

ANNUAL REPORT, 2005-2006

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 2005 through October 2006.

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

November 2005

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

Effective August 10, 2006, the committee is now composed of the following members:

John W. Davis III, Chairman
Adelaide D. Key, Vice Chairman
Gladys Ashe Robinson, Secretary
G. Leroy Lail
Fred G. Mills
Irvin A. Roseman
Benjamin S. Ruffin
J. Craig Souza
J. Bradley Wilson
Chancellor Lloyd V. Hackley, *Ex Officio*
Chancellor John F. Mauceri, *Ex Officio*

Appointments to Institutional Boards of Trustees

During 2005-2006, the committee considered a number of nominations for election to the boards of trustees at the sixteen constituent campuses. Eight recommendations for partial terms were necessary.

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

Institution	Trustee	Term Ending
NCCU	Nancy J. Wysenski	6/30/2009
NCSA	Charles C. Lucas III	6/30/2009
NCSA	Skip Sherman	6/30/2007
UNCA	Sue McClinton	6/30/2007
UNCC	Carl G. Belk	6/30/2007
UNCG	John Norman Smith	6/30/2007
UNCG	Gwynn T. Swinson	6/30/2007
WCU	George W. Little	6/30/2009

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
NCCN	Board of Directors	Cherry Maynor Beasley	6/30/2009
NCSSM	Board of Trustees	Albert Fredrick Morton, Jr.	6/30/2009
PCMH	Board of Trustees	Janice H. Faulkner	2/28/2011
PCMH	Board of Trustees	David Womack	2/28/2011
SACIE	State Advisory Council on Indian Education	James Daniel Bell, Jr.	6/30/2010
	State Building Commission	Kevin J. MacNaughton	6/30/2009
UNC CPTV	Board of Trustees	Linwood P. Britton III	6/30/2010
UNC CPTV	Board of Trustees	Phillip J. Kirk, Jr.	6/30/2010
UNC CPTV	Board of Trustees	Janet Smith Moore	6/30/2010
UNC CPTV	Board of Trustees	Donald L. Porter	6/30/2010

UNC CPTV	Board of Trustees	Margaret Harrison Suppler	6/30/2010
UNC CPTV	Board of Trustees	Gary York	6/30/2010
UNC Press	Board of Governors	Nina Stromgren Allen	6/30/2011
UNC Press	Board of Governors	Gillian T. Cell	6/30/2011
UNC Press	Board of Governors	Hiroshi Motomura	6/30/2011
	UNC Umstead Review Panel	John F.A.V. Cecil	6/30/2010
	UNC Umstead Review Panel	Bert Collins	6/30/2010
	UNC Umstead Review Panel	Robert F. Warwick	6/30/2010

UNC Health Care System

In January 2006, the Committee received President Bowles' appointments of Dale Jenkins, Charles D. Owen III, Sallie Shuping Russell, and James H. Speed, Jr., to serve on the UNC Health Care System Board of Directors. In September the Committee received President Bowles' appointment of Charles A. Sanders and in October the appointment of Robert E. Seymour, Jr., to serve on the Board of Directors. The Board of Governors approved the Committee's recommendation to ratify each of these appointments.

Hunt Institute Board of Directors

In April 2006, the Committee received President Bowles' slate of appointments to the Board of Directors of the James B. Hunt, Jr., Institute for Educational Leadership and Policy. The slate includes the reappointment of Joel Fleishman, Kati Haycock, Governor Holshouser, Robert Ingram, Thomas W. Lambeth, William Raspberry, Diane Ravitch, Ed Rust, and Bob Wehling, and the appointment of Bud Baker, Bob Eaves, Sam Houston, Howard lee, and G. Allen Mebane. The Board of Governors approved the Committee's recommendation to ratify this slate.

Appeals

In May 2006, 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 affirm the decision for dismissal.

Also in May, the Committee received background information regarding the appeal of a staff employee at Fayetteville State University. The Board of Governors approved the Committee's recommendation to uphold the discharge from employment.

Litigation Requests / Settlements

In January 2006, the Committee approved the request of the University of North Carolina at Chapel Hill to initiate litigation against Buchanan Ingersoll PC of Pittsburgh, Pennsylvania and to authorize settlement of this litigation.

Also in January, the Committee approved the request of North Carolina State University to settle litigation titled *Huber v. North Carolina State University*.

In July, the Committee approved the request of North Carolina State University to settle litigations titled *Ann Trochum v. North Carolina State University*.

In September, the Committee approved the request of North Carolina School of the Arts to settle litigation titled *North Carolina School of the Arts v. Lyndon Property Insurance Company*.

In October, the Committee approved the request of the University of North Carolina at Chapel Hill to settle litigation titled *Southern Site & Environmental Corporation v. T. A. Loving and the University of North Carolina at Chapel Hill*.

Also in October, the Committee approved the request of the University of North Carolina at Wilmington to settle litigation titled *The Board of Governors on behalf of the University of North Carolina at Wilmington v. South Brunswick Water and Sewer Authority*.

Political Activities of University Employees

In January 2006, the Committee considered the petition of Visiting Professor Rick Glazier of Fayetteville State University, requesting to maintain full-time University employment while campaigning for reelection and continuing to serve as a member of the North Carolina General Assembly during the Spring Semester 2006. The Committee

approved the petition and recommended such action to the Board of Governors for approval. The Board approved the request.

In May, 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 while campaigning for reelection and continuing to serve as a member of the North Carolina General Assembly during the Fall Semester 2006. The Board of Governors approved the request.

In June, the Committee recommended approval of the petition of Gregory N. Taylor, Regional Director of the Small Business & Technology Development Center and on the payroll of Fayetteville State University, granting his request to maintain full-time University employment while campaigning for election to the North Carolina General Assembly during the Fall Semester 2006.

In August, the Committee considered the petition of Visiting Professor Rick Glazier of Fayetteville State University, requesting to maintain full-time University employment while campaigning for reelection and continuing to serve as a member of the North Carolina General Assembly during the Fall Semester 2006. The Committee approved the petition and recommended such action to the Board of Governors for approval. The Board approved the request.

In October, 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 2007. The Committee approved the petition and recommended such action to the Board of Governors for approval. The Board approved the request.

Amendments to *The Code*

In May 2006, the Committee recommended adoption of amendments to Section 301 of *The Code* that would make the Audit Committee a standing committee and clarify a recent amendment that made the Committee on Public Affairs a standing committee. The Board of Governors approved these amendments in June.

Policy Changes

In April 2006, the Committee recommended approval of a proposed new policy addressing a review of the Umstead Act. Policy 100.4, *Review of Umstead Act Exceptions* was approved by the Board of Governors in May.

2007 Trustee Selection Process

In September, the Committee formally began the 2007 trustee selection process when correspondence was sent to each chancellor and each chairman of the institutional boards of trustees seeking nominations for trustees with terms beginning July 1, 2007.

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 August 2006.

Governance Issues

In April 2006, the Committee recommended approval of the request from the North Carolina School of Science and Mathematics Board of Trustees to become a constituent institution of the University of North Carolina. The Committee also recommended that the Committee on Public Affairs amend the non-budget legislative priorities to seek legislation to make the School of Science and Mathematics a high school constituent institution, effective July 1, 2007. The Board of Governors approved the amendment in May.

In June, the Committee received a report from President Bowles that the North Carolina Teacher Academy made the decision to leave the University of North Carolina General Administration.

Policy Delegation Authority

In October, the Committee approved a draft policy recommending delegations of authority from the Board of Governors to the president. The Board of Governors will consider this policy at its November meeting.

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 includes attendance at campus winter and spring commencements.

For the Committee on University Governance:

John W. Davis III, Chairman