

The Board of Regents of the University of Nebraska met on April 29, 2011 at 10:00 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.* 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 April 18, 2011.

Regents present:
Randolph M. Ferlic
Chuck Hassebrook
Howard Hawks
Jim McClurg, Vice Chair
Bob Phares
Kent Schroeder
Bob Whitehouse, Chairman
Lane Carr
Jordan Gonzales
Elizabeth O'Connor
Jeremy Peterson

Not present: Timothy F. Clare*

University officials present:
James B. Milliken, President
Linda Pratt, Executive Vice President and Provost
Carmen Maurer, Interim 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
Ronnie D. Green, Vice President for Agriculture and Natural Resources

* Regent Clare arrived at the meeting at 10:57 a.m.

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 10:10 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, on April 29, 2011. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Phares and seconded by Ferlic to approve the minutes and ratify the actions of the regularly scheduled meeting of March 25, 2011.

Action Student Opinion: Voting Aye: Gonzales, O'Connor, Peterson, and Carr. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Not present: Clare. Motion carried.

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

Regent Whitehouse welcomed Carmen Maurer as the Interim Corporation Secretary.

Regent Whitehouse welcomed newly-elected Student Regents Lane Carr from the University of Nebraska-Lincoln, Jordan Gonzales from the University of Nebraska at Kearney, and Elizabeth O'Connor from the University of Nebraska at Omaha.

IV. KUDOS

Regent Hawks presented a KUDOS award to Karen Underwood, project manager for the Office of Research and Economic Development at the University of Nebraska-Lincoln.

Regent Hassebrook presented a KUDOS award to Katie Sup Rezac, academic advisor for the Division of Continuing Studies at the University of Nebraska at Omaha.

Regent Peterson presented a KUDOS award to Jenny Holen, office associate in the Office of Multicultural Affairs at the University of Nebraska at Kearney.

Regent Ferlic presented a KUDOS award to Curt Phillips, workstation specialist III, Customer Support Service, Information Technology Services at the University of Nebraska Medical Center.

President Milliken recognized the outgoing Faculty Senate Presidents: Dr. Luis Marky, University of Nebraska Medical Center; Dr. Frederic Laquer, University of Nebraska at Omaha; Dr. Tami Moore, University of Nebraska at Kearney. Dr. John Lindquist, University of Nebraska-Lincoln, was not present.

President Milliken introduced Dr. Barbara LaCost, the new University of Nebraska-Lincoln Faculty Senate President.

V. PUBLIC COMMENT

Mrs. Fasun Sayood spoke on the topic of the health insurance audit.

VI. RESOLUTIONS

None

VII. HEARINGS

None

VIII. UNIVERSITY CONSENT AGENDA

Motion Moved by Hawks and seconded by McClurg to approve items VIII-A-1, VIII-B-1, VIII-B-2, and VIII-B-3

A. ACADEMIC AFFAIRS

VIII-A-1 President's Personnel Recommendations

B. BUSINESS AFFAIRS

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

VIII-B-2 Approve the President to execute a contract relating to the University of Nebraska at Kearney's Food Service Contract for the ten years July 1, 2011 to June 30, 2021

VIII-B-3 Approve the purchase of a trailer mounted Magnetic Resonance Imaging System by the University of Nebraska Medical Center

Action Student Opinion: Voting Aye: O'Connor, Peterson, Carr, and Gonzales. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Ferlic. Not present: Clare. Motion carried.

IX. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Phares and seconded by Ferlic to approve item IX-A-1

- IX-A-1 Approve the University of Nebraska at Omaha Bachelor of Science in Public
Action Student Opinion: Voting Aye: Peterson, Carr, Gonzales, and O'Connor. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Ferlic, and Hassebrook. Not present: Clare. Motion carried.
- Motion Moved by Ferlic and seconded by Phares to approve items IX-A-2 and IX-A-3
- IX-A-2 Approval is requested to establish the Professional Certificate in Emergency Preparedness in the College of Public Health at the University of Nebraska Medical Center
- IX-A-3 Approval is requested to establish the Professional Certificate in Infectious Disease Epidemiology (IDE) in the College of Public Health at the University of Nebraska Medical Center
- There was discussion
- Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and, Peterson. Voting Aye: McClurg, Phares, Schroeder, Whitehouse, Ferlic, Hassebrook, and Hawks. Not present: Clare. Motion carried.
- Motion Moved by McClurg and seconded by Ferlic to approve item IX-A-4
- IX-A-4 Approval is requested to create a Bachelor of Science degree program in Microbiology at the University of Nebraska-Lincoln
- Action Student Opinion: Voting Aye: Gonzales, O'Connor, Peterson, and Carr. Voting Aye: Phares, Schroeder, Whitehouse, Ferlic, Hassebrook, Hawks, and McClurg. Not present: Clare. Motion carried.

B. BUSINESS AFFAIRS

University of Nebraska

- Motion Moved by Phares and seconded by McClurg to approve item IX-B-1
- IX-B-1 Approve the selection of the four year Architect/Engineer firms for term contracts from May 1, 2011, to April 30, 2015
- Action Student Opinion: Voting Aye: O'Connor, Peterson, Carr, and Gonzales. Voting Aye: Schroeder, Whitehouse, Ferlic, Hassebrook, Hawks, McClurg, and Phares. Not present: Clare. Motion carried.
- Motion Moved by Phares and seconded by McClurg to approve item IX-B-2
- IX-B-2 Approve the purchase of SciQuest E-Procurement Software and related implementation
- Action Student Opinion: Voting Aye: Peterson, Carr, Gonzales, and O'Connor. Voting Aye: Whitehouse, Ferlic, Hassebrook, Hawks, McClurg, Phares, and Schroeder. Not present: Clare. Motion carried.

University of Nebraska-Lincoln

- Motion Moved by Phares and seconded by Ferlic to approve item IX-B-3
- IX-B-3 Approve an early start to selected portions of the East Stadium Improvements at the University of Nebraska-Lincoln
- Action Student Opinion: Voting Aye: Carr, Gonzales, O'Connor, and Peterson. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, and Whitehouse. Not present: Clare. Motion carried.
- Motion Moved by McClurg and seconded by Hawks to approve items IX-B-4, IX-B-5, IX-B-6 and IX-B-7
- IX-B-4 Approve the Fund B University Program and Facilities Fees (UPFF) 2011-12 Allocation for the University of Nebraska-Lincoln

University of Nebraska at Omaha

IX-B-5 Approve the Fund B, University Program and Facilities Fees (UPFF) 2011-12 Allocation for the University of Nebraska at Omaha

University of Nebraska at Kearney

IX-B-6 Approve the Fund B, University Program and Facilities Fee (UPFF) 2010-11 Allocation for the University of Nebraska at Kearney

University of Nebraska Medical Center

IX-B-7 Approve the Fund B, University Program and Facilities Fee (UPFF) 2011-12 Allocation for the University of Nebraska Medical Center

There was discussion

Action Student Opinion: Voting Aye: Gonzales, O'Connor, Peterson, and Carr. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, and Clare. Motion carried.

Motion Moved by McClurg and seconded by Ferlic to approve item IX-B-8

IX-B-8 Approve the attached Resolution relating to the Truhlsen Eye Institute Project at the University of Nebraska Medical Center which (1) approves the issuance of not to exceed \$20,400,000 principal amount of Lease Rental Revenue Bonds, Series 2011 (UNMC Eye Institute Project) by The University Nebraska Facilities Corporation pursuant to a Trust Indenture, and (2) authorizes the execution and delivery of a Site Lease, if appropriate, Lease-Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, an Inducement Letter and a Preliminary Official Statement in connection with the sale of such Series 2011 Bonds, (3) authorizes the sale of such Series 2011 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 4.00%), principal amounts, principal maturities and redemption provisions of such Series 2011 Bonds, and (4) approves the preparation and use of a final Official Statement

Friendly Amendment Regent McClurg accepted friendly amendments to modify the agenda item and resolution

Regent Ferlic offered the following amendment to the agenda item:

The building will be designed to accommodate the future addition of an ambulatory eye surgery center and additional clinic space, when and if approved.

Regent Hawks offered the following amendment to the Resolution, Section VI.:

~~BE IT FURTHER RESOLVED BY THE BOARD that the members and officers of the Board and the officials of the University of Nebraska, or any of them, be, and they hereby are, and each of them hereby is, authorized and directed to take any and all action including the execution of all papers, certificates, receipts and documents, they or any of them may deem necessary or desirable to effectuate, in accordance with the terms of this Resolution the delivery of and payment for the bonds.~~

BE IT RESOLVED BY THE BOARD that such persons as may be authorized by the President and the Chairperson of the Board of Regents, are hereby authorized and directed to take any and all action, including the execution of such documents, as is needed to effectuate, in accordance with the terms of this Resolution, the delivery of and payment for the Bonds.

Action Student Opinion: Voting Aye: O'Connor, Peterson, Carr, and Gonzales. Voting Aye: Hassebrook, Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, and 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 Laboratory, Student, and Miscellaneous Fees for 2011-2012
- IX-D-2 Revisions to the rules and regulations for faculty and student self-government organizations
- IX-D-3 Change the name of the UNL College of Law L.L.M. degree program in Space and Telecommunications Law to Space, Cyber and Telecommunications Law
- IX-D-4 Bids and Contracts
- IX-D-5 Intermediate Design reports – Truhlsen Eye Institute and Eppley Cancer Institute
- IX-D-6 Naming of men’s basketball practice court the “Bus Whitehead Court” at the University of Nebraska-Lincoln
- IX-D-7 Naming of areas in Mammel Hall at the University of Nebraska at Omaha
- IX-D-8 Licensure report
- IX-D-9 Strategic Framework report on Entrepreneurship
- IX-D-10 Strategic Framework report on Workforce Opportunities and Academic Program Alignment

Chairman Whitehouse accepted the reports.

X. ADDITIONAL BUSINESS

In response to the public comment by Mrs. Fasun Sayood, Regent Hawks requested an examination of the security procedures in place by Chapman Kelly to ensure the data provided for the employee dependent eligibility audit is secure.

Closed Session

Motion Moved by Clare 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 subject:

- (a) Strategy session with respect to possible acquisition of property.

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

- (a) Strategy session with respect to possible acquisition of property.

Action Student Opinion: Voting Aye: Peterson, Carr, Gonzales, and O’Connor. Voting Aye: Hawks, McClurg, Phares, Schroeder, Whitehouse, Clare, Ferlic, and Hassebrook. Motion carried.

The Board went into closed session at 11:15 a.m. and reconvened the open meeting at 11:27 a.m.

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Whitehouse at 11:30 a.m.

Respectfully submitted,

Carmen K. Maurer
Interim Corporation Secretary

Robert L. Whitehouse
Chairman of the Board