MINUTES OF JUNE 6, 2012, BOARD MEETING

MAIN LOUNGE, IOWA MEMORIAL UNION
UNIVERSITY OF IOWA
IOWA CITY, IOWA

Board Members
Nicole Carroll Present
Robert Downer Present
Jack Evans Present
Ruth Harkin Present
Greta Johnson Present
Craig Lang Present
David Miles Present
Katie Mulholland Present
Bruce Rastetter Present

Staff Members
Andrea Anania, Jeneane Beck, Brad Berg, Marcia Brunson, Aimee Clayton, Bob Donley, Sheila Doyle Koppin, Tom Evans, Diana Gonzalez, Ann McCarthy, Joan Racki, Keith Saunders, Patrice Sayre, Todd Stewart, Iliene Tuttle

Regent Institutions
SUI Sally Mason, P. Barry Butler, Charles Connerly, Robyn Fennig, Ken Fisher, Ken Kates, Rod Lehnertz, Jean Robillard, Doug True, Debby Zumbach

ISU Steven Leath, Elizabeth Hoffman, Warren Madden, Arlo Meyer, Jonathan Wickert

UNI Ben Allen, Kelly Flege, Gloria Gibson, Michael Hager

ISD/IBSSS Patrick Clancy
ISD: Jim Heuer
IBS: Don Boddicker

Others
Roy Buol, City of Dubuque
Mike Dudkowski, Wilshire Consulting
Barry Fick, Springsted Incorporated
Daniel McDonald, Greater Dubuque Development Corporation
Kimberly Stanley, Stanley Beaman & Sears

The corresponding memorandum for each agenda item, an integral component of the minutes, is available on the Board of Regents website:  http://www.regents.iowa.gov/. Copies of these memoranda can also be obtained from the Board Office by calling 515-281-3934.
Call to Order for June 6, 2012
President Lang called the Board of Regents meeting to order at 10:13 a.m.

Roll Call:

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University of Iowa Hospitals and Clinics Committee
The University of Iowa Hospitals and Clinics met at this time.

Board Receipt of UIHC Committee Report
MOVED by DOWNER, SECONDED by HARKIN, to receive the:
- Operational and Financial Performance Report; and
- Report of the University of Iowa Hospitals and Clinics Committee

Regent | Carroll | Downer | Evans | Harkin | Johnson | Lang | Miles | Mulholland | Rastetter |
-------|---------|--------|-------|--------|---------|------|-------|-------------|-----------|
Aye    | x       | x      | x     | x      | x       | x    | x     | x           | x         |
Nay    |         |        |       |        |         |      |       |             |           |

MOTION APPROVED by ROLL CALL.

Audit/Compliance and Investment Committee
The Audit/Compliance and Investment Committee met at this time.

Board Receipt of Audit/Compliance and Investment Committee Report
MOVED by MILES, SECONDED by HARKIN, to:
- Request that the Board receive an annual report on how the Regent endowments perform relative to peer groups; and
- Receive the Report of the Audit/Compliance and Investment Committee.

Regent | Carroll | Downer | Evans | Harkin | Johnson | Lang | Miles | Mulholland | Rastetter |
-------|---------|--------|-------|--------|---------|------|-------|-------------|-----------|
Aye    | x       | x      | x     | x      | x       | x    | x     | x           | x         |
Nay    |         |        |       |        |         |      |       |             |           |

MOTION APPROVED by ROLL CALL.

Board President Report
President Lang:
- Provided highlights on the 2012 legislative session – He reported new funding of $23 million for the three universities, including: a 3.2% increase to the three universities; $4 million special allocation for UNI to help stabilize its budget; $3 million for UNI’s math and science initiative; $1.5 million for the flood center at SUI; and a 2% increase for ISD and IBSSS.
- He thanked: (1) Governor Branstad and legislators from both parties for their support in the creation of the Regent Innovation Fund, funded at $3 million, which will enable the three universities to ramp up efforts to commercialize promising research and to assist more Iowa businesses; and (2) students and State Relations Officers for their hard work during the session;
Recognized Associate Counsel Aimee Clayton who provided an update on UNI’s Title IX Audit;

Commented on Tuition Set-Aside and highlighted the recommendations that the Board will be asked to consider later in the day; and

Proposed the following Resolution:

MOVE by JOHNSON, SECONDED by MULHOLLAND, to approve the following Resolution of the Board of Regents, State of Iowa:

WHEREAS, Richard O. Jacobson, a graduate of the University of Iowa, has been a loyal benefactor to the University of Iowa, Iowa State University, and the University of Northern Iowa;

WHEREAS, Mr. Jacobson’s generous gifts benefited the Human Performance Center at the University of Northern Iowa; the University of Iowa Tippie College of Business, College of the Design at Iowa State University, University of Iowa Foundation, intercollegiate athletics at the University of Iowa and Iowa State University; and allowed for the establishment of the Richard O. Jacobson Center for Comprehensive Literacy at the University of Northern Iowa;

WHEREAS, Mr. Jacobson is a true Iowan and his philanthropy over the years is testimony to his enduring commitment to young people and to Iowa’s public universities.

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents, State of Iowa, expresses it deep gratitude to Richard O. Jacobson for his significant contributions to the Regent universities and recommends to Governor Terry Branstad that the name of Mr. Jacobson be placed into nomination for the Iowa Award, the state’s highest citizen award.

Dated this 6th day of June 2012.

MOTION APPROVED UNANIMOUSLY.

The Board received the President’s Report by GENERAL CONSENT.

CONSENT AGENDA

Minutes of April 25-26, 2012, Board Meeting

FY 2011 Unit Cost of Instruction

Report of Crime Statistics at the Universities for the Quarter Ending March 31, 2012

Campus Sustainability Annual Report

Adoption of Amendments to Iowa Administrative Code 681 – Chapter 4

Appointments and Other Personnel Actions

Amendments to Bylaws of the University of Iowa Research Park Corporation

Ratification of Equipment Purchase – University of Iowa

FY 2013 Annual Capital Plans

Agreements with the Nebraska Department of Education

MOVE by EVANS, SECONDED by DOWNER, to approve the CONSENT AGENDA.

Regent            Carroll  Downer  Evans  Harkin  Johnson  Lang  Miles  Mulholland  Rastetter
Aye              x       x       x       x        x       x       x       x       x
Nay

MOTION APPROVED by ROLL CALL.
Tuition Set-Aside Discussion  
Chief Academic Affairs Officer Dr. Diana Gonzalez explained the actions items requested.

- MOVE[d by RASTETTER, SECONDED by MULHOLLAND, to provide as comprehensive an analysis as possible about tuition set-aside, alternative funding sources for student financial aid, state support, and policy implications, create a Board of Regents Student Financial Aid Committee, including the membership, charge, and timeline as outlined below:

**Proposed Membership:**
Bob Donley – Board of Regents Executive Director
Diana Gonzalez – Board of Regents Chief Academic Officer
Patrice Sayre – Board of Regents Chief Business Officer
Barry Butler – University of Iowa Provost
Mark Braun – University of Iowa President Chief of Staff
Tiffani Shaw – University of Iowa Foundation Executive Vice President & Chief Operating Officer
Terry Hogan – University of Northern Iowa Vice President of Student Services
Joyce Morrow – University of Northern Iowa Financial Aid Director
Bill Calhoun – University of Northern Iowa Foundation President & Special Assistant to the President
Roberta Johnson – Iowa State University Financial Aid Director
Pam Elliott Cain – Iowa State University Associate Vice President-Business & Finance & University Secretary
Larissa Holtmyer Jones – Iowa State University Foundation Vice President for Development

**Charge to Committee:** The Board of Regents proposes the following charge for the Board of Regents Student Financial Aid Committee:

- Propose a five-year plan/model which will result in Board policy to eliminate the use of tuition set-aside and replace need-based grant aid for undergraduate Iowa residents through alternative funding sources, including state grants, foundation allocations, and other appropriate sources. Identify year-by-year action steps.
  - The Board requests that the university foundations develop and propose a five-year plan aimed at increasing the annual foundation contribution for student financial aid.
  - The Committee will develop strategies which will result in legislative action to create and adequately fund a state financial aid grant program dedicated to Iowa students attending Iowa public universities.
- Review and discuss current practice of tuition set-aside, including current Board of Regents policy and strategic plan.
- Collect and analyze other appropriate data and information regarding the need for institutional/state support for need-based grant aid for undergraduate Iowa residents.

**Proposed Timeline:** The Committee will prepare a preliminary report by August 24, 2012, and present the preliminary report at the September 12, 2012, Board of Regents meeting. The Committee will revise and edit the preliminary report using Board of Regents feedback at the September 2012 meeting and other pertinent information and prepare the final report by October 4, 2012, and present the final report at the October 24-25, 2012, Board meeting. The report will include a five-year plan/model that identifies alternative approaches to funding need-based student financial aid for undergraduate Iowa residents.

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MOTION APPROVED by ROLL CALL.
FY 2013 Salary Policies
Policy and Operations Officer Marcia Brunson provided an overview of the proposed FY 2013 salary policies. Superintendent Clancy clarified that the proposed professional and scientific increase is 3.5%.

MOVED by EVANS, SECONDED by HARKIN, to approve the following (as shown in the docket memorandum) effective July 1, 2012:

- Nonorganized professional and scientific salary policies and pay matrices – University of Iowa, Iowa State University, University of Northern Iowa, Iowa School for the Deaf, Iowa Braille and Sight Saving School, and the Board Office;
- Faculty salary policies – University of Iowa, Iowa State University, Iowa School for the Deaf and Iowa Braille and Sight Saving School;
- Faculty extracurricular pay schedules – Iowa School for the Deaf and Iowa Braille and Sight Saving School;
- Nonorganized Regent Merit System salary policies and pay matrices; and
- Other than the UI Clinical Enterprise and salary adjustments due to promotions, reassignments, reclassifications, or contractual agreements, salary increases on July 1, 2012, in excess of 4% for nonorganized faculty and professional and scientific staff require prior approval by the Executive Director of the Board of Regents.

Regent    Carroll    Downer    Evans    Harkin    Johnson    Lang    Miles    Mulholland    Rastetter
Aye       x         x         x        x        x        x         x        x          x     x
Nay

MOTION APPROVED by ROLL CALL.

FY 2013 Special School Budgets, FY 2013 University Budget Update, and FY 2012 Amended University Operating Budgets
Policy and Operations Officer Brad Berg reviewed the proposed budgets.

MOVED by MULHOLLAND, SECONDED by JOHNSON, to:

- Receive the FY 2013 budget development update for the universities;
- Approve the FY 2013 operating and restricted fund budgets for the Iowa School for the Deaf and the Iowa Braille and Sight Saving School as shown in the attachments to the agenda item; and
- Approve the amended FY 2012 operating budgets for each university as presented in the attachments to the agenda item.

Regent    Carroll    Downer    Evans    Harkin    Johnson    Lang    Miles    Mulholland    Rastetter
Aye       x         x         x        x        x        x         x        x          x     x
Nay

MOTION APPROVED by ROLL CALL.
Register of University of Iowa Capital Improvement Business Transactions
Vice President Doug True and Director of Planning, Design and Construction in Facilities Management Rod Lehnertz explained the transactions.

- **MOVED by DOWNER, SECONDED by HARKIN, to approve:**
  - Permission to proceed with project planning for these projects: **Utilities Distribution System: Extend Chilled Water Near West Campus Residence Halls**, including the design selection process, and **Court Street Utility Extensions**, including the selection of Shive-Hattery as the design professional.
  - The following actions for the **UIHC Levels 7 & 8 John Colloton and John Pappajohn Rooftop Pavilions Infills** project:
    - Acknowledge receipt of the University’s initial submission of information to address the Board’s capital project evaluation criteria (see Attachment A in the memorandum);
    - Accept the Board Office recommendation that the project meets the necessary criteria for Board consideration; and
    - Authorize permission to proceed with project planning, including the design selection process and utilization of a construction manager.
  - The project description and budget for the **Utilities Distribution System – Construct Sub L East Campus Electrical Loop** ($5,565,422) project.

  **MOTION APPROVED UNANIMOUSLY.**

- **MOVED by CARROLL, SECONDED by EVANS, to approve the following actions for the Mayflower Hall – Permanent Flood Recovery and Mitigation, C. Maxwell Stanley Hydraulics Laboratory – Flood Mitigation and Permanent Recovery, Field House – Modify for UIHC Entry Access, Parking Lots and Ramps – Melrose Avenue – Surface Parking projects:**
  - Acknowledge receipt of the University’s final submission of information to address the Board’s capital project evaluation criteria. (In the memorandum, see Attachment B for Mayflower, Attachment C for Hydraulics Laboratory, Attachment D for Field House, and Attachment E for Melrose Surface Parking);
  - Accept the Board Office recommendation that the projects meet the necessary criteria for Board consideration; and
  - Approve the schematic designs, project descriptions and budgets (Mayflower - $13,316,299, Hydraulics Laboratory - $1,997,816, Field House - $6,305,587, Melrose Surface Parking - $3,027,476), with the understanding that approval will constitute final Board approval and authorization to proceed with construction.

  **MOTION APPROVED UNANIMOUSLY.**
MOVED by DOWNER, SECONDED by HARKIN, to approve the following actions for the Hospital Ramp 2 Replacement project:

- Adopt A Resolution directing the demolition of the existing parking ramp 2 at the State University of Iowa;
- Acknowledge receipt of the University’s final submission of information to address the Board’s capital project evaluation criteria; (See Attachment F in the memorandum)
- Accept the Board Office recommendation that the project meets the necessary criteria for Board consideration;
- Approve the schematic design, project description and budget ($66,153,000) with the understanding that approval will constitute final Board approval and authorization to proceed with construction;
- Authorize the utilization of Gilbane Building Company as construction manager for the project;
- Approve the financing plan for the project; and
- Adopt a resolution declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the State University of Iowa Parking System for certain original expenditures paid in connection with various capital improvement projects.

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MOTION APPROVED by ROLL CALL.

NEW UNIVERSITY OF IOWA CHILDREN’S HOSPITAL PLANNING UPDATE
UIHC Vice President for Medical Affairs Jean Robillard, UIHC Associate Vice President and Chief Executive Officer Ken Kates, UIHC Associate Vice President for Finance Ken Fisher, and Stanley Beaman & Sears President Kimberly Stanley discussed planning and design for the new University of Iowa Children’s Hospital.

MOVED by DOWNER, SECONDED by CARROLL, to approve the revised schematic design and project description and budget ($291,987,000).

MOTION APPROVED UNANIMOUSLY.

Bond Sale/Reimbursement Resolution
Policy and Operations Officer Joan Racki introduced Barry Fick from Springsted, Incorporated, the Board’s financial advisor.

RESOLUTION FOR THE SALE AND ISSUANCE OF $16,340,000 DORMITORY REVENUE REFUNDING BONDS, SERIES S.U.I. 2012

Barry Fick reported that: (1) four bids were received; (2) the winning bid was submitted by Guggenheim Securities, LLC; and (3) the true interest cost was 2.2458%.
MOVED by EVANS, SECONDED by MILES, to approve A Resolution providing for the sale and authorizing and providing for the issuance and securing the payment of $16,340,000 Dormitory Revenue Refunding Bonds, Series S.U.I. 2012, for the purposes of paying costs of refunding the $25,000,000 Dormitory Revenue Bonds, Series S.U.I. 2003, paying costs of issuance, and approving a Refunding Trust Agreement.

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MOTION APPROVED by ROLL CALL.

**UNIVERSITY OF IOWA REIMBURSEMENT RESOLUTION**

MOVED by CARROLL, SECONDED by HARKIN, to approve A Resolution declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse The State University of Iowa Dormitory System for certain original expenditures paid in connection with various capital improvement projects.

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MOTION APPROVED by ROLL CALL.

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

Vice President Warren Madden highlighted the proposed transactions.

MOVED by EVANS, SECONDED by JOHNSON, to approve the actions for the **Iowa State Center Courtyard Improvements** and the **Curtiss Hall – Phase 1** projects.

MOTION APPROVED UNANIMOUSLY.

**Institutional Agreements, Leases, and Easements**

Policy and Operations Officer Joan Racki explained the proposed easements and leases.

MOVED by HARKIN, SECONDED by CARROLL, to approve the conveyance of land and easements for the benefit of the University of Iowa and the proposed leases for the benefit of Iowa State University, subject to approval of the final documents by the Board Office and Attorney General’s Office.

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MOTION APPROVED by ROLL CALL.

**Americorps NCCC Lease Addenda**

Superintendent Patrick Clancy explained the proposed lease addenda and the temporary construction easement.

MOVED by EVANS, SECONDED by HARKIN, to approve the proposed lease addenda for the benefit of the Iowa Braille and Sight Saving School and a temporary construction easement, subject to approval of the final documents by the Board Office and the Attorney General’s Office.

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MOTION APPROVED by ROLL CALL.
Report of Student Affairs and Education Committee
President Lang thanked Chair Mulholland and Vice Chair Johnson for their hard work and leadership of this committee. Chair Mulholland thanked the Provosts and Chief Academic Officer Dr. Diana Gonzalez for their participation on the Committee.

☑️ MOVED by MULHOLLAND, SECONDED by CARROLL, to:
  1. Approve Notice of Intended Action to Amend Iowa Administrative Code 681 - Chapter 2;
  2. Approve the University of Iowa's request to change the name of the Master of Laws Program in International and Comparative Law to Master of Laws;
  3. Approve the University of Northern Iowa's request to change the name of the Department of Industrial Technology to the Department of Technology;
  4. Approve the University of Northern Iowa's request to merge the Doctor of Education Program in Leisure, Youth and Human Services and Doctor of Education Program in Rehabilitation Studies and name the program as Doctor of Education in Allied Health, Recreation and Community Services;
  5. Approve the University of Northern Iowa's request to merge the Master of Arts Program in Mental Health Counseling and Master of Arts in Education Program in School Counseling and name the program as Master of Arts Program in Counseling with Two Emphasis Areas – Clinical Mental Health Counseling and School Counseling;
  6. Approve proposed curriculum changes at the University of Northern Iowa;
  7. Approve Iowa State University's request to change the name of the Department of Biochemistry, Biophysics and Molecular Biology to the Roy J. Carver Department of Biochemistry, Biophysics, and Molecular Biology;
  8. Receive the Doctor of Pharmacy Program Accreditation Report at the University of Iowa;
  9. Receive the Rehabilitation and Counselor Education Programs Accreditation Report at the University of Iowa;
  10. Receive the Master of Arts in Education Program in Educational Psychology and Ed.S. Program in School Psychology Accreditation Report at the University of Northern Iowa;
  11. Receive Update Report of the Feasibility Study;
  12. Receive Update Report to implement Preferred Future Plan Recommendations of the Coordinating Council for the Deaf or Hard of Hearing; and
  13. Receive the 2012 Education and Student Affairs Committee work plan update.

Regent Accountability of Resource Initiative
Chief Business Officer Patrice Sayre provided an overview of the initiative.

☑️ MOVED by MILES, SECONDED by MULHOLLAND, to adopt the proposed framework to provide clarity and accountability of the expenditure of resources at Regent universities, as outlined in the agenda item.

MOTION APPROVED UNANIMOUSLY.
University of Iowa Update of Flood Recovery Status
Vice President Doug True and Director of Planning, Design and Construction in Facilities Management Rod Lehnertz gave a presentation on the update of flood recovery status.

- The Board received the report by GENERAL CONSENT.

Regent Procurement Presentation
SUI Senior Associate Director of Business Services and Director of Purchasing Debby Zumbach, ISU Assistant Vice President for Business Services Arlo Meyer, and UNI Director of Business Operations Kelly Flege appeared before the Board. Debby Zumbach gave a presentation on purchasing efficiencies at the Regent universities.

- The Board received the presentation by GENERAL CONSENT.

Faculty Presentation at the University of Iowa Dubuque Faculty Partnership: Mapping, Renewable Energy Assets
Provost P. Barry Butler introduced Greater Dubuque Development Corporation Vice President of Existing Business Daniel McDonald; School of Urban and Regional Planning Professor and Director Charles Connelly; Dubuque Mayor Roy Buol; and School of Urban and Regional Planning 2012 Graduate Robyn Fennig. The group gave a presentation on Mapping Renewable Energy Assets in the City of Dubuque.

- The Board received the presentation by GENERAL CONSENT.

Closed Session
- MOVED by CARROLL, SECONDED by HARKIN, to enter into closed session pursuant to Iowa Code section 21.5(1)(c) to discuss strategy with counsel in a matter where litigation is imminent and its disclosure would be likely to prejudice or disadvantage the position of the Board in that litigation.

  Regent | Carroll | Downer | Evans | Harkin | Johnson | Lang | Miles | Mulholland | Rastetter
Aye     | x       | x      | x     | x      | x       | x    | x     | x           | x
Nay

MOTION APPROVED by ROLL CALL.

- MOVED by CARROLL, SECONDED by DOWNER, to enter into closed session pursuant to Iowa Code section 21.5(1)(j) to discuss the purchase of particular real estate by the University of Iowa.

  Regent | Carroll | Downer | Evans | Harkin | Johnson | Lang | Miles | Mulholland | Rastetter
Aye     | x       | x      | x     | x      | x       | x    | x     | x           | x
Absent

MOTION APPROVED by ROLL CALL.

The Board convened in closed session at 2:30 p.m.
The Board reconvened in open session at 3:03 p.m.

Adjourn
President Lang adjourned the meeting at 3:03 p.m.