

December 8, 2001

Lincoln, Nebraska
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The Board of Regents of the University of Nebraska met on December 8, 2001 at 8:30 a.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, Daily Nebraskan, The Gateway, The Antelope, Kearney Hub and Omaha World Herald on November 26, 2001.

Regents present:

Don S. Blank
Randolph M. Ferlic
Nathan Fuerst
Chuck Hasebrook
Drew Miller
Nancy L. O'Brien
Mallory Prucha
Ryan Samuelson
Kent Schroeder, Vice Chair
Brock Wentz
Charles S. Wilson, Chair

University officials present:

L. Dennis Smith, President
Lee B. Jones, Executive Vice President and Provost
Nancy Belck, Chancellor, UNO
Harold Maurer, Chancellor, UNMC
Gladys S. Johnston, Chancellor, UNK
Harvey S. Perlman, Chancellor, UNL, by conference phone for a portion of the meeting
John Owens, Vice President and Vice Chancellor for Agriculture and Natural Resources
Kim M. Robak, Vice President for External Affairs and Corporation Secretary
David Lechner, Vice President for Business and Finance
Richard R. Wood, Vice President and General Counsel

I. **CALL TO ORDER**

II. **ROLL CALL**

The Board convened at 8:30 a.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska, Saturday, December 8, 2001. Attendance is indicated above. Regent Matzke was absent.

III. **APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS**

Motion Moved by O'Brien and seconded by Samuelson to approve the minutes and ratify the actions of the regularly scheduled meeting of October 19, 2001.

December 8, 2001

Action Student Opinion: Aye: Prucha, Samuelson, Wentz, and Fuerst. Voting Aye: Ferlic, Hassebrook, Miller, O'Brien, Schroeder, Wilson, and Blank. Voting Nay: None. Absent: Matzke. Motion carried.

Chairman Wilson introduced and welcomed University of Nebraska Medical Center Student Regent Brock Wentz to the Board, who attended the meeting in Regent Winterboer's absence. Wilson also introduced newly appointed Regent, Dr. Jim McClurg, who will replace Regent Matzke in early 2002.

IV. **KUDOS**

Regent Ferlic presented a KUDOS award to Mike McGlade, Administrative Director of the Department of Internal Medicine at the University of Nebraska Medical Center.

Regent Fuerst presented a KUDOS award to Roxann Pierce, Office Coordinator for the Department of Oncology/Hematology at the University of Nebraska Medical Center.

Regent Samuelson presented a KUDOS award to Charles McGraw, Director of Computer Services for the College of Business & Technology at the University of Nebraska at Kearney.

Regent Hassebrook presented a KUDOS award to Kristie Mosher, Staff Secretary in the Department of Physics at the University of Nebraska at Kearney.

Regent Schroeder presented a KUDOS award to John Falconer, Director of the Office of Sponsored Programs at the University of Nebraska at Kearney.

RESOLUTIONS

Regent O'Brien presented the following Resolution:

WHEREAS, Mallory Prucha has effectively represented the constituents of the University of Nebraska at Omaha during her service on the Board of Regents; and

WHEREAS, Regent Prucha has worked to improve the constitution and bylaws of the UNO student government; and

WHEREAS, Regent Prucha has provided leadership to improve the responsiveness of UNO student government and its communications with the student newspaper, The Gateway; and

WHEREAS, Regent Prucha has been honored with several awards, among them the UNO Student Senate Award for Academic Achievement and the Outstanding Achievement Award from the National Association for Student Government; and

WHEREAS, Regent Prucha has been an active participant in student organizations, including the UNO Ambassador Program, the Fine Arts Student Theater Organization, and Shakespeare on the Green; and

WHEREAS, Regent Prucha has won the respect and admiration of students, faculty, and staff as a positive role model;

NOW, THEREFORE, BE IT RESOLVED, that the University of Nebraska Board of Regents thanks Mallory Prucha for her outstanding service as a regent, congratulates her for her many accomplishments, and wishes her well in all future endeavors.

December 8, 2001

Motion Moved by O'Brien and seconded by Samuelson to adopt the preceding Resolution by Acclamation.

Action The Board approved the Resolution by Acclamation.

Regent Prucha thanked the Board for the Resolution and stated it has been an honor to serve with them.

Regent Blank presented the following Resolution:

WHEREAS, R. Jean McAllister will retire effective December 21, 2001, after serving for nearly 43 years on the staff of the University of Nebraska; and

WHEREAS, Jean has served as executive assistant to three presidents of the university, Ronald W. Roskens, Martin A. Massengale, and L. Dennis Smith; and

WHEREAS, prior to joining the staff of the Office of the President, Jean was executive assistant to the pioneering general manager of Nebraska Educational Television, Jack McBride; and

WHEREAS, throughout her career at Varner Hall, Jean has dealt on a day-to-day basis with elected officials, foreign diplomats, chief executives of major businesses, and university faculty members, as well as news media, students, and members of the public; and

WHEREAS, in all of these relationships, Jean has invariably demonstrated a finely-honed sense of protocol, diplomacy, and tact; and

WHEREAS, in her work on behalf of the president of the university Jean has consistently exhibited the highest order of efficiency, effectiveness, and good humor;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Regents of the University of Nebraska congratulates R. Jean McAllister on her distinguished career, thanks her for her devoted service to the university, and wishes her the best of good fortune in all of her future endeavors.

Motion Moved by Blank and seconded by O'Brien to adopt the preceding Resolution by Acclamation.

Action The Board approved the Resolution by Acclamation.

Jean McAllister thanked the Board for the Resolution. McAllister also thanked everyone she has worked with over the years, as it has been a rewarding job. She especially wanted to thank all three Presidents she worked with.

Chancellor Perlman joined the meeting by phone.

V. STRATEGIC OR POLICY ISSUE

Regent Wilson introduced the topic of Quality Outcomes and Quality Improvement Strategies with specific regard to the University of Nebraska Medical Center and the University of Nebraska-Lincoln. Chancellor Harold M. Maurer, University of Nebraska Medical Center, and Senior Vice Chancellor Richard Edwards, University of Nebraska-Lincoln, spoke to the Board. Maurer and Edwards made PowerPoint presentations on the

December 8, 2001

campuses' vision, quality strategic goals, quality indicator assessments, and future quality improvements within the respective vision of each campus. (See documents file for PowerPoint presentations.)

Discussion was held.

Chairman Wilson thanked Maurer and Edwards for the excellent report given and for all the information. Wilson announced that this was the last part of a three-part issue on quality. The question of "how do we achieve quality" is the on-going question. We have quality measures and goals to achieve, but this subject needs to be brought back before the Board to review the progress of our goals.

The Board recessed at 10:20 a.m. and reconvened at 10:28 a.m.

VI. HEARINGS

None.

VII. PUBLIC COMMENT

None.

VIII. COMMITTEE REPORTS

General Affairs

Chairman Wilson reported that the committee met on Friday and was updated and held a discussion of the topic of the Rural Initiative.

Academic Affairs

Chairman Wilson reported that the committee met on Friday and discussed the topics of Engagement with Community and Legacy Students. Wilson stated that Regent Schroeder will bring a revised proposal on Legacy Students to the Board at a later time.

IX. UNIVERSITY CONSENT AGENDA

President Smith made a presentation to the Board regarding budget cuts for 2001-2003. Information was provided on specific campus cuts for 2001-2002. Budget cut proposals for the year 2002-2003 will come in the future with each campus sharing a portion of the cuts. President Smith stated that proposals for the cuts from each campus will be compiled around February, and the revised budget will be brought before the Board at the April meeting. (See documents file for PowerPoint presentation.)

Discussion was held.

President Smith announced that item IX-B-4 was pulled from the agenda and will not be voted on.

Regent Miller asked that items IX-B-1 and IX-B-2 be pulled off the Consent Agenda and voted on separately. The items were voted on under Administrative Agenda.

Motion Moved by Miller and seconded by Samuelson to approve items IX-A-1, IX-A-2, IX-A-3, IX-B-3, IX-B-5, IX-B-6, IX-B-7, IX-B-8, and IX-B-9.

December 8, 2001

A. ACADEMIC

IX-A-1 President's Personnel Recommendations.

University of Nebraska-Lincoln

Adjustment

William E. Splinter, Interim Dean (Special), College of Engineering and Technology, Professor Emeritus (Special), Biological Systems Engineering; appoint as Interim Dean College of Engineering and Technology effective 11/12/01, \$179,355 FY (includes \$3,600 FY administrative stipend), 1.00 FTE.

Leaves of Absence

Cecil Blake, Associate Professor (Continuous), Communication Studies; extension of leave without pay for an additional semester effective 01/02/02 to 05/17/02, \$67,471 AY current salary, 1.00 FTE.

Thomas G. Franti, Associate Professor (Continuous), Biological Systems Engineering; Faculty Development Fellowship with full pay effective 01/02/02 to 07/02/02, \$75,691 FY current salary, 1.00 FTE.

Roch E. Gaussoin, Associate Professor (Continuous), Agronomy and Horticulture; Faculty Development Fellowship with full pay effective 03/01/02 to 08/31/02, \$83,730 FY current salary, 1.00 FTE.

University of Nebraska at Omaha

Adjustment

Derek J. Hodgson, Vice Chancellor (Special), Academic Affairs and Dean (Special), Graduate Studies; Professor (Continuous) Chemistry effective 12/10/01, \$159,200 (includes \$5,000 administrative stipend), 1.00 FTE. Add title of Dean.

Leaves of Absence

William Blizek, Professor (Continuous), Philosophy/Religion; One quarter time leave of absence without pay, effective 01/02/02 to 05/17/02, \$67,813 AY, current salary, 1.0 FTE.

Angela Valle, Professor (Continuous), Foreign Languages; Half time leave of absence without pay, effective 01/02/02 to 05/17/02, \$60,780 AY, current salary, 1.0 FTE.

IX-A-2 Approve the requests for outside employment at the University of Nebraska-Lincoln for Sang M. Lee and Fred Luthans.

IX-A-3 Approval the request for outside employment at the University of Nebraska Medical Center for Jeanne M. Bentz, MSN.

B. BUSINESS

Central Administration

IX-B-1 See below under Administrative Agenda.

IX-B-2 See below under Administrative Agenda.

December 8, 2001

IX-B-3 Approve Regents' Policy 1.7.1 relating to the custodian of Regents' records and Regents' Policy 1.7.2 relating to disposition and/or preservation of Regents' records.

University of Nebraska-Lincoln

IX-B-5 Approve the budget for the Panhandle Research and Extension Center Elliot Building roof replacement project.

IX-B-6 Authorize the Vice Chancellor for Business & Finance and the Director of Athletics of the University of Nebraska-Lincoln to complete negotiations and authorize the President of the University to approve a contract for a post season football game.

University of Nebraska Medical Center

IX-B-7 Approve the purchase agreement for the Purchase of Real Estate located at 4224 Leavenworth Street, Omaha, Nebraska.

University of Nebraska at Omaha

IX-B-8 Approve the purchase and installation of a replacement chiller for the UNO Central Utility Plant from Natkin Service in the amount of \$683,900.

Nebraska College of Technical Agriculture

IX-B-9 Approve the Contract for the Purchase of Real Estate located in Frontier County, Nebraska.

Discussion was held.

Action Student Opinion: Aye: Samuelson, Wentz, Fuerst, and Prucha. Voting Aye: Hassebrook, Miller, O'Brien, Schroeder, Wilson, Blank, and Ferlic. Voting Nay: None. Absent: Matzke. Motion carried.

X. **UNIVERSITY ADMINISTRATIVE AGENDA**

A. ACADEMIC

None.

B. BUSINESS

Central Administration

Motion Moved by Miller and seconded by O'Brien to approve IX-B-1.

IX-B-1 Authorize the issuance and sale of Revenue Bonds, Series 2001, in an amount not to exceed \$23,000,000, by Nebraska Utility Corporation (NUCorp) at a public sale or a negotiated sale and at rates as determined by its Board of Directors, and authorize the execution of an Energy & Utility Service Agreement by the Vice President for Business and Finance.

Discussion was held.

Action Student Opinion: Aye: Went, Fuerst, Prucha, and Samuelson. Voting Aye: Miller, O'Brien, Schroeder, Wilson, Blank, Ferlic, and Hassebrook. Voting Nay: None. Absent: Matzke. Motion carried.

December 8, 2001

- Motion Moved by Schroeder and seconded by Prucha to approve IX-B-2.
- IX-B-2 Authorize the transfer of the shares of common stock of UNeMed Corporation owned by the University of Nebraska to the Nebraska Technology Development Corporation or any successor corporation thereof.
- Discussion was held.
- Action Student Opinion: Aye: Fuerst, Prucha, Samuelson, and Wentz. Voting Aye: Miller, O'Brien, Schroeder, Wilson, Blank, Ferlic, and Hassebrook. Voting Nay: None. Absent: Matzke. Motion carried.

Central Administration

- Motion Moved by Miller and seconded by O'Brien to approve items X-B-1 and X-B-2.
- X-B-1 Approve the purchase of computing capacity utilizing the Master Lease Program
- X-B-2 Approve the extension of the University's license agreement with SAP and approve financing through the Master Lease Program.
- Action Student Opinion: Aye: Prucha, Samuelson, Wentz, and Fuerst. Voting Aye: O'Brien, Schroeder, Wilson, Blank, Ferlic, Hassebrook, and Miller. Voting Nay: None. Absent: Matzke. Motion carried.

University of Nebraska Medical Center

- Motion Moved by Ferlic and seconded by Prucha to approve items X-B-3.
- X-B-3 Approve the Program Statement and Budget for the renovation of research laboratories and laboratory support space in the 4230 Building on the UNMC campus in Omaha.
- Discussion was held.
- Action Student Opinion: Aye: Samuelson, Wentz, Fuerst, and Prucha. Voting Aye: Schroeder, Wilson, Blank, Ferlic, Hassebrook, Miller, and O'Brien. Voting Nay: None. Absent: Matzke. Motion carried.

Additional Item – Central Administration

- Motion Moved by Blank and seconded by Prucha to approve items X-B-4.
- X-B-4 Approve the budget deficit request for the Nebraska College for Technical Agriculture.
- Action Student Opinion: Aye: Wentz, Fuerst, Prucha, and Samuelson. Voting Aye: Wilson, Blank, Ferlic, Hassebrook, Matzke, Miller, O'Brien, and Schroeder. Voting Nay: None. Absent: Matzke. Motion carried.

C. FOR INFORMATION ONLY

None.

D. REPORTS

- X-D-1 Quarterly Personnel Report for the period July 1 through September 30, 2001.

December 8, 2001

X-D-2 Naming a theater in the Mary Riepma Ross Film Theater the “Joseph H. Cooper Theater.”

X-D-3 Report of Gifts, Grants, Contracts and Bequests for the period ended September 30, 2001.

X-D-4 Report of Bids and Contracts for the period ended November 9, 2001.

Regent Ferlic expressed his dismay in using fetal cells in two of the grants in item X-D-3.

Chairman Wilson accepted the reports.

XI. **ADDITIONAL BUSINESS**

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:15 a.m.

Respectfully submitted,

Kim M. Robak
Corporation Secretary

Charles S. Wilson
Chair of the Board