

The State Board of Regents met electronically on Wednesday, January 15, 1992.  
The following were in attendance:

Members of State Board of Regents

Mr. Pomerantz, President  
Mr. Berenstein  
Mr. Dorr  
Mr. Fitzgibbon  
Ms. Furgerson  
Ms. Hatch  
Ms. Johnson  
Dr. Tyrrell  
Mrs. Williams

Office of the State Board of Regents

Executive Director Richey  
Deputy Executive Director Barak  
Director Smith  
Interim Associate Director Via  
Assistant Director Hudson  
Minutes Secretary Briggie

State University of Iowa

President Rawlings  
Vice President Nathan  
Vice President Rhodes  
Interim Vice President True  
Athletic Director Bowsby

Iowa State University

President Jischke  
Vice President Madden

University of Northern Iowa

President Curris  
Provost Marlin  
Vice President Conner

Iowa School for the Deaf

Superintendent Johnson  
Business Manager Nelson  
Interpreter Cool

Iowa Braille and Sight Saving School

Superintendent Thurman  
Director Hauser



## GENERAL

The State Board of Regents held an electronic Board meeting on Wednesday, January 15, 1992, commencing at 2:00 p.m. in accordance with Section 21.8 of the Code of Iowa. The meeting was not held in person because it was not feasible to have the Regents assemble in one location for this brief meeting. Each Regent in attendance was at a separate remote location. Public access was provided at the following locations:

Board of Regents Office, Old Historical Building, Des Moines  
University of Iowa, Old Public Library Conference Room, Iowa City  
Iowa State University, President's Office Conference Room, Ames  
University of Northern Iowa, Board Room, Gilchrist Hall, Cedar Falls  
Iowa School for the Deaf, Superintendent's Office, Council Bluffs  
Iowa Braille and Sight Saving School, Superintendent's Area, Vinton

**APPROVAL OF MINUTES OF BOARD MEETING, DECEMBER 18, 1991.** President Pomerantz asked for corrections, if any, to the Minutes.

**ACTION:** President Pomerantz stated the Board approved the Minutes of the December 18, 1991, meeting, by general consent.

**INTERINSTITUTIONAL COMMITTEE ON EDUCATIONAL COORDINATION.** (a) Policy on American Sign Language. The Board Office recommended the Board (1) receive the report and recommendations of the ad hoc American Sign Language (ASL) Committee and (2) request that the Interinstitutional Committee on Educational Coordination study the implementation of the recommendation of the ASL Committee to include the cost of implementation, the location of an ASL training program, and a review by the faculties of the three Regent universities regarding the use of American Sign Language as a language meeting foreign language admission and graduation requirements.

In compliance with SF 23, an ad hoc committee was established under the aegis of the Interinstitutional Committee on Educational Coordination to review this legislation and make recommendations regarding American Sign Language.

GENERAL  
January 15, 1992

The ad hoc committee has made recommendations on the use of American Sign Language. Because of the costs and academic implications of the recommendations, further study of the ad hoc committee's recommendations was recommended.

Provost Marlin stated that of the recommendations, items 4, 5 and 6 cause concern for the universities. Recommendation 4, which states that the three Regent universities shall accept American Sign Language as a language meeting foreign language admission and graduation requirements, is an academic issue. Curricular issues are being referred to the faculty for their recommendations. She said the fifth and sixth items are resource issues. The Interinstitutional Committee proposes those be studied and recommendations be brought back to the Board of Regents.

**MOTION:**

Regent Hatch moved to (1) receive the report and recommendations of the ad hoc American Sign Language (ASL) Committee and (2) request that the Interinstitutional Committee on Educational Coordination study the implementation of the recommendation of the ASL Committee to include the cost of implementation, the location of an ASL training program, and a review by the faculties of the three Regent universities regarding the use of American Sign Language as a language meeting foreign language admission and graduation requirements. Regent Tyrrell seconded the motion.

Regent Dorr asked if there was actually a demand for this program. Superintendent Johnson said he believes that the demand is there. Three-fourths of all deaf children in the state of Iowa are in public schools. There is a need for people who can communicate effectively with those students. Most of the deaf students have hearing parents. There needs to be qualified teachers who are teaching to the children, teaching to the parents and teaching in the educational setting. He also hopes that other youngsters will learn sign language so that the deaf youngster is included within the school's total program. He said there are precedents set in other states, such as Maryland and Texas, where universities have done this. He hopes that as they get closer to the final discussions on this, Iowa School for the Deaf representatives would be a part of the discussion. They have the expertise to assist the universities in this effort. He then reiterated that he believes the need is there and he is very supportive of this effort. He hopes that the university faculty will accept American Sign Language as a foreign language as it is in many other states. It is an excellent move on behalf of deaf children throughout the state of Iowa.

Regent Hatch said she subscribes to the further study that is recommended particularly because of scarce resources and duplication. The program might need to be restricted to one of the three universities, possibly the teacher education program at University of Northern Iowa.

Regent Williams noted that there are two parts to the recommendation -- the need to teach American Sign Language for teachers of the deaf and the issue of whether it should be accepted as a foreign language. She said that even though it would probably be most prudent to have only one of the three Regent universities providing instruction in American Sign Language, in keeping with the legislation all universities would need to accept American Sign Language for foreign language credit.

Regent Dorr said he supports the recommendation for further study; however, before embarking on another major new program he wants to know the numbers of students involved and whether or not there are acceptable sources of teachers available in other institutions either through the private system in the state or outside the state. He was aware of the need to provide educational opportunities for deaf children and for those who wish instruction, but he did not want to advocate another costly program without making sure there are no alternative resources, and that the numbers justify the effort.

Mr. Richey stated that the Board's procedures require that this program come back to the Board for action, with all the appropriate information.

Regent Furgerson stated that some hearing-impaired students are already being mainstreamed in public schools. A lot of schools do not have teachers who can sign. There is a need to encourage people who are going to teach and who might be working with hearing impaired students to learn sign language. She agrees that there needs to be more study. She noted that at one time there were two different forms of sign language being used which makes it difficult for the deaf community to communicate with one another.

Regent Tyrrell said he would like to know what the experience has been in other states, how long the program is and how it has been set up. He wants to know what the experience has been elsewhere so they do not try to "reinvent the wheel".

President Pomerantz said he assumed that the word "study" implies that they will address all the questions and concerns raised by the Regents.

Regent Hatch suggested they should pay attention to Regent Furgerson's comment about the two sign languages. She agreed that they need to teach other children to sign so that the deaf children are not signing just to teachers but to their contemporaries, as well.

Regent Furgerson noted that at one time the Area Education Agencies were teaching one sign language and Iowa School for the Deaf was teaching a different one.

President Pomerantz asked Mr. Richey to keep track of these comments and make sure the questions get answered.

VOTE ON THE MOTION: The motion carried unanimously.

(b) Annual Report of State Extension and Continuing Education Council. The Board Office recommended the Board (1) receive the annual report of the State Extension and Continuing Education Council (SECEC), 1990-91, and (2) encourage the Council to implement the approved strategic plan to the extent possible given current budgetary restrictions.

The Council's major focus during 1990-91 has been on implementing specific aspects of the Strategic Plan for Off-Campus Credit Programming which was presented to the Board in 1990. The strategic plan outlines an ambitious statewide expansion of off-campus credit courses and programs which, to be cost effective, relies heavily on distance learning methods and is dependent on full development and access to the fiber optic Iowa Communications Network (ICN).

The report reflects that full implementation of the strategic plan awaits completion of the ICN and the resolution of uncertainties regarding funding. The report makes four recommendations:

- (1) The Board of Regents must be active advocates for the Iowa Communication Network as it is a key element in the strategic plan and adequate financial support for the system is essential.
- (2) Develop the Southwest Iowa Regent Resource Center as a model and adapt that model to other locations in the state.
- (3) Provide for on-going funding for the Southwest Iowa Regent Resource Center.
- (4) Continue to do joint planning among Regent universities and between Regent universities and other providers of higher education so that as many Iowans as possible have access to the educational programs they need.

During 1990-91, some action was taken pertaining to each of the strategic plan's three main goals, 5 out of the plan's 9 listed objectives, and 5 out of its 24 listed strategies. The actions taken pertain to the successful establishment of the Southwest Iowa Regent Resource Center, increasing the number of undergraduate and graduate courses and programs offered off-campus, and cooperation among the institutions in sharing courses and planning joint programs.

GENERAL  
January 15, 1992

Joint off-campus Master's degree programs in Education, Science Education and Public Administration are being developed.

Total off-campus credit registrations increased 2 percent during 1990-91. The University of Iowa and Iowa State University had declines while the University of Northern Iowa increased. Non-credit registrations increased 15.4 percent in 1990-91.

Though the Regent universities continue to participate in the Quad-Cities and Tri-State Graduate Centers, the strategic plan is not particularly dependent on them, and their future role in the implementation of the strategic plan remains ambiguous. Although overall enrollments at the Quad-Cities Graduate Study Center decreased by 8 percent in 1990-91 (following a 10 percent drop in 1989-90), enrollment in Regent university courses increased for the first time since 1985-86.

Western Illinois University had 73 percent of the total enrollments at the Quad-Cities Center in 1990-91, and Illinois residents accounted for 60 percent of the Center's enrollments.

The report states that the Tri-State Graduate Center "is struggling with the many problems which evolve when you have a new center, new actors and varying expectations". Only one course was offered by the Regent institutions at the Tri-State Center in 1990-91, but the University of Northern Iowa began offering a Master's degree program in School Administration at the Center in fall 1991.

A new promotional brochure has sparked increased inquiries about the Bachelor of Liberal Studies program, whose enrollment and graduation rates remained stable during 1990-91 despite fears that a new foreign language requirement at the University of Iowa might reduce enrollments.

Emmet Vaughan, State Extension and Continuing Education Council member, stated that for the first time, the annual report follows the format of the strategic plan approved by the Board of Regents. He then reviewed the highlights of the report. He noted that more complete implementation of the strategic plan will be delayed until the completion of the statewide telecommunications network. In the meantime, they will continue on with other programs.

Regent Berenstein referred to the section of the report concerning the Tri-State Graduate Center which states it is experiencing the regular start-up problems. He cautioned that he would not like to hear that those problems continue for an extended period of time. He then referred to the statement in the docket memorandum that stated that although only one Regent course, involving four students and offered via live, interactive television, was taught during 1990-91, the University of Northern Iowa began offering a Master's degree program in School Administration in fall 1991. He expressed

GENERAL  
January 15, 1992

concern that if there is not more participation, the State of Iowa should not be funding the entire project. They ought to monitor that very carefully and make sure that Iowa is participating fully in providing educational opportunities.

Mr. Vaughan stated the point was well taken. He said the statement in the docket memorandum which Regent Berenstein referred to was not precisely correct. One course was actually held but there were a larger number of courses that were offered. The other courses failed because of low enrollment. With regard to the specific course in which there were four students, he said twenty students were enrolled, sixteen students were located at four other sites which were televised. Iowa State University offered several courses in engineering and computer science that failed due to low enrollment.

Regent Hatch asked for the amount of money Iowa has invested in the Tri-State Graduate Study Center. Director Barak responded that Iowa has provided \$68,000 to the Center for this current year.

Regent Hatch asked if the total for the two years then was \$108,000. Director Barak responded affirmatively.

Regent Hatch said it seemed to her that at some point the Regents should be able to go back to the legislature and say a certain number of students were educated for a certain amount of money, and there does not appear to be the demand that we thought there was going to be.

Emmet Vaughan stated that the funds provided by the State of Iowa for the Tri-State Graduate Center have been for the administrative overhead of the center. The funding available for programs and courses is generally from the universities. He said a state university was offering an MBA program before the Tri-State Center was established. Once the television system becomes operational they will be able to combine low enrollment programs.

Regent Williams asked for the enrollment figures for the fall semester of 1991-92 at the Tri-State Graduate Center. Director Barak responded that he did not know the enrollment figures at this time. He noted that the enrollment figures for the Center include students who are attending courses offered by the University of South Dakota, Wayne State and some of the other institutions in that area. The Center is coordinating all of those course offerings, not just those that are offered by the Regent institutions. Most of the students enrolled in these courses are Iowans.

Regent Williams asked if Iowa's Regent universities were offering any courses this semester at the Tri-State Graduate Study Center. President Curris responded affirmatively, stating that University of Northern Iowa is beginning to offer a Master's degree program in administration.



Regent Williams said it was not fair to judge a program on its first semester enrollment. To make a judgment about a program that just started up last year without finding out this fall's enrollment figures may be premature.

Regent Dorr referred to the statement in the annual report that there needs to be continued joint planning between the Regents and other providers. If Iowa is spending \$108,000 for administration of a center and the other institutions are teaching the programs, what is the value?

Regent Berenstein said they need to continually evaluate the center particularly in these times of short money. There has been some comment within the Sioux City business community as to whether or not this is a viable program. He agreed that it is too soon to make an evaluation but said they need to make sure it does not get away from them.

Regent Dorr said he assumed that acceptance of this report becomes a formal Regent endorsement of the Iowa Communications Network. Is there a prior Regents effort in support of this formally?

President Pomerantz responded negatively, stating that the Regents have not taken a stronger position in the past. The implication may be one of support but the Regents have managed to stay out of the political fray.

Regent Dorr stated that if the Regents are indirectly supporting the communications network he did not want them to be limited to utilizing the system in strictly extension areas. Whatever support the Regents ultimately give the Iowa Communications Network, he wants it to be utilized throughout the system and not solely for extension.

President Pomerantz stated that if they are going to be offering courses to a limited number of students at a very high cost per student they should do something about it. However, it is premature to make the inference from the fact that there are few students and relatively high administrative costs for start up, that they are not efficiently delivering course opportunities. The overriding issue is that they have a system properly managed, promoted and marketed wherein there is the opportunity to educate thousands of people if that kind of interest can be generated. Therefore, he said it is worth, in the beginning, some start-up investment to determine whether this is viable and helpful to the people of this state. He cautioned that they not move over into a political arena that is clouded by a lot of issues that would not relate directly to the Regents and educational opportunities. He preferred to limit the discussion to the issues of the Regents' delivery of course material on an extension basis similar to what was drafted in the recommended action.

Regent Dorr asked that it be understood that if the Regents get into the Iowa Communications Network discussion that they will broaden the base of its use within the Regent institutions to other than solely and singly for extension.

GENERAL  
January 15, 1992

President Pomerantz responded that if and when that becomes an issue they should explore all the options and opportunities and be guided by the greater wisdom at that time.

Regent Dorr referred to the recommendation to continue joint planning among the Regent universities and between Regent universities and other providers of higher education. He asked what type of joint planning was envisioned between the Regents and other providers.

Mr. Vaughan responded that the principle reference is to the Southwest Iowa Resource Center and planning for the scheduling of programs. Drake University was invited to participate and has been an active participant in planning of the schedule for the Southwest Iowa Resource Center.

Regent Dorr expressed concern about establishing institutions all over the state when there is already a lot of brick and mortar around the state. If there is means to cooperate with other providers and at the same time deliver Regents capabilities, he encouraged them to do so. He emphasized that he did not wish to spend a lot of money for brick and mortar and overhead administration when there is a lot of administration already in place throughout the state.

**ACTION:**

President Pomerantz stated the Board, by general consent, (1) received the annual report of the State Extension and Continuing Education Council (SECEC), 1990-91, and (2) encouraged the Council to implement the approved strategic plan to the extent possible given current budgetary restrictions.

**REPORT ON LEGISLATIVE SESSION AND GOVERNOR'S BUDGET.** The Board Office recommended the Board (1) receive the report on the Governor's Message to the 1992 Session of the General Assembly, (2) receive an oral report concerning the meeting of the Joint Subcommittee on Educational Appropriation scheduled for January 10, 1992, and (3) receive information on a meeting between the Legislative Administrative Rules Committee, the Board Office staff and institutional staff pertaining to purchases from Prison Industries.

The Governor's Message to the 1992 Session of the General Assembly was scheduled for Tuesday, January 14, at 10:00 a.m.

The Board of Regents was requested to make a presentation to the pre-session meeting of the Joint Education Appropriation Subcommittee on January 10, 1992, at 9 a.m. An oral update on the presentation to the legislature was provided at the Board meeting.

The Board of Regents presented its budget request to the Governor on December 12, 1991. The institutional presidents and superintendents presented their budget requests emphasizing the points highlighted by President Pomerantz.

On January 6, 1992, the Board Office and institutional representatives met with the Legislative Administrative Rules Committee to discuss Prison Industries' purchases. At this meeting, the Executive Director stated that the Board of Regents is committed to the program and that appropriate actions will be taken by the institutions to utilize Prison Industries.

Senator Berl Priebe, Chair of the Administrative Rules Committee, requested that a report on Regent institution purchases from Prison Industries be provided in June 1992.

Mr. Richey stated that Governor Branstad delivered his State of the State message yesterday. The Governor will probably deliver his message on the budget on January 21.

Mr. Richey then addressed the Governor's education recommendations. With regard to elementary and secondary education, he said the Governor recommended additional funds in fiscal year 1993 for phase 2 of the educational excellence program. He recommended proceeding with parts 1 and 2 of the Iowa Communications Network to link the state universities, community colleges, counties, capitol complex and 54 Iowa high schools. The Governor recommends continuation of the K-12 funding formula. He recommended approximately \$94 million additional funds but with recommended adjustments to the State formula to reduce the amount that would have been available under the formula. The Governor noted that had the formula been allowed to proceed, it would have required excess State revenues of more than \$45 million which would have exceeded the State revenue growth. He wants to reform funding for special education. He proposed the establishment of a Center for the Assessment of School Effectiveness. The Governor wants to implement performance accreditation systems in the K-12 system as well as establish an educational management information system. Proposals to enhance science and mathematics teaching and technology assistance include enhancement of state library services. The Governor recommends improving education in geography.

With respect to higher education, Mr. Richey said the Governor recognized the Board of Regents' strategic planning and efforts to identify program strengths and priorities. With regard to the fact that the Board and the institutions identified savings of more than \$10 million for fiscal year 1993, the Governor specifically recommended that the savings be retained by the institutions to be used for priority needs identified in the strategic planning processes. The Governor mentioned the special role that the universities play in economic development in the area of research and technology-based development. He intends to recommend funds for increasing agricultural research and in biotechnology in the physical sciences.

GENERAL  
January 15, 1992

Mr. Richey said the Governor stated that he will make recommendations relative to funding of IPRT at Iowa State University and some of the technology transfer initiatives in research areas at University of Iowa. The Governor recognized University of Northern Iowa's enrollment growth saying that growth reflects "the strong reputation for quality undergraduate education that the university has developed in recent years". He indicated that the enrollment growth has stretched the university's capacity to handle the students and recommended additional funding for that purpose. The Governor stated that tuition proceeds including the proceeds of the rate increase enacted by the Board in November be retained for improvement of educational programs and the provision of services to students. The Governor recommended modification of the community college funding formula. He recommended that funding for the universities' child care programs funded last year be maintained as funded in the current budget.

Mr. Richey stated that negotiations are proceeding with respect to certain aspects of programs, budgets and staffing implications. Board members and institutional heads will be informed as soon as that information is available.

With respect to the Joint Subcommittee on Educational Appropriations meeting last Friday, Mr. Richey said the purpose of the meeting was to answer a list of questions submitted by the staff of the Legislative Fiscal Bureau. The meeting lasted about 4-1/2 hours. The institutional heads were in attendance as well as Mr. Richey, other institutional officials and Board Office staff. He characterized it as a meeting with frank discussions and very positive reactions on both sides as to the value of the meeting.

The Board Office appeared before the Administrative Rules Committee last week to discuss Regent purchases from Prison Industries. Mr. Richey said he indicated to the committee that the Regent institutions had not done as much purchasing from Prison Industries as they should. He reported to the committee that the Board and institutions have a strong commitment to developing a more effective relationship. Substantial progress has been made and will continue to be made, to the mutual benefit of both Prison Industries and the universities, over the next several months. He said the outcome of the meeting was that the committee accepted the report, appeared to be satisfied with what is being done to redress the shortfall in Regent purchasing from Prison Industries. It asked that the Regents report in June on what has been accomplished and what is underway in terms of future accomplishments.

Mr. Richey said it was his understanding that some action has been taken in one of the other subcommittees that is handling public safety appropriations to penalize the Regents financially for not using Prison Industries to a greater extent. It was Mr. Richey's belief that when the information is presented to the subcommittee, and particularly the report by Senator Berl Priebe and others on the Administrative Rules Committee, the concern will be diminished.

Regent Fitzgibbon asked what was meant by "appropriate actions will be taken by the institutions". Mr. Richey responded that the universities' officials are working with Prison Industries officials to ascertain areas where they can purchase goods of Prison Industries effectively. They are working together in terms of planning ahead with respect to university needs in order to give Prison Industries time to adapt. They are also working on more effective notice and more detailed indications of specifications. He expects it to result in an improvement of the programs of the Prison Industries as well as to offer the Regents opportunities to purchase effectively and economically. University officials have been working very well on this in the last several months.

Regent Tyrrell asked if the committee members understand that there are two components: furniture and supplies. The supplies component of Prison Industries may not be cost effective for the institutions. Was that discussed with the committee members?

Mr. Richey responded that had been discussed. Also discussed was the fact that there are other pressures on the Regents to purchase from small businesses and targeted small businesses, and to get the most efficient and effective item at the lowest cost. He said the committee members demonstrated a very keen understanding; however, on the part of the Governor and the legislature, there is a very strong desire that the Regent institutions utilize Prison Industries to the fullest possible extent.

**ACTION:**

President Pomerantz stated the Board, by general consent, (1) received the report on the Governor's Message to the 1992 Session of the General Assembly, (2) received an oral report concerning the meeting of the Joint Subcommittee on Educational Appropriation scheduled for January 10, 1992, and (3) received information on a meeting between the Legislative Administrative Rules Committee, the Board Office staff and institutional staff pertaining to purchases from Prison Industries.

**MISCELLANEOUS FEES AND CHARGES.** The Board Office recommended the Board approve the universities' recommendations for 1992-93 miscellaneous fees and charges.

In December the Board received the universities' proposals for 1992-93 miscellaneous fees and charges. These fees include tuition-rated fees (e.g., extension courses) and non tuition-related fees (e.g. duplicate diplomas), which are charged for specific services and materials used by students during the course of instruction.

### TUITION-RELATED FEES AND CHARGES

Tuition-related fees were proposed to increase in accordance with the increases in tuition approved by the Board at its November meeting. Percentage increases range from less than 7 percent for undergraduate fees to 36.7 percent for resident law student fees.

Two new tuition-related fees were proposed by Iowa State University: a \$168 fee for a weekend MBA program to reflect actual cost increases in a program offered by the College of Business and a new fee to support administrative costs, assist in student aid support and encourage greater participation in the Study Abroad program. The fee will vary from \$200-\$300 depending on the program.

### NON TUITION-RELATED FEES AND CHARGES

Universities' officials reported that increases in non tuition-related fees and charges reflect additional costs in providing the services.

University of Iowa officials proposed no new fees but proposed increases which range from 2.6 percent for the supply instrument management system fee for DDS students (from \$5,860 to \$6,010 for 3 years) to 66 percent (from \$3 to \$5) for a set of credentials from the Placement Service for an inactive applicant (usually a former student).

Iowa State University officials eliminated the university "Health Plus Fee," a voluntary fee that existed prior to the imposition of the mandatory health fee. The health fee for students not assessed mandatory fee or a non-student spouse will be decreased from \$43 to \$30, a 30 percent reduction.

Iowa State University officials proposed one new fee of \$2 to cover costs of replacing registration materials lost by students.

Iowa State University officials proposed increases ranging from 12 percent for orientation services (\$25 to \$28) to 50 percent for the graduation fee (from \$10 to \$15). They reported that increases reflect inflationary cost increases.

University of Northern Iowa officials requested five new non tuition-related fees.

A fee of \$260 for nursery school attendance at Price Lab School was proposed to cover expenses incurred in offering the program which previously had been supported from general university resources.

GENERAL  
January 15, 1992

A fee of \$10 for instrument rental (per instrument) to cover the expenses of repairing damaged equipment and as an amortization fee to provide equipment for future demands.

A copyright fee of \$35 to cover the expense mandated by the federal government to copyright each doctoral dissertation.

A FAX fee of \$5 to cover telephonic cost incurred in faxing transcripts.

A placement service fee of \$3 for one set of credentials for an active applicant.

University of Northern Iowa officials proposed to increase the fee from \$130 to \$275 for kindergarten through 8th grade students to attend Price Lab School summer session. University officials indicated that because the summer session has been mandated to be self-supporting, the associated fee must be self-supporting.

University of Northern Iowa officials reorganized the schedule of charges for orientation services so that students are charged uniformly whether they enter as a freshman or as a transfer student. The university has dropped fees for parents.

The policy of the Board of Regents is that all institutional and/or college-wide fees over \$1 per semester and all academic departmental fees over \$10 must be reported and approved by the Board annually.

Regent Hatch noted that University of Northern Iowa officials were proposing a \$35 fee to cover the expense to copyright a doctoral dissertation. She asked if either of the other universities have a similar fee.

Regent Williams noted that such a fee was listed on Schedule A of this docket item. It is listed under doctorate fee for the University of Iowa at \$55 and was \$90 for Iowa State University.

Regent Hatch questioned whether that doctorate fee for the other two universities includes the copyright fee.

Interim Provost Swan responded that Iowa State University includes the copyright fee in the dissertation filing fee.

Regent Hatch asked if it was possible for doctoral students to copyright their own dissertation because it only costs \$10 and is a simple process.

Provost Marlin stated that it was her understanding that there is a mandate to copyright doctoral dissertations although she did not know the specifics.

GENERAL  
January 15, 1992

Regent Hatch cautioned that she did not want to get into the same kind of discussion as they did when the Regents approved a computer fee for one university and found they were subsequently approving a similar fee for the other two universities. She again asked whether or not the students can copyright their own dissertations and questioned the necessity of the mandate to have the university use personnel to perform that function.

President Pomerantz noted that both Iowa State University and University of Iowa have master's and doctorate fees listed under the same fee heading. However, University of Northern Iowa does not show a thesis fee under that heading.

Regent Hatch stated that a thesis fee is different from a copyright fee.

President Pomerantz acknowledged that the Regents did not know what was included under the generic term of "thesis".

Regent Hatch said that was what she would like to know.

President Jischke responded that the Iowa State University doctoral thesis fee includes copyright and microfilming costs.

Vice President Nathan stated that the University of Iowa doctoral thesis fee also included copyright and microfilming costs.

Regent Hatch asked if there is currently no doctoral thesis fee at University of Northern Iowa. President Pomerantz said there was none listed. Mr. Richey stated that it should be listed if there is a doctoral thesis fee.

Regent Hatch asked if the proposed \$35 fee at University of Northern Iowa is basically a fee that is already assessed at the other two universities in a different form. President Jischke said that was correct.

President Curris said University of Northern Iowa officials would list their fee in the same category as the other two universities' doctoral fees.

Regent Dorr stated that the microfilm fee for doctoral dissertations listed for University of Northern Iowa was \$40 for fiscal year 1992 and \$45 for fiscal year 1993. He said that if they are going to combine all of the fees they ought to combine the microfilm fee with the copyright fee. By combining those fees the University of Northern Iowa fees would be approximately \$75 or \$80 which is comparable with the other two universities' fees under the same category.

Mr. Richey stated that the Board Office would work with the university to that end.



Regent Hatch questioned the recommended increase in fees for the special summer session for University of Iowa law students of 36.7 percent. Interim Vice President True responded that was one of the fees that is based upon the Regents' prior actions on tuition for all students. The recommendation was made in keeping with the tuition rate increase for all law students.

Mr. Richey stated that the recommended fee increase for the special summer session for University of Iowa law students of 36.7 percent just extends the same rate of increase as for students attending during the regular academic year.

Regent Berenstein asked if it is actually just a tuition charge. Mr. Richey responded affirmatively.

Regent Hatch said she still did not see a provision for reducing mandatory health fees for part-time students. Mr. Richey said it was not a question of reducing the fee. It was a question of eliminating the fee for students who do not qualify to be charged for it. Staff is working on that issue with institutional officials; however, mandatory health fees are not a part of the subject before the Board at this time.

Regent Hatch asked if staff would be coming back with that issue. Mr. Richey responded affirmatively.

President Jischke stated that at Iowa State University, for students who enroll in four or fewer semester credit hours, there is no mandatory health fee. Therefore, Iowa State University officials have addressed the question of part-time students.

Mr. Richey said it was going to have to be addressed on a Regentwide basis to ensure there is a standard treatment.

Interim Vice President True stated that University of Iowa officials follow the same practice that President Jischke described for Iowa State University.

Provost Marlin stated that University of Northern Iowa handles the matter the same way as the other two universities.

Regent Hatch stated that she knew someone whose entire enrollment was held up for one summer session class because of the health fee issue. The person was told she could appeal to Peter Nathan. Three months later she had heard nothing, gave up and paid the penalty for late enrollment plus the fee. Regent Hatch said that was not an equitable way to treat students.

Mr. Richey said the matter of the mandatory health fee for part-time students has been an issue. The Board Office will report to the Board on whether what was just reported by the universities was a part of the solution or if additional action is needed.

GENERAL  
January 15, 1992

**MOTION:**

Regent Berenstein moved to approve the universities' recommendations for 1992-93 miscellaneous fees and charges. Regent Furgerson seconded the motion, and it carried unanimously.

**ATHLETIC POLICY.** The Board Office recommended the Board approve the policy on athletics as proposed by the Priority Study Group on Athletics.

An athletic policy was proposed that expresses the Board of Regents' strong desire for integrity in athletics at the Regent universities and provides a mechanism for reporting infractions of NCAA and conference rules to the Board.

The policy was reviewed by the Regents Priority Study Committee on Athletics and was recommended for approval by the full Board. The policy requires that infractions of NCAA and conference rules be reported to the Board Office as soon as they are brought to the attention of institutional administrators. This policy complements a policy adopted by the Board of Regents last July that adopted the "one plus three" concept to intercollegiate athletics and endorsed the preliminary draft of the Knight Commission Report on Intercollegiate Athletics.

The proposed policy on athletics follows:

**Policy Statement**

Integrity in the administration of intercollegiate athletic programs is one of the highest priorities of the Board of Regents. In July 1991 the Board of Regents adopted the "one plus three" concept of intercollegiate athletics that asserts presidential control of athletics at the institutions, as well as academic integrity, financial integrity and accountability through certification. The Board now wishes to provide additional policy emphasis on integrity in athletics by clarifying the Board's position on the consequences for serious infractions of the rules and regulations of the NCAA. Significant violations of NCAA, conference or institutional rules governing athletic programs should result in immediate notification of and review by the Board. Sanctions, including but not limited to, reprimand, suspension and/or termination of employment (following due process) will be given in response to significant violations.

**Procedure**

**A. Notification of Possible Violation**

The Board Office will be notified of any significant violation of NCAA, conference or institutional rules, immediately upon discovery at the institutional level. The form of the notification will be as follows:

- a) if the NCAA has initiated an investigation, a copy of the letter from the NCAA and a letter of explanation will be forwarded to the Board Office.
- b) if the institution is self-reporting an alleged violation to the NCAA, a copy of the letter will be forwarded to the Board Office.
- c) if conference or institutional rules are at issue, the Board will be notified as soon as a factual basis for the rule violation is known.

The Board Office will be notified of the nature of the alleged violation; the NCAA, conference or the institutional rules involved, and the plan for investigating the allegation.

**B. Notification of Status of Investigation**

The Board will be notified periodically of the status of the institution's investigation. The form of notification will be a letter to the Board Office from the institutional official charged with overseeing the investigation.

**C. Notification of Outcome of the University Investigation**

The Board Office will be notified of the outcome of the university's investigation including its factual conclusions and sanctions (if any). A summary of reports and documents submitted to NCAA or conference officials will be provided to the Board Office.

**D. Notification of Outcome of NCAA or Conference Investigation**

The Board Office will be notified of the results of any investigation undertaken by NCAA or conference officials. This notification will include the conclusions and sanctions (if any).

**Additional Actions**

- 1. Clauses shall continue to be included in all coaches' and athletic administrators' contracts that will provide that significant violations of NCAA, conference or institutional rules will result in sanctions including, but not limited to, reprimand, suspension and/or termination of employment (subject to the Board of Regents' procedures in due process).
- 2. Future contracts for appropriate athletic department officials shall include reference to this policy.

3. In cases where this policy is not followed, the institutional president is to request an executive session with the Board of Regents to discuss the situation.

President Pomerantz stated the Priority Study Group on Intercollegiate Athletics deliberated on an appropriate athletic policy relative to the NCAA rules and the philosophy that the Board wants its institutional athletic programs carried out in a certain manner. He said the recommended action was adoption of the proposed policy. The policy is consistent with a preliminary draft of the Knight Commission report which the Board of Regents adopted last July. He said the proposed policy further strengthens the Regents' position regarding compliance with the rules of the NCAA.

Regent Berenstein stated that in reading the proposed policy he felt it asked for approval of a policy pertaining to the reporting of infractions of the NCAA as well as the adoption of the draft Knight Commission report. The Regents had discussion concerning the Knight Commission report and whether they should "adopt" or "endorse" the draft Knight Commission report.

President Pomerantz said his point was that the proposed Board of Regents policy was consistent with what the Board adopted concerning the Knight Commission report.

Regent Berenstein said he was referring specifically to the reporting of NCAA violations set forth in the proposed Policy on Athletics. He said the Regents never discussed that. They discussed the Knight Commission report but did not discuss the procedure for possible NCAA violations.

Regent Hatch said it was her belief that the Regents had discussed the procedure for possible NCAA violations.

President Pomerantz said the procedure for possible NCAA violations was discussed by the Priority Study Group although it may not have been discussed at the Board level.

Regent Berenstein said he did not know that the Priority Study Group had approved the procedure on reporting of infractions.

Regent Hatch stated that Eldon Miller brought a draft procedure to the Priority Study Group at its last meeting. The committee members suggested some modifications and that was the proposed policy before the Board now.

Regent Berenstein asked if what was before the Board now was according to those modifications. President Pomerantz responded affirmatively stating that it was now a matter for the whole Board to discuss.

GENERAL  
January 15, 1992

President Pomerantz then suggested they could defer action; however, he said the policy was consistent with the thrust of what was discussed by the Priority Study Group on Intercollegiate Athletics.

Regent Fitzgibbon expressed concern about the word "significant" in the proposed policy statement as it referred to reporting of significant violations of NCAA, conference or institutional rules. He asked that the word "significant" be deleted because he felt that any violation, if it is important enough to be reported, ought to be reported to the Board Office. "Significant" is a matter of interpretation. Any violation of those three entities should be reported to the Board Office and then the Board would have an opportunity to review it.

President Rawlings stated the Priority Study Group on Intercollegiate Athletics discussed the issue and concluded that the word "significant" was needed. There are a number of inadvertent, terribly minor violations that occur of which the universities are notified routinely. To report those every time they occur would be a waste of everyone's time.

Regent Hatch said she concurred with President Rawlings' statement.

Regent Fitzgibbon said that if it is a violation of a rule, even within the institution, it ought to be reported.

President Pomerantz referred to the discussion held at the Priority Study Group meeting to put together language addressing minor misdemeanor-types of infractions. To report that type of infraction to everyone would not be time effective or administratively effective. On the other hand, anything that would represent a major or "felony-type" of infraction needed to be reported quickly.

Regent Fitzgibbon stated that to approve the policy as written would put the judgment call in the hands of university administrators.

President Pomerantz agreed that the determination of what is a major infraction and what is a minor infraction would be in the hands of university officials.

Regent Fitzgibbon said he wanted to eliminate the possibility of questioning somebody's judgment.

Regent Berenstein suggested the Board adopt the statement on the Knight Commission and defer the policy on reporting so they can review the policy more carefully.

President Pomerantz asked that they defer action on the entire docket item to the next meeting.

**MOTION:**

Regent Berenstein moved to table this matter.  
Regent Williams seconded the motion, and it  
carried unanimously.

**ANNUAL REPORT ON DEFERRED MAINTENANCE AND UTILITIES.** The Board Office recommended the Board receive the report.

Fifteen years of inadequate funding for normal maintenance and building renewal has led to the accumulation of substantial amounts of deferred maintenance, building renewal, and utility and infrastructure repair and improvement projects at the Regent institutions.

In the past year, the three universities made some progress against their deferred building maintenance and renewal needs, but the amount of deferred maintenance increased at the special schools, as shown below:

	<u>1990</u>	<u>1991</u>	<u>Incr./Decrease</u>
U. of Iowa	\$36,443,080	\$30,164,800	-\$6,278,280
Iowa State University*	32,256,927	29,159,231	- 3,097,696
U. of Northern Iowa	19,701,000	16,875,000	- 2,826,000
Iowa School for the Deaf	1,955,000**	2,930,000	+ 975,000
IBSSS	<u>80,000</u>	<u>212,385</u>	<u>+ 132,385</u>
Total	\$90,436,007	\$79,341,416	-\$11,094,591

\* Iowa State University reported an additional \$10.3 million last year and \$14 million this year in deferred utility system maintenance.

\*\* Adjusted to eliminate utility/infrastructure repair and improvement projects that were included in the last year's reported total.

The reduction in amount of deferred maintenance at the universities is due primarily to \$20 million in bond funds, authorized by House Concurrent Resolution 30, which are being used for critical deferred maintenance and utility projects, as well as for fire and environmental safety and equipment needs. No bond funds were authorized for the special schools.

The Regent institutions' capital budget requests for deferred maintenance for fiscal years 1993 and 1994 are \$20.5 million and \$20.3 million.

The recommended amounts for deferred maintenance in the five-year capital plan, if funded, would eliminate virtually all of the deferred maintenance backlog.

To stop the further accumulation of deferred maintenance and building renewal projects, the Regent institutions' operating budget requests for building renewal incorporate a formula designed to raise funding to 1.3 percent of

replacement value over five years. When fully carried out, this phased program should slow the accumulation of deferred maintenance projects and help bring it to a halt at the end of five years.

In addition to deferred maintenance and building renewal needs, the five-year capital plan also addresses the extensive list of needed utility and infrastructure repair and improvement projects by recommending \$36.7 million for such projects, distributed as shown:

University of Iowa	\$15,620,000
Iowa State University	13,400,000
University of Northern Iowa	6,825,000
Iowa School for the Deaf	600,000
Iowa Braille and Sight Saving School	<u>239,000</u>
Total	\$36,684,000

The 25 highest priority deferred maintenance projects at the University of Iowa total \$7,513,400. Many of the projects involve replacing windows.

Utility/infrastructure repair and improvement projects in the University of Iowa's five-year plan include extensive steam distribution infrastructure work and continued expansion and rebuilding of chilled water facilities.

Iowa State University's 25 highest priority deferred maintenance projects total \$6,233,406, and include replacement of roofs, windows, HVAC and electrical maintenance and replacement, and repairs to building envelopes.

Utility/infrastructure repair and improvement projects in Iowa State University's five-year plan include continued expansion of chilled water capacity, and construction of rail coal delivery, coal handling, and coal dust control facilities at the power plant.

The top 25 deferred maintenance projects at the University of Northern Iowa total \$4,055,000, and include work on the UNI-Dome's roof, building envelope, electrical, and HVAC systems, as well as projects on 21 other buildings.

Utility/infrastructure projects in the University of Northern Iowa's five-year capital plan include phases I and II of a steam distribution tunnel project and replacement of porcelain and oil fused electrical equipment.

Three deferred maintenance projects at the Iowa School for the Deaf totaling \$245,000 will be completed in fiscal year 1992, and another \$350,000 for replacement of the Administration Building roof has been requested for fiscal year 1993.

Iowa Braille and Sight Saving School's major utility/infrastructure need is replacement of boilers at a cost of \$239,000.

Regent Tyrrell asked if the Board Office was indicating that the institutions had put \$20 million toward the total deferred maintenance making an actual decrease of \$11 million. Director Smith responded that was not really the case. The \$20 million is the bond issue. Approximately \$11 million in bonds has been sold and applied to deferred maintenance needs. The balance of the bonds will be sold in this fiscal year. The reduction in the backlog is due to a combination of efforts, principally the bond issue for deferred maintenance but also as a result of internal reallocation.

Regent Tyrrell asked for a report of the Regents' stewardship of the \$20 million bonding authority granted by the legislature. Their friends in the legislature should know how that has been handled. Director Smith responded that would be addressed. President Pomerantz said that was a good suggestion.

Regent Dorr asked for the likelihood of obtaining the requested 1.3 percent annual funding formula for deferred maintenance. Mr. Richey said the likelihood was very slim at the moment because of the State's financial condition and with the Regents' very high needs for operating funds and funds for research and technology development. In the long-term future it is probably attainable if the Regents keep working at it as they have been.

President Pomerantz said the Regents would keep working at it because it is obviously a very important issue. The Regents are responsible for over one-half of the State buildings. They must take care of the buildings properly. He noted that the ability to get a standing policy regarding deferred maintenance and capitals, in general, was extremely difficult. The Regents receive concurrence with the idea from both the Governor's Office and the legislature. They agree it is a great way to run the Regents' activities; however, when it comes to funding deferred maintenance it seems to be the place that gets cut first. The Regents have to work very hard to get funds into those particular areas so that they can discharge their responsibility in an appropriate way.

Regent Dorr suggested the Regents consider taking a fairly firm stance on the matter. He said he was reluctant to embark upon any new major building programs until the Regents have a deferred maintenance program established.

President Pomerantz noted that the legislators would "cheer him on" because they are not anxious to give the Regents money for new buildings at any time whether it is deferred by virtue of a bond issuance or whether it is out of current revenues.

Regent Dorr said there are some efforts being made on the basis of conservation at the institutions that in and of itself will have some impact on deferred maintenance. The legislators need to be made aware of that.



President Pomerantz noted that this legislative session is not over yet and he hoped that the subject of deferred maintenance could be addressed again with the Governor and the legislature in a way that may produce an additional amount of revenue to handle some of the more important deferred maintenance. They have to continue to work at that effort. When a roof leaks and library books get wet, the urgency becomes more visible. They need to be vigilant and work hard to keep the buildings in better repair.

Regent Hatch said planning needs to take place early enough that specifications can be drawn, bids let, etc. They should not put contractors in a position of not knowing until April or May if they are going to get a contract. They need a lead time of 4 to 6 weeks to get the materials. She hoped the Regents could convince the legislature and universities' officials that this needs to be carefully planned to be ready to put out for bids when they have the authority to proceed.

Mr. Richey stated the Board Office would work on that to that end.

**ACTION:** President Pomerantz stated the Board received the report, by general consent.

**ANNUAL REPORT ON INTERNATIONAL AGREEMENTS.** The Board Office recommended the Board receive the annual reports on international agreements and programs from the three Regent universities.

International agreements and programs provide student and faculty exchanges, collaborative research, cooperative development of products and educational services, and exchange of information.

The programs provide opportunities to expand international ties among universities and to expand campus diversity at Regent universities.

Regent universities experienced moderate growth in the number of international agreements and programs. The University of Iowa reported 57 agreements, Iowa State University reported 65, and the University of Northern Iowa reported 12. The total of 134 agreements included 103 active agreements during 1990-91.

During 1990-91 approximately 68 Regent faculty members, 194 Regent students, 63 foreign faculty and 207 foreign students participated in programs included in international agreements.

Approximately one-third of the active agreements operated without university funding. The remaining active agreements were partially funded primarily through tuition waivers, assistantships, faculty salaries and travel funds.

The country maintaining the largest number of agreements with Regent universities was the People's Republic of China but most of the agreements

GENERAL  
January 15, 1992

were inactive during the past year. Countries with four or more agreements were Poland, Australia, England, France, Japan and Korea.

**ACTION:** President Pomerantz stated the Board received the annual reports on international agreements and programs from the three Regent universities, by general consent.

**BOARD OFFICE PERSONNEL TRANSACTIONS.** The Board Office stated there were no Board Office personnel transactions this past month.

**RESIDENCY APPEAL.** The Board Office recommended the Board uphold the decision of the Registrar's Office at the University of Iowa.

Donald C. Peterson, Jr., a student at the University of Iowa, requested that the Board of Regents review a decision by the University of Iowa regarding his resident classification for tuition and fee purposes. This appeal has been reviewed by the interinstitutional committee that reviews residency classifications consisting of the three vice presidents/deans of student affairs. The committee recommended that the Board uphold the original decision of the Registrar's Office at the University of Iowa to classify Mr. Peterson as a non-resident student. The Board Office concurred with this recommendation.

Mr. Peterson does not meet the test of an independent student, nor does he appear to have taken the necessary actions to change his original intent for coming into the state -- mainly to be a student.

**MOTION:** Regent Williams moved to uphold the decision of the Registrar's Office at the University of Iowa regarding Donald C. Peterson, Jr., a student at the University of Iowa. Regent Furgerson seconded the motion, and it carried with Regent Dorr opposed.

**REPORT ON THE BOARD OFFICE BUDGET.** The Board Office recommended the Board receive the report.

The status of the Board Office budget for the period through December 31, 1991, is satisfactory. Some of the expenditure categories have been adjusted to anticipate different rates of expenditure for the remainder of the fiscal year. The budget for travel has been increased to reflect the additional cost of interview expense and expected costs of moving expenses for new employees.

The search for the Director of Planning and Policy Analysis is continuing and hopefully will be concluded successfully in the near future. This position is of vital importance to the ability of the office to perform staff services satisfactorily to the Board.

GENERAL  
January 15, 1992

Funds have not been set aside as of this time to pay any contingent liability for labor contracts that are in litigation. Technically, the Board Office has no employees that are under collective bargaining contracts, although the secretarial staff is under the same pay scale as secretaries who are under union contract. That policy is discretionary with the Board for those employees in this office and similar ones in the institutions under the Board's jurisdiction.

Mr. Richey stated the search for a Director of Planning and Policy Analysis is continuing. Another potential candidate "fell out" this week and he is back to starting over again. It has been one of the most frustrating searches that he has been involved in for many years.

ACTION: President Pomerantz stated the Board received the report, by general consent.

NEXT MEETINGS SCHEDULE. The Board Office recommended the Board approve the Next Meetings Schedule, as follows:

February 19-20	University of Iowa	Iowa City
March 18-19	Iowa School for the Deaf	Council Bluffs
April 15-16	Iowa State University	Ames
May 20-21	University of Northern Iowa	Cedar Falls
June 17-18	University of Iowa	Iowa City
July 15-16	Lakeside Laboratory	Okoboji
September 16-17	Iowa State University	Ames
October 21-22	University of Northern Iowa	Cedar Falls
November 18-19	University of Iowa/Iowa Braille and Sight Saving School	Iowa City/ Vinton
December 16-17	Iowa State University	Ames

Mr. Richey noted that the only change in the meeting schedule was the one approved by the Board last month to meet at the Lakeside Laboratory in July 1992.

ACTION: President Pomerantz stated the Board approved the Next Meetings Schedule, by general consent.



## STATE UNIVERSITY OF IOWA

The following business pertaining to the State University of Iowa was transacted on Wednesday, January 15, 1992.

**RATIFICATION OF PERSONNEL TRANSACTIONS.** The Board Office recommended the Board ratify personnel transactions, as follows:

Register of Personnel Changes for November 1991.

**MOTION:** Regent Furgerson moved to ratify personnel transactions, as presented. Regent Williams seconded the motion, and it carried unanimously.

**REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS.** The Board Office recommended the Board approve the university's capital register.

### PERMISSION TO PROCEED WITH PROJECT PLANNING

#### Recreation Building--Athletic Facilities Improvement Program

The objective of the Athletic Facilities Improvement Program is the continued improvement of the sports programs housed in the Recreation Building complex. The Recreation Building portion of the program will provide an addition to resolve space problems of the football program and other teams housed in the building. The project will be financed with private gifts to the Men's Intercollegiate Athletics Department.

Completion of the Recreation Building project will allow the sports programs to continue to improve in the following ways:

Student-Athlete Development--The expansion and reorganization of space will provide better access, a higher quality environment, and improved instructional opportunities for coaches and student-athletes, thereby enhancing the opportunities for student-athletes to reach their potential.

Time Management--New NCAA rules concerning practice time make it essential that the student-athlete's time be utilized efficiently and safely. This will require more team members to be present at the same time which will require more space. Improved access to sports medicine and meeting facilities will allow for more efficient use of student-athlete and staff time.

Student-Athlete Health and Safety--Increased numbers of participants, new developments in weight training techniques and associated equipment needs, and the increased importance of strength development have resulted in overcrowded and potentially unsafe conditions in the weight room. This problem will be corrected with a larger weight room. The project will result in the improvement of departmental sports medicine facilities including additional and upgraded space for trainers, physicians and rehabilitation staff. The project will include new and innovative evaluation, treatment and rehabilitation facilities.

Recruitment--Top quality facilities are essential to the continued maintenance of competitive sports programs. In the case of football, facilities for strength development, medical treatment and game preparation are critical to recruiting and improving talented student-athletes. The quality of facilities is also among the most important considerations in attracting and retaining high quality coaching staffs.

The project cost is estimated to be in the range of \$5 million. The project will be financed with private funds earmarked for construction of the facility. No public funds will be expended on the project.

University officials will initiate the search for a project architect following the procedures set forth by the Board. A recommendation concerning the architectural selection will be presented to the Board at a forthcoming meeting.

Regent Tyrrell asked for the amount of funds necessary for the architectural fees. Interim Vice President True responded that the architectural fees are approximately 6-1/2 percent of project construction cost. University officials were requesting authorization to conduct the selection process and bring back a recommendation for a specific architect. At that point university officials will have a better idea of what the costs will be.

Regent Berenstein referred to university officials' declaration that no public funds will be expended for this project. He asked where they get the money. Are these funds given to the Foundation, athletic department or both?

President Pomerantz responded that most of the athletic fund raising is handled through the Iowa Foundation.

Regent Hatch asked if university officials would raise the money for this particular project or utilize proceeds from previous contributions.

President Rawlings responded negatively, stating that it would be a separate fund-raising effort by the Athletic Association. He said the track record shows a very strong record of success.

Regent Berenstein asked what if they do not raise the money? President Rawlings responded that university officials would reduce the scope of the project. However, he felt that would not be a problem.

Regent Berenstein asked if categorically university officials were saying there will never be any public money expended for this project including the architectural fees. President Rawlings said that was correct.

#### PROJECT DESCRIPTIONS AND BUDGETS

University officials submitted two new projects for approval by the Board. These projects were included in the university's quarterly report of anticipated capital projects.

University Hospitals and Clinics--Pappajohn Pavilion Atrium \$711,570  
and Exit Corridor Completion  
Source of Funds: University Hospitals Building Usage Funds

##### Preliminary Budget

Construction	\$ 585,650
Contingency	58,565
Architectural/Engineering Support	38,070
Planning and Supervision	<u>29,285</u>
TOTAL	\$ 711,570

This project will finish approximately 4,100 square feet of space on the fifth level of the Pappajohn Pavilion to provide code-required fire exits as well as access for patients, visitors and staff to clinical functions on the fifth level as they are developed. The project will also complete the Pappajohn Pavilion central atrium by installing interior finishes to the shelled-in atrium space on levels five and six.

University Hospitals and Clinics--Ambulatory Surgery Center \$745,705  
Sixth Operating Room  
Source of Funds: University Hospitals Building Usage Funds

##### Preliminary Budget

Construction	\$ 606,265
Contingency	60,625
Architectural/Engineering Support	48,500
Planning and Supervision	<u>30,315</u>
TOTAL	\$ 745,705

This project will convert a surgical equipment storage area located in the Ambulatory Surgery Center into a sixth ambulatory surgery operating room. The project will include the upgrading of HVAC, electrical and mechanical systems to meet requirements for the new operating room and laser surgery procedures. The project will also extend the sterile and service corridors to accommodate the additional operating rooms and provide for other required support facilities.

\* \* \* \* \*

University officials reported four new projects with budgets of less than \$250,000 which were included in the university's quarterly report of anticipated capital projects. The titles, source of funds and estimated budgets for the projects were listed in the register prepared by the university.

\* \* \* \* \*

#### ARCHITECT/ENGINEER AGREEMENTS

<u>University Hospitals and Clinics--A Clinical Cancer Center and</u>	<u>\$13,586</u>
<u>Topping Out of the John Pappajohn Pavilion--Phase C</u>	
Hansen Lind Meyer, Inc., Iowa City, Iowa	

University officials requested approval of an agreement with Hansen Lind Meyer for design services on Phase C of this project. In this phase, the Pappajohn Pavilion main entrance exterior will be finished with brick "pavers." This will permit the new main entrance to serve as an entryway for incoming traffic, both vehicular and pedestrian. This area will be finished with brick "pavers" to provide a safe surface for both types of traffic. This will enhance both the function and appearance of the main entrance.

The agreement provides for a fixed fee of \$13,586, including reimbursables.

#### Amendments:

<u>Pharmacy Building Addition--Site Utility Work</u>	<u>\$18,450</u>
ZBA, Inc., Iowa City, Iowa	

University officials requested approval of Amendment No. 2 to the agreement with ZBA, Inc., in the amount of \$18,450, for the design and preparation of contract documents for combining and relocating steam piping into the existing tunnel and replacement of a condensate line.

Amendment No. 2 will not result in an increase in the total project budget.



University Hospitals and Clinics--Operating Room Suite and Support Facilities Replacement \$15,837  
Hansen Lind Meyer, Inc., Iowa City, Iowa

University officials requested approval of Amendment No. 5 to the agreement with Hansen Lind Meyer in the amount of \$15,837 for additional services for the design of a tube station, counter, temperature monitoring system, fire command center, utility rooms, vacuum system and a steam system. The amendment will also provide for changes to vacuum cabinets, operating room lights, washer, lounge and corridor.

Amendment No. 5 will not result in an increase in the total project budget.

University Hospitals and Clinics--A Clinical Cancer Center and Topping Out of the John Pappajohn Pavilion \$6,020  
Hansen Lind Meyer, Inc., Iowa City, Iowa

University Hospitals and Clinics--Department of Psychiatry Faculty Offices \$5,675  
Hansen Lind Meyer, Inc., Iowa City, Iowa

University Hospitals and Clinics--Information System Uninterruptible Power Supply \$5,000  
Brown Engineering, Des Moines, Iowa

University Hospitals and Clinics--Psychiatric Replacement Facility--Phase C \$1,025  
Hansen Lind Meyer, Inc., Iowa City, Iowa

University Hospitals and Clinics--Pappajohn Pavilion Public Corridors and Restrooms \$400  
Hansen Lind Meyer, Inc., Iowa City, Iowa

#### CONSTRUCTION CONTRACTS

Academic Building to House the College of Business--Utility Work \$592,220  
Award to: Modern Piping, Inc., Cedar Rapids, Iowa  
(5 bids received)

University Hospitals and Clinics--Pneumatic Tube System Installation \$535,660  
Award to: M. A. Mortenson Company, Minneapolis, MN  
(4 bids received)

Music Building--Asbestos Abatement \$267,125  
Award to: REM-CON, Inc., Coon Rapids, MN  
(6 bids received)

ACCEPTANCE OF COMPLETED CONSTRUCTION PROJECTS

Chemistry-Botany Building--Remodel Rooms 316-332  
O. F. Paulson Construction Company, Cedar Rapids, Iowa

West Campus Chilled Water Plant Distribution System--South Loop Expansion  
Hurst & Sons Contractors, Inc., Waterloo, Iowa

FINAL REPORTS

Research Laboratory Renovation--Agricultural Medicine Research Facility--Oakdale Campus \$665,346.08

Van Allen Hall--Replace Domestic Water Piping \$478,543.54

Newton Road Reconstruction \$458,157.52

Jessup Hall--ADP Computer Facility Expansion \$342,934.96

Van Allen Hall--Remodel Rooms 408 and 418 \$316,795.83

Restore Lounge--International Center \$253,163.07

MOTION:

Regent Hatch moved to approve the university's Capital Register, as presented. Regent Berenstein seconded the motion, and it carried unanimously.

President Pomerantz then asked Board members and institutional executives if there were additional items for discussion pertaining to the University of Iowa. There were none.

## IOWA STATE UNIVERSITY

The following business pertaining to Iowa State University was transacted on Wednesday, January 15, 1992.

**RATIFICATION OF PERSONNEL TRANSACTIONS.** The Board Office recommended that the Board ratify personnel transactions, as follows:

Register of Personnel Changes for December 1991.

**MOTION:** Regent Furgerson moved to ratify personnel transactions, as presented. Regent Williams seconded the motion, and it carried unanimously.

**REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS.** The Board Office recommended the Board approve the university's capital register.

### CONSTRUCTION CONTRACTS

<u>Fire Safety Improvements--FY 1991--Physics Hall</u>	<u>\$75,900</u>
Award to: Harold Pike Construction Company, Inc., Ames, Iowa (2 bids received)	

### ACCEPTANCE OF COMPLETED CONSTRUCTION PROJECTS

Utilities--PCB Abatement--Transformer Retrofilling  
Unison Transformer Services, Charlotte, NC

Molecular Biology Building--Bid Package No. 32  
Central States Roofing, Inc., Ames, Iowa

Marston Hall--Remodeling Classrooms 204 and 205--Phase I  
Kaare Mehl Construction, Story City, Iowa

Fire Safety Improvements--FY 1991--English Office Building  
R. H. Grabau Construction, Inc., Boone, Iowa

Fire Safety Improvements--FY 1991--Engineering Research Institute Building  
Woodruff-Evans Construction, Inc., Fort Dodge, Iowa

Fire Safety Improvements--FY 1991--Town Engineering Building  
Woodruff-Evans Construction, Inc., Fort Dodge, Iowa

IOWA STATE UNIVERSITY  
January 15, 1992

Molecular Biology Building--Bid Package No. 52  
Des Moines Marble and Mantel Company, Des Moines, Iowa

Molecular Biology Building--Ceramic Tile Mosaic Artwork  
Chamberlain Tile Company, Inc., Sioux City, Iowa

MOTION: Regent Williams moved to approve the Register of Capital Improvement Business Transactions for Iowa State University. Regent Furgerson seconded the motion, and it carried unanimously.

APPROVAL OF LEASES. The Board Office recommended the Board approve leases, as follows:

With ADULTS INCORPORATED for the university's use of 4,075 square feet of office space located at 3420 University Avenue, Waterloo, Iowa, for a three-year period commencing February 1, 1992, at a rate of \$2,377.08 per month.

MOTION: Regent Williams moved to approve leases, as presented. Regent Dorr seconded the motion, and upon the roll being called, the following voted:  
AYE: Berenstein, Dorr, Fitzgibbon, Furgerson, Hatch, Johnson, Pomerantz, Tyrrell, Williams.  
NAY: None.  
ABSENT: None.

President Pomerantz then asked Board members and institutional executives if there were any additional items for discussion pertaining to Iowa State University. There were none.

## **UNIVERSITY OF NORTHERN IOWA**

The following business pertaining to the University of Northern Iowa was transacted on Wednesday, January 15, 1992.

**RATIFICATION OF PERSONNEL TRANSACTIONS.** The Board Office stated the university's Personnel Register had not been received. It will be reviewed and reported next month.

**REQUEST TO CONTROL ENROLLMENT GROWTH.** The Board Office recommended the Board defer consideration of this request until the February Board meeting.

University of Northern Iowa officials requested authorization to develop an enrollment management plan that takes into consideration the university's strategic plan, available resources and the financial obligations contained in bonding resolutions.

University officials indicated that the university has insufficient funds to provide each of its students with a high quality education. The University of Northern Iowa Faculty Senate recommended that the university limit enrollment until sufficient funding is appropriated.

The Board Office recommended that discussion of this request take place at the February Board meeting in order to allow time for a full discussion of the issue including any budgetary recommendations that may be pending.

Mr. Richey noted that deferring consideration of this request until the February Board of Regents meeting would also allow an opportunity to determine what the Governor may recommend.

**MOTION:**

Regent Berenstein moved to defer consideration of this request until the February Board meeting. Regent Furgerson seconded the motion, and it carried unanimously.

**REGISTER OF CAPITAL IMPROVEMENT BUSINESS TRANSACTIONS.** The Board Office recommended the Board approve the Register of Capital Improvement Business Transactions as submitted by the University of Northern Iowa.

APPROVAL OF PROGRAM STATEMENTS AND DESIGN DOCUMENTS

Bartlett Hall--HVAC System and Windows

University officials requested approval of the schematic design as prepared by the consultant. The project includes installation of a new HVAC system in the residence portion of Bartlett Hall along with isolated ventilation systems for bathrooms and laundry rooms. Electrical equipment serving the building, which is inadequate to serve the proposed mechanical system changes, will be upgraded along with the replacement of unsafe and hazardous equipment.

This project also includes the replacement of deteriorated windows in Bartlett Hall with energy efficient, low maintenance windows which will preserve the aesthetics of the building. The windows are proposed to be wood-clad with aluminum, with an alternate to be bid for aluminum units.

It is not anticipated that the design will change to any significant degree from that presented. University officials requested that the Board waive further design reviews. Should significant design changes become necessary, the university will request another opportunity to present the plans.

Regent Hatch asked for the time line on this project. President Curris referred to the schedule for bidding and construction. Bids would be opened in February. The window manufacture and installation would extend through August.

Regent Hatch asked, if bids are to be opened in February, have specifications for this already gone out? President Curris responded that specifications have not gone out. However, they are very simple to prepare once the feasibility study is completed. Assuming approval at this meeting of the schematic design, university officials will be able to get the specifications out in a couple of weeks.

Regent Hatch stated that two weeks from now will be into February. Do university officials keep the bids open for 45 days? President Curris stated that university officials are not required by law to keep bids open for that long.

Regent Hatch asked how this project gets finished by August. Should schematic design for this project have been presented to the Board in November? If specifications are out in 2 weeks, would the Board then approve bids at the February Board meeting?

Mr. Richey responded that he is authorized under Board procedures to award the contract. Upon approval of the schematic design at this meeting, university officials will complete the detailed design and advertise for bids. If there is nothing unusual about the bids, he will approve the successful bidder and the project moves forward. They are not required to wait the 45 days. The 45

days is for the university's advantage, if needed, in terms of holding onto the bids.

Regent Hatch asked if the project could proceed in a timely fashion and the building be ready for opening next fall. Mr. Richey responded affirmatively.

Regent Hatch asked if the time line will allow university officials an opportunity to contact everyone who should be contacted regarding the letting of bids.

President Curris responded that was correct. He then mentioned that this project has 2 parts to it. Window manufacturing installation will occur this summer if everything goes according to schedule. The first part of the project must be completed before the second part of the project can begin. He said there is a separate bidding and construction element for the HVAC part of the project.

Regent Hatch asked if university officials anticipate awarding the window project in the next month. President Curris responded affirmatively.

President Pomerantz asked if the project was on schedule. President Curris responded that the project was on schedule.

#### ARCHITECT/ENGINEER AGREEMENTS

Electrical Distribution System--23rd Street and Hudson Road Loop

Electrical Distribution System--23rd Street and Indiana Street Loop

Russell Hall--Replace Electrical Porcelain Cutouts/Switch--Phase I--Cable

Sabin Hall--Replace Electrical Porcelain Cutouts/Switch

Design Engineers, P.C., Cedar Rapids, Iowa \$84,342

University officials requested approval to enter into an agreement with Design Engineers to provide engineering services for the above projects. These projects are part of the deferred maintenance/utilities improvement bond issue authorized in 1991.

Proposals for consultant services were solicited for the four projects and three firms were interviewed by the university. Following evaluation of the proposals and interviews, it was determined that it would be in the best interest of the university to have one consultant design the four projects to assure coordination of designs and construction observation services. It was also determined that one construction contract would be a cost-effective measure in that it would provide competitive bidding and coordination of the adjacent, interrelated and similar work.

University officials requested approval of the selection of Design Engineers to provide engineering services for this project. The firm has satisfactorily completed several projects on campus and has the expertise to successfully complete this project. The agreement provides for a fee of \$84,342, including reimbursables.

Amendments:

Education Center--East Plaza Improvements  
Kirkham, Michael and Associates, Urbandale, Iowa

\$7,000

MOTION:

Regent Fitzgibbon moved to approve the university's capital register, as presented. Regent Williams seconded the motion, and it carried unanimously.

President Pomerantz then asked Board members and institutional executives if there were additional items for discussion pertaining to the University of Northern Iowa. There were none.



### **IOWA SCHOOL FOR THE DEAF**

The following business pertaining to Iowa School for the Deaf was transacted on Wednesday, January 15, 1992.

**RATIFICATION OF PERSONNEL TRANSACTIONS.** The Board Office stated that the school's Personnel Register had not been received. It will be reviewed and reported next month.

President Pomerantz then asked Board members and institutional executives if there were additional items for discussion pertaining to the Iowa School for the Deaf. There were none.



## **IOWA BRAILLE AND SIGHT SAVING SCHOOL**

The following business pertaining to Iowa Braille and Sight Saving School was transacted on Wednesday, January 15, 1992.

**RATIFICATION OF PERSONNEL TRANSACTIONS.** The Board Office recommended the Board approve personnel transactions, as follows:

Register of Personnel Changes for the period November 24 through December 21, 1991.

**MOTION:**

Regent Furgerson moved to approve personnel transactions, as presented. Regent Williams seconded the motion, and it carried unanimously.

President Pomerantz then asked Board members and institutional executives if there were additional items for discussion pertaining to Iowa Braille and Sight Saving School. There were none.

**ADJOURNMENT.** The telephonic meeting of the State Board of Regents adjourned at 3:19 p.m., on Wednesday, January 15, 1992.

  
R. Wayne Richey  
Executive Director