The Board of Trustees of The University of North Carolina at Chapel Hill met in regular session in the Faculty Lounge of The Morehead Building on July 23, 1993. The Academic Affairs, Student Affairs, and Finance and Business Committees all met as a committee of the whole. Chairman Strickland called the meeting to order at 8:35 a.m.

**Roll Call**

Members Present: Robert L. Strickland, Chairman  
Annette F. Wood, Secretary  
William J. Armfield, IV  
Angela R. Bryant  
Thos. E. Capps  
Anne W. Cates  
James R. Copland, IV  
John W. Harris  
William R. Jordan  
Charles A. Sanders  
Cressie H. Thigpen, Jr.  
David J. Whichard II

Member Absent: Walter R. Davis

**Administration of Oath of Office**

Chief Justice James Exum administered the oath of office. New members sworn were as follows: William J. Armfield, IV, Anne W. Cates, William R. Jordan, Charles A. Sanders. Cressie H. Thigpen, Jr. was sworn to serve a second term.

**Minutes**

Mr. Thigpen moved, seconded by Ms. Bryant, that the minutes of the regular meeting of June 24 and 25, 1993, be approved as circulated. The motion carried unanimously.

**Chairman's Remarks**

Chairman Strickland referred to his remarks two years ago and asked the Board's indulgence in letting him repeat some of them. He expressed his sincere thanks to this Board of Trustees. He stated that he was honored and humbled by the vote then and is still so today. He referred to remarks made by President John F. Kennedy when receiving an honorary degree from Yale and related them to his experience with UNC. President Kennedy had stated that he had the best of two possible worlds; a Harvard Education and a Yale degree. Chairman Strickland stated that he felt that he had had the best of two worlds, both of them on the campus at UNC-CH. The first as a UNC student and then
as a UNC Trustee. He again referred to President Kennedy's remarks when he stated that his education came first and then the degree. Chairman Strickland stated that he suspected that in his case, it would be reversed because his degree came back in the '50s and he believed that his real education would be in the next months. He said that this was really true. He closed by referring to remarks by Pulitzer Prize winner Arthur Schlesinger in his book, The Disuniting of America. He referred to our country's motto, E PLURIBUS UNUM and said that the current trends seem to be over stressing the PLURIBUS at the expense of the UNUM. The genius of this country is the success of the UNUM. He stated that our challenge here is to continue to recognize the PLURIBUS but to strive to emphasize the UNUM. He said that he feels that this continues to be a challenge on campuses across the country, indeed, in the larger society in the country itself. He again reiterated his deepest appreciation and thanks to everyone.

**Election of Officers**

Chairman Strickland read excerpts from the Bylaws regarding the election of officers. He stated that the following slate of officers had been recommended by the Nominating Committee at the June meeting:

- David J. Whichard II, Chairman
- Annette F. Wood, Vice Chair
- Cressie H. Thigpen, Jr., Secretary
- Brenda Kirby, Assistant Secretary

There was a "sense of the Board resolution" at the June meeting by the old Board endorsing this slate and recommending it to the new Board for consideration. He opened the floor for consideration and discussion.

Mr. Whichard stated that while he appreciated the nomination from the nominating committee, he respectfully requested that his name not be put in nomination for chairman at this time.

Mr. Capps moved that it is the sense of this Board to recommend Mr. Whichard for Chairman one year from now. Mr. Thigpen seconded the motion and it carried unanimously.

Mr. Capps nominated Mr. John W. Harris for Chairman. There were no other nominations.

Ms. Bryant nominated Mrs. Wood for Vice Chair. There were no other nominations.
Mrs. Cates nominated Mr. Thigpen for Secretary. There were no other nominations.

Mr. Copland nominated Ms. Kirby for Assistant Secretary. There were no other nominations.

Ms. Bryant moved that the nominations be closed and that these people be elected as officers for the ensuing year by acclamation. Mr. Copland seconded the motion and it carried unanimously.

Mr. Strickland turned the meeting over to the newly elected Chairman Harris.

Chairman's Remarks

Chairman Harris expressed his appreciation for the opportunity to work with the Trustees in this capacity, and said that he particularly appreciated the opportunity to work with the new members on the Board.

Election of Members of The Board of Trustees of the Endowment Fund

Mr. Whichard moved to re-elect Mr. Thomas F. Kearns, Jr. and Mr. Max C. Chapman, Jr. to the Board of Trustees of the Endowment Fund of The University of North Carolina at Chapel Hill each to serve three-year terms effective July 1, 1993 and ending June 30, 1996. Mr. Armfield seconded the motion and it carried unanimously.

Election of Board of Directors of The University of North Carolina at Chapel Hill Foundation, Inc.

Mr. Whichard moved to elect Mr. Robert Strickland to fill the vacancy created by Mr. David Ward. Dr. Sanders seconded the motion and it carried unanimously.

Mr. Whichard moved to re-elect Mr. Thomas F. Kearns, Jr. and Mr. Max C. Chapman, Jr. to the Board of Directors of The University of North Carolina at Chapel Hill Foundation, Inc. for terms concurrent with membership on the Board of Trustees of the Endowment Fund of The University of North Carolina at Chapel Hill. Mr. Armfield seconded the motion and it carried unanimously.

Amendment to Tenure Regulations

Ms. Ehringhaus described briefly the Board's role in the Tenure Regulation process in accordance with THE Code of The Board of Governors. She outlined the proposed amendments that were described in the memorandum dated July 12, 1993. Ms. Bryant moved the Resolution Amending the Trustee Policies and Regulations Governing Academic Tenure in The University of North Carolina at Chapel Hill to Permit a One-Year Extension of the Maximum
Resolution of Appreciation for Dr. Mary Sue Coleman

WHEREAS, Mary Sue Coleman has served The University of North Carolina at Chapel Hill with great distinction as Vice Chancellor for Graduate Studies and Research;

WHEREAS, she has consistently displayed unsurpassed intelligence, tact, tenacity, and warmth in her many duties while helping researchers achieve unprecedented financial support for their important investigations;

WHEREAS, she has earned the universal respect and admiration of her few peers and many subordinates;

WHEREAS, she has maintained a distinguished scientific career while promoting the interests of the faculty and setting a standard as an administrator to which all should aspire;

WHEREAS, she will carry the spirit and best wishes of the nation's oldest state university to one of the nation's youngest when she becomes Provost of the University of New Mexico;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of The University of North Carolina at Chapel Hill expresses its deep gratitude to Mary Sue Coleman for her outstanding service to The University.

Resolution of Appreciation for Chairman Robert L. Strickland

WHEREAS, Robert L. Strickland has provided stalwart leadership during two terms as chairman of The University of North Carolina at Chapel Hill Board of Trustees;

WHEREAS, Mr. Strickland has drawn from his many talents as an innovative, level-headed thinker and businessman, and as an articulate, thoughtful speaker in guiding the University during a vital period in its 200-year history;

WHEREAS, he has been a strong advocate of the University during his tenure, focusing the Board's attention on such important long-term issues facing Carolina as land use, admissions, planning, and funding;

WHEREAS, he has worked diligently to insure the University's future excellence, including his support of and service on the Steering Committee of the Bicentennial Campaign for Carolina;
WHEREAS, Mr. Strickland has brought his experience as a state legislator and as chairman of the Board of Lowe's Companies, Inc., to bear on the pressing needs of his alma mater, North Carolina's flagship University;

WHEREAS, Mr. Strickland, long a friend of higher education in the Tar Heel state, has made many other outstanding contributions as a trustee, including his work on the Search Committee that recommended Paul Hardin, a boyhood friend while growing up in his native Asheboro, as Chancellor;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of The University of North Carolina at Chapel Hill expresses its profound appreciation to Robert L. Strickland for his faithful, energetic, and distinguished service to the University.

Mrs. Wood moved adoption of these resolutions and asked that they be spread upon the minutes of the meeting. The motion was duly seconded and carried unanimously.

**Chancellor's Report**

Chancellor Hardin welcomed the new members to the Board and stated that he considered it a high honor to work with every member of the Board, both the continuing members and the new members. He expressed thanks to the outgoing officers, and especially to Chairman Strickland.

Chancellor Hardin welcomed Mrs. Maxine O'Kelly, a member of the Board of Governors, and commented on her work in previous years in the selection of Trustees to the Boards of the constituent institutions.

Chancellor Hardin informed the Board that there has been no formalization of any agreement with Nike. He stated that the tradition with most of the Universities has been that coaches are free to negotiate external contracts. In 1992, the NCAA adopted a new rule that stated that if coaches honor contracts with apparel manufactures, those contracts have to be approved by the Chief Executive Officer. He said that there had been no contract. He assured the Press and the Board that if a contract ensues to which the University is a party, it would be a matter of public record and it would comply completely with NCAA rules and UNC standards.

**Policy on Political Activities of Employees**

Ms. Ehringhaus described recent instructions by the Board of Governors designed to improve administration of the Policy on Political Activities of
Employees. She stated that this policy complies with the Board of Governors request and gave examples of its use. Mrs. Wood moved approval, seconded by Dr. Sanders. Ms. Bryant stated that this policy is very confusing as presently written and recommended that Section V be moved to the front of the policy. She also suggested that the leave guidelines might be clarified in some way. Otherwise, she moved approval. The motion carried unanimously.

(Attachment B)

**Student Affairs Committee**

Mr. Copland referred to past rankings and present rankings of the University in the areas of teacher salaries and the library standings. He expressed his concern regarding the decline of the institution. He said that he feels that the Board and the Board of Visitors should convey to the legislators the serious needs of the institution. He mentioned the Sonja Haynes Stone Black Cultural Center and his hope that this issue would be resolved in a way that it could provide national leadership in the area of African and African American Studies.

**Development**

**Bicentennial Campaign Update**

Mr. Allen distributed reports on the Bicentennial Campaign. He reviewed the format of the report. He reported that at the present time the total committed amount is $281,119,371. A copy of this report is on file in the Office of the Assistant Secretary.

**Finance and Business Committee**

Mr. Capps called on Mr. Michael Fox to present the Semi-Annual Report on the Status of Capital Improvement Projects and the Semi-Annual Lease Report to the Board for information.

(Attachments C, D, E, F, G)

**Approval of Final Plans and Specifications for the Addition of the Existing UNC Lineberger Comprehensive Cancer Center**

Mr. Capps moved approval of the final plans and specifications for the addition to the existing UNC Lineberger Comprehensive Cancer Center. Ms. Bryant seconded the motion and it carried.

(Attachment H)

**Acquisition by Lease of Office and Related Space for the UNC-CH School of Public Health Department of Epidemiology**
Mr. Whichard moved approval to lease approximately 8,800 square feet of office and related space for the UNC-CH School of Public Health, Department of Epidemiology. Said lease to be for a term of three years with two one-year renewal options, at an annual cost not to exceed $116,000, including utilities and janitorial services, with a CPI increase not to exceed 4% during the renewal periods. Ms. Bryant seconded the motion and it carried unanimously.

(Attachment I)

**Distribution of Trademark Licensing Program Revenue**

Wayne Jones reported on the current distribution of the Trademark Licensing Program Revenue. He explained the request from the Athletic Department to use their portion of these revenues for operating purposes. The Athletic Department does have an alternate source for meeting scholarship needs. Mr. Capps moved the approval of changing the use of the allocation to the Department of Athletics of trademark licensing income from scholarships to operating expenses of the Department of Athletics. Mr. Armfield seconded the motion. Mr. Copland noted that this is over a quarter of a million dollars that the Athletic Department is going to have in its budget that has traditionally been allocated to student scholarships. He referred to a $10 student fee increase on the agenda also. The motion carried unanimously.

(Attachment J)

**Interest Rate Swap Agreements**

Mr. Capps called on Mr. Jones to discuss the proposed agreements. Mr. Jones explained the current status of these bonds and explained the advantage of making the swap at this time to take advantage of the current interest rates. Mr. Capps moved adoption of the resolution. Mr. Strickland seconded the motion and it carried unanimously.

(Attachment K)

**1993-94 Student Fees**

Mr. Capps called on Mr. Jones to present the proposed fee increases. Mr. Jones referred to the summary of the fees charged to all students including special fees charged to specific groups of students.

Mr. Capps moved the adoption of the proposed changes in student fees as described in the handout. (A copy of this document is on file in the Office of the Assistant Secretary.) Mrs. Cates seconded the motion.

Mr. Copland proposed the following amendments to certain fee increases:

**Student Health Service Fee**
Mr. Copland recommended a decrease in the total amount of this fee. His suggested decrease would be in the maintenance portion. Mr. Jones and Dr. Cowan explained the need for this proposed fee for future operation and renovation of the Student Health Service to utilize the present building. There are some renovations needed to comply with state regulations.

Mr. Capps stated his support of the increase for the future of the Student Health Service and this University.

Chairman Harris expressed his concern for the fairness to all students coming to the University now and in the future.

After further discussion, Mr. Copland made a motion to amend Mr. Capps motion by reducing the increase by a total of $4.00, making the total increase $234.00. Ms. Bryant seconded this motion.

Educational and Technology Fees

Mr. Copland stated his concern regarding the proposed increase in the Educational Technology Fee increase for Academic and Health Affairs. He suggested eliminating $7.75 of the increase in Academic Affairs and $13.25 in Health Affairs, making the total increase $118.15. He feels that the portion to be used for classroom renovations should not come from student fee dollars, but should be maintained by the state.

Mr. John Oberlin described the need and proposed use for this fee increase.

Mr. Whichard stated that when compared to other institutions in the area of technology, this campus is behind. He said that he is concerned with cutting this particular fee increase which is so vital to providing for the needs of the students. This would impose a handicap on our students.

Mr. Oberlin reiterated the urgent need for this increase at this time.

Athletic Fee

Mr. Copland requested that the Athletic Fee proposal be decreased from $10 to $5 changing the total increase from $70 to $65. He feels that the reallocation of the Trademark Licensing money should offset the need for this increase.

Mr. Harris clarified that the previous arrangement with the Trademark Licensing had been 50/50. It was later changed to 75/25, with 75% going to the university for scholarships.

Mrs. Cates informed the Board that the need for these funds for the Athletic Department includes compliance with Title IX.
Chancellor Hardin stated that he wants this university to be a leader in the matter of gender equity in athletics. The expense to the university is likely to be in excess to that of other universities because the requirement will likely be that the expenditures be parallel to the proportions of the women in the student body. He stated that he had asked Mr. Swofford be prepared to comply quickly with whatever the NCAA and Title IX require. He said that he wanted this university to be a leader, not a reluctant follower.

Mr. Copland questioned the fee increase for School of Education Clinical Teacher Training Fee. He stated his concern that the state should be funding some of these increases and not the students.

Provost McCormick explained the use and need for the advancement in the quality of the program in clinical teacher training.

Mr. Copland questioned the Nursing Fee increase. Vice Chancellor Hershey explained that these are new programs and graduate fees.

Chairman Harris stated that these fees are indicative of other competitive institutions and are actually less in some instances.

Chancellor Hardin thanked Mr. Copland for doing an important part of his job as the President of Student Government by monitoring these increases. He encouraged everyone to recognize that a lot of time and energy had been put into these requests. He reminded the Board of the needs that have built up over the two years of the moratorium and stated that he is impressed with the self restraint and discipline that is in this document. He said that he wished that the state could provide more needed support.

Mr. Copland moved the decrease in the Health Services Fee proposal by $4, changing the total increase from $238 to $234 as approved by the Advisory Board. Ms. Bryant seconded the motion. The motion did not carry.

Mr. Copland moved the decrease in the proposed Academic Affairs/Health Affairs Educational Technology Fee from $126 to $118.25. Ms. Bryant seconded. The motion did not carry.

Mr. Copland moved the decrease in the proposed Athletic Fee from $70 to $65. Ms. Bryant seconded. The motion did not carry.

Chairman Harris called for a vote on the earlier motion of Mr. Capps for approval of the proposed fee increases. The motion carried.

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On motion of Chairman Harris, duly seconded, the Board voted to convene in executive Session to consider those matters of personnel, property,
and legal advice that it was entitled to consider in executive session under the
Open Meetings Law.

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EXECUTIVE SESSION

Development

Mr. Allen presented the following recommendations from the Naming
Committee: The Katherine R. Everette Law Library; The Norman Holmes
Murphy Cardiology Clinic, and The Nicholas Bunn Boddie, Sr. and Lucy Mayo
Boddie Atrium. Mr. Armfield moved approval of these namings, duly seconded.
The motion carried.

Academic Affairs Committee

Personnel Matters for Information

Chancellor Hardin reported on personnel matters for information not
requiring action by the Board.

(Attachment L)

Personnel Matters for Consultation

Ms. Bryant moved, seconded by Mrs. Wood, to authorize the Chancellor
to forward to the President and the Board of Governors the personnel report and
recommendations presented for consultation. The motion carried unanimously.

(Attachment M)

Personnel Matters for Action

Chancellor Hardin presented personnel matters for Academic Affairs and
Health Affairs to be voted in Open Session.

(Attachments N,O)

Recommendations for Exceptions to Employment Policies Annual Leave
Provisions

Mr. Strickland moved to grant an exception from the EPA Non-Faculty
leave provisions. Mrs. Wood seconded the motion and it carried unanimously.

(Attachment P)

Legal Advice

Ms. Ehringhaus advised the Board on the current status of Quail Roost.
She advised the Board on the negotiations with the representatives from the
State Property Office about the disposition of Quail Roost, including the plans to
use the proceeds to upgrade The Carolina Inn. Mr. Armfield moved the
authorization from the Board to Ms. Ehringhaus to proceed to enter into
negotiations under the terms stated. Dr. Sanders seconded the motion and it carried unanimously.

Sonja Haynes Stones Center

The siting of the Center was discussed.

On motion of Chairman Harris, seconded by Mr. Whichard, the Board voted to reconvene in Open Session.

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Open Session

The Sonja Haynes Stone Black Cultural Center

Mr. Thigpen moved, seconded by Mr. Armfield, that the University of North Carolina at Chapel Hill construct the free standing Sonja Haynes Stone Black Cultural Center. The motion carried. Mr. Capps and Mr. Strickland voted against the motion. Mrs. Wood abstained.

Dr. Sanders moved, seconded by Dr. Jordan, that the Center be sited on the Coker Woods site. The motion carried. Ms. Bryant, Mr. Copland, and Mr. Thigpen voted against the motion. Mr. Strickland and Mrs. Wood abstained.

Chairman Harris made the following remarks: "As you make hard decisions sometimes the process becomes almost more important than the decision. Today the University of North Carolina at Chapel Hill made a very very important decision, not only for the students that are here now, but for the students that will be coming in the future. It is a real challenge, Chancellor, for you and your associates to make sure that we don't have just a Black Cultural Center, but that we have absolutely the best Black Cultural Center in this country".

Ms Bryant stated that she is sensitive to the fact that some of the proponents and students, and perhaps faculty and staff, who are not here in the summer might be disappointed that they were not able to be here when this decision was made, or participate in it. She encouraged the Chancellor to be sensitive to that.

Academic Affairs Committee

Chancellor Hardin asked for a motion to approve the report of the Academic Affairs Committee considered in Executive Session. Dr. Jordan moved, seconded by Mr. Thigpen. The motion carried unanimously.

(Attachments N, O, )
Adjournment

There being no other business, Mrs. Wood moved that the meeting be adjourned. The motion was duly seconded and carried. The meeting was adjourned at 12:35 p.m.

[Signature]
Assistant Secretary