

Minutes of the Regular Meeting of the
Ferris State University Board of Trustees
Held on Friday, December 17, 2021
Virtual Meeting

1. Call to Order and Roll Call

A Regular Meeting of the Ferris State University Board of Trustees was held virtually on Friday, December 17, 2021. Chair Anna P. Seibold called the meeting to order at 4:01 p.m. In addition to Chair Seibold, the following individuals were present: Trustees George K. Heartwell, Kurt A. Hofman, Ana L. Ramirez-Saenz, Ronald E. Snead, Rupesh K. Srivastava, and LaShanda R. Thomas; University President David L. Eisler; Provost and Vice President Bobby Fleischman; University Vice Presidents David Pilgrim, Jim Bachmeier, Shelly L. Percy, and Jeanine Ward-Roof; University Vice President and General Counsel Miles J. Postema; Kendall College of Art and Design President Tara McCrackin; Board Counsel Fredric N. Goldberg; Secretary to the Board of Trustees Karen K. Huisman; and members of the University and area communities.

Motion to Amend

It was moved by Trustee Ramirez-Saenz, supported by Trustee Heartwell, and unanimously carried to amend the agenda for today's meeting by the following:

Remove item 4f. *Early Learning Center Replacement*

2. Hearing of the Public

No one responded to Chair Seibold's invitation to address the Board.

3. Administrative Reports

The following Administrative Reports were presented. Copies of written reports are located in the official file for this meeting:

- a. Student Government – Vice President Ward-Roof provided highlights of the Student Government's report.
- b. Academic Senate – Sandy Alspach, President, Academic Senate
- c. Finance – Jim Bachmeier, Vice President for Administration and Finance
- d. Critical Success Factors/Dashboard – Kendall President McCrackin
- e. Strategic Plan Update – Bobby Fleischman, Provost and Vice President for Academic Affairs

4a. Consent Calendar

It was moved by Trustee Ramirez-Saenz, supported by Trustee Thomas, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“RESOLVED, that the Ferris State University Board of Trustees hereby approves the items contained in the Consent Calendar as presented in the appended documentation:

- a. Consent Calendar*
 - 1. Minutes of October 8, 2021*
 - 2. Personnel Items*
 - 3. Appointments to the Boards of Directors of FSU-Authorized Charter School Academies*
 - 4. Trustee Travel 2022”*

4b. Charter School Reauthorizations

It was moved by Trustee Ramirez-Saenz, supported by Trustee Snead, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following three (3) Resolutions, as submitted on this date:

4b.1. Clara B. Ford Academy – Reauthorization

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated March 14, 2007, for Clara B. Ford Academy (the “Academy”), which conditionally authorized the execution of a contract with the Academy to charter an academy (“Original Charter Contract”) and conditionally authorized the Chairperson of the University Board to execute the Original Charter Contract between the Academy and the University Board; and,

WHEREAS, on March 28, 2012 the University Board reauthorized the Academy for five years through June 30, 2017; and,

WHEREAS, on February 10, 2017, 2009 the University Board reauthorized the Academy for five years through June 30, 2022; and,

WHEREAS, the Academy is a Strict Discipline Academy that is located at the Vista Maria Women’s Rehabilitation Center in Dearborn, Michigan and provides education to incarcerated, adjudicated and suspended female youth; and,

WHEREAS, the Academy currently has 52 students in grades 8-12; and,

WHEREAS, in 2020-2021 the ethnicity breakdown of the student population was 52% Black (non-Hispanic), 35% White (non-Hispanic) and 13% Other with 40% receiving special education and 100% receiving free and reduced lunch rate; and,

WHEREAS the Academy uses two metrics, NWEA and SEL Scale, to assess student progress and currently the Academy meets all of their assessment goals; and,

WHEREAS, the University Board desires to reauthorize the Academy pursuant to the terms of a new contract to charter an academy (“New Charter Contract”) in substantially the form provided to the University Board in connection with its consideration of this reauthorization resolution (the “Reauthorization Resolution”) for five years through June 30, 2027; and,

WHEREAS, the University Board intends that the New Charter Contract shall supersede and replace the Original Charter Contract in all respects.

NOW THEREFORE BE IT RESOLVED:

- 1. The application for the reauthorization of Clara B. Ford Academy (the “Academy”) submitted to the Ferris State University Charter Schools Office (FSU CSO) for a term ending on June 30, 2027, is approved contingent upon the Academy Board approving the New Charter Contract (including without limitation the Terms and Conditions and all of the Schedules incorporated therein) and its execution, delivery and filing of the same in the name of and on behalf of the Academy.*

The University Board establishes the method of selection, length of term, number of members, qualification of members, the procedure for removal of members, and other matters pertaining to the Academy’s Board of Directors, as follows:

a. Method of Selection. The University Board shall prescribe the methods of appointment for members of the Academy Board. Ferris State University’s Director of Charter Schools (“CSO Director”) is authorized to administer the University Board’s academy board selection and appointment process (including a Public School Academy Board Member Questionnaire or School of Excellence Board Member Questionnaire or Strict Discipline Academy Board Member Questionnaire, as applicable, and required background checks), as provided below:

- 1. The University Board shall appoint initial and subsequent members of the Academy Board of Directors by formal resolution, except as prescribed by subparagraph (4) of this subparagraph (a). The CSO Director shall recommend nominees to the University Board based upon a review of the applicable Academy Board Member Questionnaire, required background checks and each nominee’s resume. Each nominee shall be available for interview by the University Board or the CSO Director. The University Board may reject any or all Academy Board nominees.*
- 2. The Academy Board shall be provided an opportunity to nominate its subsequent members, by resolution and majority vote, except as provided herein. The Academy*

Board shall recommend at least one nominee for each vacancy. The Academy Board's nominees shall submit the applicable Academy Board Member Questionnaire for review by the Ferris State University Charter Schools Office ("CSO"). If the University Board elects not to appoint any of the Academy Board's nominees for a vacant position on the Academy Board or elects to make its own nomination(s), it may nominate and appoint an Academy Board member of its own choosing for that vacant position, or it may request additional nominees from the Academy Board.

- 3. An individual appointed to fill a vacancy created other than by expiration of the term shall be appointed for the unexpired term of that vacant position.*
- 4. Under exigent conditions, and with the approval of the University Board's Chair, the CSO Director may appoint a qualified individual to the Academy Board. All appointments made under this provision must be presented to the University Board for final determination at its next regularly scheduled formal session. The University Board reserves the right to review, rescind, modify, ratify, or approve any appointments made under the exigent conditions provision.*

b. Length of Term. Each member of the Academy Board shall serve at the pleasure of the University Board. The initial terms of the members of the Academy Board shall be staggered in a manner determined by the CSO Director, but no individual member's term shall exceed a period of four (4) years. The subsequent term of each member of the Academy Board shall be for a period of four (4) years. The terms for each position shall begin on July 1st and end on June 30th of the pertinent year.

c. Number of Directors. The number of board member positions on the Academy's Board of Directors shall be seven (7). The number of board member positions shall never be fewer than five (5) nor more than seven (7), as determined from time to time by the University Board. If the Academy Board fails to attain or maintain its full membership by making appropriate and timely nominations, the University Board or the CSO Director, may deem that failure an exigent condition.

A vacancy may be left on the initial Academy Board for a parent or guardian representative to allow sufficient time for the Academy Board to interview and identify potential nominees.

d. Qualifications of Members. To be qualified to serve on the Academy Board, a person shall, among other things: (1) be a citizen of the United States; (2) be a resident of the State of Michigan; (3) submit all materials requested by the CSO including, but not limited to, the applicable Academy Board Member Questionnaire which must include authorization to process a criminal background check of the nominee; and (d) submit annually a conflicts of interest disclosure as prescribed by the CSO.

The Academy Board shall include as a member (1) at least one parent or guardian of a child attending the Academy; and (2) one professional educator, preferably a person with

school administrative experience. The Academy Board shall include representation from the local community in which the Academy serves.

The members of the Academy Board shall not include (1) any member appointed or controlled by another profit or non-profit corporation; (2) Academy employees or independent contractors performing services for the Academy; (3) any current or former director, officer, or employee of an educational management company that contracts with the Academy; and (4) Ferris State University officials or employees.

e. Oath. Before beginning his/her service, each member of the Academy Board shall take and sign the constitutional oath of office before a justice, judge, or clerk of a court, or before a notary public. The Academy shall cause a copy of such oath of office to be filed with the CSO. No appointment shall be effective prior to the taking, signing and filing of the oath of public office.

f. Removal of Members. The University Board may remove an Academy Board member with or without cause at any time by notifying the affected Academy Board member. The notice shall specify the date when the Academy Board member's service ends. Any Academy Board member may also be removed by a two-thirds (2/3) vote of the Academy Board for cause.

With the approval of the University Board Chair, the CSO Director may suspend an Academy Board member's service, if in his/her judgment the member's continued presence would constitute a risk to persons or property or would seriously impair the operations of the Academy. Any suspension made under this provision must be presented to the University Board for final determination at its next regularly scheduled meeting. The University Board reserves the right to review, rescind, modify, ratify, or approve any suspension made under this provision.

g. Tenure. Each member of the Academy Board shall hold office until such member's replacement, death, resignation, removal or until the expiration of the term, whichever occurs first.

h. Resignation. Any member of the Academy Board may resign at any time by providing written notice to the Academy or the CSO. Notice of resignation will be effective upon receipt or at a subsequent time designated in the notice. Any Academy board member who fails to attend three (3) consecutive Academy board meetings may, at the option of the Academy Board, the University Board, or the CSO Director, be deemed to have resigned, effective at a time designated in a written notice sent to the resigning Academy board member. A successor shall be appointed as provided by the method of selection adopted by the University Board.

i. Board Vacancies. An Academy Board vacancy shall occur because of death, resignation, removal, failure to maintain United States citizenship or residency in the State of Michigan, disqualification, enlargement of the Academy Board, or as specified in the Code.

j. Compensation. An Academy Board member shall serve as a volunteer director and without compensation for his/her services. By resolution of the Academy Board, the Academy Board members may be reimbursed for their reasonable expenses incidental to their duties as an Academy Board member.

k. Current Members of the Board of Directors. The University Board re-confirms the appointments of the following persons to their existing terms set forth below as members of the Academy's Board of Directors:

Jeanne Martens
1536 N. Gulley Road
Dearborn, MI 48128
Term Expiration: June 30, 2022

Tracy Myrick
2234 Earlmont Road
Berkley, MI 48072
Term Expiration: June 30, 2024

Lisa Sasaki
7799 Charrington Court
Canton, MI 48187
Term Expiration: June 30, 2022

Katherine Crossley
15401 Mayfield
Livonia, MI 48154
Term Expiration: June 30, 2022

Patricia Claramunt
27721 Santa Barbara Drive
Lathrup Village, MI 48076
Term Expiration: June 30, 2022

Vacant
Term Expiration: June 30, 2025

Janice Rushman
20651 West Warren Avenue
Dearborn Heights, MI 48127
Term Expiration: June 30, 2024

2. *The University Board hereby approves the New Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Reauthorization Resolution, and upon being presented with the counterpart of the same that has been fully executed by a duly authorized representative of the Academy Board in its name and on its behalf, the President of the University, or his designee, is hereby authorized to execute the same in the name of and on behalf of the University Board, and the New Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects."*

4b.2. Hope Academy of West Michigan – Reauthorization

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated July 14, 2010, for Hope Academy of West Michigan (the “Academy”), which conditionally authorized the execution of a contract with the Academy to charter an academy (“Original Charter Contract”) and conditionally authorized the Chairperson of the University Board to execute the Original Charter Contract between the Academy and the University Board; and,

WHEREAS, on December 18, 2015 the University Board granted a three-year contract extension through June 30, 2019; and,

WHEREAS, on February 22, 2019 the University Board granted a three-year contract extension through June 30, 2022; and,

WHEREAS, the Academy currently has 358 students in grades PreK-12; and,

WHEREAS, in 2020-2021 the ethnicity breakdown of the student population was 82% Hispanic, 17% Black (non-Hispanic) and 1% Other with 8% receiving special education, 64% categorized as English language learners and 99% receiving free and reduced lunch rate; and,

WHEREAS the Academy has made solid gains on both the Michigan State Test of Educational Progress (M-STEP) and the Pre-Scholastic Aptitude Test (PSAT); and,

WHEREAS, the University Board desires to reauthorize the Academy pursuant to the terms of a new contract to charter an academy (“New Charter Contract”) in substantially the form provided to the University Board in connection with its consideration of this reauthorization resolution (the “Reauthorization Resolution”) for five years through June 30, 2027; and,

WHEREAS, the University Board intends that the New Charter Contract shall supersede and replace the Original Charter Contract in all respects.

NOW THEREFORE BE IT RESOLVED:

- 3. The application for the reauthorization of Hope Academy of West Michigan (the “Academy”) submitted to the Ferris State University Charter Schools Office (FSU CSO) for a term ending on June 30, 2027, is approved contingent upon the Academy Board approving the New Charter Contract (including without limitation the Terms and Conditions and all of the Schedules incorporated therein) and its execution, delivery and filing of the same in the name of and on behalf of the Academy.*

The University Board establishes the method of selection, length of term, number of members, qualification of members, the procedure for removal of members, and other matters pertaining to the Academy’s Board of Directors, as follows:

- a. Method of Selection. The University Board shall prescribe the methods of appointment for members of the Academy Board. Ferris State University’s Director of Charter Schools (“CSO Director”) is authorized to administer the University Board’s*

academy board selection and appointment process (including a Public School Academy Board Member Questionnaire or School of Excellence Board Member Questionnaire or Strict Discipline Academy Board Member Questionnaire, as applicable, and required background checks), as provided below:

- 1. The University Board shall appoint initial and subsequent members of the Academy Board of Directors by formal resolution, except as prescribed by subparagraph (4) of this subparagraph (a). The CSO Director shall recommend nominees to the University Board based upon a review of the applicable Academy Board Member Questionnaire, required background checks and each nominee's resume. Each nominee shall be available for interview by the University Board or the CSO Director. The University Board may reject any or all Academy Board nominees.*
 - 2. The Academy Board shall be provided an opportunity to nominate its subsequent members, by resolution and majority vote, except as provided herein. The Academy Board shall recommend at least one nominee for each vacancy. The Academy Board's nominees shall submit the applicable Academy Board Member Questionnaire for review by the Ferris State University Charter Schools Office ("CSO"). If the University Board elects not to appoint any of the Academy Board's nominees for a vacant position on the Academy Board or elects to make its own nomination(s), it may nominate and appoint an Academy Board member of its own choosing for that vacant position, or it may request additional nominees from the Academy Board.*
 - 3. An individual appointed to fill a vacancy created other than by expiration of the term shall be appointed for the unexpired term of that vacant position.*
 - 4. Under exigent conditions, and with the approval of the University Board's Chair, the CSO Director may appoint a qualified individual to the Academy Board. All appointments made under this provision must be presented to the University Board for final determination at its next regularly scheduled formal session. The University Board reserves the right to review, rescind, modify, ratify, or approve any appointments made under the exigent conditions provision.*
- b. Length of Term. Each member of the Academy Board shall serve at the pleasure of the University Board. The initial terms of the members of the Academy Board shall be staggered in a manner determined by the CSO Director, but no individual member's term shall exceed a period of four (4) years. The subsequent term of each member of the Academy Board shall be for a period of four (4) years. The terms for each position shall begin on July 1st and end on June 30th of the pertinent year.*
- c. Number of Directors. The number of board member positions on the Academy's Board of Directors shall be seven (7). The number of board member positions shall never be fewer than five (5) nor more than seven (7), as determined from time to time by the University Board. If the Academy Board fails to attain or maintain its full membership by*

making appropriate and timely nominations, the University Board or the CSO Director, may deem that failure an exigent condition.

A vacancy may be left on the initial Academy Board for a parent or guardian representative to allow sufficient time for the Academy Board to interview and identify potential nominees.

d. Qualifications of Members. To be qualified to serve on the Academy Board, a person shall, among other things: (1) be a citizen of the United States; (2) be a resident of the State of Michigan; (3) submit all materials requested by the CSO including, but not limited to, the applicable Academy Board Member Questionnaire which must include authorization to process a criminal background check of the nominee; and (d) submit annually a conflicts of interest disclosure as prescribed by the CSO.

The Academy Board shall include as a member (1) at least one parent or guardian of a child attending the Academy; and (2) one professional educator, preferably a person with school administrative experience. The Academy Board shall include representation from the local community in which the Academy serves.

The members of the Academy Board shall not include (1) any member appointed or controlled by another profit or non-profit corporation; (2) Academy employees or independent contractors performing services for the Academy; (3) any current or former director, officer, or employee of an educational management company that contracts with the Academy; and (4) Ferris State University officials or employees.

e. Oath. Before beginning his/her service, each member of the Academy Board shall take and sign the constitutional oath of office before a justice, judge, or clerk of a court, or before a notary public. The Academy shall cause a copy of such oath of office to be filed with the CSO. No appointment shall be effective prior to the taking, signing and filing of the oath of public office.

f. Removal of Members. The University Board may remove an Academy Board member with or without cause at any time by notifying the affected Academy Board member. The notice shall specify the date when the Academy Board member's service ends. Any Academy Board member may also be removed by a two-thirds (2/3) vote of the Academy Board for cause.

With the approval of the University Board Chair, the CSO Director may suspend an Academy Board member's service, if in his/her judgment the member's continued presence would constitute a risk to persons or property or would seriously impair the operations of the Academy. Any suspension made under this provision must be presented to the University Board for final determination at its next regularly scheduled meeting. The University Board reserves the right to review, rescind, modify, ratify, or approve any suspension made under this provision.

g. Tenure. Each member of the Academy Board shall hold office until such member's replacement, death, resignation, removal or until the expiration of the term, whichever occurs first.

h. Resignation. Any member of the Academy Board may resign at any time by providing written notice to the Academy or the CSO. Notice of resignation will be effective upon receipt or at a subsequent time designated in the notice. Any Academy board member who fails to attend three (3) consecutive Academy board meetings may, at the option of the Academy Board, the University Board, or the CSO Director, be deemed to have resigned, effective at a time designated in a written notice sent to the resigning Academy board member. A successor shall be appointed as provided by the method of selection adopted by the University Board.

i. Board Vacancies. An Academy Board vacancy shall occur because of death, resignation, removal, failure to maintain United States citizenship or residency in the State of Michigan, disqualification, enlargement of the Academy Board, or as specified in the Code.

j. Compensation. An Academy Board member shall serve as a volunteer director and without compensation for his/her services. By resolution of the Academy Board, the Academy Board members may be reimbursed for their reasonable expenses incidental to their duties as an Academy Board member.

k. Current Members of the Board of Directors. The University Board re-confirms the appointments of the following persons to their existing terms set forth below as members of the Academy's Board of Directors:

*Barth Roberts
2638 Alger Street, SE
Grand Rapids, MI 49548
Term Expiration: June 30, 2022*

*Todd Medendorp
974 Dreamfield Drive
Byron Center, MI 49315
Term Expiration: June 30, 2024*

*Peter Kladder III
607 Cascade West Parkway
Grand Rapids, MI 49546
Term Expiration: June 30, 2023
Dennis Cuson
11475 Woodgate, NW
Grand Rapids, MI 49534
Term Expiration: June 30, 2025*

*Barbara Foster
6962 Beechwood Drive
Saranac, MI 48881
Term Expiration: June 30, 2024
Vacant
Term Expiration: June 30, 2025*

*Bernard Ayoola
4101 Weymouth Drive, SE
Grand Rapids, MI 49508
Term Expiration: June 30, 2025*

4. *The University Board hereby approves the New Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Reauthorization Resolution, and upon being presented with the counterpart of the same that has been fully executed by a duly authorized representative of the Academy Board in its name and on its behalf, the President of the University, or his designee, is hereby authorized to execute the same in the name of and on behalf of the University Board, and the New Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects.”*

4b.3. *Voyageur Academy – Reauthorization*

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated May 8, 1998, for Voyageur Academy (the “Academy”), which conditionally authorized the execution of a contract with the Academy to charter an academy (“Original Charter Contract”) and conditionally authorized the Chairperson of the University Board to execute the Original Charter Contract between the Academy and the University Board; and,

WHEREAS, on July 14, 2000 the University Board granted a five-year contract extension through June 30, 2008; and,

WHEREAS, on July 14, 2006 the University Board granted a one-year contract extension through June 30, 2009; and,

WHEREAS, on March 20, 2009 the University Board reauthorized the Academy for five years through June 30, 2014; and,

WHEREAS, on May 9, 2014 the University Board reauthorized the Academy for one year through June 30, 2015; and,

WHEREAS, on May 8, 2015 the University Board granted a four-year contract extension through June 30, 2019; and,

WHEREAS, on February 22, 2019 the University Board granted a three-year contract extension through June 30, 2022; and,

WHEREAS, the Academy currently has 1,150 students in grades K-12; and,

WHEREAS, in 2020-2021 the ethnicity breakdown of the student population was 77% Black (non-Hispanic), 19% Hispanic and 4% White (non-Hispanic) with 8% receiving special education, 12% categorized as English language learners and 99% receiving free and reduced lunch rate; and,

WHEREAS the Academy has been making steady improvements on the NWEA MAP test in both reading and mathematics; and,

WHEREAS, the University Board desires to reauthorize the Academy pursuant to the terms of a new contract to charter an academy (“New Charter Contract”) in substantially the form provided to the University Board in connection with its consideration of this reauthorization resolution (the “Reauthorization Resolution”) for five years through June 30, 2027; and,

WHEREAS, the University Board intends that the New Charter Contract shall supersede and replace the Original Charter Contract in all respects.

NOW THEREFORE BE IT RESOLVED:

- 5. The application for the reauthorization of Voyageur Academy (the “Academy”) submitted to the Ferris State University Charter Schools Office (“FSU CSO”) for a term ending on June 30, 2027, is approved contingent upon the Academy Board approving the New Charter Contract (including without limitation the Terms and Conditions and all of the Schedules incorporated therein) and its execution, delivery and filing of the same in the name of and on behalf of the Academy.*

The University Board establishes the method of selection, length of term, number of members, qualification of members, the procedure for removal of members, and other matters pertaining to the Academy’s Board of Directors, as follows:

a. Method of Selection. The University Board shall prescribe the methods of appointment for members of the Academy Board. Ferris State University’s Director of Charter Schools (“CSO Director”) is authorized to administer the University Board’s academy board selection and appointment process (including a Public School Academy Board Member Questionnaire or School of Excellence Board Member Questionnaire or Strict Discipline Academy Board Member Questionnaire, as applicable, and required background checks), as provided below:

- 1. The University Board shall appoint initial and subsequent members of the Academy Board of Directors by formal resolution, except as prescribed by subparagraph (4) of this subparagraph (a). The CSO Director shall recommend nominees to the University Board based upon a review of the applicable Academy Board Member Questionnaire, required background checks and each nominee’s resume. Each nominee shall be available for interview by the University Board or the CSO Director. The University Board may reject any or all Academy Board nominees.*
- 2. The Academy Board shall be provided an opportunity to nominate its subsequent members, by resolution and majority vote, except as provided herein. The Academy Board shall recommend at least one nominee for each vacancy. The Academy Board’s nominees shall submit the applicable Academy Board Member Questionnaire for review by the FSU CSO. If the University Board elects not to appoint any of the Academy Board’s nominees for a vacant position on the Academy Board or elects to make its own nomination(s), it may nominate and*

appoint an Academy Board member of its own choosing for that vacant position, or it may request additional nominees from the Academy Board.

- 3. An individual appointed to fill a vacancy created other than by expiration of the term shall be appointed for the unexpired term of that vacant position.*
- 4. Under exigent conditions, and with the approval of the University Board's Chair, the CSO Director may appoint a qualified individual to the Academy Board. All appointments made under this provision must be presented to the University Board for final determination at its next regularly scheduled formal session. The University Board reserves the right to review, rescind, modify, ratify, or approve any appointments made under the exigent conditions provision.*

b. Length of Term. Each member of the Academy Board shall serve at the pleasure of the University Board. The initial terms of the members of the Academy Board shall be staggered in a manner determined by the CSO Director, but no individual member's term shall exceed a period of four (4) years. The subsequent term of each member of the Academy Board shall be for a period of four (4) years. The terms for each position shall begin on July 1st and end on June 30th of the pertinent year.

c. Number of Directors. The number of board member positions on the Academy's Board of Directors shall be seven (7). The number of board member positions shall never be fewer than five (5) nor more than seven (7), as determined from time to time by the University Board. If the Academy Board fails to attain or maintain its full membership by making appropriate and timely nominations, the University Board or the CSO Director, may deem that failure an exigent condition.

A vacancy may be left on the initial Academy Board for a parent or guardian representative to allow sufficient time for the Academy Board to interview and identify potential nominees.

d. Qualifications of Members. To be qualified to serve on the Academy Board, a person shall, among other things: (1) be a citizen of the United States; (2) be a resident of the State of Michigan; (3) submit all materials requested by the FSU CSO including, but not limited to, the applicable Academy Board Member Questionnaire which must include authorization to process a criminal background check of the nominee; and (d) submit annually a conflicts of interest disclosure as prescribed by the FSU CSO.

The Academy Board shall include as a member (1) at least one parent or guardian of a child attending the Academy; and (2) one professional educator, preferably a person with school administrative experience. The Academy Board shall include representation from the local community in which the Academy serves.

The members of the Academy Board shall not include (1) any member appointed or controlled by another profit or non-profit corporation; (2) Academy employees or independent contractors performing services for the Academy; (3) any current or former director, officer, or employee of

an educational management company that contracts with the Academy; and (4) Ferris State University officials or employees.

e. Oath. Before beginning his/her service, each member of the Academy Board shall take and sign the constitutional oath of office before a justice, judge, or clerk of a court, or before a notary public. The Academy shall cause a copy of such oath of office to be filed with the CSO. No appointment shall be effective prior to the taking, signing and filing of the oath of public office.

f. Removal of Members. The University Board may remove an Academy Board member with or without cause at any time by notifying the affected Academy Board member. The notice shall specify the date when the Academy Board member's service ends. Any Academy Board member may also be removed by a two-thirds (2/3) vote of the Academy Board for cause.

With the approval of the University Board Chair, the CSO Director may suspend an Academy Board member's service, if in his/her judgment the member's continued presence would constitute a risk to persons or property or would seriously impair the operations of the Academy. Any suspension made under this provision must be presented to the University Board for final determination at its next regularly scheduled meeting. The University Board reserves the right to review, rescind, modify, ratify, or approve any suspension made under this provision.

g. Tenure. Each member of the Academy Board shall hold office until such member's replacement, death, resignation, removal or until the expiration of the term, whichever occurs first.

h. Resignation. Any member of the Academy Board may resign at any time by providing written notice to the Academy or the FSU CSO. Notice of resignation will be effective upon receipt or at a subsequent time designated in the notice. Any Academy board member who fails to attend three (3) consecutive Academy board meetings may, at the option of the Academy Board, the University Board, or the CSO Director, be deemed to have resigned, effective at a time designated in a written notice sent to the resigning Academy board member. A successor shall be appointed as provided by the method of selection adopted by the University Board.

i. Board Vacancies. An Academy Board vacancy shall occur because of death, resignation, removal, failure to maintain United States citizenship or residency in the State of Michigan, disqualification, enlargement of the Academy Board, or as specified in the Code.

j. Compensation. An Academy Board member shall serve as a volunteer director and without compensation for his/her services. By resolution of the Academy Board, the Academy Board members may be reimbursed for their reasonable expenses incidental to their duties as an Academy Board member.

k. Current Members of the Board of Directors. The University Board re-confirms the appointments of the following persons to their existing terms set forth below as members of the Academy's Board of Directors:

Curtis Wade

Minika Benning

*9311 Cloverlawn Avenue
Detroit, MI 48204
Term Expiration: June 30, 2023*

*22480 Current Drive
Macomb, MI 48044
Term Expiration: June 30, 2025*

*Anita Gibbs
15396 Kentucky Street
Detroit, MI 48238
Term Expiration: June 30, 2024*

*Barbara Smith
252 Auburn Drive
Inkster, MI 48141
Term Expiration: June 30, 2023*

*Robert Redmer
4169 Barnes Court
Rochester, MI 48306
Term Expiration: June 30, 2024*

*Gabriela Santiago-Romero
5925 Tarnow Street
Detroit, MI 48210
Term Expiration: June 30, 2025*

*Dale Williams
27070 Berkshire Drive
Southfield, MI 48076
Term Expiration: June 30, 2022*

- 6. Voyageur Academy and Voyageur College Prep High School will each create an Academic Monitoring Plan in accordance with the FSU CSO School Support process. Bottom-line targets must be chosen from the acceptable list provided by the FSU CSO. Both schools must monitor progress on bottom-line targets and report progress to the academy Board of Directors on a monthly basis. Bottom-line targets from the Academic Monitoring Plan are expected to be achieved as a condition successful completion of the contract due to expire on June 30, 2027.*
- 7. Current or former members of the Academy Board will be prohibited from serving the Academy in any capacity (other than as Academy Board members if and to the extent they are appointed to serve as such by the University Board). For example, no current or former Academy Board member may be hired by the Academy Board, the Academy or its Educational Service Provider (ESP) to serve as a school leader, consultant, administrator, teacher, teacher assistant, etc.*
- 8. Current or former school leaders and administrators at the Academy will be prohibited from serving the Academy as a school leader or as a district superintendent. Current or former school leaders or administrators at the Academy may, if requested by the ESP, serve the Academy in a non-leadership role that is defined by the ESP. Any such service by current or former school leaders or administrators at the Academy shall be performed for the ESP at its sole direction and control, and the individual performing such services shall be employed or contracted for solely by and report solely to the ESP.*
- 9. The University Board hereby approves the New Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Reauthorization Resolution, and upon being presented with the counterpart of the same that has been fully executed by a duly authorized representative of the Academy Board in*

its name and on its behalf, the President of the University, or his designee, is hereby authorized to execute the same in the name of and on behalf of the University Board, and the New Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects.”

4c. Voyageur Academy – Additional Campus

It was moved by Trustee Ramirez-Saenz, supported by Trustee Hofman, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated May 8, 1998, for Voyageur Academy (the “Academy”), which conditionally authorized the execution of a contract with the Academy to charter an academy (“Original Charter Contract”) and conditionally authorized the Chairperson of the University Board to execute the Original Charter Contract between the Academy and the University Board; and,

WHEREAS, on July 14, 2000 the University Board granted a five-year contract extension through June 30, 2008; and,

WHEREAS, on July 14, 2006 the University Board granted a one-year contract extension through June 30, 2009; and,

WHEREAS, on March 20, 2009 the University Board reauthorized the Academy for five years through June 30, 2014; and,

WHEREAS, on May 9, 2014 the University Board reauthorized the Academy for one year through June 30, 2015; and,

WHEREAS, on May 8, 2015 the University Board granted a four-year contract extension through June 30, 2019; and,

WHEREAS, on February 22, 2019 the University Board granted a three-year contract extension through June 30, 2022; and,

WHEREAS, today the University Board has on their board meeting agenda the consideration of the Ferris State University Charter Schools Office (“FSU CSO”) recommendation for the Academy’s reauthorization for five years through June 30, 2027; and,

WHEREAS, the Academy Board of Directors requested the University Board to consider and approve an additional campus at 6101 Cook Street, Detroit, Michigan; and,

WHEREAS, this additional campus will house the Career/Technical Education Center that will provide educational programs, such as electrical engineering, CAD CAM manufacturing, robotics, plumbing, HVAC and carpentry.

NOW THEREFORE BE IT RESOLVED, that the University Board hereby approves the addition of a Voyageur Academy campus for the Career/Technical Education Center to be located at 6101 Cook Street, Detroit, Michigan and to include this in the New Charter Contract.”

4d. New Degree Programs

It was moved by Trustee Ramirez-Saenz, supported by Trustee Snead, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following three (3) Resolutions, as submitted on this date:

4d.1. New Degree – Associate of Arts, Community Leadership

RESOLUTION

“WHEREAS, Retention & Student Success (University College) proposes the creation of the Associate of Arts (AA) in Community Leadership degree program; and,

WHEREAS, this degree program will provide students with an opportunity to learn, practice and implement research, inquiry and leadership skills; and,

WHEREAS, graduates are able to ladder into Bachelor of Arts/Bachelor of Science degree programs through an intentional 2+2 design and also be prepared for work in social and community service agencies where the occupational outlook continues to reflect growth; and,

WHEREAS, due to a high demand for graduates with this skill set, there is outstanding potential to attract students to Ferris, while generating additional credit hours for the university; and,

WHEREAS, this program is not available at other institutions and has the potential to attract TIP students; and,

WHEREAS, the proposed creation of the AA, Community Leadership degree program has been reviewed and recommended for approval by the University Curriculum Committee, the Academic Senate, the Provost/Vice President for Academic Affairs, and the University President; and,

WHEREAS, it is the University’s intent to begin enrolling students requesting entry in the program beginning Fall Semester 2022; and,

WHEREAS, Board of Trustees’ approval is required to establish this new degree program, pursuant to Board-approved Academic Affairs – Programming Responsibilities policy, Section 3-201(1), as it relates to the inauguration of the new degree program.

NOW THEREFORE BE IT RESOLVED that the Ferris State University Board of Trustees hereby approves the establishment of the Associate of Arts, Community Leadership degree program, as presented on this date, for implementation as of the Fall Semester 2022.”

4d.2. New Degree – Associate in Applied Science, Computer Information Technology

RESOLUTION

“WHEREAS, the College of Business proposes the creation of the Associate in Applied Science (AAS) in Computer Information Technology degree program; and,

WHEREAS, this degree program will utilize existing courses in the Computer Information Systems (CIS) and Computer Information Technology (CIT), Bachelor of Science (BS) degree programs; and,

WHEREAS, the CIT, AAS will establish a seamless transition for students who will pursue the CIT, BS degree program and also has the potential to attract new students which provides a good alternative for TIP students who may eventually pursue a CIT, BS degree; and,

WHEREAS, the proposed creation of the AAS, Computer Information Technology degree program has been reviewed and recommended for approval by the University Curriculum Committee, the Academic Senate, the Provost/Vice President for Academic Affairs, and the University President; and,

WHEREAS, it is the University’s intent to begin enrolling students requesting entry in the program beginning Fall Semester 2022; and,

WHEREAS, Board of Trustees’ approval is required to establish this new degree program, pursuant to Board-approved Academic Affairs – Programming Responsibilities policy, Section 3-201(1), as it relates to the inauguration of the new degree program.

NOW THEREFORE BE IT RESOLVED that the Ferris State University Board of Trustees hereby approves the establishment of the Associate in Applied Science in Computer Information Technology degree program, as presented on this date, for implementation as of the Fall Semester 2022.”

4d.3. New Degree – Master of Science, Data Science and Analytics

RESOLUTION

“WHEREAS, the College of Business proposes the creation of the Master of Science (MS) in Data Science and Analytics degree program; and,

WHEREAS, data science is an interdisciplinary field of study that brings together computer science, information science, and statistics; and,

WHEREAS, the proposed graduate degree program will focus on programming, data understanding, data preparation, visual analytics, predictive analysis, text and web analytics, finding relationships and trends, and segmentations/clustering using the most relevant programming skills and best existing software; and,

WHEREAS, the proposed creation of the MS, Data Science and Analytics degree program has been reviewed and recommended for approval by the University Curriculum Committee, the Academic Senate, the Provost/Vice President for Academic Affairs, and the University President; and,

WHEREAS, it is the University’s intent to begin enrolling students requesting entry in the program beginning Fall Semester 2022; and,

WHEREAS, Board of Trustees’ approval is required to establish this new degree program, pursuant to Board-approved Academic Affairs – Programming Responsibilities policy, Section 3-201(1), as it relates to the inauguration of the new degree program.

NOW THEREFORE BE IT RESOLVED that the Ferris State University Board of Trustees hereby approves the establishment of the Master of Science, Data Science and Analytics degree program, as presented on this date, for implementation as of the Fall Semester 2022.”

4e. Elimination of Degree Program – Bachelor of Science, Marketing Education

It was moved by Trustee Ramirez-Saenz, supported by Trustee Srivastava, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, the College of Arts, Sciences and Education proposes the elimination of the Bachelor of Science in Marketing Education degree program; and,

WHEREAS, this program is no longer approved by the Michigan Department of Education and has not been admitting students since 2012; and,

WHEREAS, the proposed elimination of the Bachelor of Science in Marketing Education degree program has been reviewed and recommended for approval by the University Curriculum Committee, the Academic Senate, the Provost/Vice President for Academic Affairs, and the University President; and,

WHEREAS, the proposed elimination will be effective at the end of the 2021-2022 Academic Year; and,

WHEREAS, upon Board approval of this recommendation, there will be immediate suspension of admissions into the Bachelor of Science in Marketing Education degree program in accordance with applicable Board-approved policies and any pertinent provisions of the current collective bargaining agreement between the University and the Ferris Faculty Association, MEA/NEA; and,

WHEREAS, Board of Trustees' approval is required for this action, pursuant to Board-approved Academic Affairs – Programming Responsibilities policy, Section 3-201(2), as it relates to the elimination of an existing degree program.

NOW THEREFORE BE IT RESOLVED that the Ferris State University Board of Trustees hereby approves the elimination of the Bachelor of Science in Marketing Education degree program, effective at the end of the 2021-2022 Academic Year.

BE IT FURTHER RESOLVED that the Board of Trustees hereby directs that no additional students shall henceforth be admitted to the Bachelor of Science in Marketing Education degree program.”

(Item 4f. was removed)

4g. Extension of Professional Services Agreement with EDU Information Security Advisor, LLC

It was moved by Trustee Heartwell, supported by Trustee Snead, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, the University periodically needs the assistance of a professional service and expertise in specific areas of the University; and,

WHEREAS, the University is proposing to extend the initial three-month, \$37,500 professional services agreement with EDU Information Security Advisor, LLC by another three months, for a revised total cost not to exceed \$75,000 for the six-month period ending April 15, 2022; and,

WHEREAS, Board approval is required to authorize the extension of this agreement pursuant to Board-approved Purchasing Policy, section 4-205, Matters Reserved to the Board, as it relates to professional services contracts.

NOW THEREFORE BE IT RESOLVED, that in accordance with Board-approved Contracting Policy, section 4-205, Matters Reserved to the Board, the Vice President of Administration and Finance or his designee is hereby authorized to extend the agreement with EDU Information Security Advisor, LLC by three months, for a new six-month period ending April 15, 2022, in accordance with Board-approved policies, in an amount not to exceed \$75,000, inclusive of monies already expended.

BE IT FURTHER RESOLVED, that the cost for the professional services will be charged to the division, college, or unit budget where the position is located.”

4h. Slate of Candidates for the Ferris Foundation Board of Directors

It was moved by Trustee Heartwell, supported by Trustee Thomas, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, Section 4.04 of the “Restated Bylaws of The Ferris Foundation” (hereinafter “Restated Bylaws”) provides that there will be a minimum of 13 and a maximum of 40 directors of The Ferris Foundation (hereinafter “Foundation”) Board of Directors (hereinafter “Directors”); and,

WHEREAS, the maximum allowable number of Directors has not yet been attained, allowing for the election of additional Directors pursuant to Section 4.05 of the Restated Bylaws; and,

WHEREAS, The Ferris Foundation Board has approved the slate of names for addition to the Board of Directors, consisting of seven individuals: Mr. Matt Bissett of Southfield, MI; Ms. Jenifer Cutter of Grand Rapids, MI; Ms. Denise Graves of Brighton, MI; Ms. Dana King of Oakland, CA; Dr. David Pilgrim of Rockford, MI; Ms. Christine Visner of Grand Rapids, MI; and Mr. Russell Visner of Grand Rapids, MI.

NOW THEREFORE BE IT RESOLVED that the approved slate is hereby accepted by Ferris State University’s Board of Trustees.”

4i. Extension of Professional Services Agreement with Kennari Consulting

It was moved by Trustee Heartwell, supported by Trustee Thomas, and unanimously carried that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, on December 14, 2018 Ferris State University's Board of Trustees approved a three-year extension of the professional services agreement with Kennari Consulting to provide campaign counsel for the University's first-ever comprehensive fundraising campaign and to expand their scope of work to support new campaign initiatives; and,

WHEREAS, the Administration is requesting a two-year contract extension of the professional services with Kennari Consulting as the University's campaign counsel to augment

the expertise of University staff and to align with the fundraising calendar set for the completion of campaign projects that will continue beyond the close of the Now & Always Campaign on June 30, 2022; and,

WHEREAS, the professional services Kennari Consulting will continue to provide as campaign counsel include ongoing refinement of operational fundraising and comprehensive campaign plans and strategies, strategic assistance securing lead gifts for campaign projects, support of the Ferris Foundation Board of Directors, training of staff and volunteers, and grant opportunity identification and project support; and,

WHEREAS, with the end of the campaign coming six months after the current contract expires, and with fundraising for several campaign projects extending beyond the campaign completion date of June 30th, 2022, it is necessary to continue the consulting practices until the fundraising feasibility process is complete, project programmatic planning has developed, and construction has begun; and,

WHEREAS, Kennari will be providing ongoing support to the Ferris Foundation Board of Directors in support of their determined philanthropic outcomes; and,

WHEREAS, the Administration is requesting additional professional services with Kennari Consulting to continue to serve as the University's campaign counsel to support the Now & Always comprehensive fundraising campaign effective January 1, 2022 through December 31, 2023, for a total amount not to exceed \$244,800.00.

WHEREAS, Board approval is required for this agreement, pursuant to Board-approved Purchasing policy, Section 4-205, Matters Reserved to the Board, as it relates to professional services contracts.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees hereby authorizes President David L. Eisler, or his designee, to extend the professional services agreement with Kennari Consulting as the University campaign counsel for an additional two years and to extend their work to support completion of campaign initiatives, in accordance with Board-approved policies, for a total amount not to exceed \$244,800.00, effective from January 1, 2022 through December 31, 2023.

BE IT FURTHER RESOLVED that this action is contingent upon approval from The Ferris Foundation FY 22-24 operating budgets and fund balance, pursuant to approval by The Foundation Audit Committee, and where appropriate, by The Foundation Board of Directors.”

Trustee Heartwell noted the Finance Committee Chair has requested the staff bring back to the Board of Trustees a set of measurable outcomes against which the Board can assess the effectiveness of this contract.

5. President's Report

President Eisler's comments included:

- Congratulations to the Provost, faculty, Academic Deans and Academic Senate on the three new programs approved today.
- Our work this year is being done during the challenges of COVID which is changing constantly. I want to recognize our faculty and staff for their continued efforts.
- Tomorrow's commencement ceremonies will be in person, with no shaking of hands as they cross the stage. He shared the three student stories he will tell during the ceremonies tomorrow.
- We are very proud of our athletic teams. He provided an example of how our student athletes graduate with so much more than their athletic successes.

6. Hearing of the Public

No one responded to Chair Seibold's second invitation to address the Board.

7. Comments from the Board of Trustees

Chair Seibold's comments included:

- Comments and update related to the Presidential Search.
- Appreciation for President Eisler's service.
- Fundraising has been amazing.
- Enjoy hearing about new programs and degrees and the diligence in reviewing them.
- So proud of our sports teams.
- Appreciation for everyone's efforts for our students to graduate.

Trustee Ramirez-Saenz's comments included:

- Appreciation for President Eisler, being an outstanding president, a person of integrity, and one who has shown the Board what Ferris is really capable of.
- Appreciation also goes to the administration, faculty and staff.
- Appreciation for the services of Karen Huisman and Robin Hoisington.

8. Reconfirmation of Next Meeting Date

The next regularly scheduled full Board meeting will be held on Friday, May 6, 2022, in Big Rapids.

9. Adjournment

At 4:38 p.m. Chair Seibold declared the meeting adjourned.

Submitted by: Karen K. Huisman, RP
Secretary to the Board of Trustees

Approved by the Board of Trustees on February 18, 2022.