

**The Board of Trustees
of
The University of North Carolina at Asheville**

Special Meeting of Thursday November 5, 2009

MINUTES

The University of North Carolina at Asheville Board of Trustees met on Thursday, November 5, 2009 in room 221 of Highsmith Union on the UNC Asheville campus.

The following members of the Board of Trustees were present for the entire meeting: Chair James Buckner, Phil Carson, David Cogburn (by conference call), Joe Damore (by conference call), Sue McClinton, Doug Orr, Nathan Ramsey, Bruce Peterson, Pat Smith, Virgil Smith (by conference call), Cortland Mercer, Student Government Association President.

Trustees absent: Audrey Byrd Mosley and Pam Turner.

Others in attendance included: Anne Ponder, Chancellor; Merianne Epstein, Director of News Services; Jane Fernandes, Provost; John Pierce, Vice Chancellor for Finance and Operations; Christine Riley, Chief of Staff; Steve Baxley, Director for Facilities Management and Planning; Chris Miller, Chair, Chancellor's Staff Advisory Committee; John Bucher, Director of Budget & Assessment, William Massey, Executive Director of the Foundation; Lynn Spaight, Assistant Secretary to the Board; Cassidy Sharp, Blue Banner reporter.

Chair Buckner called the meeting to order at 1:39 p.m. He reminded everyone of the State Ethics Act and asked if there were matters to come before the board that would represent a conflict of interest. None was stated.

Chair Buckner recognized Vice Chancellor John Pierce for an update on the residential housing project. John Pierce reported that the Marketing Study, approved by the Board of Trustees at the September meeting, had been completed and a report is expected to be received on Friday, November 6. The results of that report will be shared at the December Board of Trustees meeting. The Residential Housing *ad hoc* committee had determined that it would be better to go through the state's construction process, rather than creating a separate 501c3 corporation and LLC for a public/private partnership (as was approved in the September meeting). In order to have a new residence hall operating by 2012, the committee has approved the pre-qualification process for a design architect. The committee's goal is to seek the board's approval for the next step in the design/construction process at the December Board of Trustees meeting. There was discussion about how to allow and encourage local architects and construction firms to participate within the constraints of the current bid process.

Chair Buckner then called for a motion for a closed session for the following reasons:

- to prevent the premature disclosure of an honorary award or scholarship, AND
- to establish or instruct the staff or agent concerning the negotiations of the amount of compensation or other terms of an employment contract, AND
- to consider the qualifications, competence, performance, or condition of appointment of a public officer or employee or prospective public officer or employee, AND
- to establish or instruct the staff or agent concerning the negotiation of the price and terms of a contract concerning the acquisition of real property.

as allowed by sections 143-318.11(a) (2), (5) and (6) of the North Carolina General Statutes.

Nathan Ramsey made a motion to go into a closed session for the reasons stated. Cortland Mercer seconded the motion and the motion was approved unanimously.

The meeting returned to open session at 3:10 PM.

Chair Buckner asked for a motion to approve the amendment to the Athletics Director contract. Phil Carson moved for approval and Doug Orr seconded the motion. The motion was approved unanimously.

Chair Buckner asked if there was any further business. There being none, he asked for a motion to adjourn the meeting. Sue McClinton moved for adjournment and Cortland Mercer seconded the motion. It was approved unanimously.

The meeting adjourned at 3:15 pm.

Submitted respectfully,

Approved,



Lynn Spaight, Assistant Secretary
to the Board

James Buckner, Chair

12/7/09

12/7/09

Date

Date