

THE UNIVERSITY OF WYOMING
BOARD OF TRUSTEES' MINUTES

January 22-24, 2009

The Final Minutes can be found on the University of Wyoming Board of Trustees website at <http://uwadmnweb.uwyo.edu/trustees>

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
January 22-24, 2009

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**THE UNIVERSITY OF WYOMING
MINUTES OF THE BOARD OF TRUSTEES
January 22-24, 2009
UW Conference Center, Salon C**

The Board of Trustees of the University of Wyoming met in Laramie, Wyoming, January 22 and 23, 2009. Following committee meetings the morning of January 22, the Board had lunch with the ASUW at the UW Conference Center. There was no organized dinner activity that evening.

Lunch on Friday January 23, included a tour of the new Information Technology Center with a luncheon in the atrium of the Center.

President and Mrs. Buchanan hosted a dinner honoring outgoing Trustee Tom Spicer for his 12 years as a trustee of the University of Wyoming.

There was no business conducted on Saturday, January 24, 2009.

Public Session began at 3:03 p.m. on Thursday, January 22, 2009.

AGENDA ITEM TITLE: Legislative Update, Buchanan

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify:

MINUTES OF THE MEETING

President Buchanan provided the Board with background information regarding the budget conversations to date. He stated that January recommendations from the Governor were more conservative but were consistent with CREG (*Consensus Revenue Estimating Group*). It is important to remind everyone that Wyoming is in very good shape. The discussions we are having are regarding surplus revenues, which is money beyond what the state needs to sustain the current operating budget. If we would have known before what we know now, we would have brought forward a very different budget request.

President Buchanan referred the Board to the black binder which was distributed in advance of the Meeting. He then walked the Board through the material in the binder, highlighting specific information. President Buchanan noted that the Governor has not recommended any matching funds, but he has asked to move funds. We have \$10 million in athletics matching funds that we do not need. The Governor is stating that he would allow us to use these funds. Not as good as what we would have hoped for, but this would allow us to have the ability to use the \$10 million for other purposes.

President Buchanan stated that the Governor has recommended, and there is still support of, the Wyoming State Vet Lab BSL-3 facility. He then discussed parking and transportation, the Library GWLA membership, and outreach programs. President Buchanan noted that the student intern pilot program was not supported and we will bring this forward in our next budget cycle. The Governor did not recommend an increase in our utilities budget, and he did not recommend this for any other state agencies.

President Buchanan then discussed the UW/GE partnership and financial support for this project. The Board asked various questions regarding AML funds and how they are different from regular monies.

Trustee Rochelle commented that she feels funding for the libraries is very important and that GWLA funding is a priority for us. Also, she understands the Governor's recommendation regarding economic issues, but she believes the University needs to continue support for outreach.

President Buchanan responded by stating that the Governor's lack of support for certain projects is not because he does not see these as our priorities, but that he must cut spending at this point. He noted that there is very strong support for continuing funding for the libraries, but the issue becomes how far can the money be stretched. We are in that discussion along with many others.

Representative from Governor Freudenthal's Office, Chief of Staff Chris Boswell, commented on AML funding. He informed the Board and administrators of a change made by the Governor in the amount of \$5 million—a shift in monies.

President Buchanan went on to discuss other materials in the binder, including information regarding excellence endowments, funding for the P16 Council, and other recommendations and/or denials from the Governor, for the budget.

Trustee Rochelle inquired about Casper College and funding of a joint UW/Casper College facility. President Buchanan commented that the University intends to continue discussion regarding a joint facility in future budget requests, but at this point we have not found the formula to come up with the funding. The whole issue is the funding that the state commits to both us and Casper College; we are going to have to continue to build a strong case.

Trustee Lauer commented that he appreciates the position that President Buchanan and Vice President for Governmental, Community and Legal Affairs Rick Miller are in over in Cheyenne. We are in uncertain times, and Wyoming is in a better position than many other states. It behooves us to consider priorities.

President Buchanan thanked Trustee Lauer for his comments and publicly thanked Vice President Miller for his hard work in Cheyenne, noting that much of the good things that happen for the University are because of the work done by Vice President Miller. Vice President Miller is well received by those in Cheyenne and is knowledgeable about the state and the University. We have a great team working with the Governor and the Legislature.

AGENDA ITEM TITLE: Budget Planning, Buchanan

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify:

MINUTES OF THE MEETING

President Buchanan moved into the next topic of “Budget Planning” and referred the Board to that section in the binder. He discussed the survey of over 200 public and private four-year institutions. President Buchanan commented that we need to take solace in the fact that we are in really good shape and that the glass is half full, and we need to be very thankful for that.

President Buchanan referred to the charts in the binder and pointed out the states that are looking at a budget shortfall for the coming year, noting that some institutions will have shortfalls in the billions.

President Buchanan went on to discuss the economic outlook, issues with student loans, the President’s statement regarding campus and the economy, and the President’s thoughts on the current environment. The message that he is trying to deliver is that the University is in very good shape, and all we have to do is look outside our borders to realize this. It would be very foolish to not talk about our situation. President Buchannan would rather have these conversations now rather than after we get a bill and have a tight timeframe.

President Buchanan went on to state that it is public information and common knowledge that the Governor has asked state agencies to review their budgets and consider how we might reduce our budget by 5%. We responded that we would reduce our block grant. He went on to ask how we will prepare ourselves. We might not need it, but how do we prepare?

President Buchanan stated that this spring the University will talk about UW’s funding. We will discuss how we will respond if there are budget cuts in our near future. We need to discuss

economies and efficiencies. Not only will we be a better university, but we must maintain the confidence that the policy makers have. We must have the will to manage our own resources, or it is clear that others will step in and manage them for us. We need to have some serious conversations. We need to couch these concerns in positive terms. President Buchanan stated that Provost Allen will lead the discussions this spring. We will have conversations with our Executive Council, deans, ASUW, Faculty Senate, and Staff Senate about what our “core” mission should be.

President Buchanan stated that the University planning document should be the document we use in good times and bad. What we say we will do in our strategic planning documents, is what we will do. He then stated that he has asked the campus to prioritize our block grant expenditures, answering the questions: “What is at the heart of the University, and how will we prepare ourselves if there are budget reductions?” and “How would we respond to a changing budget environment for the University?”

President Buchanan stated that most states around us have increased tuition because state funding has gone down. Tuition is a small enough part of our budget that it would take considerable increases to make up revenue losses from the state. If we have budget challenges ahead, simple responses like “drive up tuition” are not likely to serve our interests well. We need to have conversations now rather than waiting. President Buchanan went on to add that, if we have a recession, we will be slow to enter, and slow to get out. We have the bulk of our resources tied up in people.

President Buchanan stated that he is asking the campus, under the leadership of Provost Allen, to start with our mission statement and identify high priority items. We do not want to have a haphazard conversation. We need to have conversation while we still have time to be thoughtful, and we need to consider where we are today and where we might be.

President Buchanan then discussed, with the Board, the timeline for this exercise. Provost Allen will begin discussions with the campus next week. We will ask for initial feedback and then give the campus and constituent groups an opportunity to provide feedback. President Buchanan is

asking for all recommendations by June 1, 2009. He stated that we are going to be aggressive and forceful, and that this is the time for your voice to be heard.

Trustee Davis commented that he feels the University is smart to be doing this, especially since we have no idea how deep or long we will be impacted. He went on to say that he hopes the campus community will become engaged in these conversations and commended Tom and others for their thoughts.

AGENDA ITEM TITLE: Endowment Update, Buchanan

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify:

MINUTES OF THE MEETING

President Buchanan welcomed Vice President for Institutional Analysis Ben Blalock, Foundation Board Chair Pat Rile, and Vice Chair of the Foundation Board Greg Dyekman to the table. President Buchanan began by stating that he does not have concurrence from everyone in the room regarding his comments on this topic. He went on to add that the University of Wyoming has challenges just like everyone does. We have to work together on this, and we must find solutions to the challenges that work well for the Foundation and that serve UW interests.

President Buchanan stated that when the University has conversations about finances, the Foundation must have a seat at the table. And, when the Foundation Board meets, we need to have numerous Trustees at the table.

President Buchanan walked through a powerpoint presentation given to the Board in advance of the Meeting. He commented that our fundraising efforts are strong and solid, even with the decline of the state revenues. We need to review how the Foundation fits its budget planning and management with the University's budget planning. If we have a change in political leadership in the state, it could affect our fund-raising.

President Buchanan then discussed underwater funds. He commented that we have better than 1600 endowed accounts, and more than 1200 are under water. Those accounts that drop below the "historic gift value" are considered "underwater."

President Buchanan commented that we know endowments are down and that returns are down. We have fixed commitments that we use to hire faculty. We have salary commitments that we

have to cover. The question posed is this: if our endowment returns fall, how will we make up the loss? We have a huge number of scholarships that are paid out by these endowments. We need to think about how and what we can do to manage this situation. We also have critical programming needs, for example, we have spent a large amount of time growing our Haub School. We are also trying to identify areas where we have made commitments to students/faculty. We want to identify where the commitments are and how we are responding.

President Buchanan stated that the majority of the endowments are in scholarships, and approximately 60 professors/chairs rely on these funds. He commented that the point is to make it clear that the devil is in the details. It gets complicated; how do we respond, what do we do, and what are our options?

President Buchanan discussed critical endowed accounts. He noted that there are 183 accounts that are considered critical. We need to identify our strategies on how to proceed. President Buchanan commented that there needs to be more conversation between the UW Board of Trustees and the Foundation Board. There must be re-examination of the payout policies.

President Buchanan noted that one of the bills in front of the Legislatures is UPMIFA, and it will have implications on how endowed funds and their payouts are handled. The new policy will allow more flexibility on how to respond to the state of their endowments. It will bring legal clarity on management of the assets. President Buchanan then discussed strategies to consider and commented that making this happen is up to Vice President Blalock and the Foundation staff.

President Buchanan discussed the UW Foundation Payout Policy and commented that he understands that Vice President Blalock and the Foundation Board are discussing the payout policy and a new payout policy.

Foundation Board Chair Rile stated that the Foundation Board has been very active today and earlier in the month. He appreciates the work done by Professor Roth to analyze and model the data. He thanked Dr. Roth for helping the Board get their minds around the information. Mr.

Rile stated that the University and the Foundation Board are in this together, side by side, and we will move through this and do everything we can. We will maintain the important structure. There is not an easy answer, but we have choices.

Foundation Board Vice Chair Dyekman commented on the different payout methods and provided some explanation on how each would work. He stated that the "Cliff Method" is not the choice of the Foundation Board, but that it was a matter of statute. He discussed various rate of return scenarios and commented that we must consider near term and long-term effects.

President Buchanan stated that the funds used to drive the operations of the Foundation are made up of various fund sources. Both the University, from state general funds, and the Foundation from its revenues and assets, contribute to the development enterprise.

President Buchanan commented on the UW Foundation Reserve Policy, stating that we need to review the policies that are in place. He stated that we want to challenge the Foundation Board to have conversations with the University about this topic.

Trustee Rochelle inquired about the Foundation Reserve and President Buchanan commented that the Foundation assesses a 1% fee—cash in excess of costs.

Foundation Board Chair Rile stated that he feels President Buchanan's presentation was very thoughtful and complete, overall. He went on to state that the Foundation Board is working on all issues presented and are trying to avoid making short-term decisions that will have negative long-term consequences.

Vice President Blalock stated that the Foundation Board began discussion when the markets began to turn south. We have not been sitting idly by. We are looking at how we can make up some of the differences. We are focused on the payout policy. Instead of getting us committed to something long-term, we need to address where we are right now. We need to be prudent with how we use our dollars. This is a multi-year issue. He then stated that he appreciated the presentation by President Buchanan.

The Foundation folks asked that a small group of Trustees be appointed to interact with the Foundation Board, to have conversations regarding these issues.

Vice President Blalock stated that the Foundation has already started making budget adjustments—we are not waiting for time to go by to implement the strategic plan.

The Board continued discussions regarding the passage of UPMIFA, current situations that other Foundations are facing, and the current status of specific endowed accounts.

President Buchanan stated that our Foundation Board is working hard, and that over the last 6-7 years, the University has created huge momentum. We have made enough progress that there are folks all over the country who have recognized that progress. It is going to be very important to keep the positive momentum going. He stated this means that we go back and remember that we are in better shape than almost everyone else. We need to remind ourselves that this really is a good situation. We are fighting over how to divvy up millions of dollars.

The Public Session went to recess at 5:22 p.m.

Friday, January 23, 2009

11:07 a.m.

Public Session

President Buchanan gave a brief update on the JAC (Joint Appropriations Committee) meeting that he and others had attended that morning.

AGENDA ITEM TITLE: Construction Contracts, Harris

CHECK THE APPROPRIATE BOX(ES):

- Work Session
- Education Session
- Information Item
- Other Specify: Committee of the Whole (Consent Agenda)

MINUTES OF THE MEETING

Vice President for Administration Phill Harris referred the Board to the memo in their packet regarding the architect recommendation for the visual arts facility (see below). He requested that the Board authorize the Vice President for Administration to commence negotiations with the first chosen firm, Malone Belton Abel Architects from Sheridan, Wyoming. If negotiations cannot be completed with the first ranked firm, then negotiations will be terminated and commence with the second ranked firm and so on.

Representative from Governor Freudenthal's Office, Chief of Staff Chris Boswell, inquired about the discussions at the JAC regarding this proposal.

There was discussion by the Board regarding the architect for the project, references for the firms, and whether work has been done by these firms in the state.

UNIVERSITY OF WYOMING

Vice President for Administration
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January 21, 2009

TO: Board of Trustees
University of Wyoming

FROM: Phill Harris, Vice President
Administration

SUBJECT: Architect Recommendation for Visual Arts Facility

The 2008 Legislature approved funding for a Level II design for the Fine Arts facility. The Level I study for the Visual Arts Complex has been completed and the project is ready to proceed to the Level II design. The site for the project is south east of the Centennial Complex.

The Request for Qualifications for a design team, architect/engineer, was issued by the Facilities Planning Office starting December 2, 2008 with responses due December 23, 2008. The Visual Arts Planning team and the Facilities Planning Office received eighteen responses to the advertisement and interviewed four firms.

The project was advertised with preference for Wyoming design firms in the following order:

1. Wyoming resident Architect with expertise and experience in the specific project type to fulfill the requirements of the project within their existing office.
2. Wyoming resident Architect leading an architectural team with a non-resident associated architect providing additional expertise and experience in the specific project type to fulfill the requirements of the project.
3. Any non-resident architect leading an architectural team with an associated Wyoming architect or a combination of non-resident architectural firms with expertise and experience in the specific project type to fulfill the requirements of the project.

Upon completing the interviews and due diligence on the final teams the Visual Arts Planning Team and the Facilities Planning Office are recommending the following rankings for negotiations of an architect's agreement for the design services:

1. Malone Belton Abel Architects, Sheridan, WY in association with THA Architecture, Portland, OR
2. Carney Architects, Jackson, WY in association with Charles Rose Architects, Somerville, MA
3. GSG Architecture, Casper, WY in association with Schwartz/Silver Architects, Boston, MA

If negotiations cannot be completed with the first ranked firm, negotiations will be terminated. Negotiations will then commence with the second ranked firm. If negotiations are not successful with any team the project scope will be re-evaluated.

It is my recommendation that the Board of Trustees authorize the Vice President for Administration to commence negotiations with Malone Belton Abel Architects of Sheridan, Wyoming in association with THA Architecture of Portland, Oregon for the design services for the Visual Arts Facility.

CC: President Buchanan

AGENDA ITEM TITLE: Energy-Related Baccalaureate Degrees, Allen

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify: Committee of the Whole (Consent Agenda)

MINUTES OF THE MEETING

Provost Allen stated that, at the November Board of Trustees Meeting, the Board heard information regarding the proposed energy related baccalaureate degrees. He welcomed Dr. Mark Northam, Director the School of Energy Resources, and College of Engineering and Applied Science Dean Robert Ettema to the meeting and stated that the Board was welcome to ask any questions they might have regarding these programs. Provost Allen stated that both programs are ready to go and start this fall. The administration is recommending that we proceed.

It was noted that this item is listed on the Consent Agenda.

The Board adjourned and stated that they would load on the charter bus at 11:30 a.m.

AGENDA ITEM TITLE: UP3 Discussion, Allen

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify:

MINUTES OF THE MEETING

The meeting resumed at 1:27 p.m.

Provost and Vice President for Academic Affairs Myron Allen called the Board's attention to two documents: *Taking Stock: Reflections on a Decade of Academic Planning, 1999-2008* and *Creation of the Future: University Plan 3*. Provost Allen said *Taking Stock* is this year's version of the Annual Report Card, and he called attention to six areas of distinction highlighted in the publication, which looks back at the last ten years. The *Creation of the Future* University plan was originally a call to University departments to produce their individual Academic Plans. University Plan 3 calls for a series of Action Items to be enacted within the next five years.

Another area Provost Allen highlighted was UW's connections with rest of the educational system in Wyoming. Because the University has the College of Education, which trains most of the K-12 teachers in the state, there is a responsibility to be really connected with the enterprise of educating children. A series of action items from University Plan 2 address this. In addition, there is a new set of items in the current Plan which includes enhancing students' preparation, establishing a P-16 council, a placement method to place students in writing and language courses, articulating with secondary schools, and a discussion of enrollment goals. Provost Allen stated that the process is going forward, and he hopes the final version will be presented at the March meeting.

A question was asked regarding the addition of more graduate programs. Provost Allen said that the action items include proposals for new graduate programs and measures to enhance recruitment and funding for current programs.

There was some discussion regarding partnering with the Laramie and Wyoming communities to encourage graduates to stay by offering internships in the School of Energy, in clinics, and in business and economic development capacities.

AGENDA ITEM TITLE: Introductions, Burman

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 - Education Session
 - Information Item
 - Other
-

MINUTES OF THE MEETING

University of Wyoming Athletic Director Tom Burman introduced the new UW head football coach, Dave Christensen. Coach Christensen said he has been busy recruiting and has commitments from potential players in eight or nine states. He related to the Trustees what he tells his recruits, that this program has everything in line to be a successful program, with passionate, supportive fans who want a winner, and a phenomenal staff with the same vision he has. He said it is exciting to be here, and he hopes to meet more of the Trustees when things slow down.

The Trustees gave Coach Christensen a welcoming round of applause. Trustee Neiman expressed his excitement for the upcoming match against Texas.

AGENDA ITEM TITLE: Presentation of Award of Merit, Trustee Brown

CHECK THE APPROPRIATE BOX(ES):

- Work Session
- Education Session
- Information Item
- Other

MINUTES OF THE MEETING

President of the Board of Trustees Chuck Brown read a proclamation presenting the Trustees' Award of Merit to Trustee Tom Spicer, who will be leaving the Board after twelve years of service to the University of Wyoming on the Board of Trustees. A dinner will be held at the Buchanan residence in his honor this evening.

AGENDA ITEM TITLE: Law and Pharmacy Students Tuition Concerns

CHECK THE APPROPRIATE BOX(ES):

- Work Session
- Education Session
- Information Item
- Other

NOTE: Board of Trustees President Brown allowed students to comment on tuition. This was early "public testimony."

MINUTES OF THE MEETING

University of Wyoming Law School students, Clayton Melinkovich and Teresa Thybo, of Potter Law Club, spoke before the Board, expressing their concern that the proposed increase in tuition is grossly unfair and may even be unconstitutional. The Wyoming Constitution provides that an education from the University be as nearly free as possible, a clause that applies to all students, not just resident undergraduates. The students stated that some scholarships have decreased and even disappeared due to the economic downturn, and to raise tuition during this time places an undue hardship on a portion of the student body. Mr. Melinkovich went on to say that student loans are becoming difficult if not impossible to obtain. He said a tuition increase is not the only avenue for revenue. Enrollment will go up due to job losses and the realization of the opportunity education offers. As enrollment increases, more tuition will be paid, and until we need to hire more faculty, it becomes extra income.

The Board asked several questions regarding the students' statements and endowment numbers. It was brought up that one of the action items in the University Plan is to set a policy of standardized annual tuition increases and that maybe ASUW and Potter Law Club could be more involved in the policy setting process.

A Board member questioned whether they were speaking for no increase or that it should apply across the whole student body. The point was made that a 3% increase on everyone would equal

the same as the 5% increase for the 48% of the students that would be affected now. However, student fee increases are borne primarily by undergraduates.

Aislinn McBeth of the School of Pharmacy also spoke regarding the tuition increase. She said she realized the Pharmacy School is expensive to run, but it was the unfairness of the proposed increase that prompted her to speak out.

President Buchanan thanked the students for coming to the meeting. He stated they were welcome anytime and that this is the way issues should be brought before the Board.

Following a brief break, Dean Vandel of the School of Pharmacy and Dean Burman of the School of Nursing commended the students for their professionalism.

AGENDA ITEM TITLE: FY10 Tuition Proposal, Harris

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify: Committee of the Whole (Consent Agenda)

MINUTES OF THE MEETING

Vice President for Administration Phill Harris referred the Trustees to the tuition discussion in the Board Report. One of the issues addressed is that while we have an infusion of general funds for the academic side, 50% of the Institution's costs are non-academic and those costs are increasing. This includes everything from insurance premiums to the cost of postage. He therefore recommended a tuition increase of approximately 5% as outlined in the report. Vice President Harris emphasized that this proposal is a result of much discussion internally among the administration. There was some discussion that the students who spoke against the tuition increase raised issues that maybe should be addressed before making a final decision, especially in light of recent economic developments.

The point was made that the Law School and School of Pharmacy tuition rates were among the lowest in the country and that there was a need to increase tuition now, in a fiscally responsible way, instead of having a huge increase in the future. Members of the committee recommending the increase said that many options were explored and there was a need to honor a prior vote to give the Hathaway Scholarship time to work. Others felt an across-the-board increase would be fairer.

Note: At this time Trustee Trosper joined the meeting by telephone, as he was unable to be present.

President Buchanan reminded the Trustees that this is the meeting that the tuition rate must be set and approved for the next year. If this is removed from the Consent Agenda, there will be no change in tuition for the 2009-2010 academic year.

Trustee Davis noted that all the points being discussed were already addressed in the committee meeting. He did not think that issue should be re-addressed now.

Trustee Willson said he thought the work of the committee has been exceptional. He wanted to know if the committee had been presented with some options. Trustee Rochelle said that yes, there were options discussed such as an across-the-board increase. Trustee Neiman said that as a committee member, he supported the committee recommendations.

AGENDA ITEM TITLE: FY10 Fee Book, Harris

CHECK THE APPROPRIATE BOX(ES):

- Work Session
 Education Session
 Information Item
 Other Specify: Committee of the Whole (Consent Agenda)
-

MINUTES OF THE MEETING

Vice President for Administration Phill Harris referred the Board to the FY10 Fee Book. It addresses major issues such as mandatory fees and typical external user charges. He also directed the Board to Page 16 of the Board Report which reflects the proposed changes in mandatory fees. This fee increase was discussed by all applicable campus units in addition to ASUW, which supports the increase. One issue addressed was students taking three credit hours or less. Under the proposal, they will be charged \$30 per credit hour. The balance of the fee increase includes a 3% increase in room rates in residence halls, 4% in food service and 2% in University apartments. Because there is an anticipated salary increase for next fiscal year, those self sustaining units will have to increase income to cover employee raises in those units for next year.

Friday, January 23, 2009

Business Meeting, UW Conference Center, room Salon C

The business meeting was called to order at 3:13 p.m.

Roll Call

Board of Trustees Secretary Warren Lauer took the roll. Trustees present were Dave Bostrom, Chuck Brown, Dick Davis, Betty Fear, Warren Lauer, Jim Neiman, Dave Palmerlee, Ann Rochell, Tom Spicer, and Howard Willson. Ex Officio members present were UW President Tom Buchanan, ASUW President Kelsey Day, and Laurel Ballard on behalf of Dr. Jim McBride, State Superintendent of Public Instruction. Those absent were Trustees Taylor Haynes, James Trospen and Ex-officio Trustee Governor Dave Freudenthal and his representative Chief of Staff Chris Boswell.

Approval of Board of Trustees Meeting Minutes

November 13-15, 2008

Approval of Executive Session Meeting Minutes

November 13-15, 2008

Trustee Palmerlee moved that the minutes of the Public and Executive Sessions of the November 13-15, 2008, Board of Trustees' meetings be approved. Trustee Neiman seconded the motion which passed unanimously.

Reports

ASUW

ASUW President Kelsey Day updated the Board on some upcoming and current events happening on campus and in the community. She said the Alternative Spring Break has expanded into nine trips this year. Trustee Jim Neiman commended the leadership of ASUW.

Staff Senate

Jauque Schuman, President of Staff Senate, reported that the Senate is currently having problems with visibility and finding new officers and members with supervisory support. They have formed a committee to explore options to the current policy of release time for the president.

Thanks to the generosity of the campus community they had a very successful holiday food drive.

Faculty Senate

Hannelore Mundt, Chair of Faculty Senate, explained items 10 and 11 on the Consent Agenda. She invited all trustees to the Take a Trustee to Class project at the next Trustees' meeting on March 6.

Public Testimony

There was no public testimony.

Committee of the Whole (Regular Business)

1. Board Committee Reports:

A. Academics and Research, (Allen)

Trustee Palmerlee, Chairman of the Academics and Research Committee, stated that the report from the Executive Session is on the Consent Agenda. The Committee also discussed K-12 issues. These were recently addressed by the Governor in the State of the State address. The committee would like to see these issues addressed on a policy level. With no preconceived notion that what the University is doing is right or wrong, he would ask that the administration take this up.

B. Fiscal and Legal Affairs, (Harris)

Trustee Lauer reported in the absence of Trustee Haynes and called on Associate Vice President for Fiscal Administration Janet Lowe to report. She identified two items on the Consent Agenda, one being to renew the contract with the external audit firm. The contract is subject to annual review and this will be the fourth year of the four year term. The second item is an additional fee of \$17,000 for a change in the scope of the compliance audit. She also stated the committee was working very hard on the search for an internal auditor and hoped to have telephone interviews in February.

Trustee Palmerlee asked if it is appropriate for this committee to be involved in the budgeting exercise called for by President Buchanan. The consensus was that it is appropriate.

C. Student Affairs/Athletics/Administration, (Axelson)

Trustee Rochelle reported that the NCAA accreditation site visit is in October. Three reports will be required at that time - Academic Integrity, Compliance and Gender Diversity, and Student Well-Being. The Chair chosen for the site visit is the President from the University of Tennessee. President Buchanan shared what he learned from his University of Alabama NCAA site visit.

The second issue discussed was Long Range Development. The community of Laramie, along with students and faculty, has explored assets and problem areas, and brainstormed about how and where to expand campus. The Vice Presidents were also asked to brainstorm on the same issues. The maps generated by both groups were very similar.

The last issue addressed in the committee meeting was tuition, fees, and rates which were already discussed in the Board meeting. Trustee Rochelle said the Committee had the Pharmacy students' letter before them and tried to address all of the issues and concerns in detail.

Committee of the Whole (Consent Agenda)

1. Approval of Contracts and Grants, Gern
2. Personnel, Allen
3. Approval of Construction Contracts, Harris
 - A. Visual Arts Complex – Architect
 - ~~B. War Memorial Stadium East Suites and Renovations – Guaranteed Maximum Price~~
(Removed from Consent Agenda because we do not yet have the Guaranteed Maximum Price.)
4. Annual Review and Renewal of External Audit Engagement, Lowe
5. External Audit Fee for Change in Scope of the Compliance Audit (A-133), Lowe
6. Facility Naming (moved after discussion in Executive Session), Allen
7. 2009 Honorary Degrees (moved on after discussion in Executive Session), Allen
8. ~~Medical Repayment Exception~~ (Removed from Consent Agenda at the request of Trustee Spicer)
9. Approval of Energy-Related Baccalaureate Degrees, Allen
 - A. Energy Resource Science Baccalaureate Degree
 - B. Energy Systems Engineering Baccalaureate Degree

10. Amendment to UW Regulation 5-803, Tenure and Promotion Procedures for University Faculty, Allen
11. Amendment to UW Regulation 6-702, Establishment of Faculty Senate Committees to Eliminate the UW R.E.A.D. Committee, Allen
12. Approval of FY10 Tuition Proposal, Harris
13. Approval of FY10 Fee Book, Harris

Trustee Spicer asked that item 8, "8. Medical Repayment Exception," be removed from the Consent Agenda and considered individually.

Item 3-B, "3. Approval of Construction Contracts (Harris); B. War Memorial Stadium East Suites and Renovations – Guaranteed Maximum Price," was removed from the Consent Agenda because there was not a guaranteed maximum price for War Memorial Stadium renovations yet to be approved.

Trustee Spicer moved to approve the Consent Agenda. Trustee Bostrom seconded the motion which passed unanimously.

New Business

Trustee Spicer asked that Item 8, "8. Medical Repayment Exception," from the Consent Agenda, be discussed. Trustee Spicer moved that the Board direct the administration to develop a policy with respect to medical repayment exception requests. Trustee Bostrom seconded the motion.

Trustee Rochelle thanked Trustee Willson for bringing the matter regarding WWAMI to the attention of the Board.

Trustee Willson said he would like some clarification on the structure of the study. He said he supports the concept of defining this issue, but would like some guidance from administration.

President Buchanan said he would be happy to provide some clarification at a future time, after some serious consideration. The motion passed unanimously.

It was clarified that there was no action taken on item 8.

There was no further New Business.

Trustee President Brown reminded the Board that Trustee Haynes was being inducted into the National Multi-Cultural Western Heritage Museum and will be recognized at a reception Wednesday, January 28, 2009, at 4:00 p.m. in Ross Hall. This induction is for his efforts in organic beef production on his ranch near Cheyenne, Wyoming.

Trustee Brown also stated that Trustee Davis and his wife Tami were to be recognized at the Governor's Arts Awards dinner in February.

Date of Next Meeting

March 5-7, 2009; Laramie, Wyoming

Adjournment

There being no further business, the meeting was adjourned at 3:48 p.m.

Respectfully submitted,



Shannon Sanchez
Deputy Secretary, Board of Trustees



Cheryl Drake
President's Staff Assistant