THE UNIVERSITY OF WYOMING

BOARD OF TRUSTEES’ MINUTES

October 26-28, 2006

The Final Report can be found on the University of Wyoming Board of Trustees website at www.uwyo.edu/trustees/meetings
University of Wyoming Mission Statement (April 2002)

The University of Wyoming aspires to be one of the nation’s finest public land-grant research universities, dedicated to serving as a statewide resource for accessible and affordable higher education of the highest quality, rigorous scholarship, technology transfer, economic and community development, and responsible stewardship of our cultural, historical, and natural resources.

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

- Expose students to the frontiers of scholarship and creative activity, and the complexities of an interdependent world;
- Ensure individual interactions among students, faculty, and staff;
- Nurture an environment that values and manifests diversity, free expression, academic freedom, personal integrity, and mutual respect; and
- Promote opportunities for personal growth, physical health, athletic competition, and leadership development for all members of the University community.

As Wyoming’s only university, we are committed to 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 primary vehicles for identifying the specific actions and resource allocations needed to achieve this complex mission are the University’s Academic Plan, Support Services Plan, and Capital Facilities Plan, each revised periodically.
TRUSTEES OF THE UNIVERSITY OF WYOMING AGENDA
October 26-28, 2006

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Members of the Board participated in a scholarship reception at the UW Centennial Complex on Thursday, October 26, 2006. They were also hosted for dinner on Thursday, October 26, 2006 at President Buchanan’s home. On Friday, October 27, 2006, trustees were hosted for lunch in the Atrium of the Health Sciences building for the recognition of Harvey Hix, 2006 National Book Award finalist in poetry. The Board also attended dinner at the Vee Bar on Friday, October 27, 2006.

Work sessions were conducted Thursday and Friday, October 26-27, 2006. The Board held their Business Meeting on Saturday, October 28, 2006.
MINUTES OF THE MEETING

Vice President Rick Miller spoke about the different areas of his presentation for this amendment that included revision of UniRegs and by-laws, and a discussion of a subcommittee to determine where the Board goes next due to their interest in governance. He said it may be useful to look at the by-law structure and separate it from substantive change. The by-laws guide the Board, and he noted that the UW UniRegs are very distinct in how they relate to the same items, but are also difficult to correlate. The by-laws subcommittee met and looked at some of the statutes, and developed four recommendations. The by-laws are included in appendix 1 and UniRegs are in appendix 2.

Four proposed changes were suggested for the by-laws and designed to address two basic topics: conforming to state law and succession in event of vacancy in one of the officer positions (BOT). A repeal of section 2.5 will be the first item to be changed. Section 2.7 deals with public attendance at meetings and executive sessions. The law has changed with respect to accepting a motion in public session. Matters discussed in executive session are authorized to be released for specified purposes. The minutes can be disclosed if needed by court order or contractual discussions. The order of business will be next to be changed. The by-laws have a provision for unfinished business if needed—this Board does not operate in that way and it is an artificial distinction. New business is a time to bring up whatever needs to be discussed. Finally, a part of the amendment dealt with filling vacancies in offices of the Board. The president of the Board cannot appoint officers when there are vacancies on committees. The proposed amendment to the by-laws was announced through the public notice, and the Board can vote on it at this meeting if they wish. Trustees asked questions
such as filling a vacancy for vice president of the Board, which would require a vote at the next meeting under the by-laws.

Trustee President Dick Davis noted approval for this amendment is on the Consent Agenda and requires a two-thirds vote. The Board must have eight aye votes to adopt the amendment. Another question from the Board was if one of the officer’s offices were vacant until the next Board meeting and action was required before a new person was in place, would this be a problem. Mr. Miller said it would require action if that were the situation and an officer would have to be elected via conference call.
AGENDA ITEM TITLE: Revisions to University Regulations, Miller

CHECK THE APPROPRIATE BOX(ES):
- Work Session
- Education Session
- Information Item
- Other Specify: BUSINESS MEETING (Consent Agenda)

MINUTES OF THE MEETING
Vice President Miller said there were two UniRegs to be reviewed that highlight the need to restructure and clean up the current system. He hopes to have discussion about how to address the review process. He spoke about the student affairs UniReg shown in the the report and about how one change affected the UniReg and another corresponding UniReg. The other UniReg under review deals with updates to the libraries’ UniReg. Mr. Miller asked for Trustee Davis’ governance to help him in patterning the by-laws. If the amendment is ministerial or has already gone to review, it will not require Board approval. Trustee Davis suggested that it is important to have this process, and he will talk to the Board more about it. He plans to appoint a committee to participate in this process.
AGENDA ITEM TITLE: Housing Policy Discussion. Buchanan/Harris/Axelson

CHECK THE APPROPRIATE BOX(ES):

- Work Session
- Education Session
- Information Item
- Other Specify:

MINUTES OF THE MEETING

Executive Director of Residence Life & Dining Services Beth McCuskey talked about the presentation on facilities. She spoke about serving the needs of institution and shared some demographic details for the information of the Board. They are currently housing many freshmen, seniors, and graduate students in the residence halls. She spoke about the sophomores and juniors that are not living on campus. 48% of students are single and 52% are families. Vice President Harris said this is important in reviewing what type of housing is being offered. They are also working to support academics for students as a primary function of what they do. Ms. McCuskey spoke about the learning communities and the figs (freshmen interest groups) that are important for the students in building connections with each other, and can be clearly tied to retention. The student learning center, computer labs, casual study environments, RA GPA requirements, interventions with “at risk” students, and collaboration with faculty have been beneficial for a variety of programs, and two small study rooms at Washakie are being utilized quite a bit. Dr. Buchanan asked her to talk about interactions with the police department. Ms. McCuskey said the interaction is very strong and positive. The primary interactions they experience deal with drinking behaviors and the police are called whenever there is a question. Other discussion focused on UW faculty/staff publications and recruiting and retention. The study on recruiting and retaining students by APPA last year indicated that residence halls are a large factor of student selection to attend a specific institution. Likewise, people reject an institution because of poor maintenance and decide they don’t want to come. Student satisfaction can be tied to the living on campus experience. RAs receive free room (single) and a meal plan, as well as very small monthly stipend.
Next, Ms. McCuskey spoke about planning for the future for housing. They hired a consultant to review housing and identify the associated expenses. The renovations allowed UW to use a hotel-style floorplan in the rooms. She spoke about Summit View apartments and their replacement, as well as discussing the strategies for the needed renovations. Cross-subsidization is an important element in how UW provides the best residential mix. Vice President Harris said that single revenue streams cannot be utilized as the only method of repayment for housing. Dr. Buchanan asked Ms. McCuskey about occupancy this year in relation to the Hathaway program, and she said they have seen an increase in students as a result. On the flip side, she noted that Laramie has been building many new apartments and they need to keep balance between the residence halls and local rentals. The current state of RL&DS is: completion of McIntyre, Orr and Downey Hall renovations; and reviewing White Hall plans that have been affected by inflation and won’t be done until 2008. They are also looking at assessing Summit View once the White Hall renovation is completed. She gave some particulars about White Hall’s renovation, such as cost, needed increases, bond debt and needing to charge a premium to residents due to the new configuration.

Trustees discussed several scenarios that have the potential to cause difficulties in repayment of debt obligations for the renovated halls. Some of the areas of concern included downturn in enrollment and revenues, continued increases in utility costs, and the need for wireless services in all UW housing facilities. Members of the administration provided some of the answers to the concerns. Annual costs for students will be 5-10% more, and meetings with the students have helped them understand and feel comfortable with the increases. Information Technology will go to the legislature to request funds for wireless upgrades. Insofar as utility costs, UW has estimates to expect approximately an 8% increase over next two years on top of what was previously projected. Members of the Board also asked what the timeline is to bring up questions on the policy and were told September 7 is the date. The budget request should be the start of the dialogue for the Board of Trustees to decide how they would like to go forward. Trustees also wondered how UW compares with the local housing market and were told that the Survey Research Center is doing a university-wide survey to determine the costs for students not living on campus. This topic will come up for discussion again in December.
MINUTES OF THE MEETING

Associate Vice President for Academic Affairs Nicole Ballenger spoke about the report card and the format that shows what items have been accomplished to date.
MINUTES OF THE MEETING

Vice President Harris spoke about the Capital Facilities Plan update that has been worked on extensively. Since the intent was to provide information on where UW is with regards to the many projects, he did not go out and solicit new suggestions. His plan is to start a grassroots program for a new document in the future to be distributed internally and externally, and he will bring that plan to the Board to ask for their endorsement.

Mr. Harris also spoke about the work that has been completed to date on the support services plan, indicating that about 30% of the items outlined have been completed in the first year of the plan. Dr. Buchanan commented that he plans to integrate the four planning documents further in the future.
AGENDA ITEM TITLE: Athletics Annual Update, Burman

CHECK THE APPROPRIATE BOX(ES):

- [x] Work Session
- [ ] Education Session
- [ ] Information Item
- [ ] Other Specify:
MINUTES OF THE MEETING

Vice President Ben Blalock spoke about the investment report from Foundation with a powerpoint presentation. Board members have copies of the report card from Foundation, and more detail was presented by Mr. Roy Whitney. Mr. Whitney talked about the goal versus results. The second goal is the earned income on private equity. Next is to choose managers consistently in the top quartile. He said he wanted to encourage managers to be in the top quartile consistently. Two are currently on the watchlist for the managers, but not close to being terminated. Third is to strive to maintain top returns versus the competitor schools. The final goal is to be superior on the downside and good on the upside. The portfolio is oriented to provide consistent gains. He is also running an analysis to see what would happen at various downturn percentages. Mr. Whitney invited the Board to let him know if there was anything other information they would like to have on the report card.

Trustees asked questions of Mr. Whitney, such as when the next downturn was predicted. Mr. Whitney said investments look pretty good for the next 18 months. Mr. Blalock introduced Mr. Frosty Kepler, chair of the Foundation Board. Mr. Kepler said he would like to have the assurance that the investment style is where they should be. He wants the Board to have great confidence in what the Foundation is doing with investments. Trustee Davis thanked Mr. Blalock for the summary and details on the performance. Trustee Spicer is also a member of the investment subcommittee of the Foundation Board.
Vice President Blalock talked about the support goal, number of donors, and actual money in private support. He spoke about the 5-yr. average, noting that state matches have become an important part of the fund-raising efforts. Additional detail on the work of Foundation in fund-raising, using matching funds, state support, and other ways of gathering donors was presented to the Board. Mr. Blalock also introduced Mr. Chris Spooner and Mr. John Stark, new staff members at Foundation.
MINUTES OF THE MEETING

Dr. Buchanan spoke about the joint meeting of the two boards in September and noted the next meeting of the Foundation Board will be in February in Scottsdale, Arizona. He told the Foundation Board that he would bring a list of identified fundraising ideas based on conversation with the Board of Trustees. Many of the administration have had conversations to identify possible fund-raising priorities to be placed on the list as a starting point to focus and expand the list. Dr. Buchanan stated that the review of projects shows different scopes, scales, and small to large projects. Many worthwhile projects have been identified and he plans to encourage the units to continue this process.

Some of the projects that are already in planning, under way or that have been completed include the School of Energy Resources, Fine Arts building, UW/CC building, Half Acre gymnasium, the corner plazas on Prexy’s Pasture, the Law School (Moot Court), and the Uni-Wyo sports complex. Several of these endeavors will be 100% funded from state matching funds. As a reminder, Dr. Buchanan noted other projects that can always use fundraising, including fine arts, cultural programs and cultural outreach programs, student support funds for equipment and travel, collection development in the Art Museum, endowments supporting the arts, School of Energy Resources, athletics priorities, graduate education, and undergraduate education initiatives. Other ideas that were shared were international and minority recruiting, and the speakers’ series at UW. Finally, Dr. Buchanan spoke of creating an excellence fund for the different units. Vice President Blalock spoke on behalf of the Foundation Board of his appreciation for this type of direction for the future.
Trustee Richards spoke briefly about the Foundation Ambassadors program and her service as a liaison. The Ambassadors have requested time to meet with the Trustees in December.
MINUTES OF THE MEETING

Associate Vice President Janet Lowe introduced Mr. Wayne Herr of McGee, Hearne and Paiz, L.L.C. They are the external auditors hired by the university to conduct the required annual audits, and Ms. Lowe stated that the Board will have a report on the three reports available at this time and a subsequent report on the remaining two areas at the Board’s December meeting. The Audit and Fiscal Integrity Subcommittee met by conference call prior to the Board meeting and approved the reports being considered at this meeting.

Mr. Herr spoke to the Board regarding the three reports presented and began with the WPR report. No non-compliance findings were reported and the report is due by November 30 to the public broadcasting company.

The NCAA report was the next area reviewed. The procedures of the audit are required by the NCAA for Division I schools. There were no non-compliance findings identified.

The final report was on the Bond Funds and has to meet the requirements of auxiliary departments on campus. The report on Bond Funds is also due by the end of November and there were no reportable conditions. Trustee Brown noted that all three reports have affirmative marks and he commended the Bond Report for having such strong bond handling for existing bonds. The approval for all three reports is included as part of the Consent Agenda.
AGENDA ITEM TITLE:  Tuition Policy Discussion, Buchanan/Harris

CHECK THE APPROPRIATE BOX(ES):

☑ Work Session
☐ Education Session
☐ Information Item
☐ Other Specify:

MINUTES OF THE MEETING

Trustee President Dick Davis asked President Buchanan and Vice President Harris to proceed with the presentation on this item. Mr. Harris spoke about the tuition policy and wanted to provide a broad-based perspective on the issues and the best ways to utilize tuition at UW. Members of the Board talked about future increases in tuition, the Hathaway program, and perhaps having an endowment created to protect the Hathaway funds. The Wyoming Legislature can specify the Hathaway funds as permanent funds and that would not allow any expenditures other than using the interest from the proposed endowment. Another question that came up was the different increases in tuition that UW has had to deal with, and perhaps this year would be the time to talk to the legislature about funding to help with rainy day situations.
AGENDA ITEM TITLE: Management of Information Via the Web, Aylward/Fromkin

CHECK THE APPROPRIATE BOX(ES):
- [ ] Work Session
- [ ] Education Session
- [ ] Information Item
- [X] Other Specify: Computer Training

MINUTES OF THE MEETING

Mr. Jay Fromkin, director of University Public Relations, began the presentation for the Board. He showed some of the television publicity clips that were created about UW and spoke about using e-mail to send messages to the UW community as needed. He also told the trustees how to set up their laptops to receive Google alerts every time there is a news item about UW.

Mr. Dan Ewart, director of Information Services in IT, spoke about WyoWeb and helped the trustees to understand some of its purposes on campus. WyoWeb is available to staff, students and alumni, and Mr. Ewart told the Board that IT is very pleased with this product overall. Vice President for Information Technology Robert Aylward also mentioned that the President’s office will be able to post information in the secure WyoWeb area designated for trustees.
AGENDA ITEM TITLE:

2007-08 Biennium Section I (Agency 067) Budget Authority Increase: Course Fees, Computer Fees, and Summer School, Harris

CHECK THE APPROPRIATE BOX(ES):

- Work Session
- Education Session
- Information Item

Other Specify: BUSINESS MEETING (Consent Agenda)

MINUTES OF THE MEETING

Vice President Phill Harris spoke about the budget authority increase request and provided additional information on where it came from. Trustees asked if UW has the money in hand, and Mr. Harris answered that the money was authorized last year by the Board. This is the way UW expends funds during the biennium. The item will remain on the Consent Agenda.
AGENDA ITEM TITLE: Approval of Construction Contracts, Harris

CHECK THE APPROPRIATE BOX(ES):
- Work Session
- Education Session
- Information Item
- Other Specify: BUSINESS MEETING (Consent Agenda)

MINUTES OF THE MEETING
Vice President Phill Harris spoke to the Board regarding a memorandum from him that had been placed in their packets. The memorandum outlined recommendations for an architect for the Kendall and Honors Houses, and CMAR recommendations for the Information Technology and IL²C buildings.
AGENDA ITEM TITLE:
Approval of Construction Manager at Risk Recommendation for IL²C and Information Technology Building, Harris

CHECK THE APPROPRIATE BOX(ES):
☒ Work Session
☐ Education Session
☐ Information Item
☒ Other Specify: BUSINESS MEETING (Consent Agenda)

MINUTES OF THE MEETING
Vice President Harris spoke about the proposals that were solicited and received for the CMAR for IL²C. UW received four proposals for the necessary work and three of the firms interviewed on campus. The recommendation from the planning team is that UW enters negotiations with FCI Constructors, Inc. based on their proposed price of $3.6 million dollars. If negotiations are not successful, UW will speak to the second firm, Guernsey Construction, regarding their proposal of $4.3 million dollars. The item will be placed on the Consent Agenda.

MINUTES OF THE MEETING
Vice President Harris addressed the CMAR proposals received for the ITF project. He shared a brief review of the construction manager at risk initiative, saying that this provides a guarantee at the end of the process that the selected firm can complete the project within the agreed-upon price. The planning team for the ITF project recommended that UW enters negotiations with Haselden/Pope Construction and Mr. Harris forwarded that recommendation to the Board. The item will be placed on the Consent Agenda.
AGENDA ITEM TITLE:
Approval of Design Team Recommendations for Honors House and Kendall House, Harris

CHECK THE APPROPRIATE BOX(ES):
- [x] Work Session
- [ ] Education Session
- [ ] Information Item
- [x] Other Specify: BUSINESS MEETING (Consent Agenda)

MINUTES OF THE MEETING
The Honors House will shift into the Kappa Sigma house once those renovations are completed. Vice President Harris talked about the three requests for qualifications and recommended beginning negotiations with Architecture Plus in Cheyenne, Wyoming. If that is not successful, UW will begin negotiations with the other firm, as one withdrew from consideration. The Hitchcock House will be converted into meeting areas. The item will be placed on the Consent Agenda.
BUSINESS MEETING
Saturday, October 28, 2006

Trustee President Dick Davis called the Business Meeting to order at 10:00 a.m.

Roll Call
Trustee Trosper took roll. The following trustees were present: Trustees Brown, Davis, Haynes, Lauer, Palmerlee, Richards, Spicer, and Trosper. Trustees Neiman, Rounds, True, and Willson were unable to attend. Ex-officio Trustees President Buchanan and ASUW President Travis Jordan were present. Ex-officio Trustee Freudenthal was unable to attend, so Mr. Chris Boswell, Governor’s Chief of Staff, attended in his place. Ex-officio Trustee Jim McBride, Superintendent of Public Instruction, was unable to attend.

Approval of Board of Trustees Meeting Minutes
Trustee Davis asked for a motion to approve all meeting minutes as presented; Trustee Richards moved and Trustee Brown seconded. The motion carried.

Approval of Board of Trustees Meeting Minutes
September 14-16, 2006

Approval of Executive Session Meeting Minutes
September 14-16, 2006

Reports

ASUW
Trustee Jordan reported on the work of ASUW. The Senate has many projects this year, including reviews of transportation, finance, and student attorney services.

Student fees are being reviewed for spring. A 1% increase in fees is anticipated by ASUW. They are proceeding in the mandatory fee process and Vice President Freeburn is taking the lead. Finances are doing well, and students are looking hard at the funding they’re requesting
of ASUW. The Senate is considering how they want to continue this program. The funding for the executive contingency fund will now have guidelines for any expenditure.

The next topic was transportation and Trustee Jordan said the demand for Safe Ride continues to increase. They will run additional vehicles on nights where there might be more traffic (games, etc.). The DIA shuttle will run at Christmas and Thanksgiving breaks.

The students’ attorney program is up and running. ASUW has initiated a conversation with the dean of students’ office as well as looking at additional clerical support. The housing legislation passed in last two weeks.

Trustee Jordan concluded saying that ASUW is also heavily involved in community outreach, and organizations are interested in having students involved in their offices. They will be collecting advertisements for student opportunities in the Laramie community.

**Staff Senate**

Staff Senate President Birgit Burke reported on Staff Senate activities. The staff senate listserv has been discussed in depth, and they voted as a group to relinquish control of the staff listserv and moved it to WyoWeb. They plan to have a one-day retreat in November, and are working on hiring an office assistant. The Holiday Market will occur at the end of November. Staff Senate is also looking at performance evaluations as they tie to merit relationships to develop transparency and clarity. She and Faculty Senate Chair Mark Sunderman went to the UW suicide prevention grant meeting, and they’d like to encourage staff to take the necessary training to help identify people at risk.

**Faculty Senate**

Faculty Senate Chair Mark Sunderman reported on faculty senate activities. They held their first meeting in September and many concerns on WyoWeb were voiced. A large concern was how to handle the midterm grades. Their next meeting is October 30, and a discussion of preliminary plan for APIII will occur.
The READ initiative is not being used as heavily as hoped. He said the program was to select a book that all freshmen are encouraged to purchase, and create a community on campus to discuss the book, but there doesn’t seem to be much success with this endeavor. The faculty want to be sure that it is something that students benefit from or determine if they want to continue. Faculty Senate also plans to finish work on UniRegs 800 (evaluation of faculty) and 808 (post-tenure process).

Trustees asked what the response had been from students that read the book for READ, and Professor Sunderman said he didn’t know if there was any genuine interest or if students simply have too much to do. Vice President Sara Axelson noted that when the book is incorporated into student classes, the program goes well but if it’s not widespread in the courses, the idea may need to be revisited.

Public Testimony

Trustee Davis introduced Mr. Sam Singer, who spoke briefly about campus sustainability. Mr. Singer is the new chairman of the group, and they developed a list of top issues to look at which Mr. Singer passed out. They have widespread support and focusing on two projects: strengthen the recycling program and buying wind credits with the optional student fund. Trustee Davis asked how many were in the group, and Mr. Singer approximately 40. Trustee Davis then asked what the student body’s reaction has been and Mr. Singer said it has been very positive. Members of the Board asked for clarification of using wind power and how the program works. It will be an additional charge and provides renewable energy rather than using fossil fuels. Trustee Jordan said ASUW was interested in this program last year.

Committee of the Whole (Regular Business)

1. Audit and Fiscal Integrity Committee Report, Lowe
Trustee Davis asked for a report on the work of the Audit and Fiscal Integrity Committee. Associate Vice President Janet Lowe reported on the committee work. She said the committee met on Tuesday afternoon via conference call to discuss the three financial audit reports, answered questions from the Board.

Trustee Brown said the committee recommended approval from the full Board.

**Committee of the Whole (Consent Agenda)**

Trustee Davis spoke about the Consent Agenda. Item number 7 was deleted as there was no information on it, and the by-law amendments were included on the Consent Agenda. Trustee Palmerlee moved to approve the Consent Agenda with the changes noted; Trustee Haynes seconded. Trustee Spicer spoke about the appointment of Professor Turner to the Haub School Visiting Professor for ENR. The motion passed unanimously.

1. Approval of Contracts and Grants
2. Personnel
3. Trustees’ By-Laws
4. University Regulations
5. 2007-08 Biennium Section I Budget Authority Increase
6. Approval of Audited Financial Statements
7. Approval of CMAR
8. Approval of Design Team Recommendations for Honors House and Kendall House

**New Business**

Trustee Brown moved that the Board of Trustees officially proceed with the naming of the SAREC facility as discussed in Executive Session; Trustee Richards seconded. Motion carried.

**Date of next meeting**

The date of the next Board of Trustees meeting is December 7-9, 2006 in Laramie. President Buchanan noted that the Board’s meeting is scheduled to coincide with graduation ceremonies on campus for the fall. He suggested structuring the meeting to conclude on Friday to accommodate fall commencement. Trustee Davis said it would be fine to come on Thursday and conclude the meetings by early Friday afternoon.
Adjournment

There being no further business to come before the Board, the meeting adjourned at 10:35 a.m.

Respectfully submitted,

Shannon Sanchez    Crystal R.M. Bennett
Deputy Secretary, Board of Trustees    Asst. to the Vice President for Administration