

The State Board of Regents met on Wednesday, October 17, 1990, at Iowa State University, Ames, Iowa. The following were in attendance:

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Members of State Board of Regents

Mr. Pomerantz, President	All sessions
Mr. Berenstein	All sessions
Mr. Fitzgibbon	All sessions
Ms. Furgerson	Excused
Mr. Greig	All sessions
Ms. Hatch	All sessions
Mr. Tyler	All sessions
Ms. Westenfield	All sessions
Mrs. Williams	All sessions

Office of the State Board of Regents

Executive Director Richey	All sessions
Deputy Executive Director Barak	All sessions
Director Gilchrist	All sessions
Director Volm	All sessions
Associate Director Hollins	All sessions
Assistant Director Kirker	All sessions
Minutes Secretary Briggle	All sessions

State University of Iowa

President Rawlings	All sessions
Vice President Nathan	All sessions
Vice President Phillips	All sessions
Associate Vice President Small	All sessions
Assistant to President Mears	All sessions
Acting Director Rhodes	All sessions
Director Grady	All sessions

Iowa State University

President Eaton	All sessions
Provost Glick	All sessions
Vice President Madden	All sessions
Director Jensen	All sessions
Assistant to President Bradley	All sessions
Assistant to President Crawford	All sessions
Assistant Vice President Pickett	All sessions

University of Northern Iowa

President Curris	All sessions
Provost Marlin	All sessions
Vice President Conner	All sessions
Vice President Follon	All sessions
Executive Ass't. to President Stinchfield	All sessions
Assistant to President Gadelmann	All sessions
Director Chilcott	All sessions

Iowa School for the Deaf

Superintendent Johnson	All sessions
Business Manager Nelson	All sessions
Interpreter Kool	All sessions
Interpreter Stephens	All sessions

Iowa Braille and Sight Saving School

Superintendent Thurman	All sessions
Director Hauser	All sessions

GENERAL

The following business pertaining to general or miscellaneous business was transacted on Wednesday, October 17, 1990.

President Pomerantz stated that because Regent Westenfield would not be joining the meeting until the afternoon session and Regent Fitzgibbon would not be in attendance for the first part of the morning session, the Regents would defer action on tuition rates and the fall enrollment report until the afternoon session. He asked that Regent Berenstein give the report of the Banking Committee when they get to that item on the agenda.

APPROVAL OF MINUTES OF BOARD MEETING, SEPTEMBER 18-19, 1990. The Board Office recommended the Board approve the Minutes, as mailed.

President Pomerantz asked for corrections, if any, to the Minutes.

ACTION: President Pomerantz stated the Board approved the Minutes of the September 18-19, 1990, meeting, by general consent.

CONSENT ITEMS.

Regent Berenstein referred to the conflict of interest matter which was deferred from last month's meeting. Since those rules are being reviewed by the Attorney General's Office he questioned whether the action the Board was taking at this meeting was only to receive the preliminary progress report. Mr. Richey said that was correct.

MOTION: Regent Berenstein moved, seconded by Regent Greig, to approve the consent docket, as follows: Receive the progress report on implementation of House File 2057 - Prohibited Interest in Public Contracts, and receive the Next Meetings Schedule.

Regent Hatch referred to the Next Meetings Schedule and pointed out that there had been some discussion regarding whether or not the January meeting would be held.

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President Pomerantz stated that he has a conflict with the meeting scheduled for January.

Mr. Richey suggested the January meeting be held on the following day (January 17, 1991) by telephone conference call. He noted that it would be a very light meeting. College strategic plans were scheduled for final consideration in January but those could be postponed until February. He said the main item for consideration would be the Governor's budget recommendation.

President Pomerantz suggested that if the January meeting was conducted as a conference call the agenda could be limited to 4 or 5 items. An alternative would be to set a new date for January.

Regent Tyler protested, for the record, not having a January meeting and, if held, having a telephone meeting.

Regent Greig noted that there were many times when he first came on the Board of Regents that a meeting was not held in January. He suggested they could schedule a telephonic meeting for January in case of emergency but otherwise keep the agenda light.

Regent Berenstein said he will be available for a telephonic meeting on either January 16 or 17.

Regent Hatch said she would be available by telephone for a January 16 or 17 meeting.

Regent Williams asked that any controversial items be deferred to February.

AMENDMENT TO MOTION:

President Pomerantz asked if the maker of the motion would agree to incorporate a telephonic January meeting to the Next Meetings Schedule, if one is deemed appropriate by the Board Office. Regents Berenstein and Greig agreed to the amendment.

VOTE ON THE AMENDED MOTION:

The motion carried with Regent Tyler opposed.

INTERINSTITUTIONAL COMMITTEE ON EDUCATIONAL COORDINATION. (a) Discontinuance of Engineering Valuation at Iowa State University. The Board Office recommended the Board approve the discontinuance of the M.S. and M.E. degrees with major in Engineering Valuation at Iowa State University.

Iowa State University officials requested the discontinuance of the M.S. and M.E. degrees with major in Engineering Valuation. The Interinstitutional Committee and the Board Office reviewed this request and recommended approval.

The Engineering Valuation major has been perceived by persons outside of the department as a business and economic-oriented program that is inappropriately offered in an Engineering College. No faculty are interested in providing leadership for the program. This action would be consistent with the results of strategic planning and the organizational audit.

The new focus on manufacturing by the department has led to this request for discontinuance of the major.

MOTION: Regent Hatch moved to approve the discontinuance of the M.S. and M.E. degrees with major in Engineering Valuation at Iowa State University. Regent Greig seconded the motion, and it carried unanimously.

(b) Name Change of Plant Breeding at Iowa State University. The Board Office recommended the Board approve the change of the name of the graduate major in Plant Breeding and Cytogenetics to Plant Breeding (M.S. and Ph.D.) at Iowa State University.

Iowa State University officials requested a change in the name of the graduate major in Plant Breeding and Cytogenetics to Plant Breeding at both the M.S. and Ph.D. levels. The title of Plant Breeding and Cytogenetics is no longer appropriate for this graduate major. Cytogenetics is just one of the sub-disciplines of Plant Breeding and is not a major emphasis at Iowa State University.

Both the Interinstitutional Committee on Educational Coordination and the Board Office recommended approval of this change.

MOTION: Regent Tyler moved to approve the change of the name of the graduate major in Plant Breeding and Cytogenetics to Plant Breeding (M.S. and Ph.D.) at Iowa State University. Regent Berenstein seconded the motion, and it carried unanimously.

IOWA COORDINATING COUNCIL FOR POST-HIGH SCHOOL EDUCATION. The Board Office recommended the Board receive the report on the October meeting of the Iowa Coordinating Council for Post-High School Education.

The Coordinating Council approved By-Laws recommendations that would reduce the number of meetings per year, provide a special focus for meetings, and add persons representing the community colleges and for-profit business schools.

A program of activities for Higher Education Week in Iowa was discussed. The Council approved new programs for Loras College and Drake University.

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Regent Williams stated that the October meeting was brief. She was glad that Regent Fitzgibbon attended the meeting. She highlighted the matters discussed at the meeting. The Council's meeting next month will be for preliminary discussion of legislation and possible areas of agreement. She noted that the Coordinating Council submitted a proclamation to the Governor which the Governor signed concerning National Higher Education Week. A number of events are going on this week at various colleges. A letter was prepared and sent to the Des Moines Register concerning the Coordinating Council's perspective on higher education.

Regent Tyler asked Regent Williams whether during her tenure on the Coordinating Council she had ever seen a new program disapproved. Regent Williams responded that she had. Last year the Coordinating Council's procedures were changed to allow for disapproval of programs. Another outcome of that change is that all sectors of higher education now participate in program approval; previously, only the Regents and the community colleges participated.

ACTION: President Pomerantz stated the Board received the report on the October meeting of the Iowa Coordinating Council for Post-High School Education by general consent.

FALL ENROLLMENT REPORT - PART 1. The Board Office recommended the Board receive the Annual Enrollment Report, Part I.

Total Fall headcount enrollment for Regent universities is 66,022. The reduction of 188 students represents a 0.28 percent decline from Fall 1989.

The gain in enrollment at the University of Northern Iowa mostly offset the losses at the University of Iowa and Iowa State University. The University of Northern Iowa gained 801 students, the University of Iowa enrollment declined by 839 students, and Iowa State University enrollment declined by 150 students.

The total full-time equivalent count for Regent universities was 57,649. This count represented a reduction of 410 FTE from Fall 1989. FTE variances followed the same pattern as headcount at each university.

The percentage of nonresidents enrolled at the University of Iowa has increased annually except in 1988; the percentage at Iowa State University has continued to decline slowly; the percentage at the University of Northern Iowa has remained stable.

Enrollment on the Iowa School for the Deaf campus increased to 130 from 121 in 1989. The school estimates that an additional 49 students will receive outreach services in 1990-91.

Enrollment on the Iowa Braille and Sight Saving School campus declined to 61 from 65 in 1989. The school estimates that 310 additional students will receive outreach services in 1990-91.

Regent Fitzgibbon emphasized that marketing was important in addressing enrollment. The three universities anticipate a total enrollment decline of 2,238 students next year. With regard to dollars, he said that enrollment decline amounts to \$15 million. He asked how the universities will make that up and suggested they would have to cut back in certain areas. He encouraged the people involved to come up with a plan. A good marketing program would include the administration, faculty, student body and alumni. He said they were talking about hundreds of thousands of people to address offsetting an enrollment drop of 2,238. He challenged the students to determine how they can help. He felt that with everyone's help it would be easy to bring in an additional 2,200 people. He asked that the universities come up with a plan and make some suggestions to the Board Office.

President Pomerantz said that Mr. Richey would get with university officials and determine what could be done to enhance the marketing efforts. He suggested that the legislature could do some statewide advertising. He asked the Board Office to look at all the options.

ACTION: President Pomerantz stated the Board received the Annual Enrollment Report, Part I, by general consent.

REPORT ON COLLEGE-BOUND PROGRAMS FOR MINORITY STUDENTS. The Board Office recommended that the Board (1) request the Regent universities and the ad hoc Priority Study Committee on Affirmative Action to review the College-bound and IMAGES programs and report to the Board in December 1990; and (2) receive the report on College-bound and IMAGES programs for recruiting minority students to Regent universities.

The purpose of the program is to encourage resident minority students to pursue a post-secondary education.

Regent universities were appropriated \$1,480,000 in fiscal year 1991 for grants and administrative costs for the "Iowa Minority Academic Grants for Economic Success" (IMAGES) program. Under the IMAGES program 525 minority students received financial assistance, an increase of 252 students from 1989 (273 students).

The IMAGES program began in 1989. The program has played a significant role in recruiting minority students to Regent institutions. Minority enrollment at the undergraduate level increased by 134 at the University of Iowa, 73 at Iowa State University and 94 at University of Northern Iowa over the 1988 enrollment figures.

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The number of minority graduate students has increased by 189 at the University of Iowa and 22 at the University of Northern Iowa over the 1988 enrollment figure. IMAGES funds cannot be attributed to this growth with the exception of a limited number of students at Iowa State University. Iowa State University experienced a loss of 2 students during this period.

Regent universities have developed and sponsored college-bound programs. Students earned a total of 244 vouchers and 1,251 certificates for participating in these programs.

A variety of college-bound programs have been offered on campus and in Iowa communities. College-bound programs are reaching a mix of racial/ethnic minority students in addition to high school/middle/elementary students.

Regent universities differ in the maximum amount of IMAGES grants allowed to minority students. The statutory maximum is \$3,500. The issue of the maximum allowable IMAGES grant should be studied and a Regent policy proposed for action by the Board in December.

It was recommended that studies of the IMAGES and College-bound programs be undertaken with a report and recommendations made to the Board in December. These issues should be studied by the ad hoc Priority Committee on Affirmative Action.

Mr. Richey stated that this report refers only to the state funds for the IMAGES program. It does not include institutional funds for minority student aid. In November the Regents will be presented with a very comprehensive part 2 report on enrollments which will cover minority students, as well. He said it was important to note that each of the three universities increased their numbers of minorities for each of the last 3 years. Four years ago the Board of Regents established a goal of 8.5 percent minority student population by 1991. The University of Iowa is very close to achieving that goal.

MOTION:

Regent Williams moved to (1) request the Regent universities and the ad hoc Priority Study Committee on Affirmative Action review the College-bound and IMAGES programs and report to the Board in December 1990; and (2) receive the report on College-bound and IMAGES programs for recruiting minority students to Regent universities. Regent Greig seconded the motion, and it carried unanimously.

Regent Williams asked what a voucher entitles the bearer to. Mr. Richey responded that persons with vouchers will be given priority and consideration for an IMAGES grant.

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Regent Williams said she had a problem reading the report. She asked for a common format for reporting information among all three universities. When the Regents receive these reports it would be helpful if each section is reported in the same manner.

President Pomerantz suggested the Regents request that next year's report contain a common format. Regent Williams suggested the ad hoc committee could work on the reporting format. Regent Tyler stated there was a need for common reporting formats in other areas, also.

President Pomerantz stated that the Board Office would follow up.

LEGISLATIVE REPORT. The Board Office recommended the Board (1) receive information on legislative visitations to the University of Northern Iowa and the University of Iowa and details of the pending visitation to Iowa State University on October 30, 1990; (2) receive information that the Board Office has been requested by the Department of Management to present an administrative overview of the Board of Regents budget to the Director of the Department of Management on October 30, 1990; and (3) receive information on proposed legislative issues to be addressed by the Board's legislative program for the 1991 legislative session.

At the University of Northern Iowa, the Legislative Visitation Committee visited the campus on September 25 and September 26. During its meetings the Legislative Visitation Committee was presented information on the University of Northern Iowa strategic plan, educational and student services, athletics, and facilities.

At the University of Iowa, the Legislative Visitation Committee visited the campus on September 26. During its meeting the Committee was presented information on strategic planning, quality teaching/progress in undergraduate education, quality of research/contribution to state environmental and economic development goals; university priorities and needs; overview of University of Iowa budget; and the important role the strategic plan plays in budget decisions and legislative askings.

The committee requested a presentation by the college deans on each institutions' college plan after the college plans are presented to the Board.

Regent Hatch and Executive Director Richey were in attendance at the University of Northern Iowa visitation. Regent Williams and Mr. Richey were in attendance at the University of Iowa legislative visitation.

The Legislative Visitation Committee will be visiting the Iowa State University campus on October 30, 1990. The agenda for this meeting will cover College Aid Commission, athletics, overview of strategic planning, and dinner with Board of Regents.

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The Legislative Visitation Committee has invited the Board of Regents to attend a dinner on the Iowa State University campus on the evening of October 30, 1990, at 6:00 p.m. Additional information on the details of this meeting will be furnished as it becomes available.

The Board Office has been requested by the Department of Management to make an administrative budget presentation to the Department of Management on October 30, 1990.

The Board Office has met with legislative liaisons to begin preparation of the 1991 legislative session agenda. Preliminary proposed issues that are being considered for the Board's 1991 legislative program include implementing Board of Regents strategic plans; implementation of the Educational Telecommunications Network; Wallace Technology Transfer Consortium; Energy and environmental issues; and Financial access to Higher Education.

With regard to the Legislative Visitation Committee's invitation to the Board of Regents to attend a dinner on the Iowa State University campus on the evening of October 30, 1990, Mr. Richey asked that the Regents let the Board Office know if they plan to attend. He referred to the Governor's budget hearings and stated that President Rawlings has a conflict on the date proposed. The Board Office has already had to change the date several times.

President Pomerantz suggested that President Rawlings' conflict get resolved. The Regents should make sure all the university presidents can be there.

ACTION:

President Pomerantz stated the Board, by general consent, (1) received information on legislative visitations to the University of Northern Iowa and the University of Iowa and details of the pending visitation to Iowa State University on October 30, 1990; (2) received information that the Board Office has been requested by the Department of Management to present an administrative overview of the Board of Regents budget to the Director of the Department of Management on October 30, 1990; and (3) received information on proposed legislative issues to be addressed by the Board's legislative program for the 1991 legislative session.

TUITION RATES FOR FISCAL YEAR 1991-92. The Board Office recommended (1) that the Board approve tuition increases at Regent universities for 1991-92 of \$36 per semester (3.8 percent) for resident undergraduates and increases averaging 4 percent for all other resident and nonresident categories, to be effective with the 1991 summer session; (2) that general institutional financial aid to

students be increased at the same rate as the proposed increase in tuition to offset the impact of students now receiving institutional financial aid; and (3) that the increased tuition revenue be utilized for improvement of undergraduate education, library operations, instructional computing, and other direct educational services to students.

The Board Office recommended tuition increases at the Regent universities of \$36 per semester (3.8 percent) for resident undergraduates and increases averaging 4 percent for all other resident and nonresident categories to be effective with the 1991 summer session.

The proposed increase in student financial aid will offset the negative impact of the higher tuition rates on students now receiving institutional financial aid.

The Board Office-recommended tuition increase will aid the universities in fulfilling important and urgent needs to improve undergraduate education, library operations, instructional computing, and other direct educational services to students.

Three alternative tuition rate proposals were presented: (1) a 3.8 percent increase for resident undergraduates and a 4 percent increase for all other categories; (2) a 3 percent increase for resident undergraduates and a 4 percent increase for all other categories; and (3) a 3 percent increase for all categories.

Under Alternative One, resident undergraduate tuition would increase \$72 per year, under Alternatives Two and Three it would increase \$56 per year. Alternative One results in a total increase in tuition proceeds over 1990-91 of \$5.053 million after set asides for student aid, distributed as follows: University of Iowa, \$2.4 million; Iowa State University, \$1.985 million; University of Northern Iowa, \$668,000.

Alternative Two results in a total increase in tuition proceeds over 1990-91 of \$4.575 million after set asides for student aid, distributed as follows: University of Iowa, \$2.244 million; Iowa State University, \$1.782 million; University of Northern Iowa, \$549,000.

Alternative Three results in a total increase in tuition proceeds over 1990-91 of \$3.956 million after set asides for student aid, distributed as follows: University of Iowa, \$1.83 million; Iowa State University, \$1.603 million; University of Northern Iowa, \$523,000.

The University of Iowa plans to expend the increased net tuition proceeds as follows:

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Alternative One: \$240,000 for undergraduate education, \$720,000 for library operations, \$960,000 for instructional computing, and \$480,000 for instructional services.

Alternative Two: \$224,400 for undergraduate education, \$673,200 for library operations, \$897,600 for instructional computing, and \$448,800 for instructional services.

Alternative Three: \$183,000 for undergraduate education, \$549,000 for library operations, \$732,000 for instructional computing, and \$336,000 for instructional services.

Iowa State University plans to expend the increased net tuition proceeds as follows:

Alternative One: \$661,667 each on library automation, instructional computing, and instructional supplies.

Alternative Two: \$594,000 each on library automation, instructional computing, and instructional supplies.

Alternative Three: \$534,333 each on library automation, instructional computing, and instructional supplies.

The University of Northern Iowa plans to expend the increased net tuition proceeds as follows:

Alternative One: \$400,000 for improvement of undergraduate instruction, \$123,000 for instructional computing, \$100,000 for educational equipment for students, and \$45,000 for library automation.

Alternative Two: \$420,000 for improvement of undergraduate instruction, and \$129,000 for instructional computing.

Alternative Three: \$400,000 for improvement of undergraduate education, and \$123,000 for instructional computing.

The Board Office-recommended tuition rates are below the estimated rates of consumer price inflation for 1991 and 1992. Inflation projections by Data Resources, Inc., are 4.3 percent-4.9 percent for 1991 and 3.6 percent-5.5 percent for 1992. The increases in tuition for the current year were below the anticipated rate of inflation for 1990.

The cost of instruction is estimated to rise by at least twice the rate of increase in tuition.

The proposed increase in state appropriations for the three universities is 9.6 percent, more than double the recommended increase in tuition.

In 1989-90 and 1990-91 the increase in overall student costs has been at approximately the rate of inflation, due to smaller tuition increases and the continuation of relatively small room and board increases.

When compared to comparable institutions in their approved comparison groups, Regent universities 1990-91 tuition rates usually rank in the bottom half of each group, as they have for several years.

The relatively small increases in tuition the past two years have allowed the Regent institutions to significantly improve their position relative to virtually all national, regional, and comparison group averages.

It is expected that the position of the Regent universities, relative to national, regional, and comparison group averages, would continue to improve under the Board Office-recommended tuition rates as well as under the other alternative rates proposed.

A preliminary study on the competitive position of the Regent universities in regard to the enrollment of nonresidents shows that nonresident enrollment, as a proportion of total enrollment, has declined in recent years at Iowa State University, but not at the University of Iowa, though both charge virtually the same nonresident tuition rates.

The decline in nonresident enrollment at Iowa State has been primarily among Illinois residents which make up by far the largest contingent of nonresidents at the Regent universities.

The gap between Regent nonresident tuition rates and Illinois public college resident tuition rates has widened considerably during the 1980s going from as little as \$950 per year in 1981 to as much as \$3860 in 1990.

The University of Iowa may be able to resist declines in nonresident enrollment, particularly among Illinois residents, because of its more numerous and diverse graduate and professional programs (which tend to enroll a more diverse student body), membership in the Big Ten, and nearer geographical proximity to Illinois.

Iowa State University lacks some of the natural competitive advantages of the University of Iowa in attracting Illinois residents, and its nonresident tuition rates may be an added impediment in competing with the University of Iowa as well as institutions in other states in trying to attract nonresidents.

Mr. Richey said the recommendation was essentially the same as last month; however, the Board Office provided information on alternatives, as requested.

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President Pomerantz recognized Mark Havlicek, President, University of Iowa Student Association.

Mr. Havlicek reiterated his original request of last month for a 3 percent across-the-board tuition increase. He felt his proposal represented a fair compromise of realism versus idealism. A zero percent increase was appealing but he acknowledged that it also was not realistic. He asked that students be allowed to participate in the policy formation that effects them.

Regent Fitzgibbon stated that if the tuition increase is approved at a lower rate than was recommended by the Board Office, the universities would need to find additional dollars somewhere. He asked Mr. Havlicek if he would cooperate with university administration by assisting in a strong marketing program. Mr. Havlicek responded that students definitely feel the crunch of decreased enrollments and he personally would be willing to assist in a marketing program.

President Pomerantz recognized Molly Olinger, President of the Iowa State University Government of the Student Body.

Ms. Olinger stated that last month she spoke out supporting a lower tuition increase than was recommended by the Board Office. Since that time the Government of the Student Body passed a resolution supporting a -0- percent tuition increase. She said the Regents have a responsibility to make sure quality education is available to all students. She urged them to fix the cost of higher education and that any increase in tuition be the same for graduate and undergraduate, resident and non-resident students.

President Pomerantz asked Ms. Olinger if she was changing her position from last month. Ms. Olinger responded that she had been instructed to cast the student body's recommendation of a zero increase. She, however, has not changed her personal feeling from last month in supporting a three percent increase.

Regent Fitzgibbon asked Ms. Olinger if she would cooperate with university administration by assisting in a strong marketing program. Ms. Olinger responded that she would assist in a marketing program.

President Pomerantz recognized Lisa Raine, President, Northern Iowa Student Government.

Ms. Raine presented statistics that indicated the percent of increase in tuition in the past 11 years for in-state undergraduate students. She said students' ability to finance an education has not risen nearly that much in the same time period. There is an ever-increasing pool of students competing for the same financial aid. She noted that last month it was apparent that the student leaders had varying opinions on an acceptable amount of tuition increase. Students at University of Northern Iowa are still very much

disturbed at the prospect of a 3.8 percent increase in tuition. Students want to know what their total cost of college will be. Students have not been told what they can expect for student health fees and room and board costs. She stated that on October 10 the Student Senate passed a resolution opposing any increase in tuition and fees. She said the Government of the Student Body, the Graduate Student Senate and the International Student Council all passed similar resolutions. She felt that the question comes down to who pays -- students or additional state appropriations. Students share the same mission as the Board of Regents: access to quality, affordable higher education. However, she said education is not a bargain if it is not accessible.

President Pomerantz recognized Ben Stone, Executive Director, United Students of Iowa.

Mr. Stone stated that United Students of Iowa is a statewide student advocacy organization. He said students oppose the recommended tuition increases and United Students of Iowa opposes the increases. He noted that student leaders are divided on the issue. The division resulted in an unusual situation for United Students of Iowa. United Students of Iowa is in the process of planning a comprehensive student survey. In lieu of the survey results United Students of Iowa board members decided the organization will remain neutral while continuing to urge the Board of Regents to keep tuition as low as possible.

MOTION:

Regent Berenstein moved (1) that the Board approve tuition increases at Regent universities for 1991-92 of \$36 per semester (3.8 percent) for resident undergraduates and increases averaging 4 percent for all other resident and nonresident categories, to be effective with the 1991 summer session; (2) that general institutional financial aid to students be increased at the same rate as the proposed increase in tuition to offset the impact of students now receiving institutional financial aid; and (3) that the increased tuition revenue be utilized for improvement of undergraduate education, library operations, instructional computing, and other direct educational services to students. Regent Hatch seconded the motion.

Regent Williams said she would have a very difficult time supporting an increase of that level. She has reluctantly supported extensive increases in tuition in the past because Iowa's Regent universities had gotten behind and needed to catch up. At the time she approved of those large tuition increases, she stated that it was important for the Regents to annually have small increases in tuition so the universities can function and maintain

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quality, and so they would never again need double digit increases. She felt it was important for the Regents to respond to some of the students' reasonableness in recommending increasing tuition by 3 percent. She said she would have to vote against the motion, and would prefer setting tuition at a 3 percent increase.

Regent Tyler pointed out that for an undergraduate student the 3.8 percent increase would amount to \$0.48/day.

President Pomerantz said he has been a strong proponent of having tuition increases on a consistent basis. Such a policy would eliminate the necessity for large abrupt tuition increases. His view is that the 3 percent increase recommended by students would be sufficient to satisfy the overall policy, and would take into recognition that in December the Regents will be dealing with student health fees and other fees with a potential of increasing to an aggregate total increase of 5 percent tuition and fees. He said he also is intrigued that students came forward saying they could support a 3 percent increase. Although there has been some shifting on what student organizations take the position of supporting a 3 percent tuition increase, he said there is still a clear, definite tone that many students feel good about accepting a 3 percent tuition increase.

President Pomerantz stated that an element that had not been addressed in this tuition discussion was the current day economics and the possibility that the country is slipping into a recession. That causes him concern about adding .8 percent onto the 3 percent number. From the overall tuition perspective he said the difference between 3 percent and 3.8 percent was \$490,000 which would then be divided among the three universities. While that is an important number, he said, it was not a significant number. The Regents are setting the tone for having among the best universities in the nation. They would do, in President Pomerantz's view, much more good by supporting the student-recommended three percent tuition increase than any tuition action taken in the last 5 years. He urged the Board to reject the 3.8 percent recommendation and substitute a 3 percent in-state and 4 percent out-of-state student tuition increase.

Regent Hatch said she was concerned about the national economic situation. The universities need funds to address issues such as the student/teacher ratio. She said it was fine to say the State should pick up a higher proportion but she did not know that the State could do that. She felt that the \$0.48/day/student was not an overwhelmingly difficult increase. She said she would support the 3.8 percent tuition increase for those reasons.

Regent Berenstein stated that no one in the room wanted to increase tuition. It is not a case where the Regents are opposing the wishes of the students. A 5 percent total increase in the cost of attending college is still less than the total cost-of-living increase. The Regents' obligation is to the entire state of Iowa. Enrollments are decreasing and he said he has a real problem

finding a way to compensate for the lack of revenue. Everyone is committed to quality of education and somebody has to pay the price. He urged his colleagues to support the motion.

Regent Greig stated that during his 5 years on the Board of Regents he had definitely seen the quality of education increase, especially during the last couple of years, because of the double digit tuition increases. It is not so difficult for students to get into some of the courses they need. Students are finding it easier to complete their coursework. He felt that a 3.8 percent increase was not a large increase. He did not want anybody ever to sit on the Board of Regents and be faced with the necessity for double digit tuition increases.

VOTE ON THE MOTION: The motion carried with Regents Pomerantz and Williams opposed.

REQUEST FOR SPECIAL PURPOSE APPROPRIATIONS. The Board Office recommended the Board approve special purpose appropriation requests for fiscal year 1992 and fiscal year 1993.

The tables on the following pages are a listing of special purpose appropriations for fiscal year 1992 and fiscal year 1993 by Regent institutions. The Board Office recommendations for special purpose appropriations by institution are as follows:

	<u>Fiscal Year 1992</u>	<u>Fiscal Year 1993</u>
University of Iowa	\$6,791,000	\$9,371,000
Iowa State University	8,310,000	8,150,000
University of Northern Iowa	<u>1,600,000</u>	<u>1,680,000</u>
TOTAL	\$16,701,000	\$19,201,000

Approved institutional strategic plans, Board goals, and legislative initiatives were the driving force in requests for special purpose appropriations submitted by the institutions and recommendations made by the Board Office.

In fiscal year 1991, the Regent institutions will receive \$6,398,500 from special purpose appropriations. Current special purpose appropriations are detailed on the following three pages of tables by institution.

SPECIAL PURPOSE APPROPRIATIONS

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UNIVERSITY OF IOWA

	FY 1991 BASE	FY 1992 INSTIT. REQUEST	FY 1992 BD. OFF. REC.	FY 1993 INSTIT. REQUEST	FY 1993 BD. OFF. REC.
Center for Laser Science and Engineering	\$0	\$3,000,000	\$3,000,000	\$3,000,000	\$3,000,000
Iowa Driving Simulator/Nat'l Driving Simulator	\$0	\$750,000	\$750,000	\$3,250,000	\$3,250,000
Center for Health Effects of Environmental Contamination	\$0	\$450,000	\$450,000	\$450,000	\$450,000
Shared Instrumentation/Core Facilities	\$0	\$500,000	\$500,000	\$500,000	\$500,000
Oakdale Research Park	\$221,000	\$221,000	\$221,000	\$221,000	\$221,000
Technology Innovation Center	\$100,000	\$150,000	\$105,000	\$175,000	\$110,000
Technology Transfer Consortium and Research Foundation	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
State Tumor Registry	\$190,500	\$400,000	\$400,000	\$460,000	\$460,000
Institute of Agricultural Medicine and Occupational Health	\$250,000	\$280,000	\$265,000	\$360,000	\$280,000
Center for Global and Regional Environmental Research	\$0	\$500,000	\$500,000	\$500,000	\$500,000
Center for Biocatalysis and Bioprocessing	\$300,000	\$500,000	\$500,000	\$500,000	\$500,000
Telecommunications Programming	\$0	\$435,000	\$0	\$435,000	\$0
Student Marketing and Retention	\$0	\$500,000	\$0	\$500,000	\$0
Subtotal	\$1,161,500	\$7,786,000	\$6,791,000	\$10,451,000	\$9,371,000

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SPECIAL PURPOSE APPROPRIATIONS

	FY 1991 BASE	FY 1992 INSTIT. REQUEST	FY 1992 BD. OFF. REC.	FY 1993 INSTIT. REQUEST	FY 1993 BD. OFF. REC.
IOWA STATE UNIVERSITY					
ISU Research Park	\$250,000	\$250,000	\$250,000	\$250,000	\$250,000
Iowa State Innovation System	\$100,000	\$200,000	\$105,000	\$200,000	\$110,000
Institute for Physical Research and Technology	\$300,000	\$4,650,000	\$4,650,000	\$4,650,000	\$4,650,000
Leopold Center	\$600,000	\$900,000	\$630,000	\$900,000	\$660,000
Livestock Disease Research	\$300,000	\$600,000	\$315,000	\$600,000	\$330,000
Consortium for Animal Health	\$0	\$500,000	\$100,000	\$500,000	\$100,000
Amorphous Semiconductor Project	\$300,000	\$300,000	\$300,000	\$0	\$0
Small Business Development Center	\$1,350,000	\$1,485,000	\$1,420,000	\$1,633,500	\$1,490,000
Fire Service Institute	\$417,000	\$509,302	\$440,000	\$560,000	\$460,000
Facility Safety, Environmental and Energy Repairs	\$0	\$115,000	\$0	\$0	\$0
Technology Transfer Consortium	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
Student Marketing	\$0	\$300,000	\$0	\$300,000	\$0
Subtotal	<u>\$3,717,000</u>	<u>\$9,909,302</u>	<u>\$8,310,000</u>	<u>\$9,693,500</u>	<u>\$8,150,000</u>

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SPECIAL PURPOSE APPROPRIATIONS

	FY 1991 BASE	FY 1992 INSTIT. REQUEST	FY 1992 BD. OFF. REC.	FY 1993 INSTIT. REQUEST	FY 1993 BD. OFF. REC.
UNIVERSITY OF NORTHERN IOWA					
Institute for Decision Making	\$750,000	\$950,000	\$790,000	\$995,000	\$830,000
Technology Transfer Consortium	\$100,000	\$240,000	\$105,000	\$350,000	\$110,000
Applied Technology Program	\$300,000	\$450,000	\$315,000	\$480,000	\$330,000
Iowa Waste Reduction Center	\$370,000	\$440,000	\$390,000	\$525,000	\$410,000
UNI USDA:SCS Integrated Roadside Vegetation Management Program	\$0	\$75,000	\$0	\$75,000	\$0
Student Marketing	\$0	\$250,000	\$0	\$250,000	\$0
Subtotal	<u>\$1,520,000</u>	<u>\$2,405,000</u>	<u>\$1,600,000</u>	<u>\$2,675,000</u>	<u>\$1,680,000</u>
Total	<u><u>\$6,398,500</u></u>	<u><u>\$20,100,302</u></u>	<u><u>\$16,701,000</u></u>	<u><u>\$22,819,500</u></u>	<u><u>\$19,201,000</u></u>

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Mr. Richey stated the requests for special purpose appropriations include a lot of programs that in the past have been funded with lottery appropriations. These funds are not considered as part of the general funds of the institutions. Requests for existing programs were held to an additional 5 percent growth for inflation. He identified several new programs at each of the universities.

MOTION: Regent Tyler moved to approve special purpose appropriation requests for fiscal year 1992 and fiscal year 1993. Regent Williams seconded the motion, and it carried unanimously.

TEN-YEAR CAPITAL PLAN. The Board Office recommended the Board approve the following Ten-Year Building Program for fiscal year 1992 through fiscal year 2001.

University of Iowa	\$223,196,000
University of Iowa Hospitals and Clinics	94,602,000
Iowa State University	227,240,000
University of Northern Iowa	<u>88,100,000</u>
Total Universities	\$633,138,000
Iowa School for the Deaf	\$ 10,560,000
Iowa Braille and Sight Saving School	<u>648,000</u>
Total Special Schools	\$ 11,208,000
GRAND TOTAL	<u>\$644,346,000</u> -----

The Ten-Year Capital Plan for the universities must be approved by the General Assembly as a part of any authorization of additional Academic Building Revenue Bonds. If bonding is not requested, the General Assembly need only receive it.

Currently, only the universities are required by law to submit annually to the General Assembly a Ten-Year Building Program. The University of Iowa Hospitals and Clinics and the special schools were included to outline the overall Board of Regents capital needs.

Institutional officials identified capital projects totaling \$727.0 million for the ten-year period. The Board Office reviewed the requests and recommended a Ten-Year Building Program of \$644.3 million.

The recommended Board Office Ten-Year Capital Program for the institutions of \$644.3 million is a 6.6 percent increase from the Ten-Year Capital Program approved a year ago.

A tentative Five-Year Capital Project Priority Plan was approved at the June Board meeting. That capital plan serves largely as the first five years of the Ten-Year Capital Plan.

The recommended amounts by university are as follows:

University of Iowa	\$223,196,000
University of Iowa Hospitals and Clinics	94,602,000
Iowa State University	227,240,000
University of Northern Iowa	<u>88,100,000</u>
TOTAL	\$633,138,000

Total institutional requests and the Board Office recommendation are as follows:

Summary of Institution Requests and Board Office Recommendation

	<u>Ten Year Building Program</u> (000s omitted)			
	<u>Requested</u>	<u>Recommended</u>	<u>Not Recommended</u>	
New Construction	\$285,400	\$253,200	89%	\$ 32,200
Remodeling	183,957	156,907	85%	27,050
Equipment	14,412	14,022	97%	390
Deferred Maintenance/ Infrastructure/ Utilities	198,561	175,684	88%	22,877
Fire/Environmental Safety	18,766	18,616	99%	150
Energy Conservation	21,617	12,617	100%	0
Campus Development	<u>4,300</u>	<u>4,300</u>	<u>100%</u>	<u>0</u>
TOTAL	\$727,013	\$644,346	88%	\$ 84,717

The proposed Ten-Year Capital Plan for the University of Iowa Hospitals and Clinics is \$94,602,000.

MOTION: Regent Williams moved to approve the Ten-Year Building Program for fiscal year 1992 through fiscal year 2001, as presented. Regent Greig seconded the motion, and it carried unanimously.

REPORT OF THE BANKING COMMITTEE. The Board Office recommended the Board receive a report on current Banking Committee issues.

Regent Berenstein stated the Banking Committee received audit reports on Iowa State University and the University of Iowa Student Senate. Mr. Anderson and Mr. Haynie discussed the Request for Proposals for college savings bonds. Director Gilchrist reported on the current status of master lease agreements. He said the Banking Committee members discussed travel policies.

MOTION: Regent Berenstein moved to accept the report of the Banking Committee. Regent Tyler seconded the motion, and it carried unanimously.

REVISION IN PROCEDURES FOR APPOINTMENT OF DEANS, ASSOCIATE VICE-PRESIDENTS AND ASSOCIATE DIRECTORS. The Board Office recommended that the Board (a) approve a change in the Board of Regents Procedural Guide relating to notice of the appointment process for positions of Associate Vice-Presidents, Assistant Vice-Presidents, Deans and Associate Directors of major units; and (b) approve a change in the Procedural Guide to eliminate the monthly reporting of student employees.

Prior to October 11, 1989, the Board approved the appointments of Deans, Associate Vice-Presidents and most Directors. On October 11, 1989, Section 4.05 of the Procedural Guide was changed to limit the number of positions for which the Board makes the actual appointment. The change mandated that the Board be advised of the progress of searches for Deans, Associate Vice-Presidents, Assistant Vice-Presidents and Associate Directors.

The language of the revised Procedural Guide does not adequately express the intent of the Board concerning these appointments. The proposed revisions better reflect the intent of the Board that the Board be informed before the appointment is made of Associate and Assistant Vice-Presidents, Deans and Associate Directors of major units. The Board should be informed in timely fashion of:

1. the existence of a vacancy;
2. the plans for conducting a search;
3. the periodic progress on the search;
4. the names of the semi-finalists invited for interview; and
5. the intent to appoint the successful candidate.

The appointments of Associate and Assistant Vice-Presidents, Deans and Associate Directors of major administrative units would be reported in a separate section of the institutional personnel register at the time of actual appointment rather than when the individual is entered on the payroll.

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The Board is the appointing authority by statute. Section 4.06 of the Procedural Guide mandates that the Board receive a list of all personnel transactions in the preceding month. The transactions reflect payroll changes.

The monthly register contains the names of thousands of student employees, the reporting on which is burdensome on the institutions and the Board. The proposed revision to Section 4.06 of the Procedural Guide would remove the requirement to report monthly on the appointment of student employees. Institutions would continue to report the appointment of graduate research and teaching assistants.

Mr. Richey said the changes of last October to this section of the Procedural Guide had not been very well written. The changes clarify what is expected of the institutions in terms of reporting when they are not required to receive direct approval of the Board of Regents.

Regent Hatch said she heartily endorsed the proposal. She said she would like to move adoption of the Board Office recommendation with an amendment stating that the Board would have direct approval of certain appointments. President Pomerantz suggested that the procedure be to adopt the Board Office recommendation and then separately amend the motion.

MOTION: Regent Williams moved to (a) approve a change in the Board of Regents Procedural Guide relating to notice of the appointment process for positions of Associate Vice-Presidents, Assistant Vice-Presidents, Deans and Associate Directors of major units; and (b) approve a change in the Procedural Guide to eliminate the monthly reporting of student employees. Regent Berenstein seconded the motion.

AMENDMENT TO MOTION: Regent Hatch moved to amend the motion to state that direct approval of the Board of Regents would be required for the appointment of Associate Vice-Presidents, Assistant Vice-Presidents, Deans and Associate Directors of major units. Regent Berenstein seconded the motion.

Regent Williams referred to the executive summary contained in the Board Office memorandum on this matter, and said she felt the language stated there addresses the Board's responsibility with regard to appointments. She expressed concern about the Board of Regents becoming directly involved in personnel matters of the universities. The Board's role should be one of setting the process and making sure the process is followed and not to be

directly involved in making the appointments. The Board of Regents has an obligation to the public to ensure that the proper process is followed. She expressed severe reservations about the proposed amendment to the motion.

Regent Berenstein stated that at the risk of speaking and not understanding fully the history of why the procedure changed in the first place, he was inclined to agree with Regent Williams. With regard to the practice of merely faxing the Regents a notice the afternoon before an appointment announcement is made, he said he did not think they were fulfilling their obligation to the people of Iowa. He questioned whether there might be a happy medium whereby the Board would have more input than just being notified of an appointment. If the Regents' opinions are important then they should receive the information prior to the afternoon before an appointment is made.

President Pomerantz said a very big issue was on the table. He agreed with Regent Berenstein's comment regarding the Regents being notified more timely than the day before an appointment is made. Having said that, he proceeded to put the matter into the perspective of the role of the Board of Regents in Iowa. The structure that has developed over a long period of time is that the Board delegates executive authority to the university presidents. He felt that to change the procedure to require Board of Regents approval of appointments would significantly undercut the authority of the university presidents. On the other hand, he said the Regents should be given ample opportunity for legitimate input. He suggested they change the notification required from one day prior to appointment to 5 or 7 days prior to appointment. He strongly urged the Board not to affirm the amendment to the Board Office recommendation.

Regent Tyler said the amendment to the original motion was an attempt to change the procedure back to the way it was.

Regent Tyler recalled that when the procedure was changed a year ago he noted that the quickest way to have it changed back is for the Regents not to be appropriately notified and informed regarding such appointments.

Regent Williams said the Regents have not been included routinely in the 5-step process. She said the question was how to solve that problem. She suggested they give the process a chance to work. The Board has made it clear what its expectations are.

President Pomerantz suggested a one-week advance notice to the Board before a finalist is approved by the institution.

Regent Hatch stated that the Iowa Code gives the Regents the mandate to appoint major administrators at the universities with the provision that they can delegate the appointments that they care to. She said she was extremely concerned last October when the Board delegated that authority to the heads of the universities. They did that only with the provision that the Regents

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would be kept notified and they have not been notified in all cases. She felt that the motion she made was the best way to ensure the procedures are followed.

Regent Fitzgibbon said he understood the concerns and questioned whether they could arrive at something in between the two motions. He felt that the university presidents' and staffs' duties were to make the selections. If the Regents do not like who they appoint, then they could address it with the presidents. He said the point about Regents being adequately notified prior to appointments being made was a legitimate concern. He felt it was the responsibility of the university president to make the appointments with the Board's participation. The Regents should be allowed to see something about the individual prior to appointment.

President Pomerantz said that if the Regents have a difference of opinion with a president over a particular appointment, they can take appropriate measures to deal with that. He stated that Mr. Richey pointed out that procedurally one week's prior notice to the Regents would be acceptable. He emphasized that should be a minimum of one week.

Regent Hatch said she was very concerned about this issue and feels there is a great deal of risk for the universities in making appointments. She felt the concern about specific deans was not such that it would extend to reprimanding a president for a dean appointment. Probably 99.9 percent of the time the Regents would certainly go along with appointments the presidents suggest. She felt that one week prior notice was not enough time. She would want to know the composition of the search committee. She felt that 2 weeks would be more appropriate. She endorsed the items suggested in the Board Office memorandum regarding notice of the existence of a vacancy, etc. She said she would still like to have appointments brought back to the Regents for approval.

President Pomerantz said it sounded like the Regents would approve of the notice procedure regarding the recommended 5 points: 1) the existence of a vacancy; 2) the plans for conducting a search; 3) periodic progress on the search; 4) the names of the semi-finalists invited for interview; and 5) advance notice of intent to appoint the successful candidate. He questioned whether adding "one week advance notice of the intent to offer employment" would address everyone's concerns.

Regent Hatch said the Regents need to be kept in touch long before the final 1 to 2 weeks before the selection is made.

Mr. Richey said the Board Office recommendation would provide for the following steps: 1) when a vacancy is upcoming, the university president would notify the Board at that time; 2) institutional heads would notify the Board of plans for conducting the search; 3) the Board would receive periodic progress reports on the search; 4) when the search committee gets to the point

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of identifying a list of semi-finalists, the Board would be notified of the names and short vitas of each; and 5) following that process the Board would receive a one-week advance notice of the intent to offer employment to a specific person. Board members would have an opportunity to comment during that period.

Regent Berenstein stated that Chapter 262 of the Code of Iowa indicates the duty of the Board of Regents include the appointment of presidents, treasurers and secretaries of each institution, and to employ professors and others and to fix their compensation. He said that some Regents supported the idea of the Regents having final approval of the dean of a college as opposed to the president of the university having that authority, and others opposed that idea. One Regent felt that the only way the Regents would be notified is if they have final approval. He said he would be satisfied if the Regents had some input and were, therefore, accomplishing their responsibility.

Regent Hatch stated that under the provisions of the Code the Regents have the authority to appoint everybody that works at the institutions as well as to delegate that authority.

Regent Williams questioned who should be making the choice of academic personnel.

President Pomerantz asked if it would be appropriate to defer this action for a month and see if they can come to some appropriate resolution.

MOTION: Regent Berenstein moved to table this matter until next month. Regent Hatch seconded the motion.

Regent Tyler said he voted in favor of the change a year ago. The only reason it is on the docket now is because it has not worked.

President Pomerantz directed the Board Office to develop a procedure that would deal with the issues raised during this discussion.

VOTE ON THE MOTION TO TABLE: The motion carried unanimously.

Regent Fitzgibbon encouraged the Board Office to get something out to the Regents as soon as possible.

Regent Berenstein requested, for the benefit of those new on the Board of Regents, some of the history regarding this matter.

PROPOSED REVISIONS IN TIAA/CREF RETIREMENT PROGRAM. The Board Office recommended the Board defer action on this item, which it did.

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REPORT ON POLICY ON CONFLICT OF INTEREST. The Board Office recommended that the Board receive the progress report on implementation of House File 2057 - Prohibited Interest in Public Contracts.

In prior years Section 68B.4 of the Iowa Code prohibited any official or employee of a regulatory agency from selling, directly or indirectly, goods or services to individuals, associations or corporations regulated by the agency of which the individual is an official or employee.

In the past legislative session House File 2057 was enacted and signed into law by the Governor. This act amended Section 68B.4 to allow for some exceptions to the prohibition against sales if certain conditions are met. One condition is that the Board give its consent prior to any such sale.

House File 2057 mandates all regulatory agencies adopt rules implementing the changes allowed by the statute. Pursuant to Section 68 of the Iowa Code, the Board of Regents is deemed a regulatory agency.

Proposed rules implementing this legislation were drafted by staff at Iowa State University and reviewed by staff at each Regent university.

Staff of the Office of the Attorney General has suggested revisions to the proposed rules which university staff are currently reviewing.

The proposed rules implementing this legislation will be presented for Board approval as part of the November docket.

ACTION: This matter was approved by consent.

ANNUAL GOVERNANCE REPORT ON REGENTS MERIT SYSTEM. The Board Office recommended that the Board:

- (1) receive the report on Merit System operations in fiscal year 1990 and note and approve undertaking the following projects in fiscal year 1991:
 - a. completion of the third year of a planned four-year cyclical review of the classifications of all merit system positions;
 - b. evaluation of the procedures and practices for the recruitment and selection of merit system employees; and
 - c. participation in state-wide negotiations for a collective bargaining agreement that will cover Regent Merit System blue-collar, security, technical and clerical employees for the period of July 1, 1991, to June 30, 1993; and
- (2) approve the addition of three new classes and the deletion of three classes as follows:

Add:

Seed Conditioning Technician, Pay Grade 405 (\$14,062-\$18,699)
Hospital Communications Specialist, Pay Grade 407 (\$15,974-\$21,445)

Delete:

Seed Processing Technician I, Pay Grade 404 (\$13,103-\$17,430)
Seed Processing Technician II, Pay Grade 407 (\$15,974-\$21,445)

Change in Title:

From Seed Processing Technician III to Seed Conditioning Technician,
Senior

The Regents Merit System is established under authority of Chapter 19A of the Code of Iowa and covers non-professional supervisory, blue collar, security, technical and clerical employees of the Board.

At the end of fiscal year 1990 there were 8,798 permanent merit system employees, an increase of 221 over the previous year-end total. The number of merit employees at the University of Iowa increased by 142; at Iowa State University by 60; the University of Northern Iowa by 12; Iowa School for the Deaf by 2; and Iowa Braille and Sight Saving School by 5.

Two-thirds of the employees were female. Minorities increased slightly from 3.5 percent in fiscal year 1989 to 3.7 percent.

By occupational category there were 574 supervisory employees, 2,870 blue-collar employees, 117 security, 1,542 technical and 3,695 clerical employees. Supervisory employees increased by 17; blue collar employees increased by 41; security decreased by 4; technical increased by 47 and clerical increased by 120 over fiscal year 1989.

The average salary of merit system employees was \$18,584 in fiscal year 1990. The total payroll for all merit system employees in fiscal year 1990 was approximately \$156,000,000.

As a part of on-going operations of the Merit System in fiscal year 1990 there were 11,316 evaluations of applicants' training and experience; 7,460 written tests were administered and 11,841 applications were reviewed for work test appointments.

Four hundred twenty-seven reclassification requests from employees and departments were decided in fiscal year 1990.

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The classifications of 2,600 employees in 131 classes which were predominantly in the blue collar unit were reviewed as part of a systematic study of all position classifications.

MOTION:

Regent Westenfield moved to receive the report on Merit System operations in fiscal year 1990, approve undertaking the projects in fiscal year 1991, as presented, and approve the addition of three new classes and the deletion of three classes, as presented. Regent Fitzgibbon seconded the motion, and it carried unanimously.

COLLECTIVE BARGAINING. The Board Office recommended that the Board (1) approve the contract with Joseph E. Flynn for services as chief negotiator in bargaining with the United Faculty at the University of Northern Iowa and for his service in related matters at a rate of \$95.00 per hour, the contract to remain in effect until September 30, 1992, or until Mr. Flynn's obligations have been satisfactorily fulfilled, whichever is earlier; and (2) appoint its management team for negotiations with the United Faculty at the University of Northern Iowa as follows:

Joseph Flynn
Chief Negotiator

Charles Means
Associate Vice-President
for Academic Affairs

Robert Leestamper
Acting Assistant Vice-President
of Academic Affairs for
International Studies

Mary H. Rohrberger
Head, Department of English
Language and Literature

Frank Gerry
Regent Director of Personnel
and Employment Relations
Co-Spokesperson

Robert J. Barak
Regent Director of Academic
Affairs and Research

Gerald Intemann
Acting Dean, College of
Natural Sciences

Pursuant to Section 262.9(14) of the Iowa Code the Board has employed counsel to assist in carrying out the Board's collective bargaining obligations. Since October 1978 Joseph E. Flynn has served as the Board's chief negotiator in collective bargaining and other related responsibilities with the faculty union at the University of Northern Iowa.

Mr. Flynn has represented the Board in seven previous contract negotiations and has extensive experience in public sector collective bargaining. His service to the Board and the university has been most satisfactory.

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The proposed agreement would cover two years and calls for payment at a rate of \$95 per hour.

While in recent years Mr. Flynn's hourly rate has increased, the total institutional cost has gone down. This decline reflects that with familiarity with the university and Board competent labor counsel can lessen the time required to complete the bargaining process.

In the current market the rate of \$95 per hour is reasonable for such a skilled practitioner. Under the proposed agreement Mr. Flynn shall be reimbursed for all expenses related to activities he undertakes on behalf of the Board.

The agreement contains no cap on the number of hours and would include representation in mediation, fact-finding and arbitration as assigned by the Executive Director in consultation with President Curris. Past experience with Mr. Flynn indicates that he is sensitive and responsive to our concerns that a quality agreement be produced in the most timely manner possible.

The United Faculty organization has served formal notice of its desire to enter negotiations for a successor contract to the current agreement which will expire on June 30, 1991.

It is necessary that the Board appoint a management bargaining team for those negotiations. The proposed team is composed of the Chief Negotiator, Mr. Flynn, four members of the university administration and two members of the Board Office staff.

MOTION:

Regent Tyler moved to (1) approve the contract with Joseph E. Flynn for services as chief negotiator in bargaining with the United Faculty at the University of Northern Iowa and for his service in related matters at a rate of \$95.00 per hour, the contract to remain in effect until September 30, 1992, or until Mr. Flynn's obligations have been satisfactorily fulfilled, whichever is earlier; and (2) appoint its management team for negotiations with the United Faculty at the University of Northern Iowa, as presented. Regent Westenfield seconded the motion, and it carried unanimously.

BOARD OFFICE PERSONNEL TRANSACTIONS. The Board Office stated there were no Board Office personnel transactions to be brought to the Board this month.

Regent Hatch asked if there were any dean-level or above position appointments on the university personnel registers. Provost Glick responded that there

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were no such positions being filled in Iowa State University's personnel register. Vice President Nathan responded that there were no such positions being filled in the University of Iowa's personnel register. President Curris responded that there were no such positions being filled in the University of Northern Iowa's personnel register.

Regent Tyler referred to the number of retirements contained in this month's institutional personnel registers. With regard to the early retirement program and phased retirement program, he said one terminates June 30, 1991, and the other terminates June 30, 1992. He requested that the Board Office study the ramifications of having both retirement programs terminate on June 30, 1992.

Mr. Richey responded that the Board Office would be performing such a study.

Regent Williams asked if it might be possible for informational purposes to highlight in the Board Office memorandum on personnel registers any time a dean or higher level is appointed. Mr. Richey said that was in the Board Office recommendation concerning appointment of deans and above.

President Pomerantz presented Virgil Lagomarcino, Dean Emeritus of the Iowa State University College of Education, with a framed resolution honoring Dean Lagomarcino for his assistance to the Board of Regents in searches for institutional heads at Iowa State University, Iowa School for the Deaf and Iowa Braille and Sight Saving School, as well as his assistance with the special schools' advisory committees.

APPROVAL OF FISCAL YEAR 1991 DWIGHT D. EISENHOWER MATHEMATICS AND SCIENCE EDUCATION GRANTS. The Board Office recommended the Board approve the Dwight D. Eisenhower Mathematics and Science Education grants for fiscal year 1990.

The Board Office was designated by the Governor to administer the Dwight D. Eisenhower Mathematics and Science Education Higher Education Grants program for the state of Iowa and has done so for several years.

For fiscal year 1990, seven proposals were recommended to the Board for funding and were selected from a total of thirteen proposals submitted.

Recommended Proposals

The University of Iowa	(Dr. Robert Yager)	\$79,985
Title: Iowa Chautauqua: A Regional Effort to Achieve More Appropriate Science for All Students		

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University of Northern Iowa (John E. Tarr) \$28,652

Title: Preparing Elementary Teachers to Guide Sixth-Grade Minority Students in Teaching Mathematical Problem Solving Skills to Second-Grade Students

Iowa State University (Carlie Collins-Tartakov) \$26,032

Title: Ethnicity and Gender in Activity-Based K-3 Science Workshop

University of Northern Iowa (Jack D. Wilkinson/Vicky M. Smith) \$65,461

Title: Early Elementary Science and Mathematics Institute for At-Risk Students

The University of Iowa (Edward Pizzini) \$57,829

Title: Problem Solving in the Physical Sciences

Iowa State University (Myrna Whigham) \$19,799

Title: Equals Program: Family Math

Drake University (David Robinson) \$51,623

Title: Physical Science Institute for Upper Elementary and Middle School Teachers

MOTION: Regent Tyler moved to approve the Dwight D. Eisenhower Mathematics and Science Education grants for fiscal year 1990, as presented. Regent Williams seconded the motion, and it carried unanimously.

Regent Williams stated that it was nice to see the Regent universities involved in six of the grants.

UNIVERSITY OF IOWA HYGIENIC LABORATORY APPEAL. The Board Office recommended the Board hear the appeal regarding the University of Iowa Hygienic Laboratory.

Mr. John Lorentzen, an attorney, on behalf of his client, NET Midwest, Inc., requested an opportunity to appeal its concerns regarding the State Hygienic

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Laboratory's activities which Mr. Lorentzen alleges are in violation of the Non-competition by Government Act (Iowa Code, Chapter 23A).

Mr. Lorentzen is seeking relief of his client, NET Midwest, Inc., that would restrict the activities of the State Hygienic Laboratory, that would require the State Hygienic Laboratory to comply with reporting requirements and other conditions as set down by the Non-competition by Government Act, and to allow its client to recover its attorney fees and expenses.

The University of Iowa believes that the Iowa Code specifically authorizes the State Hygienic Laboratory to provide tests/analyses for private persons and exempts activities incidental to its mission.

Keith E. Luchtel stated that Mr. Lorentzen was a partner of his and was engaged in a trial that day; therefore, Mr. Luchtel would be presenting National Environmental Testing Laboratory's case. He referred to a letter dated September 28, 1990, which he said outlines their view of the issue arising between his client and the State Hygienic Laboratory. He expressed concern that the State Hygienic Laboratory is providing laboratory services that are not unique to its mission. It is simply performing the tests that private laboratories are designed to do. He said the legal constraints in Chapter 23A of the Code of Iowa, the Government Anti-compete clause, are being violated. NET Midwest, Inc., has had no relief at all. The State Hygienic Laboratory seems to hold itself above the anti-competition law. Mr. Luchtel maintained that there were no educational functions involved in the business the laboratory does for private businesses. With regard to relief, Mr. Luchtel asked that the State Hygienic Laboratory be directed to restrain itself from competing with private enterprise and maintain actions within its charters. He said the State Hygienic Laboratory is a very vicious competitor.

Dr. William Hausler provided information on behalf of the State Hygienic Laboratory. He said the Attorney General's Office concurs that the State Hygienic Laboratory's efforts are proper.

President Pomerantz stated this was an interesting dilemma -- public health attributes versus private competition. He said the Regents would not back up from the responsibility of making a decision on this matter; however, he felt they needed **more** information. He asked the Board Office to develop more facts and a better base from which to draw a conclusion.

Regent Tyler said it appeared this matter had been going on since January 6, 1989. NET Midwest, Inc., was getting trapped in the bureaucracy. He said the university was not meant to compete with private enterprise. In his opinion, from the information provided, the university has gone too far.

President Pomerantz said he had a difficult time distinguishing the public interest from the private business aspect. He questioned whether they should make a decision today or take enough time to make an informed decision. He

said he would not recommend today that the Board take action based on the information it has been provided with to date.

Mr. Luchtel referred to the presentation made by Dr. Hausler and said his client had no problem with the activities outlined, which were perfectly proper. However, they do not understand why the State Hygienic Laboratory is doing laboratory work for John Deere. He felt there was a potential conflict of interest.

President Pomerantz said the Regents think NET Midwest, Inc., may have a very valid position but wished to have additional information on which to base a decision.

Regent Berenstein stated for the record that he would abstain from any discussion on this matter due to a potential conflict of interest.

ACTION: President Pomerantz stated that action on this matter was deferred until next month.

AMENDED REPORT ON TARGETED SMALL BUSINESS PURCHASES. The Board Office recommended that the Board approve as a target the statutory goals of 10.0 percent of purchases of total non-utility procurement and construction from Targeted Small Businesses for fiscal year 1991.

The 73rd General Assembly adopted legislation requiring that procurement goals be established for Iowa certified targeted small businesses. Senate File 2273, Section 6, amends Section 73.16 of subsections 1 and 2, Iowa Code, 1989, requiring directors of agencies or departments to establish procurement goals from certified targeted small businesses of at least 10 percent of the value of anticipated procurement of goods and services, including construction, but not including utility services, each fiscal year.

In order that the Board of Regents recognize appropriately the statutory procurement goal of 10 percent from Targeted Small Businesses, the Board Office recommended the 3.0 percent goal approved on September 19, 1990, be amended to 10 percent (\$46,668,720) for fiscal year 1991.

The purchases made by Regent institutions from Targeted Small Businesses in fiscal year 1990 represented 2.2 percent of total purchases. The number of such Iowa businesses is quite limited. The Iowa Department of Inspections and Appeals certifies applying businesses meeting the statutory requirements. The challenge to the state and the Board of Regents is to expand the number of such businesses and the market for their products and services.

MOTION: Regent Williams moved to approve as a target the statutory goals of 10.0 percent of purchases of total non-utility procurement and construction from Targeted Small

GENERAL
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Businesses for fiscal year 1991. Regent Westenfield seconded the motion, and it carried unanimously.

STUDENT RESIDENCY APPEAL. The Board Office recommended the Board uphold the decision of the University of Iowa Nonresident Fee Review Committee's decision to approve resident tuition and fees for Mr. Stephen E. Gill effective Summer 1990.

Stephen E. Gill, a student at the University of Iowa, requested an appeal of the decision of the University of Iowa Nonresident Fee Review Committee to approve resident tuition and fees for Mr. Gill effective Summer 1990. Mr. Gill's appeal requests that his resident fees be retroactive to the Fall 1989 semester. Regent policy allows the retroactivity of fee to the date of a student's first appeal if the situation so warrants.

The Regents Registrars and Admissions Officers Coordinating Committee reviewed this appeal and recommended that the Board uphold the decision of the University of Iowa Nonresident Fee Review Committee.

Mr. Gill was employed full time in the state of Illinois from September 1983 to May 1989 after receiving a degree from the University of Iowa. In January 1989, Mr. Gill applied to the University of Iowa's College of Law with the intent of beginning school in Fall 1989. Subsequent to his admission to law school Mr. Gill's spouse obtained employment in Iowa.

In August 1989, the Nonresident Fee Review Committee determined that Mr. Gill was not eligible for Iowa residency for tuition and fee purposes but because of his previous Iowa ties suggested that he reapply in twelve months. Mr. Gill has reapplied and was approved for resident fees effective Summer 1990.

The Board Office reviewed the circumstances surrounding this appeal based on materials submitted by Mr. Gill and concluded that the University of Iowa Nonresident Review Committee's recommendation was appropriate.

MOTION:

Regent Westenfield moved to uphold the decision of the University of Iowa Nonresident Fee Review Committee's decision to approve resident tuition and fees for Mr. Stephen E. Gill effective Summer 1990. Regent Berenstein seconded the motion, and it carried unanimously.

BOARD OFFICE BUDGET - FIRST QUARTER FISCAL YEAR 1991. The Board Office recommended the Board receive the report.

GENERAL
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Actual expenditures during the first quarter of fiscal year 1991 for the Board Office budget amount to \$255,733 or 21.3 percent of the currently-available budget. These expenditures do not include encumbrances for such items as printing and telephone tolls that have not been billed.

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

NEXT MEETINGS SCHEDULE. The Board Office recommended the Board review the next meetings schedule.

November 14-15	Iowa School for the Deaf	Council Bluffs
December 19-20	University of Iowa	Iowa City
January 16, 1991	Marriott Hotel	Des Moines
February 20-21	University of Northern Iowa	Cedar Falls
March 20-21	Iowa State University	Ames
April 17-18	University of Iowa and Iowa Braille & Sight Saving School	Iowa City Vinton
May 15-16	Starlite Best Western	Fort Dodge
June 19-20	Iowa State University	Ames
July 17-18	University Park Holiday Inn	Des Moines
September 25-26	University of Iowa	Iowa City
October 16-17	University of Northern Iowa	Cedar Falls
November 20-21	Iowa State University	Ames
December 18	Marriott	Des Moines
July 15-16, 1992	University Park Holiday Inn	Des Moines

ACTION: This matter was approved by consent.

President Pomerantz then asked Board members and institutional executives if there were additional general or miscellaneous items for discussion. There were none.

STATE UNIVERSITY OF IOWA

The following business pertaining to the State University of Iowa was transacted on Wednesday, October 17, 1990.

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

Register of Personnel Changes for August 1990 and

In accordance with the Board of Regents Procedural Guide, Chapter 4.22, university officials requested approval of the commissioning of JOE LEE LANG II as Special Security Officer.

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

PROFESSIONAL AND SCIENTIFIC CLASSIFICATION SYSTEM. The Board Office recommended that the Board approve the following change in title and pay grade:

<u>From</u>	<u>Pay Grade</u>
Supervisor, Cardiovascular Perfusionist	11 (\$33,250-\$58,145)
<u>To</u>	<u>Pay Grade</u>
Coordinator of Cardiovascular Perfusion Program	13 (\$38,920-\$68,070)

The assignment of responsibility for the initial development and on-going activities of the new Cardiovascular Perfusionist Training Program resulted in the proposed change in title and pay grade. New duties include teaching cardiovascular residents, fellows and other medical personnel the function and theory involved in the techniques and equipment used during cardiopulmonary by-pass in open heart surgery.

The proposed pay grade was determined by point count evaluation and funds are available from existing resources.

MOTION: Regent Williams moved to approve the change in title and pay grade, as presented. Regent Fitzgibbon seconded the motion, and it carried unanimously.

President Pomerantz welcomed back Associate Vice President Small. He said he hoped she felt as good as she looked.

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

PROJECT DESCRIPTIONS AND BUDGETS

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

University Hospitals and Clinics--CSS and Processed Stores Relocation \$3,784,725

Source of Funds: University Hospitals Building Usage Funds

Preliminary Budget

Construction	\$3,115,000
Contingency	311,500
Architectural/Engineering Support	202,475
Planning and Supervision	<u>155,750</u>
TOTAL	\$3,784,725

This project is a major component of the University Hospitals multi-phased Consolidated Materials Distribution System project. The project program was approved by the Board in September 1986.

This project involves finishing approximately 30,000 gross square feet of shelled-in basement space in the Colloton Pavilion and Pappajohn Pavilion. This project will permit the relocation of Central Sterilizing Services (CSS) and material storage and distribution functions (processed stores) from the Boyd Tower and Carver Pavilion basements to consolidated and adjacent locations in the Colloton Pavilion and Pappajohn Pavilion. These relocations are necessary to provide adequate space for the growing volume of equipment, instruments and supply items that require sterilization; to support the new Operating Room Suite now under construction on Level Five of the Colloton Pavilion and linked to this basement area via dedicated vertical lifts; and to efficiently support the Hospitals' patient care units which will soon be predominately located in the Carver, Colloton and Pappajohn Pavilions.

The following representatives of University Hospitals delivered a presentation on the Central Sterilizing Services and Processed Stores Relocation project:

Mr. John Staley	Deputy Administrator, University Hospitals
Mr. Milton Exline	Director, Material Services

and redesign of the emissions stack which incorporated horizontal piping for the transmission of gases from the incinerators to the stack. This arrangement of the piping required the installation of a roof dormer, associated structural steel supports, as well as fireproofing. The work increased the building renovation portion of the project budget from \$395,000 to \$450,842.

Additionally, university officials requested approval of an increase in the design, inspection and administration portion of the project budget from \$299,800 to \$335,100. This increase will cover the additional time required of the consultant for full-time observation on the site during start-up, performance testing and air emission testing, as well as \$5,000 for testing required by the Iowa Department of Natural Resources. The proposed total increase in the project budget is \$91,412.

* * * * *

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>Pharmacy Building Addition</u>	<u>\$867,976</u>
Brooks Borg and Skiles, Des Moines, Iowa	

University officials requested approval of the selection of Brooks Borg and Skiles to complete the design for this project. The firm has also provided programming and schematic design. The agreement provides for final design, preparation of construction documents, assistance with bidding, and contract administration services through the completion of the project. The agreement provides for a fixed fee of \$822,976, with reimbursables set at \$45,000.

Regent Berenstein asked how much of the additional fee was due to reconfiguring the loading dock. Vice President Phillips responded that none of this architectural fee was caused by the review of the loading dock but rather was for the next phase of the addition. She noted that university officials negotiated down the additional fees for reworking the loading dock.

Main Power Plant Boiler Replacement Program--Phase II \$358,475
Stanley Consultants, Inc., Muscatine, Iowa

University officials were authorized at the September meeting to negotiate an engineering consultant agreement for this project. The negotiations are now complete and university officials recommended approval of an agreement with Stanley Consultants for professional engineering services.

The agreement provides for basic services including design, design review, shop drawing review, project and construction management services. The agreement is based on a fixed fee of \$358,475, including reimbursables. Progress payments will be made monthly on the basis of percentage of services completed.

Amendments:

Burlington Street Tunnel Reconstruction \$5,900
Hall Engineering Company, Iowa City, Iowa

Jessup Hall--Renovation of Registrar's Office \$354
Roman Scholtz and Associates, Davenport, Iowa

CHANGE ORDERS TO CONSTRUCTION CONTRACTS

Laser Laboratory Building--Phase III \$328,000
Seedorff Masonry, Inc., Strawberry Point, Iowa

This change order reflects the cost of restoring the stone exterior to Building B of the Laser Laboratory Building. A stone exterior was included in the original design of the building but was substituted with brick during redesign of the project to meet budget requirements. The receipt of favorable bids for the Phase III portion of this project has allowed the redistribution of funds and the restoration of the most significant of the project cuts, including the stone exterior. The restorations were approved by the Board in July 1990.

ACCEPTANCE OF COMPLETED CONSTRUCTION PROJECTS

Van Allen Hall--Provide Utilities for "Q" Machine
AAA Mechanical Contractors, Inc., Iowa City, Iowa

Hancher Auditorium/Music Building--Install Fire Alarm System
Advanced Electrical Services, Inc., Iowa City, Iowa

Kinnick Stadium--Seating Expansion
Merit Construction Company, Cedar Rapids, Iowa

Hancher Auditorium/Music Building Pipes Replacement--Asbestos Abatement
Asbestos Technology and Training, Inc., St. Paul, MN

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

LEASE OF PROPERTIES. The Board Office recommended that the Board approve leases, as follows:

With KEITH CHAPPELLE for the university's use of an additional 450 square feet (total of 1,100 square feet) of office space in the building at 465 Northland Avenue, N.E., Cedar Rapids, Iowa, amending the original lease and establishing a term of 23 months beginning November 1, 1990, at a rate of \$1,000 per month;

With the CRESTON GREATER COMMUNITY HOSPITAL for the university's use of 400 square feet of office and general access space in the building located at Cottonwood and Townline, Creston, Iowa, for a 48-month period commencing November 1, 1990, at a rate of \$200 per month.

MOTION: Regent Tyler moved to approve leases, as presented. Regent Westenfield seconded the motion, and upon the roll being called, the following voted:
AYE: Berenstein, Fitzgibbon, Greig, Pomerantz, Tyler, Westenfield, Williams.
NAY: Hatch.
ABSENT: Furgerson.

Regent Tyler expressed appreciation to Mr. Richey for the letter regarding principals involved in the leases. However, he was more interested in whether any of the individuals have any connection with the institutions involved. Mr. Richey stated that the Board Office will elaborate that.

Regent Berenstein asked for the status of the study of comparable leases in the current market of the various locales. He said the Board Office was going to prepare something by the end of the year concerning the total leases and the current market place. Associate Director Hollins said that study was proceeding.

Regent Fitzgibbon said he would be interested in receiving information on space the institutions are leasing to someone else. Mr. Richey said the institutions rent a lot of residential properties. President Pomerantz asked that institutional officials get the institutional listings compiled concerning property for which they are lessors and lessees.

STATE UNIVERSITY OF IOWA
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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, October 17, 1990.

President Pomerantz expressed to President Eaton the Board of Regents' appreciation for his outstanding service. He said President Eaton would be very much missed. He made a tremendous contribution to the future of the university.

President Eaton thanked the Board of Regents for the privilege of working with them as a group. In the 4 years he has served as President of Iowa State University he has seen the appointment of seven Regents. The two Regents who are still on the Board that were here when he started are Regents Tyler and Greig. He said he has served at two other land grant institutions and that Iowans are truly fortunate to have the system of higher education that they have. It was people like the Regents themselves who oversee the management of Iowa's three public universities that make the system what it is. He thanked the Regents for their dedication to this job and for the opportunity he has had of working with them.

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

Register of Personnel Changes for September 1990 which included early retirements as follows:

BEVERLY E. ALLFREE, Secretary in Mechanical Engineering, retiring June 30, 1991;

IONE R. DITTMER, Program Assistant with University Extension, retiring June 30, 1991;

ALDEAN E. FLACK, ERD Machinist with the Engineering Research Institute, retiring January 11, 1991;

VIRGINIA M. CARMACK, Cook for Residence Halls, retiring May 31, 1991;

DONALD E. LESAN, Environmental Systems Mechanic with the Physical Plant, retiring January 11, 1991;

URSULA M. MAAKESTAD, Clerk with University Extension, retiring June 21, 1991;

KENNETH W. MILLER, Animal Caretaker for the ISU Dairy, retiring
December 21, 1990;

MARGARET E. MOELLER, Secretary in Cooperative Extension, retiring Janu-
ary 4, 1991;

CHARLOTTE M. ANDERSON, Lead Operator for Telecommunications, retiring
February 13, 1991;

DELORES S. OLIVER, Secretary for the Veterinary Medicine Research
Institute, retiring March 1, 1991;

PATRICIA A. BORTS, Secretary for the Center for Industrial Research and
Service, retiring June 30, 1991;

DOROTHY I. EDWARDS, Clerk with the Statistics Laboratory, retiring
June 30, 1991;

DONALD G. ARCHESKE, Custodian for Facilities Planning and Management,
retiring April 30, 1991;

NADEAN H. DEMING, Cook for the Residence Halls, retiring May 15, 1991;

LOIS J. FJELLAND, Line Coordinator for Food Residence, retiring April 26,
1991;

JAMES A. HOLTER, Professor in the Veterinary Diagnostic Laboratory,
retiring June 30, 1991;

DOROTHY G. HOTCHKISS, Clerk with the Registrar's Office, retiring June 15,
1991;

EVELYN L. JACOBSON, Food Service Coordinator for Residence Halls, retiring
January 11, 1991;

DONALD P. DURAND, Professor of Microbiology, retiring May 20, 1991;

VIOLA I. MCKIM, Cook for the Residence Halls, retiring December 31, 1990;

BEVERLY J. MCNAUGHTON, Food Worker for the Residence Halls, retiring
May 15, 1991;

JOHN A. MUTCHMOR, Professor of Zoology, retiring June 30, 1991;

BETTY I. PRICE, Baker for the Residence Halls, retiring May 17, 1991;

LARRY G. REED, Custodian for Facilities Planning and Management, retiring
October 20, 1990;

RICHARD RHOADES, Equipment Operator for Facilities Planning and Management, retiring January 2, 1991;

JOYCE E. THOMAS, Supervisor of Custodial Services for the Department of Residence, retiring June 30, 1991;

ROBERT A. HANSON, Facility Mechanic for Facilities Planning and Management, retiring March 8, 1991;

CHARLES W. HOBBS, Fire Safety Inspector for Environmental Health and Safety, retiring May 31, 1991;

MARIAN C. HAPES, Account Specialist for Agronomy, retiring June 12, 1991;

BEVERLY J. ISVIK, Custodian for Facilities Planning and Management, retiring November 9, 1990;

MARY E. JONES, Custodian for Facilities Planning and Management, retiring November 2, 1990;

AUDRY P. MEIMANN, Custodian for Facilities Planning and Management, retiring June 30, 1991;

RALPH L. MORGAN, Supervisor for Custodial Services for Facilities Planning and Management, retiring June 30, 1991;

WILLIAM J. OWEN, Associate Professor of Veterinary Clinical Sciences, retiring October 31, 1990;

EMLYN E. PLATTER, Lieutenant for the Department of Public Safety, retiring January 25, 1991;

UN V. QUANG, Custodian for Facilities Planning and Management, retiring June 30, 1991;

ANGELINA A. SAILS BURY, Clerk for the University Book Store, retiring January 11, 1991;

ANNA L. SHOCKLEY, Clerk for the University Book Store, retiring January 15, 1991; and

BETTY A. SNIDER, Cook for Residence Halls, retiring May 31, 1991.

MOTION:

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

UPDATE ON INTERNATIONAL INITIATIVES. The Board Office recommended the Board (1) refer the request for approval of the Center for International Agricultural Finance, the Interamerican Center for Science, Education and Technology for Iowa State University to the Interinstitutional Committee on Educational Coordination and the Board Office for review and recommendation and (2) receive the report on the Institute for Policy Reform and the further information requested.

Iowa State University officials recommended approval of two new centers and reported on another institute.

A Center for International Agricultural Finance

An Iowa State University Interamerican Center for Science, Education and Technology

Institute for Policy Reform

The purpose of the Center for International Agricultural Finance will be to develop sponsors and to conduct schools and short courses in the areas of agricultural banking, credit, and finance for individuals from outside the United States.

The Iowa State University Interamerican Center for Science, Education and Technology is intended to establish educational programs through credit and non-credit instruction and to expand knowledge through research in agriculture and related areas.

The Institute for Policy Reform is a non-profit, free standing, nonpartisan organization that will have the capacity to receive funding from the U.S. Government as well as from other donors such as foundations for the purposes of developing an improved capacity for supporting policy reform initiatives in developing countries.

While recognizing the important contributions of centers and institutes to the university mission, the Board Office raised a concern regarding institutional oversight and policies for centers and institutes as a result of problems and issues arising from this request.

President Eaton said these three entities may seem to not have much to do with each other but they do. The common thread and significance is that they allow the university to expand its influence worldwide. He returned a week ago from his last visit to the Soviet Union as Iowa State University's President. He said the Soviet economy gives every sign of being on the verge of collapse. He attended an animal science meeting and visited with Soviet economists. They were invited to help the Soviets rewrite the constitution of the USSR. He said that indicates how much help they need.

President Eaton expressed great pleasure that John Chrystal had accepted a part-time appointment to take on the very important role of leading the executive board for the Center for Agricultural and Rural Development. Mr. Chrystal has a long and rich history with the Soviet Union. The Soviets need to reform their agricultural system and develop a market economy. They are not free entrepreneurs. The Americans heard many pleas for help during their visit to the Soviet Union. We in the U.S. are now being offered a very unique and special challenge to help their local communities. They need assistance in raising sufficient food for their people. There are increased opportunities for the state of Iowa. Soviets pleaded to send their students to the U.S. to study. The Soviet agricultural colleges stand alone not within a university structure. He said Soviets are enormously hungry for all kinds of information. In many places in the Soviet Union one of the best known states in the U.S. was Iowa. He said the centers presented in this docket item are intended to serve these needs.

MOTION:

Regent Berenstein moved to refer the Center for International Agricultural Finance and the Interamerican Center for Science, Education, and Technology to the Interinstitutional Committee and the Board Office for review and recommendation, and to receive the report on the Institute for Policy Reform. Regent Fitzgibbon 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.

APPROVAL OF PROGRAM STATEMENTS AND DESIGN DOCUMENTS

Sweeney Hall Addition and Renovation

This project will provide new and renovated space for undergraduate instruction, graduate instruction and research for the Departments of Chemical Engineering and Material Science and Engineering located in Sweeney Hall.

Sweeney Hall consists of two wings. The north wing, a three-story building, was built in 1964 and contains most of the office, classroom, and research space. The south wing was built in approximately 1930 and has had little modernization or alteration since its construction.

The modern facilities in the north wing are no longer sufficient to provide the usable, necessary space for research with virtually no teaching laboratory space available.

This building program provides for the specific physical facility needs of the Chemical Engineering Department. The total area required for the department's functions is 20,490 net assignable square feet. The majority of the space will be designed for laboratory use, with the remaining 4,410 net assignable square feet devoted to non-laboratory/office-type space. The total gross area is estimated at 36,586 gross square feet, for an average net-to-gross ratio of 56 percent.

This project involves the minimal renovation of approximately 12,000 net assignable square feet of existing space in the south wing of Sweeney Hall for the Materials Science and Engineering Department. The renovation of this space, in conjunction with currently-allocated space in the nearby Engineering Annex, will make substantial progress toward the goal of consolidating and upgrading departmental facilities. Additionally, the sharing of the same building complex and certain specific spaces with the Department of Chemical Engineering will enhance the interaction and cooperation of the two departments in the development of areas of common research interest.

PROJECT DESCRIPTIONS AND BUDGETS

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

Office and Laboratory Building--HVAC Modifications \$325,730
Source of Funds: Income from Treasurer's Temporary
Investments or Building Repair Fund

Preliminary Budget

Contracts	\$ 226,000
Design Services	32,150
Construction Administration	19,080
University Services	1,000
Miscellaneous	1,000
Building Automation	24,000
Project Reserve	<u>22,500</u>
TOTAL	\$ 325,730

This project will modify and update the HVAC system and associated equipment in the Office and Laboratory Building. The building and its HVAC system are 40 years old. The HVAC equipment maintains inadequate temperature control, is not energy efficient, and is in dire need of repair. Design services for this

project will be negotiated with a consultant and construction will be contracted.

This project was listed in the Capital Project Report for the first quarter of fiscal year 1990.

Sweeney Hall Addition and Renovation \$8,000,000

Preliminary Budget

Contracts	\$5,275,014
Design Services	520,000
Construction Administration	150,500
University Services	50,000
Miscellaneous	20,000
Landscaping	30,000
Utility Extensions	204,000
Movable Equipment	1,000,000
Art Work	40,000
Building Automation	75,000
Telecommunications	95,000
Project Reserve	<u>540,486</u>
 TOTAL	 \$8,000,000
 Source of Funds: ISU Foundation	 \$1,400,000
73rd General Assembly Academic	
Building Revenue Bonds	<u>6,600,000</u>
 TOTAL	 \$8,000,000

This project will provide new and renovated space for undergraduate instruction, graduate instruction and research for the Departments of Chemical Engineering and Material Science and Engineering located in Sweeney Hall.

* * * * *

University officials reported one new project with a budget of less than \$250,000 which was included in the university's quarterly report of anticipated capital projects. The title, source of funds and estimated budget for the project was listed in the register prepared by the university.

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ARCHITECT/ENGINEER AGREEMENTS

Hilton Coliseum Improvements--Phase I \$13,500
Brooks Borg and Skiles, Des Moines, Iowa
(Architectural/Engineering Services)

University officials requested approval to enter into an agreement with Brooks Borg and Skiles for design services in the correction of a fire safety deficiency noted in a recent State Fire Marshal inspection report. This project involves the removal or covering of all exposed polystyrene insulation in the third floor mechanical equipment rooms of Hilton Coliseum. University officials sought approval to proceed with the preparation of construction documents, bidding, and construction of this stage of the project.

University officials would like to proceed with this fire safety correction before beginning the major improvement project for Hilton Coliseum. They are currently awaiting approval from the State Fire Marshal of a timed exit analysis report and its recommendations. This report was developed by the university's fire safety engineering consultant, Rolf Jensen and Associates.

After the university receives approval of the State Fire Marshal it will bring to the Board a revised project description and budget to implement the report's recommendations and to provide other safety and operational improvements to the building.

Amendments:

Dairy Industry Building--Addition and Renovation (Phase I)
Bussard/Dikis, Inc., Des Moines, Iowa

Additional services are required to provide for reimbursable expenses incurred by the architect, Bussard/Dikis, for printing and distribution of construction documents during bidding and construction phases.

Change No. 4 will not result in an increase in the total project budget.

Marston Hall--Remodel Classrooms 204 and 205 \$9,500
Walker Metzger Architects, Des Moines, Iowa

CONSTRUCTION CONTRACTS

Utilities--Replace Steam Generators No. 1 and 2-- \$21,400
North Retaining Wall
Award to: Conco Construction, Inc., Ames, Iowa
(2 bids received)

MOTION: Regent Tyler moved to approve the university's capital register, as presented.

IOWA STATE UNIVERSITY
October 17, 1990

Regent Fitzgibbon seconded the motion, and it carried unanimously.

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

With TELFAX COMMUNICATIONS for its use of approximately 624 square feet of office space in the ISIS Center at the ISU Research Park for a six-month period beginning July 1, 1990, at a rate of \$345 per month;

With the NATIONAL WILDLIFE FEDERATION for the university's use through the Institute for Policy Reform of 1,500 square feet of office space in the National Wildlife Federation Building, 1400 - 16th Street, N.W., Washington, D.C., for a two-year term beginning September 17, 1990, through August 31, 1992, at a rate of \$3,245.67 per month.

MOTION:

Regent Tyler moved to approve leases, as presented. Regent Westenfield seconded the motion, and upon the roll being called, the following voted:

AYE: Berenstein, Fitzgibbon, Greig,
Pomerantz, Tyler, Westenfield, Williams.

NAY: Hatch.

ABSENT: Furgerson.

President Pomerantz then asked Board members and institutional executives if there were 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, October 17, 1990.

RATIFICATION OF PERSONNEL TRANSACTIONS. The Board Office stated the university's Register of Personnel Changes was not received in the Board Office in time for inclusion at this meeting.

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

PROJECT DESCRIPTIONS AND BUDGETS

University officials reported seven 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

Amendments:

Power Plant Replacement \$10,316.31
Sega, Inc., Overland Park, Kansas/West Des Moines, Iowa

ACCEPTANCE OF COMPLETED CONSTRUCTION PROJECTS

Classroom Building/Auditorium Seating \$81,061.76
J. S. Latta Company, Cedar Falls, Iowa

Classroom-Office Building--General Construction Contract \$5,744,022.00
Story Construction, Ames, Iowa

Associate Director Hollins added one item to the Register of Capital Improvement Business Transactions. It was an addendum to the agreement with Cedar Valley Corporation to facilitate the completion of the Road and Walk Improvements project at the University of Northern Iowa. He said the agreement was negotiated by university officials, the contractor and Board

UNIVERSITY OF NORTHERN IOWA
October 17, 1990

Office staff, and approved by the Executive Director. No additional cost will be incurred by the university.

MOTION: Regent Berenstein moved to approve the university's capital register, as presented. Regent Tyler 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, October 17, 1990.

RATIFICATION OF PERSONNEL TRANSACTIONS. The Board Office recommended the Board ratify the following personnel transactions:

Register of Personnel Changes for August 1990.

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

REQUEST FOR APPROVAL OF POLICY. The Board Office recommended the Board approve the revised policy regarding the disciplining of students for the Iowa School for the Deaf.

The State Board of Education has adopted rules on "Corporal Punishment Ban." While the Iowa School for the Deaf previously had policies on this subject it was felt advisable to develop a policy consistent with the rules of the Department of Education's new policy.

The Board of Regents and the Iowa School for the Deaf have in place a policy prohibiting corporal punishment and use of excessive force and this policy would continue this ban. The policy was reviewed by the Attorney General's Office and was revised to reflect the concerns and suggestions provided in that review.

MOTION: Regent Williams moved to approve the revised policy regarding the disciplining of students for the Iowa School for the Deaf. Regent Hatch seconded the motion, and it carried unanimously.

REPORT ON SCHOOL CURRICULUM - EXTENDED DAY PROGRAM. The Board Office recommended the Board receive the report.

The Iowa School for the Deaf initiated a new extended day program in 1989-90 to increase learning opportunities in addition to the normal class day for secondary students. Teaching and dormitory staff included the after school activities in their normal work day. There were no new personnel expenditures for the program.

The after school program options include interscholastic sports, development of independent living skills, development of interpersonal skills, leisure time skills, and remedial education. Participation in the program was optional for secondary students in 1989 but became mandatory in 1990. Elementary students gained the option to attend in 1990.

The after school curriculum adds comprehensive learning experiences in a relaxed informal learning situation similar to learning experiences that result from typical family activities.

Regent Williams stated this program indicates that the Iowa School for the Deaf faculty is very committed to the students.

Superintendent Johnson noted that they have not added any staff or increased costs to facilitate this program.

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

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, October 17, 1990.

RATIFICATION OF PERSONNEL TRANSACTIONS. The Board Office recommended the Board ratify the following personnel transactions:

Register of Personnel Changes for August 19 to September 29, 1990.

MOTION: Regent Fitzgibbon moved to ratify 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.

Regent Tyler asked about the letter regarding home visitations. Superintendent Thurman responded that was the only person who had written to him. Six to eight individuals expressed positive responses. Superintendent Thurman said he would present additional information to the Board in December or January.

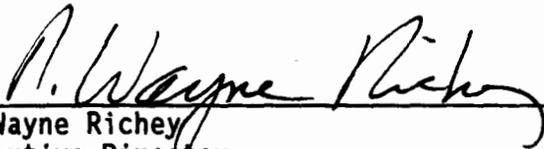
EXECUTIVE SESSION. President Pomerantz requested the Board enter into closed session pursuant to the Code of Iowa Section 21.5(1)(e) in order to discuss a matter with counsel which is either in litigation or where litigation is imminent.

MOTION: Regent Berenstein moved to enter into closed session. Regent Tyler seconded the motion, and upon the roll being called, the following voted:
AYE: Berenstein, Fitzgibbon, Greig, Hatch, Pomerantz, Tyler, Westenfield, Williams.
NAY: None.
ABSENT: Furgerson.

The Board having voted at least two-thirds majority resolved to meet in closed session beginning at 3:55 p.m. on Wednesday, October 17, 1990, and arose therefrom at 6:03 p.m. on that same date.

IOWA BRAILLE AND SIGHT SAVING SCHOOL
October 17, 1990

ADJOURNMENT. The meeting of the State Board of Regents adjourned at
6:03 p.m., on Wednesday, October 17, 1990.



R. Wayne Richey
Executive Director