

North Dakota State Board of Higher Education

July 11, 2019, Special Meeting Minutes

The State Board of Higher Education met via conference call on July 11th at 8:00 a.m. CT. The call originated on the 10th floor of the State Capitol, NDUS Conference Room, 600 E. Boulevard Ave., Bismarck, ND.

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

SBHE Members participating:

Mr. Nick Hacker, Chair

Mr. Don Morton

Ms. Jill Louters

Ms. Kathleen Neset

Ms. Retha Mattern, Staff Adviser

Dr. Casey Ryan, Vice Chair

Mr. Kaleb Dschaak

Mr. Tim Mihalick (departed 8:20)

Dr. Debora Dragseth, Faculty Adviser

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:

Dr. Doug Darling, President, LRSC

Ms. Laura Nelson, President, DSU

Mr. Keith Stenehjem, MaSU

Dr. Larry C. Skogen, President, BSC

Dr. Alan LaFave, President, VCSU

Dr. Steve Shirley, President, MiSU

Dr. Joshua Wynn, President, UND

Mr. Jed Shivers, UND

Dr. John Miller, President, WSC

Mr. Riley Yadon, WSC

Dr. John Richman, President, NDSCS

Dr. Dean Bresciani, President, NDSU

NDUS Senior Staff Participating:

Ms. Tammy Dolan, VC of Administrative Affairs

Ms. Lisa Johnson, VC of Academic and Student Affairs

Mr. Phil Wisecup, VC Strategic Engagement

Mr. Darin King, VC of IT/CIO

Ms. Kristie Hetzler, Executive Assistant to the State Board of Higher Education

Ms. Terry Meyer, Chief of Staff

Others Participating:

Mr. Eric Olson, Attorney General's Office

Chair Hacker stated the meeting today was due to postponing consideration of UND Memorial Hall at the June 27th meeting to allow newly appointed Interim President Dr. Wynne time to review the documentation for the project. The Board requested Dr. Wynne's input to move forward with the project or continue to postpone until a new President is in place.

1. **Agenda**

Ryan moved, Morton seconded, to approve the agenda.

Ryan, Nese, Morton, Dschaak, Louters, Mihalick, and Hacker voted yes.

2. **UND New Memorial Union**

The Board continued discussing UND's Memorial Hall project from their June 27th meeting. The student association recommended approval in a letter of support for the project. Interim President, Dr. Wynne indicated he looked at four major components during his review:

- Rationale;
- Degree of Student Support;
- Fit and Finish (is the design appropriate for its use);
- Financial Footing

Dr. Wynne concluded his review and recommends approval of the Memorial Union project.

Ryan moved, Mihalick seconded, to approve UND [request](#) approval of (1) authorization to proceed with construction of a new UND Memorial Union, and (2) the attached resolution authorizing University of North Dakota to issue not more than \$80,000,000 in UND Housing and Auxiliary Facilities Revenue Bonds, Series 2019A, and authorize the execution of related documents for financing the construction of a new Memorial Union.

Ryan, Nese, Morton, Dschaak, Louters, Mihalick, and Hacker voted yes.

3. **UND Old Memorial Union**

Ryan moved, Dschaak seconded, to approve UND's request to [raze](#) the old Memorial Union.

Ryan Moved, Dschaak seconded, to approve

Nese, Ryan, Morton, Dschaak, Louters, Mihalick, and Hacker voted yes.

4. **WSC Financial Agreement**

Ms. Dolan reviewed the proposed WSC's financial agreement to pursue a construction/maintenance project agreement and lease purchase agreement for the design, construction, financing and maintenance for related equipment and facilities. The SBHE's approval on April 25, 2019 allowed for an interest rate of no higher than 4.80%. Current rates are expected to approach or slightly exceed this limit, which required additional SBHE approval.

Ryan moved, Morton seconded, to approve WSC request to execute a [revised financing agreement](#) for the design, construction, financing and maintenance for related equipment and facilities.

Louters, Ryan, Nese, Morton, Dschaak, and Hacker voted yes.

Item 2 – UND Memorial Hall --- Legal Counsel, Mr. Eric Olson requested clarification on agenda item two, UND's resolution authorizing University of North Dakota to issue not more than \$80,000,000 in UND Housing and Auxiliary Facilities Revenue Bonds, Series 2019A. He noted the documents will indicate the Board approval occurred during a *special* meeting on July 11, 2019, of the State Board of Higher Education.

Ryan moved, Dschaak seconded, to amend the motion on item two, approval of UND's Housing and Auxiliary Facilities Revenue Bonds, Series 2019A, to be approved during a special (original documentation in motion, stated a regular meeting) meeting of the Board.

Dschaak, Ryan, Neset, Morton, Louters, and Hacker voted yes.

5. **DSU Online Tuition Rate**

Louters moved, Ryan seconded, to approve DSU's request to continue charging an [online tuition rate](#) equivalent to the ND per credit rate without a tuition cap

Dschaak, Ryan, Neset, Morton, Louters, and Hacker voted yes.

6. **BSC Presidential Search**

On July 3, 2019, Dr. Larry Skogen, president of BSC, notified Chancellor Hagerott that he planned to retire effective June 30, 2020. The proposed motion would begin the process to select the next president of BSC. The committee discussed the current presidential search process that is occurring for UND and recommended the committee provide input to the Governance Committee on that process to assist in determining best practice for the [process for BSC's presidential search](#).

Ryan moved, Morton seconded, to authorize Chancellor Mark Hagerott, in consultation with the SBHE Governance Committee, Bismarck State College, and SBHE Leadership, to hire a consultant to assist with the search for the next president of BSC.

Morton, Dschaak, Ryan, Neset, Louters, and Hacker voted yes.

The meeting adjourned at 8:40 a.m. CT.

Approved September 26, 2019.