March 21, 2014  
Volume 72  

The Board of Regents of the University of Nebraska met on March 21, 2014, at 8:00 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 March 12, 2014.

Regents present:
Timothy F. Clare  
Hal Daub  
Howard Hawks, Chair*  
Bob Phares, Vice Chair  
Jim Pillen  
Robert Schafer  
Kent Schroeder  
Bob Whitehouse  
Krupa Savalia, University of Nebraska Medical Center  
Martha Spangler, University of Nebraska at Omaha  
Moses Moxey, University of Nebraska at Kearney  
Eric Reznicek, University of Nebraska-Lincoln  
*Regent Hawks excused himself from the meeting at 8:50 a.m.

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  
Jeffrey P. Gold, Chancellor, University of Nebraska Medical Center  
Douglas A. Kristensen, Chancellor, UNK  
Harvey S. Perlman, Chancellor, UNL  
David E. Lechner, Senior Vice President for Business and Finance | CFO  
Joel D. Pedersen, Vice President and General Counsel  
Ronnie D. Green, Vice President for Agriculture and Natural Resources

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 8:00 a.m. in the Board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska on March 21, 2014. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion  
Moved by Schroeder and seconded by Whitehouse to approve the minutes and ratify the actions of the regularly scheduled meeting on February 21, 2014.

Action  

Chairman Hawks announced the location of the Open Meetings Act in the board room.
IV. RECOGNITION OF PRESIDENT JAMES B. MILLIKEN

Regent Hawks made the following presentation:

The Regents Visionary Award is presented to an individual who has charted a new and innovative path for the University, advancing the original mission of the institution to serve the people of the state in ways that embrace the future, while respecting our heritage. The Board of Regents hereby presents the Regents Visionary Award to University of Nebraska President James B. Milliken, whose vision has resulted in numerous new achievements for the University to the benefit of the people of Nebraska.

Regent Schroeder presented the following resolution:

WHEREAS, James B. Milliken has served as president of the University of Nebraska since August 1, 2004; and

WHEREAS, During his tenure as President, James B. Milliken has provided outstanding leadership to the University, guiding the development of the Strategic Framework and providing insight and direction that helped the Board of Regents function effectively and in the best interests of the University and the State; and

WHEREAS, James B. Milliken has served the people of Nebraska with dedication and humility, making affordable access to a high quality education his highest priority, advocating for moderate tuition and increased student financial aid, championing the Collegebound Nebraska program and expanded distance education efforts, serving as a co-chair of the Nebraska P-16 Initiative, and encouraging young people to believe that a college education is within their reach; and

WHEREAS, James B. Milliken has been an effective and tireless advocate for the University of Nebraska, building beneficial relationships with the Governor and members of the Legislature that have helped to maintain a stable base of state support and to secure funding for initiatives that serve all of Nebraska, including Nebraska Innovation Campus and Building a Healthier Nebraska; and

WHEREAS, James B. Milliken was instrumental in the creation of important new initiatives that leverage the strengths the University to help address major challenges facing Nebraska and the world, including the Robert B. Daugherty Water for Food Institute, the Buffett Early Childhood Institute, the Rural Futures Institute, the Fred & Pamela Buffett Cancer Center and the National Strategic Research Institute; and

WHEREAS, James B. Milliken has served as President during a decade of record levels of funding for research in areas critical to Nebraska and the world, and growing enrollment which surpassed 50,000 in 2013, a 20-year high; and

WHEREAS, James B. Milliken has played a pivotal role in the University of Nebraska Foundation’s highly successful Campaign for Nebraska, which surpassed its initial goal and has now raised more than $1.5 billion to support University priorities including scholarships and faculty support; and

WHEREAS, James B. Milliken has built important and beneficial relationships with individuals, organizations, government agencies and academic institutions in China, Brazil, India, Turkey and other nations, elevating the profile of the University of Nebraska internationally and creating meaningful new and enriched opportunities for faculty and students; and

WHEREAS, James B. Milliken will leave the University of Nebraska on May 2, 2014, to become Chancellor of the City University of New York;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Regents expresses its deepest admiration, respect and thanks to James B. Milliken for his exemplary service as the sixth president of the University of Nebraska, bestows upon him the title of President Emeritus, and wishes J.B., Nana and their family continued success and happiness.

President Milliken addressed the Board expressing his appreciation for the recognition and the many opportunities afforded him during his tenure as President.
V. PUBLIC COMMENT

The following individuals spoke on the subject of the proposed Breslow Ice Center (Agenda item X-B-12):

1. Mr. Brian Reid
2. Mr. Steve Larrick [See the Documents file for a copy of the handout distributed by Mr. Larrick]
3. Nancy Harris

V.A. ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Hawks and seconded by Daub to approve item X-A-8

X-A-8 Approve James Linder, MD, as Interim President of the University of Nebraska; Approve Outside Employment and Board Director Memberships


Motion Moved by Whitehouse and seconded by Clare to approve item X-A-9

X-A-9 Approve the amendment of Board of Regents Policy RP-2.1.4 to establish one or more presidential search advisory committees

1. General Statement

Every reasonable effort shall be made to have the membership of the presidential search advisory committee(s) appointed pursuant to Section 2.1 of the Bylaws of the Board of Regents (the "Committee") representative of the State and the University.

2. Voting Members

The Board shall consider the following categories for composition of one or more presidential search advisory committees pursuant to Section 2.1 of the Bylaws:

a. Central University Administration

The Board shall select one (1) administrator from Central Administration to serve on the Committee.

b. Campus Administration

Each Chancellor shall nominate two (2) individuals, with the rank of Dean or above, to serve on the Committee. The Board shall select one (1) representative from each campus. At least one (1) of the four (4) representatives shall be a Chancellor.

b. Faculty

The Faculty Senate of each major administrative unit may nominate not less than two (2), nor more than four (4) faculty members to serve on
The Committee. The Board shall select one (1) of the faculty nominees from each major administrative unit.

cd. Students

The student government of each major administrative unit shall nominate two (2) students to serve on the Committee. The Board shall select one (1) of the student nominees.

de. University of Nebraska Foundation

The University of Nebraska Foundation shall nominate two (2) individuals to represent the Foundation on the Committee. The Board shall select one (1) of the Foundation nominees.

gf. General Public

Each elected Regent may nominate two (2) individuals at large to serve on the Committee, at least one (1) of whom shall be an alumnus of the University of Nebraska. The Board shall, after giving strong consideration to geographic representation of the entire State, select six (6) of the nominees to serve on the Committee.

3. Ex Officio Members

The Chairperson of the Board of Regents shall select a member of the Board to serve as an ex officio (nonvoting) member on the Committee.

4. Officers

Co-Chairpersons of the Committee: The Chairperson of the Board of Regents shall appoint one (1) of the six (6) representatives of the general public to serve as Co-Chairperson. The Board representative to the Committee shall serve as the second Co-Chairperson.

35. Responsibility of the Presidential Search Advisory Committee(s)

The Board shall determine the responsibilities for the presidential search advisory committee(s). Committee shall be charged with the responsibility of deliberately and thoughtfully reviewing all nominations and applications for the position of President of the University of Nebraska and forwarding to the Board of Regents not less than four (4) and no more than eight (8) candidates for consideration by the Board.


Motion Moved by Whitehouse and seconded by Clare to approve item X-A-10

Additional Item

X-A-10 Approve initial membership of the Presidential Search Outreach and Advisory Committee and the Presidential Search Screening and Selection Committee


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

X-A-1 Approval is requested to establish the Center for Reducing Health Disparities in the College of Public Health at the University of Nebraska Medical Center

Motion Moved by Daub and seconded by Savalia to approve item X-A-2

X-A-2 Approval is requested to reorganize the University of Nebraska Medical Center College of Nursing’s organizational structure that would eliminate the three departments in Omaha (Community-Based Health, Families and Health Systems, and Adult Health and Illness), and would replace them with a single division in Omaha

There was discussion


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

X-A-3 Approval is requested to dissolve the Center for Humanities, Ethics and Society in the College of Public Health at the University of Nebraska Medical Center


Motion Moved by Pillen and seconded by Phares to approve item X-A-4

X-A-4 Approval is requested to create an undergraduate certificate Equine Training Management within the Agriculture Production Systems Division at NCTA

There was discussion


Motion Moved by Pillen and seconded by Moxey to approve items X-A-5 and X-A-6

X-A-5 Approval is requested to create an undergraduate certificate Irrigation Technology within the Agriculture Production Systems Division at NCTA

X-A-6 Approval is requested to create an undergraduate certificate Laboratory Animal Care within the Veterinary Technology Division at NCTA

There was discussion


Motion Moved by Daub and seconded by Whitehouse to approve item X-A-7

X-A-7 Approval is requested to create a Bachelor of Science degree in Early Childhood and Family Advocacy in the Department of Family Studies and Interior Design in collaboration with the Early Childhood Program in the College of Education at UNK

There was discussion


Acting Chair Regent Howard Hawks excused himself from the meeting, and Regent Robert Phares, Vice-Chair, acted as Chair for the balance of the meeting.

VI. KUDOS

Regent Schafer presented a KUDOS award to Ruby Urban, assistant director of the Ag Research and Development Center and business manager of the Greater Nebraska Business Center at the University of Nebraska-Lincoln.

Regent Clare presented a KUDOS award to David Hartline, information technology manager in the College of Business Administration at the University of Nebraska-Lincoln.
Regent Savalia presented a KUDOS award to (Barbara) JoAnn Moseman, academic transfer coordinator for undergraduate programs at the University of Nebraska-Lincoln.

Regent Spangler presented a KUDOS award to Alan Wedige, campus architect at the University of Nebraska at Kearney.

Regent Reznicek presented a KUDOS award to Sherry Cherek, environmental toxicology program associate in the Department of Environmental, Agricultural & Occupational Health in the College of Public Health at the University of Nebraska Medical Center.

VII. RESOLUTIONS

Regent Daub presented the following resolution

WHEREAS, Regent Martha Spangler has served as the University of Nebraska at Omaha Student Regent and Student Body President during the 2013-2014 term.

WHEREAS, during her term, Regent Spangler critically analyzed every decision made by the Board of Regents, UNO administration, and Student Government of UNO in order to constantly improve the student experience; and,

WHEREAS, Regent Spangler thrives on her worldly experiences, utilizes them to think creatively and out of the box in order to create a student centered organization and institution as shown by her taking an active approach to restructure the organization; and,

WHEREAS, Regent Spangler never limited her time in the office and followed through on every opportunity presented to her, all while going above and beyond in her duties as chairperson of the executive council; and,

WHEREAS, Regent Spangler has gained the respect and admiration of UNO administration, faculty, staff, and students by giving countless hours to the growth of Student Government and all its members, and pushing herself and others around her to reach their full potential, thus proving her true leadership skills;

NOW, THEREFORE, BE IT RESOLVED, that Martha Spangler, the outgoing Student Body President and UNO Student Regent, be commended by the University of Nebraska Board Of Regents for her outstanding service and her constant dedication to the students of the University of Nebraska.

Regent Whitehouse presented the following resolution

WHEREAS, Eric Reznicek has worked to create collaborative relationships on Nebraska’s Lincoln Campus, between all Nebraska State campuses, and within the local community; and

WHEREAS, Regent Reznicek has worked towards broad committee expansion, including more students, and creating a stronger voice for students on campus through the rebranding of ASUN; and

WHEREAS, Regent Reznicek has fought for the protection of students through the careful examination of student fees, his administration’s work towards the revision of the student code of conduct, and his administration’s work towards an expanded Good Samaritan Policy through campus, local, and state legislation; and

WHEREAS, Regent Reznicek has worked towards the creation of a more inclusive campus environment through the creation of the What To Fix (W.T.F.) crowdsourcing initiative, and the campus-wide implementation of ASUN’s Create a Tradition of Care Campaign; and

WHEREAS, Regent Reznicek has worked to produce a strong transition process to which we can ensure a continued tradition of growth and prosperity at the University of Nebraska;
NOW, THEREFORE, BE IT RESOLVED that the University of Nebraska Board of Regents expresses sincere appreciation for Regent Eric Reznicek’s dedicated service and effective leadership as a member of the board, and wishes him well in all his future endeavors.

Regent Pillen presented the following resolution

WHEREAS, Moses Moxey has served with distinction as a member of the University of Nebraska Board of Regents and President of the Associated Students of the University of Nebraska at Kearney since March 2013; and

WHEREAS, Regent Moxey was the first international student ever to be elected by the student body as President of the UNK Associated Students, making his appointment and term in office historically significant for the campus; and

WHEREAS, as an international student, Regent Moxey brought diverse perspectives and ideas to his position, thereby contributing in dynamic ways to UNK’s community of cultures; and

WHEREAS, by creating new positions, filling previously unfilled positions, making funding available for future campaigns, and through administrative transparency and visibility, Regent Moxey encouraged and advanced Student Government accessibility and broadened its representation; and

WHEREAS, Regent Moxey promoted campus health and wellness through his work with the Peer Health Education Program and his support for UNK’s new Wellness Center; and

WHEREAS, Regent Moxey advocated on behalf of students, faculty, and staff for innovative and expanded campus I.D. card options, and was instrumental in revising and updating UNK’s Carillon Bell Tower musical selection; and

WHEREAS, by means of loyal, principled, and enthusiastic leadership, Regent Moxey brought honor to his position and to the University,

NOW, THEREFORE, BE IT RESOLVED, that the University of Nebraska Board of Regents expresses sincere appreciation for the outstanding service that Regent Moses Moxey has provided during his tenure in office and wishes him well in all his future endeavors.

Resolutions Adopted

There being no objection, the resolutions offered for the benefit of President Milliken, and Regents Spangler, Reznicek and Moxey were approved and adopted by the general consent of the Board

President Milliken introduced and welcomed Jeffrey P. Gold, MD, Chancellor of the University of Nebraska Medical Center

President Milliken recognized the outgoing Faculty Senate Presidents: Dr. Ken Trantham, University of Nebraska at Kearney; Dr. Rigoberto Guevara, University of Nebraska-Lincoln; Dr. Connie Miller, University of Nebraska Medical Center; and Dr. Meredith Bacon, University of Nebraska at Omaha.

VIII. HEARINGS

None

IX. UNIVERSITY CONSENT AGENDA

Motion

Moved by Schroeder and seconded by Clare to approve items IX-B-1, IX-B-2, and IX-B-3

B. BUSINESS AFFAIRS

IX-B-1 University of Nebraska-Lincoln

Authorize a lease renewal to provide office space for the University of Nebraska Press
IX-B-2 Approve the sole source purchase of a Zeiss ELYRA PS1 Super-resolution Microscope for UNMC Confocal Scanning Microscope Facility

IX-B-3 Approve the sole source purchase of a BD LSRFortress X50 for Cell Analysis Facility

Action


X. UNIVERSITY ADMINISTRATIVE AGENDA

B. BUSINESS AFFAIRS

Motion Moved by Schroeder and seconded by Daub to approve item X-B-1

University of Nebraska

X-B-1 Approve the acceptance of the single audit of the University of Nebraska

There was discussion

Action


Motion Moved by Pillen and seconded by Moxey to approve items X-B-2, X-B-3, and X-B-4

University of Nebraska Medical Center

X-B-2 Approve project budget to upgrade energy management and monitoring systems and install a new heating water system in the Central Utility Plant to serve the UNMC Campus

X-B-3 Approve the construction budget for the East Utilities Plant expansion and Electrical Distribution projects at the UNMC

X-B-4 Approve the Resolution relating to the Energy Management and Monitoring Systems and Central Utility Plant Upgrades Project at the University of Nebraska Medical Center (the Project) which (1) approves the issuance of not to exceed $6,203,312 principal amount of taxable Bonds, Taxable Series 2014B by the University of Nebraska Facilities Corporation (UNFC) pursuant to a Bond Resolution, and (2) authorizes the execution and delivery of a Continuing Disclosure Agreement, a Tax Compliance Agreement, an Inducement Letter and a Preliminary Official Statement in connection with the sale of such Bonds, (3) authorizes the sale of such Bonds at a negotiated sale or private placement pursuant to a Bond Purchase Agreement and authorizes the Senior Vice President | CFO to determine interest rates (not to exceed a true gross interest cost of 6% prior to any applicable federal subsidies), principal amounts, principal maturities and redemption provisions of such Bonds, and (4) approves the preparation and use of a final Official Statement

Action


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

X-B-5 Approve the lease of the CL Werner Cancer Hospital to the Nebraska Medical Center

There was discussion

Action


Motion Moved by Schroeder and seconded by Moxey to approve item X-B-6
X-B-6  Approve the Resolution relating to the Fred & Pamela Buffett Cancer Center Project at the University of Nebraska Medical Center which (1) approves the issuance of not to exceed $78,000,000 principal amount of UNMC Cancer Research Center Bonds by The University Nebraska Facilities Corporation pursuant to a Bond Resolution, and (2) authorizes the execution and delivery of a Financing Agreement, a Continuing Disclosure Undertaking, a Tax Compliance Agreement, an Inducement Letter, and a Preliminary Official Statement in connection with the sale of such Bonds, (3) authorizes the sale of such Bonds at a negotiated sale pursuant to a Bond Purchase Agreement and authorizes the Senior Vice President | CFO to determine interest rates (not to exceed a true interest cost of 4.00%), principal amounts, principal maturities and redemption provisions of such Bonds, and (4) approves the preparation and use of a final Official Statement.

There was discussion


Motion  Moved by Whitehouse and seconded by Savalia to approve item X-B-7

X-B-7  Approve the Resolution relating to the Fred & Pamela Buffett Cancer Center Project at the University of Nebraska Medical Center which (1) approves the issuance of not to exceed $42,500,000 principal amount of UNMC Cancer Center Bonds by The University Nebraska Facilities Corporation pursuant to a Bond Resolution, and (2) authorizes the execution and delivery of a Financing Agreement, a Continuing Disclosure Undertaking, a Tax Compliance Agreement, an Inducement Letter, and a Preliminary Official Statement in connection with the sale of such Bonds, (3) authorizes the sale of such Bonds at a negotiated sale pursuant to a Bond Purchase Agreement and authorizes the Senior Vice President | CFO to determine interest rates (not to exceed a true interest cost of 5.00%), principal amounts, principal maturities and redemption provisions of such Bonds, (4) approves the preparation and use of a final Official Statement, (5) approves the operation of portions of the Project by the Nebraska Medical Center (TNMC) pursuant to a Lease Agreement, and (6) approves the issuance of bonds pursuant to Section 147(f) of the Internal Revenue Code related to use of the facility by TNMC.

There was discussion


Motion  Moved by Schroeder and seconded by Moxey to approve items X-B-8, X-B-9, X-B-10, and X-B-11

University of Nebraska Medical Center

X-B-8  Approve the Fund B, University Program and Facilities Fee 2014-15 Allocation for the University of Nebraska Medical Center

University of Nebraska at Omaha

X-B-9  Approve the Fund B, University Program and Facilities Fees 2014-15 Allocation for the University of Nebraska Omaha

University of Nebraska at Kearney

X-B-10  Approve the Fund B, University Program and Facilities Fee 2014-15 Allocation for the University of Nebraska at Kearney

University of Nebraska-Lincoln

X-B-11  Approve the Fund B, University Program and Facilities Fees 2014-15 Allocation for the University of Nebraska-Lincoln
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There was discussion

**Action**


**Motion**

Moved by Clare and seconded by Moxey to approve item X-B-12

**University of Nebraska-Lincoln**

**X-B-12**

Approve the Program Statement and Budget for the Breslow Ice Center at the University of Nebraska-Lincoln

There was discussion

**Action**


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

**Additional Item**

Amendments to the Bylaws of the Board of Regents, Chapter II, Structure of the University, Section 2.1, Procedures for Selection of Senior Administrative Officers. This item is presented for information only and will be brought back to the Board for approval at its next meeting.

D. REPORTS

**X-D-1**

Quarterly Personnel Report

**X-D-2**

Spring Student Credit Hour and Summary Enrollment reports

**X-D-3**

Strategic Framework report: Workforce Development Opportunities and Academic Program Alignment [3-h-i & iii]

**X-D-4**

Strategic Framework report: Entrepreneurship [5-d]

**X-D-5**

 Expedited Approval of the Graduate Certificate in Quilt Studies in the Department of Textiles, Merchandising and Fashion Design in the College of Education and Human Sciences at the University of Nebraska-Lincoln

**X-D-6**

Annual Status of Fire Safety and Protection Report

**X-D-7**

Report of Project Review Board Pool

**X-D-8**


**X-D-9**

Quarterly Report of Capital Project Exceeding $5 Million

**X-D-10**

Quarterly Report of Gifts, Grants, Contracts and Bequests

**X-D-11**

Bids and Contracts
X-D-12 Naming of area in Mammel Hall at University of Nebraska at Omaha

X-D-13 Naming areas in the Community Engagement Center at University of Nebraska at Omaha

X-D-14 Naming the area in the offices of the University General Counsel the “Richard R. Wood Law Library” in memory and honor of Richard R. Wood

X-D-15 University of Nebraska at Kearney Report of a Comprehensive Evaluation Visit

Acting Chairman Phares accepted the reports on behalf of the Board

XI. ADDITIONAL BUSINESS

Closed Session

Motion

Moved by Whitehouse and seconded by Schroeder 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) Personnel matters involving members of the University staff; and
(b) Discussion regarding the terms and conditions of a proposed private gift for the benefit of the University.

Acting Chairman Phares declared that the closed session would be strictly limited to a discussion of:

(a) Personnel matters involving members of the University staff; and
(b) Discussion regarding the terms and conditions of a proposed private gift for the benefit of the University.

Action


The Board went into closed session at 10:00 a.m. The Board reconvened the open meeting at 10:57 a.m.

ADJOURNMENT

There being no further business, the meeting was adjourned by Acting Chairman Phares at 10:58 a.m.

Respectfully submitted,

________________________________________
Carmen K. Maurer
Corporation Secretary

________________________________________
Robert A. Phares
Acting Chairman of the Board