

The Board of Regents of the University of Nebraska met on March 15, 2013, at 12:00 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.* § 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 March 4, 2013.

Regents present:  
Timothy F. Clare, Chair  
Hal Daub  
Howard Hawks, Vice Chair  
Bob Phares  
Jim Pillen  
Bob Whitehouse  
Jeremy Hosein  
Devin Bertelsen  
Cameron Deter  
Eric Kamler

Not present  
Regent Kent Schroeder

University officials present:  
James B. Milliken, President  
Susan M. Fritz, Interim Executive Vice President and Provost  
Carmen K. Maurer, Corporation Secretary  
John E. Christensen, Chancellor, UNO  
Harold M. Maurer, Chancellor, UNMC  
Harvey S. Perlman, Chancellor, UNL  
David E. Lechner, Senior Vice President for Business and Finance | CFO  
Joel D. Pedersen, Vice President and General Counsel  
Sharon R. Stephan, 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 12:00 p.m. in the Board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska on March 15, 2013. Attendance is indicated above.

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

Motion Moved by Phares and seconded by Whitehouse to approve the minutes and ratify the actions of the regularly scheduled meeting of January 25, 2013.

Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Daub, Hawks, Phares, Pillen, Whitehouse, and Clare. Not present: Schroeder.  
Motion carried.

Regent Clare announced the location of the Open Meetings Act in the board room.

**IV. KUDOS**

**Regent Kamler presented a KUDOS award to Carin Borg**, Administrator IV in the Department of Surgery at the University of Nebraska Medical Center.

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**Regent Deter presented a KUDOS award to Mike Cook**, buyer for the Department of Chemistry in the College of Arts and Sciences at the University of Nebraska-Lincoln.

**Regent Daub presented a KUDOS award to Carla Werner**, Administrative Associate for IANR Cooperative Extension Division at the University of Nebraska-Lincoln.

**Regent Hosein presented a KUDOS award to Michelle Hamaker**, Director of Police and Parking Services at the University of Nebraska at Kearney.

**Regent Pillen presented a KUDOS award to Lisa Medina**, Assistant Director of Sports

**WHEREAS**, Regent Kamler worked to reflect student input on a student bereavement policy, which will aid grieving students during times of crisis, helped to revise the Student Alcohol Safety Task Force, and assisted in revising the Student Code of Conduct; and

**WHEREAS**, Regent Kamler helped bring student representatives from the University, State College, and Community College systems together for the first annual Nebraska State Student Association conference to discuss issues affecting higher education on both a state and national level; and

**WHEREAS**, Regent Kamler has done an outstanding job of engaging and communicating with students, University administrators, and members of the Board of Regents on concerns and issues throughout his term of office;

**NOW, THEREFORE, BE IT RESOLVED**, that the University of Nebraska Board of Regents expresses sincere appreciation for Regent Eric Kamler's dedicated service and effective leadership as a member of the board, and wishes him well in all his future endeavors.

Regent Whitehouse presented the following resolution

**WHEREAS**, Cameron Deter has served with distinction as a member of the University of Nebraska Board of Regents and President of the Associated Students of the University of Nebraska at Kearney since March 2012; and

**WHEREAS**, Regent Deter has honestly and effectively communicated with Chancellor Kristensen and UNK's administrative team to represent his fellow students in all issues affecting their campus and their education; and

**WHEREAS**, Regent Deter has pioneered important collaborative research to reform and improve the utilization of the academic tool, Blackboard; and

**WHEREAS**, Regent Deter has promoted community engagement through the development of "Play it Forward," a project that serves to collect softly used athletic equipment for the benefit of local Special Olympics athletes; and he has promoted the University by virtue of establishing at UNK the first "Play it Forward" collegiate chapter in the United States; and

**WHEREAS**, Regent Deter has encouraged and advanced international student engagement within his Executive Cabinet and within Student Government; and

**WHEREAS**, Regent Deter has advocated for the transparency of University resources via iPad kiosks and "UNK Mobile;" and

**WHEREAS**, by means of honest, principled, innovative, and energetic leadership, Regent Deter has brought honor to his position and to the University,

**NOW, THEREFORE, BE IT RESOLVED**, that the University of Nebraska Board of Regents expresses sincere appreciation for the exceptional service that Regent Cameron Deter has provided during his tenure in office and wishes him well in all his future endeavors.

Action

The resolutions were adopted by acclamation

President Milliken recognized the outgoing Faculty Senate Presidents: Dr. Dawn Mollenkopf, University of Nebraska at Kearney; Professor Mathias Schubert, University of Nebraska-Lincoln; Dr. Audrey Nelson, University of Nebraska Medical Center; and Dr. Peter J. Smith, University of Nebraska at Omaha.

VI.

**HEARINGS**

None

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**VII.**

**PUBLIC COMMENT**

Mr. Brian McMullen spoke on the topic of the University of Nebraska-Lincoln Health Center [See Documents file for a copy of the handout distributed by Mr. McMullen to the Board]

- Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Pillen, Whitehouse, Clare, Daub, Hawks, and Phares. Not present: Schroeder. Motion carried.
- Motion Moved by Phares and seconded by Pillen to approve item IX-B-3
- IX-B-3 Approve an agreement with the University of Nebraska Foundation providing for acceptance of a gift of design services and funds to construct an addition to the International Quilt Study Center on the east campus of the University of Nebraska-Lincoln
- There was discussion
- Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Whitehouse, Clare, Daub, Hawks, Phares, and Pillen. Not present: Schroeder. Motion carried.
- Motion Moved by Hawks and seconded by Phares to approve item IX-B-4
- IX-B-4 Approve the Easement and Hold Harmless Agreement between the University of Nebraska-Lincoln, the City of Lincoln and AF-18R-Lincoln LLC relating to the 18th and R Mixed-Use Development
- There was discussion
- Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Whitehouse, Clare, Daub, Hawks, Phares, and Pillen. Not present: Schroeder. Motion carried.
- Motion Moved by Phares and seconded by Bertelsen to approve item IX-B-5
- IX-B-5 Approve the Resolution to authorize expenditure of up to \$250,000 for emergency replacement of four domestic hot water heaters at Abel and Sandoz Residence Halls from the Replacement Fund of the Student Fees and Facilities Revenue Bonds at the University of Nebraska- Lincoln
- Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Clare, Daub, Hawks, Phares, Pillen, and Whitehouse. Not present: Schroeder. Motion carried.
- Motion Moved by Phares and seconded by Kamler to approve item IX-B-6
- IX-B-6 Approve the Asset Purchase Agreement of Potomac Books Inc. in the amount of \$1,200,000 at the University of Nebraska-Lincoln
- There was discussion
- Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Daub, Hawks, Phares, Whitehouse, and Clare. Voting No: Pillen. Not present: Schroeder. Motion carried.
- Motion Moved by Hawks and seconded by Whitehouse to approve item IX-B-7
- There was discussion
- IX-B-7 Approve naming the Haymarket Park Practice Facility the “Alex Gordon Training Complex”
- Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Hawks, Phares, Pillen, Whitehouse, Clare, and Daub. Not present: Schroeder. Motion carried.
- Motion Moved by Kamler and seconded by Hawks to approve item IX-B-8
- IX-B-8 Approve naming the volleyball court at the Bob Devaney Sports Center the “Terry Pettit Court”
- Action Student Opinion: Voting Aye: Kamler, Bertelsen, Deter, and Hosein. Voting Aye: Phares, Pillen, Whitehouse, Clare, Daub, and Hawks. Not present: Schroeder. Motion carried.
- Motion Moved by Phares and seconded by Pillen to approve items IX-B-9, IX-B-10, IX-B-15, and IX-B-16

- IX-B-9 Approve the Fund B University Program and Facilities Fees 2013-14 Allocation for the University of Nebraska-Lincoln  
University of Nebraska at Kearney
- IX-B-10 Approve the Fund B University Program and Facilities Fees 2013-14 Allocation for the University of Nebraska at Kearney  
University of Nebraska Medical Center
- IX-B-15 Approve the Fund B, University Program and Facilities Fee 2013-14 Allocation for the University of Nebraska Medical Center  
University of Nebraska at Omaha
- IX-B-16 Approve the Fund B University Program and Facilities Fees 2013-14 Allocation for the University of Nebraska at Omaha  
There was discussion
- Action Student Opinion: Voting Aye: Bertelsen, Deter, Hosein, and Kamler. Voting Aye: Phares, Pillen, Whitehouse, Clare, Daub, and Hawks. Not present: Schroeder. Motion carried.
- Motion Moved by Phares and seconded by Whitehouse to approve items IX-B-11 and IX-B-12  
University of Nebraska at Kearney
- IX-B-11 Approve the Program Statement and Budget for the Health Sciences Education Building at the University of Nebraska at Kearney
- IX-B-12 Approve the selection of RDG Planning and Design to provide design consultant services for the Health Sciences Education Building at the University of Nebraska at Kearney  
There was discussion
- Action Student Opinion: Voting Aye: Deter, Hosein, Kamler, and Bertelsen. Voting Aye: Pillen, Whitehouse, Clare, Daub, and Phares. Abstained: Hawks. Not present: Schroeder. Motion carried.
- Motion Moved by Daub and seconded by Hawks to approve item IX-B-13  
University of Nebraska Medical Center
- IX-B-13 Approve the Resolution relating to the Cancer Center Research Project at the University of Nebraska Medical Center which (1) approves the issuance of not to exceed \$40,000,000 principal amount of UNMC Cancer Research Center Bonds, Series 2013 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 Agreement, 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 3.25%), principal amounts, principal maturities and redemption provisions of such Bonds, and (4) approves the preparation and use of a final Official Statement  
There was discussion
- Action Student Opinion: Voting Aye: Hosein, Kamler, Bertelsen, and Deter. Voting Aye: Whitehouse, Clare, Daub, Hawks, Phares, and Pillen. Not present: Schroeder. Motion carried.
- Motion Moved by Whitehouse and seconded by Hosein to approve item IX-B-14
- IX-B-14 Approve the selection of The Clark Enersen Partners and RDG Planning and Design to provide architectural design services for the College of Pharmacy and Center for Drug Discovery at the University of Nebraska Medical Center







**Addendum “A”**

Agenda item VIII-B-2 (page 61 above) provides the following changes to the *Policies of the Board of Regents*:

**RP-6.6.9 Authority to Establish Accounts**

Authority is hereby delegated and granted to the principal business officer of each major administrative unit within the University to:

1. Establish accounts in federally insured financial institutions for the purpose of carrying on the day-to-day business operations of the University with respect to cash funds which the Board of Regents is authorized to retain pursuant to Neb. Rev. Stat., § 83-130, 83-305.04, 85-125 and 85-192;
2. Designate signatories authorized to transact business through such accounts and to report to the ~~Board of Regents~~ Vice President for Business and Finance on an annual basis, or whenever a change is made, those individuals authorized as signatories;
3. Designate the number of signatories required to withdraw funds; RP-194 Chapter 6. Business and Financial Management
4. Authorize the use of facsimile signatures in transacting business with respect to any such accounts.

Any such accounts established shall be reported on a timely basis to the Vice President for Business and Finance.

### **Addendum “B”**

Agenda item VIII-B-3 (page 61 above) provides the following changes to the *Policies of the Board of Regents*:

1. Add new *Board of Regents Policy* RP-2.7.4, National Strategic Research Institute, and
2. Amend *Board of Regents Policy* RP-3.2.3, Ancillary Groups or Organizations-Group Insurance Plan

#### **RP-2.7.4 National Strategic Research Institute**

The Board of Regents approved the creation of the National Strategic Research Institute (NSRI) as a non-profit 501(c)(3) supporting organization of the University to provide a single University Affiliated Research Center (UARC) resource with specific areas of core competency as established by the Board of Regents.

Members of the full-time permanent faculty and other full-time employees of the University may be employed with NSRI Consulting Appointments as approved by the cognizant administrative officer. Such appointments shall be for a stated term not to exceed three years and shall carry no presumption of renewal. NSRI Consulting Appointments are funded in whole or in part by funds from a specific source external to the University, and when such funds are reduced or discontinued, then the NSRI Consulting Appointment may be terminated by the University by giving the appointee at least 90 days written notice of the date of termination. University employees with designated NSRI Consulting Appointments shall continue to be considered as full-time employees of the University for purposes of benefits eligibility, contributions, length of service, faculty standing, and related determinations. NSRI is an ancillary organization to the University, and its employees are eligible for participation in the University Group Insurance Plan pursuant to Regents Policy 3.2.3. NSRI is responsible for the operation, administration and management of a University Affiliated Research Center (UARC) resource to respond to USSTRATCOM and other Department of Defense (DoD) sponsor requirements with specific tasks in areas of core competency established by the Board of Regents. The following policies shall apply to University employees engaged in research through NSRI.

a. The employee shall assign to NSRI any right, title, and interest he/she may have in any invention, discovery, improvement, or other intellectual property which (i) the employee develops solely as a direct result of performing consulting services for NSRI and (ii) is not generated in the course of the employee’s activities as a University faculty member and is not owned by the University or assignable to the University. Any intellectual property assignable to NSRI pursuant to the preceding sentence is hereinafter referred to as “NSRI Intellectual Property.” Upon the request of NSRI, the employee shall execute such further assignments, documents, and other instruments as may be necessary to assign NSRI Intellectual Property to NSRI and to assist NSRI in applying for, obtaining and enforcing patents or other rights in the United States and in any foreign country with respect to any NSRI Intellectual Property. NSRI will bear the cost of preparation of all patent or other applications and assignments, and the cost of obtaining and enforcing all patents and other rights to NSRI Intellectual Property. The employee shall report inventions in a timely manner and in accordance with all mandatory policies and procedures. NSRI is not a patent prosecution or tech transfer entity, and should the circumstances permit in the reasonable discretion of NSRI, patent prosecution for NSRI Intellectual Property will be reassigned to the University an6.52 Tm.0009 ereina

c. In order to allow for required security and policy review to ensure compliance with established DoD policies for the public release of information, the employee shall agree not less than 30 days prior to submission for publication or presentation (including any abstracts, poster boards, articles, etc.) to complete pre-submission paperwork for government review and include the appropriate disclaimers on any approved publication.

**RP-3.2.3 Ancillary Groups or Organizations—Group Insurance Plan**

The following designated persons representing groups or organizations ancillary to the University are eligible for participation in the University Group Insurance Plan. No University of Nebraska contribution to any such person's premium cost will be made, and each ancillary group or organization or its individual members will arrange for payment of premiums with the appropriate University benefits manager. The designated persons authorized for participation are members and former members of the Board of Regents, and full-time employees of the University of Nebraska-Lincoln Alumni Association, the University of Nebraska at Kearney Alumni Association, the University of Nebraska at Omaha Alumni Association, the University of Nebraska Medical Center Alumni Association, the University of Nebraska Medical Center Hospital Association, the University of Nebraska Foundation, Nebraska Specific Pathogen Free Swine Accrediting Agency, Nebraska Crop Improvement Association, Nebraska Pork Producers Association, the UNL Federal Credit Union, the UNMC Credit Union, the Nebraska 4-H Development Foundation, Lab Interlink, Ximerix, Inc, UNeMed Corporation, University Medical Associates, ~~and~~ Museum of Nebraska Art, Inc., and the National Strategic Research Institute.