

Minutes of the Regular Meeting of the
Ferris State University Board of Trustees
Held on Friday, October 2, 2020
Virtual Meeting

1. Call to Order and Roll Call

A Regular Meeting of the Ferris State University Board of Trustees was held on Friday, October 2, 2020 by web and teleconference. Chair Anna P. Seibold called the meeting to order at 11:01 a.m. In addition to Chair Seibold, the following individuals were present: Trustees Kurt A. Hofman, Lori A. Gwizdala, Robert J. Hegbloom, Ana L. Ramirez-Saenz, Kari L. Sederburg, and Rupesh K. Srivastava; University President David L. Eisler; Provost and Vice President Bobby Fleischman; University Vice Presidents David Pilgrim, James D. Bachmeier, Shelly L. Percy and Jeanine Ward-Roof; University Vice President and General Counsel Miles J. Postema; President of Kendall College of Art and Design Tara E. McCrackin; Board Counsel Frederic N. Goldberg; Secretary to the Board of Trustees Karen K. Huisman; and members of the University and area communities. Trustee LaShanda R. Thomas was absent with prior notification.

2. Hearing of the Public

Chair Seibold recited the Citation of Merit awarded by the Board of Trustees and President Eisler to Brian Pacholka, Laboratory Facilities Coordinator for the College of Engineering Technology's National Elastomer Center for his efforts responding to the COVID pandemic by designing and manufacturing face shields and mask ear savers. Professor Pacholka extended his appreciation to the Board and to everyone else involved in the project.

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

3. External Auditors' Report

Randy Morse, Partner at Andrews Hooper Pavlik PLC, provided an overview of the External Auditors' Report.

4. Administrative Reports

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

- a. Student Government – Allyson Faulkner, Student Government President
- b. Academic Senate - Sandy Alspach, President, Academic Senate
- c. Finance – Jim Bachmeier, Vice President for Administration and Finance
- d. Critical Success Factors/Dashboard – President David Eisler
- e. Strategic Plan Update – David Pilgrim, Vice President for Diversity and Inclusion

5a. Consent Calendar

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

“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 May 8, June 4, June 17, and August 6, 2020*
- 2. Personnel Items*
- 3. Ratification of Executive Committee Interim Action on May 14, 2020 with regard to CARES Act Grant Funding*
- 4. Acceptance of Audited Financial Statements*
- 5. Appointments to the Boards of Directors of FSU-Authorized Charter School Academies*
- 6. Professional Services Agreement, Plas Legal Services, PLLC “*

5b. Charter Schools Contract Extensions

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

5b.1. Contract Extension – Battle Creek Montessori Academy

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated November 2, 2012, for Battle Creek Montessori 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 December 15, 2017 the University Board reauthorized the Academy for three years through June 30, 2021; and,

WHEREAS, due to the extenuating circumstances of the COVID-19 pandemic, the Charter School Office (CSO) requests the University Board to extend the 2018-2021 Charter Contract for two years through June 30, 2023.

NOW THEREFORE BE IT RESOLVED:

1. *The contract extension between Battle Creek Montessori Academy (the “Academy”) and the Ferris State University Board of Trustees (the “University Board”) for a term ending on June 30, 2023, 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:

*Jennifer Beam
16047 East UV Avenue
Fulton, MI 49052
Term Ending: June 30, 2022*

*Elizabeth Turner
7995 G Drive N
Battle Creek, MI 49014
Term Ending: June 30, 2024*

*Kristin Blood
236 Bedford Road N
Battle Creek, MI 49037
Term Ending: June 30, 2023*

*Vacant

Term Ending: June 30, 2024*

*Michael Coykendall
217 W. Walnut Street
Hastings, MI 49058
Term Ending: June 30, 2022*

*Vacant

Term Ending: June 30, 2023*

*Lisa Hahn
180 N. Eastway Drive
Battle Creek, MI 49015
Term Ending: June 30, 2021*

2. *The University Board hereby approves the Extended Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Contract Extension 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 Extended Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects.”*

5b.2. Contract Extension – Conner Creek Academy East

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated May 7, 1999, for Conner Creek Academy East (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 May 7, 2004 the University Board reauthorized the Academy for five years through June 30, 2009; and,

WHEREAS, on July 14, 2006 the University Board granted a two-year contract extension through June 30, 2011; and,

WHEREAS, on March 25, 2011 the University Board granted a two-year contract extension through June 30, 2013; and,

WHEREAS, on February 22, 2013 the University Board granted a two-year contract extension through June 30, 2015; and,

WHEREAS, on February 20, 2015 the University Board reauthorized the Academy for three years through June 30, 2018; and,

WHEREAS, on December 15, 2017 the University Board reauthorized the Academy for three years through June 30, 2021; and,

WHEREAS, due to the extenuating circumstances of the COVID-19 pandemic, the Charter School Office (CSO) requests the University Board to extend the 2018-2021 Charter Contract for two years through June 30, 2023.

NOW THEREFORE BE IT RESOLVED:

- 1. The contract extension between Conner Creek Academy East (the “Academy”) and the Ferris State University Board of Trustees (the “University Board”) for a term ending on June 30, 2023, 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:

*Gary Abernathy
33884 Kennedy Drive
Sterling Heights, MI 48310
Term Ending: June 30, 2021*

*Keira Driskell
3335 Pearl Avenue
Warren, MI 48091
Term Ending: June 30, 2022*

*Darnicia Calvin
26316 Ronald Street
Roseville, MI 48066
Term Ending: June 30, 2023*

*Gilda Ponder
5041 Armonk Drive
Sterling Heights, MI 48310
Term Ending: June 30, 2023*

*Mary Carpenter
2253 Tarry
Sterling Heights, MI 48310
Term Ending: June 30, 2022*

*Vacant

Term Ending: June 30, 2021*

*David Chegash
37520 Hebel
Richmond, MI 48062
Term Ending: June 30, 2024*

2. *The University Board hereby approves the Extended Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Contract Extension 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 Extended Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects.*

5b.3. Contract Extension – Joy Preparatory Academy

RESOLUTION

“WHEREAS, the Ferris State University Board of Trustees (the “University Board”) granted conditional approval to a Resolution (the “Initial Resolution”) dated May 7, 1999, for Joy Preparatory 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 November 22, 2002 the University Board reauthorized the Academy for five years through June 30, 2008; and,

WHEREAS, on November 8, 2007 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 two years through June 30, 2011; and,

WHEREAS, on March 25, 2011 the University Board reauthorized the Academy for five years through June 30, 2016; and,

WHEREAS, on February 12, 2016 the University Board granted a two-year contract extension through June 30, 2018; and,

WHEREAS, on February 16, 2018 the University Board reauthorized the Academy for three years through June 30, 2021; and,

WHEREAS, due to the extenuating circumstances of the COVID-19 pandemic, the Charter School Office (CSO) requests the University Board to extend the 2018-2021 Charter Contract for two years through June 30, 2023.

NOW THEREFORE BE IT RESOLVED:

1. *The contract extension between Joy Preparatory Academy (the “Academy”) and the Ferris State University Board of Trustees (the “University Board”) for a term ending on June 30, 2023, 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:

*Alfred Cobbs
14030 Faust Avenue
Detroit, MI 48223
Term Ending: June 30, 2023*

*Antoinette Reid
13621 Monica
Detroit, MI 48238
Term Ending: June 30, 2022*

*Debryl Ector
4654 West Outer Drive
Detroit, MI 48235
Term Ending: June 30, 2024*

*Vacant

Term Ending: June 30, 2024*

*April Green
4324 Commonwealth Street
Detroit, MI 48208
Term Ending: June 30, 2021*

*Vacant

Term Ending: June 30, 2024*

Vacant

Term Ending: June 30, 2021

2. *The University Board hereby approves the Extended Charter Contract in substantially the form provided to the University Board in connection with its consideration of this Contract Extension 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 Extended Charter Contract shall thereupon take immediate effect and supersede and replace the Original Charter Contract in all respects.”*

5c. New Degree Program: Bachelor of Science in Social Justice

It was moved by Trustee Hegbloom, 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 and Sciences proposes the creation of the Bachelor of Science in Social Justice degree program; and,

WHEREAS, the philosophy behind the proposed Social Justice, BS degree program is to provide an opportunity for students to learn about social differences within our society, the causes

and consequences of social injustice and inequality, and ways in which they can connect what they have learned to their own society to effect change; and,

WHEREAS, the proposed creation of the BS, Social Justice 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 2021; 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 Bachelor of Science in Social Justice degree program, as presented on this date, for implementation as of the Fall Semester 2021.”

5d. *USDA Distance Learning and Telemedicine (DLT) Grant Award entitled “FerrisNow STEM Dual Enrollment Virtual Reality (FerrisNowVR) Initiative”*

Provost Fleischman provided an overview of this item. It was then moved by Trustee Hegbloom, supported by Trustee Ramirez-Saenz, and unanimously carried, that the Ferris State University Board of Trustees hereby approves the following Resolution, as submitted on this date:

RESOLUTION

“WHEREAS, on August 20, 2020, Ferris State University was notified by Randall Millhiser, Acting Deputy Assistant Administrator for the Telecommunications Program, Rural Utilities Service, of the US Department of Agriculture (USDA) that it is a recipient of a 2020 Distance Learning and Telemedicine (DLT) Program Grant award in the amount of \$669,216 for the “FerrisNow STEM Dual Enrollment Virtual Reality (FerrisNowVR) Initiative;” and,

WHEREAS, the DLT Program provides financial assistance to enable and improve distance learning and telemedicine services in rural areas, with grant funds supporting the use of telecommunications-enabled information, audio and video equipment, and related advanced technologies by students, teachers, medical professionals, and rural residents; and,

WHEREAS, the FerrisNow STEM Dual Enrollment Virtual Reality (FerrisNowVR) Initiative total project cost is \$770,216, which requires a 15% University match of \$101,000; and,

WHEREAS, Board approval is required to accept the USDA Distance Learning and Telemedicine (DLT) Grant Award in the amount of \$669,216, pursuant to Board-approved Contracting Policy, section 4-102, as it relates to grant awards.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees hereby accepts the USDA Distance Learning and Telemedicine (DLT) Grant Award in the amount of \$669,216 and authorizes President David L. Eisler, or his designee, to administer the grant award, including the \$101,000 required University match commitment, in accordance with the provisions of the grant and any applicable Board policies, as presented on this day.

BE IT FURTHER RESOLVED that the University match of \$101,000 will be centrally funded by the President’s Office.”

5e. FY2021 Final General Fund Operating Budget

President Eisler provided an overview of this item. It was then moved by Trustee Gwizdala, 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

“RESOLVED, that the FY2021 Final General Fund Operating Budget is approved as submitted and as endorsed by the Board’s Finance Committee.”

5f. State Five-Year Capital Outlay Plan, FY2022-FY2026

President Eisler provided an overview of this item. It was then moved by Trustee Gwizdala, 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

“RESOLVED, that the Board of Trustees hereby approves submission to the State of Michigan of the State Five-Year Capital Outlay Plan, FY2022-FY2026, as submitted on this date.”

5g. FY2021 Final Housing and Dining Services Budget

Trustee Gwizdala provided an overview of this item. It was then moved by Trustee Gwizdala, 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

“BE IT RESOLVED, that the Ferris State University Board of Trustees hereby approves the FY2021 Final Housing and Dining Services Budget, as presented in the supporting materials.”

5h. FY2022 Housing and Dining Room and Board Rates

It was moved by Trustee Gwizdala, 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

“BE IT RESOLVED, that the Ferris State University Board of Trustees hereby approves the FY2022 Housing and Dining Room and Board Rates, as presented in the supporting materials.”

5i. Jim Crow Museum Project – Design Services

It was moved by Trustee Gwizdala, 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, Ferris State University’s Jim Crow Museum serves as a key resource in establishing the University’s commitment to diversity and to educating students to be critical thinkers, was conceived as a learning laboratory to discuss local and national problems relating to racism and stereotyping, supports the University’s direction to be a learning centered institution, and pursues strategies for working together in the support of the University’s work to enhance cooperation and tolerance; and,

WHEREAS, the current Jim Crow Museum’s 3,500 square foot facility is extremely limiting in the number of people in the museum at a time, limits the educational opportunities to showcase a collection that includes over 10,000 items of intolerance and continues to grow daily, limits the ability to place the artifacts in their proper historical and social context, and significantly limits opportunities to teach students tolerance; and,

WHEREAS, the project strongly supports the Ferris State University mission to prepare students for responsible citizenship in a changing global economy and society as well as our stated core values of Collaboration, Diversity, Ethical Community, Excellence, Learning and Opportunity; and,

WHEREAS, in order for the project to further the goals of the University in developing the Jim Crow Museum as a world class classroom in which to educate students on the topic of diversity and tolerance by facilitating discussion and promote scholarly activities related to addressing racism the project scope should be expanded; and,

WHEREAS, Board of Trustees approval to move forward with this project is required pursuant to Board-approved Purchasing policy, Section 4-205, Matters Reserved to the Board, as it relates to capital construction and professional services contracts.

NOW THEREFORE BE IT RESOLVED that the Vice President for Administration and Finance or his designee, is hereby authorized to proceed with the procurement of necessary professional design and other pre-construction services and/or goods related to the design and fund raising for the Jim Crow Museum including the negotiation of and entering into contracts, upon legal review, in accordance with Board policy, at a cost not to exceed \$650,000 plus reimbursable expenses.

BE IT FURTHER RESOLVED that funding for this planning and design will include current and future fundraising, and the University funding is not to exceed \$200,000.”

5j. Professional Services, Real Estate Broker for Property at 2 Fulton West, Grand Rapids, MI

It was moved by Trustee Gwizdala, 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 University Board of Trustee’s passed a resolution on June 17, 2020 to move the Urban Institute for Contemporary Arts (UICA) operation into the Woodbridge Ferris Building in Grand Rapids and to sell the building housing the UICA; and,

WHEREAS, the Administration is recommending that it is in our best interest to retain a commercial realtor specializing in the marketing and sale of the UICA as a partner to assist us in the process; and,

WHEREAS, the University Administration used a request for proposal (RFP) process to identify the best cost savings for the University; and

WHEREAS, the University will also need other professional services beyond a commercial realtor to include a firm to conduct a survey of the real estate, legal services to assist in the transactions, and other professional service providers as required; and,

WHEREAS, Board of Trustees’ approval to move forward with this transaction is required pursuant to Board approved Purchasing Policy, section 4-205, Matters Reserved to the Board as it relates to professional services contracts and pursuant to section 4-901, on the disposal of real estate.

NOW THEREFORE BE IT RESOLVED, that the Vice President of Administration and Finance, are hereby authorized to obtain an appraisal of the property, and to enter into any and all required contractual and legal documents, upon legal review and approval, to retain JLL to secure offers to purchase the property, subject to the appropriate listing exclusions, with the listing price to be determined by the Vice President for Administration and Finance in consultation with

JLL, except that the listing price shall not be less than the fair market value of the property as determined by the appraisal.

BE IT FURTHER RESOLVED, that the Vice President of Administration & Finance will seek approval from the Board of Trustees at a future meeting prior to acceptance of any offer to purchase the property and close the transaction.”

5k. Naming Opportunity - North Quad

It was moved by Trustee Gwizdala, 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, Dewaine V. Robinson was a 1955 Ferris Institute Pharmacy honors graduate; and,

WHEREAS, Dewaine V. Robinson and his wife, Jana B. Robinson, were both philanthropists and Mr. Robinson made it known that he wanted to help students become Ferris pharmacists; and,

WHEREAS, Dewaine V. Robinson died in 2009, followed by Jana Robinson in 2017; and,

WHEREAS, the estate of Dewaine V. and Jana B. Robinson, in 2018, gifted \$6.59 million to the Ferris State University College of Pharmacy to support endowed scholarships for students enrolled in Ferris’ Doctor of Pharmacy (Pharm.D); and,

WHEREAS, in recognition of the Robinson’s gift, the largest in Ferris’ history, President David L. Eisler recommends that the North Quad, more commonly referred to as the University Quad, be named “The Dewaine V. and Jana B. Robinson Quad.”

NOW THEREFORE BE IT RESOLVED pursuant to Board-Approved FSU Code of Rules, Bylaws and Policies, Subpart Part 4-11, Naming of Buildings, Rooms and Areas, the Board of Trustees approves President David L. Eisler’s recommendation and recognizes Mr. and Mrs. Dwaine Robinson’s significant contribution to the University and hereby names the North Quad as “The Dewaine V. and Jana B. Robinson Quad,” effective immediately.”

6. President’s Report

President Eisler recognized the achievements of the University’s faculty and staff for their extraordinary work in providing education for our students during this pandemic. Amidst this the University celebrated a milestone, passing the \$100 million mark in our Comprehensive Campaign. He extended his appreciation to the Board for being responsive and nimble in participating in four special meetings, assisting the University in pivoting quickly during this

pandemic. He thanked them for the time they invest in the University and the support they provide in moving Ferris forward.

7. Hearing of the Public

Kaylee Burke, Executive Director of the Center for Latin@ Studies, provided an update on the Center's success and activities.

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

8. Comments from the Board of Trustees

Trustee Ramirez-Saenz provided the following comments on behalf of the Board:

- Thank you to everyone involved in working through this difficult time.
- The Board continues to be grateful to everyone for stepping up, digging in deep and putting Ferris first.
- Keep up the good work. Working together, we will move Ferris forward.

9. Reconfirmation of Next Meeting Date

The next regularly scheduled full Board meeting will be held on Friday, February 19, 2021. At this time it is unknown whether it will be in person or virtual, but the location/format will be posted on the Board of Trustees website once the decision has been made.

10. Adjournment

At 12:15 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:

December 18, 2020.