

The Board of Regents of the University of Nebraska met on January 27, 2017, at 10:45 a.m. in the board room at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska. An additional meeting site was provided by video conference at the University of Nebraska Medical Center, 528 South 42nd Street, 5006 Wittson Hall, Omaha, 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 January 20, 2017.

Regents present:

Timothy Clare
Hal Daub
Howard Hawks (Omaha site via video conference)
Paul Kenney
Bob Phares
Jim Pillen
Robert Schafer
Bob Whitehouse, Chairman
Rachel Flaugh, University of Nebraska at Kearney
Spencer Hartman, University of Nebraska-Lincoln
Daniel Cloonan, University of Nebraska Medical Center
Patrick Davlin, University of Nebraska at Omaha

University officials present:

Hank M. Bounds, President
Susan M. Fritz, Executive Vice President and Provost
Carmen K. Maurer, Corporation Secretary
John E. Christensen, Chancellor, University of Nebraska at Omaha (via video conference)
Jeffrey P. Gold, Chancellor, University of Nebraska Medical Center (via video conference)
Ronnie D. Green, Chancellor, University of Nebraska-Lincoln
Douglas A. Kristensen, Chancellor, University of Nebraska at Kearney
David E. Lechner, Senior Vice President for Business and Finance | CFO
Joel D. Pedersen, Vice President and General Counsel
Matthew C. Hammons, Interim Vice President for University Affairs
Michael J. Boehm, Vice President of Agriculture and Natural Resources

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 10:45 a.m. via video conference in the Board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska. An additional meeting site was provided by video conference at the University of Nebraska Medical Center, 528 South 42nd Street, 5006 Wittson Hall, Omaha, Nebraska on January 27, 2017. Attendance is indicated above.

Chair Whitehouse welcomed Regent Paul Kenney, District 6 representative. President Bounds welcomed Mike Boehm, Vice President and Harlan Vice Chancellor for the Institute of Agriculture and Natural Resources; and Donde Plowman, Chief Academic Officer at the University of Nebraska-Lincoln.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Cloonan and seconded by Davlin to approve the minutes and ratify the actions of the regularly scheduled meeting on November 18, 2016.

Action Student Opinion: Voting Aye: Davlin, Flaugh, Hartman, and Cloonan. Voting Aye: Daub, Hawks, Phares, Pillen, Schafer, Kenney, Whitehouse, and Clare. Motion carried.

Chairman Whitehouse announced the location of the Open Meetings Act in the board room.

IV. KUDOS

The KUDOS awards were presented during the committee presentations prior to the start of the Board meeting.

Regent Pillen presented a KUDOS award to Amy Jacobson, Senior Designer in the Department of Communications and Marketing at the University of Nebraska at Kearney.

Regent Daub presented a KUDOS award to David Drozd, a Research Coordinator in the Center for Public Affairs Research at the University of Nebraska at Omaha.

Regent Davlin presented a KUDOS award to Nora Huscher, Director of Business Systems in the Department of Financial Systems at the University of Nebraska-Lincoln.

V. SUCCESSION OF CHAIR; ELECTION OF VICE CHAIR

Regent Whitehouse succeeded to Chair of the Board as defined in Section 1.2 of the *Standing Rules of the Board of Regents*.

Motion Moved by Kenney to nominate Regent Daub for the position of Vice Chair of the Board.

Motion Moved by Phares to nominate Regent Clare for the position of Vice Chair of the Board.

Motion Moved by Cloonan and seconded by Flaugh to close the nominations. Nominations were closed.

Regent Daub inquired whether the secret ballot required by standing rules was met if Regent Hawks, who participated at the alternate site via videoconference, revealed his vote to the Corporation Secretary staff to be compiled with the other votes made by secret written ballot at Varner Hall in the board room. Regent Hawks announced that he would vote aloud and thereby waived his right to record his ballot in secret.

Action A secret ballot was taken. Regent Hawks stated verbally that his vote was cast for Regent Clare. Corporation Secretary Maurer announced that Regent Daub received four votes and Regent Clare received four votes. The position of the non-voting Student Regents was recorded as four for Regent Clare and none for Regent Daub.

A second secret ballot was taken. Regent Hawks stated verbally that his vote would be cast for Regent Clare. Corporation Secretary Maurer announced that Regent Daub received four votes and Regent Clare received four votes. The position of the non-voting Student Regents was recorded as four for Regent Clare and none for Regent Daub.

A third secret ballot was taken. Regent Hawks stated verbally that his vote would be cast for Regent Clare. Corporation Secretary Maurer announced that Regent Daub received four votes and Regent Clare received four votes. The position of the non-voting Student Regents was recorded as four for Regent Clare and none for Regent Daub.

Motion Moved by Hawks and seconded by Phares to postpone the Vice Chair vote until the March 31, 2017, meeting.

Action Student Opinion: Voting Aye: Flaugh, Hartman, Cloonan, and Davlin. Voting Aye: Hawks, Phares, Whitehouse, and Clare. Voting No: Pillen, Schafer, Kenney, and Daub. Motion failed.

A fourth secret ballot was taken. Regent Hawks stated verbally that that his vote would be cast for Regent Clare. Corporation Secretary Maurer announced that Regent Daub received four votes and Regent Clare received four votes. The position of the non-voting Student Regents was recorded as four for Regent Clare and none for Regent Daub.

Motion Moved by Phares and seconded by Clare to postpone the Vice Chair vote until the March 31, 2017, meeting.

Action: Student Opinion: Voting Aye: Hartman, Cloonan, Davlin, and Flaugh. Voting Aye: Phares, Whitehouse, Clare, and Hawks. Voting No: Pillen, Schafer, Kenney, and Daub. Motion failed.

The Board recessed at 11:21 a.m. and reconvened the open meeting at 11:30 a.m.

Motion Moved by Whitehouse and seconded by Phares to reopen the nominations.

Action Student Opinion: Voting Aye: Cloonan, Davlin, Flaugh, and Hartman. Voting Aye: Pillen, Schafer, Kenney, Whitehouse, Clare, Daub, Hawks, and Phares. Motion carried.

Regent Daub and Regent Clare withdrew from consideration as Vice Chair

Motion Moved by Daub and seconded by Phares to nominate Regent Schafer for Vice Chair

Motion Moved by Phares and seconded by Daub to close nominations. Since there were no further nominations, Chairman Whitehouse declared nominations closed and called for a roll-call vote.

Action Student Opinion: Voting Aye: Davlin, Flaugh, Hartman, and Cloonan. Voting Aye: Schafer, Kenney, Whitehouse, Clare, Daub, Hawks, Phares, and Pillen. Motion carried.

Action Regent Schafer was elected Vice Chair of the Board.

VI. RESOLUTIONS

None

VII. HEARINGS

None

VIII. PUBLIC COMMENT

None

IX. CONSENT AGENDA

Motion Moved by Daub and seconded by Cloonan to approve items IX-A-1, IX-A-2, IX-B-1 and IX-B-2

A. ACADEMIC AFFAIRS

IX-A-1 President's Personnel Recommendations

IX-A-2 Approve request from Richard M. Yoder, Sustainability Program Director, Nebraska Business Development Center, University of Nebraska at Omaha, in accordance with University policy, to serve on the board of an outside organization.

B. BUSINESS AFFAIRS

University of Nebraska

IX-B-1 The appointment of Michael Boehm to the Nebraska Innovation Campus Development Corporation (NICDC) Board of Directors

University of Nebraska-Lincoln

IX-B-2 Authorize UNL, through the Institute of Agriculture and Natural Resources (IANR), to execute an agreement becoming a member of the Coalition for Farmer Agronomic Data, Inc.

Action Student Opinion: Voting Aye: Flaugh, Hartman, Cloonan, and Davlin. Voting Aye: Kenney, Whitehouse, Clare, Daub, Hawks, Phares, Pillen, and Schafer. Motion carried.

X. ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

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

X-A-1 Approve request for a single rate tuition at the NCTA

There was discussion

Action Student Opinion: Voting Aye: Hartman, Cloonan, Davlin, and Flaugh. Voting Aye: Whitehouse, Clare, Daub, Hawks, Phares, Pillen, Schafer, and Kenney. Motion carried.

Motion Moved by Pillen and seconded by Cloonan to approve item X-A-2

X-A-2 Approval is requested to create the Division of Biomechanics and Research Development in the College of Education UNO that will house the existing Department of Biomechanics and existing Center for Research in Human Movement Variability

There was discussion

Action Student Opinion: Voting Aye: Cloonan, Davlin, Flaugh, and Hartman. Voting Aye: Clare, Daub, Hawks, Phares, Pillen, Schafer, Kenney, and Whitehouse. Motion carried.

X-A-3 Action on item X-A-3 was deferred until after the opportunity for a closed session

B. BUSINESS AFFAIRS

University of Nebraska

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

X-B-1 Accept the audited financial statements of the University of Nebraska and related entities

There was discussion

Action Student Opinion: Voting Aye: Flaugh, Hartman, Cloonan, and Davlin. Voting Aye: Hawks, Phares, Pillen, Schafer, Kenney, Whitehouse, Clare, and Daub. Motion carried.

Motion Moved by Phares and seconded by Clare to approve items X-B-2 and X-B-3

X-B-2 Approve amendments to the Collective Bargaining Agreement between the Board of Regents and the University of Nebraska at Kearney Education Association (UNKEA) for the 2017-2019 biennium

X-B-3 Approve amendments to the Collective Bargaining Agreement between the Board of Regents and the University of Nebraska at Omaha American Association of University Professors (UNO/AAUP) for the 2017-2019 biennium

Action Student Opinion: Voting Aye: Hartman, Cloonan, Davlin, and Flaugh. Voting Aye: Phares, Pillen, Schafer, Kenney, Whitehouse, Clare, Daub, and Hawks. Motion carried.

University of Nebraska at Kearney

Motion Moved by Hawks and seconded by Cloonan to approve item X-B-4

X-B-4 Approve the updated Program Statement and Budget for the building replacing Otto Olsen at the University of Nebraska at Kearney

There was discussion

Action Student Opinion: Voting Aye: Cloonan, Davlin, Flaugh, and Hartman. Voting Aye: Pillen, Schafer, Kenney, Whitehouse, Clare, Daub, Hawks, and Phares. Motion carried.

- Motion Moved by Phares and seconded by Kenney to approve item X-B-5
- X-B-5 Approve the Program Statement and Budget for the University of Nebraska at Kearney Early Childhood Education Center Building
- There was discussion
- Action Student Opinion: Voting Aye: Davlin, Flaugh, Hartman, and Cloonan. Voting Aye: Schafer, Kenney, Whitehouse, Clare, Daub, Hawks, Phares, and Pillen. Motion carried.
- University of Nebraska Medical Center
- Motion Moved by Hawks and seconded by Cloonan to approve items X-B-6 and X-B-7
- X-B-6 Approve a scope change and budget increase for the Global Center for Advanced Interprofessional Learning to be constructed at the University of Nebraska Medical Center
- X-B-7 Approve the Resolution relating to the University of Nebraska Medical Center Global Center for Advanced Interprofessional Learning (Global Center Project) which (1) approves the issuance of not to exceed \$66,000,000 principal amount of Building Bonds (UNMC Global Center Project), Series 2017 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 3.5%), principal amounts, principal maturities and redemption provisions of such Bonds, (4) approves the preparation and use of a final Official Statement.
- There was discussion and a request by the Board and President to note in the minutes the information contained in the EXPLANATION section of item X-B-7, which provides that the President is authorized to adjust upward the true interest cost of the bonds by as much as .5% and the correlating maximum aggregate face amount of the bonds. Should such authority be exercised, it shall be reported at the next Board of Regents meeting.
- Action Student Opinion: Voting Aye: Flaugh, Hartman, Cloonan, and Davlin. Voting Aye: Kenney, Whitehouse, Clare, Daub, Hawks, Phares, Pillen, and Schafer. Motion carried.
- Motion Moved by Kenney and seconded by Phares to approve item X-B-8
- University of Nebraska at Omaha
- X-B-8 Approve the expenditure of an additional \$500,000 in donor funds for construction and finishing upgraded furniture, audio visual, wireless capabilities and amenities for the UNO academic space in the University of Nebraska at Omaha Mixed-Use Housing Facility
- Action Student Opinion: Voting Aye: Hartman, Cloonan, Davlin, and Flaugh. Voting Aye: Whitehouse, Clare, Daub, Hawks, Phares, Pillen, Schafer, and Kenney. Motion carried.
- 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
- D. REPORTS**
- X-D-1 Quarterly Personnel Reports for the period July through September 2016

- X-D-2 Tuition variances
- X-D-3 Fall 2016 Annual Tenure Density Report
- X-D-4 Strategic Framework reports on Need-based Financial Aid [1.a.iii], Merit-based Financial Aid [3.b.ii], and Graduation Rates [1.b.iii]
- X-D-5 Expedited Approval of the German Language Teaching Graduate Certificate in the Department of Teaching, Learning, and Teacher Education in the College of Education and Human Sciences at the University of Nebraska-Lincoln
- X-D-6 Expedited Approval of the Nutrition, Non-coding RNAs and Extracellular Vesicles (N2V) Graduate Certificate in the Department of Nutrition and Health Sciences in the College of Education and Human Sciences at the University of Nebraska-Lincoln
- X-D-7 Expedited Approval of the Public Relations and Social Media Graduate Certificate in the College of Journalism and Mass Communications at the University of Nebraska-Lincoln
- X-D-8 Quarterly Report on Gift, Grants, Contracts and Bequests
- X-D-9 Bids and Contracts
- X-D-10 Strategic Framework Report on Short-term Investments [6.a.ii]
- X-D-11 Debt Refinancing
- X-D-12 Changes in Construction Projects by budget or use categories: University of Nebraska at Omaha parking garage project for the Pacific Street Campus

Additional Item

- X-D-13 Strategic Framework Report on Distance Education [1-g-i]
- Chairman Whitehouse accepted the reports on behalf of the Board.

XI. ADDITIONAL BUSINESS

Motion Moved by Hartman and seconded by Cloonan 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. Honorary Degrees.

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

- a. Personnel matters involving members of the University staff; and
- b. Honorary Degrees.

Action Student Opinion: Voting Aye: Cloonan, Davlin, Flaugh, and Hartman. Voting Aye: Clare, Daub, Hawks, Phares, Pillen, Schafer, Kenney, and Whitehouse. Motion carried.

The Board went into closed session at 11:55 a.m. The Board reconvened the open meeting at 12:25 p.m.

Motion Moved by Cloonan and seconded by Davlin to approve item X-A-3

X-A-3 Approve the award of Honorary Degrees and Awards

Action Student Opinion: Voting Aye: Davlin, Flaugh, Hartman, and Cloonan. Voting Aye: Daub, Hawks, Phares, Pillen, Schafer, Kenney, Whitehouse, and Clare. Motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Whitehouse at 12:27 p.m.

Respectfully submitted,

Carmen K. Maurer
Corporation Secretary

Robert L. Whitehouse
Chairman of the Board