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October 28, 2005

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MINUTES  
REGULAR BOARD MEETING

October 28, 2005

I. Consideration of Matters Pertaining to the LSU System Public Hospitals

Chairman Boudreaux called to order the Regular meeting of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College in the System Building, Baton Rouge, Louisiana on October 28, 2005, at 9:10 a.m.

1. Hospital Status Report: LSU Health Sciences Center in Shreveport

Dr. John McDonald, Chancellor, LSU Health Sciences Center in Shreveport, presented this report. No official Board action is required.

2. Hospital Status Report: Health Care Services Division

Mr. Don Smithburg, CEO, LSU Health Care Services Division, provided an up-date report on the status of the Earl K. Long Medical Center. He noted that there's more competition for the preferred site of this facility since Hurricane Katrina, which has grossly enhanced Baton Rouge's real estate market.

Considerable discussion was held with regards to acquisition and/or expropriation of this hospital property.

Mr. Weems moved that the Board authorize Mr. Ray Lamonica, General Counsel, LSU System, to proceed taking whatever substantive steps necessary and report back to the Board at the next Board meeting with his recommendation. The Board voted unanimously on this motion.

3. Approval of the 2006-2007 Capital Outlay Request for the Health Care Services Division

Upon motion of Mr. Anderson seconded by Mr. Weems, the Board voted unanimously to approve the 2006-2007 Capital Outlay Request for the Health Care Services Division.

4. Approval of the 2005-2006 Operating Budget for the Health Care Services Division

After considerable discussion regarding the approval of a budget based on post-hurricanes Katrina and Rita and anticipation of expenditures subject to change after the November 20, 2005 deadline, Mr. Roy moved, and Mr. Shea seconded, to defer action on the 2005-2006 Operating Budget for the Health Care Services Division. A new Budget will be presented to the Board for consideration at the next regularly scheduled Board meeting. The Board voted unanimously to defer action on the 2005-2006 Operating Budget for the Health Care Services Division.

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5. Approval of the 2006-2007 Budget Request for the Health Care Services Division

Upon motion of Mr. Roy, seconded by Mr. Gowen, the Board voted unanimously to defer action on the 2006-2007 Budget for the Health Care Services Division.

II. Regular Board Meeting

1. Call to Order and Roll Call

Chairman Boudreaux called to order the Regular meeting of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College on October 28, 2005 at 1:30 p.m. in the System Building, Baton Rouge, Louisiana.

The secretary called the roll.

PRESENT

Mr. Bernard E. Boudreaux, Jr.  
Chairman

Mr. Roderick K. West  
Chairman-Elect

Mr. Ronald R. Anderson  
Dr. Jack A. Andonie  
Mr. Charles V. Cusimano  
Mr. Frances M. Gowen, Jr.  
Mr. Louis J. Lambert  
Mrs. Laura A. Leach

Mrs. Dorothy "Dottie" Reese  
Mr. James P. Roy  
Mr. Jerry E. Shea, Jr.  
Mr. C. Stewart Slack  
Ms. Lacey D. Spencer  
Mr. Charles S. Weems, III

ABSENT

Mr. Marty Chabert

Also present for the meeting were the following: President William L. Jenkins, Mr. P. Raymond Lamonica, General Counsel, LSU System, Mr. Clay Johnson, University Counsel, system officers and administrators from the respective campuses; faculty representatives and interested citizens and representatives of the news media.

2. Invocation and Pledge of Allegiance

Dr. Jack Andonie gave the invocation and led the Pledge of Allegiance.

3. Introduction of Faculty and Staff Representatives and Other Guests

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

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4. Approval of the Minutes of the Regular Board Meeting held October 5, 2005

Upon motion of Mrs. Leach, seconded by Mr. Weems, the Board voted unanimously to approve the Minutes of the Regular Board Meeting of October 5, 2005.

5. Ratification of Interim Personnel Actions approved by the President

Mr. William Silvia, Senior Executive Vice-President and Chief Operating Officer, LSU System, requested that the Interim Personnel Actions be deferred at this time in order to permit campus administrators an opportunity to make sure that these matters are consistent with operational changes which may occur in order to achieve a balanced budget.

6. President's Report

President Jenkins:

Recognized Ms. Lacey Spencer, student Board member and SGA President, LSU-Shreveport. Ms. Spencer provided a report on the recent activities of the Council of Student Body Presidents.

Announced that at the Nicholls State University homecoming this weekend, Dr. Robert H. Rasmussen will be honored as "Another Nicholls Success Story."

Recognized Chancellor Sean O'Keefe, Louisiana State University, who reported on the NCATE accreditation.

Announced that at the December 8, 2005 Board meeting, Board members are invited to tour the South Campus Research and Development Park.

7. Report on Activities of the Board of Regents

Dr. Carolyn Hargrave, Vice-President, Academic Affairs, LSU System, Mr. William L. Silvia, Executive Vice-President and Chief Operating Officer, LSU System, and Mr. Jim Howell, Assistant Vice President, Property and Facilities, provided these informational reports.

8. Consent Agenda Items

Chairman Boudreaux offered 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 the Consent Agenda items as submitted:

Upon motion of Mrs. Leach, seconded by Mr. Shea, the Board voted unanimously to approve the following Consent Agenda Items:

- 8A1. Recommendation to approve naming a laboratory in the Basic Science Laboratory Building at the Pennington Biomedical Research Center, Baton Rouge, Louisiana, the "William Hansel Laboratory of Cancer Prevention"

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby approve naming a laboratory in the Basic Science Laboratory Building at the Pennington Biomedical Research Center, Baton Rouge, Louisiana, the 'William Hansel Laboratory of Cancer Prevention'.

- 8A2. LSU System Consolidated Investment Report

Mr. Silvia presented this report.

9. Committee Reports

- 9A. Finance, Infrastructure, and Core Development Committee

Mr. Roy, Chair, Finance, Infrastructure, and Core Development Committee, reported that the Committee received a report on the LSU System Health Plan and approved the 2006-07 Budget request and recommends Board approval.

- 9A1. Report on the Health Plan

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

- 9A2. Recommendation to approve the FY 2006-07 Budget Request

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

**NOW, THEREFORE, BE IT RESOLVED** that the LSU Board of Supervisors of Louisiana State University and Agricultural and Mechanical College approves the request totaling \$1,577,389,901 for fiscal year 2006-07 for the campuses shown below:

Campus	State Appropriations	Total Funds
LSU	302,320,729	502,764,302
Paul M. Hebert Law Center	8,704,603	19,058,830
University of New Orleans	78,110,480	152,536,457
LSU Shreveport	18,749,115	32,825,658
LSU Alexandria	8,332,204	16,293,130
LSU Eunice	9,750,844	15,459,998
LSU HSC New Orleans	121,415,019	203,368,791
LSU HSC Shreveport	133,337,933	500,352,054
LSU Agricultural Center	87,889,440	110,155,227
LSU Pennington Biomedical Research Center	16,557,850	17,450,517
LSU System Office	7,124,937	7,124,937
TOTAL	792,293,154	1,577,389,901

LSU HSC Shreveport includes E. A. Conway Medical Center

9B. Academic and Student Affairs and Achievement and Distinction Committee

Mrs. Leach, Chair, Academic and Student Affairs and Achievement and Distinction Committee, reported that the Committee received two informational reports and considered the following agenda items. It is the Committee's recommendation that these receive Board approval.

9B1. Request from Louisiana State University for approval of a Letter of Intent for a Bachelor of Arts in Religious Studies

Upon motion of Mrs. Leach, seconded by Mrs. Reese, 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 recommends approval of a Letter of Intent for a Bachelor of Arts in Religious Studies at Louisiana State University, subject to approval by the Board of Regents.

9B2. Request from Louisiana State University for approval to create the Center for BioModular Microsystems

Upon motion of Mrs. Leach, seconded by Mrs. Reese, 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 recommends approval of the establishment of the Center for BioModular Microsystems at Louisiana State University with initial approval for a full five years, subject to approval by the Board of Regents.

9B3. Request from Louisiana State University for approval to create the Horace Hearne Jr. Institute for Theoretical Physics

Upon motion of Mrs. Leach, seconded by Mrs. Reese, 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 recommends approval of the establishment of the Horace Hearne Jr. Institute for Theoretical Physics at Louisiana State University with initial approval for a full five years, subject to approval by the Board of Regents.

9B4. Request for approval of a change in the Regulations on policy regarding campus Graduate Councils

Upon motion of Mrs. Leach, seconded by Mrs. Reese, 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 recommends approval of the change in the Regulations on policy regarding campus Graduate Councils.

9B5. Discussion of future agenda items under new committee structure

Dr. Hargrave, Vice President Academic Affairs, LSU System, presented this report.

9B6. Post-Katrina updates on UNO and Health Sciences Center-New Orleans academic programs

Dr. Tim Ryan, Chancellor, University of New Orleans, and Dr. John Rock, Chancellor, LSU Health Sciences Center, New Orleans, presented these reports. No official Board action is required.

9C. Property and Facilities Committee

Mr. Cusimano, Vice-Chair, Property and Facilities Committee, reported that it is the Committee's recommendation that the following recommendations receive Board approval.

9C1. Recommendation to award an oil, gas and mineral lease on undivided interest in Louisiana State University property in Terrebonne Parish (Amended)

Mr. Roy moved and Mr. Gowen seconded, that this recommendation be amended as follows:

**“subject to approval of General Counsel, LSU System”**

Upon motion of Mr. Cusimano, seconded by Mrs. Leach, 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 by virtue of and in conformity with the laws of the State of Louisiana, and particularly Louisiana Revised Statutes of 1950, Title 30, Section 151 to 158 inclusive, as amended, Board of Supervisors did invite by publication and did receive and open sealed bids for the oil and gas and mineral lease of Louisiana State University and Agricultural and Mechanical College's undivided interest in the following land located in Terrebonne Parish, Louisiana, to-wit:

**ALL OF LESSOR'S UNDIVIDED RIGHT, TITLE AND INTEREST IN AND TO:**

**TOWNSHIP 16 SOUTH, RANGE 15 EAST**

**Tract 1:** That certain tract or parcel of land, containing **163.70** gross acres and **18.19** net acres, more or less, and being described as all of Irregular Section 46, Township 16 South, Range 15 East, Terrebonne Parish, Louisiana.

The interest owned by Louisiana State University and Agricultural and Mechanical College in the above described tract 1 is an undivided 11 1/9 % interest

**Tract 2:** That certain tract or parcel of land, containing 158.00 acres, more or less, and being described as all of Irregular Section 45, Township 16 South, Range 15 East, Terrebonne Parish, Louisiana.

**Less and Except:** 24.42 acres, more or less, situated in the northern portion of said Section 45 and being further described as that certain tract or parcel of land situated on the left descending bank of Bayou Chacahoula, having a depth of 6 arpents from said Bayou Chacahoula, and being bounded as follows: North by Bayou Chacahoula; East by eastern line of said Section 45; West by west line of said Section 45; and South by lands of Lessor herein leased. Leaving a balance of **133.58** gross acres and **44.53** net acres, more or less, herein leased. Being the same tract acquired by Lessor and described as item (3) on Page 1 of Extract of Exhibit "A" attached to that certain Act Of Delivery Of Property Under Trust By Hibernia National Bank, dated September 6, 1989, but effective as of August 27, 1985, and recorded under Entry No. 852809 of the Conveyance Records of Terrebonne Parish, Louisiana. It being the intention of Lessor to lease all of its undivided interest situated in said Section 45.

The interest owned by Louisiana State University and Agricultural and Mechanical College in the above described tract 2 is an undivided 33 1/3 % interest.

**Tract 3:** That certain tract or parcel of land containing 20.00 acres, more or less, situated in Irregular Section 21, Township 16 South, Range 15 East, Terrebonne Parish, Louisiana, and being described as all of that portion of said Section 21 lying south of the Union Pacific Railroad. Said tract being further shown on that certain Plat of Survey for C.P. Gable and L.W. Gilbert, dated November 23, 1910 by G. E. Payne, Surveyor, and recorded at Conveyance Book 59, Page 583 of the official records of Terrebonne Parish, Louisiana. **Less and Except :** 4.00 acres, more or less, and being described as Lots 4, 5, 6, 7, 8, 19, 20, 21, 22, 23, 37, 40, 41, 42, 53, and 55 shown on said Plat of Survey. Leaving a balance of **16.00** gross acres and **2.67** net acres, more or less, herein leased.

The interest owned by Louisiana State University and Agricultural and Mechanical College in the above described tract 3 is an undivided 16 1/6 % interest.

**BE IT FURTHER RESOLVED** that said bids having been received by the Board of Supervisors at its office in the Louisiana State University System Building, Baton Rouge, Louisiana, on the 12th day of September, 2005, by 9:00 A.M., and having been publicly opened on the 12<sup>th</sup> day of September, 2005 at 10:00 A.M., and with said bids considered on the agenda at the meeting of the Board of Supervisors, Properties and Facilities Committee, on the 28th day of October, 2005, at the same address, said meeting having been duly and legally held, and the bid of Pride Oil & Gas Properties, Inc. being the most advantageous and to the best interest of the Board of Supervisors, is hereby accepted by the Board of Supervisors at the Board of Supervisors meeting held on the 28th day of October, 2005. **(Copy of Bid on File in the Office of the LSU Board of Supervisors).**

**BE IT FURTHER RESOLVED** that William L. Jenkins, President, be and he is hereby authorized and empowered for and in the name of the Board of Supervisors, to execute a lease to said Pride Oil & Gas Properties, Inc. covering and affecting the above described land for the price and consideration and upon the terms and conditions set out in the above described accepted bid and in the advertisement.

**BE IT FURTHER RESOLVED** that said act of lease shall contain such additional provisions and stipulations as the said William L. Jenkins, President, may deem wise and in the best interest of the Board of Supervisors, subject to approval of General Counsel, LSU System.

- 9C2. Recommendation to consent to lease of Sigma Nu fraternity house to the Federal Bureau of Investigation ("FBI") for a term of one (1) year with four options to extend the term for a period of six (6) months each

Upon motion of Mr. Cusimano, seconded by Mrs. Leach, 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 LSU System, or his designee, to consent to a lease of the fraternity house owned by Sigma Nu Home Corporation located on the campus of Louisiana State University to the Federal Bureau of Investigation for a term of one (1) year commencing September 13, 2005, subject to four (4) options to extend the term for a period of six (6) months each, said consent containing such other terms and conditions as he may deem appropriate and acceptable. **(Copy of Consent to Lease on file in the Office of the LSU Board of Supervisors).**

- 9C3. Recommendation to (1) acquire two tracts of land from the Tangipahoa Parish Council-President Government and (2) sell those tracts, reinvesting the sale proceeds in the LSU Agricultural Center's Hammond Research Station

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

**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, be and he is hereby authorized to:

- (1) Enter into that "Act of Transfer by the Tangipahoa Parish Council-President Government as successor in interest to the Tangipahoa Parish Police Jury to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College" and accept the transfer of Tract 3 located in Section 23, T6S, R8E, Tangipahoa Parish, Louisiana, and Tract 5 located in Section 27, T6S, R8E, Tangipahoa Parish, Louisiana, from the Tangipahoa Parish Council-President Government, for the consideration of LSU's obligation, upon the sale of Tracts 3 and 5, to reinvest the sale proceeds in the Hammond Research Station. The Tangipahoa Parish Council – President Government has the authority to enter into such a transfer, LSA-R.S. 33:4712;
- (2) Authorize the sale, by competitive bid, in accordance with R.S. 41:140D(1) and (2) of Tracts 3 and 5 situated in Sections 23 and 27, T6S, R8E, GLD of Louisiana, Parish of Tangipahoa, as more fully described in that act of transfer from Tangipahoa Parish Council – President Government;
- (3) Negotiate and execute act(s) of sale transferring the title to Tracts 3 and 5 without warranty of title and with full reservation of all oil, gas and other minerals, but releasing the surface thereof, at appraised value or greater; and

- (4) Reinvest the net proceeds of the said sale in the Hammond Research Station.

**BE IT FURTHER RESOLVED** that said William L. Jenkins, President of the LSU System, or his designee be authorized to execute and approve such documents as are necessary to accomplish the transaction contemplated and to include in such documents any terms and conditions as he deems to be in the best interest of the Board of Supervisors.

**BE IT FURTHER RESOLVED** that any and all lawful acts done and performed by William L. Jenkins or his designee on behalf of the Board and in consideration of the authority hereby granted be and the same are hereby ratified and confirmed.

9D. Flagship Committee

Mr. Slack, Chair, Flagship Committee, reported that the Board received the following report from Chancellor Sean O'Keefe. Louisiana State University.

9D1. Updates on progress in achieving the objectives of the National Flagship Agenda by Chancellor O'Keefe

Chancellor O'Keefe, LSU, presented this informational report. No Board action is necessary. No official action is required.

9E. Legislative, Public Policy, and Information Committee

9E1. Discussion of the upcoming Special Session of the Louisiana Legislature

Mr. Lambert, Chair, Legislative, Public Policy, and Information Committee, requested that President Jenkins and Mr. Silvia keep members informed regarding issues concerning the University in the upcoming session of the Legislature. Mr. Lambert also encouraged members to attend legislative sessions.

9F. Media Relations Task Force

Mrs. Reese, Chair, Media Relations Task Force, reported that the Board received the following report:

9F1. Report from Mr. Charles Zewe, Vice-President for Communications and External Relations, LSU System

Mr. Charles Zewe, Vice-President for Communications and External Relations, LSU System, provided this presentation. No official Board action is required.

9G. Athletic Committee

Mr. Shea, Chair, Athletic Committee, reported that the Committee recommends that the following amendments to the contracts of employment receive Board approval:

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- 9G1. Recommendation to approve amendments to the existing contract for Dennis Shaver, Head Men's and Women's Track and Field Coach, and the new contract of employment for Mr. Charles Winstead, Jr., Head Men's Golf Coach, at Louisiana State University

Mr. Shea noted that the annual salary increase for Dennis Shaver, Head Men's and Women's Track and Field Coach is deferred until the next regularly scheduled Board meeting:

Upon motion of Mr. Shea, seconded by Dr. Andonie, the Board voted unanimously to approve the new contract of employment for Charles Winstead, Jr., Head Men's Golf Coach, at Louisiana State University:

It is recommended that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College approve the contract of employment for Charles Winstead, Head Men's Golf Coach, at Louisiana State University. **(Copy of Contract on file in the Office of the LSU Board of Supervisors).**

Charles Winstead, Jr.

New Contract of Employment

10. Chairman's Report

Chairman Boudreaux recognized Mr. Silvia, who reported on the responsibilities and/or priorities of the committee structure.

Chairman Boudreaux announced that the Audit Committee will convene in the President's Conference Room upon adjournment.

11. Adjournment

There being no further business to come before the Board, the meeting was adjourned at 3:30 p.m.

Carleen N. Smith  
Administrative Secretary