



## MEETING OF THE BOARD OF GOVERNORS

October 22, 2020 at 9:00 a.m.  
Via Videoconference and UNC-TV Live Stream  
University of North Carolina System Office  
Center for School Leadership Development, Board Room  
Chapel Hill, North Carolina

### AGENDA

1. Invocation ..... Mr. Goolsby
2. Roll Call.....Ms. McCullen
3. Presentation of the Governor James E. Holshouser, Jr. Award for Excellence in Public Service ..... Mr. Long
4. President's Report ..... President Hans
5. Consent Agenda ..... Chair Ramsey

#### Minutes

- a. Minutes (Open) of September 17, 2020

#### Committee on Budget and Finance

- b. Expenditure Benchmarks for the President and Special Responsibility Constituent Institutions
- c. Capital Improvement Projects
- d. Acquisition of Property by Deed – Appalachian State University
- e. Disposition of Property by Reallocation – NC State University
- f. Sale of Revenue Refunding Bonds – UNC Hospitals

#### Committee on Educational Planning, Policies, and Programs

- g. Comprehensive Articulation Agreement Annual Report
- h. North Carolina Area Health Care Education Centers (NC AHEC) Annual Report

#### Committee on Personnel and Tenure

- i. Section 1300.11, *Policy on Title IX Sexual Harassment* (adopt) (approved September 16, 2020)

6. Report of the Committee on Budget and Finance ..... Mr. Holmes
7. Report of the Committee on Educational Planning, Policies, and Programs .....Mr. Sloan
8. Report of the Committee on Personnel and Tenure ..... Mrs. Blue
  - a. UNC Staff Assembly Update..... Mr. Killian

9. Report of the Committee on University Governance .....Mr. Powers
  - a. Section 200.7, *Duties, Responsibilities, and Expectations of Board Members* (amend)  
(approved July 22, 2020, reaffirmed October 21, 2020)
10. Report of the Committee on Public Affairs.....Mr. Byers
11. Report of the Committee on Audit, Risk Management, and Compliance ..... Mr. Holton
12. Report of the Committee on Strategic Initiatives..... Mrs. Coward
13. Report of the Committee on Military and Veterans Affairs .....Mr. Daughtry
14. Chair’s Report ..... Chair Ramsey

#### **CLOSED SESSION**

15. Approval of Minutes (Closed) of September 17, 2020 ..... Chair Ramsey
16. President’s Report ..... President Hans
17. Legal Report .....Mr. Shanahan
18. Report of the Committee on Personnel and Tenure ..... Mrs. Blue

#### **OPEN SESSION**

19. Report of the Committee on Personnel and Tenure ..... Mrs. Blue
20. Adjourn

**The next regularly scheduled meeting of the Board of Governors is Thursday, November 19, 2020, at the Center for School Leadership Development (CSLD) in Chapel Hill.**

## Closed Session Motion

### Motion to go into closed session to:

- Prevent the disclosure of information that is privileged or confidential under Article 7 of Chapter 126 of the North Carolina General Statutes, or not considered a public record within the meaning of Chapter 132 of the General Statutes.
- Consult with our attorney to protect attorney-client privilege; and

To consider and give instructions concerning a potential or actual claim, administrative procedure, or judicial action for the following cases:

- *Alston, et al. v. UNC System, et al.*
  - *DTH v. University of North Carolina*
  - *Dieckhaus, et al. v. Board of Governors of the University of North Carolina*
  - *Staton v. UNC, et al.*
  - *Lannan v. UNC System*
- Consider the qualifications, competence, performance, or condition of appointment of a public officer or employee or prospective public officer or employee.

**Pursuant to:** G.S. 143-318.11(a)(1), (3), and (6).

**The following policy change to the UNC Policy Manual was recommended at a prior committee meeting to be considered by the full Board of Governors on October 22, 2020:**

- Adoption of Section 1300.11, Policy on Title IX Sexual Harassment (Personnel and Tenure).

### **Policy on Title IX Sexual Harassment**

I. Purpose. The University of North Carolina (“UNC System”) and the constituent institutions and affiliates are committed to maintaining education programs and activities that are free of sex-based discrimination, including as defined in Title IX of the Education Amendments of 1972 (“Title IX”). This policy and accompanying regulation sets out the UNC System’s commitment to maintaining education programs and activities that are free of discrimination on the basis of sex in compliance with Title IX in a manner that ensures consistency across the UNC System.

II. Title IX Procedures. Each of the seventeen (17) constituent institutions of the University of North Carolina shall adopt policies and/or procedures that comply with Title IX, including applicable provisions of the Code of Federal Regulations, and other lawful authority.

III. Other Matters

A. Effective Date. The requirements of this policy shall be effective on the date of adoption by the Board of Governors.

B. Relation to Federal and State Laws. The foregoing policy as adopted by the Board of Governors is meant to supplement, and does not purport to supplant or modify, those statutory enactments that may govern or relate to the subject matter of this policy.

C. The president may issue regulations, guidelines, and directives as appropriate to clarify Title IX’s interaction with existing student and employee grievance or disciplinary processes, and other related University policies and regulations.