

Lincoln, Nebraska
June 22, 2023

The Board of Regents of the University of Nebraska met on June 22, 2023, at 9:00 a.m. in the Boardroom at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, in a publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of which is attached to the minutes of this meeting as Attachment 1 and Attachment 2 (pages 218-219).

In compliance with the provisions of Neb. Rev. Stat. § 84-1411, printed notice of this meeting was sent to each member of the Board and was posted in the first-floor lobby of Varner Hall. In addition, copies of such notice were sent to the Lincoln Journal Star, Omaha World-Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, and the Lincoln office of the Associated Press on June 12, 2023 and June 15, 2023.

Regents present:

Timothy Clare, Chair
Paul Kenney
Elizabeth O'Connor
Rob Schafer, Vice Chair
Jim Scheer
Jack Stark
Barbara Weitz
Kathy Wilmot
Temo Molina, University of Nebraska at Kearney
Paul Pechous, University of Nebraska-Lincoln
Katie Schultis, University of Nebraska Medical Center
Hakim Lotoro, University of Nebraska at Omaha

University officials present:

Walter E. Carter, President
Jeffrey P. Gold, Executive Vice President and Provost; and
Chancellor, University of Nebraska Medical Center
Philip J. Bakken, Corporation Secretary
Douglas A. Kristensen, Chancellor, University of Nebraska at Kearney
Joanne Li, Chancellor, University of Nebraska at Omaha
Michael J. Boehm, Vice President for Agriculture and Natural Resources
Christopher J. Kabourek, Senior Vice President and CFO
Stacia L. Palser, Vice President and General Counsel
Heath M. Mello, Vice President for External Relations

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 9:00 a.m. Attendance is indicated above.

Chair Clare announced the location of the Open Meeting Act in the Boardroom.

Chair Clare welcomed newly elected Student Regents Temo Molina, University of Nebraska at Kearney; Paul Pechous, University of Nebraska-Lincoln; Katie Schultis,

University of Nebraska Medical Center; and Hakim Lotoro, University of Nebraska at Omaha.

Chair Clare also welcomed newly elected Faculty Senate Presidents Chris Exstrom, University of Nebraska at Kearney; Kelli Kopocis, University of Nebraska-Lincoln; and William Melanson, University of Nebraska at Omaha.

III. APPROVAL OF MINUTES AND RATIFICATIONS OF ACTIONS

Motion Moved by Scheer and seconded by Clare to approve the minutes and ratify the actions of the special meeting on May 31, 2023.

Action Student Opinion: Voting Aye: Molina, Pechous, Schultis, and Lotoro. Voting Aye: Kenney, O'Connor, Schafer, Scheer, Stark, Weitz, Wilmot, and Clare. Motion carried.

IV. PRESENTATIONS

Sandra Reding, President of the Aksarben Foundation and Dan Curran, Executive Director of the Intern Nebraska program—powered by Aksarben shared an update on the Intern Nebraska program.

V. KUDOS

Regent Molina presented a KUDOS award to Patty SeEVERS, Office Associate on the Admissions team at the University of Nebraska at Kearney.

Regent Pechous presented a KUDOS award to Brent Johnson, Husbandry Research Manager in the Department of Animal Science at the University of Nebraska-Lincoln.

Regent Schultis presented a KUDOS award to Peggy Moore, Director of E-Learning at the University of Nebraska Medical Center.

Regent Lotoro presented a KUDOS award to Aaron Krueger, Director of Success Academies at the University of Nebraska at Omaha.

Chair Clare congratulated Bryan Slone, President of the Nebraska Chamber of Commerce and Industry, on his receipt of the 2022 Presidential Medal of Service.

VI. RESOLUTIONS

None

VII. HEARINGS

Amendments to Section 2.2 and Section 2.8 of the *Bylaws of the Board of Regents* relating to authority and responsibilities of the President of the University

Barney McCoy, Chair of the Faculty Senate's Intercollegiate Athletics Committee, commented on the proposed *Bylaw* amendments.

VIII. PRESIDENT’S REMARKS

None

IX. PUBLIC COMMENT

Lisa Peden, Jim Boucher, Sandee Kroon, Lanette Richards, and Chris Wagner submitted written testimony regarding item XI-B-9, approval to sale alcohol at Memorial Stadium for Volleyball Day in Nebraska Event on August 30, 2023 at UNL.

X. UNIVERSITY CONSENT AGENDA

Motion Moved Kenney and seconded by Weitz to approve all Consent items.

A. ACADEMIC AFFAIRS

X-A-1 President’s Personnel Recommendations

X-A-2 Approval of academic program reviews report required by the Nebraska Coordinating Commission for Postsecondary Education (CCPE) and approval to forward the program review reports to the CCPE.

X-A-3 Approval of monitoring reports as required by Neb. Rev. Stat. § 85-1414(5) and the Nebraska Coordinating Commission for Postsecondary Education (CCPE) and approval to forward the monitoring reports to the CCPE.

B. BUSINESS AND FINANCE

X-B-1 Approval of Guaranteed Maximum Price (GMP) Contract for Rural Health Education Building at UNK.

X-B-2 Ratification of Standard Form Construction Agreement for audio/visual components for the North Stadium Expansion Project at UNL.

Action Student Opinion: Voting Aye: Pechous, Schultis, Lotoro, and Molina. Voting Aye: O’Connor, Schafer, Scheer, Stark, Weitz, Wilmot, Clare, and Kenney. Motion carried.

XI. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

University of Nebraska at Kearney

Motion Moved by Stark and seconded by Pechous to approve item XI-A-1.

XI-A-1 Approval to transition the Bachelor of Arts (BA) in Education, Psychology 7-12 Teaching Subject Endorsement administered by the College of Arts and Sciences at UNK.

Action Student Opinion: Voting Aye: Schultis, Lotoro, Molina, and Pechous. Voting Aye: Schafer, Scheer, Stark, Weitz, Wilmot, Clare, Kenney, and O’Connor. Motion carried.

Motion Moved by Weitz and seconded by O’Connor to approve item XI-A-2.

- XI-A-2 Approval to transition the Bachelor of Arts (BA) in Art History administered by the Department of Art and Design in the College of Arts and Sciences at UNK.
- Action Student Opinion: Voting Aye: Lotoro, Molina, Pechous, and Schultis. Voting Aye: Scheer, Stark, Weitz, Wilmot, Clare, Kenney, O'Connor, and Schafer. Motion carried.
- University of Nebraska-Lincoln
- Motion Moved by Scheer and seconded by Kenney to approve item XI-A-3.
- XI-A-3 Approval to transition the Bachelor of Science (BS) in Food Technology for Companion Animals within the College of Agricultural Sciences and Natural Resources at UNL.
- Action Student Opinion: Voting Aye: Molina, Pechous, Schultis, and Lotoro. Voting Aye: Stark, Weitz, Wilmot, Clare, Kenney, O'Connor, Schafer, and Scheer. Motion carried.
- Motion Moved by Weitz and seconded by Scheer to approve item XI-A-4.
- XI-A-4 Approval to transition the Bachelor of Science (BS) in Horticulture and the BS in Turfgrass and Landscape Management administered by the College of Agricultural Sciences and Natural Resources at UNL into the existing BS in Plant and Landscape Systems.
- Action Student Opinion: Voting Aye: Pechous, Schultis, Lotoro, and Molina. Voting Aye: Weitz, Wilmot, Clare, Kenney, O'Connor, Schafer, Scheer, and Stark. Motion carried.
- University of Nebraska Medical Center
- Motion Moved by Kenney and seconded by Molina to approve item XI-A-6.
- XI-A-6 Approval to establish the Center for Drug Design and Innovation in the College of Pharmacy at UNMC.
- Action Student Opinion: Voting Aye: Schultis, Lotoro, Molina, and Pechous. Voting Aye: Wilmot, Clare, Kenney, O'Connor, Schafer, Scheer, Stark, and Weitz. Motion carried.
- Motion Moved by Wilmot and seconded by Schultis to approve item XI-A-7.
- XI-A-7 Approval to create the Doctor of Medical Sciences (DMSc) in the College of Allied Health Professions at UNMC.
- Action Student Opinion: Voting Aye: Lotoro, Molina, Pechous, and Schultis. Voting Aye: Clare, Kenney, O'Connor, Schafer, Scheer, Stark, Weitz, and Wilmot. Motion carried.

B. BUSINESS AND FINANCE

- Operating Budget
- Motion Moved by Lotoro and seconded by Pechous to approve items XI-B-1, XI-B-2, XI-B-3, and XI-B-4.
- XI-B-1 Approval of Fund B, University Program and Facilities Fee (UPFF) 2023-24 Allocation for UNK.

- XI-B-2 Approval of Fund B, University Program and Facilities Fee (UPFF) 2023-24 Allocation for UNL.
- XI-B-3 Approval of Fund B, University Program and Facilities Fee (UPFF) 2023-24 Allocation for UNMC.
- XI-B-4 Approval of Fund B, University Program and Facilities Fee (UPFF) 2023-24 Allocation for UNO.
- Action Student Opinion: Voting Aye: Molina, Pechous, Schultis, Lotoro. Voting Aye: Kenney, O'Connor, Schafer, Scheer, Stark, Weitz, Wilmot, and Clare. Motion carried.
- President Ted Carter and Senior Vice President Chris Kabourek presented on the University's 2023-24 Operating Budget and provided an initial response to the Board of Regents' May 31st charge.
- Motion Moved by Kenney and seconded by Schafer to approve items XI-B-5 and XI-B-6.
- XI-B-5 Approval of FY2023-24 Operating Budget and 2023-24 tuition rates for the University of Nebraska System.
- XI-B-6 Approval of FY2023-24 Operating Budget and 2023-24 tuition rates for the Nebraska College of Technical Agriculture.
- Action Student Opinion: Voting Aye: Pechous, Schultis, Lotoro, Molina. Voting Aye: O'Connor, Schafer, Scheer, Stark, Weitz, Wilmot, Clare, Kenney. Motion carried.
- University of Nebraska System
- Motion Moved by Kenney and seconded by Molina to approve item XI-B-7.
- XI-B-7 Approval of third-party administrators for the University's medical and pharmacy insured benefits plans.
- Action Student Opinion: Voting Aye: Schultis, Lotoro, Molina, and Pechous. Voting Aye: Schafer, Scheer, Stark, Weitz, Wilmot, Clare, Kenney, and O'Connor. Motion carried.
- Motion Moved by Weitz and seconded by Scheer to approve item XI-B-8.
- XI-B-8 Approval to renew FM Global Property Insurance policy for the period July 1, 2023 to July 1, 2024.
- Action Student Opinion: Voting Aye: Lotoro, Molina, Pechous, and Schultis. Voting Aye: Scheer, Stark, Weitz, Wilmot, Clare, Kenney, O'Connor, and Schafer. Motion carried.
- University of Nebraska-Lincoln
- Motion Moved by Lotoro and seconded by Schafer to approve item XI-B-9.
- XI-B-9 Approval to permit alcohol sales at Memorial Stadium for Volleyball Day in Nebraska event on August 30, 2023 at UNL.

Action Student Opinion: Voting Aye: Molina, Pechous, Schultis, and Lotoro. Voting Aye: Stark, Weitz, Clare, Kenney, O'Connor, Schafer. Voting Nay: Wilmot and Scheer. Motion carried.

University of Nebraska Medical Center
Motion Moved by Scheer and seconded by Kenney to approve item XI-B-10.

XI-B-10 Approval of Memorandum of Understanding (MOU) between the Nebraska State Patrol Crime Laboratory and the UNMC Human DNA Identification Laboratory relating to forensic DNA casework data.

Action Student Opinion: Voting Aye: Pechous, Schultis, Lotoro, and Molina. Voting Aye: Wilmot, Clare, Kenney, O'Connor, Schafer, Scheer, and Stark. Motion carried.

C. EXECUTIVE

Motion Moved by Scheer and seconded by Wilmot to approve item XI-C-1.

XI-C-1 Approval of amendments to Section 2.2 and Section 2.8 of the *Bylaws of the Board of Regents* relating to authority and responsibilities of the President of the University.

Action Student Opinion: Voting Aye: Schultis, Lotoro, Molina, and Pechous. Voting Aye: Wilmot, Clare, Kenney, O'Connor, Schafer, Scheer, Stark, and Weitz. Motion carried.

D. REPORTS

XI-D-1 Report on expedited approval of Graduate Certificate in Entomology in the Department of Entomology in the College of Agricultural Sciences and Natural Resources at UNL.

XI-D-2 Report on renaming the Ph.D. in Geography to the Ph.D. in Global Integrative Studies in the College of Arts and Sciences at UNL.

XI-D-3 Report on expedited approval of Graduate Certificate in Urban Leadership in the School of Public Administration in the College of Public Affairs and Community Services at UNO.

XI-D-4 Report on renaming the Center for Biosecurity, Biopreparedness, and Emerging Infectious Diseases (CBBEID) to the Center for Preparedness and Emergency Response Solutions (CPERS) in the College of Public Health at UNMC.

XI-D-5 Annual Program Monitoring Reports.

XI-D-6 Report on Current List of Professional Post-Baccalaureate Programs.

XI-D-7 Report on Student, Laboratory, and Miscellaneous Fees for Academic Year 2023-2024.

XI-D-8 Quarterly Personnel Reports for Q1: January, February, and March 2023.

XI-D-9 Report on Spring 2023 Enrollment.

XI-D-10 Report on Five-Year Strategy Accountability Measures.

- XI-D-11 Report on naming of the football locker room in the new Go BIG facility the “Frank Solich Locker Room” at UNL.
- XI-D-12 Intermediate Design Report for Neihardt Center LB384 Renovation at UNL.
- XI-D-13 Report on emergency extension of Memorandum of Understanding (MOU) between the Nebraska State Patrol Crime Laboratory and the UNMC Human DNA Identification Laboratory relating to forensic DNA casework data.
- XI-D-14 Intermediate Design Report for Health and Kinesiology LB384 Renovation for REACH project at UNO.
- XI-D-15 Report on Bids and Contracts.
- XI-D-16 Quarterly Report on Gifts, Grants, Contracts, and Bequests.
- XI-D-17 Quarterly Report on Capital Projects.
- XI-D-18 Report on Six-Year Capital Planning Queue.
- XI-D-19 Report on Student Health Insurance Policy.

Chair Clare accepted the reports on behalf of the Board.

The Board recessed at 12:00 p.m. and reconvened the open meeting at 12:12 p.m.

Motion Moved by Scheer and seconded by Wilmot that the Board go into closed session as authorized by Neb. Rev. Stat. § 84-1410 of the Revised Statutes of Nebraska for the protection of the public interest, and to prevent needless injury to the reputation of persons who have not requested a public hearing, for the purpose of holding a discussion limited to the following subject:

- Personnel matters involving members of the University staff.

Action Student Opinion: Voting Aye: Lotoro, Molina, Pechous, and Schultis. Voting Aye: Clare, Kenney, O’Connor, Schafer, Scheer, Stark, Weitz, and Wilmot. Motion carried.

Chair Clare declared that the closed session would be strictly limited to a discussion of:

- Personnel matters involving members of the University staff.

The Board went into closed session at 12:13 p.m. The Board reconvened the open meeting at 12:21 p.m.

Chair Clare stated that item XI-A-5 involves the Board’s review of the evidence submitted to the Academic Freedom and Tenure Committee and the Committee’s report, including its findings, conclusions, and recommended action. Chair Clare further stated that following the Board’s review of the evidence and report, the Board must decide whether to adopt the Committee’s recommendation to terminate the faculty member’s continuous appointment. Having given the Committee’s findings and conclusions due consideration, Chair Clare indicated that the Board was prepared to render a decision on the matter.

- Motion Moved by Clare and seconded by Kenney to approve item XI-A-5 and adopt the Committee's recommendation to terminate the faculty member's continuous appointment.
- XI-A-5 Academic Freedom and Tenure Committee Report Recommending Termination of a Faculty Member's Continuous Appointment.
- Action Student Opinion: Voting Aye: Molina, Pechous, Schultis, and Lotoro. Voting Aye: Kenney, O'Connor, Schafer, Scheer, Stark, Weitz, Wilmot, and Clare. Motion carried.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned by Chair Clare at 12:24 p.m.

Respectfully submitted,

Philip J. Bakken
Corporation Secretary

Timothy F. Clare
Chair of the Board



NOTICE OF MEETING

Notice is hereby given that the Board of Regents of the University of Nebraska will meet in a publicly convened session on Thursday, June 22, 2023, at 9:00 a.m. in the Boardroom at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska.

In accordance with Section 1.11 of the *Bylaws of the Board of Regents*, notice is hereby given that at the above-described meeting, amendments to Sections 2.2 and 2.8 of the *Bylaws* shall be proposed, as indicated in the attached agenda item.

An agenda of subjects not related to the proposed *Bylaw* amendments will be subsequently posted in accordance with the law, the *Bylaws*, and rules which govern the Board of Regents. When so posted, the full agenda for the meeting will be available for inspection in the Office of the Corporation Secretary of the Board of Regents at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska and at <https://nebraska.edu/regents/agendas-minutes>.

A copy of this notice will be delivered to the Lincoln Journal Star, the Omaha World-Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, the Lincoln office of the Associated Press, members of the Board of Regents, and the President's Council of the University of Nebraska System.

Dated: June 12, 2023

A handwritten signature in black ink, appearing to read "Philip J. Bakken".

Philip J. Bakken, Corporation Secretary
Board of Regents of the University of Nebraska



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An agenda of subjects to be considered at said meeting, kept on a continually current basis is available for inspection in the Office of the Corporation Secretary of the Board of Regents at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska and at <https://nebraska.edu/regents/agendas-minutes>.

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Dated: June 15, 2023

A handwritten signature in black ink, appearing to read "Philip J. Bakken".

Philip J. Bakken, Corporation Secretary
Board of Regents of the University of Nebraska