

DRAFT
THE UNIVERSITY OF WYOMING
MINUTES OF THE TRUSTEES

SPECIAL MEETING
Monday, June 15, 2009

Final Minutes can be found on the University of Wyoming Board of Trustees website
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**THE UNIVERSITY OF WYOMING
“SPECIAL” MEETING OF THE BOARD
MINUTES OF THE TRUSTEES**

**Monday, June 15, 2009
8:00-9:00 a.m.; in Old Main Boardroom/Conference Call
[no Trustees participated in person]**

AGENDA

Call to Order	1
Roll Call	1
Public Session	
1. Approval of Real Estate Transfer Agreement for HPG-ATC.....	1
2. Consultant Selection for Permitting and Due Diligence for HPG-ATC.....	2
3. GMP Approval for Robert and Carol Berry Biodiversity and Conservation Center	2
Adjournment	3

Call to Order

President of the Board of Trustees Chuck Brown called the meeting to order at 8:01 a.m.

Roll Call

Deputy Secretary for the Board Shannon Sanchez took roll.

Trustees who participated included: Trustees Dave Bostrom, Chuck Brown, Dick Davis, Betty Fear, Brad Mead, Jim Neiman, Dave Palmerlee, Ann Rochelle, and Howard Willson. Ex-officio Trustees President Tom Buchanan and State Superintendent for Public Instruction Jim McBride participated on the call. Trustees Haynes, Lauer, and Trosper, and Ex-Officio Trustees Governor Dave Freudenthal and ASUW President Matt Haigler did not participate on the conference call.

Public Session

1. Approval of Real Estate Transfer Agreement for HPG-ATC (High Plains Gasification-Advanced Technology Center), Collins

Associate Vice President for Administration, Mark Collins, provided some background regarding the GE project and stated that the proposal before the Board is a result of the negotiations.

Associate Vice President Collins stated that the agreement is between UW and Cheyenne LEADS only, although GE energy has been fully apprised of the negotiations as we have proceeded. LEADS is gifting the University the property for the purposes of the High Plains Gasification-Advanced Technology Center (HPG-ATC), and the University may retain ownership of that property as long as the property is used for research purposes.

Associate Vice President Collins discussed the land size and environmental tests that had been done on the property. He stated that there are no environmental concerns or issues at this time.

If that Board approves the recommendation, the University will close on June 23, 2009.

Trustee Bostrom moved that the Board of Trustees approve to sign a Real Estate Transfer Agreement with Cheyenne LEADS for the Laramie County HPG-ATC site. Trustee Davis seconded the motion.

There was discussion by the Board regarding what phase of environmental assessment had been done. The Board then voted, and the motion passed unanimously.

2. GMP Approval for Robert and Carol Berry Biodiversity and Conservation Center

Associate Vice President Collins provided some clarification regarding the Robert and Carol Berry Biodiversity and Conservation Center Guaranteed Maximum Price (GMP) and Construction Manager at Risk (CMAR). He noted that the CMAR was already completed in 2007.

Mr. Baalman, Director for Facilities Planning, explained what the GMP means, why there was a delay between the approval of the CMAR and GMP, and answered questions from the Board regarding the construction documents and amount of completion.

Trustee Rochelle moved to accept the guaranteed-maximum-price of \$14,458,804 proposed by Haselden Wyoming Constructors Inc. and authorize an amendment to the agreement for the construction services on the Robert and Carol Berry Biodiversity and Conservation Center.

Trustee Neiman seconded the motion. There was no further discussion by the Board. The Board voted, and the motion passed unanimously.

3. Consultant Selection for Permitting and Due Diligence for HPG-ATC

Associate Vice President Mark Collins stated that as a result of the Board’s approval of the Real Estate Transfer Agreement for the HPG-ATC, they would like to move forward in terms of the next phase of the facility requisition and development.

He referred the Board to the materials they received in advance regarding this topic. Mr. Baalman stated that GE is handling the pre-design services that are required for the gasifier. In order to work through all the environmental issues, we need to have the preliminary design engineer work with our consultant dealing with the environmental issues.

Mr. Baalman stated that the University is recommending approval by the Board of Trustees to complete the negotiations necessary to execute an agreement for the permitting and due diligence services for the HPG-ATC by negotiating with the firms in the order listed below:

1. TriHydro Corporation, Laramie, Wyoming and associated firm of AECOM, Fort Collins, Colorado.
2. MWH, Fort Collins, Colorado
3. Norwest Corporation, Denver, Colorado and Vista West Engineering, Sheridan, Wyoming

If the negotiations cannot be satisfactorily completed with the first ranked firm, the negotiation will be terminated with the first firm and opened with the second firm until reaching a satisfactory agreement.

Trustee Mead moved to approve the recommendation as presented. Trustee Fear seconded the motion. There was no discussion by the Board. The Board voted, and the motion passed unanimously.

There was no other business to come before the Board.

Adjournment

The Board of Trustees President Chuck Brown adjourned the meeting at 8:20 a.m.

Respectfully submitted,

Shannon Sanchez
Deputy Secretary, Board of Trustees