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January 17, 2008

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MINUTES
REGULAR BOARD MEETING

January 17, 2008

1. Call to Order and Roll Call

Chairman Shea 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 January 17, 2008 at 1:05 p.m.

The secretary called the roll.

PRESENT

Mr. Jerry E. Shea, Jr. Chairman	Mr. James P. Roy Chairman-Elect
Ms. Cassie Alsfeld	Mr. Alvin E. Kimble
Dr. Jack A. Andonie	Mrs. Laura A. Leach
Mr. Anthony "Tony" G. Falterman	Mr. Ben Mount
Dr. John F. George	Mrs. Dorothy "Dottie" Reese
Mr. Francis M. Gowen, Jr.	Mr. Roderick K. West (Past Chairman)
Mr. Hal Hinchliffe	Mr. Charles S. Weems, III
Mr. Stanley J. Jacobs	
Mr. Louis J. Lambert	

ABSENT

None

Also present for the meeting were the following: President John V. Lombardi; Mr. P. Raymond Lamonica, General Counsel, LSU System; system officers and administrators from their respective campuses; faculty representatives, interested citizens and representatives of the news media.

2. Invocation and Pledge of Allegiance

Dr. Andonie gave the Invocation. Mr. West led the Pledge of Allegiance.

3. Introduction of Faculty and Staff Representatives

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

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4. Approval of the Minutes of the Board Meeting held December 6-7, 2007

Upon motion of Mr. Hinchliffe, seconded by Mr. Falterman, the Board voted unanimously to approve the Minutes of the Regular Board Meeting of December 6-7, 2007.

5. Personnel Actions and Addendum Requiring Board Approval

Mr. Lamonica, General Counsel, LSU System, advised that the executive staff has reviewed the Personnel Actions and Addendum and recommends Board approval.

Upon motion of Mr. West, seconded by Mr. Falterman, the Board voted unanimously to approve the Personnel Actions and Addendum as presented.

6. President's Report

President Lombardi recognized:

Ms. Cassie Alsfeld, SGA President, LSU, and student Board member, reported on the activities of the Council of Student Body Presidents;

Dr. Tom Armstrong, Vice Chancellor for Academic Affairs at LSUA, provided an update report on Dr. Rouse Caffey; and

Proclamations with regards to LSU's NCAA Football Championship from Governor Kathleen Blanco and from the City Council of New Orleans were presented.

7. Reports for Board Information

- A. Health Plan Status Report (written report only)
- B. LSU System Quarterly Audit Summary (written report only)
- C. Report from the LSU System Advisory Committee on Human Resource Management

Mrs. Reese, Chair, Advisory Committee on Human Resource Management, provided an informational update report.

8. Approval of Consent Agenda Items

Chairman Shea 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:

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

8A. Recommendation to Approve the Holt B. Harrison Endowed Professorship #2 at the Paul M. Hebert Law Center (New Incremental Funding to Endowed Professorship)

WHEREAS, Holt B. Harrison, has made a donation of \$60,000 to the LSU Foundation to provide new incremental funding to an existing endowed Professorship at the LSU Law Center in the name, Holt B. Harrison Endowed Professorship, and

WHEREAS, this Professorship honors Holt B. Harrison, as he is widely admired and respected for his many contributions to the legal profession and to the community, and

WHEREAS, this Professorship provides critically needed funds annually to secure and maintain a highly qualified faculty member in the Law Center; and

WHEREAS, The Board of Regents Support Fund was created by the Legislature of Louisiana in 1989 as Act 647 providing therein for multiple \$40,000 challenge grants to be awarded on a one-to-one and one-half matching basis; and

WHEREAS, this donation of \$60,000 qualifies for inclusion in the Board of Regents Support Fund; and

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

NOW, THEREFORE, BE IT RESOLVED that the Louisiana Board of Regents is hereby requested to recognize the new incremental gift to the Holt B. Harrison Endowed Professorship at the Law Center and to approve matching funds for such gift.

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

8B. Recommendation to approve the establishment of the Dr. Dalton L. and Peggy J. Cloud Endowed Professorship in Communications in the College of Liberal Arts, Louisiana State University in Shreveport

WHEREAS, Dr. Dalton L. and Peggy J. Cloud has made a substantial donation to the Louisiana State University in Shreveport Foundation, including therein a specific donation totaling \$60,000 to the Board of Regents Support Fund for the establishment of an endowed professorship in the College of Liberal Arts at Louisiana State University in Shreveport; and

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WHEREAS, Dr. Dalton L. and Peggy J. Cloud Endowed Professorship in Communications in the College of Liberal Arts, will provide critically needed funds annually to support and maintain a highly qualified faculty member for excellence in full-time teaching in the Department of Communications at Louisiana State University in Shreveport; and

WHEREAS, the Board of Regents Support Fund was created by the Legislature of Louisiana in 1989 as Act 647 providing therein for multiple \$40,000 challenge grants to be awarded on a one-to-one and one-half matching basis; and

WHEREAS, this donation of \$60,000 qualifies for inclusion in the Board of Regents Support Fund matching grants program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College hereby approves the establishment of the Dr. Dalton L. and Peggy J. Cloud Endowed Professorship in Communications in the College of Liberal Arts , Louisiana State University in Shreveport.

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and/or the President of the LSU 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 Professorship.

8C. Recommendation to Approve the establishment of the Mervin L. Trail Endowed Chair for Head and Neck Oncology at the LSU Health Sciences Center School of Medicine in New Orleans

WHEREAS a substantial private donation totaling \$600,000 has been made to the Foundation for the LSU Health Sciences Center 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 \$400,000 challenge grants to be awarded on a 40:60 ration of Board of Regents Support Fund money to private donations; and

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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 Mervin L. Trail, M.D. Endowed Chair for Head and Neck Oncology 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 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.

8D. Recommendation to approve establishment of the Pennington Chair for Wildlife Research at the LSU AgCenter

WHEREAS, The Irene and C. B. Pennington Foundation have made a substantial donation to the LSU Foundation, including therein a specific donation totaling \$600,000 to the Board of Regents Support fund for the establishment of an endowed chair at the Bob R. Jones Idlewild Research Station in the LSU AgCenter.

WHEREAS, the Board of Regents Support fund was created by the Legislature of Louisiana in 1983 as R.S. 17:3384, providing therein for multiple \$400,000 challenge grants to be awarded on a one to one and one-half matching basis, and

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

WHEREAS, the law provided 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 Louisiana Board of Regents is hereby requested to approve the establishment of the Pennington Chair for Wildlife Research at the Bob R. Jones Idlewild Research Station at LSU AgCenter.

BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors of LSU and/or the President of the LSU 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.

- 8E. Approval of an Exclusive Patent and Know-How License between Calosyn, Inc. and the Louisiana State University Health Sciences Center-Shreveport

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College authorizes President John V. Lombardi, or his designee, to execute all documents necessary to perfect a license agreement with to CaloSyn, Inc., granting to CaloSyn, Inc., a license to develop and market products based on certain intellectual property developed and co-owned by LSU, the license agreement to contain such terms and conditions as the President deems to be in the best interests of the University, in a form approved by the Board's General Counsel. This approval is made contingent upon submission and approval of PM-11 and PM-67 documents.

- 8F. Approval of Non-Exclusive License Agreement between LSU A&M and IDEXX Laboratories, Inc.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural & Mechanical College authorizes President John V. Lombardi, or his designee, to execute all documents necessary to perfect a license agreement with Idexx Laboratories, Inc. granting to Idexx Laboratories, Inc. a non- exclusive license to use the subject technology for research purposes, the license agreement to contain such terms and conditions as the President deems to be in the best interests of the University, in a form approved by the Board's General Counsel.

- 8G. Recommendation to approve a Right of Way and Servitude Agreements with CLECO Power, LLC for Statewide Emergency Shelter Project at LSU Agriculture Center, Dean Lee Research Station

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby authorize John V. Lombardi, President of the Louisiana State University System, or his designee, to enter into and execute a Right of Way Permit and Underground Servitude Agreement granting CLECO Power, LLC a servitude of right of way over a parcel of ground at LSU Agricultural Center's Dean Lee Research Station for the purpose of installation of permanent overhead and underground electric lines.

BE IT FURTHER RESOLVED that said John V. Lombardi, President, or his designee, is duly authorized by and empowered for and on behalf of and in the name of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to include in said Servitude Agreement such terms and conditions that he may deem in the best interest of the Board of Supervisors.

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BE IT FURTHER RESOLVED that any and all lawful acts done and performed by John V. Lombardi, President of the Louisiana State University System, or his designee, on behalf of the Board of Supervisors in consideration of the authority hereby granted be, and the same are hereby ratified.

8H. Recommendation to approve Pipeline Right of Way Agreements and Pipeline Right of Way Side Valve and Meter Site Agreements in Lafourche and Assumption Parishes

NOW, THEREFORE, BE IT RESOLVED that having reviewed the terms of the Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements and the proposed compensation of \$100 and other valuable consideration, as well as additional information, and having negotiated the terms of the right of way and servitude in a manner favorable to the University, considered on the consent agenda at the meeting of the Board of Supervisors, on the 17 day of January, at 2008, in the Louisiana State University System Building, Baton Rouge, Louisiana, said meeting having been duly and legally held, it was determined that the Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements being advantageous and to the best interest of the Board of Supervisors, the Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements and the copies of which are annexed hereto and made a part hereof, are hereby accepted by the Board of Supervisors.

BE IT FURTHER RESOLVED that John V. Lombardi, President, be and is hereby authorized and empowered for and in the name of the Board of Supervisors, to execute the Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements to Texas Gas Transmission, LLC covering and affecting the described land for the price and consideration and upon the terms and conditions set out in the above described and accepted the Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements

BE IT FURTHER RESOLVED that said Pipeline Right of Way Agreements and Pipeline Right of Way, Side Valve and Meter Site Agreements shall contain such additional provisions and stipulations as the said John V. Lombardi, President, may deem in the best interest of the Board of Supervisors.

9. Committee Reports

9A. Health Care and Medical Education Committee

Dr. Andonie, Chairman, Health Care and Medical Education Committee, reported that the Committee received the following informational reports. No official Board action is required.

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9A1. Status report on activities at the LSU Health Sciences Centers and the Health Care Services Division

Dr. Fred Cerise, Vice President for Health Care and Medical Education, and Dr. Michael Butler, Acting CEO, LSU Health Care Service Division, presented this report.

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

Mrs. Reese, Chair, Academic and Student Affairs, Achievement and Distinction Committee, reported that the Committee recommends Board approval of the following recommendations:

9B1 Recommendation for Approval of the LSU Center for Advanced Materials

Upon motion of Mrs. Reese, seconded by Mr. Falterman, the Board 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 conditional (one-year) approval of the LSU Center for Advanced Materials, subject to approval by the Board of Regents.

9C. Property and Facilities Committee

Mr. Hinchliffe, Chairman, Property and Facilities Committee, reported that the Committee met and recommends that the following recommendations receive Board approval.

9C1. Recommendation to approve the sale of University of New Orleans Slidell Campus Facility to City of Slidell

Upon motion of Mr. Hinchliffe, seconded by Mr. Kimble, 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 John V. Lombardi, President of the Louisiana State University System, or his designee, be and he is hereby authorized to:

- 1) Request the Division of Administration to sell in accordance with law to the City of Slidell the land and facility which serves as the UNO Slidell Campus located at 2055 First Street, Slidell, Louisiana, as more fully described as Lots 9A and 9B, being a re-subdivision of Lots 7, 8, 9, 10 and the West 30 feet of Lot 13, Square 9, Town of Slidell, St. Tammany Parish, Louisiana

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- 2) Request the Division of Administration deliver the net sales proceeds to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College for the benefit of University of New Orleans to replace the said facility.

BE IT FURTHER RESOLVED that said John V. Lombardi, President of the LSU System, or his designee, be authorized, in consultation with General Counsel, to execute and approve any act of sale or other 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.

9C2. Recommendation to approve a Ground Lease Agreement for the construction of the Louisiana Cancer Research Center at the Health Sciences Center in New Orleans

Upon motion of Mr. Hinchliffe, seconded by Mr. Kimble, 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 John V. Lombardi, President of the LSU System, or his designee, is authorized on behalf of and in the name of the Board of Supervisors to execute a Ground Lease Agreement with the Louisiana Cancer Research Center of LSU Health Sciences Center in New Orleans/ Tulane Health Sciences Center for the use of property owned by the LSU Health Sciences Center in square, 432, First District, New Orleans for the construction of the Louisiana Cancer Research Center.

BE IT FURTHER RESOLVED that John V. Lombardi, 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, in consultation with General Counsel, to include in the Ground Lease Agreement any and all provisions and stipulations that he deems in the best interest of the Board of Supervisors.

BE IT FURTHER RESOLVED that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College does hereby acknowledge that the Louisiana Cancer Research Center to be constructed at the Health Sciences Center in New Orleans 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.

9D. Athletic Committee

Mrs. Leach, Chair, Athletic Committee, reported that the Committee met and recommends Board approval of the following recommendations:

9D1. Recommendation to amend the Athletics Ticket Policy for Louisiana State University

Upon motion of Mrs. Leach, seconded by Mr. West, the Board, with the exception of Mr. Lambert, who voted against, approved the following recommendation:

WHEREAS, LSU A&M maintains a comprehensive policy to provide for the distribution of tickets to its intercollegiate football, basketball, and other sporting events, known as the Athletics Ticket Policy;

WHEREAS, the Chancellor has recommended that the Athletics Ticket Policy be amended as shown in the attached draft;

WHEREAS, the LSU Music Awards were established by this Board in 1974 to provide scholarships to selected members of the LSU Tiger Band and other LSU music ensembles, and a portion of the additional revenue anticipated to be received as a result of the changes in the Athletics Ticket Policy can be used to fund an increase in the amount of the LSU Music Awards;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College that it hereby approves the attached Athletics Ticket Policy for LSU A&M intercollegiate athletic events; and

BE IT FURTHER RESOLVED that the Board authorizes an increase in the LSU Music Awards made annually to selected members of the Tiger Band and other music ensembles so that each Award will be in an amount up to \$1,000.

(Copy of Ticket Policy on file in the Office of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College)

9D2. Recommendation to Amend the Contract of Employment for Mr. Thomas F. Walter, Head Baseball Coach, University of New Orleans

Upon motion of Mrs. Leach, seconded by Mr. West, 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 & Mechanical College does hereby authorize President John V. Lombardi or his designee to execute an amendment to LSU's contract with UNO head baseball coach Thomas F. Walter to allow the payment of a maximum of \$10,000 of additional revenue to the coach by the Privateer Athletic Foundation, with the amendment to contain such terms and conditions as the President deems to be in the best interest of LSU.

(Copy of Contract on file in the Office of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College)

10. Other Business

Remarks on Chancellor Sean O'Keefe's Resignation

Mr. Weems asked to be recognized on a point of personal privilege. He said, "although conventional wisdom might dictate otherwise, I choose not to ignore the elephant in the room today. Sean O'Keefe's contribution to LSU is too significant for that, and I must comment on his resignation.

The announcement yesterday, handled with dignity on both sides, brought to an end to an executive evaluation process gone public, and for that reason gone bad, and made enormously difficult – producing bitter and divisive feelings among LSU family members at a time when we have much to be proud of. My concerns have been as much with the process as the result, and the cost to LSU of the way the matter played out. This disappointment extends to the Hobson's choice with which the members of this Board were seemingly presented, and the fact that this choice impaired our ability to directly confront the issue as a Board.

That said, I respect and do not challenge the good faith and vision of President Lombardi, to whom we have entrusted our System. And I thank the Chairman for his frank comments of yesterday and agree that there are times when tough and even unpopular choices have to be made. This tough choice having been made, I remind myself, and us all, of the irrefutable words of Charles de Galle which I have repeated more than once in this chamber -- "the graveyards are filled with irreplaceable men." In the final analysis this is not about men but about institutions. LSU will move forward under the leadership of President John Lombardi and this Board. We may disagree on issues; but in the end we will close ranks and pull together for LSU.

While looking forward, however, I do not want us to forget, and want to note for the record, the work of Sean O'Keefe as our chancellor. We did not always agree, and clashed from time to time on campus issues. But he was a distinguished son of Louisiana who was a soldier for higher education during his tenure. Whatever the issues or shortcomings, and we all have them, today it is the successes in his tenure, noted by President Lombardi yesterday, which should be remembered and marked -- his great service to the State during the Katrina disaster; his bold commencement of the Forever LSU campaign; his championing of the Flagship Agenda; his crafting of a self-governance mechanism for Greek affairs; his standing with Les Miles in the Superdome only 10 days ago, with purple and gold confetti coming down, and a crystal football held high in the air.

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So to Sean O'Keefe: thank you for your service as our chancellor.
To the rest of us: we must move forward; we must heal the fractures; we must focus on the institution, support our President and Chancellors, and heed the admonition of our campaign --- for it is Forever LSU."

Mr. Lambert requested that the record reflect he concurs with Mr. Weems' statement and joins with Mr. Weems as co-author in this matter.

Mr. Kimble asked to be recognized. He commended the Chairman and President on the format of this meeting," giving us back this extra time." Dr. Andonie joined Mr. Kimble as co-author of this commendation.

Chairman Shea noted that he will continue to make every effort to conduct future meetings in an efficient and timely manner; depending on the agenda items for consideration.

Mrs. Reese asked to be recognized. She asked Dr. Andonie deliver to Dr. Michael Butler, Acting CEO, LSU Health Care Service Division, and Dr. Fred Cerise, Vice President, Healthcare, Medical Education, since they have left the meeting, the following message: "I wanted personally to thank them for their commitment and hard work in overseeing our healthcare system. It is truly a commitment, and they are constantly on top of the issues and they work extremely hard to insure that it is quality care provided throughout our entire system that will ultimately impact the health outcomes of all the citizens --- please thank them for me."

11. Chairman's Report

Chairman Shea announced that the regularly scheduled March Board Meeting will be held at LSU-Shreveport. He recognized Dr. Vince Marsala, Chancellor, LSU Shreveport, who reported that Dr. Robert Rasmussen, Assistant Vice President, System Relations, will be providing the Board with the pertinent details for this meeting.

12. Adjournment

There being no further business to come before the Board, the meeting adjourned at 2:45 p.m.

Carleen N. Smith
Administrative Secretary