

**University of Nebraska Board of Regents
Board of Regents Meeting
Itinerary**

Friday, October 23, 2009

- 8:00 a.m. Business Affairs Committee
Topic: Update on Innovation Campus
Presenters: Chancellor Perlman
 Mary Jukuri, JJR/Smithgroup, Ann Arbor, Michigan
 Jay Noddle, Noddle Companies, Omaha, Nebraska
- Topic: Sustainability
Presenters: Rebecca Koller, Assistant Vice President/Director of Facilities Planning
 and Management
 Campus Facilities Directors
 • Ken Hansen, UNMC
 • Lee McQueen, UNK
 • John Amend, UNO
 • Ted Weidner, UNL
- Topic: Proposed UNMC Eye Institute Facility
Presenter: Don Leuenberger, Vice Chancellor for Business and Finance, UNMC
- Topic: State Budget Update
Presenters: President Milliken
 Chris Kabourek, Assistant Vice President and Director of Budget
- 10:15 a.m. (approximate) Break
- 10:30 a.m. (approximate) Outreach and Economic Development Ad Hoc Committee
Topic: Nebraska Health Workforce Study
Presenter: Dr. Keith Mueller, College of Public Health, Health Services Research
 Administration, UNMC
- 11:00 a.m. (approximate) Academic Affairs Committee
Strategic Framework reports
 Topics: Enrollment [1-b-i], Nebraska Top 25% [3-b-i] and
 Nonresident Students [3-c-i]
 Presenters: Kristin Yates, the Assistant Vice President and Director of Institutional
 Research
 Pete Lipich, Institutional Research Analyst
- Noon (approximate) Lunch
- 12:45 p.m. **KUDOS and Resolution Award Winners Assemble**
 President's Conference Room, Varner Hall
- 1:00 p.m. **Board of Regents Meeting**

AGENDA
THE BOARD OF REGENTS
OF THE UNIVERSITY OF NEBRASKA
Varner Hall
Friday, October 23, 2009
1:00 p.m.

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN ON
SEPTEMBER 4, 2009

IV. KUDOS

Tim Fitzgerald, *Manager of Photography*, UNO
Joan DeHaven, *Accounts Payable Manager*, Finance Office, UNK
Nick Knopik, *Facilities Management and Planning*, UNMC
Suzanne Becking, *EEO/Instructional Technology Specialist*, UNL
Jeri Cunningham, *Office Associate/Department of Entomology*, UNL

V. PUBLIC COMMENT

(a) The standing rules of the Board provide that any person who gives 24 hours notice to the Corporation Secretary of the Board may speak to any item that is not on the agenda for up to five minutes. The Chairman has approved that the Board shall provide one hour for individuals to address the issue of embryonic stem cell research. Interested individuals were asked to contact the Corporation Secretary of the Board.

(b) The Standing Rules of the Board also provide that any person may appear and address the Board of Regents on any item on the agenda for this meeting. Each person will be given up to five minutes to make his or her remarks.

VI. POLICY ISSUES

Board of Regents Consideration of Human Embryonic Stem Cells

VII. HEARINGS

VIII. UNIVERSITY CONSENT AGENDA

A. ACADEMIC AFFAIRS

1. President's Personnel Recommendation Addendum VIII-A-1

B. BUSINESS AFFAIRS

University of Nebraska-Lincoln

1. Authorize the Chancellor to approve a contract for a 2009 postseason football game Addendum VIII-B-1

University of Nebraska at Omaha

2. Approve the selection of Holland Basham Architects to provide architectural design services for the renovation of Roskens Hall at the University of Nebraska at Omaha Addendum VIII-B-2

IX. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

1. Approve dissolution or merger of University of Nebraska Medical Center Multi-Departmental Academic Centers for Research, Teaching and/or Service Addendum IX-A-1
2. Approve dissolution of University of Nebraska–Lincoln Centers for Research, Teaching and/or Service Addendum IX-A-2

B. BUSINESS AFFAIRS

University of Nebraska-Lincoln

1. Approve the attached Resolution to authorize expenditure of up to \$1,694,154 for capital improvements for the Nebraska Unions, University Health Center and University Housing facilities from the Replacement Fund of the Student Fees and Facilities Revenue Bonds at the University of Nebraska-Lincoln Addendum IX-B-1
2. Approve the Resolution to authorize the expenditure of up to \$1,116,500 from the Surplus Fund of the UNL Parking Revenue Bonds to improve certain property and equipment Addendum IX-B-2

University of Nebraska at Omaha

3. Approve the Purchase Agreement by and between NS-The Heritage, L.L.C. (Heritage), the Pappio-Missouri River Natural Resources District (NRD) and the Board of Regents for approximately 83 acres of land adjacent to University of Nebraska at Omaha's Allwine Prairie Preserve Addendum IX-B-3
4. Approve the attached Resolution authorizing the expenditure of \$300,000 from the Sixth Series Surplus Fund to partially fund parking lot addition Addendum IX-B-4

University of Nebraska Medical Center

5. Approve the interlocal agreement with the Omaha Public Power District for the implementation of energy related products and services on the UNMC Campus Addendum IX-B-5
6. Approve the attached Resolution relating to OPPD Land Exchange Transaction at the University of Nebraska Medical Center (UNMC): (the OPPD Project) which (1) approves the issuance of not to exceed \$13,500,000 principal amount of Lease Rental Revenue Bonds, Series 2009 (OPPD Project, Series 2009) by The University Nebraska Facilities Corporation pursuant to a Trust Indenture, and (2) authorizes the execution and delivery of a Site Lease, a Lease-Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, an Inducement Letter and a Preliminary Official Statement in connection with the sale of such Series 2009 Bonds, (3) authorizes the sale of such Series 2009 Bonds at a negotiated sale pursuant to a Bond Purchase Agreement and authorizes the Vice President for Business and Finance to determine interest rates (not to exceed a true interest cost of 3.50%), principal amounts, principal maturities and redemption provisions of such Series 2009 Bonds, and (4) approves the preparation and use of a final Official Statement Addendum IX-B-6
7. Approve the program statement of a new Eye Institute building on the campus of the University of Nebraska Medical Center (UNMC), which authorizes UNMC to hire outside consultants and spend up to 3% of the preliminary Total Project Cost estimate to complete design through Intermediate Design Addendum IX-B-7

University of Nebraska Central Administration

8. Approve the attached Resolution (1) approving the adoption of a Bond Resolution by the University of Nebraska Facilities Corporation authorizing the issuance of not to exceed \$60,000,000 aggregate principal amount of University of Nebraska Facilities Corporation Deferred Maintenance Bonds, Series 2009, (2) approving and authorizing the execution and delivery of a Financing Agreement, a Continuing Disclosure Certificate, a Tax Compliance Agreement, an Amended and Restated Depository and Disposition Agreement, an Inducement Letter, and a Preliminary Official Statement, (3) authorizing the sale of such Bonds at a negotiated sale and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed a true interest cost of 4.0%), principal amounts, principal maturities and redemption provisions of such Bonds, and (4) approving the preparation and use of a Final Official Statement

Addendum IX-B-8

Additional Item – University of Nebraska Medical Center

9. Approve naming the UNMC Eye Institute building the “Stanley M. Truhlsen Eye Institute” Addendum IX-B-9

C. FOR INFORMATION ONLY

1. Board of Regents agenda items related to the University of Nebraska Strategic Framework Addendum IX-C-1
2. Calendar of establishing and reporting accountability measures Addendum IX-C-2
3. Current version of the University of Nebraska Strategic Framework Addendum IX-C-3
4. Current version of the University of Nebraska Strategic Dashboard Indicators Addendum IX-C-4

D. REPORTS

1. Fall 2009 Headcount and Semester Credit Hour Addendum IX-D-1
2. Periodic Review of Multi-Departmental Academic Centers for Research, Teaching, and/or Service Addendum IX-D-2
3. Bids and Contracts Addendum IX-D-3
4. Report on the Othmer-Topp Endowment Fund, second priority uses, for the fiscal year ended June 30, 2009 Addendum IX-D-4
5. Disposal of Real Property at 3805 North 16th Street, Omaha, Nebraska by the University of Nebraska at Omaha Addendum IX-D-5

Strategic Framework Reports

6. Need-based Financial Aid [1-a-iii] Addendum IX-D-6
7. Merit-based Scholarships [3-b-ii] Addendum IX-D-7
8. Administrative Efficiencies [6-a-iii]: Short-term Investments Addendum IX-D-8

X. ADDITIONAL BUSINESS

VIII. UNIVERSITY CONSENT AGENDA

A. ACADEMIC AFFAIRS

1. President's Personnel Recommendation Addendum VIII-A-1

B. BUSINESS AFFAIRS

University of Nebraska-Lincoln

1. Authorize the Chancellor to approve a contract for a 2009 postseason football game Addendum VIII-B-1

University of Nebraska at Omaha

2. Approve the selection of _____ to provide architectural design services for the renovation of Roskens Hall at the University of Nebraska at Omaha [Note: The name of the firm selected will be provided on Thursday, October 22 prior to the Board meeting] Addendum VIII-B-2

The President's Personnel Recommendation
Meeting Date: October 23, 2009

Addendum VIII-A-1

The following appointment was authorized by President Milliken per Board of Regents Bylaw 2.2

University of Nebraska-Lincoln

Adjustment

Susan Fritz, Interim Dean and Director of the Agricultural Research Division (Special), Associate Vice Chancellor (Special) for the Institute of Agriculture and Natural Resources, and Professor (Continuous) Department of Agricultural Leadership, Education and Communication (AgLEC); effective 10/01/2009; \$190,572 FY, 1.00 FTE (includes Associate Vice Chancellor stipend of \$17,484 and Interim Dean and Director stipend of \$15,735). Add title Interim Dean and Director of the Agricultural Research Division (Special) and increase salary from \$174,837 (includes stipend of \$17,484)

TO: The Board of Regents Addendum VIII-B-1
Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: University of Nebraska-Lincoln (UNL) 2009 Postseason Football Game

RECOMMENDED ACTION: Authorize the Chancellor to approve a contract for a 2009 postseason football game.

PREVIOUS ACTION: November 7, 2008 – The Board of Regents authorized the Chancellor of University of Nebraska-Lincoln to approve a contract for a 2008 postseason football game.

EXPLANATION: Postseason football game negotiations will soon begin. This authorization will assure adequate time to complete all arrangements for the postseason game.

PROJECT COST: None

SOURCE OF FUNDS: None

SPONSORS: Tom Osborne
Athletic Director

Christine A. Jackson
Vice Chancellor for Business & Finance

RECOMMENDED: Harvey Perlman, Chancellor
University of Nebraska-Lincoln

DATE: September 29, 2009

TO: The Board of Regents
 Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Architect selection for the Renovation of Roskens Hall at the University of Nebraska at Omaha

RECOMMENDED ACTION: Approve the selection of Holland Basham Architects to provide architectural design services for the renovation of Roskens Hall at the University of Nebraska at Omaha (UNO).

PREVIOUS ACTION: June 12, 2009 - The Board of Regents approved the program statement and the preliminary budget for the Renovation of Roskens Hall at UNO.

EXPLANATION: A Project Evaluation Board consisting of the Assistant Vice President for Business and Finance/Director of Facilities Planning and Management, one representative from the UNO College of Education, one representative from UNO Facilities Management and Planning, and two external members have selected Holland Basham Architects to provide architectural design services for the renovation of Roskens Hall. This firm was selected from a field of seventeen firms submitting proposals for the project. A contract for design services will be negotiated within the amount shown in the approved project budget.

Proposed start of construction: May 2010
 Proposed completion of construction: August 2011

PROJECT COST: \$12,400,000

ON-GOING FISCAL IMPACT: Estimated Operating and Maintenance 1% Assessment No Additional Impact \$124,000

SOURCE OF FUNDS: Private Donations

SPONSOR: William E. Conley
 Vice Chancellor for Business and Finance

RECOMMENDED: John E. Christensen, Chancellor
 University of Nebraska at Omaha

DATE: October 23, 2009

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Vice President for Business and Finance to determine interest rates (not to exceed a true interest cost of 3.50%), principal amounts, principal maturities and redemption provisions of such Series 2009 Bonds, and (4) approves the preparation and use of a final Official Statement Addendum IX-B-6

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University of Nebraska Central Administration

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Additional Item – University of Nebraska Medical Center

9. Approve naming the UNMC Eye Institute building the “Stanley M. Truhlsen Eye Institute” Addendum IX-B-9

TO: The Board of Regents Addendum IX-A-1

Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Dissolution or merger of University of Nebraska Medical Center Multi-Departmental Academic Centers for Research, Teaching and/or Service.

RECOMMENDED ACTION: It is recommended that the Board of Regents dissolve or merge seven UNMC Centers as detailed below.

PREVIOUS ACTION: At the Board of Regents meeting on September 5, 2008, the Regents approved a list of existing Multi-Departmental Academic Centers for Research, Teaching and/or Service and their schedule for subsequent review. Additional Centers have been added since that time.

EXPLANATION: Consistent with the existing review schedule, seven centers are now identified for discontinuance or consolidation as follows:

Recommend to be Dissolved.

It is recommended that the **Nebraska Informatics Center for the Life Sciences (NICLS)** be dissolved. NICLS was created via support from a Nebraska NSF EPSCoR Research Infrastructure Improvement Grant designed to assist the four participating research universities in developing the emerging discipline of informatics in conjunction with outreach efforts to smaller state and community colleges in Nebraska. The grant was for the time period February 1, 2001 through January 31, 2004. Since there is no longer funding for support of NICLS Ken Cowan, Director Eppley Institute for Research in Cancer and Allied Diseases, recommended that the center be dissolved.

It is recommended that the **Nebraska Center for Biosecurity** be dissolved. With the creation of the College of Public Health, it was determined that the functions and objectives of this center, to provide resources to address both human and agricultural biosecurity concerns, overlapped significantly and aligned with those of the Center for Biopreparedness Education. Since the function of the Center for Biosecurity is met by the Center for Biopreparedness Education, it is recommended that the Center for Biosecurity be dissolved and that the 2009-10 budget for this center (\$3,077) be reallocated to the Center for Biopreparedness Education in the College of Public Health.

Health Professions Tracking Center is recommended to be dissolved and that the associated 2009-10 budget (\$136,022) be reallocated to the Information Technology Unit of the College of Public Health. This reorganization will result in a firm foundation for continuing the critical function of tracking the location of health professionals in Nebraska and Western Iowa while realizing efficiencies by co-locating data base management and analytic functions.

Recommend to be Merged into Other Approved Centers

Center for Rural Health Research and the Rural Policy Research Institute Great Plains Center for Health Statistics. In the process of securing federal funding for health services research at the University of Nebraska, major awards have been received under two names for centers that were needed for the grant programs: the Nebraska Center for Rural Health Research (initially funded in 1990) and the RUPRI (Rural Policy Research Institute) Center for Rural Health Policy Analysis (initially funded in 2000). Both of those centers have been highly successful, well-funded enterprises. The mission statements for both included research focused on the health of special populations (e.g., rural minorities, rural elderly, rural remote, uninsured); analysis of federal policies (especially Medicare & health reform); evaluation of state, local, and federal programs; and dissemination of research findings, translating them into action. There is now significant overlap of these centers with the Center for Health Services Research (CHSR) such that staff are shared and funded in part from each entity. All of these entities now report directly to the dean of the College of Public Health and are affiliated with the Department of Health Services Research and Administration. It is recommended that UNMC maintain one center, the CHSR, and that the 2009-10 budgets and functions of the Center for Rural Health Research (\$80,239) and the Rural Policy Research Institute Great Plains Center for Health Statistics (no current budget) be reallocated to the CHSR.

Center for Clinical Research (CRC). The CRC is an outpatient clinical research facility with skilled research nurses and a core laboratory to assist with inpatient protocols. UNMC investigators apply for use of CRC space, research nurse support and/or research lab support. Support is awarded based on three criteria: (1) the quality and significance of the research, (2) special need for the unique facilities of the center and (3) the potential for the project to be eligible for extramural funding. The CRC also serves as a resource for the teaching and training of medical students, residents, fellows and other health providers the skills of clinical investigation through a sponsored annual clinical research course, providing review of fellow-sponsored research applications and individualized instruction about research billing. The new Center for Clinical and Translational Research (CCTR) was created as part of the UNMC strategic plan to increase federal funding of clinical and translational research. The CCTR consolidates existing clinical research resources such as the Center for Clinical Research (CRC), biobanks containing human specimens, electronic clinical data, support for clinical research, design and analysis as well as specialized resources and technologies that support human subject research. Since the functions of the CRC are now part of the CCTR it is recommended that the CRC along with its associated functions and 2009-10 budget (\$403,592) be merged into the CCTR.

Center for Molecular Genetics and Genomics (CMGC) is and always has been a virtual center without funding. The intent was to secure stable and significant federal funding. This center was intended to serve as a resource for researchers conducting genetics research that requires

bioinformatics and statistical support for high dimensional genomics data analysis, such as that generated by studies of gene expression and genetic variation within populations. Such a resource is still a key to the development and support of UNMC's strategic clinical and translational research initiative (CCTR). The recommendation is to merge the functions of the CMCG (no budget available) into the Center for Clinical and Translational Research and create a place holder for this resource while an ongoing recruitment for a team of individuals with the required expertise and funding plays out.

PROJECT COST: There are no new costs for discontinuing or merging these centers. The identifiable ongoing budgets (including benefits) will be reallocated to their parent administrative unit(s) or to the center with which they were merged as described in the sections above.

SPONSORS: Rubens J. Pamies, M.D.
Vice Chancellor for Academic Affairs

Thomas H. Rosenquist, Ph.D.
Vice Chancellor for Research

RECOMMENDED: Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

DATE: September 30, 2009

TO: The Board of Regents Addendum IX-A-2
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Dissolution of University of Nebraska–Lincoln Centers for Research, Teaching and/or Service.

RECOMMENDED ACTION: It is recommended that the Board of Regents dissolve four UNL Centers as detailed below.

PREVIOUS ACTION: At the Board of Regents meeting on September 5, 2008, the Regents approved a list of existing Multi-Departmental Academic Centers for Research, Teaching and/or Service and their schedule for subsequent review. Additional Centers have been added since that time.

EXPLANATION: Consistent with the existing review schedule, four centers are now identified for discontinuance as follows:

It is recommended that these centers be dissolved:

- **Center for Communication and Information Science**
- **Center for Infrastructure Research**
- **Center for Laser-Analytical Studies of Trace Gas Dynamics**
- **Center for Microelectronic & Optical Materials Research**

The first four Centers were started as part of the Nebraska Research Initiative. They served to initiate and leverage successful research projects for many years. They are no longer a strategic priority for UNL. Combined NRI funding for the four was approximately \$960,000 which is no longer being provided because of a change in NRI priorities.

PROJECT COST: There is no cost for discontinuing these centers

SPONSORS: Barbara Couture
Senior Vice Chancellor for Academic Affairs

Prem S. Paul
Vice Chancellor for Research and Economic Development

RECOMMENDED: Harvey Perlman, Chancellor
University of Nebraska–Lincoln

DATE: October 1, 2009

TO: The Board of Regents Addendum IX-B-1

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Capital Improvements for the Nebraska Unions, University Health Center and University Housing Facilities at the University of Nebraska-Lincoln (UNL)

RECOMMENDED ACTION: Approve the attached Resolution to authorize expenditure of up to \$1,694,154 for capital improvements for the Nebraska Unions, University Health Center and University Housing facilities from the Replacement Fund of the Student Fees and Facilities Revenue Bonds at the University of Nebraska-Lincoln.

PREVIOUS ACTION: During the last five years the Board of Regents has approved similar requests as follows:

<u>Prior Approvals</u>	<u>Amount</u>
November 2008	\$2,292,545
November 2007	2,572,396
November 2006	3,423,700
November 2005	1,474,802
October 2004	1,094,950

EXPLANATION: Section 6.2 of the Bond Resolution (December 1, 1964) requires the Board of Regents to keep the "facilities" in good repair, working order and condition, and to make all necessary and proper repairs. Section 6.12 of the Resolution requires the Board to comply with all statutes of the State of Nebraska. The improvements and modifications detailed on the accompanying pages represent the highest priority needs that have been identified by residents, user groups, and managers of these facilities.

PROJECT COST: \$1,694,154

SOURCE OF FUNDS: Student Fees and Facilities Revenue Bond Surplus Funds

SPONSORS: Juan N. Franco
Vice Chancellor for Student Affairs

Christine A. Jackson
Vice Chancellor for Business & Finance

RECOMMENDED: Harvey Perlman, Chancellor
University of Nebraska-Lincoln

DATE: September 29, 2009

RESOLUTION

BE IT RESOLVED by the Board of Regents of the University of Nebraska (the "Board") as follows:

1. The Board hereby finds and determines:
 - (a) Pursuant to its Bond Resolution dated as of December 1, 1964, authorizing the issuance of Revenue Bonds by the Board (the "Resolution"), the Board has heretofore issued revenue bonds payable from the revenues and fees derived from the ownership and operation of the dormitories and other facilities for the housing and boarding of students, student unions, student health facilities and other facilities for the activities of students located on the campus of the University of Nebraska-Lincoln, under which a Surplus Fund was created;
 - (b) Section 6.2 of the Resolution requires the Board to operate the "facilities" (as defined in the Resolution) in an efficient, sound and economical manner and to keep all Facilities and betterments thereto in good repair, working order and condition and to make all necessary and proper repairs, renewals, replacements, additions, extensions and betterments thereto, so that at all times the business carried on in connection therewith shall be properly and advantageously conducted.
 - (c) The "facilities" include the Nebraska Unions, the University Health Center and all facilities and structures for the housing and boarding of students located and currently or hereafter existing on the campus of the University of Nebraska-Lincoln, which facilities require certain renewals, replacements, additions, betterments and extensions to maintain the Revenue and Fees. In order to accomplish such renewals, replacements, additions, betterments and extensions, the sum of \$1,694,154 should be expended from the Replacement Fund as indicated on the attached schedule.
2. Authorization. The Board hereby authorizes the transfer of up to \$1,694,154 from the Surplus Fund established pursuant to the Resolution to the Replacement Fund, and the expenditure of up to \$1,694,154 from the Replacement Fund for the projects herein identified. The Vice Chancellor for Business and Finance at the University of Nebraska-Lincoln, is hereby designated as the University representative who may certify to the Trustee the specific payments to be made from the Replacement Fund.
3. 1986 Surplus Fund. There currently are monies or investments in the Surplus Fund including accruals in excess of \$1,694,154.

University of Nebraska - Lincoln
 Capital Improvement Requests
 October 2009

SUMMARY	
Department	Funding Requested
Nebraska Unions	\$ 349,300
University Health Center	207,854
University Housing	1,137,000
Grand Total	\$1,694,154

NEBRASKA UNIONS
 Detail of Improvement Requests

Project	Location	Funding Required	Justification
Stackable Chairs for Great Plains Room	East Union	\$48,900	Replace existing used chairs (500) and carts (8)
Event Lighting for Great Plains Room	East Union	77,000`	Replace existing 32-year old lighting for events
Outdoor Seating	East Union	16,000	Additional outdoor seating area west entrance
Food Service Equipment	City & East Union	25,000	Replace outdated equipment
Tractor for Snow Removal	City Union	15,000	Replace existing tractor
Centennial Room Partition/Repair	City Union	3,500	Routine Maintenance
Upgrade Centennial Room Sound System	City Union	11,000	Upgrade outdated existing sound system
Custodial/Meeting room Movable Equipment	City Union	7,700	Replace/update existing equipment
Centennial Room Lighting System	City Union	3,500	Upgrade existing lighting system
Refurbish South Side of Building	City Union	4,000	General upgrade of older side of building
Main Lounge Furniture	City Union	3,000	Reupholster furniture
Refinish Centennial Room Wood Flooring	City Union	12,950	Refinish floor, last completed in 1998
Personnel Lift	City Union	12,500	Replace existing lift

Stackable Chairs for Centennial Room	City Union	77,750	Replace existing used chairs (800) and carts (10)
Concrete Repairs on Union Plaza	City Union	11,000	Replacement of damaged concrete
Auto Scrubber	City Union	7,000	Maintenance of terrazzo floor
Chlorination and Filtration System for Broyhill Fountain	City Union	3,900	Replace existing chlorination and filtration system
Centennial Room Draperies	City Union	3,000	Replace old worn draperies
New Carpet in Student Involvement	East Union	6,600	Replace worn carpet
Subtotal		\$349,300	

UNIVERSITY HEALTH CENTER

Detail of Improvement Requests

Project	Location	Funding Required	Justification
Equipment	Clinic and Facility	\$157,931	Purchase digital dental x-ray system and clinical information system. Replace outdated and malfunctioning clinical equipment.
Furnishings	Clinic and Work Areas	44,542	Redesign clinical nurse work area. Replace exam room physician desks. Replace worn and damaged chairs.
Building	Facility Interior	5,381	Install interior medical record security door.
Subtotal		\$207,854	

UNIVERSITY HOUSING
Detail of Improvement Requests

Project	Location	Funding Required	Justification
Roof Replacement	Selleck	\$400,000	Last phase – Replace leaking and aging 15-year roofs
Exterior Trim, Fascia, Soffits and Gutter	Neihardt	150,000	Replace/repair 75-year old wood; fourth year of 6-year project
Fire Escape	Selleck	150,000	Replace escape that is worn out, due to rust
Mattress Replacement	Housing System	26,000	Replace worn out mattresses
Install Fire Sprinklers	Colonial Terrace Apartments	60,000	Fire/life safety in three 2-story quad apartment buildings
Install Fire Sprinklers	Vine Street Apartments	112,000	Fire/life safety
Building Foundation and Drainage	Housing System	30,000	Required repairs to eliminate water damage
Dish Machine	Selleck	209,000	Replace – Parts & service are no longer available
Subtotal		\$1,137,000	

TO: The Board of Regents Addendum IX-B-2
Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Improvements for the University of Nebraska-Lincoln (UNL) Parking and Equipment and construction of additional parking

RECOMMENDED ACTION: Approve the Resolution to authorize the expenditure of up to \$1,116,500 from the Surplus Fund of the UNL Parking Revenue Bonds to improve certain property and equipment and to construct additional parking.

PREVIOUS ACTION: During the last five years the Board of Regents has approved similar requests as follows:

<u>Prior Approvals</u>	<u>Amount</u>
November 2008	\$763,000
November 2007	851,600
November 2006	695,000
November 2005	999,070
October 2004	997,500

EXPLANATION: Section 6.2 of the Bond Resolution (May 1, 1984) requires the Board of Regents to keep the "facilities" in good repair, working order and condition, and to make all necessary and proper repairs, etc., so that the parking operations can be conducted in an efficient, sound and economical manner. Section 6.12 of the resolution requires the Board to comply with all statutes of the State of Nebraska. The improvements and modifications detailed on the accompanying pages represent the highest priority needs that have been identified by managers of Parking Operations.

Section 3.8.5 of the Bond Resolution permits the payment of the Costs of Construction or Acquisition of buildings or facilities of the type specified in Section 85-403, Reissue Revised Statutes of Nebraska, as amended, upon the satisfaction of certain conditions. The payment of the Costs of Construction of the new lots on the attached schedule will satisfy all of such requirements.

PROJECT COST: \$1,116,500

SOURCE OF FUNDS: Second Series Surplus Fund

SPONSOR: Christine A. Jackson
Vice Chancellor for Business & Finance

RECOMMENDED: Harvey Perlman, Chancellor
University of Nebraska-Lincoln

DATE: September 29, 2009

**ELEVENTH SUPPLEMENTAL RESOLUTION
TO
SECOND SERIES RESOLUTION**

Dated: October 23, 2009

ARTICLE XXXVIII

BE IT RESOLVED by The Board of Regents of the University of Nebraska (the “**Board**”) as follows:

Section 38.1. Definitions. Unless the context shall clearly indicate some other meaning, for all purposes of this Article XXXVIII, all words and terms used in this Article XXXVIII which are defined in the Master Indenture, the General Resolution, the Second Series Resolution, or any Supplemental Resolution to the Second Series Resolution shall have the respective meanings given to them in the Master Indenture, the General Resolution, the Second Series Resolution, or such Supplemental Resolution. Unless the context shall clearly indicate some other meaning, the following words and terms shall for all purposes of the General Resolution, for all purposes of the Second Series Resolution, for all purposes of any Supplemental Resolution to the Second Series Resolution, for all purposes of this Article XXXVIII and for all purposes of any certificate, opinion or other document therein mentioned have the following meanings with such definitions to be equally applicable to the singular and plural form of those words or terms having more than one number and vice versa.

Section 38.2 Findings and Determinations. The Board hereby finds and determines:

(a) Pursuant to its General Resolution, the Board has heretofore issued revenue bonds payable from the revenues and fees derived from the ownership and operation of the parking facilities located on the campus of the University of Nebraska-Lincoln under and pursuant to the Second Series Resolution dated as of December 15, 1984 (the “**Second Series Resolution**”) which created a Second Series Surplus Fund in accordance with **Section 3.9** of the General Resolution;

(b) **Section 6.2** of the General Resolution requires the Board to operate the facilities in an efficient, sound and economical manner and to keep all facilities and betterments thereto in good repair, working order and condition and to make all necessary and proper repairs, renewals, replacements, additions, extensions and betterments thereto, so that at all times the business carried on in connection therewith shall be properly and advantageously conducted.

(c) **Section 3.8.5** of the General Resolution permits the expenditure of funds from the Second Series Surplus Fund to pay the costs of Construction or Acquisition of facilities of the type specified in Section 85-403, Reissue Revised Statutes of Nebraska, as amended, upon the satisfaction of certain conditions as set forth herein.

(d) Construction of the Whittier Parking Lot Development, the 1001 Y Street Development, and the 14th & R Development (collectively, the “**Parking Project**”) set forth on the schedule attached hereto, is necessary to provide adequate parking for the faculty, staff and students of the University of Nebraska-Lincoln.

(e) The Costs of Construction of the Parking Project are not more than \$711,500 which shall be paid from balances on hand in the Second Series Surplus Fund established by the Second Series Resolution in accordance with the provisions of **Sections 3.8.5** and **3.8.D** of the Resolution. The balance of the Second Series Surplus Fund is currently in excess of \$711,500.

(f) In the opinion of the Board, (1) the life or period of usefulness of the Parking Project is not less than 25 years, (2) the total of the money from the Second Series Surplus Fund which is necessary

to pay the Costs of Construction of the Parking Project is not more than \$711,500, and (3) the total of the Corresponding Net Revenues (as defined in **Section 3.8.D(3)** of the General Resolution) to be derived by the Board from its operation of the Parking Project during the period beginning on the date anticipated by the Board that the Parking Project will be ready for use and occupancy, and ending on June 1, 2029, the last date of maturity of the outstanding Parity Bonds issued on the Second Series Resolution will be an amount at least equal to the amount of money in the Second Series Surplus Fund that will be applied to pay such Costs of Construction.

(g) No defaults exist in the payment of the principal of and premium (if any), and interest on any Parity Bond or of the interest on any Parity Bond Anticipation Obligation issued pursuant to the Second Series Resolution, there are no deficiencies in the Second Series Bond Fund, the Second Series Bond Reserve Fund and the Second Series Replacement Fund, and there does not exist an “Event of Default” as defined in Section 8.1 of the General Resolution.

(h) The “Second Series Facilities” include all parking facilities and structures located and currently or hereafter existing on the campus of the University of Nebraska-Lincoln, which parking facilities require certain renewals, replacements, additions, betterments and extensions to maintain the Second Series Revenues and Fees. In order to accomplish such renewals, replacements, additions, betterments and extensions, the sum of \$405,000 should be expended from the Second Series Surplus Fund as indicated on the attached schedule.

(i) There currently are moneys or investments in the Second Series Surplus Fund including accruals in excess of \$1,116,500.

Section 38.3 Authorizations.

(a) The Board hereby authorizes the expenditure of up to \$405,000 from the Second Series Surplus Fund established pursuant to the Resolution for the repair and replacement projects herein identified. The Vice Chancellor for Business and Finance at the University of Nebraska-Lincoln is hereby designated as the University representative who may certify to the Second Series Trustee the specific payments to be made from the Second Series Surplus Fund.

(b) To provide funds to pay the Costs of Construction of the Parking Project, there shall be and there is hereby ordered set aside in the Second Series Surplus Fund the amount of \$711,500 which amount shall be retained therein and allocated and disbursed by the Second Series Trustee upon direction of the Vice Chancellor for Business and Finance at the University of Nebraska-Lincoln to pay the Costs of Construction of the Parking Project.

(c) All of the revenues, fees and earnings to be derived by the Board from the ownership and operation of the Parking Project shall be subject to the lien and pledge of **Articles II** and **III** of the General Resolution and **Section 13.11** of the Second Series Resolution, such revenues, fees and earnings shall be paid to the Second Series Trustee as provided in **Articles III** of the General Resolution and shall be a part of the UNL Parking Revenues, and the Parking Project shall be deemed to be part of the UNL Parking Facilities.

(d) The Board requests that the opinions of counsel be delivered to the Second Series Trustee pursuant to **Section 3.8.D(ii)** of the General Resolution.

PARKING IMPROVEMENT REQUESTS

University of Nebraska - Lincoln

October 23, 2009

Project	Location	Funding Required	Justification
Whittier Parking Lot Development	City Campus	\$406,500	New lot to address demand of newly renovated Whittier Building
Parking Lot Maintenance and Repair	City and East Campus	210,000	Maintenance and repair
1001 Y Street Development	City Campus	165,000	Develop new lot on recently acquired property
14 th & R Parking Lot Development	City Campus	140,000	Develop new lot to replace surface stalls displaced by building projects south side of campus
19 th & Vine Garage Equipment	City Campus	90,000	New structure maintenance and other movable equipment
On-going maintenance for parking structures	City Campus	65,000	Maintenance and repair to existing structures
Camera Enhancement/Replacement	City and East Campus	25,000	Enhance security
Computer Equipment & Support	City Campus	15,000	Replace aging equipment
Total		\$1,116,500	

TO: The Board of Regents Addendum IX-B-3

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Allwine Prairie/Glacier Creek Preserve

RECOMMENDED ACTION: Approve the Purchase Agreement by and between NS-The Heritage, L.L.C. (Heritage), the Pappio-Missouri River Natural Resources District (NRD) and the Board of Regents for approximately 83 acres of land adjacent to University of Nebraska at Omaha's Allwine Prairie Preserve.

PREVIOUS ACTION: September 8, 2006 – Approved an agreement by and between UNO, SID #531, and Heritage for a permanent sanitary sewer easement and temporary sewer construction easement through UNO's Allwine Prairie and fence improvements.

EXPLANATION: Funding from the NRD, a UNO Nebraska Environmental Trust grant and a portion of the proceeds to be received from Heritage for easement rights allows UNO to move forward with the phased expansion of the Allwine Prairie Preserve. Located at 14810 State Street, the 83 acres to the east and north of the existing 160 acre Allwine Prairie will be purchased from Heritage. The Big Papillion Creek will border the property on the east. A map of the subject parcel is attached.

In return for the NRD's contribution, UNO will grant to the NRD a mitigation bank easement. The University has no responsibility for costs associated with this easement. However, UNO will manage the established easement and property connecting to the Allwine Prairie, to provide a continuous, prairie-wetland complex in support of environmental education, research and native habitat conservation. The appraised value of the property is \$1,038,000. It is currently unimproved. An environmental assessment will be completed prior to closing.

The proposed agreement has been reviewed and approved as to form and content by the Office of the University General Counsel.

PROJECT COST: \$1,200,000

ON-GOING FISCAL IMPACT: Estimated Operating and Maintenance. No Additional Impact to UNO.

SOURCE OF FUNDS:	NRD	\$ 581,000
	NET grant	519,000
	UNO revolving funds	<u>100,000</u>
	Total	<u>\$1,200,000</u>

SPONSOR: William E. Conley
Vice Chancellor for Business & Finance

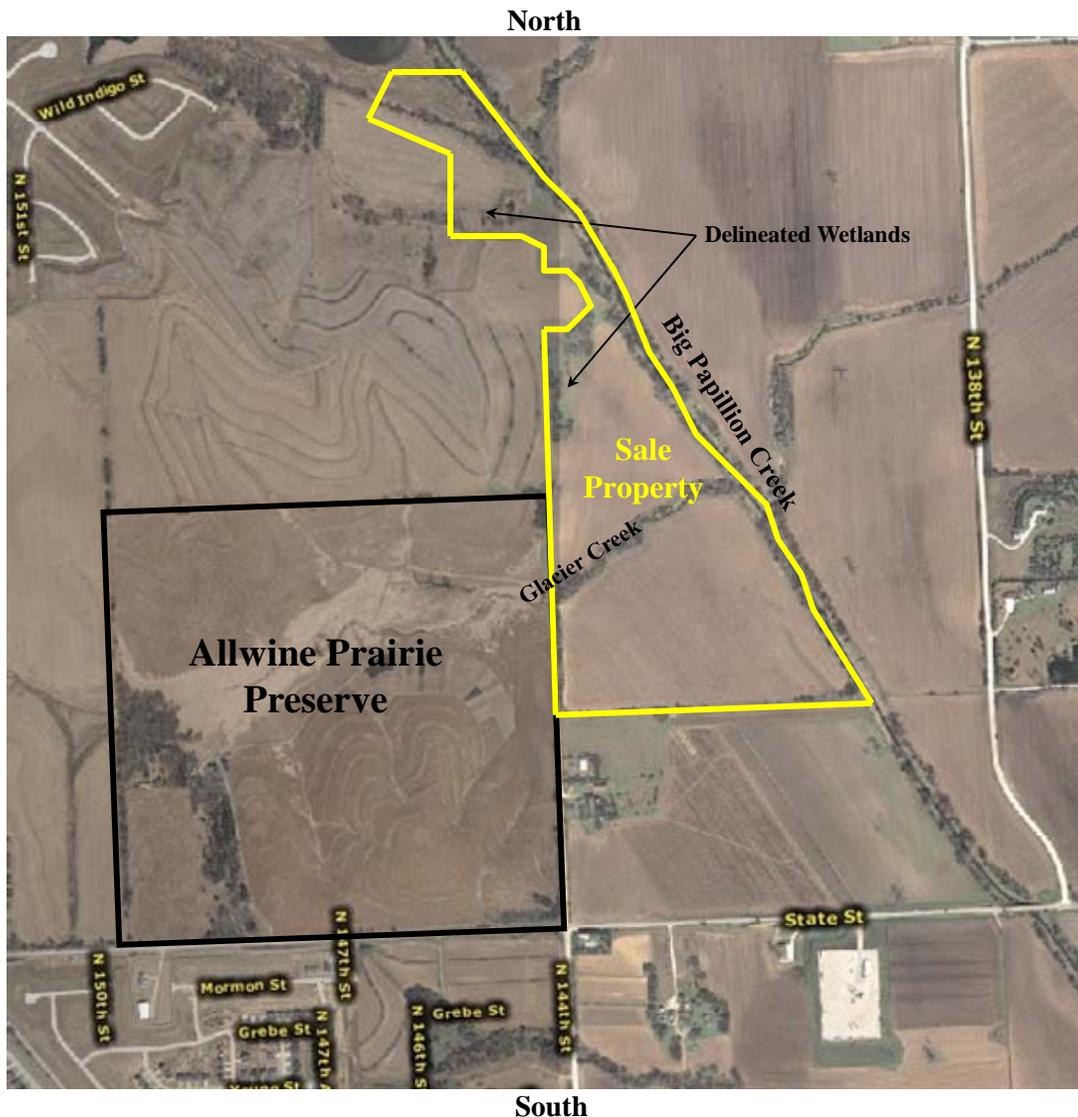
RECOMMENDED: John E. Christensen, Chancellor
University of Nebraska at Omaha

DATE: October 1, 2009

ALLWINE PRAIRIE/GLACIER CREEK PRESERVE Background Information

The Glacier Creek Preserve Project is designed to ensure the long-term viability of a unique prairie-wetland complex of habitats maintained to enhance environmental education and research for the University and for the Omaha area. This phase of the project is to acquire 83 acres of property adjacent to UNO's Allwine Prairie Preserve to extend the boundary to the Big Papillion Creek.

The University is joined by the Papio-Missouri River NRD to acquire the property. Acquisition of the property will provide a habitat corridor between the existing Allwine Prairie and the Big Papillion Creek. In addition to the habitat corridor, the expansion will (a) allow for the creation of a unique lowland creek and wetland complex and (b) prevent the ecological isolation of the existing preserve. In combination, these factors are critical to maintaining the long-term viability of this unique prairie-wetland-stream and woodland corridor complex for environmental education.



TO: The Board of Regents Addendum IX-B-4

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Surface Parking Addition at the University of Nebraska at Omaha

RECOMMENDED ACTION: Approve the attached Resolution authorizing the expenditure of \$300,000 from the Sixth Series Surplus Fund to partially fund parking lot addition.

PREVIOUS ACTION: During the last five years the Board of Regents approved similar requests as follows:

<u>Prior approvals</u>	<u>Amount</u>
September 2009	\$1,175,000
April 2009	350,000
March 2009	526,000
March 2008	625,471
April 2006	900,000

EXPLANATION: Section 3.8.5 of the Bond Resolution permits the payment of the Costs of Construction or Acquisition of buildings or facilities of the type specified in Section 85-403, Reissue Revised Statutes of Nebraska, as amended, upon the satisfaction of certain conditions. The payment of the Costs of Construction of the new lots on the attached schedule will satisfy all of such requirements.

PROJECT COST: \$300,000

SOURCE OF FUNDS: Sixth Series Surplus Funds

SPONSOR: William E. Conley
Vice Chancellor for Business & Finance

RECOMMENDED: John E. Christensen, Chancellor
University of Nebraska at Omaha

DATE: October 1, 2009

**FIFTH SUPPLEMENTAL RESOLUTION
TO
SIXTH SERIES RESOLUTION**

Dated: October 23, 2009

ARTICLE XXXIX

BE IT RESOLVED by The Board of Regents of the University of Nebraska (the “**Board**”) as follows:

Section 39.1. Definitions. Unless the context shall clearly indicate some other meaning, for all purposes of this Article XXXIX, all words and terms used in this Article XXXIX which are defined in the Master Indenture, the General Resolution, the Sixth Series Resolution, or any Supplemental Resolution to the Sixth Series Resolution shall have the respective meanings given to them in the Master Indenture, the General Resolution, the Sixth Series Resolution, or such Supplemental Resolution. Unless the context shall clearly indicate some other meaning, the following words and terms shall for all purposes of the General Resolution, for all purposes of the Sixth Series Resolution, for all purposes of any Supplemental Resolution to the Sixth Series Resolution, for all purposes of this Article XXXIX and for all purposes of any certificate, opinion or other document therein mentioned have the following meanings with such definitions to be equally applicable to the singular and plural form of those words or terms having more than one number and vice versa.

Section 39.2 Findings and Determinations. The Board hereby finds and determines:

(a) Pursuant to its General Resolution, the Board has heretofore issued revenue bonds payable from the revenues and fees derived from the ownership and operation of the student center, certain student housing and certain parking facilities located on the campus of the University of Nebraska at Omaha under and pursuant to the Sixth Series Resolution dated as of November 1, 1993 (the “**Sixth Series Resolution**”) which created a Sixth Series Surplus Fund in accordance with **Section 3.9** of the General Resolution;

(b) **Section 3.8.5** of the General Resolution permits the expenditure of funds from the Sixth Series Surplus Fund to pay the costs of Construction or Acquisition of facilities of the type specified in Section 85-403, Reissue Revised Statutes of Nebraska, as amended, upon the satisfaction of certain conditions as set forth herein.

(c) It is necessary, desirable and advisable that the Board expand Lot 9 on the Pacific Street location of the University of Nebraska at Omaha campus (the “**Parking Project**”) as set forth on the schedule attached hereto, to provide adequate parking for the faculty, staff and students of the University of Nebraska at Omaha.

(d) The portion of the Costs of Construction of the Parking Project to be paid from the Sixth Series Surplus Fund are not more than \$300,000 which shall be paid from balances on hand in the Sixth Series Surplus Fund established by the Sixth Series Resolution in accordance with the provisions of **Sections 3.8.5** and **3.8.D** of the Resolution. The balance of the Sixth Series Surplus Fund is currently in excess of \$300,000.

(e) In the opinion of the Board, (1) the life or period of usefulness of the Parking Project is not less than 25 years, (2) the total of the money from the Sixth Series Surplus Fund which is necessary to

pay the portion of the Costs of Construction of the Parking Project is not more than \$300,000, and (3) the total of the Corresponding Net Revenues (as defined in **Section 3.8.D(3)** of the General Resolution) to be derived by the Board from its operation of the Parking Project during the period beginning on the date anticipated by the Board that the Parking Project will be ready for use and occupancy, and ending on May 15, 2039, the last date of maturity of the outstanding Parity Bonds issued on the Sixth Series Resolution will be an amount at least equal to the amount of money in the Sixth Series Surplus Fund that will be applied to pay such Costs of Construction.

(f) No defaults exist in the payment of the principal of and premium (if any), and interest on any Parity Bond or of the interest on any Parity Bond Anticipation Obligation issued pursuant to the Sixth Series Resolution, there are no deficiencies in the Sixth Series Bond Fund, the Sixth Series Bond Reserve Fund and the Sixth Series Replacement Fund, and there does not exist an “Event of Default” as defined in Section 8.1 of the General Resolution.

(g) There currently are moneys or investments in the Sixth Series Surplus Fund including accruals in excess of \$300,000.

Section 39.3 Authorizations.

(a) To provide funds to pay a portion of the Costs of Construction of the Parking Project, there shall be and there is hereby ordered set aside in the Sixth Series Surplus Fund the amount of \$300,000 which amount shall be retained therein and allocated and disbursed by the Sixth Series Trustee upon direction of the Vice Chancellor for Business and Finance at the University of Nebraska at Omaha to pay such Costs of Construction of the Parking Project.

(b) All of the revenues, fees and earnings to be derived by the Board from the ownership and operation of the Parking Project shall be subject to the lien and pledge of **Articles II** and **III** of the General Resolution and **Section 25.15** of the Sixth Series Resolution, such revenues, fees and earnings shall be paid to the Sixth Series Trustee as provided in **Articles III** of the General Resolution and shall be a part of the UNO Student Facilities Revenues, and the Parking Project shall be deemed to be part of the UNO Student Revenue Facilities.

(c) The Board requests that the opinions of counsel be delivered to the Sixth Series Trustee pursuant to **Section 3.8.D(ii)** of the General Resolution.

Parking Projects

<u>Project</u>	<u>Funding Required</u>	<u>Description</u>
Expand lot 9 on the Pacific Street location of the UNO campus	\$1,500,000	Total Project
	<u>(1,200,000)</u>	Parking replacement Funds (UNO Revolving funds)
TOTAL	<u>\$ 300,000</u>	Parking bond surplus funds

TO: The Board of Regents Addendum IX-B-5

Business Affairs

MEETING DATE: October 1, 2009

SUBJECT: Interlocal Cooperative Agreement for Energy Related Products and Services

RECOMMENDED ACTION: Approve the interlocal agreement with the Omaha Public Power District for the implementation of energy related products and services on the UNMC Campus.

PREVIOUS ACTION: None

EXPLANATION: Construction and campus growth, along with rising purchased utility costs over the past year, have stressed the campus utility infrastructure both physically and financially. Energy studies conducted jointly by OPPD, The Nebraska Medical Center and UNMC indicate that implementation of new energy and engineering technologies, provided by OPPD, will result in more than a 25% reduction in energy usage in existing campus buildings, an approximate \$2 million savings on a \$10.3 million budget.

It is the purpose of the interlocal agreement for OPPD and UNMC to make the most efficient use of their powers by cooperating with each other on the basis of mutual advantage and timely implementation of energy related products and services in the agreement or by any addendum to the agreement.

OPPD and UNMC will coordinate in a team effort to implement the following scope of products and services over an initial period of four years:

1. Energy measurement, verification and validation of energy consumption and savings on campus.
2. Implement advanced energy optimization technologies utilizing the University of Nebraska Energy Systems Laboratory.
3. Provide project management services and resources for energy related projects as needed.
4. Provide performance contracting for energy related projects on campus as mutually agreed upon by both OPPD and UNMC.
5. Explore and evaluate OPPD rate structures that provide an enhanced benefit to both OPPD and UNMC.

Upon signing the agreement, engineering will be conducted to determine individual project scopes, costs, paybacks and funding. Total estimated project costs on campus are estimated at \$10 - \$12 million. Potential funding sources are anticipated from the American Recovery and Reinvestment Act of 2009, the Nebraska State Energy Office, The Nebraska Medical Center, OPPD energy incentives and UNMC campus energy savings. Projects and project budgets and funding specifics will be presented to the Board through normal approval processes as they are identified.

The proposed interlocal agreement has been reviewed and approved as to form and content by the Office of the University General Counsel.

PROJECT COST: None

ON-GOING FISCAL
IMPACT: NA

SOURCE OF FUNDS: UNMC campus energy savings
The Nebraska Medical Center matching funds where applicable
OPPD energy incentives
American Recovery and Reinvestment Act of 2009
Nebraska State Energy Office

SPONSOR: Donald S. Leuenberger
Vice Chancellor for Business & Finance

RECOMMENDED: Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

DATE: October 1, 2009

TO: The Board of Regents Addendum IX-B-6

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Financing for the OPPD Land Exchange Project at the University of Nebraska Medical Center

RECOMMENDED ACTION: Approve the attached Resolution relating to OPPD Land Exchange Transaction at the University of Nebraska Medical Center (UNMC): (the OPPD Project) which (1) approves the issuance of not to exceed \$13,500,000 principal amount of Lease Rental Revenue Bonds, Series 2009 (OPPD Project, Series 2009) by The University Nebraska Facilities Corporation pursuant to a Trust Indenture, and (2) authorizes the execution and delivery of a Site Lease, a Lease-Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, an Inducement Letter and a Preliminary Official Statement in connection with the sale of such Series 2009 Bonds, (3) authorizes the sale of such Series 2009 Bonds at a negotiated sale pursuant to a Bond Purchase Agreement and authorizes the Vice President for Business and Finance to determine interest rates (not to exceed a true interest cost of 3.75%), principal amounts, principal maturities and redemption provisions of such Series 2009 Bonds, and (4) approves the preparation and use of a final Official Statement.

PREVIOUS ACTION: June 13, 2008 – The Board approved an Amendment to a Ground Lease Agreement between the University of Nebraska Foundation and the University of Nebraska Medical Center in connection with the Exchange Agreement with the Omaha Public Power District.

January 18, 2008 – The Board of Regents approved the assignment of a real estate purchase agreement to the University of Nebraska Foundation, a related ground lease, and an exchange agreement between the Omaha Public Power District and the University of Nebraska Medical Center.

June 14, 2007 – The Board of Regents approved a Letter of Intent to exchange land and improvements with Omaha Public Power District; a Letter of Intent to purchase real estate located near Eppley Airport, Omaha, Nebraska; and a Real Estate Purchase Agreement for real estate located near Eppley Airport.

EXPLANATION: The land exchange with the Omaha Public Power District consists of acquiring land and buildings contiguous to the existing campus. Approximately 10.5 acres of land and 57,000 square feet of buildings will be acquired from OPPD through an Exchange Agreement dated January 24, 2008, as amended, between the Board for:

- 1) 13.2 acres of equivalent land owned by the University of Nebraska Foundation and leased to the Board under terms that allow the Board to terminate the lease and include the land in the exchange upon payment of all outstanding sums, and
- 2) buildings that the Board will construct for the future benefit of OPPD.

Of the buildings to be acquired by the Board, 41,000 square feet are suitable for renovation and long-term occupancy by UNMC. The remaining buildings will be razed to clear the site for future construction. The site also includes 400,000 square feet of concrete paved lay-down space, all of which will be used for parking in the short-term and some of which may be used for future building sites.

Under the terms of the Exchange Agreement, UNMC will construct new buildings and pave new lay-down space equivalent to OPPD's current buildings and paved lay-down space. UNMC will contract with OPPD for project management including coordination with the project architect. Completed project phases include: schematic design, design development, construction review, bidding [mid-Sept] and award [November]. Construction will take 14 months, and completion is scheduled for February 2011. Following completion, the Board and OPPD will agree on the closing date for the exchange which will be within 30 days following the issuance of Certificate of Occupancy for the new facilities.

The University of Nebraska Facility Corporation Bonds funding the project will be issued with a final maturity of up to 8 years. Current bond market conditions would provide an average interest rate of approximately 2.85% on the Bonds. The annual debt service (principal and interest) for the Series 2009 Bonds will match the anticipated receipt of the trust funds.

PROJECT COST:	Proposed size of Issue	\$13,500,000
	Less: Deposit to Debt Service Reserve	(1,310,000)
	Cushion for Interest Rate Changes and OID/OIP	(400,000)
	Costs of Issuance, Rounding	<u>(140,000)</u>
	Bond proceeds, net	11,650,000
	UNMC Equity to Project	<u>4,950,000</u>
	Total Project Cost	<u>\$16,600,000</u>

SOURCE OF FUNDS: UNMC Trust Funds

SPONSORS: Donald S. Leuenberger
Vice Chancellor for Business and Finance

David E. Lechner
Vice President for Business and Finance

RECOMMENDED: Harold M. Maurer, Chancellor
University of Nebraska Medical Center

James B. Milliken, President
University of Nebraska

DATE: October 1, 2009

RESOLUTION

I.

BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA (the “**Board**”) that (a) the Site Lease (the “**Site Lease**”) between the Board, as lessor, and The University of Nebraska Facilities Corporation (the “**Corporation**”), as lessee, dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation, in the form attached hereto as **Exhibit A** and made a part hereof by reference, and (b) the Lease-Purchase Agreement (the “**Lease Agreement**”) between the Board, as lessee, and the Corporation, as lessor, dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation, in the form attached hereto as **Exhibit B** and made a part hereof by reference, each with respect to constructing, acquiring, equipping and furnishing facilities pursuant to the Exchange Agreement dated January 24, 2008 between the Board and Omaha Public Power District (“**OPPD**”) and on land owned by the University of Nebraska Foundation, to be acquired by the Board and to be exchanged for property owned by OPPD adjacent to the University of Nebraska Medical Center for use by the Board (collectively, the “**OPPD Exchange Project**”), which Site Lease and Lease Agreement are hereby approved, adopted, ratified and affirmed, together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska.

II.

BE IT FURTHER RESOLVED BY THE BOARD that the issuance, sale and delivery by the Corporation of its Lease Rental Revenue Bonds, Series 2009 (OPPD Exchange Project) in an aggregate principal amount not to exceed \$13,500,000 dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation (the “**Bonds**”), pursuant to the Trust Indenture between the Corporation and a financial institution having trust powers selected jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation (the “**Trustee**”) dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the

Corporation, a copy of which is attached hereto as **Exhibit C**, the terms of which and of the Bonds are hereby approved, adopted, ratified and affirmed, together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska.

III.

BE IT FURTHER RESOLVED BY THE BOARD that the Vice President for Business and Finance is hereby authorized and directed to approve the sale of the Bonds at a negotiated sale at a true interest cost not to exceed 3.75% to Ameritas Investment Corp. (the “**Underwriter**”) pursuant to (a) a Bond Purchase Agreement between the Corporation and the Underwriter and (b) an Inducement Letter from the Board to the Corporation and the Underwriter, each dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation, in the forms presented to the Board as **Exhibit D** and **Exhibit E**, respectively, and made a part hereof by this reference, which Bond Purchase Agreement and Inducement Letter are hereby adopted, ratified, affirmed and approved, together with such changes or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska. The Vice President for Business and Finance, on behalf of the Board, is hereby authorized and directed to approve the principal amount of Bonds to be issued (not to exceed \$13,500,000) and the principal maturities, interest rates and redemption provisions thereof and to take all necessary actions and execute all necessary documents to effect the sale of the Bonds.

IV.

BE IT FURTHER RESOLVED BY THE BOARD that the Preliminary Official Statement of the Corporation with respect to the Bonds, dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation, in the form presented to the Board as **Exhibit F**, together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska, and the final Official Statement to be dated as of the date of sale with respect to the Bonds, which

final Official Statement shall include the terms of the Bonds, are hereby approved and authorized for delivery to the purchasers of the Bonds.

V.

BE IT FURTHER RESOLVED BY THE BOARD that (a) the Tax Compliance Agreement dated the date determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation among the Board, the Corporation and the Trustee to satisfy the requirements of the Internal Revenue Code of 1986, as amended, and the applicable regulations thereunder with respect to the Bonds in the form attached hereto as **Exhibit G** and made a part hereof by reference, and (b) the Continuing Disclosure Certificate dated the date determined by the Vice President for Business and Finance executed by the Board to satisfy the requirements of Rule 15c2-12 of the Securities and Exchange Commission with respect to the Bonds in the form attached hereto as **Exhibit H** and made a part hereof by reference, are each hereby approved, adopted, ratified and affirmed, together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska.

VI.

BE IT FURTHER RESOLVED BY THE BOARD that the members and officers of the Board and the officials of the University of Nebraska, or any of them, be, and they hereby are, and each of them hereby is, authorized and directed to take any and all action including the execution of all papers, certificates, receipts and documents, they or any of them may deem necessary or desirable to effectuate, in accordance with the terms of this Resolution, the delivery of and payment for the Bonds.

VII.

BE IT FURTHER RESOLVED BY THE BOARD that all actions heretofore taken for or on behalf of, or in the name of the Board, by any of the members or officers thereof or by any officers of the University of Nebraska with respect to the authorization or offering for sale of the Bonds are hereby validated, ratified and confirmed.

TO: The Board of Regents Addendum IX-B-7

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Program statement of a new Eye Institute building on the campus of the University of Nebraska Medical Center (UNMC).

RECOMMENDED ACTION: Approve the program statement of a new Eye Institute building on the campus of the University of Nebraska Medical Center (UNMC), which authorizes UNMC to hire outside consultants and spend up to 3% of the preliminary Total Project Cost estimate to complete design through Intermediate Design.

PREVIOUS ACTION: None

EXPLANATION: The Department of Ophthalmology and Visual Sciences in the College of Medicine at UNMC has a long and distinguished history of providing training in ophthalmology, clinical care and eye research. The department has established and continues to build on its outstanding record in patient care, education and research. The department receives national and international referrals as well as from the local community. It is conducting world-class research in glaucoma, artificial retinas, retinal regeneration, cataracts, and other areas of vision research in the Stanley M. Truhlsen Eye Research Laboratories located in the Durham Research Center.

The demand for ophthalmology education and clinical care is increasing. Projections regarding the increase in age-related eye disease in our population suggest that the need for ophthalmologists in the state of Nebraska will increase by 30% over the next ten to fifteen years. This increased demand will be exacerbated by the retirement of many ophthalmologists in the state in the coming ten years.

The Department of Ophthalmology and Visual Sciences holds a vision of providing the best subspecialty eye care in the region and of providing the best possible education for trainees and community eye doctors to meet the future needs of Nebraskans. It plans to raise UNMC eye care and research to a new level of national prominence by bringing basic science research breakthroughs to our patients with new treatments and cures for blinding eye diseases.

The potential to achieve this vision is currently limited by the capacity, design and condition of the current eye clinic building. Adapted for eye clinic use in 1989, this building is utilized beyond its capacity, is obsolete and presents a questionable professional image at best.

It is recommended to construct a new state-of-the-art Eye Institute building to house the academic programs and faculty practice clinics of the Department of Ophthalmology and Visual Sciences, provide expanded

outpatient services and increase clinical and translational research capacity as follows:

- **Outpatient Eye Care:** Separate clinic areas for specialty care including general ophthalmology and cornea, glaucoma, retinal diseases and neuro-ophthalmology. Patient-care areas will be closely integrated with the clinical research and diagnostic center to support clinical research studies and also provide state-of-the-art patient care. An adjacent optical shop will provide patients convenient access to optical services, products and eyewear.
- **Children's Eye Care Center:** A new center for children's eye care will provide a subspecialty referral center for pediatric eye care not currently available in our region and provide capacity for clinical research on pediatric eye diseases.
- **Clinical Research Center:** A dedicated area for clinical research will enable the department to bring breakthroughs achieved in the Truhlsen Eye Research Laboratories to patients in clinical studies.
- **Regional Diagnostic Center:** State-of-the-art diagnostic equipment, not otherwise available in the community, will be provided for clinical research and advanced patient care and will be a resource center for the local community and the region.

The proposed project will construct a 47,000 square foot, multi-story building designed to complement other campus buildings on property recently purchased for campus growth located at 40th and Leavenworth Streets. The site is convenient to the Weigel Williamson Center for Visual Rehabilitation and the Home Instead Center for Successful Aging. The proposed building site is currently leased to the former property owner until 2011. The industrial building currently on site is unsuitable for conversion and will be demolished. Construction of the project will begin after the current lease expires.

The building will be designed to accommodate the future addition of an ambulatory eye surgery center and additional clinic space.

The creation of a UNMC Eye Institute building will establish a center for patient care, clinical research and education in ophthalmology, unparalleled in the region. The new Eye Institute will enable UNMC to meet its educational mission to provide skilled eye care providers to all Nebraska by increasing resident class size, providing additional fellowship training opportunities. It will enable UNMC to attract the best and brightest academic physicians, students and research scientists who will lead the effort to bring new cures to patients. It will provide all Nebraskans access to the best eye care in the world.

Construction of the project will begin after commitments for all funding are in place and authorization to proceed is received from the President.

	Proposed start of construction:	May 2011
	Proposed completion of construction:	December 2012
PROJECT COST:	\$20,000,000	
ON-GOING FISCAL IMPACT:	Estimated Operating and Maintenance 1% Assessment	\$541,990 200,000
SOURCE OF FUNDS:	Private Donations	
SPONSOR:	Donald S. Leuenberger Vice Chancellor for Business and Finance	
RECOMMENDED:	Harold M. Maurer, Chancellor University of Nebraska Medical Center	
DATE:	October 1, 2009	

Eye Institute Program Statement

University of Nebraska Medical Center
October 23, 2009

I. INTRODUCTION

A. Background and History

The Department of Ophthalmology and Visual Sciences at UNMC has a long and distinguished history. It was founded in 1898 as the Department of Ophthalmology and Otology with Dr. Harold Gifford, Sr. as the founding chair. It became a separate Department of Ophthalmology in 1929, after which Dr. Gifford's sons helped develop the department's educational and research aspects. Sanford Gifford established an eye research laboratory on campus, and Harold Gifford, Jr. became chair in 1964. A residency program in ophthalmology was established in 1946 and accredited in 1959.

The department remained small with limited research activity until the UNMC administration made the decision to commit resources to its growth. Dr. Stanley Truhlsen assumed the interim chair and was instrumental in recruiting Dr. Michael Yablonski to revitalize the department. The Lion's Eye Research Laboratory was established and the annual Gifford Day research symposium was initiated.

When Dr. Carl Camras assumed the chair in 2000, he raised the department to new levels of excellence in research, teaching and patient care. As an internationally acclaimed glaucoma expert, he not only developed the world's leading glaucoma medication, but earned local as well as international respect for the department. The research efforts in the department were greatly enhanced through a generous donation from Dr. Truhlsen which created the Stanley M. Truhlsen Eye Research Laboratories. These laboratories now occupy a full floor in the Durham Research Center (DRC) with world-class research being conducted by eight full-time research faculty as well as collaborative researchers from other departments.

In 2005, the department's name was changed to the Department of Ophthalmology and Visual Sciences (DOVS) to reflect the importance of the research being conducted in visual sciences. In 2008, the Weigel-Williamson Center for Visual Rehabilitation opened to meet the needs of low vision patients in Nebraska and the region.

Since the untimely death of Dr. Camras in April 2009, Dr. Thomas Hejkal has served as Interim Chair. The department continues to build on its outstanding record in patient care, education and research, conducting world-class research in glaucoma, artificial retinas, retinal regeneration, cataracts, and other areas of vision research with a record \$2.4 million in extramural funding in 2008-2009.

B. Project Description

The DOVS holds a vision to raise UNMC eye care and research to a new level of national prominence by bringing basic science research breakthroughs to our patients with new treatments and cures for blinding eye diseases. This vision builds on the department's current strengths in clinical excellence and basic research innovation, and the close alliance between the clinical faculty and basic scientists at the Truhlsen Eye Research Laboratories in the DRC. Achieving this vision will enable UNMC to provide the best subspecialty eye care in the region and to

provide the best possible education for trainees and community eye doctors to meet the future needs of Nebraskans.

The potential to achieve this vision is currently limited by the capacity, design and condition of the current eye clinic building.

It is recommended to construct a new state-of-the-art Eye Institute building to house the academic programs and faculty practice clinics of the DOVS, providing expanded education space, outpatient services and increase clinical and translational research capacity as follows:

- **Outpatient Eye Care:** Ambulatory clinic space designed to facilitate contemporary best clinic management practices will allow faculty to see patients and teach residents and fellows in more efficient and attractive space; including specific areas for general ophthalmology and cornea, glaucoma, retinal diseases and neuro-ophthalmology. Patient-care areas will be closely integrated with the clinical research and diagnostic center to support clinical research studies and also provide state-of-the-art patient care. Adjacent to the ambulatory clinic will be an optical dispensary shop to provide optical devices, glasses and contact lenses for patients.
- **Children's Eye Care Center:** A new center for children's eye care will provide a subspecialty referral center for pediatric eye care not currently available in our region and provide capacity for clinical research on pediatric eye diseases.
- **Clinical Research Center:** A dedicated area for clinical research will enable the department to bring breakthroughs achieved in the Truhlsen Eye Research Laboratories to patients in clinical studies.

Translational and clinical research space necessary to expand the department's research program will encourage collaboration among clinicians and basic scientists to focus on new approaches in treating vision loss. Targeted areas for research include stem cell therapies for retinal diseases and glaucoma, gene therapy, novel glaucoma treatments, and retinal prosthetic devices.

- **Regional Diagnostic Center:** State-of-the-art diagnostic equipment, not otherwise available in the community, will be provided for clinical research and advanced patient care and serve as a resource center for the local community and the region.

The diagnostic center will be equipped with state-of-the-art equipment in visual field testing, photography, laser imaging of ocular pathologies, and ultrasonography to visualize the different tissues in the eye and measure for intraocular implants in the eye. The proposed facility is essential to the goal of the clinical practice in managing and treating ocular diseases. Diagnostic services will be provided, that are currently unavailable in this region, including scanning laser ophthalmoscopy, specialized electrophysiologic testing, confocal biomicroscopy, and ultrasound biomicroscopy.

- **Education space for trainees and practicing ophthalmologists:** Education space will be provided for training and didactic courses along with study space for residents and fellows. Office space will be provided to house the department's clinical faculty members and administrative staff. Conference facilities will be provided for local training programs. The vision for a future addition to the new facility includes plans for an ambulatory surgical center to be constructed under a separate project as soon as funding becomes available, to provide advanced surgical facilities to promote innovations in surgical techniques. The

surgical center will contain the capability for teleconferencing with ophthalmic surgeons in the local community and across the state to enable UNMC to bring advanced surgical techniques and innovations to private ophthalmologists across Nebraska.

The proposed Eye Institute will be designed to provide world-class facilities, unique to our region. A team from UNMC has visited prominent eye institutes across the country and incorporated some of the best ideas from these centers into plans for the UNMC Eye Institute. This will be an attractive, highly functional facility with features to make it possible to achieve national prominence. The new Eye Institute will enable the department to attract outstanding academic ophthalmologists in various subspecialties. We anticipate the recruitment of nine additional academic clinicians within the first five years.

C. Purpose and Objectives

The overarching purpose of the project is to establish a center for patient care, clinical research and education in ophthalmology unparalleled in the region. The new Eye Institute Building will be designed to facilitate achieving the following major objectives:

1. Clinical and translational research
 - a. Build a center of excellence targeting areas of current strengths. The proposed project will position UNMC to become a world leader in stem cell research for treatment of retinal diseases such as macular degeneration as well as for treatment of optic nerve diseases such as glaucoma and other optic neuropathies. The project will also target translational research for retinal prosthetic devices.
 - b. Enhance the development of clinical research in the above subspecialties by providing solid support in complementary subspecialty areas including orbital disease and oculoplastics, cornea, infectious eye diseases and uveitis. Also, an excellent opportunity exists in Nebraska for expansion of clinical services and research in the area of pediatric ophthalmology.
 - c. Expand the existing basic science research effort in the Truhlsen Laboratories at the DRC to support clinical and translational research efforts in the proposed Eye Institute.
2. Service
 - a. Become a regional, national, and international referral center. With the creation of a state-of-the-art clinical and diagnostic center, the goal is to increase referrals for subspecialty eye care and specialized diagnostic testing three-fold over the first five years.
 - b. Provide subspecialty services and research programs in fields that are inadequately covered in our region. These areas include uveitis, pediatrics, neuro-ophthalmology, and oculoplastics.
 - c. Provide eye care programs for the underserved in our community.
 - d. Support and enhance the utilization of UNMC's new Weigel Williamson Center for Visual Rehabilitation.
3. Education
 - a. Training of medical students, residents and fellows. Based on current projections there will be a shortage of general ophthalmologists and subspecialists nationally and regionally in the next 10-15 years. Expansion of the ophthalmology clinical facilities and faculty at UNMC, the only training program in the state, is necessary to allow for

- an increase in the number of medical students, residents and fellows trained in Nebraska.
- b. Optometry intern training. The need for well-trained optometrists in our state and in the region is also predicted to increase. The proposed project will allow expansion of our existing intern program in optometry as needed.
 - c. Technician training. There is a need for training programs for ophthalmic technicians in the area. The proposed Eye Institute would enable UNMC to provide these training programs.
 - d. Continuing medical education programs. The department has a strong record of producing outstanding CME conferences, which have attracted regional and national audiences. The new Eye Institute would enable the department to increase the number and quality of its CME programs.

The creation of a UNMC Eye Institute building which achieves the above objectives will enable us to attract the best and brightest academic physicians, students and research scientists who will lead the effort to bring new cures to patients. It will allow us to give all Nebraskans access to the best eye care in the world.

II. JUSTIFICATION OF THE PROJECT

A. Data That Supports the Funding Request

There are several emerging trends in ophthalmology. Latest statistical reports show that age-related ocular diseases are on the rise. As baby boomers age, more individuals are likely to face vision-related disabilities from cataracts, macular degeneration, glaucoma, diabetic retinopathy, and for some, blindness. Worldwide loss of productivity due to blindness alone is expected to exceed \$40 billion, along with co-morbidities that accompany vision loss such as accidents and depression. In the US, age-related eye diseases will increase 30% by 2020. Nebraska is seeing a rapid growth of its aging population. At the medical center, the vast majority of patients seeking eye care are 65 years and older. As the population demographics shift towards an aging population, it is imperative that we provide comprehensive services to this population.

With the aging population, there will be an increase need for more ophthalmic providers. Recent studies show that the ophthalmic provider base will decrease just as many baby boomer ophthalmologists are poised for retirement; at the same time academic institutions are downsizing their training programs in ophthalmology. As a result, the ratio of patients to provider full-time equivalents is expected to increase in the years ahead. Nebraska is no exception. By 2018, Nebraska will experience a 50 percent reduction in experienced, high-output providers. Consistent with the educational mission of the University of Nebraska, the Eye Institute will increase resident class size and provide additional fellowship training opportunities. In addition, new treatment modalities for age-related ocular diseases is the focus in translational research. Through collaborative effort, new therapies are on the horizon in the treatment of glaucoma and macular degeneration. Increased clinical research is imperative to assess the safety and efficacy of these therapies.

Currently, referrals to the DOVS come from the local community as well as nationally and internationally. The potential for further growth and national prominence is limited because of outdated and inadequate clinical facilities. While the department has grown from no full-time faculty in 1990 to twelve clinical faculty members as well as the eight research faculty members, facilities limitations have limited its growth compared to prominent academic departments at peer universities.

The existing UMA Eye Associate/Lion's Eye Bank Building, located at 40th Street and Dewey Avenue on the UNMC campus, was adapted for eye clinic use in 1989 and has now become obsolete and undersized for current clinical operations causing practice inefficiencies and limiting growth in clinical research, patient care and education. The building presents a questionable professional image at best. Its location lacks visibility and convenient patient access.

The DOVS will require a significant expansion of research, clinical, diagnostic and surgical facilities as well as the recruitment of talented academic ophthalmologists and researchers to progress to the next level of excellence in ophthalmic research, patient care, and education.

B. Alternatives Considered

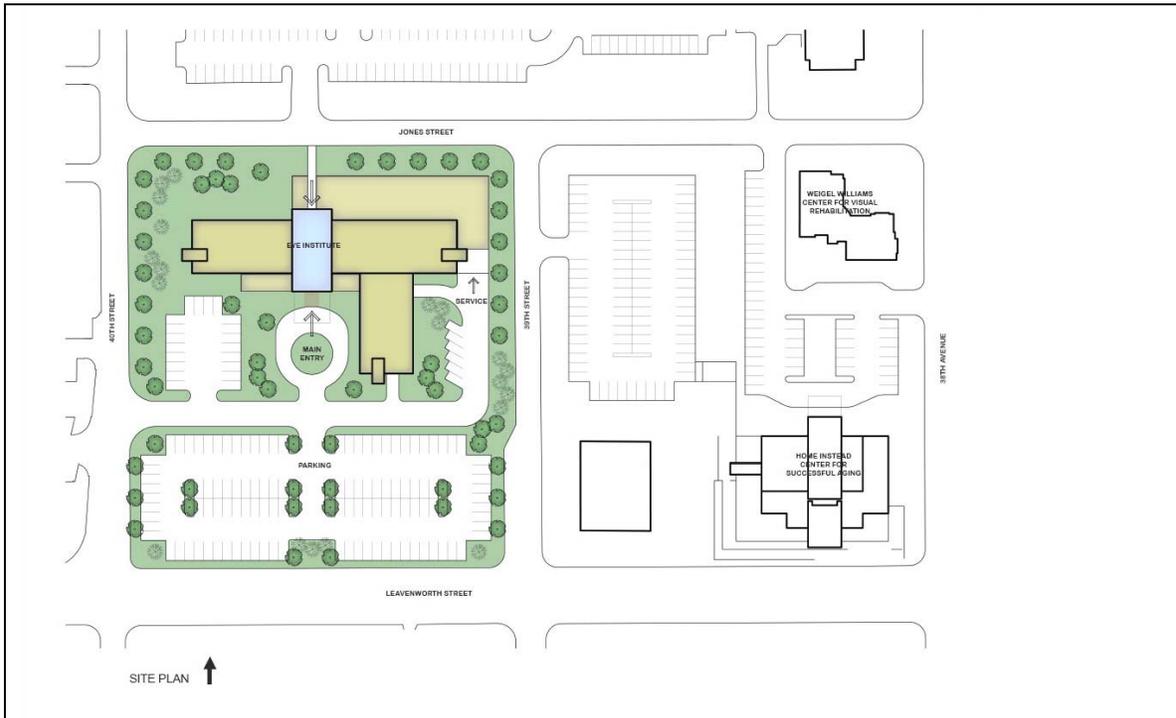
Alternative plans such as a multi-specialty center and inclusion of basic science laboratories within the proposed project were considered. The addition of an ambulatory surgery center was considered and deferred for construction under a separate project as funding becomes available. The proposed project was deemed to be the best alternative by providing a center with high visibility, convenient patient access, and by continuing to conduct basic eye research in the existing, world-class, basic science research facilities in the DRC).

III. LOCATION & SITE CONSIDERATIONS

A. County: Douglas

B. Campus: UNMC Campus in midtown Omaha

C. Proposed Site: The proposed project site is on property recently purchased for campus growth located at 40th and Leavenworth Streets.



D. Statewide Inventory: NA

E. Influence of Project on Existing Site Conditions:

1. Relationship to Neighbors: The project site is located at the southeast corner of the UNMC campus. This is a developing section of the campus, formerly a strip of light industrial and commercial buildings. The project will be compatible with neighboring businesses and is convenient to the Weigel Williamson Center for Visual Rehabilitation and the Home Instead Center for Successful Aging.
2. Utilities: Public electrical, water, sanitary sewer and storm sewer are available in adjacent public streets. Campus normal and emergency electrical power will be extended to the site. Heating and cooling will be produced on-site.
3. Parking and Circulation: The location for the new Eye Institute building will provide a location on the UNMC campus with good visibility, ease of patient access, surface parking and ease of access to public transit; all necessary to achieve the projected patient volumes. UNMC currently maintains 119 parking spaces on the property. The project will provide about 140 parking spaces on completion. Public vehicular access to the proposed site will be accommodated along 40th Street just north of Leavenworth Street. Public transportation is convenient to the site at 40th and Leavenworth Streets.

IV. COMPREHENSIVE PLAN COMPLIANCE

The University of Nebraska Medical Center is the only publicly supported institution responsible for the education of health professionals in Nebraska. The core of the mission of UNMC is to improve the health of Nebraska through premier educational programs, innovative research, the highest quality patient care and outreach to underserved populations.

A. University of Nebraska Strategic Framework: The project will support the following objectives of the University of Nebraska Strategic Framework 2008-2011:

1. The University of Nebraska will provide the opportunity for Nebraskans to enjoy a better life through access to high quality, affordable undergraduate, graduate and professional education.
 - a. Expand lifelong educational opportunities, including those for non-traditional and transfer students.
2. The University of Nebraska will build and sustain undergraduate, graduate and professional programs of high quality with an emphasis on excellent teaching.
 - a. Recruit and retain exceptional faculty and staff, with special emphasis on building and sustaining diversity.
 - b. Pursue excellence in programs where the university can be a regional, national and/or international leader.
 - c. Pursue excellence in programs aligned with the long-term interests of the state.
 - i. *Determine key areas of future workforce demand and strengthen or develop curricula and programs in alignment with those areas.*
 - d. Achieve university-wide and campus priorities through the strategic allocation of resources.
3. The University of Nebraska will play a critical role in building a talented, competitive workforce and knowledge-based economy in Nebraska in partnership with the state, private sector and other educational institutions.

- a. Improve entrepreneurship education, training and outreach.
4. The University of Nebraska will pursue excellence and regional, national and international competitiveness in research and scholarly activity, as well as their application, focusing on areas of strategic importance and opportunity.
 - a. Increase external support for research and scholarly activity.
 - b. Encourage and facilitate the commercialization of research and technology to benefit Nebraska.
 - c. Improve the quantity and quality of research space through public and private support.
5. The University of Nebraska will serve the entire state through strategic and effective engagement and coordination with citizens, businesses, agriculture, other educational institutions, and rural and urban communities and regions.
 - a. Support Nebraska's economic development.
6. The University of Nebraska will be cost effective and accountable to the citizens of the state.
 - a. Maintain competitive capital facilities.

B. University of Nebraska Medical Center Strategic Plan 2009-2012 (Applicable References)

1. Mission: The mission of the University of Nebraska Medical Center is to improve the health of Nebraska through premier educational programs, innovative research, the highest quality patient care, and outreach to underserved populations.
2. Vision: The partnership of UNMC and the Nebraska Medical Center will be a world-renowned health sciences center that:
 - a. Delivers state-of-the-art health care;
 - b. Prepares the best-educated health professionals and scientists;
 - c. Ranks among the leading research centers;
 - d. Advances our historic commitment to community health;
 - e. Embraces the richness of diversity to build unity.
3. Strategic Plan:
 - a. UNMC will be learning centered in education.
 - b. Increase prominence as a research health sciences center.
 - Expand clinical and translational research
 - c. Advance community/campus partnerships for health.
 - d. Advance biomedical technologies to improve health, diversify UNMC revenues, and create economic growth in Nebraska.

C. UNMC 2006-2015 Facilities Development Plan: The project site is included in the UNMC 2006-2015 Facilities Development Plan and identified as a location for campus support functions. The proposed site usage is in general congruence the goals of that plan in that outpatient clinic growth was proposed for other campus land adjacent to the proposed site to along Leavenworth Street to both the east and west.

D. Consistency with Statewide / CCPE Plan: The Statewide Comprehensive Capital Facilities Plan states that individual capital construction projects will support institutional strategic comprehensive facilities plans.

V. ANALYSIS OF EXISTING FACILITIES

A. Function and Purpose of Existing Programs as they Relate to the Proposed Project

The existing eye clinic and office spaces are located at the corner of 40th and Dewey on the campus of the University of Nebraska Medical Center. The current facilities are outdated and inadequate to support the current level of clinical activity.

Current programs include:

1. **Eye Clinic and Offices.** Nine faculty physicians and two optometrists serve a patient volume of 20,000 – 22,000 outpatient visits and perform 700 surgical procedures annually. Surgical cases are now performed in the operating rooms at Nebraska Medical Center.
2. **Research.** Eight full-time basic research faculty are located in the Truhlsen Research Laboratories at the DRC. Primary areas of research are in glaucoma, retinal diseases such as macular degeneration, including stem cell research and research on retinal prostheses, genetic therapies, and cataract research.
3. **Education.** The department has a three-year residency program with two residents per year. There are two subspecialty fellowships, one in retina and one in glaucoma. The department also provides ophthalmology training for medical students and allied health students at UNMC.

B. Physical Deficiencies

1. **Eye clinic and offices.** The eye clinic and offices are in an outdated facility with inadequate space for current practice. The inadequacies of the facilities reduce practice efficiency and are recognized immediately by anyone utilizing them.
2. There is no space for the clinical and translational research programs.
4. **Surgical facilities.** There is no outpatient surgical center on campus that can provide efficient, convenient service for outpatient eye surgery. This deficiency will be addressed in a future project.
5. Lack of a full range of specialty diagnostic equipment not generally available to community ophthalmologists.

C. Programmatic Deficiencies:

1. Inadequate clinical research programs in most subspecialty areas.
2. No pediatric ophthalmology or uveitis subspecialty services.
3. Inadequate number of nationally recognized subspecialists who attract regional, national and international referrals.

VI. FACILITY REQUIREMENTS

A. Functions and Purpose of the Proposed Program:

1. Activity Identification.

The main activities within the proposed building include:

- a. Outpatient eye care in all subspecialties.
- b. Clinical research.
- c. Ophthalmic diagnostic testing.
- d. Teaching of residents, fellows, and students on clinical rotations.
- e. Outreach.

2. Projected Occupancy, Use and Staffing:

Positions will be created for academic ophthalmologists who can accomplish the clinical research and attract the subspecialty referrals to achieve our objectives. We have examined the demographics and predicted needs of our community and region over the next 10 years and believe that the proposed eye institute will help meet the needs of our region with a positive impact on the private eye care community. This expansion will also increase educational opportunities for medical students, ophthalmology residents and fellows, optometry interns and technicians as follows:

Faculty	Current staff	Additional staff	Total after 5 yrs
Comprehensive	1	1	2
Retina/uveitis	2	1	3
Glaucoma	2	1	3
Pediatric ophthalmologist	0	2	2
Oculoplastics	1	1	2
Cornea	1	1	2
Refractive surgeon	0	1	1
Optometry	2	1	3
Neuro-ophthalmologists	1	0	1
Low vision specialist	1	0	1
TOTAL	11	9	20

Administrative and Clinical Research Support Personnel	Current	Additional	Total after 5 yrs.
Administrative Support			
Admin. Assistants	3	2	5
Administrator	1	0	1
Clinical Support Staff			
Research Coordinators	1	2	3
Technicians	13	10	23
Orthoptist	0	1	1
Manager	1	0	1
Billing	3	2	5
Reception/office	7	5	12
TOTAL	29	22	51

Students	Current	Additional	Total After 5 Years
Residents	6	3	9
Fellows	2	2	4
TOTAL	8	4	12

B. SPACE REQUIREMENTS:

1. Square Footage by Function:

Functional Space Components	Qty	Unit NSF	Total NSF
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EYE CLINIC

General/Cornea/Plastics

545	Small Reception	1	60	60
545	Patient Waiting (20 seats @ 15sf)	1	300	300
545	Patient Sub-Waiting	3	150	450
540	Exam Rooms	14	120	1680
540	Consult Room	1	100	100
545	Staff Work Areas (2 per clinic)	2	25	50
545	Staff Work Room	1	100	100
545	Patient Toilets	2	60	120
545	Medication Closet	1	20	20
545	Discharge/Check out	1	60	60
540	Contact Lens	2	80	160

Retina

545	Small Reception	1	60	60
545	Patient Waiting (15 seats @ 15 sf)	1	225	225
545	Patient Sub-Waiting	2	150	300
540	Exam Rooms	7	120	840
540	Special 20' Exam Rooms	1	200	200
545	Staff Work Areas (2 per clinic)	2	25	50
545	Staff Work Room	1	100	100
545	Patient Toilets	2	60	120
545	Medication Closet	1	20	20
545	Discharge/Check out	1	60	60
540	Consult Room	1	100	100

Functional Space Components		Qty	Unit NSF	Total NSF
Glaucoma/Neuro-ophthalmology				
545	Small Reception	1	60	60
545	Patient Waiting (15 seats @ 15sf)	1	225	225
540	Exam Rooms	7	120	840
540	Special 20' Exam Rooms	1	200	200
545	Patient Sub-Waiting	2	150	300
545	Staff Work Areas (2 per clinic)	2	25	50
545	Staff Work Room	1	100	100
545	Patient Toilets	2	60	120
545	Medication Closet	1	20	20
545	Discharge/Check out	1	60	60
540	Consult Room	1	100	100
Pediatrics				
545	Small Reception	1	60	60
545	Patient Waiting (20 seats @ 15sf)	1	300	300
545	Patient Sub-Waiting	2	300	600
545	Staff Work Areas (2 per clinic)	2	25	50
545	Staff Work Room	1	100	100
545	Patient Toilets	2	60	120
545	Medication Closet	1	20	20
545	Discharge/Check out	1	60	60
540	Consult Room	1	100	100
310	Billing	4	60	240
310	Phone Triage	2	60	120
310	Financial Counselor	1	120	120
545	Storage	1	120	120
545	Medical Records Storage	1	400	400
310	Surgical Coordinator	2	100	200
310	Clinic Case Manager/Manager	2	100	200
715	Comm Closets (one per clinic)	4	80	320
DIAGNOSTIC CENTER				
540	Testing Room	8	80	640
545	Testing Bay	3	120	360
310	Media Office/computer	1	180	180
545	Patient Education	1	100	100
545	Media Storage	1	180	180
545	Waiting Room	10	20	200
310	Office	1	100	100

Functional Space Components		Qty	Unit NSF	Total NSF
CLINICAL RESEARCH				
545	Waiting Room	1	120	120
310	Offices	2	120	240
540	Exam Rooms	4	120	480
545	Project Room	1	240	240
315	File Storage	1	200	200
545	Specimen Storage	1	60	60
545	Patient Toilet	1	60	60
MINOR SURGERY/LASER				
840	Minor Surgery/Procedure Room	1	180	180
840	Laser Procedure Room	3	100	300
845	Instrument Processing	1	80	80
LOBBY				
WWW	Lobby	1	800	800
WWW	Vestibules	2	200	400
310	Reception/Clerical Workstation	1	100	100
RRR	Public/Patient Toilet	2	60	120
OPTICAL SHOP				
660	Display Area	3	150	450
545	Fitting Booth	4	40	160
545	Optical Work Room	1	150	150
545	Contact Lens Work Room	1	150	150
780	General Storage	1	100	100
STAFF SUPPORT & UTILITY (Clinic)				
	Lockers	30	3	90
315	Toilet Staff	4	60	240
315	Staff Lounge	2	150	300
315	Microwave, Coffee, Refrigerator Alcove	1	60	60
XXX	Housekeeping Closet	1	40	40
XXX	Closet Electrical	1	80	80
715	Closet Communication	1	100	100
RESIDENT AREA				
310	Resident Work Area	9	64	576
312	Fellow Office	4	64	256
350	Conference Room Seat Capacity	70	20	1400
350	Library / Small Conference Room	1	400	400
210	Pathology	1	160	160

Functional Space Components		Qty	Unit NSF	Total NSF
ADMINISTRATIVE				
311	Provider Office	18	130	2340
312	Dept. Chair Office	1	180	180
540	Special Exam Room	1	120	120
312	Vice Chair Office	1	150	150
350	Conference Room	1	200	200
311	Administrative Office	2	120	240
315	Mini Kitchen	1	100	100
310	Staff Work Area	1	120	120
315	Storage	1	180	180
315	Supply Storage	1	60	60
315	Secretarial	1	300	300
STAFF SUPPORT & UTILITY (Administrative)				
315	Staff Toilet	4	60	240
315	Staff Lounge	1	300	300
315	Microwave, Coffee, Refrigerator Alcove	1	60	60
XXX	Housekeeping Closets	1	40	40
715	Communication Closet	1	100	100
XXX	Electrical Closet	1	80	80
BUILDING SERVICE				
XXX	Material Management Storage	1	250	250
545	Environmental Soiled/Clean Storage & Holding	2	100	200
XXX	Environmental Supply Room	1	100	100
XXX	Loading Dock	1	200	200

2. Planning Parameters:

Building spaces have been sized according to university space guidelines and good architectural planning practices for specific clinical functions. The building has been sized to provide space for about ten years growth over the current patient visit level or a patient visit increase from 16,900 to 45,000 per year.

3. Difference Between Existing and Proposed Space:

NSF Area Comparison	Existing	Proposed	Difference
Education	2,906	7,382	4,476
Research	1,110	2,280	1,170
Clinic	3,974	15,160	11,186

C. Impact of the Project on the Program's Existing Facilities:

1. **Reutilization:** The UNMC Physicians eye clinic, DOVS faculty offices and the Lion's Eye Bank currently occupy the UMA Eye Associates/Lion's Eye Bank building located at 40th Street and Dewey Avenue. The Lion's Eye Bank will remain in the building for the foreseeable future. Other campus functions, to be determined at a time closer to occupancy of the new building, may reutilize the space vacated in the current building until such time as a best use of the property can be determined.
2. **Demolition:** The proposed project site was purchased for campus expansion. The industrial buildings currently on the site are unsuitable for conversion to house the eye institute and will be demolished to prepare for the new construction.
3. **Renovation:** Not applicable.

VII. EQUIPMENT REQUIREMENTS

Equipment Costs Included in Project Budget:

- Clinical Exam and supporting equipment.
- Diagnostic Center Equipment (Regionally unique)
- Relocated Equipment – Clinical equipment in the 14 exam rooms was recently purchased and will be relocated along with other reusable diagnostic and treatment equipment.

VIII. SPECIAL DESIGN CONSIDERATIONS

- A. **Construction Type:** The building will be constructed with a steel structural frame and clad with a masonry and glass curtainwall exterior to complement other campus buildings. The building will be designated as Business Occupancy classification for code purposes.
- B. **Heating and Cooling Systems:** Alternative heating and cooling sources have been investigated during the planning process. Options studied included the provision of heating and cooling by the campus utility system and alternatively by a ground source heat pump (GSHP) system. Factors considered included total life-cycle cost of the heating/cooling source as well as the land-use implications. Based on preliminary findings, a GSHP system will be used unless a more complete feasibility study to be completed during design contraindicates its application. The well field for the GSHP system is planned to be located at the perimeter of the building.

The building control system will be the direct digital type and incorporated into the campus-wide energy management and control system. The building will be designed to meet the requirements of the *International Energy Conservation Code (IECC)*, per State Statute 72-804.

- C. **Sustainability:** The building design will follow the University of Nebraska's Sustainability Guidelines. The building will be designed with the intention of obtaining LEED certification.

- D. Life Safety and ADA:** The building will be designed to meet all applicable codes including: *International Building Code (IBC)*, 2006 edition, Nebraska Accessibility Guidelines, NFPA and UNMC facility design guidelines. The building will be equipped with fire alarm and notification devices.
- E. Security:** The building will be secured with electronic locks and CCTV at selected exterior locations. Interior doors will be secured by a lock and key system.
- F. Historic/Architectural Significance:** Not applicable; the proposed site is occupied by a light industrial building of no historic or special architectural significance and an associated parking lot.
- G. Artwork:** An amount for artwork is included in the project budget consistent with the needs of the project and with the Board of Regents art procurement policy.
- H. Phasing:** The proposed project is planned for construction in one phase. The proposed building site is currently leased to the former property owner until 2011. The interval prior to site possession will be adequate to complete design activities and bid the project, then award a construction contract just prior to taking possession of the site.
- I. Future Expansion:** The design of the building will accommodate the future construction of an ambulatory surgery center and clinic growth.

IX. PROJECT BUDGET AND FISCAL IMPACT

A. Cost Estimating Criteria

- 1. Standards/Sources:** The conceptual construction cost estimate was based on the construction contract for the Home Instead Center for Successful Aging (HICSA), an analogous clinic facility now under construction on the UNMC campus. The probable cost of the same facility in the current market was then estimated by the contractor for the HICSA project and determined to be approximately the same as the original bid. Finally, an independent cost consultant validated the construction cost estimate by comparing it to the cost of recent comparable projects in the Omaha area.
- 2. Year, Month, Inflation Factor:** The projected cost was developed in October 2008 then inflated to the midpoint of construction in February 2012 at the rate of 0% for the first year, then at 4% per year for the succeeding 14 months.
- 3. Gross and net square feet:**

Building Efficiency	
Building Gross Square Feet	47,000
Departmental Assignable Area	35,596
Building Efficiency	75.7%

- 4. Project Cost and Construction Cost per gross square foot:**

Unit Cost Data	
Project Cost per GSF	\$425.53
Construction Cost per GSF	\$307.09

B. Estimated Project Cost - UNMC Eye Institute			
1) BUDGET CATEGORY #1 -- CONSTRUCTION COSTS			
Construction Contract			
Building	GSF	\$/GSF	
a) Clinic/Office Space	47,000	\$ 239	11,233,000
Utilities to Site (Campus Power)			325,000
Sitework and Paving			520,000
SubTotal			12,078,000
Inflation to Construction Mid-Point			
(12 mos @ 0% inflation+14 mos @4% per year)			
			567,000
Total Construction Contract			12,645,000
Utility Company Fees and Contracts			40,000
In House Construction Including Building Controls			125,000
Other Construction			
Asbestos Removal			50,000
Site Demolition			350,000
IBC Special Inspector			10,000
Construction Testing, code required			10,000
Relocation Construction			-
Stormwater Protection Surveys			15,000
Telecommunications			500,000
Subtotal Construction			13,745,000
Construction Contingency			@ 5% 688,000
SUBTOTAL COST CATEGORY #1 -- CONSTRUCTION COSTS			14,433,000
2) BUDGET CATEGORY #2 -- NON-CONSTRUCTION COSTS			
Moveable Equipment			
Furniture and Office Equipment			200,000
Special & Technical Equipment			
Clinic			726,000
Diagnostic Lab			900,000
			1,626,000
Biomedical Communications (Audio-Visual)/Security			150,000
Land Acquisition			1,400,000
Project Design & Management			
a) Project Planning & Program Statement			35,000
b) A/E Basic Services	8.5%		1,075,000
c) A/E Additional Services			69,000
d) A/E Reimbursable Expense and Printing			30,000
e) In-House Services -- Project Management			400,000
f) Other Consultants			
Geotechnical			25,000
Surveys			15,000
Subtotal Professional Services			1,649,000
Artwork			50,000
Other Costs			
a) Risk/Quality Management			
Asbestos Survey			8,000
Structural Design Peer Reviews			10,000
Peer Reviews - Other			40,000
b) Builders Risk Insurance			9,000
c) Moving and Relocation			100,000
d) Signage			60,000
TOTAL Other Costs			227,000
SubTotal Non Construction Costs			5,302,000
Non-Construction Contingency			@ 5% 265,000
SUBTOTAL COST CATEGORY #2 -- NON-CONSTRUCTION COSTS			5,567,000
TOTAL PROJECT COST			20,000,000

C. FISCAL IMPACT

1. Additional Annual O & M Costs: \$541,900		
Funding Sources:	Patient Revenue	100%
2. Building Renewal Assessment \$200,000		

X. FUNDING

A. Total Funds Required: \$20,000,000	
B. Project Funding Sources: Private Donations – 100%	
C. Fiscal Year Expenditures:	
FY 2009-10	\$265,000
FY 2010-11	\$1,882,000
FY 2011-12	\$7,718,000
FY 2012-13	\$10,135,000
Total Expenditures	\$20,000,000

XI. PROJECT SCHEDULE

Program Statement Approval by Board of Regents	October 2009
Architect Selection	December 2009
Schematic Design Complete	March 2010
Program Approval by Board of Regents	April 2010
Design Development Complete	May 2010
Construction Documents Complete	December 2010
Award Contract	February 2011
Construction Start	May 2011
Construction Midpoint	February 2012
Substantial Completion	December 2012

XII. METHOD OF CONTRACTING

It is proposed to bid this project and award the construction contract to the low responsible bidder. The Omaha construction market is favorable for bidding projects at this time and is expected to remain favorable at the time of bidding.

XIII. CCPE REVIEW HIGHER EDUCATION SUPPLEMENT:

CCPE Review will not be required.

TO: The Board of Regents Addendum IX-B-8

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Bond Financing for LB 605 Phase II Renovation Projects

RECOMMENDED ACTION: Approve the attached Resolution (1) approving the adoption of a Bond Resolution by the University of Nebraska Facilities Corporation authorizing the issuance of not to exceed \$60,000,000 aggregate principal amount of University of Nebraska Facilities Corporation Deferred Maintenance Bonds, Series 2009, (2) approving and authorizing the execution and delivery of a Financing Agreement, a Continuing Disclosure Certificate, a Tax Compliance Agreement, an Amended and Restated Depository and Disposition Agreement, an Inducement Letter, and a Preliminary Official Statement, (3) authorizing the sale of such Bonds at a negotiated sale and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed a true interest cost of 4.0%), principal amounts, principal maturities and redemption provisions of such Bonds, and (4) approving the preparation and use of a Final Official Statement.

PREVIOUS ACTION: July 28, 2006 – The Board approved a resolution authorizing issuance of not to exceed \$130,000,000 of University of Nebraska Facilities Corporation bonds and related agreements relating to the first phase of LB605 projects.

EXPLANATION: Facilities are vitally important in creating a competitive university and greatly enhances the efforts of faculty and staff in meeting the University's teaching, research and outreach missions. State-of-the-art facilities also are key in recruitment and retention of faculty, students and staff. Accordingly, facilities construction, renovation and modernization are strategic priorities of the Board of Regents, the President and all associated with the University.

The Governor and Legislature recognized the need to assist and partner with the University in meeting the facilities challenge, passing and signing LB 605 during the 99th Legislature, Second Session in 2006.

LB 605 envisioned issuance of two series of bonds: a series 2006 issue and a series 2010 issue. The proceeds from these issues would then be utilized for 17 building projects named in statute across all four campuses of the University system.

The LB605 bonds are backed by \$11 million in appropriations and \$11 million of University funding. The University's \$11 million commitment is met through a combination of \$5.5 million gained from 1% additional tuition increases in 2006 through 2008 combined with \$5.5 million available that was formerly pledged to LB1100 debt service. With the LB1100 bonds having been fully paid off, as planned from the

outset of LB605 planning, starting in spring 2010, this additional funding will be pledged to the LB605 issues.

The second phase of LB605 funding was originally targeted for the first quarter of 2010. However, with fixed-rate tax exempt debt markets at 40 year lows, the combination of historically low interest rates and softness in some sectors of the construction market make it prudent to obtain Board approval at this time, allowing management to place the debt into the marketplace as deemed most advantageous.

The University of Nebraska Facilities Corporation bonds funding the second phase will be issued with a final maturity up to eleven years. Current bond market conditions would provide an average interest rate of approximately 3.10% on the bonds.

PROJECT COST:	Proposed Size of Issue	\$60,000,000
	Deposit to Debt Service Reserve	(5,650,000)
	Cushion for Interest Rate Changes and OID/OIP	(3,600,000)
	Costs of Issuance, Rounding	<u>(750,000)</u>
	Net Deposit to Construction Funds	<u>\$50,000,000</u>

SOURCE OF FUNDS: State appropriation
University cash funds

SPONSORS: Rebecca H. Koller
Assistant Vice President for Business & Finance
Director of Facilities Planning & Management

David E. Lechner
Vice President for Business & Finance

RECOMMENDED: James B. Milliken
President

DATE: October 1, 2009

RESOLUTION

I.

BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA (the “**Board**”) that the Financing Agreement between the Board and The University of Nebraska Facilities Corporation (the “**Corporation**”) dated as determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation with respect to financing the deferred maintenance projects of the University authorized by Legislative Bill 605, Ninety-Ninth Legislature, Second Session (the “**Project**”), in the form attached hereto as **Exhibit A** and made a part hereof by reference, is hereby approved, adopted, ratified and affirmed together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska.

II.

BE IT FURTHER RESOLVED BY THE BOARD that the issuance, sale and delivery by the Corporation of its Deferred Maintenance Bonds, Series 200__ in an aggregate principal amount not to exceed \$60,000,000, dated as determined by the Secretary/Treasurer of the Corporation (the “**Bonds**”), together with the terms and provisions of the Bond Resolution dated as determined by the Secretary/Treasurer of the Corporation adopted by the Board of Directors of the Corporation (the “**Bond Resolution**”), a copy of which is attached hereto as **Exhibit B** and pursuant to which the Bonds will be issued, are hereby approved, adopted, ratified and affirmed together with such changes, additions, deletions or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska. The Vice President for Business and Finance, on behalf of the Board, is hereby authorized and directed to approve the aggregate principal amount of Bonds to be issued (not to exceed \$60,000,000) and the principal maturities, interest rates and redemption provisions thereof and to take all necessary actions and execute all necessary documents to effect the sale of the Bonds.

III.

BE IT FURTHER RESOLVED BY THE BOARD that the Vice President for Business and Finance is hereby authorized and directed to approve the sale of the Bonds by negotiated sale at an average interest cost not to exceed 4.00% to Ameritas Investment Corp. (the “**Underwriter**”) pursuant to (a) a Bond Purchase Agreement between the Corporation and the Underwriter and (b) an Inducement Letter from the Board to the Corporation and the Underwriter, each dated as determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation, in the forms presented to the Board as **Exhibit C** and **Exhibit D**, respectively, and made a part hereof by this reference, which Bond Purchase Agreement and Inducement Letter are hereby adopted, ratified, affirmed and approved, together with such changes or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the Board and the University of Nebraska.

IV.

BE IT FURTHER RESOLVED BY THE BOARD that the Preliminary Official Statement of the Corporation with respect to the Bonds, dated as determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation in the form presented to the Board as **Exhibit E**, together with such changes or modifications as the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the University of Nebraska, and the final Official Statement to be dated as of the date of sale with respect to the Bonds, which final Official Statement shall include the terms of the Bonds, are hereby approved and authorized for delivery to the purchasers of the Bonds.

V.

BE IT FURTHER RESOLVED BY THE BOARD that (a) the Tax Compliance Agreement dated as determined jointly by the Vice President for Business and Finance and the Secretary/Treasurer of the Corporation among the Board, the Corporation and the Trustee named in the Bond Resolution (the “**Trustee**”) to satisfy the requirements of Internal Revenue Code of 1986, as amended, and the applicable regulations thereunder with respect to the Bonds in the form attached hereto as **Exhibit F** and made a part hereof by reference, and (b) the Continuing Disclosure Certificate dated as determined by the Vice

President for Business and Finance executed by the Board to satisfy the requirements of Rule 15c2-12 of the Securities and Exchange Commission with respect to the Bonds in the form attached hereto as **Exhibit G** and made a part hereof by reference, are each hereby approved, adopted, ratified and affirmed, together with such changes, additions, deletions or modifications and the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the University of Nebraska.

VI.

BE IT FURTHER RESOLVED BY THE BOARD that the Amended and Restated Depositary and Disposition Agreement dated as determined by the Vice President for Business and Finance between the Board and the State of Nebraska acting through the Department of Administrative Services in the form attached hereto as **Exhibit H** and made a part hereof by reference, is hereby approved, adopted, ratified and affirmed, together with such changes, additions, deletions or modifications and the Chair of the Board, University counsel and bond counsel shall approve as being in the best interests of the University of Nebraska.

VII.

BE IT FURTHER RESOLVED BY THE BOARD that the members and officers of the Board and the officials of the University of Nebraska, or any of them, be, and they hereby are, and each of them hereby is, authorized and directed to take any and all action including the execution of all papers, certificates, receipts and documents, they or any of them may deem necessary or desirable to effect, in accordance with the terms of this Resolution, the delivery of and payment for the Bonds.

VIII.

BE IT FURTHER RESOLVED BY THE BOARD that all actions heretofore taken for or on behalf of, or in the name of the Board, by any of the members of officers thereof or by any officers of the University of Nebraska with respect to the authorization or offering for sale of the Bonds are hereby validated, ratified and confirmed.

TO: The Board of Regents
Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Naming the University of Nebraska Medical Center (UNMC) Eye Institute building

RECOMMENDED ACTION: Approve naming the UNMC Eye Institute building the “Stanley M. Truhlsen Eye Institute”

PREVIOUS ACTION: None.

EXPLANATION: A major gift from Dr. Stanley M. Truhlsen has enabled UNMC to move closer to its goal of being recognized as a world-class academic health science center through the construction of an Eye Institute building. This project provides for the construction of a new 47,000 gross square foot building located on the northwest corner of 40th and Leavenworth Streets on the UNMC campus in Omaha.

Dr. Truhlsen, now retired, is an alumnus of UNMC and has provided long, dedicated and meritorious service to UNMC as a faculty member in the Department of Ophthalmology and as former chair of the department. The generous gift of Dr. Truhlsen and a previous gift that made possible the Stanley M. Truhlsen Eye Research Laboratories located in the Durham Research Center, will have lasting benefit for the health of Nebraska through the education, clinical care and translational health care research enabled by this project.

By naming the Eye Institute building the Stanley M. Truhlsen Eye Institute, in honor of Dr. Truhlsen, the Board of Regents expresses on behalf of the University of Nebraska Medical Center, its deepest gratitude and appreciation to Dr. Truhlsen for this truly transformational gift and their continued support of the University of Nebraska.

PROJECT COST: \$20,000,000

ON-GOING FISCAL IMPACT:

Operating and Maintenance	\$ 541,990
1% Assessment	200,000

SOURCE OF FUNDS: Private Donations

SPONSOR: Donald S. Leuenberger
Vice Chancellor for Business & Finance

RECOMMENDED: Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

James B. Milliken
President

DATE: October 1, 2009

C. FOR INFORMATION ONLY

1. Board of Regents agenda items related to the University of Nebraska Strategic Framework Addendum IX-C-1
2. Calendar of establishing and reporting accountability measures Addendum IX-C-2
3. Current version of the University of Nebraska Strategic Framework Addendum IX-C-3
4. Current version of the University of Nebraska Strategic Dashboard Indicators Addendum IX-C-4

TO: The Board of Regents
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Board of Regents agenda items related to the University of Nebraska Strategic Framework

RECOMMENDED ACTION: For Information Only

PREVIOUS ACTION: The current version of the framework appears as an information item at each Board of Regents meeting.

April 2005 – The Board of Regents began development of the University of Nebraska “Strategic Framework – Accountability Measures” document.

EXPLANATION: Attached is an explanation of the agenda items that are aligned with the strategic goals of the Board of Regents’ Strategic Framework.

RECOMMENDED: James B. Milliken, President
University of Nebraska

DATE: October 1, 2009

Alignment of the University's Strategic Goals with Board of Regents Agenda Items
October 23, Meeting

- 1. The University of Nebraska will provide the opportunity for Nebraskans to enjoy a better life through access to high quality, affordable undergraduate, graduate and professional education.**
 - State Budget update presentation at the Business Affairs committee meeting
 - Strategic Framework annual report on enrollment (including 2009 Fall Headcount and Semester Credit Hour report), need-based financial aid
- 2. The University of Nebraska will build and sustain undergraduate, graduate and professional programs of high quality with an emphasis on excellent teaching.**
 - Approve dissolution or merger of UNMC and UNL Multi-Departmental Academic Centers for Research, Teaching and/or Service
 - Report on periodic review of Multi-Departmental Academic Centers
 - Approve the program statement for a new Eye Institute building at UNMC
- 3. The University of Nebraska will play a critical role in building a talented, competitive workforce and knowledge-based economy in Nebraska in partnership with the state, private sector and other educational institutions.**
 - Strategic Framework annual report on Nebraska Top 25%, nonresident students and merit-based scholarships
 - Outreach and Economic Development Ad Hoc committee presentation on the Nebraska Health Workforce Study
- 4. The University of Nebraska will pursue excellence and regional, national and international competitiveness in research and scholarly activity, as well as their application, focusing on areas of strategic importance and opportunity.**
 - Approve the program statement for a new Eye Institute building at UNMC
 - Approve a resolution authorizing the issuance of \$60 million in bonds related to the second phase of the LB 605 deferred maintenance initiative
- 5. The University of Nebraska will serve the entire state through strategic and effective engagement and coordination with citizens, businesses, agriculture, other educational institutions, and rural and urban communities and regions.**
 - Business Affairs committee report on Innovation Campus development
 - Purchase of 83 acres of land adjacent to UNO's Allwine Prairie Preserve
 - Approve interlocal agreement with the Omaha Public Power District for the implementation of energy related products and services at UNMC
 - Approve a resolution relating to OPPD land exchange transaction with UNMC
- 6. The University of Nebraska will be cost effective and accountable to the citizens of the state.**
 - Business Affairs committee presentation on Sustainability
 - Strategic Framework annual report on Investments
 - Approve various actions related to facilities and capital construction:
 - Improvements to the Nebraska Unions, University Health Center and University Housing facilities at UNL
 - Improvements to parking at UNL and addition of parking at UNO
 - Selection of the firm to provide architectural design services for the renovation of Roskens Hall at UNO
 - Quarterly reports on bids and contracts
 - Report on the Othmer-Topp Endowment Fund

TO: The Board of Regents
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Calendar of establishing and reporting accountability measures

RECOMMENDED ACTION: For Information Only

PREVIOUS ACTION: None

EXPLANATION: Attached is a calendar of establishing and reporting accountability measures.

RECOMMENDED: James B. Milliken, President
University of Nebraska

DATE: October 1, 2009

Strategic Framework Accountability Measure Reporting and Updating Calendar

Revised October 1, 2009

<u>Board Meeting Date</u>	<u>Academic Affairs Committee</u>	<u>Business Affairs Committee</u>	<u>Outreach and Economic Development Ad Hoc Committee</u>
October 23, 2009 <i>(usually reported in Nov.)</i>	Enrollment [1-b-i] Nebraska Top 25% [3-b-i] Nonresident Students [3-c-i]	Need-based Financial Aid [1-a-iii] <i>(carry over from Sept.)</i> Merit-based Scholarships [3-b-ii] <i>(carry over from Sept.)</i> LB 605 [4-a-iii] Administrative/Business Efficiencies [6-a-iii] <i>(Report on Endowments, Debt, LB 605, Capital Queue)</i> <i>(Report on Short-term Cash, Investments -- carry over from June)</i>	None
December 11, 2009	None	None	None
January 2010	Graduation Rates [1-b-iii]	Administrative/Business Efficiencies [6-a-iii] <i>(Report on Expenditures, SIS)</i>	None
March 2010	Research [4-a-i]	Administrative/Business Efficiencies [6-a-iii] <i>(Report on Capital Queue)</i>	Workforce Development [2-c-iii]
April 2010	Student Learning Assessment [6-f-i]	Faculty Merit Compensation [2-a-i] Administrative/Business Efficiencies [6-a-iii] <i>(Report on SIS, Human Resources)</i>	Entrepreneurship [3-d]
June 2010	None	State Funding [1-a-i] Tuition [1-a-ii] Administrative/Business Efficiencies [6-a-iii] <i>(Report on Short-term Cash, Investments, Capital Queue)</i>	None
September 2010	Gender/Minority Faculty Equity [2-a-iii]	Need-based Financial Aid [1-a-iii] Merit-based Scholarships [3-b-ii] Administrative/Business Efficiencies [6-a-iii] <i>(Report on SIS, SAP, Capital Queue)</i>	None

TO: The Board of Regents
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Current version of the University of Nebraska Strategic Framework

RECOMMENDED ACTION: For Information Only

PREVIOUS ACTION: None

EXPLANATION: Attached is the current version of the Strategic Framework document.

RECOMMENDED: James B. Milliken, President
University of Nebraska

DATE: October 1, 2009

INVESTING IN NEBRASKA'S FUTURE

Strategic Planning Framework -- Accountability Measures

An Implementation Tool for the Board of Regents and University Leadership

2008-2011

The University of Nebraska is a four-campus, public university which was created and exists today to serve Nebraskans through quality teaching, research, and outreach and engagement. The future of the State of Nebraska is closely tied to that of its only public university, and this framework will guide university-wide and campus planning to help build and sustain a Nebraska that offers its citizens educational and economic opportunity and a high quality of life.

The framework consists of six overarching goals emphasizing access and affordability, quality programs, workforce and economic development, research growth, engagement with the state, and accountability. Each goal has a number of related objectives which will be prioritized, and strategies and accountability measures will be developed for Board and university-wide monitoring over a multi-year period.

The university's efforts will not be limited to these priorities, as we expect to be able to measure progress in other areas given the interrelatedness of the objectives, other priorities of the Board and the President, and the mature and/or ongoing strategic planning efforts of the four campuses. Each campus has established a set of quality indicators with metrics that provide a means to evaluate achievement and momentum related to many of these objectives. Additional indicators will be developed to address each objective consistent with campus missions.

1. The University of Nebraska will provide the opportunity for Nebraskans to enjoy a better life through access to high quality, affordable undergraduate, graduate and professional education.

a. Maintain an affordable cost of education.

i. Secure state funding sufficient to support excellent programs.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2010-11	Attain sufficient state funding that will allow moderate and predictable tuition increases to fund biennial operating budget needs.	June 2010	Business
FY 2011-12	TBD (June 2010)	June 2011	Business
FY 2012-13	TBD (June 2010)	June 2012	Business

ii. Keep tuition increases moderate and predictable.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2010-11	Attain sufficient state funding that will allow moderate and predictable tuition increases to fund biennial operating budget needs.	June 2010	Business
FY 2011-12	TBD (June 2010)	June 2011	Business
FY 2012-13	TBD (June 2010)	June 2012	Business

iii. Increase support for need-based financial aid.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2008-09	1) Implement the plan to expand the Tuition Assistance Program from January, 2008. 2) Raise at least \$6 million in private funds (endowment and/or spendable).	Oct. 2009	Business
FY 2009-10	1) Report on the implementation, including results, of the plan to expand the Tuition Assistance Program. 2) Raise at least \$6 million in private funds (endowment and/or spendable).	Sept. 2010	Business
FY 2010-11	Raise at least \$6 million in private funds (endowment and/or spendable).	Sept. 2011	Business

b. Increase the percentage of Nebraska high school graduates who enroll at and graduate from the university.

i. The University of Nebraska shall increase its overall enrollment.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	Increase undergraduate enrollment 1.5% annually.	Oct. 2009	Academic
Fall 2010	Increase undergraduate enrollment 1.5% annually.	Nov. 2010	Academic
Fall 2011	Increase undergraduate enrollment 1.5% annually.	Nov. 2011	Academic

ii. *Each campus shall exceed the average undergraduate freshman-to-sophomore retention rate of its peer institutions.*

iii. *Each campus shall maintain or reach the average undergraduate six-year graduation rate of its peer institutions.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
2007-08 Academic Year	1) Each campus will maintain or reach the average six-year graduation rate of its peers. 2) All prospective and current undergraduate students are regularly informed and assisted in obtaining the benefit of the University's four-year graduation guarantee.	Jan. 2010	Academic
2008-09 Academic Year	1) Each campus will maintain or reach the average six-year graduation rate of its peers. 2) All prospective and current undergraduate students are regularly informed and assisted in obtaining the benefit of the University's four-year graduation guarantee.	Jan. 2011	Academic
2009-10 Academic Year	1) Each campus will maintain or reach the average six-year graduation rate of its peers. 2) All prospective and current undergraduate students are regularly informed and assisted in obtaining the benefit of the University's four-year graduation guarantee.	Jan. 2012	Academic

iv. *Each campus shall endeavor to increase the enrollment of students of color, employing measures permitted by state and federal law.*

v. *The university shall engage in partnerships with other higher education institutions, K-12, and the private sector to increase the overall college going rate in Nebraska.*

c. Increase the percentage of persons of color and the economically disadvantaged who enroll at and graduate from the university, employing measures permitted by state and federal law.

d. Expand lifelong educational opportunities, including those for non-traditional and transfer students.

e. Promote adequate student preparation for and success in higher education.

2. The University of Nebraska will build and sustain undergraduate, graduate and professional programs of high quality with an emphasis on excellent teaching.

a. Recruit and retain exceptional faculty and staff, with special emphasis on building and sustaining diversity.

i. *Faculty salaries and incentives (awarded on the basis of merit) and fringe benefits should exceed the average of peer institutions.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2008-09	1) All salary increases should be awarded, to the extent possible, on the basis of merit. 2) Average faculty salaries on each campus shall meet or exceed the midpoint of peers. 3) Once the midpoint of peers has been met or exceeded, an exceptional merit fund shall be established to provide additional incentives related to performance.	April 2010	Business
FY 2009-10	1) All salary increases should be awarded, to the extent possible, on the basis of merit. 2) Average faculty salaries on each campus shall meet or exceed the midpoint of peers. 3) Once the midpoint of peers has been met or exceeded, an exceptional merit fund shall be established to provide additional incentives related to performance.	April 2011	Business
FY 2010-11	1) All salary increases should be awarded, to the extent possible, on the basis of merit. 2) Average faculty salaries on each campus shall meet or exceed the midpoint of peers. 3) Once the midpoint of peers has been met or exceeded, an exceptional merit fund shall be established to provide additional incentives related to performance.	April 2012	Business

ii. *Each campus shall conduct campus climate surveys and minimize the differences in assessment of climate among various groups of employees, especially women and persons of color.*

iii. *Each campus shall endeavor to meet the university's ongoing commitments to faculty diversity, employing measures permitted by state and federal law.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	1) Increase faculty diversity, employing measures permitted by state and federal law. 2) Report on the diversity of the faculty and the relative rate of change in faculty composition as compared to peers.	Sept. 2010	Academic
Fall 2010	1) Increase faculty diversity, employing measures permitted by state and federal law. 2) Report on the diversity of the faculty and the relative rate of change in faculty composition as compared to peers.	Sept. 2011	Academic
Fall 2011	1) Increase faculty diversity, employing measures permitted by state and federal law. 2) Report on the diversity of the faculty and the relative rate of change in faculty composition as compared to peers.	Sept. 2012	Academic

iv. *Secure enactment of the Distinguished Professorship Act.*

b. Pursue excellence in programs where the university can be a regional, national and/or international leader.

c. Pursue excellence in programs aligned with the long-term interests of the state.

i. *Determine key areas of future workforce demand and strengthen or develop curricula and programs in alignment with those areas.*

ii. *Develop educational programs that prepare students for the flexibility required to respond to the uncertainty of future workforce demands.*

iii. *Develop distance education and other educational programs that permit Nebraskans to prepare for jobs and opportunities to meet future workforce demands.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	1) Align university programs to address workforce needs. 2) Provide distance education programs consonant with the university's curriculum to prepare Nebraskans for quality jobs and self-employment opportunities.	March 2010	Outreach
Fall 2010	Index and analyze faculty research that may contribute to new workforce opportunities.	March 2011	Outreach
Fall 2011	1) Continue aligning academic programs to address workforce needs. 2) Update research on major categories of workforce development needs for future program alignment.	March 2012	Outreach

d. Achieve university-wide and campus priorities through the strategic allocation of resources.

3. The University of Nebraska will play a critical role in building a talented, competitive workforce and knowledge-based economy in Nebraska in partnership with the state, private sector and other educational institutions.

a. Work to stem and reverse the out-migration of graduates and knowledge workers.

b. Increase proportion of Nebraska high school students ranking in the top 25 percent of their classes that attend the University of Nebraska.

i. *Increase enrollment of Nebraska students ranked in top 25% of their high school class.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	Increase enrollment of first-time Nebraska freshmen ranked in the top quartile of their high school graduating class to 48.9%.	Oct. 2009	Academic
Fall 2010	Increase enrollment of first-time Nebraska freshmen ranked in the top quartile of their high school graduating class to 50.0%	Nov. 2010	Academic
Fall 2011	Maintain enrollment of first-time Nebraska freshmen ranked in the top quartile of their high school graduating class at 50.0% or greater.	Nov. 2011	Academic

ii. Increase support for merit-based scholarships.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2008-09	Raise at least \$6 million in private funds (endowment and/or spendable).	Oct. 2009	Business
FY 2009-10	Raise at least \$6 million in private funds (endowment and/or spendable).	Sept. 2010	Business
FY 2010-11	Raise at least \$6 million in private funds (endowment and/or spendable).	Sept. 2011	Business

c. Increase the number of nonresident students who enroll at the university.

i. Increase enrollment of nonresident undergraduate students at UNL, UNO and UNK.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	1) Increase the number of new nonresident undergraduate students by one percent annually. 2) Increase the retention rate of nonresident undergraduate students by one percent annually.	Oct. 2009	Academic
Fall 2010	1) Increase the number of new nonresident undergraduate students by one percent annually. 2) Increase the retention rate of nonresident undergraduate students by one percent annually.	Nov. 2010	Academic
Fall 2011	1) Increase the number of new nonresident undergraduate students by one percent annually. 2) Increase the retention rate of nonresident undergraduate students by one percent annually.	Nov. 2011	Academic

d. Improve entrepreneurship education, training and outreach.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Spring 2010	1) Increase training hours invested by program participants by 5% over FY 2007-08 total of 79,538. 2) Increase number of clients assisted by 5% over FY 2007-08 total of 13,677. 3) Increase SBIR/STTR applications by 10% over FY 2007-08 total of 55. 4) Increase SBIR/STTR award amounts by 5% over FY 2007-08 total of \$1,990,023. 5) Increase investment in NU assisted companies by 5% over FY 2007-08 total of \$35,656,000. 6) Increase NU assisted business start-ups and transitions by 5% over FY 2007-08 total of 387.	April 2010	Outreach
Spring 2011	Evaluate and modify annual targets as appropriate.	April 2011	Outreach
Spring 2012	Evaluate and modify annual targets as appropriate.	April 2012	Outreach

e. Increase the global literacy of our students and citizens.

- f. Develop and strengthen internship and service learning opportunities with business, education, government, military, and nonprofit organizations.

4. The University of Nebraska will pursue excellence and regional, national and international competitiveness in research and scholarly activity, as well as their application, focusing on areas of strategic importance and opportunity.

- a. Increase external support for research and scholarly activity.

- i. *Increase federal support for instruction, research and development, and public service.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2008-09	1) Increase UNL and UNMC federal research awards from all federal agencies at a rate 20% higher per year than weighted total national federal awards per year on three-year rolling average. 2) For UNO and UNK, achieve seven percent compounded growth annually, continuing progress toward the ten-year goal of doubling sponsored awards for instruction, research and public service from all sources over FY 2005-06 awards of approximately \$11.2 million and \$2.3 million, respectively.	March 2010	Academic
FY 2009-10	1) Increase UNL and UNMC federal research awards from all federal agencies at a rate 20% higher per year than weighted total national federal awards per year on three-year rolling average. 2) For UNO and UNK, achieve seven percent compounded growth annually, continuing progress toward the ten-year goal of doubling sponsored awards for instruction, research and public service from all sources over FY 2005-06 awards of approximately \$11.2 million and \$2.3 million, respectively.	March 2011	Academic
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- ii. *Inventory and forecast infrastructure (physical facilities, information technology, equipment) necessary to support continued growth in research activity and secure private and public support to eliminate deficiencies.*

- iii. *Implement LB 605 to repair, renovate and/or replace specific university facilities.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	Renovation projects proceeding on budget and on time.	Oct. 2009	Business
Fall 2010	Renovation projects proceeding on budget and on time.	Nov. 2010	Business

Fall 2011	Renovation projects proceeding on budget and on time.	Nov. 2011	Business
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- b. Increase undergraduate and graduate student participation in research and its application.
 - c. Encourage interdisciplinary, intercampus and inter-institutional collaboration.
 - d. Encourage and facilitate the commercialization of research and technology to benefit Nebraska.
 - e. Improve the quantity and quality of research space through public and private support.
5. The University of Nebraska will serve the entire state through strategic and effective engagement and coordination with citizens, businesses, agriculture, other educational institutions, and rural and urban communities and regions.
- a. Support economic growth, health and quality of life through policy initiatives consistent with university mission.
 - b. Recognize and reward faculty innovation and effectiveness in outreach and engagement.
 - c. Connect Nebraska cities, institutions, regions and communities through university programs.
 - d. Support Nebraska's economic development.
 - i. Partner and collaborate with government and the private sector to attract, retain, and spur business development and economic opportunity.*
 - ii. Use survey data of Nebraska business and industry, including agriculture, to foster more effective relationships with the private sector.*
 - e. Build local, regional, national and international partnerships across public and private sectors.
6. The University of Nebraska will be cost effective and accountable to the citizens of the state.
- a. Allocate resources in an efficient and effective manner.
 - i. Review and ensure administrative best practices in bidding.*
 - ii. Find savings and cost reductions through academic, administrative and business process efficiencies and effectiveness.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
2008 Calendar Year	Expenditures: Drive strategic investment through Programs of Excellence, reallocations	TBD	Business
2009 Calendar Year	1) Short-Term Cash/Investments: Exceed average of similar fund types 2) Endowments: Exceed average of similar fund types 3) Debt: Maintain Aa2 rating; exceed 1.15 coverage 4) Capital: Report on LB 605 Projects, Capital Queue 5) Expenditures: Drive strategic investment through Programs of Excellence, reallocations 6) Human Resources: Meet midpoint of peers in faculty and staff salaries 7) Information Technology: report on implementation of SIS and SAP	1) 2 nd Quarter 2009 2) 4 th Quarter 2009 3) 4 th Quarter 2009 4) 605, 4 th Quarter 2009; Queue, Quarterly 5) TBD 6) 2 nd Quarter 2009 7) SIS, 1 st and 3 rd Quarter 2009; SAP, 3 rd Quarter 2009	Business
2010 Calendar Year	1) Short-Term Cash/Investments: Exceed average of similar fund types 2) Endowments: Exceed average of similar fund types 3) Debt: Maintain Aa2 rating; exceed 1.15 coverage 4) Capital: Report on LB 605 Projects, Capital Queue 5) Expenditures: Drive strategic investment through Programs of Excellence, reallocations 6) Human Resources: Meet midpoint of peers in faculty and staff salaries 7) Information Technology: report on implementation of SIS and SAP	1) 2 nd Quarter 2010 2) 4 th Quarter 2010 3) 4 th Quarter 2010 4) 605, 4 th Quarter 2010; Queue, Quarterly 5) TBD 6) 2 nd Quarter 2010 7) SIS, 1 st and 3 rd Quarter 2010; SAP, 3 rd Quarter 2010	Business
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iii. Assess priority programs and make appropriate revisions, if any.

b. Maximize and leverage non-state support.

i. Investigate revenue-generating ventures.

c. Create and report performance and accountability measures.

d. Maximize potential of information technology to support the university's mission.

e. Implement measures of student learning and success outcomes.

i. *Compare and improve educational value-added performance.*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
Fall 2009	1) Annual or other periodic review, as available, by the Board of performance on standardized examinations and surveys, including the National Survey of Student Engagement and professional licensure examinations. 2) Annual review by the Board of participation in pilot programs to measure student learning outcomes, such as the Collegiate Learning Assessment.	April 2010	Academic
Fall 2010	1) Annual or other periodic review, as available, by the Board of performance on standardized examinations and surveys, including the National Survey of Student Engagement and professional licensure examinations. 2) Annual review by the Board of participation in pilot programs to measure student learning outcomes, such as the Collegiate Learning Assessment.	April 2011	Academic
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f. Maintain competitive capital facilities.

i. *Build a comprehensive long-range capital facilities planning process and provide a six-year capital construction plan, updated quarterly.*

TO: The Board of Regents
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Current version of the University of Nebraska Strategic Dashboard Indicators

RECOMMENDED ACTION: For Information Only

PREVIOUS ACTION: None

EXPLANATION: Attached is the current version of the Strategic Framework Indicators.

RECOMMENDED: James B. Milliken, President
University of Nebraska

DATE: October 1, 2009

University of Nebraska Strategic Dashboard Indicators (October 23, 2009)

State Funding Change (Indicator 1.a.i) FY2009-10	Tuition Change (Indicator 1.a.ii) FY2009-10	Enrollment Change (Indicator 1.b.i) Fall 2008																																													
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LEGEND:



University of Nebraska Strategic Dashboard Indicators (October 23, 2009)

Federal Research Funding Growth (Indicator 4.a.i) UNL and UNMC FY2007-08			Research/Scholarly Activity Growth (Indicator 4.a.i) UNO and UNK FY2007-08		
<u>Campus</u>	<u>Target</u>	<u>Performance</u>	<u>Campus</u>	<u>Target</u>	<u>Performance</u>
 UNL	1.82%	.66%	 UNO	7.00%	20.40%
 UNMC	1.16%	-5.18%	 UNK	7.00%	-54.49%

	<u>Indicator</u>	<u>Target</u>	<u>Performance</u>
	Four-Year Graduation Guarantee (1.b.iii) AY2005-06	All prospective and current undergraduate students are informed about the University's four-year graduation guarantee.	All campuses have posted information about the four-year graduation guarantee on their websites and also have a link to four-year graduation guarantee information on the UNCA website.
	Faculty Salaries (2.a.i) Fall 2007	Award all salary increases, to the extent possible, on the basis of merit.	Faculty salaries at UNL and UNMC may be based/granted entirely on merit, while faculty salaries at UNO and UNK are negotiated through the collective bargaining process and therefore the amount and method of distribution at UNO and UNK must be determined by agreement.
	Workforce Demand (2.c.iii) Fall, 2008	Compile, analyze and present data on future workforce demand and comparative economic advantages in Nebraska.	Data on workforce demand have been evaluated. The University of Nebraska continues to develop a variety of new programs that will help to address the workforce needs of the state.
	Entrepreneurship (3.d) Spring 2009	<ol style="list-style-type: none"> 1) Increase training hours by 5%. 2) Increase number of clients by 5%. 3) Increase SBIR/STTR applications by 10%. 4) Increase SBIR/STTR awards by 5%. 5) Increase investment in NU-assisted companies by 5%. 6) Increase NU-assisted startups and transitions by 5%. 	<ol style="list-style-type: none"> 1) Training hours grew by 44%. 2) Clients increased by 5%. 3) SBIR/STTR applications increased 72%. 4) SBIR/STTR awards increased 38%. 5) Investment in NU-assisted companies increased .8%. 6) NU-assisted start-ups and transitions increased 9%.
	Student Learning Assessment (6.f.i) Fall 2008	<ol style="list-style-type: none"> 1. Review performance on standardized examinations and surveys, including the National Survey of Student Engagement and professional licensure examinations. 2. Report on participation in pilot programs to measure student learning outcomes, such as the Collegiate Learning Assessment. 	<p>UNK, UNL and UNO currently participate in the National Survey of Student Engagement (NSSE). Performance on professional licensure examinations is above average for all campuses.</p> <p>UNK and UNL are currently implementing the Collegiate Assessment of Academic Progress (CAAP) as an additional assessment tool, while UNO piloted the Collegiate Learning Assessment (CLA) in 2007-08.</p>

LEGEND:

 Target Met or Exceeded	 Progress Toward Target	 Target Not Met
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University of Nebraska Strategic Dashboard Indicators (October 23, 2009)

	<u>Indicator</u>	<u>Target</u>	<u>Performance</u>
	Administrative Best Practices (6.a.ii) 2008		
	September 2009	Information Technology: report on implementation of SIS and SAP	Report presented on SIS implementation.
	November 2008	Short-Term Cash/Investments: Exceed average of similar fund types	Exceeds average of similar fund types for 3 and 5-year periods; slightly below average for 1-yr period.
	November 2008	Endowments: Exceed average of similar fund types	Exceeds average of similar fund types for 1, 3 and 5-yr periods.
	November 2008	Debt: Maintain Aa2 rating; exceed 1.15 coverage	Maintained Aa2 rating, MTI Debt Coverage for 2008 was 1.82.
	November 2008	Capital: Report on LB 605 Projects, Capital Queue	Projects are within budget and proceeding as quickly as possible given space and review constraints.
<input data-bbox="105 1056 154 1102" type="checkbox"/>	TBD	Expenditures: Drive strategic investment through Programs of Excellence, reallocations	
	April 2009	Human Resources: Meet midpoint of peers in faculty and staff salaries	Faculty salaries at all campuses are below the midpoint of peers for 2008.

LEGEND:



Target Met or Exceeded



Progress Toward Target



Target Not Met

D. REPORTS

1. Fall 2009 Headcount and Semester Credit Hour Addendum IX-D-1
2. Periodic Review of Multi-Departmental Academic Centers for Research, Teaching, and/or Service Addendum IX-D-2
3. Bids and Contracts Addendum IX-D-3
4. Report on the Othmer-Topp Endowment Fund, second priority uses, for the fiscal year ended June 30, 2009 Addendum IX-D-4
5. Disposal of Real Property at 3805 North 16th Street, Omaha, Nebraska by the University of Nebraska at Omaha Addendum IX-D-5

Strategic Framework Reports

6. Need-based Financial Aid [1-a-iii] Addendum IX-D-6
7. Merit-based Scholarships [3-b-ii] Addendum IX-D-7
8. Administrative Efficiencies [6-a-iii]: Short-term Investments Addendum IX-D-8

TO: The Board of Regents Addendum IX-D-1
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Fall 2009 Enrollment Report

RECOMMENDED ACTION: Report

PREVIOUS ACTION: November 7, 2008– The Board accepted the Fall 2008 Enrollment report

EXPLANATION: Attached is the Fall 2009 enrollment report including comparisons to Fall 2008. NU-wide highlights are reported below and individual campus data can be obtained in the full report.

Total headcount enrollment of 49,032 represented an increase of 2.6% over Fall 2008. Undergraduate headcount enrollment (36,351) increased by 1.6% over the previous year, graduate enrollment (9,984) by 4.8% and professional enrollment (2,272) by 1.8%

Total nonresident enrollment increased by 3.9% from Fall 2008 to Fall 2009, while total resident enrollment increased by 1.9%. Fall 2009 total nonresident enrollment was 9,307, while resident enrollment was 39,300. Graduate enrollment increased across both resident (178 students or 2.9%) and non-resident (283 or 8.4%) categories, while undergraduate increases for both categories were more modest (1.8% for residents and .8% for nonresidents).

Full-time equivalent (FTE) enrollment for the Fall 2008 to Fall 2009 reporting period increased by 2.6% overall, rising from 40,560 in 2008 to 41,610 in 2009. Undergraduate FTE increased by 2.0% while graduate FTE increased by 6.1%. Professional student FTE increased by 1.8%. Undergraduate FTE for Fall 2009 was 41,610; graduate FTE, 5,881; and professional FTE 2,249. Total Semester Credit Hours (SCH) increased at a rate similar to headcount and FTE. The total SCH change from Fall 2008 to 2009 was 2.3% (or an increase from 569,563 to 583,042 SCH).

SPONSOR: Kristin E. Yates
Assistant Vice President and Director of Institutional Research

RECOMMENDED: Linda Ray Pratt
Executive Vice President and Provost

DATE: September 30, 2009

**UNIVERSITY OF NEBRASKA
SUMMARY - HEADCOUNT ENROLLMENT REPORT
FALL SEMESTER 2009**

	Administrative Site			
	Fall 2009	Fall 2008	Difference	% Change
UNIVERSITY OF NEBRASKA - LINCOLN				
Undergraduate				
Agricultural Sciences & Natural Resources	1,758	1,642	116	7.1%
Architecture	491	532	(41)	-7.7%
Arts & Sciences	4,801	4,250	551	13.0%
Business Administration	3,009	3,017	(8)	-0.3%
Education and Human Sciences	2,900	2,727	173	6.3%
Engineering	2,580	2,514	66	2.6%
Fine & Performing Arts	673	647	26	4.0%
Journalism & Mass Communications	884	868	16	1.8%
General Studies	1,652	2,146	(494)	-23.0%
Visiting	207	183	24	13.1%
First-Time Freshmen	3,986	4,200	(214)	-5.1%
Undergraduate Subtotal	18,955	18,526	429	2.3%
Graduate				
	4,591	4,500	91	2.0%
Professional				
Architecture	85	68	17	25.0%
Education and Human Sciences	17	19	(2)	-10.5%
Law	402	410	(8)	-2.0%
Veterinary Medicine	50	50	0	n/a
Professional Subtotal	554	547	7	1.3%
UNL TOTAL	24,100	23,573	527	2.2%
UNIVERSITY OF NEBRASKA MEDICAL CENTER				
Undergraduate				
Dentistry (Dental Hygiene)	49	48	1	2.1%
Allied Health (BS)	89	89	0	0.0%
Nursing	652	656	(4)	-0.6%
Visiting	21	13	8	61.5%
Undergraduate Subtotal	811	806	5	0.6%
Graduate				
	708	698	10	1.4%
Professional				
Allied Health (post-BS)	276	261	15	5.7%
Nursing Practitioner	17	18	(1)	-5.6%
Medical Family Therapy		0	0	0.0%
Radiology Oncology Physics	1	0	0	100.0%
Pharmacy	271	267	4	1.5%
Dentistry	198	201	(3)	-1.5%
Medicine (M.D.)	490	483	7	1.4%
Medicine (Post M.D.)	465	460	5	1.1%
Professional Subtotal	1,718	1,690	28	1.7%
UNMC TOTAL	3,237	3,194	43	1.3%
UNIVERSITY OF NEBRASKA AT OMAHA				
Undergraduate				
Arts & Sciences	3,475	3,347	128	3.8%
Business Administration	1,952	2,044	(92)	-4.5%
Communication, Fine Arts and Media	1,157	1,080	77	7.1%
Education	1,453	1,418	35	2.5%
Information Science & Technology	604	596	8	1.3%
CPACS	698	680	18	2.6%
Continuing Studies	1,046	952	94	9.9%
Non-Degree	273	282	(9)	-3.2%
University Division	896	928	(32)	-3.4%
First-Time Freshmen	1,816	1,818	(2)	-0.1%
Undergraduate Subtotal	11,554	11,327	227	2.0%
Graduate				
	3,066	2,886	180	6.2%
UNO TOTAL	14,620	14,213	407	2.9%
UNIVERSITY OF NEBRASKA AT KEARNEY				
Undergraduate				
Business & Technology	1,236	1,277	(41)	-3.2%
Education	1,087	1,022	65	6.4%
Fine Arts & Humanities	699	697	2	0.3%
Natural & Social Sciences	1,170	1,168	2	0.2%
University College	712	747	(35)	-4.7%
Non-Degree	127	193	(66)	-34.2%
First-Time Freshmen	983	1,045	(62)	-5.9%
Undergraduate Subtotal	5,031	5,104	(73)	-1.4%
Graduate				
	1,619	1,439	180	12.5%
UNK TOTAL	6,650	6,543	107	1.6%
UNIVERSITY OF NEBRASKA UNDERGRADUATE				
	36,351	35,763	588	1.6%
FIRST-TIME FRESHMEN TOTAL				
	6,785	7,063	(278)	-3.9%
UNIVERSITY OF NEBRASKA GRADUATE				
	9,984	9,523	461	4.8%
UNIVERSITY OF NEBRASKA PROFESSIONAL				
	2,272	2,237	35	1.6%
UNIVERSITY OF NEBRASKA TOTAL				
	48,607	47,523	1,084	2.3%
Nebraska College of Technical Agriculture (NCTA)				
	425	285	140	49.1%
UNIVERSITY OF NEBRASKA TOTAL (with NCTA)				
	49,032	47,808	1,224	2.6%

Source: UNL, UNO, UNK Office of Institutional Research; UNMC Office of Academic Records

**UNIVERSITY OF NEBRASKA
HEADCOUNT ENROLLMENT BY RESIDENCY STATUS BY LEVEL
FALL SEMESTER 2009**

	Resident Enrollment (a)			Nonresident Enrollment (a)		
	2009	2008	% Change	2009	2008	% Change
UNIVERSITY OF NEBRASKA - LINCOLN						
Undergraduate	15,634	15,277	2.3%	3,321	3,249	2.2%
First-Time Freshmen	3,265	3,391	-3.7%	721	809	-10.9%
Graduate	2,307	2,337	-1.3%	2,284	2,163	5.6%
Professional	451	436	3.4%	103	111	-7.2%
UNL TOTAL	18,392	18,050	1.9%	5,708	5,523	3.3%
UNIVERSITY OF NEBRASKA MEDICAL CENTER						
Undergraduate	684	708	-3.4%	127	98	29.6%
Graduate	447	462	-3.2%	261	236	10.6%
Professional	1,443	1,448	-0.3%	275	242	13.6%
UNMC TOTAL	2,574	2,618	-1.7%	663	576	15.1%
UNIVERSITY OF NEBRASKA AT OMAHA						
Undergraduate	10,472	10,277	1.9%	1,082	1,050	3.0%
First-Time Freshmen	1,666	1,627	2.4%	150	191	-21.5%
Graduate	2,424	2,290	5.9%	642	596	7.7%
UNO TOTAL	12,896	12,567	2.6%	1,724	1,646	4.7%
UNIVERSITY OF NEBRASKA AT KEARNEY						
Undergraduate	4,273	4,253	0.5%	758	851	-10.9%
First-Time Freshmen	875	910	-3.8%	108	135	-20.0%
Graduate	1,165	1,076	8.3%	454	363	25.1%
UNK TOTAL	5,438	5,329	2.0%	1,212	1,214	-0.2%
UNIVERSITY OF NEBRASKA UNDERGRADUATE	31,063	30,515	1.8%	5,288	5,248	0.8%
FIRST-TIME FRESHMEN TOTAL	5,806	5,928	-2.1%	979	1,135	-13.7%
UNIVERSITY OF NEBRASKA GRADUATE	6,343	6,165	2.9%	3,641	3,358	8.4%
UNIVERSITY OF NEBRASKA PROFESSIONAL	1,894	1,884	0.5%	378	353	7.1%
UNIVERSITY OF NEBRASKA TOTAL	39,300	38,564	1.9%	9,307	8,959	3.9%

Source: UNL, UNO, UNK Office of Institutional Research; UNMC Office of Academic Records

(a) Residency status is determined by whether a student pays resident or nonresident tuition. An individual qualifies as a resident of the State of Nebraska for tuition purposes at the University of Nebraska if, prior to the beginning of the terms for which residency is sought, he/she meets the standards defined in any one of several categories. See The University of Nebraska Policy Manual, section RP-5.7.1, Residency Determination for Tuition Purposes.

UNIVERSITY OF NEBRASKA
FULL-TIME & PART-TIME ENROLLMENT BY LEVEL
FALL SEMESTER 2009

	Fall 2009		Fall 2008		Percent Change	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
UNL						
Undergraduate	17,737	1,218	17,283	1,243	2.6%	-2.0%
First-Time Freshmen	3,965	21	4,166	34	-4.8%	-38.2%
Graduate	2,422	2,169	2,272	2,228	6.6%	-2.6%
Professional	543	11	533	14	1.9%	-21.4%
Total	20,702	3,398	20,088	3,485	3.1%	-2.5%
	Fall 2009		Fall 2008		Percent Change	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
UNMC						
Undergraduate	722	89	759	70	-4.9%	27.1%
First-Time Freshmen						
Graduate	360	348	306	341	17.6%	2.1%
Professional	1,694	24	1,632	20	3.8%	20.0%
Total	2,776	461	2,697	431	2.9%	7.0%
	Fall 2009		Fall 2008		Percent Change	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
UNO						
Undergraduate	9,064	2,490	8,793	2,534	3.1%	-1.7%
First-Time Freshmen	1,757	59	1,765	53	-0.5%	11.3%
Graduate	789	2,277	705	2,181	11.9%	4.4%
Professional						
Total	9,853	4,767	9,498	4,715	3.7%	1.1%
	Fall 2009		Fall 2008		Percent Change	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
UNK						
Undergraduate	4,522	509	4,632	551	-2.4%	-7.6%
First-Time Freshmen	969	14	948	48	2.2%	-70.8%
Graduate	258	1,361	222	1,073	16.2%	26.8%
Professional						
Total	4,780	1,870	4,854	1,624	-1.5%	15.1%
	Fall 2009		Fall 2008		Percent Change	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
U-Wide						
Undergraduate	32,045	4,306	31,467	4,398	1.8%	-2.1%
First-Time Freshmen	6,691	94	6,879	135	-2.7%	-30.4%
Graduate	3,829	6,155	3,505	5,823	9.2%	5.7%
Professional	2,237	35	2,165	34	3.3%	2.9%
Total	38,111	10,496	37,137	10,255	2.6%	2.4%

UNIVERSITY OF NEBRASKA
SUMMARY - FULL-TIME EQUIVALENT ENROLLMENT REPORT
FALL SEMESTER 2009

UNL				
	Fall 2009	Fall 2008	Difference	% Change
Undergraduate	18,143	17,697	446	2.5%
Graduate	3,145	3,015	130	4.3%
Professional	547	538	9	1.7%
Total	21,835	21,250	585	2.8%
UNMC				
	Fall 2009	Fall 2008	Difference	% Change
Undergraduate	752	755	-3	-0.4%
Graduate	476	447	29	6.4%
Professional	1,702	1,671	31	1.8%
Total	2,930	2,874	56	1.9%
UNO				
	Fall 2009	Fall 2008	Difference	% Change
Undergraduate	9,894	9,638	256	2.7%
Graduate	1,548	1,432	116	8.1%
Professional				
Total	11,442	11,070	372	3.4%
UNK				
	Fall 2009	Fall 2008	Difference	% Change
Undergraduate	4,692	4,721	-29	-0.6%
Graduate	712	646	66	10.2%
Professional				
Total	5,404	5,367	37	0.7%
University Wide				
	Fall 2009	Fall 2008	Difference	% Change
Undergraduate	33,481	32,811	670	2.0%
Graduate	5,881	5,540	340	6.1%
Professional	2,249	2,209	40	1.8%
Total	41,610	40,560	1,050	2.6%

Source: UNL, UNO, UNK Office of Institutional Research; UNMC Office of Academic Records

Note: Full-time equivalent (FTE) is defined as full-time plus one third part-time headcount.

UNIVERSITY OF NEBRASKA
SUMMARY OF STUDENT CREDIT HOURS

Student credit hours are assigned to the campus which grants the credit to the student.

Fall Semester, 2009

	Fall 2009	Fall 2008	Difference	% Change
UNL	298,610	292,004	6,606	2.3%
UNMC	46,617	45,578	1,039	2.3%
UNO	161,274	155,860	5,414	3.5%
UNK	76,541	76,121	420	0.6%
University of Nebraska Total	583,042	569,563	13,479	2.4%

Source: UNL, UNO, UNK Office of Institutional Research; UNMC Office of Academic Records

Number of credit hours for each campus, with details by College of Faculty and College of Student follows.

UNIVERSITY OF NEBRASKA-LINCOLN

STUDENT CREDIT HOUR REPORT

Student credit hours are assigned to the campus which grants the credit to the student.

Fall Semester, 2009

COLLEGE OF STUDENT	COLLEGE OF FACULTY												Fall 2009 Total	Fall 2008 Total	Change From Fall 2008
	CASNR	Arch.	Arts & Sciences	Business Admin.	Educ. & Human Sciences	Engr.	Fine & Perf. Arts	Graduate Studies	Journalism & Mass Comm.	Law	ROTC	Other Units			
Ag. Sci. & Nat. Res.	14,074	18	8,406	1,500	571	40	690		327		22	68	25,716	24,242	1,474
Architecture	326	5,234	1,548	35	125	226	304		13		2	140	7,953	8,143	(190)
Arts & Sciences	2,160	48	55,223	1,252	2,758	84	3,236		190	6	185	1,223	66,365	59,981	6,384
Business Administration	693	23	13,417	21,938	1,197	16	1,918		913		44	715	40,874	41,181	(307)
Education and Human Sciences	2,005	4	15,171	813	19,197	12	1,927		195		38	275	39,637	37,288	2,349
Engineering	1,097	474	11,074	677	94	15,022	657		339		71	432	29,937	28,808	1,129
Fine & Performing Arts	106	43	2,525	90	201		6,307		38		2	231	9,543	9,253	290
Journalism & Mass Communications	244		6,411	668	192		644		4,087		4	287	12,537	12,348	189
General Studies	579	60	15,961	1,180	1,418	470	2,302		386		39	88	22,483	28,625	(6,142)
Visiting	90	10	538	6	53	30	20		7		18	19	791	751	40
Law			37	39	15				3	5,812			5,906	5,994	(88)
Graduate College	4,922	440	9,778	3,446	8,259	3,719	1,426	23	444	60		6	32,523	31,192	1,331
Dentistry													0	1	(1)
CPACS - UNO	170		1,180	40	120		83		12		35	19	1,659	1,787	(128)
Nursing - UNMC			11								3		14	13	1
Dental Graduates	14		6		57								77	36	41
Undergraduate - UNO	1,638	19			537	379							2,573	2,358	215
Graduate - UNO	3				9	10							22	3	19
TOTAL FALL 2009	28,121	6,373	141,286	31,684	34,803	20,008	19,514	23	6,954	5,878	463	3,503	298,610		
TOTAL FALL 2008	25,838	6,304	139,357	30,784	33,444	19,110	19,299	56	7,266	6,032	410	4,104		292,004	
CHANGE FROM FALL 2008	2,283	69	1,929	900	1,359	898	215	(33)	(312)	(154)	53	(601)			6,606
% CHANGE	8.8%	1.1%	1.4%	2.9%	4.1%	4.7%	1.1%	-58.9%	-4.3%	-2.6%	12.9%	-14.6%			2.3%

Source: UNL Institutional Research and Planning

UNIVERSITY OF NEBRASKA AT OMAHA

STUDENT CREDIT HOUR REPORT

Student credit hours are assigned to the campus which grants the credit to the student.

Fall Semester, 2009

COLLEGE OF FACULTY												
COLLEGE OF STUDENT	Arts & Sciences	Business Admin	Comm., Fine Arts and Media	CPACS	Education	ISTE	University Division	ROTC	Other Units (a)	Fall 2009 Total	Fall 2008 Total	Change From Fall 2008
Arts and Sciences	36,158	1,163	2,686	933	1,301	301	66	54	25	42,687	40,888	1,799
Business Administration	6,987	13,264	1,678	252	677	167	18	10	12	23,065	24,222	(1,157)
Communication, Fine Arts and Media	4,608	144	8,619	238	525	33	12	5	18	14,202	13,211	991
Education	6,825	264	1,490	72	9,060	144	32	8	3	17,898	17,292	606
Information Science & Technology	3,139	353	353	54	72	3,438	0	4	6	7,419	7,270	149
Non-Degree	1,094	177	198	69	63	67	0	0	0	1,668	1,570	98
CPACS	2,705	93	369	2,698	102	33	6	24	0	6,030	5,716	314
Division of Continuing Studies	5,612	382	1,211	1,149	1,304	337	0	24	0	10,019	8,956	1,063
University Division	7,998	241	1,441	450	629	135	22	12	0	10,928	11,365	(437)
Graduate College	2,784	2,948	1,076	3,220	5,407	1,630				17,065	15,851	1,214
Agriculture - UNL	96	6	6		1					109	90	19
Architecture - UNL	175	9	97	3	4					288	388	(100)
Engineering & Technology - UNL	4,650	281	520	23	59	756	4	7	6	6,306	6,144	162
Education and Human Sciences - UNL	304	16	52	39	113	0	0	0	3	527	523	4
Undergraduate - CPACS at UNL				3,063						3,063	2,374	689
TOTAL FALL 2009	83,135	19,341	19,796	12,263	19,317	7,041	160	148	73	161,274		
TOTAL FALL 2008	80,497	19,040	19,176	11,473	18,424	6,867	156	173	54		155,860	
CHANGE FROM FALL 2008	2,638	301	620	790	893	174	4	(25)	19			5,414
% CHANGE	3.3%	1.6%	3.2%	6.9%	4.8%	2.5%	2.6%	-14.5%	35.2%			3.5%

Source: UNO Institutional Research

a) Other Units include: Honors Colloquium, Library courses.

UNIVERSITY OF NEBRASKA AT KEARNEY

STUDENT CREDIT HOUR REPORT

Student credit hours are assigned to the campus which grants the credit to the student.

Fall Semester, 2009

COLLEGE OF FACULTY							
COLLEGE OF STUDENT (a)	Business & Tech	Education	Fine Arts & Humanities	Natural & Social Sciences	Fall 2009 Total	Fall 2008 Total	Change From Fall 2008
Business & Technology	10,573	478	2,448	3,469	16,968	17,607	(639)
Education	996	7,933	2,721	3,870	15,520	14,613	907
Fine Arts & Humanities	517	795	6,500	1,962	9,774	9,838	(64)
Natural & Social Sciences	1,166	1,379	2,481	10,781	15,807	15,614	193
University College	1,170	722	2,282	5,182	9,356	9,923	(567)
Non-degree (a)	124	57	218	121	520	645	(125)
Graduate	399	5,563	898	1,736	8,596	7,881	715
TOTAL FALL 2009	14,945	16,927	17,548	27,121	76,541		
TOTAL FALL 2008	15,594	16,084	17,333	27,110		76,121	
CHANGE FROM FALL 2008	(649)	843	215	11			420
% CHANGE	-4.2%	5.2%	1.2%	0.0%			0.6%

Source: UNK Institutional Research

(a) Effective Fall 2005, non-degree category reported separately.

UNIVERSITY OF NEBRASKA MEDICAL CENTER

STUDENT CREDIT HOUR REPORT

Student credit hours are assigned to the campus which grants the credit to the student.

Fall Semester 2009

COLLEGE OF FACULTY								
COLLEGE OF STUDENT	Medicine	Nursing	Pharmacy	Dentistry	Public Health	Fall 2009 Total	Fall 2008 Total	Change From Fall 2008
Allied Health	6,099	14				6,113	5,893	220
Nursing - Omaha	84	2,730				2,814	2,762	52
Nursing - Lincoln		2,475				2,475	2,447	28
Nursing - Kearney		1,438				1,438	1,628	(190)
Nursing - Scottsbluff		1,388				1,388	1,310	78
Nursing - Certification		88				88	101	(13)
Dentistry				2,717		2,717	2,655	62
Dental Hygiene				656		656	648	8
Dental Certification Program				272		272	528	(256)
Medicine (M.D.)	10,691					10,691	10,483	208
Post M.D.	7,456					7,456	7,360	96
Medical Family Therapy						-		-
Radiology Oncology Physics	11					11		11
Pharmacy	1,420		4179.5			5599.5	5,084	515.5
Pharmacy Certification Program			128			128	128	-
Visiting Undergraduate	82					82	68	14
Graduate	1,626	2,077	374	53	558	4,688	4,483	205
TOTAL Fall 2009	27,469	10,210	4,681.50	3,698	558	46,616.50		
TOTAL Fall 2008	26,677	10,491	4,101	3,875	434	45,578.00	45,578	
CHANGE FROM Fall 2008	792	(281)	580.5	(177)	124	1,039		1,039
% CHANGE	3.0%	-2.7%	14.2%	-4.6%	100.0%			2.3%

Student credit hours are assigned to the campus which grants the credit to the student.

Source: UNMC Office of Academic Records

Source: UNMC Office of Academic Records

TO: The Board of Regents Addendum IX-D-2
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Periodic Review of Multi-Departmental Academic Centers for Research, Teaching, and/or Service

RECOMMENDED ACTION: Report

PREVIOUS ACTION: September 5, 2008 – Schedule for periodic Review of Multi-Departmental Academic Centers for Research, Teaching, and/or Service was reported to the Board of Regents

EXPLANATION: Section 2.11 of the *Bylaws of the Board of Regents* requires the President to conduct periodic reviews of all Multi-Departmental Academic Centers for Research, Teaching and/or Service on a timetable appropriate to the nature of the center but not less frequently than every five years, and report the results of periodic reviews to the Board of Regents.

This report lists the Multi-Departmental Academic Centers for Research, Teaching and/or Service that were reviewed in 2008, and includes the results of these periodic reviews.

SPONSOR: Linda Ray Pratt
Executive Vice President and Provost

RECOMMENDED: James B. Milliken
President

DATE: October 1, 2009

University of Nebraska Academic/Research Centers Reviewed in 2008-2009

Center Name	Date Established ⁽¹⁾	Affiliated Unit(s)	Proposed Review Process	Results
UNL (including IANR)				
Bureau of Sociological Research ⁽²⁾	1964	A&S	Sociology APR	Continue
Center for At-Risk Children's Services	2002	EHS, SECD	Spec Ed & Comm Dis APR	Continue
Center for Communication & Information Sciences (NRI) ⁽⁵⁾	1988	CoE	close in 2008	Discontinue
Center for Infrastructure Research (NRI) ⁽⁵⁾	1988	VCR	NRI Review every 7 years	Discontinue
Center for Laser-Analytical Studies of Trace Gas Dynamics (NRI) ⁽⁵⁾	1988	CoE	close in 2008	Discontinue
Center for Microelectronic & Optical Materials Research (NRI) ⁽⁵⁾	1988	CoE	close in 2008	Discontinue
Hitchcock Center for Graduate Study & Professional Journalism Development ⁽⁶⁾	1981	J&MC	J&MC Accreditation	Postponed
Nebraska Center for Materials and Nanoscience ^{(2) (3)}	1990	VCR	NRI Review every 7 years	Continue
Veterinary Diagnostic Center ⁽²⁾	1924	IANR, VBMS	Vet & Biomedical Sci APR	Continue
W.M. Keck Center for Mesospin and Quantum Information Systems ^{(2) (6)}	Variable	VCR	Nebraska Materials and Nanoscience Center review	Postponed
UNMC (uses a 5 year review cycle for all BoR Centers)				
Center for Clinical Research (CRC) ^{(2) (5)}	1996	VCR	RRB Review with VCR	Merge
Center for Environmental Health and Toxicology ⁽⁴⁾	1997	CoPH and VCR	RRB Review with VCR	Continue
Center for Health Services Research	1991	CoPH and VCR	RRB Review with VCR	Continue
Center for Molecular Genetics and Genomics ⁽⁵⁾	1999	COM and VCR	RRB Review with VCR	Merge
Center for Rural Health Research ⁽⁵⁾	1990	CoPH	RRB Review with VCR	Merge
Eppley Cancer Center	1993	VCR	RRB Review with VCR	Continue
Health Professions Tracking Center (Clinical Research Center) ^{(2) (5)}	Variable	VCR	RRB Review with VCR	Discontinue
Nebraska Center for Biosecurity (all campuses, administered by UNMC) ⁽⁵⁾	2002	VCR	RRB Review with VCR	Discontinue
Nebraska Informatics Center for the Life Sciences (with UNL & UNO) ⁽⁵⁾	2001	EI and VCR	RRB Review with VCR	Discontinue
Rural Policy Research Institute Great Plains Center for Health Statistics ⁽⁵⁾	2002	CoPH and VCR	RRB Review with VCR	Merge
UNO				
Center for Research of Biomechanics	1986	College of Education	Annual review by Director of Health, Physical Education and Recreation and DEAN of COE	Continue

(1) Centers for which "Date Established" is noted as Variable evolved to "Center" status over time, and thus, a single implementation date does not apply.

(2) Approved by the Board of Regents on March 3, 2006; center met the criteria for Board approval after section 2.11 of the *Bylaws of the Board of Regents* was amended in January 2006.

(3) The renaming of this center from the Center for Materials Research and Analysis was approved by the UNL APC on 2/8/06. Center established in 1990.

(4) The renaming of the Center for Environmental Toxicology at UNMC to the Center for Environmental Health and Toxicology was approved in 2007.

(5) Centers recommended for discontinuation or merger, per October 23, 2009 Board of Regents Agenda Items IX-A-1 and IX-A-2.

(6) UNL will determine if the center needs to be preserved. If so, UNL will review the center and include it in next year's report; if not, then UNL will ask for authorization to dissolve it.

TO: The Board of Regents Addendum IX-D-3

Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Report of Bids and Contracts

RECOMMENDED ACTION: Report

PREVIOUS ACTION: None

EXPLANATION: The attached report is a summary of bids and contracts as provided by the campuses pursuant to Section 6.4 of the *Bylaws of the Board of Regents of the University of Nebraska* for the period ended September 30, 2009.

The report outlines the following: type of action; campus; description and use of the product, service, or project; funding source; approved budget amount; contract amount; contractor or vendor; and a bid review or bid explanation if the low responsible bid was not accepted.

SPONSOR: David E. Lechner
Vice President for Business and Finance

DATE: October 1, 2009

Type of Action	Campus	Description	Funding Source	Approved Budget Amount*	Contract Amount	Contractor / Vendor	Bid Review or Explanation
Construction	UNL	Housing-Selleck Buildings 4000, 5000, 6000 Roofing Project	Auxiliary Funds	\$500,100	\$358,100	Weathercraft Company of Lincoln	Low Responsible Bid
Construction	UNMC	Sorrell Center for Health Science Education Student Plaza – Ice Rink	Private Funds	57,700,000	1,352,936	Kiewit Bldg Group, Inc	Low Responsible Bid
Construction	UNMC	Harold M. and Beverly Maurer Center for Public Health	Private Funds	15,000,000	7,814,900	Darland Construction	Low Responsible Bid
Construction	UNMC	Central Utility Plant Upgrade	LB-309 The Nebraska Medical Center Facilities Management	3,000,000	508,600	H. K. Scholz Co.	Sole Source: Manufacture, design and install unique high voltage equipment
Construction	UNO	Utility Infrastructure – Campus HVAC Controls	LB 605	9,000,000	515,441	Engineered Controls Inc.	Low Responsible Bid
Personal Property	UNL	IANR-West Central Research & Extension Center-Research Plot combines	Grant Funds	233,413	233,413	Kincaid Equipment Manufacturing	Sole Source-Kincaid 8-XP Plot Combine has unique features for conducting crop trials on research plots.
Personal Property	UNL	Special Education Department-Digital Real Time Camera System	Federal Funds	82,000	82,000	Motion Analysis Corporation	Sole Source-This system will interface with current Motion Analysis Camera System.

Personal Property	UNMC	Live Animal Imaging System	College of Medicine Pathology/ Microbiology NIH Funds	\$336,963	\$336,963	Caliper Life Science, Inc	Sole Source: Compatible with existing equipment
Personal Property	UNO	Telecommunications Call Manager System Telecommunications System Installation	Revolving Funds	286,714	168,158 89,695	North American Communication Resources (NACR) Inc.	Low Responsible Bid

*Approved budget amount for construction contracts represents the entirety of the project budget, whereas the contract amount is the amount pertaining to the particular activity within the construction contract.

TO: The Board of Regents Addendum IX-D-4
Business Affairs

MEETING DATE: October 23, 2009

RECOMMENDED ACTION: Report

SUBJECT: Report on the Othmer-Topp Endowment Fund, second priority uses, for the fiscal year ended June 30, 2009.

PREVIOUS ACTION: November 7, 2008 – Report on the Othmer-Topp Endowment Fund, second priority uses, for the fiscal year ended June 30, 2008.

EXPLANATION: The required report is presented in the attached letter from the Chancellor.

PROJECT COST: None

SOURCE OF FUNDS: None

SPONSORS: Barbara Couture
Senior Vice Chancellor for Academic Affairs

Christine A. Jackson
Vice Chancellor for Business & Finance

RECOMMENDED: Harvey Perlman, Chancellor
University of Nebraska-Lincoln

DATE: September 29, 2009

September 29, 2009

James B. Milliken, President
 University of Nebraska
 103 Varner Hall
 East Campus 0745

Dear President Milliken,

I am writing to provide the annual report on the use of Othmer-Topp funds as required by the Board of Regents' action on January 13, 2001. As was the case in prior years, I believe that it is helpful to report on the use of all Othmer-Topp endowment income funds available for use by UNL as well as the "second priority general purpose" uses of the fund. This report covers fiscal year 2009 and total expenditures since inception of the endowment.

Description	12-Months Ended June 30, 2009	Expenditures Inception to Date
First Priority Expenditures		
(a) Othmer Professorship of Chemical Engineering	\$ 11,868	\$ 665,222
Mortgage Payment (Othmer Hall & Law Library)	<u>\$ 2,434,500</u>	<u>\$ 19,476,000</u>
Subtotal	<u>\$ 2,446,368</u>	<u>\$ 20,141,222</u>
Second Priority Expenditures		
(b) Campus-wide graduate fellowships	\$ 352,500	\$ 4,046,090
(c) Distinguished Professorships:	\$ 397,194	\$ 1,907,758
NEH Regional Humanities Center match	\$ 57,328	\$ 521,243
Academic Improvement Fund:		
Ecology & Evolutionary Analysis	\$ -	\$ 380,000
Survey Research and Methodology	\$ 46,739	\$ 353,270
International Quilt Study Center	\$ -	\$ 250,000
College of Journalism equipment	\$ -	\$ 100,000
Math Department	\$ -	\$ 25,000
Subtotal	<u>\$ 853,761</u>	<u>\$ 7,583,361</u>
Costs of Operating the Endowment		
Management fees to University of Nebraska Foundation as relevant to this report	\$ 1,126,060	\$ 10,248,030
Estate legal services	<u>\$ -</u>	<u>\$ 126,381</u>
Subtotal	<u>\$ 1,126,060</u>	<u>\$ 10,374,411</u>
Total	<u>\$ 4,426,189</u>	<u>\$ 38,098,994</u>

September 29, 2009
James B. Milliken, President
Page Two

- (a) The Othmer-Topp Professor of Chemical Engineering position was filled in February 2000.
- (b) For the 2008-2009 academic year, fellowships were newly awarded to 18 students from 18 different departments. There were 29 returning students for a total of 47 fellowships. A \$7,500 stipend is paid to supplement a departmental graduate teaching or research assistantship. The program remains at full implementation budgeted to be \$500,000 annually.
- (c) The plan is to create 24 Othmer chairs (at \$50,000 per year) or professorships (at \$25,000 per year). To date, donors for 15 chairs requiring a \$500,000 endowed match and 9 professorships requiring a \$250,000 endowed match have been identified. As of June 30, 2009, 17 of these positions (12 chairs and 5 professorships) have been filled, and 7 are on hold.

Continued funding of and implementation of current and future projects is dependent on the performance of the endowment. Future use of the Othmer-Topp endowment funds will continue to follow the principles that were set forth in prior years' reports.

I will be pleased to respond to any questions you or the Regents may have regarding this report.

Sincerely,



Harvey Perlman
Chancellor and Harvey & Susan Perlman
Alumni Professor of Law

xc: Terry Fairfield
Vice Chancellors

TO: The Board of Regents Addendum IX-D-5
Business Affairs

MEETING DATE: October 23, 2009

SUBJECT: Disposal of Real Property at 3805 North 16th Street, Omaha, Nebraska by the University of Nebraska at Omaha

RECOMMENDED ACTION: Report

PREVIOUS ACTION: None

EXPLANATION: Chancellor Christensen has recommended and President Milliken has approved the disposal and sale of real property at 3805 North 16th Street, Omaha, Nebraska.

The subject property is approximately 0.68 acres (29,440 square feet) located on North 16th Street between Laird and Manderson streets in north Omaha. There is a single story rectangular structure on the site containing 15,008 square feet. The bulk of the space is warehouse (8,800 square feet) with office space in the front (6,208 square feet). The University has used the property for the storage of surplus property pending sale at public auction. Additionally, a neighborhood not-for-profit entity called Nebraska Ethnic Together Working on Reaching Kids (NETWORK) has occupied the office area for the past 10 years. The property was appraised at Two Hundred and Fifty Thousand Dollars (\$250,000) by Kevin S. Kroeger of Valuation Services, an Omaha Real Estate Appraisal Firm. The Office of University General Counsel approved the appraisal report.

UNO has modified its surplus property procedures, eliminating the need for the warehouse. NETWORK has been provided advance notice of the sale. Disposal of the property will produce cost savings for UNO. Proceeds from the sale have been designated for capital improvements.

The approved purchase is in the amount of \$235,000 to Anderson Excavating Company. A public bid process for the property yielded two offers, each below \$100,000. Therefore a real estate broker, Investors Realty was engaged, resulting in the successful sale of the property. The brokerage fee of 6% reduced the net proceeds to \$220,900.

The Office of the University General Counsel has reviewed and approved the agreement. Closing occurred on October 12, 2009.

PROJECT COST: \$14,100 (brokerage fee)

SOURCE OF FUNDS: Sale Proceeds – Revolving Funds

SPONSOR: John E. Christensen
Chancellor

APPROVED: James B. Milliken
President

DATE: October 1, 2009

TO: The Board of Regents Addendum IX-D-6

Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Strategic Framework report on Need-Based Financial Aid

RECOMMENDED ACTION: Report

PREVIOUS ACTION: September 5, 2008– A report on Need-based financial aid was presented to the Board of Regents by the Academic Affairs Committee

EXPLANATION: Attached is a new Strategic Framework report on Need-Based Financial Aid (Strategic Framework Item 1.a.iii). Past reports for this indicator have been provided as powerpoint presentations during Board of Regents meetings. The new dashboard reporting format for this indicator should streamline data presentation while providing key information about this strategic framework item.

An expanded Tuition Assistance Program has been implemented in accordance with the strategic plan and the program has been renamed Collegebound Nebraska. Expected Family Contribution guidelines for program participation have been expanded to include students with family incomes above Pell grant eligibility levels. For 2009-10, students with a family income of up to approximately \$50,000 (or an EFC of \$5,000) will be program eligible. Collegebound Nebraska awards increased about 4% between 2008-09 and 2009-10. Institutional commitments for need-based aid increased by about the same percentage during the period and total \$9.4 million for 2009-10.

Foundation funds for need-based aid totaled \$13.34 million for 2008-09, which represented an increase of 52.1% over 2007-08 (\$8.77 million). Sixty percent of these funds were permanent endowments, 39% expendable funds and 2% quasi-endowments. The largest source of Foundation funds for need-based aid was corporate foundations, followed by donations from individual alumni and non-alumni.

SPONSOR: Kristin E. Yates
Assistant Vice President and Director of Institutional Research

RECOMMENDED: Linda Ray Pratt
Executive Vice President and Provost

DATE: October 8, 2009

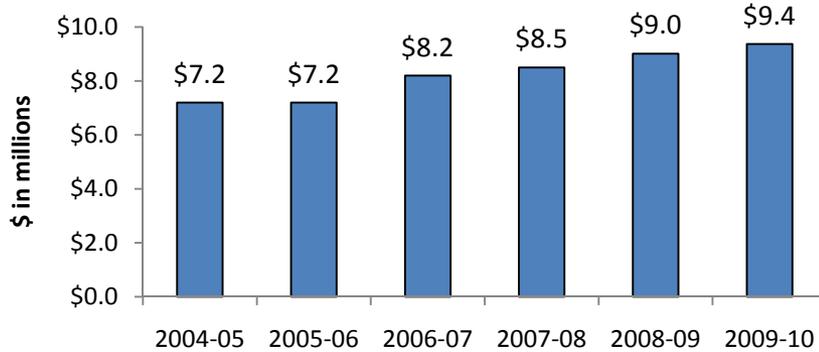
Strategic Framework 1.a.iii Need-Based Financial Aid



Metric 1:

1) Implement the Plan to expand the Tuition Assistance Program from Jan. 2008.

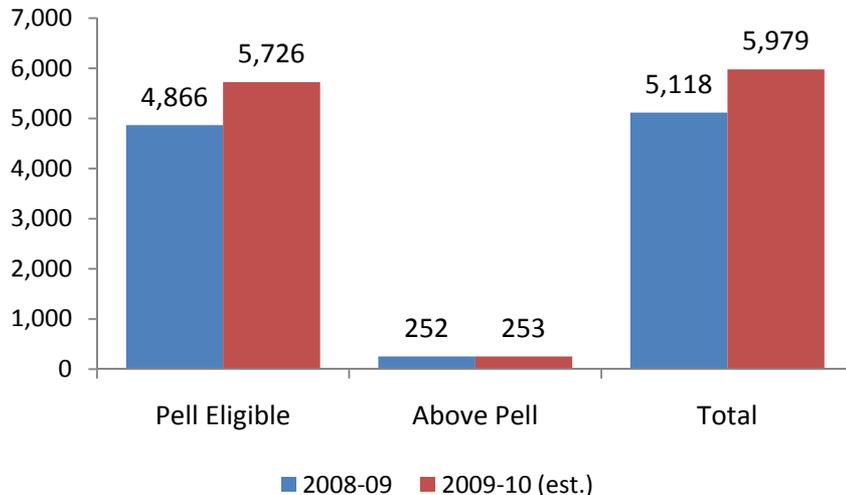
NU Institutional Need-Based Aid



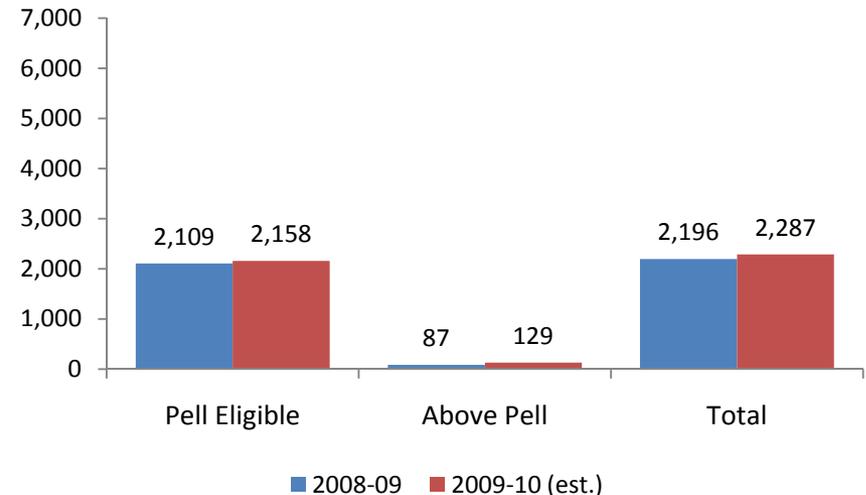
Key Facts

- Funding for institutional need-based aid increased about 4% for 2009-10
- EFC eligibility for Collegebound Nebraska increased to \$5,000 for 2009-10 (\$4,500 in 2008-09)
- Estimated Collegebound Nebraska guarantees increased about 17% over 2008-09, but actual awards increased 4%.

Collegebound Nebraska Guarantees



Collegebound Nebraska Awards



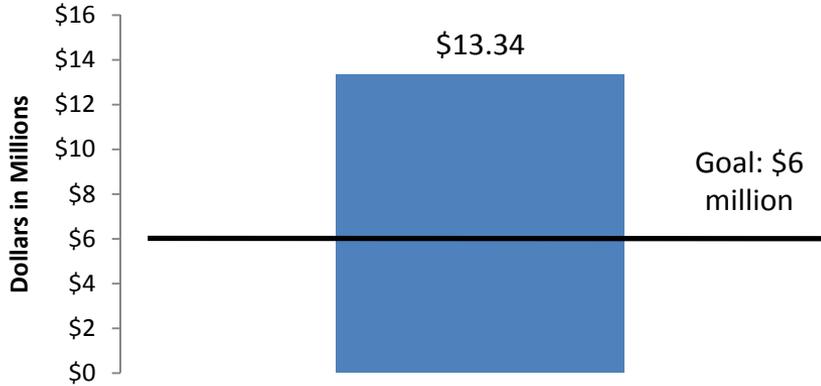
Strategic Framework 1.a.iii Need-Based Financial Aid



Metric 2:

2) Raise at least \$6 million in private funds (endowment and/or spendable).

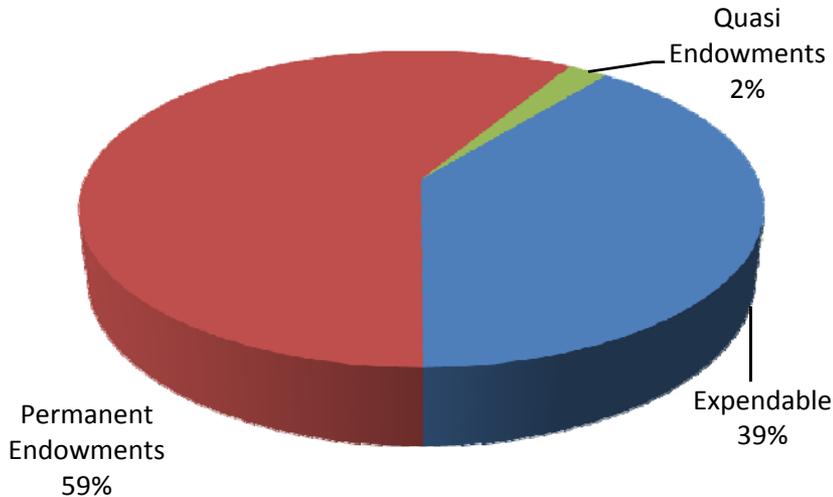
Foundation Need-Based Aid Funds 2008-09



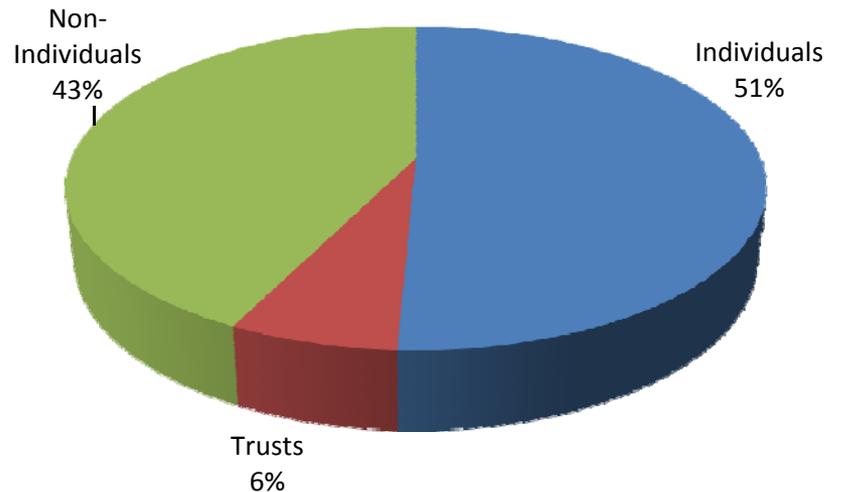
Key Facts

- Total need-based foundation aid raised for 2008-09 equaled \$13,340,329. Foundation need-based funds increased over 50% from 2007-08.
- Permanent endowments accounted for the majority of need-based aid funds in 2008-09.
- Top sources of need-based aid for 2008-09 included corporate foundations, alumni and non-alumni.

Foundation Need-Based Aid by Gift Type 2008-09



Foundation Need-Based Aid by Source 2008-09



Proposed Accountability Measure

1.The University of Nebraska will provide the opportunity for Nebraskans to enjoy a better life through access to high quality, affordable undergraduate, graduate and professional education.

a.Maintain an affordable cost of education.

iii. Increase support for need-based financial aid.

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2009-10	Report on the implementation, including results, of the plan to expand the Tuition Assistance Program. Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2010	Business
FY 2010-11	Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2011	Business
FY 2011-12	Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2012	Business

TO: The Board of Regents Addendum IX-D-7
Academic Affairs

MEETING DATE: October 23, 2009

SUBJECT: Strategic Framework report on Merit-Based Financial Aid

RECOMMENDED ACTION: Report

PREVIOUS ACTION: September 5, 2008– A report on Merit-based financial aid was presented to the Board of Regents by the Academic Affairs Committee

EXPLANATION: Attached is a new Strategic Framework report on Merit-Based Financial Aid (Strategic Framework Item 3.b.ii). Past reports for this indicator have been provided as powerpoint presentations during Board of Regents meetings. The new dashboard reporting format for this indicator should streamline data presentation while providing key information about this strategic framework item.

Foundation funds for merit-based aid experienced 10.3% growth between 2007-8 and 2008-09, rising from \$12.41 million in 2007-08 to 13.68 million in 2008-09. Sixty one percent of these funds were expendable funds and 39% permanent endowments. The largest source of Foundation funds for merit-based aid was individual alumni, followed by donations from corporate foundations and non-alumni individuals.

SPONSOR: Kristin E. Yates
Assistant Vice President and Director of Institutional Research

RECOMMENDED: Linda Ray Pratt
Executive Vice President and Provost

DATE: October 8, 2009

Strategic Framework 3.b.ii Merit-Based Financial Aid



FY 2008-09 Goal:

Raise at least \$6 million in private funds (endowment and/or spendable).

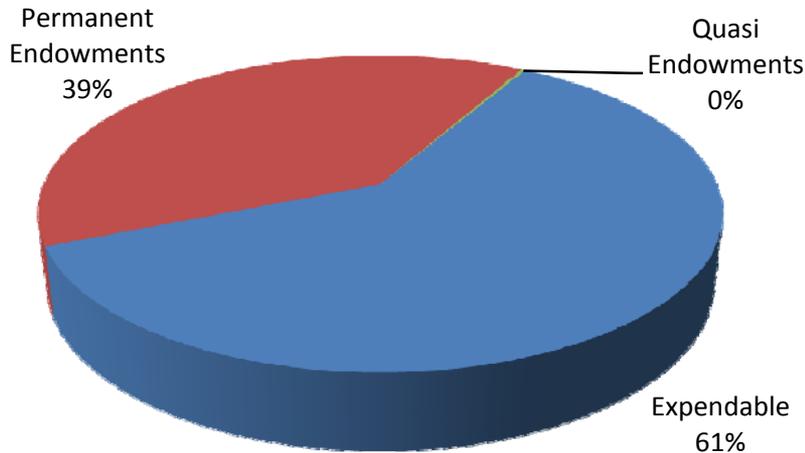
Foundation Merit-Based Aid Funds 2008-09



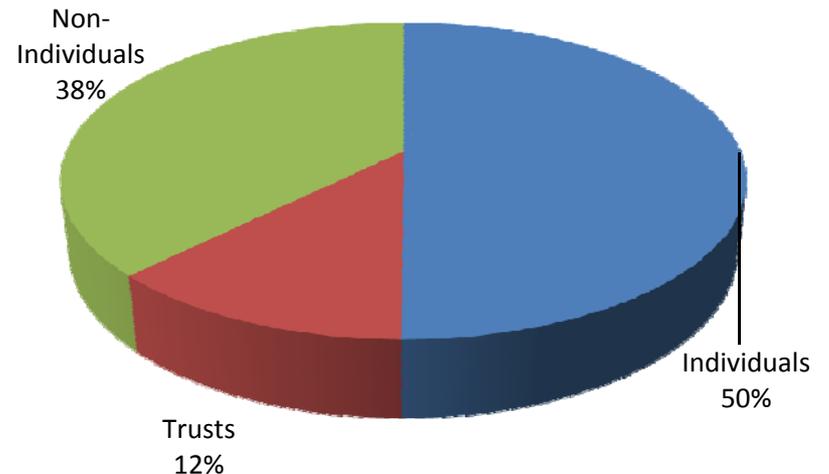
Key Facts

- Total merit-based foundation aid funds in 2008-09 equaled \$13,684,108. Foundation merit-based funds increased over 10% from 2007-08.
- Expendable funds accounted for the majority of merit-based aid funds in 2008-09.
- Top sources of merit-based foundation aid for 2008-09 included alumni, corporate foundations and non-alumni.

Foundation Merit-Based Aid by Gift Type 2008-09



Foundation Merit-Based Aid by Source 2008-09



Proposed Accountability Measure

3. The University of Nebraska will play a critical role in building a talented, competitive workforce and knowledge-based economy in Nebraska in partnership with the state, private sector and other educational institutions.
 - b. Increase proportion of Nebraska high school students ranking in the top 25 percent of their classes that attend the University of Nebraska.
 - ii. *Increase support for merit-based aid*

Reporting Period	Accountability Measure	Report Date	Reporting Committee
FY 2009-10	Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2010	Business
FY 2010-11	Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2011	Business
FY 2011-12	Raise at least \$6 million dollars in private funds (endowment and/or spendable).	Sept. 2012	Business

TO: Board of Regents Addendum IX-D-8

MEETING DATE: October 23, 2009

SUBJECT: Strategic Framework Report

RECOMMENDED ACTION: Report

PREVIOUS REPORT: November 15, 2008 – The Board of Regents received an update from the State Investment Officer, David Bomberger, regarding the performance of the State’s short-term investment pool for the year ended December 31, 2007.

EXPLANATION: The Strategic Framework in Item 6.a.ii targets a report to be given to the Board annually as to the performance of short-term investments. These investments are managed and invested by the State Investment Officer.

The performance of the State’s Operating Investment Pool, of which the University is a part, is recapped in the attachment, which is extracted from the State Investment Council’s Annual Report for the year ended December 31, 2008. The report can found at:

<http://www.nic.ne.gov/policy.html>

The Strategic Framework benchmark for short-term investments is that the returns exceed the average of similar fund types. For the year ended December 31, 2008 (the Investment Council’s fiscal year) the return of the Operating Investment Pool was 3.6%. This compares to a benchmark of 4.9%. Accordingly, the fund did not meet its goal. As disclosed in the Attached report, the primary reason for the underperformance was the Operating Investment Pool was underweight in Treasuries versus the benchmark. Since Treasuries enjoyed good returns, the fact the Investment Pool owned less of these securities caused our investment returns to be less than the benchmark.

The Strategic Framework goal 2009, 2010, and 2011 remains unchanged, with the goal of exceeding the benchmark for similar funds.

SPONSOR: David E. Lechner
Vice President for Business and Finance

RECOMMENDED: James B. Milliken
President

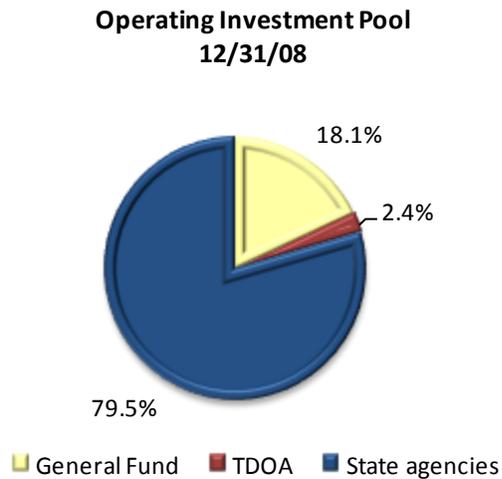
DATE: October 1, 2009

Operating Investment Pool

OVERVIEW

The Nebraska Investment Council invests the available money from the State's general fund and State boards, commissions, departments or agencies, and any other state funds not currently needed, into the Operating Investment Pool (OIP). The Department of Administrative Services calculates the average daily balance for each participant and distributes the earned income monthly on a pro-rata share basis.

From the funds available for investment in the OIP, the Council is required, pursuant to the Nebraska Capital Expansion Act, to offer each qualifying bank and capital stock financial institution in the State a time deposit open account (TDOA). Each institution is allowed up to a \$1,000,000 deposit as long as they satisfy the requirements of the program. The first \$250,000 of the deposit is insured either by the FDIC or the FSLIC. The statute requires the pledging of collateral for deposits greater than \$250,000, with a minimum pledge of 102% of the amount deposited. However, when publicly traded securities are used for collateral, the Council requires 110% for adequate coverage due to fluctuating market values throughout the month. The Nebraska statute also allows institutions to pledge letters of credit. This type of collateral does not have a fluctuating value so when letters of credit are used, 102% is the coverage required by the Council.



2008 HIGHLIGHTS

On October 14, 2008, the FDIC created the Temporary Liquidity Guarantee Program (the "TLG Program") and the FDIC adopted final rules related to the TLG Program on November 21, 2008. The notes are senior unsecured debt obligations, are guaranteed by the FDIC under the TLG Program, and are backed by the full faith and credit of the United States government. The OIP has invested an estimated \$30 million in the TLG Program.

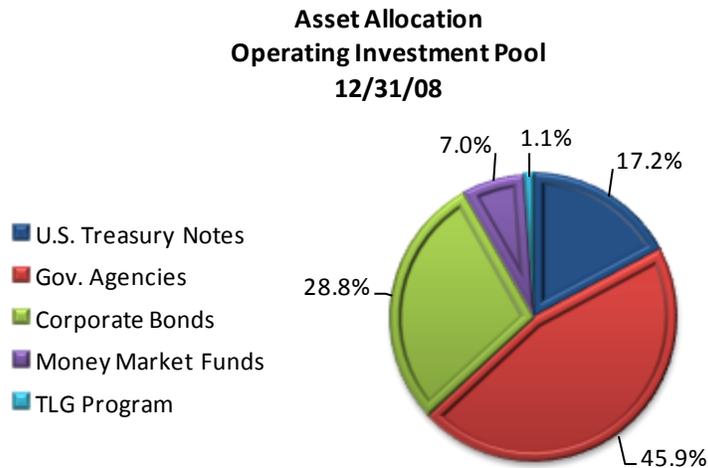
During 2008, the Economic Stabilization Act was passed. Through this act, Congress increased the amount of insurance the FDIC provides for a depositor's account at each depository from \$100,000 to \$250,000. This increase is effective until December 31, 2009. Therefore, the Nebraska Investment Council now requires each bank participating in the Time Deposit Open Account program to pledge collateral for deposits greater than \$250,000.

ASSET ALLOCATION

The portfolio is structured with high quality instruments such as treasuries, government agencies, and corporate bonds with laddered maturities extending ten years. The Council established an Investment Policy Statement for the OIP that includes credit quality and diversification constraints to provide safety of principal, liquidity for the daily cash flow needs of the entities within the OIP, and return on investment. Below are the current portfolio constraints.

U.S. Treasury Securities	15% minimum
Government Agency Securities	50% maximum 15% maximum per issuer
Commercial Paper	5% maximum per issuer
AAA rated Corporate Bonds	30% maximum, 5% per issuer
AA rated Corporate Bonds	20% maximum, 2% per issuer
A rated Corporate Bonds	5% maximum, 1% per issuer
Money Market Funds	15% maximum

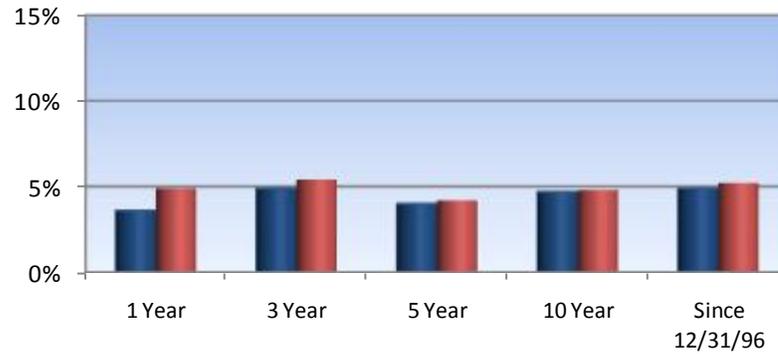
On the following page is a pie chart reflecting the asset allocation of the OIP.



PERFORMANCE SUMMARY

The underperformance of the portfolio is partially attributed to the benchmark holding 44.5% in Treasuries compared to 17.2% Treasuries held in the OIP. Due to the flight to quality, Treasury securities outperformed the other fixed income securities during 2008. The portfolio also holds a considerable amount of callable agency securities which provide a higher income rate for the

participants. The Fed lowered the Fed Funds rate seven times during 2008 causing many of these bonds to be called and the proceeds to be reinvested in bonds with lower yields.



	1 Year	3 Year	5 Year	10 Year	Since 12/31/96
■ OIP	3.6%	4.9%	4.0%	4.7%	4.9%
■ Benchmark*	4.9%	5.4%	4.2%	4.8%	5.2%

* 90% Barclays Capital Intermediate Government/Credit Index and 10% Citigroup 30-Day CD. Prior to July 2003, the benchmark consisted of 85% Merrill Lynch 1-3 Year Government/Credit Index and 15% 90-Day T-Bill +15 basis points. Prior to October 1997, the benchmark consisted of 50% Merrill Lynch 1-3 Year Government/Credit Index and 50% 90-Day T-Bill +90 basis points.