

MINUTES

May 20, 2020
University of North Carolina
Via Videoconference and UNC-TV Live Stream

Call to Order

The Board of Governors met during its regular meeting on May 20, 2020, via videoconference. Chair Ramsey called the meeting to order at 9:00 a.m. He announced that the day's meeting would be conducted pursuant to the amendments to the Open Meetings Act, which apply during states of emergency. The Open Meetings Act allows for public bodies to meet remotely and all votes must be taken by roll call.

Invocation

Chair Ramsey called on Mr. Byers to give the invocation.

Roll Call

Secretary Burris-Floyd called the roll. The following members were present:

Darrell Allison	Terry Hutchens
W. Louis Bissette, Jr.	W. Marty Kotis, III (<i>joined meeting at 9:07 a.m.</i>)
Kellie Hunt Blue	Steven B. Long
Pearl Burris-Floyd	J. Alex Mitchell
C. Philip Byers	Wendy Floyd Murphy
Carolyn Coward	Anna Spangler Nelson
N. Leo Daughtry	R. Doyle Parrish
Thomas H. Fetzer	David Powers
Thomas C. Goolsby	Randy Ramsey
Isiah Green	Robert Rucho (<i>exited meeting at 11:00 a.m.</i>)
Reginald Ronald Holley	Temple Sloan
James L. Holmes, Jr.	Dwight D. Stone
Mark Holton	

The following member was absent:

Michael Williford

State Ethics Act

Chair Ramsey stated that, under the State Ethics Act, members have a duty to avoid conflicts of interest and appearances of conflicts and asked if anyone had a potential conflict. Mr. Long stated that he had a conflict with Item 5i. – Licensure Program Approvals. Mr. Long was recused from voting on the item.

Announcement of the Oliver Max Gardner Award

Mr. Daughtry, chair of the subcommittee on the Oliver Max Gardner Award, reported that the Board of Governors has the honor of annually selecting recipients for the Oliver Max Gardner Award. The Committee on Educational Planning, Policies, and Programs oversees the award process. Within the committee, a subcommittee was formed to oversee this year's process. The subcommittee consisted of Mr. Daughtry (chair), Mr. Schmidt, and Mr. Stone.

This prestigious award was established by the will of the late Governor Gardner. Now in its seventy-second year, the award recognizes a UNC System faculty member, who has “made the most significant contributions to the welfare of the human race.” After review of many qualified nominees, the subcommittee selected Dr. Samantha Meltzer-Brody of the University of North Carolina at Chapel Hill. Dr. Meltzer-Brody is an Assad Meymandi distinguished professor, chair of the UNC Department of Psychiatry, and director of the UNC Center for Women’s Mood Disorders. The Board of Governors will formally recognize Dr. Meltzer-Brody at a future meeting.

President’s Report

Interim President Roper congratulated the Board officers on their re-election and he thanked the entire Board for their service and leadership. Interim President Roper recognized Chancellor Phil Dubois of the University of North Carolina at Charlotte. This marked Chancellor Dubois’ final meeting as chancellor with the Board. Dr. Roper thanked him for his many years of remarkable service to UNC Charlotte and the entire UNC System. Interim President Roper also reflected on the recent passing of Thomas Conway, former chancellor of Elizabeth City State University (ECSU). The UNC System will forever remember former Chancellor Conway for his years of service and leadership. Next, he congratulated ECSU Chancellor Karrie Dixon, who was recently appointed to serve on the newly formed Federal Women in Aviation Advisory Board. This news reflects the extraordinary momentum ECSU has experienced under Chancellor Dixon’s leadership. For Interim President Roper’s complete report and a summary of UNC System Notable News, please see Appendix A.

Consent Agenda Items

Chair Ramsey referred to the consent agenda items listed as Item 5 on the day’s consent agenda:

Minutes

- a. Minutes of April 17, 2020
- b. Minutes of April 28, 2020
- c. Minutes of May 11, 2020

Committee on Budget and Finance

- d. Acquisition of Property by Lease – NC State Appendix B
- e. Capital Improvement Projects – Appalachian State Appendix C
- f. Report on FY 2019 UNC System Debt Capacity Study Appendix D
- g. Sale of Special Obligation Bonds – NC State Appendix E

Committee on Educational Planning, Policies, and Programs

- h. UNC System Establishment of Degree Programs Appendix F
- i. Licensure Program Approvals Appendix G
- j. UNC-NCCCS 2+2 E-Learning Initiative Annual Report Appendix H
- k. School Leadership Supply and Demand Annual Report Appendix I
- l. UNC-NCCCS Joint Initiative for Teacher Education and Recruitment Annual Report Appendix J
- m. Annual Educator Preparation Report Appendix K
- n. UNC Policy 400.4.1 (Amended) – Policy on Standards for Licensure of Nonpublic Degree Granting Postsecondary Activity Appendix L

Motion: Resolved, that the Board of Governors approve the consent agenda items listed on the day’s meeting agenda.

Motion: C. Philip Byers

Motion carried (Roll Call vote taken; see Appendix T)

Report of the Committee on Budget and Finance

Mr. Sloan, chair of the committee, reported that the committee held a special meeting on April 29, 2020, to consider the 2020-2021 Tuition and Fees proposals. The proposals were originally discussed in February, but were amended due to the COVID-19 pandemic. The committee considered and approved the Authorization of Tuition for 2020-21 (see Appendix M). The committee recommended no tuition increases for the academic year.

Motion: Resolved, that on behalf of the Committee on Budget and Finance, the Board of Governors approve the proposed 2020-21 Authorization of Tuition.

Motion: Temple Sloan

Chair Ramsey asked if there was any discussion or debate. Mr. Kotis offered the following amended motion.

Amended motion: Resolved, that the Board of Governors allow for out-of-state tuition increases as the University sees fit but to keep in-state tuition and fees flat.

Amended Motion: Marty Kotis

Seconded: David Powers

Mr. Long expressed opposition to the amendment. He noted that tuition increases were not practical due to the health crisis that has affected resident and non-resident students. In addition, the cost of attending college has increased dramatically in the past years. Interim President Roper urged the Board not to increase tuition and to affirm the original resolution offered by Mr. Sloan. Based on Dr. Roper's comment, Mr. Kotis withdrew his motion.

Amended motion withdrawn

The Board voted on the original motion offered on behalf of the Committee on Budget and Finance.

Motion carried (Roll Call vote taken; see Appendix T)

The committee considered and approved the Authorization of Fees for 2020-21 (see Appendix N). The committee recommended no fee increases for the academic year and two fee decreases.

Motion: Resolved, that on behalf of the Committee on Budget and Finance, the Board of Governors approve the proposed 2020-21 Authorization of Fees.

Motion: Temple Sloan

Motion carried (Roll Call vote taken; see Appendix T)

Next, Mr. Sloan reported that, during its videoconference meeting the previous day, the committee considered and approved routine transactional items. Mr. Sloan spoke about the COVID-19 Recovery Act [S.L. 2020-4 (House Bill 1043)], which was recently signed into law. The COVID-19 Recovery Act will provide aid to North Carolinians in response to the COVID-19 crisis. It directs the distribution of federal emergency funding sent to the state from the CARES Act. The amount of \$44.4 million was allocated by the Board of Governors to the UNC System constituent institutions to cover costs related to online and digital learning, the provision of sanitization stations, assistance for students and employees, and other measures.

Motion: Resolved, that on behalf of the Committee on Budget and Finance, the Board of Governors approve the 2020 COVID-19 Recovery Act Funding Allocations (see Appendix O).

Motion: Temple Sloan

Motion carried (Roll Call vote taken; see Appendix T)

Next, the committee reviewed several annually required reports, including the 2018-19 UNC Consolidated Financial Report; Report on Facilities and Administrative Receipts; and the report on Fiscal Year 2018 Facilities Inventory and Utilization Study. The committee reviewed the report on Fiscal Year 2019 UNC System Debt Capacity Study, and voted to place the item on the day's agenda (see Appendix D). The report will be submitted to the General Assembly, as required.

Finally, the committee considered NC State's request for issuance of Sale of Special Obligation Bonds (see Appendix E). The committee considered two capital improvement projects for advance planning requested by Appalachian State (see Appendix C). It also reviewed NC State's request to acquire property by lease at University Tower Residence Hall (see Appendix B). The committee approved these items and voted to place them on the day's consent agenda.

Report of the Committee on Educational Planning, Policies, and Programs

Mrs. Nelson, chair of the committee, reported that, during its videoconference meeting the previous day, the committee reviewed and approved the establishment of five new degree programs (see Appendix F) and the licensure of 13 degree programs (see Appendix G). The committee reviewed and approved four reports that are required by the Joint Legislative Education Oversight Committee: UNC-NCCCS 2+2 E-Learning Initiative; School Leadership Supply and Demand Report; UNC-NCCCS Joint Initiative for Teacher Education and Recruitment Annual Report; and the Annual Educator Preparation Report. The committee also heard an update from the senior vice president for Academic Affairs regarding the UNC System's continued response to the impacts of COVID-19 as well as plans to support a fully online summer school session. Next, Chair Nelson recognized Mr. David Green, chair of the UNC Faculty Assembly, for his report.

Professor Green reflected on his time serving as chair of the Faculty Assembly. He commended the Board on the excellence and strength it has demonstrated especially during these challenging times. Professor Green recognized the UNC System leadership team and thanked them for the positive approach they have taken in consulting the faculty on important issues. He noted the importance of this Board, faculty, staff, and the administration maintaining their shared commitment to students and their success. He thanked the Board, the UNC System leadership team, the chancellors, his colleagues, and others for their service and support.

In closing, Chair Nelson thanked Professor Green for his highly dedicated service and leadership.

Report of the Committee on University Governance

Mr. Powers, chair of the committee, reported that, during its videoconference meeting the previous day, the committee considered two vacancies on the UNC Press Board of Governors. The vacancies are for a five-year term beginning July 1, 2020, and ending June 30, 2025. He explained the appointment process; candidates are identified by the UNC Press board, then submitted to the chancellor at UNC-Chapel Hill, and forwarded to the president of the University. The committee nominated Mr. Jack C. O'Hara, Jr. and Mr. Carlton E. Wilson to serve on the UNC Press Board of Governors.

Motion: Resolved, that on behalf of the Committee on University Governance, the Board of Governors vote to approve the appointments of Mr. Jack C. O'Hara, Jr. and Mr. Carlton E. Wilson to serve on the UNC Press Board of Governors.

Motion: David Powers

Motion carried (Roll Call vote taken; see Appendix T)

Next, Mr. Powers reported that the UNC Center for Public Television (UNC-TV) has four vacancies for terms beginning July 1, 2020, and ending on June 30, 2024. The committee considered three of the four vacancies as follows: the appointment of Mr. Richard D. French, the appointment of Michael J. Schoenfeld, and the reappointment of Mr. Jack Clayton, to serve on the UNC Center for Public Television Board of Trustees.

Motion: Resolved, that on behalf of the Committee on University Governance, the Board of Governors vote to approve the appointments of Mr. Richard D. French and Mr. Carton E. Wilson and the reappointment of Mr. Jack Clayton to the UNC-TV Board of Trustees.

Motion: David Powers

Motion carried (Roll Call vote taken; see Appendix T)

The committee discussed updates to the UNC Policy Manual. The committee reviewed revisions to UNC Policy 200.7 – Duties, Responsibilities, and Expectations of Board Members. Following the review and discussion, the committee asked the UNC System Office staff to prepare additional revisions. The committee will consider further revisions to the policy at its next meeting.

Finally, Mr. Powers provided an update on the Student Elections Working Group. The Working Group had met twice the previous month and it identified System-wide best practices for a new policy on student elections. A proposed policy will be brought to the full Board at a future meeting.

Report of the Committee on Public Affairs

Mr. Byers, chair of the committee, reported that, during its videoconference meeting the previous day, the committee received updates on federal and state relations as well as an update from the Committee on Military and Veteran Affairs. The vice president for Federal Relations provided an update on the COVID-19 stimulus packages that were recently passed by the U.S. Congress. North Carolina's higher education institutions and K-12 schools all received relief funding. There is potential for future stimulus packages, which would provide flexibility for how higher education uses stimulus funds. The vice president for State Relations updated the committee on North Carolina's COVID-19 legislative session and the 2020 legislative short session. The UNC System staff worked with state legislators to get bills introduced reflecting the University's policy priorities, which were approved by the Board of Governors.

Next, Mr. Byers reported that the committee considered a resolution that recognizes and supports the University's economic impact in communities across our state. Mr. Kotis asked the committee to consider making some improvements to the resolution. The resolution, with the amending language, was presented to the full Board (see Appendix P). Mr. Byers noted that the University is actively engaged in economic development, and that this resolution further emphasizes the University's efforts to promote economic development and growth, assess the University's current efforts, and explore ways to help businesses rebuild in the wake of the health pandemic.

Motion: Resolved, that on behalf of the Committee on Public Affairs, the Board of Governors vote to accept the Board of Governors of the University of North Carolina Resolution on the University's economic impact.

Motion: C. Philip Byers

Motion carried (Roll Call vote taken; see Appendix T)

Mr. Byers reported that, at its videoconference meeting the previous day, the committee heard an update on military and veteran affairs. Many of the UNC System institutions were providing support to first responders and medical professionals during the COVID-19 pandemic. As an example, NC State's Nonwovens Institute donated filtration materials to soldiers at Fort Bragg to make face masks. The Committee on Military and Veterans Affairs was working with the Congressional delegation to support legislation to help protect students receiving military education benefits.

Finally, the vice president for University Advancement updated the committee on the efforts of the UNC System Advancement teams. The University Advancement offices from the constituent institutions raised nearly \$3 million for the student emergency fund. The funds were created to assist students experiencing financial hardships related to the pandemic.

Report of the Committee on Audit, Risk Management, and Compliance

Mr. Holmes, chair of the committee, reported that, during its videoconference meeting the previous day, the committee heard an update from Mr. Holton, who was overseeing an effort to evaluate insurance practices across the system. The committee reviewed and approved a draft version of UNC Policy 1300.7 – Policy on Insurance Coverage. The policy will be brought to the full Board for approval at its next meeting. The committee also heard an update from associate vice president for Safety and Emergency Operations on the UNC System's Public Training Center pilot program at Samarcand Training Center. A training coordinator has been hired for the center. Mr. Holmes thanked Dr. Rucho and Mr. Byers for leading the effort in implementing a System-wide training program, which will serve as a model for the University's law enforcement operations.

Next, Mr. Holmes reported that the committee heard an overview from State Auditor Beth Wood. She provided an overview regarding the annual audits of the constituent institutions and the UNC System Office. State Auditor Wood joined the day's meeting to provide her report to the full Board. She reported that the Office of the State Auditor released 22 audit reports on the University for the 2019 fiscal year. Regarding the financial statements, there were no audit findings nor any internal findings. The Office also completed the audit on federal aid monies at four institutions: Appalachian State, UNC-Chapel Hill, UNC School of the Arts, and Winston-Salem State University. There were three findings and corrective action had been taken.

In closing, Ms. Wood commented that the pandemic has slowed the work of her office. However, the constituent institutions had been very responsive and amenable to working with her office during the pandemic and that her office was able to start preliminary work on this year's audits.

Report of the Committee on Strategic Initiatives

Mrs. Coward, chair of the committee, reported that, at its videoconference meeting the previous day, the committee discussed the latest trends in mental health and how telehealth innovation has emerged during the COVID-19 pandemic. The committee discussed issues related to students who may be struggling, aside from academics, with the impact caused by the pandemic. The goal of this committee will be to understand, explore, and keep up with students' growing mental-health needs.

The committee heard a presentation by Dr. Daniel Eisenberg, principal investigator from the University of Michigan's Healthy Minds Study. The committee considered several recommendations from the study, including an effort to collect information on existing best practices.

Next, the committee heard an update from vice president for Student Affairs regarding the delivery of student health services, which were provided during the pandemic. The committee heard a report from Dr. Kim Gorman, director of counseling and psychologic services at Western Carolina University, about the strategies that university counseling centers are using to serve students during the COVID-19 pandemic.

In closing, Mrs. Coward stated that the committee would continue discussion on student mental health and identify opportunities for the Board to help improve outcomes for students.

Report of the Presidential Search Committee

Mrs. Murphy, co-chair of the committee, reported that the committee has continued to make good progress. The committee has been evaluating candidates' applications and it was expected to begin interviewing candidates in the following weeks. Each member of the Board will have the opportunity to meet with the finalists prior to a vote by the full Board.

Next, Mrs. Murphy referred to the 2019 Resolution on the Presidential Search Committee. She explained the need to amend the resolution to eliminate one of the steps identified in the resolution. She presented the amended resolution (see Appendix Q).

Motion: Resolved, that on behalf of the Presidential Search Committee, the Board of Governors vote to accept the amended Resolution of the Board of Governors of the University of North Carolina Establishment of the President Search Process as described above.

Motion: Wendy Murphy

Motion carried (Roll Call vote taken; see Appendix T)

Chairman's Report

Chair Ramsey thanked the members of the Board for their support in the re-election of the Board officers. Next, he commented on the standing committees assignments, which will be released soon. He asked that the chancellors and the UNC System Office staff put forth any issues that they want the Board to be aware of or consider.

Next, Chair Ramsey recognized outgoing Chancellor Dubois of UNC Charlotte. He commended Chancellor Dubois for his remarkable leadership. Reflecting on the tragic event that occurred on the campus at UNC Charlotte on April 30, 2019, Chair Ramsey praised Chancellor Dubois for the experience, insight, and confidence that he displayed and that was critical to UNC Charlotte's immediate response and recovery. He also recognized UNC Charlotte's incoming chancellor, Sharon Gaber, who will begin her term on July 1. Regarding ongoing chancellor searches for East Carolina University and Fayetteville State University, the searches will resume as soon as conditions permit. Chair Ramsey spoke about former chancellor, Thomas Conway, who passed away last week. He noted that Chancellor Conway's legacy will continue to impact northeastern North Carolina and the entire Viking nation. He also recognized outgoing UNC Faculty Assembly Chair, Professor David Green. He stated that it had been a true pleasure working with Professor Green for he has represented his peers across the UNC System very well with his keen leadership, integrity, and insight.

Chair Ramsey noted that the UNC System was continuing to do remarkable work, despite COVID-19; the University's teaching, research, and outreach continues. Leadership at the System-level was working closely with the chancellors to ensure that our institutions will be able to welcome students back in the fall. He stated that the General Assembly provided generous funding to the UNC System through the CARES Relief Fund to help cover expenses related to the COVID-19 response. In addition, the General Assembly appropriated \$29 million to UNC's School of Medicine and \$15 million to ECU's Brody School of Medicine, to support the research and rapid development of COVID-19 countermeasures. Chair Ramsey provided examples of how our institutions are stepping up to assist entrepreneurs, businesses, and industries as they deal with the economic downturn caused by the pandemic. He offered a resolution recognizing the University's faculty, staff, and students (see Appendix R).

Motion: Resolved, that the Board of Governors approve the resolution formally commending the University’s faculty and staff for their tireless efforts in the face of COVID-19. Because of their dedication, the UNC System continued its remarkable work even in the face of challenging circumstances. Our service to North Carolina and the United States through teaching, research, and outreach continues.

Motion: Randy Ramsey

Motion seconded: C. Phil Byers

Motion carried Roll Call vote taken; see Appendix T)

In closing, Chair Ramsey congratulated Dr. Samantha Meltzer-Brody, the 2020 Oliver Max Gardner Award recipient. The formal presentation of this award is important as it recognizes the faculty member who has made the greatest contributions to the welfare of the human race. Chair Ramsey looks forward to when the Board can properly recognize Dr. Meltzer-Brody at a future meeting.

Chair Ramsey called on Secretary Burris-Floyd for a motion to go into closed session.

Motion: Resolved, that the Board go into closed session pursuant to N.C. General Statute 143-318.11(a)(1), (3), and (6), for the purposes stated in the written motion that was included in the meeting materials, which have been publicly made available (see Appendix S).

Motion: Pearl Burris-Floyd

Motion seconded: Kellie Hunt Blue

Motion carried (Roll Call vote taken; see Appendix T)

The Board went into closed session at 10:34 a.m. and returned to open session at 10:59 a.m.

Report of the Committee on Personnel and Tenure

Mrs. Blue, chair of the committee, reported that, during its videoconference meeting the previous day, the committee heard an update from the senior vice president for Human Resources on the status of the faculty compensation project, as well as a report on the human resources provisions implemented since March for faculty and staff in response to COVID-19. The senior vice president for Academic Affairs shared an update regarding the institution’s review of faculty tenure and promotion cases.

Next, during its closed session meeting the previous day, Interim President Roper presented his nominee for the next chancellor of the UNC School of the Arts. The Committee on Personnel and Tenure voted to accept his recommendation and submit the nominee and the proposed terms of employment to the full Board. Mrs. Blue called on Interim President Roper for his recommendation.

Interim President Roper recommended the appointment of Mr. Brian Cole as the next chancellor of the UNC School of the Arts (UNCSA), effective May 20, 2020. Mr. Cole has served at UNCSA as dean of music and as interim chancellor. His distinguished record in arts education and experience makes him the ideal individual to lead this institution. He spoke about the terms of Mr. Cole’s appointment, including a university-provided residence and vehicle allowance.

Next, Interim President Roper commented on the search process. The search was led by UNCSCA Board of Trustee Chair, Ralph Womble. The search attracted a large and diverse candidate pool from around the country, and two finalists were identified. Along with Interim President Roper, the finalists were interviewed by members of the Board of Governors and the UNC System senior leadership team. He was confident that Mr. Cole will be a tremendous asset not only to the UNC School of the Arts but to the UNC System as a whole.

Motion: Resolved, that on behalf of the Committee on Personnel and Tenure, the Board of Governors vote to accept Interim President Roper's recommendation for the appointment of Mr. Brian Cole to serve as the next chancellor at UNC School of the Arts.

Motion: Kellie Hunt Blue

Motion carried (Roll Call vote taken; see Appendix T).

Chair Ramsey congratulated Mr. Cole. He called on Mr. Womble for brief remarks. Mr. Womble stated that it was an honor to chair the search for UNCSCA's ninth chancellor. He thanked the members of the search committee, who invested many months of hard work and was committed to finding the right leader in the midst of unprecedented circumstances. He thanked Ms. Duffy and Mr. Murray from the UNC System Office, who provide assistance throughout the search process. He also thanked Interim President Roper, Chair Ramsey, and the entire Board for their endorsement of Mr. Cole as next chancellor at UNC School of the Arts.

Mr. Cole joined the meeting. He thanked Interim President Roper, the Board, the search committee, and others for their faith and confidence. He stated that "UNCSCA is unique and the world needs the inspiration and creative problem-solving for the arts now more than ever. UNCSCA is ready to lead and meet the needs for our state and beyond. I could not be more proud to lead this incredible institution and the truly, special team of people that we have on our staff, faculty and students."

In closing, Mr. Fetzer asked to address the Board. Mr. Fetzer announced that he has decided to step down from the Board of Governors, effective immediately. He thanked the members of the Board and wished them well.

There being no further business, the meeting adjourned at 11:13 a.m. The next meeting of the Board of Governors is scheduled for Thursday, July 23, 2020, at the UNC Center for School Leadership Development in Chapel Hill.

Pearl Burriss-Floyd, Secretary

APPENDICES

The Appendices are part of the official record of the meeting and are posted on the UNC System website at: <http://www.northcarolina.edu/apps/bog/index.php>

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Appendix M	University of North Carolina 2020-21 Authorization of Tuition
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Appendix Q	Amended Resolution of the Board of Governors of the University of North Carolina Establishment of the Presidential Search Process
Appendix R	Board of Governors Resolution Formally Commending the University's Faculty and Staff for Their Efforts in the Face of COVID-19
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