

BOARD OF TRUSTEES MEETING
The University of North Carolina at Chapel Hill

The Board of Trustees met in regular session on Wednesday, September 26, 2007, at The Carolina Inn, Chancellor Ballroom West, at 5:02 p.m. Chair Perry presided.

ROLL CALL

Assistant Secretary Brenda Kirby called the roll and the following members were present:

Roger L. Perry, Sr., Chair	J. Alston Gardner
Karol V. Mason, Vice Chair	Barbara R. Hyde
Russell M. Carter, Secretary	Sallie Shuping Russell
Eve M. Carson	Nelson Schwab III
Phillip L. Clay	A. Donald Stallings
Paul Fulton	Robert W. Winston

John G. B. Ellison, Jr. was absent.

Chair Perry began the meeting by commenting on the Chancellor's State of the University Address. In the address, Chancellor Moeser announced his resignation, effective June 2008. Chair Perry commended Chancellor Moeser for his leadership, creativity, passion and love for the university. Chair Perry spoke briefly about all the initiatives begun under the chancellor's leadership and all of the goals we have met and are still reaching to meet.

Chair Perry read the following statement regarding the State Government Ethics Act:

"As Chair of the Board of Trustees, it is my responsibility to remind all members of the Board of their duty under the State Government Ethics Act to avoid conflicts of interest and appearances of conflict of interest as required by this Act. Each member has received the agenda and related information for this Board of Trustees' meeting. If any Board member knows of any conflict of interest or appearance of conflict with respect to any matter coming before the Board of Trustees at this meeting, the conflict or appearance of conflict should be identified at this time."

REPORT OF THE BUILDINGS AND GROUNDS COMMITTEE

Mr. Winston, Committee Chair, moved ratification by the Board of the following five Level 1 items, which were previously approved by the committee. The motions carried for each item.

- Designer Selection- Alternative/Renewable Energy Study- Phase 1. This project examines the technological maturity and feasibility of alternative energy sources to offset fossil fuel usage. The study includes economic, environmental, and regulatory analysis of alternatives that are technologically feasible. The planning budget is \$300 K with funding from Energy Services receipts.

The interview committee recommended the selection of the three firms in the following priority order:

- | | |
|--------------------------------|-----------------|
| 1. Affiliated Engineers East | Chapel Hill, NC |
| 2. Carter & Burgess | Raleigh, NC |
| 3. Stantec Consulting Services | Raleigh, NC |

The firm in the number one position, Affiliated Engineers East, was recommended because

of the strength of its team, its recent and relevant experience.

(ATTACHMENT A)

• Designer Selection- Stormwater Master Planning Study. This project provides a comprehensive stormwater master plan for all University owned properties in Chapel Hill. The study provides for a complete inventory of existing storm drainage systems; identifies and prioritizes capital improvement projects required throughout the system; prepares system maintenance program, watershed modeling and monitoring protocols, and regulatory program implementation and compliance. The planning budget is \$1M with funding from Energy Services receipts.

The interview committee recommended the selection of the three firms in the following priority order:

- | | |
|----------------------------------|-------------|
| 1. Rummel, Klepper & Kahl (RK&K) | Raleigh, NC |
| 2. Dewberry & Davis | Raleigh, NC |
| 3. W.K. Dickson | Raleigh, NC |

The firm in the number one position, Rummel, Klepper & Kahl (RK&K), was recommended because of the strength of its team, its recent and relevant experience.

(ATTACHMENT B)

• Designer Selection- Burnett Womack- Seventh and Eighth Floor Renovation. This project provides the renovation of the existing offices and work stations located on the seventh floor and one-half of the eighth floor of Burnett Womack Clinical Sciences Building (approximately 18,000 GSF) into medical research laboratories and laboratory support spaces. The project budget is \$5.3 M with funding from the School of Medicine.

The interview committee recommended the selection of the three firms in the following priority order:

- | | |
|----------------------|-----------------|
| 1. Lord Aeck Sargent | Chapel Hill, NC |
| 2. Perkins Eastman | Charlotte, NC |
| 3. Dixon Weinstein | Chapel Hill, NC |

The firm in the number one position, Lord Aeck Sargent, was recommended because of the strength of its team, its recent and relevant experience.

(ATTACHMENT C)

• Acquisition by lease for approximately 10,185 SF of office space at Carr Mill Mall Annex, 101 E. Weaver Street, entire 2nd floor, Carrboro, North Carolina. The lease term is a five (5) year period commencing March 1, 2008, with two one-year renewal options. The initial annual rent of \$175,680 or \$ 17.25 per SF will include utilities and janitorial services. The annual rent will increase no more than 2% per annum both in base period and renewal options.

(ATTACHMENT D)

• Acquisition by lease for approximately 3,186 SF of office space at a location to be determined for the School of Public Health, Department of Nutrition. The lease term is for one (1) one year period commencing November 1, 2007, or as soon thereafter as possible at an initial annual rent not to exceed \$58,144.50 or \$18.25 per SF including utilities and janitorial services. There are two (2) one-year renewal options desired. The annual rent will not exceed 2.25% per annum both in the base period and renewal options.

(ATTACHMENT E)

Bruce Runberg, Associate Vice Chancellor for Facilities Planning and Construction, presented the following action item to the Board:

- Property Acquisition by purchase to purchase a 0.77 acre tract of land improved by a 1,775 SF single family dwelling located at 1404 Mason Farm Road in Chapel Hill, Orange County, North Carolina. The property has been under contract to be purchased by the University of North Carolina at Chapel Hill Foundation, Inc. since August 2001.

The University is interested in acquiring this property in connection with the University's Master Plan. The property is located in an area south of Mason Farm Road that has been identified as an integral part of the South Access Road. The purchase contract has been amended three times to reflect a change in the anticipated closing date. The final amendment to the contract provided for a closing date of February 2008. The owner has informed the Foundation that she would like to proceed with closing at this time and it is anticipated that the closing will take place in October 2007. It has been agreed that the owner may remain as a tenant in the house once it is sold for at least a year. The current purchase price is approximately \$383,000.

Mr. Winston moved approval of the acquisition by purchase. Mr. Stallings seconded the motion and it carried.

(ATTACHMENT F)

Anna Wu, Director of Facilities Planning, presented information to the Board concerning this project.

- Preliminary design review of the Bynum Hall Renovation and Addition. This project provides a renovation and addition to Bynum Hall. The renovation of the basement will accommodate the Office of University Counsel. The addition provides a new elevator and stair tower to address accessibility and egress requirements for the entire building. The project budget is \$3.5 M with funding from Repair and Renovations appropriations.

The item came to the committee as an "information only" item, but the committee was so impressed by the design that they approved the design. Mr. Winston moved approval of the item by the Board. The motion was duly seconded and carried.

A copy of the PowerPoint presentation is located at: www.unc.edu/depts/trustees/
A copy of the presentation is also filed in the Office of the Assistant Secretary.

(ATTACHMENT G)

Jack Evans, Executive Director of Carolina North presented the following agenda item to the Board.

- Design Approval- Carolina North Plan. The Carolina North Concept Plan shows proposed development on a 250 acre portion of the site. This plan reflects input from an ecological assessment of the site, principles from the Leadership Advisory Committee, infrastructure workshops and public sessions. The plan creates an identity for Carolina North as a compact, mixed-use academic community in support of University's mission. The Chancellor has said that Carolina North will be a model of sustainability. Sustainable design principles include transit-oriented-development, an integrated approach to campus systems, and significant open spaces.

The plan includes a footprint for development over a 50 year period and proposes an approach to a Phase I development over a 15 year period.

Trustee Shuping Russell mentioned that the Carolina North Plan should take into account advances in technology as they continue to work on the transportation piece. With electric transportation devices gaining ground, it would benefit us to look at and plan our roads within the Carolina North Campus with these technologies in mind.

Trustee Gardner asked about the recreational space within Carolina North. He suggested taking advantage of the trails and natural landscape in that area, and telling people about it.

Trustee Schwab asked, "Where do we go from here?" Mr. Evans said that the immediate next step is to take the comments and suggestions provided by the Board and tweak the plan. Then the plan will be taken to the Town of Chapel Hill for final approval. Trustee Schwab also asked Mr. Evans to consider the University's commitment to faculty/staff housing, as plans for Carolina North continue to progress. Mr. Evans told Mr. Schwab that there are discussions being held about this topic, especially in regards to faculty retention and recruitment.

The following resolution was adopted by the Board:

**Resolution
September 26, 2007**

WHEREAS, on May 26, 2005, and May 25, 2006, the Board of Trustees expressed by resolution its strong support for the development of a campus at Carolina North designed to expand Carolina's multiple missions, boost innovation, and redefine the University's engagement with the region and the state; and

WHEREAS, the Carolina North Plan presented to the Board of Trustees today is the result of many months of study and deliberation and incorporates a wide cross section of community input as a result of Chancellor Moeser's leadership efforts to engage the community in a dialogue about Carolina North over the past 18 months. These community discussions have included the Carolina North Leadership Advisory Committee and the report with guiding principles it produced; the Infrastructure Workshops that explored sustainable models of development as a fundamental principle of development at Carolina North; and monthly community meetings that charted the course of an evolving land use plan; and

WHEREAS, to meet an urgent need for advancing University research technologies, on August 10, 2007, the University filed with the Town of Chapel Hill the initial concept drawings for a special use permit for the Innovation Center, the first building to be developed at Carolina North; and

WHEREAS, as a follow-up to the application for a special use permit for the Innovation Center, the Board of Trustees wishes to develop, in collaboration with the Town of Chapel Hill, the zoning mechanisms under which the remainder of the Carolina North Plan presented today will be realized.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees commends the

Chancellor for advancing the planning for Carolina North in such an open and inclusive manner; and hereby approves the Carolina North Plan; and

BE IT FURTHER RESOLVED that the Board of Trustees approves both the 50-year vision of the Carolina North Plan and the 15-year Phase 1 segment of the Carolina North Plan and directs the Chancellor to refine the Carolina North Plan consistent with the Board's discussion so that at the appropriate time the Chancellor may present the Carolina North Plan to the Town of Chapel Hill.

Mr. Winston moved approval of the resolution, which also approves the Carolina North Plan. The motion approved unanimously.

A copy of the PowerPoint presentation is located at: www.unc.edu/depts/trustees/
A copy of the presentation is also filed in the Office of the Assistant Secretary.
(ATTACHMENT H)

Mr. Winston gave a brief Capital Program Update. He mentioned we have a \$2.1 billion program. Thirty-seven percent of our Capital projects are completed, thirty percent are in construction, and thirty-three percent are in design. The Higher Education Bond Program totals \$515 million. Out of forty-nine projects, seventeen are closed out, nineteen are completed, twelve are still under construction, and one project is in design. The current scheduled completion date of the HEB program is January 2009.

RECESS

Chair Perry recessed the Board meeting at 6:15 p.m.

RECONVENE

Chair Perry reconvened the Board meeting at 8:04 a.m. on Thursday, September 27, 2007, at The Carolina Inn, Chancellor Ballroom East and West.

ROLL CALL

Assistant Secretary Brenda Kirby called the roll. John G. B. Ellison, Jr. and Karol V. Mason were absent.

CONSENT AGENDA

Approval of Minutes

On motion of Ms. Hyde seconded by Mr. Schwab, the minutes of the regular meeting of July 25-26, 2007, were approved as distributed.

Ratification of Mail Ballots

On motion of Ms. Hyde seconded by Mr. Schwab, the following mail ballot dated August 2, 2007, was approved as distributed:

- Election to the Board of Trustees of The Endowment Fund of The University of North Carolina at Chapel Hill:
 - a. Paul Fulton for a term concurrent with his term as Chair of the Audit and Finance Committee.
 - b. Bill Harrison for a term of three years ending 2010.
 - c. Sallie Shuping Russell for a term of three years ending in 2010.

- Election to the Board of Directors of The University of North Carolina at Chapel Hill Foundation, Inc.:

- a. Bill Harrison for a term concurrent with his term as Trustee of the Endowment Fund.
- b. Sallie Shuping Russell for a term concurrent with her term as Trustee of the Endowment Fund.

(ATTACHMENT I)

On motion of Ms. Hyde seconded by Mr. Schwab, the following mail ballot dated August 15, 2007, was approved as distributed:

- Personnel changes for information, personnel changes in Academic Affairs, personnel changes in Health Affairs, and tenured personnel actions.

(ATTACHMENT J)

On motion of Ms. Hyde seconded by Mr. Schwab, the following mail ballot dated August 15, 2007, was approved as distributed:

- Acquisition by lease for the University of North Carolina at Chapel Hill Center for Developmental Sciences.

(ATTACHMENT K)

CHAIR'S REMARKS

Chair Perry began his remarks by reiterating Chancellor Moeser's resignation and spoke about the Board's search for a new chancellor. A thorough, national search for the most highly qualified individuals to fill the role of Chancellor is the Board's top priority.

Former Chair and Trustee Nelson Schwab will chair the search committee to find Carolina's next chancellor. Chair Perry and Vice Chair, Karol Mason, will serve as vice chairs of the search committee. Committee members include: Trustee representatives Rusty Carter, John Ellison, Don Stallings, and Eve Carson, Student Body President. From the Faculty: Kenneth Broun, Lisa Carey, Bruce Carney, James Johnson, and Joseph Templeton. Additional Members are: Lauren Anderson, Ernie Patterson, and Anna Wu. From the Alumni representatives: Julia Sprunt Grumbles, William B. Harrison Jr., Willard J. "Mike" Overlock Jr., and Willis P. Whichard.

Chair Perry turned to Trustee Schwab to provide more details about the search process.

Trustee Schwab assured the Board that they take their commitment very serious as the search committee. He commended Chair Perry for the committee he has appointed and praised him for bringing a diverse group of people together to tackle this task. The objective in the search is to attract the very best candidates possible, select appropriate leaders for the future of the university, and recommend those to President Bowles. The process will be as open and transparent as possible within the context of the objective. There will be times when information must be kept confidential and the committee will do that with the best interest of the University in mind. The Board of Trustees will have the task of approving the committee's recommendation so any and all meetings are open to members of the Board of Trustees. The first organizational meeting, will be held on Friday, October 12 at 3 p.m. in the Wilson Library Assembly Room. President Bowles will give the search committee its charge at that meeting. Ann Lemmon will act as the liaison between the committee and General Administration. She will brief the committee on open meetings rules and confidentiality provisions. The second meeting has been scheduled for Tuesday, October 16 at 1 p.m. at the Paul J. Rizzo Conference Center at Meadowmont. The purpose of that meeting will be to interview three search firms that they have identified as being both national in scope and specialty in their practice of identifying chancellors or presidents of universities. At the end of that meeting, the committee will make

the final selection of the search firm that will advise and help the committee move forward. These meetings are open to the public.

Two public forums will be held on October 26 and October 30, locations to be announced. Members of the Carolina community and the public will be able to share the characteristics they hope to see in the next chancellor.

Chair Perry concluded his remarks by speaking about the passing of Carolina North's Plan and he indicated that the university was supporting the search for a general aviation airport as Carolina North moves forward.

CHANCELLOR'S REMARKS

Chancellor Moeser thanked Chair Perry for his kind remarks and he looks forward to continuing to lead this fine University for the next nine months.

STUDENT BODY PRESIDENT'S REMARKS

Ms. Carson gave an update on the following items:

- Outward Bound Trip
- On-Campus voting site was moved
- Student Government Committee update
- Sophomore Reorientation
- Implementation of the Campus No-Smoking policy, www.unc.edu/studgov
- "Tickets and Tuition"
- What is the Carolina Way?

[A copy of Ms. Carson's remarks is filed in the office of the Assistant Secretary.]

AN UPDATE AND FUTURE VISION OF THE INSTITUTE FOR ADVANCED MATERIALS, NANOSCIENCE AND TECHNOLOGY

Professor Joseph DeSimone gave a brief overview of all of the start-up companies that have emerged from Carolina in the nanoscience field, as well as discussed the competitive landscape in the physical sciences, the need for basic and applied sciences at Carolina, and Carolina's strategic commitment to science. He also gave a report on the Institute for Advanced Materials, Nanoscience and Technology. He highlighted the outstanding faculty, state of the art facilities, and the Institute's vision to "Adapt emerging techniques from the microelectronics industry to generate and harvest extremely versatile shape-specific, organic carriers for application in nano-medicine." Professor DeSimone illustrated how important nanoscience and research in nanoscience technology is to our future and to the development of better and more effective cures. He then spoke about the most recent research projects from the Institute and start-up companies. Professor DeSimone completed his report with a brief overview of Carolina's Materials Science and Engineering program, as well as what a great program can do for the university and the community.

A copy of the PowerPoint presentation is located at: www.unc.edu/depts/trustees/
A copy of the presentation is also filed in the Office of the Assistant Secretary.

ANNUAL UPDATE: UNDERGRADUATE ADMISSIONS, AND SCHOLARSHIPS & STUDENT AID

Stephen Farmer, Assistant Provost and Director of Undergraduate Admissions, reported on the Class of 2011—20,064 applications were received; 6,993 (34.9%) were admitted; and 3,895

(55.7%) were enrolled at the University. The class average SAT is 1302—a 9 point increase over last year. He also spoke about the gender gap here on campus. Since 1980, UNC-Chapel Hill has enrolled approximately sixty percent females and forty percent males. This is consistent with the national average of males and females enrolled at most public universities.

Shirley A. Ort, Associate Provost and Director of Scholarships and Student Aid, commented that the Office of Scholarships and Student Aid supports the mission of the University by removing financial barriers (access) and recognizing and rewarding talent (excellence). She announced that UNC-Chapel Hill was named “Best Value in Public Colleges” by Kiplinger’s for the sixth straight year and ranked in the “Great Schools, Great Prices” by U.S. News. About sixty percent of students, graduate and undergraduate, received some type of financial aid for 2005-2006. 2006-2007 data is not yet available. Ms. Ort gave an update on the Carolina Covenant and the success of the program.

A copy of the PowerPoint presentation is located at: www.unc.edu/depts/trustees/
A copy of the presentation is also filed in the Office of the Assistant Secretary.

TUITION INCREASE MODELS

Provost Gray-Little reported on the tuition increase process. She highlighted the policy guidelines for tuition changes, University priorities, and comparisons with peer institutions. Provost Gray-Little continued her report by addressing four different tuition increase models. They are:

- Aspiration—Increase residents to 25th percentile—Increase nonresidents to 75th percentile
- HEPI Plus Excellence- using 4 year average
- 50th percentile over 4 Years, all students
- 50th percentile, incoming students only

She explained each model and fielded questions from the Trustees.

Trustee Schwab voiced his concern regarding these models and said we need to figure out the needs for the tuition increase and assign a dollar amount to each priority before we start raising tuition. He also talked about tuition like a “four-legged stool”: one leg is the market place, second is our own needs and priorities, third is legislature, and fourth is accessibility.

In November, Provost Gray-Little will bring back the recommendations from the Tuition Task Force, including percentage amounts assigned to the University’s priorities. Chair Perry asked Provost Gray-Little to bring additional information to the Board before the November meeting, including, specific ideas on predictability.

A copy of the PowerPoint presentation is located at: www.unc.edu/depts/trustees/
A copy of the presentation is also filed in the Office of the Assistant Secretary.

REPORT OF THE AUDIT AND FINANCE COMMITTEE

Mr. Fulton moved ratification by the Board of the following items which were previously approved by the committee. The motion carried.

- Special Obligation Bond Projects Resolution- Brian Smith, Director of Treasury Operations, presented a resolution authorizing the issuance of special obligation bonds for the following self-liquidating capital projects recently approved by the North Carolina General Assembly: Bell Tower Development Parking, Chilled Water Infrastructure, College of Arts and

Sciences- Digital Multimedia Center and Music Library, Electrical Infrastructure Improvements, Enterprise Administrative Systems, Genomic Sciences Building, Hanes Hall, Henry Stadium Renovation, Information Technology Infrastructure Improvements, Rosenau Hall Laboratory Building- Comprehensive Renovation, Translational Medicine Program Facility Renovation.

Past practice has been to bring these projects to the Board of Trustees for financing approval as soon as practical after General Assembly approval. North Carolina General Statutes require the Board of Trustees to approve the issuance of the bonds for its special obligation bond projects.

(ATTACHMENT L)

- 2007-08 Audit Plan Approval. The Board of Governors of The University of North Carolina now requires that the audit plans of the internal auditors of the constituent institutions be approved by the Boards of Trustees of the institutions. Pursuant to that policy, Phyllis Petree, presented her audit plan for approval. [A copy of the signed certification letter is filed in the Office of the Assistant Secretary.]

(ATTACHMENT M)

Mr. Fulton, Committee Chair, presented the committee's report on the following items, which were presented previously to the committee for information only (no formal action was requested at that time).

- Topics for Consideration by Audit and Finance Committee over the Next Two Years. The Committee discussed broad topical areas that it would like to address over the next two years with a focus on resources allocation and deployment, efficiency considerations, and staffing levels. [A copy of the report is filed in the Office of the Assistant Secretary.]

- Campus Based and School Based Tuition Allocation Models. Provost Gray-Little and Sr. Associate Provost Elmira Mangum presented information on the relationship between campus-based and school-based tuition. Chair Fulton recommended that the committee, and ultimately the Board, take another look at the campus-based verses school-based tuition and the implications it has on tuition and the ability to meet allocation needs.

- Tuition Sources and Uses. Provost Gray-Little and Sr. Associate Provost Elmira Mangum provided an overview of the principal sources of tuition revenues and outlined the related uses of tuition dollars.

- Update on Capital Improvement Program. Dwayne Pinkney provided an update on the University's \$2.1 billion capital program.

- Internal Audit Report by Phyllis Petree, Director, Internal Audit. Ms. Petree presented the audit report for 2006-07 that included information on the use of audit resources for fiscal year 2006-07, showing budgeted hours available for projects and the hours charged as of the end of the fiscal year. The report also provided the project list and summaries of audit projects completed and in process from April 30, to August 19, 2007.

(ATTACHMENT N)

- Carolina First Campaign Update by Matt Kupec. Mr. Kupec reported that the Campaign continues to do very well. \$2.24 billion has been raised to date. We are going to finish strong. [A copy of the report is filed in the Office of the Assistant Secretary.]

- Employee Forum Chair Ernie Patterson wished to thank the Administration and the Board for their support of a smoke-free campus. He called attention to the importance of the cessation programs that the University put in place and credited these with being important components of the overall effort to create a smoke-free campus.

Mr. Patterson also identified several new initiatives on campus that have been put in place to improve operations (i.e. direct deposit of all pay checks, a new time and information management system, online benefits statements, etc.) from an efficiency standpoint. He remarked that for many of these innovations to be fully successful, it will be necessary to provide adequate training for those individuals on campus who are impacted by these changes but are not, currently, in the best position to leverage some of the new systems in place. In particular, the Employee Forum is proposing that the Administration, in cooperation/coordination with the Orange County Literacy Council, institute a literacy program on campus to help employees meet the challenges of new systems and processes recently implemented.

REPORT OF THE UNIVERSITY AFFAIRS COMMITTEE

Mr. Carter, Committee Chair, presented the committee's report on the following items, which were presented previously to the committee for information only (no formal action was requested at that time).

- Provost Bernadette Gray- Little reported on the following:
 - State budget and the positive impact it had on faculty salaries
 - Dean searches are underway for the School of Education, Chief Information Officer, and Dean of the Graduate School
- Academic Affairs Update by Margaret Jablonski, Vice Chancellor for Student Affairs. The University welcomed back Dean Winston Crisp. Chair Carter asked Vice Chancellor Jablonski to introduce Dean Crisp and speak about what he did at Virginia Tech over the summer. Dean Crisp also spoke a few words about his experience.
- Report from the Dean of the College, by Dean Holden Thorp. He reported that the College of Arts and Sciences teaches 87% of all undergraduate credit hours, meets payroll for over 4,500 faculty, staff, and graduate student employees, educates twenty-two percent of all graduate and professional students, and our current enrollment at UNC-CH is sixty percent undergraduate and forty percent graduate/professional.

They also discussed Growth, the biggest challenge facing the College. The committee agreed that any growth needs to be well planned and strategic. The committee will continue to discuss this issue and plans to have President Bowles come to the next meeting to give an overview of the system's demand for growth and what expectations there are for this University's growth.

- Academic Advising, by Dean Holden Thorp. Dean Thorp reported on the review to strengthen advising at Carolina. The committee encouraged Student Body President Carson to be very active with the student body and solicit student input as the process moves along.

- ERP (Enterprise Resource Planning). Chair Carter reported that efforts are underway to totally revamp campus technology and systems. In addition, the New Student Information System (first component) planning is well under way.
- Graduate School Report, by Chair Carter. The committee prepared a detailed report about what has been going on with the Graduate School over the last couple of years. Chair Carter thanked Dean Dykstra, Judith Wegner, Shirley Ort, Lynn Williford and others who have appeared before the committee over the last years to discuss the issues surrounding graduate students. A copy of report was given to the Chancellor and Chair Perry.

2007-08 ACC GOVERNING BOARD CERTIFICATION FORM

Leslie Strohm, Vice Chancellor and General Counsel, presented information concerning the 2007-08 Atlantic Coast Conference Governing Board Certification Form, which is required to be completed annually by the Chair of the Governing Board in order for a member institution to enter a team or individual competitors in an ACC Championship as indicated in Article XIII-2 of the ACC Bylaws.

Mr. Schwab moved approval of the form. Mr. Clay seconded the motion and it carried. In signing the form, Chair Perry attested the following:

1. Responsibility for the administration of the athletics program has been delegated to the Chief Executive Officer of the Institution.
2. The Chief Executive Officer has the mandate and support of the Board to operate a program of integrity in full compliance with NCAA, ACC and all other relevant rules and regulations.
3. The Chief Executive Officer, in consultation with the Faculty Representative and the Director of Athletics, determines how the institutional vote shall be cast on issues of athletic policy presented to the NCAA and the ACC.

(ATTACHMENT O)

MOTION TO CONVENE IN CLOSED SESSION

On motion of Secretary Carter, and seconded by Ms. Hyde, the Board voted to convene in closed session pursuant to North Carolina General Statutes Section 143-318.11 (a) (1) (to prevent the disclosure of privileged information under Section 126-22 and the following); and also pursuant to Section 143-318.11 (a) (2), (3), (5), and (6).

CLOSED SESSION

REPORT OF THE AUDIT & FINANCE COMMITTEE

Report of the Naming Committee

Matt Kupec presented naming recommendations which were previously presented to the Audit & Finance Committee and approved by the committee.

Mr. Schwab moved ratification by the Board of the naming recommendations. Mr. Stallings seconded the motion and it carried. [A copy of the Report of the Naming Committee is filed in the Office of the Assistant Secretary.]

REPORT OF THE UNIVERSITY AFFAIRS COMMITTEE

Mr. Carter, Committee Chair, presented the personnel and salary approvals dated September 17, 2007 for the Board's consideration. The actions will be voted on in open session.

(ATTACHMENTS Q-R-S)

LEGAL ADVICE

General Counsel Leslie Strohm advised the Board on several legal matters.

EXECUTIVE CLOSED SESSION

Chair Perry convened the Board in Executive Closed Session to discuss personnel and legal matters.

RECONVENE MEETING IN OPEN SESSION

Chair Perry reconvened the meeting in open session.

OPEN SESSION

REPORT OF THE UNIVERSITY AFFAIRS COMMITTEE

Mr. Carter, Committee Chair, moved approval by the Board of the following personnel actions dated September 17, 2007, which were discussed earlier in closed session. Mr. Clay seconded the motion and it carried.

- The personnel changes for information did not require action by the Board.
(ATTACHMENT P)
- Personnel changes in Academic Affairs.
(ATTACHMENT Q)
- Personnel changes in Health Affairs.
(ATTACHMENT R)
- Tenured Personnel Actions.
(ATTACHMENT S)

Chair Perry stated that the personnel and salary actions voted on in open session have been distributed to the press.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 1:49 p.m.

Assistant Secretary