

**THE UNIVERSITY OF WYOMING**  
**BOARD OF TRUSTEES' MINUTES**

**April 13, 2006**

The Final Minutes can be found on the University of Wyoming Board of Trustees website at [www.uwyo.edu/trustees/meetings](http://www.uwyo.edu/trustees/meetings)

## **University of Wyoming Mission Statement** (April 2002)

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

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

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

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

The primary vehicles for identifying the specific actions and resource allocations needed to achieve this complex mission are the University's *Academic Plan*, *Support Services Plan*, and *Capital Facilities Plan*, each revised periodically.

**TRUSTEES OF THE UNIVERSITY OF WYOMING AGENDA**  
**Thursday, April 13, 2006**  
**Meeting held in Casper, Wyoming at the**  
**Outreach Building, room 150**  
*951 North Poplar Street*  
*Casper, Wyoming 82601*

**WORK SESSIONS**

Phase II of Department of Energy C Sequestration Project, Gern.....1  
WICHE Presentation, Buchanan.....2  
Cooperative Extension Service Presentation, Allen .....3  
2005-2006 Biennium Section I Operating Budget Increase; 2006 Session Laws, Effective  
Immediately Appropriation, Harris.....4  
  
WWAMI and Psychiatric Nurse Practitioner Form Contracts, Miller .....6  
  
Approval of Construction Contracts, Harris .....8  
  
Faculty Endowment Funds- Investment of Corpus, Miller .....9

**Thursday, April 13, 2006**

**Business Meeting** (Outreach Building, room 150) .....11

Roll Call

Approval of Board of Trustees Meeting Minutes  
    March 23-25, 2006  
    March 30, 2006  
Approval of Executive Session Meeting Minutes  
    March 23-25, 2006  
    March 30, 2006

Reports

- ASUW
- Staff Senate
- Faculty Senate

Public Testimony

Committee of the Whole (Regular Business)

1. Audit and Fiscal Integrity Committee Report, Lowe.....12

Committee of the Whole (Consent Agenda)

1. Approval of Contracts and Grants, Gern .....12

2. Approval of Differential Tuition for the Business for Engineers Certificate Program, Murdock.....	12
3. 2005-2006 Biennium Section I Operating Budget Increase; 2006 Session Laws, Effective Immediately Appropriation, Harris.....	12
4. WWAMI and Psychiatric Nurse Practitioner Form Contracts, Miller .....	12
5. Approval of Construction Bids, Harris .....	12
A. Crane and Hill Halls Fire Suppression	
B. Design/Build of Outdoor Track Facility	
6. IT Facility Siting, Harris/Aylward.....	12
7. University will manage the Faculty Endowments until the November constitutional vote, Buchanan.....	12

New Business

Date of next meeting – May 3-5, 2006; Laramie, Wyoming

**THE UNIVERSITY OF WYOMING  
MINUTES OF THE TRUSTEES**

*April 13, 2006*

Members of the Board were hosted by the Casper College Board of Trustees and UW and Casper College Administrators for dinner and a reception at the Casper Petroleum Club on Wednesday, April 12, 2006. The Board participated in a tour of the Outreach Facility, UW/CC, CHCCW, and Cooperative Extension Services followed by lunch at the Three Crowns Golf Club on Thursday, April 13, 2006.

Sessions for work were conducted on Thursday, April 13, 2006. The Board held their Business Meeting on Thursday, April 13, 2006.

**AGENDA ITEM TITLE: Phase II of Department of Energy C Sequestration Project, Gern**

CHECK THE APPROPRIATE BOX(ES):

- Work Session  
 Education Session  
 Information Item  
 Other Specify:

Vice President for Research and Economic Development Bill Gern will give a presentation to the Board of Trustees. Materials will be distributed at the meeting.

---

MINUTES OF THE MEETING

Vice President Bill Gern gave a powerpoint presentation detailing the Big Sky Regional Sequestration Partnership. Vice President Gern discussed geologic sequestration, what it is and the major reason for it, which is to reduce global emission into the atmosphere. The University will be receiving about \$1.4 million over the next four years. Farmers are interested because they can sell the carbon that is being put into the soil. The University is trying to find how much can be stored in range land and crop land. This could provide another source of income for farmers and ranchers nationwide.

Vice President Gern noted that the Ruckelshaus Institute will be involved in this project. The Board asked various questions about the project and how it may affect their respective areas across the state.

**AGENDA ITEM TITLE: WICHE Presentation, Buchanan**

CHECK THE APPROPRIATE BOX(ES):

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

President Buchanan will give a presentation to the Board of Trustees. Materials will be distributed at the meeting.

---

MINUTES OF THE MEETING

Due to time constraints, this item was postponed to a later date.

**AGENDA ITEM TITLE: Cooperative Extension Service Presentation, Allen**

CHECK THE APPROPRIATE BOX(ES):

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

Dean of the College of Agriculture Frank Galey will give a presentation to the Board of Trustees.

---

MINUTES OF THE MEETING

Due to time constraints, this item was postponed to a later date.



**AGENDA ITEM TITLE: 2005-2006 Biennium Section I Operating Budget Increase; 2006 Session Laws, Effective Immediately Appropriation, Harris**

CHECK THE APPROPRIATE BOX(ES):

- Work Session  
 Education Session  
 Information Item  
 Other           Specify: BUSINESS MEETING (Consent Agenda)

BACKGROUND AND POLICY CONTEXT OF ISSUE:

The President is requesting a FY 2006 budget authority increase of \$780,000 in State General Funds due to the effective immediately appropriation in the 2007-2008 Biennium Budget request for the Casper Residency program. (See 2006 Session Laws, Chapter 35, Section 2.067, Footnote #2.) This appropriation was requested to replenish the UW Income Fund increase that was approved on October 1, 2005 to pay CHCCW for clinical activities of the medical education program to cover costs of uncompensated care.

The President is also requesting that the previously approved UW Income Fund increase remain in the FY 2006 budget to cover the costs for employer-paid benefits (EPBs). Expenditure projections through June 30, 2006 indicate that there is insufficient budget authority in EPB accounts for FY 2006.

Prior Related Board Discussions/Actions:

The Board received several legislative updates regarding the 2007-2008 Biennium Budget request, which includes the effective immediately request for \$780,000.

The Board approved the UW Income Fund increase of \$780,000 to pay CHCCW contract costs on October 1, 2005. The Board had several meetings during which the CHCCW contract was discussed. The contract was signed by duly-authorized representatives at the end of June, 2005.

WHY THIS ITEM IS BEFORE THE BOARD:

The Board's approval of the operating budget increase is required by UNIREG 239, Trustee Regulations, and University budget procedures.

ARGUMENTS IN SUPPORT:

- On March 10, 2006 the Governor signed Chapter 35, which appropriated the effective immediate appropriation.
- UW will be unable to pay employer-paid benefits obligations, if the previously-approved UW Income Fund increase is removed from the budget authority.

ARGUMENTS AGAINST:

None

**ACTION REQUIRED AT THIS BOARD MEETING:**

This is an action item that requires approval by the Board.

**PRESIDENT'S RECOMMENDATION:**

It is recommended that the Board of Trustees of the University of Wyoming authorize an increase of \$780,000 in the Section I operating budget for the effective immediately state general fund appropriation and to continue the previously-approved UW Income Fund increase for the same amount.

---

**MINUTES OF THE MEETING**

Vice President for Administration Phill Harris presented to the Board the information regarding the Section I increases. We submitted to the legislature a request of funds. The recommendation was to increase the section I money. The bill for the School of Energy Resources was effective immediately. The state has already added that into our account for authorization. Trustee Spicer moved to add this item to the Consent Agenda.

**AGENDA ITEM TITLE: WWAMI and Psychiatric Nurse Practitioner Form Contracts, Miller**

CHECK THE APPROPRIATE BOX(ES):

- Work Session  
 Education Session  
 Information Item  
 Other                      Specify: BUSINESS MEETING (Consent Agenda)

**BACKGROUND AND POLICY CONTEXT OF ISSUE:**

W.S. 21-17-109 authorizes the WWAMI medical education contract program and provides that the Board of Trustees will contract with the students pursuing medical education. Amendments to the contract must be approved by the Board. Amendments are being proposed to provide a means for encouraging WWAMI physicians to pursue post-residency education, but within limits.

2006 Wyoming Session Laws, Chapter 19 created a program under which nurses who pursue the graduate degree currently offered by UW to qualify them as advanced nurse practitioners in psychiatry will receive financial aid, which can be repaid either through practice in Wyoming or in cash. The administration of the program is patterned after that for WWAMI students.

The Board is requested to approve Addendum No. 1 to existing WWAMI contracts which provides that WWAMI graduate physicians are not required to begin repayment in cash of their debt after completion of their residency, if they pursue an ACGME approved post-residency education within one year after completion of their residency. Any ACGME post-residency program of two years or less qualifies. If the post-residency program is longer than two years, a review committee must approve it. Without this amendment, the current contract provides a disincentive for physicians to pursue post-residency education since they must begin repayment of their debt one year after completion of their residency. The terms of this amendment were recommended by the Dean of the College of Health Sciences and the Directors of the Family Practice Residencies.

This Addendum No. 1 also specifies that once a physician begins repaying the University over the 8 year repayment, the physician may within 4 years elect to return to practice in Wyoming and repay the debt through service. This would result in a refund of prior payments.

The Board is requested to approve a new contract for entering WWAMI classes of 2006 and later which includes the language contained in Addendum No. 1.

The Board is requested to approve the contract for students who elect to participate in the new financial aid program for advanced nurse practitioners in psychiatry.

**Prior Related Board Discussions/Actions:**

The Board has previously approved the form of the WWAMI contract.

**WHY THIS ITEM IS BEFORE THE BOARD:**

The statutes require Board approval for these contracts.

**ARGUMENTS IN SUPPORT:**

The current WWAMI contract discourages physicians from pursuing post-residency training in specialties that are needed in Wyoming. The statutes for the new advanced nurse practitioner in psychiatry financial aid program require Board approval of the agreement with the students.

**ARGUMENTS AGAINST:**

None

**ACTION REQUIRED AT THIS BOARD MEETING:**

Board approval.

**PRESIDENT'S RECOMMENDATION:**

Approve the agreements as submitted.

---

**MINUTES OF THE MEETING**

Vice President for Governmental, Community and Legal Affairs, Rick Miller, discussed WWAMI and referenced the contracts in the April 2006 Board of Trustees Report. He noted that the Board has flexibility in the contract terms. Vice President Miller discussed the specifics of the contracts and answered questions from the Board, noting the 8-year payback period. Students can, at any time during the first 4 years, come back to Wyoming and get their student loan paid back. Any money that was paid towards the debt will be paid back as well. The goal is to have our graduating physicians practicing in Wyoming. There is a 4 year limit. Trustee Willson moved to add this item to the Consent Agenda.

**AGENDA ITEM TITLE: Approval of Construction Contracts, Harris**

CHECK THE APPROPRIATE BOX(ES):

- Work Session  
 Education Session  
 Information Item  
 Other                      Specify: BUSINESS MEETING (Consent Agenda)

Vice President for Administration Phill Harris will provide updates to the Board of Trustees. Materials will be distributed at the meeting.

---

MINUTES OF THE MEETING

Vice President for Administration Phill Harris presented to the Board the updates on construction contracts including the Crane and Hill Halls fire suppression project and the design/buildg of outdoor track facility referenced in the memo distributed to the Trustees. Approval of these bids was added to the Consent Agenda.

Vice President Harris then began discussion of the IT Facility siting. He distributed the *Site Analysis/Selection Report* dated July 14, 2005. Vice President Harris referenced the report and discussed the different location options that had been considered. The Board discussed various topics including siting the building at the current Ivinson location, utilities, the shape of the proposed structure, security issues, parking concerns, affects made to the Greek neighborhood, and consistency with architectural design in the surrounding areas. Trustee Palmerlee moved to add this item to the Consent Agenda.

**AGENDA ITEM TITLE: Faculty Endowment Funds- Investment of Corpus, Miller**

CHECK THE APPROPRIATE BOX(ES):

- Work Session  
 Education Session  
 Information Item  
 Other                   Specify: BUSINESS MEETING (Consent Agenda)

Additional materials included with the Board of Trustees Report.

**BACKGROUND AND POLICY CONTEXT OF ISSUE:**

Current law requires UW to enter into an agreement with the UW Foundation for management of the investment of state funds provided for the faculty endowment. Recall that these funds are provided based upon a complex formula under which the amounts available from the preceding fiscal year should be known by August or September. Given the complexity, for the first year of this funding program, fiscal year 2005, slightly over \$4 million was transferred to UW in early 2006, and more is anticipated in the fall 2006.

The legislature enacted Senate Joint Resolution 4, a proposed constitutional amendment that will appear on the November 2006 general election ballot. If passed, the faculty endowment funds will become permanent funds of the state, and subject to investment under a series of other statutes. The Joint Education Interim Committee has discussed the possibility that, should the constitutional amendment pass, the Committee would pursue legislation to have the state responsible for the investment of them rather than continue to have the foundations of the 8 higher education institutions invest them.

This issue was discussed in more detail in a March 15, 2006, memo that was provided to the Board of Trustees at its March meeting and is also enclosed with these minutes, along with relevant statutes.

As briefly discussed at the March meeting, the Board must determine what it will propose to the Foundation regarding the agreement under which these funds will be transferred and invested. Two options are proposed in the March 15, 2006, memo.

**Prior Related Board Discussions/Actions:**

The Board was briefed regarding this issue at its March 2006 meeting.

**WHY THIS ITEM IS BEFORE THE BOARD:**

The statutes require Board approval for this agreement.

**ARGUMENTS IN SUPPORT:**

The statutes require Board action regarding an agreement.

**ARGUMENTS AGAINST:**

None

**ACTION REQUIRED AT THIS BOARD MEETING:**

Provide direction to the administration regarding which of the options described in the March 15, 2006 memo should be pursued with regard to the agreement with the Foundation.

**PRESIDENT'S RECOMMENDATION:**

Provide the requested direction.

---

**MINUTES OF THE MEETING**

Vice President for Government, Community and Legal Affairs Rick Miller discussed the faculty endowment funds and asked for direction from the Board. He noted that it is an issue of timing and we have options for investing. The following item was added to the Consent Agenda, the "University will manage the Faculty Endowments until the November constitutional vote."

### **Thursday, April 13, 2006**

#### **Business Meeting** (Outreach Building, room 150)

Trustee President Judy Richards called the Business Meeting to order at 4:15 p.m. Being that Trustee Davis was absent, Trustee Richards took roll call.

#### **Roll Call**

Trustee Richards took roll. The following were present: Trustees Brown, Haynes, Neiman, Palmerlee, Richards, Rounds, Spicer, Trosper, True, and Willson. Ex-officio Trustees Dr. Buchanan and Jon Hughes were present. Ex-officio Trustee Freudenthal was unable to attend, so Chris Boswell attended in his place. Ex-officio Trustee McBride, Superintendent of Education, was not present. Trustee Davis participated by phone.

#### **Approval of Board of Trustees Meeting Minutes**

Trustee Spicer moved to approve the minutes as presented (excluding minutes taken by Board Secretary Dick Davis); Trustee True seconded. The motion carried.

#### Approval of Board of Trustees Meeting Minutes

March 23-25, 2006

March 30, 2006

#### Approval of Executive Session Meeting Minutes

March 23-25, 2006 (excluding minutes taken by Board Secretary Dick Davis)

March 30, 2006 (excluding minutes taken by Board Secretary Dick Davis)

#### **Reports**

##### **ASUW**

Ex-Officio Trustee Jon Hughes noted that this year's elections were complete and the new officers were selected. He then introduced to the Trustees, the new ASUW President, Travis Jordan. Hughes followed by saying that he has enjoyed his time on the Board and thanked everyone for this opportunity.



### **Staff Senate**

There was no representative from the Staff Senate.

### **Faculty Senate**

There was no representative from the Faculty Senate.

### **Public Testimony**

There was no public testimony.

### **Committee of the Whole (Regular Business)**

1. Audit and Fiscal Integrity Committee Report, Lowe

Associate Vice President for Administration Janet Lowe was unable to attend the meeting. Vice President for Administration Phill Harris gave a brief update.

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

1. Approval of Contracts and Grants, Gern
2. Approval of Differential Tuition for the Business for Engineers Certificate Program, Murdock
3. 2005-2006 Biennium Section I Operating Budget Increase; 2006 Session Laws, Effective Immediately Appropriation, Harris
4. WWAMI and Psychiatric Nurse Practitioner Form Contracts, Miller
5. Approval of Construction Bids, Harris
  - A. Crane and Hill Halls Fire Suppression
  - B. Design/Build of Outdoor Track Facility
6. IT Facility Siting, Harris/Aylward
7. University will manage the Faculty Endowments until the November constitutional vote, Miller

Trustee Spicer moved to remove #6, IT Facility Siting, from the Consent Agenda.

Trustee Haynes moved to approve the Consent Agenda, items #1-5 and #7, excluding #6; Trustee Palmerlee seconded. The motion carried.

Trustee Haynes moved to approve the IT Facility Siting; Trustee Rounds seconded. Brief discussion followed. Motion carried with a vote of 6 to 5 (those opposed- Davis, Spicer, Brown, Richards, and Neiman).

**New Business**

There was no new business

**Date of next meeting**

May 3-5, 2006 in Laramie, Wyoming

**Adjournment**

There being no further business to come before the Board, Trustee Spicer moved to adjourn; Trustee Haynes seconded and the meeting was adjourned at 5:00 p.m.

Respectfully submitted,



Shannon Sanchez  
Deputy Secretary, Board of Trustees