

**BOARD OF TRUSTEES OF STATE
INSTITUTIONS OF HIGHER
LEARNING**



**Final Book Meeting
May 20, 2010**



BOARD BOOK OUTLINE

**Academic Affairs Committee Meeting,
Thursday, May 20, 2010 at 10:00 a.m.**

**May 20, 2010 – 10:30 a.m.
IHL Board Meeting**

CALL TO ORDER

Trustee Bettye Neely

PRAYER

Trustee Christy Pickering

SPECIAL PRESENTATION

Mr. David Mallery, Executive Director
Mississippi Commission for Volunteer Services

MINUTES

Trustee Bettye Neely
April 14-15, 2010 Regular Board of Trustees Meeting

CONSENT AGENDA

Trustee Bettye Neely

BUDGET, FINANCE & AUDIT

1. JSU – Lease Agreement with Louisiana Unwired, LLC. 1
2. MSU – Approval of Contractual Agreements
 - a. MSU contract with Blackboard, Inc. 2
 - b. MSU contract with MetroCast Communications of Mississippi, LLC 3

3. UM – Amendment to Contractual Agreement with Barnes & Noble College Booksellers, Inc.	4
4. UMMC – Approval of Contractual Services Agreements	
a. UMMC contract with Central Parking of Mississippi, Inc.....	6
b. UMMC contract with MedAssist, Incorporated.....	8
c. UMMC contract with Roche Diagnostics Corporation	9
d. UMMC contract with CAG Holdings, LLC.....	10

REAL ESTATE

Approval of Initiations Of Projects/Appointments of Professionals

IHL Projects

1. UM-IHL 207-341, Thad Cochran Natural Center Phase II, Design Professional-Cooke Douglass Farr Lemons.....	3
2. UM – IHL 207-343, Football Indoor Practice Facility-Auditorium Addition, Design Professional-Cooke Douglass Farr Lemons.....	4

Approval of Budget Increases and/or Changes of Scope

Bureau of Building Projects

3. DSU-GS 102-229, Residence Hall Fire Protection, Design Professional-LPK Architects.....	5
--	---

Approval of Other Real Estate Request

4. ASU – Naming of New Baseball Stadium and Field	6
5. JSU - Utility Easement to Entergy Mississippi, Inc.	7
6. JSU – Naming of Building at 101 Capitol Street	7
7. MSU - Utility Easement to Tennessee Valley Authority	8
8. MSU- Award of Timber Sales-John W. Starr Memorial Forest	8
9. USM - Naming of New Sign and Entrance Structure, Hattiesburg Campus	10

LEGAL

1. JSU - Approval to Hire Watkins, Ludlam, Winter & Stennis, P.A. as Outside Counsel	1
2. UMMC - Approval to Hire Stites & Harbison, PLLC as Outside Counsel.....	1
3. UMMC – Approval to Hire Barry J. Walker of Walker & Ungo as Outside Counsel	1
4. UMMC – Approval to Hire David Ware & Associates as Outside Counsel	2

PERSONNEL

Approval of Personnel Action Requests

1. Employment (MSU, MUW, USM).....	1
2. Change of Status (MSU, MUW).....	1
3. Emeritus Status (MUW)	1
4. Tenure (Effective Fall 2010) (DSU, JSU, MSU, MUW, MVSU, UM, USM).....	2
5. Termination (MSU, USM).....	10

REGULAR AGENDAS

BUDGET, FINANCE, AND AUDIT

1. JSU – Educational Building Corporation – Approval of Bond Resolution and Swap Termination	1
2. UMMC – Approval of Resolution to Issue EBC Bonds.....	2
3. SYSTEM – Approval of Funding Allocation for FY 2011	3
4. SYSTEM – Salary Guidelines for FY 2011	3
5. SYSTEM – Approval of Contract for Audit Services	3
6. SYSTEM - Renewal of Property Insurance Coverage	5
7. SYSTEM – Approval for First Reading of Board Policy 712 - Internal Audit Policy.....	6

PERSONNEL

1. SYSTEM – Discussion of JSU Personnel Matter.....	1
2. SYSTEM – Discussion of MUW Personnel Matter	1

INFORMATION AGENDAS

REAL ESTATE

SYSTEM - Real Estate Items Approved Subsequent to the April 14-15, 2010 Board Meeting
Submission Date

1. Mississippi State University.....	2
2. Mississippi Valley State University	6
3. University of Mississippi.....	7
4. University of Mississippi Medical Center.....	17
5. University of Southern Mississippi	19

LEGAL

1. SYSTEM - Report of Payment to Outside Counsel - Litigation and Other Matters	1
2. SYSTEM - Report of Payment to Outside Counsel - Patent and Other Matters	1

ADMINISTRATION/POLICY

- 1. SYSTEM – Commissioner’s Notification Of Approval..... 1
 - a. **MUW** – Approved an amendment and renewal of service agreement with Sodexo Operations, LLC for the continued outsourcing management service of their campus facilities operation
 - b. **SYSTEM** - Quarterly Employment Reports for the period of January 1, 2010 through March 31, 2010, as required by Board Policy 401.0102 Delegation of Authority and 801.09 Outside Employment
- 2. SYSTEM – Committee Appointments by President Bettye Neely for 2010-2011..... 2

ADDITIONAL AGENDA ITEMS IF NECESSARY

RECONSIDERATION

OTHER BUSINESS/ANNOUNCEMENTS

SPECIAL RECOGNITION

**Dr. Claudia Limbert, President of the Mississippi University for Women
and
Dr. Ronald Mason, Jr., President of the Jackson State University**

EXECUTIVE SESSION IF DETERMINED NECESSARY

REGULAR AGENDAS

ADMINISTRATION/POLICY

- 1. SYSTEM – Discussion of the Institutional Executive Officer/Commissioner Search Policy.... 1

ADJOURNMENT

**MINUTES OF THE
BOARD OF TRUSTEES
OF STATE
INSTITUTIONS OF
HIGHER LEARNING**

*APRIL 14 – 15, 2010
REGULAR BOARD OF TRUSTEES
MEETING*

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session beginning on April 14, 2010 at the Board Office in Jackson, Mississippi, at 2:00 p.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on December 3, 2009, to each and every member of said Board, said date being at least five days prior to this April 14-15, 2010 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Alan Perry, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. Mr. Aubrey B. Patterson and Ms. Christine Pickering were absent. The meeting was called to order by President Scott Ross, and opened with prayer by Mr. Marcus Thompson, IHL Chief Administrative Officer.

APPROVAL OF THE MINUTES

On motion by Trustee Davidson, seconded by Trustee Robinson, with Trustees Patterson, Pickering and Smith absent and not voting, it was

RESOLVED, That the Minutes of the Board meeting held on March 18, 2010, stand approved.

CONSENT AGENDA

On motion by Trustee Robinson, seconded by Trustee Whitten, with Trustees Patterson, Pickering and Smith absent and not voting, it was

RESOLVED, That the Board hereby approved the following Consent Agenda.

ACADEMIC AFFAIRS

1. **System** - Approved the academic program modifications as follows:
 - a. *Delta State University* to delete the *BSEd in Biology Education* (CIP 13.1399) degree.
 - b. *Mississippi Valley State University* to delete the *BS in Recording Industry* (CIP 50.0909) degree.
 - c. *Mississippi State University* to rename the *BS in Physical Education* (CIP 13.1314) to the ***BS in Kinesiology*** (no CIP change) **and** rename the *MS in Physical Education* (CIP 13.1314) to the ***MS in Kinesiology*** (no CIP change) to better align both degree names with the curriculum and with the academic unit name where both degrees (BS and MS) reside. The proposed name changes will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Kinesiology.
 - d. The *University of Mississippi* to rename the *BA in Journalism* (CIP 09.0401) to the ***BAJ in Journalism*** (no CIP change) to distinguish the undergraduate journalism degree from other BA degrees offered at the university and to align the name with the new academic unit where the degree resides. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Meeks School of Journalism.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

- e. The *University of Southern Mississippi* to rename the *MATL in Teaching of Language (French/Spanish/German)* (CIP 13.1306) to the *MATL in Teaching of Languages* (no CIP change) to align the name with current emphasis areas and facilitate curricular expansion into other areas such as Chinese and Arabic. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Foreign Languages and Literature.
 - f. The *University of Southern Mississippi* to rename the *BA in Speech Communication* (CIP 09.0101) to the *BA in Communication Studies* (no CIP change) to align the name with the current terminology recognized nationally and the current name of academic unit where the degree resides. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Communication Studies.
 - g. The *University of Southern Mississippi* to rename the *BS in Office Administration* (CIP 52.0201) to the *BS in Instructional Technology* (no CIP change) to align the name with changes to the curriculum. The proposed name change will require minimal resources (e.g., change of campus signs, stationery, recruiting materials, etc.), which will be covered by existing funds within the Department of Technology.
 - h. The *University of Southern Mississippi* to reorganize the *BA in Sociology* (CIP 45.1101) by adding a BS in Sociology curriculum option to give baccalaureate-level sociology students the flexibility to focus more on the applied side of the discipline within their plan of study. As a result of this modification, students may obtain a *BA in Sociology* or a *BS in Sociology* (no CIP change) degree. Degrees offered at the same institutions in the same discipline and at the same level are often aggregated. Since the institution currently offers the BA in Sociology, offering the BS in Sociology does not constitute a new independent degree program. The reorganization will require minimal resources, which will be covered by existing funds within the Department of Anthropology and Sociology.
2. **System** - Approved the following new academic units:
- a. The *University of Mississippi Medical Center* to establish the *Mississippi Institute for the Improvement of Geographic and Minority Health*. This extensive scope institute will provide a regional (Southern Delta States) network for collaboration on research and training programs aimed at addressing health disparities. **The institute will be initially funded with a \$5.3 million federal grant. Establishment of the proposed institute will increase opportunities for acquiring future external funding to support operations.**
 - b. The *University of Southern Mississippi* to establish the *Center for Composite Matrix Science* within the School of Polymers and High Performance Materials. This limited scope center will provide a single focus point for product branding, increased collaboration, and retention of high technology jobs and companies in Mississippi. **The center will be funded with external grant funds.**
3. **System** - Approved the following academic unit modifications:
- a. *Mississippi University for Women* to rename the *Women's Center for Entrepreneurship* to the *Center for Creative Entrepreneurship* to better reflect the center's expanded mission and to broaden the potential funding sources from which the center can seek external

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

funding. The name change will require minimal resources, which will be covered by existing university funds.

- b. The *University of Mississippi* to reorganize the *Department of Management Information Systems and Production Operations Management* by moving *Production Operations Management* faculty and associated resources from the existing unit to the *Department of Marketing*. This reorganization will create a more strategic alignment for developing supply chain management courses and research collaboration. Additionally, the university will rename the *Department of Management Information Systems and Production Operations Management* to the *Department of Management Information Systems*. The reorganization and renaming will require minimal resources, which will be covered by existing funds within the School of Business Administration.

4. **System** - Approved the following degrees to be conferred at the following levels in May 2010 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	
Alcorn State University					
	<i>Undergraduate</i>				
	Associate of Science in Nursing	37			
	Bachelor of Science	464			
	Bachelor of Science in Nursing	40			
	Bachelor of Arts	54			
			595		
	<i>Graduate</i>				
	Master of Science in Agriculture	14			
	Master of Science in Biology	9			
	Master of Science in Education	64			
	Master of Science in Nursing	10			
	Master of Arts in Teaching	31			
	Master of Science in Computer Science	1			
	Master of Business Administration	14			
	Master of Science in Workforce Education Leadership	18			
			161		
				756	
Delta State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	30			
	Bachelor of Fine Arts	15			
	Bachelor of Music	1			
	Bachelor of Music Education	3			
	Bachelor of Science	51			
	Bachelor of Science in Education	13			
	Bachelor of Science in Social Justice and Criminology	10			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Bachelor of Science in Interdisciplinary Studies	17			
	Bachelor of Social Work	22			
			162		
College of Business					
	Bachelor of Business Administration	73			
	Bachelor of Commercial Aviation	13			
			86		
College of Education					
	Bachelor of Arts	13			
	Bachelor of Science	37			
	Bachelor of Science in Education	22			
			72		
School of Nursing					
	Bachelor of Science in Nursing	25			
			25		
School of Graduate Studies					
	Master of Business Administration	20			
	Master of Commercial Aviation	4			
	Master of Education	75			
	Master of Professional Accountancy	3			
	Master of Science in Community Development	5			
	Master of Social Justice and Criminology	5			
	Master of Science in Nursing	8			
	Educational Specialist	3			
	Doctor of Education	2			
			125		
				470	
Jackson State University					
Undergraduate					
	Bachelor of Arts	55			
	Bachelor of Business Administration	168			
	Bachelor of Music	1			
	Bachelor of Music Education	4			
	Bachelor of Science	409			
	Bachelor of Science Education	14			
	Bachelor of Social Work	45			
			696		
Graduate					
	Doctor of Philosophy	9			
	Specialist in Education	6			
	Master of Arts	17			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Arts in Teaching	5			
	Master of Business Administration	3			
	Master of Music Education	2			
	Master of Professional Accountancy	8			
	Master of Public Health	6			
	Master of Public Policy and Administration	8			
	Master of Science	26			
	Master of Science in Education	23			
	Master of Science in Teaching	2			
	Master of Social Work	14			
			129		
				825	
Mississippi State University					
College of Agriculture and Life Sciences					
	Bachelor of Landscape Architecture	19			
	Bachelor of Science	121			
	Master of Landscape Architecture	2			
	Master of Science	25			
	Doctor of Philosophy	14			
			181		
College of Architecture, Art, and Design					
	Bachelor of Architecture	36			
	Bachelor of Fine Arts	35			
	Bachelor of Science	15			
			86		
College of Arts and Sciences					
	Bachelor of Arts	195			
	Bachelor of Science	226			
	Bachelor of Social Work	25			
	Master of Arts	21			
	Master of Public Policy and Administration	21			
	Master of Science	32			
	Doctor of Philosophy	9			
			529		
College of Business					
	Bachelor of Business Administration	295			
	Master of Business Administration	55			
	Master of Science in Business Administration	2			
	Doctor of Philosophy	1			
			353		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>College of Education</i>				
	Bachelor of Science	364			
	Bachelor of Music Education	7			
	Master of Arts in Teaching	2			
	Master of Arts in Teaching Secondary	5			
	Master of Science	61			
	Master of Science Instructional Technology	7			
	Educational Specialist	8			
	Doctor of Philosophy	14			
			468		
	<i>College of Engineering</i>				
	Bachelor of Science in Engineering	227			
	Master of Engineering	3			
	Master of Science	35			
	Doctor of Philosophy	19			
			284		
	<i>College of Forest Resources</i>				
	Bachelor of Science	35			
	Master of Science	14			
	Doctor of Philosophy	2			
			51		
	<i>College of Veterinary Medicine</i>				
	Master of Science	1			
	Doctor of Philosophy	1			
	Doctor of Veterinary Medicine	71			
			73		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	67			
	Master of Professional Accountancy	9			
	Master of Taxation	6			
			82		
				2107	
Mississippi University for Women					
	<i>Undergraduate</i>				
	Associate of Science in Nursing	54			
	Bachelor of Arts	54			
	Bachelor of Fine Arts	3			
	Bachelor of Science	183			
	Bachelor of Science in Nursing	68			
	Bachelor of Music	4			
			366		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>Graduate</i>				
	Master of Education	16			
	Master of Science	14			
	Master of Arts in Teaching	3			
			33		
				399	
Mississippi Valley State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	16			
	Bachelor of Science	60			
	Bachelor of Science Education	3			
			79		
	<i>College of Professional Studies</i>				
	Bachelor of Arts	33			
	Bachelor of Science	114			
	Bachelor of Social Work	33			
			180		
	<i>College of Education</i>				
	Bachelor of Science	114			
			114		
	<i>College of Graduate Studies</i>				
	Master of Science	26			
	Master of Arts	9			
	Master of Arts in Teaching	13			
	Master of Social Work	17			
	Master of Business Administration	4			
			69		
				442	
University of Mississippi					
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	428			
	Bachelor of Science	38			
	Bachelor of Fine Arts	25			
	Bachelor of Music	7			
			498		
	<i>School of Engineering</i>				
	Bachelor of Science in Chemical Engineering	5			
	Bachelor of Science in Civil Engineering	20			
	Bachelor of Science in Computer Science	6			
	Bachelor of Science in Electrical Engineering	11			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Bachelor of Science in Mechanical Engineering	17			
	Bachelor of Science in Geological Engineering	9			
	Bachelor of Engineering	3			
			71		
<i>School of Education</i>					
	Bachelor of Arts in Education	218			
			218		
<i>School of Pharmacy</i>					
	Bachelor of Science in Pharmaceutical Sciences	2			
	Doctor of Pharmacy	60			
			62		
<i>School of Business</i>					
	Bachelor of Business Administration	417			
			417		
<i>School of Accountancy</i>					
	Bachelor of Accountancy	89			
			89		
<i>School of Applied Sciences</i>					
	Bachelor of Science in Criminal Justice	63			
	Bachelor of Science in Exercise Science	53			
	Bachelor of Science	96			
	Bachelor of Social Work	17			
	Bachelor of Science in Family and Consumer Sciences	9			
	Bachelor of Arts in Parks and Recreation Management	8			
	Bachelor of Paralegal Studies	15			
			261		
<i>School of Journalism and New Media</i>					
	Bachelor of Arts	62			
			62		
<i>Graduate School</i>					
	Master of Arts	99			
	Master of Criminal Justice	2			
	Master of Science	77			
	Master of Fine Arts	6			
	Master of Accountancy	26			
	Master of Business Administration	35			
	Master of Taxation	7			
	Master of Education	44			
	Master of Music	5			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Specialist in Education	13			
	Doctor of Arts	1			
	Doctor of Education	6			
	Doctor of Philosophy	64			
			385		
Law School					
	Juris Doctor	149			
			149		
				2212	
University of Mississippi Medical Center					
Undergraduate					
	Bachelor of Science in Nursing	129			
	Bachelor of Science in Clinical Laboratory Sciences	12			
	Bachelor of Science in Cytotechnology	5			
	Bachelor of Science in Dental Hygiene	19			
	Bachelor of Science in Health Informatics and Information Management	12			
	Bachelor of Science in Health Sciences	21			
			198		
Graduate/Professional					
	Master of Occupational Therapy	32			
	Master of Science in Nursing	30			
	Master of Science	23			
	Doctor of Physical Therapy	43			
	Doctor of Medicine	113			
	Doctor of Dental Medicine	36			
	Doctor of Philosophy	26			
			303		
				501	
University of Southern Mississippi					
College of Arts and Letters					
	Bachelor of Arts	252			
	Bachelor of Fine Arts	29			
	Bachelor of Interdisciplinary Studies	25			
	Bachelor of Music	11			
	Bachelor of Music Education	15			
	Bachelor of Science	17			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Master of Arts	24			
	Master of Art Education	2			
	Master of the Arts in Teaching of Languages	6			
	Master of Fine Arts	6			
	Master of Music	12			
	Master of Music Education	3			
	Master of Science	10			
	Doctor of Musical Arts	2			
	Doctor of Philosophy	19			
			433		
<i>College of Business</i>					
	Bachelor of Arts	1			
	Bachelor of Science	10			
	Bachelor of Science in Business Administration	265			
	Master of Business Administration	21			
	Master of Professional Accountancy	1			
			298		
<i>College of Education and Psychology</i>					
	Bachelor of Arts	14			
	Bachelor of Science	237			
	Master of Arts	10			
	Master of Education	37			
	Master of Library and Information Science	26			
	Master of Science	7			
	Specialist in Education	10			
	Doctor of Education	7			
	Doctor of Philosophy	26			
			374		
<i>College of Health</i>					
	Bachelor of Arts	34			
	Bachelor of Science	104			
	Bachelor of Social Work	25			
	Master of Public Health	32			
	Master of Science	30			
	Master of Social Work	30			
	Doctor of Audiology	6			
	Doctor of Philosophy	3			
			264		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	<i>School of Nursing</i>				
	Bachelor of Science in Nursing	121			
			121		
	<i>College of Science and Technology</i>				
	Bachelor of Arts	21			
	Bachelor of Science	241			
	Master of Arts	2			
	Master of Science	50			
	Doctor of Philosophy	35			
			349		
				1839	
System Total					
					9551

BUDGET, FINANCE AND AUDIT

5. **UMMC** - Approved the request to enter into an environmental (housekeeping) services agreement with Hospital Housekeeping Services, Ltd. The purpose of this contract is to provide environmental services for UMMC at a level that in-house managers have not been able to successfully achieve. The agreement provides for management personnel, labor force, duties to be performed, training, supplies, payment and fees, and service level agreements for the specified 1,526,466 square feet of cleanable square footage. The term of the contract is for three years - May 1, 2010 to April 20, 2013. The total cost for the three-year contact period is \$17,405,041.56. Funds are available from hospital patient revenue. A copy of the contract which has been reviewed and approved by the Attorney General's Office is included in the *April 14-15, 2010 Board Working File*.

6. **UM** - Approved the request to revise the Intercollegiate Athletics budget. The budget escalation is necessary to provide salary adjustments and to compensate for additional operating expenses from a sell-out season. The escalation is funded from ticket sales revenue.

Object of Expenditure	Current Budget 2009 - 2010	Revision/ Escalation	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 14,453,614	\$ 914,875	\$ 15,368,489
Travel	\$ 3,491,050	-	\$ 3,491,050
Contractual Services	\$ 13,141,229	\$ 120,000	\$ 13,261,229
Commodities	\$ 2,435,595	\$ 104,027	\$ 2,539,622
Capital Outlay:			
Other than equipment	-	-	-
Equipment	\$ 291,000	-	\$ 291,000
Total Capital Outlay	\$ 291,000	-	\$ 291,000
Transfers:			
Debt service	\$ 5,286,894	-	\$ 5,286,894

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Other	\$ 1,029,800	\$ 700,000	\$ 1,729,800
Total Transfers	\$ 6,316,694	\$ 700,000	\$ 7,016,694
Total	\$ 40,129,182	\$ 1,838,902	\$ 41,968,084

7. **UM** - Approved the request to revise the Auxiliary budget. The budget escalation is necessary to cover additional merchandise for resale, realign budget between categories, increase personnel costs, and cover general operating cost increases. The escalation is funded from self-generated revenue.

Object of Expenditure	Current Budget 2009 - 2010	Revision/ Escalation	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 7,751,672	\$ 375,700	\$ 8,127,372
Travel	\$ 165,250	-	\$ 165,250
Contractual Services	\$ 8,990,665	\$ 134,950	\$ 9,125,615
Commodities	\$ 6,872,665	\$ 560,000	\$ 7,432,665
Capital Outlay:			
Other than equipment	-	-	-
Equipment	\$ 716,000	-	\$ 716,000
Total Capital Outlay	\$ 716,000	-	\$ 716,000
Transfers:			
Debt service	\$ 4,005,255	\$ 43,000	\$ 4,048,255
Other	\$ 2,137,479	-	\$ 2,137,479
Total Transfers	\$ 6,142,734	\$ 43,000	\$ 6,185,734
Total	\$ 30,638,986	\$ 1,113,650	\$ 31,752,636

REAL ESTATE

8. **ASU** - Approved the initiation of **IHL 201-246, Belles Lettres Hall Renovations**, and the appointment of Robert Parker Adams as design professionals. This project will completely renovate the interior of Belles Letters Hall which is a historical building located on the Lorman campus. The total project budget is \$400,000. Funds are available in the amount of \$400,000 from the American Recovery and Reinvestment Act-National Park Services-Department of Interior [28-09-HC-18101].
9. **ASU** - Approved the initiation of **IHL 201-247, Agriculture Science Demonstration Park**, and the appointment of Mills & Mills Architects as the design professionals. The project will renovate the dairy facility and the fruit orchard facility to complete its Agricultural Demonstration Park. The park will also include the newly constructed Environmental Ecology Center. These facilities will be used to educate and introduce middle school and high school students to animal science, food product production, ecology, and Mississippi's natural resources. The project budget is \$1,050,000. Funds are available in the amount of \$1,050,000 from the United States Department of Agriculture.
10. **ASU** - Approved the initiation of **IHL 201-248, Mound Bayou Research and Extension Center**, and the appointment of Mills & Mills Architects as the design professionals. The project will renovate the existing facilities located in Mound Bayou Research and Extension Center. The project will renovate the administration building, the public meeting hall, the equipment shed, and the cold

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

storage building. The project budget is \$350,000. Funds are available in the amount of \$350,000 from the United States Department of Agriculture.

11. **UMMC** - Approved the initiation of **IHL 209-534, Parking, Roadways, and Infrastructure Renovations**, and the appointment of Cooke Douglass Farr Lemons Architects, P.A. as design professionals. This project will begin the planning process for surface parking, roadways and infrastructure projects pursuant to the UMMC Master Plan. The project budget is \$11,150,000. Funds are available in the amount of \$625,000 from interest income and in the amount of \$10,525,000 from the Educational Building Corporation. Funds for design fees are currently available. The balance will be provided through a proposed EBC bond issue.
12. **UMMC** - Approved the initiation of **IHL 209-535, Learning Resources Building Renovations, 2010**, and the appointment of Cooke Douglass Farr Lemons Architects, P.A. as design professionals. This project will reconfigure the existing Learning Resources Library space to create student interaction areas and administrative office areas. Presently, UMMC's administrative functions are located in the Learning Resources Building and other campus buildings. This project will renovate existing office areas so that these administrative functions can be relocated from across campus and consolidated in a defined location for greater support and efficiency. The total project budget is \$2 million. Funds are available in the amount of \$142,000 from interest income and in the amount \$1,858,000 from the Educational Building Corporation. Funds for design fees are currently available. The balance will be provided through a proposed EBC bond issue.
13. **UMMC** - Approved the initiation of **IHL 209-536, Children's Hospital Elevator, 2010**, and the appointment of The McCarty Company Design Group, P.A. as design professionals. This project will provide two new service elevators to supplement the three existing elevators serving the Children's Hospital. The existing elevators are used by the public, laundry transport, patient meal deliveries, and equipment and are not of sufficient size to transport patients with associated support equipment in an efficient manner. Two new, dedicated service elevators would provide for separation of patient care services and allow direct, expedited transfer of patients from Pediatric O.R. to the Pediatric ICU Unit and to patient rooms. The project budget is \$3,700,234. Funds are available in the amount of \$272,000 from interest income and in the amount of \$3,428,234 from the Educational Building Corporation. Funds for design fees are currently available. The balance will be provided through a proposed EBC bond issue.
14. **USM** - Approved the initiation of **IHL 208-297, Dormitory Replacement, Phase II**. This project will allow the university to move to the next phase of student housing which will allow the university to engage a financial advisor to further investigate the technical and fiscal aspects of the project. The scope of the project consists of constructing approximately 950 beds of student housing to replace outdated 1960's vintage dormitories that are in deteriorating condition and to demolish three of the old dormitory buildings. The project is for replacement housing and will not result in additional beds in the inventory. The total project budget is \$50 million. The funding source will be determined by the results of the financial analysis provided by the financial advisor.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

15. **UM** - Approved the request to increase the project budget for **GS 107-297, Waste Water Treatment Plant**, from \$1,800,000 to \$2,200,000 for an increase in the amount of \$400,000. The project is currently in the design phase. This is the second budget escalation request made for this project by the university. The university asked for permission to increase the budget at the November 19, 2009 IHL Board meeting. Permission was granted to increase the budget \$300,000 from \$1,500,000 to \$1,800,000 with the thought that the increased amount would enable the project to move forward. The project was bid on January 14, 2010 and the lowest bidder was considered too high. The project was rebid after clarification and thorough explanation of the scope and complexity was given to all prospective bidders. More reasonably priced bids were received by the university on March 11, 2010. A fully functional and sized system can be delivered if the project budget is increased \$400,000 to a total project budget of \$2,200,000. The university considers this project a necessity and its continuation is required in order to remain in compliance with the U.S. Environmental Protection Agency (EPA) and Mississippi Department of Environmental Quality (MDEQ) regulations. Funds are available in the amount of \$1.5 million from HB 1641, Laws of 2008; in the amount of \$100,000 from HB 246, Laws of 2007; and in the amount of \$600,000 from internal R&R funds.
16. **UMMC** - Approved the request to increase the project budget for **IHL 209-529, 4 East Renovations**, from \$580,425 to \$753,000 for an increase in the amount of \$172,575. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The escalation in the project budget is required based on the results of the bids received on January 26, 2010. The project budget provided by the design professional was under estimated and did not reflect the market value of the work that was confirmed with receipt of bids. Funds are available in the amount of \$753,000 from student tuition and fees.
17. **DSU** - Pending approval of the associated inter-local agreement by the Opinions Division of the Attorney General's Office, the Board approved a 99 year land lease with the City of Cleveland for the construction of a new fire station on city property. The terms of the lease include a \$12,000 annual payment by the university to the City of Cleveland that will provide for the lease of the land the fire station occupies and for the receipt of fire protection services for the campus. During the 2008 legislative session, a \$250,000 line item was added to the university's bond bill allocation for the purpose of constructing a fire station. When the cost of the project escalated, the City of Cleveland agreed to provide the \$650,000 difference to make up the total project budget of \$900,000. Funds are available in the amount of \$250,000 from HB 1641, Laws of 2008, and in the amount of \$650,000 from the City of Cleveland.
18. **UM** - Approved a thirty (30) year lease with the Chi House Foundation, LLC for a fraternity house located on Lot 317 at the University of Mississippi. The Chi House Foundation is attempting to purchase the fraternity house. The lease will commence on May 1, 2010 or upon the date that Chi House Foundation, LLC is able to close the purchase of the house, whichever is later, and end April 30, 2040. The Chi House Foundation, LLC will pay the university the sum of \$50 cash in hand and \$50 a year due on or before July 1st of each year during the term of this lease. The Attorney General's Office has reviewed and approved the lease.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

19. PERSONNEL REPORT

CHANGE OF STATUS

Mississippi State University

Ryan, Peter
Jackson, Gary
Gammill, Teresa

University of Mississippi

Stephen A. Holeman; Head Women's Soccer Coach; Athletics; *from* contract period of January 01, 2009 to December 31, 2012; salary of \$98,000 per annum; Auxiliary Funds; *to* new contract period of January 01, 2010 to December 31, 2013, Auxiliary Funds; \$98,000 annual salary to \$104,000 annual salary

University of Southern Mississippi

Demetrius Adams; Assistant Football Coach, Department of Intercollegiate Athletics; *from* a contract period of April 1, 2009 to March 31, 2011; salary of \$100,000 per annum; Auxiliary Funds; *to* a new contract period of April 1, 2010 to March 31, 2012; no change in salary

Robert Blake Anderson; Assistant Football Coach, Department of Intercollegiate Athletics; *from* a contract period of April 1, 2009 to March 31, 2011; salary of \$115,000 per annum; Auxiliary Funds; *to* a new contract period of April 1, 2010 to March 31, 2013; salary of \$165,000 per annum as a result of change in duties; Auxiliary funds

Chris Kapilovic; Assistant Football Coach, Department of Intercollegiate Athletics; *from* a contract period of April 1, 2009 to March 31, 2011; salary of \$100,000 per annum; Auxiliary Funds; *to* a new contract period of April 1, 2010 to March 31, 2012; salary of \$115,000 per annum as a result of change in duties; Auxiliary Funds

Patrick Washington; Assistant Football Coach, Department of Intercollegiate Athletics; *from* a contract period of April 1, 2009 to March 31, 2011; salary of \$100,000 per annum; Auxiliary Funds; *to* a new contract period of April 1, 2010 to March 31, 2012: no change in salary

EMERITA/EMERITUS STATUS

Delta State University

Parker, Collier Bethea

REHIRED RETIREES

University of Southern Mississippi

Rehired retirees making more than \$20,000 who *are* on contract during Fiscal Year 2010
Mary Ann Everett; *former position*: Social Worker; *new position*: Consultant; compensation not to exceed \$34,560; period of contractual engagement for assistance on a grant March 22, 2010 to June 30, 2010

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Carolyn Townes; *former position:* Social Worker; *new position:* Consultant; compensation not to exceed \$27,000; period of contractual engagement for assistance on a grant March 22, 2010 to June 30, 2010

TERMINATION

Mississippi University for Women

Daffron, Eric

Wesley, Homer

BUDGET, FINANCE & AUDIT AGENDA

Presented by Trustee Bob Owens, Chair

On motion by Trustee Owens, seconded by Trustee Neely, with Trustees Patterson, Pickering and Smith absent and not voting, the Board approved adding agenda item #6 to the agenda. On motion by Trustee Robinson, seconded by Trustee Perry, with Trustees Patterson, Pickering and Smith absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #2 as submitted on the Budget, Finance & Audit Agenda. Agenda item #3 was approved on a separate motion by Trustee Owens, seconded by Trustee Robinson, with Trustees Patterson, Pickering and Whitten absent and not voting. Agenda item #6 was approved on a separate motion by Trustee Owens, seconded by Trustee Robinson, with Trustees Patterson, Pickering and Whitten absent and not voting.

1. **System** - The Board received the FY 2009 System Audit report as presented by Mr. Randy Eure from Carr, Riggs & Ingram, LLC.
2. **System** - Approved the multi-year professional resident and non-resident tuition rates for Mississippi State University and the University of Mississippi for fiscal years 2011 and 2012 and for the University of Mississippi Medical Center for fiscal years 2011 through 2014. (**See Exhibits 1 and 2.**)
3. **System** - Approved the increases in room and board rates at all institutions effective for fiscal year 2011 only. The institutions will complete a comprehensive business plan with a recommendation of a multi-year room and board rate increase to be presented to the Board of Trustees in the fall. (**See Exhibits 3 and 7.**)
4. **System** - The Board received a presentation by Ms. Cheryl Mowdy, IHL Director of Operations, concerning the status of the institutions' development of internal control plans. Another status report is due to the Commissioner by June 30, 2010. .
5. **System** - The Board received a presentation by Mr. Cliff Tucker, IHL Director of Insurance and Risk Management, and Mr. Mike Hunicutt, Vice President of Willis Public Entity, regarding the property insurance update.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

6. **UMMC** - Approved the engagement of First Southwest Company to serve as financial advisor for an EBC bond issue with a maximum debt amount of up to \$50 million for projects in this fiscal year. The Board also approved Morgan Stanley as the lead underwriter and Watkins, Ludlam, Winter, & Stennis as bond counsel.

ACADEMIC AFFAIRS

Presented by Trustee Robin Robinson, Chair

On motion by Trustee Robinson, seconded by Trustee Davidson, with Trustees Patterson, Pickering and Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Academic Affairs Agenda.

1. **State** - Pursuant to Miss. Code Ann. §37-129-1, based on the evaluation of annual reports documenting compliance with the state nursing accreditation standards, the Board approved the accreditation of the Mississippi Nursing Degree Programs as indicated below.

SCHOOL OF NURSING	PROGRAM TYPE	ACCREDITATION STATUS
Alcorn State University	ADN BSN MSN	Continuing Accreditation Continuing Accreditation Continuing Accreditation
Coahoma Community College	ADN	Initial Accreditation
Copiah-Lincoln Community College	ADN	Continuing Accreditation
Delta State University	BSN MSN	Continuing Accreditation Continuing Accreditation
East Central Community College	ADN	Continuing Accreditation
East Mississippi Community College	ADN	Initial Accreditation
Hinds Community College	ADN	Continuing Accreditation
Holmes Community College	ADN	Continuing Accreditation
Itawamba Community College	ADN	Continuing Accreditation
Jones County Junior College	ADN	Continuing Accreditation
Meridian Community College	ADN	Continuing Accreditation
Mississippi College	BSN	Continuing Accreditation
Mississippi Delta Community College	ADN	Continuing Accreditation
Mississippi Gulf Coast Community College	ADN	Continuing Accreditation

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Mississippi University for Women	ADN BSN MSN	Continuing Accreditation Continuing Accreditation Continuing Accreditation
Northeast Mississippi Community College	ADN	Continuing Accreditation
Northwest Mississippi Community College	ADN	Continuing Accreditation
Pearl River Community College	ADN	Continuing Accreditation
Southwest Mississippi Community College	ADN	Continuing Accreditation
University of Mississippi Medical Center	BSN MSN DNP	Continuing Accreditation Continuing Accreditation Initial Accreditation
University of Southern Mississippi	BSN MSN DNP	Continuing Accreditation Continuing Accreditation Initial Accreditation
William Carey University	BSN MSN	Continuing Accreditation Continuing Accreditation

REAL ESTATE AGENDA

Presented by Trustee Doug Rouse, Chair

On motion by Trustee Rouse, seconded by Robinson, with Trustees Patterson, Pickering and Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Real Estate Agenda.

1. **System** - Approved the proposed amendments to Board Policy 902 Initiation of Construction Contracts, as follows:

902 INITIATION OF CONSTRUCTION PROJECTS

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total budget ~~of \$250,000 or more~~ exceeding \$1,000,000 regardless of how these projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs and renovation projects with a total budget ~~under \$250,000~~ of \$1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Avers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of \$1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

LEGAL AGENDA

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Robinson, with Trustees Patterson, Pickering and Whitten absent and not voting, the Board **approved moving agenda items #4 and #5 to the list of items to be taken up in Executive Session.** On motion by Trustee Perry, seconded by Trustee Robinson, and with Trustees Patterson, Pickering and Whitten absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Legal Agenda. Agenda item #2 was approved on a separate motion by Trustee Perry, seconded by Trustee Smith, with Trustees Patterson, Pickering and Whitten absent and not voting. Agenda item #3 was approved on a separate motion by Trustee Perry, seconded by Trustee Davidson, with Trustees Patterson, Pickering and Whitten absent and not voting.

1. **System** - Approved the new Board Policy 1111 Digital and Electronic Copyright Infringement and waived the requirement that this proposed new policy be approved for first reading, and then approved again at a subsequent Board meeting. The new policy is effective immediately. Federal statutory revisions require universities that receive federal funds to adopt a policy prohibiting digital and electronic copyright infringement and a plan for dealing with same by July 1, 2010.

1111 DIGITAL AND ELECTRONIC COPYRIGHT INFRINGEMENT

Each university shall develop and implement a policy on copyright infringement as related to digital or electronic infringement which specifically addresses illegal downloads and peer to peer file sharing. The university policy must disclose to students, employees and any other users or prospective users of the university's technology services/system the specific university policies related to digital and electronic copyright infringement by way of illegal downloads and/or peer to peer file sharing. The terms "illegal downloads" and "peer to peer file sharing" must be clearly defined within the university policy, and examples of both acceptable and unacceptable uses of the university's technology services must be provided. The university policy must provide a summary of the federal penalties for illegal downloads and peer to peer file sharing, as well as the specific university penalties for using university property for illegal downloads or peer to peer file sharing. In addition, the university policy must include an appeal process for appealing any penalties imposed by the university. The policy must also offer, to the extent practicable, legal alternatives to illegal downloading. The policy must also specifically make reference to the applicable federal regulations mandating this university policy on illegal downloads and peer to peer file sharing (34 C.F.R. Section 668).

Each university must require that all users of university technology electronically acknowledge that they are aware of and agree to follow the subject university policy.

In addition to the requirement to develop and implement the subject university policy, the universities must develop and implement a written plan to combat the unauthorized distribution of copyrighted material. This written plan must include one or more technology based deterrents, mechanisms for informing users of the university's technology systems/services about the appropriate uses of copyrighted materials, procedures for addressing violations, and procedures for reviewing the effectiveness of the written plan.

The universities must submit drafts of the required university policy and plan to the Board's legal staff at the IHL Board Office for review and approval by May 31, 2010. After review and approval by the Board's legal staff, the approved policies and plans must then be implemented and in effect by July 1, 2010.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

2. **DSU** - Pending approval by the Opinions Division of the Attorney General's Office, the Board approved an Interlocal Agreement with the City of Cleveland as required by the Mississippi Department of Transportation in order to proceed with the Statesman Boulevard project. This project will provide for the construction of a new boulevard from Highway 8 to the university's athletic complex. It was initially funded through the Delta Region Transportation Development Program and the City of Cleveland. The project initiation was approved in February of 2009. The original budget as approved in February of 2009 was \$1,837,500. Additional earmarks have been received, increasing the budget to \$4,900,000. This project will benefit both the university and the City of Cleveland. Under the proposed agreement, among other things, the university will manage the construction of the project and the city will provide up to \$367,000 for funding the project. A copy of the agreement is included in the bound *April 14-15, 2010 Board Working File*.
3. **DSU** - Pending approval by the Opinions Division of the Attorney General's Office, the Board approved an Interlocal Agreement with the City of Cleveland which will provide for the joint construction, operation and maintenance of a new fire station on city property that will serve the university and the city. The new fire station will be located on the west side of Cleveland near the city airport. During the 2008 legislative session, a \$250,000 line item was added to Delta State's bond bill allocation for this purpose. At its August, 2008 meeting, the IHL Board approved the project construction with a budget of \$250,000 and the appointment of design professionals Shafer & Associates. Shafer & Associates has completed the design and has estimated Phase I costs at \$821,163. Under the Interlocal Agreement, the City of Cleveland has agreed to provide the difference in the state appropriation and the funds needed, up to \$650,000. Because state and city funds are involved on the project, a land lease and inter-local agreement are required to execute the project. A copy of the agreement is included in the bound *April 14-15, 2010 Board Working File*.
4. **UMMC** - Settlement of Tort Claim No. 1199. **(This item was taken up during Executive Session.)**
5. **UMMC** - Settlement of Tort Claim No. 1568. **(This item was taken up during Executive Session.)**

OTHER BUSINESS/ANNOUNCEMENTS

- ▶ Dr. Jim Borsig, IHL Assistant Commissioner for Governmental Relations, gave an update on Legislative Session Actions. Commissioner Bounds thanked Dr. Borsig for his hard work in passing the 2nd largest bond issuance yet.
- ▶ Trustee Ross noted that the Board meeting will reconvene tomorrow at the Jackson Convention Center Complex at 9:00 a.m.
- ▶ Commissioner Bounds announced that this is Trustee Scott Ross' last meeting as President of the Board. The Commissioner acknowledged Trustee Ross' assistance to him as a new commissioner. Trustee Ross noted that during his tenure he has welcomed several new people into the IHL family and has invested 3 of the sitting presidents. He took a moment to thank Trustee Pickering for her work concerning textbooks, Trustee Blakeslee for his work with efficiencies, and Trustee Owens for his work with holding tuition level at least once.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

- ▶ Commissioner Bounds noted that Dr. Dan Jones was installed on Friday, April 9 as the University of Mississippi's 16th Chancellor. Chancellor Jones announced that Junior Chelsea Caveny of Hattiesburg was recently selected the University of Mississippi's 14th Truman Scholar and Hannah Haley was selected as a Goldwater Scholar within the last few days.

THE BOARD MEETING RECESSED AT APPROXIMATELY 5:00 P.M. ON WEDNESDAY, APRIL 14, 2010.

ON APRIL 15, 2010 THE BOARD MEETING RECONVENED AT 9:17 A.M. AT THE JACKSON CONVENTION CENTER COMPLEX.

At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. Ms. Christine Pickering was absent. The meeting was called to order by President Scott Ross.

ANNOUNCEMENTS

- ▶ Trustee Ross welcomed the following Student Government Association Presidents:
 - ▶ Mr. J. R. Robinson, outgoing president at the University of Southern Mississippi;
 - ▶ Ms. Kasey Mitchell, incoming president at the University of Southern Mississippi;
 - ▶ Ms. Virginia Burke, incoming president at the University of Mississippi;
 - ▶ Mr. Blake Jeter, outgoing president at Mississippi State University;
 - ▶ Mr. Thomas Sellers, incoming president at Mississippi State University;
 - ▶ Mr. Brandon Newsome, incoming president at Mississippi University for Women; and
 - ▶ Ms. Kristen Barnes, outgoing president at the Mississippi University for Women.
- ▶ Mr. Blake Jeter expressed appreciation on behalf of all the students for the textbook policy that the Board recently approved.
- ▶ Mr. J. R. Robinson thanked the Board for the opportunity to work closely with them.

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

ACADEMIC AFFAIRS

1. **USM** has suspended enrollment into the academic programs below. It is anticipated that these programs will be deleted after the students currently enrolled have graduated.
 - a. BSBA in Economics (CIP 52.0601)
 - b. BSBA in Management Information Systems (CIP 52.1201)
 - c. BS in Technical/Occupational Education (CIP 13.1309)
 - d. EdS in Adult Education (CIP 13.0101)
 - e. MA in Art Education (CIP 13.1302)
 - f. MEd in Adult Education (CIP 13.0403)

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

- g. MS in Early Intervention (CIP 13.1099)
- h. MS in Technology Education (CIP 13.9999)

Note: Although students may earn degrees from suspended academic programs, no additional students will be allowed to enroll in suspended programs. If the institution does not request that a suspended program be deleted or removed from suspension within 3 academic years, the Office of Academic and Student Affairs will delete the program from the academic program inventory per the Academic Guidelines.

- 2. **System** - Offering an existing academic program via distance learning, as follows:
 - a. *Mississippi State University* is offering the *Master of Science in Forestry* program online to expand student access by providing an alternative program delivery method to traditional classroom instruction.
 - b. The *University of Southern Mississippi* is offering the *Master of Science in Medical Technology* program online to expand student access by providing an alternative program delivery method to traditional classroom instruction.

REAL ESTATE

- 1. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the March 18, 2010 Board meeting in accordance with Board Policy 904 Board Approval. (See **Exhibit 8.**)

LEGAL

- 1. **System** - The Board received a report of the payment of legal fees to outside counsel. (See **Exhibit 9.**)

ADMINISTRATION/POLICY

- 1. **System** - 2010 Commencement Schedules
Alcorn State University

Time/Date: 8:30 a.m., Saturday, May 8, 2010
Location: Jack Spinks Stadium
Speaker: The Honorable Lillie Sanders, Circuit Judge, Natchez, Mississippi

Delta State University

Time/Date: 10:00 a.m., Saturday, May 8, 2010
Location: Walter Sillers Coliseum
Speaker: Dr. Bettye Neely, Trustee, Mississippi Board of Trustees of State Institutions of Higher Learning, Grenada, Mississippi

Jackson State University
Graduate Commencement

Time/Date: 6:00 p.m., Friday, May 7, 2010
Location: Lee E. Williams Athletics and Assembly Center
Speaker: Anita Estell, Shareholder, Polsinelli Shughart PC, Washington, DC

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

Undergraduate Commencement

Time/Date: 8:00 a.m., Saturday, May 8, 2010
Location: Mississippi Veterans Memorial Stadium
Speaker: DeMarco Morgan, CNN Anchor, New York

Mississippi State University

Time/Date: 9:00 a.m., Saturday, May 1, 2010
Location: Humphrey Coliseum
Speaker: Chief Justice William L. Waller, Jr.

Time/Date: 2:00 p.m., Saturday, May 1, 2010
Location: Humphrey Coliseum
Speaker: U.S. District Court Judge, Sharion Aycock

Mississippi University for Women

Time/Date: 10:00 a.m. and 1:30 p.m., Saturday, May 8, 2010
Location: Rent Auditorium of Whitfield Hall
Speaker: Mr. Blake Wilson, President of the Mississippi Economic Council

Mississippi Valley State University

Time/Date: 10:00 a.m., Saturday, May 8, 2010
Location: R.W. Harrison Health, Physical Education and Recreation Complex
Speaker: Ms. Alexis Herman, Former U.S. Secretary of Labor

The University of Mississippi

Time/Date: 9:00 a.m., Saturday, May 8, 2010
Location: The Grove
Speaker: Ray Maybus, Secretary of the Navy

The University of Mississippi Medical Center

Time/Date: 10:00 a.m., Friday, May 21, 2010
Location: Mississippi Coliseum
Speaker: None

The University of Southern Mississippi

Time/Date: 9:00 a.m., Saturday, May 15, 2010
Location: M.M. Roberts Stadium
Speaker: Rudolph W. Giuliani, Chairman & Chief Executive Officer, Giuliani Partners LLC

2. **System** - Approval of items considered subsequent to the March 18, 2010 Board meeting:
- a. Approved the University of Mississippi Medical Center's (UMMC) extension to its agreement with Hospital Housekeeping System, Ltd. (HHS). UMMC submitted a request for approval of a new three-year agreement with HHS. Contingent upon the Board's approval, the effective date will be May 1, 2010. In reviewing the new agreement and referring back to recent approval, the interim request was only through March 31, 2010. This leaves a one-month period in which there is no formal contract coverage. It has been determined that UMMC's initial extension request was erroneously submitted for a two-month period. It should have been for three months, or through April 30, 2010. As such UMMC is requested that the extension be granted through April 30, 2010.
 - b. Legislation requires that the Board of Trustees pre-approve hiring any former employee under contract for an amount exceeding \$20,000 per year, who is also receiving a State of Mississippi retirement benefit. These items are presented on the Personnel Agenda for Board

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

approval; while rehired retirees making more than \$20,000, who are NOT on contract, are presented as information items.

Rehired retirees making more than \$20,000 who are NOT on contract during fiscal year 2010; re-employment period effective January to June 2010:

MSU

Patricia Bell; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500
Tumutal Bell; *former position:* Director II; *new position:* MASEP Instructor; compensation of \$26,800

Katherine Black; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500
Don Brantley; *former position:* Superintendent; *new position:* Lecturer; compensation of \$32,010

Monte Brasfield; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500;

Laura Bryan; *former position:* Associate Professor; *new position:* Lecturer; compensation of \$64,020

Mary Sue Cooper; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Terry Crow; *former position:* Professor; *new position:* Lecturer; compensation of \$36,500

Willie Davis; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Donnette Darnell; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Paula Fulton; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Dorothy Herbison; *former position:* Principal; *new position:* Lecturer; compensation of \$32,010

Linda Herrod; *former position:* Principal; *new position:* Lecturer; compensation of \$22,500

Rose Lyles; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Fay Mathis; *former position:* Teacher; *new position:* Lecturer; compensation of \$32,010

Patsy Moore; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Katherine Black; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Don Brantley; *former position:* Superintendent; *new position:* Lecturer; compensation of \$32,010

Monte Brasfield; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500;

Laura Bryan; *former position:* Associate Professor; *new position:* Lecturer; compensation of \$64,020

Mary Sue Cooper; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Terry Crow; *former position:* Professor; *new position:* Lecturer; compensation of \$36,500

Willie Davis; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Donnette Darnell; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Paula Fulton; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 14-15, 2010

Dorothy Herbison; *former position:* Principal; *new position:* Lecturer; compensation of \$32,010

Linda Herrod; *former position:* Principal; *new position:* Lecturer; compensation of \$22,500

Rose Lyles; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

Fay Mathis; *former position:* Teacher; *new position:* Lecturer; compensation of \$32,010

Patsy Moore; *former position:* Teacher; *new position:* Lecturer; compensation of \$27,500

OTHER BUSINESS

- ▶ Trustee Ross invited to Institutional Executive Officers to speak about events occurring on each of their campuses.
- ▶ On behalf of the Board of Trustees, Trustee Neely thanked Trustee Ross for his year of service as Board President. As a token of appreciation, Trustee Neely presented him with a plaque in recognition of this service. Trustee Ross thanked the Board.

EXECUTIVE SESSION

On motion by Trustee Perry, with Trustees Pickering, Robinson and Whitten absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Blakeslee, with Trustees Pickering, Robinson and Whitten absent and not voting, the Board **voted to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of two litigation matters at the University of Mississippi Medical Center and
Discussion of an investigation by a public body.

During Executive Session, the following matters were discussed and/or voted upon:

On motion by Trustee Ross, seconded by Trustee Davidson, with Trustees Pickering and Robinson absent and not voting, the Board voted to approve the settlement of Tort Claim No. 1199 styled as *Stacy Hux vs. UMMC, et al.* as presented by counsel.

On motion by Trustee Rouse, seconded by Trustee Davidson, with Trustees Pickering and Robinson absent and not voting, the Board voted to approve the settlement of Tort Claim No. 1568 styled as *Tara Eldridge vs. UMMC, et al.* as presented by counsel.

On motion by Trustee Perry, seconded by Trustee Whitten, with Trustees Pickering and Robinson absent and not voting, the Board authorized the Commissioner and directed him to entertain and consider independent proposals and recommend an appropriate independent accountant to the Board for the 2010 System audit.

On motion by Trustee Perry, seconded by Trustee Whitten, with Trustees Pickering and Robinson absent and not voting, the Board voted to return to Open Session.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Whitten, seconded by Trustee Rouse, with Trustees Pickering and Robinson absent and not voting, the Board members voted to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 14-15, 2010**

EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Summary of Resident Professional Tuition Requests, Fiscal Years 2011 - 2014 |
| Exhibit 2 | Summary of Non-Resident Professional Tuition Requests, Fiscal Years 2011 - 2014 |
| Exhibit 3 | Summary of Average Double Occupancy Rates Requested, Fiscal Year 2011 |
| Exhibit 4 | Proposed Average Room Rates, Single Occupancy, FY 2011 |
| Exhibit 5 | Proposed Board (Meal) Rates, Most Expensive Plan, FY 2011 |
| Exhibit 6 | Summary of Board Plan Proposal, FY 2011 |
| Exhibit 7 | Proposed Board (Meal) Rates, Least Expensive Meal Plan, FY 2011 |
| Exhibit 8 | Real Estate items that were approved by the IHL Board staff subsequent to the March 18, 2010 Board meeting. |
| Exhibit 9 | Report of the payment of legal fees to outside counsel. |



Summary for Resident Professional Tuition Requests Fiscal Years 2011 – FY 2014

EXHIBIT 1

Program	Resident Tuition				
	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
MSU - Veterinary Medicine	\$ 15,847	\$ 17,449	\$ 18,512	N/A	N/A
UM - School of Law	9,350	10,276	11,293	N/A	N/A
UM - MBA Program	6,084	6,480	6,901	N/A	N/A
UM - Pharmacy Pre, EE1, EE2, EE3	6,408	7,015	7,680	N/A	N/A
UM - Pharmacy P1 & P2	11,876	13,000	14,230	N/A	N/A
UM - Pharmacy P3 & P4	12,820	14,035	15,365	N/A	N/A
UMMC - School of Dentistry	14,030	16,530	18,530	\$ 20,530	\$ 22,530
UMMC - School of Medicine	13,649	15,649	18,149	20,649	23,149
UMMC - Doctor of Physical Therapy	7,661	8,861	10,061	11,261	12,461



Summary of Non-Resident Professional Tuition Requests Fiscal Years 2011 – FY 2014

EXHIBIT 2

Program	Non-Resident Tuition				
	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
MSU - Veterinary Medicine	\$ 36,932	\$ 41,649	\$ 44,277	N/A	N/A
UM - School of Law	20,444	22,468	24,692	N/A	N/A
UM - MBA Program	14,546	15,700	16,940	N/A	N/A
UM - Pharmacy Pre, EE1, EE2, EE3	15,098	16,595	18,240	N/A	N/A
UM - Pharmacy P1 & P2	25,566	28,095	30,875	N/A	N/A
UM - Pharmacy P3 & P4	27,764	30,515	33,535	N/A	N/A
UMMC - School of Dentistry	32,690	38,515	43,175	\$ 47,835	\$ 52,495
UMMC - School of Medicine	31,802	36,462	42,287	48,112	53,937
UMMC - Doctor of Physical Therapy	19,535	22,595	25,655	28,715	31,775



Summary of Average Double Occupancy Rates Requested Fiscal Year 2011

EXHIBIT 3

Institution	Double Occupancy Average Rates		Range of Increases	Revenue Generated
	FY 2010	FY 2011		
ASU	\$ 3,126	\$ 3,950	New Residence Hall on Line	\$ 1,681,404
DSU	3,387	3,584	2.0% to 15.6%	89,352
JSU	3,782	3,858	2.0%	160,000
MSU	4,314	4,433	2.8%	445,000
MUW	3,099	3,316	7.0%	100,955
MVSU	2,794	3,090	9.4% to 10.6%	266,022
UM	3,828	4,010	-1.6% to 6.8%	412,000
USM	3,627	4,006	3.0% to 8.5%	291,724
System Average	\$ 3,495	\$ 3,781		\$ 3,446,457



Proposed Average Room Rates Single Occupancy FY 2011

EXHIBIT 4

Institution	FY 2010	Proposed - Single Occupancy	
		FY 2011	FY 2011
		Rate	\$ Change
ASU	\$ -	\$ 5,500	N/A
DSU	\$ 4,987	\$ 5,184	\$ 197
JSU	\$ 5,351	\$ 5,458	\$ 107
MSU	\$ 5,115	\$ 5,256	\$ 141
MUW	\$ 5,417	\$ 5,796	\$ 379
MVSU	\$ 4,075	\$ 4,460	\$ 385
UM	\$ 5,197	\$ 5,344	\$ 147
USM	\$ 6,506	\$ 6,875	\$ 369
Annual Average	\$ 5,235	\$ 5,484	\$ 249



Proposed Board (Meal) Rates Most Expensive Meal Plan FY 2011

EXHIBIT 5

Institution	FY 2010	Proposed - Most Expensive Meal Plan	
		Rate	Dollar Change
ASU	\$ 2,258	\$ 2,348	\$ 90
DSU	2,318	2,418	100
JSU	2,472	2,521	49
MSU	2,392	2,464	72
MUW	2,150	2,258	108
MVSU	2,287	2,447	160
UMI	2,498	2,498	-
USM	2,798	2,882	84
Annual Average	\$ 2,397	\$ 2,480	\$ 83



Summary of Board Plan Proposal FY 2011

EXHIBIT 6

Institution	Most Expensive Plan		Range of Increases for all plans FY 2011	Revenue Generated FY 2011
	FY 2010	FY 2011		
ASU	\$ 2,258	\$ 2,348	4.0%	\$ 124,551
DSU	2,318	2,418	4.3% to 50.0%	260,500
JSU	2,472	2,521	2.0%	100,000
MSU	2,392	2,464	3.0%	170,352
MUW	2,150	2,258	5.0%	54,864
MVSU	2,287	2,447	7.0%	144,081
UM	2,498	2,498	0.0% to 2.5%	59,500
USM	2,798	2,882	3.0%	228,563
System Average	\$ 2,397	\$ 2,480		\$ 1,142,411



Proposed Board (Meal) Rates Least Expensive Meal Plan FY 2011

EXHIBIT 7

Institution	FY 2010	Proposed - Least Expensive Meal Plan	
		Rate	Dollar Change
ASU	\$ -	\$ -	-
DSU	200	300	100
JSU	1,500	1,530	30
MSU	1,000	1,030	30
MUW	-	-	-
MVSU	-	-	-
UM	650	667	17
USM	600	618	18

EXHIBIT 8

April 14-15, 2010

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MARCH 18, 2010 BOARD MEETING SUBMISSION DEADLINE

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL.

1. DSU-GS 102-224, Fire Station Phase I

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Shafer and Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to advertise for receipt of bids.** Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 9, 2010

Project Initiation Date: August 21, 2008

Design Professional: Shafer and Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$900,000

Funding Source(s): HB 1641, Laws of 2008; Appropriations from the City of Cleveland

2. DSU-GS 102-232, Campus Roof Repairs

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Shafer and Associates, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 8, 2010

Project Initiation Date: September 16, 2009

Design Professional: Shafer and Associates

EXHIBIT 8

April 14-15, 2010

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$650,652

Funding Source(s): HB 1722, Laws of 2009

3. JSU-GS 103-219, Johnson/Dansby Replacement

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$62,062.32 and zero (0) additional days to the contract of Harrell Contracting Group, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 5, 2010

Change Order Justification: The change order is necessary to provide boring for fiber optic cable, modifying the mechanical and electrical service to include materials for future expansion, and to add four (4) surface mounted lights in the crawl space area.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$104,309.34

Project Initiation Date: November 20, 2003

Design Professional: Vernell Barnes Architect/Foil Wyatt Architects-A Joint Venture

General Contractor: Harrell Contracting Group, LLC

Contract Award Date: March 30, 2009

Project Budget: \$13,773,590.88

Funding Source(s): SB 2010, Laws of 2004; HB 1641, Laws of 2006 and HB 246, Laws of 2007

4. MSU-IHL 205-234, MSU Research Park Road

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Neel-Schaffer, Inc, design professional.

EXHIBIT 8

April 14-15, 2010

Staff Approval Date: February 22, 2010

Project Initiation Date: September 21, 2007

Design Professional: Neel-Shaffer, Inc.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$2,460,000

Funding Source(s): Mississippi Department of Transportation (MDOT)

5. MSU-IHL 205-235 F, Demolition of Suttle Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by LPK Architects, P.A., design professional.

Staff Approval Date: February 10, 2010

Project Initiation Date: April 16, 2008

Design Professional: LPK Architects, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$29,960,000 is the total project budget for phases 205-235A-F

Funding Source(s): MSU Educational Building Corporation Bonds (EBC)

6. MSU-IHL 205-245, Spencer Track Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Panola Construction Company, the lower of seven (7) bidders for a total contract amount of \$2,782,000.

Staff Approval Date: March 2, 2010

Project Initiation Date: June 18, 2009

EXHIBIT 8

April 14-15, 2010

Design Professional: CHA Sports, Inc.

General Contractor: Panola Construction Company

Contract Award Date: March 2, 2010

Project Budget: \$3,200,000

Funding Source(s): MSU (returned Southeastern Conference Escrow) and Private Funding (MSU Bulldog Club)

7. MSU-IHL 205-250, Addition to CAVS Dynamometer Building

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Foil Wyatt Architects, design professionals.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

Staff Approval Date: (#1-2) March 2, 2010

Project Initiation Date: January 21, 2010

Design Professional: Foil Wyatt Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$350,000

Funding Source(s): Federal Funds

8. MSU-IHL 205-252, Tennis Court Parking Lot

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Michael T. Muzzi, AIA, AUA, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

EXHIBIT 8

April 14-15, 2010

Staff Approval Date: (#1-2) March 8, 2010

Project Initiation Date: February 18, 2010

Design Professional: Michael T. Muzzi, AIA, AUA (MSU Campus Architect)

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$400,000

Funding Source(s): MSU Parking Services

9. MSU-IHL 213-138, Renovation of MSU/CVM Cage Wash Facilities

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Thomas Shelton Jones & Associates, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **request to advertise for receipt of bids.**

Staff Approval Date: (#1-2) March 2, 2010

Project Initiation Date: May 14, 2009

Design Professional: Thomas Shelton Jones & Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$311,595

Funding Source(s): National Institutes of Health/National Center for Research Resources

10. UM-GS 107-297, Waste Water Treatment Plant

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Engineering Solutions, design professional.

EXHIBIT 8

April 14-15, 2010

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved request to advertise for receipt of bids.

Staff Approval Date: (#1-2) March 9, 2010

Project Initiation Date: June 18, 2008

Design Professional: Engineering Solutions

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,800,000

Funding Source(s): HB 1641, Laws of 2008; Auxiliary R&R funds

11. UM-GS 107-298, Coulter Hall 1B

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$19,241.00 and zero (0) additional days to the contract of Tri-Star Mechanical. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$51,763.00 and zero (0) additional days to the contract of Security Fire Protection Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 2, 2010

Change Order Justification: Change Order #5 is necessary to paint all exposed sprinkler pipes in laboratories and to paint standpipes in stairwells. Change Order #6 is necessary to provide materials, labor, and equipment for the accommodation of user supplied equipment in an ICP (Inductively Coupled Plasma Mass Spectrometer), new light fixtures, electrical connections, and modifications to existing stainless steel ductwork .

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$173,729.18

Project Initiation Date: June 18, 2008

EXHIBIT 8

April 14-15, 2010

Design Professional: Barlow Eddy Jenkins, P.A.

General Contractor: Tri-Star Mechanical

Contract Award Date: May 22, 2009

Project Budget: \$5,208,000

Funding Source(s): HB 1641, Laws of 2008; Internal R&R funds

12. UMMC-IHL 209-505, New Pediatric Emergency Room Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Evan Johnson and Sons Construction, Inc., the lower of eight (8) bidders for a total contract amount of \$4,588,000.

Staff Approval Date: February 15, 2010

Project Initiation Date: November 16, 2007

Design Professional: Dale/Morris Architects, PLLC

General Contractor: Evan Johnson and Sons Construction, Inc.

Contract Award Date: February 15, 2010

Project Budget: \$5,633,275

Funding Source(s): Pediatrics Outpatient Clinic Fund

13. UMMC-IHL 209-510, Guyton Contract III Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Evan Johnson and Sons Construction, Inc., the lower of fifteen (15) bidders for a total contract amount of \$11,908,000.

Staff Approval Date: February 10, 2010

Project Initiation Date: June 17, 2008

Design Professional: Simons Associates/Eley Associates-A Joint Venture

General Contractor: Evan Johnson and Sons Construction, Inc.

EXHIBIT 8

April 14-15, 2010

Contract Award Date: February 10, 2010

Project Budget: \$16,500,000

Funding Source(s): UMMC Educational Building Corporation (EBC) and Interest Income

14. UMMC-IHL 209-511, Student Lounge Renovations 2008

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Coleman Hammons Construction Co., the lower of seven (7) bidders for a total contract amount of \$557,000.

Staff Approval Date: February 22, 2010

Project Initiation Date: August 21, 2008

Design Professional: M3A Architecture

General Contractor: Coleman Hammons Construction Co.

Contract Award Date: February 22, 2010

Project Budget: \$715,341

Funding Source(s): Student Tuition

15. UMMC-IHL 209-515, Surgical Short Stay Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$80,338.00 and eighty (80) additional days to the contract of Evan Johnson and Sons Construction, Inc.

Staff Approval Date: March 2, 2010

Change Order Justification: The change order is necessary for increased demolition costs, and to address conflicts for access between this project and two others.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$80,338.00

Project Initiation Date: November 21, 2008

EXHIBIT 8

April 14-15, 2010

Design Professional: Cooke Douglas Farr Lemons, Ltd.

General Contractor: Evan Johnson and Sons Construction, Inc.

Contract Award Date: August 24, 2009

Project Budget: \$7,735,000

Funding Source(s): Hospital Patient Revenue

16. UMMC-IHL 209-528, Stadium Parking Paving

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to ADCAMP Inc., the lower of four (4) bidders for a total contract amount of \$884,000.

Staff Approval Date: March 4, 2010

Project Initiation Date: September 17, 2009

Design Professional: Cooke Douglass Farr Lemons, LTD

General Contractor: ADCAMP Inc.

Contract Award Date: March 4, 2010

Project Budget: \$1,020,000

Funding Source(s): Hospital Patient Revenue and Interest Income

17. Education and Research Center-GS 111-040, Fire Alarm System

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Total Electric, the lower of six (6) bidders for a total contract amount of \$304,000.

Staff Approval Date: March 4, 2010

Project Initiation Date: September 6, 2006

Design Professional: Watkins & O'Gwynn Consulting Electrical Engineers

General Contractor: Total Electric

EXHIBIT 8

April 14-15, 2010

Contract Award Date: March 4, 2010

Project Budget: \$500,000

Funding Source(s): SB 2988, Laws of 2003; HB 1634, Laws of 2006; and HB 1641, Laws of 2008

EXHIBIT 9

April 14-15, 2010

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Phelps Dunbar (statement dated 2/23/10) from the funds of Mississippi State University. (This statement, in the amount of \$350.00, represents services and expenses in connection with *Wade vs. MS Cooperative Extension Service*.)

TOTAL DUE.....\$ 350.00

Payment of legal fees for professional services rendered by David Ware & Associates (statements dated 2/11/10, 2/12/10, 2/18/10 and 3/1/10) from the funds of Mississippi State University. (These statements, in the amounts of \$1,500.00, \$397.00, \$370.82 and \$2,500.00, respectively, represent services and expenses in connection with labor certifications.)

TOTAL DUE.....\$ 4,767.82

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/22/09, 1/20/10 and 2/9/10) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,185.00, \$1,836.00 and \$3,621.60, respectively, represent services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities.)

TOTAL DUE.....\$ 11,642.60

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 2/17/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Advice - UMMC-North Clinic - \$3,182.00 and General Representation of the Medical School and Facility Practice Plans - UMMC-North Clinic - \$881.50.)

TOTAL DUE.....\$ 4,063.50

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statements dated 1/11/10 and 2/9/10) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,107.00 and \$100.84, respectively, represent services and expenses in connection with the *Bernard v. UMMC* case.)

TOTAL DUE.....\$ 2,207.84

EXHIBIT 9

April 14-15, 2010

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (statements dated 1/26/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with cases styled *Kermode* - \$3,382.50, *Kermode* - \$1,290.00, *Kermode* - \$4,768.50, *Seid* - \$6,575.25 and *Thornton* - \$90.00.)

TOTAL DUE.....\$ 16,106.25

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (statement dated 2/18/10) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with financial concerns.)

TOTAL DUE.....\$ 157.50

Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 2/11/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Compact Time-of-Flight Mass Spectrometer-Canada" - \$25.50; "Compact Time-of-Flight Mass Spectrometer-Germany" - \$160.50; "Compact Time-of-Flight Mass Spectrometer-Japan" - \$476.62; "Organic Wood Preservatives" - \$1,642.50; "Live Attenuated Catfish Vaccine" - \$42.50; "Self-Propelled Rotary Excavator" - \$42.50; "Shaw-Shikimate Surfactant Test Provisional" - \$5,205.00 and "Srinivasan-Elusieve Processing CIP Application" - \$2,701.20.)

TOTAL DUE.....\$ 10,296.32

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 7/28/09, 11/12/09, 11/18/09, 12/16/09, 12/16/09, 1/20/10 and 1/29/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Commercialization Efforts for the University of Mississippi - Chick Separation/Anxiety-Depression (SAD Model)" - \$3,910.00; "Commercialization Efforts for the University of Mississippi - Chick Separation - Anxiety-Depression (SAD Model)" - \$380.00; "Utilizing Tactile Speech Feedback for Stuttering and Other Speech/Fluency/Motor Initiation Disorders" - \$215.00; "Utilizing Tactile Speech Feedback for Stuttering and Other Speech/Fluency/Motor Initiation Disorders"- \$3,461.50; "Complexes and Compounds for Light Emitting Applications" - \$812.50; "Complexes and Compounds for Light Emitting Applications" - \$1,282.50 and "Utilizing Tactile Speech Feedback for Stuttering and Other Speech/Fluency/Motor Initiation Disorders" - \$2,175.50.)

TOTAL DUE.....\$ 13,049.50

EXHIBIT 9

April 14-15, 2010

of Preparing Delta-9-THC Esters” - \$80.00; “Japan-Method of Preparing Delta-9-THC Esters” - \$152.50; “Norway-Method of Preparing Delta-9-THC Esters” - \$120.00; “New Zealand-Method of Preparing Delta-9-THC Esters” - \$40.00; “Poland-Method of Preparing Delta-9-THC Esters” - \$40.00; “Russia-Method of Preparing Delta-9-THC Esters” - \$40.00; “Singapore-Method of Preparing Delta-9-THC Esters” - \$40.00; “South Africa-Method of Preparing Delta-9-THC Esters” - \$40.00; “Austria-Method of Preparing Delta-9-THC Esters” - \$80.00; “Belgium-Method of Preparing Delta-9-THC Esters” - \$80.00; “Denmark-Method of Preparing Delta-9-THC Esters” - \$80.00; “Finland-Method of Preparing Delta-9-THC Esters” - \$80.00; “France-Method of Preparing Delta-9-THC Esters” - \$80.00; “Germany-Method of Preparing Delta-9-THC Esters” - \$80.00; “United Kingdom-Method of Preparing Delta-9-THC Esters” - \$80.00; “Greece-Method of Preparing Delta-9-THC Esters” - \$80.00; “Ireland-Method of Preparing Delta-9-THC Esters” - \$80.00; “Italy-Method of Preparing Delta-9-THC Esters” - \$80.00; “Netherlands-Method of Preparing Delta-9-THC Esters” - \$80.00; “Portugal-Method of Preparing Delta-9-THC Esters” - \$40.00; “Spain-Method of Preparing Delta-9-THC Esters” - \$80.00; “Sweden-Method of Preparing Delta-9-THC Esters” - \$40.00; “Switzerland-Method of Preparing Delta-9-THC Esters” - \$80.00; “Australia-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Canada-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Europe-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Method of Preparing Delta-9-THC” - \$96.25; “Method of Preparing Delta-9-THC” - \$96.25; “Potent Immunostimulatory Extracts from Microalgae” - \$80.00; “Canada-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$120.00; “Europe-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$120.00; “Mexico-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$96.25; “New Zealand-Method of Preparing Delta-9-THC” - \$280.00; “Electropulsation Mediated Drug Therapy for Nail Disorders” - \$40.00; “Compositions for the Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$120.00; “Method for the Preparation and Derivatization of Hydroxy Metabolites of Artemisinin and 10-Deoxyartemisinin” - \$80.00; “Canada-Potent Immunostimulatory Component in Microalgae Extract” - \$80.00; “Method of Preparing Delta-9-THC” - \$40.00; “Denmark-Method of Preparing Delta-9-THC” - \$75.00; “Method of Preparing Delta-9-THC” - \$80.00; “General Patent Matters” - \$240.00; “Design and Synthesis of Optimized Ligands for PPAR” - \$80.00; “Transmucosal Delivery of Cannabinoids” - \$80.00; “Synthesis of Epothilones and Related Analogs” - \$160.00; “Europe-Method of Preparing Delta-9-THC” - \$200.00; “South Africa-Stable Suppository Formulations Effecting Bioavailability of Delta-9-THC” - \$200.00; “Australia-Method of Preparing Delta-9-THC” - \$160.00; “Canada-Method of Preparing Delta-9-THC” - \$80.00; “Stable Suppository Formulations Effecting Bioavailability of Delta-9-THC” - \$320.00; “Australia-Stable Suppository Formulations Effecting Bioavailability of Delta-9-THC” - \$240.00; “Canada-Method of Preparing Delta-9-THC Esters” - \$80.00; “China-Method of Preparing Delta-9-THC Esters” - \$200.00; “Hong Kong-Method of Preparing Delta-9-THC Esters” - \$200.00; “Hungary-Method of Preparing Delta-9-THC Esters” - \$685.00; “Israel-Method of Preparing Delta-9-THC Esters” - \$200.00; “Norway-Method of Preparing Delta-9-THC Esters” - \$200.00; “New

EXHIBIT 9

April 14-15, 2010

Zealand-Method of Preparing Delta-9-THC Esters” - \$240.00; “Poland-Method of Preparing Delta-9-THC Esters” - \$160.00; “Russia-Method of Preparing Delta-9-THC Esters” - \$160.00; “Singapore-Method of Preparing Delta-9-THC Esters” - \$200.00; “South Africa-Method of Preparing Delta-9-THC Esters” - \$200.00; “Austria-Method of Preparing Delta-9-THC Esters” - \$200.00; “Belgium-Method of Preparing Delta-9-THC Esters” - \$200.00; “Denmark-Method of Preparing Delta-9-THC Esters” - \$200.00; “Finland-Method of Preparing Delta-9-THC Esters” - \$200.00; “France-Method of Preparing Delta-9-THC Esters” - \$200.00; “Germany-Method of Preparing Delta-9-THC Esters” - \$200.00; “United Kingdom-Method of Preparing Delta-9-THC Esters” - \$200.00; “Greece-Method of Preparing Delta-9-THC Esters” - \$200.00; “Ireland-Method of Preparing Delta-9-THC Esters” - \$200.00; “Italy-Method of Preparing Delta-9-THC Esters” - \$200.00; “Netherlands-Method of Preparing Delta-9-THC Esters” - \$200.00; “Portugal-Method of Preparing Delta-9-THC Esters” - \$200.00; “Spain-Method of Preparing Delta-9-THC Esters” - \$200.00; “Sweden-Method of Preparing Delta-9-THC Esters” - \$200.00; “Switzerland-Method of Preparing Delta-9-THC Esters” - \$200.00; “Australia-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Canada-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Europe-Dihydroartemisinin and Dihydroartemisitene Dimers and Anti-Cancer Agents” - \$80.00; “Australia-Method of Preparing Delta-9-THC Esters” - \$80.00; “Canada-Method of Preparing Delta-9-THC Esters” - \$80.00; “Europe-Method of Preparing Delta-9-THC Esters” - \$80.00; “New Zealand-Method of Preparing Delta-9-THC Esters” - \$80.00; “Potent Immunostimulatory Extracts from Microalgae” - \$40.00; “Potent Immunostimulatory Extracts from Microalgae” - \$40.00; “Australia-Methods of Controlling Toxicity of Aminoquinoline-G71” - \$40.00; “Europe-Methods of Controlling Toxicity of Aminoquinoline-G71” - \$80.00; “Compositions Containing Delta-9-THC Amino Acids Esters and Preparation Process” - \$120.00; “Method for the Preparation and Derivitization of Hydroxy Metabolites of Artemisisin and 10-Deoxyartemisinin” - \$80.00; “General Advice” - \$1,950.00; “Canada-Transmucosal Delivery of Cannabinoids” - \$285.32; “US-Method of Preparing Delta-9-Tetrahydrocannabinol” - \$2,502.00; “Canada-Method of Preparing Delta-9-Tetrahydrocannabinol” - \$297.00; Canada-Method of Preparing Delta-9-Tetrahydrocannabinol Esters” - \$407.00; “Australia-Dihydroartemisinin and Dihydroartemisitene Dimers as Anti-Cancer and Anti-Infective Agents” - \$283.00; “Canada-Dihydroartemisinin and Dihydroartemisitene Dimers as Anti-Cancer and Anti-Infective Agents” - \$407.00 and “Europe-Dihydroartemisinin and Dihydroartemisitene Dimers as Anti-Cancer and Anti-Infective Agents” - \$1,728.00.)

TOTAL DUE.....\$ 22,034.32

EXHIBIT 9

April 14-15, 2010

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 11/20/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 12/16/09, 1/27/10, 1/27/10, 1/27/10, 1/27/10, 1/27/10, 1/27/10, 1/27/10, 1/27/10 and 1/27/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Underwater Biomass Assessment Device and Method” - \$384.56; “In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative” - \$775.00; “Feeding Particles at Various Modes without Moving Connections at System Periphery” - \$333.60; “Australia-Highly Purified Amphotericin-B” - \$1,436.95; “Canada-Purified Amphotericin-B” - \$361.90; “France-Highly Purified Amphotericin-B” - \$393.45; “Germany-Highly Purified Amphotericin-B” - \$537.27; “Great Britain-Highly Purified Amphotericin-B” - \$345.14; “Ireland-Highly Purified Amphotericin-B” - \$521.59; “US-Highly Purified Amphotericin-B” - \$3,330.50; “Saururus Cernuus Extracts and Compounds Inhibiting Cellular Responses to Hypoxia” - \$240.00; “Multi-domain Plate Acoustic Wave Devices” - \$404.52; “China-High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - \$96.00; “Paris-High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - \$544.20; “Vietnam-High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - \$390.00; “Paris-High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - \$4,983.46; “Canada-Stabilized Formulation of Triamcinolone Acetonide” - \$575.00; “Stabilized Formulation of Triamcinolone Acetonide” - \$93.00; “Bioadhesive Hot-Melt Extruded Film for Topical and Mucosal Adhesion Applications” - \$1,490.00; “Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$625.00; “Agents with Selective K-Opioid Receptor Activity” - \$40.50; “In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative” - \$93.00; “Japan-Highly Purified Amphotericin-B” - \$837.00; “US-Highly Purified Amphotericin-B” - \$3,397.44; “Multi-domain Plate Acoustic Wave Devices” - \$135.04; “Paris-High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$93.00; “High Speed Data Compression Based on Set-Associative Cache Mapping Techniques” - \$110.40; “Canada-Stabilized Formulation of Triamcinolone Acetonide” - \$133.50; “Method of Detecting Vibration and Sound Signatures of Human Footsteps” - \$133.92; “A Corrugated and Ported Prism Engine Nozzle for Reduction of Supersonic Jet Exhaust Noise” - \$250.00; “Development of Isoflavones for Targeting Cryptosporidium Parvum Infection” - \$124.00; “Canada-Highly Purified Amphotericin-B” - \$435.68; “Japan-Highly Purified Amphotericin-B” - \$434.00; “Canada-Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$426.34; “US-Delivery of Medicaments to the Nail and Perionychium via ‘Etching’” - \$522.78; “Canada-Stabilized Formulation of Triamcinolone Acetonide” - \$2,879.05; “US-Stabilized Formulation of Triamcinolone Acetonide” - \$1,644.50; “General Patent Matters” - \$67.50 and “Agents with Selective K-Opioid Receptor Activity” - \$40.64.)

TOTAL DUE.....\$ 29,659.43

EXHIBIT 9

April 14-15, 2010

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 10/26/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patents: “System for Diagnosis and Prediction of Therapy” - \$192.00; “Temporary Mucosal Gastric Electrical Stimulation Device” - \$1,393.50; “General” - \$1,800.00; “Targeted Delivery of Medicaments Including Doxorubicin” - \$248.00; “Inhibition of Cancer Metastasis by Cell Penetrating Peptides” - \$310.00; “Thermally Targeted Delivery of Medicaments” - \$713.00 and “Thermally Targeted Delivery of Therapeutic Peptides” - \$310.00.)

TOTAL DUE.....\$ 4,966.50

CONSENT AGENDAS

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 1 of 11

1. JSU-LEASE AGREEMENT

Agenda Item Request: Jackson State University (JSU) requests approval to enter into a revenue lease contract for roof space for the placement, operation, and maintenance of communication equipment owned by **Louisiana Unwired, LLC**.

Contractor's Legal Name: **Louisiana Unwired, LLC**.

History of Contract: This is a new contract. The current contract, which is also with Louisiana Unwired, LLC., is scheduled to expire July 24, 2010.

Specific type of contract: Lease for communications equipment

Purpose: The purpose of this agreement is to lease roof top space to Louisiana Unwired, LLC. to allow them to place, operate, and maintain their communications equipment on the roof of the Administration Building on the JSU campus.

Scope of Work: The agreement allows JSU to lease roof space to Louisiana Unwired to allow them to place, operate, and maintain its communications equipment on the JSU campus. In return, JSU will receive annual lease revenue from the contractor.

Term of contract: Contract is for sixty (60) months – July 25, 2010 through July 24, 2015. The lease may be renewed for one (1) additional term of sixty (60) months upon Board approval.

Termination Options: Either party may terminate the lease by providing ninety (90) days prior written notice to the other party.

Contract Amount: As a revenue contract, JSU will receive \$13,000 annually in return for the leased space (\$65,000 over the life of the original term).

Funding Source for Contract: This is a revenue contract.

Contractor Selection Process: Louisiana Unwired, LLC. solicited the contract with JSU. JSU personnel researched market rates for similar arrangements and both parties agreed upon the rates.

Staff Recommendation: **Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of all leases, easements, oil and mineral leases and timber sales is required. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.**

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 2 of 11

2. MSU –APPROVAL OF CONTRACTUAL AGREEMENTS

- a. Agenda Item Request:** Mississippi State University (MSU) requests approval to renew a contract for the license of the Vista Enterprise learning management system with **Blackboard, Inc.** to be used for online instruction.

Contractor’s Legal Name: Blackboard, Inc.

History of Contract: This is a new agreement. MSU first began using the WebCT course management system in 1998. In 2007, MSU upgraded to the Blackboard Vista Enterprise learning management system with a 40-month contract. The contract is scheduled to end on June 30, 2010.

Specific type of contract: This is a software licensing agreement.

Purpose: The purpose of this new agreement is to renegotiate the contract with Blackboard to be used for online instruction. During the 2010 spring semester, the current Vista Enterprise system is being used by 724 MSU faculty to deliver instructional content to 15,747 students across 2,250 class sections.

Scope of Work: The agreement provides for the license and software maintenance of the Blackboard Vista Enterprise learning management system currently operated by MSU.

Term of contract: Thirty-six (36) months – July 1, 2010 through June 30, 2013

Termination Options: The contract may be terminated by MSU without cause provided the party seeking such termination provides at least thirty (30) days written notice.

Contract Amount: The agreement shall not exceed \$412,071, with an annual breakdown of \$128,175 (FY 2011), \$137,148 (FY 2012), and \$146,748 (FY 2013).

Funding Source for Contract: The contract will be funded from General Funds.

Contractor Selection Process: MSU is continuing use of the Blackboard Vista Enterprise learning management system based upon the terms and conditions negotiated between the Mississippi Department of Information Technology Services and Blackboard, Inc. in the Master Software License and Services Agreement of April 20, 2006.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 3 of 11

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

- b. **Agenda Item Request:** Mississippi State University (MSU) requests approval to contract with **MetroCast Communications of Mississippi, LLC** to provide cable television services to the MSU Housing department.

Contractor's Legal Name: **MetroCast Communications of Mississippi, LLC**

History of Contract: MSU currently has a contractual relationship with the contractor. The contract for television services is scheduled to end on June 30, 2010.

Specific type of contract: This is a service contract to provide television services to MSU's Housing units.

Purpose: The purpose of this agreement is to provide television services to the students living in the MSU residence halls.

Scope of Work: The vendor agrees to provide cable television and related services to the MSU residence halls on the main campus of MSU.

Term of contract: One-hundred twenty (120) months – July 1, 2010 through June 30, 2020 with mutual options to renew for a period up to two (2) additional five-year terms

Termination Options: MSU can terminate the agreement for cause upon 30 days written notice. MetroCast can terminate the contract for convenience upon 120 days written notice.

Contract Amount: The estimated cost of the contract shall not exceed \$3,193,518 over the life of the agreement. The actual cost will fluctuate based on the number of individual locations (bedrooms) requiring service.

Funding Source for Contract: The contract will be funded from auxiliary funds (Student Housing department).

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 4 of 11

Contractor Selection Process: The contractor selection was through a RFP process. Both technical and financial components were evaluated in selecting the best qualified proposal. MSU received five (5) responses. Following are the bids and scoring for the top three proposals:

1. MetroCast received the highest composite score (#85.16 points and bid of \$3,193,518).
2. Campus TeleVideo (#78.5 points and a bid of \$2,641,392)
3. Dish Network (#55.75 points and a bid of \$3,393,948)

Although MetroCast was not the lowest of the three bids, it was selected because the company:

- offered more cable channels (115 channels versus 72 and 48 channels for the other two bidders);
- offered MSU ultimate ownership in a complete system while the others only offered partial system ownership (MSU insisted on a complete system in the RFP); and
- provided a cost per room figure while the next lowest bidder did not. (The cost per room factor was important so MSU can evaluate future costs if and when additional housing units/rooms are brought on-line.)

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

3. UM –AMENDMENT TO CONTRACTUAL AGREEMENT

Agenda Item Request: University of Mississippi (UM) requests approval to amend its current contract for bookstore services with **Barnes & Noble College Booksellers, Inc. (B&N)**.

Contractor's Legal Name: Barnes & Noble College Booksellers, Inc.

History of Contract: UM contracted with B&N to provide bookstore services to their campus operations in December of 2006. The contract was approved by the IHL Board provisionally in August 2006 for five (5) years, and it is presently scheduled to expire at the end of its current term, December 14, 2011.

Specific type of contract: Bookstore services agreement

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 5 of 11

Purpose: The purpose of this modification is to amend a current agreement for Bookstore services to allow for UM's participation in B&N's textbook rental program. The textbook rental program was not a part of the current agreement which began on 12/15/2006. Under terms of the amendment, B&N will institute their textbook rental program at UM beginning with the fall 2010 academic term.

Scope of Work: The agreement allows B&N to institute their textbook rental program at UM beginning with the fall 2010 academic term. Students should realize costs savings through the usage of this rental program. In return, the university will forgo their guaranteed minimum sales commission (\$600,000) and enter into an amended sales commission structure that is calculated on a sliding basis. UM will receive a 10% commission on sales of all items including new and used textbooks (for the first \$6.5 million sold) and incrementally higher percentages thereafter. UM will also receive a 7% commission on all textbook rental sales.

Term of contract: The amendment is effective for twelve (12) months – August 1, 2010 through July 31, 2011. Unless negotiated through a future amendment, the terms of the original contract will go back into effect beginning on August 1, 2011 and will remain in effect until completion of the original contract, December 14, 2011.

Termination Options: No termination clauses are in the contract.

Contract Amount: The bookstore contract is a revenue contract. The proposed amendment is projected to reduce UM's estimated annual commission by \$31,800. UM's total sales commission earned in FY 2009 was approximately \$645,000.

Funding Source for Contract: This is a revenue contract.

Contractor Selection Process: UM is presently operating in year three of a five-year agreement with B&N. The original contract with B&N was chosen after a formal RFP process.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for any bookstore, food service, or athletic concession contract projected to generate aggregate total revenues for a university of more than \$250,000 or if the term of such contract exceeds four years. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 BUDGET, FINANCE & AUDIT
 May 20, 2010
 Page 6 of 11**

4. UMMC – CONTRACTUAL SERVICES AGREEMENTS

- a. Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a professional services agreement with **Central Parking of Mississippi, Inc.** to provide shuttle service.

Contractor’s Legal Name: Central Parking of Mississippi, Inc.

History of Contract: New

Specific type of contract: Professional services contract

Purpose: The purpose of this contract is to provide shuttle services to and from the Veterans Memorial Stadium, the Medical Center campus, and the Jackson Medical Mall for employees, visitors, students, and patients.

Scope of Work: The shuttle service will operate six vehicles 65 hours per day 254 days per year (excluding weekends and holidays) for a total of 16,510 hours each year. The contractor will provide all employees, equipment, fuel, supplies, maintenance, and on-site management.

Term of contract: Five-years – July 1, 2010 to June 30, 2015

Termination Options: The agreement may be terminated within 30 days after receipt of written notice by either party for an uncorrected non-monetary default and within 10 days after written notice by either party for an uncorrected monetary default.

Contract Amount: Total cost for the first year is based on an hourly rate of \$39.13 times 16,510 hours. The total costs will not exceed \$3,500,000 over the five-year term.

Year	Estimated Annual Costs
FY 2011	\$ 646,036.30
FY 2012	665,417.40
FY 2013	685,379.90
FY 2014	705,941.30
FY 2015	727,119.50
Subtotal	3,429,894.40
Contingency for CPI greater than 3% and/or fuel cost adjustments (<i>should fuel increase to \$4 per gallon for 3 consecutive months</i>)	70,105.60
Contract not to exceed amount	\$ 3,500,000.00

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 7 of 11

The rate may be increased by three percent (3%) or the Consumer Price Index, whichever is greater, on each anniversary date of this agreement, pending both parties written approval. Fuel costs, based on retail pricing, may be adjusted due to unforeseen circumstances such as a natural disaster upon mutual agreement of both parties. Adjustments to pricing will be made if fuel costs exceed \$4.00 per gallon and continue for a period of three (3) consecutive months with the adjustment ceasing when fuel goes below \$4.00 per gallon and continues below \$4.00 per gallon for a period of three (3) consecutive months.

Funding Source for Contract: The contract will be funded by General Funds.

Contractor Selection Process: A Request for Proposals (RFP) was issued February 2010. Three bidders responded.

- (1) Dolphin Transportation of Naples Florida submitted a bid of \$61.01 per hour.
- (2) Cline Tours of Ridgeland submitted a bid of \$28.90 per hour.
- (3) Central Parking of Mississippi, Inc. submitted a bid of \$39.13 per hour.

The selection committee scored the bids based the following factors: cost, references, experience, safety record, and financial capability. While Central Parking of Mississippi did not submit the lowest bid, the company received the highest scoring and was therefore determined to be the bid that provided the best overall value to UMMC. Additional comments provided by the selection committee are as follows:

- Central Parking's equipment is in better condition and contains cameras and GPS. The lower bidder has older vehicles which were not well maintained and do not contain the cameras and GPS.
- Central Parking's management has 30 years of experience in operating multiple shuttle services in Mississippi, Louisiana, and Texas. It is one of their core businesses. Dolphin Transportation has been in business since 2001 in South Florida; while Cline Tours has been in operation since 1995.
- Central Parking established a Jackson office in 1984 and will provide on-site management of the shuttle service; while Dolphin Transportation is out of state and Cline Tours would be managed from the Ridgeland office.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 8 of 11

- b. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a professional services agreement with **MedAssist, Incorporated** to determine eligibility for patients' government assistance.

Contractor's Legal Name: MedAssist, Inc.

History of Contract: This is a new contract. The third and final amendment to the current agreement with this contractor was approved by the Board in June 2008. A total of \$14,500,000 was approved for the period July 1, 2005 through June 30, 2010. In April 2010, UMMC requested Commissioner approval to increase the contract cost by \$1,450,000 bringing the overall total to \$15,950,000.

Specific type of contract: Professional services contract

Purpose: The purpose of this contract is to provide screening services for self-pay patients to determine eligibility for government assistance such as Medicaid and Disability and to assist those patients who are determined to be eligible for government assistance through the application process.

Scope of Work: The contractor will screen patients, assist patients with completing applications for public assistance, track the application process, and document related activities. In addition, the contractor will bill and collect accounts on which they have successfully assisted patients with obtaining governmental assistance.

Term of contract: The length of this contract is three years July 1, 2010 to June 30, 2013. The contract may be renewed for two consecutive one-year periods upon written notice.

Termination Options: The contract may be terminated by either party after the first full year of the agreement without cause or penalty with a 90 day prior written notice. Contract may be terminated for cause upon 30 days written notice.

Contract Amount: The annual costs will not exceed \$3,900,000, and the total costs will not exceed \$11,700,000 for the three-year period. Costs include both fixed and variable fees.

Funding Source for Contract: The contract will be funded by patient revenues.

Contractor Selection Process: A Request for Proposals (RFP) was completed in February 2010. Two potential bidders expressed interest. The first bidder, Health Resource Management (HRM) Consultants, withdrew due to concerns about their

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 9 of 11

capacity to manage this contract. As a result, they subsequently elected not to submit a bid. The only other bidder was MedAssist, Inc. In 2009, total payments to MedAssist equaled \$2,977,249 resulting in \$31,011,877 in collections for UMMC due to MedAssist finding healthcare coverage for the uninsured, billing accounts on which they have successfully obtained coverage, and collection efforts. In addition, UMMC saves in FTE time and effort through allowing MedAssist personnel to bill and perform collection activities on these accounts.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

- c. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a purchasing agreement with **Roche Diagnostics, Corporation** for reagent chemicals and software.

Contractor's Legal Name: Roche Diagnostics Corporation

History of Contract: New

Specific type of contract: Purchase agreement

Purpose: The purpose of this agreement is to procure chemical supplies for testing in exchange for the use of two pieces of chemistry instrumentation for the operations of two (2) off-campus laboratory locations which include a location at Grants Ferry Road in Flowood, MS and the Lakeland Family Medical Clinic in Jackson, MS. It also provides for the purchase of updated software for existing chemistry instruments currently utilized in the Core Laboratory.

Scope of Work: In exchange for UMMC's agreement to purchase a specified quantity and monetary amount of chemical reagents from this contractor, the reagent rental agreement stipulates Roche will furnish two pieces of equipment instrumentation, i.e. chemical analyzers. In addition, UMMC agrees to purchase an updated version of software, called Middleware, which is used by existing instrumentation in the core laboratory.

Term of contract: The contract length is four years - June 4, 2010 to June 3, 2014.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 BUDGET, FINANCE & AUDIT
 May 20, 2010
 Page 10 of 11**

Termination Options: The agreement may be terminated for any reason after the twenty-four (24) month anniversary date of the agreement with a ninety (90) day written notice from UMMC.

Contract Amount: The total cost for the four-year contract period is \$700,969 which includes \$676,006 for the reagent rental agreement and \$24,963 for the software upgrade.

Funding Source for Contract: The contract will be funded by patient revenues.

Contractor Selection Process: UMMC has over 19 chemistry and diagnostic platforms under various contracts with multiple companies and vendors. UMMC made the decision to convert from 19 to one platform. While a Request for Proposals was not initiated, UMMC conducted four site visits to analyze different systems. The sites visited were as follows:

Company	Site
Johnson and Johnson	Jackson County Hospital, Jackson, Tennessee
Bayer (now Siemens)	Wake Forest University
Bechman-Coulter	St. Dominic Hospital
Roche Diagnostics, Corp.	Huntsville and University of Iowa

UMMC determined that Roche Diagnostics Corporation was the only company whose product would allow UMMC to conduct a large percentage of the chemistry tests including the ProBNP testing, which is the gold standard for congestive heart failure, on one platform.

Staff Recommendation: Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

- d. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to extend its lease agreement with **CAG Holdings, LLC** for 8,125 square feet of space used to house the Batson Community Clinic.

Contractor’s Legal Name: CAG Holdings, LLC. (formerly FRD Limited Partnership)

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 11 of 11

History of Contract: The Board approved the current lease agreement for 8,125 square feet in August 2009 for the period September 1, 2009 to June 30, 2010. The annual cost per square foot was \$12.50 for a monthly rental fee of \$8,463.54. The total approved for the 10-month agreement period was \$84,635.40.

Specific type of contract: Lease agreement

Purpose: The purpose of the addendum is to extend the end date of the agreement to lease 8,125 square feet and to increase the annual rental fee per square foot from \$12.50 to \$13. The leased space is used to house the Batson Community Clinic located at 5965 I-55 North Frontage Road, Jackson, MS.

Scope of Work: This agreement provides for the lease of 8,125 square feet of space with CAG Holdings responsible for maintenance of the facility's exterior and structure, payment of property taxes, and adequate heating and air conditioning equipment.

Term of contract: One-year extension for the period July 1, 2010 to June 30, 2011

Termination Options: The agreement may be terminated for fire, non-performance, or the State's lack of funding.

Contract Amount: The annual cost per square foot is \$13 for a monthly rental cost of \$8,802. The total cost for the one-year extension is \$105,625.

Funding Source for Contract: The contract will be funded by patient revenues.

Contractor Selection Process: Continuation of current lease

Staff Recommendation: Board approval prior to execution of all leases, easements, oil and mineral leases and timber sales is required. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 1 of 10**

Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

Board Policy §902, Initiation of Construction Projects

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total project budget exceeding \$1,000,000 regardless of how the projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs, and renovation projects with a total budget of \$1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Ayers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of \$1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

- 1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.*
- 2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;*
- 3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and*
- 4. The design professional previously approved by the Board has not changed.*

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 2 of 10**

If the above four conditions have been met, the Board's Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Prior to the commencement of construction, the Board must approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project. This requirement applies to all buildings and facilities on an institution's property even if the land is leased to an institution's affiliated entity or a private developer.

Board Policy §905(A), Real Estate Management

Prior Board approval is required for the execution of all leases, easements, oil and mineral leases, and timber sales.

Board Policy §905(B), Real Estate Management

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I or more detailed Environmental Report shall be completed by qualified personnel and submitted to the Board's Real Estate and Facilities Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a "no further action" letter from the State's Department of Environmental Quality. Wetlands or other environmental restrictions on the property are to be identified.

Board Policy §917, Naming Buildings and Facilities

Board approval must be obtained prior to naming or re-naming any institutional building or facility. Board approval must also be obtained prior to naming or renaming any building or facility built on university property leased to a university affiliated entity, a private developer or any other individual or entity.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 3 of 10**

APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

IHL PROJECTS

1. UM – IHL 207-341 – Thad Cochran Research Center Phase II

Project Request: The University of Mississippi requests permission to initiate Phase II of the Thad Cochran Research Center – National Center for Natural Products Research project in order to construct an additional 104,000 gross square feet of laboratory space and to appoint Cooke Douglass Farr Lemons as design professional.

Design Professional: Cooke Douglass Farr Lemons

Purpose: The primary mission of the National Center for Natural Products Research is commercialization of important natural product discoveries to the pharmaceutical and agrochemical industries. Phase I of the project was originally initiated for the planning and site preparation in June 2003. The successful implementation of Phase I for the Center has demonstrated the need for the drug development activities originally envisioned for Phase II of the project. Phase II drug development activities will focus on the development of potential new drug/agrochemical candidates. The major program areas will include such activities as analog synthesis, pharmacology/toxicology, pharmaceuticals, and discovery and re-supply of complex natural products. Phase II will expand the Centers' capacity in cellular, biological, chemistry, and natural products science.

Phase II is envisioned as a four-floor laboratory complex building consisting of 104,000 gross square feet of state-of-the-art laboratory space. The expanded facilities are needed in order for the program to remain competitive and for the university to achieve the primary mission of the Center. Phase II is to be located immediately adjacent to the current Phase I. This project will be funded with federal grant funds. The University of Mississippi is seeking approval to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: (Phase I) June 19, 2003; (Phase II) May 20, 2010

Date of Original Construction: 2002

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 4 of 10

Date of Last Renovation: 2009

Project Budget:

	<i>Estimated</i>
Construction Cost:	\$18,000,000.00
Architectural and Engineering Fees:	1,371,967.76
Miscellaneous Project Costs:	900,200.00
Contingency:	<u>3,050,452.24</u>
Total Project Budget	\$23,322,620.00

Funding Source(s): Federal Grant NIH/NCRR-1 C06RR030081-01 (\$13,915,445.00); Federal Grant HRSA-C76HF10917 (\$8,465,685.00); Federal Grant HRSA-4C76HF10917-01-03 (\$941,490.00)

Staff Recommendation: Board staff recommends approval of this item.

2. UM – IHL 207-343 – Football Indoor Practice Facility-Auditorium Addition

Project Request: The University of Mississippi requests permission to initiate a project Football Indoor Practice Facility-Auditorium Addition and to appoint Cooke Douglass Farr Lemons as design professional.

Design Professional: Cooke Douglass Farr Lemons

Purpose: The University of Mississippi is requesting this project in order to add a 150 seat auditorium to the existing Football Indoor Practice Facility. When the original project for the Football Indoor Practice Facility was conceived, the university leased the land to the University of Mississippi Athletic Association (UMAA) Foundation. The building is owned by the Foundation. The terms of the lease will not change. The lease period runs for ten (10) years commencing on the 1st day of May 2003, and continuing through the 30th day of April 2013. The current lease is for 8.0 acres. Therefore, the UMAA Foundation is the lessee and will be the owner of the project. The University of Mississippi is seeking approval to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: May 20, 2010

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 5 of 10**

Date of Original Construction: N/A

Date of Last Renovation: N/A

Project Budget:

	<i>Estimated</i>
Construction Cost:	\$1,280,000.00
Architectural and Engineering Fees:	115,902.35
Miscellaneous Project Costs:	288,200.00
Contingency:	<u>265,897.65</u>
Total Project Budget	\$1,950,000.00

Funding Source(s): UMAA Foundation (\$1,950,000)

Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF BUDGET INCREASES AND/OR CHANGES OF SCOPE

BUREAU OF BUILDING PROJECTS

3. DSU – GS 102-229 – Residence Hall Fire Protection

Project Request: Delta State University requests approval to increase the project budget for the Residence Hall Fire Protection project from \$977,141 to \$1,088,247 for an increase in the amount of \$111,106.

Project Phase: Design Phase

Design Professional: LPK Architects

General Contractor: N/A

Purpose: The project is currently in the design phase. This is the first budget escalation request made for this project by the university. Upon completion of Schematic Design Documents, the design professional recommended increasing the project budget by \$111,106. The project was originally approved by the IHL Board at its September 2009 meeting with a budget of \$1,077,141 and will provide fire suppression in Cleveland, Lawler Harkins, and the Court of Governor's residence

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 REAL ESTATE
 MAY 20, 2010
 Page 6 of 10**

halls. The budget was reduced by \$100,000 in November, 2009 by DSU. This budget increase will restore and reconcile the budget with the professional's current Schematic Design construction estimate. Delta State University is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project budget increases to the Board for approval.

Project Initiation Date: September 16, 2009

Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 870,000.00	\$ 968,700.00	\$ 98,700.00
Architectural and Engineering Fees	\$ 61,520.00	\$ 67,965.00	\$ 6,445.00
Miscellaneous Project Costs	\$ 1,200.00	\$ 1,200.00	\$ 0.00
Contingency	\$ 44,421.00	\$ 50,382.00	\$ 5,961.00
Total Project Budget	\$ 977,141.00	\$1,088,247.00	\$ 111,106.00

Funding Source(s): HB 1722, Laws of 2009 (\$1,088,247)

Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF OTHER REAL ESTATE REQUEST

4. ASU – Naming of the New Baseball Stadium and Field

Project Request: Alcorn State University requests permission to name the new baseball stadium the “Willie ‘Rat’ McGowan Stadium” and baseball field the “William ‘Bill’ Foster Field”.

Purpose: Willie ‘Rat’ McGowan was the baseball coach at Alcorn State University for 32 years. Mr. McGowan devoted 40 years to Alcorn as a teacher and coach. He retired from the university in 2009. William ‘Bill’ Foster is deceased. Mr. Foster was the baseball coach at Alcorn State University for approximately 8 years. He graduated from Alcorn State University in 1933 and played professional baseball in

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 7 of 10

the Negro League for several years. He was well known and respected in his day and ended his career with Alcorn State University. Alcorn State University is acting in accordance with Board Policy §917, Naming Buildings and Facilities, that requires Board approval be obtained prior to naming or re-naming any institutional building or facility.

Staff Recommendation: Board staff recommends approval of this item.

5. JSU – Utility Easement to Entergy Mississippi, Inc.

Project Request: Jackson State University requests approval for the granting of a utility easement to Entergy Mississippi, Inc.

Purpose: Approval for granting a utility easement to Entergy Mississippi, Inc. is necessary to install a pole for installation of conduit with underground cable for new metering equipment for the university's New Transportation/Mobility Center (IHL Project #203-150). Jackson State University is acting in accordance with Board Policy §905(A), Real Estate Management, which requires prior Board approval for the execution of all leases, easements, oil and mineral leases, and timber sales. A copy of the legal description of the utility easement is on file with the Office of Real Estate and Facilities.

Staff Recommendation: The Attorney General's Office has reviewed and approved this item. Board staff recommends approval of this item.

6. JSU – Naming of Building at 101 Capitol Street

Project Request: Jackson State University requests permission to name the building located at 101 Capitol Street the Percy W. Watson Building in recognition of Mississippi State Representative Percy W. Watson's leadership of the House Ways and Means Committee and his support of Jackson State University.

Purpose: The Department of Finance and Administration, State of Mississippi, transferred ownership of the building at 101 Capitol Street to Jackson State University. The university therefore is requesting permission to name the building. The building will be used by the university's executive programs and programs in policy and planning. Jackson State University is acting in accordance with Board Policy §917, Naming Buildings and Facilities, that requires Board approval be obtained prior to naming or re-naming any institutional building or facility.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 8 of 10**

Staff Recommendation: Board staff recommends approval of this item.

7. MSU – Utility Easement to Tennessee Valley Authority

Project Request: Mississippi State University requests approval for the granting of a permanent utility easement for transmission lines on approximately 0.44 acres to Tennessee Valley Authority, in consideration of payment of \$8,550.

Purpose: The permanent easement is necessary due to the current existence of a transmission line in the area of the property. The easement allows TVA access to the new piece of property so that TVA can install new poles for a new line that will traverse other property. The permanent easement also gives TVA the needed access the property in order to install, repair, and replace lines as necessary. The property is adjacent to the TVA Clayton Village substation and is on the edge of the MSU golf course. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, which requires prior Board approval for the execution of all leases, easements, oil and mineral leases, and timber sales. A copy of the legal description of the easement is on file with the Office of Real Estate and Facilities.

Staff Recommendation: The Attorney General’s Office has reviewed and approved this item. Board staff recommends approval of this item.

8. MSU – Award of Timber Sales-John W. Starr Memorial Forest

Project Request: Mississippi State University requests approval to award timber sales 10-01PT, 10-02PP, 10-03PP, 10-04PP, 10-05PP, and 10-06PP from John W. Starr Memorial Forest to the highest bidders, in accordance with the following bids received on April 14, 2010:

Timber Sale No. 10-01PT, Noxubee Unit, John W. Starr Memorial Forest

The sale area is approximately 122 acres in size and is located in a portion of Lots 9, 16, 17, 22 and 24 of Section 5, Township 16 North, Range 14 East, Winston County, Mississippi. This sale contains an estimated volume of 1,151,612 board feet of pine sawtimber, 5 cords of pine chip-n-saw, and 9 cords of pine pulpwood.

Bid 1: Hankins Lumber Company, Inc.-Grenada, MS	\$353,078.00
Bid 2: Rives Brothers Logging, LLC-Sturgis, MS	\$301,445.00
Bid 3: McShan Lumber Company-McShan, AL	\$215,567.50

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 9 of 10

Timber Sale No. 10-02PP, Talking Warrior Unit, John W. Starr Memorial Forest

The sale area is approximately 51 acres in size and is located in a portion of the SW ¼ of the NE ¼ and a portion of the NW ¼ of the SE ¼ of Section 5, Township 17 North, Range 14 East, Oktibbeha County, Mississippi. This sale contains and estimated volume of 72,367 board feet of pine sawtimber, 87 cords of pine chip-n-saw, and 425 cords of pine pulpwood.

Bid 1: Hayes Hunt Logging, Inc.-Sturgis, MS	\$21,390.00
Bid 2: Mid-South Timber Company, LLC-Columbus, MS	\$20,047.00

Timber Sale No. 10-03PP, Talking Warrior Unit, John W. Starr Memorial Forest

The sale area is approximately 43 acres in size and is located in a portion of the SE ¼ of the NW ¼ and a portion of the NE ¼ of the SW ¼ of Section 18, Township 17 North, Range 14 East, Oktibbeha County, Mississippi. This sale contains and estimated volume of 775 cords of pine pulpwood.

Bid 1: Hayes Hunt Logging, Inc.-Sturgis, MS	\$12,466.00
Bid 2: Mid-South Timber Company, LLC-Columbus, MS	\$10,247.00

Timber Sale No. 10-04PP, Talking Warrior Unit, John W. Starr Memorial Forest

The sale area is approximately 29 acres in size and is located in a portion of the S ½ of the NW ¼ of Section 17, Township 17 North, Range 14 East, Oktibbeha County, Mississippi. This sale contains and estimated volume of 7,815 board feet of pine sawtimber, 46 cords of pine chip-n-saw, and 243 cords of pine pulpwood.

Bid 1: Hayes Hunt Logging, Inc.-Sturgis, MS	\$6,998.00
Bid 2: Mid-South Timber Company, LLC-Columbus, MS	\$5,742.00

Timber Sale No. 10-05PP, Talking Warrior Unit, John W. Starr Memorial Forest

The sale area is approximately 35 acres in size and is located in a portion of the SW ¼ of the NW ¼ of Section 8, Township 17 North, Range 14 East, Oktibbeha County, Mississippi. This sale contains and estimated volume of 3,111 board feet of pine sawtimber, 69 cords of pine chip-n-saw, and 505 cords of pine pulpwood.

Bid 1: Hayes Hunt Logging, Inc.-Sturgis, MS	\$12,586.00
Bid 2: Mid-South Timber Company, LLC-Columbus, MS	\$ 9,247.00

Timber Sale No. 10-06PP, Noxubee Unit, John W. Starr Memorial Forest

The sale area is approximately 132 acres in size and is located in Lot 19 and a portion of Lots 14, 20, 21, and 22 of Section 4 and a portion of the NW ¼ of the SW ¼ of

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 20, 2010
Page 10 of 10

Section 9, all being in Township 16 North, Range 14 East, Winston County, Mississippi. This sale contains an estimated volume of 215,526 board feet of pine sawtimber, 43 cords of pine chip-n-saw, and 1,127 cords of pine pulpwood.

Bid 1: Mid-South Timber Company, LLC-Columbus, MS \$45,247.00

Purpose: Mississippi State University is seeking to bring in revenue to the university while properly managing the institution's forest land assets. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, which requires prior Board approval for the execution of all leases, easements, oil and mineral leases, and timber sales.

Staff Recommendation: The Attorney General's Office has reviewed and approved this item. Board staff recommends approval of this item.

9. USM – Naming of New Sign and Entrance Structure, Hattiesburg Campus

Project Request: The University of Southern Mississippi requests permission to name the new sign and entrance structure located at the main entrance to the Hattiesburg Campus the Centennial Gateway Honoring the Edward J. "Ed" Langston Family.

Purpose: The funding for the new Centennial Gateway was provided by the Langston family and the university wishes to permanently acknowledge the donors for their generosity by having the family name perpetually referenced with the Gateway as is detailed on the bronze plaques honoring the family that also includes the fitting quote offered by the donor: "Enter this gateway to fortify the mind. Depart this gateway devoted to the betterment of humanity." Ed Langston has served as President of both the Southern Miss Alumni Association and the USM Foundation and is a member of the USM Alumni Hall of Fame. The University of Southern Mississippi is acting in accordance with Board Policy §917, Naming Buildings and Facilities, that requires Board approval be obtained prior to naming or re-naming any institutional building or facility.

Staff Recommendation: Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
LEGAL
MAY 20, 2010
PAGE 1 OF 3**

1. JSU - APPROVAL TO HIRE WATKINS, LUDLAM, WINTER & STENNIS, P.A. AS OUTSIDE COUNSEL

Jackson State University requests approval to hire Watkins, Ludlam, Winter and Stennis, P.A. as outside bond counsel for the Jackson State University Educational Building Corporation (JSU-EBC) to advise on legal issues concerning bond refinancing and compliance with IRS regulations regarding tax-exempt bonds and other related matters involving bond issues and transactions. The contractual agreement is for a period of April 1, 2010 through October 31, 2010, and the fee amount (not including reimbursable expenses) will not exceed \$90,000.00, which also includes services relating to unwinding the portion of the 2008 SWAP transaction allocable to certain bonds. Additionally, Watkins, Ludlam, Winter and Stennis, P.A. will provide legal services to the JSU-EBC for corporate compliance in this transaction for a fee amount (not including reimbursable expenses) not to exceed \$20,000. The hourly rate for the attorneys will range from \$185 to \$220 and the hourly rate for paralegals will be \$85. The Attorney General has approved the request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

2. UMMC - APPROVAL TO HIRE STITES & HARBISON, PLLC AS OUTSIDE COUNSEL

The University of Mississippi Medical Center requests permission to employ Richard Myers, Mandy Decker, and Steven Meyer of Stites & Harbison, PLLC as outside counsel for intellectual property matters. The total contract amount will not exceed \$100,000.00. The attorney hourly rates will range from \$237.00 to \$310.00 per hour. Term of contract: State Date: July 1, 2010 and an End Date of June 30, 2011. The contract will be funded by indirect cost recoveries. The Attorney General has approved the request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

3. UMMC - APPROVAL TO HIRE BARRY J. WALKER OF WALKER & UNGO AS OUTSIDE COUNSEL

The University of Mississippi Medical Center requests permission to hire Barry J. Walker of Walker & Ungo Immigration Law Firm in Tupelo as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations, specifically: employers are required to pay the cost of preparing, filing and obtaining certification, and are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer's attorney fees.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
LEGAL
MAY 20, 2010
PAGE 2 OF 3

The terms of this contractual agreement will be for one year, for a maximum amount payable of \$50,000 during the contract term. The breakdown of various fees to be charged for particular services is as indicated below:

PERM

Initial fee:	\$2500
I-140	\$2000
I-485	\$2000
Family members	\$500 per family member

EB-1 (Outstanding professor/researcher, extraordinary ability) and Special handling Labor Certification

Initial fee:	\$2000
On approval of I-140	
Or special handling:	\$2000
I-485	\$2000
Family members	\$500 per family member

The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

4. UMMC - APPROVAL TO HIRE DAVID WARE & ASSOCIATES AS OUTSIDE COUNSEL

The University of Mississippi Medical Center requests permission to hire David Ware and Associates as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations, specifically: employers are required to pay the cost of preparing, filing and obtaining certification, and are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer's attorney fees. The terms of this contractual agreement will be for one year, for a maximum amount payable of \$50,000 during the contract term. The breakdown of various fees to be charged for particular services is as indicated below:

\$2000 – special handling labor certification, no readvertisement required
\$2500 – special handling labor certification, readvertisement required
\$3000 – non teaching labor certification
Advertising for special handling will be about \$500; for regular about \$1000

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
LEGAL
MAY 20, 2010
PAGE 3 OF 3**

EB1 is \$4500 for the petition plus \$475 filing fee. Adjustment of status is \$1500 for the principal and \$750 for each dependent. Exclusive of filing and fees and medical which for one adult would be approximately \$1485 plus \$150.

The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 1 of 10

APPROVAL OF PERSONNEL ACTION REQUESTS

1. Employment

MSU (multi-year contract)

Daryl Greenan, Women's Head Tennis Coach, Athletics; salary of \$75,000 per annum, pro rata; contract period of July 1, 2010 to June 30, 2014

MUW

Roy Ruby, Interim Vice President for Student Services, part-time status for a total salary of \$11,631.36 for 6 months working 8 hours per week; effective June 1, 2010 (rehired retiree who is *not* on contract)

USM

Denis Wiesenburg, Vice President for Research and Professor of Marine Science; salary of \$210,000 annually; General Funds; effective June 1, 2010 (*with tenure request; see below*)

2. Change of Status

MSU

Wayne Bland, *from* Associate Vice President for Finance and Administration; salary of \$149,100; E&G Funds; *to* Interim Vice President for Budget and Planning; salary of \$165,000; E&G Funds; effective June 1, 2010

Scott A. Stricklin, *from* Senior Associate Athletic Director, Athletics; salary of \$110,000 per annum, pro rata; Auxiliary Funds; *to* Director of Athletics, \$300,000 per annum, pro rata; (\$175,000 Auxiliary Funds and \$125,000 Foundation Funds); multi-year contract effective May 10, 2010 through May 9, 2014

Amy Tuck, *from* Special Assistant to the President; salary of \$175,000; E&G Funds; *to*, effective May 21, 2010, Executive Director of Campus Operations; no change in salary

MSU (Extension of multi-year athletic contract)

Richard L. Stansbury, Head Basketball Coach, Athletics, *from* a contract period of April 1, 2009 to June 30, 2013; salary of \$235,000 per annum, pro rata; Auxiliary Funds; *to*, effective July 1, 2010, a one- year extension through June 30, 2014, no change in salary

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 2 of 10

MUW

Martin Hatton, *from* Professor and Chair of the Department of Communication; salary of \$62,102 per annum, pro rata; E&G Funds; *to*, effective July 1, 2010, Interim Associate Vice President for Academic Affairs, salary of \$75,000 per annum, pro rata, E&G Funds

3. Emeritus-Status

MUW

Claudia Limbert, President Emeritus of Mississippi University for Women, upon retirement

Glenn Rhyne, Emeritus Professor of Economics; School of Professional Studies; effective May 2010

4. Tenure and Promotions (where noted) – For nine (9)-month contracts, effective August 15, 2010 and for twelve (12)-month contracts, effective July 1, 2010

DSU

David Hebert, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics

Benjamin Kyzar Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of Art

Charles B. Smithhart, Assistant Professor promoted to Associate Professor with Tenure, Division of Biological and Physical Sciences

Alline Somlai, Assistant Professor promoted to Associate Professor with Tenure, Division of Biological and Physical Sciences

Lee Virden, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics

Michelle Matthews, Assistant Professor promoted to Associate Professor with Tenure, Division of Accountancy, Computer Information Systems and Finance

William Morehead, Assistant Professor promoted to Associate Professor with Tenure, Division of Accountancy, Computer Information Systems and Finance

Maud Kuykendall, Assistant Professor promoted to Associate Professor with Tenure, Division of Teacher Education

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 3 of 10

Dan McFall, Assistant Professor promoted to Associate Professor with Tenure,
Division of Teacher Education and Educational Leadership

Cameron Edith McMillen, Assistant Professor promoted to Associate Professor with
Tenure, Division of Family and Consumer Sciences

Emily Erwin, Assistant Professor promoted to Associate Professor with Tenure, Library
Services

JSU

Preselfannie McDaniels, Assistant Professor, Department of English and Modern
Foreign Languages

Glake Hill, Associate Professor, Department of Chemistry and Biochemistry

Lecretia Buckley, Assistant Professor, Department of Mathematics

Heping Liu, Associate Professor, Department of Physics, Atmospheric Science and
Geosciences

Zhenbu Zhang, Associate Professor, Department of Mathematics

Russell Bennett, Associate Professor, Department of Health Policy and Management

Mukesh Kumar, Associate Professor, Department of Urban and Regional Planning

Barney Fish, Assistant Professor promoted to Associate Professor with Tenure,
Department of Elementary and Early Childhood Education

Dawn McLin, Assistant Professor promoted to Associate Professor with Tenure,
Department of Psychology

Li-Jing Arthur Chang, Assistant Professor, Department of Mass Communications

Debra Pate, Associate Professor, Department of Psychology

Gerri Cannon-Smith, Assistant Professor promoted to Associate Professor with Tenure,
Department of Behavioral and Environmental Health

Chia-Pin Robin Liu, Assistant Professor promoted to Associate Professor with Tenure,
Department of Computer Engineering

Bassirou Diatta, Assistant Professor promoted to Associate Professor with Tenure,
Department of Mathematics

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 4 of 10

Retroactive approvals requested as JSU inadvertently omitted the following from the original tenure submissions:

Khalid Abed, Associate Professor, Department of Computer Engineering, effective fall 2009

Hyunju Kim, Associate Professor, Department of Computer Science, effective fall 2009

Daniel Watkins, Associate Professor, Department of Educational Leadership, effective fall 2007

MSU

Anatolijs Afanasjevs, Associate Professor promoted to Professor with Tenure, Department of Physics and Astronomy

Douglas J. Bammann, Professor, Department of Mechanical Engineering

Angi E. Bourgeois, Assistant Professor promoted to Associate Professor with Tenure, Department of Art

Bradley D. Brazzeal, Assistant Professor promoted to Associate Professor with Tenure, University Libraries

Lara A. Dodds, Assistant Professor promoted to Associate Professor with Tenure, Department of English

Philip M. Gullett, Assistant Professor promoted to Associate Professor with Tenure, Department of Civil and Environmental Engineering

Holly Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of English

Brenda Kirkland, Assistant Professor promoted to Associate Professor with Tenure, Department of Geosciences

Hyeona Lim, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics and Statistics

QiQi Lu, Assistant Professor promoted to Associate Professor with Tenure, Department of Mathematics and Statistics

Shien Lu, Assistant Professor promoted to Associate Professor with Tenure, Department of Entomology and Plant Pathology

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 5 of 10

Erdogan Memili, Assistant Professor promoted to Associate Professor with Tenure,
Department of Animal and Dairy Sciences

Greg Munshaw, Assistant Professor promoted to Associate Professor with Tenure,
Department of Plant and Soil Sciences

Margaret Pope, Assistant Professor promoted to Associate Professor with Tenure,
Department of Curriculum, Instruction, and Special Education

Edward Potter, Assistant Professor promoted to Associate Professor with Tenure,
Department of Foreign Languages

Kari Babski-Reeves, Assistant Professor promoted to Associate Professor with Tenure,
Department of Industrial and Systems Engineering

Sam Riffell, Assistant Professor promoted to Associate Professor with Tenure,
Department of Wildlife, Fisheries, and Aquaculture

Matthew K. Ross, Assistant Professor promoted to Associate Professor with Tenure,
Department of Basic Sciences, Veterinary Medicine

Sead Sabanadzovic, Associate Professor, Department of Entomology and Plant
Pathology

Larry Strout, Associate Professor, Department of Communication

J. Edward Swan II, Associate Professor, Department of Computer Science and
Engineering

James Warnock, Assistant Professor promoted to Associate Professor with Tenure,
Department of Agricultural and Biological Engineering

Darren Anthony Wozny, Assistant Professor promoted to Associate Professor with
Tenure, Department of Counselor Education, Meridian Campus

Kang Xia, Assistant Professor promoted to Associate Professor with Tenure,
Department of Chemistry

MUW

Linda Mahoney, Associate Professor of Education

Bill Mayfield, Dean of the School of Professional Studies and Professor of
Management

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 6 of 10

Nicole Welch, Associate Professor promoted to Professor with Tenure, Biology

MVSU

Jo A. Baldwin, Assistant Professor promoted to Associate Professor with Tenure,
Department of English and Foreign Languages

Rachel Beecham, Assistant Professor promoted to Associate Professor with Tenure,
Department of Natural Science and Environmental Health

Louis Hall, Assistant Professor, Department of Natural Science and Environmental
Health

Mack Felton, Associate Professor, Department of Natural Science and Environmental
Health

Peter Nwanko, Assistant Professor promoted to Associate Professor with Tenure,
Department of Criminal Justice

Chandrouti Persuad, Assistant Professor promoted to Associate Professor with Tenure,
Department of Social Science

Aurora Varn, Assistant Professor promoted to Associate Professor with Tenure,
Department of English and Foreign Languages

James Varn, Assistant Professor promoted to Associate Professor with Tenure,
Department of English and Foreign Languages

UM

Michele Alexandre, Associate Professor, School of Law

Yixin Chen, Assistant Professor promoted to Associate Professor with Tenure,
Computer and Information Science

Charles Clay Dibrell, Associate Professor, Department of Management

Oliver J. Dinius, Croft Assistant Professor promoted to Associate Professor with Tenure,
Department of History

Robert John Doerksen, Assistant Professor promoted to Associate Professor with
Tenure, Medicinal Chemistry and Research Assistant Professor in RIPS

Mark Dolan, Assistant Professor promoted to Associate Professor with Tenure, Meek
School of Journalism and New Media

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 7 of 10

Murrell Godfrey, Assistant Professor and Director of Forensic Chemistry with a promotion to Associate Professor with Tenure and Director of Forensic Chemistry, Department of Chemistry and Biochemistry

Ross Jay Haenfler, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology

Carey Blackerby Hanson, Assistant Professor promoted to Associate Professor with Tenure, Costume Design, Department of Theatre Arts

Angela M. Hornsby-Gutting, Assistant Professor promoted to Associate Professor with Tenure, Department of History

Laura Renee Johnson, Assistant Professor promoted to Associate Professor with Tenure, Department of Psychology

John A. Lobur, Assistant Professor promoted to Associate Professor with Tenure, Department of Classics

Jerilou J. Moore, Assistant Professor, Department of Curriculum and Instruction, School of Education (also promotion from Assistant to Associate)

Minjoo Oh, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology

Gene Breese Quinn, Assistant Professor promoted to Associate Professor with Tenure, Department of Physics and Astronomy

Matthew B. Reysen, Assistant Professor promoted to Associate Professor with Tenure, Department of Psychology

Philip J. Rhodes, Assistant Professor promoted to Associate Professor with Tenure, Department of Computer and Information Science

Angela Sykes Rutherford, Assistant Professor promoted to Associate Professor with Tenure, Department of Curriculum and Instruction and Director of CELI

Gregory Snyder, Assistant Professor promoted to Associate Professor, Department of Communications Sciences and Disorders

Chung Rak Song, Associate Professor, Department of Civil Engineering

Amy E. Wells, Associate Professor, Department of Leadership and Counselor Education

Gabriel D. Wrobel, Assistant Professor promoted to Associate Professor with Tenure, Department of Sociology and Anthropology

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 8 of 10

Fan Yang, Associate Professor, Department of Electrical Engineering

USM

Linda Pierce Allen, Assistant Professor promoted to Associate Professor with Tenure, English

Christopher Barry, Assistant Professor promoted to Associate Professor with Tenure, Psychology

Patrick David Biber, Assistant Professor promoted to Associate Professor with Tenure, Coastal Sciences

Jennifer Suzanne Brannock, Associate Professor, McCain Library & Archives, University Libraries

David M. Cochran, Jr., Assistant Professor promoted to Associate Professor with Tenure, Geography & Geology

Sheila Ann Parham Davis, Professor, School of Nursing

Elizabeth M. Doolittle, Assistant Professor promoted to Associate Professor with Tenure, Gulf Coast Library, University Libraries

Damon Franke, Associate Professor, English

Mirela Alina Gearba, Assistant Professor promoted to Associate Professor with Tenure, Physics & Astronomy

Van-Lin Guo, Associate Professor, Biological Sciences

Brent D. Hales, Assistant Professor promoted to Associate Professor with Tenure, Economic and Workforce Development

John M. Harris, Assistant Professor promoted to Associate Professor with Tenure, Mathematics

Bridget Anne Hayden, Assistant Professor promoted to Associate Professor with Tenure, Anthropology & Sociology

Sherry S. Herron, Assistant Professor promoted to Associate Professor with Tenure, Biological Sciences

J. Taylor Hightower, Assistant Professor promoted to Associate Professor with Tenure, Music

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 9 of 10

K. E. "Skip" Hughes, Professor, Accounting

Eura Jung, Assistant Professor promoted to Associate Professor with Tenure, Speech Communication

Douglas Scott Masterson, Associate Professor, Chemistry & Biochemistry

Danilo Mezzadri, Assistant Professor promoted to Associate Professor with Tenure, Music

Wujian Miao, Assistant Professor promoted to Associate Professor with Tenure, Chemistry & Biochemistry

Christopher Miles, Assistant Professor promoted to Associate Professor with Tenure, Foreign Languages & Literatures

Chris Meyers, Assistant Professor promoted to Associate Professor with Tenure, Philosophy & Religion

Scott G. Piland, Assistant Professor promoted to Associate Professor with Tenure, Human Performance & Recreation

Robert M. Press, Assistant Professor promoted to Associate Professor with Tenure, Political Science, International Development & International Affairs

George T. Raber, Assistant Professor promoted to Associate Professor with Tenure, Geography & Geology

James W. Rawlins, Assistant Professor promoted to Associate Professor with Tenure, Polymers & High Performance Materials

Morgan H. Rempel, Assistant Professor promoted to Associate Professor with Tenure, Philosophy & Religion

Jacob Schaefer, Associate Professor, Biological Sciences

Jennifer M. Sequeira, Associate Professor, Management & International Business

Christopher Sirola, Assistant Professor promoted to Associate Professor with Tenure, Physics & Astronomy

David Stellhorn, Assistant Professor promoted to Associate Professor with Tenure, Theatre & Dance

Andrew Strelzoff, Assistant Professor promoted to Associate Professor with Tenure, Computing

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 20, 2010
Page 10 of 10

Haiyan Tian, Assistant Professor promoted to Associate Professor with Tenure,
Mathematics

Bruce Tychinski, Assistant Professor promoted to Associate Professor with Tenure,
Music

Michael Vera, Assistant Professor promoted to Associate Professor with Tenure, Physics
& Astronomy

Shuyan Wang, Assistant Professor promoted to Associate Professor with Tenure,
Technology Education

Julie Hammond White, Assistant Professor promoted to Associate Professor with
Tenure, Theatre & Dance

Denis Wiesenburg (*new hire*), Vice President for Research and Professor, Marine Science,
College of Science & Technology

J. Mark Wrighton, Associate Professor, Political Science, International Development &
International Affairs

Fei Xue, Assistant Professor promoted to Associate Professor with Tenure, Mass
Communication & Journalism

Virgil Zeigler-Hill, Assistant Professor promoted to Associate Professor with Tenure,
Psychology

Kyle F. Zelner, Associate Professor, History

5. Termination

MSU

Mike McGrevey Vice President for Finance and Administration; effective May 31,
2010; resignation

USM

Cecil D. Burge; Vice President for Research and Professor of Computer Science &
Statistics; effective May 31, 2010; retirement

REGULAR AGENDAS

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 1 of 8

1. JSU – EDUCATIONAL BUILDING CORPORATION – APPROVAL OF BOND RESOLUTION AND SWAP TERMINATION

Agenda Item: Jackson State University Educational Building Corporation (EBC) requests approval to restructure existing debt relating to outstanding bond issues for Series 2002 Bonds, Series 2004A Bonds, Series 2004B Bonds, and Series 2006A for total refunding of \$27,615,000 and to unwind swap underlying interest rates. In addition, JSU requests approval of a Resolution and bond related documents authorizing JSU EBC to issue up to \$31,345,000 of bonds at fixed rates.

Project: Project includes refunding (refinancing) portions of Series 2002, Series 2004A, Series 2004B, and Series 2006A bonds. The proposed transaction also includes a termination payment to unwind an underlying swap.

Purpose: The purpose is to refund portions of variable rate demand obligations for fixed rate bonds and to terminate an underlying swap.

Project Professionals:

Financial Advisor – Kipling Jones & Co.

Bond Counsel – Watkins, Ludlam, Winter, & Stennis, P.A.

Underwriter – Morgan Stanley & Co., Inc.

Average Term of Bonds: 17.574 years (last refunded bond payment will be in 2034)

Projected Interest Rate: 5.709% (fixed interest rate estimated on April 16, 2010)

Estimated Bonds Issue Amount: \$31,345,000

Impact: The Jackson State University Educational Building Corporation will issue bonds to refund portions of Series 2002, Series 2004A, Series 2004B, and Series 2006A with a par value of \$27,615,000 resulting in a net present value savings of an estimated \$1,127,202 or 4.08 percent of refunded bonds. Swap termination payment is estimated at \$3,345,028. Total new bonds are estimated at \$31,345,000.

STAFF RECOMMENDATION: The Attorney General's Office has reviewed this item, and pending additional review of the Financial Advisor's report, Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 2 of 8

2. UMMC – APPROVAL OF RESOLUTION TO ISSUE EDUCATIONAL BUILDING CORPORATION BONDS

Agenda Item Request: The University of Mississippi Medical Center requests approval of a Resolution and related bond documents authorizing the Medical Center Educational Building Corporation to issue up to a maximum aggregate principal amount of \$50,000,000 of bonds at fixed rates, a portion of which may be Build America Bonds (Direct Payment) and the remainder of which will be tax-exempt bonds.

Project History: The University of Mississippi Medical Center submitted a list of projects and the approval of the financial advisor at the April 2010 IHL Board meeting.

Purpose: The bonds will be issued for the purpose of financing capital expenditures related to the expansion, renovation, furnishing and equipping of existing facilities located on the Jackson, Mississippi main campus of the University of Mississippi Medical Center. Expenditures may include the construction of parking facilities in addition to the related costs of issuance, sale and delivery of the Bonds.

Project Professionals:

Financial Advisor – First Southwest Company
Bond Counsel – Watkins, Ludlam, Winter, & Stennis, P.A.
Underwriter – Morgan Stanley & Co., Inc.

Term of Bonds: 30 year bonds

Estimated Bond Issue: Up to a maximum of \$50,000,000

Funding Source for Contract: Bond proceeds

STAFF RECOMMENDATION: Based on Board Policy Section 906 Education Building Corporations: The institution shall submit the report of the financial advisor(s) and the request for a project initiation to the Board for approval. Following the Board's approval of the project initiation, the institutions shall return to the Board at a subsequent meeting and present a resolution for Board approval. Pending review of documents and financial advisor's report, Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 3 of 8

3. SYSTEM – APPROVAL OF FUNDING ALLOCATION FOR FY 2011

Approval is requested to allocate FY 2011 state appropriations for Education and General Fund funding to the institutions. Details will be provided under separate cover.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

4. SYSTEM – SALARY GUIDELINES FOR FY 2011

It is recommended to the Board that general salary increases *not* be given for FY 2011. Any FY 2011 salary increases should be based on one or more of the following: meritorious performance, market or equity adjustments, and faculty promotions. These decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary increase guidelines will apply to all university employees regardless of funding source or types of increases awarded.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

5. SYSTEM – APPROVAL OF CONTRACT FOR AUDIT SERVICES

Agenda Item Request: The System requests approval of a two-year contract to provide audit services for fiscal years ending June 30, 2010 and June 30, 2011 with **Cherry, Bekaert & Holland, L.L.P.** (firm).

Contractor's Legal Name: Cherry, Bekaert & Holland, L.L.P.

History of Contract: New Contract

Specific type of contract: Audit Services

Purpose: The purpose of the contract is to obtain annual audits for fiscal years ending June 30, 2010 and June 30, 2011 of the Board of Trustees of IHL University System financial statements and underlying records in accordance with government auditing standards generally accepted in the United States of America, and an audit of the applicable federal programs in accordance with the *Office of Management and Budget's Circular A-133*.

Scope of Work: The scope of work will include the following:

1. Independent Auditor's Report and information necessary for inclusion in the fiscal years ending June 30, 2010 and June 30, 2011 of the State of Mississippi Comprehensive Annual Financial Report (CAFR).

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 4 of 8

2. Independent Auditor's Report on the Financial Statements of the State of Mississippi IHL University System for the fiscal years ending June 30, 2010 and June 30, 2011 along with an Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of the Financial Statements Performed in Accordance with Government Auditing Standards.
3. Independent Auditor's Report on the Schedule of Expenditures of Federal Awards, an Independent Auditor's report on Compliance with Requirements Applicable to each Major Program and an Independent Auditor's Report on Internal Control over Compliance in Accordance with *OMB Circular A-133*.

Term of contract: The contract is effective for the two fiscal audit years ending June 30, 2010 and June 30, 2011. The work will begin upon approval by the Board and the contract will end upon completion of the FY 2011 audit. The final audit work for fiscal year ending June 30, 2010 must be completed by March 15, 2011. The final audit work for fiscal year ending June 30, 2011 must be completed by March 15, 2012.

Termination Options: If, through any cause, the firm shall fail to fulfill in a timely and proper manner, as determined by the Board, its obligations under this contract, or if the firm shall violate any of the terms or conditions of this contract, and that breach continues for ten (10) days after the firm receives written notice from the Board, then the Board shall thereupon have the right to terminate this contract. In the event of termination for cause by the Board, in addition to other remedies provided herein or available at law or in equity, the firm shall bear all cost associated with the issuance of a new contract for audit services, including, but not limited to, the costs of reissuing another request for proposals and additional costs resulting from an acceleration of services necessary for the timely completion of such auditing services.

Contract Amount: The audit fees for the two years are all inclusive. Audit services for FY 2010 – \$584,000; Audit services for FY 2011 – \$694,000.

Funding Source for Contract: The universities will be assessed based on billed hours by the audit firm. The funds will come from education and general funds including state appropriations, tuition revenues and other available sources.

Contractor Selection Process: A Request for Proposal (RFP) was issued April 19, 2010. Bid conferences were held on April 27 and 28 to answer questions for potential bidders. The RFPs were received by the system office on May 14. A task force was assembled to review the RFPs which included the following CFOs: Kevin Appleton –ASU, Nora Miller – MUW, Larry Sparks – UM. It also included the following Board staff: Mitchell Adcock, Cheryl Mowdy and Chris Halliwell. A scoring matrix was developed which rated the firms on the following criteria: cost, experience, staffing levels, independence, minority presence, and

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 5 of 8

peer quality reviews. The top three bidders were Cherry, Bekaert & Holland, LLP (year 1 – \$684,000 & year 2 – \$694,000), Horne CPAs (year 1 – \$795,000 & year 2 – \$822,500), and Grantham Poole CPAs (year 1 and 2 – \$895,500).

Staff Recommendation: Upon approval of the contract by the Attorney General’s staff, Board staff recommends approval of this item.

6. SYSTEM – RENEWAL OF PROPERTY INSURANCE COVERAGE

Broker – Willis of North Carolina, Inc.
Insurance Provider – Affiliated FM Insurance Company

Approval is requested to renew the property insurance coverage for the IHL System with Affiliated FM Insurance Company. In February 2009, the Board approved a system-wide approach to insuring the system’s buildings as a cost efficiency with three goals (1) to insure system properties in the most cost effective method; (2) to tailor insurance coverage to meet the specific needs of the system’s universities and entities; and (3) to accomplish this over a four year period due to the budgetary issues.

In May 2009, the Board approved the purchase of property insurance with Affiliated FM Insurance Company. The coverage was written at a very cost effective premium while significantly increasing coverage and adding coverage specific to the uniqueness of a university. Six campuses’ buildings were 100% appropriately covered and the three remaining campuses exceeded the first year goal of 25% coverage. In this next year, seven of the campuses’ buildings will be 100% appropriately covered and the remaining two campuses will exceed the 50% coverage goal.

The expiring total insured values are \$4.5B and the initial renewed total insured value will be \$5.8B. The renewal rate will include a reduction per \$100 value of 8% to 10%. The insurance policy is effective for the period May 31, 2010 to May 31, 2011. The cost of the renewal premium is \$3,921,178; however, the premium may increase or decrease through the term of the policy as universities add or delete coverage.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 6 of 8

7. SYSTEM – APPROVAL OF FIRST READING OF BOARD POLICY 712 - INTERNAL AUDIT POLICY

In order to establish Board Policy 712 - Internal Audit Policy, the following policy is proposed for the Board's consideration. In the event the Board approves new policy 712 for first reading, a revised System Internal Audit Charter reflecting the new policy will be presented along with the new policy for the Board's consideration at the next monthly meeting.

712 INTERNAL AUDIT POLICY

- A. The Board shall appoint its own system internal audit director with the appropriate support staff. The Board's system internal audit director shall report to the Audit Committee and ultimately to the Board, but will report administratively to the Commissioner and be independent of any other IHL division, section, branch or officer. The Board's system internal audit director and his/her staff shall perform duties as directed by the Board's Audit Committee and as set out in the Board's System Internal Audit Charter. The Board approved System Internal Audit Charter shall be in supplementation to this Internal Audit Policy and shall apply to all Board and university internal auditors, whether located at the Board's executive office or on one of the university campuses. The Commissioner may at any time direct the Board's system internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of the system.
- B. The Board directs each Institutional Executive Officer (IEO) to appoint a university internal audit director. Employment of each university internal audit director shall be contingent upon the approval of both the IEO and the Board's system internal audit director. In addition, each IEO shall employ a sufficient number of professional and support staff to assist the university internal audit director in implementing an effective program of internal auditing. The university internal audit staff shall have organizational status outside of the university's staff, management, functions or units subject to audit, and shall be free of operational and management responsibilities that would impair the ability to make independent audits of any aspects of the university's operations. The university audit directors shall be functionally responsible to the Audit Committee and ultimately the Board of Trustees through the Board's system internal audit director, but will administratively report to the IEO. University internal audit employees may only be terminated following university compliance with any applicable state laws, and following notification of the Audit Committee upon recommendation of the IEO and the Board's system internal audit director. If there is disagreement between the IEO and the Board's system internal audit director regarding a recommendation of termination of a university internal audit employee, the dispute shall be brought to the Board, which shall make the decision regarding termination.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 7 of 8

C. The Board's System and University internal audit directors shall have the following duties:

1. To conduct financial, compliance, electronic data processing and operational and efficiency audits of system and university programs, activities and functions and prepare audit reports of findings;
2. To review and evaluate internal controls over system and university programs, accounting systems, administrative systems, electronic data processing systems and all other major systems necessary to ensure accountability of the system and universities;
3. To develop annual and three year strategic audit plans to be based on the findings of periodic documented risk assessments. The plan shall show the individual audits to be conducted during each year and the related resources to be devoted to each of the respective audits. The audit plan shall ensure that internal controls are reviewed on a periodic basis. The plan shall address concerns of the Board of Trustees, Commissioner and IEOs. The Board 's system internal audit director shall submit the plan to the Board Audit Committee for approval after consultation with the Commissioner and IEOs; and,
4. To determine the scope and assignment of the audits. However, the IEO may at any time direct the university internal audit director to perform an audit or inquiry of any special program, activity, function or organizational unit of their institution.

D. Audits shall be conducted in accordance with the Standards for the Professional Practice of Internal Auditors, Inc. and, when required by law, regulation, agreement, contract or policy, in accordance with Government Auditing Standards issued by the Comptroller General of the United States. All audit reports issued by internal audit staff shall include a statement that the audit was conducted pursuant to the appropriate standards.

University audit reports shall be confidential, but shall be provided to the Board upon completion. The Board hereby delegates to the Board's system internal audit director the responsibility of collecting and reviewing the confidential university audit reports on behalf of the Board. The Board's system internal audit director shall then brief the Board's Audit Committee regarding the confidential university audit reports. The Audit Committee will forward such reports to the full Board with appropriate recommendations for action when warranted.

E. The IEO and the Board's system internal audit director shall review and approve the annual university internal audit plan and budget, internal and external audit reports, and follow-up reports and quality assurance reviews. The IEO shall periodically meet with the Board's system and university's internal audit directors to discuss pertinent matters, including whether there are any restrictions on the scope of audits. Any perceived

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
BUDGET, FINANCE & AUDIT
May 20, 2010
Page 8 of 8

limitation must be reported to the Audit Committee through the Board's system internal audit director.

- F. The Commissioner and IEOs shall require that the Board's system internal audit staff and the university's internal audit staff liaise with all auditors from the State Auditor's Office, with all auditors from the Legislative PEER Committee, with all externally funded contracts and grants auditors, and with all external investigators/auditors regarding audits, investigations or inquiries in order to:
- Coordinate all review, evaluation and/or investigation activities;
 - Ensure that the audit programs are complementary;
 - Foster a cooperative working relationship;
 - Reduce the incidence of duplication of efforts; and
 - Promote appropriate sharing of information.

The Commissioner, IEOs and university internal audit directors shall make known to the Board's system internal audit director any determined fraud, waste or abuse or reasonably substantiated fraud, waste or abuse as a result of audits, inquiries, investigations or complaints, so such cases can be communicated to the Commissioner and Audit Committee and in order that efforts can be made to ensure internal controls are sufficient to deter such actions in the future.

- G. The Board, the Board's Audit Committee, the Commissioner and/or the Board's system internal audit director, may direct the Board's or university's internal audit staff to investigate any system issues, allegations, or audit matters, in order to carry out the fiduciary duties of the Board. The IEOs and all system employees must cooperate fully with the Board's system and/or the university's internal audit staff on any system issues, allegations, or audit matters directed to be performed on behalf of the Board, the Board's Audit Committee, the Commissioner and/or the Board's system internal audit director.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
PERSONNEL AGENDA
MAY 20, 2010
PAGE 1 OF 1**

PERSONNEL

1. SYSTEM – Discussion of a JSU Personnel Matter
2. SYSTEM – Discussion of a MUW Personnel Matter

INFORMATION AGENDAS

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 1 of 20**

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE APRIL 14-15, 2010 BOARD MEETING SUBMISSION DEADLINE

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL WHICH STATES:

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

- 1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.*
- 2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;*
- 3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and*
- 4. The design professional previously approved by the Board has not changed.*

If the above four conditions have been met, the Board's Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 2 of 20

1. MSU – GS 113-099 (Contract #4) – MS Vet Research & Diagnostic Lab

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$29,047.00 and thirty-seven (37) additional days to the contract of Wilkinson Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 30, 2010

Change Order Justification: The change order is necessary in order to add a canopy to keep water out of an existing stairwell, replace a defective control network communication device, repair existing duct insulation prior to installation of a new ceiling, modify existing walls & ceilings to accommodate recently purchased lab furniture, relocate a plumbing vent to a new mechanical chase, and to modify the IT Server Room HVAC system to seal the room for fire suppression purposes.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$43,279.00

Project Initiation Date: June 21, 2002

Design Professional: Foil-Wyatt Architects

General Contractor: Wilkinson Construction, Inc.

Contract Award Date: June 29, 2009

Project Budget: \$1,820,910

Funding Source(s): SB 2988, Laws of 2003

2. MSU-DAFVM – GS 113-126 – Bost/Forest Products-Mechanical

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by MJR/Senter, P.C., design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Staff Approval Date: April 9, 2010

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 3 of 20**

Project Initiation Date: September 17, 2009

Design Professional: MJR/Senter, P.C.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$900,000

Funding Source(s): HB 1722, Laws of 2009

3. MSU – IHL 205-235 B – New Residence Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$46,826.02 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

Staff Approval Date: April 9, 2010

Change Order Justification: The change order is necessary in order to provide a security gate along Blackjack Road, to re-route a storm drainage line to avoid existing utilities, to change plumbing fixtures for ease of maintenance, and to provide protective crane mats as a precautionary measure over the new water loop service lines.

Total Project Change Orders and Amount: One (1) change orders for a total amount of \$46,826.02

Project Initiation Date: April 16, 2008

Design Professional: LPK Architects, P.A.

General Contractor: Harrell Contracting Group, LLC.

Contract Award Date: June 22, 2009

Project Budget: The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase B of the project is \$16,093,826.02

Funding Source(s): MSU Educational Building Corporation Bonds (EBC)

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 4 of 20

4. MSU – IHL 205-235 F – Demolition of Suttle Hall

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by LPK Architects, P.A., design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by LPK Architects, P.A., design professional.

Staff Approval Date: (#1) March 16, 2010; (#2) April 9, 2010

Project Initiation Date: April 16, 2008

Design Professional: LPK Architects, P.A.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase F of the project is \$1,000,060.

Funding Source(s): MSU Educational Building Corporation Bonds (EBC)

5. MSU – IHL 205-235 G – Fire Suppression for Hull, Evans, and Herbert Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by LPK Architects, P.A., design professional.

Staff Approval Date: March 30, 2010

Project Initiation Date: January 21, 2010

Design Professional: LPK Architects, P.A.

General Contractor: N/A

Contract Award Date: N/A

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 5 of 20

Project Budget: The total project budget for 205-235 phases A-G is \$29,960,000. The project budget for Phase G of the project is \$1,000,000.

Funding Source(s): MSU Educational Building Corporation Bonds (EBC)

6. MSU – IHL 205-244 – Fraternity Row-New Parking Lot

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Gregory Construction Services, Inc., the lower of nine (9) bidders for a total contract amount of \$251,999.

Staff Approval Date: March 30, 2010

Project Initiation Date: May 14, 2009

Design Professional: Michael T. Muzzi, AIA, AUA (MSU Campus Architect)

General Contractor: Gregory Construction Services, Inc.

Contract Award Date: March 30, 2010

Project Budget: \$315,000

Funding Source(s): MSU Auxiliary funds

7. MSU – IHL 213-139 – Stoneville Office Building

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Pryor & Morrow, design professionals.

Staff Approval Date: April 9, 2010

Project Initiation Date: November 19, 2009

Design Professional: Pryor and Morrow

General Contractor: N/A

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 6 of 20**

Contract Award Date: N/A

Project Budget: \$3,000,000

Funding Source(s): MSU-ES state funds in the amount of \$1,795,000 and MAFES sales funds in the amount of \$1,205,000

8. MVSU – GS 106-201 – J.H. White Library Enhancements Phase I & Phase II

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Duvall Decker & Associates, design professional. Approval is requested from the Bureau of Building, Grounds and Real Property Management.

Staff Approval Date: March 24, 2010

Project Initiation Date: February 22, 2008

Design Professional: Duvall Decker & Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$11,500,000

Funding Source(s): Ayers and HB 1722, Laws of 2009

9. MVSU – GS 106-214 – Phase II Land Drain Infrastructure

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by W.L. Burle Engineers, P.A., design professional.

Staff Approval Date: April 5, 2010

Project Initiation Date: March 19, 2009

Design Professional: W. L. Burle Engineers, P. A.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 7 of 20**

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,400,000

Funding Source(s): Ayers Funds

10. UM – IHL 207-258 – New Law School

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$86,914.76 and twenty-six (26) additional days to the contract of W.G. Yates and Sons Construction Co.

Staff Approval Date: March 15, 2010

Change Order Justification: This change order is necessary to relocate the standpipe and controls for the sprinkler system, and to add venetian blinds to sidelights at faculty offices.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$305,558.81

Project Initiation Date: April 21, 2005

Design Professional: Eley and Associates

General Contractor: W.G. Yates and Sons Construction Co.

Contract Award Date: May 13, 2008

Project Budget: \$50,000,000

Funding Source(s): HB 246, Laws of 2007; University self-generated funds

11. UM – GS 107-291 – Guyton Hall Annex

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$21,091.00 and seventy-seven (77)

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 8 of 20

additional days to the contract of Murphy & Sons, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: March 22, 2010

Change Order Justification: The change order is necessary to provide sidewalks, curb cuts, and connector sidewalks to the building.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$33,762.00

Project Initiation Date: June 20, 2007

Design Professional: Shafer & Associates

General Contractor: Murphy & Sons, Inc.

Contract Award Date: October 20, 2008

Project Budget: \$3,000,000

Funding Source(s): HB 246, Laws of 2007

12. UM – IHL 207-303 B – Research Park Phase II

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Cooke Douglass Farr Lemons, LTD, and Howorth Associates, design professionals.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Cooke Douglass Farr Lemons, LTD, and Howorth Associates, design professionals.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Cooke Douglass Farr Lemons, Ltd., and Howorth Associates, design professionals.

Staff Approval Date: (#1) March 9, 2010; (#2) March 9, 2010; (#3) March 16, 2010

Project Initiation Date: August 16, 2007

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 9 of 20

Design Professional: Cooke Douglass Farr Lemons, Ltd. and Howorth Associates, A Joint Venture

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$17,100,000

Funding Source(s): NIST Award #60NANB6D6134

13. UM – IHL 207-306 – Center for Manufacturing Excellence

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$279,235.66 and one hundred forty-nine (149) additional days to the contract of Panola Construction Company.

Staff Approval Date: March 22, 2010

Change Order Justification: The change order is necessary for general conditions due to utility delays, waterproofing at design/build wall, and to install seismic sensors beneath the building slab.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$466,495.23

Project Initiation Date: November 15, 2007

Design Professional: Cooke Douglas Farr Lemons, Ltd.

General Contractor: Panola Construction Company

Contract Award Date: February 18, 2009

Project Budget: \$17,700,000

Funding Source(s): Mississippi Development Authority

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 10 of 20

14. UM – IHL 207-306 A – Center for Manufacturing Excellence-Carrier Hall-Phase II

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$7,079.88 and zero (0) additional days to the contract of Panola Construction Company.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$18,194.09 and zero (0) additional days to the contract of Panola Construction Company.

Staff Approval Date: (#1-2) March 15, 2010

Change Order Justification: Change Order #1 is necessary to move the existing HVAC for construction phasing, to install mirrors in the restrooms, and to provide termite treatment. Change Order #2 is necessary to reroute the sanitary sewer service, to provide for concrete testing services, and to provide for fiber optic line excavation and survey.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$25,273.97

Project Initiation Date: August 20, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd.

General Contractor: Panola Construction Company

Contract Award Date: December 16, 2009

Project Budget: \$4,500,000

Funding Source(s): Mississippi Development Authority

15. UM – IHL 207-321 – North Residential College, Bid Package A

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$4,500.00 and zero (0) additional days to the contract of M&N Excavators, Inc.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 11 of 20

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$1,500.00 and zero (0) additional days to the contract of M&N Excavators, Inc.

Staff Approval Date: (#1-2) March 15, 2010

Change Order Justification: Change Order #1 is necessary to provide a water tap and 6" water line to the building. Change Order #2 is necessary to furnish and install a retaining wall at the communication manhole as requested by the Communication Department.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$6,000.00

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

General Contractor: M&N Excavators, Inc.

Contract Award Date: September 4, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

16. UM – IHL 207-321 – North Residential College, Bid Package B

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$4,325.00 and zero (0) additional days to the contract of United Forming.

Staff Approval Date: March 22, 2010

Change Order Justification: This change order is necessary to furnish and install 981 LF of ¼" of plywood edge form at the perimeter of the attic floor.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 12 of 20

Total Project Change Orders and Amount: One (1) change order for a total amount of \$4,325.00

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

General Contractor: United Forming

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

17. UM – IHL 207-321 – North Residential College, Bid Package D

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$10,605 and zero (0) additional days to the contract of Drywall Systems Plus, Inc.

Staff Approval Date: March 15, 2010

Change Order Justification: This change order is necessary to provide 500 linear feet of bent plate at the perimeter of the courtyard on the second and third floors.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$10,605

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

General Contractor: Drywall Systems Plus, Inc.

Contract Award Date: September 4, 2009

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 13 of 20

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

18. UM – IHL 207-321 – North Residential College, Bid Package G

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of (\$64,000) and zero (0) additional days to the contract of Clinton Interiors.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$1,327.93 and zero (0) additional days to the contract of Clinton Interiors.

Staff Approval Date: (#1-2) March 22, 2010

Change Order Justification: Change Order #1 is necessary due to the omission of specified handrails and painted pipe rails. Change Order #2 is necessary due to granite being substituted for solid surface in the reception area and for renovations in the shower area.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of (\$62,672.07)

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. and Eley Guild Hardy, A Joint Venture

General Contractor: Clinton Interiors

Contract Award Date: September 4, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 14 of 20

19. UM – IHL 207-321 – North Residential College, Bid Package M

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$5,220.00 and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of (\$60,000) and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$4,472.00 and zero (0) additional days to the contract of South Central Heating and Plumbing Co., Inc.

Staff Approval Date: (#1) March 15, 2010; (#2-3) March 22, 2010

Change Order Justification: Change Order #1 is necessary to add reheat coils to the Energy Recovery Ventilators (ERV's). Change Order #2 is necessary in order to reconcile the controls allowance and to provide fan coils. Change Order #3 is necessary to provide HVAC/Plumbing revisions for Library 123 and Lounge 163.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of (\$50,308.00)

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. and Eley Guild Hardy, A Joint Venture

General Contractor: South Central Heating and Plumbing Co., Inc.

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 15 of 20

20. UM – IHL 207-321 – North Residential College, Bid Package N

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$3,599.75 and zero (0) additional days to the contract of Advance Electric Co., Inc.

Staff Approval Date: March 22, 2010

Change Order Justification: This change order is necessary to provide vanity lights in the single dormitory rooms.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$46,835.74

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglas Farr Lemons, Ltd. And Eley Guild Hardy, A Joint Venture

General Contractor: Advance Electric Co., Inc.

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi Educational Building Corporation (EBC) and private donations

21. UM – IHL 207-326 – Elevator Replacement at Martin Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Barnes & Brower, the lower of three (3) bidders for a total contract amount of \$614,564.

Staff Approval Date: March 31, 2010

Project Initiation Date: September 17, 2009

Design Professional: SSR Ellers

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 16 of 20**

General Contractor: Barnes & Brower

Contract Award Date: March 31, 2010

Project Budget: \$805,000

Funding Source(s): Auxiliary R&R funds

22. UM – IHL 207-329 – Triplett Alumni Center Renovation

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$3,220.80 and zero (0) additional days to the contract of Hooker Construction, Inc.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$10,478.00 and zero (0) additional days to the contract of Hooker Construction.

Staff Approval Date: (#1-2) March 15, 2010

Change Order Justification: Change Order #2 is necessary for the demolition of an old domestic hot water storage tank and to provide two new tanks. Change Order #3 is necessary to replace two existing hot water boilers with two commercial water heaters.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$18,438.80

Project Initiation Date: September 17, 2009

Design Professional: Foil Wyatt Architects

General Contractor: Hooker Construction, Inc.

Contract Award Date: December 17, 2009

Project Budget: \$1,998,104

Funding Source(s): Alumni Association; Internal R&R funds; and private donations

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 17 of 20**

23. UM – IHL 207-333 – Multi-Modal Airport Project

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Barge Waggoner Sumner & Cannon, Inc., design professionals.

Staff Approval Date: March 30, 2010

Project Initiation Date: January 21, 2010

Design Professional: Barge Waggoner Sumner & Cannon, Inc.

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$437,255

Funding Source(s): University/Oxford Airport Capital R&R funds; MDOT Multi-Modal Airport Grant-MM-0057-0219

24. UMMC – IHL 209-516 – Emergency Room Fast Track Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the amount of \$3,772.00 and zero (0) additional days to the contract of McMillan Pitts Construction Company.

Staff Approval Date: March 9, 2010

Change Order Justification: This change order is necessary to provide a “lockable access panel” in the electrical room, to rework a countertop around a column, and to add starters to pumps and fans that are necessary to complete the project.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$110,269.00

Project Initiation Date: November 21, 2008

Design Professional: The McCarty Group

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 18 of 20

General Contractor: McMillan Pitts Construction Company

Contract Award Date: June 10, 2009

Project Budget: \$2,000,000

Funding Source(s): Hospital patient revenues

25. UMMC – IHL 209-518 – 5 East Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Fountain Construction Co. Inc., the lower of ten (10) bidders for a total contract amount of \$1,725,800.

Staff Approval Date: March 16, 2010

Project Initiation Date: January 15, 2009

Design Professional: Dale/Morris Associates

General Contractor: Fountain Construction Co., Inc.

Contract Award Date: March 16, 2010

Project Budget: \$3,395,515

Funding Source(s): Tuition and Indirect Cost Recoveries

26. UMMC – IHL 209-520 – SHRP Radiology Lab Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Sunbelt General Contractors, Inc., the lower of seven (7) bidders for a total contract amount of \$143,600.

Staff Approval Date: March 22, 2010

Project Initiation Date: March 20, 2009

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 19 of 20

Design Professional: Cooke Douglass Farr Lemons, Ltd.

General Contractor: Sunbelt General Contractors, Inc.

Contract Award Date: March 22, 2010

Project Budget: \$255,134

Funding Source(s): Tuition and fees

27. USM – GS 108-235 – College Hall Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Dale and Associates, design professional.

Staff Approval Date: April 7, 2010

Project Initiation Date: October 21, 2004

Design Professional: Dale and Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$6,252,302.68

Funding Source(s): SB 3197, Laws of 2002; SB 2988, Laws of 2003

28. USM – GS 108-238 – 2005 Pre-Planning Business Facility

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Eley & Associates/Studio South, design professionals.

Staff Approval Date: March 24, 2010

Project Initiation Date: N/A

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 20, 2010
Page 20 of 20**

Design Professional: Eley & Associates/Studio South

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$547,413

Funding Source(s): SB 2010, Laws of 2004

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
LEGAL
MAY 19-20, 2010
PAGE 1 OF 3

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Phelps Dunbar (statement dated 3/26/10) from the funds of Mississippi State University. (This statement, in the amount of \$1,006.25, represents services and expenses in connection with *Wade vs. MS Cooperative Extension Service*.)

TOTAL DUE.....\$ 1,006.25

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 3/8/10) from the funds of the University of Mississippi. (This statement, in the amount of \$3,890.50, represents services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities.)

TOTAL DUE.....\$ 3,890.50

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 3/12/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Advice - UMMC-North Clinic - \$3,080.00 and General Representation of the Medical School and Facility Practice Plans - UMMC-North Clinic - \$86.00.)

TOTAL DUE.....\$ 3,166.00

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statement dated 3/11/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,804.05, represents services and expenses in connection with the *Bernard v. UMMC* case.)

TOTAL DUE.....\$ 1,804.05

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (statements dated 2/26/10) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with cases styled *Kermode* - \$653.08, *Seid* - \$12,874.81 and *Thornton* - \$8,376.00.)

TOTAL DUE.....\$ 21,903.89

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
LEGAL
MAY 19-20, 2010
PAGE 2 OF 3

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (statement dated 3/18/10) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$652.50, represents services and expenses in connection with financial concerns.)

TOTAL DUE.....\$ 652.50

Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 3/17/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Compact Time-of-Flight Mass Spectrometer-UK" - \$42.50; "Compact Time-of-Flight Mass Spectrometer-Japan" - \$42.50; "Organic Wood Preservatives" - \$354.50; "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$42.50; "Srinivasan-Elusieve Processing CIP Application" - \$4,759.50; "Laser-Induced Breakdown Spectroscopy for Specimen Analysis" - \$558.00 and "Bast Medium Biological Reactor Treatment" - \$25.50.)

TOTAL DUE.....\$ 5,850.50

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 3/19/10) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Trademark Renewals and New Registrations" - \$892.50 and "MSU- Registration of New Classification for MSU Seal" - \$460.00.)

TOTAL DUE.....\$ 1,352.50

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 12/15/09, 1/20/10, 2/16/10 and 2/16/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Chick Separation-Anxiety-Depression (SAD) Model" - \$922.50; "Chick Separation-Anxiety-Depression (SAD) Model" - \$2,475.00; "Chick Separation-Anxiety-Depression (SAD) Model" - \$1,795.50 and "Chick Separation-Anxiety-Depression (SAD) Model" - \$405.00, respectively.)

TOTAL DUE.....\$ 5,598.00

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
LEGAL
MAY 19-20, 2010
PAGE 3 OF 3

Payment of legal fees for professional services rendered by Hunton & Williams (statements dated 2/18/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Design and Synthesis of Optimized Ligands for PPAR" - \$1,142.50 and "Dihydroartemisinin and Dihydroartemisinin Dimers as Anticancer and Anti-Infective Agents" - \$580.00.)

TOTAL DUE.....\$ 1,722.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/23/10) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Development of Isoflavones for Targeting Cryptosporidium Parvum Infection" - \$0.00; "Underwater Biomass Assessment Device and Method" - \$1,178.46; "US: Highly Purified Amphotericin-B" - \$203.00; "Canada: Highly Purified Amphotericin-B" - \$736.58; "Japan: Highly Purified Amphotericin-B" - \$2,292.53; "Miscellaneous IP Matters" - \$0.00; "Canada: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques"- \$250.00; "Paris-High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$1,159.36; "South Africa: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$250.00; "Paris: High-Speed Data Compression Based on Set-Associative Cache Mapping Techniques" - \$40.50; "Delivery of Medicaments to the Nail and Perionychium via 'Etching'" - \$186.00 and "A Corrugated and Ported Prism Engine Nozzle for Reduction of Supersonic Jet Exhaust Noise" - \$1,688.27.)

TOTAL DUE.....\$ 7,984.70

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ADMINISTRATION POLICY
May 20, 2010
Page 1 of 2

1. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL

In compliance with Board Policy, the following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.

- a. **MUW** – Approved an amendment and renewal of service agreement with Sodexo Operations, LLC for the continued outsourcing management service of their campus facilities operation. In return for a one-year contract extension, the vendor will immediately reduce operating costs by an estimated annual cost of \$239,938. This represents an 8.3% reduction over current annual costs. The revised contract will cost MUW \$2,663,690 for the period September 1, 2010 thru August 31, 2011. At that time, the contract will end.

- b. **SYSTEM** - Quarterly Employment Reports for the period of January 1, 2010 through March 31, 2010, as required by Board Policy 401.0102 Delegation of Authority and 801.09 Outside Employment.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ADMINISTRATION POLICY**

May 20, 2010

Page 2 of 2

2. SYSTEM – COMMITTEE APPOINTMENTS BY PRESIDENT BETTYE NEELY

**2010-2011
STANDING COMMITTEES**

Academic Affairs

1. Robin Robinson, Chair
2. Stacey Davidson
3. Alan Perry
4. Christy Pickering
5. Doug Rouse
6. Amy Whitten

Legal

1. Alan Perry, Chair
2. Bob Owens
3. Aubrey Patterson
4. Scott Ross
5. Amy Whitten

Budget, Finance & Audit

1. Bob Owens, Chair
2. Ed Blakeslee
3. Stacy Davidson
4. Aubrey Patterson
5. Christy Pickering
6. C. D. Smith

Real Estate

1. Doug Rouse, Chair
2. Ed Blakeslee
3. Robin Robinson
4. Scott Ross
5. C. D. Smith

AD HOC COMMITTEES

**Ayers Management
Committee**

1. C. D. Smith, Chair
2. Bettye Neely
3. Aubrey Patterson
4. Interim IEO – Norris
Edney
5. IEO – Ronald Mason
6. IEO – Donna Oliver
7. Hank Bounds,
Commissioner

Diversity Committee

1. Bob Owens, Co-Chair
2. Alan Perry, Co-Chair
3. Christy Pickering
4. Doug Rouse
5. Amy Whitten

Government Relations

1. Scott Ross, Chair
2. Bob Owens
3. Aubrey Patterson
4. Robin Robinson
5. C. D. Smith
6. Amy Whitten

Efficiencies Task Force

1. Ed Blakeslee, Chair
2. Aubrey Patterson
3. Alan Perry
4. Christy Pickering
5. Amy Whitten

***The President is an Ex-Officio member of all committees**

4/28/2010

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ADMINISTRATION/POLICY
MAY 20, 2010
PAGE 1 OF 1**

1. SYSTEM – Discussion of the Institutional Executive Officer/Commissioner Search Policy