

**North Dakota State Board of Higher Education**  
June 30, 2022, Meeting Minutes

The State Board of Higher Education met on Thursday, June 30, 2022, at 8:00 a.m. CT., at Dakota College of Bottineau, Thatcher Hall Alumni Center (2<sup>nd</sup> floor), 105 Simrall Boulevard. Bottineau, ND, 58318.

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

SBHE Members participating:

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

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:

Dr. Brian Van Horn, President, MaSU  
Dr. David Cook, President, NDSU  
Dr. Steve Shirley, President, MiSU  
Dr. Bernell Hirning, President, WSC  
Dr. Jerry Migler, Dean, DCB  
Dr. Doug Darling, President, LRSC  
Dr. Rod Flanigan, 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:

Ms. Lisa Johnson, NDUS  
Mr. Darin King, CTS  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Jerry Rostad, NDUS  
Mr. Michael Linnell, Incoming SBHE Staff Adviser  
Ms. Lisa Montiplaisir, Incoming SBHE Faculty Adviser  
Ms. Sadie Hanson, Incoming SBHE Student Member

Others Participating:

Mr. Chris Pieske, AG's Office  
Mr. Michael Linnell, incoming SBHE Staff Adviser  
Ms. Sadie Hanson, incoming SBHE Student member  
Mr. Thomas Claeys, Forest Service  
Mr. Greg Lardy, NDSU Research Extension  
Mr. Denver Tolliver, UTPGI

1. **Agenda**

Mihalick moved, Bye seconded, to approve the agenda, as presented.

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

**Board Consent (2 - 15)**

2. May 26, 2022, Meeting Minutes

SBHE Budget and Finance Committee

3. [Retirement Plan Efficiencies](#)
4. UND to [remodel Building 256 \(aka Crookston\)](#) at an estimated cost of \$2,500,000 to be funded with appropriated (carry-forward) funds.
5. UND authorization for interior [remodeling of Carnegie Hall](#) at an estimated cost of \$3,800,000 to be funded with local funds.
6. UND to [remodel Swanson Hall](#) at an estimated cost of \$1,100,000 to be funded with local funds.
7. UND request approval of the attached resolution authorizing University of North Dakota Alumni Association & Foundation (UNDAAF) to issue not more than \$25 million in lease revenue bonds on behalf of North Dakota University System (NDUS) to finance upgrades to [EERC's](#) primary electrical distribution system and the construction (replacement) of EERC's advanced materials processing facility. Further request approval of the construction project from the 68th North Dakota Legislative Assembly.
8. [UND to increase per credit tuition for the CRNA program](#) from \$925.07 per credit in FY 2022 to \$1,025 per credit beginning in FY 2023 (just under a 12% increase).
9. UND financial terms and length of lease associated with [UND Memorial Village P3](#) as outlined between UND and the UND Alumni Association & Foundation (UNDAAF).
10. [FY22 Salary Ranges for Vice Chancellor & Senior Officers](#)

SBHE Audit Committee

11. [NDUS FY23 Internal audit plan](#)
12. [Internal Audit](#) and [Compliance](#) 2022 Annual Independence Confirmations

SBHE Academic and Student Affairs Committee

13. State Authorizations
  - a. [Embry-Riddle Aeronautical University](#)
  - b. [Park University](#)

SBHE Research and Governance Committee

14. [CTS Project Report](#)
15. [Strategic Topics](#) for SBHE Action and Legislative Requests

Mihalick moved, Hacker seconded, to approve consent agenda, items 2 – 15.

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

16. **NDSU Faculty Senate Constitution**

Dr. Florin Salajan proposed [revisions to Article III, Section 1 of the NDSU Faculty Senate Constitution](#), keeping the added ranks for faculty of practice, but excluding emeritus faculty from membership eligibility in the Faculty Senate.

Volk moved, Mihalick seconded, to approve revisions to Article III, Section 1 of the NDSU Faculty Senate Constitution.

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

17. **Executive Session** – Chancellor Contract (8:15 a.m. CT)

Warford moved, Mihalick seconded, to enter Executive Session to (1) consider the appointment, re-appointment, renewal contract, and any new contract terms for NDUS Chancellor and (2) limit the executive session to voting board members, nonvoting advisers, Chancellor, selected NDUS Office Staff, and board counsel. The legal authority for closing this portion of the meeting is North Dakota Century Code section 15-10-17(1)(d).

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

Executive session began at 8:23 a.m. CT.

SBHE Members participating:

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

Others Present:

Chancellor Hagerott (8:23 – 9:21 a.m. CT)  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Jerry Rostad, NDUS  
Mr. Chris Pieske, AG's Office

Chancellor Hagerott exited the executive session at 9:21 a.m. CT.

Executive session adjourned at 9:50 a.m. CT.

18. **Reconvene in open meeting** (9:57 a.m. CT.)

Mihalick moved, Hacker seconded, to approve renewal of Chancellor Hagerott' s contract and salary increase, as discussed in executive session.

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

19. **2023-2025 Budget Request**

Mr. David Krebsbach reviewed the proposed 2023-2025 budget request:

[2023-2025 Budget Request](#)

- a. [Operational Budget](#)
- b. [Capital Budget](#)

Mihalick moved, Bye seconded, to approve the 2023-25 NDUS budget request as presented:

- Authorize the NDUS entities to request special fund authorization as needed for additional identified revenues above their base requests (tuition, federal and state grants, etc.)
- Approval of Chancellor's 2023-2025 Capital Project request recommendation for inclusion in the 2023-2025 budget request including all fundraising activity and lease revenue bond sales so required by the request:
- Further authorize construction of projects included in the recommendation once the requested funding is in place and available for use
- Authorize the NDUS entities to request special fund authorization for additional identified revenues above their base requests, as needed

Member Volk stated he supports the budget as a whole, but he does not support all components, such as the system office research position and capital project priority list.

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

20. **Forest Service Budget Request**

Mr. Tom Claeys reviewed the proposed the [Forest Service budget request](#).

Bye moved, Warford seconded, to approve the Forest Service budget request, as presented.

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

**21. NDSU Research and Extension Service Budget Request**

Dr. Greg Lardy proposed the [NDSU Research & Extension Service budget](#) request.

Warford moved, Volk seconded, to approve the Forest Service budget request, as presented.

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

**22. Upper Great Plains Transportation Institute Request**

Dr. Denver Tolliver [Upper Great Plains Transportation Institute](#) request.

Warford moved, Volk seconded, to approve the NDSU Research & Extension Service budget, as requested.

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

The Board requested that Upper Great Plains Transportation Insistute continue to work on the budget request with Vice Chancellor Krebsbach, as needed.

**23. Board Self-Assessment Priorities**

[Board Self-Assessment Priorities](#)

Ms. Danita Bye proposed Board self-assessment priorities that were recommended from the SBHE Research and Governance Committee.

Bye moved, Warford seconded, to approve the Board self-assessment priorities, as presented.

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

**24. Strategic Plan**

Mr. Jerry Rostad proposed the [Strategic Plan](#).

Bye moved, Black seconded, to approve the Strategic Plan, as presented.

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

**25. Executive Session – Presidential Contracts (11:33 a.m. CT)**

Black moved, Lian seconded, to enter Executive Session to (1) consider the appointment, re-appointment, renewal contracts, and any new contract terms for Presidents of NDUS institutions and (2) limit the executive session to voting board members, nonvoting advisers, Chancellor, selected NDUS Office Staff, and board counsel. The legal authority for closing this portion of the meeting is North Dakota Century Code section 15-10-17(1)(d).

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

Lunch - Executive session participants had a working executive session.

Executive session began at 11:55 a.m. CT.

SBHE Members participating:

Dr. Casey Ryan, Chair  
Ms. Gracie Lian  
Mr. Tim Mihalick  
Ms. Danita Bye  
Ms. Retha Mattern, Staff Adviser

Dr. John Warford  
Mr. Nick Hacker  
Mr. Jeffry Volk  
Mr. Kevin Black  
Dr. Elizabeth Legerski, Faculty Adviser

Others Present:

Chancellor Hagerott  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Jerry Rostad, NDUS  
Mr. Chris Pieske, AG's Office

Executive session adjourned at 1:27 p.m. CT.

**26. Reconvene in Open Meeting** at 1:33 p.m. CT,

Mihalick moved, Warford seconded, to approve renewal of Presidential contracts and salary increase, as discussed in executive session.

Hacker moved, Bye seconded, to authorize Chair Ryan and Chancellor Hagerott to revise Dr. Dean Bresciani' s employment contract terms, prior to the beginning of faculty employment.

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

**27. Granting SBHE Committee Authority to take Final Action in July and August**

Mihalick moved, Lian seconded, to approve the SBHE Committees to have authority to take final action for the months of July and August 2022.

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

**SBHE Committee Reports/Updates/Discussion**

- 28. July 1, 2022 – June 30, 2023, [SBHE Committee Assignments](#) by Chair Ryan.
- 29. SBHE Academic and Student Affairs Committee by Dr. John Warford.
- 30. SBHE Research and Governance Committee by Dr. Casey Ryan and Ms. Danita Bye.
- 31. SBHE Audit Committee by Mr. Nick Hacker.
- 32. SBHE Budget and Finance Committee Mr. Tim Mihalick.

**Chancellor Report**

- 35. Chancellor Hagerott provided an update on the Interim Higher Education Committee meeting.

**Other Reports:**

- 36. NDSA by Ms. Gracie Lian.
- 37. CCF by Dr. Elizabeth Legerski.
- 38. Staff Senate by Ms. Retha Mattern.
- 39. Public Comment – none.

**40. Present Recognition Plaques**

Chair Ryan presented plaques to Ms. Lian, Dr. Legerski, Ms. Mattern, and Mr. Link.

- 41. Assessment of Meeting and Future Agenda Items

Meeting adjourned at 2:45 p.m. CT.

Approved September 29, 2022.