

April 22, 2021 at 9:00 a.m.
Via Videoconference and PBS North Carolina Live Stream
University of North Carolina System Office
Center for School Leadership Development, Board Room
Chapel Hill, North Carolina

AGENDA

OPEN SESSION

1. Invocation Mr. Hutchens
2. Roll Call..... Secretary Burris-Floyd
3. President’s Report President Hans
4. Consent Agenda Chair Ramsey

Minutes

- a. Minutes (Open) of February 18, 2021

Committee on Budget and Finance

- b. Designation of Millennial Campus – UNC Asheville
- c. Expansion of Millennial Campus – Appalachian State University
- d. Capital Improvement Projects
- e. Disposition of Property by Demolition – Appalachian State University
- f. Acquisition of Property by Deed and Disposition of Property by Demolition – North Carolina A&T State University
- g. Amendment to Use Agreement – Fayetteville State University
- h. Amendment to Use Agreement – UNC School of the Arts
- i. Sale of Special Obligation Bonds – Appalachian State University
- j. Sale of Special Obligation Bonds – East Carolina University
- k. Sale of Special Obligation Bonds – UNC Greensboro
- l. 2021-22 Non-Appropriated Capital Improvement Project – UNC Greensboro

Committee on Education Planning, Policies, and Programs

- m. Section 300.1.3, *Out-of-State Undergraduate Enrollment* (amend) (approved February 17, 2021)
5. Report from the Association of Student GovernmentsMr. Green
6. Report of the Committee on Budget and Finance Mr. Holmes
7. Report of the Committee on Educational Planning, Policies, and ProgramsMr. Sloan
 - a. Section 700.1.3 of the UNC Policy Manual –

- Waiver of Penalties and Warning of Exceeding the Cap
- b. UNC Faculty Assembly Update Dr. Ives
- 8. Report of the Committee on University GovernanceMr. Powers
 - a. North Carolina Teaching Fellows Commission Appointments
 - b. 2021 Boards of Trustees Selection
 - c. East Carolina University 2021 Board of Trustees Selection
 - d. University of North Carolina at Chapel Hill 2021 Board of Trustees Selection
- 9. Report of the Committee on Public Affairs.....Mr. Byers
- 10. Report of the Committee on Audit, Risk Management, and Compliance Mr. Holton
- 11. Report of the Committee on Strategic Initiatives..... Mrs. Coward
- 12. Report of the Committee on Historically Minority-Serving Institutions..... Mr. Holley
- 13. Chair’s Report Chair Ramsey

CLOSED SESSION

- 14. Approval of Minutes (Closed) of February 18, 2021..... Chair Ramsey
- 15. President’s Report President Hans
- 16. Legal Report Mr. Tripp
- 17. Report of the Committee on Educational Planning, Policies, and ProgramsMr. Sloan
- 18. Report of the Committee on Personnel and TenureMrs. Blue

OPEN SESSION

- 19. Report of the Committee on Personnel and TenureMrs. Blue
- 20. Adjourn

The next regularly scheduled meeting of the Board of Governors is Thursday, May 27, 2021, 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 and § 143-748 of the North Carolina General Statutes, or not considered a public record within the meaning of Chapter 132 of the General Statutes.
- Prevent the premature disclosure of an honorary award or scholarship.
- 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:

- *Kadel, et al. v. Folwell, et al.*
 - *Staton v. ECU*
 - *Wagner v. NCCU*
 - *Gottfried v. NCSU*
- 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), (2), (3), and (6).

The following amendment to the UNC Policy Manual was recommended at a prior committee meeting to be considered by the full Board of Governors on April 22, 2021:

- Amend Section 700.1.3, *Out-of-State Undergraduate Enrollment* (Committee on Educational Planning, Policies, and Programs).

700.1.3

Adopted 03/14/86

Amended 02/10/95

Amended 07/01/07

Amended 02/21/14

Amended / /21

Policy on Out-of-State Undergraduate Enrollment

To ensure that constituent institutions maintain a level of out-of-state undergraduate enrollment consistent with historical University policy and tradition, and one consistent with strong and balanced educational programs, it is recommended that the Board of Governors adopt this statement of policy:¹

a. Each constituent institution, except the North Carolina School of the Arts, shall take necessary steps to limit the proportion of out-of-state students in the entering freshman class to not more than 18 percent by the fall of 1988. In any instance in which a chancellor believes that his institution would suffer serious problems or hardships in reaching this limit within the time provided, he may petition the president and the Board of Governors for an extension of time to meet the 18 percent limit, which petition may be granted on an annual basis not to extend beyond the fall of 1990. The petition shall set forth the reason for the request, the steps taken by the institution in furtherance of the policy, and the progress made. The chancellor shall furnish such other information as may be requested by the President.

b. The president shall monitor progress toward this goal, and shall make interim reports on fall 1986, and fall 1987, enrollments to the board.

c. The board shall review this policy in 1988-89 and consider then whether amendments should be made or further measures adopted.

d. It is the board's expectation that institutions will admit only academically well-qualified out-of-state students. In any year in which the average combined SAT score for out-of-state freshmen is below that for North Carolina freshmen, the president shall require a written report from the chancellor. The president will include in his interim reports to the board information on the average combined SAT scores for both groups of freshmen.

e. Beginning with the fall of 1994, any constituent institution, except the North Carolina School of the Arts, that exceeds the 18 percent out-of-state freshman enrollment limitation prescribed in paragraph ~~a.~~ above, or the 25 percent out-of-state freshman enrollment limitation prescribed in paragraph g., below, for two consecutive fiscal years shall have its State operating budget reduced. This reduction shall be made in the second fiscal year in which the two consecutive fiscal year condition is violated; the reduction shall be made, on a non-recurring basis, immediately after the Board of Governors approves the annual enrollment report at its November meeting. The budget reduction shall be based on the number of out-of-state freshmen enrolled in excess of the 18 percent limitation and the established method used for calculating the operating requirements for regular term enrollment changes.

f. The Board of Governors may, on the president's recommendation, authorize enrollment pilot programs that are exempt from the requirements of paragraphs ~~a.,(a)~~ and ~~e.,(e)~~ of this

policy.

g. Effective with the entering class of the fall semester 2021, the following institutions are authorized to enroll not more than 25 percent of non-resident students for tuition purposes in the entering full-time first-time (freshman) class: Elizabeth City State University, Fayetteville State University, North Carolina Agricultural & Technical State University, North Carolina Central University, and Winston-Salem State University. These institutions remain subject to all other requirements of this policy.

¹The North Carolina School of Science and Mathematics may not admit or enroll out-of-state students. See G.S. 116-235.