

The State Board of Regents met at the University of Northern Iowa on Wednesday and Thursday, December 20-21, 1978. Those present were:

	<u>December 20</u>	<u>December 21</u>
Members of State Board of Regents:		
Mrs. Petersen, President	All Sessions	All Sessions
Mr. Bailey	Absent	Absent
Mr. Barber	Absent	Absent
Mrs. Belin	Arr. 2:15 p.m.	All Sessions
Mr. Brownlee	All Sessions	All Sessions
Dr. Harris	All Sessions	All Sessions
Mr. Shaw	Absent	Absent
Mr. Slife	All Sessions	All Sessions
Mr. Wenstrand	All Sessions	All Sessions
Office of State Board of Regents:		
Executive Secretary Richey	All Sessions	All Sessions
Director Barak	All Sessions	All Sessions
Mr. Maxwell	All Sessions	
Director McMurray	Arr. 2:15 p.m.	All Sessions
Miss Van Ryswyk, Secretary	Arr. 2:15 p.m.	All Sessions
State University of Iowa:		
President Boyd	All Sessions	
Vice President Brodbeck	All Sessions	
Vice President Jennings	All Sessions	
Assistant to President Mahon	All Sessions	
Assistant Vice President Small	All Sessions	
Director Hawkins	All Sessions	
Director Tobin	All Sessions	
Iowa State University:		
President Parks	Excused	Excused
Vice President Hamilton	All Sessions	All Sessions
Assistant Vice President Madden	All Sessions	All Sessions
Assistant to President Henry	All Sessions	All Sessions
University of Northern Iowa:		
President Kamerick	All Sessions	
Provost Martin	All Sessions	
Vice President Stansbury	All Sessions	
Vice President Voldseth		All Sessions
Director Kelly	All Sessions	All Sessions
Iowa School for the Deaf:		
Superintendent Giangreco	All Sessions	
Iowa Braille and Sight Saving School:		
Superintendent DeMott	All Sessions	
Business Manager Berry	All Sessions	

GENERAL

The following business pertaining to general or miscellaneous items was transacted on Wednesday, December 20, 1978.

APPROVAL OF MINUTES OF OCTOBER 5, OCTOBER 18 AND NOVEMBER 16, 1978. The minutes of the Board of Regents' meetings held October 5, October 18, and November 16, 1978, were approved as distributed.

APPROVAL OF MINUTES OF UNIVERSITY OF IOWA LONG-RANGE PLANNING SEMINAR. The minutes of the long-range planning seminar held June 6-7, 1978, were approved by the board.

APPROVAL OF MINUTES OF UNIVERSITY OF NORTHERN IOWA LONG-RANGE PLANNING SEMINAR. The minutes of the long-range planning seminar held July 19, 1978, were approved by the board.

APPROVAL OF MINUTES OF IOWA SCHOOL FOR THE DEAF SEMINAR. The board approved the minutes of the seminar held at the Iowa School for the Deaf on November 15, 1978.

COMMITTEE ON EDUCATIONAL COORDINATION. A. Catalog Changes, University of Iowa. The Board Office recommended the board approve the University of Iowa's catalog changes as proposed.

It was noted that the Committee on Educational Coordination had reviewed the catalog changes and recommended their approval. Vice President Brodbeck presented the board a summary statement regarding changes university-wide indicating the number of changes, the reasons for the changes, and its net effect.

MOTION: Dr. Harris moved the board approve the catalog changes proposed by the University of Iowa. Mr. Slife seconded the motion and it passed unanimously.

B. State University of Iowa Proposal to Initiate an Iowa Institute for School Executives. The Board Office recommended the board approve an Institute for School Executives to be called the "University of Iowa Institute for School Executives" and to include interinstitutional participation of appropriate faculty and administrators at all three Regents' universities.

It was reported that at the November meeting of the board, the University of Iowa proposed an "Iowa Institute for School Executives." The Board Office then recommended the matter be referred to the Interinstitutional Committee for Educational Coordination for its review and recommendation. The interinstitutional committee recommended the institute's approval and also recommended it involve faculty members of the three universities and that the name of same

be changed to "Institute for School Executives." This title would be a more appropriate designation since the institute would not represent the state of Iowa.

Vice President Martin, speaking for the Committee on Educational Coordination, reported that the institute's name recommended by the Board Office was satisfactory.

Both the University of Northern Iowa and Iowa State University indicated that they would be pleased to become formally affiliated with the proposed institute. The Committee on Educational Coordination noted in its recommendation that it recognized that the State University of Iowa may wish to retain the administrative responsibility for the proposed institute. The committee respected the right of the university to operate the institute as a University of Iowa entity. The other two universities, in any case, may offer the services of pertinent faculty members as participants in the operation of the institute. President Petersen noted the importance of one institution controlling the institute. Vice President Brodbeck said the institute will be administered by the University of Iowa.

President Petersen recommended that the education deans, in their next report to the board, report on the institute's progress.

MOTION:

Dr. Harris moved the board approve an Institute for School Executives to be called the "University of Iowa Institute for School Executives" and to include interinstitutional participation of appropriate faculty and administrators at all three Regents' universities. Mr. Brownlee seconded the motion and it passed unanimously.

C. State Extension and Continuing Education Council Report. The Board Office recommended the board accept the annual report of the State Extension and Continuing Education Council.

The report presented an overview of the interinstitutional activities of the council and extension and continuing education activities of each institution. A brief summary of those activities was provided by the Board Office.

President Petersen commented that at one time there was fear expressed by other institutions in Iowa of the council's outreach activities and added that she has not heard of any recent problems in this regard. Dean Raymond Schlicher, Extension and Continuing Education, University of Northern Iowa, reported that there being no problems is a credit both to the council and the Iowa Coordinating Committee for Continuing Education.

President Boyd reported that the State Extension and Continuing Education Council and the Iowa Coordinating Committee for Continuing Education need to address the question of financial support of the regional clusters with respect to support given to same in the board's legislative request.

In absence of objections, President Petersen accepted the annual report of the State Extension and Continuing Education Council and commended the council for its excellent work. 317

IOWA COORDINATING COUNCIL FOR POST-HIGH SCHOOL EDUCATION MEETING. Highlights of the December 7th meeting of the Iowa Coordinating Council for Post-High School Education were presented the board. It was indicated that minutes of the meeting would be sent to members of the board.

President Petersen, referring to the summary of the meeting presented by the Board Office, indicated that one matter was omitted. That matter concerned the area school legislative program where the Department of Public Instruction is seeking bonding authority for area school dormitory construction. She reported that she stated the board's view at the council meeting that the Regents are not opposed to the area school bonding authority. Legislative Liaison Hawkins noted that the board has never had a position either for or against bonding for the area schools.

In absence of objections, President Petersen accepted the report on the December meeting of the Iowa Coordinating Council for Post-High School Education for the board.

IOWA COLLEGE AID COMMISSION REPORT. The oral report on this item was postponed due to the absence of Regent Bailey, who was scheduled to make the presentation.

RETIREMENT STUDY COMMITTEE REPORT. The following recommendations were recommended for adoption by the Board Office:

- 1) That the Board of Regents support continuation of the current mandatory retirement age of 70.
- 2) That each Board of Regents' institution review its policies and practices related to personnel retirement, with a view to facilitating retirement planning and making available increased options for faculty and staff in regard to retirement.
- 3) That the Board of Regents support continued employer and employee contributions to retirement plans until mandatory retirement.
- 4) That the board propose that the three Regents' universities, in cooperation with the Governor and the legislature, plan and conduct a review of the consequences of removing the retirement age for public and private employees.

As background, the Board Office indicated that the federal Age Discrimination in Employment Act, as amended in 1978, removes mandatory retirement ages for federal employees and prohibits the compulsory retirement of all other employees prior to age 70, with two exceptions: one, an employer may force an executive who will receive an annual pension of at least \$27,000 to retire at age 65, and two, colleges and universities may retire tenured faculty at age 65 until July 1, 1982. In early 1978, the board initiated a retirement study and appointed an interinstitutional committee to undertake the project. This study included the possible effects of eliminating mandatory retirement on the board's institutions and its older employees. The committee considered the effects of same and concluded that such elimination would be expected to have a severe negative effect on the vitality and flexibility needed to achieve the missions of the institutions. The complete report was mailed to board members prior to the meeting. 318

The Board Office noted that the first three recommendations noted above were made in the report of the interinstitutional Retirement Study Committee. The fourth recommendation was made by President Boyd. Regent Harris expressed pleasure with the report to the board and emphasized the importance of the recommendation made by President Boyd. He noted the touchiness of the retirement issue and expressed interest in seeing what happened as a result of that fourth recommendation noted above.

MOTION: Dr. Harris moved the board adopt the recommendations (1-4) as stated above. Mr. Wenstrand seconded the motion.

President Boyd said he believes strongly in mandatory retirement. He said he feels that whatever the national policy is, it should be the same for all, including academia. He made his position clearer by saying that the academic community's policy with respect to retirement should be made in the context of the total society. President Boyd said that a broad study of the whole retirement issue needs to be undertaken nationally.

President Kamerick noted that comments made in the Board Office's material presented the board made reference to the committee findings that the cessation of employer contributions to pension plans prior to retirement at the mandatory age of 70 could be a violation of the Age Discrimination in Employment Act, which makes it illegal for an employer to fail or refuse to hire or to discharge or otherwise discriminate against any individual with respect to his/her compensation, terms, conditions, or privileges of employment because of such individual's age. President Kamerick responded to that comment by saying that fewer than one-half of the private employers continue pension benefits beyond the age of 70. He added that he felt that business and industry must feel that there is a legal basis for this position. President Petersen reported that there has not been a court test of that fact, however.

Legislative Liaison Hawkins reported that the Legislative Study Committee adopted a bill two days ago with provisions for several alternatives on retirement. The bill was voted out of committee by the Democratic majority and that bill may or may not go anywhere in the upcoming legislative session. If some movement on this bill takes place, however, the board may need to take a position on it later.

President Petersen reported that no one has looked at the whole picture with respect to retirement on a national scale. She stressed the need for a national decision based on society as a whole, as suggested earlier by President Boyd.

Assistant Vice President Madden, Iowa State University, asked if he was correct in assuming that no changes were being proposed by the retirement committee with respect to disability programs. Mr. Richey said that Vice President Madden was correct.

Regent Slife said the board may not be able to maintain age 65 as the cut off for provisions on retirement programs in the future. President Boyd responded by saying the law is not clear that a person must remain at the same compensation after age 65. Also, the impact of full employment has not been considered. Cost factors also need to be addressed.

Regent Harris expressed disagreement with the statement in the report that pre-service and in-service training are being provided equally. He said he feels the board's greater contribution is in the pre-service area. President Boyd said there is a change in the whole concept of education for in-service education for many fields now. In law and in teacher training, for example, there are formal requirements for continued education. Where the appropriate forum for this training will be is the question. He went on to say that we all have to be interested in in-service training since it comes up in most fields.

Regent Harris said he feels that the area education agencies have a legitimate concern in the education of teachers. Dean Nitzschke said there is no doubt but that both the local education agencies and area education agencies have interest in in-service training, but the issue goes much further and concerns who develops the standards and who certifies. President Petersen noted that teachers also need to be exposed to ideas and new concepts coming from the board's universities and the private colleges.

Vice President Brodbeck noted that the Interinstitutional Committee on Educational Coordination had reviewed the report and agreed with the suggestions made.

President Petersen asked if the board has in-service training programs with area education agencies around the state. Dean Nitzschke reported that the University of Northern Iowa has seven sections around the state.

President Petersen commented that while the matter is now being rectified, the Department of Public Instruction has not always fully informed the Board of Regents of new bills introduced regarding certification matters. Mr. Barak then noted that the Department of Public Instruction is now proposing some changes in certification requirements in its legislative program for the upcoming legislative session. Copies are currently being shared with the appropriate institutional personnel.

Regent Belin asked if the Regents' institutions are developing enough masters' and doctoral programs in the area for gifted and talented education within the state as there seems to be such a movement now going on around Iowa. The University of Northern Iowa, it was noted, has had an advanced program in this area for quite some time. Dean Nitzschke said that there is now an ongoing group meeting regularly on this matter which includes board members from some local schools and some legislators.

In absence of objections, President Petersen accepted the report of the educational deans for the board.

LEGISLATIVE PROGRAM, 1979 SESSION. The board was informed of several items relating to potential legislative items. They included retirement and the topic of the regional study on optometry.

President Boyd noted that he has asked Dean Duane Spriestersbach, Vice President for Educational Development and Research, University of Iowa, to prepare a report for the board on President Carter's budgeting plans including capitation.

This report would be ready for the board at its January meeting. President Petersen agreed with the timetable set by President Boyd for that presentation.

President Kamerick commented that the federal Office of Management and Budget has recommended some large cuts in a number of federal programs including student aid programs. President Petersen then requested that Dean Spriestersbach's report include not only capitation, but student aid and other cuts being proposed in the federal education budget.

In absence of objections, President Petersen accepted the report on the 1979 Legislative Session for the board.

REPORT ON OPEN MEETINGS LAW. The Board Office recommended the board initiate procedures effective January 1, 1979, to fully comply with the requirements of House File 2074, as passed by the 1978 Legislature, relating to the holding of meetings by governmental bodies, and direct that committees formally and directly created by the Board of Regents likewise initiate procedures to fully comply with the act. Also, it was recommended that the board direct that those multi-membered bodies to which the board or a president of a university has delegated the responsibility for the management and control of intercollegiate athletic programs at the state universities comply fully with the act effective January 1, 1979.

The Board Office reported that the 1978 Legislature amended Chapter 28A of the Code which deals with the holding of meetings by governmental bodies. The intent of the act was to assure, through a requirement of open meetings of governmental bodies, that the basis and rationale of governmental decisions as well as those decisions themselves, are easily accessible to the people. The act places a number of requirements on conduct of meetings of the Board of Regents (in addition to those of other bodies). The procedures required (with the exception of the requirement on tape recording and minutes of the closed session) are not markedly different from procedures the board currently utilizes relative to closed meetings, as set forth in Section 2.05 of the Procedural Guide.

The requirement on taping and the keeping of detailed minutes of the entire closed session is new to the procedures of the board. The Board Office recommended that the tape and minutes of any closed session of the board be maintained at the Board Office for purposes of safekeeping and supervision concerning the one-year retention period. A custodian should be designated by each board committee and each athletic board to maintain the tape and minutes of any closed session of those groups. An exception to the general policy on retention of material for one year deals with purchase of real estate. In that instance, the minutes and the tape recording of a session closed under that reason shall be available for public examination when the transaction discussed is completed. It will be necessary for discussions on such transactions to be taped separately from other executive session matters to comply with that requirement.

Ten reasons were provided by the Board Office for use in holding closed sessions. It was noted, in addition, that Section 20.17, Subsection 3 of the Code provides that negotiating sessions, strategy meetings, public employers or employee organizations, mediation and the deliberative process

of arbitrators shall be exempt from the provisions in Chapter 28A. However, a new requirement is that the employee organization shall present its initial bargaining position to the public employer at the first bargaining session. The public employer shall present its initial bargaining position to the employee organization at the second bargaining session, which shall be held no later than two weeks following the first bargaining session. Both sessions shall be open to the public and subject to the provisions of Chapter 28A of the Code. Hearings conducted by arbitrators shall be open to the public.

President Petersen noted the significant changes in the board's present policies concerning its meetings by saying that formal announcement must be made of any multi-membered body formally and directly created by the Board of Regents and those multi-membered bodies to which the board or a president of a university has delegated the responsibility for the management and control of intercollegiate athletic programs at the state universities. Notice of such meetings must be provided at least 24 hours prior to the commencing of them.

President Petersen commented that the board has always operated with the feeling that the institutions' business is the public's business and should be conducted in public except for those very special instances as are spelled out in the law. She said the board will continue to operate under those policies.

Regent Brownlee raised discussion pertaining to the ten reasons which may be used to call a closed session of the board. One, he noted, was for the purpose of evaluating the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and when that individual requests a closed session. Regent Brownlee asked if the person being considered must, himself, request the executive session (closed session) before such meeting will be closed to the public. Mr. Richey responded in the affirmative. Regent Brownlee asked if the reason for requesting a closed session needed to be specific. He suggested further study on that matter be initiated. Mr. Richey said that the Board Office will get additional information on this matter to members of the board for clarification of that point.

Discussion was raised as to the committees under the board which will be affected by the open meetings law to be effective January 1, 1979. President Petersen reported that a memorandum will be sent to those committee chairmen whose committees will be affected by that act.

In absence of objections, President Petersen accepted the recommendation recommended by the Board Office relating to compliance with the open meetings law effective January 1, 1979, and thanked Mr. Richey and Mr. David Henry, Assistant to the President, Iowa State University, for their help in preparing the information on this matter for board members' study.

EQUAL EMPLOYMENT OPPORTUNITY ANNUAL REPORT. The board was presented the annual report of the Equal Employment/Affirmative Action Compliance Office for information purposes.

Mr. Roger Maxwell, compliance officer, reported that the compliance office has monitored, within the past year, the affirmative action progress of 945 companies. These firms employ a total of 3,372,081 persons. Reports are yet to come from an additional 84 companies. Firms transacting business with Board of Regents' institutions are required to take affirmative action in employing persons of the protected classes. Persons of the "protected classes" were defined as those persons who might be subject to discrimination in employment because of their race, age, sex, ethnic origin, religion, creed, color, physical and mental disability. Mr. Maxwell said the Board Office has, over a period of years, seen an increase in the number of females and minorities employed by these firms. The primary factor taken into consideration regarding a firm's compliance status is the occupational distribution of females and minority employees throughout a company's work force when compared to males and caucasians.

Mr. Maxwell reported that the compliance status of the 945 firms which have been reviewed during the past year indicated that 47% of those have favorable compliance status, 42% have unfavorable compliance status, and 11% have a neutral compliance status. The 397 firms indicated as being in an unfavorable compliance position have been informed that the compliance office has not made a final determination as to their being in compliance with the board's Equal Opportunity Policy. These firms are being encouraged to reassess their present affirmative action plans and goals and to establish, if necessary, long-range goals covering periods from three to five years.

Although the majority of the compliance office's attention has been spent in monitoring the affirmative action progress of 934 firms, it continues, too, to monitor the affirmative action being taken in the building trades. Due to efforts in organizing area "hometown plans," it has been found that 426 minorities and 32 females have been afforded the opportunity to become bonafide apprentices and journey men and women in the building trades since October 1, 1969.

Objectives of the compliance office for 1978-1979 were outlined as follows:

- 1) Continue to assist the 397 firms who have received an unfavorable determination in order that they may become in full compliance.
- 2) Identify the new companies who meet the \$5,000 criteria and begin compliance process.
- 3) Review the compliance status, on a time-available basis, the 368 firms which employ 25-49 persons.
- 4) Coordinate with the State Departments of Social Services, Transportation, and Purchasing the monitoring of affirmative action as being taken by companies who provide goods and services to board institutions and the state of Iowa.

In discussion, Mr. Richey reported that the vendors who have unfavorable compliance status will be counselled with an attempt to gain their cooperation and positive results. He noted that this method has worked effectively.

Mr. Richey noted that Mr. Maxwell is heavily utilized by other state agencies in assisting them in developing comparable systems to the board's equal employment policies.

In absence of objections, President Petersen accepted the annual report of the Equal Employment/Affirmative Action Compliance Office for the board.

VEHICLE PURCHASE AND DISPOSAL POLICY FOR 1979. The Board Office recommended the board approve the policy statement presented it which would govern the purchase and disposal of vehicles by Board of Regents' institutions for the next year.

The board has annually adopted a policy statement on purchase and disposal of motor vehicles by the board's institutions. These policy statements have been drafted in cooperation with the institutional purchasing officers. The policy statement proposed to govern for 1979 was noted to be virtually identical to that adopted by the board last year. It sets forth the two classes of vehicles that Board of Regents' institutions will purchase during the 1979 model year. Standard vehicles, defined as sedans, security vehicles, two and three seat station wagons and standard pickups (all of which were included in the October 10 bidding), will generally be purchased through the open-ended contracts of the State Department of General Services. There are instances, however, (particularly during the end of the model year until such time as the State Vehicle Dispatcher takes new bids) that the institutions might have some emergency requirements due to accidents, etc. In such instances, bids would be reviewed by the Regents' Purchasing Committee prior to an order being placed by the institution. The second class of vehicles are special purpose vehicles and the primary method of purchasing those vehicles is by the Regents' institutions according to institutional need. All such purchases of those vehicles would be reported by the purchasing officers and incorporated into the minutes of the meetings of that group.

The Board Office expressed belief that the proposed policy statement was necessary to ensure that the integrity of the exemption granted the board's institutions by the State Vehicle Dispatcher on such purchase is maintained, as well as to ensure that the institutional vehicle purchases are not markedly different than purchases made by the State Vehicle Dispatcher for the rest of state government.

MOTION:

Mr. Brownlee moved the board approve the proposed policy statement which will govern the purchase and disposal of vehicles by Board of Regents' institutions for the 1979 model year. Mrs. Belin seconded the motion and it passed unanimously.

RETIREMENT POLICY FOR BOARD OFFICE EMPLOYEES. The Board Office recommended the board establish a policy stating that mandatory retirement for employees of the Board of Regents' Office shall occur at the end of the pay period following attainment of age 70.

Mr. Richey stated that adoption of a mandatory retirement policy at age 70 for Board Office employees was recommended in order for the board to be consistent with the requirements of the 1978 Amendments to the Federal Age Discrimination In Employment Act. The policy would be effective as of January 1, 1979.

The mandatory retirement age for Board Office employees was established by the Board of Regents informally more than a decade ago to be age 65. Several employees of the Board Office retired in 1967 based on that policy. A thorough search of Board of Regents' minutes, however, failed to show that the board had taken formal action establishing age 65 as the mandatory age for retirement.

MOTION: Mrs. Belin moved the board approve the action recommended that mandatory retirement for employees of the Board of Regents' Office shall occur at the end of the pay period following attainment of age 70. Mr. Wenstrand seconded the motion and it passed unanimously.

BOARD OFFICE PERSONNEL REGISTER. The following item was called to the board's attention for ratification:

Merit Increase

Karen K. Vosberg, Secretary IV to \$12,584 after annual merit evaluation.

In absence of objections, President Petersen ratified the action reported in the Board Office Personnel Register for the board.

NEXT MEETINGS.

January 18-19	University of Iowa	Iowa City
February 15-16	Iowa State University	Ames
March 15-16	Des Moines	Des Moines
April 19-20	University of Northern Iowa	Cedar Falls
	Iowa Braille and Sight Saving School	Vinton
May 17-18	Iowa State University	Ames
June 21-22	University of Iowa	Iowa City

Some discussion arose with respect to the dates for the February board meeting. Due to the absence of some of the board members, President Petersen said she would take a poll of their preference on meeting dates for that month and would report back to the board if a change would be necessary.

COMPUTER SHARING SYSTEM. Mr. Richey noted that a comment was raised during the time of the Legislative Visitation Committee meeting at the University of Northern Iowa as to the feasibility of having a large central computer established for all the universities under the board's control as opposed to single systems. Studies are now underway to address this matter in a preliminary fashion. A deadline for the results of such a preliminary study is targeted for the end of January so that information may be available for usage in the legislative hearings.

GENERAL

December 20-21, 1978

EXECUTIVE SESSION. President Petersen reported that the board needed to enter into executive session to discuss strategy in regard to collective bargaining. She further reported that a continuation of this afternoon's session would commence at 8:15 a.m. tomorrow morning (Thursday, December 21st) with public session to ensue after tomorrow's session. She noted that no further public discussion would occur today. On roll call vote as to whether to enter into executive session, the following voted:

AYE: Belin, Brownlee, Harris, Slife, Wenstrand, Petersen.

NAY: None.

ABSENT: Bailey, Barber, Shaw.

The board, having voted by at least a two-thirds majority, resolved to meet in executive session beginning at 4:12 p.m. and arose therefrom at 4:55 p.m.

The following business pertaining to general or miscellaneous items was transacted on Thursday, December 21, 1978.

EXECUTIVE SESSION. President Petersen announced the board would convene in executive session in continuation of the session begun on Wednesday, December 20, 1978. The session convened at 8:15 a.m. and adjourned at 9:15 a.m.

PRESENTATION BY IOWA TRIAL LAWYERS ASSOCIATION AND BY MR. VERNE LAWYER - CENTER FOR INDUSTRIAL RESEARCH AND SERVICES AND PRODUCT LIABILITY. The Board Office recommended the board hear presentations by representatives of the Iowa Trial Lawyers Association and by Mr. Verne Lawyer with respect to the activities of the Iowa State University Center for Industrial Research and Services on the subject of product liability.

President Petersen opened discussion by noting that the board had received correspondence on the subject of product liability over the past several months. She noted that the Center for Industrial Research and Services (CIRAS) is an agency of Iowa State University under the general direction of the university's Extension Service. The center has been charged with the responsibility, since its inception, of working with and helping business and industry in the state of Iowa. She noted that responsibility has sometimes involved working cooperatively with the Iowa Development Commission and a wide variety of associations and groups which are also concerned about large and small businesses and industries in Iowa.

Vice President Hamilton then introduced Director David Swanson, Center for Industrial Research and Services, and Director Charles Donhowe, Director of University Extension. Vice President Hamilton indicated that discussion today would center around a particular slide presentation having to do with product liability. He went on to say that since the slide presentation is no longer being shown, the matter was moot as to its continued use. Vice President Hamilton reported that product liability is a matter of serious concern to business and industry in Iowa and, therefore, the Extension Service's right to discussion was not debatable. Vice President Hamilton indicated that on several occasions extending over a period of time, CIRAS and Extension have offered the Iowa Trial Lawyers Association opportunities to discuss the provisions of the slide presentation. He regretfully reported that to date no response had been received.

President Petersen then introduced Mr. Tim White, president, Iowa Trial Lawyers Association, who had requested to speak to the board on the matter before it as a representative of that association.

Mr. White indicated that in August of 1978 it was called to his attention that the Center for Industrial Research and Services was circulating a slide presentation throughout the state to service organizations relating to product liability. Mr. White said the Iowa Trial Lawyers Association is gravely concerned in that it feels that CIRAS is regarded as an independent, objective organization financed primarily with state money and it took a slanted view in presenting the slide presentation on product liability. Mr. White said he felt that slanted view tended to educate people for tort reform. He indicated that CIRAS, at this point in time, stepped out of its academic role of objective analysis and lobbied for tort reform. The Center for Industrial Research and Services then showed the slide presentation lobbying for tort reform to Iowa manufacturers, among other organizations. Mr. White emphasized his hope that the board would not permit CIRAS to lobby in the legislature.

Mr. White asked board members to contemplate on who would benefit from the type of legislative promotion encouraged by CIRAS. He said that while CIRAS claimed that its efforts were made to prevent some industries from going out of business, he felt that those who would profit would be the biggest manufacturers, the ones that produce defective products.

President Petersen said it should be made clear that the board's legislative program never addresses, supports, or takes a position on legislative matters other than those that either directly or indirectly affect higher education. She said to do so would be inappropriate for both the board and Iowa State University. However, she said that it is appropriate for groups and individuals to contribute to public discussion on various matters. She noted the difference of opinion, in her view, involved whether the slide presentation contributed to public discussion or whether it was an inappropriate lobbying effort for legislative action. President Petersen expressed her feelings that the board has the right as well as the responsibility to protect those who contribute to public discussion. While the board may disagree with some of those contributions, the board must fight for the rights of individuals and groups to present their points of view and to, therefore, contribute to public discussion of those points of view.

Mr. Verne Lawyer, representing himself, of Des Moines, commented that he felt the point in question was whether or not an illegal activity was performed by the Center for Industrial Research and Services in promoting the slide presentation on product liability. He commented that some legislators have asked the Attorney General for an opinion on this issue and noted that he feels that a response will be forthcoming. As a result of his research, however, Mr. Lawyer said he already feels that the activity engaged in by CIRAS was illegal. He said he feels that to spend public funds in the interest of the Iowa Manufacturer's Association is illegal. Mr. Lawyer gave an extensive presentation to the board based on the activity of CIRAS with regard to product liability. A copy of the document ("Liability for Defective Products in Iowa and the CIRAS Push for Tort Reform") containing his presentation is on file in the Board Office.

Regent Belin commented that while she feels that CIRAS has the right and responsibility to contribute to public discussion on controversial issues,

she said in this instance it overstepped its bounds and presented an inappropriate presentation that did not engage in a balanced point of view. She said she would feel much more comfortable about the situation if CIRAS had presented the matter with notation made that it was controversial. She went on to say that the Iowa State University Extension Service has tremendous credibility around the state and nation. She said that credibility needs to be protected and, in protecting that, controversial issues need to be approached openly with both sides presented for the public to make the final decision.

Mr. White said the board needed to consider three facets of the discussion presented it regarding product liability: 1) the facet of the person injured, 2) the facet of the Iowa Manufacturer's Association or manufacturers in general, and 3) the insurance industry. He said the slide presentation depicted small manufacturers as going out of business due to their inability to pay for liability insurance and/or lessening their work force, causing workers to collect unemployment insurance. The slide presentation did not encourage settlement through the courts because of its insinuation that the state judicial system and juries are ill-informed and would, therefore, render hundreds of thousands of dollars against Iowa manufacturers for no reason. Mr. White claimed that type of information was not the type to spark discussion but was, rather, a lobbying effort for tort reform.

Mr. Lawyer said there is an old maxim that says "with academic freedom goes academic responsibility." He expressed his firm belief that use of academic freedom as a defense of CIRAS, in this instance, was inappropriate. He claimed CIRAS became "hustlers," trying to "hustle people in the private interest of the people who were calling the shots."

Regent Harris said the matter before the board concerned him and suggested the matter be docketed for further discussion in the near future. He said he did not feel that today was the appropriate time for the board to take action as more discussion appeared necessary. He expressed his personal opinion that an improper use of tax funds may have been expended by CIRAS. He noted that his remark was, however, only based on remarks made this morning and further review of the matter was necessary before he could make a decision one way or the other.

Regent Slife noted that if something unlawful has been performed, it was obvious that the board does not want it continued or done again. He said the matter needed to be reviewed further to find out whether the law was kept on the product liability matter.

Mr. Bill Ball, attorney, Iowa Trial Lawyers Association, reiterated some remarks made earlier by stating that the issue before the board was not one of academic freedom but was, rather, whether the various extension arms of the board's institutions should be involved in lobbying. He asked that the board adopt a resolution to the effect that lobbying would not be permitted by the board's institutions on any matter.

Mr. Lawyer said it is improper, under any guise, to spend taxpayers' money in the interest of private interest to lobby laws that are detrimental to the huge majority of the citizens of Iowa.

Mr. Lawyer said the board must understand that he felt there is no such thing as product liability. He said there is, however, such a thing as defective product liability. He said the document he presented Mr. Richey proved that CIRAS entered into an informal arrangement with the Iowa Manufacturer's Association to spend taxpayers' money in the private interests of that organization. Mr. Lawyer then quoted portions of letters that proved his point.

Mr. Lawyer said that CIRAS did not approach the product liability problems as the scientists, engineers or industrial specialists that they claim to be but almost immediately decided, instead, to engage in a systematic program of elimination of people's rights through the legislature through lobbying efforts. Mr. Lawyer pointed out from material presented in the document he prepared that lobbying efforts were engaged in almost full time after January 10, 1978, by two men involved in this controversy.

Mr. Lawyer said that perhaps more important than CIRAS' using taxpayers' money to lobby for tort reform was the fact that the prestige of CIRAS' name on the slide presentation caused great believability on the part of all those who viewed it. He said that prestige and believability cannot be bought. He said the credibility of the Extension Service should not be damaged.

President Petersen said that in her view CIRAS did not spend state funds inappropriately. She said the slide presentation in question was a presentation of a point of view by CIRAS.

Regent Belin said that she did not feel it appropriate for either her or the board to overstep its bounds and interfere with CIRAS' points of view on any matters. The board is not to get into the business of editorializing such material. She reported, however, her feelings that CIRAS should have also presented the competing points of view in its presentation on product liability so that those persons viewing same could make their own decisions on the matter.

Regent Harris commented that he felt the board should not do anything that would interfere with the operation of CIRAS. He said further discussion on the matter should proceed before a decision is made.

Regent Brownlee concurred with Regent Harris by stating this matter on product liability should be a subject for future board discussion. In response to Regent Belin and President Petersen, he said he felt they were both right and both wrong, in a sense. Regent Brownlee said that a point of view was presented by CIRAS and that is proper. The wrong form, he noted, was chosen, however, in presenting that point of view. Both points of view should have been presented or a caveat should have preceded the product liability presentation. While CIRAS' point of view should not have been stifled, the board has the responsibility to see that such points of view are presented in the right form. Perhaps that was not done in this case. Regent Brownlee disagreed with Mr. Ball's contention that the board should flatly direct that there be no lobbying. He said he could imagine any number of things that might be injurious to the board's institutions where lobbying would be imperative. He suggested the board reflect more on this matter and encouraged the other universities under the board's control to also take heed to the discussion before the board for reflection purposes.

GENERAL

December 20-21, 1978

In absence of objections, it was understood that further discussion on the matter of product liability would be pursued at a future meeting of the board.

President Petersen asked board members and institutional executives if there were additional matters to be raised for discussion pertaining to general or miscellaneous items. There were no additional matters raised for discussion.

STATE UNIVERSITY OF IOWA

The following business pertaining to the State University of Iowa was transacted on Wednesday, December 20, 1978.

REGISTER OF PERSONNEL CHANGES. The actions reported in the Register of Personnel Changes were ratified by the board.

NAME CHANGE. The university requested that the board approve changing the name of the existing Lindquist Center for Measurement and the Lindquist Center for Measurement Phase II to "The Lindquist Center."

The university noted that the second phase of the Lindquist Building is nearing completion. The Building Names Committee concurs with the recommendation of the Campus Planning Committee and Dean Howard R. Jones that the existing Lindquist Center for Measurement and the Lindquist Center for Measurement Phase II be known in the future as The Lindquist Center.

MOTION: Dr. Harris moved the board approve changing the name of the existing Lindquist Center for Measurement and the Lindquist Center for Measurement Phase II to "The Lindquist Center." Mrs. Belin seconded the motion and it passed unanimously.

SPECIAL SECURITY OFFICER. The board was requested to commission Leo Dale Eastwood as permanent special security officer at the University of Iowa.

Leo Eastwood was appointed full time to the University of Iowa Security Department as a security detective-sergeant effective November 20, 1978. Officer Eastwood has completed one and one-half years training in law enforcement at Kirkwood Community College. He completed the four-week basic training course at the Iowa Law Enforcement Academy on October 8, 1971, and achieved peace officer status with the Department of Security and Parking on January 8, 1972.

MOTION: Mr. Slife moved the board commission Leo Dale Eastwood as permanent special security officer at the University of Iowa. Mr. Brownlee seconded the motion and it passed unanimously.

REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS. Executive Secretary Richey reported the Register of Capital Improvement Business Transactions for the month of December 1978 had been received by him, was in order, and recommended approval.

The following construction contracts were recommended for ratification, having been approved by the executive secretary:

Roy J. Carver Pavilion -- Emergency Medical Services Learning Resource Center

Awards to:

R. H. Boggs Co., Inc., Iowa City, Iowa (Mechanical)	<u>\$ 37,747.00</u>
Shay Electric Service, Inc., Iowa City, Iowa (Electrical)	<u>\$ 8,550.00</u>

University Hospitals -- Fourth Floor Neurosurgery Clinic Remodeling

Awards to:

Westbrock Construction, Inc., Marion, Iowa (General)	<u>\$ 62,804.00</u>
Kondora Plumbing and Heating, Iowa City, Iowa (Mechanical)	<u>\$ 20,390.00</u>
Gerard Electric, Inc., Iowa City, Iowa (Electrical)	<u>\$ 8,210.00</u>

Repair Five Handball Courts -- Field House

Award to: Swanson Gentleman, Inc., Des Moines, Iowa \$ 12,807.00
(The Board Office reported that the irregularity of a single bid was waived since plans and specifications were furnished to five other prospective bidders and choice not to bid was evidently that of bidders. Also, the single bid received was well within the budget for the project.)

Chilled Water Plant Expansion -- Phase III - Contract 2 - Cooling Tower

Award to: Ceramic Cooling Tower, Inc., Fort Worth, Texas \$238,900.00
(The irregularity of a single bid was waived since plans and specifications were furnished to two other prospective bidders with no response. Also, the single bid was evaluated to be within the budget, to meet specifications and to satisfy project requirements.)

The following construction contracts were recommended for approval:

University Hospitals -- Radiation Therapy Simulator Remodeling

Award to: Jacobson Construction Co., Cedar Rapids, Iowa \$ 74,295.00

The following revised or amended project budgets were recommended for approval:

University Hospitals -- Radiation Therapy Simulator Remodeling

Source of Funds: University Hospitals Building Usage Fund \$ 89,895.00
(Original budget for this project was \$75,600. The university noted that the relatively close grouping of four base bids suggested that the original estimate for construction was too conservative. The scope of the project itself has not increased.)

Low Pressure Steam Line Connection

Source of Funds: Hospital Revenue Bonds \$139,500.00
(Original budget was approved at \$115,000. After detailed engineering, it was found that the scope of the project had been underestimated due to the complexity of the connections involved on the West Campus.)

The following new project was presented for approval:

Bioengineering Materials and Energy Engineering Laboratories Remodeling --
Engineering Building

Source of Funds: University RR&A \$353,000.00

The Board Office reported that this new project involves remodeling the south wing of the 1200 and 2200 level areas in the Engineering Building to provide modern laboratory space. The board has previously ratified selection of Beling Consultants, Inc., Moline, Illinois, as engineer on the project. This project is in partial response to the review of the College of Engineering space needs conducted by the task force on campus planning.

The following consultants contracts were recommended for ratification by the university:

Schaeffer Hall -- Air Conditioning Rooms 6A, 108 A and B, 210 A and B, 307C, and 329

The board was requested to ratify award of contract entered into with Gene Gessner, Inc., Iowa City, Iowa, to conduct a preliminary study to establish a project design framework and a preliminary budget with project description on a fixed fee basis of \$1,350.

Low Pressure Steam Line Connection

The board was requested to ratify award of contract entered into by the university to gain additional engineering services from Stanley Consultants, Inc., Muscatine, Iowa, on the above project. The board, in July, ratified institutional selection of the firm to provide preliminary design services at a cost of \$10,000. A contract to provide final design services is an additional \$9,500, making the total contract \$19,500.

MOTION:

Mr. Brownlee moved the board approve the Register of Capital Improvement Business Transactions for the month of December 1978; ratify award of the construction contracts made by the board's executive secretary; approve the construction contracts recommended for award; approve the revised or amended project budgets as shown above; approve the new project; and ratify award of consultants contracts services on the two projects named above; and authorize the executive secretary to sign all necessary documents. Mrs. Belin seconded the motion and it passed unanimously.

LEASE OF PROPERTY. The University of Iowa recommended the board approve a lease of property between the State Board of Regents and T & B Properties at 312 South Floyd, Sioux City, Iowa.

The university recommended the proposed space be used to house the State Cancer Registry of Iowa. This program is part of the Department of Preventive Medicine and Environmental Health and is one of the National Cancer Institute's Surveillance Epidemiology and End Results registries. The university's contract with NCI calls for active follow-up of cancer patients throughout the state. In fulfillment of that obligation, the university proposed an office be opened in Sioux City at 312 South Floyd.

The university proposed to lease this space for a 12-month period commencing October 1, 1978, and ending September 30, 1979. Space was described as Room 304 which contains approximately 216 square feet. Terms provided that the tenant would agree to pay the landlord \$100 per month for a yearly rental of \$1200.

MOTION:

Mrs. Belin moved the board approve a lease of property between the State Board of Regents and T & B Properties of Sioux City, Iowa. Mr. Brownlee seconded the motion and on roll call, the following voted:

AYE: Belin, Brownlee, Harris, Slife, Wenstrand, Petersen.

NAY: None.

ABSENT: Bailey, Barber, Shaw.

The motion carried.

FARM LEASES. The university requested approval of the following leases of property between the State Board of Regents and: 1) The Clausen Farm Corporation (Hawkeye Area Farm), 2) Joe L. Miller (Hog Buying Facility), and 3) Terry William Sass (Oakdale Area Farm).

The university noted that terms for the leases noted above were for the period March 1, 1979, to March 1, 1980. The farms are leased basically on a shared crop return and expense basis. Cash rent is paid for hay and rotation pasture acreage. The management of the Hawkeye Area Farm and Oakdale Area Farm is contracted out to Merchants National Bank of Cedar Rapids, which acts as agent for the university.

Leases for the three parcels of property listed above were identical to those approved by the board in October of 1977.

MOTION:

Mr. Brownlee moved the board approve the farm leases for March 1, 1979, to March 1, 1980, at the University of Iowa for the Hawkeye Area Farm, a hog buying facility, and the Oakdale Area Farm. Mrs. Belin seconded the motion and on roll call the following voted:

AYE: Belin, Brownlee, Harris, Slife, Wenstrand, Petersen.

NAY: None.

ABSENT: Bailey, Barber, Shaw.

The motion carried.

REVISED UNIVERSITY OF IOWA HOSPITALS AND CLINICS 1978-1979 OPERATING BUDGET. The Board Office recommended that the operating revenue and expense budgets for the University Hospitals and Clinics be increased \$2,669,000 or 3.7% above current approved budget levels.

The Board Office stated that analysis of operating experience after five months of this fiscal year resulted in the following factors supporting need for a revised operating budget:

- 1) The revised budget will not alter rates of charge approved for July 1, 1978.
- 2) Additional workload is being demonstrated in patient admissions, selected clinic visitations and a variety of services offered.
- 3) Costs for personnel, supplies and services have increased from inflation and opening of the new Carver Pavilion facility as well as increased services workload.
- 4) Additional personnel costs from added workload have resulted in original estimates of salary saving being revised downward. Added revenue is needed to cover costs budgeted against these unrealized savings.

A summary of the proposed income and expense budget follows:

<u>Increased Earnings</u>	<u>1978-79</u>
Inpatients	\$2,319,000
Outpatients	350,000
Total Increased Earnings	<u>\$2,669,000</u>
 <u>Increased Expenses</u>	
Underrealized Salary Savings	\$ 642,600
Wages	275,400
Medical & Surgical Supplies & Services	1,068,200
General Supplies and Services	682,800
Total Increased Expense	<u>\$2,669,000</u>

MOTION:

Dr. Harris moved that operating revenue and expense budgets for the University Hospitals and Clinics be increased \$2,669,000 or 3.7% above current approved budget levels. Mr. Slife seconded the motion and it passed unanimously.

REAL ESTATE AGREEMENT. The Board Office recommended the board approve an exchange of property between the city of Iowa City, Johnson County, and the University of Iowa and transmit the transaction to the State Executive Council for its approval.

The Board Office explained that the exchange of property outlined in the proposed agreement between the city of Iowa City, Johnson County, and the University of Iowa resulted from a problem originally faced by Johnson County. Johnson County is in need of constructing a new jail and its original proposal was to construct a jail on Johnson County land immediately west of the Johnson County Courthouse. When the bids were received, they were substantially in excess of budget. As a consequence, Johnson County requested that the city of Iowa City convey to it the South Capitol Street right of way between Court Street and Harrison Street, where it felt a jail could be constructed within budget. The city tentatively agreed to this, but the university expressed concern that constructing the jail on that site would destroy the southern sight line of Old Capitol. The university has a policy which attempts to keep all cardinal directions clear of building facilities as they emanate from the Old Capitol.

After a great deal of discussion, agreement was reached whereby the university will deed to Johnson County approximately 35,000 square feet in what is now the Harrison Street parking lot. The parcel to be conveyed will be one of the configurations and locations on that property. The maximum amount of square footage would take 35,200 square feet. In exchange for this property, the city of Iowa City will agree to covenant that South Capitol Street between Court and the railroad overpass will remain open as either a street or for some other nonbuilding use. The agreement, in fact, covenants that no building will ever be built on that right of way. In addition, the city of Iowa City shall deed to the university the Harrison Street right of way between South Capitol and Madison Street. Conveyance to the state of Iowa of this one block right of way is to be a condition of the conveyance to Johnson County of the parcel in the Harrison Street lot. This Harrison Street right of way is approximately 26,000 square feet and lies between two city blocks that are now owned by the state of Iowa.

It was noted that there are no appraisals on this property. Consideration involves trade of parcels and, although the property being received by the university is somewhat smaller than the property given up, the university will, through the scenic easement with the city, preserve the southern sight lines of Old Capitol. The Harrison Street right of way is property that the university can immediately use to replace the parking given up in the Harrison Street lot and eventually use to construct facilities.

MOTION: Mrs. Belin moved the board approve an exchange of property between the city of Iowa City, Johnson County and the University of Iowa and transmit the transaction to the State Executive Council for its approval. Mr. Brownlee seconded the motion.

Regent Belin commended the university, the county, and the city of Iowa City for their efforts in coming forward with an agreement to the matter.

President Boyd expressed appreciation to everyone involved in the county and the city. He paid particular tribute to Vice President Jennings for his efforts in this matter.

VOTE ON MOTION: On roll call the following voted:
AYE: Belin, Brownlee, Harris, Slife, Wenstrand, Petersen.
NAY: None.
ABSENT: Bailey, Barber, Shaw.
The motion carried.

President Petersen asked board members and institutional executives if there were additional matters to be raised for discussion pertaining to the State University of Iowa. There were no additional matters raised for discussion.

IOWA STATE UNIVERSITY

The following business pertaining to Iowa State University was conducted on Wednesday, December 20, 1978.

REGISTER OF PERSONNEL CHANGES. The actions reported in the Register of Personnel Changes for Iowa State University were ratified for the month of November 1978.

APPOINTMENT OF UNIVERSITY ADMINISTRATOR. The board was requested to approve the following appointment:

John William Elrod as Associate Professor and Chairman of the Department of Philosophy. This appointment as Chairman is to be effective for the period July 1, 1979, through June 30, 1984. Salary as budgeted for 1979-1980.

MOTION: Mrs. Belin moved the board approve the appointment of John William Elrod as shown above. Dr. Harris seconded the motion and it passed unanimously.

CHANGE IN TITLE OF GRADUATE DEGREE OFFERED BY THE DEPARTMENT OF COMMUNITY AND REGIONAL PLANNING. The Board Office recommended the board approve the change in title of the graduate degree Master of Science with major in Town and Regional Planning to Master of Community and Regional Planning with major in Community and Regional Planning as proposed by Iowa State University.

According to the university, the new degree and major would represent no actual change in the program itself (only the title would be changed) and would require no additional staff or resources. By approving this action, the board would be creating a new professional degree in place of the Master of Science degree in this area.

MOTION: Dr. Harris moved the board approve the change in the graduate degree Master of Science with major in Town and Regional Planning to Master of Community and Regional Planning with major in Community and Regional Planning at Iowa State University. Mr. Slife seconded the motion and it passed unanimously.

CHANGE IN TITLE OF THE GRADUATE MAJOR IN SOIL ENGINEERING TO GEOTECHNICAL ENGINEERING. The Board Office recommended the board change the title of the graduate major in Soil Engineering to Geotechnical Engineering as recommended by the university.

The Board Office indicated that the proposed change is essentially only a change in name and will not require any additional costs nor are there any

program expansion implications involved. It was noted that the term of geotechnical engineering has generally been replacing the term soil engineering within the profession within the past five years.

MOTION: Mr. Slife moved the board approve the change in title of the graduate major in Soil Engineering to Geotechnical Engineering. Mrs. Belin seconded the motion and it passed unanimously.

SEPARATION OF THE DEPARTMENT OF VETERINARY ANATOMY, PHARMACOLOGY AND PHYSIOLOGY INTO THE DEPARTMENT OF VETERINARY ANATOMY AND THE DEPARTMENT OF VETERINARY PHYSIOLOGY AND PHARMACOLOGY. The Board Office recommended the board approve the university's request for the separation of the Department of Veterinary Anatomy, Pharmacology and Physiology into the Department of Veterinary Anatomy and the Department of Veterinary Physiology and Pharmacology, effective July 1, 1979.

The Board Office noted that the college and university were making this recommendation with the understanding that the estimated cost of \$50,000 for implementing this change will be financed from either reallocations or from contract funds.

MOTION: Dr. Harris moved the board approve the proposed separation of the Department of Veterinary Anatomy, Pharmacology and Physiology into the Department of Veterinary Anatomy and the Department of Veterinary Physiology and Pharmacology, effective July 1, 1979. Mr. Brownlee seconded the motion and it passed unanimously.

EASEMENT REQUEST OF NORTHWESTERN BELL TELEPHONE COMPANY FOR CONSTRUCTION OF A BURIED TELEPHONE CABLE. The Board Office recommended the board approve the granting of an easement to Northwestern Bell Telephone Company to place buried telephone cable.

Northwestern Bell Telephone Company requested an easement across land used by Iowa State University under the jurisdiction of the Board of Regents for the purposes of constructing, reconstructing, operating, maintaining and repairing of buried telephone cable. The easement was noted to be in standard form and includes the liability clause developed by the board in June of 1977. Consideration in the easement is the payment of \$1.00 and the fact that the facilities to be constructed may at some future date also serve the requirements of facilities constructed or operated by Iowa State University. No cost of the facilities to be constructed within this easement shall be assessed or charged to the state.

MOTION: Mr. Slife moved the board approve the granting of an easement to Northwestern Bell Telephone Company to place buried telephone cable as described above. Dr. Harris seconded the motion and on roll call the following voted:

AYE: Belin, Brownlee, Harris, Slife, Wenstrand,
Petersen.

NAY: None.

ABSENT: Bailey, Barber, Shaw.

The motion carried.

EASEMENT REQUEST OF CITY OF AMES TO CONSTRUCT ELECTRIC DISTRIBUTION SYSTEM REQUIREMENTS. The Board Office recommended the board approve the granting of an easement to the city of Ames for the construction and operation of electric distribution system improvements located on the south side of university property between Sheldon Avenue and Hayward Avenue.

The Board Office noted that the city of Ames has requested an easement across land of Iowa State University on the south side of university property between Sheldon and Hayward Avenues. This construction is to expand the electric distribution system that is serving the west area of the city and is necessary to improve the system's capacity.

The easement was reported to be in standard form and contains the uniform liability clause used in easements of this type. Consideration is payment of \$1.00 and the fact that the facilities to be constructed may, at some future date, also serve the requirements of facilities hereafter constructed or operated by Iowa State University. No cost of the facilities to be constructed within this easement shall be assessed or charged to the state.

MOTION:

Dr. Harris moved the board approve granting an easement to the city of Ames for the construction and operation of electric distribution system improvements located on the south side of university property between Sheldon Avenue and Hayward Avenue. Mrs. Belin seconded the motion and on roll call the following voted:

AYE: Belin, Brownlee, Harris, Slife, Wenstrand,
Petersen.

NAY: None.

ABSENT: Bailey, Barber, Shaw.

The motion carried.

INFORMATION ITEMS. A. Residence Department - Housing and Utility Changes.

Assistant Vice President Madden orally reported to the board on some housing and utility changes expected for Iowa State University in advance of the institution's written report on dormitories in February.

Assistant Vice President Madden indicated that the university is anticipating converting 50 units of single student housing at Pammel Court next fall. He said that current plans are to insulate 50 units and make some changes in utility services to those buildings for heating. He said that it appears possible that the university can install bulk propane tanks in East Pammel Court and natural gas service in West Pammel Court. Economically, it appears favorable that the university will be able to recover costs in a reasonably short period of time and the fuel bills of students residing in the units will probably go down in the area of 40% to 50%.

Assistant Vice President reported that there will be some controversy associated with the changes proposed by the university due to the companies presently furnishing the heating services and the lack of business they may have if the institution changes its system. Further information will be presented the board on this matter in February.

Regent Harris inquired as to how many students were unable to find housing at Iowa State University due to the dormitory situation this past fall. Assistant Vice President Madden said that when classes started this past fall, no students were unable to obtain housing. While the housing may not have been what a particular student had desired, at least temporary locations were made available to all.

B. Alumni Hall - Change of Organizational Structure. Mr. David Henry, Assistant to President, noted that in 1904 the Board of Trustees of the college passed a resolution that granted the YMCA the right to build a building on university property. In 1907, the board and the YMCA formed a charitable trust, Alumni Hall. He said that this is a non-profit corporation and the law has recently radically changed on charitable trusts. He noted that President Parks recently updated the Articles of Incorporation. Mr. Richey suggested that any proposed changes in the articles come to the board for approval. President Petersen noted that this matter would be placed on the board's agenda for further discussion next month.

REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS. Executive Secretary Richey reported the Register of Capital Improvement Business Transactions for the period of November 18 through December 21, 1978, had been received by him, was in order, and recommended approval.

The following construction contracts were recommended for ratification, having been awarded by the executive secretary:

Hilton Coliseum -- Capital Improvements
Award to: Story Construction Company, Ames, Iowa \$613,300.00

Utilities -- Chilled Water System Additions, 1977 -- Division 5 -- Electrical Equipment and Wiring
Award to: Meisner Electric, Inc., Newton, Iowa \$ 59,600.00

The following construction contract was recommended for approval:

Utilities -- Southeast Campus - Primary Cable Replacement
Award recommended to: Meisner Electric, Inc., Newton, Iowa \$ 83,500.00

The following revised or amended project budgets were recommended for approval:

Hilton Coliseum -- Capital Improvements
Source of Funds: Investment Income on Hilton Coliseum Bonds \$800,000.00
(No change in project amount)

Utilities -- Chilled Water System Additions, 1977 -- Division 5 - Electrical Equipment and Wiring
Source of Funds: Meisner Electric, Inc., Newton, Iowa \$2,655,000.00
(No change in project amount)

Utilities -- Southeast Campus - Primary Cable Replacement

Source of Funds: Overhead Reimbursement for Use of Facilities
(\$121,500)
Dormitory System Improvement Fund
(\$24,000) \$145,500.00
(Original project budget: \$102,500)

The Board Office reported that the low base bid and alternate #1 were approximately \$36,500 over the original estimate of \$47,000 shown in that original project budget. The university reported that the original estimate was inexplicably in error, and after careful consideration, concluded that it is unlikely that the project would be able to be completed at less cost by negotiating a contract with other electrical contractors.

Animal Science Teaching Farm -- Teaching Laboratory

In September, the board approved a project to obtain from the Iowa Department of General Services at the cost of dismantling and transporting to Ames a two-year-old metal building enclosing 3,600 square feet. It is intended that this building be used to house the proposed teaching laboratory at the Animal Science Teaching Farm. Estimated cost at that time was \$30,000. The university now detailed expenditure of the \$30,000 and noted that it is anticipated that this project will be completed by purchase order contracts of less than \$10,000 each.

The following new projects were recommended for approval:

Utilities -- Heating Plant -- Repair Turbine Generators #1 and #4
Source of Funds: Academic Revenue Bonds, 1977 \$140,000.00

Utilities -- Sewer Improvements
Source of Funds: Academic Revenue Bonds, 1977 \$ 85,000.00

Utilities -- Steam Tunnel Improvements
Source of Funds: Academic Revenue Bonds, 1977 \$250,000.00

Mr. McMurray noted that one additional matter needed to be called to the board's attention for approval:

Hay Storage Building -- Ankeny Research Farm

Mr. McMurray reported that the Hay Storage Building is one of two buildings proposed for replacement of space losses caused by fire to the Fitch Barn. The university received a single bid on this project. The single bidder submitted improper bid security. Under board specifications and regulations, that means the bid is automatically disqualified. The Board Office recommended the board take action formally to disqualify the bid and to authorize the university to negotiate for this contract in accordance with Section 262.34 of the Code. Negotiations should not be initiated until such time as the funding for this project is secured. This project has to go through the Executive Council for approval.

MOTION:

Mr. Brownlee moved the board approve the Register of Capital Improvement Business Transactions for the period of November 18 through December 21, 1978; ratify and approve the construction contracts recommended above; approve the revised or amended project budgets; approve the new projects; reject the bid on the Hay Storage Building project, and authorize Iowa State University to negotiate for this contract following Executive Council approval on funding; and authorize the executive secretary to sign all necessary documents. Mrs. Belin seconded the motion and it passed unanimously.

President Petersen asked board members and institutional executives if there were additional matters to be raised for discussion pertaining to Iowa State University. There were no additional matters raised for discussion.

UNIVERSITY OF NORTHERN IOWA

The following business pertaining to the University of Northern Iowa was transacted on Wednesday, December 20, 1978.

REGISTER OF PERSONNEL CHANGES. The actions reported in the Register of Personnel Changes for the month of November 1978 were ratified by the board.

APPROVAL OF FORMATION OF A SCHOOL OF HEALTH, PHYSICAL EDUCATION, AND RECREATION. The Board Office recommended the board refer the institutional request for reorganization of the two departments of Physical Education into a School of Health, Physical Education, and Recreation within the College of Education at the university to the Interinstitutional Committee for Educational Coordination for review and recommendation.

The University of Northern Iowa proposed reorganization involving its two departments of Physical Education (i.e., men's and women's) into a School of Health, Physical Education, and Recreation. Within this School of Physical Education, there will be a six-division structure, which would include the areas of Health, Professional Physical Education, General Physical Education, Recreation, Research and Graduate Study, and Leisure Services, each having a faculty coordinator. Rationale was provided by the University of Northern Iowa for this request and is on file at the Board Office.

The proposed change would meet the federal guidelines contained in Title IX and, according to the university, there are no new programmatic expansions implicit in this request. However, the long-range plans of the institution do include possible new major and minor offerings in several of these areas, including health and recreation. The Board Office stated that if and when these new programs are desired on the part of the university, they will need to come to the board for specific approval. With respect to the resources required to implement this request, the university indicated that there may be additional personnel expenses if the person selected as director of the new school comes from outside the university. The university will soon be initiating a search for a director of the school. The university does not anticipate any new physical facilities or equipment needs as a result of this reorganization; however, the university indicated needs for improvements in both of these areas, regardless of the administrative structure. The estimated personnel expenses noted above could be \$50,000, which would come out of internal reallocation.

MOTION:

Mr. Slife moved the board refer the institutional request for reorganization of the two departments of Physical Education into a School of Health, Physical Education, and Recreation within the College of Education to the Interinstitutional Committee for Educational Coordination because of its possible impact on the other two campuses, both in terms of organizational structure and program. Mr. Brownlee seconded the motion.

President Kamerick reported that the university anticipates the formation of a School of Health, Physical Education, and Recreation to be effective July 1, 1979.

President Kamerick then introduced Dr. Elinor Crawford, Professor and Head, Physical Education for Women, of the university. Dr. Crawford reported that the recommendation before the board by the university has been an issue that has been worked on for several years. She said she feels that the proposal has considerable merit. She indicated that there is a considerable amount of urgency about this request because the date intended for implementation of the proposal is July 1, 1979. Also, the university wants to advertise for the position of director of the school. She went on to say that she hoped the board would take action on the university's request at today's meeting to better facilitate the need for urgency on the matter. She noted that unless board action was taken today, the university would not be able to meet the deadline for the advertisement of the director position in the professional journals as soon as possible as a deadline for same was tomorrow.

AMENDMENT TO MOTION: Mr. Slife moved the Interinstitutional Committee for Educational Coordination report back to the board pertaining to the university proposal for reorganization at the board's January meeting. Mr. Brownlee seconded the motion.

VOTE ON AMENDMENT TO MOTION: The motion passed unanimously.

Regent Belin commended the institutional and interinstitutional efforts in the proposal before the board. She went on to say that public school districts are in dire need to upgrade their coordination of health education in the kindergarten through senior high years. In response, Dr. Crawford said that the State Department of Public Instruction is cognizant of the health education needs of students through senior high school. A state-wide program in health education is currently being implemented.

VOTE ON MOTION AS AMENDED: The motion passed unanimously.

REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS. Executive Secretary Richey reported the Register of Capital Improvement Business Transactions for the period of November 7 to December 8, 1978, had been received by him, was in order, and recommended approval. The board was also specifically requested to approve an engineering agreement with Brown Engineering Company, Des Moines, Iowa, to provide design services on a proposed turbine generator project.

Two matters were called to the board's attention for approval. The first was approval of a revised project budget for the Coal-Fired Boiler Replacement and Auxiliaries project. The budget was updated to include contracts and purchase orders issued on the project since submittal of the last budget in July. Since that time, \$549,000 additional in contracts and purchase orders have been awarded and issued. Remaining contracts, which have an estimated cost of \$2 million, will be awarded in February. The current budget shows a contingency balance of \$619,515. Source of funds is academic revenue bonding - 1977.

The university recommended, as did the Board Office, that \$240,000 of those funds be "borrowed" to contract for engineering services on a 7,500 KW capacity turbine generator. This project, which is part of the Board of Regents' capital request under utilities, has an estimated cost of \$3,400,000. The project schedule, as approved by the board, shows contract award of the turbine occurring in early fall of 1979 and the operation of the generator beginning in August of 1981. It is anticipated that the turbine will yield annual operating budget savings of \$273,000.

The Board Office stated that advanced planning funds were made available to the university prior to the sale of bonds on the coal-fired boiler project. That approach enabled the university to gain at least six months in bidding the coal-fired boiler itself with significant savings reflected in the award of that boiler. The Board Office recommended to fund the engineering agreement on the turbine generator project, to "borrow" the funds from the coal-fired boiler project, with those funds to be returned to the coal-fired boiler project if the turbine generator project is funded. In that case, any contingencies remaining at the conclusion of that project would be available for expenditure on other general utilities or remodeling projects. The board was reminded that the coal-fired boiler project is already funding Steam Loop #1, which has an estimated cost of \$325,000.

The Board Office indicated that if the turbine generator project is not funded by this session of the legislature, there are sufficient anticipated funds in the coal-fired boiler project to absorb the engineering costs, which would be accrued through July of 1979.

The engineering service agreement with Brown Engineering Company provides for complete engineering services through the life of the turbine generator project to be billed on an hourly rate basis with a maximum cost, including reimbursable expenses, of \$220,000. In addition, the engineering firm agrees to provide additional services, including resident construction review services, when authorized in writing by the university, at a maximum additional cost of \$20,000. The agreement also details the percentage of the total basic fee applicable to each of the divisions of the work. It is anticipated, for example, that the design through the construction documents phase of the turbine generator itself only accounts for 5.6% of the total of \$220,000. Therefore, the university would actually be able to stop the project after committal of less than \$20,000 in engineering fees, should the 1979 Legislature fail to fund the turbine generator project.

If, however, the turbine generator project is funded by the 1979 Legislature and that funding is academic revenue bonds, those bonds could be sold in July or September of 1979 and the contract for the turbine generator itself, which has an estimated cost of \$1.6 million of the \$3.4 million budget, could be awarded shortly thereafter. If the agreement for engineering services had to wait until the project was funded, the turbine generator would not be able to be awarded until a minimum of six months later. That time delay alone would probably increase the cost of the turbine by \$80,000 to \$100,000.

MOTION:

Mr. Slife moved the board approve the Register of Capital Improvement Business Transactions for the period of November 7 to December 8, 1978; approve the revised project budget for the Coal-Fired Boiler Replacement and Auxiliaries project; approve an engineering agreement with Brown Engineering Company, Des Moines, Iowa, to provide design services on the proposed turbine generator project; and authorize the executive secretary to sign all necessary documents. Dr. Harris seconded the motion and it passed unanimously.

DESIGN AGREEMENTS BETWEEN IOWA DEPARTMENT OF TRANSPORTATION AND THE BOARD OF REGENTS. The board was requested to approve institutional road agreements between the Iowa Department of Transportation, Highway Division, and the Iowa State Board of Regents, which provide that the University of Northern Iowa will design, take bids and construct two institutional road projects which are contained in the 1979 Institutional Roads Construction Program.

The board, at its November meeting, approved the 1979 Institutional Roads Construction Program. There are two projects in that program for the University of Northern Iowa. They are:

	<u>(Construction Costs Only)</u>
Reconstruction of Minnesota Street - 0.08 miles	\$65,000.00
Phase I - Initiate Reconstruction of Roads Serving Shops Area - 0.03 miles	\$10,000.00

The university requested the board approve agreements which would authorize the board through the university to design, let and construct the two above projects and provide that the university be reimbursed from the 1979 Institutional Road Fund for all engineering services and construction costs attributable to the projects. It was noted that the university plans to act as engineer on the latter of the two projects, but reserves the right to contract with an engineering consultant firm on the Minnesota Street project. If such a contract is entered into, the Board of Regents will take action on that contract and the Iowa Department of Transportation will also be asked to concur in that award.

The Board Office noted that the agreements came to the board at this time so that the projects can be bid in early spring and construction completed before the start of school next fall.

MOTION:

Mr. Brownlee moved the board approve institutional road agreements between the Iowa Department of Transportation, Highway Division, and the Iowa State Board of Regents, which provide that the University of Northern Iowa will design, take bids and construct two institutional road projects which are contained in the 1979 Institutional Roads Construction Program. Mr. Wenstrand seconded the motion and it passed unanimously.

EASEMENT AGREEMENT BETWEEN BOARD OF REGENTS AND CEDAR FALLS LUTHERAN HOME. President Petersen noted that action and discussion pertaining to this item would be docketed at a later date.

REVISION OF LEASE WITH CEDAR RAPIDS TOWER CORPORATION. The Board Office recommended the board approve an addendum to a lease dated September 16, 1974, between the Cedar Rapids Tower Corporation and the Board of Regents for the use and benefit of the University of Northern Iowa, which revises the basis for adjusting the annual rent from use of the Consumer Price Index to the revised Index for Urban Wage Earners and Clerical Workers.

The Board Office stated that in September of 1974 the board approved a lease with the Cedar Rapids Tower Corporation for the purpose of installing the broadcasting antenna for the University of Northern Iowa radio station KUNI on the KCRG tower at the rate of \$1,200 per month for the leased premises. The initial rent was subject to adjustments to reflect increases in the cost of living index. The term of the lease is ten years with an option to extend for three additional five-year periods.

The Cedar Rapids Tower Corporation has now requested that an addendum to the lease be approved which incorporates into the lease use of The Revised Index for Urban Wage Earners and Clerical Workers. According to experts, this index represents essentially no change from the old index, as it continues to measure price changes affecting wage earners. The other new index, The Index for All Urban Consumers, measures price changes for a much broader population including professionals, technical workers, self-employed, the unemployed and retirees, as well as wage and clerical workers.

The university noted that it would be appropriate to consider elimination of this type of escalation clause when the lease in question comes up for renewal. The Board Office concurred with the university and recommended that the university review whether this type of escalator provides an accurate measure of cost increases in such a lease.

MOTION: Mr. Slife moved the board approve an addendum to a lease dated September 16, 1974, between the Cedar Rapids Tower Corporation and the Board of Regents for the use and benefit of the University of Northern Iowa, which revises the basis for adjusting the annual rent from use of the Consumer Price Index to the revised Index for Urban Wage Earners and Clerical Workers. Dr. Harris seconded the motion. On roll call the following voted:
AYE: Belin, Brownlee, Harris, Slife, Wenstrand, Petersen.
NAY: None.
ABSENT: Bailey, Barber, Shaw.
The motion carried.

President Petersen asked board members and institutional executives if there were additional matters to be brought up for discussion pertaining to the University of Northern Iowa. There were no additional matters raised for discussion.

IOWA SCHOOL FOR THE DEAF

The following business pertaining to the Iowa School for the Deaf was transacted on Wednesday, December 20, 1978.

REGISTER OF PERSONNEL CHANGES. The actions reported in the Register of Personnel Changes for the month of November 1978 were ratified by the board.

SCHOOL AND HOLIDAY CALENDARS. The board was requested to approve the school and calendars as proposed by the Iowa School for the Deaf for that institution.

The Board Office reported that a review of the proposed calendars indicated that they are consistent with previously approved calendars and state regulations concerning the granting of holidays. It was pointed out, however, that the cover memorandum showed the incorrect dates for the Thanksgiving holidays in 1980 and 1981. In addition to these holidays, the employees (persons entitled to vacations) have two accrued days to be used at their own discretion.

MOTION: Mrs. Belin moved the board approve the proposed school and holiday calendars at the Iowa School for the Deaf for 1979-1980 and 1980-1981. Mr. Brownlee seconded the motion and it passed unanimously.

RESEARCH PROPOSAL WITH BOYS TOWN. The Board Office recommended approval of a proposed research project between Iowa School for the Deaf and the Boys Town Institute for Communication Disorders for Children, pending the approval of a contractual agreement and related forms for parental and student consent for this joint venture, as noted below.

The Board Office reported that the Iowa School for the Deaf was proposing to enter into a cooperative research venture with the Boys Town Institute for Communication Disorders in Children. These proposed research efforts are consistent with the role of the Iowa School for the Deaf in serving Iowa's deaf children. It was noted that a written agreement for such cooperation would be necessary to spell out the responsibilities of both parties, to list the costs to be incurred in these projects to set forth the organization responsible for covering these costs. It is important that the agreement indicate or make reference to the explicit precautions which must be taken for safeguarding the welfare of Iowa School for the Deaf students who participate in the joint research efforts. In addition, the Board Office recommended the contract include provisions for obtaining parental consent. The Board Office requested that the contractual agreement and consent forms be reviewed by it prior to their signing by the parties involved.

MOTION:

Mrs. Belin moved the board grant the Iowa School for the Deaf approval of the proposed research cooperation between that institution and the Boys Town Institute for Communication Disorders for Children, pending approval of a contractual agreement and related forms for parental and student consent for this joint venture, as noted above. Mr. Slife seconded the motion and it passed unanimously.

AGREEMENT FOR PHYSICAL THERAPY SERVICES FOR TITLE I. The Board Office recommended the board approve an agreement for physical therapy services for Title I pending receipt of the information indicated below.

The Board Office stated that, in general, the proposed contract agreement forms and the proposed agreement were satisfactory; however, it felt that there was a need for information regarding the cost to the Iowa School for the Deaf for supplying the materials and equipment to be used by the physical therapists. Also, the contract did not stipulate an upper limit on the cost (services are provided on "as needed" basis). The Board Office said it might be desirable to have the estimated cost of this service. The contract has a provision for automatic continuance; however, the Board Office recommended the agreement be brought to the board in sufficient time prior to its automatic renewal to provide the board an opportunity to consider its continuation. The Board Office further reported that it would be desirable to make sure that the physical therapists have malpractice insurance and that the physical therapists are not employees of Iowa School for the Deaf but are employees of the contractor.

Superintendent Giangreco reported that the agreement proposed was for the remainder of this academic year. He noted that approximately 20 weeks would be covered by this agreement. An amount of approximately \$11,000 was being considered for the remainder of this fiscal year. Superintendent Giangreco said the school has resources for this purpose.

President Petersen suggested the board approve the agreement with the stipulation that it be for this academic year rather than for a full year.

MOTION:

Mr. Slife moved the board approve the agreement for physical therapy services for Title I for the academic year, and as proposed by the institution. Mr. Wenstrand seconded the motion. The motion carried with all members voting aye.

RETIREMENT POLICY. The Iowa School for the Deaf requested the board adopt the following retirement policy for its employees:

Effective January 1, 1979 all employees of the Iowa School for the Deaf are allowed to retain the position for which they are qualified and for which they are able to perform all requirements of the position in a satisfactory manner until reaching the following time limits.

Academic Year Employees: Age seventy (70) or the end of the academic period whichever occurs later.

Non Academic Employees: Age seventy (70) or the end of the month in which the 70th birthdate occurs whichever is later.

MOTION: Mrs. Belin moved the board approve the retirement policy proposed by the Iowa School for the Deaf as described above. Dr. Harris seconded the motion and it passed unanimously.

REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS. Executive Secretary Richey reported the Register of Capital Improvement Business Transactions for the month of November 1978 had been received by him, was in order, and recommended approval.

Two items were reported as being contained on the November register. The first was a routine change order on the contract with D. C. Taylor Company on the roofing repairs. The second was the report on the Teen Center. The board was requested to approve this project and an estimated project budget of \$17,175.

The Board Office noted that the school has recently completed renovation of the former staff dining room and the kitchen on the second floor of the Main Building into a Teen Center. This area is a supervised recreation center for students' use during nonschool hours. Its usage is primarily for high school students and includes various types of recreational facilities which have not been available up to this point at the school.

The project is virtually completed and was initiated as part of the Kitchen Remodeling and Food Service Addition project. Each element of the budget was under \$10,000 and was accomplished by purchase orders. Of the total budget of \$17,175, about \$3,455 was funded from the Food Service Addition budget and about \$13,720 from RR&A funds.

MOTION: Mr. Slife moved the board approve the Register of Capital Improvement Business Transactions for the month of November 1978; approve the Teen Center project and project budget; and authorize the executive secretary to sign all necessary documents. Mrs. Belin seconded the motion and it passed unanimously.

PHYSICALLY HANDICAPPED ACCESSIBILITY PROJECT - PHASE I. The Board Office recommended the board approve the proposed project budget and description for the Handicapped Accessibility Project - Phase I at Iowa School for the Deaf.

The Board Office reported that in 1977 the board allocated to Iowa School for the Deaf \$30,000 of the \$935,000 appropriated to the board for Phase II of the handicapped accessibility project. In September of this year, in accordance with Section 504 regulations, the board received a transition plan to make programs accessible at Iowa School for the Deaf to the handicapped, as defined in the act. The board, as part of its request to the Governor and legislature for final implementation of this handicapped accessibility program, requested \$230,000 additional for the school.

The board was requested to approve a \$30,000 project which has these features:

- 1) Accessible water fountains would be installed or modified in six buildings and, as needed, in a seventh building;
- 2) Restrooms and showers would be made accessible in all buildings on campus with the exception of the Vocational Building and the Boys' Locker Room in accordance with the transition plan;
- 3) A stairway lift would be installed in the Girls' Dormitory to provide access to the recreational area in the basement of the new Girls' Dormitory Addition;
- 4) Access to Primary Hall would be initiated through establishing an exterior access to the building at the north entrance by installing a ramp for a seven inch step and installation of a single chair lift in the flight of stairs down to the basement.

The Board Office said that it is anticipated that the architectural services for the first phase project will be provided in a joint architectural contract to be developed within the next month covering use of 1978-1979 RR&A funds and fire deficiencies pointed out in the latest State Fire Marshal's inspection of the school.

MOTION:

Mr. Brownlee moved the board approve the proposed project budget and description for the Handicapped Accessibility Project - Phase I at Iowa School for the Deaf. Mrs. Belin seconded the motion and it passed unanimously.

FACILITIES MASTER PLAN STUDY. President Petersen reported that while the board had been scheduled to hear a presentation on the Facilities Master Plan today, the representative from Wilscam, Mullins and Birge, Inc., Omaha, Nebraska, was unable to attend today's meeting due to weather conditions. She recommended the board review the material it had received on the matter both last month and this month and suggested that if there were questions, the architect could be contacted to appear at next month's meeting. If there were no questions, President Petersen recommended the board accept the report as presented it.

The Board Office presented the board a summary of the detailed master plan. The complete Facilities Master Plan Study is on file at the Board Office.

The Board Office reported that the master plan study included a review of the existing site and its location, a review of the road system, review of the parking facilities, a proposed signage program for the campus and buildings, a proposed landscaping plan, and a review of general campus mechanical and electrical systems.

The mechanical review of the campus generally led to several recommendations with the most significant recommendation probably being that all buildings should be equipped with meters to measure all energy consumed by the structure and operations therein.

The total cost for the campus need section of the master plan study was expressed in July 1978 dollars in the amount of \$695,810, with the major expense item being the road network. The board was reminded that this recommendation was furnished earlier and was, in part, incorporated into the new five-year institutional road program to initiate this project near the end of five years.

Another section of the report evaluated all of the existing buildings on campus. The evaluation was done in terms of space needs, fire code requirements, handicapped requirements, energy conservation needs, mechanical and electrical needs, maintenance needs, structural needs, and general needs. Cost of carrying out these needs totals about \$2 million. The board has already requested the legislature to provide the funding for the handicapped requirements. The school has funds available to carry out all the recommendations on fire code requirements.

The major unfunded cost elements include about \$600,000 in energy conservation needs, of which a significant portion involves window replacement with double glaze, thermal broken, aluminum window units, and the aforementioned metering for steam, electricity and water lines. About \$725,000 is mechanical and electrical needs, which includes air conditioning of certain key use areas such as the kitchen area in the Main Building. There are about \$125,000 in maintenance needs, ranging from replacement of the elevator in the Main Building to recommendations on replacing switches in the pool area.

Recommendations were made on space needs for remodeling:

- | | |
|---|--------------|
| 1. Provide sports equipment center in the old bakery area | \$ 18,000.00 |
| 2. Provide additional office space in the east wing of the basement, Main Building | 217,600.00 |
| 3. Provide additional office space in the center section of the fourth floor, Main Building | 104,000.00 |
| 4. Provide new synthetic gym floor surface over existing floor | 35,100.00 |
| 5. Provide acoustical tile ceiling in the classrooms of the Elementary School | 10,835.00 |
| 6. Provide acoustical tile ceiling in dorm wings, corridor and TV rooms in Primary Hall | 9,735.00 |
| 7. Provide the classroom area in the basement of the Infirmary with new toilet rooms | 5,000.00 |

8. Provide acoustical tile ceilings in the central or main areas of the Infirmary Building	4,697.00
9. Provide toilet improvements to the first and second floor of the Laundry Building	8,000.00
10. Undertake minor remodeling in the toilets in the locker area in the barn	6,500.00
11. Provide interior access to the attic stairs in the garage	no cost

All of the above recommendations were in addition to the survey of the need for additional new space at the school.

The Board Office stated that one of the planning objectives was to place a special emphasis on a study of the conditions of the roofs for all buildings and make recommendations on roof replacement and repair. It was noted that timely inspection can expose a \$100 repair that a year or so later may become a \$10,000 repair. Cost of roof repairs or replacement was estimated to be \$112,716. The school plans to utilize the majority of its building repair funds in the current year to undertake solution to the most urgent of these problems.

The latter part of the report detailed new facilities and improvements. The board has requested a Vocational Building expansion project, the pool expansion and planning funds for a recreational facility during the 1979-1981 biennium.

Total, overall cost information was listed as \$5.5 million. Of that total, about \$1.3 million has already been included or funded by the board in capital requests and in the handicapped program. About \$761,000 in projects is requested in the capital program for the next biennium; \$230,000 in the handicapped program with an additional \$30,000 detailed for expenditure in a later docket item; \$200,000 is in the five-year institutional roads program; and the school has about \$122,000 available for expenditure in its building repairs budget this year. Funding of the remainder of the program will come in future years' building repairs budgets, operating equipment budgets, capital requests and also from trust funds available to the school. Another potential source of funds would be to more closely scrutinize the land under the jurisdiction of the school which is not part of the central campus. The report itself showed no future need for that land, with the exception of a development of a nature center on the bluffs east of the school. New buildings are all sited within the present main campus.

The Board Office noted that the board has had three land transactions at the school in the past seven years involving about 13 acres with the most significant sale occurring in 1971 when 8.3 acres across the highway west of the school were sold for \$35,000. Currently, the school farms, under lease on a cost and crop sharing basis, about 70 acres. This property is actually a carryover from the days when the school operated a dairy and poultry operation. The Board Office recommended that a study be undertaken to determine the future need of this land leading to recommendations to the board as to divestiture of all or part of this land.

In discussion, Mr. Richey suggested that a space utilization study be done to closely scrutinize the need for the land mentioned above. He said that disposal of such property might be considered with the proceeds to be used for some of the needed programs of the school.

Mr. Richey noted that the Board Office has suggested to the Iowa School for the Deaf that the model living projects proposed (two cottages) at the cost of \$385,000 might better be handled by remodeling existing dormitories into living units, therefore significantly reducing costs. That proposal is now being studied by the school.

The school's recommendation that a new laundry facility be built in the amount of \$285,000 was suggested by the Board Office to be studied for possible reconsideration. Mr. Richey suggested the school's laundry could possibly be contracted out with Glenwood State Hospital.

Mr. Richey commended the architects and their consultants, the staff and the administration of the Iowa School for the Deaf for the efforts put forth in preparation of the Facilities Master Plan Study. He said the study's framework provided the board and the school a valuable tool to utilize in implementation of all phases of the institution's facilities development.

In absence of objections, President Petersen accepted the Facilities Master Plan Study on behalf of the board.

President Petersen reported that she would thank Mr. John Birge from the firm of Wilscam, Mullins and Birge, Inc., and excuse him from coming to a future meeting on this matter as there were no specific questions he needed to answer relating to this study.

President Petersen then asked board members and institutional executives if there were additional matters to be raised for discussion pertaining to the Iowa School for the Deaf. There were no additional matters raised for discussion.

IOWA BRAILLE AND SIGHT SAVING SCHOOL

The following business pertaining to the Iowa Braille and Sight Saving School was transacted on Wednesday, December 20, 1978.

REGISTER OF PERSONNEL CHANGES. The actions reported in the Register of Personnel Changes for the month of November 1978 were ratified by the board.

RETIREMENT POLICY CHANGE. In order to comply with the Age Discrimination in Employment Act Amendments, passed by the United States Congress in 1978, the Iowa Braille and Sight Saving School requested the board revise the school's current retirement policy to be in conformity with provisions of that amendment.

The proposed retirement policy would provide that faculty employees at the Iowa Braille and Sight Saving School retire at the expiration of their current contract following their 70th birthday. All other employees will retire at the end of the month following their 70th birthday.

MOTION:

Mr. Slife moved the board approve the change in retirement policy proposed by the Iowa Braille and Sight Saving School which provides that faculty employees at the school retire at the expiration of their current contract following their 70th birthday and that all other employees retire at the end of the month following their 70th birthday. Dr. Harris seconded the motion and it passed unanimously.

PLACEMENT OF INTERIM STUDENTS IN EDUCATION DEPARTMENT. The Board Office recommended the board approve placement of interim students from Westmar College and Iowa Wesleyan College on the campus of the Iowa Braille and Sight Saving School for approximately one month per student.

The Iowa Braille and Sight Saving School reported that the Iowa Braille and Sight Saving School has received requests from Westmar College and Iowa Wesleyan College to place students on its campus for their interim program for approximately one month each. The assignment for the Westmar student would be from January 8 through February 6, 1979, and for the Iowa Wesleyan student the period would be from January 8 through February 2, 1979. It was felt by both the Iowa Braille and Sight Saving School and the Board Office that working with interim college students in various areas of the school would provide a valuable field experience opportunity for the students of the colleges as well as give the institution the benefit of additional services and new ideas during the time of the students' placement.

The Board Office reported that such placement should be formally negotiated in an agreement that specifies all particulars necessary to the protection of the parties involved, including liability considerations.

IOWA BRAILLE AND SIGHT SAVING SCHOOL
December 20-21, 1978

The agreement with Westmar College is to provide field experience for Scott Krough to work with students at various age levels and to better acquaint him with the blind and multi-impaired child. The agreement with Iowa Wesleyan College is to provide field experience for Sally Riter in social studies and with young visually-impaired multi-handicapped children. There is no monetary consideration involved.

MOTION:

Dr. Harris moved the board grant approval to the Iowa Braille and Sight Saving School to enter into an agreement with the Westmar College to provide interim assignment for Scott Krough and an agreement with Iowa Wesleyan College to provide such an assignment for Sally Riter with the understanding that such placement is formally negotiated in an agreement that specifies all particulars necessary to the protection of the parties involved, including liability considerations. Mrs. Belin seconded the motion and it passed unanimously.

AGREEMENT FOR PRACTICUM STUDENTS. The board was presented a form entitled "Agreement for Cooperation in Student Practicum" for information purposes.

The Board Office reported that the approval of such form was not necessary as action taken with the form can be administratively handled by appropriate consultation with the Board Office. Any agreements entered into under the approved form will be handled as usual with review by the Board Office prior to signature by the parties involved and prior to submission to the board.

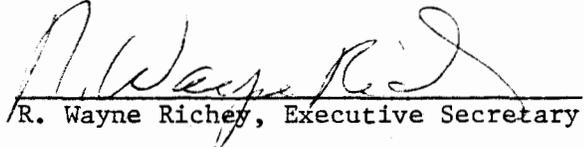
MOTION:

Dr. Harris moved the board accept the form entitled "Agreement for Cooperation in Student Practicum" as presented by the Iowa Braille and Sight Saving School. Mr. Slife seconded the motion and it passed unanimously.

REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS. There were no transactions reported on the Register of Capital Improvement Business Transactions for the month of November 1978.

President Petersen asked board members and institutional executives if there were additional matters to be discussed pertaining to the Iowa Braille and Sight Saving School. There were no additional matters raised for discussion.

ADJOURNMENT. The meeting of the State Board of Regents adjourned at 11:30 a.m., Thursday, December 21, 1978.


R. Wayne Richey, Executive Secretary