

APPENDIX S

ANNUAL REPORT, 2004-2005

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 sixteen 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 2004 through October 2005.

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

November 2004

Bradley T. Adcock, Chairman
H. Frank Grainger, Vice Chairman
Adelaide D. Key, Secretary
G. Irvin Aldridge
Anne W. Cates
Bert Collins
G. Leroy Lail

Effective August 12, 2005, the committee is now composed of the following members:

H. Frank Grainger, Chairman
John W. Davis III, Vice Chairman
Adelaide D. Key, Secretary
Phillip R. Dixon
Willie J. Gilchrist
G. Leroy Lail
Fred G. Mills

Appointments to Institutional Boards of Trustees

During 2004-2005, the committee considered a number of nominations for election to the boards of trustees at the sixteen constituent campuses. Five recommendations for partial terms were necessary.

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

Institution	Trustee	Term Ending
FSU	Juanita P. Pilgrim	6/30/2007
NCSA	Amy Blumenthal	6/30/2009
UNCC	Robert F. Hull, Jr.	6/30/2007
UNCG	Earlene Hardie Cox	6/30/2007
UNCW	Wendy F. Murphy	6/30/2007

Pursuant to the Committee's recommendation, with terms ending June 30, 2009, the Board of Governors made the following regular biennial appointments in 2005:

APPALACHIAN STATE UNIVERSITY

John M. Blackburn
J. Edgar Broyhill
Jeannine U. Collins
James M. Deal, Jr.

EAST CAROLINA UNIVERSITY

Joel K. Butler
Robert O. Hill, Jr.
Mark E. Tipton
Margaret C. Ward

ELIZABETH CITY STATE UNIVERSITY

Earl M. Brown
Teresa D. Bryant
Walter C. Davenport
Joe Wilson

FAYETTEVILLE STATE UNIVERSITY

Gerald Dean
Nathan T. Garrett
Anita L. Jackson
Sylvia Ray

NORTH CAROLINA A&T STATE UNIVERSITY

Albert Lineberry, Jr.
Franklin E. McCain
Velma R. Speight-Buford
Joseph A. Williams

NORTH CAROLINA CENTRAL UNIVERSITY

Robert E. Dolan
Eddie L. Long
Esther Silver-Parker
R. Edward Stewart

NORTH CAROLINA SCHOOL OF THE ARTS

N. Allison Haltom
Morris Marley
Christine M. McGuire
Phillip F. Nelson

NORTH CAROLINA STATE UNIVERSITY

Derick S. Close
Lawrence Davenport
Suzanne Gordon
Burley B. Mitchell, Jr.

UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE

James R. Buckner
Joseph F. Damore
Imogene R. Stevens
Alfred J. Whitesides, Jr.

UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL

Paul Fulton, Jr.
Barbara R. Hyde
Karol V. Mason
Nelson Schwab III

UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE

Eugene B. Johnson
Bertram L. Scott
Ruth G. Shaw
Michael C. Tarwater

UNIVERSITY OF NORTH CAROLINA AT GREENSBORO

Kate R. Barrett
Carolyn R. Ferree
Richard L. Moore
Thomas W. Ross

UNIVERSITY OF NORTH CAROLINA AT PEMBROKE

Marion F. Bass
Donald Bonner
Sybil J. Bullard
Roger Oxendine

UNIVERSITY OF NORTH CAROLINA AT WILMINGTON

Charles D. Evans
Robert S. King
Linda A. Pearce
George M. Teague

WESTERN CAROLINA UNIVERSITY

Rick Carlisle
Teena S. Little
Joan G. MacNeill
Stephen M. Metcalf

WINSTON-SALEM STATE UNIVERSITY

Nigel Alston

F. Scott Bauer

Loretta C. Biggs

Gloria R. Reese

2005 Trustee Orientation

The 2005 Board of Trustee Orientation Program was presented April 25, April 26, May 6, and June 10, 2005. A number of gubernatorial appointees accepted our invitation to attend. The campus Student Government Presidents were invited to attend the June 10 orientation.

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
NCA	Board of Directors	Anne Copenhaver	6/30/2009
NCA	Board of Directors	Robert S. Hayter	6/30/2009
NCA	Board of Directors	William C. Sword	6/30/2009
NCCAT	Board of Trustees	Richard Scott Griffin	10/31/2009
NCCAT	Board of Trustees	John Highsmith	10/31/2009
NCCAT	Board of Trustees	Lee Lewis Leidy	10/31/2009
NCCAT	Board of Trustees	Guy Patrick Smith	10/31/2009
NCSSM	Board of Trustees	William P.H. Cary	6/30/2009
NCSSM	Board of Trustees	Margaret A. Ellis	6/30/2009
NCSSM	Board of Trustees	Andrew J. Filipowski	6/30/2009
NCSSM	Board of Trustees	William M. Ives	6/30/2009
NCSSM	Board of Trustees	Larry K. Monteith	6/30/2009
NCSSM	Board of Trustees	Harold G. Troy, Sr.	6/30/2009
NCSSM	Board of Trustees	John D. Wink III	6/30/2009
NCSSM	Educational Advisory Council	David A. Emmerling	6/30/2009
NCSSM	Educational Advisory Council	James H. Johnson, Jr.	6/30/2009
NCSSM	Educational Advisory Council	Helen R. LeGette	6/30/2009

NCSSM	Educational Advisory Council	Dorothy J. Mebane	6/30/2009
NCSSM	Educational Advisory Council	Nathan F. Simms, Jr.	6/30/2009
PCMH	Board of Trustees	Ernest L. Evans	2/28/2010
PCMH	Board of Trustees	Robert V. Owens, Jr.	2/28/2010
UNC CPTV	Board of Trustees	Carl Venters, Jr.	6/30/2008
UNC Press	Board of Governors	Fitzhugh Brundage	6/30/2008
UNC Press	Board of Governors	J. Haywood Davis	6/30/2010
UNC Press	Board of Governors	John P. Evans	6/30/2010
UNC Press	Board of Governors	Sherman James	6/30/2008
UNC Press	Board of Governors	Joy S. Kasson	6/30/2010
UNC Press	Board of Governors	Hiroshi Motomura	6/30/2006

UNC Health Care System

In May 2005, the Committee received President Broad's appointments of Dr. Frank M. Longo of the UNC Department of Neurology to the faculty position on the Health Care System Board of Directors. The Board of Governors approved the Committee's recommendation to ratify this appointment.

Appeals

In November 2004, the Committee received background information regarding the appeal of a student in the University of North Carolina at Greensboro. The Board of Governors approved the Committee's recommendation to sustain the decision of the Board of Trustees.

Also in November, the Committee received background information regarding the appeal of a student in the University of North Carolina at Charlotte. The Board of Governors approved the Committee's recommendation to affirm the decision of President Broad.

In January 2005, 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 to affirm the decision of the Board of Trustees.

Also In January, the Committee received background information regarding the appeal of a faculty member at North Carolina Central University. The Board of Governors approved the Committee's recommendation to sustain the decision of the North Carolina Central University Hearing and Reconsideration Committee.

In February, the Committee received background information regarding the appeal of a faculty member at Elizabeth City State University. The Board of Governors approved the Committee's recommendation to affirm the decision of President Broad.

In May, 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 to sustain the decisions of President Broad and North Carolina State University.

In October, the Committee received background information regarding the appeal of a faculty member at North Carolina State University. The Board of Governors approved the Committee's recommendation to uphold the decision of President Broad.

Also in October, the Committee received background information regarding the appeal of a faculty member at North Carolina School of Science and Mathematics. The Committee determined that Board of Governors does have jurisdiction over this appeal and referred it to the Committee on Personnel and Tenure.

Litigation Requests

In December 2004, the Committee approved the request of East Carolina University to settle litigation titled *West v. Balch*.

In March 2005, the Committee approved the request of the University of North Carolina at Greensboro to initiate litigation, in the name of the Board of Governors, against Quentin E. Baker and/or Q. E. Baker Associates.

In March, the Committee approved the actions taken by Appalachian State University in the judicial action titled *Board of Governors (et al) v. Sarah Kathleen Shaw* and authorized the University to maintain the pending civil action against Ms. Shaw.

In June, the Committee approved the request of Winston-Salem State University to settle litigation titled *Kathy M. Bennett-Muhammad v. Betty A. Alexander, et al.*

In July, the Committee authorized Ms. Winner, Vice President and General Counsel to designate a representative to represent the Board of Governors in the mediation of the judicial action titled *Board of Governors (et al) v. Bryant-Durham Electric Co., Inc.* The Committee further authorized the designee to settle the case for fifty thousand dollars or above. Then in August the Committee authorized settlement in this case in a way that results in payment over four years.

In August, the Committee approved a reduction of the claim of the University of North Carolina at Wilmington suit against South Brunswick Water and Sewer Authority previously authorized in March 2004.

Also in August, the Committee authorized settlement of the judicial action titled *Medical Mutual Insurance Company of North Carolina v. Board of Governors, et al.*

In October, the Committee authorized settlement of the litigation titled *Rosemary Booth v. The University of North Carolina at Charlotte.*

Also in October, the Committee authorized settlement of the litigation titled *Alvin Howard v. North Carolina A&T State University.*

Political Activities of University Employees

In November 2004, the Committee considered the petition of Dr. Paul Luebke, a faculty member of the University of North Carolina at Greensboro, requesting that he be granted a full leave of absence, without pay, while serving as a member of the North Carolina General Assembly during the Spring Semester 2005. The Committee approved the petition and recommended such action to the Board of Governors for approval. The Board approved the request.

In May 2005, the Committee recommended approval of the petition of Dr. Paul Luebke, a faculty member of the University of North Carolina at Greensboro, granting his request to maintain full-time University employment for the Fall Semester 2005 while serving as a member of the North Carolina General Assembly. The Board of Governors approved the request.

In October, the Committee recommended approval of the petition of Dr. Paul Luebke, a faculty member of the University of North Carolina at Greensboro, granting his request to maintain full-time University employment for the Spring Semester 2006 while campaigning for reelection and continuing to serve as a member of the North Carolina General Assembly. The Board of Governors approved the request.

Amendments to *The Code*

In March 2005, the Committee recommended adoption of an amendment to *The Code* that would make the Committee on Public Affairs a standing committee. In June the Committee received additional proposed changes to the description of the Committee on Educational Planning, Policies, and Programs. The Board of Governors approved these amendments in August.

Policy Changes

In August 2005, the Committee recommended approval of changes to Policy 200.5, *Initiating and Settling Lawsuits*. The Board of Governors approved these policy changes in September.

2005 Trustee Selection Process

In May, the Committee presented the 2005 slate of trustees for the 16 institutional campus Boards of trustees. Terms for these trustees began July 1, 2005 and will conclude June 30, 2009. Five provisionally elected trustees had not yet completed orientation and were invited to attend an orientation on June 10.

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 will, therefore not be required to have personal security clearances. The Board of Governors approved the required resolution in July 2005.

In October, the Board of Governors approved the required resolution reflecting the current membership of the Board.

Other Committee Action

At several meetings, the Committee encouraged members to visit the campuses and emphasized their attendance at meetings of the institutional boards of trustees. This initiative included attendance at campus winter and spring commencements.

For the Committee on University Governance:

H. Frank Grainger, Chairman