

## DRAFT ANNUAL REPORT, 2009-2010

### COMMITTEE ON UNIVERSITY GOVERNANCE

The Committee on University Governance is responsible for reviewing and making recommendations with respect to proposed changes in *The Code* and the Delegations of Duty and Authority, for nominating individuals for election to the seventeen institutional boards of trustees and other University related boards, and for appellate review of certain campus actions and decisions. This report summarizes the work of the Committee from November 2009 through October 2010.

The list below shows the membership of the committee at the beginning of this period.

#### November 2009

Peaches G. Blank, Chairman  
R. Steve Bowden, Vice Chairman  
Dudley E. Flood, Secretary  
Laura W. Buffaloe  
Paul Fulton  
Franklin E. McCain  
Estelle W. Sanders  
J. Bradley Wilson, *Emeritus*  
Chancellor John F. Mauceri, *Ex Officio*

Effective August 12, 2010, the committee is now composed of the following members:

R. Steve Bowden, Chairman  
Clarice Cato Goodyear, Vice Chairman  
Dudley E. Flood, Secretary  
Peaches G. Blank  
Peter D. Hans  
Adelaide D. Key  
Franklin E. McCain  
J. Bradley Wilson, *Emeritus*  
Chancellor John F. Mauceri, *Ex Officio*

### Appointments to Institutional Boards of Trustees

During 2009-2010, the committee considered a number of nominations for election to the boards of trustees at the seventeen constituent campuses.

Pursuant to the committee's recommendation, the Board of Governors made the following appointments:

Institution	Trustee	Term Ending
FSU	Roosevelt Wright	6/30/2011
NCSSM	Stephanie McLellan Bass	6/30/2013
NCSSM	Richard G. Sparks	6/30/2013
UNCC	Mary Ann Rouse	6/30/2013
UNCG	Martin P. Weissburg	6/30/2011
UNCSA	Michael A. Almond	6/30/2013
UNCSA	Robert L. King III	6/30/2013
UNCW	H. David Swain	6/30/2011
WSSU	Charles Wallington	6/30/2011

### Appointments to Other Boards

Pursuant to the committee's recommendations for affiliated entities to the University, the Board of Governors made the following appointments or confirmations:

Institution	Name of Board	Member	Term Ending
LITFC	Liability Insurance Trust Fund Council	Allen Daugird	N/A
LITFC	Liability Insurance Trust Fund Council	Christopher Ellington	N/A
LITFC	Liability Insurance Trust Fund Council	B. Anthony Lindsey	N/A
LITFC	Liability Insurance Trust Fund Council	Laura B. Luger	N/A
PCMH	Board of Trustees	Bruce N. Austin, Jr.	2/28/2015
PCMH	Board of Trustees	Arthur H. Kenney III	2/28/2015

SACIE	State Advisory Council on Indian Education	Brandi Leigh Brooks	6/30/2014
UNC Press	Board of Governors	Kathleen A. Duval	6/30/2015
UNC Press	Board of Governors	John P. Evans	6/30/2015
UNC Press	Board of Governors	John C. O'Hara, Jr.	6/30/2015
UNC CPTV	Board of Trustees	Laura Carpenter Bingham	6/30/2014
UNC CPTV	Board of Trustees	Stephanie R. Counts	6/30/2014
UNC CPTV	Board of Trustees	Jeanette W. Hyde	6/30/2014
UNC CPTV	Board of Trustees	Phillip J. Kirk, Jr.	6/30/2014
UNC CPTV	Board of Trustees	William W. Mance, Jr.	6/30/2012
UNC CPTV	Board of Trustees	James O. Treadaway, Jr.	6/30/2014
UNC CPTV	Board of Trustees	Gary York	6/30/2014
	UNC Umstead Review Panel	Robert F. Warwick	6/30/2014

### Campus Liaison Assignments / Responsibilities

Beginning in August 2009 and continuing throughout this reporting period, the Committee focused on defining campus liaison responsibilities, all the while preparing for the 2011 Trustee Selection Process.

### Appeals

In November 2009, the Committee received background information regarding the appeal of a student at North Carolina State University. The Board of Governors approved the Committee's recommendation that the campus decision be affirmed.

Also in November the Committee received background information regarding the appeal of a student at Winston-Salem State University. The Board of Governors approved the Committee's recommendation that the campus decision be affirmed.

### Executive Orders

In January 2010, and then again in February, General Counsel Luger briefed the Committee on the three recent Executive Orders issued by Governor Perdue. She focused on Executive Order Number 34 which addresses ethics and attendance standards for gubernatorial appointees to boards.

## Litigation Requests / Settlements

In February 2010, General Counsel Luger reported on the settlement, in principle, of the case of T. J. Bryan v. the University of North Carolina and Fayetteville State University. Under its authority delegated in 1998, the Committee approved the settlement recommended by counsel.

In April 2010, General Counsel Luger reported on the settlement, in the case of Jane Helm v. Appalachian State University and Chancellor Peacock. Under its authority delegated in 1998, the Committee approved the settlement recommended by counsel.

In August 2010, the Committee approved the request from NC State University to initiate a law suit in the name of the University of North Carolina, on behalf of NC State University, against Wolfpack Auto Sales, Inc. Under its authority delegated in 1998, the Committee approved the request to file a Lanham Act complaint in federal court to enjoin Wolfpack Auto's unauthorized use of the mark, as recommended by counsel.

## Department of Defense Classified Research

The accreditation process for the University of North Carolina at Charlotte Closed Facility to meet the requirements of the National Industrial Security Program Operations Manual under which the campus will be conducting research involving Department of Defense classified information requires the Board of Governors to pass a resolution naming those members of the Board who will not have access to the information and therefore not be required to have personal security clearances. The Board of Governors approved the required resolution in August 2010.

## UNC Health Care System

In September 2010, the Committee received President Bowles' appointments of William Cameron of Wilmington, Rev. Lisa Fischbeck of Carrboro, Ernest J. Goodson of Fayetteville, and Barbara Jessie-Black of Carrboro to serve as members of the UNC Health Care System Board of Directors. The Board of Governors approved the Committee's recommendation to ratify each of these appointments.

## UNC-Chapel Hill Athletics Update

In October 2010, the Committee received a report from Chancellor Holden Thorp on the UNC-Chapel Hill athletics update. Director of Athletics Richard Baddour, Leslie Strohm, Vice Chancellor and General Counsel, and Winston Crisp, Vice Chancellor for Student Affairs were available to respond to questions. The Athletics Update will be a standing Governance agenda item for the near future.

## Naming Policy

In October the Committee heard a report from James Buckner, Chairman of the UNC Asheville Board of Trustees, and former Chairman Al Whitesides, regarding the initiative to name the North Carolina Center for Health & Wellness in honor of Wilma Sherrill, a former member of the General Assembly who ended her service in 2004.

The Committee concluded that the UNC Asheville plan abides by the Board of Governors policy on honorary degrees, awards, and distinctions, and the UNCA Board of Trustees naming policy.

For the Committee on University Governance:

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R. Steve Bowden, Chairman