

The Board of Regents of the University of Nebraska met on January 27, 2012, at 12:40 p.m. in the board room at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, in a publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of which is attached to the minutes of this meeting as Attachment 1.

In compliance with the provisions of *Neb. Rev. Stat.* § 84-1411, printed notice of this meeting was sent to each member of the Board and was posted in the first floor lobby of Varner Hall. In addition, copies of such notice were sent to the Lincoln Journal Star, Omaha World Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, and the Lincoln office of the Associated Press on January 13, 2012.

Regents present:
Timothy F. Clare
Randolph M. Ferlic
Chuck Hassebrook
Howard Hawks
Jim McClurg, Vice Chair
Bob Phares
Kent Schroeder
Bob Whitehouse, Chairman
Faisal Ahmed
Lane Carr
Jordan Gonzales
Elizabeth O'Connor

University officials present:
James B. Milliken, President
Linda R. Pratt, Executive Vice President and Provost
Carmen K. Maurer, Corporation Secretary
John E. Christensen, Chancellor, UNO
Harold M. Maurer, Chancellor, UNMC
Douglas A. Kristensen, Chancellor, UNK
David E. Lechner, Vice President for Business and Finance
Joel D. Pedersen, Vice President and General Counsel
Sharon R. Stephan, Vice President for University Affairs
Ronnie D. Green, Vice President for Agriculture and Natural Resources

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 12:40 p.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, on January 27, 2012. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Hawks and seconded by Ferlic to approve the minutes and ratify the actions of the regularly scheduled meeting of December 8, 2011.

Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Ahmed. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Motion carried.

Regent Whitehouse announced the location of the Open Meetings Act in the board room.

IV. ELECTION OF OFFICERS

Motion Moved by Ferlic and seconded by Schroeder to nominate Regent Clare for the position of Vice Chairman of the Board. There being no further nominations, Chairman Whitehouse declared nominations closed and called for a roll-call vote.

- Action Student Opinion: Voting Aye: Gonzales, O'Connor, Ahmed, and Carr. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, and Ferlic. Motion carried.
- Action Regent Clare was elected as Vice Chairman of the Board.
- Motion Moved by Hawks and seconded by Hassebrook to nominate Regent McClurg for the position of Chairman of the Board. There being no further nominations, Chairman Whitehouse declared nominations closed and called for a roll-call vote.
- Action Student Opinion: Voting Aye: O'Connor, Ahmed, Carr, and Gonzales. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, Ferlic, and Hassebrook. Motion carried.
- Action Regent McClurg was elected Chairman of the Board.
- Chairman McClurg recognized Regent Whitehouse's past service as Chairman of the Board.
- Chairman McClurg welcomed newly-elected Regent Faisal Ahmed from the University of Nebraska Medical Center.

V. KUDOS

Regent Schroeder presented a KUDOS award to Diana Allard, Criss Library Cataloging Assistant at the University of Nebraska at Omaha.

Regent O'Connor presented a KUDOS award to Joni Weed, Office Associate for Academic Career Services at the University of Nebraska at Kearney.

Regent Phares presented a KUDOS award to Matt Anderson, Biosafety Director for Environmental Health and Safety at the University of Nebraska-Lincoln.

Regent Carr presented a KUDOS award to Shelly Stall, Director of Student Legal Services at the University of Nebraska-Lincoln.

Regent Hassebrook presented a KUDOS award to Rebecca Gilbert, Programmer/Analyst in the Patient Information Office at the University of Nebraska Medical Center Munroe-Meyer Institute.

Regent Whitehouse presented a KUDOS award to Keith Dietze, Director of University-wide Benefits for the University of Nebraska.

VI. RESOLUTIONS

President Milliken spoke briefly on the "Building a Healthier Nebraska" legislative initiative. He commended the chancellors and their colleagues for their excellent work across the campuses to propose cost-effective solutions to challenges that face Nebraska in the healthcare arena.

Regent Hawks presented the following resolution:

WHEREAS, as the State of Nebraska's only public university, the University of Nebraska has both the opportunity and the obligation to address challenges that have an impact on the health and quality of life of our citizens; and

WHEREAS, the goals of the University of Nebraska include playing a critical role in building a talented, competitive workforce in Nebraska and leveraging our research, teaching and outreach to promote economic growth; and

WHEREAS, the goals of the University of Nebraska also including pursuing excellence and regional, national and international competitiveness in research, focusing on areas of strategic importance and opportunity; and

WHEREAS, the University of Nebraska has developed a legislative initiative titled "Building a Healthier Nebraska" that seeks to advance those goals by increasing the health

care workforce, expanding the scope and quality of the University's cancer research and treatment facilities, creating new jobs and strengthening the agricultural economy; and

WHEREAS, the Building a Healthier Nebraska initiative includes four components: the construction of a new UNMC College of Nursing facility in Lincoln; the construction of a new addition to house UNMC College of Nursing and School of Allied Health programs in Kearney; the construction of a new cancer research tower and treatment facilities in Omaha; and the planning and design of a new Veterinary Diagnostic Center in Lincoln; and

WHEREAS, the initiative has been introduced in the Nebraska Legislature as LB 1055, LB 1065, LB 1066 and LB 1089; and

WHEREAS, the initiative would help address the State's alarming shortage of nurses and allied health professionals, expand cancer research and treatment to serve more Nebraskans, add more than 1,200 jobs to the state economy and ensure the continuance of the State's only accredited Veterinary Diagnostic Center; and

WHEREAS, the State of Nebraska is in a strong financial position to invest in this initiative;

NOW THEREFORE BE IT RESOLVED that the Board of Regents of the University of Nebraska extends its thanks to Senators Hadley, Fulton, Nelson and Hansen for introducing the Building a Healthier Nebraska initiative, and urges the Legislature to adopt the bills that represent its four components.

Motion Moved by Hawks and seconded by Ferlic to pass the resolution on Building a Healthier Nebraska.

Speaking in support of the resolution were Regents Ahmed and Hassebrook, and UNMC Faculty Senate President Stuberg.

Action Student Opinion: Voting Aye: Ahmed, Carr, Gonzales, and O'Connor. Voting Aye: Clare, Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Motion carried.

VII. HEARINGS

None

VIII. PUBLIC COMMENT

Ms. Diane Walkowiak spoke on the topic of the Industrial Arts Building on the Innovation Campus

IX. UNIVERSITY CONSENT AGENDA

Motion Moved by Hassebrook and seconded by Schroeder to approve item IX-A-1

A. ACADEMIC AFFAIRS

IX-A-1 The President's Personnel Recommendations

Action Student Opinion: Voting Aye: Ahmed, Carr, Gonzales, and O'Connor. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, and Hawks. Motion carried.

X. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

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

X-A-1 Creation of the Ph.D. in Epidemiology at the University of Nebraska Medical Center

There was discussion

Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Ahmed. Voting Aye: Phares, Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, Hawks, and McClurg. Motion carried.

Motion Moved by Hassebrook and seconded by Whitehouse to approve item X-A-2

X-A-2 Deletion of the Master of Science (M.S.) degree in Environmental Health, Occupational Health and Toxicology graduate program at the University of Nebraska Medical Center

Action Student Opinion: Voting Aye: Gonzales, O'Connor, Ahmed, and Carr. Voting Aye: Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, Hawks, McClurg, and Phares. Motion carried.

B. BUSINESS AFFAIRS

Motion Moved by Phares and seconded by Hassebrook to approve item X-B-1

University of Nebraska

X-B-1 Accept the audited financial statements of the University of Nebraska and University Technology Development Corporation

Action Student Opinion: Voting Aye: Ahmed, Carr, Gonzales, and O'Connor. Voting Aye: Clare, Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Motion carried.

Motion Moved by Hawks and seconded by Ferlic to approve item X-B-2

X-B-2 Approve amendment to Regents Policy 6.3.1.4 to allow for refunding of outstanding indebtedness

RP-6.3 Contracts

RP-6.3.1 Administrative Approval of University Contracts

4. President's Administrative Authority to Approve and Execute Contracts

Pursuant to Section 6.4 of the *Bylaws*, the President shall have authority to approve and to execute the following types of contracts:

aa. Contracts and all other documents as may be required in connection with the issuance of indebtedness to refund outstanding indebtedness, including, without limitation, lease obligations, may be approved by the President, in consultation with the Chair of the Board of Regents. The President, or in his absence, the Vice President for Business and Finance, is authorized to approve such resolutions, supplemental resolutions, trust indentures, supplemental master trust indentures, financing agreements, tax compliance agreements, continuing disclosure certificates, preliminary and final official statements, inducement letters, bond purchase agreements, closing certificates and other documents in substantially the form as those adopted or approved by the Board in connection with the issuance of the outstanding indebtedness. The refunding shall be reported to the Board at its next regularly scheduled meeting.

There was discussion

Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Ahmed. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Motion carried.

Motion Moved by Phares and seconded by Clare to approve item X-B-3

University of Nebraska-Lincoln

X-B-3 Authorize the President to approve an Exchange Agreement on terms and conditions approved by the General Counsel between UNL, the City and the NICDC to better facilitate the development and operation of NIC and the Theresa Street Treatment Plant Site

There was discussion

Action Student Opinion: Voting Aye: Gonzales, O'Connor, Ahmed, and Carr. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, and Ferlic. Motion carried.

Motion Moved by Hassebrook and seconded by Schroder to approve item X-B-4

X-B-4 Approve an increase in the capital project budget for the Behlen Collaboratory Renovation at the University of Nebraska-Lincoln

There was discussion

Action Student Opinion: Voting Aye: O'Connor, Ahmed, Carr, and Gonzales. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, Ferlic, and Hassebrook. Motion carried.

Motion Moved by Hawks and seconded by Whitehouse to approve item X-B-5

X-B-5 Approve the change in the capital project delivery method for the East Stadium Research Fit-out

Action Student Opinion: Voting Aye: Ahmed, Carr, Gonzales, and O'Connor. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, and Hawks. Motion carried.

Motion Moved by Hawks and seconded by Ferlic to approve item X-B-6

University of Nebraska at Omaha

X-B-6 Approve the Program Statement and Budget for the Biomechanics Research Facility at the University of Nebraska at Omaha Addendum

There was discussion

Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Ahmed. Voting Aye: Phares, Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, Hawks, and McClurg. Motion carried.

Motion Moved by Hawks and seconded by Schroeder to approve items X-B-7, X-B-8, and X-B-9

University of Nebraska at Omaha

X-B-7 Approve the Residence Hall Room Rates for Scott Village, Scott Court, Maverick Village and University Village for the 2012-13 Academic Year at the University of Nebraska at Omaha

University of Nebraska at Kearney

X-B-8 Approve the Residence Hall Room and Board Rates for the 2012-13 Academic Year at the University of Nebraska at Kearney

Nebraska College of Technical Agriculture

X-B-9 Approve the Residence Hall Room and Board Rates for the 2012-13 Academic Year at the Nebraska College of Technical Agriculture

There was discussion

Action Student Opinion: Voting Aye: Gonzales, O'Connor, Ahmed, and Carr. Voting Aye: Schroeder, Whitehouse, Clare, Ferlic, Hassebrook, Hawks, McClurg, and Phares. Motion carried.

Motion Moved by Phares and seconded by Clare to approve item X-B-10

Additional Item – University of Nebraska-Lincoln

X-B-10 Approve the amended budget for the Devaney Sports Center Improvements

There was discussion

Action Student Opinion: Voting Aye: O'Connor, Ahmed, Carr, and Gonzales. Voting Aye: Whitehouse, Clare, Ferlic, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Motion carried.

C. FOR INFORMATION ONLY

X-C-1 Amendments to § 2.13 of the *Bylaws of the Board of Regents of the University of Nebraska* providing that the cognizant Chancellor may approve the student government's Constitution and Bylaws on each campus. This item is presented for information only and will be brought to the Board for approval at its March meeting.

X-C-2 University of Nebraska Strategic Planning Framework

X-C-3 University of Nebraska Strategic Framework Accountability Measures

X-C-4 Calendar of establishing and reporting accountability measures

X-C-5 University of Nebraska Strategic Dashboard Indicators

X-C-6 Board of Regents agenda items related to the University of Nebraska Strategic Framework

D. REPORTS

X-D-1 Annual Tenure Density report for fall 2011

X-D-2 Expedited Approval of the University of Nebraska-Lincoln Graduate Certificate in Response to Intervention: Reading

X-D-3 Expedited Approval of the University of Nebraska-Lincoln Graduate Certificate in Grassland Management

X-D-4 Renaming the Department of Textiles, Clothing and Design to the Department of Textiles, Merchandising and Fashion Design in the College of Education and Human Sciences at the University of Nebraska-Lincoln

X-D-5 University of Nebraska-Lincoln Residence Hall Room and Board Rates for the 2012-2013 Academic Year

X-D-6 University of Nebraska at Omaha Facilities Development Plan

X-D-7 Naming of the Plant Physiology Laboratory in the Nebraska Agriculture Industry Education Center at NCTA

X-D-8 Bids and Contracts

X-D-9 Strategic Framework report on Debt [6-c-ii]

Chairman McClurg accepted the reports

XI. ADDITIONAL BUSINESS

Closed Session

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

- (a) honorary degrees;
- (b) strategy session related to litigation; and
- (c) strategy session with respect to possible acquisition of facilities and property by the university.

Regent McClurg declared that the closed session would be strictly limited to a discussion of:

- (a) honorary degrees;
- (b) strategy session related to litigation; and
- (c) strategy session with respect to possible acquisition of facilities and property by the university.

Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Ahmed. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Motion carried.

The Board went into closed session at 1:37 p.m. and reconvened the open meeting at 2:41 p.m.

Motion Moved by Ferlic and seconded by Whitehouse to approve item X-A-3

X-A-3 Approve the award of Honorary Degrees and Awards

Action Student Opinion: Voting Aye: O'Connor, Ahmed, Carr, and Gonzales. Voting Aye: Whitehouse, Clare, Ferlic, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman McClurg at 2:43 p.m.

Respectfully submitted,

Carmen K. Maurer
Corporation Secretary

Jim McClurg
Chairman of the Board