

The Board of Regents of the University of Nebraska met on December 2, 2010 at 1:00 p.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.* 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 November 17, 2010.

Regents present:  
Timothy F. Clare  
Chuck Hassebrook  
Howard Hawks  
Jim McClurg  
Bob Phares, Chairman  
Kent Schroeder  
Bob Whitehouse, Vice Chairman  
Michael Crabb  
Andrew Klutman  
Justin Solomon  
Nathan Summerfield

Not present:  
Randolph M. Ferlic

University officials present:  
James B. Milliken, President  
Linda Pratt, Executive Vice President and Provost  
Donal J. Burns, Corporation Secretary  
John Christensen, Chancellor, UNO  
Harold Maurer, Chancellor, UNMC  
Douglas A. Kristensen, Chancellor, UNK  
Harvey S. Perlman, Chancellor, UNL  
David Lechner, Vice President for Business and Finance  
Joel Pedersen, Vice President and General Counsel  
Peter G. Kotsiopoulos, Vice President for University Affairs  
Ronnie D. Green, Vice President for Agriculture and Natural Resources

**I. CALL TO ORDER**

**II. ROLL CALL**

The Board convened at 1:00 p.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, on December 2, 2010. Attendance is indicated above.

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

Motion Moved by McClurg and seconded by Schroeder to approve the minutes and ratify the actions of the regularly scheduled meeting of October 15, 2010.

Action Student Opinion: Voting Aye: Klutman, Solomon, Summerfield, and Crabb. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Abstain: Clare. (Note: Regent Clare was not present at the meeting in question.) Not present: Ferlic. Motion carried.

Regent Phares announced the availability of copies of the Open Meetings Act in the board room.

**Regent Hassebrook presented a KUDOS award to Jeff Malan**, Season Event coordinator for the Lied Center for Performing Arts at the University of Nebraska-Lincoln.

**Regent Klutman presented a KUDOS award to Dr. Tami Wells**, Clinical Veterinarian at the University of Nebraska Medical Center.

**Regent Hawks presented a KUDOS award to Gregory Hoff**, software engineer at the University of Nebraska at Omaha's department of Information Systems and Quantitative Analysis.

**Regent Clare presented a KUDOS award to Michael Cremers**, Workstation Support Associate at the University of Nebraska at Kearney.

**V. PUBLIC COMMENT**

Mr. John Schmidt spoke on the topic of the University of Nebraska-Lincoln East Stadium design concept [See Documents file for handout]

**VI. RESOLUTIONS**

Regent Whitehouse presented the following resolution:

**WHEREAS**, Andrew Klutman 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 during the 2009-2010 term;

**WHEREAS**, Regent Klutman has taken an active and positive role in Board of Regents meetings and events across the state, and has advocated for students on the matters of affordable tuition;

**WHEREAS**, Regent Klutman has spearheaded the creation of a Student Senate Outreach Fund allowing for expedient support of UNMC-sponsored disaster relief groups, and establishment of continual sources of funding for the account;

**WHEREAS**, Regent Klutman has chaired the annual Student Senate blood drive, organized many student team-building events, and promoted the installation of additional pedestrian crosswalks and signage campus-wide to ensure pedestrian safety;

**WHEREAS**, Regent Klutman has represented student interests in parking and other matters, while considerable construction was taking place at UNMC;

**WHEREAS**, Regent Klutman has reorganized Student Senate tasks performed by each position and assisted in the development and implementation of the Student Ambassador and Student Advisory Committees.

**WHEREAS**, Regent Klutman has improved the functionality and efficiency of the UNMC Student Senate, has quickly and concisely informed students on a range of initiatives, has gathered student input on many topics, and has overseen the development of an IT liaison that works directly with Information Technology Services in resolving IT issues for current and future students;

**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 Andrew Klutman during his term on the Board and wishes him well in all of his future endeavors.

**VII. HEARINGS**

None

**VIII. UNIVERSITY CONSENT AGENDA**

**B. BUSINESS AFFAIRS**

Motion Moved by Schroeder and seconded by Hawks to approve items VIII-B-1, VIII-B-2, VIII-B-3, and VIII-B-4(2). VIII-B-4(1) was held for discussion.

University of Nebraska

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

VIII-B-2 Approve the amendment to the Audit Committee Charter

University of Nebraska-Lincoln

VIII-B-3 Approve Amendment to Section 6.3.1.(4)h of the *University of Nebraska Board of Regents Policies* that requires bowl game contracts be approved by the Board of Regents

VIII-B-4(2) (2) Approve appointment of two members, Ron Hollins, M.D., and James B. Milliken, to the Board of Directors of The Nebraska Medical Center effective January 1, 2011, for a term of three years

Action Student Opinion: Voting Aye: Solomon, Summerfield, Crabb, and Klutman. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Not present: Ferlic. Motion carried.

Motion Moved by Hassebrook and seconded by McClurg to approve item VIII-B-4(1)

Regent Hassebrook requested language be added to VIII-B-4(1) stating that there will be representation at all times on The Nebraska Medical Center Board of Directors from non-metropolitan Nebraska

University of Nebraska Medical Center

VIII-B-4(1) (1) Eliminate formal geographic restrictions on Board of Regents appointments to The Nebraska Medical Center pursuant to the Joint Operating Agreement and repeal the motions adopted by the Board of Regents on December 11, 2004 and November 11, 2005. The Board shall endeavor to recruit Board appointees from across Nebraska and to have representation from non-metropolitan Nebraska on the Board at all times.

Action Student Opinion: Voting Aye: Summerfield, Crabb, Klutman, and Solomon. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, and Hassebrook. Not present: Ferlic. Motion carried.

**IX. UNIVERSITY ADMINISTRATIVE AGENDA**

**B. BUSINESS AFFAIRS**

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

University of Nebraska

IX-B-1 Authorize the President to execute, approve, and administratively process the Nebraska Innovation Campus Covenants, Conditions and Restrictions

Action Student Opinion: Voting Aye: Crabb, Klutman, Solomon, and Summerfield. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Clare, Hassebrook, and Hawks. Not present: Ferlic. Motion carried.

Motion Moved by Clare and seconded by Whitehouse to approve item IX-B-2

University of Nebraska-Lincoln

IX-B-2 Authorize the UNL Chancellor to finalize, administer and execute the Lease and Operating Agreement for the West Haymarket Arena with the City of Lincoln, Nebraska for UNL

Athletics use for home games and practices for men's and women's basketball and up to an additional fifteen days per year

There was discussion. The Board agreed that the final contract will not be executed until it has been reviewed in consultation with the UNL Chancellor, President, Chairman of the Board, and General Counsel.

Action Student Opinion: Voting Aye: Klutman, Solomon, Summerfield, and Crabb. Voting Aye: Phares, Schroeder, Whitehouse, Clare, Hassebrook, Hawks, and McClurg. Not present: Ferlic. Motion carried.

Motion Moved by McClurg and seconded by Hawks to approve item IX-B-3

IX-B-3 Approve the Amended and Restated Joint Public Agency Agreement for the West Haymarket Arena

Action Student Opinion: Voting Aye: Solomon, Summerfield, Crabb, and Klutman. Voting Aye: Schroeder, Whitehouse, Clare, Hassebrook, Hawks, McClurg, and Phares. Not present: Ferlic. Motion carried.

Motion Moved by Whitehouse and seconded by McClurg to approve item IX-B-4

IX-B-4 Approve the Resolution to authorize expenditure of up to \$1,646,385 for capital improvements for the Nebraska Unions and University Housing facilities from the Replacement Fund of the Student Fees and Facilities Revenue Bonds at the University of Nebraska-Lincoln

Action Student Opinion: Voting Aye: Summerfield, Crabb, Klutman, and Solomon. Voting Aye: Whitehouse, Clare, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Not present: Ferlic. Motion carried.

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

IX-B-5 Approve the selection of the Clark Enersen Partners to provide design services for the East Stadium Improvements at the University of Nebraska-Lincoln

There was discussion

Action Student Opinion: Voting Aye: Crabb, Klutman, Solomon, and Summerfield. Voting Aye: Clare, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Not present: Ferlic. Motion carried.

Motion Moved by Hawks and seconded by McClurg to approve item IX-B-6

University of Nebraska Medical Center

IX-B-6 Approve a change in plan and the corresponding revised program statement and budget for the renovation of Poynter Hall on the UNMC campus

Motion Student Opinion: Voting Aye: Klutman, Solomon, Summerfield, and Crabb. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Not present: Ferlic. Motion carried.

**C. FOR INFORMATION ONLY**

IX-C-1 University of Nebraska Strategic Planning Framework

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

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

IX-C-4 University of Nebraska Strategic Dashboard Indicators

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

**D. REPORTS**

- IX-D-1 Quarterly Personnel Report
- IX-D-2 Leaves of Absences approved during the period July 1, 2009-June 30, 2010
- IX-D-3 Six-year Capital Plan and Capital Construction
- IX-D-4 Gifts, Grants, Contracts & Bequests
- IX-D-5 Revisions to rules and regulations for faculty and student self-government organizations
- IX-D-6 Bids & Contracts
- IX-D-7 Increase original allocation to LB 605 projects
- IX-D-8 Naming the University of Nebraska Medical Center College of Dentistry North Clinic the “Dr. John W. Reinhardt North Clinic”
- Chairman Phares accepted the reports.

**X. ADDITIONAL BUSINESS**

Closed Session

Motion Moved by Solomon and seconded by Whitehouse 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) Strategy session regarding proposed property acquisition;
- (b) Strategy session related to litigation;
- (c) Personnel matters involving members of the University staff; and
- (d) Proposed private gift to the University of Nebraska Foundation for the benefit of the University.

Action Student Opinion: Voting Aye: Solomon, Summerfield, Crabb, and Klutman. Voting Aye: Hassebrook Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Not present: Ferlic. Motion carried.

The Board went into closed session at 1:45 p.m. and reconvened the open meeting at 2:31 p.m.

Motion Moved by Hawks and seconded by Clare to approve a motion supporting the UNL football program

**MOTION OF SUPPORT**

**WHEREAS**, the Board of Regents of the University of Nebraska, its highest administrative authority, hereby recognizes the great advancements that have taken place within our football program, both on and off the playing field; and

**WHEREAS**, some examples of these advancements include: Competitiveness – nine or more wins for each of the first three seasons, including two (2) bowl wins. This has restored our UNL football team as a National Championship Contender; Scholarship – 94% of the players who exhaust their eligibility also graduate from UNL; Citizenship – none of the players on the teams have had serious problems with the law and most, if not all, are involved in a positive sense in the community; and Accountability – a renewed sense of accountability and loyalty to themselves and to the team; and

**WHEREAS**, the Coaching staff and the players have also given of their time and treasure in an effort to give back to those less fortunate;

**NOW, THEREFORE, LET IT BE KNOWN THAT** the University of Nebraska Board of Regents hereby passes a motion of support for the Coaching staff, the players, and all

participants in the football program for their leadership and commitment; and further be it resolved that the Board of Regents wishes the team well in its Saturday, December 4, 2010 game for the 2010 Big 12 Championship.

Action Student Opinion: Voting Aye: Summerfield, Crabb, Klutman, and Solomon. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, and Hassebrook. Not present: Ferlic. Motion carried.

Motion Moved by Hawks and seconded by McClurg to approve a motion supporting the UNL volleyball program

### **MOTION OF SUPPORT**

**WHEREAS**, the Board of Regents of the University of Nebraska, its highest administrative authority, hereby recognizes the great accomplishments that have taken place within our volleyball program, both on and off the court; and

**WHEREAS**, the Coaching staff and the players have also given of their time and treasure in an effort to give back to those less fortunate;

**NOW, THEREFORE, LET IT BE KNOWN THAT** the University of Nebraska Board of Regents hereby passes a motion of support for the Coaching staff, the players, and all participants in the UNL volleyball program for their leadership and commitment; and further be it resolved that the Board of Regents wishes the team well in its repeat pursuit of the 2010 National Championship, having already won the 2010 Big 12 Championship.

Action Student Opinion: Voting Aye: Crabb, Klutman, Solomon, and Summerfield. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Clare, Hassebrook, and Hawks. Not present: Ferlic. Motion carried.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned by Chairman Phares at 2:45 p.m.

Respectfully submitted,

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Donal J. Burns  
Corporation Secretary

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Robert A. Phares  
Chairman of the Board