

**Contact: Andrea Anania**

**BOARD OF REGENTS, STATE OF IOWA  
COURTYARD BY THE MARRIOTT  
2405 SE CREEKVIEW DRIVE  
ANKENY, IOWA**

**MINUTES OF FEBRUARY 3, 2009**

**Board Members**

Bonnie Campbell	Present
Robert Downer	Present
Jack Evans	Present
Michael Gartner	Present
Ruth Harkin	Present
Greta Johnson	Present
Craig Lang	Present
David Miles	Present
Rose Vasquez	Present

**Staff Members**

Andrea Anania, Brad Berg, Marcia Brunson, Bob Donley, Sheila Doyle, Tom Evans, Diana Gonzalez, Joan Racki, Keith Saunders, Patrice Sayre, Todd Stewart, Ilene Tuttle

**Regents Institutions**

SUI Sally Mason, Mark Braun, Dan Fick, Ken Fisher, Ken Kates, Wallace Loh, Doug Merrill, Jean Robillard, Paul Rothman, Doug True, Ann Williamson

ISU Gregory Geoffroy, Elizabeth Hoffman, Warren Madden

UNI Benjamin Allen, Terrence Hogan, Jim Lubker, Tom Schellhardt

ISD Jeanne Prickett, Jim Heuer

IBSSS Patrick Clancy, Don Boddicker

**Others**

The corresponding docket memorandum for each agenda item, an integral component of the minutes, is available on the Board of Regents website: [www2.state.ia.us/regents](http://www2.state.ia.us/regents).

Copies of these memoranda can also be obtained from the Board Office by calling 515-281-3934.

**President Miles called the meeting to order at 8:30 a.m. on February 3, 2009.**

**Roll Call:**

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Present	x	x	x	x	x	x	x	x	x
Absent									

President Miles reported that this is the first meeting with live-stream audio on the Internet. He said that the Board Office has been asked to provide recommendations to reduce Board meeting costs.

**Consent Agenda**

- ◆ Minutes of December 10-11, 2008, Board Meeting
- ◆ Minutes of January 9, 2009, Board Meeting
- ◆ Institutional Personnel Transactions
- ◆ Conflict of Interest Vendors
- ◆ Semi-Annual Claims Activity Reports: July 1, 1008 – December 31, 2008
- ◆ Request for a Name Change at Iowa State University: Master of Science and Ph.D. Programs in Wildlife Biology and Animal Ecology to Master of Science and Ph.D. Programs in Wildlife Ecology
- ◆ Report on Investigation of Expanding Price Laboratory School as a Research, Development, Demonstration, and Dissemination School  
  - President Pro Tem Evans asked the Board Office to include a presentation on the report at a future meeting because it was a very substantive report.

➤ **MOVED** by GARTNER, **SECONDED** by DOWNER, to approve the Consent Agenda.

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x	x	x	x
Nay									

**MOTION APPROVED** by ROLL CALL.

**Executive Director Report**

Executive Director Bob Donley: (1) said he and President Miles appeared before the Joint Legislative Committee on Education Appropriations to answer questions on the 2.5% budget cut and a possible 10% cut. He thanked Vice Presidents Doug True, Tom Schellhardt, and Warren Madden for providing the universities perspectives; (2) reported on the February 2<sup>nd</sup> strategic planning session; and (3) assured the Board that the sexual assault policies would be monitored as progress is made on policy, implementation, and training.

In response to Regent Harkin, Executive Director Donley said that questions from the Education Appropriations Committee centered on the number of full-time employees since 2001. He anticipated additional questions after the Revenue Estimating Conference’s next report in March and after determining how the federal stimulus package affects the Regents budget, particularly in the Medicaid area.

➤ The Board received the report by **GENERAL CONSENT**.

**Legislative Update**

State Relations Officer Keith Saunders reported that: (1) the Governor recommended a 6.5% across-the-board cut for FY 2010, which will bring the total FY 2009 and FY 2010 Regents cuts to \$62 million; (2) legislators will begin substantive work on the budget once more is known about the federal stimulus package and Iowa's revenue estimates; (3) Regents personnel have made several presentations to the Education Appropriations Committee and the Economic Development Appropriations Committee; and (4) President Mason will be updating the Legislative Oversight Committee on SU's flood recovery efforts.

- The Board received the update by GENERAL CONSENT.

**Report on 2009 Appropriation Reversion**

The Presidents, Superintendents, and Board Office Chief Business Officer updated the Board on how the institutions are handling the FY 2009 appropriation reversions totaling \$10.5 million.

President Miles said that the Board will not be asked to make any final FY 2010 budget decisions until the legislative appropriation has been approved. He proposed that the Regents pursue treatment of the special schools similar to the K-12 system, noting that the Governor's Budget includes a 6.5% reduction for the special schools, whereas the K-12 system shows a 2% to a possible 4% allowable growth and funding for teacher quality.

In response to a question from Regent Downer, Patrice Sayre discussed public and private tuition grant reductions for FY 2009 and FY 2010.

- The Board received the report by GENERAL CONSENT.

**Status Report on University of Iowa Flood Recovery**

Vice President Doug True provided a flood recovery project update and a report on the Federal Emergency Management Agency's January 2009 actions and the related implications.

- The Board received the report by GENERAL CONSENT.

**Financing of Flood Recovery**

Item removed from the agenda.

**University of Iowa Hospitals and Clinics Trustees**

Chair Downer provided an overview on the reports presented to the UIHC Committee meeting. The full Board took the following action:

- MOVED by DOWNER, SECONDED by EVANS, to approve all reports presented except those related to UIHC's financial performance due to the fact that the Regents had not received a written presentation on those numbers prior to the Committee meeting; rather, reports related to UIHC's financial performance were received.

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x	x	x	x
Nay									

MOTION APPROVED by ROLL CALL.

Chair Downer requested that the minutes recognize former University of Iowa College of Business Professor Dr. Emmett Vaughan as being instrumental in establishing the Iowa Medical Mutual Insurance Company.

**Audit/Compliance and Investment Committee Report**

Chair Evans provided an overview on the audit reports presented to the Audit/Compliance and Investment Committee meeting. The full Board took the following action:

- MOVED by EVANS, SECONDED by GARTNER, to receive the audit reports presented.

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x	x	x	x
Nay									

MOTION APPROVED by ROLL CALL.

**Regents Procurement Presentation**

Regents Purchasing Directors appeared before the Board: Mary Jane Beach (SUI), Debby Zumbach (SUI), Arlo Meyer (ISU), Kelly Flege (UNI), Jim Heuer (ISD), and Don Boddicker (IBS).

Ms. Flege explained that Regents procurement is unique, exercises best practices, and works cooperatively and collaboratively. She emphasized that maintaining purchasing autonomy provides Regents institutions with the competitive edge necessary to retain key faculty, recruit dynamic new faculty, and contribute to student retention.

Regent Gartner requested that the purchasing directors work closely with the Iowa Department of Administrative Services (IDAS) to explain Regents efficiencies and help them as much as possible.

President Miles asked that the Board Office prepare a report on fleet management, including why there are different policies at the three universities.

Executive Donley agreed to collaborate as much as possible with IDAS, while maintaining collaborative autonomy, and report back to the Board after the next quarterly inter-agency meeting on March 12<sup>th</sup>.

- The Board received the presentation by GENERAL CONSENT.

**Facilities Governance Report**

Joan Racki provided an overview of the information included in the annual Facilities Governance Report.

- The Board received the report by GENERAL CONSENT and reaffirmed the Board’s support for continued inter-institutional collaboration and coordination on facility issues; and institutional correction of identified fire safety and deferred maintenance deficiencies within the limits of available resources.

**Register of University of Iowa Capital Improvement Business Transactions**

- MOVED by EVANS, SECONDED by DOWNER, to authorize permission to proceed with project planning and the selection of InVision Architecture LTD, Waterloo, Iowa, for the **Dental Science Building – Renovate Laboratories for Dows Institute** project; and to approve project descriptions and budgets for the **Oakdale Campus – Non-Energy Utility Infrastructure Improvements** project (\$3,865,391), **Oakdale Renewable Energy Plant – Mechanical Distribution** project (\$3,084,000), and the **Kinnick Stadium – Drainage Improvements and Turf Replacement** project (\$2,025,000).

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x		x	x
Nay									
Absent							x		

MOTION APPROVED by ROLL CALL.

**Institutional Agreements, Leases and Easements**

- MOVED by DOWNER, SECONDED by EVANS, to approve the easements for the benefit of the University of Iowa and leases for the benefit of the University of Northern Iowa as summarized in the agenda item.

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x		x	x
Nay									
Absent							x		

MOTION APPROVED by ROLL CALL.

**Annual Report on Student Retention and Graduation Rates**

Diana Gonzalez provided comments about the report. Regent Downer asked UNI to explain why there is such a significant variation in the six-year graduation rates between minorities and non-minorities. President Allen, Provost Lubker, and Vice President Hogan described efforts being conducted to reduce the variation.

- The Board received the report by GENERAL CONSENT.

**Collective Bargaining Strategy Session**

**Evaluation of Institutional Heads and Executive Director**

- MOVED by HARKIN, SECONDED by CAMPBELL, to enter into closed session pursuant to:
  - ◆ Iowa Code section 20.17(3) to conduct a strategy meeting of a public employer for collective bargaining; and
  - ◆ Iowa Code section 21.5(1)(i) upon request of individuals whose performance is being considered.

Each individual has requested that his or her performance be discussed by the Board in closed session.

<u>Regent</u>	<u>Campbell</u>	<u>Downer</u>	<u>Evans</u>	<u>Gartner</u>	<u>Harkin</u>	<u>Johnson</u>	<u>Lang</u>	<u>Miles</u>	<u>Vasquez</u>
Aye	x	x	x	x	x	x		x	x
Nay									
Absent							x		

MOTION APPROVED by ROLL CALL.

The Board convened in closed session at 1:45 p.m.

The Board reconvened in open session at 5:20 p.m.

**President Miles adjourned the meeting at 5:25 p.m.**