



**TRUSTEES OF THE UNIVERSITY OF WYOMING
BOARD MEETING AGENDA
Wednesday, May 13-Friday, May 15, 2015
Laramie, Wyoming**

Friday, May 15, 2015

Business Meeting

Marian H. Rochelle Gateway Center, Salons D&E

Roll Call

Approval of Board of Trustees Meeting Minutes

March 25-27, 2015

April 6, 2015

April 13, 2015

Approval of Executive Session Meeting Minutes

March 25-27, 2015

April 6, 2015

April 13, 2015

Election of Officers

Reports

ASUW

Staff Senate

Faculty Senate

Public Testimony

[Held Wednesday, May 13, 2015, at 9:00 a.m. – There was no testimony given.]

Committee of the Whole

Regular Business

Board Committee Reports

[Note- Committees of the Board will be discussed during a regular work session of the meeting. Those listed below will provide reports during the regular Business meeting.]

Trustee Standing Committees

Audit and Fiscal Integrity Committee (“Audit Committee”)

Janet Lowe/Kathleen Miller; Jeff Marsh (Chair)

Liaison to Other Boards

- *UW Alumni Association Board* – Wava Tully
- *Foundation Board* – Jeff Marsh & Dave Bostrom
- *Haub School of Environment & Natural Resources* – Michelle Sullivan
- *Energy Resources Council* – Dave True
- *Cowboy Joe* – John McKinley



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Consent Agenda

1. Approval of Contracts and Grants – Gern
2. Approval of Personnel – Jones
3. Master List of Degrees – Jones
4. Revisions to Trustee By-Laws and Committee Structure – Miller/Palmerlee
5. Approval of Architect-Engineer for the Science Initiative Facility, Phase I, Levels I and II – Mai
6. Revisions to UW Regulations – Miller/Jones
 - “Revisor’s Bill” – Approval of Changes to UW Regulations 6-400, 6-711, 7-490, 7-530, and 7-560
 - Approval of Modifications to UW Regulation 1-102
 - SB 330, A Bill to Revise UW Regulation 5-803, *Reappointment, Tenure and Promotion Procedures for University Faculty*
 - SB 334, A Bill to Revise UW Regulation 6-404, *University Undergraduate Degree Requirements*
 - SB 335, A Bill to Revise UW Regulation 8-238, *Procedures for Change of Registration*
 - SB 333, A Bill to Revise UW Regulation 6-805(3)(d) Regarding Dual Degrees Awarded by the College of Law
7. **Approval of Fiscal Year 2015 Budget Authority Increase – Mai (*added by Trustee Bostrom; second Trustee Baldwin during Work Session*)**

New Business

Date of Next Meeting: June 15, 2015; Casper, Wyoming

Adjournment



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Other Action Taken:

Thursday, May 14, 2015

9:10 a.m.

Phase II – Arena Auditorium

Trustee John MacPherson provided the following motion:

- 1. In working with the A/E firm, the administration is restricted to a budget not to exceed \$17,184,206 for all components associated with the project.*
- 2. In the design and construction of this project, the administration shall follow the capital facilities process established by the Facilities Construction Committee of the Board, including the establishment of an exterior design advisory committee as the same may be amended from time to time.*
- 3. The administration shall submit a proposed Guaranteed Maximum Price (GMP) for the project for approval by the Board that is based on not less than ninety percent (90%) construction documents.*

Trustee Jeff Marsh seconded the motion. Discussion followed.

Trustee Mike Massie commented that on the first part of the motion, he requested clarification that this is specific to Phase II for the \$17 million. Trustee True inquired if the motion stated the exact dollar amount, or “not to exceed” language? He recommended it state, “restricted to a budget of . . .” in case of budget not to exceed the specific amount. It was noted that these are friendly amendments to the original motion. Trustee McKinley seconded the friendly amendments.

Trustee Gubbels inquired about what would happen if the Trustees and the University are not happy with the architectural appearance of the building, to which Trustee McKinley commented that the athletics department and the architect, Sally Means, have ensured that all will be pleased with the appearance of the building taking into account the historical preservation plan and the comments from the Facilities Committee. Vote was taken and the motion with the friendly amendments (inserted above) passed unanimously.

RAC 2.0 (High Altitude Performance Center)

At the beginning of discussion of this topic, Trustee John MacPherson noted a conflict of interest (memo from Trustee MacPherson included at the end of this section), distributed and read a memo he prepared for the full Board, and excused himself from the meeting room. As Trustee MacPherson exited the room, Trustee True expressed his disappointment in losing Trustee MacPherson from this discussion due to a conflict. He then requested that the topic, “Conflict of Interest Policy” be discussed at an upcoming meeting.



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Trustee John McKinley provided the following motion:

- 1. The administration is authorized to enter into negotiations with Pappas & Pappas in association with DLR to provide architectural/engineering services for the High Altitude Performance Center, an expansion of the Rochelle Athletic Center.*
- 2. The administration is authorized to solicit proposals for contractors to serve as the Construction Manager at Risk (CMAR) for the project.*
- 3. In working with the A/E firm, the administration is restricted to a budget not to exceed \$44 million including all contingencies and components associated with the project.*
- 4. The administration is also authorized to include a separate, additional component for scoreboard and stadium graphics in a total additional budget amount not to exceed \$4 million. This \$4 Million is in addition to the \$44 Million.*
- 5. In the design and construction of this project, the administration shall follow the capital facilities process being established by the Facilities Construction Committee of the Board, including the establishment of an exterior design advisory committee.*
- 6. The administration shall submit a proposed Guaranteed Maximum Price (GMP) for the project for approval by the Board that is based on not less than ninety percent (90%) construction documents.*

Trustee Marsh seconded the motion.

Trustee Massie proposed an amendment to item 3 to include language that the \$4 million is in addition to the \$44 million. He also inquired if it needs to be noted that athletics will provided reimbursement of these funds, to which Trustee McKinley noted that it does not need to be stated.

Trustee Palmerlee then requested that Trustee McKinley provide a brief background about this project and discussions and actions leading up to this date.

President McGinity recommended that a friendly amendment be made to separate item 3 to provide clarity on the separate parts of the projects. Trustee Marsh moved to approve that friendly amendment; Trustee Scarlett seconded the motion which passed unanimously.

Vote was taken and the final motion, which included friendly amendments, which passed unanimously. Note- Trustee MacPherson recused himself from discussion and was not included in the vote.



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*Thursday, May 14, 2015
9:10 a.m.*

Presidential Search

Trustee John MacPherson provided the following motion:

Move that the Board of Trustees adopt an open process in the presidential search in which the names and application materials of the finalists are made public. Further, the finalists shall attend interviews with and make presentations to students, staff, faculty and members of the public on the UW Laramie campus, through the compressed video network and perhaps elsewhere in the state as scheduled by UW.

Move that presidential candidate finalists shall visit the UW campus and any other locations in the state that UW may arrange during the initial weeks of the 2016 spring semester but no later than February 29th.

Motion to amend the motion passed at the April BOT meeting that created the Presidential Search Planning Committee to extend its mission to developing a plan that provides the mechanisms, time-line and other details for the search, vetting and selection of a new UW president. The committee shall submit its proposed plan to the entire board at least one week before the June 15, 2015 board meeting, where it will be reviewed. The board president may expand the committee's membership by one board member.

Trustee Massie seconded the motion. Vote was taken and the motion passed unanimously. Trustee Palmerlee noted that Trustee Dave Bostrom identified as the new member of the committee.

*Friday, May 15, 2015
9:25 a.m.*

Trustee Committees and Bylaws

Trustee President Dave Palmerlee transitioned the Board to a discussion of Trustee Committees and bylaws, and noted that the Board needed to approve the new committee structure, which was given to the Board as a document in their packet. He then asked Vice President and General Counsel Rick Miller to share comments with the Board. Vice President Miller noted that the bylaws could only be amended by vote, and noted that language defining the role of the committees was taken from the committee's charge letter. He noted that it was the Board's decision if they wanted to put these committees into the bylaws or not. Vice President Miller noted that the committee language that is most problematic is that of the executive committee, which was a committee that was used in the early years of the university. This committee was used to vest power in trustees who lived in Laramie, as the non-Laramie trustees were not always able to travel to Laramie to make decisions. However, today this is not an issue, and the executive committee has not been utilized in several years.



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Trustee John McKinley noted that he did not believe that the Board needed to change the bylaws, as some committees are short term and some are long term.

Trustee Jeff Marsh agree and noted the Board needs the flexibility to change and adjust committees as needed.

Trustee Mike Massie agreed and motioned that the Board should adopt the present committee structure and members as appointed by the trustee President as a matter of trustee policy. Trustee Mel Baldwin seconded. There was further discussion, and trustees noted that the inclusion of appointed by the Trustee President could be left out, as this is already policy. Trustee Mike Massie agreed and amended his motion. Trustee Dave True asked if the name of the document Trustee Mike Massie was references could be added to the motion. Trustee Mike Massie agreed and amended his motion.

The final motion consisted that the Board should adopt the current committee structure as referenced in the Trustees' Committees and Boards document dated 5-6-15 at 1:42 p.m., as a matter of trustee policy. (committee list inserted at the end of this document)

Trustee President Dave Palmerlee called for a vote. The motion passed unanimously.

Trustee Jeff Marsh clarified that the executive committee was still in the bylaws, and motioned to remove the executive committee from the bylaws. Trustee Dave Bostrom seconded. The motion passed unanimously.



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Updated 5-6-15 @ 1:42 p.m. sms



TRUSTEES' COMMITTEES AND BOARDS

Standing Committees

Audit and Fiscal Integrity Committee ("Audit Committee")

Administrative Office/Vice President: Janet Lowe/Kathleen Miller

Administrative Staff: Katy Hudson

- Jeff Marsh (Chair)
- Larry Gubbels
- Mel Baldwin

Financial Management and Reporting Committee ("Financial Committee")

Administrative Office/Vice President: Bill Mai/Janet Lowe

Administrative Staff: Melanie Drever

- Dave True (Chair)
- Dick Scarlett
- Mel Baldwin

Facilities Contracting Committee ("Facilities Committee")

Administrative Office/Vice President: Rick Miller/Bill Mai

Administrative Staff: Mara Chopping/Melanie Drever

- John MacPherson (Chair)
- Jeff Marsh
- John McKinley

Honorary Degrees and Awards Committee ("Honorary Degree Committee")

Administrative Office/Vice President: David Jones

Administrative Staff: Wilma Varga

- Mike Massie (Chair)
- Wava Tully
- Larry Gubbels

Biennium Budget Committee ("Budget Committee")

Administrative Office/Vice President: Bill Mai/Chris Boswell

Administrative Staff: Melanie Drever/Laura Wespetal

- John McKinley (Chair)
- Mike Massie
- Dick Scarlett
- Dave Bostrom



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TRUSTEES' COMMITTEES AND BOARDS

Ad Hoc Committees

Presidential Search Planning Committee (as of May 6, 2015)

Administrative Office/Vice President: President's Office

Administrative Staff: President's Office

- John MacPherson (Chair)
- Jeff Marsh
- Mel Baldwin
- Michelle Sullivan
- Mike Massie
- Dave Bostrom

Vice President and Dean Search Committee

Administrative Office/Vice President: David Jones

Administrative Staff: Wilma Varga

- John MacPherson (Chair)
- Michelle Sullivan
- Dave True

Trustees Legislative Relations

Administrative Office/Vice President: Chris Boswell

Administrative Staff: Laura Wespetal

- John McKinley (Chair)
- Mike Massie
- Dick Scarlett
- Dave Palmerlee

Liaison to Other Boards

UW Alumni Association Board (per UWAA By-laws) – Wava Tully

Foundation Board (per UW Foundation By-laws) – Jeff Marsh and Dave Bostrom

Hub School of Environment & Natural Resources – Michelle Sullivan

Energy Resources Council (at request of Council) – Dave True

Cowboy Joe – John McKinley