

The Board of Regents of the University of Nebraska met on January 25, 2013, at 11:30 a.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 14, 2013.

Regents present:
Timothy F. Clare, Chair
Hal Daub
Howard Hawks, Vice Chair
Lavon Heidemann
Bob Phares
Jim Pillen
Kent Schroeder
Bob Whitehouse
Jeremy Hosein
Devin Bertelsen
Cameron Deter
Eric Kamler

University officials present:
James B. Milliken, President
Susan M. Fritz, Interim Executive Vice President and Provost
Carmen K. Maurer, Corporation Secretary
John E. Christensen, Chancellor, UNO
Harold M. Maurer, Chancellor, UNMC
Harvey S. Perlman, Chancellor, UNL
Alan Moeller, Assistant Vice Chancellor for Agriculture and Natural Resources
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

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 11:35 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska on January 25, 2013. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Hawks and seconded by Schroeder to approve the minutes and ratify the actions of the regularly scheduled meeting of November 29, 2012.

Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Daub, Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, and Clare. Motion carried.

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

IV. ELECTION OF OFFICERS

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

- Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, Deter. Voting Aye: Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, Clare, and Daub. Motion carried.
- Action Regent Hawks was elected as Vice Chairman of the Board.
- Motion Moved by Phares and seconded by Schroeder to nominate Regent Clare for the position of Chairman of the Board. There being no further nominations, Acting Chair Clare declared the nominations closed and called for a roll-call vote.
- Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Heidemann, Phares, Pillen, Schroeder, Whitehouse, Clare, Daub, and Hawks. Motion carried.
- Action Regent Clare was elected Chairman of the Board.

V. RESOLUTION

Regent Hawks presented the following resolution

WHEREAS, Jim McClurg has served as the 5th district representative to the Board of Regents of the University of Nebraska since his appointment in 2002, including two terms as chairman; and

WHEREAS, Regent McClurg's service on the Board was consistently marked by efficiency, common sense, courtesy to all and an unerring ability to cut to the crux of any matter; and

WHEREAS, drawing on his exceptional experience in the field of biosciences Regent McClurg has made significant contributions to the state and the University through his leadership of BioNebraska, UNeMed, the President's Research Board and similar initiatives, as well as providing thoughtful leadership when related issues have come before the Board of Regents; and

WHEREAS, Regent McClurg will continue to serve the University and the State as a member of the board of directors of The Nebraska Medical Center, the Cancer Center Development Corporation and the University Technology Development Corporation; and

WHEREAS, Regent McClurg's courage and professionalism have earned the respect of those who served with him on the Board as well as the President, Chancellors and other officials and staff of the University; and

WHEREAS, Jim has never allowed the serious business brought before the Board to impede his levity, dry wit and humor;

NOW THEREFORE BE IT RESOLVED that the Board of Regents of the University of Nebraska extends its deepest thanks and appreciation to Jim McClurg for his service to the Board, the University and the State of Nebraska.

The resolution was accepted by acclamation

Chairman Clare expressed his thanks on behalf of the Board to Regent McClurg.

Chairman Clare welcomed the newly-elected Regents Hal Daub, Jim Pillen, Lavon Heidemann, and University of Nebraska student Regent Jeremy Hosein to the Board.

President Milliken introduced Ken Trantham, University of Nebraska Faculty Senate President-elect.

VI. KUDOS

Regent Bertelsen presented a KUDOS award to Stacey Therrien, Administrative Research Associate in the Anesthesiology Department for the College of Medicine at the University of Nebraska Medical Center.

Regent Whitehouse presented a KUDOS award to Jim Jackson, Director of Facilities and Management Planning at the University of Nebraska-Lincoln.

Regent Schroeder presented a KUDOS award to Glen Schumann, Associate Director of Housing Facilities Operations at the University of Nebraska-Lincoln.

Regent Deter presented a KUDOS award to Roy Stutz, Assistant Athletic Trainer at the University of Nebraska at Kearney.

Regent Phares presented a KUDOS award to Lorraine Street, Administrative Associate in the Office of Student Services and Field Experiences at the University of Nebraska at Omaha.

VII. HEARINGS

None

VIII. PUBLIC COMMENT

Mr. Bob Perrin spoke on the topic of the University of Nebraska Medical Center's property purchase at 40th and Marcy Streets, Omaha, Nebraska [See Documents file for a copy of the handout distributed by Mr. Perrin to the Board]

IX. UNIVERSITY CONSENT AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Schroeder and seconded by Whitehouse to approve items IX-A-1, IX-A-2, IX-A-3, and IX-A-4

IX-A-1 Approval is requested to discontinue the Master of Arts in Education (MAE) programs in French and German at the University of Nebraska at Kearney

IX-A-2 Approval is requested to consolidate the master's programs in Engineering Mechanics and Mechanical Engineering in the College of Engineering at the University of Nebraska-Lincoln into a single MS in Mechanical Engineering and Applied Mechanics (MEAM)

IX-A-3 Approval is requested to consolidate the Master of Arts degree with the Master of Science degree in Speech-Language Pathology in the Department of Special Education and Communication Disorders at the University of Nebraska at Omaha

IX-A-4 Approval is requested to consolidate the Master of Arts degree with the Master of Science degree in both Elementary Education and Secondary Education majors in the Teacher Education Department at the University of Nebraska at Omaha

Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Phares, Pillen, Schroeder, Whitehouse, Clare, Daub, Hawks, and Heidemann. Motion carried.

X. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Schroeder and seconded by Phares to approve item X-A-1

X-A-1 Approval is requested to establish the Center for Brain, Biology and Behavior (CB³) as an interdisciplinary research center at the University of Nebraska-Lincoln

There was discussion

Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Pillen, Schroeder, Whitehouse, Clare, Daub, Hawks, Heidemann, and Phares. Motion carried.

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

X-A-2 Approval is requested to create the Post-Baccalaureate Professional Certificates in the College of Medicine and School of Allied Health Professions at the University of Nebraska Medical Center in six specialty areas: 1) Cardiovascular Interventional Technology; 2) Computed Tomography; 3) Magnetic Resonance Imaging; 4) Diagnostic Medical Sonography; 5) Nuclear Medicine Technology; and 6) Radiation Therapy

Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Schroeder, Whitehouse, Clare, Daub, Hawks, Heidemann, Phares, and Pillen. Motion carried.

Motion Moved by Daub and seconded by Hawks to approve item X-A-3

X-A-3 Approval is requested to create a joint Master of Science/Doctor of Philosophy in Biomedical Informatics at the University of Nebraska at Omaha and the University of Nebraska Medical Center

Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Whitehouse, Clare, Daub, Hawks, Heidemann, Phares, Pillen, and Schroeder. Motion carried.

X-A-4 Action on item X-A-4 was deferred until after the opportunity for a closed session

B. BUSINESS AFFAIRS

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

University of Nebraska

X-B-1 Accept the audited financial statements of the University of Nebraska and related entities

Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Clare, Daub, Hawks, Heidemann, Phares, Pillen, Schroeder, and Whitehouse. Motion carried.

Motion Moved by Phares and seconded by Schroeder to approve item X-B-2

X-B-2 Approve amendment of RP-6.3.1.4(r) of the Policies of the Board of Regents relating to property leases

There was discussion

Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Daub, Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, and Clare. Motion carried.

X-B-3 Action on item X-B-3 was deferred until after the opportunity for a closed session

X-B-4 Action on item X-B-4 was deferred until after the opportunity for a closed session

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

University of Nebraska-Lincoln

X-B-5 Approve the Program Statement and Budget for the Nebraska Veterinary Diagnostic Center at the University of Nebraska-Lincoln

There was discussion

Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, Clare, and Daub. Motion carried.

Motion Moved by Hawks and seconded by Bertelsen to approve items X-B-6, X-B-7, X-B-8, and X-B-9

- X-B-6 Approve the Residence Hall Room and Board Rates for Academic Years 2013-14 and 2014-15 at the University of Nebraska-Lincoln
University of Nebraska at Kearney
- X-B-7 Approve the Residence Hall Room and Board Rates for the 2013-14 Academic Year at the University of Nebraska at Kearney
Nebraska College of Technical Agriculture
- X-B-8 Approve the Residence Hall Room and Board Rates for the 2013-14 Academic Year at the Nebraska College of Technical Agriculture
University of Nebraska at Omaha
- X-B-9 Approve the Residence Hall Room Rates for Scott Village, Scott Court, Maverick Village and University Village for the 2013-14 Academic Year at the University of Nebraska at Omaha

There was discussion

Regent Hawks requested, that while the motion is for an approval of a two-year plan of residence hall rates, a report by the relevant campuses on residence hall rates will be expected at the January 2014 Board of Regents meeting, with the understanding that any approval of the second year's rates made at the January 2013 meeting may be reconsidered at the January 2014 meeting.
- Action Student Opinion: Voting Aye: Kamler, Bertelsen, and Deter. Voting No: Hosein. [Note: Regent Hosein voted to "Abstain" and the vote was recorded as "No" in accordance with the Board's Standing Rules] Voting Aye: Hawks, Heidemann, Phares, Schroeder, Whitehouse, and Clare. Voting No: Pillen and Daub. Motion carried.
- Motion Moved by Schroeder and seconded by Kamler to approve item X-B-10
- X-B-10 Authorize the President, in consultation with the Executive Committee of the Board, to approve terms and conditions to complete the transfer of real estate at the UNO arena site from the University of Nebraska Foundation to the University for University purposes

There was discussion
- Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Phares, Pillen, Schroeder, Whitehouse, Clare, Daub, Hawks and Heidemann. Motion carried.
- Motion Moved by Daub and seconded by Hawks to approve item X-B-11
University of Nebraska Medical Center
- X-B-11 Approve the Program Statement and Budget for the construction of a new College of Pharmacy and Center for Drug Discovery building on the campus of the University of Nebraska Medical Center in Omaha

There was discussion
- Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Pillen, Schroeder, Whitehouse, Clare, Daub, Hawks, Heidemann, and Phares. Motion carried.
- Motion Moved by Hawks and seconded by Pillen to approve item X-B-12
- X-B-12 Approve the assignment and assumption agreement which permits the closing on the purchase agreement of real property located at 4103 Leavenworth Street, Omaha, Nebraska

There was discussion

Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Schroeder, Whitehouse, Clare, Daub, Hawks, Heidemann, Phares, and Pillen. Motion carried.

Motion Moved by Daub and seconded by Whitehouse to approve item X-B-13

X-B-13 Approve long-term leasing of space for the Gretchen Swanson Center for Nutrition

Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Whitehouse, Clare, Daub, Hawks, Heidemann, Phares, Pillen, and Schroeder. Motion carried.

C. FOR INFORMATION ONLY

X-C-1 University of Nebraska Strategic Planning Framework

X-C-2 University of Nebraska Strategic Framework Accountability Measures

X-C-3 Calendar of establishing and reporting accountability measures

X-C-4 University of Nebraska Strategic Dashboard Indicators

X-C-5 Board of Regents agenda items related to the University of Nebraska Strategic Framework

D. REPORTS

X-D-1 Renaming the Bachelor of Arts in Education K-12 Teaching Field Endorsement to the Bachelor of Music in Music Education K-12 in the Department of Music and Performing Arts at the University of Nebraska at Kearney

X-D-2 Expedited Approval of the University of Nebraska at Omaha Graduate Certificate in Applied Behavioral Analysis (ABA) in the Department of Psychology

X-D-3 Renaming the Department of Finance, Banking and Law to the Department of Finance, Banking and Real Estate in the College of Business Administration at the University of Nebraska at Omaha

X-D-4 Intermediate Design Reports – UNL Whittier Research Center Phase 2 Renovation and UNL East Campus Recreation Center Renovation & Addition

X-D-5 Quarterly Status Report of Six-Year Capital Plan and Capital Construction Report

X-D-6 Quarterly Report of Gifts, Grants and Bequests

X-D-7 Bids and Contracts

X-D-8 Five-year Affiliation Agreement and Lease of Space between the University of Nebraska-Lincoln and the University of Nebraska Federal Credit Union

X-D-9 Five-year Cash Rent Farm Lease agreement between the University of Nebraska-Lincoln and Monte & Twila Madsen Life Estate

X-D-10 Grazing Rental Agreement between the University of Nebraska-Lincoln and Willis Roethemeyer

X-D-11 Two 2-year storage unit lease agreements between the University of Nebraska-Lincoln and Infinity S Development

X-D-12 Two-year Building and Ground lease agreement between the University of Nebraska-Lincoln and the Airport Authority of the City of Lincoln

X-D-13 Naming of Room 318 in the Nebraska East Union at the University of Nebraska-Lincoln the “Bluestem Room”

- X-D-14 Naming of Surgical Simulation Center room the “Wayne and Eileen Ryan Surgical Simulation Center” at the University of Nebraska Medical Center
- X-D-15 Cancer Center Program Statement update: Demolition of the C.A. and Caroline Swanson Hall
- X-D-16 Tenure Density report
- X-D-17 Strategic Framework report on Debt [6-c-ii]
- X-D-18 Strategic Framework report on Endowment [6-a-ii]
- X-D-19 Quarterly Personnel report

Chairman Clare accepted the reports

XI. ADDITIONAL BUSINESS

Closed Session

Motion Moved by Kamler and seconded by Phares 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 with respect to collective bargaining;
- (c) Proposed naming of facilities; and
- (d) Strategy session with respect to litigation.

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

- (a) Honorary degrees;
- (b) Strategy session with respect to collective bargaining;
- (c) Proposed naming of facilities; and
- (d) Strategy session with respect to litigation

Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Clare, Daub, Hawks, Heidemann, Phares, Pillen, Schroeder, and Whitehouse. Motion carried.

The Board went into closed session at 12:53 p.m. Regent Daub excused himself for a self-declared potential conflict of interest during discussion of litigation strategy. The Board reconvened the open meeting at 1:25 p.m.

Motion Moved by Daub and seconded by Hawks to approve item X-A-4

X-A-4 Approve the award of Honorary Degrees and Awards

Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Daub, Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, and Clare. Motion carried.

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

X-B-3 Approve amendments to the Collective Bargaining Agreement between the Board of Regents and the University of Nebraska at Kearney Education Association for the 2013-2015 biennium

Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Hawks, Heidemann, Phares, Pillen, Schroeder, Whitehouse, Clare, and Daub. Motion carried.

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

X-B-4 Approve amendments to the Collective Bargaining Agreement between the Board of Regents and the University of Nebraska at Omaha American Association of University Professors for the 2013-2015 biennium

Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Heidemann, Phares, Pillen, Schroeder, Whitehouse, Clare, Daub, and Hawks. Motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Clare at 1:35 p.m.

Respectfully submitted,

Carmen K. Maurer
Corporation Secretary

Timothy F. Clare
Chairman of the Board