THE UNIVERSITY OF WYOMING BOARD OF TRUSTEES MINUTES

March 25-26, 2020

University of Wyoming Mission Statement (July 2017)

We honor our heritage as the state's flagship and land-grant university by providing accessible and affordable higher education of the highest quality; rigorous scholarship; the communication and application of knowledge; economic and community development; and responsible stewardship of our cultural, historical and natural resources.

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

- Graduate students who have experienced the frontiers of scholarship and creative activity and who are prepared for the complexities of an interdependent world;
- Cultivate a community of learning energized by collaborative work among students, faculty, staff and external partners.
- Nurture an environment that values and manifests diversity, internationalization, free expression, academic freedom, personal integrity and mutual respect; and
- Promote opportunities for personal health and growth, physical health, athletic competition and leadership development for all members of the university community.

As Wyoming's only public university, we are committed to scholarship, outreach and service that extend our human talent and technological capacity to serve the people in our communities, our state, the nation and the world.

THE UNIVERSITY OF WYOMING MINUTES OF THE BOARD OF TRUSTEES March 25-26, 2020 Via Video Conference

Marian H. Rochelle Gateway Center, Salons D&E
Laramie, Wyoming

As will be reflected in the public and executive session meeting minutes, the Board of Trustees of the University of Wyoming met in Laramie, Wyoming, on Wednesday, March 25, 2020, and Thursday, March 26, 2020. The meeting was held via video conference. Committees met on Wednesday, March 25, 2020. The Board's business meeting was held on Thursday, March 26, 2020.

THE UNIVERSITY OF WYOMING BOARD OF TRUSTEES MINUTES

March 25-26, 2020

Via Video Conference Marian H. Rochelle Gateway Center, Salons D&E Laramie, Wyoming

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Business Meeting

Roll Call

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

 February 12-13, 2020, Board of Trustees "Special Meeting"
Reports ASUW Staff Senate Faculty Senate
Public Testimony [Scheduled for Thursday, March 26, 11:00 – 11:30 a.m.]
Committee of the Whole Regular Business
Board Committee Reports [Scheduled for Thursday, March 26, 12:15 p.m.]
Trustee Committees
Liaison to Other Boards
Other Action Taken During Meeting
New Business
Date of Next Meeting: April 15, 2020 (conference call meeting)
Executive Session Information14

March 4, 2020, Board of Trustees "Special Meeting"

February 27, 2020, Board of Trustees "Special Meeting"
February 25, 2020, Board of Trustees "Special Meeting"

• February 19, 2020, Board of Trustees Conference Call Meeting

AGENDA ITEM TITLE: Introductions, Theobald/Mai

MINUTES OF THE MEETING

University of Wyoming Acting President Neil Theobald introduced School of Energy Resources (SER) Executive Director Dr. Holly Krutka. Krutka provided a brief summary of her vision for SER. Interim Vice President for Operations Bill Mai introduced Associate Vice President for Human Resources Tom Koczara. Koczara outlined priorities for his unit and an implementation timeline.

AGENDA ITEM TITLE: Report: Trustees Education Initiative, Reutzel

MINUTES OF THE MEETING:

College of Education Dean and Trustees Education Initiative (TEI) Executive Director Ray Reutzel provided the TEI annual report. Reutzel introduced a video entitled *What Will it Take to Produce the Nation's Highest Quality Educators* followed by a presentation of TEI's key accomplishments in 2019. Trustee David Fall commended the group on its work.

Trustees Education Initiative 2019 Progress Report Approved 03-26-20 @ 9:58 a.m.

Trustee David Fall moved to approve the Trustees Education Initiative 2019 Progress Report as presented to the Board. The motion was seconded by Trustee Macey Moore. The motion passed with a unanimous decision.

AGENDA ITEM TITLE: Governance, Theobald/Evans

MINUTES OF THE MEETING:

Acting President Neil Theobald provided a brief introduction of the topic of governance at the University of Wyoming. Theobald described a 1915 foundation document establishing a declaration of principles on academic freedom and tenure. Vice President and General Counsel Tara Evans provide a summary of the university's governance structure to include constitutional, statutory, and regulatory provisions related to the Board of Trustees' authority as a body corporate. Trustee Michelle Sullivan encouraged the Board to review the 2017 Association of Governing Boards (AGB) White Paper *Shared Governance: Changing with the Times* in preparation of a broader discussion during the May 2020 Board meeting

AGENDA ITEM TITLE: <u>COVID-19 Response Plan</u>, Benham-Deal, Chestnut, Evans, Jewell MINUTES OF THE MEETING:

Vice President and General Counsel and member of the University of Wyoming's COVID-19 Emergency Executive Policy Group (EEPG) Tara Evans provided the Board an update on the University's response to the COVID-19 pandemic. In response to Trustee inquiry, Evans provided information related to the communication process upon a positive test result and a description of the university's heightened cleaning protocols. Evans provided information regarding human resources processes during and in support of the university's COVID-19 response. Vice Provost Tami Benham-Deal provided details pertaining to implementation of online class delivery for the balance of the spring semester. Benham-Deal offered details in support of the request that the Board approve a temporary modification to UW Regulation 2-106 (Assignment of Grades) to assist with student success during the COVID-19 event. In response to inquiry from Trustee Dick Scarlett, Benham-Deal discussed the technological challenges of online education and the inconsistent internet access across the state. Vice President for Information Technology Robert Aylward discussed his unit's ongoing investigation and testing of a variety of approaches in support of students and faculty. Faculty Senate Chairman Ken Chestek requested faculty senate's

> executive committee be kept better informed as it is able to provide assistance and advice. Interim Vice President for Student Affairs and member of EEPG updated the Board on student accommodations in response to the COVID-19 event to include student housing, dining, support services and the consideration of alternate plans for commencement. In response to inquiry from Trustee David Fall, Chestnut discussed the status and functioning of the student health clinic on campus and other related resources available to students. Vice President for Research and Economic Development Ed Synakowski provided the Board an update on the status of and newly implemented processes and procedures related to research and research administration during the COVID-19 pandemic. Trustee Dave True requested the Board be kept informed in the event of a cessation of research projects. Associate Vice President for Financial Affairs David Jewell updated the Board on the university's financial operations and liquidity during the COVID-19 pandemic. Jewell further discussed the process for tracking the cost to the institution as it relates to its COVID-19 response, the university's coordination with the State Treasurer, and the drafting of a statement of disclosure related to the university's bonding. Jewell reported the university's COVID-19 response had not affected the university's annual FY21 budget process schedule. Acting President Neil Theobald discussed the formation of the Trustees' Ad Hoc Task Force on COVID-19 as a pipeline for the Trustees to receive weekly reports from the EEPG. Theobald expressed his commendation and appreciation of the ongoing responsiveness of the EEPG.

Temporary modification to UW Regulation 2-106 Approved 03-26-20 @ 11:15 a.m.

Trustee Macey Moore moved to allow administration the flexibility to allow students to opt-in to S-U grading through April 17, 2020. Trustee David Fall seconded the motion. The motion passed with a unanimous decision.

AGENDA ITEM TITLE:

Academic and Student Affairs Committee, Sullivan

MINUTES OF THE MEETING:

Posthumous Degree

Trustee Michelle Sullivan discussed the committee recommendation to confer a posthumous degree on University of Wyoming student Jacob Kientz who passed away January 23, 2020. Trustee Sullivan reported the Art and Art History Department, the College of Arts and Sciences, and Academic Affairs issued support of the award. Acting President Neil Theobald reviewed the request and offered his support.

Trustee Sullivan further reported, Jacob's mother approval to have a public acknowledgement of the request in the Trustees' meeting minutes and went on to state:

In honoring Jacob for this posthumous degree, we reached out to one of his professors, who had this to say about him: "At the time, Jacob was older and more mature than many of the other students in the ceramics community. He was kind and open and had a quiet wisdom that comes from life experience outside the academic or home environment. He really wanted to be in the studio and work with clay. I remember enjoying his enthusiasm for the medium. He was a wonderful model for the other students because of this enthusiasm and sincerity. They looked up to Jacob. He understood that his art practice gave him a fundamental, personal satisfaction and fulfillment. He pushed himself to grow and his particular interests included large-scale vessel forms and glaze exploration. Jacob loved glaze, glazing,

firing and opening the kiln to see his results. I will always remember his offset eyes, big smile and gentle spirit."

Posthumous Degree

Approved 03-26-20 @ 12:37 p.m.

Trustee Michelle Sullivan moved that Jacob Keintz be granted a posthumous degree from the University of Wyoming. Trustee Macey Moore seconded the motion. The motion passed with a unanimous decision.

WYDENT/WWAMI Appeals

In response to the number of WYDENT and WWAMI appeals the Board takes under consideration, College of Health Sciences Dean David Jones discussed a suggested approach for Board adoption in an effort to streamline those requests that involve part-time practice within the state of Wyoming or requests for consideration by the WWAMI or WYDENT student to have telehealth practice count towards loan repayment.

WYDENT/WWAMI Appeals (1)

Approved 03-26-20 @ 12:43 p.m.

Trustee Michelle Sullivan made a standing motion to delegate to administration the ability to determine in all cases of WYDENT or WWAMMI appeals that a request to reduce loan payment based on telehealth or practice that is not physically located in the state of Wyoming those appeals will not be granted. The motion was seconded by Trustee Macey Moore. The motion passed with a unanimous decision.

WYDENT/WWAMI Appeals (2)

Approved 03-26-20 @ 12:45 p.m.

Trustee Michelle Sullivan made a standing motion to delegate to Administration the ability to determine in all cases of WYDENT or WWAMI appeals that request to reduce loan repayment based on practice in the state of Wyoming of 50% or greater that loan repayment forgiveness will be granted based on the exact percentage of practice physically located in the state of Wyoming within the three year period of loan repayment. The motion was seconded by Trustee Macey Moore. The motion passed with a unanimous decision.

Teachers of American Indian Children graduate certificate transfer to the College of Arts & Sciences

Associate Vice Provost Jim Ahern described for the Board the College of Education and the College of Arts and Sciences proposal to move the academic home of the Teachers of American Indian Children (TAIC) graduate certificate program from the former to the latter. Ahern related that in 2017 the faculty line of the program coordinator for the TAIC program (Dr. Angela Jaime) was moved from the College of Education to the School of Culture, Gender and Social Justice (SCGSJ) in the College of Arts & Sciences. Given the program coordinator's move combined with the crucial role SCGSJ plays in teaching the curriculum of the TAIC, the colleges' deans have jointly proposed that the TAIC program be moved to the College of Arts & Sciences. The move to house the TAIC in the SCGSJ will allow the program to grow and continue to service the students and greater Wyoming education community.

Transfer of Academic home for the Teachers of American Indian Children Graduate Certificate Approved 03-26-20 @ 12:53 p.m.

Trustee Michelle Sullivan moved to authorize administration to transfer the academic home of the Teachers of American Indian Children graduate certificate from the College of Education to the School of Culture, Gender and Social Justice in the College of Arts & Sciences. Trustee Macey Moore seconded the motion. The motion passed with a unanimous decision.

AGENDA ITEM TITLE: Biennium Budget Committee, McKinley

MINUTES OF THE MEETING:

Trustee John McKinley provided the Board an update on the work of the committee to include an update on the timing of a bond issuance and the status of other elements of the student housing project; the state legislature's budget footnotes related to BSL3; College of Law tuition; a programmatic update on AMK Ranch; status of the SLIB loan for purchase of the research aircraft and a forthcoming purchase for the College of Agriculture to be discussed during the FY21 budget hearings. Trustee McKinley discussed processes to address potential fiscal disruptions due to COVID-19 pandemic.

Law School Tuition

Approved 03-26-20 @ 1:16 p.m.

Trustee John McKinley moved the College of Law have a zero percent (0%) tuition increase for both residents and non-residents for academic year 2020-2021. Trustee Dick Scarlett seconded the motion. The motioned passed with a unanimous decision.

AGENDA ITEM TITLE: Facilities Contracting Committee, McKinley

MINUTES OF THE MEETING:

Trustee John McKinley provided an update on committee discussions to include a status report on proposed Jacoby Ridge Trail wayfinding signage and a potential Starbucks Coffee location in the Wyoming Union to be taken under consideration at a future committee meeting. Trustee McKinley updated the Board on committee recommendations by way of the following motions.

Construction Delivery Method Approval

Approved 03-26-20 @ 1:18 p.m.

Trustee John McKinley moved the Board authorize administration to negotiate and use the CMAR contract format for the following projects: Ivinson Parking Garage; Fleet and Transit Relocation; Wyoming Hall Deconstruction; Wyoming Hall Utilities Relocation; Student Housing. Trustee Brad LaCroix seconded the motion. The motion passed with a unanimous decision.

Design Consultant Agreement – Ivinson Parking Garage Approved 03-26-20 @ 1:20 p.m.

Trustee John McKinley moved the Board authorize the administration to proceed with negotiating and entering into a contract with ByArchitectural Means in consultation with AMD Architects for a not-to-exceed amount of \$926,400.00 for the Ivinson Parking Garage Project and funds shall come from the Housing Reserve Account. Trustee Dick Scarlett seconded the motion. The motion passed with a unanimous decision.

Note: The plan for permanent financing is that these funds will be reimbursed from future Bond Issuance.

College of Law – payment of incurred design fees

Approved 03-26-20 @ 1:22 p.m.

Trustee McKinley moved the Board authorize payment of previously incurred design fees and allow administration to execute a contract amendment with ByArchitectural Means in the amount of \$110,640.00 and the payment of this amount shall come from the private funds raised for this project. Trustee Dick Scarlett seconded the motion. The motion passed with a unanimous decision.

Science Initiative – Hot water & Chiller

Approved 03-26-20 @ 1:24 p.m.

Trustee John McKinley moved the Board authorize administration to execute the design contract amendment with GSG Architecture in the amount of \$5,800.00. Trustee Laura Schmid-Pizzato seconded the motion. The motion passed with a unanimous decision.

Science Initiative – Greenhouse

Approved 03-26-20 @ 1:25 p.m.

Trustee John McKinley moved the Board allow administration to execute the design contract amendment with GSG Architecture in the amount of \$40,665.00. Trustee Michelle Sullivan seconded the motion. The motion passed with a unanimous decision.

Campbell County Economic Development - WSBDC lease from Campbell County Development **Corporation**

Approved 03-26-20 @ 1:26 p.m.

Trustee John McKinley moved the Board authorize administration to execute a lease agreement for a three (3) year term with Energy Capital Economic Development Corporation. Trustee Brad LaCroix seconded the motion. The motion passed with a unanimous decision.

Design Consultant Selection for Student Housing Approved 03-26-20 @ 1:28 p.m.

Trustee John McKinley moved the Board authorize administration to execute an agreement with the design consultant team of Plan One, alm2s and Mackey Mitchell Architects for Level 3 design and construction administration services for Phase 1 of the Student Housing project in the amount of \$7,091,675.00 and funds shall come from the Housing Reserve Account. Trustee Kermit Brown seconded the motion. The motion passed with a unanimous decision.

Note: The plan for permanent financing is that these funds will be reimbursed from future Bond Issuance.

Oil & Gas Lease - Mississippi

Approved 03-26-20 @ 1:31 p.m.

Trustee John McKinley moved the Board authorize administration to execute the Oil & Gas Lease covering 3.16 n/m/a located in Mississippi as negotiated. Trustee Dick Scarlett seconded the motion. The motion passed with a unanimous decision.

AGENDA ITEM TITE: Vice President and Dean Search Committee, Schmid-Pizzato

Trustee Laura Schmid-Pizzato reported the committee had postponed its regular meeting to accommodate administrator focus on the university's COVID-19 response.

AGENDA ITEM TITLE: **UW Regulation Review Committee**, Brown

MINUTES OF THE MEETING:

Vice President and General Counsel Tara Evans provided an explanation of modifications to UW Regulation 11-7 (Wyoming Union). Per the routing process for UW Regulations, the proposed modifications to the regulations were provided to the Leadership Team, Deans and Directors, Faculty Senate, Staff Senate, ASUW, and the Internal Auditor. ASUW provided feedback related to the composition of the Student Involvement and Leadership Committee.

Modifications to UW Regulation 11-7 (Wyoming Union) Approved 03-26-20 @ 1:41 p.m.

Trustee Kermit Brown moved to authorize modifications to UW regulation 11-7 as presented to the Board. The motion was seconded by Trustee Jeff Marsh. The motion passed with a unanimous decision.

Trustee Dave True reported of the formation of the Trustees' Ad Hoc Task Force on COVID-19; its membership includes Trustees Laura Schmidt-Pizzato, David Fall, Brad LaCroix, and Trustee Kermit Brown as Chairman. Interim Vice President for Student Affairs Kim Chestnut, Professors Greg Brown, and Ken Chestek rounded out the task force membership. The task force will meet weekly to receive information from the university's COVID-19 EEPG.

Trustee Dave True stated Trustees Jeff Marsh, Macy Moore, and Brad Bonner were appointed to a Trustees' Presidential Transition team. Trustee True further stated Trustee Laura Schmidt-Pizzato accepted the invitation to fill the liaison position to the Alumni Association Board left vacant by Trustee Wava Tully upon her resignation from the Board.

Thursday, March 26, 2020

Business meeting

Via Video Conference

Marian H. Rochelle Gateway Center, Salon D&E

Roll Call

The business meeting was called to order at 1:30 p.m. Trustee Kermit Brown took roll.

Trustees participating: Trustees participating: Mel Baldwin, Brad Bonner, Kermit Brown, David Fall, Brad LaCroix, Jeff Marsh, John McKinley, Macey Moore, Dick Scarlett, Laura Schmid-Pizzato, Michelle Sullivan, and Dave True. Ex-officio Trustee ASUW President Jason Wilkins, University Acting President Neil Theobald, Executive Director of Wyoming Community College Commission Sandy Caldwell and State Superintendent of Public Instruction Jillian Balow were in attendance. Governor Mark Gordon as not in attendance; Senior Policy Officer Lachelle Brant attended on his behalf.

Approval of Board of Trustees Meeting Minutes (Public Session and Executive Session)

- March 4, 2020, Board of Trustees "Special Meeting"
- February 27, 2020, Board of Trustees "Special Meeting"
- February 25, 2020, Board of Trustees "Special Meeting"
- February 19, 2020, Board of Trustees Conference Call Meeting
- February 12-13, 2020, Board of Trustees "Special Meeting"

Reports

ASUW, Wilkins

ASUW President Jason Wilkins provided a report to the Board to include ASUW's efforts to offer financial assistance to students in response to the COVID-19 pandemic. Wilkins stated the ASUW senate will continue to meet via video conference and will hold elections April 27 through 29, 2020. Wilkins remarked this was his final report as ASUW President, and expressed appreciation to the UW Board of Trustees.

Staff Senate, Wheeler

Staff Senate President James Wheeler provided a report to the Board to include news that due to the COVID-19 pandemic and the university's response, Staff Recognition Day had been cancelled and the Staff Senate luncheon with Trustees had been postponed until further notice. Wheeler further reported Staff Senate would continue to meet via teleconference but its executive elections had been postponed. Wheeler provided information about resources and support to staff during the COVID-19 pandemic in response to inquiry from Trustee Kermit Brown. Vice President and General Counsel and member of the university's COVID-19 EEPG Tara Evans added most staff are working remotely, that staff feel supported and that issues are being addressed.

Faculty Senate, Chestek

Faculty Senate Chairman Ken Chestek provided a report to the Board about faculty's transition to online course delivery and the senate's review of UW Regulation 2-8 (Appointment, Evaluation, and Removal of Academic Administrators).

Public Testimony [Scheduled for Thursday, March 26, from 11:00-11:30 a.m.]

Parent Shelly Lovato requested assistance and relief related to the status of her student's housing in response to campus closure due to the COVID-19 pandemic.

Committee of the Whole

Board Committee Reports [Scheduled for Thursday, March 26, 1:30 p.m.]

The following committee meetings were postponed:

- Research and Economic Development Committee
- Academic and Student Affairs Committee
- Fiscal and Legal Affairs Committee
- Legislative Relations Committee

Liaisons to Other Boards

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

Written reports were provided to the Board in advance of the meeting and can be found on the University of Wyoming Board of Trustees website.

OTHER ACTIONS TAKEN DURING MEETING

Approved 03-26-20 @ 1:55 p.m.

Approval of Minutes

Trustee Mel Baldwin moved approval of the following minutes for both public and executive sessions: March 4, 2020, Board of Trustees "Special Meeting"; February 27, 2020, Board of Trustees "Special Meeting"; February 25, 2020, Board of Trustees "Special Meeting"; February 19, 2020, Board of Trustees Conference Call Meeting, and February 12-13, 2020, Board of Trustees "Special Meeting". Trustee Dick Scarlett seconded the motion. The motion passed with a unanimous decision.

Annual Election of Officers

Trustee Dick Scarlett provided the Nominating Committee's recommendation for the election of UW Board of Trustees Officers. Newly elected Officers will assume their positions on May 1, 2020.

Approved 3-26-20 @ 1:59 p.m.

Board Officer Nominations

Trustee Dick Scarlett moved to submit a unanimous ballot as follows: Trustee Jeff Marsh for UW Board of Trustees Chairman, Trustee John McKinley for Vice Chairman and Trustee Kermit Brown for Treasurer. Trustee Brad Bonner seconded the motion. The motion passed with a unanimous decision.

Trustee Dick Scarlett provided the Nominating Committee's recommendation of Trustees Laura Schmid-Pizzato and Michelle Sullivan for Secretary of the UW Board of Trustees. The Board conducted its election for this position via confidential ballot. Trustee Laura Schmid-Pizzato withdrew her nomination after the fourth round of tied votes.

Approved 3-26-20 @ 3:57 p.m.

Board Officer Election

Trustee Laura Schmidt-Pizzato moved for Trustee Michelle Sullivan to be secretary. Trustee David Fall seconded the motion. The motion passed with a unanimous decision.

Approved 3-26-20 @ 2:25 p.m.

Medical Library Association Interlibrary-Loans User Agreement

Trustee David Fall moved the Board authorize administration to sign the Medical Library Association Interlibrary-Loans User Agreement. Trustee Brad LaCroix seconded the motion. The motion passed with a unanimous decision.

Approved 3-26-20 @ 2:26 p.m.

Contracts and Grants Report

Trustee David Fall moved to approve the contracts and grants report as presented by the Board. Trustee Jeff Marsh seconded the motion. The motion passed with a unanimous decision.

Approved 3-26-20 @ 2:27 p.m.

Personnel Report

Trustee Brad LaCroix moved to approve the personnel report as presented to the Board. Trustee Laura Schmidt-Pizzato seconded the motion. The motion passed with a unanimous decision.

Approved 3-26-20 @ 2:31 p.m.

Dr. Ed Seidel Contract Approval

Trustee Kermit Brown moved the Chairman of the Board be authorized to execute Dr. Edward Seidel's Employment Contract as President of the University of Wyoming previously negotiated by and with Dr. Seidel. Upon the recommendation of the Provost, Trustee Brown also moved to approve granting Dr. Seidel tenure at the rank of Professor in the department of Physics and Astronomy in the College of Arts and Sciences. Trustee Jeff Marsh seconded the motion. The motion passed with a unanimous decision.

Trustees Open Discussion with Dr. Edward Seidel

Presidential Designate Dr. Ed Seidel addressed the Board via video conference and expressed excitement and anticipation to assume his position as the University of Wyoming President in July 2020. Seidel provided an update on his communication with members of the UW Board of Trustees, Acting President Neil Theobald, and various university and state stakeholders. Seidel broadly discussed his priorities and a keen interest in economic development and entrepreneurship. Wyoming Community College Commission Executive Director Sandy Caldwell expressed appreciation for Seidel's interest in creating relationships with community college presidents. Trustee Jeff Marsh suggested the Trustees' July 2020 out of town meeting in Torrington would be an opportunity for Seidel to interface with state-wide stakeholders. Trustee John McKinley discussed the importance of maintaining a focus on the institution.

New Business

There was no new business.

Date of Next Meeting

April 15, 2020 (conference call)

Adjournment

The meet was adjourned at 3:59 p.m.

Executive Session Information

[The UW Board of Trustees met in Executive Session on Thursday, March 26, 2020, via video conference.]

Executive Session Thursday, March 26, 2020 8:00-9:15 a.m. Via Video Conference

The University of Wyoming Board of Trustees called the meeting to order at 8:00 a.m. Trustee Kermit Brown moved the Board enter into Executive Session for the purpose of:

1. Receiving information classified as confidential by law under Wyoming Statute 16-4-405(a)(ix);

- 2. Consideration of the appointment, employment, right to practice or dismissal of a public employee under Wyoming Statute 16-4-405(a)(ii); and
- 3. Matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party under Wyoming Statute 16-4-405(a)(iii).

The Executive Session was attended by the 12 voting members of the Trustees, ex-officio trustees, and UW administrators and staff as appropriate. Trustee Michelle Sullivan seconded the motion, which passed unanimously. The Board entered Executive Session at 8:01 a.m.

Trustees participating: Mel Baldwin, Brad Bonner, Kermit Brown, David Fall, Brad LaCroix, Jeff Marsh, John McKinley, Macey Moore, Laura Schmid-Pizzato, Dick Scarlett, Michelle Sullivan, and Dave True. Ex-officio Trustees participating: University of Wyoming Acting President Neil Theobald, ASUW President Jason Wilkins, Executive Director for Wyoming Community College Commission Sandy Caldwell, and State Superintendent of Public Instruction Jillian Balow. Governor Mark Gordon was not attendance; Senior Policy Advisor Lachelle Brant attended on his behalf.

Vice President and General Counsel Tara Evans, UW Board of Trustees Deputy Secretary RoseMarie London, and IT Specialist Lisa Stafford attended the entirety of the meeting. The following administrators during their respective topics: Vice Provost Tami Benham Deal, Associate Vice Provost Anne Alexander, Athletic Director Tom Burman, and Outside Counsel, Rob Jarosh, Hirst Applegate.

Respectfully submitted,

RoseMarie London

Deputy Secretary, UW Board of Trustees

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