

The Board of Regents of the University of Nebraska met on November 3, 2006, at 1:00 p.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, Omaha World Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, and the Lincoln office of the Associated Press on October 23, 2006.

Regents present:

Randolph M. Ferlic
Chuck Hassebrook
Howard Hawks
Jim McClurg, Chairman
Drew Miller
Bob Phares
Kent Schroeder
Charles S. Wilson, Vice Chairman
Dan Connealy
Mike Eiberger
Steve Massara
Matt Schaefer

University officials present:

James B. Milliken, President
Linda R. Pratt, Interim Executive Vice President and Provost
John Christensen, Interim Chancellor, UNO
Harold Maurer, Chancellor, UNMC
Douglas A. Kristensen, Chancellor, UNK
Harvey S. Perlman, Chancellor, UNL
John Owens, Vice President for Agriculture and Natural Resources
Donal J. Burns, Associate Executive Vice President and Provost and Corporation Secretary
David Lechner, Vice President for Business and Finance
Richard R. Wood, Vice President and General Counsel
Peter G. Kotsiopoulos, Vice President for University Affairs

I. **CALL TO ORDER**

II. **ROLL CALL**

The Board convened at 1:00 p.m. in the Board Room at Varner Hall, 3835 Holdrege, Lincoln, Nebraska on November 3, 2006. Attendance is indicated above.

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

Motion Moved by Hawks and seconded by Phares to approve the minutes and ratify the actions of the regularly scheduled meeting of September 8, 2006.

Action Student Opinion: Voting Aye: Eiberger, Massara, Schaefer and Connealy. Voting Aye: Ferlic, Hassebrook, Hawks, McClurg, Miller, Schroeder, Wilson and Phares. Motion carried.

Regent McClurg announced the location of the Open Meetings Act in the Board room.

IV. **KUDOS AND RESOLUTIONS**

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Regent Miller presented a KUDOS award to Kimberly S. Christensen, Buyer in the Office of Business Services at the University of Nebraska at Kearney.

Regent Phares presented a KUDOS award to Christine Carey, Recruitment Staff Assistant in the Office of Research and Graduate Studies at the University of Nebraska - Lincoln.

Regent Ferlic presented a KUDOS award to Rhonda Simpson, staffer in the College of Dentistry at the University of Nebraska Medical Center.

Regent Hassebrook presented the following resolution:

Whereas, Student Body President and Regent Steve Massara has effectively represented the constituents of the University of Nebraska at Omaha to the university administration, the University of Nebraska Board of Regents, and the public; and

Whereas, he organized a “Grassroots” visibility campaign which resulted in UNO Student Government senators increasing communication to their constituents on issues concerning their college, university, and community as a whole along with a record voter turnout for Student Government elections; and

Whereas, he received several awards including the Student Government Leadership Award, Outstanding Senator Award, Outstanding Executive Award, Vice-Chancellor’s Award, Health Physical Education and Recreation Outstanding Undergraduate Award, and Pinnacle Award; and

Whereas, his involvement and volunteer contributions in the following roles were immeasurable: Emerging Leaders, Student Government Secretary, Faculty Senate Liaison, Student Government College of Education Senator, Student Government President and Regent; and

Whereas, Regent Massara won the respect and admiration of innumerable students, faculty and staff, and was a positive role model on campus.

Therefore, be it resolved, that the University of Nebraska Board of Regents publicly recognizes the accomplishments of Regent Steve Massara and extends their appreciation for his service and wishes him well in all his future endeavors.

Regent Wilson presented the following resolution

Whereas, Dan Connealy 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 2005-2006 terms; and

Whereas, Regent Connealy has taken an active and positive role in Board of Regents meetings and events across the state, and, as a member of the Executive Committee, discussed and set the final agenda for the Regents meetings; and

Whereas, Regent Connealy, as a member of the UNMC Chancellor’s Advisory Board, discussed important Regental issues and provided input regarding the potential impact of those issues on UNMC students; and

Whereas, Regent Connealy provided input into the design and décor of the student functional areas of the Michael F. Sorrell Center for Health Science Education, was a student volunteer for the Rural Health Education Network and Area Health Education Center, and was involved in numerous UNMC public affairs and alumni affairs activities, including speaking at the groundbreaking for the Sorrell Center; and

Whereas, Regent Connealy drafted a resolution supporting UNMC faculty salary increases that was unanimously supported by the UNMC Student Senate, and, with fellow Student Senate member Jonathan Henning, drafted a unanimously supported Student Senate resolution opposing Initiative 423, as well as a letter to the editor that was published by the Omaha World-Herald and other local papers.

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Therefore, be it resolved, that the University of Nebraska Board of Regents expresses its sincere appreciation for the contributions and dedicated service of Regent Dan Connealy during his term on the Board and wishes him well in all of his future endeavors.

Regent Hawks presented the following resolution:

Whereas, Drew Miller has served with great distinction as a member of the University of Nebraska Board of Regents since 1994; and re-elected in 2000; andan Comnted the d12003 Tc0 T on:

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VII. STRATEGIC OR POLICY ISSUE

The strategic issues were the enrollment report, an update of the LB 605 timetable and the Spellings Report. Dr. Marijane Hancock, Director of Institutional Research, presented the enrollment report. David Lechner, Vice President for Business and Finance, provided an updated time line for LB 605 projects and Dr. Linda R. Pratt, Interim Executive Vice President and Provost, updated the Board about the Spellings Report.

VIII. UNIVERSITY CONSENT AGENDA

Motion Moved by Miller and seconded Ferlic to approve items VIII-A-1; VIII-A-2; VIII-A-3; VIII-A-4; VIII-B-1; VIII-B-2; VIII-B-3; VIII-B-4; VIII-B-5; and VIII-B-6.

A. ACADEMIC

VIII-A-1 President's Personnel Recommendations.

VIII-A-2 Approve the revised Bylaws of the College of Architecture of the University of Nebraska-Lincoln.

VIII-A-3 Approve the Bylaws of the College of Education and Human Sciences at the University of Nebraska-Lincoln.

VIII-A-4 Approve Bylaws of the Faculty of the College of Journalism and Mass Communications of the University of Nebraska-Lincoln.

B. BUSINESS

Central Administration

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

VIII-B-2 Approve reappointment of Harold Maurer, M.D. and Duane Acklie to the Board of Directors of The Nebraska Medical Center effective January 1, 2007, for a term of three years.

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VIII-B-3 Authorize the Vice Chancellor for Business & Finance and the Athletics Director to complete negotiations and authorize the Chancellor to approve a contract for a 2006 postseason football game.

VIII-B-4 Approve the rehabilitation of the Tractor Testing Facility.

VIII-B-5 Approve Change Order for installation of a moveable grid ceiling system in the Black Box Theatre as part of the Temple Building Renovation and Addition Project.

VIII-B-6 Approve naming of the South Stadium offices the "June and Paul Schorr III Center for Computer Science and Engineering."

Action Student Opinion: Voting Aye: Massara, Schaefer, Connealy and Eiberger. Voting Aye: Hassebrook, Hawks, McClurg, Miller, Schroeder, Wilson, Phares and Ferlic. Motion carried.

IX. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC

Motion Moved by Wilson and seconded by Schroeder to approve item IX-A-1.

IX-A-1 Approve adoption of Section 4.4.8 of the *Bylaws of the Board of Regents* relating to Faculty Practice Appointments and Faculty Research Appointments.

4.4.8 Faculty Practice and Faculty Research Appointments, University of Nebraska-Lincoln.

Notwithstanding the contrary provisions of Section 4.4.1, members of the full-time, permanent faculty at the University of Nebraska-Lincoln may be employed by a Faculty Practice Appointment or a Faculty Research Appointment. Such faculty appointments shall be for a stated term not to exceed five years and shall carry no presumption of renewal. Any Faculty Practice or Faculty Research Appointment may be renewed for succeeding terms not to exceed five years each. Except for termination of a Faculty Research Appointment on shorter notice due to lack of funding as provided below in subparagraph (g), each such appointment will terminate at the end of its stated term if written notice of non-reappointment is given to the appointee by the appropriate administrative officer in accordance with the following standards:

- (a) If the stated term of the appointment on a Faculty Practice Appointment or a Faculty Research Appointment expires at the end of one year of service or sooner, notice shall be given by an appropriate administrative officer not less than three (3) months in advance of the termination date.
- (b) If the stated term of the appointment expires after one year of continuous service, but not later than two years of continuous service on a Faculty Practice Appointment or a Faculty Research Appointment, notice shall be given by an appropriate administrative officer not less than six (6) months in advance of the termination date.
- (c) If the stated term of the appointment expires after two years of continuous service on a Faculty Practice Appointment or a Faculty Research Appointment, notice shall be given by an appropriate administrative officer not less than twelve (12) months in advance of the termination date.
- (d) As used in this section, the term "continuous service" shall include consecutive service from one academic year to the next succeeding academic year.
- (e) If written notice is not given to the appointee by the appropriate administrative officer in the manner herein provided and within the time specified in subsection (a), (b), or (c) of this section, as appropriate, the appointment shall be extended for a period of twelve (12) months. Any appointment extended as provided in this section shall be considered to be an appointment for one year of service, and subject to reappointment in accordance with the provisions specified above.
- (f) All notices required by this section shall be deemed to have been properly given if mailed to the appointee's home address, as reflected by the records of the University, by certified mail, with sufficient postage attached.
- (g) Notwithstanding the contrary provisions of subparagraphs (a), (b), (c), and (e) of this Section, in the event a Faculty Research Appointment is funded in whole or in part by funds from a specific source external to the University, such as a research grant, and such funds are reduced or discontinued, then the Faculty Research Appointment may be terminated by the University by giving the appointee at least 90 days written notice of the date of termination.

There was discussion.

- Action Student Opinion: Voting Aye: Schaefer, Connealy, Eiberger and Massara. Voting Aye: Hawks, McClurg, Miller, Schroeder, Wilson, Phares, Ferlic and Hassebrook. Motion carried.
 - Motion Moved by Ferlic and seconded by Phares to approve item IX-A-2.
 - IX-A-2 Approval of PreK-16 Initiative Dual-Enrollment Program at the University of Nebraska at Omaha.
- There was discussion.
- Action Student Opinion: Voting Aye: Connealy, Eiberger, Massara and Schaefer. Voting Aye: McClurg, Miller, Schroeder, Wilson, Phares, Ferlic, Hassebrook and Hawks. Motion carried.

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B.

BUSINESS

Central Administration

Motion

Moved by Hassebrook and seconded by Schroeder to approve item IX-B-1.

IX-B-1

Approve submission of a budget deficit request

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IX-A-3 Consider the report of the Academic Freedom and Tenure Committee of the University of Nebraska at Omaha, and render a decision In the Matter of the Academic Freedom Complaint filed by Dr. Pamela Jean Owens.

Action Student Opinion: Voting Aye: Schaefer, Connealy, Eiberger and Massara. Voting Aye: Wilson, Phares, Ferlic, Hassebrook, Hawks, McClurg, Miller and Schroeder. Motion carried.

Regent Ferlic presented the Internal Audit Report on Applying Agreed-Upon Procedures for the University of Nebraska at Omaha.

Motion Moved by Ferlic and seconded by Phares to accept the report.

Action Student Opinion: Voting Aye: Connealy, Eiberger, Massara and Schaefer. Voting Aye: Phares, Ferlic, Hassebrook, Hawks, McClurg, Miller, Schroeder and Wilson. Motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned at 4:52 p.m.

Respectfully submitted,

Donal J. Burns
Corporation Secretary

Jim McClurg
Chairman of the Board