

**Resolution to Amend and Restate Delegated Authority
from the Board of Trustees of Fayetteville State University**

WHEREAS, the Board of Trustees of Fayetteville State University (“Board of Trustees”) has a duty to promote the sound development of Fayetteville State University within the functions prescribed for it, helping it to serve the people of the state in a way that will complement the activities of the other institutions and aiding it to perform at a high level of excellence in every endeavor; and

WHEREAS, the Board of Trustees serves as an advisor to the Board of Governors on matters pertaining to Fayetteville State University and serves as an advisor to the chancellor concerning the management and development of Fayetteville State University; and

WHEREAS, the Board of Trustees’ powers and duties are defined by the Board of Governors through the Board of Governors delegating certain authorities and responsibilities to the Board of Trustees; and

WHEREAS, the Board of Governors’ approval of the “Resolution to Amend and Restate Constituent Institution Board of Trustees Delegations” on July 22, 2021, directs each board of trustees of the constituent institutions to identify and restate in one binding resolution all instances in which the board of trustees of the constituent institution has delegated all or some of its delegated authority from whatever source to any committee, person, agency, or entity; and

NOW THEREFORE, the Board of Trustees restates the following delegations of authority.

- Pursuant to N.C.G.S. § 116-40.5, the Board of Trustees has been delegated the power to employ campus police officers and the Board of Trustees delegates this authority to the Chancellor pursuant this Resolution. The Chancellor has further delegated this authority to the University’s Chief of Police.
- Pursuant to N.C.G.S. § 116-44.4, the Board of Trustees has been delegated the power to prohibit, regulate, divert, control, and limit pedestrian or vehicular traffic and the parking of motor vehicles and other modes of conveyance on the campus; provide for the registration of motor vehicles maintained or operated on the campus; fix fees for such registration; set aside parking lots and other parking facilities on the campus; issue permits to park in these lots and garages and may charge a fee therefor; make it unlawful for any person to park a motor vehicle in any lot or other parking facility without procuring the requisite permit and displaying it on the vehicle; set aside spaces in designated parking areas or facilities in which motor vehicles may be parked for specified periods of time; install a system of parking meters and make it unlawful for any person to park a motor vehicle in a metered space without activating the meter; install automatic gates, employ attendants, and use any other device or procedure to control access to and collect the fees for using its parking areas and facilities; provide for the issuance of stickers, decals, permits, or other indicia representing the registration status of vehicles; establish procedures for the collection of penalties; provide for appropriate administrative sanctions; cause to be posted appropriate notice to the public of applicable traffic and parking restrictions; and provide for printing and distributing copies of its traffic and parking ordinances and the Board of Trustees delegates this authority to the Chief of Police pursuant to the University’s *Ordinance Regulating Traffic and Parking*.

- Pursuant to *Section 502D of The Code*, the Board of Trustees has been delegated the power to receive, in a student conduct case wherein the sanction is suspension, an appeal and the Board of Trustees delegates this authority to the Chancellor pursuant to the *Appellate Policy and Procedures of the FSU Board of Trustees*. The Chancellor has further delegated this authority to the Vice Chancellor for Student Affairs.
- Pursuant to *Section 603 of The Code*, the Board of Trustees has been delegated the power to conduct an initial review of a faculty appeal of a decision imposing discharge or serious sanctions, and the Board of Trustees delegates this authority to the Academic and Student Affairs Committee pursuant to the Board of Trustees' *Appellate Policy and Procedures of the FSU Board of Trustees*.
- Pursuant to *Appendix 1, Section VIII of The Code*, the Board of Trustees has been delegated the power to receive appeals related to admissions questions/decisions and the Board of Trustees delegates this authority to the Chancellor pursuant to the Board of Trustees' *Appellate Policy and Procedures of the FSU Board of Trustees*.
- Pursuant to *Appendix 1, Section IX of The Code*, the Board of Trustees has been delegated the power to cause to be collected from each student, at the beginning of each semester, quarter, or term, such tuition, fees, and other amounts necessary to pay other expenses for the term, as have been approved by the Board of Governors and the Board of Trustees delegates this authority to the Chancellor pursuant to this Resolution. The Chancellor has further delegated this authority to the University's Vice Chancellor for Business and Finance.
- Pursuant to *Appendix 1, Section IX of The Code*, the Board of Trustees has been delegated the power to require the payment of such advance deposits, at such times and under such conditions as it determines are appropriate and the Board of Trustees delegates this authority to the Chancellor pursuant to this Resolution. The Chancellor has further delegated this authority to the University's Vice Chancellor for Business and Finance.
- Pursuant to *Appendix 1, Section IX of The Code*, the Board of Trustees has been delegated the power to establish regulations concerning the acceptance of obligations of students, together with such collateral or security as may be deemed necessary or proper, in lieu of cash, in payment of tuition and fees and the Board of Trustees delegates this authority to the Chancellor pursuant to this Resolution. The Chancellor has further delegated this authority to the University's Vice Chancellor for Business and Finance.
- Pursuant to *Appendix 1, Section XVI of The Code*, the Board of Trustees has been delegated the power to control and supervise campus electric power plants and water and sewer systems, other utilities and facilities and child development centers and the Board of Trustees delegates this authority to the Chancellor pursuant to this Resolution. The Chancellor has further delegated this authority to the University's Vice Chancellor for Business and Finance and the Dean of the College of Education (child development center).
- Pursuant to the UNC Policy Manual 200.6 (Delegation of Authority to the President), the Board of Trustees has been delegated the authority to approve individual EHRA employee salary adjustments within the following limits: a) A temporary salary stipend or supplement with a specified end date that does not exceed 25% and \$25,000 of cumulative salary adjustments fiscal

year to-date based on the employee's June 30 salary, up to 12-months in duration; and b) A temporary salary stipend or supplement without a specified end date that does not exceed 20% and \$15,000 of cumulative salary adjustments fiscal year to-date based on the employee's June 30 salary; and c) A permanent base salary adjustment that does not exceed 20% and \$15,000 of cumulative salary adjustments fiscal year to-date based on the employee's June 30 salary, and the Board of Trustees delegates this authority to the Chancellor pursuant to the *Resolution to Delegate Expanded Authority to the Chancellor for Certain Salary Actions for Employees Exempt from the State Human Resources Act* approved by the Board of Trustees on September 22, 2016. The Board of Trustees has further delegated this authority to the Chancellor's permitted designees, the Provost and Vice Chancellor for Academic Affairs and the Vice Chancellor for Business and Finance pursuant to the same Resolution approved by the Board of Trustees on September 22, 2016.

- Pursuant to UNC Policy Manual 300.1.1(III) (Senior Academic and Administrative Officers), the Board of Trustees and the Chancellor have been delegated the authority for positions within Section I. B (2), to make appointments and determine salaries, the Board of Trustees delegates this authority to the Chancellor pursuant to an action of the Board of Trustees taken on December 13, 2007. The Chancellor has further delegated this authority to those campus administrators identified in the University's *Delegation of Authority for EHRA Personnel Actions* policy.
- Pursuant to UNC Policy Manual 300.1.2 (Evaluation of Positions for Designation as Senior Academic and Administrative Officer), the Board of Trustees and Chancellors have been delegated the authority to make appointments and determine salaries with respect to other positions designated by the Board of Governors as senior academic and administrative officers. and the Board of Trustees delegates this authority to the Chancellor pursuant to an action of the Board of Trustees taken on December 13, 2007. The Chancellor has further delegated this authority to those campus administrators identified in the University's *Delegation of Authority for EHRA Personnel Actions* policy
- Pursuant to the UNC Policy Manual 600.3.4 (Granting of Management Flexibility to Appoint and Fix Compensation), the Board of Trustees has been delegated the power to execute the following personnel actions for faculty and EHRA non-faculty instructional, research, and public service (IRPS) employees: (1) permanent and temporary appointments and salaries; (2) promotion, including faculty rank changes but excluding tenure; and (3) permanent and temporary salary increases or stipends, and the Board of Trustees delegates this authority to the Chancellor pursuant to an action of the Board of Trustees taken on December 13, 2007. The Chancellor has further delegated this authority to those campus administrators identified in the University's *Delegation of Authority for EHRA Personnel Actions*.
- Pursuant to the UNC Policy 600.1.3(II)(B) and (C) (Authority for Real Property Transactions), the Board of Trustees has been delegated the power to authorize acquisition or disposition by the institutions of interests in real property (a) other than a leasehold, with a value less than \$500,000; and (b) a leasehold interest in real property with annual value less than \$500,000 and a term of not more than 10 years without obtaining approval of the Board of Governors, and the Board of Trustees delegates to the Chancellor the power to authorize acquisition or disposition of an interest in real property valued at less than \$50,000 pursuant to an action of the Board of Trustees taken on September 23, 2021.

- Pursuant to the UNC Regulation 400.5[R] (Regulation on Planning, Establishing, and Reviewing Centers and Institutes in the University of North Carolina), the Board of Trustees has been delegated the power to authorize establishment and discontinuation of institutional centers and institutes and the Board of Trustees delegates to the Chancellor the authority to approve the discontinuation of institutional centers and institutes pursuant to an action of the Board of Trustees taken on September 23, 2021.
- In addition to the duties, responsibilities, and authorities assigned to the Chancellor by the Board of Governors through Section 502 of The Code of the University of North Carolina, and pursuant to [N.C.G.S. § 116-31.10 \(Powers of Board regarding certain purchasing contracts\)](#), the Board of Trustees hereby delegates to the Chancellor full authority, or affirms the Chancellor's inherent authority to sign or execute, or to designate University employees to sign or execute, agreements, contracts, leases, and other official documents with institutions, agencies, corporations, partnerships, individuals, and other legal entities, including all such agreements not required by law or administrative regulation to be otherwise executed; provided, however, that such agreements shall comply with the law of North Carolina, especially the North Carolina General Statutes 143 and 146, when applicable, and with The Code of the University of North Carolina, and policies determined by the Board of Governors or the Board of Trustees. University officials designed by the Chancellor to sign official documents on behalf of the University as of the date of this Resolution are available at [Review and Approval of University Contracts](#)

Without limitations, all delegations of authority from the Board of Trustees (including authority to further delegate such authority) expressly indicated in the attached Delegated Authority Table is hereby incorporated by reference as though fully set forth as Exhibit A. In the event of a conflict between any exhibit and the text of this Resolution, the Resolution shall control.

Notwithstanding any other provision authorized by the Board of Trustees, all authority that has been delegated to the Board of Trustees and has not been expressly identified and further delegated in this resolution is hereby vested in the authority of the Board of Trustees.

This the 28th day of October 2021.

Glenn B Adams
Glenn B Adams (Nov 1, 2021 20:25 EDT)

Glenn B. Adams, Chair

Minda Watkins
 Minda Watkins, Secretary to the University

EXHIBIT A
FAYETTEVILLE STATE UNIVERSITY BOARD OF TRUSTEES
DELEGATED AUTHORITY TABLE

Source	Authority	Delegation	Source	Sub-Delegation	Source
Powers Delegated by the General Assembly					
N.C.G.S. § 116-40.5	Campus Law Enforcement Agencies: The Board of Trustees may employ campus police officers.	Chancellor	BoT Resolution to Amend and Restate 10/29/21	Chief of Police	BoT Resolution to Amend and Restate 10/29/21
N.C.G.S. § 116-44.4	Traffic and Parking: The Board of Trustees may by ordinance prohibit, regulate, divert, control, and limit pedestrian or vehicular traffic and the parking of motor vehicles and other modes of conveyance on the campus; provide for the registration of motor vehicles maintained or operated on the campus; fix fees for such registration; set aside parking lots and other parking facilities on the campus; issue permits to park in these lots and garages and may charge a fee therefor; make it unlawful for any person to park a motor vehicle in any lot or other parking facility without procuring the requisite permit and displaying it on the vehicle; set aside spaces in designated parking areas or facilities in which motor vehicles may be parked for specified periods of time; install a system of parking meters and make it unlawful for any person to park a motor vehicle in a metered space without activating the meter; install automatic gates, employ attendants, and use any other device or procedure to control access to and collect the fees for using its parking areas and facilities; provide for the issuance of stickers, decals, permits, or other indicia representing the registration status of vehicles; establish procedures for the collection of penalties; provide for appropriate administrative sanctions; cause to be posted appropriate	Chief of Police	Ordinance Regulating Traffic and Parking		

Source	Authority	Delegation	Source	Sub-Delegation	Source
	notice to the public of applicable traffic and parking restrictions; and provide for printing and distributing copies of its traffic and parking ordinances.				
Powers Delegated by the Board of Governors or President					
The Code Section 502D	Student Affairs: Where, in a student conduct case, the sanction is suspension or expulsion, an appeal may be made to the Board of Trustees. No appeal to the president or Board of Governors is permitted.	Chancellor	Appellate Policy and Procedures of the FSU Board of Trustees	Vice Chancellor for Student Affairs	UNC Policy #700.4.1 FSU Code of Student Conduct
The Code Section 603 (see also UNC Policy 101.3.1.1[R])	Appeals of Decisions Imposing Discharge or Serious Sanction: If the chancellor either declines to accept a committee recommendation that is favorable to the faculty member or concurs in a committee recommendation that is unfavorable to the faculty member, the faculty member may appeal the chancellor's decision to the Board of Trustees. The appeal to the Board of Trustees shall be decided by the full Board of Trustees. However, the Board may delegate the duty of conducting an initial review to a standing or ad hoc committee of at least three members. The decision of the Board of Trustees is final with no further appeal.	BoT Academic Affairs and Personnel Committee	Appellate Policy and Procedures of the FSU Board of Trustees		
The Code Appendix 1, Section VIII	Admissions: Subject to such enrollment levels and minimum general criteria for admission as may be established for a constituent institution by the Board of Governors, each constituent institution of the University of North Carolina shall establish admissions policies and resolve individual admission questions for all schools and divisions within the institution. No appeal concerning an individual admission case shall lie beyond the institutional Board of Trustees.	Chancellor	Appellate Policy and Procedures of the FSU Board of Trustees		
The Code Appendix 1, Section IX	Tuition, Fees, And Deposits: The Boards of Trustees of the constituent institutions other than the board of the North Carolina School of Science and Mathematics shall cause to	Chancellor	BoT Resolution to Amend	VC for Business and Finance	BoT Resolution to Amend

Source	Authority	Delegation	Source	Sub-Delegation	Source
	be collected from each student, at the beginning of each semester, quarter, or term, such tuition, fees, and other amounts necessary to pay other expenses for the term, as have been approved by the Board of Governors. [See G.S. 116-143]		and Restate 10/29/21		and Restate 10/29/21
The Code Appendix 1, Section IX	Tuition, Fees, And Deposits: Each Board of Trustees shall require the payment of such advance deposits, at such times and under such conditions as it determines are appropriate or as may be required by state law or by the Board of Governors. [See G.S. 116-143]	Chancellor	BoT Resolution to Amend and Restate, dated 10/29/21	VC for Business and Finance	BoT Resolution to Amend and Restate 10/29/21
The Code Appendix 1, Section IX	Tuition, Fees, And Deposits: Subject to policies prescribed by the Board of Governors, the Boards of Trustees shall establish regulations concerning the acceptance of obligations of students, together with such collateral or security as may be deemed necessary or proper, <u>in lieu of cash</u> , in payment of tuition and fees. [See G.S. 116-143]	Chancellor	BoT Resolution to Amend and Restate 10/29/21	VC for Business and Finance	BoT Resolution to Amend and Restate 10/29/21
The Code Appendix 1, Section XVI	Auxiliary Enterprises, Utilities, And Miscellaneous Facilities: Pursuant to applicable provisions of state law and policies of the Board of Governors, the Boards of Trustees of affected constituent institutions shall have authority and responsibility for the adoption of policies applicable to and the control and supervision of campus electric power plants and water and sewer systems, other utilities and facilities [G.S. 116-35], and child development centers [G.S. 116-38].	Chancellor	BoT Resolution to Amend and Restate 10/29/21	VC for Business and Finance Dean, College of Education (Child Development Center)	BoT Resolution to Amend and Restate 10/29/21
UNC Policy 200.6	Resolution to Delegate Expanded Authority to the Chancellor for Certain Salary Actions for Employees Exempt from the State Human Resources Act. ... the president has determined that it is necessary and prudent to delegate to the boards of trustees of the constituent institutions the authority to approve individual EHRA employee salary adjustments within the following limits: a) A temporary salary stipend or supplement with a specified end date that does not exceed 25% and \$25,000 of	Chancellor	BoT Resolution 9/22/2016		

Source	Authority	Delegation	Source	Sub-Delegation	Source
	cumulative salary adjustments fiscal year to-date based on the employee's June 30 salary, up to 12-months in duration; and b) A temporary salary stipend or supplement without a specified end date that does not exceed 20% and \$15,000 of cumulative salary adjustments fiscal year to-date based on the employee's June 30 salary; and c) A permanent base salary adjustment that does not exceed 20% and \$15,000 of cumulative salary adjustments fiscal year to-date based on the employee's June 30 salary.				
UNC Policy 300.1.1(III)	Policy on Senior Academic and Administrative Officers: Tier II SAAOs are employed in their administrative positions pursuant to this policy. The authority to make appointments and determine salaries for positions within Section I.B(1) is exercised by the Board of Governors, on recommendation of the president, or a Board of Trustees delegated such authority by the Board of Governors; for positions within Section I.B(2), such authority is delegated by the Board of Governors to the chancellors and the respective Boards of Trustees of the constituent institutions.	Chancellor	BoT Minutes 12/13/07	Campus Administrators	FSU Policy Delegation of Authority for EHRA Personnel Actions
UNC Policy 300.1.2	Evaluation of Positions for Designation as Senior Academic and Administrative Officer: The Board of Governors shall appoint and fix the compensation of all persons nominated to fill the presidency, vice presidencies, presidential staff positions, chancellorships, vice chancellorships, and deanships. With respect to other positions designated by the Board as senior academic and administrative officers, the authority to make appointments and determine salaries shall be delegated to the chancellors and the Boards of Trustees of the constituent institutions.	Chancellor	BoT Minutes 12/13/07	Campus Administrators	FSU Policy Delegation of Authority for EHRA Personnel Actions
UNC Policy 600.3.4	Granting of Management Flexibility to Appoint and Fix Compensation: The president delegates to the Board of Trustees for each constituent institution the authority to execute the following personnel actions for faculty and EHRA non-faculty instructional, research, and public service (IRPS) employees:	Chancellor	BoT Minutes 12/13/07	Campus Administrators	FSU Policy Delegation of Authority for EHRA

Source	Authority	Delegation	Source	Sub-Delegation	Source
	1. Permanent and temporary appointments and salaries. 2. Promotion, including faculty rank changes but excluding tenure. 3. Permanent and temporary salary increases or stipends.				Personnel Actions
UNC Policy 600.1.3(II)(B) and (C)	<p>Policy on Authority for Real Property Transactions: The Board of Governors delegates to the Boards of Trustees of the constituent institutions the power to authorize acquisition or disposition by the institutions of the following interests in real property without obtaining approval of the Board of Governors:</p> <ul style="list-style-type: none"> • Any interest in real property, other than a leasehold, with a value less than \$500,000; and • A leasehold interest in real property with annual value less than \$500,000 and a term of not more than 10 years <p>The Boards of Trustees of the constituent institutions are authorized to delegate to the chancellors of their respective institutions the power to authorize for their institutions acquisition or disposition of an interest in real property valued at less than \$50,000</p>	Chancellor	BoT Action on 9/23/21		
UNC Regulation 400.5[R]	<p>Regulation on Planning, Establishing, and Reviewing Centers and Institutes in the University of North Carolina: The Board of Trustees of each administrative campus has the authority to approve campus level policies on centers and institutes and to authorize establishment and discontinuation of institutional centers and institutes consistent with these regulations and the directions of the president or the Board of Governors. The Board of Trustees may delegate to the chancellor the authority to approve the <u>discontinuation</u> of institutional centers and institutes. Administrative campuses must have policies that address the following aspects of the establishment of institutional centers and institutes... Clear process for granting and notification of the establishment of a center or institute, which includes approval by the chancellor and Board of</p>	Chancellor	BoT Action on 9/23/21		

	Trustees and notification to the Office of Research and Graduate Education at UNC General Administration prior to establishment.				






FSU BoT Resolution to Amend and Restate (Approved 10.28.21)_mlw

Final Audit Report

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