

March 3, 2001

Lincoln, Nebraska  
March 3, 2001

The Board of Regents of the University of Nebraska met on March 3, 2001 at 9:00 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 February 19, 2001.

Regents present:

Don S. Blank  
Randolph M. Ferlic  
Chuck Hassebrook  
Jay Matzke  
Drew Miller  
Nancy L. O'Brien  
Ryan Samuelson  
Joel Schafer  
Kent Schroeder, Vice Chair  
Charles S. Wilson, Chair  
Javine Winterboer

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, Interim Chancellor, UNL  
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 9:00 a.m. in the Cedar Room at the University of Nebraska at Kearney Nebraskan Student Union in Kearney, Nebraska, Saturday, March 3, 2001. Attendance is indicated above. Regent Schafer arrived at 9:05 a.m. Regent Marunda was absent.

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

Motion Moved by Matzke and seconded by Schroeder to approve the minutes and ratify the actions of the regularly scheduled meeting of January 13, 2001.

March 3, 2001

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

IV. **KUDOS**

None.

**RESOLUTIONS**

Regent Schroeder presented the following resolution. Regent O'Brien moved that the resolution be accepted by acclamation and Regent Miller seconded. The Resolution was adopted by acclamation.

**Whereas**, on December 8, 2000, President William Jefferson Clinton honored the University of Nebraska by delivering an important foreign policy address on the campus of the University of Nebraska at Kearney; and

**Whereas**, the success of this special occasion was the result of yeoman efforts by many members of the UNK faculty, staff, and administration, whose devoted service brought honor and recognition to both UNK and the Kearney community; and

**Whereas**, attention to innumerable details was required to make sure all was in readiness for this Presidential visit, including cleaning and refurbishing campus facilities, establishing procedures for verification of the identities of those attending the event, printing passes and signs, and making arrangement for coverage by scores of news media representatives; and

**Whereas**, Kearney and campus law enforcement and security personnel cooperated effectively with the United States Secret Service and the White House staff; and

**Whereas**, many volunteers came forward to assist in crowd management, distribution of programs, and assisting with any task that needed to be done; and

**Whereas**,

March 3, 2001

**Whereas**, since the committee began its work in July 1998, a number of beneficial activities have been undertaken, including brown-bag lunches at which speakers discuss health and wellness information and “Walk Out on Your Job Day”; and

**Whereas**, as a result of the committee’s work, UNK received the Gold Well-Workplace Award from the Wellness Councils of America in May 1999; and

**Whereas**, the committee hosts an annual Health and Wellness Fair that features employee participation in demonstrations of health-enhancing activities and provides health and wellness screenings; and

**Whereas**, the committee is now engaged in joint efforts with the Public Sector Cooperative, a group which promotes wellness activities for employees of the City of Kearney, Buffalo County, the Kearney Public Schools, and Educational Service Unit #10;

**Now, therefore, be it resolved**, that the University of Nebraska Board of Regents applauds the work of the University of Nebraska at Kearney Health and Wellness Committee, thanks the members for their leadership in helping employees to improve their health, and encourages the committee in its cooperative work with similar programs in the Kearney area.

Regent O’Brien presented the following resolution. Regent Winterboer moved that the resolution be accepted by acclamation and Regent Samuelson seconded. The Resolution was adopted by acclamation.

**Whereas**, Joel D. Schafer has served with distinction as Student Regent and President of the Association of Students of the University of Nebraska since March 29, 2000, and

**Whereas**, Regent Schafer has represented the students of the University of Nebraska-Lincoln with distinction in the University, the Nebraska Legislature, and throughout the State, and

**Whereas**, the “NU on Wheels” safe ride program has been greatly expanded and given a stable funding base under the leadership of Regent Schafer, and

**Whereas**, Regent Schafer provided leadership in developing a contract for the production of an off-campus housing guide and web site, and an agreement with the University of Nebraska Alumni Association to designate an official class ring, and

**Whereas**, a new student government logo and an expanded and improved web site was developed with strong student support from Regent Schafer and other student leaders who worked with him, and

**Whereas**, Regent Schafer developed a student leadership group to support initial planning for a new Culture Center, and

**Whereas**, Homecoming 2000 included a major comedy act that was attended by more than 4,000 students, thanks to Regent Schafer’s leadership and support of the Homecoming Committee,

**Therefore, be it resolved** that the University of Nebraska Board of Regents expresses sincere appreciation for Joel D. Schafer’s dedicated service and effective leadership as a member of the Board, and wishes him well in all of his future endeavors.

March 3, 2001

Regent Schafer spoke of his experience on the Board and thanked his parents, the Board, and many other University administrators for their help and support during his tenure on the Board.

Regent Blank announced that Regent Samuelson won the election again for Student Regent.

Motion

Moved by Hassebrook and seconded by Miller to adopt the following resolution.

**Whereas**, the cost of college athletic programs is rising rapidly; and

**Whereas**, competitive pressures to increase athletic department budgets pose a potential and in some cases current threat to funding for academic programs and will continue to create pressure to provide tickets only to those willing to make ever increasing separate contributions to the Athletic Department.

**Now, therefore, be it resolved**, that the University of Nebraska Board of Regents directs its representatives to the NCAA to initiate discussion of potential policies to cap athletic program expenditures. The Board further directs its representatives to call for the NCAA to conduct legal analysis of how it could impose such limits within the bounds of recent court rulings and to explore options for legislation, if needed, to allow such limits on athletic program expenditures.

Discussion was held.

Regent Schroeder moved to table the motion. The motion to table died for lack of a second.

Action

Student Opinion: Aye: Schafer, Winterboer, and Samuelson. Absent: Marunda. Voting Aye: Hassebrook, Matzke, Miller, O'Brien, Schroeder, Wilson, Blank, and Ferlic. Voting Nay: None. Resolution passed.

V.

#### **PUBLIC COMMENT**

None.

VI.

#### **HEARINGS**

None.

VII.

#### **COMMITTEE REPORTS**

##### Business Affairs

Regent Miller reported that the committee met yesterday and discussed economic development. Al Wenstrand, Director of the Department of Economic Development, gave a presentation on Targeted Industries and focused how the University of Nebraska can support the state's targeted economic development efforts.

##### Academic Affairs

Regent Schroeder reported that the committee met yesterday and discussed learning environments for the 21<sup>st</sup> Century. It was discussed how challenging it is to keep pace with information technology involving teaching methods in the 21<sup>st</sup> Century.

March 3, 2001

Information Technology

Regent Matzke reported that the committee met yesterday and heard an update regarding the four-campus Student Information System. The discussion consisted of the status of Student Information System and how web-based connections are being developed between the four campuses.

Chairman Wilson accepted the reports.

Chairman Wilson announced that Regent Ferlic has proposed a plan for Nebraska senior citizens to audit and attend University of Nebraska classes tuition-free. Wilson asked that this item be referred to the Academic Affairs Committee for review.

VIII.

**STRATEGIC OR POLICY ISSUE**

Chancellor Nancy Belck introduced the topic of Student Recruitment. Belck, stated that Interim Chancellor Harvey S. Perlman, Chancellor Gladys S. Johnston and she had discussed and agreed that each plan should reflect individual campus missions, yet offer a coordinated provision for the University of Nebraska. The result was three separate campus plans, each targeting student audiences appropriate to its mission while employing common strategies.

Chancellor Johnston presented the University of Nebraska at Kearney campus recruitment plan with the use of powerpoint slides. (See document file). Discussion was held.

Interim Chancellor Perlman presented the University of Nebraska-Lincoln campus recruitment plan with the use of powerpoint slides. (See document file). Discussion was held.

Chancellor Belck presented the University of Nebraska at Omaha campus recruitment plan with use of powerpoint slides. (See document file). Discussion was held.

Regent Samuelson read a prepared statement by Regent Marunda on his views on student recruitment. Marunda was unable to attend the Board meeting.

The Board recessed at 11:05 a.m. and reconvened at 11:10 a.m.

Motion

Moved by Wilson and seconded by O'Brien to adopt the following resolution.

**Whereas**, the Board of Regents has defined as the first priority of the University of Nebraska and each of its campuses the education of students, with a special emphasis on the teaching of undergraduates; and

**Whereas**, it is the obligation of the University of Nebraska to help provide an educated workforce for the State of Nebraska, thereby promoting economic development in the state; and

**Whereas**, the Board of Regents intends that all qualified Nebraska students have the opportunity to attend the University of Nebraska and to successfully complete degree programs; and

**Whereas**, the Board of Regents encourages vigorous recruitment of Nebraska students with the highest academic abilities and values their potential to contribute to the scholarly climate of University of Nebraska campuses; and

March 3, 2001

**Whereas**, the Board of Regents believes that it is in the best interests of the State to recruit out-of-state students, recognizing that a significant portion of nonresident students stay in Nebraska to pursue their careers following graduation; and

**Whereas**, it is the intent of the Board of Regents that the physical facilities and the

March 3, 2001

Friendly Amendment  
of the Amendment

Hassebrook suggested friendly amendment to his amendment to change language to “with the exception of the blanket policy of allowing Iowa residents within the Omaha SMSA who meet the basic UNO admission requirements to attend UNO at the resident rate”. Regent Wilson agreed to friendly amendment.

Motion to Table the  
Amendment

Moved by Schroeder and seconded by Ferlic to table the Motion to Amend.

Action on Motion to  
Table the Amendment:

Student Opinion: Aye: Samuelson. Nay: Winterboer and Schafer. Absent: Marunda. Voting Aye: Schroeder and Ferlic. Voting Nay: Matzke, Miller, O’Brien, Wilson, Blank, and Hassebrook. Motion failed.

Discussion continued.

Action on Hassebrook’s  
Amendment:

Student Opinion: Nay: Samuelson, Schafer, and Winterboer. Absent: Marunda. Voting Aye: Miller, Wilson, and Hassebrook. Voting Nay: O’Brien, Schroeder, Blank, Ferlic, and Matzke. Motion failed.

Discussion continued.

Amendment

Moved by Miller and seconded by Hassebrook to eliminate the following paragraph from the Resolution: “

March 3, 2001

will be dedicated toward faculty salaries, which has been and remains our top priority. Related to that in our negotiating strategies with both of the bargaining units, the increased salary that came out of those negotiations, which are action items on the agenda would require yet some additional salary income. The bottom line is even though this is the best state recommended increase in over a decade, we still will require significant tuition increases over the next two years to be able to even fund the budget we have presented, let alone providing funds to enhance the quality and excellence of the institution. We will be coming to you formally with a tuition presentation at the April meeting, which is the plan at this time, and what I've handed out is just an indication of what portion of the budget we could fund at varying levels of tuition increase without going through all of the numbers."

(For handout, see documents file.)



March 3, 2001

**B. ACADEMIC**

Motion                      Moved by Miller and seconded by Matzke to approve IX-B-1.

IX-B-1                      Approve the proposed Nebraska College of Technical Agriculture (NCTA) Student Code of Conduct.

March 3, 2001

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

Regent Ferlic stated that in the future the word "Latino" should be used instead of "Hispanic."

Motion Moved by Blank and seconded by O'Brien to approve IX-C-4 and IX-C-5.

IX-C-4 Approve the proposed amendment to Regents Policy RP-6.6.7 as it relates to updating the University of Nebraska gifts, grants and bequests policies.

IX-C-5 Approve the proposed amendment to Regents Policies RP- 6.2.1 and RP-6.3.1 relating to the University of Nebraska's purchasing policies.

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

#### **University of Nebraska at Kearney**

Motion Moved by Samuelson and seconded by Winterboer to approve IX-C-6.

IX-C-6 Approve University of Nebraska at Kearney Residence Hall Room and Board Rates for the 2001-2002 academic year and authorize the Chancellor, with the approval of the President, to increase the first year contract rates by an additional 0.5 - 2.0% no later than March 12, 2001, if necessary, to fund projected energy cost increases for the forthcoming academic year.

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

#### **University of Nebraska-Lincoln**

Motion Moved by Samuelson and seconded by Schafer to approve IX-C-7.

IX-C-7 Authorize the University of Nebraska-Lincoln Vice Chancellor for Business and Finance to receive sealed bids or hold a public auction for the sale of the Genoa Foundation Seed Farm.

Action Student Opinion: Aye: Winterboer, Samuelson, and Schafer. Absent: Marunda. Voting

March 3, 2001

**University of Nebraska Medical Center**

- Motion Moved by Miller and seconded by Winterboer to approve IX-C-8.
- IX-C-8 Approve a five-year contract for radiation safety services for the VA Nebraska Western Iowa Health Care System (VA) located at 4101 Woolworth Avenue, Omaha, Nebraska.
- Action Student Opinion: Aye: Samuelson, Schafer, and Winterboer. Absent: Marunda. Voting Aye: Ferlic, Hassebrook, Matzke, Miller, O'Brien, Schroeder, Wilson, and Blank. Voting Nay: None. Motion carried.
- Motion Moved by Blank and seconded by Schafer to approve IX-C-9.
- IX-C-9 Approve the Program Statement and a project budget of \$1,876,235 for the design and construction of the relocation of central sterilization and dispensing in the College of Dentistry, located on the East Campus, University of Nebraska-Lincoln.
- Discussion was held.
- Action Student Opinion: Aye: Schafer, Winterboer, and Samuelson. Absent: Marunda. Voting Aye: Hassebrook, Matzke, Miller, O'Brien, Schroeder, Wilson, Blank, and Ferlic. Voting Nay: None. Motion carried.

**University of Nebraska at Omaha**

- Motion Moved by O'Brien and seconded by Schafer to approve IX-C-10.
- IX-C-10 Approve the Optional Board Plans Available to Housing Students for the 2001-2002 academic year.
- Discussion was held.
- Action Student Opinion: Aye: Winterboer, Samuelson, and Schafer. Absent: Marunda. Voting Aye: Matzke, Miller, O'Brien, Schroeder, Wilson, Blank, Ferlic, and Hassebrook. Voting Nay: None. Motion carried.

**Nebraska College of Technical Agriculture**

- Motion Moved by Blank and seconded by Samuelson to approve IX-C-11.
- IX-C-11 Approve NCTA Room and Board Rates for the 2001-2002 academic year.
- Action Student Opinion: Aye: Samuelson, Schafer, and Winterboer. Absent: Marunda. Voting Aye: Miller, O'Brien, Schroeder, Wilson, Blank, Ferlic, Hassebrook, and Matzke. Voting Nay: None. Motion carried.

**D. FOR INFORMATION ONLY**

- IX-D-1 Proposed amendment of § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the time of the annual meeting of the Board of Regents was presented at this meeting for information only as required by § 1.11 of the Bylaws.
- IX-D-2 Proposed amendment of § 3.7 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the transfer of reduced tuition and fees for full-time employees to an employee's spouse and dependent children was presented at this meeting for information only as required by § 1.11 of the Bylaws.

March 3, 2001

**E. REPORTS**

- IX-E-1 Single Audit of Federal Funds for the year ended June 30, 2000.
- IX-E-2 Summary Enrollment Report Spring 2001.
- IX-E-3 Student Credit Hour Report Spring 2001.
- IX-E-4 Quarterly Personnel Report for the period October through December 2000.
- IX-E-5 Design Development Report for the East Utility Plant at the University of Nebraska Medical Center.
- IX-E-6 Bids and Contracts report.
- IX-E-7 Gifts, Grants, Contracts and Bequests for the quarter ended December 31, 2000.
- IX-E-8 Status of Capital Projects exceeding \$2 million as of December 31, 2000.

Chairman Wilson accepted the reports.

**X. ADDITIONAL BUSINESS**

Regent Matzke asked whether every person in the audience including university personnel is required to be at meetings.

Chairman Wilson stated he would like to organize a retreat for the Board within the next two to three months.

Chairman Wilson stated that having the strategic agenda item every meeting has been one of the most positive changes that has happened to the Board.

**CLOSED SESSION**

Motion Moved by Blank and seconded by Schafer that the Board of Regents 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 individuals who have not requested a public hearing, for the purpose of holding a discussion limited to the following topics:

1. Consideration of the award of honorary degrees; and
2. Evaluation of University academic-administrative personnel.

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

The Board went into closed session at 12:10 p.m. and reconvened the open meeting at 1:50 p.m.

March 3, 2001

**ADJOURNMENT**