

March 7, 2008

Lincoln, Nebraska  
March 7, 2008

The Board of Regents of the University of Nebraska met on March 7, 2008, at 1:00 p.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska, in 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.

In compliance with the provisions of Neb. Rev. Stat. Section 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 February 27, 2008.

Regents present:  
Randolph M. Ferlic  
Chuck Hassebrook, Chairman  
Howard Hawks  
Jim McClurg  
Bob Phares  
Kent Schroeder, Vice Chairman  
Bob Whitehouse  
Charles S. Wilson  
Amber Lewis  
Curtis McKnight  
Lucas Seiler  
David Solheim

University officials present:  
James B. Milliken, President  
Linda R. Pratt, Executive Vice President and Provost  
John Christensen, Chancellor, UNO  
Harold Maurer, Chancellor, UNMC  
Douglas A. Kristensen, Chancellor, UNK  
Harvey S. Perlman, Chancellor, UNL  
John Owens, Vice President for Agriculture and Natural Resources  
Donal J. Burns, Corporation Secretary  
David Lechner, Vice President for Business and Finance  
Joel Pedersen, Vice President and General Counsel  
Peter G. Kotsiopoulos, Vice President for University Affairs

**I. CALL TO ORDER**

**II. ROLL CALL**

The Board convened at 1:00 p.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska on March 7, 2008. Attendance is indicated above.

**III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS**

Motion Moved by Hawks and seconded by Schroeder to approve the minutes and ratify the actions of the regularly scheduled meeting of January 18, 2008.

Action Student Opinion: Voting Aye: McKnight, Seiler, Solheim, and Lewis. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, and Ferlic. Motion carried.

Regent Hassebrook announced the location of the Open Meetings Act in the Board room.

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IV.

**KUDOS**

**Regent Solheim presented a KUDOS award to Mary Guest**, Administrative Technician for the Vice Chancellor for Student Affairs at the University of Nebraska-Lincoln.

**Regent Hawks presented a KUDOS award to John Backer**, a police officer and criminal investigator with the Police Department at the University of Nebraska-Lincoln

**Regent Lewis presented a KUDOS award to Margaret (Peggy) Abels**, Director of the Office of Health Science Programs at the University of Nebraska at Kearney.

**Regent Phares presented a KUDOS award to Tracy Rheault**, Administrator of Cardiothoracic Surgery at the University of Nebraska Medical Center.

**Resolutions**

Regent McClurg presented the following Resolution:

**WHEREAS**, David Solheim has served with distinction as a member of the University of Nebraska Board of Regents and President of the Association of Students of the University of Nebraska-Lincoln since March 2007; and

**WHEREAS**, Regent Solheim has effectively represented the best interests of UNL students, on his campus, as a member of the Board of Regents and as an advocate with the Nebraska Legislature; and

**WHEREAS**, Regent Solheim has worked diligently to help maintain an affordable cost of college attendance, serving as an effective advocate for reasonable tuition and lower fees; and

**WHEREAS**, Regent Solheim helped bring the environment-focused program, "Focus the Nation," to UNL; and

**WHEREAS**, Regent Solheim has demonstrated his dedication as a scholar, a community volunteer and a leader of student government;

**NOW, THEREFORE, BE IT RESOLVED**, that the University of Nebraska Board of Regents expresses sincere appreciation for Regent David Solheim's dedicated service and effective leadership as a member of the board, and wishes him well in all his future endeavors.

Regent Schroeder presented the following Resolution:

**WHEREAS**, Amber Lewis has served with merit as a member of the University of Nebraska Board of Regents and President of the Associated Students of the University of Nebraska at Kearney since March 2007; and

**WHEREAS**, Regent Lewis has worked diligently to present the views of UNK students to fellow board members, University administrators, and community leaders; and

**WHEREAS**, Regent Lewis has exemplified the spirit of true leadership, serving with grace and humility, and being quick to recognize the efforts of others and extend credit to them for accomplishments that frequently were her own; and

**WHEREAS**, Regent Lewis has deepened the respect of her position through her steadfast work with the UNK student body, the Associated Students of the University of Nebraska at Kearney, and the University of Nebraska Board of Regents; and

**WHEREAS**, under Regent Lewis's direction, the USA Today Collegiate Readership Program has been brought to the UNK campus to provide students immediate access to world news and information; and

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**WHEREAS**, under Regent Lewis's leadership, the UNKard was upgraded and reintroduced to further unite the excellent working relationship between UNK and the Kearney community; and

**WHEREAS**, Regent Lewis has diligently led a campus-wide student effort to establish the Campus Cares program and promote and deepen the pride UNK student organizations take in their University; and

**WHEREAS**, Regent Lewis has established a vision of purpose and direction and has been a trusted and respected leader in every aspect,

**NOW, THEREFORE, BE IT RESOLVED**, that the University of Nebraska Board of Regents expresses sincere appreciation for the exceptional service and leadership that Regent Amber Lewis has provided during her tenure in office and wishes her well in all her future endeavors.

The resolutions were adopted by acclamation.

**V. PUBLIC COMMENT**

Mr. Don Costello, a candidate for Regent in District 1, addressed the Board on the student information system and distance education.

Mr. Barry Major of Nebraska Book Company addressed the Board on the Follett Higher Education agenda item. (Item X-B-16)

Professor Mark Schneiderjans, Chairman of the Nebraska Civil Rights Initiative, addressed the Board on the Connerly Petition.

Professor Gerard Harbison addressed the Board on "the practice of racial, ethnic and gender preferences at UNL and the effects of NCRI on the University".

**VI. RESOLUTIONS**

Regent Hassebrook made the following statement regarding the presentation of resolutions for future Board meetings:

The following two resolutions are not new items to the Board as they were before the Board at our last meeting. In the interim, a citizen complaint and related newspaper report raised a question about how one of the resolutions appeared on the agenda. The complaint also asked this Board to "void" their previous action.

In the future, the subject of any resolution that states the position of the Board of Regents on a ballot question or on a matter pending before Congress or the Unicameral, will be included in the agenda released to the public. The agenda will not include the actual language of the resolution.

However, this practice will not preclude the consideration of a resolution that arises spontaneously on a topic listed on the agenda of a Board of Regents meeting that has been released to the public in advance of the meeting.

When the resolution on the affirmative action petition was considered at our last meeting, I believed and continue to believe we were in full compliance with the law. But, in the spirit of openness and out of an abundance of caution, the subjects of the resolutions have been included on today's agenda. Opportunity for public comment has been provided.

Absent any objection from the Board, I will entertain a motion to reconsider the two resolutions.

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Motion Moved by Wilson and seconded by Lewis to reconsider the resolutions passed at the January 18, 2008 Board of Regents meeting: [1] the proposed Connerly Amendment to the Nebraska Constitution, and [2] the Innovation Campus at State Fair Park.

Action Student Opinion: Voting Aye: Seiler, Solheim, Lewis, and McKnight. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, and Hassebrook. Motion carried.

Regent Ferlic proposed the following Resolution:

**Resolution**

**WHEREAS**, the Board of Regents of the University of Nebraska is committed to the achievement of broad diversity in its student body and workforce in order to enrich the educational experience of students and strengthen the competitiveness of our state and nation in the 21st century; and

**WHEREAS**, the State of Nebraska is becoming more diverse in many ways, including in race and national origin, and the University provides outreach and educational and support programs to encourage the educational access, persistence and success necessary if our state and its people are to prosper; and

**WHEREAS**, in endeavoring to achieve broad diversity in the makeup of the University's student body and workforce, the University from time to time employs narrowly tailored measures that take into consideration diversity of race and gender, consistent with relevant decisions of the United States Supreme Court and with state and federal laws prohibiting discrimination on the basis of race, color, religion, gender, national origin and disability; and

**WHEREAS**, there is currently being circulated among the electorate of the State of Nebraska an initiative petition commonly called the Connerly petition, which is also known as the Nebraska Civil Rights Peition, an initiative that appears to be part of a national strategy developed and financed by interests outside Nebraska; and

**WHEREAS**, the Nebraska Civil Rights Peition, known as the Connerly petition. seeks to amend the Nebraska Constitution in ways that would eliminate lawful and established measures used by the University to assist in carrying out the Board of Regents' commitment to achievement of diversity;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Regents of the University of Nebraska that the Board believes the use of existing narrowly tailored lawful measures that take diversity into consideration to assist in achieving the Board's commitment to diversity in the University's student body and workforce is good public policy; and

**BE IT FURTHER RESOLVED** that the Board believes the amendment to the Nebraska Constitution proposed by the Nebraska Civil Rights Petition (Connerly petition) is not good public policy and may result in elimination of existing lawful measures employed by the University in furtherance of the Board's commitment to diversity; and

**BE IT FURTHER RESOLVED** that the Board believes that Nebraskans, through their elected officials and institutions, should address Nebraska issues in ways that best serve state interests consistent with existing law; and

**BE IT FURTHER RESOLVED** that the Board of Regents opposes the Nebraska Civil Rights Peition (Connerly petition) and urges the voters of the State of Nebraska not to sign the same.

**BE IT FURTHER RESOLVED** that this resolution shall supersede and replace the resolution related to the Connerly petitions as previously acted on by the Board of Regents on January 18, 2008.

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Motion The proposed Resolution was seconded by Hawks

Action Student Opinion: Voting Aye: Solheim, Lewis, McKnight, and Seiler. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook and Hawks.

Regent Wilson proposed the following Resolution:

**Resolution**

**WHEREAS**, in the 21st century knowledge-based economy, Nebraska's economic future depends on our state's ability to retain and attract talent in the state; and

**WHEREAS**, in addition to its historic role as the state's only public university providing education to prepare Nebraskans for life and work, the University of Nebraska is Nebraska's leading source of research and development, generating more than \$330 million in R&D activity annually; and

**WHEREAS**, research-based public-private partnerships involving universities, the private sector and government have been demonstrated to serve as effective catalysts for regional innovation-based economic development, attracting entrepreneurs, faculty, students and new and knowledge-based businesses; and

**WHEREAS**, locating a public-private research and development campus on land contiguous to a major research university is essential to attracting private sector investment because such a location contributes significantly to success through internships and employment opportunities, faculty collaborations, graduate education opportunities, research agreements and other relationships among the partners; and

**WHEREAS**, the only feasible location of adequate size for such a campus contiguous to the University of Nebraska-Lincoln is on land currently designated as State Fair Park in Lincoln, Nebraska; and

**WHEREAS**, successful development of a public-private research and development campus in connection with the University of Nebraska-Lincoln would build on the research strengths of the University, including agriculture and life sciences, and thus leverage the research strength of the University for the benefit of all Nebraskans;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Regents of the University of Nebraska supports the acquisition of State Fair Park by the University of Nebraska for the purpose of developing a research and development campus that will encourage public-private partnerships, promote the attraction and creation of high-paying jobs in Nebraska, foster innovative research that will attract and keep talent in Nebraska, and serve as a major source of economic competitiveness in the 21st century.

**AND, WHEREAS** the University of Nebraska has been a long-time partner with the Nebraska State Fair in efforts to promote and showcase Nebraska agriculture, industry, commerce, and the arts, sciences and technology; and

**WHEREAS** the needs of the Nebraska State Fair are no longer best met by the present location;

**NOW THEREFORE BE IT FURTHER RESOLVED** that the Board of Regents of the University of Nebraska encourages the University of Nebraska administration, the State Fair Board, the Governor, the Legislature and other interested parties to work together to find a new location for the Fair so that it can continue its century long tradition of showcasing the best of Nebraska's agriculture, industry, commerce and the arts, sciences and technology, and supports the conveyance of the land currently known as State Fair Park to the University of Nebraska for a research and development campus.

**NOW THEREFORE BE IT FURTHER RESOLVED** that this resolution shall supersede and replace the resolution related to the location of the Innovation Campus as previously acted on by the Board of Regents on January 18, 2008.

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- Motion The proposed Resolution was seconded by McClurg
- Action Student Opinion: Voting Aye: Lewis, McKnight, Seiler, and Solheim. Voting Aye: Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, and McClurg. Motion carried.
- Motion Moved by Wilson to establish an ad hoc Committee of the Board of Regents to be known as the “Outreach and Economic Development Committee.”

**Outreach and Economic Development Committee - Draft Charter**

Engagement with and outreach to citizens across Nebraska are among the highest priorities of the University of Nebraska. This is consistent with the University’s mission not only in teaching and research, but also in service or outreach. It is also reflected in the University’s Strategic Framework.

Through the work of its faculty, the University is involved in academic pursuits that offer great potential to Nebraskans throughout the state. The Board of Regents’ Committee on Outreach and Economic Development will encourage planning and development of strategies that take advantage of this expertise in areas that can benefit the state. The committee will focus on ways the university can contribute to the growth of Nebraska’s economy, health, culture, and quality of life. The Committee will be interested in efforts that address outreach and economic development in urban and rural areas.

- Action Student Opinion: Voting Aye: McKnight, Seiler, Solheim, and Lewis. Voting Aye: Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, McClurg, and Phares. Motion carried.

**VII. HEARINGS**

None

**VIII. STRATEGIC ISSUE**

The strategic issue presentation was General Education. The speakers were Linda Pratt, Executive Vice President and Provost; Richard Miller, Faculty Senate President, University of Nebraska at Kearney; Barbara Couture, Senior Vice Chancellor for Academic Affairs, University of Nebraska-Lincoln; and David Wilson, Associate Vice President for Academic Affairs, University of Nebraska-Lincoln.

Regent Phares reported on the February 21, 2008 meeting of the Business Affairs Committee and reported that the Committee recommended approval of [1] UNMC item X-B-3, the program statement and budget for construction of an addition and minor renovation to the College of Nursing, [2] UNMC item X-B-5, the program statement and budget for construction of the new College of Public Health building, [3] UNO item X-B-9, the program statement and budget for the construction of the College of Business Administration, and [4] NCTA item X-B-14, program statement and budget for the Education Center building.

**IX. UNIVERSITY CONSENT AGENDA**

- Motion Moved by Schroeder and seconded by Phares to approve the Consent Agenda consisting of items IX-A-1, IX-A-2, IX-B-1, IX-B-2, and IX-B-3

**A. ACADEMIC AFFAIRS**

- IX-A-1 The President’s Personnel Recommendation

- IX-A-2 Approval of the appointment of Janet T. Pol as Statistics Coordinator effective August 18, 2008, College of Business Administration, University of Nebraska at Omaha

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B. BUSINESS AFFAIRS

IX-B-1 Approve the use of the Henry M. Beachell bequest to establish the Beachell Scholarship Fund as a quasi-endowment fund in the amount of \$200,000

IX-B-2 Accept a gift from the University of Nebraska Foundation for real property located at 518 South 38th Street, Omaha, Nebraska

IX-B-3 Approve the Vice President for Business and Finance, as Trustee, to enter into a Sale Agreement for the University's interest in the Rosa O. Peterson Title Holding Trust

There was discussion on item IX-B-3. Absent objection from the Board, Regent Phares requested that the Recommended Action on this item be changed to reflect the following action:

RECOMMENDED ACTION: Approve the Vice President for Business and Finance, as Trustee, to explore the feasibility of, and the authority to, enter into a Sale Agreement for the University's interest in the Rosa O. Peterson Title Holding Trust.

Action Student Opinion: Voting Aye: Seiler, Solheim, Lewis, and McKnight. Voting Aye: Whitehouse, Wilson, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Absent: Ferlic. Motion carried.

X. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Wilson and seconded by Hawks to approve item X-A-1

X-A-1 Approval is requested to establish the Center for Collaboration on Research Design and Analysis (CCORDA) in the College of Public Health at the University of Nebraska Medical Center

Action Student Opinion: Voting Aye: Solheim, Lewis, McKnight, and Seiler. Voting Aye: Wilson, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Absent: Ferlic. Motion carried.

Motion Moved by Hawks and seconded by Phares to approve item X-A-2

X-A-2 Approval is requested to create a Master of Arts Degree with a major in Art History at the University of Nebraska-Lincoln

Action Student Opinion: Voting Aye: Lewis, McKnight, Seiler, and Solheim. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Wilson. Absent: Ferlic. Motion carried.

B. BUSINESS AFFAIRS

University of Nebraska Central Administration

Motion Moved by McClurg and seconded by Wilson to approve item X-B-1

X-B-1 Approve an amendment to Regents Policy RP-6.2.7 Naming of Facilities

The text of the proposed policy amendment is as follows:

**RP-6.2.7 Naming of Facilities**

1. Purpose

The purpose of this policy is to establish the authority and regulations for naming and renaming buildings and other facilities at the University of Nebraska.

2. Definitions

- ~~a. Use-Related (Generic). When used in conjunction with facility identification, the terms "use-related" and "generic" describe names given to buildings or other facilities which are based solely upon the use of the named facility, without the inclusion of a modifier which would designate a particular family, person, or organization. Examples of use-related or generic names would be "East Campus Union", "College of Dentistry", "College of Business Administration", or "Health and Sport Center."~~
- ~~b. Facility Identification. The name or title used to designate a particular building or other facility for the purpose of specifically identifying such building or facility to all members of the University community and to the general public.~~
- ~~c. Facility. Any physical structure or space required by an institution for the performance of its programs and related activities. In support of the naming policy, this definition will include a new, existing, or leased building, a wing of a building, a room or cluster of rooms, or other significant features such as a fountain, monument, plaza, garden, landscaped area, or street.~~
- a. "Facility" means any physical structure or space required by an institution for the performance of its programs and related activities, including any new, existing, or leased building, a wing of a building, a room or cluster of rooms, or other significant features such as a fountain, monument, plaza, garden, landscaped area, or street. This policy shall not apply to interior spaces of a Facility which describe their functional purpose, i.e. maintenance room, closet or restroom.
- b. "Facility Identification" means the name or title used to designate a particular Facility for the purpose of specifically identifying it to members of the University community and to the general public.
- c. "Generic Name" when used in conjunction with the Facility Identification means the name that may be given to a Facility which is based solely upon the use or location of the Facility or upon an institutional mascot name, symbol or other identifier pertinent to the institution without a modifier designating a particular person, family or organization. Examples of Generic Names are "Coliseum", "College of Dentistry", "College of Business Administration", "East Campus Union", "Health and Sports Center", "Husker Village", "Maverick Village", "Nebraska Hall", "Nebraskan Student Union", and "West Center Building.

3. Authority for Naming Facilities

- a. ~~The use-related (generic) naming of a campus building or wing of a building or other significant campus feature such as a fountain, monument, plaza, garden, or landscape area or street shall be approved by the Chancellor responsible for the facility and the President. The assignment of a Generic Name to a Facility shall be approved by the Chancellor responsible for the Facility and the President. Such naming shall be reported to the Board of Regents.~~
- b. ~~The naming of a room or a small cluster of rooms or other a small campus feature such as a garden, footbridge, or landscaped area in honor of an individual, a family, a group, or an organization shall be approved by the Chancellor responsible for the facility such a Facility and the President. These actions~~Such naming shall be reported to the Board of Regents.
- c. ~~The naming of a campus building or wing of a building, or a fountain, a monument, or large campus area such as a plaza; or street in honor of an individual, a family, a group, or an organization shall be approved by the Board of Regents upon the recommendation of the Chancellor responsible for the facility~~Facility and the President.



4. Criteria for Naming Facilities

- a. ~~A facility~~ Facility may be named for ~~an individual, family, group, or organization or entities meeting that has provided or meets~~ one or more of the following criteria:
  - 1) Extraordinary service to the University as a faculty member, staff member, or University officer;
  - 2) Extraordinary support or service to the University, and/or Alumni who have provided extraordinary service to the University;
  - 3) Distinguished persons who have provided extraordinary service to the University or who otherwise merit special recognition;
  - 4) Donors who have made a significant financial contribution to the University generally, to a campus, to a college or major unit, or to a related program; and/or
  - 35) Donors who have made a Significant significant financial contributions toward the construction of a new facility Facility or major renovation of an existing Facility, an endowment for maintenance and operating costs of a facility Facility, or other program or activity of the University of Nebraska.
- b. Except for naming a Facility in honor of individuals designated by donors qualifying under subsections a.4) and/or a.5) of this Section 44.a.3, ~~facilities~~ Facilities shall not be named for ~~persons who are~~ individuals currently employed by the University or the State of Nebraska or ~~who are~~ electd officials. ~~Proposals to honor such individuals not covered by this exception should not be submitted. Unless expressly waived by the Board of Regents, a Facility shall not be named for an individual not otherwise qualifying under the exceptions in subsections a.4) and/or a.5) earlier than five years following the departure, death, or retirement of the person from the University or the State or the end of an elected official's service in office.~~
- c. There shall be a due diligence review of each naming proposal to carefully consider the overall benefit of such naming to the University, whether the name is and will continue to be a positive reflection on the institution and whether the name comports with the purpose and mission of the University. Such due diligence shall include the following:
  - 1) Review of any potential conflict of interest issues affecting the University;
  - 2) Review of potential impact upon the academic or research autonomy of the University;
  - 3) Evaluation of the impact on future giving by the donor or others;
  - 4) Consultation with the General Counsel to ensure compliance with applicable policies, laws and regulations; and
  - 5) Consultation as necessary with the University's bond counsel to determine if a proposed naming would adversely affect existing or future tax-exempt bonds.

- d. In order to avoid any appearance of commercial influence or conflict of interest, additional due diligence shall be undertaken before recommending the naming of any Facility that includes the name of a commercial enterprise. A Facility may be assigned a name that includes a commercial enterprise only if the proposed name (i) is appropriate in the educational and public setting of the University, (ii) will not detract from the University's use of the Facility or the University's reputation as a public institution of higher education, and (iii) will not result in impermissible commercial endorsement or advertising benefitting the commercial enterprise.
5. Procedures for Naming Facilities
    - a. ~~a.~~ No commitment for naming a Facility shall be made prior to approval of the proposed name in accordance with this policy.
    - b. Wherever a naming proposal may originate, it shall at the earliest appropriate date be submitted to the Chancellor, from the Chancellor to the President, and from the Chancellor and President to the Board of Regents in those instances where action by the Board is required.
    - c. ~~The~~ Each Chancellor shall establish campus policies and procedures consistent with this policy to be used in the naming of campus facilities.
    - b. The Vice-President for Business and Finance shall establish University-wide procedures for implementing this policy and for assuring compatibility of campus policies and procedures with this policy.
  6. Duration of Names and Name Changes
    - a. The naming of a Facility in honor of an individual or individuals, family or non-commercial entity is generally expected to last for the useful life of the Facility.
    - b. The naming of a Facility in honor of a commercial enterprise will have a set number of years attached to the naming, which will be determined on a case-by-case basis and included in a signed gift agreement associated with the naming of the Facility. Typically the duration of a commercial enterprise name should not exceed twenty-five (25) years. Once established, a commercial enterprise name assigned to a Facility shall normally remain the same notwithstanding future changes in the commercial enterprise name; provided, however, in the event of a name change in the commercial enterprise, the Board of Regents may in the exercise of its sole discretion elect to remove the established commercial enterprise name from the Facility or to rename the Facility, if either such action is determined to be in the best interest of the University.
    - c. If a Facility is replaced or substantially renovated (providing new useful life equivalent to a new building), or if there is a significant addition to the Facility, it may be renamed, subject to any terms, conditions or restrictions set forth in any gift agreement related to the prior naming action.
    - d. If there is a change in the function of a Facility that has a Generic Name, the Generic Name may be changed in accordance with the requirements of subsection a. of Section 3 of this policy.
    - e. If there is a change in the function of a Facility that has been named in accordance with Section 4(a)(4) or 4(a)(5) above, such naming will either remain with the existing Facility or a comparable substitute naming will be adopted, subject to any terms, conditions or restrictions set forth in any gift agreement related to the prior naming action.
    - f. If any individual or organization honored in the naming of a Facility acts in a manner that brings discredit to, or otherwise harms the reputation or stature of the University, or if any individual or organization honored by the naming of a Facility fails to fulfill agreed upon obligations associated with the naming, the

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Board of Regents may change the name of the Facility upon the recommendation of the Chancellor responsible for the Facility and the President. Before taking any such action the General Counsel shall be consulted in regard to any legal obligations the University may have under any pre-existing agreement related to naming of the Facility or in regard to any other matter that may have legal bearing upon a proposed change in name.

67. Prior Procedures and Facility Names

a.—Facility names in existence at the time of the adoption of this policy shall remain in effect, ~~until a name change is proposed~~ subject to future renaming consistent with this policy and subject to restrictions in any gift agreements related to the prior naming action.

Action Student Opinion: Voting Aye: McKnight, Seiler, Solheim, and Lewis. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Wilson. Absent: Ferlic. Motion carried.

University of Nebraska-Lincoln

Motion Moved by McClurg and seconded by Whitehouse to approve item X-B-2

X-B-2 Approve the team of Perkins & Will/Bahr, Vermeer & Haecker to provide design services for the NanoScience Facility

Action Student Opinion: Voting Aye: Seiler, Solheim, Lewis, and McKnight. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, and Hassebrook. Absent: Ferlic. Motion carried.

University of Nebraska Medical Center

Motion Moved by Phares and seconded by Hawks to approve items X-B-3 and X-B-4

X-B-3 Approve the program statement and budget for the construction of an addition to the College of Nursing building and minor renovation

X-B-4 Approve the selection of RDG Planning & Design to provide architectural design services for the construction of an addition to the College of Nursing building

There was discussion on both items

Action Student Opinion: Voting Aye: Solheim, Lewis, McKnight, and Seiler. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Hassebrook, and Hawks. Absent: Ferlic. Motion carried.

Motion Moved by Phares and seconded by Wilson to approve items X-B-5 and X-B-6

X-B-5 Approve the program statement and budget for the construction of a new College of Public Health building

X-B-6 Approve the selection of Alley Poyner & Macchietto Architecture, P.C. to provide architectural design services for the construction of a new College of Public Health building

There was discussion on item X-B-6

Action Student Opinion: Voting Aye: Lewis, McKnight, Seiler, and Solheim. Voting Aye: Phares, Schroeder, Whitehouse, Wilson, Hassebrook, Hawks, and McClurg. Absent: Ferlic. Motion carried.

Motion Moved by Schroeder and seconded by McClurg to approve item X-B-7

X-B-7 Approve a Computing Services Agreement, Statement of Work and related Business Associate Addendum between the Holland Computing Center and the University of Nebraska Medical Center

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There was discussion

Action Student Opinion: Voting Aye: McKnight, Seiler, Solheim, and Lewis. Voting Aye: Schroeder, Whitehouse, Wilson, Hassebrook, Hawks, McClurg, and Phares. Absent: Ferlic. Motion carried.

Motion Moved by Hawks and seconded by McClurg to approve item X-B-8

X-B-8 Approve replacement of fire damaged electrical generator and associated control and switch gear equipment and construction of code compliant utility facility

Action Student Opinion: Voting Aye: Seiler, Solheim, Lewis, and McKnight. Voting Aye: Whitehouse, Wilson, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Absent: Ferlic. Motion carried.

Motion Moved by Phares and seconded by Whitehouse to approve items X-B-9 and X-B-10

X-B-9 Approve the program statement and budget for the construction of a new College of Business Administration building

X-B-10 Approve the selection of Holland Basham Architects/Gensler to provide architectural design services for the construction of a new College of Business Administration building

There was discussion on both items

Action Student Opinion: Voting Aye: Solheim, Lewis, McKnight, and Seiler. Voting Aye: Wilson, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Absent: Ferlic. Motion carried.

Motion Moved by Wilson and seconded by Schroeder to approve item X-B-11

X-B-11 Approve the project budget for the Arts and Sciences Hall Fire Suppression System

Action Student Opinion: Voting Aye: Lewis, McKnight, Seiler, and Solheim. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Wilson. Absent: Ferlic. Motion carried.

Motion Moved by McClurg and seconded by Whitehouse to approve items X-B-12 and X-B-13

X-B-12 Approve the Resolution authorizing the expenditure of \$625,471 from the Sixth Series Replacement Fund to make Student Center improvements

University of Nebraska at Kearney

X-B-13 Approve the Resolution to authorize transfer and expenditure of up to \$5,200,000 for Capital Improvements for Revenue Bond Housing Facilities

Action Student Opinion: Voting Aye: McKnight, Seiler, Solheim, and Lewis. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Wilson. Absent: Ferlic. Motion carried.

Motion Moved by Phares and seconded by Hawks to approve item X-B-14

X-B-14 Approve the program statement and budget for the Education Center building

Action Student Opinion: Voting Aye: Seiler, Solheim, Lewis, and McKnight. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, and Hassebrook. Absent: Ferlic. Motion carried.

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Additional Items

- Motion Moved by Phares and seconded by Hawks to approve item X-B-15
- X-B-15 Approve the Joint Affiliation and Operating Agreement (JAOA) and Academic Affiliation Agreement between the Board of Regents of the University of Nebraska, Northeast Community College and Faith Regional Health Services relating to the establishment of the Northern Division of the UNMC College of Nursing in Norfolk, Nebraska
- There was discussion
- Action Student Opinion: Voting Aye: Solheim, Lewis, McKnight, and Seiler. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Hassebrook, and Hawks. Absent: Ferlic. Motion carried.
- Motion Moved by Phares and seconded by Hawks to approve item X-B-17
- X-B-17 Approve the Resolution relating to the UNO Health, Physical Education and Recreation (HPER) financing which increases the “Not to Exceed” rate from 5.5% to 5.7%
- There was discussion and, absent objection from the Board, the item was amended as follows:
- RECOMMENDED ACTION: Approve the attached Resolution relating to the Health, Physical Education and Recreation (HPER) financing which increases the “Not to Exceed” rate from 5.5% to 5.7% provided, however, that if the interest rate is in excess of 5.5%, the approval of the Executive Committee of the Board of Regents will be required.
- Action Student Opinion: Voting Aye: Lewis, McKnight, Seiler, and Solheim. Voting Aye: Phares, Schroeder, Whitehouse, Wilson, Hassebrook, Hawks, and McClurg. Absent: Ferlic. Motion carried.
- X-B-16 Approve an agreement between Follett Higher Education Group, Inc. and the University of Nebraska-Lincoln, granting the exclusive right to lease, operate and manage the bookstore operations on the UNL campuses for a period of ten (10) years
- There was discussion. Kim Phelps, Associate Vice Chancellor for Business and Finance at the University of Nebraska-Lincoln, provided the Board with an overview of the RFP process and negotiation of the Follett Higher Education Group, Inc. contract.
- Item X-B-16 was withdrawn by President Milliken and will appear on the April agenda
- C. FOR INFORMATION ONLY
- X-C-1 Board of Regents agenda items related to the University of Nebraska Strategic Framework
- X-C-2 Calendar of establishing and reporting accountability measures
- X-C-3 Current version of the University of Nebraska Strategic Framework
- X-C-4 Current version of the University of Nebraska Strategic Dashboard Indicators
- D. REPORTS
- X-D-1 Quarterly personnel report for the period October through December 2007
- X-D-2 Spring 2008 Enrollment Report
- X-D-3 Change the degree name of “Bachelor of Science Degree in Veterinary Technologist” to “Bachelor of Science in Veterinary Technology” at the University of Nebraska-Lincoln
- X-D-4 Status Report on Fire Safety and Protection

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- X-D-5 Status of Capital Projects exceeding \$5 million as of December 31, 2007
  - X-D-6 Semi-Annual Report of Licenses
  - X-D-7 Quarterly Status Report of Six-Year Capital Plan and Capital Construction Report
  - X-D-8 Quarterly Gifts, Grants, Contracts and Bequests
  - X-D-9 Bids and Contracts
  - X-D-10 Members of the University of Nebraska Project Review Board Pool
  - X-D-11 Naming of the International Quilt Study Center and Museum at the University of Nebraska-Lincoln
  - X-D-12 Naming of the Sheldon Museum of Art at the University of Nebraska-Lincoln
- Chairman Hassebrook accepted the reports

**XI. ADDITIONAL BUSINESS**

Regent Phares commended the students on each campus for their work in the community. He asked the campus administrators to bring to the Board a list of student service projects and that the Board consider a resolution of appreciation acknowledging the students for their many hours of community involvement.

The next meeting of the Board of Regents is on Friday, April 18, 2008.

**ADJOURNMENT**

There being no further business, the meeting was adjourned by Chairman Hassebrook at 4:04 p.m.

Respectfully submitted,

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Donal J. Burns  
Corporation Secretary

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Chuck Hassebrook  
Chairman of the Board