

Approved 12-15-2021

THE UNIVERSITY OF WYOMING
SUMMARY MINUTES OF THE TRUSTEES

PUBLIC SESSION
November 17-19, 2021

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
November 17-19, 2021
Marian H. Rochelle Gateway Center
Laramie, Wyoming**

As will be reflected in the public and executive session meeting minutes, the Board of Trustees of the University of Wyoming met in Laramie, Wyoming, on Wednesday, November 17, 2021, Thursday, November 18, 2021, and Friday, November 19, 2021. Committees met on Wednesday, November 17, 2021. The Board's business meeting was held on Friday, November 19, 2021.

**THE UNIVERSITY OF WYOMING
MINUTES OF THE BOARD OF TRUSTEES
November 17-19, 2021
Marian H. Rochelle Gateway Center
Laramie, Wyoming**

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Trustee Committees

[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 November 19, 2021, Business Meeting.]

Liaisons to Other Boards

- UW Alumni Association Board – Laura Schmid-Pizzato & Keener Fry
- Foundation Board – Jeff Marsh & David Fall
- Haub School of Environment & Natural Resources – Michelle Sullivan
- Energy Resources Council – Dave True
- Cowboy Joe – John McKinley

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Information Only Items: [no action, discussion or work session]

- Contracts and Procurement Report (per UW Regulation 7-2) – Evans
- Capital Construction Report – McKinley/Mai
- Foundation Monthly Giving Report – Blalock

New Business

Date of Next Meeting: December 15, 2021 (conference call)

Adjourn Meeting

Thursday, November 18, 2021
Marian H. Rochelle Gateway Center
Laramie, Wyoming

AGENDA ITEM TITLE: COVID-19 Update, Seidel
MINUTES OF MEETING:

University President Ed Seidel provided an update on the university's ongoing efforts to help mitigate the spread of COVID-19, to include vaccination rates to date, adding that administration continues to encourage, but not require vaccines with the exception of the Early Childhood Education Center (ECEC) which requires employee vaccination with standard exemptions in place. President Seidel stated that per the Wyoming Department of Health classification system, Albany County is in the "moderate-high" transmission level. President Seidel spoke to the legislation passed by the Wyoming Legislature that is pending Governor Mark Gordon's signature, which would allow the University of Wyoming and other entities that would lose federal funding by not requiring employee vaccinations, to require vaccinations with the caveat that if courts grant injunctions or stays to block the federal mandates. President Seidel stated the university and other state entities will not implement the mandate while court cases are ongoing, and that it is anticipated that religious and medical exemptions would apply to the federal vaccine mandate. President Seidel further reported that while the federal mandate for entities that employ over 100 people would allow employees to submit to weekly COVID-19 tests in lieu of vaccination, the federal contractor and Medicare/Medicaid mandates don't include the testing option. President Seidel stated that College of Health Sciences Dean David Jones continues to provide him weekly reports with recommendations on COVID-19 mitigation. President Seidel stated that he recommends face coverings continue to be required in all indoor spaces except where social distancing is possible, and where social distancing can be consistently maintained.

Trustee Macey Moore expressed desire to lift the mask policy. Trustee Elizabeth Greenwood and Trustee Carol Linton concurred. Trustee David Fall stated support of the policy through the Fall semester. Lachelle Brant discussed contact tracing at the state level. Staff Senate President Chris Maki expressed support of the current mask policy. ASUW President Hunter Swilling requested consideration of long-term consequences of lifting the current policy, and requested information as to whether faculty will choose online delivery in the event the mask policy is lifted. Trustee Kermit Brown stated the importance of in person classes, noting the effect of lifting mask policy is unknown and decisions should be science based.

Mask Standards

11-18-2021 @ 10:45 a.m.

Trustee John McKinley moved to keep in place the standards regarding COVID-19 campus requirements passed by the Board at its September 2021 meeting as follows:

Continue the current mask policy as is stated on page 8 of the Fall COVID-19 Plan with one exception: to allow patrons of Half Acre to remove their masks when participating in recreational activities, sport or fitness or when in the audience if at a voluntary public event. Patrons will still be required to wear masks when entering and exiting the building, at all customer service desks, and in meeting rooms. I also move that this policy be revisited at each subsequent Board of Trustees meeting.

The motion carried via roll call vote. Trustees Elizabeth Greenwood, Macey Moore and Chairman Jeff Marsh voted no.

AGENDA ITEM TITLE: Update: Trustees Education Initiative, Thomas

MINUTES OF MEETING:

College of Education Dean Scott Thomas and Chair of the Trustees Education Initiative (TEI) Governing Board Dave Bostrom provided the annual update to the Board on TEI. Thomas provided a summary of the creation of TEI, made possible by the 2015 gift from the Daniels Fund. Thomas detailed TEI accomplishments since inception and noted its success placing pre-service teachers in Albany and Laramie Counties, further noting the Wyoming School University Partnership (WySUP) has provided networking support which helped to provide a high-quality education experience online during the pandemic. Thomas stated the College of Education (COE) which supports TEI is comprised of talented and committed faculty, though across TEI's history the dedicated support of the initiative is down by ~25%. Thomas stated that the college will work to rebuild a foundation of support to include reframing the educator preparation with a commitment to creating master teachers and a reconceptualization to align with future needs, from entry into COE programs to success 10 year in the future, creating a deliberate path from graduation, into the first few years of professional teaching and back into the masters programs. Bostrom spoke of Thomas' consideration commitment to TEI, further noting the benefits of the Board's continued support for the initiative, coupled with ongoing assistance from the state and the Daniels Fund. Department of Education, Chief Policy Officer Kari Eakins spoke in support of TEI.

AGENDA ITEM TITLE: Presentation Nerve Graft Immunosuppression, Bushman

MINUTES OF THE MEETING:

Associate Professor, School of Pharmacy Jared Bushman was invited to make a presentation to the Board on nerve graft immunosuppression.

https://www.uwyo.edu/trustees/files/docs/2021_board_meetings/2021_nov_supplemental/thurs-11am---bushman.pdf

Bushman discussed improvements to localized immunosuppression protocols, and summarized the future of localized immunosuppression. Bushman stated that the Localis Therapeutics LLC was established as a startup to further develop the technology, and discussed funding, partnerships and collaborations. Prompted by inquiry from Trustee Kermit Brown, there was Trustee discussion about ways the university can support the research efforts. University President Ed Seidel discussed opportunity for corporate partnership across the institution.

AGENDA ITEM TITLE: UW Regulation 2-13 (Academic Program Reorganization, Consolidation, Reduction, and Discontinuance), Seidel, Carman, Theobald

MINUTES OF THE MEETING:

University President Ed Seidel provided opening remarks summarizing the university restructuring process which began in November 2020 with a request to academic units to provide an in-depth program review. President Seidel stated the process allowed for an iterative progression with robust discussion, and the examination of data and best practices at the University of Wyoming and peer institutions. President Seidel discussed the FY23 budget challenge the UW Regulation 2-13 process was meant to address, and the opportunity to reassess resource allocations and implement educational and strategic realignments. President Seidel stated to the university

community that it was heard, and that going forward administration will continue to engage in discussion and provide targeted communications early and often. President Seidel stated UW will have to diversify revenue to federal, corporate and philanthropic sources to address declining state budgets; that the proposed recommendations including realigning the physical sciences with engineering, realigning the life sciences with agriculture, restructuring the college of education to focus on teacher education, elevating computing through consolidating computer science and electrical and computer engineering and integrating the School of Computing are aimed at attracting more students and diversifying revenue by opening up more opportunities for federal research and development and corporate and private partnerships. President Seidel stated the proposal before the Board includes supporting and growing the university programs in the arts, humanities, and social sciences so that University of Wyoming graduates are highly-skilled critical thinkers who can solve the complex problems of Wyoming and the world. President Seidel closed his remarks stating he was proud of the outcome; that it meets the vision for the future of the University of Wyoming to be more interdisciplinary, more inclusive, more entrepreneurial, and more digital.

Provost and Executive Vice President for Academic Affairs Kevin Carman provided the Board a summary of the process for university program reorganization, consolidation, reduction and discontinuance in accordance with UW Regulation 2-13. Carman discussed the establishment of 11 review committees, in addition to committees led by deans, which provided feedback on proposals per UW Regulation 2-13. Carman stated that a plan for ‘Restructuring UW for Wyoming’s Future’ was presented by the president and provost at the Board’s July 13-16, 2021, meeting. Carman said that the July 2021 plan included preliminary recommendations for the reorganization, consolidation, reduction and discontinuance of academic degree programs, colleges, and /or departments, and that on October 13, 2021, he provided the Board with an interim report that identified items that would be adjusted in the final recommendations. Carman stated that following a 120-day review period and upon consideration of feedback received from faculty, staff, students, administrators, and other stakeholders, final recommendations were submitted to President Seidel, noting that reorganizations will not result in the termination of tenured faculty or Academic Personnel in Extended Terms or Fixed-Term Rolling Contracts.

The recommendations are as follows:

1. Reorganize the College of Education, implementation July 1, 2022 (FY23). A review committee will examine a proposal to discontinue two graduate degree programs in the college, including the Ph.D. in Counseling and in Learning, Design & Technology.
2. Reorganize the Colleges of Arts & Sciences, Agriculture & Natural Resources, and Engineering & Applied Sciences to better align the life and physical sciences and the humanities, social sciences, and arts, with full implementation by July 1, 2023 (FY24).
3. Suspend the required review period specified in UW Regulation 2-13 to allow for extended discussion over the next year to address the move of HDFS and DMT programs, with final recommendation to the Board in January, 2023.
4. Discontinue the following degrees: M.A. in Philosophy, M.B.A. in Finance, M.B.A. in Energy, and Ph.D. in Statistics. Teach-out plans are provided.
5. Give authority to the Provost and Executive Vice President to implement some components of the restructuring plan by July 1, 2022 (FY23) (described below) while pausing to engage in thoughtful discussion over the larger, structural changes before implementing changes no later than July 1, 2023 (FY24). The Provost and Executive Vice President will provide the Board with updates throughout the year.

Carman went on to describe the information found on the Restructuring Academic Programs At-a-Glance document provided to the Board.

http://www.uwyo.edu/trustees/files/docs/2021_board_meetings/2021_nov_supplemental/2-13-recommendations-at-a-glance-11-5-21-updated.pdf

Senior Vice President for Finance and Administration Neil Theobald summarized budget considerations related and in addition to the UW Regulation 2-13 process, stating that while the proposed reorganizations were driven, in part, by budget considerations, the anticipated savings of approximately two million dollars annually, will not achieve the reductions necessary to respond to the drop in state funding and reallocate resources for new university initiatives such as the establishment of a School of Computing; a Center for Entrepreneurship and Innovation (CEI); and the Wyoming Outdoor Recreation, Tourism and Hospitality (WORTH) Initiative; which the president has stated are integral to the success of the Wyoming Innovation Partnership (WIP). Trustee John McKinley reminded the Board that additional proposed reductions and revenue enhancements will be refined during the university's regular budget process for the coming fiscal year.

Associate Vice President of Budget and Planning Alex Kean provided summary of the targeted revenue challenge as discussed at the July 2021 Board meeting. Kean went on to discuss the identification of potential budget reductions in response. Kean stated the provost's office received plans from deans for reductions based on either a 3%, 5% or 15% amount per academic department that rolled up to a target amount per college, further stating the plans relied on eliminating vacant positions at the end of FY2022. Kean discussed implementation of academic policy efficiencies through reduced allocations in the provost's strategic initiative priorities. Kean discussed evaluation of employment policies resulting in the elimination of the mobile communication device policy; consolidations made in auxiliaries; and consideration of increase in parking fees. Kean concluded stating the budget office reviewed 3-year average of actual expenditures vs. FY2022 approved budget by expense category for both Academic Colleges and Non-Academic Divisions. Kean reported the FY2023 budget build process will include an evaluation of historically unexpended budget lines in an attempt to avoid across the board reduction targets that will undoubtedly have negative unanticipated impacts.

Trustee John McKinley stated Board action on the budget reductions as presented is not necessary and will be addressed in May 2022 when the Board receives information regarding the FY2023 budget.

President Seidel stated that he appreciated the Board's support of the vision for the university, and said administration is ready to move ahead with the changes and work with university stakeholders to make the University of Wyoming the best institution it can be. President Seidel concluded by stating he could not be more excited for the future of UW.

Trustee John McKinley stated his appreciation for the work that has gone into the final recommendations to the university president, further discussing the timeframe outlined in UW Regulation 2-13 as it relates to potential Board action on items presented. ASUW President Hunter Swilling discussed the student review committee and stated student support for the proposed restructuring. Swilling thanked administration for the work and for taking constituent feedback

into account. Trustee David Fall suggested the Board provide endorsement or direction, further stating support for the proposed pause as recommended.

Wyoming Department of Education, Chief Policy Officer Kari Eakins expressed appreciation on behalf of State Superintendent for Public Instruction Jillian Balow and the department regarding the changes to the reorganization for the College of Education and their graduate level programs. Eakins further discussed the impact these graduate level courses have had on K-12 educators and their success in Wyoming.

Faculty Senate Chairman Adrienne Freng commended administration for engaging in difficult conversation with the university community about the reorganization. Freng commented that Carmen's recommendations to the president strike a balance between making necessary changes while ensuring time for further consideration. Freng concluded her remarks encouraging the Board and administration to utilize the extra time to not only discuss implementation, but to also deliberate through the strategic planning process about the future of the university.

Staff Senate President Chris Maki provided the Board personal insight on the value of the Family and Consumer Science programs. In response, Carman stated how much he respected her perspective, and assuaged concern stating per his recommendations to the president the programs will continue under a different structure.

Recommendations for Program Reorganization, Consolidation, Reduction, and Discontinuance I

11-18-2021 @ 3:10 p.m.

Trustee Macey Moore moved the Board authorize administration to reorganize the College of Education as presented to the Board, with an implementation date of July 1, 2022 (FY23). This will include suspending admissions for the Ph.D. in Counseling and in Learning, Design and Technology. Administration will present a final recommendation to the Board in March 2022 on those two PhD programs. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Recommendations for Program Reorganization, Consolidation, Reduction, and Discontinuance II

11-18-2021 @ 3:57 p.m.

Trustee Macey Moore move the Board authorize administration to reorganize the Colleges of Arts & Sciences, Agriculture & Natural Resources, and Engineering & Applied Sciences to better align the life and physical sciences and the humanities, social sciences, and arts, with full implementation on or before July 1, 2023 (FY24). Trustee Brad Bonner seconded the motion. The motion carried. Trustee Kermit Brown, and Brad LaCroix voted no.

Recommendations for Program Reorganization, Consolidation, Reduction, and Discontinuance III

11-18-2021 @ 3:58 p.m.

Trustee Macey Moore moved the Board authorize administration to engage in extended discussion over the next year to address the move of Human Development and Family Sciences and Design, Merchandizing and Textiles, with final recommendations to the Board in January 2023. Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

Recommendations for Program Reorganization, Consolidation, Reduction, and Discontinuance IV

11-18-2021 @ 3:59 p.m.

Trustee Macey Moore moved the Board authorize administration to discontinue the M.A. in Philosophy, M.B.A. in Finance, M.B.A. in Energy, and Ph.D. in Statistics. Teach-out plans are provided. Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Academic and Student Affairs Committee – Sullivan (Chair)

MINUTES OF THE MEETING:

Trustee Michelle Sullivan discussed the committee's recommendation to approve the Notice of Intent for a School of Graduate Education, stating graduate students are critical to the mission of a research institution, and the School of Graduation Education would elevate programs and increase the university's ability to attract graduate students. Vice Provost for Graduate Education Jim Ahern stated his support.

Notice of Intent for the School of Graduate Education

11-18-2021 @ 1:39 p.m.

Trustee Michelle Sullivan moved the Board approve the Notice of Intent for the School of Graduate education. Trustee Macey Moore seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Biennium Budget Committee – McKinley (Chair)

MINUTES OF THE MEETING:

Trustee John McKinley discussed the following Board action as recommended by the Biennium Budget Committee.

College of Business Final Tuition Recommendation I

11-18-2021 @ 1:43 p.m.

Trustee John McKinley moved the Board approve that the Executive Online MBA tuition be lowered to \$833 per credit hour for Academic Year 2022 and the online delivery fee be instated for these students, and approval of a 15% discount rate for active-duty military. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

College of Business Final Tuition Recommendation II

11-18-2021 @ 1:44 p.m.

Trustee John McKinley moved the Board approve to set the resident MBA tuition rate as a common single rate for resident and non-resident students at \$699 per credit hour for Academic Year 2022-2023, and remove the \$4,000 International Business Tour cost from tuition and charge as a \$4,000 fee. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Special Projects Reserve Request: Gift/Endowment Matching Funds

11-18-2021 @ 1:45 p.m.

Trustee John McKinley moved the Board authorize the transfer of \$302,400 from Special Projects Reserve account to satisfy matching fund obligations. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Request for use of Provost's Unrestricted Operating Reserve Account for Renovation in Knight Hall for Graduate Education

11-18-2021 @ 1:46 p.m.

Trustee John McKinley moved the Board authorize the transfer of \$260,000 from the Provost Subdivision Reserves to the Provost's Office expendable account to begin the Graduate Program renovation in Knight Hall. Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

Bradley Block clearing project – Budget Approval

11-18-2021 @ 1:47 p.m.

Trustee John McKinley moved the Board approve the demolition and removal of the University-owned facilities on the block including spending authority for the Bradley and Flint Street demolition projects in an amount not to exceed \$400,000 and the funds are to come from the Vice President for Administration Operating Reserve account. Trustee Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Budget Exception Request Ib

11-18-2021 @ 1:53 p.m.

Trustee John McKinley moved the Board approve modification *to* "Exception Request 1b- University State Aid Block Grant-Salary Increase Plan," replacing the current amount of \$9,000,000 with the amount of: \$13,950,000.00. Trustee Kermit Brown seconded the motion. The motion carried with a unanimous decision.

Trustee John McKinley discussed the University of Washington's tuition increase for AY22 WWAMI programs. President Seidel's recommended administration amend the university's exception request regarding WWAMI medical education, requesting consideration by Governor Mark Gordon.

WWAMI Exception Request

11-18-2021 @ 1:57 p.m.

Trustee John McKinley moved the Board approve amendment of the "Exception Request" to add a new request as follows: Increase the block grant by \$55,000.00 to cover the WWAMI tuition increase imposed by the University of Washington. Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Facilities Contracting Committee – McKinley (Chair)

MINUTES OF THE MEETING:

Trustee John McKinley discussed the following Board action as recommended by the Facilities Contracting Committee.

Design Amendment for Student Housing

11-18-2021 @2:01 p.m.

Trustee John McKinley moved the Board approve an amendment in the amount of \$774,520.00 to the agreement with alm2s for the student housing and dining project. Trustee Carol Linton seconded the motion. The motion carried with a unanimous decision.

Bus Facility Electric Line Easement

11-18-2021 @ 2:02 p.m.

Trustee John McKinley moved the Board approve the electric line easement with Rocky Mountain Power, and authorize administration to sign the document as presented to the Committee. Trustee Carol Linton seconded the motion. The motion carried with a unanimous decision.

WPR Copper Mountain Site Lease Extension with the Office of State Lands

11-18-2021 @ 2:03 p.m.

Trustee John McKinley moved the Board approve the Special Use Lease with Wyoming Board of Land Commissioners and authorize administration to sign as presented. Trustee Carol Linton seconded the motion. The motion carried with a unanimous decision.

Department of Ecosystem Science & Management Special Use Permit with Bureau of Reclamation 11-18-2021 @ 2:03 p.m.

Trustee John McKinley moved the Board approve the Special Use Permit with the Bureau of Reclamation and the Land Access and Use Agreement and authorize administration to sign any Special Use Permits and Land Access and Use Agreements needed for the Wyoming Mesonet project that are identical to the template presented to the Committee. Trustee Carol Linton seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Fiscal and Legal Affairs Committee – Moore (Chair)

MINUTES OF THE MEETING:

Trustee Macey Moore provided the Board information about the committee's receipt and consideration of internal audits.

Annual Audited Financial Reports and Agreed Upon Procedures Reports

11-18-2021 @ 2:39 p.m.

Trustee Macey Moore moved the Board accept and approve the University of Wyoming Independent Auditor's Report and Financial Statements, University of Wyoming Single Audit Report and Schedule of Expenditures of Federal Awards, Wyoming Public Media's Independent Audit Report and Financial Statements and the Agreed-Upon procedure reports for Intercollegiate Athletics and Cowboy Joe Club for the fiscal year ended June 30, 2021. Trustee Elizabeth Greenwood seconded the motion. The motion carried with a unanimous decision.

AGENDA ITEM TITLE: Legislative Relations Committee – Brown (Chair)

MINUTES OF THE MEETING:

Trustee Kermit Brown discussed an informal meeting with members of the Legislative Joint Appropriations Committee (JAC) and university administration, the participation of the Trustees' Legislative Relations committee, and members of the Trustees Executive Committee in the Legislative Joint Agriculture, State and Public Lands & Water Resources Committee in response to draft legislation proposing to remove the College of Agriculture from the university's block grant. Trustee Brown discussed the representations made by administration to the Joint Agriculture Committee at its October 21, 2021, meeting. Trustee Brown reported that University of Wyoming administration will appear before the JAC on December 14, 2021, for its budget hearing. Trustee Brown stated the need for improvement with regard to the university's relationship with the legislature.

AGENDA ITEM TITLE: Research and Economic Development Committee – Fall (Chair)

MINUTES OF THE MEETING:

Trustee David Fall provided a report on the presentation on small business development and the origins of tech companies at the University of Wyoming by Professor Mechanical Engineering Jonathan Naughton. Trustee Fall stated the committee received an update from Associate Vice President for Economic Development Steve Farkas related to the university's ARP funding request to Governor Mark Gordon for the Wyoming Innovation Partnership (WIP). Trustee Fall reported the committee participated in discussion with Provost and Executive Vice President Kevin Carman on Carnegie designation. Trustee Fall stated he would like bring this discussion before the full Board at a future meeting. Trustee Fall stated the committee received information from Professor of Petroleum Engineering Mohammad Piri, and closed his report discussing various impacts COVID-19 has had on the research at the institution.

AGENDA ITEM TITLE: Vice President and Dean Search Committee – Schmid-Pizzato (Chair)

Trustee Laura Schmid-Pizzato updated the Board on the status of several searches to include College of Engineering Dean. Trustee Schmid-Pizzato stated that Parker Executive Search has been selected, that a search committee has been formed, chaired by acting College of Engineering Dean Cam Write. Trustee Schmid-Pizzato stated a selection will be made by July 1, 2022. Trustee Schmid-Pizzato went on to discuss the search for the College of Health Sciences Dean, stating that Summit Executive Search Group has been selected, that a search committee has been formed, chaired by Libraries Dean Ivan Gaetz. Trustee Schmid-Pizzato stated that Parker Executive Search has been selected to assist in filling the Vice President for Research and Economic Development position, that Provost and Executive Vice President for Academic Affairs Kevin Carman will chair the search committee and that the position closes on December 15, 2021. Trustee Schmid-Pizzato closed her report stating the search for a Chief Diversity Officer has been put on hold while University President Ed Seidel determines the intended structure of the office.

Friday, November 19, 2021

**Marian H. Rochelle Gateway Center
Laramie, Wyoming**

The UW Board of Trustees met with the Energy Resource Council for its annual Joint Meeting. This meeting took place on Friday, November 19, 2021. The joint meeting included a presentation by School of Energy Resources (SER) Executive Director Holly Krutka, on SER's Year in Review and Strategic Path Forward.

Business Meeting

**Marian H. Rochelle Gateway Center
Laramie, Wyoming**

Roll Call

The business meeting was called to order at 10:30 a.m. Deputy Secretary, UW Board of Trustees RoseMarie London took roll.

Trustees participating: Brad Bonner, Kermit Brown, David Fall, Elizabeth Greenwood, Carol Linton, Jeff Marsh, John McKinley, Macey Moore, Laura Schmid-Pizzato, Michelle Sullivan, and

Dave True. Trustee Brad LaCroix was excused. Ex officio Trustees participating: University President Ed Seidel, ASUW President Hunter Swilling, and State Superintendent of Public Instruction Jillian Balow. Wyoming Community College Commission Executive Director Sandy Caldwell was not in attendance, Wyoming Community College Commission Chief Financial Officer Larry Buchholtz attended on her behalf. Governor Mark Gordon was not in attendance Senior Policy Advisor Lachelle Brant attended on his behalf.

Reports

ASUW Report

ASUW President Hunter Swilling provided the Board a summary of recent ASUW activities reporting on an endowments that will be used to support international students, and ASUW's partnership with the Food Security Task Force. Swilling discussed ASUW's work on current fee recommendations and their involvement in the Fee Book review. Swilling provided information on ASUW's on-going work towards support of the creation of the School and Computing, looking towards ASUW's official support prior to the Board's January 2022 meeting. Swilling went on to report on the details to a forthcoming Pizza with the President's event to elevate relations with and communication to the students. Swilling reported on ASUW's support and their work with the creation of an ombuds office, and ASUW's annual report to the student body providing budgetary information ensuring ASUW's good and careful stewardship of funds.

Staff Senate Report

Staff Senate President Chris Maki reported Staff Senate is currently reviewing proposed changes to the employee hand book. Maki reported Staff Senate passed a resolution in support of the proposed School of Computing. Maki discussed Staff Senate's work with human resources to implement various modifications to policy and procedure, and efforts toward addressing employee satisfaction and work load particularly as it relates to unintended consequences of the proposed university restructuring plan. Maki concluded that Staff Senate is preparing for their largest fundraiser, UW Staff Senate Holiday Market, which will be held December 10, 2021, from 9 a.m. to 4 p.m.

Faculty Senate

Faculty Senate Chairman Adrienne Freng discussed the significant efforts of Faculty Senate in response to UW Regulation 2-13 and the associated university restructuring plans. Freng stated agreement that aligning the reorganization efforts with the strategic planning process makes best sense, and that Staff Senate looks forward to working through the process as part of shared governance of the institution. Freng remarked the reorganization will be a heavy lift born by faculty and staff who are already taxed, due to COVID-19, and the challenges of the last five years.

Public Testimony [Scheduled for Thursday, November 18, at 3:00 p.m.]

Professor Emeritus of Human Development & Family Sciences Department of Family & Consumer Sciences Virginia Vincenti – spoke in support of FCSC programming and provided opinion regarding the proposed restructure to the department. In response to Vincenti's comment, Chairman Marsh stated that the distribution of the Boyd scholarship was not part of the decision making process. Provost and Executive Vice President Kevin Carman expressed respect for Vincenti's depth of knowledge of the program and its history, and discussed the committee process with regard to the discussions about the program. Staff Senate President Chris Maki spoke in support of keeping FCSC whole.

Committee of the Whole

Board Committee Reports [*Trustee Committee meetings took place on Wednesday, November 17, 2021.*]

Liaisons to other Boards

[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. Trustee Jeff Marsh recommended the Board continue to receive reports in writing prior to each meeting, with the opportunity for Trustees to request additional information from liaisons.]

OTHER ACTION TAKEN DURING MEETING:

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

Approved 11-19-2021 @ 10:30 a.m.

Trustee Brad Bonner moved the Board approve the September 15-17, 2021, UW Board of Trustees meeting minutes (executive session). The motion was seconded by Trustee Carol Linton. The motion carried with a unanimous decision. Trustee Brad Bonner further moved the Board approve the September 15-17, 2021, UW Board of Trustees meeting minutes (public session). The motion was seconded by Trustee Carol Linton. The motion carried with a unanimous decision.

Approval of Contracts and Grants Report

11-19-2021 @ 10:49 a.m.

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

Academic Personnel Report

11-19-2021 @ 10:49 a.m.

Trustee Michelle Sullivan moved the Board approve the personnel report as provided. Trustee Brad Bonner seconded the motion. The motion carried with a unanimous decision.

WWAMI Appeal

11-19-2021 @ 10:51 a.m.

Trustee David Fall moved the Board authorize administration to execute an amendment to the WWAMI repayment contract on the terms as identified in executive session. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried with a unanimous decision.

Personnel – Seidel contract amendment

11-18-2021 @ 1:34 p.m.

Trustee Michelle Sullivan moved the Board approve Amendment No. 1 to the July 1, 2020, employment agreement between the University of Wyoming and H. Edward Seidel as follows:

The parties to the above-referenced Agreement dated July 1, 2020, do hereby amend the Agreement as follows:

5. Performance Evaluation

Due to the ongoing COVID-19 pandemic, this section shall be stricken and replaced with the following:

- (a) *The University President's performance will be evaluated by the Trustees under a process determined by the Trustees at or around fourteen (14) full calendar months as University President.*
- (b) *At or around twenty-six (26) full calendar months as University President, the Trustees shall conduct a comprehensive performance evaluation of the University President which shall include seeking input from students, faculty, staff and external University constituencies, as the Trustees determine in their sole discretion.*

All other provisions of the Agreement remain unchanged and are hereby ratified and affirmed. In the event of any inconsistency between the Agreement and the Amendment, the terms of the Amendment should be construed as final and binding.

Trustee David Fall seconded the motion. The motion carried with a unanimous decision.

New Business

Trustee John McKinley invited members of the Board to tour the Fleet and Transit building upon adjournment. Trustee Laura Schmid-Pizzato reminded the Board that UW Alumni Association Director Keener Fry will be retiring, and wished him well.

Date of Next Meeting

December 15, 2021 (conference call)

Adjournment

The meeting adjourned at 10:55 a.m.

Executive Session Information

Executive Session I

Thursday, November 18, 2021

Marian H. Rochelle Gateway Center

The University of Wyoming Board of Trustees called the meeting to order at 7:35 a.m. Trustee Michelle Sullivan moved the Board enter into Executive Session I:

- 1) To consider the appointment, employment, right to practice or dismissal of a public employee and to consider accepting or tendering offers concerning wages, salaries, benefits and terms of employment during all negotiations (16-4-405(a)(ii) and 16-4-405(a)(x)); and
- 2) To consider or receive any information classified as confidential by law (16-4-405(a)(ix))

The executive session was attended by the 12 voting members of the UW Board of Trustees, ex-officio members, and UW administrators and staff as appropriate. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried. The Board entered into executive session at 7:35 a.m.

Trustees participating: Brad Bonner, Kermit Brown, Elizabeth Greenwood, Carol Linton, Brad LaCroix (via video conference), Jeff Marsh, John McKinley, Macey Moore, Laura Schmid-Pizzato, Michelle Sullivan, and Dave True. Ex-officio Trustees UW President Ed Seidel, ASUW President Hunter Swilling, and Wyoming Community College Commission Executive Director Sandy Caldwell were also in attendance. Governor Mark Gordon was not in attendance. Senior

Policy Advisor Lachelle Brant attended on his behalf. State Superintendent of Public Instruction Jillian Balow was not in attendance.

The following administrators during their respective topics:

- Deputy Secretary RoseMarie London
- IT Specialist Lisa Stafford
- Provost and Executive Vice President for Academic Affairs Kevin Carman
- Senior Vice Provost Tami Benham-Deal
- Vice President and General Counsel Tara Evans
- Deputy General Counsel Paula Whaley
- Senior Vice President for Finance and Administration Neil Theobald
- Professor, Ecosystem Science Ginger Paige
- Associate Vice President for Communications and Marketing Chad Baldwin
- Interim Vice President for Research and Economic Development Diana Hulme
- Director, Research Services Farrell Rapp

Executive Session I adjourned at 10:22 a.m.

Executive Session II

Friday, November 19, 2021

Marian H. Rochelle Gateway Center

The University of Wyoming Board of Trustees called the meeting to order at 9:05 a.m. Trustee Michelle Sullivan moved the Board enter into Executive Session II:

1. To consider acceptance of gifts, donations and bequests which the donor has requested in writing to be kept confidential (16-4-405(a)(viii));
2. To consider or receive any information classified as confidential by law (16-4-405(a)(ix)); and
3. On matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party (16-4-405(a)(iii))

The executive session was attended by the 12 voting members of the UW Board of Trustees, ex-officio members, and UW administrators and staff as appropriate. Trustee Laura Schmid-Pizzato seconded the motion. The motion carried. The Board entered into executive session at 9:05 a.m.

Trustees participating: Brad Bonner, Kermit Brown, Elizabeth Greenwood, Carol Linton, Brad LaCroix (via video conference), Jeff Marsh, John McKinley, Macey Moore, Laura Schmid-Pizzato, Michelle Sullivan, and Dave True. Ex-officio Trustees UW President Ed Seidel, and ASUW President Hunter Swilling were also in attendance. Governor Mark Gordon was not in attendance. Senior Policy Advisor Lachelle Brant attended on his behalf. State Superintendent of Public Instruction Jillian Balow was not in attendance. Department of Education Chief Policy Advisor Kari Eakins attended on her behalf. Wyoming Community College Commission Executive Director Sandy Caldwell was not in attendance.

Provost and Senior Vice President for Academic Affairs Kevin Carman, Vice President and General Counsel Tara Evans, Deputy General Counsel Paula Whaley, UW Board of Trustees Deputy Secretary RoseMarie London, and IT Specialist Lisa Stafford attended the entirety of the

meeting. The following administrators, external individuals and outside counsel were present during their respective topics:

- Chief of Staff Mary Ivanoff
 - College of Health Sciences Dean David Jones
 - Vice President for Institutional Advancement Ben Blalock
 - Senior Vice President for Development John Stark
 - Associate Vice President for Economic Development Steve Farkas
 - Director, Research Products Center, Victoria Bryant
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- External individuals and outside counsel
 - Hal Corbett, Lonabaugh and Riggs
 - Bob Berger, Lonabaugh and Riggs
 - Greg Dyekman, UW Foundation

Meeting adjourned at 10:55 a.m.

Respectfully submitted,



RoseMarie London
Deputy Secretary,
UW Board of Trustees