

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

Meeting Minutes
September 27, 2013

The University of North Carolina at Asheville Board of Trustees met on Friday, September 27, 2013, in meeting room 417 of the Sherrill Center on the UNC Asheville Campus.

The following members of the Board of Trustees were present: Kennon Briggs, David Cogburn, JW Davis, Sue McClinton, Audrey Byrd Mosley, Piyush Patel, Ron Paulus, King Prather, Cissie Stevens, Leigh Whittaker

The following members of the Board of Trustees were present for part of the meeting: Pat Smith (left at 12:15 pm), Doug Orr (left at 3:30 pm)

The following member of the Board of Trustees was absent: Virgil Smith.

Others in attendance for some or all of the meeting included: Anne Ponder, Chancellor; Buffy Bagwell, Vice Chancellor for Advancement; Elizabeth Becker, Executive Assistant; Skip Capone, General Counsel; Janet Cone, Senior Administrator for University Enterprises and Director of Athletics; Greg Carter, Assistant Vice Chancellor for External Relations; Jane Fernandes, Provost and Vice Chancellor for Academic Affairs; Debbie Griffith, Associate Vice Chancellor for Communication and Marketing; Bill Haggard, Vice Chancellor for Student Affairs; John Liposhak, Director of Advancement Services; Nicole Norian, Director of Human Resources, Heather Parlier, Associate General Counsel, John Pierce, Vice Chancellor for Finance and Operations; Steve Plever, Assistant Director of News Services; Christine Riley, Chief of Staff; Lynn Spaight, Assistant Secretary to the Board; Monique Taylor, Director of Internal Audit.

Opening Remarks

There being a quorum present, Chair King Prather called the meeting to order at 10:45 a.m. Chair Prather reminded trustees of their obligations under the State Ethics Act, and asked trustees to declare if they had conflicts with any items on the agenda. None were mentioned.

Chair Prather reminded trustees of the invitation to a Board of Trustees Training Session at NC State. All trustees are invited to attend if they are available.

Committee Reports

University Advancement – Cissie Stevens reported on the following discussion items:

- Fundraising goals for 2013-14
- A draft recommendation to the full board for trustees' participation in the board giving challenge:
 - 100% participation by trustees
 - \$25,000 total gifts from trustees for scholarships
 - An annual gift of at least \$1,000 for unrestricted scholarship funds from each trustee
 - \$2,000-5,000 annual gift total from each trustee that can be split between unrestricted scholarship funds and gifts to other areas

This proposal was amended by King Prather to increase the total gift amount from \$25,000 to \$32,500 in total gifts.

After further discussion, the board approved unanimously the committee's recommendation, with friendly amendments, to adopt a board challenge with goals of 100% trustee participation, at least \$1000 from each trustee for unrestricted scholarships and a total board gift of at least \$32,500.

- A review of giving history, with a chart on gifts and pledges prepared by John Liposhak (attachment).
- Advancement committee members will serve as the members of the Board of Trustees Endowment Investment Committee, plus King Prather. One additional member is required and Pat Smith volunteered to serve. **The Board of Trustees Endowment Investment Committee membership for 2013-14 was approved unanimously.**

Athletics – Kennon Briggs reported on the following review items:

- Coaches from the various sports areas were introduced
- The Athletics Committee charter
- The strategic plan for 2013-18
- Scholarships goals and budget for this fiscal year
- At its next meeting staff will provide a facilities master plan and fees for discussion

Academic Affairs - Ron Paulus reported on the following discussion items:

- A plan for Undergraduate research to be counted as part of the faculty teaching load
- Enrollment statistics and milestones: This is the first year the average SAT score is more than 1200; there is a higher fall retention rate for 2012 than in previous years; trends for enrollment for 2014-15 are positive
- Inquiry ARC: In its first year of implementation, there have been some challenges as might be expected

Audit Committee - King Prather reported in Virgil Smith's absence:

- The internal audit annual report was reviewed; it included the report from the site visit for the Quality Assurance Review which cited the Internal Audit Department at the highest rating of achievement
- Reviewed the enterprise-wide risk management process; the plan will be provided to the Board in December.
- Reviewed the Internal Audit Department charter.

Student Affairs - Sue McClinton reported

- Reviewed legislation affecting students and campus
 - North Carolina House Bill 937 - will allow people with concealed carry permits to have a handgun on campus as long as it is kept in a locked car.
 - North Carolina House Bill 74 – will allow a student to have an attorney represent him/her in an action such as a violation of university polity or student conduct code.
 - North Carolina tax reform bill has a clause that provides for a sales tax on campus dining programs that will go into effect January 1, 2014.
 - Voter ID legislation will affect students as it does not allow students to use student IDs as a legal ID for voting purposes.
 - Federal legislation and guidance on Title IX and the Clery Act will call for a greater focus and prescriptive measures on campus sexual assault and violence against women
 - New legislation on Psychiatric Service and Emotional Support Animals.
- Leigh Whittaker reported that a group of representatives from the Association of Student Governments will go to Washington, DC, in early November to meet with officials of the Office of Education about student loan interest rates

Finance Committee – Pat Smith reported that the group met September 25, 2013. Real property issues were the focus of the meeting and there are three resolutions recommended by the committee for the board to consider:

913-1 to lease the baseball stadium and related areas for expansion and renovation. The cost to build a new stadium is \$2.5 million, with funding to come from private sources, not from state funds. The resolution approves leasing the stadium site and construction areas to the UNC Asheville Foundation or its subsidiary, a Limited Liability Corporation that the foundation has already approved, for purposes of design and construction of a new stadium. The finance committee approved a recommendation to the board for approval of this resolution. Chair Prather asked for a vote to approve the resolution and the resolution was approved unanimously.

913-2 to transfer ownership of University Heights from the City of Asheville to the university. The resolution authorizes staff to enter into agreement with the City of Asheville for the transfer of University Heights street as noted on the map. Chair Prather asked for a vote to approve the resolution and the resolution was approved unanimously.

913-3 to authorize Wayfinding Phase II designer selection. During Phase I of the wayfinding project, the university worked with design firm PBC&L. That firm has now merged with Clark Nexsen, and this resolution would authorize continuing the design work with them for phase II. Chair Prather asked for a vote to approve the resolution and the resolution was approved unanimously.

Bylaws – Creating an Executive Committee

Chair Prather called on General Counsel Skip Capone to outline the suggested change to the Board of Trustees Bylaws.

Skip Capone reported that he researched the Bylaws of other UNC institutions' boards of trustees and almost all have an executive committee noted in their Bylaws. There was discussion regarding the function of the executive committee.

Chair Prather called for a motion and a second to amend the bylaws as drafted by the General Counsel, to create an Executive Committee consisting of the Chair, Vice Chair and Secretary. The Executive Committee may act for the full Board in interim periods on all matters within the purview of the full Board, including approval of appropriate academic and administrative appointments. Actions taken by the Executive Committee on behalf of the full Board will be reported to the full Board no later than the next regular Board meeting. Pat Smith moved for approval, Cissie Stevens seconded and the motion was approved with one vote against the measure.

Chair Prather called for a recess for lunch at 12:15 pm. The meeting re-convened at 1:05pm.

Multicultural Student Programs

Vice Chancellor for Student Affairs Bill Haggard introduced Multicultural Student Programs directors Dr. Lamar Hylton and Dr. Dahlia Hylton for a description of the program's purposes and activities. Multicultural Student Programs is a resource for students with a motto of PRIDE – practice, respect, inclusive, diversity, education. They introduced three students who participate in the programs: LJ Robbs, sophomore, serves as a peer mentor; Maya Newlin, sophomore, an executive in Student Government Association who serves as a liaison with the two groups; Daisy Torres, sophomore, president of Herman@s Orgullosos en Las Americas (HOLA) and a peer mentor. The students talked about their various activities, participating in community outreach programs such as AVID to help high school students prepare to go to college. Trustees thanked them for sharing their time and experiences.

The Role of Trustees and the Board

Chair Prather called on General Counsel Skip Capone to lead the discussion.

Skip Capone reviewed the entities that outlined the board's authority, purpose and responsibilities. The board's roles and responsibilities are defined by state statute, as part of

the UNC System. The Board of Governors further delegates duties and the UNC policies spell out duties and how they are to be carried out. The Board of Trustees has the following responsibilities and authority:

- Advisory authority to advise the chancellor
- Policy making authority to adopt personnel policies
- Approval in certain areas, such as campus master plan, design and selection of architects, etc.
- Persuasive responsibilities to encourage support of the university

As an institution with management flexibility, this Board of Trustees has oversight and guidance responsibility for personnel, including selecting finalist candidates for appointment of a new chancellor, academic appeals, budget, naming honors and awards, real property acquisitions, master plan and design & construction, endowments – setting up and managing, campus auxiliaries, student fees and services

Undergraduate Research as Teaching

Doug Orr reported that the Academic Affairs Committee had reviewed a proposal that will address a long-standing need to reflect the work our faculty do in mentoring students' undergraduate research projects as part of their overall teaching responsibilities.

The proposal designates undergraduate research as a class that students will register to take and receive academic credit. Students can register for the 499 class (or 599 class if deemed to be masters' level work) to undertake an undergraduate research project. The class would be a part of the student's transcript, demonstrating the ability to do graduate level work.

Upon approval by the Board of Trustees, the proposal will be sent to UNC President Ross. If he approves it, the university would institute this on a trial basis for 2-3 years. During that time, we will have to demonstrate our ability to make this program work responsibly.

Trustees expressed approval for the proposal's goals to increase respect and recognition for faculty work and reward students for high-level research. It will allow faculty to oversee projects as part of their regular teaching assignments. It will enhance the university's reputation as an institution of academic quality and distinctiveness.

Chair Prather called for a vote for approval of the proposal as presented and the proposal was approved unanimously.

The meeting was recessed at 2:47 pm and reconvened at 3:00 pm.

Chancellor's Report

Chancellor Ponder gave an update on recent university news:

- Chris Oakley, professor of new media, has been working with seven students on an undergraduate research project to create a Virtual Lincoln. Recently he was in the

national and international news for discovering an image of Lincoln in a photo taken at Gettysburg.

- The fall enrollment report shows that the admissions department is meeting and exceeding its goals, and trends for diversity are positive.
- Two new majors were approved by the Board of Governors in June and launched this fall semester: a bachelor of fine arts in jazz and contemporary music and a bachelor of arts in art history.
- The trend of the university budget is not so positive. Economic sustainability will depend on other revenue to augment state funds.
- When we look at benchmarks on salaries, we have persistent difficulty in funding salaries in comparison to our peers, other institutions in the UNC system and the local marketplace. Not being able to offer competitive salaries is not good for recruiting and retaining top faculty and staff. The state legislature put a salary freeze in place, and no money was appropriated for salary increases. However, we have re-allocated funds made available by not re-hiring in some vacant positions and decreased operating funds to invest in faculty salaries. About half of faculty will receive adjustments for equity. A few staff positions have been adjusted because of additional duties. Less than 1% of our budget is allocated for salary adjustments.
- OLLI held a 25th anniversary celebration last month, and it was a wonderful community event.
- The agreement that centers the international headquarters of COPLAC on the UNC Asheville campus has been extended through 2019.
- The campus has recently launched a campus-wide master calendar.

Chair Prather called for a motion to go into closed session for the following reasons:

- 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, AND
- to consider the qualifications, competence, performance, or condition of appointment of a public officer or employee or prospective public officer or employee,

as allowed by section 143-318.11(a) (5) and (6) of the North Carolina General Statutes

Piyush Patel moved to move the meeting to closed session for the reasons mentioned. Cissie Stevens seconded and the motion was approved unanimously.

The meeting returned to open session at 5:00 pm.

David Cogburn moved and Kennon Briggs seconded a motion to approve consent agenda consisting of

- Approval of Minutes of Open Session, July 15 & 16, 2013

- Approval of Minutes of Special Meeting Open Session, July 29, 2013
- Approval and Acceptance of Personnel Reports as reported and discussed in closed session

The motion was approved unanimously.


Chair Prather reminded trustees of their agreement to make a gift or pledge as part of the board challenge by December 1. He announced that the next regular meeting of the board would be held on Friday, December 6, 2013, in Sherrill Center 417.

There being no further business to come to the board, Ron Paulus made a motion to adjourn, seconded by David Cogburn, and the motion was approved unanimously.


The meeting adjourned at 5:06 pm.

Submitted respectfully,

Approved,



Lynn Spaight
Assistant Secretary to the Board



King Prather
Chair

12/6/13

Date

12/6/2013

Date