

# East Carolina University | Board of Trustees Meeting Minutes

September 20, 2013 Minutes

## **BOARD OF TRUSTEES**

East Carolina University
September 20, 2013

The Board of Trustees met in regular session in the Great Rooms at Mendenhall Student Center on the campus of East Carolina University. In compliance with the State Government Ethics Act, vice chair of the Board, Robert Brinkley called the meeting to order and asked if anyone has a conflict of interest. No conflicts were identified.

Mr. Brinkley called on assistant secretary to the board, Steve Duncan to call the roll:

Members Present

Robert Brinkley

Edwin Clark

Vern Davenport

Deborah Davis

Steve Jones

Max Joyner

Carol Mabe

**Bobby Owens** 

**Bob Plybon** 

**Danny Scott** 

Tim Schwan

Terry Yeargan

Members Absent

Mark Copeland

## **CLOSED SESSION**

Mr. Clark read a motion to go into closed session. The motion was approved as read. Following the closed session, the board returned to open session.

## **APPROVAL OF MINUTES**

Mr. Brinkley asked for a motion to approve the minutes from the Board meeting on July 18, 2013 as well as the special called conference call meeting on August 16, 2013. Mr. Jones

moved approval of the minutes. Ms. Mabe seconded the motion. The motion passed with no negative votes.

## **UNIVERSITY REPORTS**

## CHANCELLOR'S REPORT

Dr. Ballard gave his remarks to the board. His report focused on faculty and student convocation, enrollment, the Lumberton Dental Clinic, fiscal sustainability, strategic planning and developing a legislative strategy. A full text version of the Chancellor's remarks is attached as "Attachment A."

## REPORT FROM THE BOARD OF GOVERNORS

Mr. Bob Rippy, a member of the UNC Board of Governors delivered remarks to the Board of Trustees. Mr. Rippy said he was a 1974 graduate of ECU and is very proud of his school. He said the Board of Governors is spending a lot of effort on the funding model for the system and his goal is to advocate strongly for ECU to have an equal playing field. More members of the Board of Governors are starting to understand how ECU impacts the state and they have been doing that with more cuts and less funding than other institutions. Mr. Rippy will be ECU's representative on the Board of Governors and is excited about working closely with the Trustees and the Administration over the next year.

## REPORT FROM THE CHAIR OF THE FACULTY

Dr. Mark Sprague delivered the report from the Faculty. Highlights of his remarks included the new student surveys, which he hopes will accurately measure teacher effectiveness,

not just student satisfaction with the teacher. In addition, Dr. Sprague said that the Faculty embraces the new mission statement, adding that it was officially endorsed at the last Faculty Senate meeting. Dr. Sprague addressed the impact that the budget cuts have had on faculty, saying that scholarship is just as critical when it comes to faculty workload. ECU must continue to effectively compete nationally for the best and brightest faculty.

## REPORT FROM THE STUDENT GOVERNMENT ASSOCATION

Tim Schwan, President of the Student Government Association gave the report from the SGA. Mr. Schwan said he was excited about what the SGA was doing this year. There is completely new and diverse leadership in the SGA and they come with fresh ideas. A major initiative within the SGA this year is to become more transparent with the SGA budget and record keeping. In addition, SGA will continue to work diligently on the issue of off-campus safety for students. Mr. Schwan talked about the Student Athletic Advisory Committee and how the Athletic Administration (Jeff Compher and Lee Workman) has included students in this process. Finally, Mr. Schwan talked about the new Voter Registration legislation. He said SGA supports the bill and will be vital in educating students about the implications of the bill.

## REPORT FROM THE BOARD OF VISITORS

Terry Yeargan, Chair of the Board of Visitors and current Board of Trustee member, gave the report. Terry began his remarks by recognizing all current board members who have served as member so the Board of Visitors. Mr. Yeargan gave historical and demographic information regarding the current Board of Visitors, introducing the five new members, outlining

the committee member, the explaining the Access Scholarship initiative. Mr. Yeargan distributed Access Scholarship form and encouraged Board members to contribute.

## **COMMITTEE REPORTS**

Before beginning committee reports, Mr. Brinkley made a few remarks. First, he said he charged each committee with focusing on the institution's strategic priorities and to be proactive rather than reactive. He asked the committees to identify, advance and support the administration and bring important priorities back to the full Board. Also, he thanked each Board member for being flexible. He said it was critical to board development for members to become engaged in committees that they hadn't been able to participate in before and wanted to encourage members to attend as many committee meetings as possible. Mr. Brinkley concluded that there may be times when a combined meeting of different committees may become necessary to adequate address a topic and allow for everyone to hear the same presentation, take away the same information and share the same comments.

## ATHLETICS & ADVANCEMENT COMMITTEE

Edwin Clark, Chair of the Athletic & Advancement Committee, gave the report. A text version of his report is listed as Attachment B. There was one item that required Board attention. Mr. Clark moved that the board set aside the 30 time delay stipulation in the Naming Policy and approve the three naming proposals as presented in Board materials. Those proposals include:

- Naming the Defensive Lien Team Meeting Room for Kieran Shanahan;
- Naming the Assistant Football Coaches Office for Douglas Gomes; and
- Naming the 2<sup>nd</sup> floor gallery in Joyner Library for Janice H. Faulkner.

The motion was approved with no negative votes.

## **AUDIT COMMITTEE**

Carol Mabe gave the report from the Audit Committee in Mark Copeland's absence. A text version of her report is listed as "Attachment C." There were no items that needed action by the Board.

## FINANCE AND FACILITIES COMMITTEE

Terry Yeargan, Chair of the Finance and Facilities Committee, gave the report from the committee. A text version of his report is listed as "Attachment D." There were several items that needed action by the Board.

Mr. Yeargan moved that the Board approve the request to Grant the Easement to the City of Greenville for the Green Mill Run Greenway/Bikeway-Phase 2 Extension in accordance with the terms and conditions provided in the Board materials. The motion was approved with no negative votes. A summary of this action is provided as "Attachment E."

Mr. Yeargan moved that the Board approve the request to Purchase Property at 315 E.

Tenth Street in accordance with the terms and conditions provided in the Board materials. The motion was approved with no negatives votes. A summary of this action is provided as "Attachment F."

Mr. Yeargan moved that the Board approve the request purchase property at 501 E. Tenth Street in accordance with the terms and conditions provided in the Board materials. The motion was approved with no negative votes. A summary of this action is provided as "Attachment G."

Mr. Yeargan moved that the Board approve the Issuance of Special Obligation Bonds (Belk Dorm) in accordance with the terms and conditions provided in the Board materials. The

motion was approved with no negative votes. The text of the resolution is provided as "Attachment H."

Mr. Yeargan moved that the Board approve the Purchase of 2.3 Acres at the Dental Clinic Site in Lumberton in accordance with the terms and conditions provided in the Board materials. The motion was approved with no negative votes. A summary of this action is provided as "Attachment I."

Mr. Yeargan moved that the Board approve the Drainage Easement to NCDOT at the Lumberton Dental Clinic Site in accordance with the terms and conditions provided in the Board materials. The motion was approved with no negative votes. A summary of this action is listed as "Attachment J."

## **HEALTH SCIENCES**

Steve Jones, Chair of the Health Sciences Committee, gave the report from the committee. A text version of his report is listed as "Attachment K." There were two tenure items that required the Board's attention.

Mr. Jones moved that the Board approve the initial appointments with tenure for Dr. Sonya Hardin, College of Nursing, and Dr. Sharon Gordan, School of Dental Medicine, as approved by the Chancellor and as presented in the Board materials. The motion was approved with no negative votes.

## UNIVERSITY AFFAIRS

Deborah Davis, Chair of the University Advancement Committee, gave the report from the committee. A text version of her report is listed as "Attachment L." There were no items that required Board action.

## **UNFINISHED BUSINESS**

There was no unfinished business.

## **NEW BUSINESS**

Mr. Brinkley said that whereas it's the Chair's responsibility to populate the committee, the Board has to approve each committee's jurisdiction. Mr. Brinkley, with the support of the Chancellor, proposed moving Campus Safety from the University Affairs Committee to the Finance and Facilities Committee to help even out the committee workload. Mr. Edwin Clark made the formal motion. Max Joyner seconded the motion and the motion was approved with no negative votes.

Mr. Brinkley also announced that Board members should be receiving an invitation to a "UNC Board of Trustees Workshop" to be held on November 6, 2013. Mr. Brinkley encouraged all Board members to attend.

In light of recent Advancement news, Mr. Brinkley said that he was approached by several Board members about establishing an EC Scholarship. After discussing with other Board members, he felt there was enough support to announce that the Board of Trustees will support one EC Scholar for the next four years, a \$45,000 commitment. Mr. Brinkley said he hopes that as many as possible Trustees will participate, but wants to make clear that there is no

requirement. He will talk to each board member individually to figure out how that each will participate.

Mr. Jones announced that Vantage South Bank supports an Access Scholar each year, but will also match the Trustee commitment and support an EC Scholar for the next 4 years.

## **ADJOURNMENT**

Mr. Brinkley adjourned the meeting at 11:50 a.m.

Respectfully Submitted,

Megan Ayers Office of the ECU Board of Trustees BOT REMARKS 092013

Thank you Mr. Brinkley.

The Academic Year is off to a great start at ECU.

We had great faculty and student convocations involving a record number of students and a few days later we had an excellent Honors College Convocation, at which Mr. Brinkley spoke. The football team is off to a strong start and we look forward to our game in Chapel Hill next weekend. We opened up the state of the art Basketball practice facility, and of course the most eagerly anticipated news of the fall will be how many great baseball players we've signed to a letter of intent...

## **Enrollment**

John Fletcher discussed enrollment yesterday; I would like to express a few broad themes about that topic. First, we have experienced extraordinary growth over the past 10 years for a rural university.

The <u>Chronicle</u> lists ECU as the 15<sup>th</sup> fastest growing university in the nation during this time period. Our total headcount this year is 26, 887. We have our second largest freshman class ever...4495...and the most North Carolinians ever. We had almost 4,500 conferred degrees last year...the most in our history. We are doing exactly what the Board of Governors has asked us to do.

We have had a decrease in the number of <u>out-of-state students</u>. To some extent, we have priced our tuition above the market rates and high school production is down in all surrounding states.

Our graduate enrollments are down substantially, in part because budget cuts prevent us from being competitive at the masters level and in part because we can no longer offer the number of distance education courses that we would like. There are high prices to pay when one institution losses over 90M in appropriations, as we have done.

## **Lumberton Dental Clinic**

Several of us participated in the announcement of the Lumberton service learning clinic on Monday. What an exciting day. It was exciting because we have over 150 excellent dental students enrolled...two from Robeson County. It was exciting because we are an accredited dental school that is getting national attention. But it was even more exciting because this is the seventh clinic we have announced that will take our faculty and fourth year students to the areas of the state with the biggest dental needs. We are true to our mission.

# **Fiscal Sustainability**

The Strategic Plan of the University of North Carolina requires us to have an approach to fiscal sustainability and, given the continuing cutbacks in state appropriations, I announced in August that ECU would create a "UNIVERSITY COMMITTEE ON FISCAL SUSTAINABILITY." That committee is chaired by Rick Niswander and Ron Mitchelson; it has 18

members from across the campus, and it held its first meeting on September 11<sup>th</sup>. I view this committee to be one of the most important planning groups we've ever assembled. Therefore, I've asked it to provide recommendations on at least these two topics:

- What specific actions must we take to increase revenues, cut costs, and re-allocate resources to be ready for probable base budget cuts next July and in following years; and
- What specific actions must we take to ensure fiscal sustainability over the next 5 years?

I expect that virtually every aspect of the university will be impacted by the work of this committee. We must do business differently. I've asked the committee to do all they can to protect Student credit hours...still the primary basis for the funding model... and to protect academic and classroom quality. In addition, the committee needs to ensure that we pay attention to all 10 performance indicators from the GA, which will determine a larger share of our funding in the future.

I do not intend to succumb to the "Menace of Mediocrity" whereby we continue to cut a percentage from every program every year. In other words, we must protect our best programs that are making the biggest difference for our students. We will continue to implement the recommendations of the PPC and that means reducing or eliminating some existing programs and concentrations. Reallocation is a reality.

A key aspect of this committee will be to recommend an enrollment plan. Five hundred additional students per year increases our total revenues by about \$3 million...so growth is one way to manage the fiscal crisis. A critical component of strategic enrollment management is graduate enrollment, as I have mentioned.

# **Strategic Planning**

Strategic planning has become a major activity of the executive council since our summer retreats. It represents one of our top priorities for the future.

The first goal of strategic planning is to identify <u>bold</u>, <u>authentic</u>, <u>and distinctive</u> goals for the future...we call these "BAD Goals." We have teams working on six strategic directions and each one of these will begin with our boldest aspirations. While much work remains as we get campus feedback, I think it is likely that we will recommend several bold aspirations, such as:

- A school of <u>Public Health</u>;
- Rapid movement to a <u>competency based curriculum</u> in which student credit hours are replaced by the value we add to the student during their time here;
- Bold growth of our <u>engineering department</u> because it makes such a huge difference for commerce, jobs, and economic development;
- National recognition for the use of <u>disruptive technologies</u>, which we already excel in terms of educational programs, the global classroom, tele-psychiatry, and dental education.

In addition to designing our future, strategic planning is necessary because we are highly regulated by the BOG and by the General Administration. So, we must be responsive to the five goals of the GA plan, called "OUR TIME, OUR FUTURE." There are numerous goals related to efficiency improvement, increases the number of degrees, and how we measure student progress.

Also, the GA has identified 10 performance measures that we are required to meet, both to be eligible for growth funding and also with respect to the size of our budget cuts. Last year, we were the second best large university in meeting the first four performance goals...retention, graduation rates, degree efficiency and financial integrity.

Six more goals have been added:

- Degrees awarded to Pell recipients;
- Investment per degree;
- Space utilization;

- Retention of transfer students;
- Externally Funded R&D expenditures; and
- STEM degrees awarded.

# **Legislative Strategy**

We have been preparing, and beginning to execute, a legislative strategy which we look forward to presenting to you in the near future. Suffice it to say that two elements of this strategy will be essential to our success. First, we must repair the damage to the Brody School of Medicine this past year. Second, we must ensure the progress of our student centers which are vital to our growth and to our fiscal sustainability. Our strategy must be aligned with GA priorities and will require coordinated involvement of this Board, and others, as we tell our story in advance of the short-session.

## **GOOD NEWS**

We've had lots of good news. Our request for the Gregory Poole Distinguished Professorship in Construction Management has been approved. The endowed professorship will further elevate one of our very best programs...one that is of high quality and prepares our students for excellent jobs.

We've had two recent visits from the **Governor**, Human Services

Secretary **Vosh**, and Commerce Secretary Sharon **Decker**. I believe

each of these state leaders has seen the positive impact of ECU on our state.

Professor Sy Saeed was instrumental in our \$4M appropriation for the **Telepsychiatry Center** which will expand mental health services statewide. Just two weeks ago, the **Golden Living Center** gave the Brody School \$123,000, to increase their total contribution to over **2.5 million**.

As you know, Provost Sheerer has funded the **Partnership East Program** with \$2.3 million from private dollars to keep this vital teacher preparation program in place.

As you can see, we remain very aggressive in fund raising under the leadership of Glen Gilbert.

Happy to answer any questions.

# Athletics & Advancement Committee February 23, 2012 Talking Points

Committee members present were Edwin Clark, Vern Davenport, Max Joyner, Bobby Owens and Bob Plybon. Other members present included Deborah Davis, Tim Schwan and Steve Jones.

## **University Advancement**

Dr. Glen Gilbert presented to the committee the priorities and goals of University Advancement. We also heard this in more detail during the lunch discussion. A full list of priorities are in your board materials, however, the number one priority is the hiring of a new Vice Chancellor. Other key priorities include the completion of the Athletic Hall of Fame area in the Basketball Practice Facility, adding personnel to the Advancement Division, reaching a broader base of potential donors. Dr. Ballard shared that these, as well as other priorities will be determined by the Executive Council then presented to the Board of Trustees.

## **Naming Proposals**

The committee approved the following naming proposals and recommends adoption by the full Board:

- Defensive Line Team Meeting Room 50K from Kieran Shanahan
- Assistant Football Coaches Office 25K from Douglas Gomes
- Janice Hardison Faulkner Gallery 195K from multiple donors 2<sup>nd</sup> Floor Joyner Library

I'll have a motion at the end of my report regarding these proposals.

I have asked Committee Member Max Joyner and Interim Vice Chancellor Glen Gilbert to review the current Naming Policy. This policy has not been truly reviewed for efficiency since 2009 and definitely needs to be revisited. I've asked them to give an update in November regarding what revisions, if any, need to be made to the policy.

## **Athletics**

## **Compliance Report**

Jamie Johnson, Assistant Athletic Director for Compliance gave a report about the NCAA's Head Coach Control Legislation and the new violation structure. Jamie discussed the head coaches' responsibilities, promoting the atmosphere for compliance, the definitions & differences of violations level I thru IV and the enhanced penalties for certain level III violations.

## **Strategic Plan**

Jeff Compher gave an update on the Athletic Strategic Plan. He said that the plan is complete and he would like to present the plan to the Athletics & Advancement Committee for formal adoption at the November meeting. The plan includes 11 identified goals that he would like the board to endorse and support.

## **Financial Report**

Nick Floyd talked a little about the financial aspect of Athletics. All the information is in your information, however, it was noted this has been a challenging budget year due to the two-year decrease in season football ticket revenues of almost \$900,000. However, the five year budget projection looks a lot more promising. It was noted that \$1.25 million is still needed to complete the Smith-Williams Center and that this project will be completed before any additional projects will start.

## **Human Resources**

Jeff Compher gave an update about a few personnel changes in Athletics. He first recognized the videography work of Greg Prince, who developed the promotional video prior to the Thursday night football game against Florida Atlantic. That video really added to the excitement of the game. That being said, Athletics hopes to higher two additional videographers – one for men's basketball, the other for women's basketball.

Lee Workman is now the new Human Resources / Personnel contact in Athletics. And J hopes to add two additional positions in the Pirate Club in the coming months.

## **Points of Distinction**

In the board information there's a summary sheet of what is happening in each sport at ECU. Jeff highlighted the Women's Volleyball program under the leadership of first year coach Julie Torbett. Those ladies are currently on a four match winning streak, which is ground breaking at ECU. The enthusiasm and confidence level of this team is refreshing and it will be exciting to see how the team does this year.

## **Closed Session**

Our committee did go into closed session to discuss as personnel item. No action was taken.

Mr. Chairman, I have one motion.

I move that the board set aside the 30 day time delay stipulation in the Naming Policy and approve the three naming proposals as presented in Board materials. Those proposals include:

- 1. Naming the Defensive Lien Team Meeting Room for Kieran Shanahan;
- 2. Naming the Assistant Football Coaches Office for Douglas Gomes; and
- 3. Naming the 2<sup>nd</sup> floor gallery in Joyner Library for Janice H. Faulkner.

## Report of ECU Board of Trustees Audit Committee September 19, 2013

Action Item: Approval of April 18, 2013 minutes

#### Internal Audit Report - Ms. Stacie Tronto

- Ms. Tronto reviewed the methodology for developing a risk-based annual audit plan. The proposed FY 2013-14 annual
  engagement plan was approved.
- The Chief Audit Officer position description was approved as written (it had not been previously formally approved).
- The Internal Audit annual operating budget was approved.
- Ms. Tronto reviewed the Internal Audit dashboard (for year ended June 30, 2013)
  - Completed 85% of the audit plan (target=80%)
  - Staff utilization rate was 79% direct audit hours (target=70%; raising target to 75% for the current year)
  - Management corrective actions were 91% complete (target=90%; the committee would like to raise the target to 95%; Ms. Tronto will discuss this with the Chancellor and Executive Council and report back to the committee.)
- Ms. Tronto advised that the annual Audit Cmte and Audit Director certification Letters were submitted to UNC-GA in Aug
- Ms. Tronto advised that new legislation has effected changes to the NC Internal Audit Act. Most significant change is that
  effective 12/1/13, University system Internal Audit workpapers will enjoy the same confidentiality protections as all other
  state agencies' workpapers.
- UNC GA Shared Services Initiative is moving forward, and a committee chaired by Ms. Tronto is reviewing metrics and best practices across the IA shops in the UNC system. ECU is piloting a shared services arrangement to provide forensic services to UNC Pembroke IA, and is working on a plan to provide some services to Elizabeth City State. UNC-GA still is considering different staffing models, and the long-term effect on ECU is not known.
  - The Audit Committee has some concerns about how this may impact ECU, but is proud that ECU is seen as a leader among the state's IA shops. The committee will continue to monitor.

### **ERM Report – Mr. Tim Wiseman**

- Mr. Wiseman updated the committee on the activities of the ERM office, which include providing assistance to the ERM
  offices at UNC-Greensboro and UNC-Charlotte. The formal 2013-14 risk assessment process will kick off in November.
- Mr. Wiseman shared the methodology for developing the list of the top institutional risks, which includes surveys, discussion, likelihood and impact analysis, and roll-up of the numerous risks into the highest-weighted "risk areas".
- Mr. Wiseman reviewed the list of the top 10 risk areas for the 2012-13 academic year. Committee Chair Copeland
  requested that a separate conference call with this committee and/or the entire board be scheduled to review these top
  risks and their management plans.

#### BSOM Compliance and HIPAA Privacy Report - Dr. Nicholas Benson

- Dr. Benson provided a summary of the external consultant's review of the BSOM Compliance Office. In general the report was positive and noted a "culture of collegial, collaborative, and productive compliance".
- Dr. Benson advised that the University's suite of HIPAA Privacy policies has been revised as required by changes in federal regulations. Interim policy approval has been obtained and the revisions have been published.
- Dr. Benson stated that the implementation of the new (significantly more complex) ICD-10 medical billing codes has a
  nationwide deadline of Oct 1, 2014. Dr. Benson introduced Ms. Charlotte Price, who is coordinating ECU's ICD-10
  implementation. Benson stated that ECU is on track to meet the deadline.
- Dr. Benson briefed the committee on changes in BSOM Compliance Office. The former compliance officer departed
  approximately two months ago, and a search for an expanded role, Health Sciences Chief Institutional Integrity Officer,
  will launch soon. In addition, the HIPAA Privacy specialist for research matters has been moved into the Office of
  Research Integrity and Compliance.
  - The committee asked Dr. Benson to consider how the new position will relate to the Office of Internal Audit. Dr. Benson, Ms. Tronto, and Dr. Mitchelson will discuss how best to ensure strong relationships and information sharing among the various compliance offices and Internal Audit.

## Research Compliance Report – Dr. Ron Mitchelson

- Dr. Mitchelson expanded on the restructured Office of Research Integrity and Compliance. In addition to absorbing the HIPAA Privacy specialist for research matters, the Office of Research Compliance merged into this office, which is led by Ms. Normal Epley.
- Dr, Mitchelson advised that the office is charged with collaboratively working with researchers so that they can navigate the complex regulatory requirements and still accomplish the University's research mission.

<sup>\*\*</sup>The committee went into closed session to discuss confidential information that is protected by state statute.

# ECU Board of Trustees Finance and Facilities Committee September 20, 2013 Highlights

The Finance and Facilities Committee met on September 19, 2013.

## **Easements**

The Committee reviewed a request to grant an Easement to the City of Greenville for the Green Mill Run Greenway/Bikeway-Phase 2 Extension. Mr. Buck was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

The Committee reviewed a request to grant a Drainage Easement to NCDOT at the Lumberton Dental Clinic Site. Mr. Buck was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

## **Property Purchase**

The Committee reviewed a request to purchase Property at 315 E. Tenth Street. Mr. Buck was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

The Committee reviewed a request to purchase Property at 510 E. Tenth Street. Mr. Buck was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

The Committee reviewed a request to purchase 2.3 Acres at the Dental Clinic Site in Brunswick County. Mr. Buck was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

## **Bonds**

The Committee reviewed a request for the Issuance of Special Obligation Bonds for Belk Dorm. Dr. Niswander was available for questions. The Committee approved a motion to recommend that the full Board approve the request.

## Information

Wendy Creasey updated the Committee on the ITCS 2012-2013 Year in Review.

- Mr. Koch gave the Committee an Overview on Campus Safety.
- Mr. Bagnell updated the Committee on the Capital Projects.
- Dr. Niswander updated the Committee on the status of the upcoming 2014-15 Tuition and Fees.
- Dr. Niswander provided the Committee with some info regarding securing leases on several downtown properties.



Associate Vice Chancellor for Administration and Finance -Business Services

224 Ragsdale Building

East Carolina University Greenville, NC 27858-4353 **MEMORANDUM** 

TO:

Rick Niswander

252-328-6910 office 252-328-1558 fax

FROM:

Scott Buck Leve

DATE:

August 12, 2013

SUBJECT:

Request ECU Board of Trustees Approval to Grant Easement to

City of Greenville for Green Mill Run Greenway/Bikeway -

Phase 2 Extension

Request ECU Board of Trustees approval to grant an easement to City of Greenville for the Green Mill Run Greenway/Bikeway - Phase 2 Extension project for the sum of \$1.00.

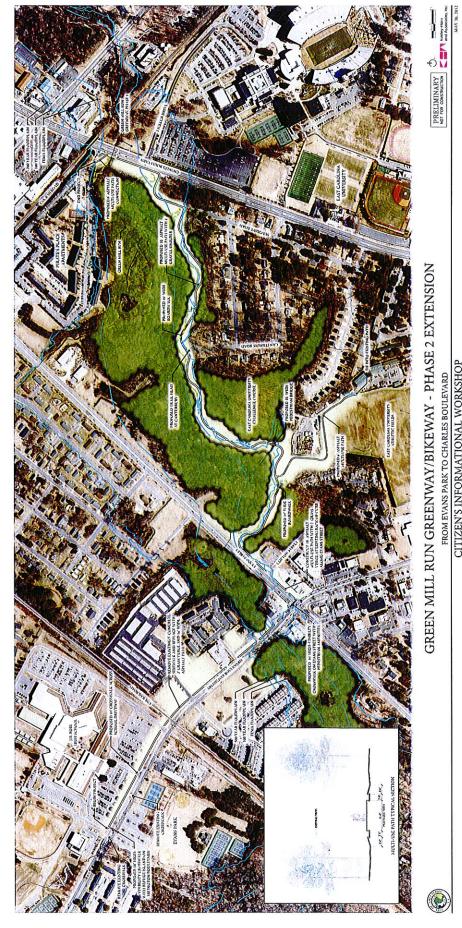
This project will provide a needed pedestrian and bicycle link in the City's greenway system between Evans Park and East Carolina University. The City's greenway is utilized by ECU students and the local community.

This request has been reviewed by the State Property Office and is contingent on approvals from the Council of State.

Attachments

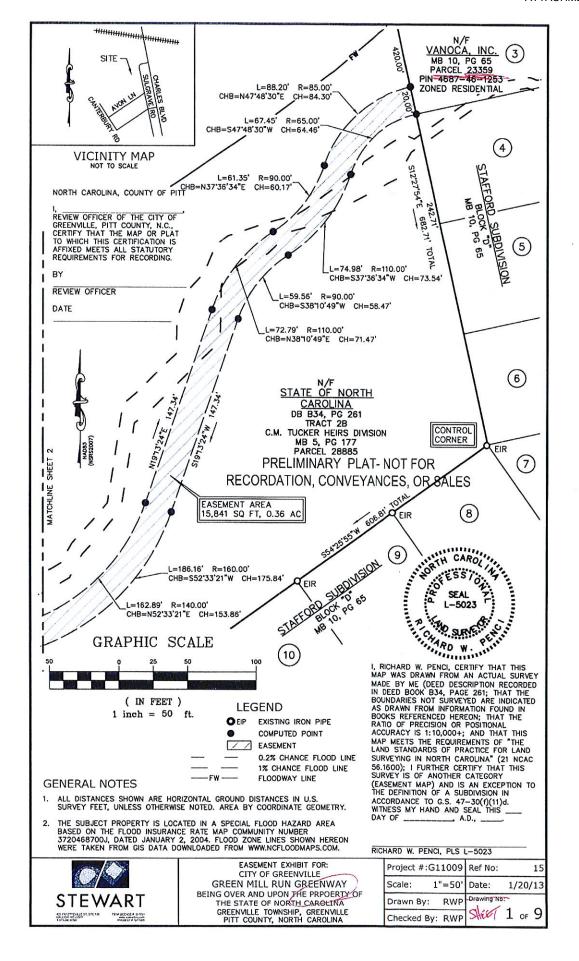
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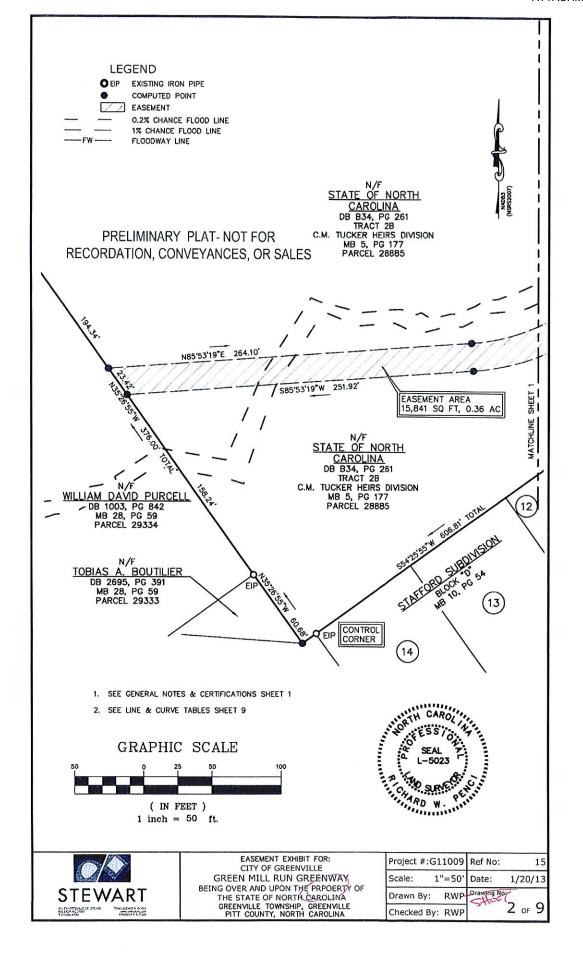
B. Bagnell

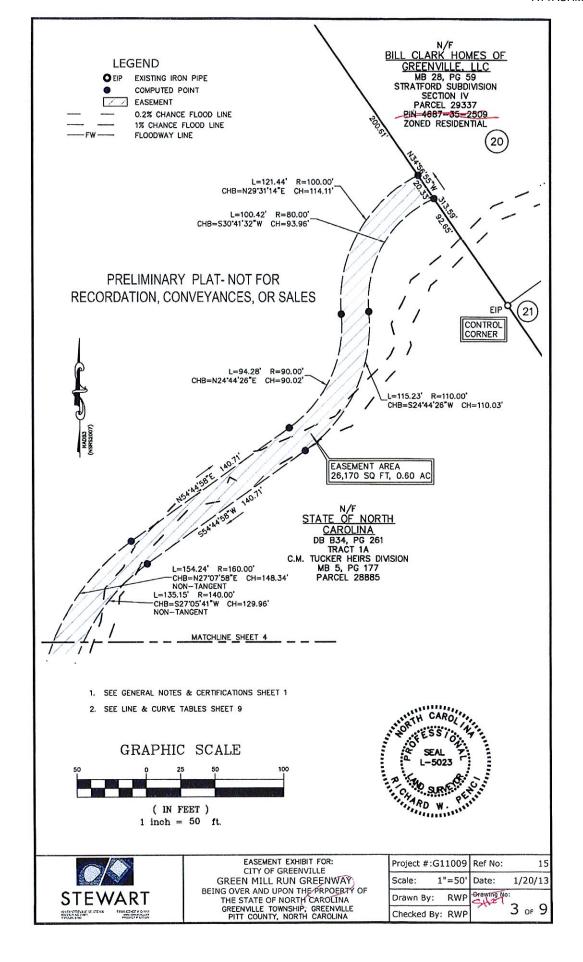


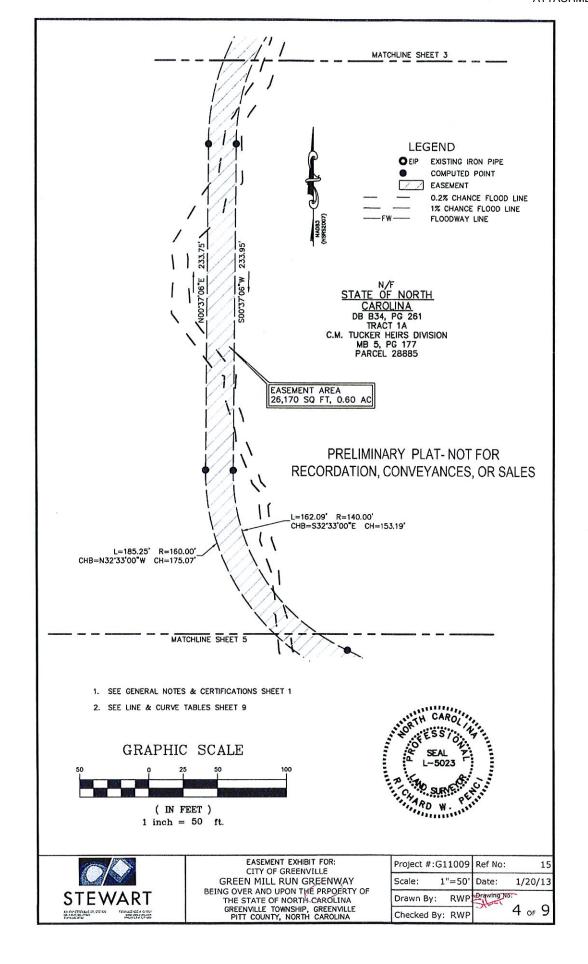


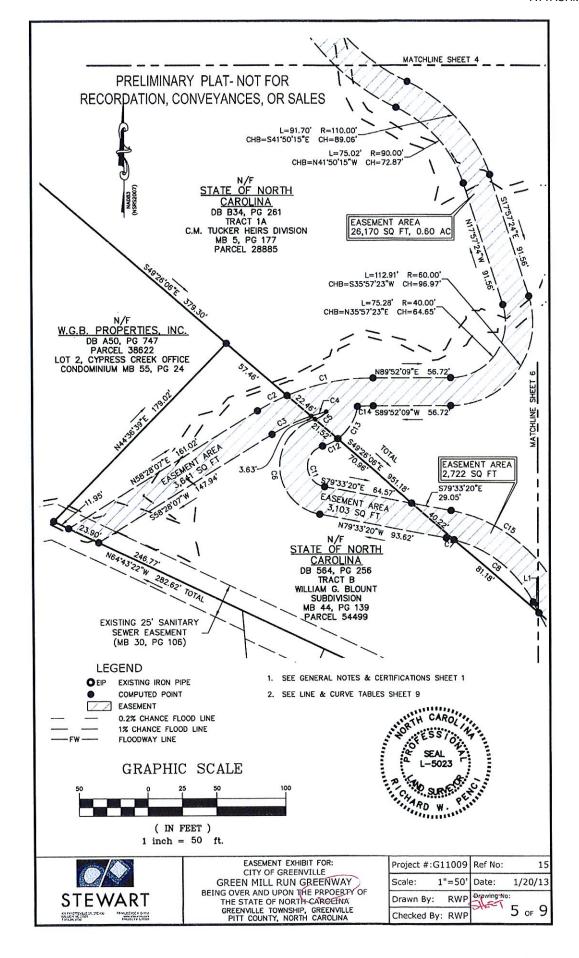


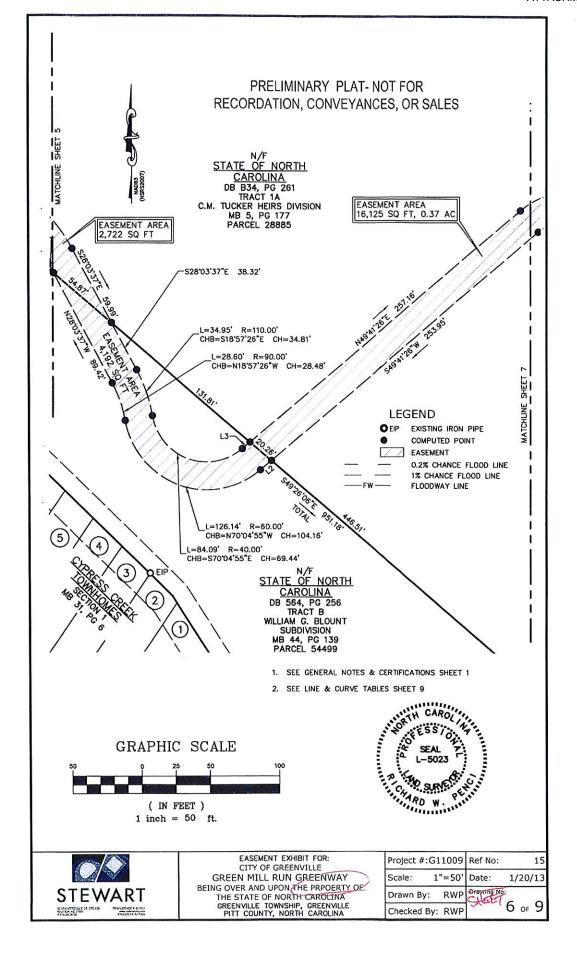


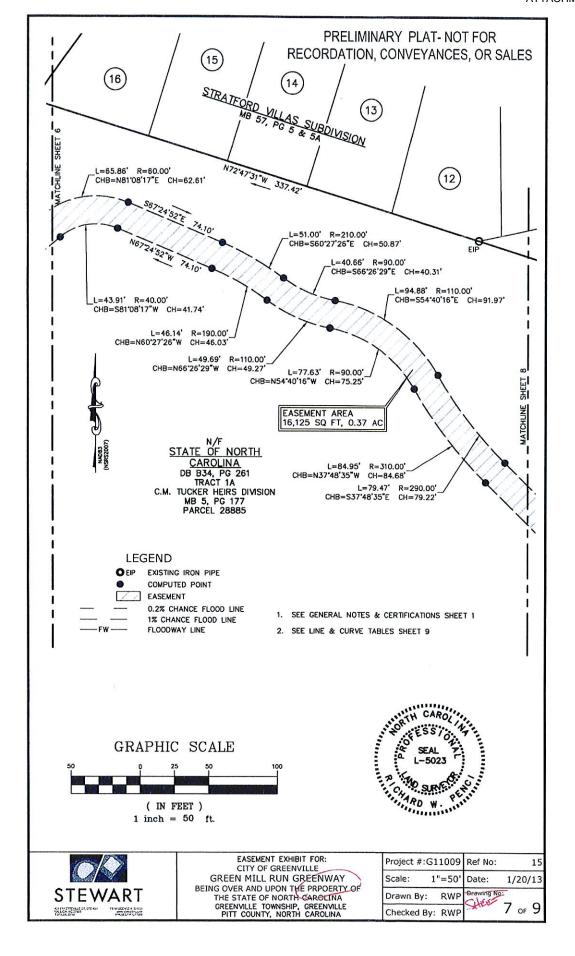


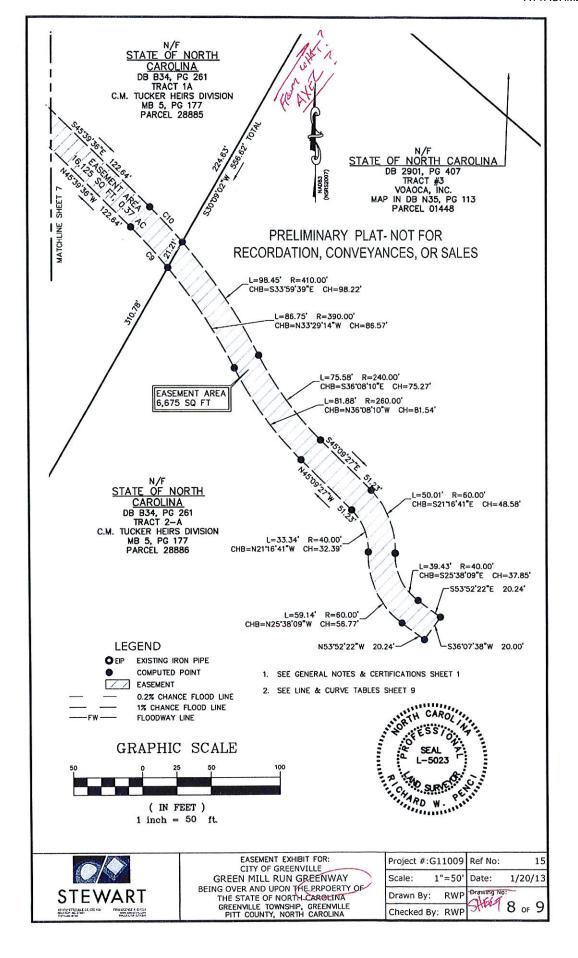












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CURVE TABLE								
CURVE	LENGTH	RADIUS	DELTA	TANGENT	CHORD	BEARING		
C1	63.69	160.00	22*48*20"	32.27	63.27	N78'27'59"E		
C2	24.00'	160.00*	8'35'42"	12.02'	23.98'	N62'45'58"E		
C3	31.17'	140.00'	12'45'16"	15.65'	31.10	S64'50'45"W		
C4	11.26'	140.00'	4'36'27"	5.63'	11.26	S73'31'37"W		
C5	9.93'	15.00'	37"56'07"	5.16'	9.75'	N55"20"39"E		
C6	93.99'	35.00*	153'52'03"	150.81'	68.19*	N02'37'19"W		
C7	5.75'	90.00'	3'39'30"	2.87'	5.75'	N77"43'35"W		
С8	75.14'	90.00*	47'50'13"	39.92'	72.98'	N51"58'44"W		
C9	39.48'	390.00	5'48'00"	19.76'	39.46	N42'45'36"W		
C10	34.25	410.00	4'47'12"	17.14'	34.24'	S4376'00"E		
C11	40.28	15.00*	153'52'03"	64.63'	29.22'	S02'37'19"E		
C12	12.19'	35.00'	19"56"51"	6.15'	12.12'	S64*20'17"W		
C13	28.06'	35.00'	45'56'15"	14.83'	27.32	S31*23'43"W		
C14	11.42'	140.00	4"40'24"	5.71'	11.42	S87*31'57"W		
C15	98.86'	110.00	51"29"43"	53.05'	95.57'	S53'48'29"E		

LINE TABLE					
LINE	BEARING	DISTANCE			
L1	N28'03'37"W	8.89*			
L2	S49"41'26"W	10.44			
L3	N49*41*26"E	7.23'			





EASEMENT EXHIBIT FOR:
CITY OF GREENVILLE
GREEN MILL RUN GREENWAY
BEING OVER AND UPON THE PRODERTY OF
THE STATE OF NORTH CAROLINA
GREENVILLE TOWNSHIP, GREENVILLE
PITT COUNTY, NORTH CAROLINA

Project #:G1	1009	Ref No:	15
Scale:	N/A	Date:	1/20/13
Drawn By:	RWP		
Checked By:	RWP	THE (	9 of 9

## EASEMENT NO. 1

Being a greenway easement, twenty (20) feet in width, and running over and upon the property of the State of North Carolina (East Carolina University) being Tract 2B of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said easement being described as follows:

Beginning at the common corner of Lot 3 and Lot 4, Block "D", of Stafford Subdivision as recorded in Map Book 10, Page 65, with said corner being in the common line with the property of the State of North Carolina (East Carolina University) being Tract 2B of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said corner begin further referenced as S 12°27"54" E – 242.71 feet to an existing iron rod at the common corner of Lots 6, 7, and 8 of Stafford Subdivision, Block "D"; thence from said located beginning point, the point of curvature of a curve, and running along the curved southeastern edge of the greenway easement, a curve to the left, with a radius of 65.00 feet as measured along the chord, S 47°48'30" W -64.46 feet to the point of reverse curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 37°36'34" W - 73.54 feet to the point of reverse curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, \$38°10'49" W - 58.47 feet to the point of tangency of the curve; thence, S 19°13'24" W - 147.34 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 160.00 feet as measured along the chord, S 52°33'21" W - 153.86 feet to the point of tangency; thence, S 85°53'19" W – 251.92 feet to the point in the common line with the property of William David Purcell as recorded in Deed Book 1003, Page 842 and Map Book 28, Page 59; thence running along the common line with the Purcell property, N 35°26'55" W – 23.42 feet to a point in the northern edge of the greenway easement; thence along the north edge of the greenway easement, N 85°53'19" E - 264.10 feet to the point of tangency of a curve; thence along a curve to the left with a radius of 140.00 feet as measured along the chord, N 52°33'21" E - 153.86 feet to the point of tangency; thence, N 19°13'24" E - 147.34 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, N 38°10'49" E - 71.47 feet to the point of reverse curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 37°36'34" E - 60.17 feet to the point of reverse curve; thence along a curve to the right, with a radius of 85.00 feet as measured along the chord, N 47°48'30" E - 84.30 feet to the point of tangency, a point in the common line with Lot 3, Block "D" of Stafford Subdivision; thence leaving the northern edge of the greenway easement and running the common line with Lot 3, S 12°27"54" E - 20.00 feet to the POINT OF BEGINNING, containing about 0.36 acres as shown on sheets 1 & 2 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, Being over and upon the Property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

#### EASEMENT NO. 2

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said easement being described as follows:

Beginning at a point in the southwestern property line Lot 20, of Stafford Subdivision Section IV as recorded in Map Book 28, Page 59, said line is a common line with the property of the State of North Carolina (East Carolina University) being Tract 1A of the Of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said corner begin further referenced as N 34°56"55" W – 92.65 feet from an existing iron pipe at the common corner of Lot 20 and 21 of Stafford Subdivision Section IV; thence from said located beginning point, the point of curvature of a curve, and running along the curved southeastern edge of the greenway easement, a curve to the left, with a radius of 80.00 feet as measured along the chord, S 30°41'32" W - 93.96 feet to the point of reverse curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S  $24^{\circ}44^{\circ}26^{\circ}$  W - 110.03 feet to the point of tangency of the curve; thence, S  $54^{\circ}44^{\circ}58^{\circ}$  W - 140.71 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 140.00 feet as measured along the chord, S 27°05'41" E – 129.96 feet to the point of tangency of the curve; thence, S 00°37'06" W - 233.95 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 140.00 feet as measured along the chord, S 32°33'00" E - 153.19 feet to the point of reverse curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 41°50'15" E - 89.06 feet to the point of tangency of the curve; thence, S 17°57'24" E - 91.56 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 60.00 feet as measured along the chord, S 35°57'23" W – 96.97 feet to the point of tangency of the curve; thence, S 89°52'09" W – 56.72 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 140.00 feet as measured along the chord, \$87°31'57" W - 11.42 feet to the point of intersection with a curve; thence along a curve to the right with a radius of 35.00 feet as measured along the chord, S  $31^{\circ}23^{\circ}43^{\circ}$  W -27.32 feet to the point in the common line with the property of the State of North Carolina as recorded in Deed Book 564, Page 256, and Map book 44, Page 139; thence leaving the curved eastern edge of the greenway easement and running along the common line with the property of the State of North Carolina, N 49°26'06" W – 21.52 feet to a point in the curved western edge of the greenway easement; thence leaving the common line with the State of North Carolina and running along a curve to the left with a radius of 15.00 feet as measured along the chord, N 55°20'39" E - 9.75 feet to the point of intersection with a curve; thence along a curve to the left with a radius of 140.00 feet as measured along the chord, S 73°31'37" W - 11.26 feet to a point in the common line with the property of the State of North Carolina as recorded in Deed Book 564, Page 256, and Map book 44, Page 139; thence leaving the curved eastern edge of the greenway easement and running along the common line with the property of the State of North Carolina, N 49°26'06" W – 22.46 feet to a point in the curved western edge of the greenway easement, with said point being referenced as S 49°26'06" E - 57.46 feet from the common corner of the State of North Carolina and W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence leaving the common line with the State of North Carolina and running along a curve to the right with a radius of 160.00 feet as measured along the chord, N 78°27'59" E - 63.27 feet to the point of tangency of the curve; thence, N 89°52'09" E – 56.72 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 40.00 feet as measured along the chord, N 35°57'23" E -64.65 feet to the point of tangency of the curve; thence, N 17°57'24" W – 91.56 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 41°50'15" W - 72.87 feet to the point of reverse curve; thence along a curve to the right with a radius of 160.00 feet as measured along the chord, N 32°33'00" W - 175.07 feet to the point of tangency

of the curve; thence, N 00°37'06" E – 233.95 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 160.00 feet as measured along the chord, N 27°05'41" W – 129.96 feet to the point of tangency of the curve; thence, N 54°44'58" E – 140.71 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 24°44'26" E – 90.02 feet to the point of reverse curve; thence along a curve to the right, with a radius of 100.00 feet as measured along the chord, N 30°41'32" E – 114.11 feet to a point in common line of Lot 20, of Stafford Subdivision Section IV; thence leaving the northwestern edge of the greenway easement and running along the common line with Lot 20, S 34°56'55" E – 20.33 feet to the POINT OF BEGINNING, containing about 0.60 acres as shown on sheets 3, 4, 5, & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), the northern tract being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the southern tract being Tract B of the William G. Blount property recorded in Map book 44, Page 139, and Deed Book 564, Page 256, and, said point being referenced as S 49°26'06" E - 176.03 feet from the common corner of the State of North Carolina properties and the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence from said located beginning point, and running along the northern edge of the greenway easement, S 79°33'20" E - 29.05 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 53°48'29" E -95.57 feet to the point of tangency of the curve; thence, S 28°03'37" E - 59.99 feet to a point in the common line with the property of the State of North Carolina property (southern tract); thence leaving the northeastern edge of the greenway easement and running along the common line with the property of the State of North Carolina (southern tract), N 49°26'06" W - 54.87 feet to a point in the southwestern edge of the greenway easement; thence running along the southwestern edge of the greenway easement, N 28°03'37" W - 8.89 feet to the point of curvature of a curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 51°58'44" E - 72.98 feet to a point in the common line with the property of the State of North Carolina (southern tract); thence leaving the curved eastern edge of the greenway easement and running along the common line with the property of the State of North Carolina (southern tract), N 49°26'06" W – 40.22 feet to a point in the northern edge of the greenway easement, the POINT OF BEGINNING, containing about 2,722 square feet as shown on sheets 5, 6 & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), the northern tract being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the southern tract being Tract B of the William G. Blount property recorded in Map book 44, Page 139, and Deed Book 564, Page 256, and, said point being referenced as S 49°26'06" E - 484.11 feet from the common corner of the State of North Carolina properties and the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence from said located beginning point, and running along the northwestern edge of the greenway easement, N 49°41'26" E - 257.16 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 60.00 feet as measured along the chord, N 81°08'17" E – 62.61 feet to the point of tangency of the curve; thence, S 67°24'52" E – 74.10 feet to the point of curvature of a curve a point; thence along a curve to the right with a radius of 210.00 feet as measured along the chord, S 60°27'26" E - 50.87 feet to the point of reverse curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, S 66°26'29" E - 40.31 feet to the point of reverse curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 54°40'16" E – 91.97 feet to the point of reverse curve; thence along a curve to the left with a radius of 290.00 feet as measured along the chord, S 37°48'35" E - 79.22 feet to the point of tangency of the curve; thence, S 45°39'36" E - 122.64 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 410.00 feet as measured along the chord, S 43°16'00" E – 34.24 feet to a point in the common line between Tract 1A and Tract 2A of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177; thence leaving the northeastern edge of the greenway easement and running along common line between Tract 1A and Tract 2A of the C.M. Tucker Heirs Division, S 30°09'02" W - 21.21 feet to a point in the southwestern edge of the greenway easement; thence running along the southwestern edge of the greenway easement, being a curve to the left with a radius of 390.00 feet as measured along the chord, N 42°45'36" W – 39.46 feet to the point of tangency of the curve; thence, N 45°39'36" E – 122.64 feet to the point of curvature of a curve; thence along a curve to the right a radius of 310.00 feet as measured along the chord, N 37°48'35" W - 84.68 feet to the point of reverse curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 54°40'16" W - 75.25 feet to the point of reverse curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 66°26'29" E - 49.27 feet to the point of reverse curve; thence along a curve to the left with a radius of 190.00 feet as measured along the chord, N 60°27'26" W - 46.03 feet to the point of tangency of the curve; thence, N 67°24'52" W - 74.10 feet to the point of curvature of a curve a point; thence along a curve to the left with a radius of 40.00 feet as measured along the chord, S 81°08'17" W - 41.74 feet to the point of tangency of the curve; thence, S 49°41'26" W - 253.95 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the southeastern edge of the greenway easement and running along the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University), N 49°26'06" W – 20.26 feet to a point in the northwestern edge of the greenway easement, the POINT OF BEGINNING, containing about 16,125 square feet as shown on sheets 6, 7, 8, & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract 2A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and in Deed Book B-34, Page 261, and, with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), with the northern tract being Tract 1A of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the eastern tract being Tract 2A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, with said point being referenced as S 30°09'02" W - 224.63 feet from an existing iron axle located at the common corner of Tract 1A, Tract 2A, of the C.M. Tucker Heirs Division as recorded in Map Book 5, Page 177, and Tract #3, as shown on a map titled "Vanoca Inc., Portion of C.M. Tucker Farm Division" recorded in Deed Book N-35, Page 113; thence from said located beginning point and running along the curved the northeastern edge of the greenway easement, being a curve to the right with a radius of 410.00 feet as measured along the chord, \$33°59'39" E - 98.22 feet to the point of reverse curve; thence along a curve to the left with a radius of 240.00 feet as measured along the chord, S 36°08'10" E - 75.27 feet to the point of tangency of the curve; thence, S 45°09'27" E - 51.23 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 60.00 feet as measured along the chord,  $S 21^{\circ}16'41" E - 48.58$  feet to the point of reverse curve; thence along a curve to the left with a radius of 40.00 feet as measured along the chord, \$25°38'09" E - 37.85 feet to the point of tangency of the curve; thence, S  $53^{\circ}52'22"$  E -20.24 feet to the point at the terminus of the greenway easement; thence running along the terminus edge of the greenway easement, S 36°07'38" W - 20.00 feet to the point in the western edge of the greenway easement; thence running along the western edge of the greenway easement, N 53°52'22" W - 20.24 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 60.00 feet as measured along the chord, N 25°38'09" W - 56.77 feet to the point of reverse curve; thence along a curve to the left with a radius of 40.00 feet as measured along the chord, N 21°16'41" W - 32.39 feet to the point of tangency of the curve; thence, N 45°09'27" W -51.23 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 260.00 feet as measured along the chord, N  $36^{\circ}08'10"$  W -81.54 feet to the point of tangency of the curve; thence along a curve to the left with a radius of 390.00 feet as measured along the chord, N 33°29'14" W - 86.57 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the southwestern edge of the greenway easement and running along the common line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University), N 30°09'02" E - 21.21 feet to a point in the northeastern edge of the greenway easement, the POINT OF BEGINNING, containing about 6,675 square feet as shown on sheet 8 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract B of the William G. Blount property as recorded in Map book 44, Page 139, and Deed Book 564, Page 256, with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), with the northern tract being Tract 1A of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the southern tract being Tract B of the William G. Blount property recorded in Map book 44, Page 139, and Deed Book 564, Page 256, and, said point being referenced as S 49°26'06" E - 79.92 feet from the common corner of the State of North Carolina properties and the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence from said located beginning point and running along the southeastern edge of the greenway easement, being a curve to the left with a radius of 140.00 feet as measured along the chord. S 64°50'45" W - 31.10 feet to the point of tangency of the curve; thence, S  $58^{\circ}28'07"$  W - 147.94 feet to a point in the common line with the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence leaving the southeastern edge of the greenway easement and running along the common line with the property of W.G.B. Properties, Inc., N 64°43'22" W – 23.90 feet to a point in the northwestern edge of the greenway easement, with said point being referenced as S 64°43'22" E - 11.95 feet from the common corner of the State of North Carolina and the property of W.G.B. Properties, Inc.; thence running along the northwestern edge of the greenway easement, N 58°28'07" E - 161.02 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 160.00 feet as measured along the chord, N 62°45'58" E - 23.98 feet to a point in the common line with the property of the State of North Carolina (northern tract) being Tract 1A of the of the C.M. Tucker Heirs Division; thence leaving the curved northwestern edge of the greenway easement and running along the common line of the State of North Carolina properties, S 49°26'06" E – 22.46 feet to a point in the southeastern edge of the greenway easement, the POINT OF BEGINNING, containing about 3,641 square feet as shown on sheets 5, & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract B of the William G. Blount property as recorded in Map book 44, Page 139, and Deed Book 564, Page 256, and with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), with the northern tract being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the southern tract being Tract B of the William G. Blount property recorded in Map book 44, Page 139, and Deed Book 564, Page 256, with said point being referenced as S 49°26'06" E - 105.07 feet from the common corner of the State of North Carolina properties and the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50, Page 747; thence from said located beginning point and running along the southeastern edge of the greenway easement, being a curve to the right with a radius of 35,00 feet as measured along the chord, S 64°20'17" W - 12.12 feet to the point of reverse curve; thence along a curve to the left with a radius of 15.00 feet as measured along the chord,  $S 02^{\circ}37'19" E - 29.22$  feet to the point of tangency of the curve; thence, S 79°33'20" E – 64.57 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the northern edge of the greenway easement and running along the common line of properties owned by the State of North Carolina (East Carolina University), S 49°26'06" E – 40.22 feet to a point in the curved southern edge of the greenway easement; thence running along the southern edge of the greenway easement, a curve to the left with a radius of 90.00 feet as measured along the chord, N 77°43'35" W – 5.75 feet to the point of tangency of the curve; thence, N 79°33'20" W – 93.62 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 35.00 feet as measured along the chord, N  $02^{\circ}37'19"$  W -68.19 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the curved northwestern edge of the greenway easement and running along the common line of the State of North Carolina properties. S 49°26'06" E - 21.52 feet to a point in the southeastern edge of the greenway easement, the POINT OF BEGINNING, containing about 3,103 square feet as shown on sheets 5, & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.

Being a greenway easement twenty (20) feet in width and running over and upon the property of the State of North Carolina (East Carolina University) being Tract B of the William G. Blount property as recorded in Map book 44, Page 139, and Deed Book 564, Page 256, and with said easement being described as follows:

Beginning at a point in the common property line between two (2) parcels of land owned by the State of North Carolina (East Carolina University), with the northern tract being Tract 1A of the of the C.M. Tucker Heirs Division recorded in Map Book 5, Page 177, and Deed Book B-34, Page 261, and the southern tract being Tract B of the William G. Blount property recorded in Map book 44, Page 139, and Deed Book 564, Page 256, with said point being referenced as S 49°26'06" E – 241.03 feet from the common corner of the State of North Carolina properties and the property of W.G.B. Properties, Inc. as recorded in Deed Book A-50. Page 747; thence from said located beginning point and running along the northeastern edge of the greenway easement, S 28°03'37" E – 38.32 feet to the point of tangency of the curve; thence along a curve to the right with a radius of 110.00 feet as measured along the chord, S 18°57'26" E – 34.81 feet to the point of reverse curve; thence along a curve to the left with a radius of 40.00 feet as measured along the chord, S  $70^{\circ}04'55''$  E -69.44 feet to the point of tangency of the curve; thence, N 49°41'26" E - 7.23 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the western edge of the greenway easement and running along the common line of properties owned by the State of North Carolina (East Carolina University), S 49°26'06" E – 20.26 feet to a point in the eastern edge of the greenway easement; thence running along the eastern edge of the greenway easement, S 49°41'26" W – 10.44 feet to the point of curvature of a curve; thence along a curve to the right with a radius of 60.00 feet as measured along the chord, N 70°04'55" W - 104.16 feet to the point of reverse curve; thence along a curve to the left with a radius of 90.00 feet as measured along the chord, N 18°57'26" W – 28.48 feet to the point of tangency of the curve; thence, N 28°03'37" W – 89.42 feet to a point in the common property line of the two (2) above referenced parcels of land owned by the State of North Carolina (East Carolina University); thence leaving the southwestern edge of the greenway easement and running along the common line of the State of North Carolina properties, S 49°26'06" E – 54.87 feet to a point in the northeastern edge of the greenway easement, the POINT OF BEGINNING, containing about 4,192 square feet as shown on sheets 6 & 9 of the attached maps titled "Easement Exhibit for: City of Greenville, Green Mill Run Greenway, being over and upon the property of the State of North Carolina", Project Number G11009 as prepared by Stewart Engineering, Firm License No. C-1015, dated 1/20/13 which reference is made for a more accurate and complete description.



224 Ragsdale Building East Carolina University Greenville, NC 27858-4353

MEMORANDUM

TO:

Rick Niswander

252-328-6910 office 252-328-1558 fax

FROM:

Scott Buck

DATE:

August 12, 2013 Seves

SUBJECT:

Request ECU Board of Trustees Approval to Purchase Property at

315 East Tenth Street

Request ECU Board of Trustees approval to purchase three parcels that comprise 315 East Tenth Street (tax parcels #20453, 20456 and 11975) from the ECU Real Estate Foundation at a purchase price of \$420,000 plus carrying costs.

The property consists of 0.49 acres of land and site a 3,220 square foot building (former La Hacienda Mexican Restaurant) and improved parking. The property is contiguous to ECU campus on the north side of East Tenth Street between ECU Parking and Transportation and Kinko's/FedEx. Our plan is to sever the building and improvements when appropriate.

Purchase shall be from auxiliary overhead receipt funds. The purchase has been reviewed by the State Property Office and is contingent upon approvals from the UNC Board of Governors, Joint Commission on Governmental Operations and the Council of State.

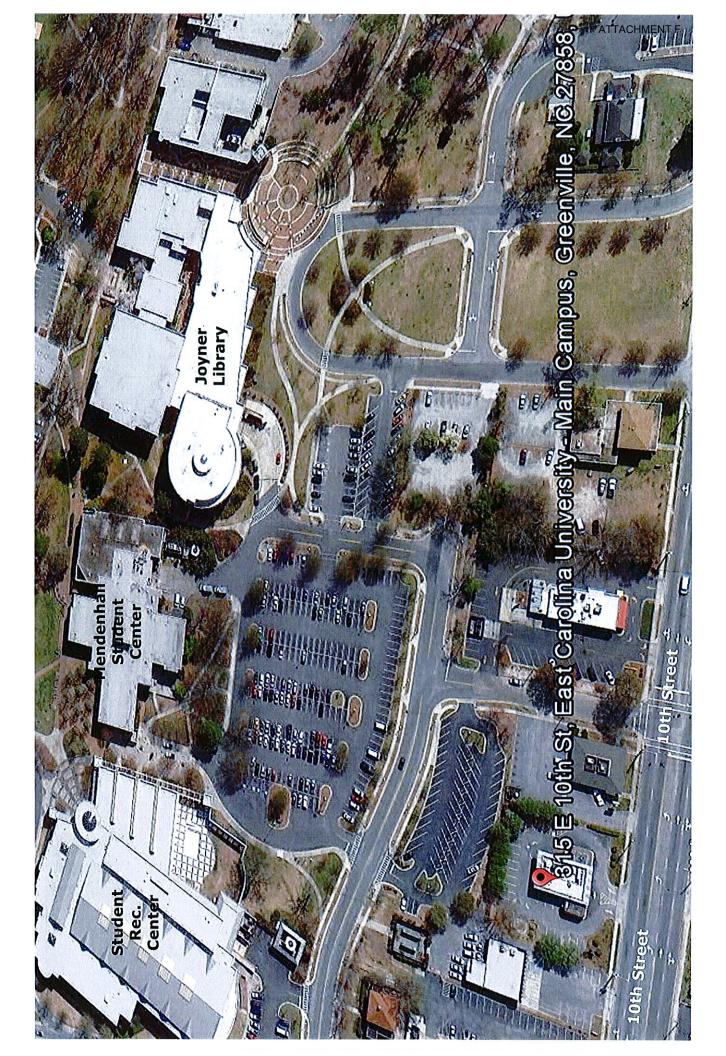
Attachment (1) Map

cc:

B. Clark

T. Feravich

B. Bagnell





224 Ragsdale Building

**MEMORANDUM** 

East Carolina University Greenville, NC 27858-4353

Rick Niswander

252-328-6910 office 252-328-1558 fax

FROM:

TO:

Scott Buck Level

DATE:

August 12, 2013

SUBJECT:

Request ECU Board of Trustees Approval to Purchase Property at

501 East Tenth Street

Request ECU Board of Trustees approval to purchase property at 501 East Tenth Street (tax parcel #19275) from the ECU Real Estate Foundation at a purchase price of \$936,000 plus carrying costs.

The property consists of 0.69 acres of land and site a 3,075 square foot building (former Wendy's restaurant) and improved parking. The property is contiguous to ECU campus on the north side of East Tenth Street with road frontage along Charles Street, Library Road and East Tenth Street adjacent to the Baptist Student Union. Our plan is to sever the building and improvements when appropriate.

Purchase shall be from auxiliary overhead receipt funds. The purchase has been reviewed by the State Property Office and is contingent upon approvals from the UNC Board of Governors, Joint Commission on Governmental Operations and the Council of State.

Attachment (1) Map

cc:

B. Clark

T. Feravich

B. Bagnell



# RESOLUTION OF THE BOARD OF TRUSTEES OF EAST CAROLINA UNIVERSITY APPROVING THE ISSUANCE OF SPECIAL OBLIGATION BONDS

**WHEREAS**, under Article 3, Section 116D of the General Statutes of North Carolina (the "Act") the Board of Governors (the "Board of Governors") of the University of North Carolina (the "University") may issue special obligation bonds, payable from obligated resources to pay the costs of acquiring, constructing or providing a special obligation project at one of the constituent institutions of the University or refunding any obligations previously issued by the Board of Governors;

**WHEREAS**, East Carolina University ("ECU") will request the Board of Governors to issue its special obligation bonds (the "Bonds"), the proceeds of which will be used for the purpose of (1) financing the costs of demolishing and reconstructing Belk Residence Hall, the financing of which was authorized by Chapter 164 of the 2012 Session Laws of the North Carolina General Assembly and Chapter 394 of the 2013 Session Laws of the North Carolina General Assembly (the "Special Obligation Bond Project"), and (2) paying the costs incurred in connection with the issuance of the Bonds;

**WHEREAS**, Section 116D-26(b) of the Act requires the Board of Trustees of ECU to approve the issuance of the Bonds for the Special Obligation Bond Projects;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of ECU as follows:

Section 1. *Approval of Issuance of Bonds*. The issuance of the Bonds for the Special Obligation Bond Project is approved.

Section 2. *Effective Date.* This Resolution is effective immediately.

ADOPTED AND APPROVED this 20th day of September, 2013.

THE BOARD OF TRUSTEES OF EAST CAROLINA UNIVERSITY

By: _			
•	Secretary		

STATE OF NORTH CAROLINA	)	SS:
COUNTY OF PITT	)	55:
I,	, the duly	aly elected Secretary of the Board of Trustees of East Carolina
		(1) the foregoing is a full, true and correct copy of the s of East Carolina University at its meeting of September 20
East Carolina University held on S	September	meeting, (2) notice of the meeting of the Board of Trustees of the 20, 2013 was sent to each member of the Board, and (3) a tember 20, 2013 at which time the foregoing Resolution was
WITNESS, my hand and the	he seal of E	East Carolina University this 20 <sup>th</sup> day of September, 2013.
[SEAL]		
		Secretary



224 Ragsdale Building

**MEMORANDUM** 

East Carolina University Greenville, NC 27858-4353

TO:

Rick Niswander

252-328-6910 office 252-328-1558 fax

FROM:

Scott Buck Suit

DATE:

August 26, 2013

SUBJECT:

Request ECU Board of Trustees Approval to Purchase  $\pm$  2.3 Acres

of Land for \$1.00 to Site Dental Clinic in Brunswick County, NC

Request ECU Board of Trustees approval to purchase ± 2.3 acres of land for the sum of \$1.00 from Allen Jefferson Earp, Scott C. Sullivan, Jabe V. Hardee, Bruce B. Cameron IV, and Cameron Properties Limited Partnership to site a ± 7,941 SF dental clinic in Brunswick County as depicted in the attached site survey, written metes and bounds and the Brunswick Medical Parkway survey map. The site is approximately 200 yards northeast of U.S. Highway 17 on the proposed Brunswick Medical Parkway across from Brunswick Community Hospital near Supply, NC. The Medical Center Parkway is slated for completion in early 2014.

A Phase I environmental report was performed and showed no recognized environmental conditions.

Subsequent to ECU Board of Trustees approval, purchase is contingent on approvals from UNC General Administration, Joint Commission on Governmental Operations and the Council of State.

## Attachments (4)

cc:

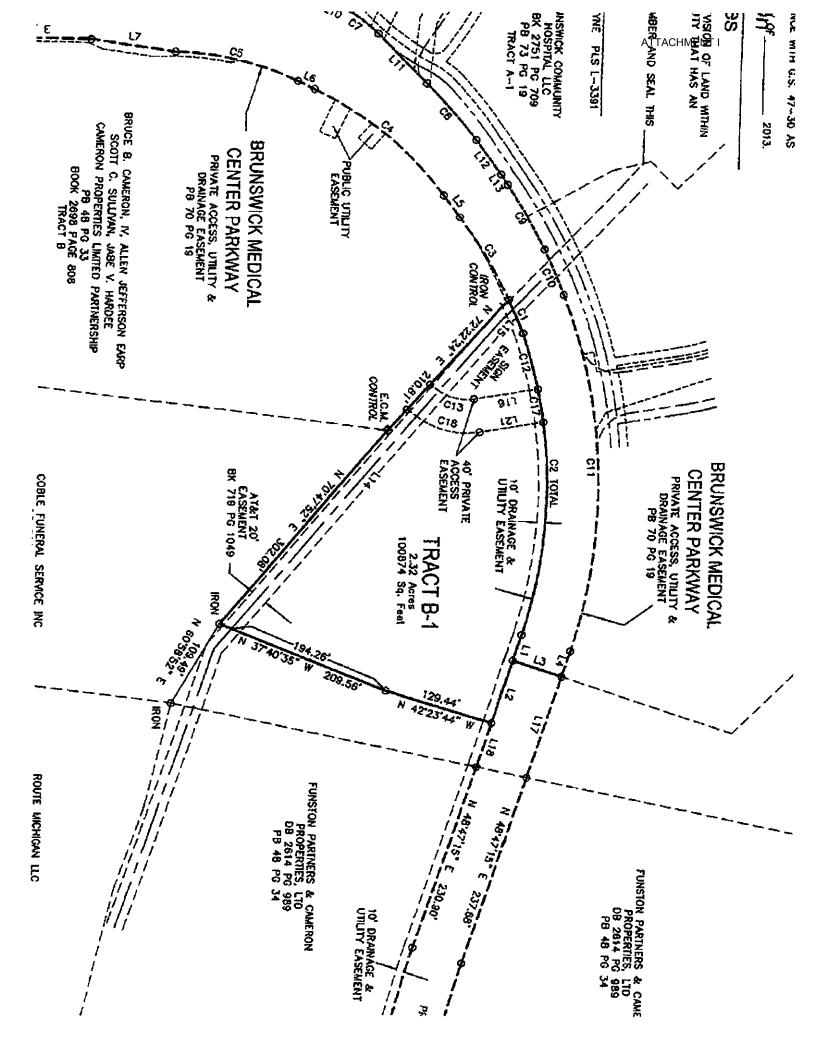
P. Horns

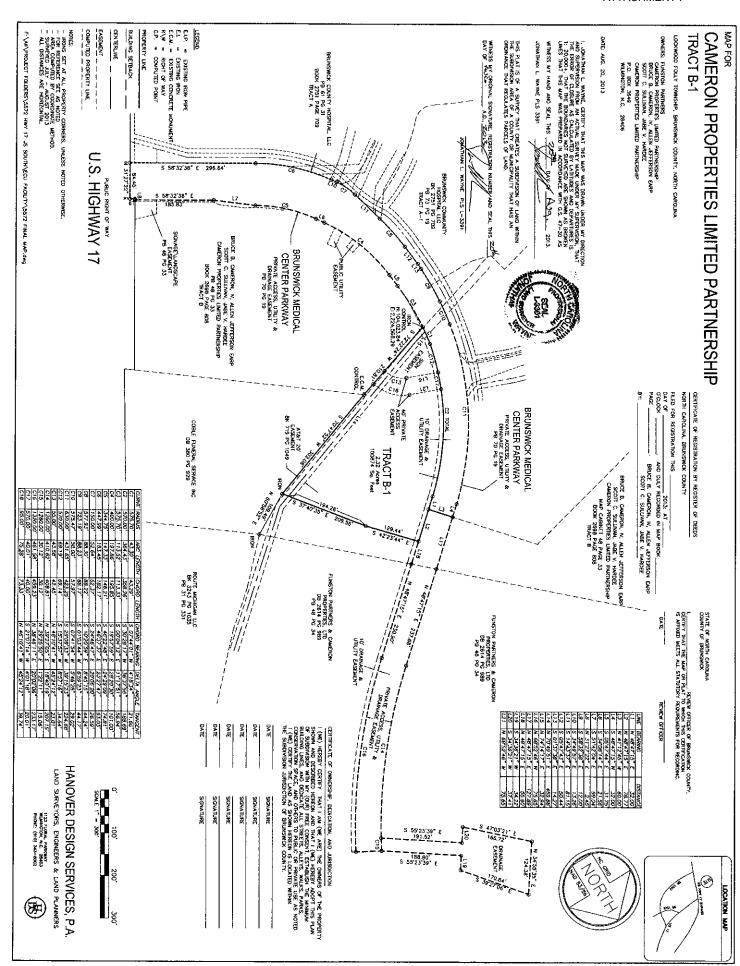
G. Chadwick

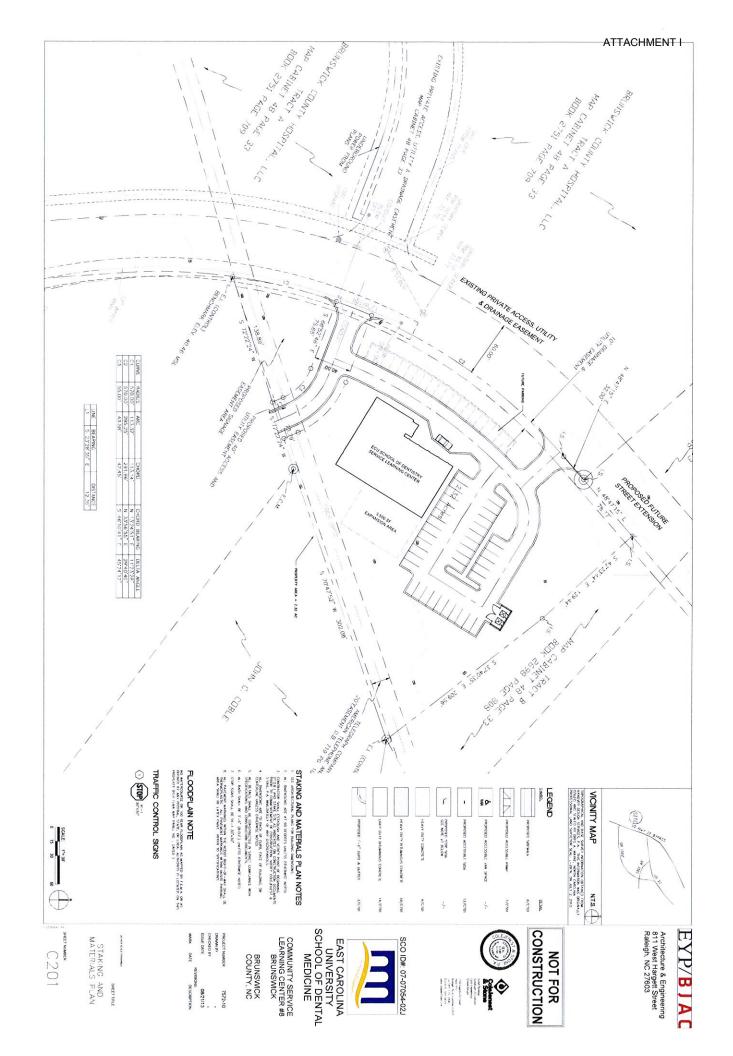
T. Feravich

G. Vanderpool

B. Bagnell



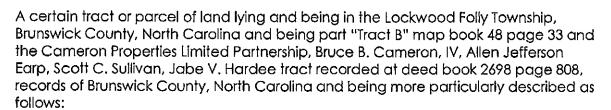




## Hanover Design Services, P.A.

Land Surveyors, Engineers, Land Planners August 20, 2013

Re: Cameron Properties Limited Partnership – Tract B-1



#### Tract B-1:

**Beginning** at an iron on the eastern line of Brunswick Medical Center Parkway (a private Access, Utility and Drainage Easement (map book 70 page 19)), said iron being located N 42-37-16 E 100.69 ft. from an iron at the northeastern corner of Tract A-1 (map book 73 page 19), said beginning iron having N.C. Grid Coordinates (NAD 1983) N=104,023.84 ft. E=2,224,568.29 ft.: **Proceed** from said point of beginning and with the eastern line of said Brunswick Medical Center Parkway and with a curve to the right having a radius of 575.70 ft. chord N 07-44-01 E 43.29 ft. to an iron, thence with a curve to the right having a radius of 570.00 ft. a chord N 30-28-17 E 358.26 ft. to a point, thence N 48-47-15 E 32.00 ft. to an iron at the current northern terminus of said Brunswick Medical Center Parkway, thence N 48-47-15 E 78.77 ft. to an iron, thence S 42-23-44 E 129.44 ft. to an iron, thence S 37-40-35 E 209.56 ft. to an iron in the southern line of said Cameron Properties Limited Partnership Tract, thence with said southern line S 70-47-52 W 302.08 ft. to a concrete monument, thence leaving said southern line S 72-22-24 W 210.81 ft. to the point of beginning and containing 2.32 acres according to a survey by Hanover Design Services, P.A. in July of 2013

All bearings are N.C. Grid NAD 83

√onathan L. Wayne PLS 3391



224 Ragsdale Building

**MEMORANDUM** 

East Carolina University Greenville, NC 27858-4353

TO: Rick Niswander

252-328-6910 office 252-328-1558 fax

FROM:

Scott Buck Just

DATE:

August 26, 2013

SUBJECT:

Request ECU Board of Trustees Approval to Grant a Drainage

Easement to NCDOT at the Lumberton Dental Clinic Site

Request ECU Board of Trustees approval to grant a drainage easement to the N.C. Department of Transportation (NCDOT) at the Lumberton Dental Clinic Site for the sum of \$1.00.

The easement will facilitate the construction of a driveway for the clinic to connect to NC Highway 711.

Attached please find a survey and written metes and bounds depicting the proposed drainage easement.

Granting this easement shall be contingent on approvals from UNC General Administration, State Property Office and the Council of State.

Attachments (2)

cc:

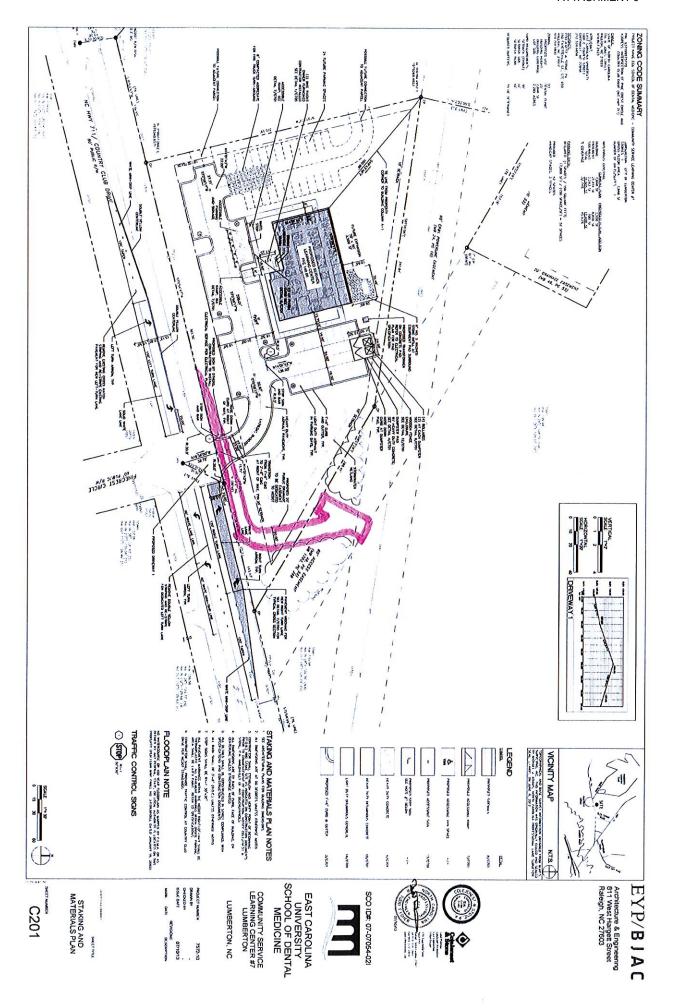
P. Horns

G. Chadwick

T. Feravich

G. Vanderpool

B. Bagnell



#### Legal Description 20' Drainage Easement ECU Dental School Property

LYING in Lumberton Township, Robeson County, in the city limits of Lumberton, North Carolina, this subject property being bounded on the north by lands deeded and conveyed to County of Robeson in Deed Book 1801, Page 534 and shown on a plat entitled "Map for Robeson County" and recorded in Map Book 48, Page 30, and also being the southern right of way margin of a 60 foot access easement; on the east and west by Lot 1 as shown on a plat entitled "Subdivision Plat for Robeson County" and recorded in Map Book 48, Page 110 (of which the subject property is a part) and on the south by the northern right of way margin of NC Highway 711/Country Club Drive (having an 80 foot public right of way). All referenced materials located in the Robeson County Registry.

BEGINNING at an iron rebar, said iron rebar being the common property corner between Lot 1 and the aforementioned Robeson County property, said iron rebar also being on the northern right of way margin of NC Highway 711/Country Club Drive, and runs thence with the northern right of way margin of NC Highway 711/Country Club Drive, North 75 degrees 54 minutes 47 seconds East for a distance of 226.57 feet to a point, said point being the true point and place of beginning;

THENCE a new line, North 66 degrees 40 minutes 22 seconds East for a distance of 74.01 feet to a point;

THENCE a new line, North 72 degrees 08 minutes 10 seconds East for a distance of 58.76 feet to a point;

THENCE a new line, North 75 degrees 24 minutes 00 seconds East for a distance of 45.40 feet to a point;

THENCE a new line, along a curve to the left having a radius of 18.46 feet and an arc length of 24.91 feet, being subtended by a chord bearing of North 33 degrees 40 minutes 28 seconds East and a chord distance of 23.06 feet to a point;

THENCE a new line, North 11 degrees 18 minutes 50 seconds West for a distance of 49.23 feet to a point, said point being in the common property line of Lot 1 and Robeson County, said point also being on the southern right of way margin of a 60 foot access easement;

THENCE with the common property line between Lot 1 and Robeson County, along the southern right of way margin of the 60 foot access easement, South 59 degrees 23 minutes 29 seconds East for a distance of 26.88 feet to a point;

THENCE a new line, South 11 degrees 18 minutes 50 seconds East for a distance of 32.18 feet to a point;

THENCE a new line, along a curve to the right, having a radius of 38.46 feet and an arc length of 38.35 feet, being subtended by a chord bearing of South 21 degrees 38 minutes 12 seconds West and a chord distance of 36.78 feet to a point, said point being on the northern right of way margin of NC Highway 711/Country Club Drive;

THENCE with the northern right of way margin of NC Highway 711/Country Club Drive, South 75 degrees 58 minutes 49 seconds West for a distance of 57.68 feet to an iron rebar;

THENCE continuing with the northern right of way margin of NC Highway 711/Country Club Drive, South 75 degrees 54 minutes 47 seconds West for a distance of 134.93 feet to a point, said point being the true point and place of beginning, and being a 20 foot drainage easement across Lot 1, as shown in Map Book 48, Page 110, Robeson County Registry.

Subject property contains 3,539 square feet / 0.081 acres

Together with and subject to any easements, restrictions, and covenants of record.

This description was prepared this 22nd day of August, 2013 under the direct supervision of Michael J. Adams, PLS L-4491/CFS NC-075 and is based on a physical survey performed by M.A.P.S. Surveying, Inc.

CHAEL J ROKING

## Health Sciences Committee September 19, 2013

#### Dr. Horns reported:

- Programs in Health Sciences continue to have a strong applicant pool and are very competitive.
- Dr. Dorothy Spencer, Director of the Laupus Library, retired on September 1<sup>st</sup> and Dr. Richard Eakin is serving as the Interim Director.

#### Dr. Gregory Chadwick reported:

- The student and resident dental clinics in Ross Hall are operational. Ross Hall clinics have served 721 patients from July 1 August 31. Patients have come from 39 NC counties. Interviewed first cohort of students for the Class of 2018 on Thursday.
- The Commission on Dental Accreditation granted the dental education program the continued accreditation classification of "initial accreditation" and the advanced education in general dentistry program the accreditation classification of "approval without reporting requirements." After a third site visit in 2015, the school will achieve full accreditation.
- The Community Service Learning Centers (CSLCs) in Ahoskie and Elizabeth City are operational and seeing patients.
   Ahoskie has served 1,457 patients and Elizabeth City has served 538 patients. The CSLCs in Sylva and Lillington are nearing completion and expected to be operational in early 2014. The CSLCs in Spruce Pine and Davidson counties are scheduled for completion in late summer 2014. The 7<sup>th</sup> CSLC in Roberson County was announced on September 16.

#### **BSOM Update:**

- Dr. Libby Baxley reported that the BSOM is the recipient of 1 of 11 schools to receive a \$1 million American Medical Association grant to accelerate change in medical education curriculum. The BSOM will include longitudinal education in patient safety and quality improvement. Emphasis will also include integration with other health-related disciplines that will foster interprofessional skills and prepare students to lead health care teams. The BSOM's LCME visit be held October 20-23.
- Mr. Al Delia reported that the BSOM is exploring the expansion of class size in the first two years of basic science
  education in Greenville, while creating new partnerships to establish satellite undergraduate medical education
  centers and student clinical rotation sites throughout eastern North Carolina. The BSOM will continue to strengthen
  the affiliation with Vidant Medical Center to train residents, GME will be expanded by creating new partnerships with
  other hospitals and other healthcare organizations.
- Mr. Jowers reported on ECU Physicians financial performance as of June 2013 FYTD. There has been growth in total charges billed, pro-fee collections, contract revenue, outpatient visits, total Emergency Medicine and Med Direct visits, and wRVu's. ECU-P has 110 days of operating cash. FYTD 2013 actual budget is at \$5.6M.
- Mr. Jowers reported on the 2013 Legislative actions having major negative impacts on the BSOM including SODCA (Setoff Debt Collection Act) and the UPL (Upper Payment Limit). The existing language for SODCA prevents "any school of medicine, clinical program, facility, or practice affiliated with one of the constituent institutions of The University of North Carolina that provides medical care to the general public" from participation in SODCA. Under the existing UPL statue, physician faculty members hired to replace departing physicians will be ineligible to receive UPL payments. Loss of both of these will result in decisions to restrict medical services to patients who are unable to pay for services and reduce the number of physicians trained by the BSOM.
- Michelle Brooks presented the advocacy activity update and plan to educate local legislation, key legislators, and
  others about the BSOM, it's mission, business model and impact of SODCA and UPL changes on fiscal stability. Plans
  are to have information sessions with the local delegation, develop an internal planning group to address current &
  future issues, develop talking points for legislators, and identify key ECU alumni or supporters who are politically
  connected and interested in engagement.

#### **Action Item:**

The Health Sciences Committee reviewed two initial appointments for tenure for Dr. Sonya Hardin, College of Nursing, and Dr. Sharon Gordan, School of Dental Medicine. A motion was made to approve the initial appointments with tenure for Dr. Hardin and Dr. Gordan as approved by the Chancellor and as presented in the Board materials. Motion passed unanimously.

## **University Affairs Committee - September 19, 2013**

## **Academic Affairs – Provost Marilyn Sheerer**

## ■ Budget Cuts

- o How budget cuts were allocated to colleges
  - The 2.4% cut for Academic Affairs was not across the board cut for all units. Some units received more and others were less. The decision for this was based on strategic priorities, enrollment increases and other key factors.
- o Reallocation of vacant positions
  - When a position becomes vacant, it goes back to the Provost's Office. The units must complete a criticality form and then present their case for why they should get the vacant position. Data and information from the Program Prioritization Committee (PPC) is used too. Some of the areas that are doing well and deserve investments are engineering and nursing. ECU has lost \$90 million in the last six years and if it continues next year it will be difficult for us to protect our marquee, growing programs at ECU. The BOT asked for talking points and continued reporting about what actions ECU is taking to handle these cuts so that they are armed with information and responses.

#### **■** Undergraduate Enrollment

o John Fletcher shared the enrollment numbers for this fall. ECU had a nearly 1% growth in undergraduate enrollment and a decrease of 6.2% in graduate enrollment. Our freshmen class was 4,495 so our overall enrollment decrease is small. He said eight other institutions reported a decrease in enrollment. Ten schools also reported a decrease in graduate enrollment including UNC-CH and NC State. ECU will be held to different efficiency standards for student success such as graduation rate, skill sets gained, job placement post-graduation and degrees awarded. The committee asked for a list of the goals and then what we are doing to achieve these goals, what are the challenges and what do we need to accomplish them. Transfer student numbers were down, and the numbers of Hispanic and African American students were up.

## Student Affairs - Vice Chancellor Virginia Hardy

## **■** Campus Living

This transition went pretty smoothly with students moving to Province and North Campus Crossing. We are preparing for the Belk demolition and will require more students to move off campus.

#### ■ Student Impact based on enrollment numbers

With 4,300 or so students coming in 2014, we are making plans to have space and beds for these students. The advanced planning will allow us to create RA options and programming from Campus Living within the apartment complexes.

#### **■** Student Affairs Update

o The meal plan change this fall has been met with great pleasure from the students. Tim Schwan said he went back to a meal plan this year.

## Research and Graduate Studies - Ron Mitchelson

#### ■ Strategies for handling graduate enrollment

O In 2008, graduate enrollment peaked and has reduced 5.2% per year from 2009-2013. Paul Gemperline shared that from 2002-2008, ECU grew graduate enrollment at a faster rate than the national average and since 2008, we have also declined a bit faster than the national average too. This year's decline was deeper and faster than we expected. He shared the three "classes" of program recruiting circumstances: Research intensive programs (30%), Professional Training programs (60%) and Clinical Training (10%). They did a Google ad campaign (pay per click) which produced 6,000 clicks and generated increased traffic to the graduate school website. ECU held a graduate recruiting workshop in fall 2012 to create and develop strategies for recruiting students to ECU and we will have a follow up workshop in October with the Education Advisory Council. There are several new programs that have been approved and several more that are under development.