Bossert
Andrew Campbell
Don Sanders
Jeremy Bushnell
Andrew Campbell
Ivonne Kendall
Mian Jiang