



**TRUSTEES OF THE UNIVERSITY OF WYOMING
BOARD MEETING AGENDA
Wednesday, March 25-Friday, March 27, 2015
Laramie, Wyoming**

Friday, March 27, 2015

Business Meeting

Marian H. Rochelle Gateway Center, Salons D&E

Roll Call

Approval of Board of Trustees Meeting Minutes

January 15-16, 2015

February 9, 2015 (conference call)

Approval of Executive Session Meeting Minutes

January 15-16, 2015

February 9, 2015 (conference call)

Reports

ASUW

Staff Senate

Faculty Senate

Public Testimony

[To be held from 1:30-2:00 p.m. on Friday, March 27, 2015]

Committee of the Whole

Regular Business

Board Committee Reports

Audit and Fiscal Integrity Committee

Honorary Degrees and Awards Committee

Budget and Financial Management Committee

Vice President and Dean Search Committee

Construction Manager at Risk and Facilities Contracting

UW Alumni Association Board

UW Foundation Board

Haub School Environment and Natural Resources Board

Energy Resources Council (ERC)

Wyoming Governor's Energy, Engineering, STEM Integration Task Force

Governor's Science Task Force

Trustees College of Education Initiative

Trustee Endowed Chairs Initiative

Trustee Legislative Initiative

Enhanced Oil Recovery Commission

Item Removed Earlier from Consent Agenda: Action Taken

1. ~~Approval of Salary Distribution Policy—Mai~~ (removed from Consent Agenda by Trustee Massie for vote during Work Session—see below)

This item was removed from the Consent Agenda and voted on separately. Trustee Massie moved to approve the recommendation by the administration to distribute the FY 2016 raise as well as the recruitment and retention funds as presented by the administration; Trustee Baldwin seconded the motion. A roll call vote was taken, and the motion passed with a majority decision (8 to 4, see below).

<u>Vote</u>	<u>Trustees</u>
Yes	Baldwin, Mel
No	Bostrom, Dave
Yes	Gubbels, Larry
Yes	MacPherson, John
No	Marsh, Jeff
Yes	Massie, Mike
No	McKinley, John
Yes	Palmerlee, Dave
Yes	Scarlett, Dick
Yes	Sullivan, Michelle
No	True, Dave
Yes	Tully, Wava

Items for Separate Action by the Board

1. Approval of Fees for FY 2016, Fee Book and Differential Tuition – Mai
Please see page 35 of the Board of Trustees Report
2. Approval of Fiscal Year 2015 Budget Authority Increase – Mai
Please see pages 2-3 of the Board of Trustees Report
3. Approval of GMP in the amount of \$42,925,724 for High Bay Research Facility with a Total Budget in the Amount of \$54.17 million for which adequate funding is in place– Mai
Please see pages 72-73 of the Board of Trustees Report
4. Status of Architect/Engineer – Rochelle Athletic Center Addition – Mai
5. Approval of Contracts and Grants – Gern
Please see pages 86-95 of the Board of Trustees Report
6. Approval of Personnel Section – Jones
Note: An addendum was added to the personnel section of the Board Report for review and approval. Addendum document was added during the meeting, see document below. The Addendum and approval of new Dean for the College of Engineering and Applied Science item were then pulled from the Business Meeting Agenda, discussed and voted on separately during the Work Session]
Please see pages 96-108 of the Board of Trustees Report and pages 1-2 of Attachment A

7. Revisions to UW Regulations:
Regulations 5-1 (Faculty Senate Bill 331), 6-702 (Faculty Senate Bill 332)
Please see pages 109-128 of the Board of Trustees Report
8. Amend Paragraph P of UW Regulation 1-102 by adding a new subparagraph 6 (*added by Trustee MacPherson*) *See page 3 of Attachment A*
9. Approval of Budget Adjustment for the Buchanan Center for the Performing Arts
Please see page 4-5 of the Attachment A
10. Approval of Budget Adjustment for Half Acre
Please see pages 6-7 of the Attachment A
11. Approval of Change Orders
Please see page 8 of the Attachment A
12. Construction Procurement Process
Please see page 9 of the Attachment A
13. Real Estate Acquisition

New Business

Date of Next Meeting: April 13, 2015, Conference Call; Laramie, Wyoming

Adjournment

ATTACHMENT A: Items for Action by Board of Trustees

#6: Approval of Personnel Section – Jones

Approval of an excerpt from the Personnel Section and approval of the Personnel Section Addendum (addendum to the personnel section added during the meeting, see information below) – Jones [addendum and approval of new Dean for the College of Engineering and Applied Science item were voted on separately during the regular Work Session]

Trustee Marsh moved to approve the recommendation from the Dean Search committee and administration for hire of the College of Business Dean Sanjay Putrevu; second from Trustee Baldwin. Vote was taken and the motion passed unanimously.

Trustee Massie moved to approve the recommendation from the Dean Search committee and administration for hire of the College of Law Dean Klint Alexander; second from Trustee Scarlett. Vote was taken and the motion passed unanimously.

Trustee Bostrom moved to approve the recommendation from the Dean Search committee and administration for hire of the College of Engineering and Applied Science Michael Pishko; second from Trustee Gubbels. Vote was taken and the motion passed unanimously. In green text below, see excerpt from *The University of Wyoming Board of Trustees' Report March 25-27, 2015*, page 96.

College of Engineering and Applied Science

<u>Name</u>	<u>Rank</u>	<u>Salary</u>	<u>Appointment Period</u>
<i>Dean's Office</i>			
Pishko, Michael V.	Dean/Professor	\$265,008/FY	03/02/2015

Michael Pishko received a B.S. (1986) and a M.S. (1987) in Chemical Engineering from the University of Missouri and a Ph.D. (1992) in Chemical Engineering from the University of Texas. Dr. Pishko has been a Professor of Biomedical Engineering at Texas A&M University since 2012 and Director of the National Center for Therapeutics Manufacturing since 2009. Dr. Pishko will be Dean of the College of Engineering and Applied Sciences and will be a Professor with tenure in the Department of Chemical and Petroleum Engineering.

ADDENDUM to the PERSONNEL SECTION

A. Items for Action Recommended by the President

APPOINTMENTS

1. Administrator

It is recommended to the Trustees of the University of Wyoming that the following Administrator be approved as indicated.

College of Business

<u>Name</u>	<u>Rank</u>	<u>Salary</u>	<u>Appointment Period</u>
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Dean's Office

Putrevu, Sanjay	Dean/Professor	\$285,000/FY	07/01/2015
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Sanjay Putrevu received a Master of Management Studies (1987) in Marketing from Birla Institute of Technology and Science, and a Ph.D. (1992) in Marketing from the University of Buffalo. Dr. Putrevu has been a Professor at the School of Business, University at Albany since 2005. Dr. Putrevu will be Dean of the College of Business and will be a tenured Professor in the Department of Management and Marketing.

College of Law

<u>Name</u>	<u>Rank</u>	<u>Salary</u>	<u>Appointment Period</u>
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Dean's Office

Alexander, Klint	Dean/Professor	\$270,000/FY	07/01/2015
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Klint Alexander received a B.A. (1991) in History from Yale University, a M.Phil. (1994) and a Ph.D. (1997) in International Relations from Cambridge University, and J.D. (1999) from the University of Virginia. Dr. Alexander will be Dean of the College of Law and will be a tenured Professor in the College of Law.

#8. Amend Paragraph P of UW Regulation 1-102 Paragraph P by adding a new subparagraph 6

Amend UW Regulation 1-102 by adding a new Paragraph 6.
Board of Trustees Directives

P. Whenever the appropriate appointing authority appoints an Advisory Committee with regard to the selection of an administrative officer as defined UW Regulation 1-1 II. B through J., a dean of a college as defined in UW Regulation 1-1 III.B., the Director of the Haub School of Environment and Natural Resources, or the Director of the School of Energy Resources, the following shall apply:

1. The President of the Board of Trustees shall appoint a subcommittee of three (3) members of the Board with regard to that selection to allow the Board of Trustees to be kept fully informed without interfering with the process.
2. As soon as the Trustee Subcommittee is appointed, the Chair of the Advisory Committee for that selection shall provide Trustee Subcommittee with a copy of the statement of qualifications the Advisory Committee will use during its recruitment process.
3. The Chair of the Advisory Committee shall regularly inform the Trustee Subcommittee of the progress of the search, recognizing that the Trustee Subcommittee can provide nonbinding feedback.
4. After the Advisory Committee has identified the final candidates it will recommend to the appropriate appointing authority, but before submission to the appropriate appointing authority, the Trustee Subcommittee and the Chair of the Advisory Committee, and such other members of the Advisory Committee deemed advisable, shall confer solely for the purpose of the Trustee Subcommittee receiving information.
5. The Trustee Subcommittee may communicate with the full membership of the Board of Trustees as it determines. All communications to and from the Trustee Subcommittee under this regulation shall be treated in a confidential manner.
6. *When the President of the University decides that the University should make an offer of employment for a position to which this Paragraph P applies, prior to the University commencing negotiations with the person to whom the offer will be made, the President of the University shall advise the Board of Trustees of his intention to make such an offer. The President shall do so in an executive session of a meeting of the Board of Trustees and shall provide such information to the Board as the Board may require. Negotiations with the candidate shall not commence except upon approval of the Board. If the negotiations are successful, the President of the University shall recommend the Board approve appointment of the candidate.*

#9. Approval of Budget Adjustment for the Buchanan Center for the Performing Arts

BACKGROUND AND POLICY CONTEXT OF ISSUE:

The 2011 Legislature appropriated funding for the Level II design documents and the completion of design through construction documents for the Performing Arts Addition and Renovation. The funding included the selection of a construction manager-at-risk to assist with the construction. The Performing Arts project is the second phase of the Fine Arts project. With Trustee approval, the design team of Tobin and Associates in association with Hammel Green and Abrahamson completed the design phase and the construction document phase of the project. The construction manager-at-risk, Sampson Construction Company of Cheyenne, Wyoming has been working on the construction of the new and renovated facility.

The project includes 113,795 gross square feet of renovation of portions of the existing Fine Arts building, along with 66,256 square feet of new construction. The new space will include a 256-seat thrust theatre and a 100-seat recital hall. Other new spaces will include band/orchestra and choral rehearsal halls, and a second dance studio.

Existing space is being renovated to create light, sound and design labs; teaching and rehearsal space for musical theater; dressing and makeup rooms; and improved classrooms. The project includes vital sound isolation and acoustic work for instrumental music, individual practice rooms and classrooms – features that are necessary for Department of Music accreditation.

The Buchanan Center for the Performing Arts had an original budget of \$35 million. Due to unforeseen project cost overruns the project now requires \$5.5 million more for building components necessary for accreditation of programs that were value engineered out of the initial project to bring the Guaranteed Maximum Price in at the original budget, and \$1.5 million more for fixtures, furnishings and equipment necessary for program accreditation and modification of spaces in the existing building to bring them up to acceptable standards for a total budget increase of \$7 million. In addition \$2 million from the original project budget is needed in lieu of private support that was not forthcoming, for a total of \$9 million. The funds will come from operating reserves in Section I. Given these additional funds the adjusted budget for the Buchanan Center for the Performing Arts is \$42 million.

PRIOR RELATED BOARD DISCUSSIONS/ACTIONS:

May 6, 2011 – Performing Arts- Architect/Engineer

July 15, 2011 – CMAR for Performing Arts

July 19, 2012 – CMAR for Performing Arts

November 17, 2012 – Performing Arts- Guaranteed Maximum Price

January 15, 2015 – Executive session discussion of the budget increase

February 9, 2015 – Executive Session discussion of the budget increase

WHY THIS ITEM IS BEFORE THE BOARD:

Authorization is requested from the Board of Trustees to adjust the total budget for this capital project, with an increase in associated spending authority.

ARGUMENTS IN SUPPORT:

The Buchanan Center for the Performing Arts will provide students, faculty and the public enhanced facilities for performing arts. The completed Buchanan Center for the Performing Arts will be home to UW Theatre and Dance, the Department of Music, Cultural Programs, and Fine Arts Outreach, and will include two new performance spaces, the 256-seat thrust theatre and the 100-seat recital hall; studios for bands, vocal music, jazz, piano, dance, performance, lighting and sound, theatre design, and recording; conference and seminar rooms; expanded and updated dressing rooms, green rooms, and other support spaces; a centrally located box office; practice rooms; offices; studios, and office support

ARGUMENTS AGAINST:

None.

ACTION REQUIRED AT THIS BOARD MEETING:

Motion to approve to adjust the total budget for the Buchanan Center for the Performing Arts to \$42 million, and approval of \$9 million additional funds from Section I operating reserves of this \$9 million, \$1.5 million is restricted for FF&E and other additions as approved in writing by the Vice President for Administration.

PRESIDENT'S RECOMMENDATION:

It is recommended that the Board of Trustees of the University of Wyoming approve the budget adjustment and funds for the Buchanan Center for the Performing Arts.

#10. Approval of Budget Adjustment for Half Acre

The old Half Acre Gymnasium facility of approximately 93,085 gross square feet needed a significant level of updating. The addition of another 47,855 gross square feet of recreation/wellness space will enable the facility to meet the next level of program evolution. The new addition and renovated facility will provide:

- Improved accessibility including a passenger elevator to access all levels.
- Academic space for Kinesiology and Health and Theater and Dance courses, a classroom for academic courses as well as in-house training, and new racquetball courts with glass back walls for observation and instruction.
- Expanded Outdoor Program space including a climbing wall located in the southeast corner of the building with an elevated pinnacle wall, serving as an eye-catching focal point both for the interior spaces and exterior campus.
- A significant increase in cardiovascular exercise and weight training areas including a new and improved large fitness area on the first floor and additional smaller, more private fitness spaces on the second and third floors.
- On the second floor, all court sports will be consolidated into one central location. In addition to the traditional wood floor court of Half Acre, users will have access to a new Multi-Activity Court (MAC) gymnasium.
- The third floor will accommodate more fitness areas, updated and expanded group fitness rooms and dance studios, as well as an updated walking/jogging track.
- New men's and women's locker rooms adjacent to the pool, as well as new assisted changing rooms and express lockers.
- The opportunity to integrate multiple aspects of holistic wellness under a single roof.

The project cost (estimated at \$27 million) was supported by ASUW with a fee commitment to fund half of the project. The 2012 Wyoming Legislature appropriated \$15 million to support the project and approved the issuance of up to \$12 million in student-fee-supported revenue bonds for the remainder of the project. Grothouse Construction has been working with Tobin & Associates in association with Hammel, Green & Abrahamson and the Half Acre Gym Addition and Renovation planning team as well as members of the Facilities Planning Office and Physical Plant to complete the project.

The Half Acre Addition and Renovation Phase I and Phase II had an original budget of \$26.919 million. Due to unforeseen project cost overruns associated with exterior design modifications, design omissions, and construction delays, the budget is now \$2.5 million more for the project. The funds for these increased costs will come from operating reserves in Section I. Given these additional funds the adjusted budget for the Half Acre Addition and Renovation is \$29.419 million.

PRIOR RELATED BOARD DISCUSSIONS/ACTIONS:

November 21, 2009 – Half Acre – Architect/Engineer

September 7, 2012 – CMAR for Half Acre

January 18, 2013 – Half Acre – Guaranteed Maximum Price

February 9, 2015 – Executive Session discussion of the budget increase

WHY THIS ITEM IS BEFORE THE BOARD:

Authorization is requested from the Board of Trustees to adjust the total budget for this capital project, and an increase in associated spending authority.

ARGUMENTS IN SUPPORT:

The Half Acre Addition and Renovation will provide students, faculty and staff enhanced recreation facilities.

ARGUMENTS AGAINST:

None.

ACTION REQUIRED AT THIS BOARD MEETING:

Motion to approve and adjustment in the total budget for the Half Acre Addition and Renovation to \$29.419 million, with approval of \$2.5 million additional funding, \$2.0 million from Section I operating reserves and \$500,000 from university-identified sources.

PRESIDENT'S RECOMMENDATION:

It is recommended that the Board of Trustees of the University of Wyoming approve the budget adjustment and funds for the Half Acre Addition and Renovation.

#11. Approval of Change Orders

Change orders – A motion to implement the following policy: Effective March 27, 2015, no change orders for contracts regarding the following named facilities projects shall be executed without the approval of the Board of Trustees:

- A. Buchanan Center for Performing Arts
- B. Half Acre Gymnasium
- C. Arena Auditorium - Phase II
- D. Rochelle Athletic Center Addition
- E. High Bay Research Facility
- F. Engineering Building
- G. Science Initiative Facilities

The Board recognizes that progress on smaller construction projects would be unduly impaired by this requirement. The Board may impose this requirement on additional projects given the size and complexity of those projects or as where the Board otherwise deems desirable.

#12. Construction Procurement Process

Construction procurement process – A motion that: The University Administration as soon as practicable submit recommendations to the Capital Facilities Construction Committee of the Board regarding the manner and process under which the University shall pursue completion of the following projects: Arena Auditorium Phase II and Rochelle Athletic Center Addition. The Capital Facilities Construction Committee of the Board will review these recommendations and then submit the Committee’s recommendations to the full Board. The Board’s intention is to ensure that these projects are constructed so as to meet the needs of users of the facilities and the expectations of the donors within budget.