

Meeting No. 932

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

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October 2, 2000

Austin, Texas

MEETING NO. 932

MONDAY, OCTOBER 2, 2000.--The members of the Board of Regents of The University of Texas System convened at 12:45 p.m. on Monday, October 2, 2000, on the ninth floor of Ashbel Smith Hall at 201 West Seventh Street in Austin, Texas, with the following in attendance:

ATTENDANCE.--

<u>Present</u> _____	<u>Absent</u> _____
Vice-Chairman Clements, presiding	*Chairman Evans
Regent Hunt	*Vice-Chairman Loeffler
Regent Miller	
Regent Oxford	
Regent Riter	
Regent Romero	
Regent Sanchez	

Counsel and Secretary Frederick

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Vice-Chairman Clements, in the absence of Chairman Evans and Vice-Chairman Loeffler, called the meeting to order. She announced that the sole purpose of this special meeting was to consider several items which were of sufficient urgency to require immediate consideration by the Board prior to the next regularly scheduled meeting of the U. T. Board of Regents on November 15-16, 2000.

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\*Chairman Evans and Vice-Chairman Loeffler were not able to be present.

RECESS TO EXECUTIVE SESSION.--At 12:45 p.m., Vice-Chairman Clements announced that the Board would recess to convene in Executive Session pursuant to Texas Government Code Sections 551.071, 551.072 and 551.074 to consider those matters on the Executive Session agenda.

RECONVENE IN OPEN SESSION.--Following the Executive Session which adjourned at 2:20 p.m., the members of the Board reconvened in open session. In response to Vice-Chairman Clements' inquiry as to whether there was any action from the floor, the following actions were taken:

1. U. T. El Paso: Finding of Necessity to Acquire the Leased Fee Interest of the County of El Paso, Texas, in the "Sun Bowl" Pursuant to the Board's Power of Eminent Domain for the Use of U. T. El Paso

El Paso County Commissioner, Mr. Charles Hooten, presented a request to lease the Sun Bowl Stadium when it is available for fund-raising and awareness-building activities associated with improving the quality of life of the citizens of El Paso, such as events dedicated to juvenile crime, mental health, senior citizens, and nutrition programs.

Upon motion of Regent Hunt, duly seconded, the Board found that there is a necessity to acquire the leased fee interest of the County of El Paso, Texas, in the property known as the "Sun Bowl" pursuant to the Board's power of eminent domain under Section 65.33, Texas Education Code, for the use and benefit of The University of Texas at El Paso and that the Attorney General of Texas be requested to bring such court action as may be necessary to accomplish such acquisition.

Acquisition of the Sun Bowl was also the subject of Board action on August 10, 2000.

2. U. T. Southwestern Medical Center - Dallas: Authorization to Purchase 25.94 Acres of Land and Improvements Known as St. Paul Medical Center, Dallas, Dallas County, Texas, and Associated Equipment Items; Appropriation of Funds and Authorization of Expenditure; and Approval for the Executive Vice Chancellors for Business Affairs and Health Affairs to Execute All Documents Related Thereto

Upon motion of Regent Sanchez, duly seconded, the Board:

- a. Authorized The University of Texas Southwestern Medical Center at Dallas, with the assistance of The University of Texas System Real Estate Office and the Office of General Counsel, to take all steps necessary to purchase 25.94 acres of land and improvements known as St. Paul Medical Center in Dallas, Dallas County, Texas, and associated equipment items according to the parameters outlined in Executive Session
  - b. Appropriated funds and authorized expenditure of \$30,000,000 with funding of \$9,000,000 from Permanent University Fund Bond Proceeds and \$21,000,000 of Institutional Funds
  - c. Authorized the Executive Vice Chancellors for Business Affairs and Health Affairs to execute all documents related thereto.
3. U. T. Medical Branch – Galveston: Settlement of Medical Liability Claim - The Estate of Bambi Walleck

Regent Romero moved that the Chancellor and the Office of General Counsel be authorized to settle, on behalf of The University of Texas Medical Branch at Galveston physicians, the medical liability claim brought by the Estate of Bambi Walleck in accordance with the proposal presented in Executive Session.

The motion was duly seconded and carried without objection.

4. U. T. System: Appointment of Mr. Cullen M. (Mike) Godfrey as Vice Chancellor and General Counsel

Upon motion of Regent Oxford, duly seconded, the Board appointed Mr. Cullen M. (Mike) Godfrey, formerly Senior Vice President, Secretary and General Counsel of FINA, Incorporated, Dallas, Texas, as Vice Chancellor and General Counsel of The University of Texas System effective at a date, with compensation and benefits commensurate with the responsibilities of the office, to be negotiated by Interim Chancellor Burck and submitted to the Board via the usual budgetary procedures.

Further, the Board found, as required by State law, that this appointment is in the best interest of U. T. System.

ADJOURNMENT.--Vice-Chairman Clements announced that the purpose for which this meeting was called had been completed. The meeting was duly adjourned at 2:40 p.m.

/s/Francie A. Frederick  
Counsel and Secretary to the Board

October 17, 2000