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July 7-8, 2005

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MINUTES

REGULAR BOARD MEETING

July 7-8, 2005

1. Call to Order and Roll Call

Chairman Slack called to order the Regular meeting of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College in the Conference Center, LSU Health Sciences Center in Shreveport, on July 8, 2005, at 8:40 a.m.

The secretary called the roll.

PRESENT

Mr. C. Stewart Slack
Chairman

Dr. Jack A. Andonie

Mr. Marty J. Chabert

Mr. Charles V. Cusimano

Mr. Francis M. Gowen, Jr.

Mrs. Laura A. Leach

Mr. Bernard E. Boudreaux, Jr.
Vice-Chairman

Mr. James P. Roy

Mr. Jerry E. Shea, Jr.

Mr. Louis J. Lambert

Ms. Lacey D. Spencer

Mr. Charles S. Weems, III

ABSENT

Mrs. Dorothy "Dottie" Reese

Mr. Ronald R. Anderson

Mr. Roderick K. West

Also present for the meeting were the following: President William L. Jenkins; System Officers and Administrators from the respective campuses; faculty representatives; Mr. P. Raymond Lamonica, legal counsel, LSU System, interested citizens and representatives of the news media.

2. Invocation and Pledge of Allegiance

Ms. Marianne J. Mullin gave the invocation. Mr. Clifton Hamic gave the Pledge of Allegiance. Both students attend LSUHSC-Shreveport.

Chairman Slack recognized Dr. John McDonald, Chancellor, LSUHSC-Shreveport. He introduced:

Ms. Marianne J. Mullin is a 4th year medical student. She received her undergrad degree from Auburn University, Auburn, Alabama, and graduated cum laude. Marianne is active in numerous organizations, i.e. American Medical Association, American Medical Student Association, Assistant Editor of Neuroradiology, Volunteer for Class of 2007 White Coat Ceremony; 2005 Module I Curriculum Planning Committee, student member; 2005; Medical-Legal Society Secretary; 2003-2004 and 2004-2005 academic years.

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Mr. Clifton Ross Hamic, is a 4th year medical student. He has received numerous honors and awards, i.e. recipient of the Nathan Bernstein Scholarship Award (2004-2005) Who's Who Among American College Students (2002) Phi Kappa Phi Honor Society (1999-present) Lambda Sigma (1999-2000) Golden Key National Honor Society (1998-2002) Gamma Beta Phi Honor and Service Society (1998-2002) Alpha Epsilon Delta Pre-Medicine Honor Society (1998-2002) The Dean's List (1998-2002) The President's List (1998-2002) Louisiana Tech Scholarship for Academic Excellence (1998-2002).

Dr. Anil Nanda is Professor and Chairman of the Department of Neurosurgery at LSU Health Sciences Center in Shreveport. He was appointed Chief of Neurosurgery in 1990 and then the first Neurosurgery Department Chairman with its establishment in 1995.

Dr. Nanda specializes in general and spinal neurosurgery, as well as Gamma Knife radiosurgery, skull base tumors, AVMs, and aneurysms. He has performed over 1000 surgeries on aneurysms and skull base tumors.

He has also published articles in neurological journals on many areas including his primary interests: aneurysms, AVMs, and skull base tumors. His efforts have been acknowledged and rewarded both on a local and national level, having received the Living Legend Award in 1996 and named among the Best Doctors in America consecutively from 1996 to 2004.

Dr. Nanda is President of the North American Skull Base Society and is President of the Louisiana State Neurosurgical Society. He is President-elect of the Southern Neurosurgical Society.

3. Oath of Office

Mr. Gowen administered the Oath of Office for Ms. Lacy Spencer, newly elected student member to the Board. Ms. Spencer serves as the SGA President at LSU Shreveport. Her term is May 31, 2005 through May 31, 2006.

4. Introduction of Faculty and Staff Representatives and Other Guests

Chairman Slack welcomed to the meeting, former Board members: Mrs. Virginia K. Shehee, Dr. Milton Chapman, Mr. William Hanna, Dr. Steen Trawick, Dr. Lane Rosen and Mr. John Williams.

The faculty and staff representatives from the respective campuses were acknowledged.

5. Approval of the Minutes of the Regular Board Meeting held May 26-27, 2005

Upon motion of Mr. Gowen, seconded by Mrs. Leach, the Board voted unanimously to approve the Minutes of the Regular Board Meeting of May 26-27, 2005.

6. Ratification of Interim Personnel Actions approved by the President

Chairman Slack requested a motion to divide the vote of the Interim Personnel Actions.

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Mr. Weems moved and Dr. Andonie seconded the motion that the Interim Personnel Actions be divided. The Board unanimously voted to divide the vote of the Interim Personnel Actions.

Mr. John Antolik, Assistant V.P./Comptroller, LSU System, reported that no changes have occurred in the Interim Personnel Actions since the Board mail-out of materials and the actions to be voted on at this time do not include any terminations.

Upon motion of Dr. Andonie, seconded by Mr. Chabert, the Board unanimously voted to approve the Interim Personnel Actions as presented by Mr. Antolik.

Mr. Antolik requested approval of the Personnel Transactions affecting terminations.

Mr. Weems moved to confirm the President's approval of the Chancellor's recommendation to terminate employment as reflected in the Personnel Actions. Mr. Chabert seconded the motion.

Mr. Weems stated for the record: "We were provided with regards to the termination matters a very complete record --- each member of the Board had an opportunity to review this record in detail. The matter I thought was particularly well briefed by counsel for the involved parties; it was well summarized by the President I thought in his letter. I found compelling and sufficient reason good grounds to support the decision that was made and for those reasons have moved that we confirm the President's action in sustaining the Chancellor's decision on termination."

The Board voted unanimously to approve the termination matter.

7. President's Report

President Jenkins:

Recognized Ms. Lacey Spencer, student member of the Board, who reported on the recent activities of the Council of Student Body Presidents.

Announced that Dr. Claude Bouchard gave the plenary lecture at the Canadian Federation of Biological Societies meeting and was given the Past President's Award. He was also made a Chevalier of the National Order of Quebec in a ceremony presided over by the Prime Minister of Quebec.

Announced Chancellor Sean O'Keefe was awarded the 2005 Navigator Award from the Potomac Institute for Policy Studies. The Award recognizes individuals who have made a significant contribution to further science and technology policy development in the United States.

Announced that as a matter of notification to the Board, Mr. Don Smithburg, Vice-Chancellor/CEO, LSU Health Sciences Center Health Care Services Division, will commence reporting to the President. He will, however, maintain his affiliation with the LSUHSC-New Orleans.

8. Report on Activities of the Board of Regents

Dr. Carolyn Hargrave Vice-President for Academic Affairs, LSU System, Mr. John Antolk, Assistant V.P./Comptroller, LSU System, and Mr. Jim Howell Asst. Vice President, Property and Facilities, presented these informational reports.

Chairman Slack recognized Mr. Gowen, who, attended the Board of Regents meeting. Mr. Gowen reported that he expressed concern with the manner in which endowed professorships specifically the funding of private institutions are being handled. He recommended to the Board of Regents that the current policy in effect be changed. He further noted that he has been advised that measures are underway by the Board of Regents for a gradual change in the current policy. Mr. Gowen encouraged Board members to continue communication with the Board of Regents reiterating his recommendation that the current policy be amended.

9. Consent Agenda Items

No Consent Agenda Items

10. Committee Reports

10A. Health Education and Services Committee

Mrs. Leach, Co-Chairman of the Health Education and Services Committee, reported that the Committee received the following informational reports. No official Board action is required.

10A1. Financial Status Report as of May 31, 2005

- a. HSC - New Orleans HCSD Hospitals
- b. HSC - Shreveport University Hospital and E.A. Conway

Mr. Robert Plaisance, Assistant Vice-President for Medical Fiscal Policy and Deputy CEO, Health Care Services Division, presented the following report. No official Board action is required.

10A2. Hospital Planning Status Report

- a. Baton Rouge
- b. New Orleans

Mr. Don Smithburg, Vice-Chancellor/CEO, LSU Health Sciences Center Health Care Services Division, provided this report. No official Board action is required.

10A3. Report on the budgetary impact of the Legislative Session on the LSU Hospitals

- a. HSC – New Orleans HCSD Hospitals
- b. HSC – Shreveport University Hospital and E.A. Conway

Mr. Don Smithburg, Vice-Chancellor/CEO, LSU Health Sciences Center Health Care Services Division, provided this report. No official Board action is required.

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10A4. Presentation by the LSU Health Sciences Center in New Orleans on the proposed development of its uptown campus on the site of the former New Orleans Adolescent Hospital (NOAH)

Dr. Rob Marier, Professor and Director of Health Policy and Systems Management Programs, presented this report. No official Board action is required.

10A5. Presentation on the financing of the University hospital at the LSUHSC-Shreveport

Dr. John McDonald, Chancellor, LSUHSC-Shreveport, presented this report. No official Board action is required.

10B. Property and Facilities Committee

Mr. Gowen, Chairman of the Property and Facilities Committee, reported that the committee met on Thursday, July 7, 2005, and received four (4) recommendations; one of which was amended. It is the Committee's recommendation that these items receive Board approval.

10B1. Recommendation to acknowledge that the Multi-Purpose Academic Center at Louisiana State University at Alexandria is in general compliance with the Campus Design Guidelines

Upon motion of Mr. Gowen, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby acknowledge that the Multi-Purpose Academic Center to be constructed at Louisiana State University at Alexandria is in general compliance with the Campus Design Guidelines and hereby delegates the approval of the detailed plans and specifications to the Assistant Vice President and University Architect, or his designee.

BE IT FURTHER RESOLVED that any substantial changes in project design or budget will be brought back to the Board for approval.

10B2. Recommendation to terminate the October 29, 1975 lease with St. Tammany Parish, transfer the ownership and management of the livestock facilities to the Parish, including the improvements to the facilities currently under construction, and reserve annual use of the facilities for events to be organized and conducted by the LSU Agricultural Center

Upon motion of Mr. Gowen, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby authorize William L. Jenkins, President of the Louisiana State University System, or his designee, to terminate the October 29, 1975 lease with the St. Tammany Parish Police Jury, in which event all

improvements at the St. Tammany Parish Fairgrounds would revert in ownership to St. Tammany Parish, and to negotiate and execute any ancillary agreements between the Board of Supervisors and St. Tammany Parish deemed necessary to effect this resolution.

BE IT FURTHER RESOLVED that said William L. Jenkins, President, or his designee, be and he is hereby authorized by and empowered for and on behalf of and in the name of the Board of Supervisors to reserve the St. Tammany Parish Fairgrounds for annual use by the LSU Ag Center for specifically named events and whatever other planned events the parties deem appropriate at no cost to the LSU Ag Center.

BE IT FURTHER RESOLVED that said William L. Jenkins, President, or his designee, be and he is hereby authorized by and empowered for and on behalf of and in the name of the Board of Supervisors to include in the agreements authorized hereby such terms and conditions as he may deem wise and in the best interest of the Board of Supervisors.

- 10B3. Recommendation to amend the February 24, 1997 lease with Compass Group USA, Inc., through its Chartwells Division, for the operation of dining services at Louisiana State University and Agricultural and Mechanical College

Upon motion of Mr. Gowen, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby authorize William L. Jenkins, President of the Louisiana State University System, or his designee, to enter into a Third Amendment to Lease Agreement, whereby the Board does amend the term of the February 24, 1997, lease with Compass Group USA, Inc. through its Chartwells Division, to and through June 30, 2022, in consideration of leasehold improvements made to the dining services on the campus of Louisiana State University and Agricultural and Mechanical College.

BE IT FURTHER RESOLVED that William L. Jenkins, President, or his designee, is hereby authorized by and empowered for and on behalf of and in the name of the Board of Supervisors to include in the agreement authorized hereby such terms and conditions as he may deem wise and in the best interest of the Board of Supervisors.”

- 10B4. Recommendation to authorize a lease of space from LSU Health Sciences Foundation in Shreveport to house the Department of Oral and Maxillofacial Surgery and support staff for use by LSU Health Sciences Center in Shreveport (AMENDED)

Mr. Gowen reported that at the Committee meeting on Thursday, Mr. Roy amended this recommendation as follows:

In the second paragraph delete the language: ‘with advice of counsel’

substitute in lieu thereof the following:

“with the written approval of the lease and ancillary documents by the System General Counsel, Mr. Lamonica”

Upon motion of Mr. Gowen, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College that William L. Jenkins, President of the LSU System, or his designee, is authorized by and empowered for and on behalf of the Board of Supervisors to negotiate, enter into and execute a lease with LSU Health Sciences Foundation in Shreveport, as the lessor, of the building located on a tract of land in the Northeast quarter of Section 11 and Northwest quarter of Section 12, Township 17 North, Range 14 West, Caddo Parish, Louisiana, at the physical address of 2730 Linwood Avenue, Shreveport, Louisiana, for the purpose of providing housing for the Department of Oral and Maxillofacial Surgery and its support staff at Louisiana State University Health Sciences Center in Shreveport,

BE IT FURTHER RESOLVED that William L. Jenkins, President of the LSU System, or his designee, be and he is hereby authorized by and empowered for and on behalf of and in the name of the Board of Supervisors, to include in said lease agreement any and all provisions and stipulations, including rental fee, that he deems wise and in the best interest of the Board of Supervisors, to approve the plans and specifications for the proposed improvements to the tract of land and building to be leased to the Board, and to take whatever action, with the written approval of the lease and ancillary documents by the System General Counsel, Mr. Lamonica, that may be necessary to consummate this transaction, including but not limited to any and all regulatory approvals.

BE IT FURTHER RESOLVED that any and all lawful acts done and performed by William L. Jenkins, President of the LSU System, or his designee, on behalf of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College in consideration of the authority hereby granted be, and the same are hereby ratified and confirmed.

10C. Academic Affairs Committee

Mr. Shea, Chairman of the Academic Affairs Committee, reported that the Committee received three (3) recommendations and one (1) report. The Committee recommends Board approval of these items.

10C1. Recommendation to approve the establishment of the Jerome M. Maas Chair in Reproductive Endocrinology at the LSU Health Sciences Center School of Medicine in New Orleans

Upon motion of Mr. Shea, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation:

WHEREAS, the estate of Jerome M. Maas, MD has made contributions totaling \$600,000 for the establishment of an endowed chair at the LSU Health Sciences Center School of Medicine in New Orleans under the Louisiana Board of Regents Support Fund Endowed Chairs for Eminent Scholars Program; and

WHEREAS, the Louisiana Board of Regents Support Fund Endowed Chairs for Eminent Scholars Program, which was modeled after the Louisiana Endowment Trust Fund for Eminent Scholars created by statute during the 1983 regular session of the Louisiana Legislature, provides for multiple \$400,000 challenge grants to be awarded on a 40:60 ratio of Board of Regents Support Fund money to private donations; and

WHEREAS, this donation of \$600,000 qualifies for inclusion in the Louisiana Board of Regents Support Fund matching grants under the matching program; and

WHEREAS, the law provides that the Louisiana Board of Regents shall approve the establishment of any endowed chair established under the matching program.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College hereby approves the establishment of the Jerome M. Maas Chair in Reproductive Endocrinology at the Louisiana State University Health Sciences Center School of Medicine in New Orleans.

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College and/or the President of the Louisiana State University System, as may be appropriate, are hereby authorized and directed to execute any documents required to obtain the matching gift and otherwise complete the establishment of the above named chair.

10C2. Recommendation to approve the establishment of the Malcom Feist Endowed Chair in Transplantation Surgery at the LSU Health Sciences Center in Shreveport

Upon motion of Mr. Shea, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation

WHEREAS, the LSUHSC in Shreveport has allocated \$2,000,000 from funds donated by the Malcolm Feist Estate to establish the Malcolm Feist Endowed Chair in Transplantation Surgery; and

WHEREAS, this donation has been secured in a restricted account to track investment earnings and expenses that relate to the purpose of this endowment; and

WHEREAS, the purpose of the donation is to enhance the national academic reputation of the Division of Transplantation Surgery in the Department of Surgery by facilitating the recruitment and retention of national leaders in transplantation surgery and transplantation biology, supporting laboratory research relative to solid organ transplantation biology; supporting the growth of a clinical research program in solid organ transplantation; developing recruitment packages for new faculty; purchasing important pieces of scientific and clinical equipment; and providing travel and other support expenses for faculty; and

WHEREAS, the LSUHSC in Shreveport is requesting recognition and approval of this chair from the LSU Board of Supervisors, but will not request matching funds at this time from the Board of Regents.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College hereby approves the establishment of the Malcolm Feist Endowed Chair in Transplantation Surgery at the Louisiana State University Health Sciences Center in Shreveport.

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10C3. Recommendation to approve the Board of Regents Articulation Matrices in General Education and Business for 2005-2006

Upon motion of Mr. Shea, seconded by Mr. Cusimano, the Board voted unanimously to approve the following recommendation:

NOW, THEREFORE, BE IT RESOLVED that the LSU Board of Supervisors endorses and supports the 2005-2006 articulation matrices for General Education and Business which have been approved by the Statewide Council of Chief Academic Officers.

10C4. Presentation of Updates and Assessment of LSU System Primary Objectives by Ms. Albertha Lawson followed by discussion led by President Jenkins

Mrs. Albertha Lawson, Assistant Director of Institutional Research, presented this report. No official Board action is required.

10D. Flagship Committee

(Deferred to regularly scheduled Board meeting August 18-19, 2005)

10D1. Report from Chancellors Sean O'Keefe, William Richardson, and John Costonis on progress toward meeting the goals and objectives of the Flagship Agenda, with emphasis on peer-group comparisons

10E. Athletic Committee

10E1. Recommendation to approve the contract of employment for Ms. Pokey Chatman, Head Women's Basketball Coach, Louisiana State University

Upon motion of Mr. Weems, seconded by Mr. Gowen, the Board voted unanimously to approve the following contract of employment:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve the Contract of Employment for Ms. Pokey Chatman, Head Women's Basketball Coach, Louisiana State University.

10F. Budget and Finance Committee

Mr. Lambert, Chairman of the Budget and Finance Committee, reported that the Committee met on Thursday and received two (2) recommendations and three (3) reports. The Committee recommends that these items receive Board approval.

10F1. Compliance Report

Mr. Robert Plaisance, Assistant Vice President for Medical Fiscal Policy and Deputy CEO, Health Care Services Division, and Ms. Lisa Leboeuf Boston, Compliance Coordinator, presented the following informational report.

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10F2. Recommendation to increase the athletic fee at LSU Shreveport from \$65 to \$113 for full time students

Upon motion of Mr. Lambert, seconded by Mr. Chabert, the Board voted unanimously to approve the following recommendation:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College increase the athletic fee at LSU Shreveport from \$65 to \$113 per full-time student.

BE IT FURTHER RESOLVED that \$24 (\$2.00 per credit hour up to a maximum of 12 hours) of this increase be effective with the 2005 fall semester.

BE IT FURTHER RESOLVED that \$24 (\$2.00 per credit hour up to a maximum of 12 hours) of this increase be effective with the 2006 fall semester.”

10F3. Recommendation to restrict course fees collected for use of the National Center for Biomedical Research & Training at LSU

Upon motion of Mr. Lambert, seconded by Mr. Chabert, the Board voted unanimously to approve the following recommendation

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve placing all course fees collected by the National Center for Biomedical Research & Training (NCBRT) into a restricted current funds account for the primary purpose of marketing and delivering NCBRT courses.

10F4. Report on the Legislative session and the 2005-06 operating budget

Mr. William L. Silvia, Executive Vice President, LSU System presented this report.
No official Board action is required

10F5. Report on the LSU System Health Plan

Mr. Forest Benedict, Vice President for Human Resource Management, presented this report. No official Board action is required.

11. Chairman's Report

Chairman Slack expressed appreciation to Dr. McDonald and his staff for hosting the Dinner on Thursday evening and making the necessary arrangements for the Board meeting.

Chairman Slack announced a change in the schedule and agenda for Board meetings. Effective with the August 18-19, 2005 scheduled Board meeting, the full Board will convene at 10:00 a.m. on Thursday to address all matters with regards to hospital issues concerning LSUHSC-New Orleans and LSUHSC-Shreveport.

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Mr. Weems asked to be recognized. He stated, "a review of the termination matter for this meeting left me with many questions as to the efficacy of PM 35 and PS 104 process. Those matters appear to me not flawed but, perhaps, not as well screened as they might be or not as clear. I ask that Mr. Lamonica and the President work on updating those and making that process a little more streamlined and understandable."

Mr. Shea asked to be recognized. He stated that he would like to propose for Board consideration an Amendment to Article III, Section I of the *Bylaws* relative to the election of the Chairman and Vice Chairman. The proposed amendment would change the date of the election of officers from August until January.

This shall serve as the official 30 days' notice to be considered by the Board at its regularly scheduled meeting on August 18-19, 2005.

Mr. Roy announced that he would be preparing a substitute amendment to Mr. Shea's proposal for Board consideration. He further noted that he will be forwarding this information to the Board in accordance with the required 30 day notification.

Chairman Slack asked that a copy of Governor Blanco's Executive Order on Cooperative Endeavor Agreements and Senator McPherson's recent legislation entitled "Accountability for State Resources Act" be distributed to Board members.

Chairman Slack requested that a copy of a resolution on behalf of the Committee of 100 in support of the expansion of graduate programs at LSU-S be distributed to members of the Board.

Chairman Slack reminded Board members of the Board Retreat scheduled for August 26-27, 2005. He noted that Dr. Robert Rasmussen, Assistant Vice President for System Relations, will be sending out information concerning this event.

12. Adjournment

There being no further business to come before the Board, the meeting was adjourned at 9:30 a.m.

Carleen N. Smith
Administrative Secretary

