

THE UNIVERSITY OF WYOMING

BOARD OF TRUSTEES MINUTES

May 13-14, 2020

Final minutes can be found on the University of Wyoming Board of Trustees website at www.uwyo.edu/trustees

University of Wyoming Mission Statement (July 2017)

We honor our heritage as the state's flagship and land-grant university by providing accessible and affordable higher education of the highest quality; rigorous scholarship; the communication and application of knowledge; economic and community development; and responsible stewardship of our cultural, historical and natural resources.

In the exercise of our primary mission to promote learning, we seek to provide academic and co-curricular opportunities that will:

- Graduate students who have experienced the frontiers of scholarship and creative activity and who are prepared for the complexities of an interdependent world;
- Cultivate a community of learning energized by collaborative work among students, faculty, staff and external partners.
- Nurture an environment that values and manifests diversity, internationalization, free expression, academic freedom, personal integrity and mutual respect; and
- Promote opportunities for personal health and growth, physical health, athletic competition and leadership development for all members of the university community.

As Wyoming's only public university, we are committed to scholarship, outreach and service that extend our human talent and technological capacity to serve the people in our communities, our state, the nation and the world.

THE UNIVERSITY OF WYOMING
MINUTES OF THE BOARD OF TRUSTEES
May 13-14, 2020
Via Video Conference
Laramie, Wyoming

As will be reflected in the public and executive session meeting minutes, the Board of Trustees of the University of Wyoming met via video conference on Wednesday, May 13, 2020, and Thursday, May 14, 2020. Committees met on Wednesday, May 13, 2020. The Board's business meeting was held on Thursday, May 14, 2020.

**THE UNIVERSITY OF WYOMING
BOARD OF TRUSTEES MINUTES
May 13-14, 2020
Via Video Conference
Laramie, Wyoming**

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Business Meeting

Roll Call

Approval of Board of Trustees Meeting Minutes (*Public Session & Executive Session*)

- April 15, 2020, Board of Trustees Conference Call Meeting

Administer Oath to Board Secretary (W.S. Sec. 21-17-206)

Designate Trustees' Committee chairman and member appointments for the following:

[Information uploaded to Trustees' secure site.]

- ✓ Fiscal and Legal Affairs (Sec. 7-2 Bylaws)
- ✓ Biennium Budget Committee (Sec. 7-3 Bylaws)
- ✓ Facilities Contracting Committee (Sec. 7-4 Bylaws)
- ✓ Honorary Degrees Awards Committee (Sec. 7-6 Bylaws)
- ✓ Vice President and Dean Search Committee (Sec. 7-8 Bylaws)
- ✓ Academic and Student Affairs Committee (Sec. 7-9 Bylaws)
- ✓ Research and Economic Development Committee (Sec. 7-10 Bylaws)

Other Trustees Appointments: *[Information uploaded to Trustees' secure site.]*

- ✓ Alumni Board Foundation Board
- ✓ Energy Resources Council
- ✓ Cowboy Joe Club
- ✓ Enhanced Oil Recovery Commission (Governor's Appointment)

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Committee of the Whole

Regular Business

Board Committee Reports *[Scheduled for Thursday, May 14, 1:30 p.m.]*

Trustee Committees and Board Liaisons

[Note: Committees of the Board will provide reports during the regular work sessions and will not have a formal report to provide during the Business Meeting. Liaisons will provide a written report prior to the regular May 14, 2020, Business Meeting.]

Proposed Items for Action:

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New Business

Date of Next Meeting: June 10, 2020 (conference call)

Adjourn Meeting

AGENDA ITEM TITLE: Introductions/Recognitions, Chestnut, Theobald

MINUTES OF THE MEETING:

Interim Vice President for Student Affairs Kimberly Chestnut recognized outgoing ASUW President Jason Wilkins work to include efforts related to food security, anti-hazing, and identification of resources to support students during the COVID-19 pandemic. Wilkins expressed his appreciation for the opportunity to work the UW Board of Trustees and wished good luck to incoming ASUW President Riley Talamantes. Chestnut went on to welcome incoming ASUW President Riley Talamantes. Talamantes discussed her election platform: community, collaboration, and care, and that she looked forward to the coming academic year.

Acting President Neil Theobald recognized outgoing Faculty Senate Chairman Kenneth Chestek for his work remarking specifically on the collaboration between them. Chestek expressed pride in the way faculty have adjusted to changes in response to the COVID-19 pandemic. Theobald introduced the incoming Faculty Senate Chairman Rudi Michalak.

Trustee Jeff Marsh recognized the re-elected Staff Senate President James Wheeler.

Chestnut introduced ACRES Farm RSO President Ela Piskorski who discussed the farm's purpose and the impact of her involvement. Chestnut stated the ACRES Farm operations has been suspended due to COVID-19. A video presentation was scheduled for later in the meeting.

AGENDA ITEM TITLE: Membership in the Council on Competitiveness, Seidel

MINUTES OF THE MEETING:

President-designate Ed Seidel discussed his invitation to become a member in US Council on Competitiveness, a prestigious national organization that is focused on economic development. Seidel explained its flagship project, the National Commission, will be tapping university presidents, CEOs of major national companies, national laboratory directors, to develop a plan for economic competitiveness in the 21st century based largely on what the research and education capacity of the United States.

Seidel discussed his intention to make the workforce and economic development a centerpiece of his administration to ensure the university be in the driver's seat in developing and implementing programs at both university and statewide levels that also tap into national trends and programs that will advantage the university and state.

Trustees David Fall and Dick Scarlett expressed their enthusiasm for the opportunity. Trustees Brad Bonner, Macey Moore, Laura Schmid-Pizzato and Michelle Sullivan also offered support. Trustee John McKinley discussed the availability and source of funding for the membership fee; in response to inquiry, Seidel confirmed the ability to opt-out of membership in future years. In response to inquiry from Trustee McKinley, Dr. Seidel discussed the creation and membership of university working groups related to the Council's work.

Membership in the Council on Competitiveness

Approved 05-14-2020 @ 10:03 a.m.

Trustee David Fall moved the Board authorize Dr. Seidel join the Council on Competitiveness as the President of the University of Wyoming, both as a member of the Council and as a Commissioner on the new flagship project, the National Commission on Innovation & Competitiveness Frontiers pending identification of funds as discussed. Trustee Mel Baldwin seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: UW Campus Master Plan, Sasaki, Mai

MINUTES OF THE MEETING:

In January of 2019, university administration began a design effort led by the consulting firm Sasaki to prepare a new 20-year campus master plan. Over the past year the Planning Team has worked with Sasaki to organize work sessions with campus and community stakeholders, held multiple open house forums, conducted campus surveys, and traveled the state to gather feedback from the statewide community. The master plan and utility plan are intended to establish institutional priorities and strategic organizational goals to enable prudent resource allocation choices that continue to advance the campus strategically. The plan identifies action items, implementation strategies and general guidelines intended to direct the ongoing development and operations of the university.

Interim Vice President for Administration Bill Mai expressed his appreciation for Sasaki, Senior Advisor to the Vice President for Finance and Administration Carolyn Smith, and Campus Architect Matthew Newman's work on the UW Campus Master plan. Sasaki representative Caitlyn Clauson introduced the Sasaki team; each provided narrative to the UW Campus Master Plan presentation presented to the Board. Acting President Neil Theobald expressed his appreciation for the work, and spoke to the efforts put toward providing for student engagement. Trustee John McKinley concurred with Theobald's comments and reminded the Board and the campus community the information presented should be considered a road map for future action and there were projects identified in the plan that were not yet authorized by the Board. Trustee Kermit Brown discussed the east campus public land connections as represented on the plan which further supported extensions of student life.

UW Campus Master Plan

Approved 05-14-2020 @ 10:55 a.m.

Trustee Kermit Brown moved the Board accept the Campus Master Plan as proposed. Trustee John McKinley seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: UW Residencies and Clinics next steps, Jones

MINUTES OF THE MEETING:

College of Health Science Dean David Jones provided the Board background on the Family Medicine Residency Program (FMRP). Jones restated the advantages to the university's involvement as a co-applicant, and the FMRP clinics in Cheyenne and Casper, and the Albany Community Health Clinic in Laramie designations as Federally Qualified Health Centers (FQHC). Jones reminded the co-applicant agreement was developed in response to Governor Mead's directive to identify alternative sources of revenue to support the FMRP clinics. Jones provided an update on the discussions being held regarding next steps in modification of the current co-applicant agreement and the expectations for a long term plan outlining the future of the relationships within the agreement.

AGENDA ITEM TITLE: Trustees Conflict of Interest Policy, Marsh, Evans

MINUTES OF THE MEETING:

Vice President and General Counsel Tara Evans provided the Board a reminder of the Trustees Conflict of Interest Policy and the annual submission and update to members' conflict of interest statements. The Constitution and Statutes of the State of Wyoming charge the UW Board of Trustees with responsibility for the governance of the University. In carrying out this constitutionally conferred public trust, each member of the Board must be accountable in the areas of financial disclosure, gifts, expenses, and conflicts of interest. In response to inquiry from Trustee Michelle Sullivan, Evan provided clarification on the definition of "appropriation of university opportunities" as outlined in the policy. Evans further commended the Board for its adherence to this policy.

AGENDA ITEM TITLE: Annual Report: Faculty Appointments, Benham-Deal

MINUTES OF THE MEETING:

Tami Benham-Deal provided an update regarding faculty appointments for the upcoming year. Benham-Deal stated that current faculty appointments totaled 1,043 with a few more expected to be completed by the start of the fall semester. Trustee Michelle Sullivan inquired about the trend in higher education between temporary lecturers and those who are on the tenure or long term teaching track. Benham-Deal responded that the University of Wyoming, unlike the national trend, has maintained a higher percentage of tenure and fixed contract faculty.

AGENDA ITEM TITLE: COVID-19 Response, Theobald

MINUTES OF THE MEETING:

As part of the COVID-19 update to the Board, Acting President Neil Theobald commended the continuing efforts of the members of Executive Emergency Policy Group (EEPG). Theobald summarized the university's COVID-19 response stating driving factors in the decision making process were to provide an on-campus educational experience, and consideration of the well-being of faculty, staff, students and members of the Laramie community. Theobald went on to state policy goals included: preventing SARS CoV-2 transmission within the university community; a transition back to residential teaching, learning and research in a measured, disciplined way; keeping the virus out to the extent possible and reducing the probability of transmission; implementation of frequent population-wide testing to rapidly identify and isolate individuals capable of transmitting SARS CoV; reduction of environmental contamination by extensively cleaning and disinfecting university facilities; and, disseminating clear communication and academic resources and support. Associate Vice President for Financial Affairs David Jewell discussed the estimated financial impact of COVID-19 on the university related to necessary preparations for the fall semester as presented in biennium budget committee materials. Trustee John McKinley discussed the priority to open campus responsibly and safely, and the university's request to the Office of the Governor for financial assistance through the CARES Act. Trustee Mel Baldwin expressed support of presenting the university's plan and budget to the legislature in advance of its May 13-14, 2020, Special Session. Governor Gordon's Senior Policy Advisor Lachelle Brant discussed the request process, stating funding to the university, community colleges, and the K-12 system were considered critical. Wyoming Community College Commission Executive Director Sandy Caldwell updated the Board on the community college system's plans for the fall semester. Professor of Veterinary Science Will Leagreid provided comment on the university's plan, expressing the importance of having a coordinated and prepared response to a positive COVID-19 case on campus in the fall.

UW COVID-19 Preliminary Fall 2020 Plan

Approved 05-14-2020 @ 1:12 p.m.

Trustee McKinley moved to authorize the preliminary plan for opening the University of Wyoming for on campus learning for the Fall 2020 Semester as presented by Acting President Neil Theobald. He also moved to approve the estimated COVID-19 related costs associated with opening the University of Wyoming for on campus learning for Academic Year 2020-2021. To prudently and responsibly address the health and safety of the students, faculty and staff, these costs were estimated at \$46M for the Fall Semester and \$32M for the Spring Semester, for a total estimated AY cost of \$79M. He further moved to authorize flexibility for Acting President Neil Theobald to supplement and modify cost estimates as further information becomes available. Trustee Mel Baldwin seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Academic and Student Affairs Committee, Sullivan

MINUTES OF THE MEETING:

Request for Providing Loan Consistent with CARES Act

Trustee Michelle Sullivan shared committee discussion regarding a proposed loan forbearance for WWAMI/WYDENT and stated the committee recommended implementing a strategy consistent with Federal legislation. There was significant Board discussion regarding the details to such a strategy. Trustee Dave True recommended the Board of Trustees Executive Committee review the plan and provide final approval.

WWAMI/WYDENT Loan forbearance

Approved 05-14-2020 @ 4:18 p.m.

Trustee Michelle Sullivan moved the Board authorize administration to develop a plan to provide immediate temporary relief for non-federal student loan borrowers, including but not limited to University loans for the WWAMI, WyDENT, BRAND, WICHE, and Psychiatric Nursing programs, as well as a small number of institutional loan funds, to the extent allowed by statute and within any statutory caps. This plan will be presented to the Board of Trustees Executive Committee for review and final approval. The plan will include details related to length of relief, start and end dates, accrual or non-accrual of interest, any consequences of the reduced cash flow, whether the plan will be opt-in, and any criteria for receiving the temporary relief. Trustee David Fall seconded the motion. Trustee Brad LaCroix abstained from the vote. The motion carried.

Transfer the Academic home for the Bachelor of Applied Science

Trustee Michelle Sullivan discussed the proposal to move the academic administration of the Bachelor of Applied Science (BAS) undergraduate degree program, currently located administratively in the College of Agriculture and Applied Sciences, to the UW-Casper campus branch located in Casper, Wyoming. Trustee Sullivan stated the proposed change was based on analysis of the location of the majority of program interest, current student location data, and current advising administration out of Casper. The proposal has been reviewed by the Faculty Senate, Staff Senate, and ASUW and feedback was solicited from currently-enrolled students and constituents statewide via a survey mechanism that accompanied the proposal.

Transfer the Academic home for the Bachelor of Applied Science

Approved 05-14-2020 @ 1:21 p.m.

Trustee Michelle Sullivan moved the Board approve transferring the academic administration of the Bachelor of Applied Science degree to UW-Casper. Trustee Mel Baldwin seconded the motion. The motion carried with a unanimous decision

Request for Authorization-BAS in Career and Technical Education (CTE) Teacher education

Trustee Michelle Sullivan reported the proposed program, designed to be delivered by the community colleges and UW, will have students complete an applicable AAS degree and subsequently take a third year of coursework at a Wyoming community college or online at UW before completing a fourth year through UW that includes online education courses and student teaching. The proposed program will culminate in a Bachelor of Applied Sciences degree with a major in CTE Education, and an appropriate initial teaching license from the PTSB. Trustee Sullivan provided information in response to Trustee Fall regarding anticipated enrollment and service to the K-12 system. Superintendent for Public Instruction Jillian Balow provided background information and discussed her support of the program. Trustee Scarlett requested the program be monitored for its success.

BAS in Career and Technical Education (CTE) Teacher Education BAS in Career Technical Education

Approved 05-14-2020 @ 1:23 p.m.

Trustee Michelle Sullivan moved the Board approve the request for authorization for the BAS in Career Technical Education Teacher Education degree. Trustee Brad LaCroix seconded the motion. The motion carried with a unanimous decision

Master List of Degrees

Approved 05-14-2020 @ 1:54 p.m.

Trustee Michelle Sullivan moved the Board approve the 2020 Master List of Degrees and Majors as presented. Trustee Mel Baldwin seconded the motion. The motion carried with a unanimous decision.

Trustee Sullivan further updated the Board on committee discussion around food insecurity, the Green Dot program and shared governance.

AGENDA ITEM TITLE: Biennium Budget Committee, McKinley

MINUTES OF THE MEETING:

Trustee John McKinley began his Budget Committee report stating recommendations regarding tuition would be received at the July Board of Trustees meeting. Trustee McKinley discussed the FY21 budget recommendation timeline and stated the Board would consider the final budget at its June 10, 2020, meeting. Trustee McKinley thanked Associate Vice President for Financial Affairs David Jewell and Director for Budget and Institutional Planning Alex Kean for their hard work preparing for and during the budget hearing process. Trustee McKinley went on to state the budget information being discussed did not address fiscal impacts of COVID-19. Trustee McKinley discussed the budget decisions regarding embedding the Trustees Education Initiative curricula into the College of Education. Trustee McKinley discussed WyoCloud's forecasting module benefitted the College of Agriculture's budgeting ability. Trustee McKinley reported on the status of telehealth and anticipated College of Health Sciences Dean David Jones would update the board at a future meeting. Trustee McKinley discussed items of importance related to the work of the School of Energy Resources (SER) and of Dr. Mohammad Piri's accompanying

request for additional support staff. Trustee McKinley drew attention to the fact the College of Arts and Sciences provides 52% of credit hours across campus. Trustee McKinley discussed the importance of programmatic funding for the Science Initiative and that the UW Board of Trustees budget held to its FY20 level. Trustee McKinley reported the College of Business would be investigating career training. And discussed the College of Law's enrollment. He reported on Vice President for Student Affairs Kim Chestnut's discussion with the Budget Committee about competitive salaries as well as the importance of opportunities for student success. Trustee McKinley reported on the in depth discussions pertaining to nuances of the Vice President for Research and Economic Development Ed Synakowski's standard budget and stated Jewell and Kean would work with Synakowski to separate one-time expenses from the division's standard budget; Synakowski will present a timeline regarding a research administration system to the committee in June. Trustee McKinley discussed the consensus of the budget committee to pause funding of Grand Challenges. Trustee David Fall and Faculty Senate Chairman Ken Chestek concurred. Trustee Michelle Sullivan discussed the value of Grand Challenges and the interest in service the state and considering the university's land grant mission in an interdisciplinary way. Trustee John McKinley reported on details to the athletics department budget, future recommendation for its unrestricted reserve account, and potential scenarios for the fall in response to NCAA recommendation. Trustee McKinley discussed the notification from the state regarding an increase in health insurance premiums and concluded his remarks stating the importance of the retention of faculty and staff, and access to in state scholarships. In response to suggestion about follow up budget items from Trustee Michelle Sullivan, Trustee John McKinley recommended the Board refer to the additional materials provided by the budget committee.

College of Agriculture – Internal Fund Transfer

Approved 05-14-2020 @ 2:51 p.m.

Trustee John McKinley moved the Board approve an internal fund transfer for the College of Agriculture in the amount of: 1) \$273,749.24 for the combine unit and 2) \$137,600.00 for the MST instrument. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Capital Construction Priority List

Approved 05-14-2020 @ 2:54 p.m.

Trustee John McKinley moved that administration complete and submit the Capital Construction Priority List to the executive branch by the required deadline of the end of May as presented in the Facilities Committee packet. Trustee Brad LaCroix seconded the motion. The motion carried with a unanimous decision.

College of Agriculture – Horse Boarding Facility

Approved 05-14-2020 @ 2:55 p.m.

Trustee John McKinley moved the Board approve an expenditure from the Permanent Ag Land Income Fund (held at State) in the amount of \$340,168.00 to augment legislatively appropriated funds for the horse boarding facility with a total contract of \$840,168.00. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

IBM Contract

Approved 05-14-2020 @ 2:56 p.m.

Trustee John McKinley moved the Board authorize Information Technology to pay three years on the IBM related contract out of funds not spent in current FY 2020 if funds are available, up to a maximum of \$500,000.00. Trustee Dick Scarlett seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Facilities Contracting Committee, McKinley

MINUTES OF THE MEETING:

Trustee John McKinley provided the Board a brief update on the work of the committee to include status of existing construction projects. Trustee McKinley discussed the update College of Agriculture Dean Barbara Rasco provided the committee on the timeline of the CDC certification for the Wyoming State Veterinary Lab.

Science Initiative Greenhouse Change Order

Approved 05-14-2020 @ 3:00 p.m.

Trustee John McKinley moved the Board authorize administration to execute the CMAR contract change order with GE Johnson Construction Company of Wyoming for the Greenhouse on top of the Science Initiative building in the amount of \$5,999,462.00. Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

Construction Manager Selection for the Ivinson Parking Garage

Approved 05-14-2020 @ 3:01 p.m.

Trustee John McKinley moved the Board authorize administration to execute an agreement with Haselden Wyoming Constructors of Laramie, WY for Level 3 construction management services for the Ivinson Parking Garage in the amount of Three Hundred Forty-Nine Thousand Two Hundred Seventeen dollars (\$349,217.00) for the Ivinson Parking Garage project. Trustee Dick Scarlett seconded the motion. The motion carried with a unanimous decision.

Construction Manager Selection for the Wyoming Hall Demolition

Approved 05-14-2020 @ 3:03 p.m.

Trustee John McKinley moved the Board authorize administration to execute an agreement with Haselden Wyoming Constructors of Laramie, WY for construction management services in the amount of Four Hundred Eight Thousand Six Hundred Fifty-Four dollars (\$408,654.00) for the Wyoming Hall Demolition and Utilities Relocation project. Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

Construction Manager Selection for the Fleet and Transit Maintenance Facility (Fleet and Transit)

Approved 05-14-2020 @ 3:03 p.m.

Trustee John McKinley moved the Board authorize administration to execute an agreement with GH Phipps Wyoming, Inc. for Level 3 construction management services in the amount of \$100,000.00 for the Fleet and transit Facility project. Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

Law School Expansion and Renovation – Design Consultant Amendment

Approved 05-14-2020 @ 3:05 p.m.

Trustee John McKinley moved the Board authorize administration to proceed with design phase services for the College of Law expansion and renovation and to execute a contract amendment with By Architectural Means in the amount of One Million One Hundred Seventy-Three Thousand Seventy-Five dollars (\$1,173,075.00) for the design and construction phases of the project, bringing the total design contract to One Million Three Hundred Eighty-Seven Thousand Five Hundred Fifteen dollars (\$1,387,515.00). Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

War Memorial Stadium, West Stadium Renovation and Corbett Pool – Design Consultant

Approved 05-14-2020 @ 3:06 p.m.

Trustee John McKinley moved the Board authorize administration to enter into contract negotiations with Arete Design Group for the design consultant for the War Memorial West Stand Renovation and Natatorium. Trustee Dick Scarlett seconded the motion. The motion carried with a unanimous decision.

West Campus Satellite Energy Plant Change order

Approved 05-14-2020 @ 3:10 p.m.

Trustee John McKinley moved the Board authorize administration to execute a change order with GE Johnson Construction Company of Wyoming in the amount of \$82,297.00 for the West Campus Satellite Energy Plant. Trustee Dick Scarlett seconded the motion. The motion carried with a unanimous decision.

College of Agriculture - Horse Boarding Facility

Approved 05-14-2020 @ 3:11 p.m.

Trustee John McKinley moved the Board authorize administration to begin construction of the horse boarding facility and to enter into contract with JD Hamaker for construction of the horse boarding facility in the total amount of \$840,168.00 (with \$500,000.00 to come from the legislative appropriation and \$340,168.00 to come from the Permanent Ag land income fund-held at State). Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Fiscal and Legal Affairs Committee, Moore

MINUTES OF THE MEETING:

Trustee Macy Moore provided the Board information on the internal audit schedule and the results of the external audit.

AGENDA ITEM TITLE: Legislative Relations Committee, Brown, Asay

MINUTES OF THE MEETING:

Director of Governmental Affairs Meredith Asay provided an update on COVID-19 related topic assignments by Management Council to Legislative Interim Committees. Asay reported the governor had convened a “special session” of the legislature May 15-16, 2020, and that the legislature would meet via electronic means. Asay discussed the content of the CARES Act, the associated appropriation phases and proposed state legislative action. Asay updated the Board that Legislative Service Office (LSO) is expected to hire a consultant to study university governance as enabled by the 2020 legislative budget bill; a white paper will be produced and presented to the Joint Education Committee.

AGENDA ITEM TITLE: Research and Economic Development Committee, Fall

MINUTES OF THE MEETING:

Trustee David Fall provided the Board an update on the university's COVID-19 research policy. Trustee Fall stated that EPSCOR was utilizing DNA sequencing for the Coronavirus with a view toward the eventual ability to process COVID-19 tests in the EPSCOR lab. Trustee Fall reported on the use of 3D printers to produce personal protective equipment (PPE) and discussed the importance of the work toward standing up Grand Challenges.

AGENDA ITEM TITLE: Vice President and Dean Search Committee, Schmid-Pizzato

MINUTES OF THE MEETING:

Trustee Laura Schmid-Pizzato reported as of April 22, 2020, Acting President Neil Theobald in consultation with incoming president Edward Seidel has paused several dean searches due to COVID-19 pandemic social gathering restrictions. Trustee Schmid-Pizzato further reported that the committee was on schedule to recommend a dean candidate for the Haub School for Theobald's consideration.

AGENDA ITEM TITLE: UW Regulations Committee, Brown, Evans

MINUTES OF THE MEETING:

Vice President and General Counsel Tara Evans provided an explanation of modifications to UW Regulations 2-2 (Academic Personnel Dispute Resolution) and 2-6 (Procedures for Dismissal of Faculty Members). Evans stated the committee worked extensively with the faculty senate on streamlining of these regulations. Staff Senate President Ken Chestek expressed his appreciation. Evans went on to discuss the modifications to UW Regulation 2-15 (Academic Freedom) and discussed the recommendations of Faculty Senate and deans providing for an endorsement to adopt the Chicago Statement of Freedom of Expression in conjunction with a university statement on free speech. Acting President Neil Theobald described the importance of a university endorsed statement on free speech. Chestek discussed the decision to keep separate the issues of academic freedom and freedom of expression. Evans then described proposed housekeeping modifications to UW Regulation 11-8 (Incoming Student Live-In Requirement) in cooperation with Student Affairs.

UW Regulation 2-2 (Academic Personnel Dispute Resolution) and UW Regulation 2-6 (Procedures for Dismissal of Faculty Members)

Approved 05-14-20 @ 3:45p.m.

Trustee Kermit Brown moved to authorize modifications to UW Regulation 2-2 and UW Regulation 2-6 as presented to the Board. The motion was seconded by Trustee Dick Scarlett. The motion passed with a unanimous decision.

UW Regulation 2-15 (Academic Freedom)

Approved 05-14-20 @ 3:49p.m.

Trustee Kermit Brown moved to authorize modification to UW Regulation 2-15 as presented to the Board. The motion was seconded by Trustee Brad LaCroix. The motion passed with a unanimous decision.

UW Regulation 11-8 (Incoming Student Live-In Requirement)

Approved 05-14-20 @ 3:52p.m.

Trustee Kermit Brown moved to authorize modification to UW Regulation 11-8 as presented to the Board. The motion was seconded by Laura Schmid-Pizzato. The motion passed with a unanimous decision.

Thursday, May 14, 2020

Business meeting

Via Video Conference

Roll Call

The business meeting was called to order at 3:35 p.m. Deputy Secretary, UW Board of Trustees RoseMarie London took roll.

Trustees participating: Mel Baldwin, Brad Bonner, Kermit Brown, David Fall, Brad LaCroix, Jeff Marsh, John McKinley, Macey Moore, Dick Scarlett, Laura Schmid-Pizzato, Michelle Sullivan, and Dave True. Ex-officio Trustees participating: University Acting President Neil Theobald, and State Superintendent of Public Instruction Jillian Balow were in attendance. Governor Mark Gordon, Executive Director of Wyoming Community College Commission Sandy Caldwell, and ASUW President Riley Talamantes were not in attendance.

Approval of Board of Trustees Meeting Minutes (Public Session and Executive Session)

- April 15, 2020, UW Board of Trustees Conference Call Meeting

Per W.S. Sec. 21-17-206, UW Board of Trustees Secretary Michelle Sullivan was administered an Oath of Office.

Reports

ASUW Report, Talamantes

MINUTES OF THE MEETING:

ASUW President Riley Talamantes reported on her recent election and transition into office. Talamantes said ASUW would be hiring a chief of staff and a director of marketing. Talamantes closed her report stating a survey to students regarding the spring semester and social distancing would open on May 15, 2020.

Staff Senate Report, Wheeler

MINUTES OF THE MEETING:

Re-elected Staff Senate President James Wheeler stated he was pleased to continue his role and reported the Staff Senate executive positions had all been filled.

Faculty Senate Report, Chestek

MINUTES OF THE MEETING:

Outgoing Faculty Senate Chairman Kenneth Chestek thanked the board for opportunities to participate in important Board decisions of the last year. Chestek also stated he was pleased to have taken part in the work of the task force on shared governance.

Public Testimony [*Scheduled for Thursday, May 14, 2020, from 11:00-11:30 a.m.*]

Sandy Hoy Helzer, a member of the Health Corporation Board for Kappa Kappa Gamma, applauded those involved in creating the UW Campus Master Plan but expressed her concern of how some of the proposed changes would affect fraternity and sorority life at the University of Wyoming.

Committee of the Whole

Board Committee Reports [*Scheduled for Thursday, May 14, 2020, 1:30 p.m.*]

Liaisons to Other Boards

- *UW Alumni Association Board* – Laura Schmid-Pizzato
- *Foundation Board* – Macey Moore
- *Haub School of Environment & Natural Resources* – Michelle Sullivan
- *Energy Resources Council* – Dave True
- *Cowboy Joe* – John McKinley

Written reports were provided to the Board in advance of the meeting and can be found on the University of Wyoming Board of Trustees website.

OTHER ACTIONS TAKEN DURING MEETING

Approved 05-14-20 @ 3:57 p.m.

Approval of Minutes

Trustee Mel Baldwin moved approval of the April 15, 2020, UW Board of Trustees Conference Call Meeting minutes. Trustee David Fall seconded the motion. The motion passed with a unanimous decision.

Litigation Matter

Approved 05-14-2020 @ 4:12 p.m.

Trustee Mel Baldwin moved the Board authorize general counsel to take appropriate measures related to potential litigation, as discussed by the Board during executive session. Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

Agreement between Wyoming Business Council and the University of Wyoming

Approved 05-14-2020 @ 4:12 p.m.

Trustee Brad Bonner moved the Board authorize administration to sign the Agreement between Wyoming Business Council and the University of Wyoming. Trustee Brad LaCroix seconded the motion. The motion carried with a unanimous decision.

Agreement between the University of Wyoming and Burgener Trucking for the Fuel Supply for Central Energy Plant

Approved 05-14-2020 @ 4:13 p.m.

Trustee Brad Bonner moved the Board authorize administration to sign the Agreement between the University of Wyoming and Burgener Trucking for the Fuel Supply for Central Energy Plant. Trustee Macey Moore seconded the motion. Trustee Jeff Marsh abstained from the vote. The motion carried.

Ellucian Renewal Order Form for Cloud Software

Approved 05-14-2020 @ 4:14 p.m.

Trustee Bonner moved the Board authorize administration to sign the Ellucian Renewal Order Form for Cloud Software. Trustee Brad LaCroix seconded the motion. The motion carried with a unanimous decision.

Agreement for Services with AssistLeadership, LLC

Approved 05-14-2020 @ 4:14 p.m.

Trustee Brad Bonner moved the Board authorize administration to execute the Agreement for Services with AssistLeadership, LLC. Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

Contracts and Grants Report

Approved 05-14-2020 @ 4:15 p.m.

Trustee David Fall moved to approve the Contract and Grants Report as presented to the Board. Trustee Macey Moore seconded the motion. The motion carried with a unanimous decision.

Treasurer's Bond

Approved 05-14-2020 @ 4:16 p.m.

Trustee David Fall moved to approve the Vice President for Finance and Administration and the Associate Vice President for Financial Affairs to execute \$1,000,000.00 bonds to fulfill the requirement of Wyoming Statute 21-17-203. Trustee Dick Scarlett seconded the motion. The motion carried by a unanimous decision.

Depositories

Approved 05-14-2020 @ 4:17 p.m.

Trustee Kermit Brown moved to approve the depositories for UW funds as presented to the Board. Trustee Brad Bonner seconded the motion. The motion carried with a unanimous decision.

Personnel Report

Approved 05-14-2020 @ 4: 17 p.m.

Trustee Michelle Sullivan moved to approve the personnel report as provided to the Board. Trustee Macey Moore seconded the motion. Trustee Mel Baldwin abstained from the vote. The motion carried.

Personnel Matter

Approval 05-14-2020 @ 4:18 p.m.

Trustee John McKinley moved the Board authorize administration to take appropriate measures related to the personnel matter, as discussed by the Board of Trustees during executive session. Trustee Brad Lacroix seconded the motion. The motion carried with a unanimous decision.

Wyoming State Bar Exam Facilities Use

Approved 05-14-2020 @ 4:26 p.m.

Trustee John McKinley moved the Board authorize the Wyoming State Bar to use university facilities-to host-the Wyoming Bar Examination as long as they adhere to social distancing guidelines by the CDC and Wyoming Department of Health. Trustee Kermit Brown seconded the motion. Vice President and General Counsel Tara Evans provided a friendly amendment without objection to require a written facilities use agreement between UW and the Wyoming State Bar. The motion carried with a unanimous decision.

New Business

Trustee Jeff Marsh discussed the Wyoming Bar Association's facility request for July 28-29, 2020.

Date of Next Meeting

June 10, 2020 (conference call)

Adjournment

The meet was adjourned at 5:12 p.m.

Executive Session Information

[The UW Board of Trustees met in Executive Session on Thursday, May 14, 2020, via video conference.]

Executive Session

Thursday, May 14, 2020

7:00-9:15 a.m.

Via Video Conference

The University of Wyoming Board of Trustees called the meeting to order at 7:00 a.m. Trustee Michelle Sullivan moved the Board enter into Executive Session for the purpose of:

1. Matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party under Wyoming Statute 16-4-405(a)(iii);
2. Receiving information classified as confidential by law under Wyoming Statute 16-4-405(a)(ix); and
3. Consideration of the appointment, employment, right to practice or dismissal of a public employee under Wyoming Statute 16-4-405(a)(ii).

The Executive Session was attended by the 12 voting members of the Trustees, ex-officio trustees, and UW administrators and staff as appropriate. Trustee Dick Scarlett seconded the motion, which passed unanimously. The Board entered Executive Session at 7:05 a.m.

Trustees participating: Mel Baldwin, Brad Bonner, Kermit Brown, David Fall, Brad LaCroix, Jeff Marsh, John McKinley, Macey Moore, Laura Schmid-Pizzato, Dick Scarlett, Michelle Sullivan, and Dave True. Ex-officio Trustees participating: University of Wyoming Acting President Neil Theobald, ASUW President Riley Talamantes, Executive Director for Wyoming Community College Commission Sandy Caldwell, and State Superintendent of Public Instruction Jillian Balow. Governor Mark Gordon was not in attendance; Senior Policy Advisor Lachelle Brant attended on his behalf.

Vice President and General Counsel Tara Evans, UW Board of Trustees Deputy Secretary RoseMarie London, and IT Specialist Lisa Stafford attended the entirety of the meeting. The following administrators attended during their respective topics: Vice President for Research and Economic Development Ed Synakowski; Interim Vice President for Administration Bill Mai; Associate Vice President for Financial Affairs David Jewell; Vice President for Academic Affairs and Provost Kate Miller; Vice Provost Tami Benham Deal; Chair of the University Reappointment, Tenure and Promotion Committee, Michael Urynowicz; Outside Counsel, Rob Jarosh, Hirst Applegate.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "RoseMarie London".

RoseMarie London
Deputy Secretary, UW Board of Trustees

A handwritten signature in blue ink, appearing to read "Rachel Weis".

Rachel Weis
Senior Administrative Assistant