

**North Dakota State Board of Higher Education**  
March 31, 2022, Meeting Minutes

The State Board of Higher Education met on Thursday the 31<sup>st</sup>, at 8:00 a.m. CT., originating from North Dakota State College of Science, Hektner Student Center, The Alley room (lower level), 800 6th Street North, Wahpeton, ND 58076.

Chair Ryan called the meeting to order at 8:00 a.m. CT.

SBHE Members participating:

Dr. Casey Ryan, Chair	Dr. Jill Louters, Vice Chair
Ms. Gracie Lian	Mr. Nick Hacker
Mr. Tim Mihalick	Mr. John Warford
Mr. Jeffrey Volk	Ms. Danita Bye
Dr. Elizabeth Legerski, Faculty Adviser	Ms. Retha Mattern, Staff Adviser

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:

Dr. Brian Van Horn, President, MaSU  
Dr. Steve Shirley, President, MiSU  
Dr. Bernell Hirning, President, WSC  
Dr. Jerry Migler, Dean, DCB  
Dr. Doug Darling, LRSC  
Dr. Harvey Link, Interim President, NDSCS  
Dr. Doug Jensen, President, BSC  
Mr. Steve Easton, J.D., President, DSU  
Dr. Andy Armacost, President, UND  
Dr. Alan LaFave, President, VCSU

NDUS Senior Staff Participating:

Mr. David Krebsbach, NDUS  
Ms. Jane Grinde, NDUS  
Ms. Lisa Johnson, NDUS  
Mr. Darin King, CTS  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Jerry Rostad, NDUS

Others Participating:

Mr. Marohl, NDSCS President Search Committee Co-chair NDSCS  
  
Mr. Eric Olson, AG's Office

1. **Agenda**

Louters moved, Warford seconded, to approve the agenda as presented.

Volk, Mihalick, Hacker, Bye, Lian, Louters, Warford, and Ryan voted yes.

2. **Presidential Interviews**

NDSCS Presidential Search Co-Chairs, Mr. Jeffry Volk and Mr. Terry Marohl, provided an overview of the search committee's process.

The Board held interviews of the following candidates for the North Dakota State College of Science Presidency:

- [Rod L. Flanigan Ph.D](#)
- [Jeanine E. Gangeness Ph.D](#)
- [Carmen M. Simone Ph.D](#)

3. **Executive Session** 11:50 a.m. CT.

Volk moved, Hacker seconded, to enter executive session to consider finalist(s) for the North Dakota State College of Science presidency and/or contract terms. The executive session shall be limited to members of the SBHE, invited NDUS office staff, AGB Consultants, Search Committee Co-chair, and NDUS legal counsel.

The legal authority for closing this portion of the meeting is North Dakota Century Code sections 15-10-17(1)(d), 44-04-19.1(9), and 44-04-19.2.

Bye, Lian, Louters, Volk, Mihalick, Hacker, Warford, and Ryan voted yes.

Executive Session began at 12:30 p.m. CT.

SBHE Members participating:

Dr. Casey Ryan, Chair	Dr. Jill Louters, Vice Chair
Ms. Gracie Lian	Mr. Nick Hacker
Mr. Tim Mihalick	Mr. John Warford
Mr. Jeffry Volk	Ms. Danita Bye
Dr. Elizabeth Legerski, Faculty Adviser	Ms. Retha Mattern, Staff Adviser

Other participating:

Dr. Mark Hagerott, NDUS  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Eric Olson, AG's Office  
Ms. Janice Fitzgerald, AGB  
Mr. James McCormick, AGB  
Mr. Terry Marohl, NDSCS President Search Committee Co-chair

moved, seconded, to adjourn Executive Session at 2:05 p.m. CT.

Louters, Volk, Mihalick, Hacker, Bye, Lian, Warford, and Ryan voted yes.

4. **Reconvene in open meeting** to take action at 2:15 p.m CT.

Volk moved, seconded, to offer Rod L. Flanigan Ph.D the position of President of North Dakota State College of Science, with a start date of no later than July 1st, 2022, and to authorize Chair Ryan, Chancellor Hagerott, and SBHE's legal counsel to negotiate and initiate an employment agreement with Dr. Flanigan.

Mihalick, Hacker, Bye, Lian, Louters, Volk, Warford, and Ryan voted yes.

Volk moved, Mihalick seconded, to grant Dr. Flanigan faculty tenure appointment in

technologies and services Department, effective on his start date as President of NDSCS.

Louters, Volk, Mihalick, Hacker, Bye, Lian, Warford, and Ryan voted yes.

### **Board Consent (5 – 11)**

#### 5. February 23, 2022, Meeting Minutes

#### SBHE Budget and Finance Committee

6. DSU - Ratify Chancellor's approval of the [transfer of \\$268,862, \\$500,000, and \\$500,000](#), respectively, of NDUS System Office Tier II and Tier III carryover capital building funds to the DSU capital building fund appropriation line
7. MiSU - Ratify Chancellor's approval of the [transfer of \\$572,801 and \\$500,000](#), respectively, of NDUS System Office Tier II and Tier III carryover capital building funds to the MiSU capital building fund appropriation line
8. 2022-23 [Tuition Rate Change Request](#)
9. 2022-23 [Room, Board and Fee Rates](#)

#### SBHE Academic and Student Affairs Committee

10. NDSU - [Center for Entrepreneurship and Family Business](#)

#### SBHE Audit Committee

11. [Internal Audit Executive Survey](#)

Warford moved, Bye seconded, to approve the consent agenda, items 5 – 11.

Lian, Hacker, Bye, Volk, Mihalick, Warford, Louters and Ryan voted yes.

### 12. **SBHE Meeting Schedule Changes**

Chair Ryan..... [SBHE Meeting Schedule](#) Changes

- May 25 and 26<sup>th</sup> Retreat and Meeting – Bismarck State College
- June 30 – Dakota College of Bottineau

Mihalick moved, Bye seconded, to approve the proposed SBHE annual schedule changes, as presented.

Hacker, Bye, Volk, Lian, Mihalick, Warford, Louters, and Ryan voted yes.

### 13. **Honorary Degrees**

Ms. Lisa Johnson presented nominations for Honorary Degrees from Dakota College of Bottineau, Dickinson State University, and University of North Dakota.

Louters moved, Warford seconded, to approve Honorary Degrees, as presented.

Louters, Lian, Hacker, Mihalick, Warford, Bye, Volk, and Ryan voted yes

### 14. **Policy 605.1, Academic Freedom and Tenure; Academic Appointments**

Ms. Lisa Johnson reviewed proposed amendments for 2<sup>nd</sup> reading of [Policy 605.1](#), Academic Freedom and Tenure; Academic Appointments, no changes made since the 1<sup>st</sup> reading.

Warford moved, Mihalick seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 605.1.

Mihalick, Warford, Louters, Lian, Hacker, Bye, Volk, and Ryan voted yes.

**SBHE Committee Reports/Updates/Discussion**

15. SBHE Audit Committee report was provided by Mr. Nick Hacker.
16. SBHE Research and Governance Committee report was provided by Dr. Casey Ryan and Ms. Danita Bye.
17. SBHE Budget and Finance Committee report was provided by Mr. Tim Mihalick.
18. SBHE Academic and Student Affairs Committee report was provided by Dr. Jill Louters.

**19. Report on Strategic Priorities/Planning**

Chancellor Hagerott presented a working document with [strategic priorities/planning](#); the working groups will prepare input/information/documentation they receive and present at the May Board retreat for members to discuss and identify next steps.

**20. SBHE Member Mihalick Re-appointment to the NDUS Foundation**

Chair Ryan stated that he has re-appointed member Mihalick to Chair the NDUS Foundation, no action necessary, the Board Chair has the authority to appointment.

**Other Reports:**

21. NDSA report provided by Ms. Gracie Lian.
22. CCF report provided by Dr. Elizabeth Legerski.
23. Staff Senate report provided by Ms. Retha Mattern.
24. Public Comment – no commit(s).

**25. Adjourn**

Volk moved, Warford seconded, to adjourn at 2:30 p.m. CT.

Volk, Mihalick, Hacker, Bye, Lian, Louters, Warford, and Ryan voted yes.

Approved April 28, 2022.