

Lincoln, Nebraska
August 13, 2021

The Board of Regents of the University of Nebraska met on August 13, 2021, at 9:00 a.m. in the board room at Varner Hall, 3835 Holdrege Street, Lincoln, in a publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of which are attached to the minutes of this meeting as Attachment 1 and Attachment 2 (pages 118-121)

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 on the front entrance of the first floor 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 August 6, 2021.

Regents present:

Timothy Clare
Paul Kenney, Chair
Elizabeth O'Connor
Bob Phares, Vice Chair
Jim Pillen
Robert Schafer
Jack Stark
Barbara Weitz
Noah Limbach, University of Nebraska at Kearney
Batool Ibrahim, University of Nebraska-Lincoln
Taylor Kratochvil, University of Nebraska Medical Center
Maeve Hemmer, University of Nebraska at Omaha

University officials present:

Walter E. Carter, President
Jeffrey P. Gold, Executive Vice President and Provost
Chancellor, University of Nebraska Medical Center
Philip J. Bakken, Corporation Secretary
Joanne Li, Chancellor, University of Nebraska at Omaha
Ronnie D. Green, Chancellor, University of Nebraska-Lincoln
Douglas A. Kristensen, Chancellor, University of Nebraska at Kearney
Christopher J. Kabourek, Vice President for Business and Finance | CFO
Heath M. Mello, Vice President for External Relations
Stacia Palser, Vice President and General Counsel

University officials not present:

Michael J. Boehm, Vice President for Agriculture and Natural Resources

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 9:00 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Clare and seconded by Stark to approve the minutes and ratify the actions of the regularly scheduled meeting on June 25, 2021.

Action Student Opinion: Voting Aye: Ibrahim, Kratochvil, Limbach, and Hemmer. Voting Aye: Kenney, O'Connor, Phares, Pillen, Schafer, Stark, Weitz, and Clare. Motion carried.

Chairman Kenney announced the location of the Notice of Meeting and Open Meetings Act.

IV. PRESENTATIONS

Senator John Stinner, Chairman of the Nebraska Legislature's Appropriations Committee addressed the Board.

V. KUDOS

Student Regent Limbach presented a KUDOS award to Richard Wardyn, Grounds Services Supervisor, Division of Facilities Management Planning at the University of Nebraska at Kearney.

Regent Phares presented a KUDOS award to Jordan Malone, Project Manager, Business and Finance at the University of Nebraska-Lincoln.

Regent Schafer presented a KUDOS award to Lauren Lesiak, Administrative Coordinator in the Niedfelt Nursing Research Center for the College of Nursing at the University of Nebraska Medical Center.

Regent O'Connor presented a KUDOS award to Nik Stevenson, Research Technician and Program Coordinator for the Nebraska STEM 4U Project at the University of Nebraska at Omaha.

VI. PUBLIC COMMENT

Motion Regent Stark moved that the portion of the Standing Rules which limit speakers to 5 minutes per person and the total time for public comment to thirty minutes for all speakers be waived; and further moved that the Chair of the Board be authorized to preside over the public comment portion of this meeting and that the processes for public comment at this meeting conform to the meeting notice provided to the public one week ago. Seconded by Clare.

Action Student Opinion: Voting Aye: Kratochvil, Limbach, Hemmer, Ibrahim. Voting Aye: O'Connor, Phares, Pillen, Schafer, Stark, Weitz, Clare, Kenney. Motion carried.

Kathleen Kauth spoke on the topic of the Safer Communities App/COVID
Geoff Friesen spoke on the topic of the Safer Communities App/COVID
Corbin Hubbell spoke on the topic of the Safer Communities App/COVID
Rosalind Kichler spoke on the topic of Critical Race Theory
Shawn Trucke spoke on the topic of the Safer Communities App/COVID
Wayne Smith spoke on the topic of the Safer Communities App/COVID

Denise Bradshaw spoke on the topic of the Safer Communities App/COVID
Mark Bonkiewicz spoke on the topic of the Safer Communities App/COVID
Allie French spoke on the topic of the Safer Communities App/COVID
Jeanne Weeder-Griesen spoke on the topic of the Safer Communities App/COVID
Barbara Ramsey spoke on the topic of the Safer Communities App/COVID
Marilyn Asher spoke on the topic of the Safer Communities App/COVID
Dallas Asher spoke on the topic of the Safer Communities App/COVID
Rev. Fr. Sasha Petrovich spoke on the topic of the Safer Communities App/COVID
Kathy Holkeboer spoke on the topic of the Safer Communities App/COVID
Ivy Harper spoke on the topic of the Safer Communities App/COVID
Angie Eberspacher spoke on the topic of the Safer Communities App/COVID
Kathryn Goodman spoke on the topic of Critical Race Theory
Tess Mayer spoke on the topic of Critical Race Theory
Dr. William Aviles spoke on the topic of Critical Race Theory
Earlen Gutierrez spoke on the topic of Critical Race Theory
Claudia Taylor spoke on the topic of Critical Race Theory
Mary Bills-Strand spoke on the topic of Critical Race Theory
Madison Whitney spoke on the topic of Critical Race Theory
Caleb Hendricksen spoke on the topic of Critical Race Theory
Dr. Regina Werem spoke on the topic of Critical Race Theory
Steve Kolbe spoke on the topic of Critical Race Theory
Mark Button spoke on the topic of Critical Race Theory
Richard Moberly spoke on the topic of Critical Race Theory
Kathryn Woerner spoke on the topic of Critical Race Theory
Asaru Jordan spoke on the topic of Critical Race Theory
Matthew Cooke spoke on the topic of Critical Race Theory
Kathryn Wilson spoke on the topic of Critical Race Theory
Joe Starita spoke on the topic of Critical Race Theory
Danielle Conrad spoke on the topic of Critical Race Theory
Laurel Hebenstreit spoke on the topic of Critical Race Theory
Curt Ramaker spoke on the topic of Critical Race Theory
Dr. Janette Eileen Jones spoke on the topic of Critical Race Theory
Patrick Baker spoke on the topic of Critical Race Theory
Emmet Storer spoke on the topic of Critical Race Theory
Daniel Shafer spoke on the topic of Critical Race Theory
Jamy Rentschler spoke on the topic of Critical Race Theory
Vicki Wood spoke on the topic of Critical Race Theory
Ibrahim Hamzat spoke on the topic of Critical Race Theory
Darwin Archie Pettis spoke on the topic of Critical Race Theory
Sarah Brumfield spoke on the topic of Critical Race Theory
Vanessa Chavez Jurado spoke on the topic of Critical Race Theory
Elizabeth Mary Hill spoke on the topic of Critical Race Theory
Kimberly Salas spoke on the topic of Critical Race Theory
Gabrielle Goodwin spoke on the topic of Critical Race Theory
Betty Dessie spoke on the topic of Critical Race Theory
Halley Taylor spoke on the topic of Critical Race Theory
Jadyn Perkins spoke on the topic of Critical Race Theory
Chris Hassebroek spoke on the topic of Critical Race Theory
Jake Vargas spoke on the topic of Critical Race Theory
Linda Kleen spoke on the topic of Critical Race Theory
Dr. Francis Kay spoke on the topic of Critical Race Theory

Chairman Kenney declared the opportunity for public comment closed.

VII. RESOLUTIONS

Motion Moved by Pillen and seconded by Schafer to approve Addendum VII-I

VII-I Resolution regarding Critical Race Theory, Addendum VII-I

Action Student Opinion: Voting No: Limbach, Hemmer, Ibrahim, and Kratochvil. Voting Aye: Pillen, Schafer, Kenney. Voting No: Phares, Stark, Weitz, Clare, O'Connor. Motion fails.

IX. PRESIDENT'S REMARKS

President Carter addressed the Board regarding Fall 2021 and COVID-19 protocols.

X. UNIVERSITY CONSENT AGENDA

A. ACADEMIC AFFAIRS

None

B. BUSINESS AND FINANCE

University of Nebraska-Lincoln

Motion Moved by Pillen and seconded by Clare to approve item X-B-1

X-B-1 Approve the reappointment of Tom Henning and Dana Bradford as members of the "Class A" Directors of the NICDC Board of Directors for three-year terms effective July 1, 2021.

Action Student Opinion: Voting Aye: Hemmer, Ibrahim, Kratochvil, and Limbach. Voting Aye: Pillen, Schafer, Stark, Weitz, Clare, and Kenney, O'Connor, and Phares. Motion carried.

XI. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

University of Nebraska-Lincoln

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

XI-A-1 Approve to eliminate the Bachelor of Arts (BA) in Computer Science in the Department of Computer Science and Engineering in the College of Arts and Sciences at the University of Nebraska-Lincoln.

Action Student Opinion: Voting Aye: Ibrahim, Kratochvil, Limbach and Hemmer. Voting Aye: Schafer, Stark, Weitz, Clare, Kenney, O'Connor, Phares, and Pillen. Motion carried.

- Motion Moved by Clare and seconded by Phares to approve item XI-A-2
- XI-A-2 Approval to create a Bachelor of Science (BS) in Environmental Engineering in the Department of Civil and Environmental Engineering in the College of Engineering at the University of Nebraska-Lincoln (UNL).
- Action Student Opinion: Voting Aye: Kratochvil, Limbach, Hemmer, and Ibrahim. Voting Aye: Stark, Weitz, Clare, Kenney, O'Connor, Phares, Pillen, and Schafer. Motion carried.
- Motion Moved by Phares and seconded by Stark to approve item XI-A-3
- XI-A-3 Approval to create a Bachelor of Science (BS) in Statistics and Data Analytics in the Department of Statistics in the College of Agricultural Science and Natural Resources at the University of Nebraska-Lincoln (UNL).
- Action Student Opinion: Voting Aye: Limbach, Hemmer, Ibrahim, and Kratochvil. Voting Aye: Weitz, Clare, Kenney, O'Connor, Phares, Pillen, Schafer, and Stark. Motion carried.
- Motion Moved by Clare and seconded by Ibrahim to approve items XI-A-4
- XI-A-4 Approval to create a Doctor of Philosophy (PhD) degree in Biomedical Engineering in the College of Engineering at the University of Nebraska-Lincoln (UNL)
- Action Student Opinion: Hemmer, Ibrahim, Kratochvil, and Limbach. Voting Aye: Clare, Kenney, O'Connor, Phares, Pillen, Schafer, Stark, and Weitz. Motion carried.
- Motion Moved by Weitz and seconded by Ibrahim to approve item XI-A-5
- XI-A-5 Approval to create the School of Computing in the College of Engineering by renaming the existing Department of Computer Science and Engineering (CSE) currently shared between the College of Arts and Sciences and the College of Engineering at the University of Nebraska-Lincoln (UNL).
- Action Student Opinion: Ibrahim, Kratochvil, Limbach, and Hemmer. Voting Aye: Kenney, O'Connor, Phares, Pillen, Schafer, Stark, Weitz, and Clare. Motion carried.
- Motion Moved by Phares and seconded by Ibrahim to approve item XI-A-6
- XI-A-6 Approval to create the Mater of Respiratory Care (MRT) in the College of Allied Health Professions at the University of Nebraska Medical Center (UNMC).
- Action Student Opinion: Voting Aye: Kratochvil, Limbach, Hemmer, and Ibrahim. Voting Aye: O'Connor, Phares, Pillen, Schafer, Stark, Weitz, Clare, and Kenney. Motion carried.
- Motion Moved by Weitz and seconded by Ibrahim to approve item XI-A-7
- XI-A-7 Approval to establish the Genome Editing and Education Center-Nebraska (GEEC-Nebraska) in the Department of Pharmacology and Experimental Neuroscience in the College of Medicine at the University of Nebraska Medical Center (UNMC).

Action Student Opinion: Voting Aye: Limbach, Hemmer, Ibrahim, and Kratochvil. Voting Aye: Phares, Pillen, Schafer, Stark, Weitz, Clare, Kenney, and O'Connor. Motion carried.

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

- Personnel matters involving members of the University staff.

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

- Personnel matters involving members of the University staff.

Action Student Opinion: Voting Aye: Hemmer, Ibrahim, Kratochvil, and Limbach. Voting Aye: Pillen, Stark, Weitz, Clare, Kenney, O'Connor, and Phares. Motion carried.

The Board went into closed session at 1:17 p.m. and reconvened at 1:22 p.m.

University of Nebraska

Motion Moved by Weitz and seconded by Hemmer to approve item XI-A-8

XI-A-8 Approve the award of Honorary Degree

Action Student Opinion: Voting Aye: Ibrahim, Kratochvil, Limbach, and Hemmer. Voting Aye: Schafer, Stark, Weitz, Clare, Kenney, O'Connor, Phares, and Pillen. Motion carried.

B. BUSINESS AND FINANCE

University of Nebraska

Motion Moved by Stark and seconded by Ibrahim to approve item XI-B-1

XI-B-1 Approve agreement designating CDWG as strategic supplier of IT hardware for University of Nebraska system

Action Student Opinion: Voting Aye: Kratochvil, Limbach, Hemmer, and Ibrahim. Voting Aye: Stark, Weitz, Clare, Kenney, O'Connor, Phares, Pillen, and Schafer. Motion carried.

University of Nebraska-Lincoln

Motion Moved by Ibrahim and seconded by Hemmer to approve item XI-B-2

XI-B-2 Approve revisions to the Kiewit Hall project and receive report from Business and Finance Committee regarding Intermediate Design Review

Action Student Opinion: Voting Aye: Limbach, Hemmer, Ibrahim, and Kratochvil. Voting Aye: Weitz, Clare, Kenney, O'Connor, Phares, Pillen, Schafer, and Stark. Motion carried.

C. EXECUTIVE

Motion Moved by Phares and seconded by Hemmer to approve item XI-C-1

XI-C-1 Approve the proposed amendments of the Standing Rules of the Board of Regents

Action Student Opinion: Voting Aye: Hemmer, Ibrahim, Kratochvil, and Limbach. Voting Aye: Clare, Kenney, O'Connor, Phares, Pillen, Schafer, Stark, and Weitz. Motion carried.

Motion Moved by Clare and seconded by Phares to approve item XI-C-2

XI-C-2 Approve Grant of Performance-Based Merit Pay to President Carter for FY2020-21

Action Student Opinion: Voting Aye: Ibrahim, Kratochvil, Limbach, and Hemmer. Voting Aye: Kenney, O'Connor, Phares, Pillen, Schafer, Stark, Weitz, and Clare. Motion carried.

Motion Moved by Clare and seconded by Ibrahim to approve item XI-C-3

XI-C-3 Approve request from President Carter, in accordance with his employment contract and the *Bylaws of the Board of Regents of the University of Nebraska*, to serve on the board of directors of an outside organization.

Action Student Opinion: Voting Aye: Kratochvil, Limbach, Hemmer, and Ibrahim. Voting Aye: O'Connor, Phares, Pillen, Schafer, Stark, Weitz, Clare, and Kenney. Motion carried.

D. REPORTS

XI-D-1 Expedited Approval of French Graduate Certificate

XI-D-2 Expedited Approval of Machine Learning Graduate Certificate

XI-D-3 Expedited Approval of Sociology Graduate Certificate

XI-D-4 Expedited Approval of Teaching Spanish to Heritage/Bilingual Learners Graduate Certificate

XI-D-5 Approve the correct naming of The History of Teaching Tools Exhibit within the Wigton Heritage Center

XI-D-6 Bids and Contracts

XI-D-7 President's FY2020-21 Self-assessment

Chairman Kenney accepted the reports on behalf of the Board.

XII. ADDITIONAL BUSINESS

None

XIII. ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Kenney at 1:33 p.m.

Respectfully submitted,

Philip J. Bakken
Corporation Secretary

Paul R. Kenney, Chair

ATTACHMENT 1

NOTICE OF MEETING

Notice is hereby given that the Board of Regents of the University of Nebraska will meet in a publicly convened session on Friday, August 13, 2021, at 9:00 a.m. in the Boardroom at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska.

In accordance with the requirements of Section 7.2 of the Standing Rules of the Board of Regents and Section 1.11 of the *Bylaws of the Board of Regents*, notice is hereby given that at the above-described meeting, amendments to the Standing Rules shall be proposed, as indicated in the attached agenda item. An agenda of subjects not related to the proposed Standing Rules amendments will be subsequently posted in accordance with the law, the Bylaws, and rules which govern the Board of Regents. When so posted, the full agenda for the meeting, will be available for inspection in the office of the Corporation Secretary of the Board of Regents at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska and at <https://nebraska.edu/regents/agendas-minutes>.

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

Dated: August 2, 2021

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

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

MEETING DATE: August 13, 2021


SUBJECT: Amendment of the Standing Rules of the Board of Regents

RECOMMENDED ACTION: Approve the proposed amendments of the Standing Rules of the Board of Regents

PREVIOUS ACTION: June 25, 2021 – The proposed amendments of the Standing Rules were presented for information only in accordance with the requirements of Section 7.2 of the Standing Rules and Section 1.11 of the *Bylaws of the Board of Regents*.
October 8, 2020 – The Standing Rules were last amended.

EXPLANATION: On April 21, 2021, Governor Ricketts approved LB83, which permits public entities subject to the Nebraska Open Meetings Act to hold up to half of their meetings by virtual conferencing during a calendar year. The attached amendments set forth a process by which Regents may request virtual attendance at a meeting of the Board of Regents.

SPONSOR: Executive Committee, Board of Regents

RECOMMENDED: 
Walter E. Carter, President
University of Nebraska

DATE: July 29, 2021

SECTION 2. Meetings of the Board.

2.1 Annual Meeting. The Board shall hold its annual meeting as required by Section 1.4 of its Bylaws.

2.2 Additional Meetings. The Board may hold such additional meetings during the year as it deems necessary, either as scheduled meetings or as emergency meetings called at the request of the Chairperson or by any two voting members of the Board.

2.3 Location of Meetings. The Board shall normally meet in the Boardroom at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska. The Board may, however, meet at other locations as desired.

2.4 Notice for Annual and Scheduled Meetings. Public notice of each annual meeting and any scheduled meeting shall be given at least five (5) days prior to the meeting; provided, that public notice of any item scheduled for public hearing before the Board shall be given at least ten (10) days prior to the date of the hearing. The Corporation Secretary shall maintain a list of news media which have requested advance notification of Board meetings and shall provide advance notification to them of the time and place of each annual and scheduled meeting and the agenda for any such meeting.

2.5 Notice of Emergency Meetings. When it is necessary to hold an emergency meeting without the advance public notice provided in Section 2.4 of these Rules, the Corporation Secretary shall make a reasonable effort to contact those members of the news media who have requested notification of Board meetings and advise them of the agenda for the emergency meeting.

2.6 Virtual Meetings. In the absence of an emergency declared by the Governor, meetings of the Board ordinarily will be conducted in person. Upon written application to and approval by the Chairperson, individual Board members may attend by virtual conferencing. Applications for virtual attendance should be for good cause, such as sickness, military orders, required business travel, or other essential reasons and shall be submitted to the Chairperson at least ten (10) days prior to the date of the meeting at which virtual attendance is requested. Unless pursuant to an emergency declared by the Governor, no more than one-half of the meetings of the Board during any calendar year will be conducted with one or more voting members of the Board in virtual attendance.

2.7 Scheduling and General Conduct of Meetings. All meetings of the Board shall be scheduled and conducted in ways which are consistent with the Bylaws of the Board, these Rules, and the Nebraska Open Meetings Act, Neb. Rev. Stat. §§ 84-1408 to 84-1414

ATTACHMENT 2



NOTICE OF MEETING

Notice is hereby given that the Board of Regents of the University of Nebraska will meet in a publicly convened session on Friday, August 13, 2021, at 9:00 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska.

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

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

Dated: August 6, 2021

Philip Bakken
Corporation Secretary
Board of Regents
University of Nebraska

Board of Regents

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