

## **Board of Governors Meeting**

**October 9, 2009**

**Chapel Hill, North Carolina**

The Board of Governors met in regular session on October 9, 2009, at the Spangler Center, Chapel Hill, North Carolina. Chairman Gage called the meeting to order at 9:00 a.m.

### **INVOCATION**

Chairman Gage called on Mr. Mills to give the invocation.

### **ROLL CALL**

Mr. Bart Corgnati, Secretary of the University, called the roll. The following members were present:

John M. Blackburn  
Peaches G. Blank  
R. Steve Bowden  
Laura W. Buffaloe  
Frank Daniels, Jr.  
Bill Daughtridge, Jr.  
Walter C. Davenport  
John W. Davis III  
James M. Deal, Jr.  
Phillip R. Dixon  
Dudley E. Flood  
Paul Fulton  
Hannah D. Gage  
Clarice Cato Goodyear  
Peter D. Hans

Charles A. Hayes  
James E. Holshouser, Jr.  
G. Leroy Lail  
Ronald C. Leatherwood  
Cheryl Ransom Locklear  
Franklin E. McCain  
Charles H. Mercer, Jr.  
Fred G. Mills  
Burley B. Mitchell, Jr.  
Jim W. Phillips, Jr.  
Marshall B. Pitts, Jr.  
Gladys Ashe Robinson  
Irvin A. Roseman  
Priscilla P. Taylor  
David W. Young

The following members were absent:

Brent D. Barringer  
T. Greg Doucette  
Adelaide Daniels Key

Estelle "Bunny" Sanders  
J. Bradley Wilson

## **STATE ETHICS ACT**

Chairman Gage stated that under the State Ethics Act, members have a duty to avoid conflicts of interest and appearances of conflicts. Looking at the agenda for the meeting, Chairman Gage asked if any member had a conflict of interest or an interest that would give rise to the appearance of a conflict of interest. There were none.

## **MINUTES**

Dr. Roseman moved, seconded by Dr. Buffaloe, that the minutes from the open session of the September 18, 2009, meeting be approved. The motion carried.

## **PRESENTATION OF THE AWARD FOR EXCELLENCE IN PUBLIC SERVICE**

Chairman Gage announced that this year marked the 3<sup>rd</sup> annual Award for Excellence in Public Service. In 2007, the Board of Governors established the Award for Excellence in Public Service to encourage, identify, recognize, and reward distinguished public service and outreach by faculty across the University. She asked President Bowles and Mr. Leatherwood, Chair of the Committee on the 2009 Award for Excellence in Public Service, to jointly present this year's award winner. President Bowles said that he was honored to be a part of presenting the 2009 Public Service Award. He recognized former Chairman Phillips and Leroy Lail for proposing the creation of this award. Mr. Leatherwood reported that this year's committee consisted of Frank Daniels, Charles Hayes, Cheryl Locklear, and Bunny Sanders. He announced that the recipient of the 2009 Award for Excellence in Public Service was Dr. James R. Cook, Associate Professor of Psychology from the University of North Carolina at Charlotte. Mr. Leatherwood introduced Dr. Cook's guests: Mrs. Lois Cook, his wife; Lisa Hoff, his daughter; and Ryan Hoff, his son-in-law. He also recognized Chancellor Dubois.

Mr. Leatherwood spoke of Dr. Cook's distinguished service at the University of North Carolina at Charlotte and throughout the Charlotte community. He said that, for almost 30 years, Dr. Cook has worked with citizens in the greater Charlotte area who are economically and socially disadvantaged and those with disabilities. Dr. Cook has been a campus leader in building an infrastructure that facilitates the use of University resources, its faculty, and students

in service learning projects throughout the community. He has also been a leader in developing community-university partnerships that foster and sustain changes that improve the quality of life for North Carolina's citizens. Following a video highlighting Dr. Cook's accomplishments, President Bowles said he was immensely proud to recognize Dr. Cook and noted that he personified the University's 3-part mission of teaching, research, and public service. President Bowles presented Dr. Cook with a stipend and an engraved medallion. Dr. Cook honored the Board with a response.

## **PRESIDENT'S REPORT**

President Bowles reiterated that he was extremely proud of Dr. Cook's work at the University of North Carolina at Charlotte and his public service throughout the Charlotte community. For President Bowles' report, please see Appendix A.

## **ADMINISTRATIVE ACTION ITEMS**

Chairman Gage called attention to the Administrative Action Items listed on the agenda. Mr. Blackburn moved, seconded by Mr. Hayes, that the following Administrative Action Items be approved by consent.

- a. (B&F) Authorization of Projects Funded with Special Obligation Bonds, NCSU & UNCCH
- b. (B&F) Authorization of New Capital Improvements Project, ECU
- c. (B&F) Approval of new Policy 600.6.1, *The University of North Carolina Sustainability Policy*
- d. (EPPP) Approval of Licensure for ITT Technical Institute to offer the following program in High Point, North Carolina:  
-Associate of Applied Science (A.A.S.) degree in Nursing
- e. (EPPP) Approval of Licensure for ECPI College of Technology to offer the following programs in Greensboro, North Carolina:  
-Bachelor of Science (B.S.) degree in Business Administration  
-Associate of Science (A.S.) degree in Computer & Information Science  
-Associate of Science (A.S.) degree in Electronics Engineering Technology  
-Associate of Applied Science (A.A.S.) degree in Health Science
- f. (GOV) Approval of Amendments to Section 604, Appointment, Nonreappointment and Requirements of Notice and Review for Tenure Track Faculty, and Section 605, Termination of Faculty Employment, of *The Code*

## **REPORT OF THE AUDIT COMMITTEE**

Mr. Young, Chair of the Audit Committee, reported on four items. First, Ms. Gwen Canady, Project Management Officer, reported on the UNC Financial Improvement and Transformation Project (UNC FIT). Campus monitoring visits were scheduled to begin in late October 2009. East Carolina University would serve as the pilot site for contracts and grants processes and the University of North Carolina at Wilmington would serve as the pilot site for general accounting processes. Campus reporting on key indicators began in September. The dashboard would be demonstrated next month. Discussions had begun with the Office of the State Controller (OSC) to eliminate the duplication between the UNC FIT Project and the OSC EAGLE program.

Next, the HR Payroll Project was proceeding on schedule for the nine campuses converting to Banner payroll. The University of North Carolina at Pembroke went live on the system on October 1, 2009, for students, temporaries, and hourly personnel. The payroll project for all permanent employees at UNC Pembroke was scheduled to go live on January 1, 2010. The University of North Carolina at Asheville and Western Carolina University were also scheduled to go live on the system in January 2010.

Next, Mr. Young reported that the Committee received a summary report of the activities of the internal audit activities on the campuses.

Lastly, the Committee heard a report from Assistant Vice President Henderson on the status of the financial audit at Elizabeth City State University. The audit report would be released next month. Mr. Young said that the State Auditor was scheduled to speak to the Committee and to the Board at its next meeting.

## **REPORT OF THE COMMITTEE ON BUDGET AND FINANCE**

Mr. Davis, Chair of the Committee on Budget and Finance, reported that Chancellor Reaves of Winston-Salem State University discussed his plan for Academic Excellence and the institution's NCAA Division I status for intercollegiate athletics. Chancellor Reaves called for a comprehensive overhaul of Winston-Salem State University, including its policies, practices, and curriculum. He said that an analysis of the finances of the athletic program showed that if Winston-Salem State University continued along its current path to NCAA Division I status, the expenses of the program would be substantial and would exceed available revenues. The Board

of Trustees at Winston-Salem State University voted unanimously last month to support the recommendation of Chancellor Reaves for the institution to remain in the NCAA Division II status for intercollegiate athletics. The Committee enthusiastically agreed with the decision and thanked Chancellor Reaves for his leadership, for his courage in placing academics before athletics, and for applying limited resources to academic quality.

### **REPORT OF THE COMMITTEE ON EDUCATIONAL PLANNING, POLICIES, AND PROGRAMS**

Mr. Pitts, Chair of the Committee on Educational Planning, Policies, and Programs, reported on two items. The Committee reviewed the mission statements from the campuses and looked at how the campuses are classified by the Carnegie system and the regional accrediting agencies. The North Carolina School of Science and Mathematics would make adjustments to its mission statement and North Carolina A&T State University would submit an amendment to its mission statement. The Committee would vote on the mission statements at the next meeting.

Next, the Committee reviewed the Regulations for Planning, Establishing, and Reviewing Centers and Institutes in The University of North Carolina. Revised regulations were presented that placed greater focus on strengthening campus-based management for Centers and Institutes. The Committee members noted that the Chancellors must exercise oversight of Centers and Institutes situated on their campuses. The Committee agreed with the revised regulations.

### **REPORT OF THE COMMITTEE ON UNIVERSITY GOVERNANCE**

Ms. Blank, Chairman of the Committee on University Governance, reported on several items. First, the Committee received notice from the President regarding the appointment of Julia Sprunt Gurmble and the reappointment of A. Dale Jenkins, Charles D. Owen III, and James H. Speed, Jr., to serve as members of the UNC Health Care System Board of Directors. On behalf of the Committee, Ms. Blank moved the ratification of the President's appointments. The motion carried.

Next, Ms. Blank reported that there were two terms ending June 30, 2013, on the North Carolina School of Science and Mathematics Board of Trustees representing Congressional

Districts 2 and 5. She said that the Committee would seek nominations from the Board for these vacancies.

Next, she reported that there was a partial term ending June 30, 2011, on the Fayetteville State University Board of Trustees resulting from the resignation of Ms. Linda Lee Allan of Fayetteville. The Committee would make a recommendation to fill this vacancy at the next Board meeting.

Ms. Blank reported that the Committee discussed campus liaison responsibilities particularly in regards to communicating campus needs and positions on policy considerations. The Committee proposed that the Board of Governors would continue to be represented at the Spring Commencements, specifically to present the Award for Excellence in Teaching. It was the intention of the Committee for Board members to be represented at the Winter Commencements only at the specific request of a Chancellor or a member of the Board of Governors. She asked members to coordinate with Secretary Corgnati their availability to attend the commencements. The Committee would continue to define and refine its campus liaison responsibilities and determine how to best serve each trustee governing board.

### **CHAIRMAN'S REPORT**

Chairman Gage recognized Dr. Dudley Flood. She announced that the Wake Education Partnership had recently presented Dr. Flood with its first Lifetime Achievement Award. The Wake Education Partnership is a non-profit advocacy group for public education. Next, Chairman Gage recognized Gov. James E. Holshouser, Jr., for his remarkable 30 years of service on the Board of Governors. She said that Governor Holshouser began his elected service on the Board in 1979 and continued until he became an emeritus member in 1991. He had shared his wisdom with four University Presidents and he had a perspective and an institutional memory that was invaluable. She closed her remarks by saying that the University of North Carolina was a better place because of Governor Holshouser's guidance, direction, wisdom, and love of the University. She looked forward to his continued service. A cake adorned with 30 candles was presented to the Governor.

\*\*\*\*\*

On motion by Vice Chairman Hans and duly seconded, the Board voted to convene in closed session to consult with its attorney to establish or instruct the staff or agent concerning the negotiations of the amount of compensation or other terms of employment contract; to consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee; and to hear or investigate a complaint, charge, or grievance by or against a public officer or employee, pursuant to North Carolina G.S. Sections 143-318.11 (a)(5) and (a)(6). The motion carried.

The Board of Governors went into closed session at 10:00 a.m. and returned to open session at 10:05 a.m.

### **REPORT OF THE COMMITTEE ON PERSONNEL AND TENURE**

Dr. Robinson, Chair of the Committee on Personnel and Tenure, reported that the Committee continued its review of the current policies, regulations, and practices regarding retreat rights. The Committee decided to first address retreat rights affecting Chancellors and the President. Retreat rights for other campus administrators would be addressed at future meetings. The Committee reviewed a set of questions prepared by Senior Vice President Mabe to assist with its review. Dr. Robinson said that the Board would receive a draft policy addressing Chancellors' and the President's retreat rights. She said it was important that the Board review the draft policy and she asked the members to respond accordingly so that the Committee could continue its work on making amendments to the policy.

Next, Dr. Robinson reported that Associate Vice President Waldrup and Senior Vice President Mabe presented changes to campus post-tenure review policies. The Committee approved the revised post-tenure review policies submitted by North Carolina A&T State University, the University of North Carolina at Charlotte, and Western Carolina University. (See Appendix H). The post-tenure review policies from the remaining campuses would be considered at the November meeting.

On behalf of the Committee, Dr. Robinson moved the approval of the revised post-tenure review policies by North Carolina A&T State University, the University of North Carolina at Charlotte, and Western Carolina University for approval. The motion passed.

\*\*\*\*\*

Chairman Gage reminded the Committee Chairs that they would meet at the conclusion of today's Board meeting. She announced that the next meeting of the Board of Governors was scheduled for November 13, 2009, at the Spangler Center.

The meeting adjourned at 10:15 a.m.



## APPENDICES

(All Appendices are a part of the official record of the meeting)

APPENDIX A	President Bowles' Report	Posted Online
APPENDIX B	Authorization of Projects Funded with Special Obligation Bonds, NCSU & UNCCH	Posted Online
APPENDIX C	Authorization of New Capital Improvements Project – ECU	Posted Online
APPENDIX D	Approval of new Policy 600.6.1, <i>The University of North Carolina Sustainability Policy</i>	Posted Online
APPENDIX E	Approval of Licensure for ITT Technical Institute	Posted Online
APPENDIX F	Approval of Licensure for ECPI College of Technology	Posted Online
APPENDIX G	Approval of Amendments to Sections 604 and 605 <i>The Code</i>	Posted Online
APPENDIX H	Revised Post-Tenure Review Policies	Posted Online