

November 9, 2007

Lincoln, Nebraska
November 9, 2007

The Board of Regents of the University of Nebraska met on November 9, 2007, at 1:00 p.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska, in 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. Section 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 October 29, 2007.

Regents present:

Randolph M. Ferlic
Chuck Hassebrook, Vice Chairman
Howard Hawks
Jim McClurg
Bob Phares
Kent Schroeder
Bob Whitehouse
Charles S. Wilson, Chairman
Amber Lewis
Jonathan Henning
David Solheim
Alexander Williams

Regent Schroeder arrived at the meeting at approximately 2:17 p.m.

University officials present:

James B. Milliken, President
Linda R. Pratt, Executive Vice President and Provost
John Christensen, Chancellor, UNO
Harold Maurer, Chancellor, UNMC
Douglas A. Kristensen, Chancellor, UNK
Harvey Perlman, Chancellor, UNL
John Owens, Vice President for Agriculture and Natural Resources
Donal J. Burns, Associate Executive Vice President and Provost and Corporation Secretary
David Lechner, Vice President for Business and Finance
Richard R. Wood, Vice President and General Counsel
Peter G. Kotsiopoulos, Vice President for University Affairs

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 1:00 p.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska on November 9, 2007. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Ferlic and seconded by McClurg to approve the minutes and ratify the actions of the regularly scheduled meeting of September 6, 2007.

Action Student Opinion: Voting Aye: Henning, Solheim, Williams and Lewis. Voting Aye: Hassebrook, McClurg, Phares, Whitehouse, and Wilson. Not present: Schroeder. Motion carried.

November 9, 2007

Regent Wilson announced the location of the Open Meetings Act in the Board room.

IV.

KUDOS AND RESOLUTIONS

Regent Phares presented a KUDOS award to David Fitzgibbon, Manager of Broadcast Services in the Communications Department at the University of Nebraska-Lincoln.

Regent Lewis presented a KUDOS award to Dee A. Goedert, head of Access Services at C. T. Ryan Library at the University of Nebraska at Kearney.

Regent Williams presented a KUDOS award to Carol Rose, Staff Assistant in the College of Business Administration at the University of Nebraska at Omaha.

Regent Hawks presented a KUDOS award to Pat Jones, the Low Vision Assistant Coordinator for Ophthalmology and Visual Sciences at the University of Nebraska Medical Center.

Resolutions

Regent Whitehouse presented the following Resolution:

Whereas, Alexander C. Williams has served with merit as a member of the University of Nebraska Board of Regents and President of the Student Government Association of the University of Nebraska-Omaha since January 2007; and

Whereas, Regent Williams has demonstrated the utmost professionalism and integrity in presenting the views of UNO students to fellow board members, University administrators and community leaders across the state; and

Whereas, Regent Williams has transformed the role of the Student Body President Regent through his endless work with UNO administration in seeking to better represent the voice of the UNO student body; and

Whereas, under Regent Williams' direction, the USA Today Collegiate Readership Program has been brought to the UNO campus to ensure thousands of students are better informed of the world around them; and

Whereas, under Regent Williams' leadership, the Student Government Association (SGA-UNO) created the Gender and Sexual Orientation Agency to better serve UNO's lesbian, gay, bisexual, transgendered, questioning, interested, and allied students; and

Whereas, Regent Williams has led an initiative to secure funding for the addition of a Maverick Television network to be placed around campus in an effort to inform the student body of campus events and athletic competitions; and

Whereas, Regent Williams has been a voice of distinction in the planning and development of the UNO campus, particularly on the Pacific Street and South of Center Campuses while providing keen insight toward the expansion of the Aksarben Village area; and

Whereas, Regent Williams has instilled in the SGA-UNO, and the student body, a new vision, a more pronounced direction, a greater sense of representation and the assiduous embodiment of leadership in every facet.

Now, therefore, be it resolved, that the University of Nebraska Board of Regents expresses sincere appreciation for Regent Alexander Williams' enthusiastic service and effective leadership as a member of the board and wishes him well in all his future endeavors.

Regent McClurg presented the following Resolution:

Whereas, Jonathan Henning has served as a member of the University of Nebraska Board of Regents and as President of the University of Nebraska Medical Center Student Senate since January 2007; and

November 9, 2007

Whereas, Regent Henning has taken an active and positive role in Board of Regents meetings and events across the state, and, as a member of the Executive Committee, made significant changes to the student health insurance plan, including the addition of a dental plan; and

Whereas, Regent Henning was actively involved in the University's biennial budget request, testifying before the Legislature's Appropriation Committee, meeting personally with Gov. Heineman, co-writing an op-ed piece that appeared in the Lincoln Journal Star, and organizing a student campaign of writing letters and e-mails on the subject; and

Whereas, Regent Henning testified before the Nebraska Judiciary Committee in favor of the advancement of science in our state; and

Whereas, Regent Henning worked closely with the City of Omaha to initiate a recycling pick-up site for student at UNMC, and helped develop the UNMC Center for Healthy Living survey as well as the initial planning of renovations to said facility; and

Whereas, Regent Henning serves on the search committee for a new University of Nebraska general counsel.

Now, therefore, be it resolved, that the University of Nebraska Board of Regents expresses its sincere appreciation for the contributions and dedicated service of Regent Jonathan Henning during his term on the Board and wishes him well in all of his future endeavors.

Regent Wilson recognized Richard Wood, University of Nebraska General Counsel:

The Board of Regents of the University of Nebraska extends to Richard R. Wood our deepest respect and appreciation for nearly 30 years of service as vice president and general counsel of the University of Nebraska.

Dick Wood is a man of unquestioned integrity. He has earned the admiration and respect of his colleagues in Varner Hall and across the university for his knowledge of the law, his keen legal judgment and his passionate and principled representation of his client. He has built and led a legal department that has dealt effectively with diverse and often difficult legal issues, and has served as a trusted advisor to four presidents.

Dick is also highly regarded within his profession; his peers recognize his outstanding legal mind, his unfailing commitment to ethical behavior and his respect for the legal system.

Dick is also loved by his friends. He is quick to laugh, his door is always open, and he is a friend and mentor to many.

The Board of Regents extends to Dick Wood our gratitude for his leadership and his service, and our best wishes for a long and happy retirement.

Gordon Todd, Faculty Senate President, presented the following recognition on behalf of the UNMC College of Dentistry:

The UNMC Faculty Senate at the November 5, 2007 meeting unanimously approved a Resolution to recognize the recent accomplishments of the College of Dentistry. The College just received the highest score of all the dental schools in the country on their National Board Exam. This is no small accomplishment. The Dental Hygiene Class also ranked No. 1 on their National Board Exam among the 256 programs across the country. For 10 years the College has had the highest incoming grade point average for their first year class in the country. On the basis of full-time equivalent faculty, the College of Dentistry ranks 9th in the country in NIH-funded research. The faculty also find time for extensive outreach programs to the needy and under served across the state.

On behalf of the UNMC Faculty Senate, Dr. Todd thanked the Board for the opportunity to recognize the recent academic, research and outreach efforts of the College of Dentistry.

November 9, 2007

V. HEARINGS

None

VI. PUBLIC COMMENT

Kyle Jackson spoke to the Regents regarding agenda item IX-B-9, Approve the Campus Recreation installation of synthetic turf at Mabel Lee Recreation Fields at the University of Nebraska-Lincoln.

VII. STRATEGIC ISSUE

A. North Carolina Research and Development Campuses

Chairman Wilson and President Milliken provided an overview of the recent trip eight Regents made to North Carolina to visit two university research park campuses at North Carolina State University and the University of North Carolina at Chapel Hill. Regents Hassebrook and McClurg provided additional commentary.

B. Student Information System

Dr. David Crouse, Associate Vice Chancellor for Academic Affairs at the University of Nebraska Medical Center, made a presentation on the Student Information System steering committee and its findings and recommendation. There was discussion.

Regent Phares reported on the October 19, 2007 meeting of the Business Affairs Committee and reported that the Committee recommended approval of UNL item IX-B-1, the program statement and budget for the Ashfall Fossil Beds Excavation Building, and UNMC item IX-B-12, the program statement and budget for the construction of a new Geriatric Center building.

Regent Ferlic reported on the November 8, 2007 meeting of the Audit Committee.

VIII. UNIVERSITY CONSENT AGENDA

Motion Moved by Hawks and seconded by McClurg to approve item VIII-B-1

A. ACADEMIC AFFAIRS

None

B. BUSINESS AFFAIRS

Central Administration

VIII-B-1 Approve the acceptance of certain audited financial statements of the University of Nebraska and related entities

Action Student Opinion: Voting Aye: Solheim, Williams, Lewis, and Henning. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, and Hassebrook. Motion carried.

IX. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Schroeder and seconded by Phares to approve items IX-A-1 and IX-A 2

IX-A-1 Approve the (1) name change from the Center for Environmental Toxicology to the Center for Environmental Health and Toxicology and (2) reporting structure from UNL and UNMC administrations to the Dean of the College of Public Health at the University of Nebraska Medical Center

November 9, 2007

IX-A-2 Approve the proposed graduate program name change of the Toxicology Graduate Program to the Environmental Health, Occupational Health and Toxicology Graduate Program at the University of Nebraska Medical Center

There was discussion

Action Student Opinion: Voting Aye: Williams, Lewis, Henning, and Solheim. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, and Hawks. Motion carried.

Motion Moved by Hawks and seconded by Phares to approve item IX-A-3

IX-A-3 Approve five departments in the College of Public Health at the University of Nebraska Medical Center: (1) Biostatistics, (2) Environmental, Agricultural and Occupational Health, (3) Epidemiology, (4) Health Services Research and Administration, and (5) Health Promotion, Social, and Behavioral Health

Action Student Opinion: Voting Aye: Lewis, Henning, Solheim, and Williams. Voting Aye: Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, and McClurg. Motion carried.

Motion Moved by Ferlic and seconded by Schroeder to approve item IX-A-4

IX-A-4 Approve the request to establish the Center for Clinical and Translational Research at the University of Nebraska Medical Center

There was discussion

Action Student Opinion: Voting Aye: Henning, Solheim, Williams, and Lewis. Voting Aye: Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, and McClurg, and Phares. Motion carried.

Motion Moved by McClurg and seconded by Hassebrook to approve item IX-A-5

IX-A-5 Approve the creation of a new degree for the Master of Science with a major in Architectural Engineering at the University of Nebraska-Lincoln

Action Student Opinion: Voting Aye: Solheim, Williams, Lewis, and Henning. Voting Aye: Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Motion carried

B. BUSINESS AFFAIRS

University of Nebraska Central Administration

Motion Moved by Williams and seconded by McClurg to approve item IX-B-1

IX-B-1 Approve the University of Nebraska entering into an engagement with the State of Nebraska for the purpose of conducting a quality review of the project management process that will be used to implement a new retirement information system for the Nebraska Public Employees Retirement System (NPERS)

There was discussion

Action Student Opinion: Voting Aye: Williams, Lewis, Henning, and Solheim. Voting Aye: Wilson, Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder and Whitehouse. Motion carried.

Motion Moved by McClurg and seconded by Lewis to approve item IX-B-2

IX-B-2 Approve the agreement for fiber leases

There was discussion

Action Student Opinion: Voting Aye: Lewis, Henning, Solheim, and Williams. Voting Aye: Ferlic, Hassebrook, Hawks McClurg, Phares, Schroeder, Whitehouse, and Wilson. Motion carried.

November 9, 2007

- Motion Moved by Williams and seconded by Lewis to approve item IX-B-3
- IX-B-3 Approve submission of a budget deficit request to the State of Nebraska
- Action Student Opinion: Voting Aye: Henning, Solheim, Williams, and Lewis. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, and Ferlic. Motion carried.
- University of Nebraska-Lincoln
- Motion Moved by McClurg and seconded by Phares to approve item IX-B-4
- IX-B-4 Approve the Program Statement and Budget for the Ashfall Fossil Beds Excavation Building at the University of Nebraska-Lincoln, and naming the building the “Hubbard Family Foundation Rhino Barn”
- Action Student Opinion: Voting Aye: Solheim, Williams, Lewis, and Henning. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, and Hassebrook. Motion carried.
- Motion Moved by Schroeder and seconded by McClurg to approve items IX-B-5, IX-B-6, and IX-B-7
- IX-B-5 Approve the Resolution (1) adopting a Supplemental Resolution authorizing the issuance of not to exceed \$7,000,000 aggregate principal amount of UNL Student Fees and Facilities Revenue Bonds, Series 2008, (2) authorizing the execution and delivery of a Supplemental Master Indenture and the related Master Note, (3) authorizing the negotiated sale of such Revenue Bonds, approving the Bond Purchase Agreement, the Preliminary Official Statement and related documents, and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed an average of 5.25%), principal amounts, principal maturities and redemption provisions of such Revenue Bonds, and (4) approving the preparation and use of a Final Official Statement (Financing of the Gaughan Multicultural Center at the University of Nebraska - Lincoln)
- IX-B-6 Approve the Resolution to authorize transfer and expenditure of up to \$2,572,396 for capital improvements for the Nebraska Unions, University Health Center and University Housing facilities from the Student Fees and Facilities Revenue bond funds at the University of Nebraska-Lincoln
- IX-B-7 Approve the Resolution to authorize the expenditure of up to \$795,000 from the Surplus Fund of the UNL Parking Revenue Bonds to improve certain property and equipment
- There was discussion
- Action Student Opinion: Voting Aye: Williams, Lewis, Henning, and Solheim. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, and Hawks. Motion carried.
- Motion Moved by Hawks and seconded by McClurg to approve items IX-B-8 and IX-B-10
- IX-B-8 Amended Approve the project budget for replacement of the heating, ventilation and air conditioning (HVAC) system, installation of a fire suppression system, and fire-life safety code upgrades to the Kiesselbach Crops Research Laboratory at the University of Nebraska-Lincoln
- IX-B-10 Approve the Nebraska Hall Window Replacement Project Phase II at the University of Nebraska-Lincoln
- There was discussion.
- Action Student Opinion: Voting Aye: Lewis, Henning, Solheim, and Williams. Voting Aye: Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, and McClurg. Motion carried.
- Motion Moved by McClurg and seconded by Schroeder to approve item IX-B-9

November 9, 2007

- IX-B-9 Approve the Campus Recreation installation of synthetic turf at Mabel Lee Recreation Fields at the University of Nebraska-Lincoln
- There was discussion
- Action Student Opinion: Voting Aye: Henning, Solheim, Williams, and Lewis. Voting Aye: Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, and McClurg, and Phares. Motion carried.
- Motion Moved by McClurg and seconded by Lewis to approved item IX-B-11
- IX-B-11 Approve an increase of \$3,900,000 in the project budget, approve change orders for process piping design and additional clean room equipment, and authorize lowest responsible bidder procurement for the process piping compounds for the Othmer Hall-Finishing of Basement and First Floor Shell Space at the University of Nebraska-Lincoln
- There was discussion
- Action Student Opinion: Voting Aye: Solheim, Williams, Lewis, and Henning. Voting Aye: Whitehouse, Wilson, Ferlic, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Motion carried
- University of Nebraska Medical Center
- Motion Moved by McClurg and seconded by Phares to approve item IX-B-12
- IX-B-12 Approve the program statement and budget for the construction of a new Geriatric Center building on the campus of the University of Nebraska Medical Center
- Action Student Opinion: Voting Aye: Williams, Lewis, Henning, and Solheim. Voting Aye: Wilson, Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder and Whitehouse. Motion carried.
- Motion Moved by McClurg and seconded by Whitehouse to approve items IX-B-13 and IX-B-14
- IX-B-13 Approve the Resolution for the RCE II Project which (1) approves the issuance of not to exceed \$25,500,000 principal amount of Revenue Bonds, Series 2007 (UNMC Research Center Bonds, Series 2007) by The University Nebraska Facilities Corporation pursuant to a Trust Indenture, 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 Series 2007 Bonds, (3) authorizes the sale of such Series 2007 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 4.75%), principal amounts, principal maturities and redemption provisions of such Series 2007 Bonds, and (4) approves the preparation and use of a final Official Statement
- IX-B-14 Approve a budget increase in the amount of \$2,487,000 and construction change order in an amount not to exceed \$1,935,822 to provide for the construction of additional laboratory animal housing in the UNMC Research Center of Excellence II building
- There was discussion
- Action Student Opinion: Voting Aye: Lewis, Henning, Solheim, and Williams. Voting Aye: Ferlic, Hassebrook, Hawks McClurg, Phares, Schroeder, Whitehouse, and Wilson. Motion carried.
- Motion Moved by Hawks and seconded by Lewis to approve item IX-B-15
- IX-B-15 Approve a budget increase for the cGMP Transplant Production Facility project at UNMC
- Action Student Opinion: Voting Aye: Henning, Solheim, Williams, and Lewis. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, and Ferlic. Motion carried.

November 9, 2007

C. FOR INFORMATION ONLY

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

D. REPORTS

- IX-D-1 Fall 2007 Headcount and Semester Credit Hour report
- IX-D-2 Annual report on Leaves of Absences approved during the period July 1, 2006 - June 30, 2007
- IX-D-3 Quarterly Personnel Report for the period July - September 2007
- IX-D-4 Report on the Othmer-Topp Endowment Fund, second priority uses, for the fiscal year ended June 30, 2007
- IX-D-5 Purchase of real property located at 3901 Dewey Avenue, Omaha, Nebraska, by the University of Nebraska Medical Center
- IX-D-6 Schematic Design Report for the Criss Library Phase II Renovation at the University of Nebraska at Omaha
- IX-D-7 Design Development Report for the Student Housing project at the University of Nebraska at Omaha
- IX-D-8 Design Development Report for the Parking Structure project at the University of Nebraska at Omaha
- IX-D-9 Report of Bids and Contracts
- IX-D-10 Gifts, Grants, Contracts and Bequests for the period July 1 through September 30, 2007
- IX-D-11 Quarterly Status Report of Six-Year Capital Plan and Capital Construction Report

Chairman Wilson accepted the reports.

X. ADDITIONAL BUSINESS

Closed Session

Motion Moved by Solheim and seconded by McClurg that the Board go into closed session as authorized by Section 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 subjects:

- (a) Matters relating to University personnel;
- (b) Consideration of the award of honorary degrees; and
- (c) A proposed private gift to the University of Nebraska Foundation for the benefit of the University.

Action Student Opinion: Voting Aye: Solheim, Williams, Lewis, and Henning. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, and Hassebrook. Motion carried.

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

- (a) Matters relating to University personnel;
- (b) Consideration of the award of honorary degrees; and
- (c) A proposed private gift to the University of Nebraska Foundation for the benefit of the University.

November 9, 2007

The Board went into closed session at 3:30 p.m. and reconvened the open meeting at 4:12 p.m.

Motion Moved by Henning and seconded by McClurg to approve item IX-A-6.

IX-A-6 Approve the Award of Honorary Degrees

Action Student Opinion: Voting Aye: Williams, Lewis, Henning, and Solheim. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Wilson, Ferlic, Hassebrook, and Hawks. Motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned at 4:13 p.m.

Respectfully submitted,

Donal J. Burns
Corporation Secretary

Charles S. Wilson
Chairman of the Board