

MEMORANDUM

To: Board of Regents
From: Board Office
Subject: Approval of Vendors with Potential Conflicts of Interest
Date: September 9, 2002

Recommended Action:

Approve the following additions to Iowa State University's list of approved vendors with a potential conflict of interest:

- Peg Barbour
 - Ingrid Lilligren
 - MGPS, Inc.
 - Elizabeth Robinson
 - Rhonda Wiley-Jones
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Executive Summary:

Vendors at the Regent institutions with a potential conflict of interest are required by statute to be approved by the Board.

Peg Barbour

Nature of Business: Peg Barbour would like to participate as a Master Teacher in the staff Development Leadership Teams to Promote Science and Mathematics Reform Through Implementation of the National Standards workshops, which are sponsored by the ISU Department of Curriculum and Instruction. Ms. Barbour lives in Ames, Iowa.

Employee Relationship: Peg Barbour's husband, Dr. W. Robert Stephenson, is employed as a Professor in the Department of Statistics at Iowa State University.

Purchasing Authority: The University reports that Dr. Stephenson will not participate in any evaluation or award decisions relative to Ms. Barbour providing goods or services to Iowa State University.

Ingrid Lilligren

- Nature of Business: Ingrid Lilligren is a studio artist who does commission work for a variety of clients. Ms. Lilligren would like to sell her products and services to Iowa State University and the other Regent institutions. She is located in Ames, Iowa.
- Employee Relationship: Ms. Lilligren is employed as an Associate Professor in the Department of Art and Design at Iowa State University.
- Purchasing Authority: The University reports that:
- The Department of Art and Design will not do business with Ingrid Lilligren;
 - Ms. Lilligren will have no influence in awarding such contracts on behalf of the Department of Art and Design; and
 - Ms. Lilligren will not participate in any evaluation or award decisions relative to her providing goods or services to Iowa State University.

MGPS, Inc.

- Nature of Business: MGPS, Inc. provides various types of infrastructure measurement assessment services and products, including unique concrete testing services. The company would like to sell products and services to Iowa State University and the other Regent institutions. MGPS's regional office is in Ankeny, Iowa, and the corporate office is in Rockville, Maryland.
- Employee Relationship: Dr. Brent M. Phares is the Vice President and Principal of MGPS, Inc. Dr. Phares is employed as an Associate Scientist at the Center for Transportation Research and Education (CTRE) and an Adjunct Assistant Professor in the Department of Civil and Construction Engineering (DCCE) at Iowa State University.
- Purchasing Authority: The University reports that:
- The CTRE nor the DCCE will do business with MGPS, Inc.;
 - Dr. Phares will have no influence in awarding such contracts on behalf of CTRE nor the DCCE; and
 - Dr. Phares will not participate in any evaluation or award decisions relative to MGPS, Inc. providing goods or services to Iowa State University.
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Elizabeth Robinson

Nature of Business: Elizabeth Robinson would like to participate as a Master Teacher in the staff Development Leadership Teams to Promote Science and Mathematics Reform Through Implementation of the National Standards workshops, which are sponsored by the ISU Department of Curriculum and Instruction. Ms. Robinson lives in Colo, Iowa.

Employee Relationship: Elizabeth Robinson's daughter, Jill Robinson, is employed as a student employee in the Research Institute for Studies in Education Department at Iowa State University.

Purchasing Authority: The University reports that Jill Robinson will not participate in any evaluation or award decisions relative to Elizabeth Robinson providing goods or services to Iowa State University.

Rhonda Wiley-Jones

Nature of Business: Rhonda Wiley-Jones is a training and facilitation consultant. She wishes to provide the University services including workshops, in-service education, and instructional development projects.

Employee Relationship: Rhonda Wiley-Jones' husband, Bert Lynn Jones, is an associate professor in the Department of Agricultural Education and Studies at Iowa State University.

Purchasing Authority: The University reports that Mr. Jones will not participate in any evaluation or award decisions relative to Rhonda Wiley-Jones providing goods or services to Iowa State University.

Background:

Requirements

The Iowa Code:

- Does not alleviate the requirement for institutions to obtain competitive bids and provide public notice [§68B.3].
- Prohibits an official or employee of a regulatory agency from selling, either directly or indirectly, goods or services to the agency of which the individual is an official or employee, except when certain conditions are met [§68B.4].
- Requires all regulatory agencies to adopt rules specifying the method by which employees may obtain agency consent for exception [§68B.4(4)].

The Regent Policy Manual:

- Precludes individuals with potential conflicts from being directly involved in the purchasing decisions or authorizing of any such contracts making material changes to such contracts [§10.09.A].
- Requires Board authorization when a single purchase from a conflict of interest vendor (Regent employee) exceeds \$1,000 or a fiscal year's cumulative purchases exceed \$2,000 [§10.09.B].
- Requires that a summary of institutional expenditures with approved conflict of interest vendors will be included in the annual purchasing report presented to the Board in November [§10.09.E].


Andrea L. Anania

Approved: 
Gregory S. Nichols