

MISSISSIPPI
BOARD OF TRUSTEES
OF STATE
INSTITUTIONS OF HIGHER LEARNING



FINAL BOARD BOOK
November 20, 2014



FINAL BOARD BOOK OUTLINE

IHL Board Meeting

November 20, 2014, 9:00 a.m.

Dr. Clinton Bristow Jr. Dining Facility, Gold Room

Academic Affairs Committee Meeting

Immediately Following the Board Meeting

James L. Bolden Campus Union Building, Room 7 & 8

Finance and Real Estate Committees Joint Meeting

Immediately Following the Board Meeting

Dr. Clinton Bristow Jr. Dining Facility, Gold Room

CALL TO ORDER

PRAYER

Trustee Doug Rouse

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October 16, 2014 Regular Board Meeting

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ADJOURNMENT

MISSISSIPPI
BOARD OF TRUSTEES
OF STATE
INSTITUTIONS OF HIGHER LEARNING



MINUTES FOR:

October 16, 2014 Regular Board Meeting

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
October 16, 2014**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the University of Southern Mississippi in the Thad Cochran Center in Hattiesburg, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 26, 2013, to each and every member of said Board, said date being at least five days prior to this October 16, 2014 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Ford Dye, Mr. Shane Hooper, Mr. Bob Owens, Mr. Hal Parker, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Dr. Douglas Rouse, and Mr. C.D. Smith. Mrs. Karen L. Cummins was absent. The meeting was called to order by Mr. Aubrey Patterson, President, and opened with prayer by Trustee C.D. Smith.

ANNOUNCEMENT

- President Aubrey Patterson thanked Dr. Rodney Bennett, President of the University of Southern Mississippi, and his staff for hosting the Board meeting.

INTRODUCTION OF GUESTS

- President Patterson welcomed the Student Government Association Officers: Mikel Sykes, SGA President for Delta State University; Brett Harris, SGA President for Mississippi State University; Sade Meeks, SGA President for Mississippi University for Women; Kelly Savage, SGA Attorney General for the University of Mississippi, and Jeffrey George, SGA President of the University of Southern Mississippi.

PRESENTATION

- Dr. Rodney Bennett, President of the University of Southern Mississippi, welcomed the Board to the campus and gave a brief presentation about the university.

APPROVAL OF THE MINUTES

On motion by Trustee Pickering, seconded by Trustee Dye, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on September 19, 2014 as amended.

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STATE INSTITUTIONS OF HIGHER LEARNING
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CONSENT AGENDA

On motion by Trustee Dye, seconded by Trustee Robinson, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

ACADEMIC AFFAIRS

1. **System** – Approved the following new academic units.
 - a. **USM** - Department of Interdisciplinary Studies. The Interdisciplinary Studies Program was approved in 2008, with the first students graduating from the program in the summer of 2009. Housed in the College of Arts and Letters Dean’s Office, the program grew to 272 majors in the fall of 2012. In July 2012, the IDS Program was moved out of the Dean’s Office and given its own budget and staff. The official department designation will have a significant and positive impact on the University’s ability to administer, assess, and evaluate the program and represent the needs of its students and faculty. No new costs are associated with the proposed unit and no changes in staffing or faculty are needed.
 - b. **MSU** - Institute for Computational Research in Engineering and Science (ICRES). The proposed research institute will leverage and expand MSU research efforts in high performance computing, physics based modeling and simulation, and science/engineering related to manufacturing. It will also have a decidedly economic development mission through its facilities in Starkville, Canton, and Vicksburg. The new research institute will provide a comprehensive vision and structure for two existing research/economic development centers (CAVS & CAVS-E) and a newly established one (ISER). The Institute will coordinate, facilitate, and expand research activities across academic and research units involved in the application of high performance computing for physics-based modeling and simulation and the verification and validation of newly developed codes. The center will benefit the state by serving as an economic engine in areas of systems engineering, manufacturing process control, and development of new designs and products for Mississippi manufacturers and will help maintain a leadership position for MSU and Mississippi in engineering applications of high performance computing. The program will be funded entirely through external funds.
 - c. **MSU** - Institute for Systems Engineering Research (ISER). The proposed research institute will leverage and expand MSU research collaborations with the U.S. Army Engineer Research and Development Center (ERDC) located in Vicksburg, Mississippi. The new institute will have a focus in high performance computing, physics based modeling and simulation, and systems engineering related to manufacturing and a decidedly economic development mission with a focus on systems engineering for military and civilian purposes. The new research institute will provide a new capability

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in systems engineering that can be used by the state in economic development activities and in providing a new level of service to existing and new manufacturers. The Institute for Systems Engineering Research (ISER) will be composed of engineers and scientists from ERDC and from MSU. All will be housed in existing facilities on the ERDC campus. The institute will benefit the state by serving as an economic engine in areas of systems engineering and will also serve as a catalyst for attracting new industry to the state with a focus on high performance computing and will help maintain a leadership position for MSU and Mississippi in engineering applications of high performance computing. The program will be funded entirely through external funds.

- d. **UM** - Center for Innovation and Entrepreneurship. The Center for Innovation and Entrepreneurship will provide student curriculum programming, maintain community engagement, and support entrepreneurship research at The University of Mississippi. Student curriculum programming will focus on delivering educational programs to aid nascent entrepreneurs from Ole Miss and provide entrepreneurial educational opportunities for the greater community. The Center will encourage entrepreneurship research in order to recruit and to retain talented entrepreneurship faculty, as well as increasing recognition for the University of Mississippi. The anticipated cost will average \$33,333 annually to cover the cost of a staff position. Internal funds will be used to fund the program and any initiatives until the Center is self-sufficient.
2. **System** – Approved the following academic unit modifications.
- a. **JSU** – Rename the Department of Technology the Department of Industrial Systems and Technology. The proposed name change will reflect changes within the department that focus on revitalization and growth of the department. It will allow more opportunities for students and will facilitate forward articulation with local industry. All degrees offered by the Department are currently part of JSU’s academic degree program inventory. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - b. **MVSU** – Rename the Department of Applied Technology and Technology Management the Department of Engineering Technology. The proposed name change, which came about as a result of the SACS accreditation review, more accurately reflects what is taught in the department. Additionally, the rebranding will aid in recruitment and retention of students. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - c. **UM** – Rename the Art Department the Art and Art History. The new title more accurately communicates the scope of course offerings and study. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - d. **UMMC** – Rename the Department of Microbiology the Department of Microbiology and Immunology. Because of an expansion of immunology, the name “microbiology” no longer conveys the full degree of academic activity and mission of the department. No new funding is requested; minimal cost for signage will be covered with existing funds.

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- e. **MVSU** – Reorganize the Center for Excellence in Student Learning the University College. MVSU wishes to re-establish University College as its major student support unit for freshmen students. The request for the reorganization is made in order that all related student services can be operated and managed more effectively as a single, cohesive unit. No new funding is requested; minimal cost for signage will be covered with existing funds.
 - f. **MVSU** – Reorganize the Department of Health, Physical Education and Recreation. The proposed reorganization will provide for two tracks – a teaching track and a non-teaching tract. Students in the teaching track will allow teacher education students to be counted in the Secondary Education program and will improve productivity within the program. No new funding is requested; minimal cost for signage will be covered with existing funds.
3. **System** – Approved the following academic program modifications.
- a. **MVSU** – Rename the Bachelor of Science in Applied Technology and Technology Management (CIP 15.0612) degree the Bachelor of Science in Engineering Technology (CIP 15.0612) degree. The requested name change results from a SACS accreditation review. The name change more accurately reflects the courses that are taught in the program and will enhance recruitment and retention.
 - b. **USM** – Rename the Bachelor of Arts in Library and Information Science (CIP 25.0101) degree the Bachelor of Science in Library and Information Science (CIP 25.0101) degree. The requested name change more accurately reflects the courses that are taught in the program. Additionally, the program is now in the College of Education and Psychology where all of the educational degrees are BS degrees.
 - c. **UMMC** – Rename the Doctor of Philosophy, Microbiology (CIP 26.0508) degree the Doctor of Philosophy, Microbiology and Immunology (CIP 26.0508) degree. The requested name change more accurately reflects the immunology component of the program.
 - d. **MVSU** – Consolidate the Bachelor of Science in Education in Health, Physical Education, and Recreation (CIP 13.1314) degree into the Secondary Education (CIP 13.1205) degree with a concentration in Health, Physical Education and Recreation. The secondary education major program is designed to train future teachers for a field in subject area specialties. No new funding is requested and current education faculty is sufficient to provide instruction.
 - e. **USM** – Delete the Master of Science in Technology Education (CIP 13.9999) degree. No students are currently enrolled in the program. Students interested in a technology-related master's degree can apply for admission to the Master's in Instructional Technology. Deleting the program will have no impact on faculty, staff or students.
 - f. **USM** – Delete the Doctor of Education in Human Performance (CIP 13.0505) degree. The degree has not been conferred since 1995-96. Students now enroll in PhD Program of Studies.

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FINANCE

4. **MUW** – Approved the request to amend the existing facilities management services contract with Sodexo Operations, LLC, for inflationary adjustment and to replace/add equipment. The purpose of the contract is to provide management and operation services for plant operations and maintenance at MUW. This amendment will increase the current annualized contract amount by \$61,828, from \$2,713,106.34 to \$2,774,934.34. This increase includes \$51,828 inflationary adjustment and an additional \$10,000 for the replacement/addition of equipment. The original term of the contract for five years remains unchanged, commencing on October 1, 2011 through July 31, 2016. The annualized contract price for the period of October 17, 2014 through June 30, 2015 is \$2,774,934.34. Commencing July 1, 2015 and annually thereafter, the contract price shall be adjusted if there is an increase in the Consumer Price Index. The estimated total contract amount is \$13,388,820.02. A breakdown of the cost is included in the bound *October 16, 2014 Board Working File*. The contract will be funded by Education and General (E&G) funds with applicable charges billed to the auxiliary and restricted fund units. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
5. **MUW** – Approved the request to enter into an agreement with Siemens Industry, Inc. for preventive maintenance, technical support, and software updates for the Siemens Building Automation System installed in forty-five buildings and/or facilities across campus. The term of the agreement is five years starting on November 1, 2014 and ending on October 31, 2019. The total cost of the agreement is approximately \$341,909. A breakdown of the quarterly payments and yearly payments for each year of the five-year agreement is included in the bound *October 16, 2014 Board Working File*. Funds are available from Education and General Funds. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
6. **UM** – Approved the request to extend a contract with Centerplate, Inc. to operate concessions in all athletic facilities at the university. The amendment grants Centerplate, Inc. the right to provide concessions, catering food, and beverage services at Vaught-Hemingway Stadium, Tad Smith Coliseum, and all other athletics facilities. The term of the contract is for two years commencing on July 1, 2015, with a mutually agreed upon five (5) year extension. This contract is a revenue sharing arrangement that provides the University of Mississippi with a minimum of \$375,000 for any year of the life of the contract that includes a seven home football game season plus a \$250,000 capital investment by Centerplate. The agreement which has been reviewed and approved by the Attorney General’s Office is on file in the Board Office.
7. **UM** – Approved the request to enter into a lease contract with McLaurin Wade Properties, LLC. This contract will lease university property to the lessee who also acquires the privileges of constructing a hangar for aircraft on the property. The term of the contract will begin on November 1, 2014 and end on October 31, 2064. The contract amount is \$2,100 per lease year for the first five years. Concurrent with the beginning of each successive five year period, the rental fee will increase by 1 ½ % per year for a total of 7 ½ % of the annual rental fee of the

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previous five year period. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

8. **USM** – Approved the request to amend the existing Education Sponsorship Agreement with Hattiesburg Coca-Cola Bottling Company, to provide exclusive beverage sponsorship services. The purpose of the amendment is to allow USM to commence a Request for Proposals for a new beverage marketing agreement in advance of the December 31, 2014, expiration of the exclusive negotiating period contained in the original agreement. The original term of the contract remains unchanged, commencing on December 15, 2005 through December 31, 2015. Under the existing agreement, USM receives sponsorship fees of \$150,000 annually in addition to other commissions from Coca-Cola. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
9. **USM** – Approved the request to engage the CPA firm of Nicholson and Company, PLLC to conduct an annual audit for the University of Southern Mississippi Research Foundation, Inc. for fiscal year end December 31, 2014 in accordance with Board Policy 301.0806 (D)((9) University Foundation/Affiliated Entity Agreements.

REAL ESTATE

10. **DSU** – Approved the initiation of **GS 102-258, Pre-Plan Sillers Coliseum Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The university is initiating the project for design fees only. It is anticipated that the project will exceed \$1,000,000 and will be brought back to the Board at a later date to request approval to appoint the design professional and to increase the project budget once the project scope and project budget have been better defined. The project will consist of pre-planning and design for structural repairs and improvements such as ADA compliance, bathroom renovation, and energy efficiency lighting improvements to the Walter Sillers Coliseum. The proposed project budget is \$350,000. Funds are available from HB 787, Laws of 2014 (\$350,000).
11. **DSU** – Approved the initiation of **GS 102-260, Pre-Plan Zeigal Hall Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The university is initiating the project for design fees only. It is anticipated that the project will exceed \$1,000,000 and will be brought back to the Board at a later date to request approval to appoint the design professional and to increase the project budget once the project scope and project budget have been better defined. The project will consist of pre-planning and design for improvements such as ADA compliance, bathroom renovation, energy efficiency, new HVAC mechanical equipment, and interior renovation. The proposed project budget is \$350,000. Funds are available from HB 787, Laws of 2014 (\$350,000).
12. **DSU** – Approved the initiation of **GS 102-262, Pre-Plan Young Mauldin Renovations**, and the appointment of the design professional through the Request for Qualification (RFQ) method. The project will consist of pre-planning, design, and construction for improvements such as ADA compliance, bathroom renovation, energy efficiency lighting, new HVAC mechanical

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- equipment, and updates to the interior of the building. The proposed project budget is \$5,350,000. Funds are available from HB 787, Laws of 2014 (\$5,350,000).
13. **UM** – Approved the appointment of The McCarty Company-Design Group as the design professional for the **IHL 207-376, STEM Building**. The design professional was chosen using the Request for Qualifications (RFQ) method. The university intends to construct a new multi-story STEM Building in or near the Science District on Campus. The exact size of the building, scope of work and location is not known at this time. The university will submit a subsequent request for Board approval to increase the project budget as required once the established scope of work and project costs have been determined. The proposed project budget is \$2 million. Funds are available from Internal R&R funds (\$2 million).
 14. **UM** – Approved the initiation of **IHL 207-394, NCPA Primary Building New Roof**, and the appointment of Shafer & Associates, PLLC as the design professional. The National Center for Physical Acoustics is an 85,471 square foot building that is divided into two portions: the Administration Wing and the Primary Building. The Administration Wing received a new roof in 2011. The Primary Building has a roof that has reached the end of its useful life. The Bureau of Building, Grounds and Real Property Management IHL/CJC Roof Survey conducted in 2011 identified this roof as a “D” roof. This roof requires constant maintenance and patching due to its deteriorated condition. The scope of work consists of removing the existing roof system on the primary building and replacing it with the appropriate insulation system and a modified bituminous roof system. The proposed project budget is \$1,150,000. Funds are available from SB 2857, Laws of 2014 (\$1,150,000).
 15. **UM** – Approved the initiation of **IHL 207-395, Turner Center New Roof**, and the appointment of Shafer & Associates, PLLC as the design professional. The Turner Center is a 202,604 square foot building that was originally constructed in 1983. The building has a roof that has reached the end of its useful life. The Bureau of Building, Grounds and Real Property Management IHL/CJC Roof Survey conducted in 2011 identified this roof as an “E” roof. This roof requires constant maintenance and patching due to its deteriorated condition. The scope of work consists of removing the existing roof system on the primary building and replacing it with the appropriate insulation system and a modified bituminous roof system. The proposed project budget is \$1,100,000. Funds are available from SB 2857, Laws of 2014 (\$1,100,000).
 16. **UM** – Approved the request to increase the project budget for **IHL 207-348, Johnson Commons West Renovation**, from \$14,500,000 to \$14,725,000, an increase of \$225,000. The project is currently in the construction phase. This is the first budget escalation request made for this project by the university. The current budget escalation in the project budget will allow the university to accommodate a final change order on the project. This project is a complete renovation of the main dining facility which is comprised of 49,886 square feet on two floors. Work includes upgrades to the main entrance, dining areas, kitchens, bathrooms, and offices. The mechanical and electrical systems are also being replaced. Funds are available from Auxiliary R&R with assistance from Food Service partner (\$14,725,000).

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17. **MSU** – Approved the exterior designs for the New Residence Halls North buildings A (South Hall) and B (North Hall) and the G. V. “Sonny” Montgomery Center for America’s Veterans. The project scope will consist of two new residence halls, to be located on the north side of campus. Each of the new residence halls shall consist of approximately 122,000 square feet and provide for approximately 356 beds. The project shall also consist of an approximately 10,000 square foot facility for the Sonny Montgomery Center for American Veterans. The total \$60.5 million project is anticipated to be multi-phased. The building renderings are included in the bound *October 16, 2014 Board Working File*.
18. **UM** – Approved the request to name the University Housing North Building as “Pittman Hall” in honor of Scarlotte M. and Crymes G. Pittman. Pittman Hall will serve as a permanent tribute to Mr. and Mrs. Pittman in their pivotal role as major donors, alumni leaders, Ole Miss ambassadors, and champions for educational opportunities. They are indelibly linked with Mississippi’s higher education community.

LEGAL

19. **MSU** – Approved the request to modify/renew a contractual agreement for legal services with Butler Snow LLP, as outside counsel. The contract made and entered into on October 17, 2013, by and between the Office of the Attorney General, State of Mississippi, Mississippi State University, and BUTLER, SNOW, O’MARA, STEVENS AND CANNADA, PLLC, was for the provision of intellectual property and commercial matter related legal services. The attorney hourly rate shall remain unchanged at \$240.00 and the hourly rate for legal assistants will also remain unchanged at \$95.00. The original contract will be amended as follows:
- a. The contract term is extended by one year through October 16, 2015.
 - b. The total amount payable during the one year extension period shall not exceed \$75,000.00.
 - c. All references to “Butler, Snow, O’Mara, Stevens and Cannada, PLLC” shall be replaced with “Butler Snow LLP”.

All other provisions of the Contractual Agreement for Legal Services will remain in full force and effect. The modification will be effective as of October 17, 2014. The Attorney General has approved this request.

20. PERSONNEL REPORT

CHANGE OF STATUS

Alcorn State University

- Clara Stamps; *from* Vice President for Media and University Relations; salary of \$104,070 per annum, pro rata; E&G Funds; *to* Vice President for Marketing and Communication; no salary change; effective October 1, 2014

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Jackson State University

- James C. Renick; *from* Provost/Vice President for Academic and Student Affairs; salary of \$185,000 per annum, pro rata; E&G Funds; *to* Provost/Senior Vice President for Academic and Student Affairs; salary of \$210,000 per annum, pro rata; E&G funds; effective September 1, 2014

SABBATICAL

Mississippi State University

(Correction to date approved August 2014)

From: Michael E. Brown, Professor of Geosciences, *from* salary of \$77,945 per annum, pro rata; E&G Funds; *to* salary of \$38,973 for sabbatical period; E&G Funds; effective August 16, 2014 to December 31, 2015; professional improvement

To: Michael E. Brown, Professor, Geosciences, *from* salary of \$77,945 per annum, pro rata; E&T funds *to* salary of \$38,973 per annum, pro rata; E&G funds; August 16, 2015 to December 31, 2015; professional improvement.

University of Mississippi Medical Center

- Shou Tang, Associate Professor of Medicine; *from* salary of \$75,000 per annum, pro rata; E&G Funds; *to* salary of \$12,500 for sabbatical period; E&G Funds; effective November 1, 2014 to December 31, 2014; professional development

EMERITUS STATUS

University of Mississippi Medical Center

- Jonathan Fratkin, M.D.; Professor Emeritus of Pathology; effective July 1, 2014
- Kaye Bender, Ph.D.; Dean Emeritus of Nursing; effective August 1, 2014
- Barbara Rogers, Ph.D.; Professor Emeritus of Nursing; effective August 1, 2014
- George Taybos, D.D.S.; Professor Emeritus of Oral and Maxillofacial Surgery and Pathology in the School of Dentistry; effective October 1, 2014

University of Southern Mississippi

- Dolly Lloyd; Instructor Emerita of Marketing; effective July 1, 2014

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ACADEMIC AFFAIRS

Presented by Trustee Ford Dye, Chair

On motion by Trustee Dye, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Academic Affairs Agenda.

1. **System** – Approved the following recommendations based on the program productivity reviews.

a. Delete the following 3 academic programs

JSU BS in Telecommunication Engineering (CIP 14.1001)

USM MAEd Art Education (CIP 13.1302)

USM Master of Science in Early Intervention (CIP 13.1099)

b. Suspend enrollment into the following 4 academic programs

MSU Master of Architecture (CIP 04.0201)

MSU Doctor of Education (CIP 13.0101)

USM Master of Science in Interscholastic Athletic Administration (CIP 31.0504)

USM Doctor of Education in Higher Education Administration (CIP 13.0406)

Although students may earn degrees from suspended academic programs, no additional students will be accepted into these majors. If the institution does not request that a suspended program be deleted or removed from suspension within 3 academic years, OASA will recommend to the Board that the program be deleted from the academic program inventory.

c. Continue with Stipulation the following 28 academic programs (these programs will be subjected to additional review by the IHL Office of Academic and Student Affairs for two years to assess progress toward future productivity):

DSU Bachelor of Business Administration in Finance (CIP 52.0801)

DSU Bachelor of Business Administration in Insurance and Real Estate (CIP 52.1701)

DSU BSEd in Mathematics Education (CIP 13.1311)

DSU BSEd in English Education (CIP 13.1305)

DSU BS in Athletic Training (CIP 51.0913)

JSU BSEd in Mathematics Education (CIP 13.1311)

JSU BMEd in Music Education (CIP 13.1312)

JSU BSEd in Social Sciences Education (CIP 13.1317)

JSU Master of Science in Environmental Science (CIP10.103)

JSU DPH in Public Health (CIP 51.2201)

MSU PhD in Educational Psychology (CIP 42.2806)

MSU PhD in Environmental Toxicology (CIP 26.1004)

MSU PhD in Applied Psychology (CIP 30.0601)

MSU PhD in College/Postsecondary Student Counseling and Personnel Services (CIP 13.1102)

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MUW Bachelor of Art Education (CIP 13.1302)
MVSU Bachelor of Arts in Art (CIP 50.0101)
MVSU Bachelor of Music Education (CIP 13.1312)
MVSU Bachelor of Secondary Education (CIP 13.1205)
UM BAEd in Science Education (CIP 13.1316)
UM Bachelor of Southern Studies (CIP 50.122)
UMMC PhD in Pathology (CIP 26.0910)
UMMC PhD in Physiology (Human) and Biophysics (CIP 26.0900)
USM BA in American Studies (CIP 50.102)
USM BA in Economics (CIP 52.0601)
USM BA/BS in Education of the Deaf (CIP 13.1003)
USM BA in Art (CIP 50.0702)
USM BA in Religion (CIP 38.0201)
USM MS in Education (CIP 13.0301)

FINANCE AGENDA

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Perry, seconded by Trustee Blakeslee, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Perry, seconded by Trustee Dye, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #5. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #6. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #7. On motion by Trustee Perry, seconded by Trustee Pickering, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #8.

1. **UMMC** – Approved the request to enter into an Application Services Provider Agreement with Atlas Database Software Corp. d/b/a Atlas Development Corporation, which will allow UMMC’s Clinical Laboratory to provide laboratory services to other healthcare organizations throughout Mississippi. Under the agreement, Atlas will provide its LabWorks software, which

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is an order management and result reporting system that automates test sharing, order routing, joint service catalog management, and system integration across a network of ordering clients and diagnostic service providers, such as laboratories, imaging centers, specialists, etc. This solution provides a web-based user interface for accessing patient data, orderable services, and diagnostic results. LabWorks incorporates UMMC's existing billing software XiFin to complete the full range of services for reference laboratory testing for other healthcare organizations throughout Mississippi. The term of the agreement is for 60 months, from on or about November 1, 2014 to October 31, 2019. The total cost of the agreement is approximately \$914,456.77. This includes the cost for implementation, interfaces, and server license fees, as well as the cost for set-up of up to ten (10) customers for UMMC. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This contract will be paid from hospital funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

2. **UMMC** – Approved the request to enter into a service agreement with GE Medical Systems Information Technologies, Inc. d/b/a GE Healthcare for the provision of corrective and preventative maintenance services and product support for diagnostic imaging and biomedical equipment for its Grenada and Holmes County Facilities. UMMC estimates that this agreement will provide a cost savings of \$268,308.80 in the first year at the Grenada facility and \$45,864.00 in the first year at the Holmes County location. The total annual savings for this agreement is estimated to be \$314,172.80 in the first year. The term of this agreement is for five (5) years beginning on November 1, 2014 through October 31, 2019. The estimated total cost for the agreement is \$6,412,588.49. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. The agreement allows for annual increases in the cost beginning after the first year. This amount is based on the current CPI or five percent (5%), whichever is lower. For cost purposes, beginning in year two, UMMC compounded the annual cost to allow 5% for CPI and 20% to cover other variable fees. This agreement will be funded through patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
3. **UMMC** – Approved the request to enter into a work order agreement for consulting services with Leidos Health, LLC to assist with the ongoing activities related to Epic, UMMC's electronic health record system. The Board also granted the Vice Chancellor of UMMC the authority to authorize any delineated project orders as covered by the statement of work and which do not change the substantive terms of the contract without further Board approval. Any changes which do impact the substantive terms of the contract will be submitted to the Board for consideration. The consulting services that are being offered in this work order are to assist UMMC's Department of Information Systems with additional Epic optimization. Specifically, this work order will provide support in telehealth, meaningful use initiatives, ongoing revenue cycle stabilization, Epic application optimization, Post Epic go-live support services, technology planning, infrastructure consulting, and project management services. The services would be utilized on an as needed basis, rather than a strict timeline. This work order has a term of

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twenty-five (25) months beginning on November 1, 2014, and ending on November 30, 2016. The termination date of the work order coincides with the termination of the master agreement. The total estimated cost for this work order is not to exceed \$2,000,000. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

4. **UMMC** – Approved the request to enter into a new informatics service master agreement with Philips Healthcare Informatics, Inc. and a subsequent service schedule for the hardware, software, image storage, disaster recovery and support related to the Intellispace PACS system (PACS), which is the radiology services image archiving system. This new master agreement and service schedule will supersede and replace the current master agreement and service schedule UMMC has in place to allow UMMC to incorporate the Grenada facility. The term of the agreement and service schedule is 5 (five) years from November 1, 2014 through October 31, 2019. The estimated total cost of this service schedule is \$9,219,140.00. The estimated cost breakdown is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by hospital patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
5. **UMMC** – Approved the request to lease from Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC., 6,060 square feet of space located in Suite F of the Grenada Medical Complex, located at 1300 Sunset Drive, Grenada, MS. The purpose of this agreement is to continue family medicine clinic operations for the citizens of Grenada, MS, in its current location. In addition, the continuation of this service addresses the educational need to train primary care physicians and provides medical education to referral/teaching physicians that in turn enhance the expertise of UMMC Grenada. The term of the lease shall be for a period of sixty (60) months beginning November 1, 2014. The total cost for lease agreement amount is \$892,516.80. The initial base year cost is \$28.02 per square foot or \$169,801.20 for the first year. Each year thereafter, the rent rate will escalate 2.5%. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UMMC** – Approved the request to lease from Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC., 1,750 square feet of space located in Suite R of the Grenada Medical Complex, located at 1300 Sunset Drive, Grenada, MS. The purpose of this agreement is to continue to offer surgical clinic needs for the citizens of Grenada, MS. In addition, the continuation of this service addresses the educational need to train physicians and provides medical education to referral/teaching physicians that in turn enhance the expertise of UMMC Grenada. The term of the lease shall be for a period of sixty (60) months beginning November 1, 2014. The total cost for lease agreement amount is \$257,740.00. The initial base year cost is \$28.02 per square foot or \$49,035.00 for the first year. Each year thereafter, the rent rate will escalate 2.5%. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This

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agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

7. **UMMC** – Approved the request to amend the existing lease agreement with Select Specialty Hospital – Jackson, Inc. to lease additional space for UMMC's Child Development Clinic (CDC). The amendment will allow UMMC to continue its mission to be the preferred provider of children's healthcare in the State of Mississippi by improving access to patients seeking services of the CDC, as well as expanding Pediatric Cardiology services in the space vacated by CDC. The existing lease agreement was effective September 1, 2013, and will expire August 31, 2022. The lease amendment will be effective November 1, 2014, and will end coterminous with the existing lease agreement. The amendment for CDC is at the Medical Office Suites rate, or \$17.50 per square foot plus annual increases up to CPI. Payments will begin following the completion of landlord improvements to the space, which is expected to be on or about January 1, 2015. The cost of the original lease agreement was \$6,796,915.10, and the amendment will cost approximately \$912,946.62, for a total cost of the amended lease agreement to be approximately \$7,709,861.72. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
8. **UMMC** – Approved the request to enter into an agreement with Werfen USA LLC d/b/a Instrumentation Laboratory (IL) to lease and service coagulation equipment and purchase testing supplies for the hospital's Clinical Laboratory. Under the agreement, IL will lease six (6) coagulation instruments to UMMC and provide services for those instruments. UMMC will purchase the necessary reagents and consumables to be used with the coagulation instruments. With this instrumentation, clinical diagnostic testing will be performed, which can indicate the presence of certain medical conditions. The term of the agreement is five (5) years, beginning on or about November 1, 2014, and continuing through October 31, 2019. The total estimated cost for the five (5) year term is \$2,078,358.44, which includes potential price increases after the first year of up to three percent (3%). The contract includes flat rates for the lease and service of the six (6) coagulation instruments, a minimum annual commitment of reagent/consumable purchases, additional purchases of reagents/consumables as needed, shipping, and optional additional training as needed. For the first twelve (12) months of the agreement, the instruments are covered under warranty. Service coverage and payments will begin at the expiration of the warranty. The breakdown of costs is included in the bound *October 16, 2014 Board Working File*. This agreement will be funded by patient revenues. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

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LEGAL AGENDA

Presented by Trustee Doug Rouse, Chair

On motion by Trustee Rouse, seconded by Trustee Perry, with Trustees Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Legal Agenda. On motion by Trustee Rouse, seconded by Trustee Owens, with Trustees Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **System** – Approved the proposed new Board Policy 707.0101 Contracts with Supportive Entities for first reading. **(See Exhibit 1.)** The new policy will specify university obligations prior to a university contracting with supportive entities and prior to expending funds or obligating the university regarding a contemplated supportive entity building project.
2. **JSU** – Approved the consultant agreement between Jackson State University, Jackson State University Development Foundation and Worth Thomas of W.T. Consultants in accordance with Board Policy 201.0506 Political Activity. W.T. Consultants will provide a full scope of legislative liaison services within the State of Mississippi, with such services designed to achieve the state agency and governmental relations goals of Jackson State University. W.T. Consultant’s lobbyist/firm client list and the proposed contract are included in the bound *October 16, 2014 Board Working File*.

INFORMATION AGENDA

Presented by Commissioner Hank M. Bounds

FINANCE

1. **System** – The Board received the Ayers Accountability Manual as required by the settlement of *Jake Ayers, Jr., et al. and United States of America v Ronnie Musgrove, Governor, State of Mississippi, et al.* A copy of the manual is included in the *October 16, 2014 Board Working File*.

REAL ESTATE

2. **System** – The Board received the Real Estate items that were approved by the Board staff subsequent to the August 21, 2014 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 2.)**

LEGAL

3. **System** – The Board received a report of the payment of legal fees to outside counsel. **(See Exhibit 3.)**

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ADMINISTRATION/POLICY

4. **System** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
- a. **ASU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 17, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of ASU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, ASU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
 - b. **JSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 17, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of JSU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, JSU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
 - c. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 9, 2014, the Commissioner approved the renew of a lease agreement with the United States of America (USA) acting by and through the USDA Agricultural Research Service. This agreement is for the lease of 4,164 square feet of greenhouse space at the MSU Delta Branch Experiment Station in Stoneville, MS. The space will be used by the USA for soybean breeding research in support of its ARS (Agricultural Research Service) mission. The lease renewal will run for an additional twelve (12) month period and may be extended for an additional twelve (12) month period upon mutual agreement of the parties and subsequent approval of the Commissioner. This is Year 5 of a total ten (10) year lease term. In lieu of a payment of rent, government personnel will provide all necessary renovations, repairs and upkeep of the greenhouse space. The Executive

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Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

- d. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 9, 2014, the Commissioner approved the request by MSU on behalf of its Northern Gulf Institute (NGI) to amend its current lease agreement with Mississippi State University Research & Technology Corporation (RTC). Under the amendment, the lease will be extended for an additional twelve (12) month period, October 1, 2014 through September 30, 2015. In addition, the monthly rental cost will be increased from \$5,898.60 to \$6,069.79. As background, MSU’s Northern Gulf Institute is a cooperative institute led by MSU that is made up of five academic institutions and the National Oceanic and Atmospheric Administration (NOAA). The institute conducts research of natural and human impacts on the ecosystem of the northern Gulf of Mexico. The agreement is for the lease of approximately 4,372 square feet to be used by NGI as office, meeting, and classroom at the Stennis Space Center. The lease term will run for an additional twelve month period. MSU will pay a total of \$72,837.48 for the lease of the space. In addition to rent costs, MSU will be responsible for telephone and internet services. RTC, as Lessor, will provide utilities and janitorial services. This agreement is funded in part by federal USDA grant funds and in part by university funds. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
- e. **MVSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 10, 2014, the Commissioner approved a lease agreement with Toyota Motor Sales, U.S.A., Inc. (“Toyota”). This agreement is for the use of a Toyota Prius to be used by the employees of MVSU’s Athletic Department for recruitment and/or business travel. The lease will run for a two (2) year period, or through approximately September 17, 2016. In lieu of a rental payment, MVSU will maintain the vehicle in good working order, condition and repair. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

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- f. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On September 24, 2014, the Commissioner approved a 2nd amendment to its current lease agreement with Eye Clinic of Meridian, PLLC (Meridian). (As background, the original agreement was approved by the Commissioner on April 7, 2014 and Amendment 1 to the agreement was approved on July 8, 2014.) The agreement is for the lease of medically equipped and furnished clinical space in the Eye Clinic of Meridian facility located at 1301 20th Avenue, Meridian, MS. The area will be used by UMMC Ophthalmology physicians for the provision of specialized care to patients in this area of the State. UMMC physicians are currently on-site one (1) day per month for patient consultation and supervision. The agreement is for a five (5) year period and will run through March 31, 2019. Currently, the total cost for the lease term is \$33,000. Meridian, as Lessor, provides utilities, and, customary maintenance for the building, grounds and parking lot. Under this amendment, UMMC will increase its usage of the space from one (1) day per month to two (2) days per month. As a result, the total estimated contract cost is increased from \$33,000 to \$66,000. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.
- g. **USM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On July 31, 2014, the Commissioner approved a revenue generating lease agreement with William Carey University (Carey). This agreement is for the lease of approximately 621 square feet of laboratory space in USM’s Accelerator Building. The proposed lease is for Space No. 168 which will be used by Carey to pursue the analysis and research of DNA. The lease term will run for an initial six (6) month period beginning on the date the agreement is signed and will be extended for up to five additional six (6) month terms unless written notice of termination is given by either party at least sixty (60) days prior to the end of the then current lease term. In return for the lease of the designated space, USM will receive a rent payment of \$7,762.50 per term or, a total of \$46,575 for the lease term. The university, as Lessor, will provide utilities, janitorial services and routine maintenance services for the premises. The Executive Office legal staff have reviewed and approved the contract documents. A copy of the documents are included in the *October 16, 2014 Board Working File*.

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OTHER BUSINESS

- Trustee Perry noted that a October 2014 IHL Sprinkler Update has been provided which summarizes the sprinkler systems in the residential facilities on each university campus.
- On behalf of the Board, Trustee Patterson wished Trustee Ford Dye a happy birthday.
- Trustee Patterson announced there will be two committee meetings following the Board meeting: the Academic Affairs Committee and a joint meeting of the Finance and Real Estate Committees.
- Trustee Patterson reminded the trustees that the inauguration events for Dr. William Bynum, President of Mississippi Valley State University, will be held on Friday, October 17, 2014 on the MVSU campus in Itta Bena, MS.
- Trustee Patterson indicated the next Board meeting will be on November 19-20, 2014 at Alcorn State University in Lorman, MS.

**HEALTH AFFAIRS
COMMITTEE REPORT**

Wednesday, October 15, 2014

The Committee was called to order at 3:15 p.m. by Chairman Aubrey Patterson. The following items were discussed:

1. The Committee received a report on the steps taken by UMMC in preparation for any incidents of the Ebola Virus in Mississippi.

2. **Executive Session**

On motion by Trustee Perry, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether or not is should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Rouse, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously **to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows: Discussion of hospital patient records and a potential real estate matter at the University of Mississippi Medical Center

During Executive Session, the following matters were discussed:

The Committee discussed hospital patient records. **No action was taken.**

The Committee received information regarding a potential real estate matter. **No action was taken.**

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On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to return to Open Session.

3. On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Blakeslee absent and not voting, all Committee members legally present and participating voted unanimously to adjourn the meeting.

The following Committee members were present: Mr. Aubrey Patterson (Chair), Dr. Ford Dye, Mr. Shane Hooper, Mr. Alan Perry, and Dr. Doug Rouse. Committee member Mr. Ed Blakeslee was absent. Other Trustees attending included Mr. Bob Owens, Ms. Christy Pickering and Mr. C. D. Smith.

EXECUTIVE SESSION

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not is should declare an Executive Session. On motion by Trustee Perry, seconded by Trustee Hoper, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously **to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of three state university personnel matters.

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

The Board discussed a state university personnel matter. **No action was taken.**

On motion by Trustee Perry, seconded by Trustee Robinson, with Trustee Cummins absent and not voting, all Trustees legally present and participating voted unanimously to approve the recommendation to extend Dr. Mark Keenum's contract for an additional four years beginning November 1, 2014 and to increase the state funded amount from \$220,500 to \$227,370 and request the MSU Foundation increase the supplement from \$208,500 to \$227,370.

The Board discussed a state university personnel matter. **No action was taken.**

On motion by Trustee Perry, seconded by Trustee Hooper, with Trustees Cummins and Robinson absent and not voting, all Trustees legally present and participating voted unanimously to return to Open Session.

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ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Perry, seconded by Trustee Hooper, with Trustees Cummins and Robinson absent and not voting, all Trustees legally present and participating voted unanimously to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- Exhibit 1 Proposed new Board Policy 707.0101 Contracts with Supportive Entities for first reading.

- Exhibit 2 Real Estate items that were approved by the IHL Board staff subsequent to the august 21, 2014 Board meeting.

- Exhibit 3 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

October 16, 2014

SYSTEM –FIRST READING OF NEW POLICY 707.0101 CONTRACTS WITH SUPPORTIVE ENTITIES

The Board understands and appreciates that foundations, alumni associations and other entities, such as businesses and corporations, (all referred to collectively as supportive entities) may, in appropriate cases, provide substantial assistance to the universities through arrangements other than a direct transfer of funds to the university itself. For example, a supportive entity may act to own, purchase, build or develop buildings or other facilities that are designed to be used by the institution itself or by students of the institution. Such arrangements are often beneficial to the institutions.

The financial health of the university system as a whole makes it necessary that the Board conduct the necessary review to ensure that all such projects are self-sufficient and that there has been appropriate use by foundations and alumni associations of resources provided by private donors to benefit the universities. Even if such projects involve financial arrangements that are directly and formally borne by the supportive entities, the indirect effect of such arrangements may be to place upon the universities or the students the ultimate burden of that financial cost. For example, a supportive entity that incurs its own debt to construct a dormitory may bear the burden of repayment; however, if as a practical matter the university has an implied or other obligation to lease the dormitory to students to provide the revenues to repay the indebtedness, the students ultimately bear the cost of the debt.

To ensure appropriate oversight, Board approval is required for any contract or other arrangement of any university with any supportive entity (or with any entity associated or affiliated with, or sponsored or created by, any supportive entity) relating to constructing, building, developing, operating, or managing any facility to be used by the university itself, any entity related to the university, or the students of the university. There shall be a *de minimus* exception to this policy if the Commissioner finds and notifies the Board prior to execution of any such contract or arrangement that the project, over the total life of the contract or arrangement, will involve an amount less than \$250,000 in expenditures by a supportive entity, by the university, and by the students of the university.

Any such contract or arrangement must provide adequate assurance that entities participating in such projects are selected on the basis of such factors as ability, quality, price and all factors required by applicable laws, and not as a result of favoritism or improper influence. Thus, it is expected that all such arrangements would involve appropriate procedures that would allow consideration of a number of entities seeking to provide any service, rather than just one such entity. It is also expected that all consideration of the project would be conducted so as not to allow “favored participation” in the planning process in a manner that would provide any substantial advantage to any one entity seeking to provide the services. Additionally, since arrangements that have a financial effect on public institutions and students are of vital interest to the public, stringent efforts should be taken to conduct all preliminary or other consideration of such a method in a manner that does not create any public perception

EXHIBIT 1

October 16, 2014

that inappropriate favoritism is being shown to a particular entity. Finally, of course, any such arrangements must provide adequate assurance for verification that the costs to be incurred are reasonable and appropriate.

Any university proposing to undertake any such contract or arrangement with a supportive entity is required to notify the Commissioner before any substantial expenditure of funds has commenced and before any associated contract with the university is executed, and if approval by the Board is required, to secure approval before any substantial expenditure of funds by the university or the supportive entity has been made, and before any associated contract with the university is executed.

EXHIBIT 2

October 16, 2014

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE AUGUST 21, 2014 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.

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 until the budget increase is approved by the Board.

ALCORN STATE UNIVERSITY

1. ASU- GS 101-292 – Bowles Hall Renovations

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$20,410.40 and fifteen (15) additional days to the contract of Flagstar Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 12, 2014

Change Order Justification: Change Order #3 is necessary to revise the casework containing the under counter oven to agree with the ADA heights for the accepted submitted oven, to add a glass wall system at the 3rd floor reception area, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$27,363.64.

Project Initiation Date: August 18, 2011

Design Professional: Burris/Wagnon Architects, P.A.

General Contractor: Flagstar Construction Company, Inc.

Project Budget: \$8,200,000.00

DELTA STATE UNIVERSITY

2. DSU- GS 102-237 – Caylor White Walters Phase III Rebid

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$23,252.92 and eleven (11) additional days to the contract of Panola Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 25, 2014

Change Order Justification: Change Order #4 is necessary to reroute water from phase 3 to bathrooms at the planetarium, pricing for rerouting service, provide plugmold instead of wiremold on endcaps of student workstations, 3 illuminated exit signs, installation at various doors, credit for a door which was to be a “B” type door in a “4” type frame, cut an opening in the west planetarium wall, install a hollow metal doorframe & hardware

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plus carpet/vet threshold, provide 2 cmu walls & extend to deck and paint, cut cmu to create a finished masonry opening into the hallway where the existing door is to be removed, add offset to existing fire main riser, provide a price for labor & materials to route plumbing lines across a hallway and up into a new chase and additional days for work as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$622,081.34.

Project Initiation Date: August 18, 2011

Design Professional: Architecture South, P.A.

General Contractor: Panola Construction Company, Inc.

Project Budget: \$16,915,249.00

JACKSON STATE UNIVERSITY

3. JSU- GS 103-267 – Alexander Center Renovation Phase I

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$523,500.00 and one hundred (100) additional days to the contract of Coleman Hammons Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 30, 2014

Change Order Justification: Change Order #3 is necessary to replace the existing roofing over the entire building (west wing, east wing and middle wing) and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$652,828.11.

Project Initiation Date: June 16, 2011

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Coleman Hammons Construction Company, Inc.

Project Budget: \$7,684,000.00

MISSISSIPPI STATE UNIVERSITY

4. MSU- GS 105-345 (GC002) – MSU Classroom Building with Parking (Mechanical)

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$5,222.62 and zero (0) additional days to the contract of Upchurch Plumbing, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 1, 2014

Change Order Justification: Change Order #2 is necessary to install a French drain system around the transformers & connect to the new storm sewer inlet, credit for controls bid coming in under the allowance, and to raise the existing sconces on the interior of the central plant at the new mezzanine so they are out of sitelines.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$10,427.96.

Project Initiation Date: August 19, 2010

Design Professional: Belinda Stewart Architects, P. A.

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General Contractor: Upchurch Plumbing, Inc.

Project Budget: \$41,314,339.00

5. **MSU – GS 113-134 – Wise Center Classroom Addition**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$23,000.06 and twenty-eight (28) additional days to the contract of Tyler Construction Group Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #1 is necessary to relocate the existing 10” waterline, reduce the width of the sidewalk/stair, reconfigure the retaining wall, connect the existing 10” roof drain to the new 24” x 24” grate inlet and additional days for work as indicated herein.

Total Project Change Order and Amount: One (1) change order for a total amount of \$23,000.06.

Project Initiation Date: October 21, 2010

Design Professional: Pryor & Morrow Architects and Engineers, P.A.

General Contractor: Tyler Construction Group Corporation

Project Budget: \$3,775,077.33

6. **MSU – IHL 205-231 – MSU South Entrance Road**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Neel-Schaffer, Inc.

Staff Approval Date: APPROVED, July 1, 2014

Project Initiation Date: August 15, 2007

Design Professional: Neel-Schaffer, Inc.

General Contractor: TBD

Project Budget: \$18,700,000.00

7. **MSU – IHL 205-260 – Expansion & Renovation to Davis Wade Stadium**

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$636,707.10 and zero (0) additional days to the contract of Harrell Contracting Group, LLC.

Approval Status & Date: APPROVED, July 22, 2014

Change Order Justification: Change Order #4 is necessary for a new trench drain at the field terrace, two additional pre-cast seating unit drains, piping for loge seating trench drains, revision to the electrical room walls, piping to six area drains at the lower bowl seating area, plumbing provisions for 2 sinks in the field club suites, revisions due to grade issues at the south plaza, public access improvements for the north lower bowl seating area, new storm drain to be relocated and inlets reworked, additional electrical metering, added floor drain to paint storage room, additional lighting at south ticket gate ramp, scoreboard revisions, additional fencing, gate & paving, new handicap ramp, new limestone finish at the west concourse, HVAC added to first aid room, plumbing & electrical work for ARAMARK, louvered door for pump room, new water line to existing ARAMARK prep room & field paint area, additional paper towel dispensers, main electrical stair & door revisions, removal of ductwork & installation of new ductwork at the field club level, replace existing west stadium seating joint, add tube steel header to

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west entry gates, custom elevator buttons, temporary provisions for west concourse fire protection, pedestrian waterproofing in lieu of sub-roof system at scoreboard club terrace tub slab, ceiling for elevator control room, field terrace revisions, coiling door revisions, loading dock equipment power, field level ramp to east stadium, relocation of HVAC heating pumps, revised exhaust duct routing, chilled water piping relocated due to space clearance, floor drains added beneath mid bowl, modifications to new coolers & freezers in commissary kitchen, additional panels for new breakers due to space requirements, additional chair back seats in suites 1&2, and to paint the back side of the southwest elevator to match adjacent surfaces.

Total Project Change Order and Amount: Four (4) change orders for a total amount of \$2,249,276.27.

Project Initiation Date: May 19, 2011

Design Professional: LPK Architects, P.A.

General Contractor: Harrell Contracting Group, LLC

Project Budget: \$80,000,000.00

8. **MSU– IHL 205-272 (Phase I Base Building) – Campus Services Shop Building**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,451,000 to the apparent low bidder, Weathers Construction, Inc.

Approval Status & Date: APPROVED, July 1, 2014

Project Initiation Date: October 17, 2013

Design Professional: Michael T. Muzzi, AIA, AUA

General Contractor: Weathers Construction, Inc.

Project Budget: \$2,000,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

9. **MUW– GS 104-182 – Fant Library Renovation – PH II**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$9,343.24 and zero (0) additional days to the contract of Amason & Associates, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 10, 2014

Change Order Justification: Change Order #1 is necessary to install 12 temporary power/data outlets at the library for student use, reroute temporary ductwork installed in Phase I to allow construction of women's toilets & demolition of existing floor toilets, provide a credit for the controls allowance, and for eliminating water heating piping & preheat coils that were made redundant while reengineering AHU's to ensure clearances in the mechanical penthouse, and to provide gas service to the gas-powered standby generator.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$9,343.24.

Project Initiation Date: October 21, 2010

Design Professional: Burris/Wagnon Architects, P.A.

General Contractor: Amason & Associates, Inc.

Project Budget: \$5,400,000.00

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MISSISSIPPI VALLEY STATE UNIVERSITY

10. MVSU – GS 106-218 – New President’s Home

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$2,650.67 and zero (0) additional days to the contract of David Smith Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 25, 2014

Change Order Justification: Change Order #1 is necessary to change the vent hood surround from 36” to 48”, also field finish the vent hood surround in lieu of factory finish and add an additional chandelier.

Total Project Change Order and Amount: One (1) change order for a total amount of \$2,650.67.

Approval Request #2: Increase in Budget

In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by C.D. Smith, Chair of the Real Estate and Facilities Committee on September 8, 2014, approving a budget increase for the New President’s Home . The project budget was increased from \$1,292,696 to \$1,456,313 for an increase of \$163,617. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Budget Increase Justification: The increase in the project budget is necessary to expedite the construction of the road/driveway to the house and provide for a commemorative plaque. The road was originally planned to be bid as a separate project but the BOB would prefer to include it as part of the current project.

Interim Approval Status & Date: APPROVED, September 8, 2014

Project Initiation Date: March 20, 2009

Design Professional: Shafer & Associates Architects, PLLC

General Contractor: David Smith Construction, Inc.

Project Budget: \$1,456,313.00

11. MVSU – GS 106-237 – Harrison Renovation

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$14,684.62 and fourteen (14) additional days to the contract of Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 29, 2014

Change Order Justification: Change Order #2 is necessary to recircuit electrical power to the aquatic building, credit for doors at stairwells, credit on electrical panels, install LED lighting at teamstore and paint the column, relocate the chiller and additional days for work as indicated herein.

Total Project Change Order and Amount: Two (2) change orders for a total amount of \$82,466.82.

Project Initiation Date: October 21, 2010

Design Professional: Pryor & Morrow Architects and Engineers, P.A.

General Contractor: Evan Johnson & Sons Construction, Inc.

Project Budget: \$17,775,000.00

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UNIVERSITY OF MISSISSIPPI

12. UM – GS 107-311 – Music Hall West Wing Renovation

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$37,280.00 and two (2) additional days to the contract of D. Carroll Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, July 1, 2014

Change Order Justification: Change Order #1 is necessary to remove two additional trees, credit for controls allowance and additional days for work as indicated herein.

Total Project Change Order and Amount: One (1) change order for a total **credit** amount of \$37,280.00.

Project Initiation Date: November 15, 2011

Design Professional: Shafer & Associates, PLLC

General Contractor: D. Carroll Construction, LLC

Project Budget: \$3,400,000.00

13. UM– IHL 207-341 – Thad Cochran Natural Products Center – Phase II

Approval Request #1: Change Order #8

Board staff approved Change Order #8 in the **credit amount** of \$114,268.00 and four (4) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, July 5, 2014

Change Order Justification: Change Order #8 is necessary to add communications outlets in several offices, adding drywall expansion joints at soffits, adjusting the reverse osmosis allowance, adding chase walls in the corridors, adding a 60-amp feeder and 60amp bucket for VFD serving, adding a fire alarm & power to the fire smoke dampers, adding fire-rated plywood to the communications rooms, additional supply and return RO piping connection, credit for deleting nitrogen/argon storage enclosure, refrigeration line sets for the walk-in coolers & freezers, signage allowance & screen wall allowance, relocation of the existing 4” acid waste pipe at the 3rd floor renovation area, ductwork modifications, relocation of hoods at the autoclaves in various rooms, reworking 100 7M2 columns at the 4th floor roof parapet and additional days for work as indicated herein.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$168,444.19.

Project Initiation Date: May 20, 2010

Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.

General Contractor: Carothers Construction, Inc.

Project Budget: \$40,000,000.00

14. UM– IHL 207-353 – Coulter Hall Addition and Renovation

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$5,142.00 and eighteen (18) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, August 14, 2014

Change Order Justification: Change Order #4 is necessary for additional underground work and additional days for work as indicated herein.

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Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$62,123.00.

Project Initiation Date: February 16, 2012

Design Professional: Barlow Eddy Jenkins/CDFL – A Professional Association

General Contractor: Carothers Construction, Inc.

Project Budget: \$18,000,000.00

15. UM– IHL 207-354 – Honors College Renovation and Addition

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$460,126.03 and twenty-eight (28) additional days to the contract of Hooker Construction, Inc.

Approval Status & Date: APPROVED, July 30, 2014

Change Order Justification: Change Order #1 is necessary to reroute existing sanitary sewer piping, including two manholes, rerouting of fire sprinkler main piping & the storm sewer behind Kappa Delta House to make room for other new utilities, interior renovation of kitchen & basement study dungeons, new raised exterior deck and additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$460,126.03.

Project Initiation Date: November 17, 2011

Design Professional: The McCarty Company Design Group, P.A.

General Contractor: Hooker Construction, Inc.

Project Budget: \$6,600,000.00

16. UM– IHL 207-361 – Lamar Hall Phase IIB

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of \$48,880.58 and seventy-six (76) additional days to the contract of D. Carroll Construction, LLC.

Approval Status & Date: APPROVED, July 28, 2014

Change Order Justification: Change Order #6 is necessary to replace unstable CMU backup at the east elevations below the plaza stair, credit not to paint basement ceiling due to existing acoustical/thermal spray insulation, modify existing door frames to receive glass transoms, credit for deletion of the first floor interior slab to wall waterproofing, new exhaust snorkel at Archeology Lab, power to instantaneous water heaters in two rooms, additional wall support, electrical repair, and resetting of the supply fan at the AHU plenum, additional VCT required to complete the final floor pattern at the 5th floor, light and switch at the refurbished service elevator pit, and emergency lighting at the existing classrooms and additional days for work as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$597,840.15.

Project Initiation Date: August 16, 2012

Design Professional: Barlow Eddy Jenkins Architects, P.A.

General Contractor: D. Carroll Construction, LLC

Project Budget: \$7,800,000.00

17. UM– IHL 207-371 – Stockard Hall Elevator Refurbishment

Approval Request #1: Change Order #1

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Board staff approved Change Order #1 in the amount of \$38,688.00 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, June 25, 2014

Change Order Justification: Change Order #1 is necessary for replacement of cost for elevator doors, added electrical controls for automatic transfer switch, and cost for an interim maintenance agreement for elevators.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$38,688.00.

Project Initiation Date: March 21, 2013

Design Professional: Corbett Legge and Associates, PLLC

General Contractor: Barnes & Brower, Inc.

Project Budget: \$1,100,000.00

18. UM– IHL 207-375 – Student Housing Phase II

Interim Approval: In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on February 3, 2014 to approve the appointment of the design professional and increase the project budget from \$2,000,000.00 to \$40,000,000.00 for a total increase of 38,000,000.00.

Interim Approval Status & Date: July 14, 2014

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by The McCarty Company – Design Group, P.A.

Approval Status and Date: APPROVED, July 30, 2014

Project Initiation Date: November 21, 2013

Design Professional: The McCarty Company – Design Group, P.A.

General Contractor: TBA

Project Budget: \$40,000,000.00

19. UM– IHL 207-378 – New Student Housing at Northgate

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$74,834.00 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, July 10, 2014

Change Order Justification: Change Order #1 is necessary to reduce the controls allowance, to deduct for relocation of storm pipe, and the cost to undercut unsuitable material from under the north retaining wall to support this wall.

Total Project Change Orders and Amount: One (1) change order for a total **credit** amount of \$74,834.00.

Project Initiation Date: February 20, 2014

Design Professional: Cooke Douglass Farr Lemons – Eley Guild Hardy – A Joint Venture

General Contractor: Roy Anderson Corporation

Project Budget: \$20,500,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

20. UMMC – IHL 209-532 – Cardiovascular Renovations

EXHIBIT 2

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Approval Request #1: Change Order #15

Board staff approved Change Order #15 in the amount of \$70,446.00 and eighty-two (82) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, June 20, 2014

Change Order Justification: Change Order #15 is necessary to remove & replace asphalt with reinforced concrete, adding fire dampers at the basement, adding a shelf in order to install storage racks in the catheter storage area, patching the floor in labs, and additional days for work as indicated herein.

Approval Request #2: Change Order #16

Board staff approved Change Order #16 in the amount of \$45,940.00 and fourteen (14) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 22, 2014

Change Order Justification: Change Order #16 is necessary to provide additional fiber and data for the fire alarm panels, exterior exit walkway widened, milling the road an additional 2" and overlaying with asphalt up to where the road had been replaced, new fire alarm devices (reprogrammed) into existing fire alarm panels in various locations, additional conduit for proper functioning of equipment, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Fifteen (16) change orders for a total amount of \$825,046.84.

Project Initiation Date: February 18, 2010

Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.

General Contractor: Fountain Construction Company, Inc.

Project Budget: \$20,182,526.00

21. UMMC – IHL 209-548 – School of Medicine - Utilities

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$0 and zero (0) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #4 is necessary for administrative purposes only, a procedural budget modification between UMMC and MDA.

Approval Request #2: Change Order #5

Board staff approved Change Order #5 in the amount of \$102,382.00 and twenty-eight (28) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, July 18, 2014

Change Order Justification: Change Order #5 is necessary to reroute natural gas piping to avoid the footprint of planned Garage C, provide labor & materials to support directional boring & buried piping, modify valve locations & pipe sizes, install two 12-in. underground isolation valves in existing fire main to limit the impact of shutdown, account for existing valves that do not properly hold closure, allow for planned sequencing of Phase G, install valves as indicated, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$121,787.00.

Project Initiation Date: August 15, 2013

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Design Professional: Cooke Douglass Farr Lemons – Eley Guild Hardy – A Joint Venture

General Contractor: Fountain Construction Company, Inc.

Project Budget: \$10,000,000.00

22. UMMC– IHL 209-549 – Hospital Main Lab Serology & Virology Renovations 2013

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Foil Wyatt Architects & Planners, PLLC

Approval Status and Date: APPROVED, July 10, 2014

Project Initiation Date: January 16, 2014

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBA

Project Budget: \$1,720,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

23. USM– IHL 208-313 – Fine Arts Complex Tornado Repairs & Renovations – PH II

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$149,107.36 and ninety (90) additional days to the contract of B.W. Sullivan Building Contractor, Inc.

Approval Status & Date: APPROVED, June 9, 2014

Change Order Justification: Change Order #2 is necessary to credit for steam cleaning the carpet, deletion of door signs & material, deleting one coat of floor wax, deleting all Cisco equipment & installation, change conduit to surface mounted wiremold, reroute & add conduit for camera & monitor control cable, door alarm system, raise existing energy management control, conduit & wiring to above the unistrut grid in the Gallery/Museum, rework & extend fire alarm circuits for duct detectors, and mount to new air ducts at air handlers, connect electrical power to new control panel for the organ, install spare conduit in the George Hurst Bldg., install flooring & base, change six projector mounts, install a scissor projector left in Gallery/Museum, install a fire alarm system, install two conduits from the current AV conduit location, stage right to AV equipment control box location, replace existing acoustical ceiling grid and tiles, remove, clean & reinstall existing light fixtures in various rooms, replace existing acoustical ceiling grid & tiles in various corridors, replace corridor lighting, and additional days for work indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$170,107.35

Project Initiation Date: June 4, 2013

Design Professional: Allred Architectural Group

General Contractor: B.W. Sullivan Building Contractor

Project Budget: \$5,402,302.84

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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 Ware/Gasparian (statement dated 9/1/2014) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with immigration/labor certifications.)

TOTAL DUE.....\$ 2,500.00

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 7/30/14 and 8/13/14) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,624.00 and \$1,608.00, respectively, represent services and expenses in connection with legal advice regarding federal income tax audits.)

TOTAL DUE.....\$ 8,232.00

Payment of legal fees for professional services rendered by Evans Petree (statements dated 6/2/14, 7/17/14 and 8/1/14) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,288.19, \$4,145.98 and \$3,400.00, respectively, represent services and expenses in connection with legal advice regarding Construction Defects at the Inn at Ole Miss.)

TOTAL DUE.....\$ 13,834.17

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 5/12/14) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$6,100.50, represents services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 6,100.50

Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 8/1/14 and 9/3/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$280.50 and \$19,372.00, respectively, represent services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 19,652.50

Payment of legal fees for professional services rendered by Bryan/Nelson (statement dated 9/5/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,290.60, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,290.60

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Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 8/20/14) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with legal advice regarding the Toxicology Laboratory Building – FEMA Arbitration - \$1,176.00.)

TOTAL DUE.....\$ 1,176.00

Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 9/10/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$313.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 313.50

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 7/30/14, 7/30/14, 7/30/14, 7/30/14, 7/30/14, 7/30/14, 8/22/14, 8/22/14, 8/22/14 and 8/22/14) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Laser-Induced Breakdown Spectroscopy for Specimen Analysis” - \$192.00; “MOS Charge Pump” - \$192.00; “General IP Matters” - \$168.00; “Methods for Maize Transformation Coupled with Adventitious Regeneration Utilizing Nodal Section Explants and Mature Zygotic Embryos” - \$48.00; “Steele – Solid Heat Carrier Pyrolysis Reactor” - \$600.00; “Alcohol Esterification (Condensor Train)” - \$216.00; “Live Attenuated Catfish Vaccine” - \$936.00; “Alcohol Esterification (Condensor Train)” - \$50.00; “Laser-Induced Breakdown Spectroscopy for Specimen Analysis” - \$72.00 and “MOS-Charge Pump” - \$72.00, respectively.)

TOTAL DUE.....\$ 2,546.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 8/25/14, 8/25/14 and 8/26/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Cache Mapping Technology” - \$1,577.10; “Stuttering Inhibition Device” - \$362.00 and “Animal Model of Anxiety and Depression” - \$168.00, respectively.)

TOTAL DUE.....\$ 2,107.10

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 8/12/14 and 8/13/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Highly Selective Sigma Receptor Ligands Radioligands” - \$1,175.00 and “Synthesis and Evaluation of Dual-Activity Opioid-NPFF Ligands” - \$3,650.00, respectively.)

TOTAL DUE.....\$ 4,825.00

EXHIBIT 3

October 16, 2014

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/15/14) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Indolinize-Based Donors as Organic Sensitizer Components for Dye Sensitizers” - \$3,177.00; “Methods for Detecting Humans” - \$1,028.00; “Novel Tools for Assessing the Skin Sensitization Potential of Chemicals” - \$66.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$3,999.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$422.00 and “Gas Separating Membranes” - \$326.50.)

TOTAL DUE.....\$ 9,019.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/15/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$198.00, \$38.00, \$471.50 and \$2,901.00, represent services and expenses in connection with intellectual property/patents.)

TOTAL DUE.....\$ 3,608.50

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1. SYSTEM – APPROVAL OF DEGREES TO BE CONFERRED IN DECEMBER 2014

Board Policy 510: Awarding of Degrees states that “Degrees granted by institutions under the governance of the Board are awarded by and with the consent of the Board and are countersigned by the President of the Board. Recommendations for the awarding of degrees to students by the various institutions must be made no later than the Board meeting prior to the commencement at which such awards will be made.”

In accordance with Board policy, the institutions below requests permission to award degrees at the following levels in December 2014 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
Alcorn State University					
	<i>Undergraduate</i>				
	Bachelor of Arts	4			
	Bachelor of Science	4			
			8		
	<i>Graduate</i>				
	Master of Science in Agriculture	1			
	Master of Science in Secondary Education	2			
	Master of Science in Biotechnology	2			
			5		
				13	
Delta State University					
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	7			
	Bachelor of Fine Arts	7			
	Bachelor of Science	23			
	Bachelor of Science in Education	4			
	Bachelor of Science in Social Justice and Criminology	6			
	Bachelor of Science in Interdisciplinary Studies	9			
	Bachelor of Social Work	1			
			57		
	<i>College of Business</i>				
	Bachelor of Business Administration	30			
	Bachelor of Commercial Aviation	4			
			34		
	<i>College of Education</i>				
	Bachelor of Arts	2			
	Bachelor of Science	27			
	Bachelor of Science in Education	25			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
			54		
	<i>School of Nursing</i>				
	Bachelor of Science in Nursing	19			
			19		
	<i>School of Graduate Studies</i>				
	Master of Applied Science	1			
	Master of Business Administration	37			
	Master of Commercial Aviation	11			
	Master of Education	40			
	Master of Arts in Teaching	9			
	Master of Arts in Liberal Studies	2			
	Master of Professional Accountancy	4			
	Master of Science in Community Development	2			
	Master of Social Justice and Criminology	3			
	Master of Science in Sport and Human Performance	7			
	Master of Science in Natural Sciences	3			
	Educational Specialist	36			
	Doctor of Education	4			
	Doctor of Nursing Practice	4			
			163		
				327	
Jackson State University					
	<i>Undergraduate</i>				
	Bachelor of Arts	20			
	Bachelor of Business Administration	50			
	Bachelor of Music Education	1			
	Bachelor of Science	283			
	Bachelor of Science Education	20			
	Bachelor of Social Work	49			
			423		
	<i>Graduate</i>				
	Doctor of Education	4			
	Doctor of Philosophy	29			
	Specialist in Education	6			
	Master of Arts	20			
	Master of Arts in Teaching	2			
	Master of Business Administration	12			
	Master of Professional Accountancy	8			
	Master of Public Health	7			
	Master of Public Policy and Administration	4			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Master of Science	45			
	Master of Science in Education	31			
	Master of Social Work	5			
			173		
				596	
Mississippi State University					
	<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Landscape Architecture	3			
	Bachelor of Science	106			
	Master of Agribusiness Management	1			
	Master of Landscape Architecture	2			
	Master of Science	31			
	Doctor of Philosophy	7			
			150		
	<i>College of Architecture, Art, and Design</i>				
	Bachelor of Fine Arts	12			
	Bachelor of Science	1			
			13		
	<i>College of Arts and Sciences</i>				
	Bachelor of Arts	174			
	Bachelor of Science	164			
	Bachelor of Social Work	8			
	Master of Arts	7			
	Master of Public Policy and Administration	10			
	Master of Science	29			
	Doctor of Philosophy	9			
			401		
	<i>College of Business</i>				
	Bachelor of Business Administration	169			
	Master of Business Administration	38			
	Master of Science Information Systems	1			
			208		
	<i>College of Education</i>				
	Bachelor of Science	199			
	Bachelor of Music Education	4			
	Master of Arts in Teaching	9			
	Master of Arts in Teaching Middle	1			
	Master of Arts in Teaching Secondary	14			
	Master of Science	33			
	Educational Specialist	4			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Doctor of Philosophy	16			
			280		
	<i>College of Engineering</i>				
	Bachelor of Science	148			
	Master of Engineering	3			
	Master of Science	34			
	Doctor of Philosophy	10			
			195		
	<i>College of Forest Resources</i>				
	Bachelor of Science	17			
	Master of Science	7			
	Doctor of Philosophy	6			
			30		
	<i>College of Veterinary Medicine</i>				
	Master of Science	2			
	Doctor of Philosophy	1			
			3		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	18			
	Master of Professional Accountancy	2			
	Master of Taxation	1			
			21		
				1301	
Mississippi University for Women					
	<i>Undergraduate</i>				
	Bachelor of Arts	22			
	Bachelor of Fine Arts	7			
	Bachelor of Music	1			
	Bachelor of Science	79			
	Bachelor of Science in Nursing	40			
	Bachelor of Technology	4			
			150		
	<i>Graduate</i>				
	Master of Arts in Teaching	1			
	Master of Education	11			
	Master of Science	4			
			16		
				169	
University of Mississippi					

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	<i>College of Liberal Arts</i>				
	Bachelor of Arts	136			
	Bachelor of Science	7			
	Bachelor of Fine Arts	4			
			147		
	<i>School of Engineering</i>				
	Bachelor of Science in Chemical Engineering	4			
	Bachelor of Science in Civil Engineering	10			
	Bachelor of Science in Computer Science	9			
	Bachelor of Science in Electrical Engineering	3			
	Bachelor of Science in Mechanical Engineering	3			
	Bachelor of Science in Geological Engineering	3			
	Bachelor of Engineering	1			
	Bachelor of Science	4			
			37		
	<i>School of Education</i>				
	Bachelor of Arts in Education	21			
			21		
	<i>School of Business</i>				
	Bachelor of Business Administration	122			
			122		
	<i>School of Accountancy</i>				
	Bachelor of Accountancy	30			
			30		
	<i>School of Applied Sciences</i>				
	Bachelor of Science in Criminal Justice	48			
	Bachelor of Science in Exercise Science	27			
	Bachelor of Science	41			
	Bachelor of Social Work	14			
	Bachelor of Arts in Parks and Recreation Management	5			
	Bachelor of Paralegal Studies	3			
			138		
	<i>School of Journalism and New Media</i>				
	Bachelor of Arts in Journalism	13			
	Bachelor of Science (IMC)	9			
			22		
	<i>General Studies</i>				
	Bachelor of General Studies	71			
			71		
	<i>Graduate School</i>				
	Master of Arts	29			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Master of Criminal Justice	13			
	Master of Fine Arts	1			
	Master of Science	23			
	Master of Accountancy	7			
	Master of Business Administration	16			
	Master of Taxation	3			
	Master of Education	26			
	Master of Music	1			
	Specialist in Education	25			
	Doctor of Philosophy	44			
			188		
	<i>Law School</i>				
	Juris Doctor	21			
			21		
				797	
University of Mississippi Medical Center					
	Bachelor of Science in Nursing	60			
	Bachelor of Science in Dental Hygiene				
	Bachelor of Science in Health Sciences	16			
	Bachelor of Science in Medical Laboratory Science				
			76		
	Master of Health Sciences	9			
	Master of Health Information and Information Mgmt.	1			
	Master of Science in Nursing	10			
	Master of Science	1			
	Doctor of Medicine	1			
	Doctor of Philosophy	11			
	Doctor of Nursing Practice	1			
			34		
				110	
University of Southern Mississippi					
	<i>College of Arts and Letters</i>				
	Bachelor of Arts	82			
	Bachelor of Fine Arts	6			
	Bachelor of Interdisciplinary Studies	22			
	Bachelor of Music	1			
	Bachelor of Music Education	8			
	Bachelor of Science	14			
	Master of Arts	6			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Master of the Arts in Teaching of Language	9			
	Master of Music	1			
	Master of Science	7			
	Doctor of Musical Arts	4			
	Doctor of Philosophy	7			
			167		
	<i>College of Business</i>				
	Bachelor of Science	12			
	Bachelor of Science in Business Administration	152			
	Master of Professional Accountancy	9			
	Master of Science	6			
			179		
	<i>College of Education and Psychology</i>				
	Bachelor of Arts	9			
	Bachelor of Science	150			
	Master of Arts	5			
	Master of Education	23			
	Master of Library and Information Science	16			
	Master of Science	5			
	Specialist in Education	4			
	Doctor of Philosophy	13			
			225		
	<i>College of Health</i>				
	Bachelor of Arts	13			
	Bachelor of Science	88			
	Bachelor of Social Work	13			
	Master of Public Health	27			
	Master of Science	22			
	Doctor of Philosophy	1			
			164		
	<i>College of Nursing</i>				
	Bachelor of Science in Nursing	63			
	Master of Nursing	44			
	Doctor of Nursing Practice	6			
			113		
	<i>College of Science and Technology</i>				
	Bachelor of Arts	28			
	Bachelor of Science	114			
	Master of Arts	2			
	Master of Science	112			
	Doctor of Philosophy	29			

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Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
			285		
				1133	
System Total					4446

Staff Recommendation: Board staff recommends approval of this item.

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1. SYSTEM-REQUESTS APPROVAL TO ENTER INTO A SERVICE AGREEMENT

University: Executive Office

Contractor's Legal Name: Safety National Casualty Corporation

Agenda Item Request: The Executive Office requests approval for the renewal of the required excess workers' compensation coverage for the system.

History of Contract: The IHL Workers' Compensation Plan is required by the Mississippi Workers' Compensation Commission to purchase coverage for workers' compensation claims in excess of \$1,000,000. An excess workers' compensation insurance policy has been purchased since the inception of the IHL Workers' Compensation Plan.

Specific type of contract: This is a contract for excess workers' compensation insurance coverage.

Purpose: Provide required excess workers' compensation insurance coverage, with statutory limits, in excess of the primary self-insured retention of \$1,000,000 per occurrence.

Scope of Work: N/A

Term of contract: December 1, 2014, through November 30, 2015. The proposal includes a conditional renewal option at the same rate.

Termination Options: The insurance policy will have standard cancellation language allowing the policy to be terminated at any time by either party following 90 days notice; however, the insurer may terminate upon 30 days notice if the reason for termination is the non-payment of premium.

Contract Amount: The estimated premium is \$374,750 for the one year term. Compared to the current policy, the rate decreased approximately 11%, resulting in an estimated premium reduction of \$29,862.

Funding Source for Contract: IHL Workers' Compensation Plan.

Contractor Selection Process: Two advertisements appeared in *The Clarion-Ledger* in July, and letters were sent to twenty-three agencies that had previously indicated an

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interest in this process. Three agencies, AmFed Companies, LLC, Arthur J. Gallagher & Co., Inc., and Willis of North Carolina, Inc., responded requesting market assignments. All three met the qualifications and were assigned markets. Quotes were received from AmFed and Arthur J. Gallagher & Co., Inc.

The annual rates per \$100 of payroll and premium quotes received* were:

Name	Rate	Estimated Annual Premium (based on previous year payroll)
Safety National Casualty Corporation (AmFed Companies, LLC)	.0282999	\$374,750
Midwest Employers Casualty Company (Arthur J. Gallagher & Co., Inc.)	.0556	\$736,307

* ACE and Midlands declined to submit quotes based on their perceived inability to offer competitive pricing. Midlands indicated a rate in the range of .0467 which equates to \$618,445.

Staff Recommendation: IHL Executive Office recommends purchase of insurance with Safety National Casualty Corporation.

2. JSU-REQUESTS APPROVAL TO ENTER INTO DFA MASTER LEASE

JSU requests Board approval to participate in the next state agency master lease purchase series through the Mississippi Department of Finance and Administration's (DFA's) master lease program, pursuant to Miss. Code Ann. Section 31-7-10 (14). No other state universities are interested in pursuing an IHL master lease-purchase of equipment at this time, but JSU has a pressing need for the lease-purchase of up to \$1,200,000 of transportation equipment. The next DFA series for state agencies will take place in or around December 2014, and JSU's participation in same would enable it to meet its current need for transportation equipment for the university. Therefore, JSU asks that the Board grant permission for JSU to participate in the next DFA state agency master lease-purchase program series in or around December 2014 in order to lease-purchase equipment for an amount not to exceed \$1,200,000.

Staff Recommendation: Board staff recommends approval of this item.

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3. MSU –REQUESTS APPROVAL TO ENTER INTO A SERVICE AGREEMENT

Agenda Item Request: Mississippi State University (MSU) requests permission to amend a subscription agreement with **Wiley Subscription Services, Inc.** for access to electronic journals for education and research purposes. The amendment includes two prepayments for service.

Contractor's Legal Name: Wiley Subscription Services, Inc. (Wiley)

History of Contract: MSU entered into a subscription agreement with Wiley for a one-year term that ended on December 31, 2012.

The agreement has been amended twice. Each amendment extended the term of the license for one year, adjusted the journals in the subscription, and updated the pricing for the coming year. The first amendment extended the term of the license to December 31, 2013 and cost \$449,832.37. The second amendment extended the term of the license to December 31, 2014 and cost \$476,282.21.

Specific Type of Contract: Amendment to Subscription Agreement

Purpose: The purpose of the amendment is to extend the term of the license for two years, to adjust the journals in the subscription, to update the pricing for the coming year, and to cap the rate of price increase at 2% per year.

Scope of Work: Wiley will grant a license that allows authorized users to access information published by Wiley through its online delivery platform. This information consists of 154 journals that authorized users can access for education and research purposes.

Term of Contract: The amendment extends the term of the license for two years starting on January 1, 2015 and ending on December 31, 2016.

Termination Options: The amendment does not change the termination options of the agreement. Either party can terminate the agreement upon default by the other party if such default is not cured within sixty days of written notice.

Contract Amount: The total cost of the agreement is \$942,050.96.

The cost of the agreement in Year 1 is \$466,361.86 and the cost of the agreement in Year 2 is \$475,689.10. The cost in Year 2 is capped at a 2% increase over the cost in Year 1. Adjustments to journals in the subscription may change the cost of the amendment. MSU

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will make a prepayment each January for access it will receive over the course of the year.

Funding Source for Contract: General Funds

Contractor Selection Process: The electronic journals to which authorized users will have access are published only by Wiley. Other vendors do not publish these electronic journals.

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

4. UM – REQUEST APPROVAL TO ENTER INTO CONTRACTUAL SERVICES AGREEMENTS

- a. Agenda Item Request:** The University of Mississippi Athletics Department requests approval to enter into a contract with **New England Flight Watch, LLC (dba Charter Search)** for charter flights of the Ole Miss Men's Basketball Team during the 2014-2015 season.

Contractor's Legal Name: **New England Flight Watch, LLC**

History of Contract: This will be a new contract for the 2014-2015 basketball season.

Specific Type of Contract: The agreement will charter flight services.

Purpose: The contract will provide chartered air flights for the Ole Miss Men's Basketball team 2014-2015 season.

Scope of Work: Charter Search will provide the charter flights for the 2014-2015 Men's Basketball season.

Term of Contract: This agreement will begin November 16, 2014 and end February 28, 2015.

Termination Options: Cancellation charges for termination of the agreement apply based on the following timeline:

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- Upon signing of issuance of a University Purchase Order - 30% cancellation charge,
- Less than 30 days prior to the scheduled departure date - 50% cancellation charge

Contract Amount: The contract amount is \$288,936.64 billed in two installments.

Funding Source of Contract: Athletics Department operating funds will be the funding source for this contract.

Contractor Selection Process: The contractor was selected through invited proposals. Four companies offered proposals for the charter flights: New England Flight Watch, LLC (dba Charter Search), STM Charters, Inc., Private Jet Services, and Air Planning, LLC.

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 approval by the Attorney General's Office. Board staff recommends approval of this item.*

- b. Agenda Item Request:** The University of Mississippi (UM) requests permission to enter into a service agreement with **PCS Link, Inc. dba Greenwood & Hall** to provide an inbound call center for the Office of Financial Aid and the Office of the Bursar.

This request will establish a new agreement with an existing vendor based on the results of a recently completed RFP process.

Contractor's Legal Name: **PCS Link, Inc. dba Greenwood & Hall (GH)**

History of Contract: In February 2009, the Board of Trustees approved a two-year agreement between UM and GH that ended on March 31, 2011 and cost \$672,400. In March 2011, the Board of Trustees approved a four-year renewal between UM and GH that will end on March 31, 2015 and will cost \$1,681,000.

Specific Type of Contract: Service Agreement

Purpose: The purpose of the agreement is for GH to provide an inbound call center for the Office of Financial Aid and the Office of the Bursar.

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Scope of Work: GH will assume temporary ownership of an established nationwide toll-free number owned by UM. GH will support the Office of Financial Aid and the Office of the Bursar by answering calls to this number and providing assistance on financial issues.

Term of Contract: The term of the agreement is three years starting on April 1, 2015 and ending on March 31, 2018. The agreement can be extended for up to four additional one-year terms upon the consent of both parties.

Termination Options: Either party can terminate the agreement for cause upon ninety days written notice. UM can terminate the agreement with sixty days of notice at the end of a fiscal period in which funds are not appropriated by the funding authority. In addition UM can terminate the agreement at the end of a contract year in which GH proposes a price increase for the coming year.

Contract Amount: The total cost of the agreement is \$1,393,200. Based on an estimated call volume of 90,000 calls per year, UM will pay GH \$38,700 per month.

Funding Source for Contract: Education and General Funds

Contractor Selection Process: GH was selected based on the results of an RFP process that started in July 2014.

Staff Recommendation: *Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of contracts for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. This 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 (UM) requests permission to enter into a subscription agreement with **Wiley Subscription Services, Inc.** for access to electronic journals for education and research purposes. The agreement includes two prepayments for service.

Contractor's Legal Name: Wiley Subscription Services, Inc. (Wiley)

History of Contract: This is a new agreement.

Specific Type of Contract: Subscription Agreement

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Purpose: The purpose of the agreement is for Wiley to grant a license that allows authorized users to access information published by Wiley through its online delivery platform. In addition, the purpose of the agreement is to cap the rate of price increase for this information at 2% per year.

Scope of Work: Wiley will grant a license that allows authorized users to access information published by Wiley through its online delivery platform. This information consists of approximately 350 journals that authorized users can access for education and research purposes.

Term of Contract: The term of the agreement is two years starting on January 1, 2015 and ending on December 31, 2016.

Termination Options: Either party can terminate the agreement upon default by the other party if such default is not cured within sixty days of written notice. UM can terminate the agreement if the library's budget is reduced by 20% or more.

Contract Amount: The total cost of the agreement is \$960,721.74.

The cost of the agreement in Year 1 is \$475,604.82 and the cost of the agreement in Year 2 is \$485,116.92. The cost in Year 2 is capped at a 2% increase over the cost in Year 1. Adjustments to journals in the subscription may change the cost of the agreement. UM will make a prepayment each November for access it will receive the following January.

Funding Source for Contract: The library's budget which is derived from state appropriations and specified endowments.

Contractor Selection Process: The electronic journals to which authorized users will have access are published only by Wiley. Other vendors do not publish these electronic journals.

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

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5. UMMC- REQUESTS APPROVAL TO ENTER INTO CONTRACTUAL SERVICES AGREEMENTS

- a. Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to contract with **Edwards Lifesciences, LLC (Edwards)** to consign and purchase transcatheter aortic valve replacement systems.

Contractor's Legal Name: Edwards Lifesciences, LLC (Edwards)

History of Contract: New agreement.

Specific Type of Contract: Consignment Agreement and Pricing Agreement.

Purpose: The purpose of the agreements is to set pricing terms and consignment terms for the transcatheter aortic valves and other accessories related to the transcatheter valves provided by Edwards.

Scope of Work: Edwards will maintain a readily available inventory of transcatherter aortic replacement valves on site at UMMC on a consignment basis for use by UMMC's cardiovascular surgeons and interventional cardiologists to use on appropriate patients as the need arises. As valves and other accessories are used from the consignment inventory, UMMC will be charged according to the pricing agreement for the product. Once a product has been used Edwards will restock the consigned inventory with the needed products so there is always an adequate supply of products.

Term of Contract: The agreements will each be for a two (2) year term, December 1, 2014 through November 30, 2016.

Termination Options: The agreement may be terminated for the following:

- by either party at any time upon thirty (30) days written notice,
- an inability to agree to renegotiated contract terms in the event a change in law occurs that materially restricts or prohibits the rights of either party or otherwise makes it desirable for the parties to renegotiate the agreement,
- reduction of funds,
- for a Force Majeure event which rendered the affected party unable to perform, and
- failure by Edwards to comply with the federal E-Verify Program.

Contract Amount: The total estimated cost of the agreement is \$1,625,000. UMMC estimates approximately twenty-five (25) valves per year will be implanted. The cost

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per system is a flat fee of \$32,500.00. If during the term of the agreement there is a change in pricing terms, UMMC will submit an amendment for approval.

Funding Source of Contract: The current agreement will be funded by hospital patient revenues.

Contractor Selection Process: Edwards is a sole source vendor for UMMC as it is the only commercially available manufacturer/vendor of a transcatheter aortic replacement valve.

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:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a reagent rental agreement with **Hologic Limited Partnership** for testing supplies and instruments for UMMC's Cytopathology Department.

Contractor's Legal Name: **Hologic Limited Partnership (Hologic)**

History of Contract: While this is a new agreement, the Board previously approved a contract between UMMC and Hologic in October 2012 for the period December 1, 2012 through November 30, 2017 for an estimated total cost of \$1,079,957.25. Under the 2012 agreement, Hologic provided the following:

- two (2) T3000 processors,
- one (1) T2000 processor,
- one (1) Tissue-Tek DRS 2000 stainer,
- maintenance services for the four (4) above-referenced Hologic owned instruments,
- maintenance service for a T2000 processor owned by UMMC,
- on-site training in the use of the equipment, and
- ThinPrep Pap Test supplies, lab kits and physician's kits.

The proposed new agreement will supersede and replace the existing agreement as well as provide UMMC with the use of an additional piece of Hologic equipment.

Specific Type of Contract: Equipment rental and product purchase agreement

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Purpose: Under the agreement, Hologic will provide continued usage and maintenance of pap testing equipment and related testing supplies. In addition, Hologic will provide the ThinPrep Imaging System, a device that uses computer imaging technology to assist in primary cervical cancer screening.

In return for the use and maintenance of the equipment, UMMC commits to purchase a minimum amount of ThinPrep Papnicolaou anatomic preparation (pap) reagent. The rental fee for the equipment covers the purchase of reagent supplies (kits) used in conjunction with the equipment.

Scope of Work: Hologic will provide the following:

- Two (2) T3000 processors, (already on site),
- One (1) T2000 processor, (already on site),
- One (1) Sakura Stainer,
- Six (6) Review Scope Manual Plus (accessory for the Sakura Stainer)
- One (1) ThinPrep Imaging System,
- One (1) Tissue-Tek FILM Coverslipper,
- Maintenance services for the Hologic owned instruments,
- Maintenance service for a T2000 processor owned by UMMC,
- On-site training in the use of equipment, and
- Thinprep Pap Test supplies, lab kits, physician kits, and stain kits.
-

Term of Contract: The term of the agreement is for five (5) years beginning on or about December 1, 2014 through November 30, 2019.

Termination Options: The agreement may be terminated for the following:

- breach by either party of a material term of the agreement upon thirty (30) days written notice of opportunity to cure,
- in the event of an infringement claim against Hologic that cannot be reasonably remedied,
- at any time upon sixty (60) days written notice,
- reduction of funds,
- in the event either party becomes insolvent or suspends business, or becomes the subject of bankruptcy or receivership,
- an inability to agree to renegotiated contract terms in the event a change in law occurs that materially restricts or prohibits the rights of either party or otherwise makes it desirable for the parties to renegotiate the agreement,
- failure by Hologic to comply with the federal E-Verify Program,

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- a delay in the provision of goods or services that exceeds a period of thirty (30) days, and
- a breach by Hologic of any representations and warranties to UMMC as specified in the Standard Terms and Conditions Addendum.

Contract Amount: The total contract cost for the five (5) year term is estimated to be \$2,276,511.70

Also included in the total estimated cost is an anticipated annual price increase for supplies purchased each year after year 1. A breakdown of estimated costs is below.

	ThinPrep Pap Test Kits	Imager Usage Fees	NonCommitted Supplies	Shipping Fees***	Total
Annual Commitment	72	72	0		
Price Per Kit*	\$2,840.00	\$1,700.00	\$20,292.00		
Year 1	\$204,480.00	\$122,400.00	\$60,876.00	\$8,072.00	\$395,828.00
Year 2**	\$221,520.00	\$132,600.00	\$63,311.04	\$5,200.00	\$422,631.04
Year 3**	\$239,241.60	\$143,208.00	\$65,843.48	\$5,200.00	\$439,328.28
Year 4**	\$257,672.06	\$154,240.32	\$68,477.22	\$5,200.00	\$456,126.82
Year 5**	\$276,839.74	\$165,713.93	\$71,216.31	\$5,200.00	\$473,030.71
Total	\$1,199,753.40	\$718,162.25	\$329,724.05	\$28,872.00	\$2,276,511.70

**Price per kit of the Non-Committed Supplies is the sum of all kits available or approximately 10 kits with varying costs.*

***Calculations include three (3) additional kits per year for volume growth, as well as 4% potential annual price increase on the total number of kits purchased each year.*

****Shipping costs include an estimate of \$5,200 per year for the cost of shipping kits. Year 1 includes the one-time shipment of the Imaging System, manuals, and coverslipper.*

Funding Source of Contract: The agreement will be funded by hospital patient revenues and UMMC's agreement with the Mississippi Department of Health.

Contractor Selection Process: The Hologic testing supplies and equipment are designed and manufactured to work in unison. Additionally, in 2005 the Mississippi Department of Health (MSDH) requested that UMMC use the test manufactured by Hologic in order to perform testing for MSDH.

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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 an agreement with **Medtronic USA, Inc.** for the purchase of surgical supplies and disposables.

Contractor's Legal Name: Medtronic USA, Inc. (Medtronic)

History of Contract: This is a new agreement although UMMC has purchased products from Medtronic on an as-needed basis.

Specific Type of Contract: Pricing Agreement.

Purpose: The contract will allow UMMC to purchase Neurosurgical Implant Therapy products from Medtronic including, but not limited to, valves, shunt kits, catheters, bur hole covers, and instruments at a discounted fixed rate.

Scope of Work: Medtronic will supply Neurosurgical Implant Therapy products such as valves, shunt kits, catheters, bur hole covers, and instrumentation to UMMC for purchase on an as-needed basis for use in neurosurgical procedures. These products are provided at a percentage discounted below Medtronic's current list price. The percentage discount ranges from 21.5% to 35%, and pricing is fixed for the term of the agreement.

Term of Contract: The term of the agreement is for three (3) years, December 1, 2014 through November 30, 2017.

Termination Options: The agreement may be terminated for the following:

- by either party for a material breach of the terms of the agreement,
- reduction of funds,
in the event either party becomes insolvent or suspends business, or becomes the subject of bankruptcy or receivership,
- by either party upon thirty (30) days written notice,
- an inability to agree to renegotiated contract terms in the event a change in law occurs that materially restricts or prohibits the rights of either party or otherwise makes it desirable for the parties to renegotiate the agreement, and

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- failure by Medtronic to comply with the federal E-Verify Program.

Contract Amount: The total estimated contract amount will be \$618,723.41. UMMC has calculated a 10% increase into the annual cost for years two and three of the agreement in anticipation of an increase in patient volume. A breakdown of annual costs is below.

- Year 1 - \$186,925.20
- Year 2 - \$205,618.72
- Year 3 - \$226,179.49

Funding Source of Contract: The current agreement will be funded by hospital patient revenues.

Contractor Selection Process: UMMC issued an Invitation for Bids (IFB) in March 2014. Medtronic was the only vendor to respond.

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 amend its agreement with **Morris & Dickson Corp., LLC and Novation Distribution** for the provision of pharmaceutical wholesale distribution services. In addition, UMMC is requesting approval to spend additional funds during the remainder of the agreement.

Contractor's Legal Name: **Morris & Dickson Corp., LLC (Morris & Dickson)**

History of Contract: This is an amendment to an agreement between UMMC, Novation and Morris & Dickson which was approved by the Board in February 2013 for a term of twenty-six (26) months for a total cost of \$102,686,350. The current agreement provides UMMC with pharmaceutical wholesale distribution services whereby wholesale priced medications are supplied to UMMC's in-house pharmacies for dispensing throughout the institution. The services will be provided at UMMC locations in the Jackson area as well as the Lexington, MS location. By purchasing pharmaceuticals in this manner, UMMC does not have to contract with numerous drug manufacturers or maintain its own supply warehouse and distribution staff.

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An amendment to the agreement was approved by the Board in January 2014 and allowed UMMC to extend the provision of pharmaceutical wholesale distribution services to the UMMC-Grenada location.

The proposed 2nd amendment will allow UMMC to receive a higher percentage discount for medications purchased and supplied to UMMC's pharmacies.

Specific Type of Contract: 2nd Contract Amendment.

Purpose: The purpose of the agreement is to provide for pharmaceutical wholesale distribution services. Such distributors are essential to providers in that they supply drugs at discounted rates (wholesale), ensure a constant supply of pharmaceutical products, and eliminate the need for the providers to warehouse large quantities of pharmaceutical products.

Scope of Work: Pursuant to the original scope of work, Morris & Dickson is responsible for the following:

- purchasing pharmaceutical products to be used by UMMC's in-house pharmacies,
- warehousing purchased pharmaceuticals as is necessary prior to distribution to UMMC,
- scheduling deliveries that best meet the needs of UMMC,
- providing up to four (4) emergency deliveries each month per pharmacy location at no extra charge (UMMC will be charged a fee of \$50 per delivery for additional deliveries beyond the four. UMMC incorporated a contingency allowance for additional deliveries in the estimated cost),
- guaranteeing a product fill rate of 98% or above,
- providing an option for electronic invoicing and/or ordering of products, and
- providing reports detailing UMMC's purchase history to assist in analyzing and adjusting pharmaceutical purchases.

UMMC is responsible for:

- meeting those pay requirements, such as quick pay discounts, to ensure continued receipt of additional discounts over the base wholesale discount price, and,
- purchasing no less than 90% of all dollars spent on pharmaceutical products from Morris & Dickson.

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Term of Contract: The term of the amendment becomes effective on or about December 1, 2014 and continues through the original contract end date of April 30, 2015.

Termination Options: The agreement may be terminated for the following:

- a breach of the agreement by either party upon sixty (60) or ninety (90) days notice of opportunity to cure and with subsequent thirty (30) days notice should the breach not be cured,
- upon mutual agreement of the parties at any time with sixty (60) days written notice,
- reduction of funds,
- in the event either party becomes the subject of insolvency, bankruptcy, or receivership,
- by UMMC for convenience upon sixty (60) days written notice,
- by UMMC upon sixty (60) days written notice should Morris & Dickson experience a “change of control”, such as a merger with or purchase by another company,
- by UMMC upon thirty (30) days written notice in the event Morris & Dickson’s Fill Rate performance is at or below 98% for two consecutive months, and,
- by UMMC upon sixty (60) days written notice should the base agreement between Novation and Morris & Dickson terminate.

Contract Amount: The amendment will increase the estimated cost to \$5,259,754.57 per month for a total estimated cost of \$129,135,122.85 over the contract period. Estimated cost is based on historical usage. As presented with the original agreement, UMMC is required to maintain a minimum *quarterly* aggregate net purchase volume of ten million dollars or a total of \$85 million for the contract period. The required net purchase volume will not increase as a result of this amendment. Actual cost vary depending upon several factors including but not limited to average monthly purchasing volume, increases in drug costs, and prompt payment of purchases.

The estimated cost of the amendment was calculated based on the following factors:

- a. The wholesale price for products minus an additional discount incentive for making payments within a forty five (45) day time period and maintaining the specified minimum net purchase volume,
- b. A 5% increase to account for patient volume growth, and
- c. A 10% increase for other factors which may include increases in the cost of medication, introduction of new drugs in the market, and possible emergency deliveries to UMMC.

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Funding Source of Contract: The agreement will be funded by hospital patient revenues.

Contractor Selection Process: N/A. This is an amendment to a current agreement.

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.

- e. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to modify the total expenditure amount applicable to its agreement with **Nuance Communications, Inc.** for a voice recognition radiology report dictation system. In addition to the request to spend additional funds during the remainder of the term of the agreement, UMMC is asking retroactive approval of cost overages incurred since the commencement of the contract and which increases the contract amount by \$74,200 to date.

Contractor's Legal Name: Nuance Communications, Inc. (Nuance)

History of Contract: The Board previously approved a five (5) year agreement between UMMC and Nuance in June 2010 for the period July 1, 2010 through June 30, 2015 for a total cost of \$619,500.

Specific Type of Contract: Healthcare Master Agreement

Purpose: The purpose of this request is to increase the total expenditure amount applicable to the current agreement for a voice recognition radiology report dictation system used by UMMC's Department of Radiology. This system provides a front-end speech recognition solution for academic medical centers. It also provides unique workflow, data driven reporting, and communication abilities which is needed by UMMC's radiologists as well as allowing for the management of imaging reporting, peer review integration, and critical message creation.

Scope of Work: The terms of the original agreement remain the same which include providing UMMC with all of the hardware, software and maintenance for the reporting system.

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Term of Contract: The term of the agreement remains at five (5) years – July 1, 2010 through June 30, 2015.

Termination Options: The agreement may be terminated for the following:

- material breach by either party under the agreement upon thirty (30) days written notice of opportunity to cure by the non-breaching party,
- in the event either party becomes the subject of insolvency, bankruptcy, or receivership, and
- reduction of funds.

Contract Amount: The modified total estimated cost for the contract period is \$894,300. The originally approved cost was \$619,500. UMMC is currently requesting approval of \$200,600 over the originally approved total plus retroactive approval of \$74,200 in costs overages incurred since the commencement of the agreement. The request to spend additional funds is due to an increase in radiological reads over the annual allotment.

Funding Source of Contract: The agreement will be funded by hospital patient revenues.

Contractor Selection Process: N/A. This is a modification to an existing agreement.

Staff Recommendation: Staff Recommendation: Staff Recommendation: Based on Board Policy 707.01, Board approval prior to the execution of leases in an amount greater than \$100,000 is required. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item. Board staff recommends approval of this item. (As the Board is being asked to provide approval to modify the total expenditure amount of the agreement, no additional approval by the Attorney General's Office is required.)

f. Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval of the following actions related to an agreement with **PAR Excellence Systems, Inc.:**

1. enter into a new agreement with PAR Excellence to expand the current system for automated supply replenishment,
2. enter into an agreement for service and/or support for all software and hardware components,
3. retroactive approval of approximately \$31,000 in cost overages for the current agreement with PAR Excellence, and
4. approval to prepay the monthly support service fees which are due the first day of the month in which the services are being rendered.

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Contractor's Legal Name: PAR Excellence Systems, Inc. (PAR Excellence)

History of Contract: This is a new agreement. The Board previously approved a contract between the parties in May 2009. The agreement was to run from July 1, 2009 until project/installation completion for a maximum total cost of \$1,821,298.

Specific Type of Contract: System License and Installation Agreement, and a related Support Services Agreement

Purpose: The purpose of the agreement is for hardware components, and, software licensing and installation to expand UMMC's automated supply replenishment system. The agreement will allow UMMC to possibly expand the current system into Interventional Radiology, Adult OR, Batson OR, Wiser OR, the Day Surgery Unit and Anesthesia. In addition, there will be a separate agreement for the provision of services/support for the current and expanded systems.

Scope of Work: Under the agreements, PAR Excellence will provide hardware; software installation and implementation; and, system maintenance and support.

Term of Contract: The term of the agreement is three (3) years, December 1, 2014 through November 30, 2017.

Termination Options: The agreement may be terminated for the following:

- a material breach of the agreement by either party upon ninety (90) days written notice of opportunity to cure.
- by either party upon thirty (30) days written notice,
- reduction of funds,
- a Force Majeure event which renders the affected party unable to perform,
- in the event PAR Excellence ceases to do business, and
- a failure by PAR Excellence to comply with the federal E-Verify Program.

Contract Amount: The total estimated cost of the agreement is \$778,177.74 and includes hardware and software; software service/support; and, contingency funds* that will be used if UMMC should need any technical support or maintenance. Also included in the total estimated cost is an anticipated annual price increase of 4% for support services each year after year 1. A breakdown of estimated costs is below.

Description	Cost
Hardware Purchase	\$475,000.00
Software Support Yr. 1	\$86,597.28

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Software Support Yr. 2	\$90,061.17
Software Support Yr. 3	\$93,663.62
Contingency Funds*	\$32,885.67
Total	\$778,177.74

Funding Source of Contract: The agreement will be funded by hospital patient revenues.

Contractor Selection Process: Sole Source as certified by the MS Department of Information Technology Services.

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.

- g. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a lease agreement with **Venyu Solutions, L.L.C.** to lease space for UMMC's Center for Telehealth.

Contractor's Legal Name: Venyu Solutions, LLC (Venyu)

History of Contract: This is a new lease agreement.

Specific Type of Contract: Lease agreement.

Purpose: This lease will provide an increase in space for UMMC's telehealth services from its current leased space of 5,796 square feet to 16,000 square feet, with an option to expand up to 24,000 square feet to accommodate program growth. The agreement requires the expansion option to be exercised by May 31, 2015. The need for the increased space is a result of an increase in telehealth services (Corporate Health, Remote Patient Monitoring, etc.) being provided to hospitals, clinics, corporations, and patients across the state.

Scope of Work: This agreement requires Venyu to:

- Design and construct the building to UMMC telehealth specifications.
Perform tenant improvements (mechanical, electrical and other systems

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supporting the premises). Design, construction, and tenant improvements are subject to a \$200 per square foot cap.

- Provide a \$75,000 furniture allowance with an additional \$25,000 furniture allowance if the option for additional space is exercised.
- Install raised flooring up to 6 inches in order to accommodate cabling raceways for installation of telehealth equipment and ongoing operations.
- Install a generator dedicated to the building or allow access to a generator to support telehealth operations in the event of an electrical outage.
- Perform cleaning and janitorial services.
- Provide domestic water for general office use of tenants in the building.
- Provide electricity for office uses.
- Provide elevator services for business use.
- Provide lamp and ballast replacement for the building's standard light fixtures.
- Provide HVAC service 24/7/365, and
- Provide adequate and secure parking on the premises for UMMC use.

Term of Contract: The effective date of the agreement will be December 1, 2014, with a proposed lease commencement date on or about July 1, 2016, for a total term of 120 months (10 years).

Termination Options: The agreement may be terminated for the following:

- reduction of funds,
- for default, as defined in the contract, by UMMC after provision of appropriate cure period, as specified in the contract;
- if the leased space is damaged or destroyed and unusable;
- if more than 50% of the building is taken by the power of eminent domain;
- Venyu may terminate if UMMC requests to sublease space and Venyu chooses to terminate the Lease in reference to the proposed sublease space;
- if Venyu fails to comply with E-verify requirements;
- a change in law impairing the reasonably expected economic return; and
- by UMMC, provided 9 months in advance, not earlier than the last day of the 90th month (seven and one-half years).

Contract Amount: The estimated cost of the lease will be \$3,467,995.64 without exercised option or \$5,201,993.45 with exercised option. The breakdown of cost is as follows:

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Cost Description/Amounts (16,000 SF)				Cost Per Year	Option Exercised (24,000 SF)		
Year 1	Base Rent/Sq. Feet	\$18.50	\$ 296,000.00	\$ 316,720.00	Year 1	\$444,000.00	\$ 475,080.00
	Operating Expenses	7%	\$ 20,720.00			\$ 31,080.00	
Year 2	Base Rent/Sq. Feet	18.87	\$ 301,920.00	\$ 323,054.40	Year 2	\$452,880.00	\$ 484,581.60
	Operating Expenses	7%	\$ 21,134.40			\$ 31,701.60	
Year 3	Base Rent/Sq. Feet	\$19.25	\$ 307,958.40	\$ 329,515.49	Year 3	\$461,937.60	\$ 494,273.23
	Operating Expenses	7%	\$ 21,557.09			\$ 32,335.63	
Year 4	Base Rent/Sq. Feet	\$19.63	\$ 314,117.57	\$ 336,105.80	Year 4	\$471,176.35	\$ 504,158.69
	Operating Expenses	7%	\$ 21,988.23			\$ 32,982.34	
Year 5	Base Rent/Sq. Feet	\$20.02	\$ 320,399.92	\$ 342,827.91	Year 5	\$480,599.88	\$ 514,241.87
	Operating Expenses	7%	\$ 22,427.99			\$ 33,641.99	
Year 6	Base Rent/Sq. Feet	\$20.43	\$ 326,807.92	\$ 349,684.47	Year 6	\$490,211.88	\$ 524,526.71
	Operating Expenses	7%	\$ 22,876.55			\$ 34,314.83	
Year 7	Base Rent/Sq. Feet	\$20.83	\$ 333,344.08	\$ 356,678.17	Year 7	\$500,016.11	\$ 535,017.24
	Operating Expenses	7%	\$ 23,334.09			\$ 35,001.13	
Year 8	Base Rent/Sq. Feet	\$21.25	\$ 340,010.96	\$ 363,811.73	Year 8	\$510,016.44	\$ 545,717.59
	Operating Expenses	7%	\$ 23,800.77			\$ 35,701.15	
Year 9	Base Rent/Sq. Feet	\$21.68	\$ 346,811.18	\$ 371,087.96	Year 9	\$520,216.77	\$ 556,631.94
	Operating Expenses	7%	\$ 24,276.78			\$ 36,415.17	
Year 10	Base Rent/Sq. Feet	\$22.11	\$ 353,747.40	\$ 378,509.72	Year 10	\$530,621.10	\$ 567,764.58
	Operating Expenses	7%	\$ 24,762.32			\$ 37,143.48	
Total Expense Over Term				\$ 3,467,995.65	\$5,201,993.46		

Funding Source of Contract: The current agreement will be funded by patient revenues.

Contractor Selection Process: UMMC selected Venyu due to the project's vicinity to UMMC's main campus, location within the healthcare corridor, for economies of scale to accommodate telehealth operations (access to an emergency backup generator, round the clock cooling support for telehealth equipment, etc.) and inclusion of a customized space to specifically support telehealth operations designed by the architect at the expense of the contractor.

Staff Recommendation: Based on Board Policy 707.01, *Personal Property and Service Contracts*, Board approval is required prior to execution of leases in an amount greater than \$100,000. However, Board approval is required prior to execution of all oil, gas and mineral leases, regardless of amount. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

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6. UMMC-REQUESTS APPROVAL OF REVISION OF 3 CONTRACTUAL AGREEMENTS

- a. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to revise a lease agreement with **Insight Health Corporation**.

Contractor's Legal Name: Insight Health Corporation (Insight)

History of Contract: This is a revision to the agreement for the lease of PET scanner equipment that was previously approved by the Board at its June 2014 meeting. This agreement was one (1) of three (3) related agreements for UMMC-Grenada involving the acquisition and operation of Grenada Diagnostic Radiology, LLC.

Specific type of contract: Revision to Lease and Operating Agreement for a mobile Position Emission Tomography (PET).

Purpose: The purpose of the revision is to modify the commencement date of the agreement that was previously approved by the Board at its June 2014 meeting. The commencement date for the lease will be changed from July 10, 2014 to December 1, 2014. All other terms and conditions of the agreement will remain the same.

This request is necessary because UMMC recently received approval from the Mississippi State Department of Health for the purchase of Grenada Diagnostic Radiology, LLC (GDR). The equipment to be leased from Insight will be used by GDR.

Scope of Work: Insight Health Corporation agrees to lease a mobile position emission tomography (PET) to UMMC per the terms negotiated in the lease and operating agreement. The agreement provides UMMC the opportunity to provide PET services to its patients.

Term of contract: The term of the agreement shall be for a period of three (3) years with a revised commencement date of December 1, 2014. The term shall be extended automatically for two (2) successive periods of one (1) year each unless either party notifies the other in writing of its intention not to extend the initial

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term or any extension thereof at least one hundred eighty (180) days prior to expiration of the initial term or any extension thereof.

Termination Options: The termination options are as follows:

- By InSight giving UMMC at least thirty (30) days prior written notice specifying the date of termination if any legislative or judicial body, governmental agency, or accrediting body makes or interprets a law, rule or regulation which, in the reasonable judgment of InSight, adversely affects InSight's ability to perform its obligations under this Agreement.
- In the event of a breach of a material provision of the agreement, the non-breaching party shall provide the breaching party with written notice setting forth the alleged breach. The breaching party shall cure said breach within thirty (30) days of receipt of the written notice, or if such breach cannot reasonably be cured within thirty (30) days shall commence to cure said breach within thirty (30) days and thereafter diligently pursue curing of such breach. If the breaching party fails to cure said breach within the above-described time, the non-breaching party may terminate the agreement upon at least ten (10) days prior written notice to the breaching party.
- By InSight upon ten (10) days prior written notice to UMMC if UMMC's account for amounts due pursuant to the agreement is more than forty-five (45) days past due and such amount is not paid in full within five (5) days of receipt of written notice.
- By InSight, at its sole discretion, immediately upon written notice to UMMC in the event a state agency suspends, rescinds or modifies a required CON for the provision of PET services hereunder that adversely affects InSight's ability to fulfill its obligations under the agreement.
- By InSight immediately upon written notice to UMMC in the event UMMC's license is suspended, revoked or cancelled or UMMC becomes debarred, suspended, excluded or otherwise ineligible to participate in any federal or state health program.
- By either party upon written notice to the other party in the event either party is the subject of any state or federal bankruptcy, insolvency, receivership or liquidation proceedings and such proceedings remain undismitted after ninety (90) days from the date of filing.

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- By either party upon one hundred and eighty (180) days written notice to the other party without cause.

Contract Amount: Since UMMC’s total Medicare reimbursement per procedure (i.e. the reimbursement for the radiopharmaceutical and the scan itself) has been reduced, UMMC shall be charged \$5,600, plus any applicable sales tax, per day for the lease and operation of the mobile PET Scanner (such rate does not include the cost of radiopharmaceuticals). In the event UMMC schedules patients beyond the Daily Operating Period, UMMC shall be charged an additional fee of \$150 for each fifteen (15) minute increment (or any portion thereof) in excess of the Daily Operating Period.

The parties further agree that in the event UMMC’s Medicare reimbursement per procedure is increased in the future, both parties shall renegotiate in good faith a new fee structure to adjust rates accordingly.

The mobile PET Scanner and operations will be provided at UMMC’s designated site every other week starting on the Service Commitment Date and not to exceed twenty-six (26) operating days a year (“Operating Days”).

Year	Lease Cost per Operating Day	Total Annual Rent
1	\$ 5,600.00	\$ 145,600.00
2	\$ 5,600.00	\$ 145,600.00
3	\$ 5,600.00	\$ 145,600.00
4	\$ 5,600.00	\$ 145,600.00
5	\$ 5,600.00	\$ 145,600.00

Total Cost For Initial Lease	\$	436,800.00
Total Cost For Lease Including Extensions	\$	728,000.00

Funding Source for Contract: This contract will be funded by general funds.

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Contractor Selection Process: Contractor is the established partner of the medical practice being acquired and the contractor owns the CON for PET Equipment.

Staff Recommendation: Staff Recommendation: Staff Recommendation: Based on Board Policy 707.01, *Board approval prior to the execution of leases in an amount greater than \$100,000 is required.* The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.

- b. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to revise a lease agreement with **Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC.**

Contractor's Legal Name: Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC (Physicians Realty)

History of Contract: This is a revision to the agreement for the lease of 3,000 square feet of medical office space located in Suite U of the Grenada Medical Complex and which was previously approved by the Board at its June 2014 meeting. This agreement was one (1) of three (3) related agreements for UMMC-Grenada involving the acquisition and operation of Grenada Diagnostic Radiology, LLC.

Specific Type of Contract: Revision to Lease Agreement for clinical space

Purpose: The purpose of the revision is to modify the commencement date of the agreement that was previously approved by the Board at its June 2014 meeting. The commencement date for the lease will be changed from July 10, 2014 to December 1, 2014. All other terms and conditions of the agreement will remain the same.

This request is necessary because UMMC recently received approval from the Mississippi State Department of Health for the purchase of Grenada Diagnostic Radiology, LLC (GDR). The leased space will be used by GDR as medical office space.

Scope of Work: Under the agreement, Physicians Realty agrees to lease 3,000 square feet of medical office space to UMMC per the terms of the lease agreement. This agreement gives UMMC the opportunity to provide convenient outpatient radiological services to the citizens of Grenada, Mississippi and the surrounding areas.

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Term of Contract: The total term of the agreement is five (5) years with a revised commencement date of December 1, 2014.

Termination Options: The agreement may be terminated by either party upon one hundred eighty (180) days written notice.

Contract Amount: The total cost for the lease term is \$441,846.98. The initial cost per square foot is \$28.02 and totals \$84,060 for Year 1 of the agreement. The rent rate will increase by 2.5% each year beginning in Year 2 of the agreement. Annual costs are as follows:

Year	Rent per Square Foot	Total Annual Rent
1	\$28.02	\$84,060.00
2	\$28.72	\$86,161.50
3	\$29.44	\$88,315.54
4	\$30.17	\$90,523.43
5	\$30.93	\$92,786.51
Total Cost for Lease		\$441,846.98

Funding Source of Contract: The agreement will be funded by general funds.

Contractor Selection Process: NA. Grenada Diagnostic Radiology, LLC currently leases this space.

Staff Recommendation: **Staff Recommendation:** **Staff Recommendation:** **Based on Board Policy 707.01, Board approval prior to the execution of leases in an amount greater than \$100,000 is required. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item. Board staff recommends approval of this item.**

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- c. **Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to revise a lease agreement with **Physicians Realty L.P. d/b/a DOC-GRENADA MOB, LLC.**

Contractor's Legal Name: Physicians Realty, L.P. d/b/a DOC-GRENADA MOB, LLC. (Physicians Realty)

History of Contract: This is a revision to the agreement for the lease of 6,060 square feet of medical office space located in Suite F of the Grenada Medical Complex and which was previously approved by the Board at its October 2014 meeting.

Specific Type of Contract: Revision to Lease Agreement for Clinical Space

Purpose: The purpose of the revision is to modify the commencement date of the agreement that was previously approved by the Board at its October 2014 meeting. The commencement date for the lease will be changed from November 1, 2014 to January 1, 2015. All other terms and conditions of the agreement will remain the same.

This request is necessary because UMMC recently received approval from the Mississippi State Department of Health regarding the property. The leased space will be used for the operation of a family medicine clinic.

Scope of Work: DOC-Grenada MOB, LLC agrees to lease 6060 square feet of medical office space to the University of Mississippi Medical Center Grenada per the terms negotiated in the lease agreement. This agreement provides University of Mississippi Medical Center the opportunity to provide convenient family medicine clinic services to the citizens of Grenada, Mississippi and the surrounding areas.

Term of Contract: The total term of the agreement is five (5) years with a revised commencement date of January 1, 2015.

Termination Options: Either party can terminate this agreement with 180 day notice to the other party.

Contract Amount: The total cost for lease agreement amount is \$892,516.80. The initial base year cost is \$28.02 per square foot or \$169,801.20 for the first year. Each year thereafter, the rent rate will escalate 2.5% as shown below:

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Year	Rent Rate per Square Foot	Total Annual Rent
1	\$28.02	\$169,801.20
2	\$28.72	\$174,043.20
3	\$29.44	\$178,406.40
4	\$30.17	\$182,830.20
5	\$30.93	\$187,435.80

Total Cost for Lease \$892,516.80.

Funding Source of Contract: The agreement will be funded by patient revenues.

Contractor Selection Process: Established location of the family medicine clinic.

Staff Recommendation: *Based on Board Policy 707.01, Personal Property and Service Contracts, Board approval is required prior to execution of leases in an amount greater than \$100,000. However, Board approval is required prior to execution of all oil, gas and mineral leases, regardless of amount. The agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.*

7. USM-REQUESTS APPROVAL TO ENTER INTO CONTRACTUAL AGREEMENTS

- a. Agenda Item Request:** The University of Southern Mississippi (USM) request approval to amend the lease agreement between USM and the **University of Southern Mississippi Alumni Association.**

Contractor’s Legal Name: University of Southern Mississippi Alumni Association (Alumni Association)

History of Contract: USM received IHL Board approval in October, 2009, to enter into a Lease with the Alumni Association for the Ogletree House property in Hattiesburg, MS. The parties entered into the agreement on October 26, 2009.

Specific Type of Contract: Amendment to lease agreement

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Purpose: The purpose of Amendment One is to clarify the agreement between the parties with regard to fire and extended coverage insurance for the Ogletree House which will be carried by USM and billed to the Alumni Association.

Scope of Work: USM shall continue to lease the Ogletree House to the Alumni Association. USM will carry the fire and extended coverage insurance for the Ogletree House and will be reimbursed for the premiums by the Alumni Association.

Term of Contract: The original terms of the Lease began on November 1, 2009 and will expire on October 31, 2034. The Alumni Association may extend the Lease two additional twenty-five year periods.

Termination Options: USM may terminate the Lease upon default by the Alumni Association which is not cured within thirty (30) days after written notice from USM.

Contract Amount: The Alumni Association pays rent of \$1,000 per year to USM.

Funding Source of Contract: Not applicable. This is a revenue-generating contract.

Contractor Selection Process: Not applicable.

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 approval by the Attorney General's Office. Board staff recommends approval of this item.*

- b. **Agenda Item Request:** The University of Southern Mississippi (USM) Gulf Coast research Laboratory (GCRL) request approval of a design-build agreement with Geo Shipyard, Inc. for a research vessel for GCRL.

Contractor's Legal Name: **Geo Shipyard, Inc. (GEO)**

History of Contract: This is a new contract. A request for proposals was issued on March 8, 2014 and a contractor was selected through that acquisition process.

Specific Type of Contract: Design and build contract for the delivery of a seaworthy vessel per agreed upon specifications

Purpose: The purpose of contract is to acquire a research vessel to support instruction and research efforts at GCRL. The vessel to be constructed is a 60' X 24' X 10'-2" Aluminum Catamaran Research Vessel.

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Scope of Work: The ship builder will provide final design drawing and build the vessel to the agreed upon specifications. The vessel shall meet all specifications, including meeting or exceeding all United States Coast Guard (USCG) regulations, pass all USCG inspections, and be accepted by GCRL upon delivery by GEO.

Term of Contract: Upon completion and approval of the construction documents and notice to proceed issued by GCRL, it is anticipated to take 375 days for GEO to complete the construction and deliver the vessel.

Termination Options: Either party may terminate this agreement upon fifteen (15) business days written notice if the other party fails to perform its obligations under the agreement and is not cured within the fifteen business days' notice period.

Contract Amount: The total contract amount will be \$2,092,832

Funding Source of Contract: Pursuant to Section 1 of Senate Bill 2728, Regular Session 2013, the State Bond Commission, on behalf of the State of Mississippi, issued general obligation bonds of the State and a portion of the proceeds have been deposited into the 2009 IHL Capital Improvements Fund. The Act authorizes DFA to disburse no more than \$1,000,000 from that fund for the purpose of purchasing the vessel.

In April 2013, the state legislature provided \$500,000 as part of the Tidelands Program for the purpose of purchasing this vessel. These funds have been transferred to USM under DMR Grant #16LST 370004 03000 GR04969.

The \$592,832 balance of funds will come from GCRL general funds.

Contractor Selection Process: A Request for Proposals was issued March 8, 2014 after being reviewed and approved by the Mississippi Department of Finance and Administration (DFA). Initially, four proposals were received All were over the budgeted amount, so the sample design was modified and the respondents were asked to revise their proposals to accommodate those modifications. Only two responded, Geo Shipyard, Inc. and Armstrong Shipyard. The base bids were as follows: Geo Shipyard, Inc. \$1,795,818 and Armstrong Shipyard \$1,867,912. USM selected Geo Shipyard to work with to finalize the design and build the vessel. The award process was also approved by the DFA. The final design included some modifications to the design based on collaborative design efforts with the shipyard and GCRL personnel that would better enhance the vessel's capabilities in support of GDRL's mission. The intent to finalize the design with the chosen contractor was part of the approved

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acquisition process. Based on the options taken and the design modifications, the final price of contraction was \$2,092,832.

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 approval by the Attorney General's Office. Board staff recommends approval of this item.

- c. **Agenda Item Request:** The University of Southern Mississippi (USM) requests permission to amend a lease agreement with **Southern Diversified Products, LLC** for space in the university's Innovation and Commercialization Accelerator.

Contractor's Legal Name: Southern Diversified Products, LLC (SDP)

History of Contract: In June 2014, the Board of Trustees approved an agreement allowing USM to lease 1,785 square feet of space in the university's Innovation and Commercialization Accelerator to SDP. USM and SDP entered into this agreement effective July 15, 2014.

Specific Type of Contract: Amendment to Lease Agreement

Purpose: The purpose of the amendment is to increase the space leased to SDP and to increase the rent paid to USM.

Scope of Work: USM will lease an additional 372 square feet of space in the university's Innovation and Commercialization Accelerator to SDP in return for an additional \$3,000 per year in rent. This will increase the space leased to SDP to 2,157 square feet and will increase the rent paid to USM to \$45,375 per year.

Term of Contract: The amendment does not change the term of the agreement. The term remains five years starting on July 1, 2014 and ending on June 30, 2019.

Termination Options: The amendment does not change the termination options of the agreement:

- by either party upon default by the other party if such default is not cured within thirty days of written notice;
- by either party upon thirty days written notice in the event the leased space becomes untenable;

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- by either party at the end of a term by giving written notice not later than sixty days prior to the end of the term; and
- by USM if SDP fails to comply with applicable e-verify provisions.

Contract Amount: SDP will pay an additional \$3,000 per year in rent to USM. This will increase the rent paid to USM to \$45,375 per year.

Funding Source for Contract: Not applicable as this agreement generates revenue.

Contractor Selection Process: Not applicable as this is an amendment to an agreement.

Staff Recommendation: Based on Board Policy 707.01, *Land, Property, and Service Contracts*, Board approval is required prior to the execution of leases in an amount greater than \$100,000. 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 Southern Mississippi (USM) requests approval to amend its lease agreement with **Superior Peek, LLC** for an additional 721 square feet of office and laboratory space in USM's Accelerator Building located on the Hattiesburg campus.

Contractor's Legal Name: Superior Peek, LLC (Superior Peek)

History of Contract: The original lease was approved by the Commissioner on May 28, 2014.

Specific Type of Contract: Amendment to revenue lease agreement

Purpose: The purpose of the agreement is to lease additional space in USM's Accelerator Building to Superior Peek for use by the company's scientists and professional support personnel for the formulation and production of new polymer materials. With the lease of the additional space, Superior Peek will lease a total of 1,486 square feet from USM.

Scope of Work: Under the agreement, USM, as Lessor, will provide utilities, janitorial services and, routine maintenance and repair.

Superior Peek is responsible for the timely payment of rent, for using the premises only for its intended purpose, for the provision of telephone and internet service, and for maintaining an approved laboratory management plan for safety purposes.

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Term of Contract: The total lease term is for a five (5) year period, which began on or about July 1, 2014 through June 30, 2019. The term includes an initial one-year period and four (4) one-year automatic renewal periods.

Termination Options: The agreement may be terminated for the following:

- by either party upon sixty (60) days written notice prior to the expiration of the then current lease term,
- by either party upon an uncured default under the terms of the lease,
- by SDP upon sixty (60) days written notice should the premises be rendered untenable and USM fail to restore the premises within sixty (60) days, or
- failure by SDP to comply with the federal E-Verify Program.

Contract Amount: Under the amendment, USM will receive an additional \$14,420 annually in rental fees. This increases the overall revenue received from \$91,850 to \$163,950.

Funding Source of Contract: This is a revenue generating agreement

Contractor Selection Process: N/A. This is a revenue generating agreement.

Staff Recommendation: *Based on Board Policy 707.01, Personal Property and Service Contracts, Board approval is required prior to execution of leases in an amount greater than \$100,000. However, Board approval is required prior to execution of all oil, gas and mineral leases, regardless of amount. The agreement has been reviewed and approved by the Attorney General's Office. Board staff recommends approval of this item.*

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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.*

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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 approval prior to the execution of a contract for the sale of real property is required for all land sales, regardless of the sale price. Prior Board approval is required for the execution of all leases, easements, oil and mineral leases, and timber sales. Request for approval of land contracts shall include property descriptions, terms of purchase, lease, or sale and intended use of the property. An institution acquiring or disposing of real property shall receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The sale price of real property shall be no less than the average of the two appraisals.

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 Policy §919, Pre-requisites for Building Modification or Demolition

Prior to scheduling a building on an institution's property for restoration, improvement, construction, repair, renovation, rehabilitation, demolition or similar work, the institution shall secure an inspection and approval from the Mississippi Department of Environmental Quality and a permit or written permission from the Mississippi Department of Archives and History authorizing the requested building action. After obtaining approval from these two agencies, a request for the building modification or demolition shall be submitted to the Board for approval. The request to the Board must include documentation evidencing approval by the Department of Environmental Quality and the Department of Archives and History.

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APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

IHL PROJECTS

1. MSU – IHL 205-278 – MSU National Strategic Planning and Analysis Research Center “nSPARC” Data Center

Project Request: Mississippi State University requests approval to initiate a project, MSU nSPARC Data Center, and to appoint Dale Partners Architects, P.A., as the design professional.

Proposed Design Professional: Dale Partners Architects P.A.

Purpose: The project will consist of a 3,400 square foot building that will house a lobby, one office, and restroom facilities. The remaining portion of the building will house a computer data center to store data and information for nSPARC. The facility will be owned by Mississippi State University and will be located in the Research Park at MSU.

Dale Partners was chosen as the professional to do the data center by the developer of the Mill project when the Data Center was to be located by the existing Cooley Building and included into the development. The funding from the developer did not materialize and nSPARC has secured funding from its own sources. Mississippi State University requests that this new facility be located on MSU property that is located in the Research Park. MSU also requests that Dale Partners be named the design professional due to their history and progress on the project. Mississippi State University is seeking to initiate the project and appoint the design professional 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: November 20, 2014

Date of Original Construction: Not Applicable

Date of Last Renovation: Not Applicable

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Proposed Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 2,100,000.00
Architectural and Engineering Fees:	146,151.00
Misc. Project Costs:	148,849.00
Contingency:	<u>105,000.00</u>
Total Project Budget	\$ 2,500,000.00

Proposed Funding Source(s): Internal University Funds (\$2,500,000)

Staff Recommendation: Board staff recommends approval of this item.

2. UM – IHL 207-383 – Gillom Sports Center – New Additions and Renovations

Project Request: The University of Mississippi requests approval to appoint Pryor & Morrow Architects and Engineers as the design professional for the Gillom Sports Center – New Additions and Renovations project.

Proposed Design Professional: Pryor & Morrow Architects and Engineers

Purpose: The University of Mississippi initiated the Gillom Sports Center project with the Board on June 19, 2014 with permission to appoint the design professional using the Request for Qualifications (RFQ) method. The university has selected the design professional using this method and is now seeking Board approval to appoint Pryor & Morrow Architects and Engineers as the design professional.

The Gillom Center was constructed in 1998. It is a 56,889 sf building used by the UM Department of Athletics. The building is located on Hathorn Road on the western side of campus. It is adjacent to the ladies' soccer field and houses some of their operations. Interior existing functions are court space for volleyball, indoor tennis courts, administrative offices, and changing facilities. The scope of this project is to repair and restore the exterior of the building, renovate its tired interiors, create two new film rooms, build an addition of approximately 8,000 square feet housing a new weight room, a 5,000 square foot athletic training room, and a small exterior training area.

The design professional will assist the University of Mississippi in determining the project budget and produce design/construction documents for the scope determined. The university will submit a subsequent board item to increase the budget as required to reflect the established scope of work. The University of Mississippi is seeking to

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appoint the design professional 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: June 19, 2014

Date of Original Construction: 1998

Date of Last Renovation: First Major Renovation

Proposed Project Budget:

	<i>Estimated</i>	
Construction Cost:	\$	0.00
Architectural and Engineering Fees:		500,000.00
Miscellaneous Project Costs:		0.00
Contingency:		<u>0.00</u>
Total Project Budget	\$	500,000.00

Proposed Funding Source(s): Ole Miss Athletic Foundation funds (\$500,000)

Staff Recommendation: Board staff recommends approval of this item.

3. UM – IHL 207-396 – Rebel Drive – Fraternity Drive Connection

Project Request: The University of Mississippi requests approval to initiate a project, Rebel Drive – Fraternity Drive Connection, and to appoint Engineering Solutions, Inc. as the design professional.

Proposed Design Professional: Engineering Solutions, Inc.

Purpose: The University of Mississippi is seeking to initiate the project and appoint Engineering Solutions as the design professional for the project. The project will consist of the following work:

- 1) Construct a new street projecting westbound Rebel Drive southwest between the new Kinard Hall water storage tank and the Data Center, connecting to Fraternity Drive through the north parking lot. Proposed street will have two traffic lanes, two 5' bike lanes, and an 8' sidewalk on the south side. The street and bike lanes will take out approximately 45 existing parking spaces, some curbside.

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- 2) Develop a parking lot between this new street and the Data Center, and expand the parking lot on the west end of the Telecommunications Building. Total net gain of parking is approximately 48 spaces, including four HC spaces near the Telecommunications entrance.
- 3) Provide a landscaping strip adjacent to the sidewalk along the new street and the wooded area west of the Data Center will be preserved as a buffer area.

The University of Mississippi is seeking to initiate the project and appoint the design professional 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: November 20, 2014

Date of Original Construction: Not Applicable

Date of Last Renovation: Not Applicable

Proposed Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 850,000.00
Architectural and Engineering Fees:	77,208.00
Misc. Project Costs:	135,200.00
Contingency:	<u>159,361.00</u>
Total Project Budget	\$ 1,221,769.00

Proposed Funding Source(s): Internal R&R (\$1,221,769)

Staff Recommendation: Board staff recommends approval of this item.

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APPROVAL OF BUDGET INCREASES AND/OR CHANGES OF SCOPE/FUNDING SOURCE(S)

BUREAU OF BUILDING PROJECTS

4. USM – GS 108-279 – Lucas Administration Building Terra Cotta Repairs

Project Request: The University of Southern Mississippi requests approval to increase the budget for the Lucas Administration Building Terra Cotta Repairs project. The budget will increase from \$1,500,000.00 to \$3,000,000.00, an increase of \$1,500,000.00. In addition, USM also requests to change the project number from an IHL project (IHL #208-279) to a Bureau of Building project (GS #108-279). As a result the university request to change the project scope and to revise the funding sources for the project to reflect the use of state bond funds.

Project Phase: Design Phase

Design Professional: Albert and Associates

General Contractor: TBD

Purpose/Justification: The project is currently in the design phase. The project was initiated with the Board in March 2013 as IHL # 208-279. This is the first budget escalation request made for this project by the university.

This project began as a university funded project to address some cracked terra cotta pieces on the building. After a thorough investigative review of the building, it was determined that the scope of the project needed to be expanded to include the leveling and support of all four porticos and a new roof on the Lucas Administration Building. The costs associated with this change in scope are projected in the updated budget escalation and include the professional's latest design development estimates. As a result of having to expand the scope of the project thus the need for additional funds, the university has decided to make use of existing legislative funds to support the projected increase in the project scope and budget.

The revised scope of the project will be to remediate and repair structural and fascia damage to the Lucas Administration Building. These repairs include terra cotta repair and replacement, the removal of and reconstruction of the east porch and helical supports added beneath each porch for stabilization. The University of Southern Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that

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requires each institution to submit all project changes of scope and budget increases to the Board for approval.

Project Initiation Date: March 21, 2013

Date of Original Construction: 1928

Date of Last Renovation: 2006 (Dome after Katrina)

Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 1,108,000.00	\$ 2,282,272.00	\$ 1,174,272.00
Architectural and Engineering Fees	\$ 122,000.00	\$ 145,312.00	\$ 23,312.00
Miscellaneous Project Costs	\$ 0.00	\$ 151,000.00	\$ 151,000.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 270,000.00	\$ 421,206.00	\$ 151,206.00
Total Project Budget	\$ 1,500,000 .00	\$ 3,000,000 .00	\$ 1,500,000.00

Funding Source(s): IHL 2007 R&R (\$21,554.25); H.B. 1641, Laws of 2008 (\$66,267.99); H.B. 1722, Laws of 2009 (\$465,763.85); H.B. 1701, Laws of 2010 (\$38,375.72); S.B. 3100, Laws of 2011 (\$1,570,788.65); Institutional funds (\$837,249.54)

Staff Recommendation: Board staff recommends approval of this item.

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5. ERC – GS 111-052 – Structural & Subsurface Repair

Project Request: The Education and Research Center (ERC) requests approval to increase the project budget for the Structural & Subsurface Repair project. The budget will increase from \$619,000.00 (*design fees only*) to \$ 3,463,570.87 for an increase of \$2,844,570.87. In addition, ERC also requests to revise the funding sources for the project to include the addition of H.B. 1701, Laws of 2010 – Bureau of Building Discretionary Funds (\$1,504,657.25); 2007 IHL R&R (\$89,913.62); and SB 2896, Laws of 2013 Bureau of Building CEF (\$1,250,000) in order to accommodate the budget increase.

Project Phase: Design Phase

Design Professional: JBHM Architects P.A.

General Contractor: TBD

Purpose: The project is currently in the design phase. The project was initiated with the Board in November 2013 for design fees only. This is the first budget escalation request made for this project by the ERC. The increase in the project budget is required now that the project has been designed and a more accurate cost estimate has been established by the design professional.

The project is intended to allow for the repair of structural damage to the Paul B. Johnson Building caused by the expansive soils on the site and repair the water infiltration into the basement level. Recent years have seen an increase in the amount of water infiltration in the basement level of the Paul B. Johnson Building. Investigations during the Mechanical Modifications project (GS 111-044) have indicated serious structural damage to the building caused by expansive soils under the building which is consequently causing water penetration into the basement. These deficiencies urgently need correcting in order to insure the safety of the occupants and prevent continued structural damage to the building which may result in vacating all state employees currently housed in the structure. The Education and Research Center is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope and budget increases to the Board for approval.

Project Initiation Date: November 21, 2013

Date of Original Construction: 1969

Date of Last Renovation: No Major Renovations since 1969

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Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 0.00	\$ 1,919,446.26	\$ 1,919,446.26
Architectural and Engineering Fees	\$ 619,000.00	\$ 147,551.58	\$ (471,448.42)
Miscellaneous Project Costs	\$ 0.00	\$ 116,030.00	\$ 116,030.00
Contingency	\$ 0.00	\$ 1,280,543.03	\$ 1,280,543.03
Total Project Budget	\$ 619,000 .00	\$ 3,463,570.87	\$ 2,844,570.87

Proposed Funding Source(s): SB 3100, Laws of 2011 (\$500,000); HB 1701, Laws of 2010 (\$119,000); HB 1701, Laws of 2010-Bureau of Building Discretionary Funds (\$1,504,657.25); 2007 IHL R&R (\$89,913.62); SB 2896, Laws of 2013 BOB CEF (\$1,250,000)

Staff Recommendation: Board staff recommends approval of this item.

IHL PROJECTS

6. UM – IHL 207-382 – South Campus New Storm Water Drainage Phase I

Project Request: The University of Mississippi requests approval to increase the budget for the South Campus New Storm Water Drainage Phase I project. The budget will increase from \$1,478,553.00 to \$1,800,000.00, an increase of \$321,447.00.

Project Phase: Design Phase

Design Professional: Engineering Solutions, Inc.

General Contractor: TBD

Purpose/Justification: The project is currently in the design phase. The project was initiated with the Board on August 21, 2014. This is the first budget escalation

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request made for this project by the university. The current budget escalation in the project budget will allow the university to accommodate additional parking spaces within the project scope.

The existing storm water drainage system that collects and distributes storm water runoff from the south half of campus has exceeded its useful life and has not been of sufficient size to serve the expansion of campus facilities over the last several decades. Heavy rains easily inundate the system causing overflows, breaches, below ground erosion, and ultimately sink holes. A significant sink hole has appeared at the Track & Field Facility. The scope of this project includes all work necessary to install new underground piping and culverts from the Hill Drive/Manning Way intersection to Jeanette Phillips Drive, to bypass the southernmost portion of the drainage system that currently runs under the Track & Field Facility. Further, the project will provide additional parking spaces above the new drainage structures.

The University of Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope and budget increases to the Board for approval.

Project Initiation Date: August 21, 2014

Date of Original Construction: Not applicable

Date of Last Renovation: Not applicable

Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 1,147,790.00	\$ 1,397,790.00	\$ 250,000.00
Architectural and Engineering Fees	\$ 102,508.00	\$ 123,485.43	\$ 20,977.43
Miscellaneous Project Costs	\$ 35,400.00	\$ 37,100.00	\$ 1,700.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 192,855.00	\$ 241,624.57	\$ 48,769.57
Total Project Budget	\$ 1,478,553 .00	\$ 1,800,000.00	\$ 321,447.00

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Funding Source(s): Internal R&R (\$1,800,000)

Staff Recommendation: Board staff recommends approval of this item.

7. UMMC – IHL 209-544 – Translational Research Center

Project Request: The University of Mississippi Medical Center requests approval to increase the budget for the Translational Research Center project. The budget will increase from \$43,032,000.00 to \$46,449,168.00, an increase of \$3,417,168.00. In addition, UMMC also request to revise the funding sources for the project by adding internally generated funds as a funding source to the project in order to accommodate the budget increase as well as modifying existing funding source amounts.

Project Phase: Construction Phase

Design Professional: Foil Wyatt Architects and Planners

General Contractor: Evan Johnson and Sons (209-544A Contract I Early Site Development)

Purpose/Justification: The project is currently in the construction phase. The project was initiated with the Board on November 17, 2011. This is the second budget escalation request made for this project by the university. Since the initial budget for this building was submitted to IHL for approval in November 2011, UMMC, in consultation with NIST, has amended the design to better meet the needs of a changing research landscape. Today's building focuses on translational research and collaborative teams, with the ultimate outcome being a robust public-private research enterprise delivering real clinical advancements for Mississippians. These changes, along with normal market-based cost escalations, have resulted in this overage and adjustments to the source of funding.

The project will include the development and construction of a new research facility on the UMMC campus in compliance with the UMMC Master Plan 2010, to support ongoing research and development of integrated medical research. The original design was based on a facility to provide for 2 completed floors and 6 shelled floors and did not include completed space for the MIND center. The revised facility design of 124,852 gross square feet will provide for 4 completed floors with 2 shelled floors for future expansion and will be supported by site development and a mechanical penthouse. The current facility design will provide for a Basement level Vivarium and Mechanical Room, a MIND center floor, a research incubator lab floor, a

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Neuroscience lab floor, and two shelled floors (one for future dry lab/offices, the other wet lab capable). The revised/escalated budget is based on an updated Programming Phase with the overall building size, footprint and floor layouts adjusted to provide for the most efficient and economic use of space for the users noted above. The facility is required to provide support facilities for the expanding research mission of the university. Additions to project budget include: additional mechanical equipment, FF&E, early bidding costs for the Early Site and Early Equipment Procurement packages, the costs associated with adding a construction manager (as advisor), and other UMMC project costs including inspections, artwork, and professional travel costs.

The University of Mississippi Medical Center is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project changes of scope and budget increases to the Board for approval.

Project Initiation Date: November 17, 2011

Date of Original Construction: New Building

Date of Last Renovation: Not applicable

Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 37,537,855.00	\$ 38,203,211.49	\$ 665,356.49
Architectural and Engineering Fees	\$ 3,036,671.00	\$ 4,631,359.69	\$ 1,594,688.69
Miscellaneous Project Costs	\$ 352,807.00	\$ 1,869,876.97	\$ 1,517,069.97
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 2,104,667.00	\$ 1,744,719.85	\$ (359,947.15)
Total Project Budget	\$ 43,032,000 .00	\$ 46,449,168 .00	\$ 3,417,168.00

Funding Source(s): NIST (\$19,800,000), MIND Center (\$7,500,000), EBC (\$5,000,000.00), Reserved Cancer Institute funds (\$7,000,000), Internally Generated funds (\$7,149,168)

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Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF OTHER REAL ESTATE REQUESTS

8. MSU – Approval of the Exterior Design for the Kappa Delta Sorority House

Project Request: Mississippi State University requests approval of the exterior design of the proposed Kappa Delta Sorority House. *(See Rendering of Building on Page 15)*

Purpose: Mississippi State University is seeking Board approval of the project's exterior design. Kappa Delta Sorority proposes to add an approximately 4,800 square foot, free-standing addition on the southwest corner of their site. The addition will also entail some minor renovations to the interior of the existing house.

The addition will provide for a new dining room and food service area. The sorority chapter size has grown so much that the existing dining room is insufficient in size to accommodate chapter meals. Moving the food service area into the new addition will also significantly improve life safety in the house. The addition will be a steel frame, non-combustible addition and will relocate the kitchen from its present location which is underneath residents' rooms.

The new addition will allow the chapter to renovate the present kitchen area into a handicap accessible resident/guest suite, and add ADA compliant men's and women's restrooms to serve the primary floor functions. They are also proposing to use a new HVAC system in the new dining area that will include multi-staged compressors to enhance energy efficiency. Lighting will also include LED energy conserving systems in combination with motion sensors to further enhance their energy efficiency.

The rendering shows the back view of the house with the addition most prominent. The building to the left is an existing chapter room and the building in the back of the rendering with the fake chimneys is the exiting main chapter house. Mississippi State University is seeking approval of the exterior design of the building in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

Staff Recommendation: Board staff recommends approval of this item.

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Rendering: (Existing Kappa Delta House is building with Chimneys in background-New addition to Kappa Delta house is most prominent building in foreground)



9. MSU – Approval of the Exterior Design for the Softball Facility and A.J. Pitts Tennis Center

Project Request: Mississippi State University requests approval of the exterior design for the addition and renovation to the Softball Facility and A.J. Pitts Tennis Center. *(See Renderings of Facilities on Page 16)*

Purpose: This project will be funded by the Bulldog Club. The total project budget is \$8,000,000. The project will provide design, contract documents, and construction administration for the additions and renovations to softball and tennis facilities. The scope of the work shall include new grandstands for the softball facility with chair back seating for 1,000 to 1,500 spectators with bleachers down the sides of the field. The project will upgrade the press box to include VIP/Hospitality room, restrooms, concessions, and locker rooms. The project will also upgrade the stands and amenities to the tennis facility. The entry to the softball facility and tennis facility will allow for ticketed events. All renovations will follow and comply with the campus master plan.

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Mississippi State University is seeking approval of the exterior design of the building in accordance with Board Policy §904(A), Board Approval, that requires the Board to approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project.

Staff Recommendation: Board staff recommends approval of this item.

Rendering 1: A.J. Pitts Tennis Center (Left) and Softball Facility (Right)



Rendering 2: A.J. Pitts Tennis Center Grandstand



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10. MSU – Delete from Inventory Building #1684 and Building #1695

Project Request: Mississippi State University requests approval to delete Building #1684 and Building #1695 from inventory.

Purpose: Mississippi State University is seeking approval to delete Building #1684 and Building #1695. These buildings are in poor condition and no longer serve the mission of Forestry. These structures are located on the John Starr Memorial Forest. One of the structures is a pavilion roof and the other is a restroom facility

The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

Staff Recommendation: Board staff recommends approval of this item.

11. MSU – Approval of Purchase of Property – 1132 Blackjack Road, Starkville, Mississippi

Project Request: Mississippi State University requests approval to purchase residential property located at 1132 Blackjack Road, Starkville, Mississippi adjacent to the Starkville campus in Oktibbeha County, Mississippi from Margaret Stanley in the amount of \$192,500.

Purpose: Mississippi State University is seeking to purchase the property located at 1132 Blackjack Road, Starkville, Mississippi located in Oktibbeha County due to it being immediately adjacent to the main campus. The property can be used by the university for faculty housing or to house a university department.

Property Description: The property located in Section 12, Township 18 North, Range 14 East in Oktibbeha County, Mississippi. The property consists of a single family residence built in 1955 with 3 bedrooms and 2 baths. The residence has +/- 1,688 square feet of living area and is located on approximately 1.00 acre of land adjacent to the south side of the MSU campus.

Appraisals: Mississippi State University received two independent property appraisals. The first appraisal was in the amount of \$200,000. The second appraisal was in the amount of \$185,000. The average of the two appraisals was \$192,500. The

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university is purchasing the property for \$192,500 which is the average of the property's two appraised values.

Terms: Mississippi State University has a tentative closing date of on or before December 1, 2014 or upon an earlier or later date as agreed upon by both parties. MSU may terminate the contract if the Phase I environmental report is not satisfactory or if the title insurance cannot be obtained.

Environmental Phase I: A Phase I Environmental Site Assessment (ESA) has been conducted on the property. Based on site inspection, current and past land use history, adjacent property inspections and record review from U.S. EPA and the MDEQ, no recognized environmental conditions are evident at the subject property.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The university is also acting in accordance with Board Policy §905(B), Real Estate Management, that requires a Phase I or more detailed environmental report be completed by a qualified personnel and submitted to the Board's Real Estate and Facilities Office.

Funding Source(s): Internal Funds for property acquisition (\$192,500)

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

12. UMMC- Granting of a perpetual right-of-way easement "Distribution Pipeline Easement" to Atmos Energy Corporation

Project Request: The University of Mississippi Medical Center requests approval to grant a perpetual right-of-way easement "Distribution Pipeline Easement" to Atmos Energy Corporation in order to allow for the relocation of a gas line to avoid conflicts with an existing road construction project.

Purpose: The University of Mississippi Medical Center is requesting approval to grant a perpetual right-of-way easement to Atmos Energy Corporation to install, construct, reconstruct, inspect, operate, maintain, alter, repair, change the size of, replace and remove, abandon in place and/or remove at will, in whole or in part,

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relocate along the same general direction, relocate in the same relative position to any adjacent road if and as such road is widened in the future, one or more gas pipelines, service laterals and extensions thereto, together with meters, regulators, cathodic protection equipment and aerial markers, and all other facilities, equipment and other appurtenances thereto, over, and through the property necessary or convenient to the Grantee in the use of said pipeline.

The easement is needed in connection to avoid conflicts with a road construction project on the UMMC campus, Project 209-534C Garage Road Revisions Package B – Roadway. UMMC is seeking approval of the easement so that a gas line which currently cuts across Parking Lot 14 that is a site for future development can be relocated and in order to avoid conflicts with new road construction. The easement runs along East University Drive from the frontage road to the new metering station and adjoins the VA fence.

Property Description: The easement contains .1037 acres more or less and is described as follows: being situated in the SW ¼ of Section 26, Township 6 North, Range 1 East, City of Jackson, Hinds County, Mississippi. Commence at a concrete monument which marks the Southwest corner of the Veteran’s Administration Hospital property for a distance of 160 feet along the western property line of the said Veteran’s Administration Hospital property to a found 5/8” iron pin which marks the point of beginning.

The University of Mississippi Medical Center 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 access 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.

13. USM – Approval of Purchase of Property – 3602 Azalea Drive, Hattiesburg, Mississippi

Project Request: The University of Southern Mississippi requests approval to purchase residential property located at 3602 Azalea Drive, Hattiesburg, Mississippi adjacent to the Hattiesburg campus in Forrest County, Mississippi from Steven P. Blake and Delynn I. Blake in the amount of \$93,000.

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Purpose: The University of Southern Mississippi is seeking to purchase the property located at 3602 Azalea Drive, Hattiesburg, Mississippi located in Forrest County due to its location to the Hattiesburg campus. This property borders existing property already owned by the university. Upon acquisition, the university's plan for the lot would be to demolish the existing structure and turn the lot into a grass lot. The lot would be used for future expansion and/or parking.

Property Description: The 3602 Azalea Drive property is located on Lot 2 of this 4 lot block. The university already owns Lots 3 and 4. The property consists of a single family residence built in 1962 with +/- 1,439 square feet of living area and is located on approximately 0.31 acres. This particular property is located at the edge of the university campus and within the university's primary land acquisition zone. The property is adjacent to university owned properties and is intended to be held until it is needed for the future expansion on the west part of the Hattiesburg campus.

Appraisals: The University of Southern Mississippi received two independent property appraisals. The average of the two appraisals is \$96,000. The university is purchasing the property for \$93,000 which is less than the property's appraised value.

Terms: The University of Southern Mississippi has a tentative closing date of on or before December 15, 2014 or upon an earlier or later date as agreed upon by both parties.

Environmental Phase I: A Phase I Environmental Site Assessment (ESA) has been conducted on the property. No recognized environmental conditions are evident at the subject property.

A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The University of Southern Mississippi is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The university is also acting in accordance with Board Policy §905(B), Real Estate Management, that requires a Phase I or more detailed environmental report be completed by a qualified personnel and submitted to the Board's Real Estate and Facilities Office.

Funding Source(s): Internal Funds for property acquisition (\$93,000)

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

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1. ASU – APPROVAL TO CONTRACT WITH BLX GROUP, LLC/ORRICK HERRINGTON & SUTCLIFFE, LLP AS OUTSIDE COUNSEL

Alcorn State University requests approval to contract with BLX Group, LLC (BLX), a wholly-owned subsidiary of the law firm Orrick Herrington & Sutcliffe, LLP, to perform arbitrage calculations for the ASU Educational Building Corporation (EBC). These calculations are required to be done after five years of the bond issuance to determine if the University and EBC are in compliance with Treasury and IRS Regulations. All BLX arbitrage rebate analyses will be delivered with an Orrick legal opinion. The term of the contract will begin November 21, 2014, and will end on the date of receipt of the arbitrage report and payment of the fee by the University or October 31, 2015, whichever occurs first. A fixed fee of \$2,250.00 will be charged for the arbitrage rebate compliance services, including the opinion from Orrick, and payment will be made from the funds of the EBC. There will be no payments in succeeding years. The Attorney General has approved this request. The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

2. MSU – APPROVAL TO RENEW/MODIFY CONTRACT WITH SHULMAN ROGERS AS OUTSIDE COUNSEL

Mississippi State University requests approval to amend a contract with the firm of Shulman, Rogers, Gandal, Pordy & Ecker, P.A., located at 11921 Rockville Pike, Rockville, MD 20852-2743, to provide services necessary in connection with re-banding negotiations with Nextel Communications. Under this Agreement, the Firm will continue to provide to MSU the following services: (1) Planning Funding Negotiation; (2) Re-Banding Negotiations (Nextel & Transition Administrator) for all phases of the project; and (3) New Frequency Evaluation with regard to co-channel and adjacent channel spacing. This Modification #2 will extend the term of the contract for one (1) year or through November 30, 2015. The Firm's compensation for all matters that are allowable reimbursements by Nextel or the FCC Transition Administrator shall be paid by Nextel or the Transition Administrator. The University will pay the Law Firm \$180 per hour for paralegals/FCC filing specialists, \$435 per hour for Alan Tilles, and \$385 per hour for Jeffrey Rubin for additional services which are not covered by Nextel to upgrade the system. The total amount of all fees and costs for which the University is responsible shall not exceed \$40,000.00 under this agreement. All other provisions of the Contractual Agreement of Legal Service shall remain in effect. The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

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3. MSU – APPROVAL TO RENEW/MODIFY CONTRACT WITH VALAUSKAS CORDER, LLC AS OUTSIDE COUNSEL

Mississippi State University requests permission to renew and modify a contract with the firm of Valauskas Corder, LLC, located at 150 South Wacker Drive, Suite 620, Chicago, IL 60606, to provide services necessary in assisting the University with various patent applications, identification and forensic analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property and commercialization issues. The initial contract entered into on November 17, 2011 was modified by Modification #1, extending contract term until November 16, 2013, and Modification #2 extended the term until November 16, 2014. Modification #3 will extend the term until November 16, 2015. Section V. Specific Attorneys is revised to reflect the deletion of Joseph Fox and Kathleen Wilt as they are no longer with the firm. All other provisions of the Agreement for Legal Services dated November 17, 2011 shall remain in effect, with hourly rates ranging from \$250.00 to \$425.00, and total amount payable under this extension shall not exceed \$100,000. The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

4. USM – REQUEST TO MODIFY CONTRACT WITH WARE | GASPARIAN AS OUTSIDE COUNSEL

The University of Southern Mississippi requests approval to modify its contract with Ware | Gasparian, as outside counsel. The Board previously approved a contract with Ware | Gasparian as outside counsel to assist The University of Southern Mississippi in immigration matters. The approval was for a term from September 1, 2014 to June 30, 2015. The scope of services in the original agreement allowed the law firm to provide services as needed in preparing labor certification applications and permanent residence process on behalf of the University for its employees who seek permanent residence status. Authorized fees for services rendered were based upon a fee schedule rather than an hourly rate. Following approval of the original contract, the University has found it necessary to seek general advice on immigration matters not relating to those authorized in the original agreement. Modification of the original contract is sought to allow the University to obtain general advice based upon an hourly rate. David Ware's hourly rate is \$300 and all other attorneys will be billed at \$200. All other provisions of the contract will remain the same, including the approved fee schedule and cap for attorneys' fees. The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

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5. USM – REQUEST FOR APPROVAL TO CONTRACT WITH WILLIAM WESSLER AS OUTSIDE COUNSEL

The University of Southern Mississippi requests Board approval to hire attorney William Wessler to perform services necessary and render legal advice, recommendations, and representation to the University in the practice area of bankruptcy. As full and complete compensation for the services to be provided, the University will pay the attorney \$200 per hour for time expended in the representation of the University. In addition to payment of attorneys' fees, the attorney will be entitled to reimbursement for all customary and necessary out of pocket expenses related to the representation. The total amount of attorneys' fees budgeted for payment is \$5,000. The approval will be for a period of time beginning from the time of Board approval to June 30, 2015. The Attorney General has approved this request.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

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APPROVAL OF PERSONNEL ACTION REQUESTS

1. Employment

MSU (Hire with Tenure-also reported under Tenure section below)

Clay A. Cavinder; Associate Professor, Animal and Dairy Science; salary of \$98,000 per annum, pro rata; E&G Funds; **hired with tenure**; effective January 1, 2015

2. Tenure

MSU – Twelve –month contract effective January 1, 2015

Clay A. Cavinder; Associate Professor, Animal and Dairy Science (**New hire with tenure**)

3. Emeritus Status

UMMC (effective January 1, 2015)

Steven T. Case; Professor Emeritus of Biochemistry

4. Other Action

UM – Correction of employment and tenure designations (approved May 2014 Board Meeting)

Original:

Fazlul Sarkar; Professor of Pharmacology, Research Professor for Research Institute of Pharmaceutical Sciences, Associate Director of Translational Research for the National Center for Natural Products Research; salary of \$350,000 per annum, pro rata; E&G funds; **hired with tenure; twelve-month contract**; effective July 1, 2014

Corrected:

Fazlul Sarkar; Professor of Pharmacology, Research Professor for Research Institute of Pharmaceutical Sciences, Associate Director of Translational Research for the National Center for Natural Products Research; salary of \$350,000 per annum, pro rata; E&G funds; **hiring and tenure voided**; effective July 1, 2014

REGULAR AGENDAS

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1. SYSTEM – APPROVAL OF NEW ACADEMIC PROGRAMS

In accordance with Board Policy 501: Academic Programs and Units “*All new curricula, departments, programs of study, organized research or services being proposed by any or all of the institutions must be submitted to the Board and must be approved by the Board before being initiated.*” Board approval is requested for establishing eleven new academic programs.

- a. *Alcorn State University* requests permission to offer the **Bachelor of Arts** in **Music** degree.

CIP: 50.0901

Hours to Degree: 124 credit hours

State Need: According to mississippi.reaproject.org, there were 19,565 jobs in the “Arts, Entertainment, and Recreation” industry in Mississippi in 2011. Research conducted by Georgetown University indicated that the employment rate for recent graduates in the arts (2010-2011) was 90%. Additionally, the degree is not offered in the southwest portion of the state where Alcorn is the primary institution of higher learning.

Employment: The proposed degree allows for a more flexible curriculum and would better prepare students for careers in music-related fields other than strictly performance and public school education. The Bachelor of Arts in Music is designed to be a liberal arts degree combining core music study in music theory, music history, and solo and ensemble performance with a minor in another discipline. This will prepare the student for a career in either music or the other discipline, or in a career that combines the two disciplines.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 65 students is projected to enroll with a total of 35 students expected to graduate within the first six years.

Duplication: DSU, MSU, MUW, MVSU, UM, and the USM offer a BA in Music degree.

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- b. *Delta State University* requests permission to offer the *Bachelor of Business Administration* in *Health Care Administration* degree.

CIP: 51.0701

Hours to Degree: 124 credit hours

State Need: According to MS Department of Health, currently there are approximately 47 health care facilities located in Bolivar County, 11 adult day care centers in Bolivar County, 1,100 health care facilities in the State of Mississippi, and 87 adult day care centers in the State of Mississippi. According to Cornell University, health care is the largest industry in the U.S. Health care is the second largest employer with over 11 million jobs. According to the Princeton Review, graduates of health care administration can apply their training in the sales, marketing, and distribution of health equipment and applies as well as in health insurance companies and HMOs.

Employment: According to the Bureau of Labor Statistics, U.S. Department of Labor, Occupational Outlook Handbook, 2012-2013, job demand is expected to grow by 22% (versus the average expected growth rate for all occupations of 14%). In 2010, there were 303,000 medical and health care services managers. By 2020, there is an expected increase of 68,000 health care services managers. The median pay for this industry is \$ 84,270. The entry level requirement for this industry is a bachelor's degree.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 220 students is projected to enroll with a total of 80 students expected to graduate within the first six years.

Duplication: JSU offers a BS in Health Care Administration degree.

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- c. *Mississippi State University* requests permission to offer the *Bachelor of Science* in *Petroleum Engineering* degree.

CIP: 14.2501

Hours to Degree: 128 Hours

State Need: The petroleum industry is one of the world's largest industries and is relied upon for our current way of life in several ways: petroleum fuels can be used to supply heat and generate electricity for stationary applications; petroleum has a favorable energy density and can be used for transportation applications; petroleum products are used to produce many chemical products of industrial and household relevance. The world consumes over 30 billion barrels of oil per year. Mississippi ranks 13th in annual petroleum production in the United States. Major refineries in the state are located in Pascagoula, Vicksburg, and Sandersville. The state is estimated to produce 3.1% of U.S. motor gasoline and 1.7% of U.S. distillate fuel.

Employment: In the current employment market for petroleum engineers, the demand outpaces the supply. Graduates obtain multiple job offers at highly competitive salaries. The Bureau of Labor Statistics estimates that there were 69,380 petroleum engineers in 2011-2012 with only 1890 graduates (source: *American Society for Engineering Education*) during that same period.

Funding: The total six year cost of implementation is \$5,850,000. The estimated salaries for the five faculty, including fringe benefits, will be \$750,000. It is anticipated that these funds will come from reallocations within the university and from external sources. The program will be housed within the Dave C. Swalm School of Chemical Engineering. Additional sources of revenue will come from private gifts and also from faculty salary and returned overhead from sponsored research projects. The estimated total in annual recurring costs is \$975,000. There will also need to be resources devoted to developing student laboratories. It is estimated that these costs could range between \$750,000 and \$1,000,000 and would come primarily from private and industrial donations.

Enrollment: An estimate of 140 students is projected to enroll with a total of 70 students expected to graduate within the 1st six years.

Duplication: No other institutions in the state offer a similar program.

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- d. *Mississippi State University* requests permission to offer the *Doctor of Philosophy* in *Kinesiology* degree.

CIP: 31.0505

Hours to Degree: 63 credit hours

State Need: By 2018, the number of physical therapists in the United States is projected to grow by 30%, but the number of students majoring in kinesiology – a field in which many physical therapists hold a degree – is growing at an even faster rate. According to the American Kinesiology Association, the number of undergraduate kinesiology majors grew 50 percent from 2003 to 2008, to more than 26,000 students, making it one of the fastest-growing majors. During this same five year time period, the Department of Kinesiology at Mississippi State University increased enrollment by 59%. Over the subsequent four year time period, the Department of Kinesiology grew by an additional 53%. The new Ph.D. program at Mississippi State University will attract students from Mississippi and the region and from other parts of the country and the world.

Employment: Sport is a multi-billion dollar global industry. A 2005 study published in the Journal of Sport Management estimated the size of U.S. Gross Domestic Sport Product as being up to \$207.5 billion, while a 2008 report published in the Sports Business Journal estimated the size of the entire sports industry at \$441 billion, placing it among the top ten industries in the U.S. The size and scope of the sport industry alone make it an important topic of academic inquiry. In conjunction with the size of the sport industry, the academic field of sport management specifically, and sport studies broadly, have grown rapidly in recent decades. The Ph.D. program in Kinesiology is designed to prepare the next generation of interdisciplinary researchers and academicians. It is expected that graduates of this program will be competitive for most of the top entry-level academic positions and post-doctoral opportunities in the field.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 28 students is projected to enroll with a total of 16 students expected to graduate within the first six years.

Duplication: UM offers a Ph.D. in Health and Kinesiology and USM offers a Ph.D. in Human Performance.

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- e. *Mississippi University for Women* requests permission to offer the *Master of Fine Arts* in *Creative Writing* degree.

CIP: 23.0501

Hours to Degree: 48 credit hours

State Need: According to the Bureau of Labor *Occupational Outlook Handbook* for the period 2012-2022, employment for writers and authors is predicted to grow at a 3% rate. The Bureau predicts stiff competition in this field, which indicates a greater need for an advanced degree. In the area of media and communications workers, the growth rate is higher, at 8%. Writers and authors with experience in online media are predicted to have an advantage in the field; since our program will have a focus on media and be conducted in part online, it will help prepare students for this market.

Employment: Related fields of Technical Writing and Public Relations are predicted to grow at 15% and 12% respectively. It is likely that graduates of our program will find employment in related fields while pursuing their literary publishing goals. The degree also qualifies graduates to teach at the post-secondary level. English language and literature postsecondary teaching is projected to grow at a rate of 12%. Given that the program is a low-residency program, it is likely to attract students who are already established in their careers and are seeking additional credentials for advancement.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 48 students is projected to enroll with a total of 36 students expected to graduate within the first six years.

Duplication: UM offers a Master's in Creative Writing degree.

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- f. *Mississippi Valley State University* requests permission to offer the *Bachelor of Arts* in *General Studies* degree.

CIP: 24.0102

Hours to Degree: 120 credit hours

State Need: The Bureau of Labor Statistics reports that by 2022, the most job growth will be seen in selected occupations. Those occupations requiring Bachelor's degrees include project managers, accountants, and software developers. Growth will also be seen in the retail, healthcare, and hospitality industries.

Employment: The proposed program is designed to prepare students for a wide array of jobs that require a baccalaureate degree, but the program does not require specialization in a given academic discipline.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 170 students is projected to enroll with a total of 25 students expected to graduate within the first six years.

Duplication: ASU, MUW, and UM offer General Studies degree programs.

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- g. *University of Mississippi* requests permission to offer the *Bachelor of Business Administration* in *General Business* degree.

CIP: 52.0101

Hours to Degree: 120 credit hours

State Need: According to the Mississippi Labor Market Information website, there is a projected 212,040 jobs in Office and Administrative Support Occupations by 2018, higher than Sales (159,650), Production (133,830), and Management (74,020). The General Business major will be a better fit for all of these jobs whereas our specialized degrees would best fit one area. In addition, the Bureau of Labor Statistics shows Trade, Transportation, and Utilities with the highest non-farm employment numbers in Mississippi in December, 2013, followed by Manufacturing with 12.9 % in Mississippi, according to the US Census statistics.

Employment: The General Business degree would be good preparation to work in Trade, Transportation, and Utilities and Manufacturing, the top two employment drivers for the state. Overall, the General Business major would allow graduates to work in all non-farm industries with less application only in the education and healthcare industries.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 2,856 students is projected to enroll with a total of 1,039 students expected to graduate within the first six years.

Duplication: ASU, JSU, MSU, MUW, MVSU, and USM offer Business Administration degrees.

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- h. *University of Mississippi* requests permission to offer the *Bachelor of Arts* in *Arabic* degree.

CIP: 16.1101

Hours to Degree: 120 credit hours

State Need: As the state continues to attract international business and various companies within the state continue to secure governmental funding associated with national defense industries, it is important that the community and our graduates have an understanding of other cultures (including those in the Middle East, where Arabic is spoken); that they develop a global perspective; and that they equip themselves with strong foreign language skills. Like its currently-operating Chinese Flagship program, an Arabic flagship program would be funded by the Department of Defense and bring with it significant operating and faculty resources as well as indirect costs to the university. Arabic programs across the country have a propensity for attracting federal funds and defense dollars.

Employment: Strong linguistic skills are transferable to the marketplace and will help prepare students for productive careers in the state in a variety of occupations in management and related professional occupations, which are close to one-third of the state economy.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 291 students is projected to enroll with a total of 81 students expected to graduate within the first six years.

Duplication: No other university within the system offers a BA in Arabic degree.

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- i. *University of Mississippi* requests permission to offer the *Bachelor of Arts* in *Sports Management and Recreation Administration (BASMRA)* degree.

CIP: 31.0504

Hours to Degree: 124 credit hours

State Need: Mississippi and the southeast region are high-growth areas with diverse segments in sport and recreation. The need for professionals educated and prepared to assume management/administration positions in the sport tourism industry, amateur and participation sports and spectator sports is increasing. The average annual growth rate, reported by the Bureau of Labor Statistics (2014), for occupations associated with umpires, referees and other sport officials is 8 percent, coaches and scouts is 15%, recreation workers 14%, and recreational therapists, 14%. Forbes™ indicated that the sports industry growth will accelerate at a 5% growth through at least 2018.

Employment: Many Mississippi cities have fast growing sport tourism opportunities after building “Sportplexes” including Oxford FNC Park & Snowden Grove Park, Southaven, Tupelo Aquatic Center, and Citizen and Visitor Bureau. These sport authorities are tasked with bringing lucrative sport tournaments to cities and communities. Each agency will need to employ administrative, supervisory and direct-service/leadership personnel with the knowledge and skills necessary to offer quality experiences to the participants and customers.

Funding: The program will be supported through existing funds and tuition revenue.

Enrollment: An estimate of 1,290 students is projected to enroll with a total of 370 students expected to graduate within the first six years.

Duplication: ASU, JSU, and USM offer similar degree programs.

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- j. *University of Mississippi* requests permission to offer the *Doctor of Philosophy* in *Nutrition and Hospitality Management* degree.

CIP: 52.0901

Hours to Degree: 66 credit hours

State Need: In Mississippi, registered dietitians work in hospitals and residential care facilities, schools, public health facilities, and private practice. Nutritionists are found in educational and research settings such as universities, community colleges, and the UM Medical Center. With the prevalence of obesity, diabetes, hypertension, and heart disease in Mississippi, and with the prevalence of aging baby boomers, having strong degree programs that train graduate students to be professors for future registered dietitians is vital for the health and welfare of our state. The hospitality industry is the largest and fastest growing industry in the world. It is also the fourth largest private sector employer in the state of Mississippi, accounting for 84,345 direct jobs and an additional 34,555 indirect jobs. Annual direct payroll income for travel and tourism employees was \$1.84 billion. Travel and Tourism produced \$459 million in state tax revenues and \$170 million in city/county tax revenues from visitor spending and other revenue sources, a combined \$629 million.

Employment: According to the U.S. Department of Labor Occupational Outlook Handbook, dietitians and nutritionists held about 67,400 jobs in 2012, and employment of dietitians and nutritionists is expected to grow faster than the average for all occupations through 2022 as a result of increasing emphasis on disease prevention through improved dietary habits. A growing and aging population will boost the demand for meals and nutritional counseling in hospitals, residential care facilities, schools, prisons, community health programs, and home health care agencies. Public interest in nutrition and increased emphasis on health education will spur demand, especially in management. Corresponding figures are found for post-secondary teachers and researchers. They held about 1,267,700 jobs in 2012, and employment of post-secondary teachers and researchers is expected to grow faster than the average for all occupations through 2022.

Funding: No additional funding, faculty, or space is requested.

Enrollment: An estimate of 24 students is projected to enroll with a total of 9 students expected to graduate within the first six years.

Duplication: No other university offers a PhD in Hospitality Management.

STAFF RECOMMENDATION: Board staff recommends approval of items a-j.

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1. SYSTEM- REQUESTS FOR APPROVAL OF TUITION RATES FY 2016

Agenda Item Request: Approval is requested for the required 30-day review period for the tuition rates effective FY 2016.

Additional information will be submitted to the Board under separate cover.

Staff Recommendation: *Based on Board Policy 702.04C – Consideration of Requests: Requests to establish tuition, and room and board charges shall not be considered until at least thirty days after they have been submitted to provide an opportunity for review by the Board and the Commissioner. The Board reserves the right to waive the thirty-day review requirement during periods of extreme time constraint.*

Staff recommends approval of the proposed FY 2016 tuition rates for first approval.

2. SYSTEM – REQUESTS FOR APPROVAL OF ROOM AND BOARD RATES

Agenda Item Request: Approval is requested for the 30-day review period for the multi-year increases in room and board rates at all institutions effective beginning fiscal year 2016. Retroactive approval for FY 2015 room rates for Delta State University is also requested.

Additional analysis and information will be provided to the Board under separate cover.

Staff Recommendation: *Based on Board Policy 702.04C – Consideration of Requests: Requests to establish tuition, and room and board charges shall not be considered until at least thirty days after they have been submitted to provide an opportunity for review by the Board and the Commissioner. The Board reserves the right to waive the thirty-day review requirement during periods of extreme time constraint.*

Staff recommends Board approval for the thirty-day review of the proposed multi-year housing and board (food) rate adjustments beginning for fiscal year 2016 and retroactive FY 2015 room rates for Delta State University.

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3. ASU- REQUESTS APPROVAL OF THE RESIDENCY AND OUT OF STATE TUITION WAIVER POLICY

Purpose: Alcorn State University is requesting approval to authorize and define the criteria for granting waivers of out-of-state tuition to ASU students. More specifically, this policy will be implemented to include out-of-state tuition waivers as recently authorized effective July 1, 2012 through the amendment to Miss. Code Ann. §37-103-25(3).

Authority and Effective Date: This Policy reflects, and shall be construed in conformity with, the Policies and Bylaws of the Board of Trustees of State Institutions of Higher Learning and with Mississippi statutory law, including Miss. Code Ann. §37-103-25, as amended. This Policy shall be effective upon approval by the Board and ASU with individual waivers becoming applicable as of the date approved by the ASU President, unless a later time is indicated below.

New Out of State Waiver Policy: ASU is proposing to offer a single flat tuition rate for all resident and nonresident students. Non- resident student have historically represented less than 15% of the student population and are generally student athletes, children of alumni, and students from bordering states. Some of these students, mostly athletes, are awarded non- resident tuition waivers. Alcorn State would like to adapt its recruiting strategies by recruiting more non-resident students. Price is an important factor in a non-resident student's decision to attend Alcorn State. Student and their parents will increasingly seek out quality higher education experiences at more affordable prices. Alcorn can capture some of that market by waiving the total non-resident surcharge it currently charges.

Financial Impact: The following chart is a summary of ASU's resident and non-resident student FTE enrollment information and the percent of non-resident students for the last four years. The 466 students shown in the table for Fall 2014, generate approximately 4 million dollars in non-resident surcharge revenue each year. ASU collects approximately 2.5 million of this revenue. The remaining balance is waived under the current waiver policies. ASU estimates it would need to enroll an additional 170 students to offset the loss in the collected non-resident revenue. ASU plans to aggressively seek the bordering states for students to acquire these additional students and more.

Alcorn State proposes to begin waiving the non-resident surcharge effective with the Fall 2015 academic term and will be charging a single, flat-rate tuition for all students

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regardless of residency and classification. The policy will be applicable to all current and future graduate and undergraduate non-resident students.

ASU estimates an additional \$5,262,600 of tuition revenue over a five year period under this new waiver structure. The new structure could conservatively bring an additional 350 non- resident students to Alcorn by the FY 2018-19.

Alcorn State University Non Resident Surcharge Analysis						
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>		
Revenue	\$ 3,128,395	3,614,009	4,013,425	3,995,038		
Waivers	973,184	1,329,270	1,048,027	1,432,005		
Collected Cash	\$ 2,155,211	2,284,739	2,965,398	2,563,033		
Nonresident students	464	493	473	466		
Resident students	2,999	2,962	2,860	2,688		
Percentage nonresidents	13.40%	14.27%	14.19%	14.77%		
Tuition, Room and Board					\$15,036	
Addition students needed to collect 2.5 million lost in collections					170	
Projected Additional Student FTE	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	5-Year Total
	125	75	50	50	50	350
Projected Revenue from New Non-Resident Students	\$ 1,879,500	1,127,700	751,800	751,800	751,800	5,262,600

Staff Recommendation: Board staff recommends approval of this item.

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4. JSU – PRESENTATION OF FINANCIAL OVERVIEW AND POTENTIAL REAL ESTATE TRANSACTION

Jackson State University will present an overview of the university's financial condition for the purpose of discussing a potential real estate transaction. The presentation will discuss the most recent operating results and trends for the university along with prospective operating plans.

5. UM- REQUESTS APPROVAL TO INITIATE BOND PROCESS TO ISSUE EDUCATIONAL BUILDING CORPORATION BONDS NOT TO EXCEED \$50 MILLION FOR CONSTRUCTION OF A RESIDENCE HALL, ATHLETICS PROJECTS, AND PURCHASING A PARKING GARAGE AND FOR APPROVAL BOND COUNSEL, SENIOR UNDERWRITER, AND FINANCIAL ADVISOR

Agenda Item Request: The University of Mississippi (UM) requests approval to issue, through the University of Mississippi Educational Building Corporation (UMEBC), up to a maximum aggregate principal amount of \$50 million, long-term fixed rate bonds for the purpose of constructing a residence hall, expanding and improving Vaught-Hemingway Stadium, purchasing the newly constructed parking facility from the Ole Miss Athletic Foundation, and paying for issuance costs.

UM also requests approval of **Bond Counsel** – Butler Snow, LLP

Following are the other professionals:

Underwriters – Raymond James & Associates, Inc.

Financial Advisor – First Southwest

History: The Northgate Residence Hall project was initiated with IHL in February, 2014. In May, 2014, the project budget was revised to \$20,500,000. Funding for this project will come from student housing R&R reserves of \$1.5 million and the remainder, not to exceed \$19.5 million, from UMEBC proceeds.

The Vaught-Hemingway Stadium South End Zone expansion and improvement project was initiated with IHL in August, 2014. A budget revision is pending on the November, 2014, agenda to adjust the budget to \$14,992,273. Funding for this project will come from an estimated \$4.4 to \$5.4 million of project cash to be received from deposits and pledges throughout construction and the remainder, between \$9.6 and \$10.6 million, from UMEBC proceeds. The UMEBC coupons for this project will be 100% taxable.

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The University also intends to purchase the parking facility from the Ole Miss Athletic Foundation for \$16.5 million. Funding for this project will come from \$1.5 million of parking and transportation auxiliary R&R reserves and \$15 million of UMEBC bond proceeds.

Purpose: The purpose is to initiate the bond process for an anticipated bond issue with a par value not to exceed \$50 million. According to the Financial Advisor’s report dated September 9, 2014, the current expected uses of the bond proceeds are in the table below. These are estimates and subject to change.

Project	Bond Type	Other Funds	EBC Proceeds	Total Project Cost
Northgate Residence Hall	Non-Taxable	\$ 3,000,000	\$ 17,500,000	\$ 20,500,000
South End Zone	Taxable	4,400,000	10,592,273	14,992,273
Parking Facility Purchase	Non-Taxable	1,500,000	15,000,000	16,500,000
Delivery Expenses			514,105	514,105
Other Uses			1,842,510	1,842,510
		\$ 8,900,000	\$ 45,448,888	\$ 54,348,888

Specific Type of Contract: Long-term bonds

Scope of Work: The bond issue includes funds for construction of an Endzone, Parking Garage facility and Residence Hall. **First Southwest** is the financial advisor. Bond Counsel is **Bulter Snow, LLP**, and the lead underwriter is **Raymond James & Associates, Inc.**

Bond Counsel fees will be \$1.90 per \$1000 of bonds issued for fixed rate bonds.

Term of Contract: Long-term bonds will be issued with maturities up to 30 years.

Termination Options: The bond issue documents contain redemption provisions which can be used in case of market changes.

Contract Amount: UM will issue up to a maximum of \$50 million par value in fixed rate bonds. Based on the Financial Advisor’s report dated October 17, 2014, the proposed debt amortization will have will have an average annual debt payment of \$2.7 million at a true interest cost of 3.698 percent. The analysis provided by the Financial Advisor assumes that potentially \$10.385 million may be issued as taxable bonds for the South Endzone Improvements.

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Funding Source for Contract: Debt payments will be serviced by revenue from various sources. For the parking garage, debt payments will be serviced from parking revenue and payments from the Athletic auxiliary. For the South Endzone project, debt payments will be serviced from Capital Gift Agreements and Priority Seating Annual Donations. For the Northgate Residence Hall, debt payments will be serviced from student housing fees of the project.

STAFF RECOMMENDATION: *Based on Board Policy 906 – Educational 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. The request must state the institution’s intent, justify the need for the project and give an estimate of the total construction budget. The request must also include naming the design professionals, bond counsel and senior underwriter(s) selected by the board of the educational building corporation.*

Following the Board’s approval of the project initiation, the institution shall return to the Board at a subsequent meeting and present a resolution for Board approval granting permission for issuing bonds or other forms of debt obligations for the specific project and for approval of the following documents: the lease, the ground lease, the preliminary official statement (if required for the type of debt issued), the trust indenture, the continuing disclosure agreement (if required for the type of debt to be issued) and the bond purchase agreement or dealer agreement, as applicable.

The University is requesting that the Board receive the financial advisors report and approve the bond project initiation, bond counsel, and senior underwriter. Additionally, the University requests that the Board approve the bond resolution and waive the subsequent meeting requirement. This agreement has been reviewed and approved by the Attorney General’s Office. Board staff recommends approval of this item.

6. UMMC- REQUESTS APPROVAL OF AMENDMENT TO LEASE AGREEMENT

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests an amendment to the lease for The Meridian at Fondren allow the use of Subcontractor Default Insurance (SDI) in place of performance bonds on major subcontractors.

Contractor’s Legal Name: The Meridian at Fondren, LLC

History of Contract: The IHL Board approved the lease for The Meridian at Fondren, LLC on May 15, 2014. This mixed use development is located on UMMC’s campus. The purpose of this amendment is to revise the lease to permit the developer, SKD

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Development, LLC, to use SDI as an alternative to the payment and performance bond required in Section 4(b) of the lease for the subcontractors.

Specific type of contract: Lease Amendment.

Purpose: To amend the lease to allow the developer to use a substitute form of insurance bond for the subcontractors. The amendment will allow the performance bond requirement for the major subcontractors to be substituted for SDI which will permit the performance of the major subcontractors to be “insured” by the use of the general contractor’s subcontractor default insurance. UMMC has communicated that the general contractor and the developers maintain that the use of SDI in lieu of subcontractor performance bonds would enhance the odds of smooth project delivery and save the project significant money, and that the lease should be amended because the benefits afforded by the SDI outweigh the loss of any remedy afforded by the use of performance bonds.

SDI is an insurance policy under which the general contractor is the named insured, and UMMC would have no coverage or claim rights. In the event of a subcontractor insolvency or “default of performance,” the policy is designed to indemnify the general contractor (subject to a \$500,000 deductible) for costs and expenses of curing the default.

UMMC is being asked to give up its position as a joint obligee under the currently required subcontractor performance bonds in exchange for whatever benefits SDI might bring to the project general contractor and developer.

Scope of Work: N/A

Term of contract: Same as original lease. A forty year (40) ground lease with the option of two (2) twenty (20) year renewal terms. The first renewal term is at the option of The Meridian; the second renewal term is at the option of UMMC.

Termination Options: Same as original lease

Contract Amount: The contract amount is unchanged. The estimated revenue to be earned under the ground lease agreement is approximately \$9,480,140 before any deductions for credits for environmental hazards and geotechnical testing of an amount up to \$57,500.

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Funding Source for Contract: The funding source is unchanged. This is a revenue lease agreement.

Contractor Selection Process: N/A – amendment to an existing lease.

Staff Recommendation: The Amendment to the Lease Agreement is not prohibited by law and Attorney General's Office recommends the Amendment for the Board's consideration. Board staff recommends for the Board's consideration.

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1. UMMC - APPROVAL TO SETTLE TORT CLAIM

The University of Mississippi Medical Center is seeking Board approval for settlement for Tort Claim number 1647.

2. UMMC - APPROVAL TO SETTLE TORT CLAIM

The University of Mississippi Medical Center is seeking Board approval for settlement for Tort Claim number 1977.

3. UMMC – APPROVAL TO SETTLE TORT CLAIM

The University of Mississippi Medical Center is seeking Board approval for settlement for Tort Claim number 1982.

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1. **SYSTEM – APPROVAL OF DATES AND LOCATIONS FOR JANUARY THROUGH DECEMBER 2015 BOARD MEETINGS**

Thursday, January 22, 2015	Board Office
Thursday, February 19, 2015	Board Office
Thursday, March 19, 2015	Board Office
Thursday, April 16, 2015	Board Office
Thursday, May 21, 2015	Board Office
Thursday, June 18, 2015	Board Office
Thursday, July 16, 2015	Subject to Call
Thursday, August 20, 2015	Board Office
Thursday, September 17, 2015	(Board Retreat)
Thursday, October 15, 2015	Delta State University
Thursday, November 19, 2015	Mississippi State University
Thursday, December 17, 2015	Subject to Call

Staff recommendation: Board staff recommends approval of this item.

INFORMATION AGENDAS

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
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1. SYSTEM – THE INSTITUTIONS BELOW ARE OFFERING THE EXISTING ACADEMIC PROGRAMS ONLINE TO EXPAND STUDENT ACCESS BY PROVIDING AN ALTERNATIVE PROGRAM DELIVERY METHOD TO TRADITIONAL CLASSROOM INSTRUCTION.

- a. *Jackson State University* is offering the *Bachelor of Science in Health Care Administration*
- b. *Jackson State University* is offering the *Master of Science in Education - Reading*
- c. *Jackson State University* is offering the *Master of Science in Sport Science*
- d. *Jackson State University* is offering the *Education Specialist in Education*
- e. *Mississippi Valley State University* is offering the *Bachelor of Science in Early Childhood Education*
- f. *University of Mississippi* is offering the *Master of Criminal Justice*
- g. *University of Southern Mississippi* is offering the *Bachelor of Science in Business Administration*
- h. *University of Southern Mississippi* is offering the *Master of Business Administration*

2. SYSTEM - ANNUAL REPORT ON INSTITUTIONAL ACCREDITATION

In accordance with Board Policy 508 (2): Accreditation Procedures “*The Commissioner of Higher Education shall report to the Board at least annually, through its Academic Affairs Committee, on each accreditation visit or change in accreditation status of each university,*” the table below summarizes system accreditation activity for the period beginning July 1, 2013 and ending June 30, 2014.

Institution/Area	Accreditation Agency	Date of Visit or Notification of Status Change	Reason for Visit or Status Change	Institutional Action	Accreditation Agency Action
Alcorn State University					
School of Arts and Sciences Department of Fine Arts Bachelor of Music	National Association of Schools of Music (NASM)	September 2013	Continuing Accreditation	Received Visitor’s Report December 2013; Sent “Optional Response” to Visitor’s Report April 2014	Committee Visit (Second Progress Report requested by May 1, 2015)

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Institution/Area	Accreditation Agency	Date of Visit or Notification of Status Change	Reason for Visit or Status Change	Institutional Action	Accreditation Agency Action
School of Nursing Department of Associate Degree Nursing (ADN)	Mississippi Institutions of Higher Learning (IHL)	May 2014	Continuing Accreditation	Submitted Performance Improvement Plan June 30, 2014	Performance Improvement Plan requested by June 30, 2014
Delta State University					
Institution	Southern Association of Colleges and Schools Commission on Colleges (SACSCOC)	April 8-10, 2014	Continuing Accreditation	Response Due by September 2014	Results Pending
Bachelor of Commercial Aviation (BCA)	Aviation Accreditation Board International (AABI)	May 6, 2014	Formal receipt of application for accreditation	Self-Study Submitted May 2014	Site Visit Fall 2014
College of Education and Human Sciences Teacher Education Program	Mississippi Department of Education (MDE)	September 6, 2013	Continue to meet requirements as per MDE Annual Process and Performance Review	No action	All standards were fully met; no additional reporting required before next affirmation
Division of Family and Consumer Sciences Coordinated Program in Nutrition and Dietetics	Accreditation Council for Education in Nutrition and Dietetics (ACEND)	May 1, 2014	Notification of Probationary Status	Development of Plan of Action in progress; Due November 1, 2014	Approved accreditation through 2015 (Probation in effect Spring 2014)
Jackson State University					
College of Public Service School of Health Sciences Public Health (MPH, DrPH)	Council on Education of Public Health (CEPH)	October 2013	Continuing Accreditation	Submitted Self Study Report September 2013; Program Response to Site Visit Team Questions April 2014	Continuing Accreditation through July 2021
College of Public Service School of Health Sciences Communicative Disorders (MS)	American Speech-Language-Hearing Association,(ASHA)	May 2014	Continuing Accreditation	Reaffirmation Application Submitted February 2014; Department Response to Initial Observations Due by October 2014	Sent Initial Observations to Department May 2014; Visit scheduled Nov 2014; final accreditation decision will be announced Feb 2015
College of Public Service School of Public Service Urban and Regional Planning (MS, PhD)	Planning Accreditation Board (PAB)	March 2014	Continuing Accreditation	Submitted Self Study Report January 2014; Submitted Response to Site Visit Report - April 2014	Additional Information requested March 2014 (Results Pending meeting in November 2014 with PAB members)
College of Science, Engineering, and Technology Mathematics Education (BSED)	National Council for Accreditation of Teacher Education (NCATE)	January 2014	Continuing Accreditation	Response to Conditions Report	Accredited through August 2014; new decision pending
Mississippi State University					
College of Agriculture and Life Sciences Department of Landscape Architecture Master's in Landscape Architecture degree	Landscape Architecture Accreditation Board (LAAB)	April 6 - April 9, 2014	Continuing Accreditation	Six-year accreditation cycle – submit annual accreditation status/progress reports on-line	Results Pending (anticipate results in August 2014)

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Institution/Area	Accreditation Agency	Date of Visit or Notification of Status Change	Reason for Visit or Status Change	Institutional Action	Accreditation Agency Action
College of Agriculture and Life Sciences Department of Food Science, Nutrition, and Health Promotion Bachelor of Science in Food Science degree program	Institute of Food Technologists (IFT)	December 2013	Continuing Accreditation	Five-year accreditation	Accreditation Approved for 5 years (2014 - 2019)
College of Education Educational Psychology, School Psychology Concentration	American Psychological Association (APA)	April 2014	Continuing Accreditation	Three - seven year accreditation	Results Pending
College of Education Counselor Education	Council for Accreditation of Counseling & Related Educational Programs (CACREP)	October 2013	Continuing Accreditation	Two-year accreditation Progress Report due October 2015 to address concerns	Continuing Accreditation through March 2016
College of Architecture, Art, and Design	Council for Interior Design Accreditation (CIDA)	July 30, 2013	Continuing Accreditation	Periodic Report	Approved Accreditation through Academic Year 2018-2019
College of Architecture, Art, and Design	National Association of Schools of Art and Design (NASAD)	November 8, 2013	Continuing Accreditation	Periodic Report	Approved Accreditation through Academic Year 2022-2023
Meridian Campus – Division of Arts and Sciences	Council on Social Work Education (CSWE)	September 2013	Continuing Accreditation	Reaccreditation Self-Study and on-site visit	Continuing Accreditation through 2023
Mississippi University for Women					
Department of Music BA, BM in Music	National Association of Schools of Music (NASM)	April 2014	Continuing Accreditation	Submit Optional Response to On-site Visitors' Report by October 2014	Results pending - Final decision to be made November 2014 after submission of Optional Response
Department of Education College of Education and Human Sciences MUW Educator Preparation Programs	National Council for the Accreditation of Teacher Education (NCATE) (now Council for Accreditation of Educator Preparation (CAEP))	Annually	Continuing Accreditation	Written Rejoinder Submitted in response to two areas for improvement (November 2012 visit)	Continuing Accreditation Fully accredited until next visit in 2019 Annual Written Reports Required
College of Nursing and Speech-Language Pathology Department of Graduate Nursing Doctor of Nursing Practice (DNP)	Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) MS Institutions of Higher Learning (IHL) Commission on Collegiate Nursing Education (CCNE)	December 2013 Spring 2014	Continued Accreditation for new doctoral program (DNP)	Follow-up Report due September 5, 2014 (submitted) Annual Compliance Report	Continued Accreditation (Initial Accreditation May 2012) (Site Visit September 2015)

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Institution/Area	Accreditation Agency	Date of Visit or Notification of Status Change	Reason for Visit or Status Change	Institutional Action	Accreditation Agency Action
College of Nursing and Speech-Language Pathology Department of Graduate Nursing Master of Science in Nursing program	MS Institutions of Higher Learning (IHL) Commission on Collegiate Nursing Education (CCNE)	Spring 2014	Continuing Accreditation (full compliance)	Routine Annual Ongoing Compliance Report (October 2013) Routine Annual Ongoing Compliance Report	Ongoing Full Accreditation Ongoing Full Accreditation for the maximum period allowed – 10 years (Next visit - Spring 2020)
Department of Speech-Language Pathology Master of Science in Speech-Language Pathology	Council of Academic Accreditation (CAA)	Annually	Continuing Accreditation (full compliance)	Routine Annual Ongoing Compliance Report	Ongoing Full Accreditation for the maximum period allowed (Spring 2019)
Department of Baccalaureate Nursing Bachelor of Science in Nursing Program	MS Institutions of Higher Learning, Board of Trustees (IHL) Commission on Collegiate Nursing Education (CCNE)	Spring 2014	Continuing Accreditation (full compliance)	Routine Annual Ongoing Compliance Report (October 2013) Routine Annual Ongoing Compliance Report	Ongoing Full Accreditation Ongoing Full Accreditation for maximum period allowed - 10 years (Next visit – Spring 2020)
Department of Associate Nursing Associate of Science in Nursing Program	MS Institutions of Higher Learning, Board of Trustees (IHL) Accrediting Commission for Education in Nursing (ACEN)	Spring 2014 2013	Continuing Accreditation (full compliance)	Routine Annual Ongoing Compliance Report (October 2013) Routine Annual Ongoing Compliance	Ongoing Full Accreditation Ongoing Full Accreditation for maximum period allowed - 8 years (Next visit - Fall 2021)
College of Business and Professional Studies Department of Business Bachelor of Science in Accounting Bachelor of Science in Business Administration	Accreditation Council for Business Schools and Programs (ACBSP)	February 2014	Continuing Accreditation	Interim Quality Assurance (QA) Report Submitted (site visit Jan 2010; reaccredited with single condition May 2010; condition removed as part of Feb 2012 QA Report)	No additional reporting required until next Quality Assurance Report – February 2016 Continuing Accreditation for the maximum period allowed - 10 years (Next visit – 2020)
Institution	Southern Association of Colleges and Schools Commission on Colleges (SACSCOC)	March 2014	10-Year Reaffirmation	Follow-up Report due by September 1, 2014	Agency Action scheduled for December 2014
Mississippi Valley State University					
Accounting (BS)	Accreditation Council for Business Schools and Programs (ACBSP)	November 2013	Quality Assurance Report Review resulting in probation	Quality Assurance Report due September 15, 2014	Reaffirmation scheduled for 2018
Business Administration (BS)	Accreditation Council for Business Schools and Programs (ACBSP)	November 2013	Quality Assurance Report Review resulting in probation	Quality Assurance Report due September 15, 2014	Reaffirmation scheduled for 2018

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Institution/Area	Accreditation Agency	Date of Visit or Notification of Status Change	Reason for Visit or Status Change	Institutional Action	Accreditation Agency Action
Business Administration (MBA)	Accreditation Council for Business Schools and Programs (ACBSP)	November 2013	Quality Assurance Report Review resulting in probation	Quality Assurance Report due September 15, 2014	Reaffirmation scheduled for 2018
Early Childhood Education (BS)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional Report	Site Visit November 2014
Elementary Education (BS)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional Report	Site Visit November 2014
Elementary Education (MS)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional Report	Site Visit November 2014
Special Education (MS)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional Report	Site Visit November 2014
Master of Arts in Teaching (MAT)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional Report	Site Visit November 2014
English Education (BSEd)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional and SPA Reports	Site Visit November 2014
Health, Physical Education and Recreation-Teaching (BSEd)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional and SPA Reports	Site Visit November 2014
Music Education (BMed)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional and SPA Reports	Site Visit November 2014
Mathematics Education (BSEd)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Institutional and SPA Reports	Site Visit November 2014
Environmental Health (MS)	National Environmental Health Sciences and Protection Accreditation Council (NEHSPAC)	June 2014	Continuing Accreditation	Rejoinder	Approved Accreditation through 2017
Science Education (BSEd)	National Council for Accreditation of Teacher Education (NCATE)	March 2014	Continuing Accreditation	Progress Report	

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University of Mississippi					
College of Liberal Arts Department of Chemistry and Biochemistry (BS)	American Chemical Society	July 11, 2013	Continuing Accreditation	No Action Needed	Continued Approval Next full review - 2017
School of Law	American Bar Association (ABA)	January 2014		Follow-up Report Submitted for 2012 Visit	Found Acceptable by ABA - January 2014 Next visit 2019
School of Applied Sciences Department of Nutrition and Hospitality Management	Accreditation Council for Education in Nutrition and Dietetics (ASCEND) Academy of Nutrition and Dietetics	January 2014 April 2014	In Candidacy for Accreditation+	Self-Study Submitted to ASCEND Initial Site Visit (Follow-up Response sent forward July 23, 2014)	Pending Vote by ASCEND BOD in 2015
University of Mississippi Medical Center					
School of Medicine	Liaison Committee on Medical Education (LCME)	November 2013	Monitoring Report	Submitted Monitoring Report	No additional monitoring; Continued Accreditation through AY 2019-2020
School of Health Related Professions Health Informatics and Information Management (BS)	Commission on Accreditation for Health Informatics and Information Management Education (CAHIIM)	Annually	Continuing Accreditation	Submitted Annual Report	Continued Accreditation through 2015
School of Health Related Professions Radiologic Sciences (BS)	Joint Review Committee on Education in Radiologic Technology (JRCERT)	January 2014	Continuing Accreditation	Submitted Self-Study	Accepted Self-Study Scheduled site visit October 9-10, 2014 Continued Accreditation through 2014
School of Health Related Professions Nuclear Medicine Technology (Certificate)	Joint Review Committee on Educational Programs in Nuclear Medicine Technology (JRCNMT)	July 2013	Continuing Accreditation	Submitted Self-Study	Accepted Self-Study Site Visit conducted Continued Accreditation through 2018
School of Health Related Professions Master of Health Informatics and Information Management, Health Informatics Track	Commission on Accreditation for Health Informatics and Information Management Education (CAHIIM)	2013	In Candidacy for Accreditation	Submitted initial candidacy fee and preliminary documentation (New program 2012)	Accepted into Candidacy (Initial site visit anticipated 2015)
School of Health Related Professions Master of Occupational Therapy	Accreditation Council for Occupational Therapy Education (ACOTE)	April 2014	Continuing Accreditation	Submitted Self Study January 2014 (Hosted Site Visit April 28-30, 2014)	Accepted Self-Study Report and Conducted Site Visit; On-Site Team Exit Report did not include any deficiencies Final Accreditation Award Notification in Progress/Pending Board Review August 2014; Continued Accreditation through 2014

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University of Southern Mississippi					
Concurrent Academic Progression in Nursing Pathway (CAPINP – RN-BSN option)	Mississippi Institutions of Higher Learning – Nursing Education (MS IHL)	July 19, 2013	Program Implementation	Submitted updated admission and progression requirement policy for the CAPINP	Program may be implemented for Fall 2013
Education (Educational Administration and Supervision) EdD/PhD Education (Educational Administration and Supervision) EdS Educational Administration and Supervision MEd	Educational Leadership Constituent Council (ELCC) Council for the Accreditation of Educator Preparation (CAEP) – SPA (Specialized Professional Associations)	August 1, 2013	Response to a Response to Conditions Report	To retain recognition, another program report must be submitted three years in advance of the next scheduled accreditation visit	These programs are Nationally Recognized through the semester and year of the institution's next NCATE accreditation decision in seven years (2019)
English (Licensure) BA	National Council of Teachers of English (NCTE) Council for the Accreditation of Educator Preparation (CAEP) - SPA	August 1, 2013	Response to a Response to Conditions Report	To retain recognition, another program report must be submitted three years in advance of the next scheduled accreditation visit	This program is Nationally Recognized through the semester and year of the institution's next NCATE accreditation decision in seven years (2019)
Human Performance (K-12 Physical Education Licensure) BS	National Association for Sport and Physical Education (NASPE) Council for the Accreditation of Educator Preparation (CAEP) – SPA (Specialized Professional Associations)	August 1, 2013	Response to a Revised Report	Institution may submit a new, complete program report and initiate a new program review	This program is not Nationally Recognized
Mathematics (Licensure) BS	National Council of Teachers of Mathematics (NCTM) Council for the Accreditation of Educator Preparation (CAEP) - SPA	August 1, 2013	Response to a Response to Conditions Report	Submitted a report addressing the conditions on March 15, 2014	This program is Nationally Recognized with Conditions
Special Education BS	Council for Exceptional Children (CEC) Council for the Accreditation of Educator Preparation (CAEP) - SPA	August 1, 2013	Response to a Response to Conditions Report	Submitted a report addressing the conditions on March 15, 2014	This program is Nationally Recognized with Conditions
Nursing BSN at Meridian Instructional Site	Southern Association of Colleges and Schools Commission on Colleges (SACSCOC)	August 1, 2013	Program Closure	No further information is required	Approved the closure of the BSN degree program at Meridian Community College, effectively closing the site

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Dance (Dance Education) BFA Dance (Performance and Choreography) BFA	National Association of Schools of Dance (NASD)	October 4, 2013	Continuing Accreditation	Program is to submit a Progress Report on August 15, 2014	Voted to Accept the Response and continue the institution in good standing. Next full review - 2021-2022
Psychology (Counseling) PhD	American Psychological Association (APA) Commission on Accreditation (CoA)	November 7-8, 2013 April 25, 2014	Continuing Accreditation	Program is asked to submit a Narrative Response on September 2, 2014	Voted to Award Accreditation to this program Next accreditation site visit - 2020
Art BFA Art BA	National Association of Schools of Art and Design (NASAD)	November 8, 2013	Continuing Accreditation	No action is required	Voted to Grant a Third-Year Postponement of the next accreditation review until the 2014-2015 academic year
Professional Education Unit	Mississippi Department of Education (MDE)	February 18, 2014	Continuing State Department of Education Annual Process and Performance Review	No additional action required at this time	Unit met all Standards in the 2013 Annual Report Verification Form
Social Work BSW Social Work MSW	Council on Social Work Education (CSWE) Council on Accreditation (COA)	February 25-27, 2014 June 7, 2014	Continuing Accreditation	Program is to submit a Progress Report on April 1, 2015	Voted to Reaffirm the Accreditation of the program for 8 years, ending in June 2022, with a Progress Report to be reviewed by the COA
Theatre BA Theatre BFA Theatre MFA	National Association of Schools of Theatre (NAST)	April 17, 2014	Continuing Accreditation	No action is required	Voted to Accept the Response and continue the institution in good standing Next full review - 2021-2022
Human Performance (Kinesiotherapy) BS	Committee on Accreditation of Education Programs for Kinesiotherapy (CoA-KT)	May 1-2, 2014	Continuing Accreditation	Awaiting official notification	Site visit team provided an Initial Report for review

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3. ANNUAL REPORT OF WINNERS OF THE HALBROOK AWARDS FOR ACADEMIC ACHIEVEMENT AMONG ATHLETES FOR 2013-2014

David C. Halbrook Awards for Academic Achievement Among Athletes^a			
Public University Division – Men		University of Southern Mississippi	
Public University Division – Women		Mississippi State University	
Independent College/University Division Overall		Blue Mountain College	
Community and Junior College Division Overall		Hinds Community College	
John C. and Ernestine McCall Halbrook Improvement Award^b		Blue Mountain College	
David M. Halbrook Certificate Award for Academic Achievement Among Athletes^c			
	Institution	Male Recipient	Female Recipient
Public Division	Alcorn State University	Arlen Sims	Kersten Vanem
	Delta State University	Jordan Chovanec	Annalee Pierce
	Jackson State University	Samuel Rhoads	Dinesh Harshini Reddy
	Mississippi State University	Malte Stropp	Elisabeth Sullivan
	Mississippi Valley State University	Daniel Kibet	Joyce Chumo
	University of Mississippi	Tyler Campbell	Caroline Rohde-Moe
	University of Southern Mississippi	Richard Collingwood	Mackenzie Sher
Independent Division	Belhaven University	Julian Vanegas	Presley Stiglets
	Blue Mountain College	Brian McDonnieal	Kati Prince
	Millsaps College	Charles Rees	Caroline McKey
	Mississippi College	Matthew Martin	Macey Lee
	Rust College	Jerry Hatter	Daisy Ogila
	Tougaloo College	Nicolos Jones	Whitney Warnsley
	William Carey University	Jacob Chambliss	Lauren Satcher
Community and Junior College Division	Coahoma Community College	Ray Williams	Antionette Mayfield
	Copiah-Lincoln Community College	Philip Steven Lott	Meghan Lynn Johnson
	East Central Community College	Matthew Tucker	MaKayla Kelly
	East Mississippi Community College	Charles W. Maddox	Corey E. Dawkins
	Hinds Community College	Caleb Upton	Victoria Burnham
	Holmes Community College	Jared Anderson Bailey	Mara Ann Baker
	Itawamba Community College	Taylor Vaughn	Amber L. Frederick
	Jones County Junior College	Sawyer Taylor	Elizabeth Wright
	Meridian Community College	Kevin Millet	Mallory Davis
	Mississippi Delta Community College	Jonathan Danny Springer	Kelli Stevens
	MS Gulf Coast Community College	Travis Fortin	Danielle Craft
	Northeast MS Community College	James Frank Swinney	Holland Alexis Downs
	Northwest MS Community College	Thomas Pugh	Hannah Switzer
	Pearl River Community College	<i>Not Submitted</i>	<i>Not Submitted</i>
Southwest MS Community College	Jackson Wall	Mary M. McLaurin	

^a Trophy award to institution with the highest percentage of graduating student athletes.

^b Cash award to institution with greatest improvement in percentage of student athletes graduating.

^c Certificate awarded to student athletes who have excelled in academics, leadership, and/or service.

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**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE
October 16, 2014 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 until the budget increase is approved by the Board.

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A L C O R N S T A T E U N I V E R S I T Y

1. ASU– GS 101-294 – Utility Infrastructure (Fire Suppression)

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$20,235.46 and zero (0) additional days to the contract of Sullivan Enterprises, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 5, 2014

Change Order Justification: Change Order #1 is necessary to replace 102 corridor surface-mounted lights in Burrus hall with new lights, provide electrical circuit & heat tape in new standpipes in the east & west stairways of Revels Hall that are exposed to outdoor temperatures.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$20,235.46.

Project Initiation Date: March 21, 2013

Design Professional: Atherton Consulting Engineers, Inc.

General Contractor: Sullivan Enterprises, Inc.

Project Budget: \$1,292,079.00

J A C K S O N S T A T E U N I V E R S I T Y

2. JSU– GS 103-277 – Library Envelope Repairs

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,241,000.00 to the apparent low bidder, Coleman Hammons Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 3, 2014

Project Initiation Date: February 20, 2014

Design Professional: Burris/Wagnon Architects, P.A.

General Contractor: Coleman Hammons Construction Company, Inc.

Project Budget: \$1,550,000.00

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MISSISSIPPI STATE UNIVERSITY

3. MSU– GS 105-343 – Lee Hall Renovation

Approval Request #1: Change Order #10

Board staff approved Change Order #10 in the amount of \$324,689.03 and zero (0) additional days to the contract of West Brothers Construction, Inc.. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, October 13, 2014

Change Order Justification: Change Order #10 is necessary to extend the rental of the ADA temporary toilets due to extension of contract time, add window pockets, move mechanical room to simplify the ductwork routing, modify the fourth floor reception area, adjust the finishes, add a door to the workroom, install new light fixtures in some of the offices, change the layout & materials to match the standards being used on new projects, install a fire suppression hood to meet code, add a power panel to support the stage equipment, add a platform to better service the generator, add power as required for various electrical items, repair arched windows due to termites, install obscure film on glass for privacy, replace original wood base, trim and sills due to damage, add mortar bed material needed for the toilet tile floor installation, modify or repair millwork, add door hardware, work required for the protection of the existing fiber optic line, install additional power & data provisions, add extra exterior lighting, add handrails to historic stairs for safety, and adjust the sound levels in the fourth floor conference rooms.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$1,077,070.55.

Project Initiation Date: June 16, 2011

Design Professional: Dale & Associates Architects, P.A.

General Contractor: West Brothers Construction, Inc.

Project Budget: \$20,700,000.00

4. MSU– GS 105-345 (GC 001) – MSU Classroom Building with Parking

Approval Request #1: Change Order #1

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Board staff approved Change Order #1 in the **credit amount** of \$82,402.40 and zero (0) additional days to the contract of Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 15, 2014

Change Order Justification: Change Order #1 is necessary to modify the top of the grate inlet, delete the retaining wall & add waterproofing, and to deduct for smaller electrical site wire, civil storm and parking equipment.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$82,402.40.

Project Initiation Date: August 19, 2010

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: Evan Johnson & Sons Construction, Inc.

Project Budget: \$41,314,339.00

5. MSU– GS 105-345 (GC002) – MSU Classroom Building with Parking (Mechanical)

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$52,316.64 and seven (7) additional days to the contract of Upchurch Plumbing, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 15, 2014

Change Order Justification: Change Order #3 is necessary to add a bypass switch for the sectionalizer, additional section to MSBI with spare breakers to accommodate the secondary pump and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$62,744.60.

Project Initiation Date: August 19, 2010

Design Professional: Belinda Stewart Architects, P. A.

General Contractor: Upchurch Plumbing, Inc.

Project Budget: \$41,314,339.00

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6. MSU – IHL 105-352 – Preplanning Addition to Mitchell Memorial Library

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Foil Wyatt Architects and Planners, PLLC. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Staff Approval Date: APPROVED, August 25, 2014

Project Initiation Date: February 15, 2014

Design Professional: Foil Wyatt Architects and Planners, PLLC

General Contractor: TBD

Project Budget: \$200,000.00

7. MSU – GS 113-130 – Necropsy Renovation

Approval Request #1: Change Order #15

Board staff approved Change Order #15 in the amount of \$2,133.12 and fifty (50) additional days to the contract of T.L. Wallace Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, October 7, 2014

Change Order Justification: Change Order #15 is necessary to furnish & install two stainless steel pedestals around the existing surface-mounted plastic GRC conduit, and additional days for work as indicated herein.

Total Project Change Order and Amount: Fifteen (15) change orders for a total amount of \$870,524.06.

Project Initiation Date: October 21, 2010

Design Professional: Pryor & Morrow Architects and Engineers, P.A.

General Contractor: T.L. Wallace Construction, Inc.

Project Budget: \$12,197,791.22

8. MSU– IHL 205-276 - New Residence Hall North

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Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by The McCarty Company Design Group, P.A.

Staff Approval Date: APPROVED, October 7, 2014

Project Initiation Date: May 15, 2014

Design Professional: The McCarty Company Design Group, P.A.

General Contractor: TBD

Project Budget: \$60,500,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

9. MUW- GS 104-182 – Fant Library Renovation – PH II

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$4,232.54 and zero (0) additional days to the contract of Amason & Associates, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 18, 2014

Change Order Justification: Change Order #2 is necessary to abate pipe wrap asbestos running from the existing boiler room to the toilet area at the center of the main library, provide new brick in lieu of salvaged brick that was not adequate to provide complete coverage at the north wall of the new chiller room, and to deduct for light fixtures that were not necessary.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$13,575.78.

Project Initiation Date: October 21, 2010

Design Professional: Burris/Wagnon Architects, P.A.

General Contractor: Amason & Associates, Inc.

Project Budget: \$5,400,000.00

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MISSISSIPPI VALLEY STATE UNIVERSITY

10. MVSU – GS 106-253 – College Hall I Renovations

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on October 2, 2014 to approve the appointment of the design professional.

Interim Approval Status & Date: APPROVED, October 2, 2014

Project Initiation Date: May 15, 2014

Design Professional: Pryor & Morrow Architects and Engineers, P.A.

General Contractor: TBA

Project Budget: \$4,750,000.00

UNIVERSITY OF MISSISSIPPI

11. UM– IHL 207-353 – Coulter Hall Addition and Renovation

Approval Request #1: Change Order #5

Board staff approved Change Order #5 in the amount of \$83,028.00 and zero (0) additional days to the contract of Carothers Construction, Inc.

Approval Status & Date: APPROVED, October 13, 2014

Change Order Justification: Change Order #5 is necessary to change door hardware, modify the Starbucks design, infill window, install stucco at wall transition, add underground chilled water line and modify ramp due to gas line.

Total Project Change Orders and Amount: Five (5) change orders for a total amount of \$145,151.00.

Project Initiation Date: February 16, 2012

Design Professional: Barlow Eddy Jenkins/Cooke Douglass Farr Lemons - A Professional Association

General Contractor: Carothers Construction, Inc.

Project Budget: \$18,000,000.00

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12. UM– IHL 207-365 – Kinard Hall Water Storage Tank Replacement at Rebel Dr.

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$38,967.50 and thirty (30) additional days to the contract of CB&I Inc.

Approval Status & Date: APPROVED, September 5, 2014

Change Order Justification: Change Order #2 is necessary to revise the water line layout to include valves, tie-ins, road patching, and additional days.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$46,567.50.

Project Initiation Date: October 18, 2012

Design Professional: Engineering Solutions, Inc.

General Contractor: CB&I Inc.

Project Budget: \$2,500,000.00

13. UM– IHL 207-375 – Student Housing Phase II

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on September 29, 2014 to approve the exterior design.

Interim Approval Status & Date: APPROVED, September 29, 2014

Approval Request #2: Design Development Documents

Board staff approved the Design Development Documents as submitted by The McCarty Company – Design Group, P.A.

Approval Status and Date: APPROVED, October 13, 2014

Project Initiation Date: November 21, 2013

Design Professional: The McCarty Company – Design Group, P.A.

General Contractor: TBA

Project Budget: \$40,000,000.00

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14. UM– IHL 207-378 – New Student Housing at Northgate

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$5,550.50 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, October 3, 2014

Change Order Justification: Change Order #2 is necessary for modifications of the service yard to maintain safety clearances at the electrical switch gear, generator & related equipment, installation of a top tap for the existing gas line, capping of existing water line uncovered during site work, and to deduct for dirt hauled in from two different sites.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$69,284.00.

Project Initiation Date: February 20, 2014

Design Professional: Cooke Douglass Farr Lemons – Eley Guild Hardy – A Joint Venture

General Contractor: Roy Anderson Corporation

Project Budget: \$20,500,000.00

15. UM– IHL 207-380 – Jeanette Phillips Drive Parking Lot

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$18,077.15 and zero (0) additional days to the contract of Endevco, Inc.

Approval Status & Date: APPROVED, August 25, 2014

Change Order Justification: Change Order #1 is necessary for changes to backfill, undercut, bedding material, and rip-rap due to site conditions, deduction for changes to the construction fence scope, changes to the storm drain pipe, connections, end sections, revisions to utilities (gas & water), and changes to the retaining wall.

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Total Project Change Orders and Amount: One (1) change order for a total amount of \$18,077.15.

Project Initiation Date: February 15, 2014

Design Professional: Precision Engineering Corporation

General Contractor: Endeveco, Inc.

Project Budget: \$1,450,000.00

16. UM – IHL 207-384 – Vaught-Hemingway Stadium – West Skybox Renovation

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on October 3, 2014 to approve the appointment of the design professional and increase the project budget from \$500,000.00 to \$3,500,000.00 for a total increase of \$3,000,000.00.

Interim Approval Status & Date: APPROVED, October 3, 2014

Project Initiation Date: August 21, 2014

Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.

General Contractor: TBA

Project Budget: \$3,500,000.00

17. UM – IHL 207-385 – Manning Center

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on October 2, 2014 to approve the appointment of the design professional.

Interim Approval Status & Date: APPROVED, October 2, 2014

Approval Request #2: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Holcombe Norton Partners, Inc.

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Approval Request #2: Waiver of Design Development Documents

Board staff approved the waiver of Design Development documents as submitted by Holcombe Norton Partners, Inc.

Approval Status & Date: APPROVED, October 14, 2014

Project Initiation Date: June 19, 2014

Design Professional: Holcombe Norton Partners, Inc.

General Contractor: TBA

Project Budget: \$2,400,000.00

18. UM– IHL 207-390 – Vaught-Hemingway Stadium South End Zone

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by AECOM

Approval Request #2: Waiver of Design Development Documents

Board staff approved the Waiver of Design Development documents as submitted by AECOM

Approval Status & Date: APPROVED, October 3, 2014

Project Initiation Date: August 21, 2014

Design Professional: AECOM

General Contractor: TBD

Project Budget: \$14,422,273.00

19. UM – IHL 207-392 – North Parking Structure

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on September 27, 2014 to approve the initiation of the North Parking Structure project.

Interim Approval Status & Date: APPROVED, September 27, 2014

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Project Initiation Date: September 27, 2014

Design Professional: TBA

General Contractor: TBA

Project Budget: \$2,000,000.00

20. UM – IHL 207-393 – Triplett Alumni Center Additions

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on September 27, 2014 to approve the initiation of the Triplett Alumni Center Additions project.

Interim Approval Status & Date: APPROVED, September 27, 2014

Project Initiation Date: September 27, 2014

Design Professional: TBA

General Contractor: TBA

Project Budget: \$400,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

21. UMMC – GS 109-195 – AED (Adult Emergency Department Renovations

Approval Request #1: Change Order #10R

Board staff approved Change Order #10R in the amount of \$117,195.04 and forty-three (43) additional days to the contract of Flagstar Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, August 26, 2014

Change Order Justification: Change Order #10R is necessary to widen the roll-up door to accommodate wider trucks, changes to the waiting area door, disconnect & remove electrical supply to the air curtain, remove a brigade fire hose cabinet, cap piping above the ceiling & close the wall opening near the northwest corner of the waiting area, omit conduits for supplied cooling hoses and condensate hose, provide hard piping & monitoring capabilities, renovate the existing temporary exam areas, install a new access control panel & equipment to replace the existing panels uncovered above the ceiling and

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locate in a new location to allow completion of partition demolition at the existing location, and additional days for work as indicated herein.

Total Project Change Orders and Amount: Ten (10) change orders for a total amount of \$1,064,970.98.

Project Initiation Date: November 14, 2007

Design Professional: Dale/Morris Architects, PLLC

General Contractor: Flagstar Construction Company, Inc.

Project Budget: \$11,755,000.00

22. UMMC – IHL 209-534C – Contract III, Parking-Roadways-Infrastructure (Garage C Package I)

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Cooke Douglass Farr Lemons Architects & Engineers, P.A., design professional.

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, August 15, 2014

Project Initiation Date: April 15, 2010

Design Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A.

General Contractor: TBD

Project Budget: \$13,750,000.00

23. UMMC– IHL 209-537 – Garage C & Roadway Revisions – Package A

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Timothy Haas & Associates, Inc., design professional.

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Approval Request #2: Advertise for Receipt of Bids

Board staff approved request to Advertise for Receipt of Bids.

Approval Status & Date: APPROVED, August 15, 2014

Project Initiation Date: August 19, 2010

Design Professional: Timothy Haas & Associates, Inc.

General Contractor: TBD

Project Budget: \$20,000,000.00

24. UMMC– IHL 209-539 – Lexington Hospital Renovations

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$259,000.00 and zero (0) additional days to the contract of Flagstar Construction Company, Inc.

Approval Status & Date: APPROVED, October 3, 2014

Change Order Justification: Change Order #1 is necessary to deduct the project contingency allowance.

Total Project Change Orders and Amount: One (1) change order for a total **credit** amount of \$259,000.00.

Project Initiation Date: January 20, 2011

Design Professional: The McCarty Company Design Group, P.A.

General Contractor: Flagstar Construction Company, Inc.

Project Budget: \$4,479,107.00

25. UMMC– IHL 209-544A – Translational Research Center – Contract I-Site Work/Equipment Procurement

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$55,708.00 and twenty-six (26) additional days to the contract of Evan Johnson & Sons Construction, Inc.

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Approval Status & Date: APPROVED, September 24, 2014

Change Order Justification: Change Order #1 is necessary to install a new underground cable, modify the electrical service to the credit union, upgrade the electrical feed to the credit union, upsize the main electrical feeder loop, and rerouting of the existing domestic water main to avoid the electrical switches.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$55,708.00.

Project Initiation Date: January 20, 2011

Design Professional: Foil Wyatt Architects and Planners, PLLC

General Contractor: Evan Johnson & Sons Construction, Inc.

Project Budget: \$43,032,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

26. USM– GS 108-261 – Asbury Hall

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. C. D. Smith, Chair of the Real Estate and Facilities Committee on September 26, 2014 to approve the exterior design.

Interim Approval Status & Date: APPROVED, September 26, 2014

Project Initiation Date: September 17, 2009

Design Professional: Studio South Architects

General Contractor: Hanco Corporation

Project Budget: \$30,000,000.00

27. USM– GS 108-264 – Energy Reduction Retrofits

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$80,303.33 and one hundred forty-two (142) additional days to the contract of Johnson Controls, Inc.

Approval Status & Date: APPROVED, September 24, 2014

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Change Order Justification: Change Order #1 is necessary to add one water temperature sensor & flow meter at the Polymer Science Building., relocate VFD's in George Hurst & Communication Speech & Hearing Buildings, revise VFD's in Owings & Polymer Science Buildings, add outside air sensors at 14 locations, add hot water differential pressure switches at 22 locations, and additional days for work as indicated.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$80,303.33.

Project Initiation Date: January 20, 2011

Design Professional: Watkins & O'Gwynn, Consulting Electrical Engineers

General Contractor: Johnson Controls, Inc.

Project Budget: \$2,260,000.00

28. USM- GS 108-264 – Energy Reduction Retrofits

Approval Request #1: Award of Construction Contract

Board staff did NOT approve the Award of Contract in the amount of \$1,109,197.46 to the apparent low bidder, Weathers Construction, Inc.

Approval Status & Date: NOT APPROVED, October 1, 2014

Project Initiation Date: October 17, 2013

Design Professional: Watkins & O'Gwynn, Consulting Electrical Engineers

General Contractor: Johnson Controls, Inc.

Project Budget: \$2,200,000.00

29. USM- GS 108-267 – College of Business Building

Approval Request #1: Change Order #15

Board staff approved Change Order #15 in the amount of \$26,482.28 and five (5) additional days to the contract of Hanco Corporation.

Approval Status & Date: APPROVED, August 25, 2014

Change Order Justification: Change Order #15 is necessary to add a fixed wall-mounted projection screen in a classroom, add dual element fused disconnects for the elevator

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circuits, add 16 can lights above the auditorium stage, and additional days for work as indicated.

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of \$1,110,816.41.

Project Initiation Date: March 2, 2005

Design Professional: Eley Guild hardy Architects, P.A./Studio South Architects, PLLC – A Joint Venture

General Contractor: Hanco Corporation

Project Budget: \$34,000,000.00

30. USM – IHL 208-279 – Lucas Administration Building Repairs

Approval Request #1: Design Development Documents

Board staff approved the Design Development Documents as submitted by Albert & Associates Architects, P.A.

Approval Status & Date: APPROVED, October 14, 2014

Project Initiation Date: October 17, 2013

Design Professional: Albert & Associates Architects, P.A.

General Contractor: TBD

Project Budget: \$1,500,000.00

31. USM– IHL 208-310 – The Ogletree House Tornado Repair

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the **credit amount** of \$46,455.50 and zero (0) additional days to the contract of BW Sullivan Building Contractor, Inc.

Approval Status & Date: APPROVED, August 25, 2014

Change Order Justification: Change Order #1 is necessary for reconciliation of the project allowances.

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Total Project Change Orders and Amount: One (1) change order for a total **credit** amount of \$46,455.50.

Project Initiation Date: March or August, 2013?

Design Professional: Albert & Associates Architects, P.A.

General Contractor: BW Sullivan Building contractor, Inc.

Project Budget: \$2,500,000.00

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1. 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 Shulman, Rogers, Gandal, Pordy & Ecker (statement dated 6/13/14) from the funds of Mississippi State University. (This statement, in the amount of \$576.00, represents services and expenses in connection with the Nextel/Sprint Rebanding Project.)

TOTAL DUE.....\$ 576.00

Payment of legal fees for professional services rendered by Ware/Gasparian (statement dated 10/1/14) from the funds of Mississippi State University. (This statement, in the amount of \$3,000.00, represents services and expenses in connection with immigration/labor certifications.)

TOTAL DUE.....\$ 3,000.00

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 9/19/14) from the funds of the University of Mississippi. (This statement, in the amount of \$4,368.00, represents services and expenses in connection with legal advice regarding federal income tax audit.)

TOTAL DUE.....\$ 4,368.00

Payment of legal fees for professional services rendered by Evans Petree (statements dated 8/11/14 and 9/9/14) from the funds of the University of Mississippi. (These statements, in the amounts of \$7,596.25 and \$1,917.50, respectively, represent services and expenses in connection with legal advice regarding Construction Defects at the Inn at Ole Miss.)

TOTAL DUE.....\$ 9,513.75

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 9/19/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$3,936.50, \$3,163.76 and \$6,776.00, represent services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 13,876.26

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Payment of legal fees for professional services rendered by Currie, Johnson, Griffin & Gaines (statement dated 9/12/14) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$4,438.50, represents services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 4,438.50

Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 9/2/14, 9/2/14, 9/3/14 and 9/3/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,914.00, \$610.50, \$664.00 and \$9,923.00, respectively, represent services and expenses in connection with legal advice and litigation matters.)

TOTAL DUE.....\$ 13,111.50

Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 10/3/14) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$148.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 148.50

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

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/19/14) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Process and Catalysts for Converting Biomass/Municipal Solid Waste (MSW) Derived Nitrogen-Rich Syngas to Liquid Hydrocarbon Mixtures" - \$212.50; "Extruder Device" - \$8,177.00 and "Enhancers of Paraoxanase 1 (PON1) Activity toward Degrading Organophosphates" - \$87.50.)

TOTAL DUE.....\$ 8,477.00

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 9/24/14) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: "Animal Model of Anxiety and Depression" - \$384.00.)

TOTAL DUE.....\$ 384.00

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Payment of legal fees for professional services rendered by Hershkovitz & Associates (statement dated 9/8/14) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “Highly Selective Sigma Receptor Ligands Radioligands” - \$2,250.00.)

TOTAL DUE.....\$ 2,250.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 9/19/14, 9/19/14, 9/19/14, 9/19/14, 9/19/14, 9/19/14, 9/19/14, 9/19/14 and 10/16/14) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$468.00, \$126.00, \$1,513.84, \$2,193.00, \$710.00, \$742.50, \$50.00, \$39.00 and \$192.00, respectively, represent services and expenses in connection with intellectual property/patents.)

TOTAL DUE.....\$ 6,034.34

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 9/30/14) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the following patent: “Lockhead – Oil Dispersant Patent” - \$288.00.)

TOTAL DUE.....\$ 288.00

2. MSU – APPROVAL TO CONTRACT WITH PERRY & WINFIELD, P.A. AS OUTSIDE COUNSEL

Trustee Dr. Douglas Rouse, as Board Legal Committee chair, has approved on behalf of the Board Mississippi State University’s emergency request to contract with Perry & Winfield, P.A. as outside counsel for legal services related to a boundary dispute. The hourly rate will be \$165 per hour. The total amount payable under the contract will not exceed \$25,000.00. The term of the contract will extend for one year from the date of execution.

3. UM - APPROVAL TO RENEW/MODIFY CONTRACT WITH BUTLER SNOW AS OUTSIDE COUNSEL

Trustee Dr. Douglas Rouse, as Board Legal Committee Chair, has approved on behalf of the Board the University of Mississippi’s emergency request to extend its contract with Butler Snow for professional services already being provided as they relate to pharmaceutical patent applications, intellectual property issues, commercialization of intellectual property, and other commercial transactions. The University was also granted approval to expand the scope of services to allow for representation on regulatory and taxation matters. The hourly rate of \$240.00 per hour for attorneys and \$95.00 per hour for legal assistants remained unchanged from the previous year with a total amount

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payable under the one-year contract extension period not to exceed \$100,000.00. The term of the contract will extend from the date of execution through October 31, 2015.

4. USM – APPROVAL TO CONTRACT WITH LIGHTFOOT, FRANKLIN & WHITE, LLC AS OUTSIDE COUNSEL

Trustee Dr. Douglas Rouse, as Board Legal Committee Chair, has approved on behalf of the Board the University of Southern Mississippi's emergency request to contract with Lightfoot, Franklin & White, LLC as outside counsel for legal services in the practice area of NCAA compliance, investigations and related matters. The hourly rate for work performed by attorney William King was approved at \$325 per hour and will range from \$300 to \$225 per hour for other attorneys within the firm. Paralegal work will be billed at the rate of \$115 per hour. The total amount payable under the contract will not exceed \$50,000.00. The term of the contract will extend from October 20, 2014 until June 30, 2015.

5. SYSTEM - APPROVAL TO MODIFY CONTRACT WITH JONES WALKER AS OUTSIDE COUNSEL

Trustee Dr. Douglas Rouse, as Board Legal Committee Chair, has approved on behalf of the Board IHL's requested to modify its Contract for Legal Services with Jones Walker LLP. The Board previously approved the hiring of attorneys Keith Parsons and Aileen Thomas of Jones Walker law firm as outside counsel for the purpose of reviewing the Continuing Disclosure Agreement filings of the Board and the institutions related to their Educational Building Corporation bond offering statements. This review is being conducted in response to the SEC's Municipalities Continuing Disclosure Cooperation (MCDC) Initiative. The scope of services includes (1) compiling a list of required continuing disclosure documents to be filed with each outstanding EBC bond issue, (2) reviewing the SEC's EMMA website to confirm timely and complete continuing disclosure filings, (3) preparing a recommendation about actions to be taken to self-report any potential failures to make *material* filings, and (4) preparing a recommendation about potential enhancements to Board policy to clarify responsibility and oversight of continuing disclosure matters. The contract will be modified to add attorney Kaytie Pickett as an attorney working on the matter. The hourly rate will remain unchanged at \$225 for attorneys and \$65 for paralegal services. The maximum amount payable under the contract will increase from \$7,000 to \$15,000 in order to continue needed work on the matter and to provide additional legal services.

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1. **SYSTEM – 2014 COMMENCEMENT SCHEDULES**

Delta State University

Time/Date: 10:00 a.m., Saturday, December 13, 2014
Location: Walter Sillers Coliseum
Speaker: Mary Lenn Buchanan, Professor Emeritus of Music
2014 recipient of S. E. Kossman Outstanding Teacher Award
Delta State University

Mississippi State University

Meridian Campus

Time/Date: 11:00 a.m., Friday, December 12, 2014
Location: Riley Center
Speaker: The Honorable Tate Reeves, Lieutenant Governor of Mississippi

Starkville Campus

Time/Date: 10:00 a.m., Saturday, December 13, 2014
Location: Humphrey Coliseum
Speaker: Mr. Haley Fisackerly, President and CEO
Entergy Mississippi, Inc.

Mississippi University for Women

Time/Date: 2:00 p.m., Friday, December 12, 2014
Location: Rent Auditorium, Whitfield Hall
Speaker: The Honorable Phil Bryant, Governor of Mississippi

The University of Southern Mississippi

Time/Date: 10:00 a.m. and 2:30 p.m., Friday, December 12, 2014
Location: Bernard Reed Green Coliseum
Speaker: Distinguished History Professor Andrew Wiest

2. **SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL**

The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.

- a. **DSU** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil,

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gas and mineral leases in an amount equal to or less than \$100,000.” On October 7, 2014, the Commissioner approved the request by Delta State University on behalf of its School of Nursing (DSU) to enter into a lease with KBM Investments, LLC (“Lessor”). This agreement is for the lease of approximately 900 square feet of space in Cleveland, Mississippi to expand the Healthy Lifestyles Clinic. The Clinic has been in operation since January 2014 and provides programs and/or services related to improving the health of Bolivar County citizens. The lease term will run for an initial three (3) year period. The parties may extend the agreement annually thereafter upon receipt of approval of the Commissioner and provided adequate funding is available. DSU will pay \$9,000 per year for the lease of the space. The total cost for the initial three (3) year lease term is \$27,000. In addition to rent costs, DSU will be responsible for payment of utilities. This agreement is funded by the HRSA Delta State Rural Development Network Grant Program. The Executive Office legal staff have reviewed and approved the contract documents.

- b. **UM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 2, 2014, the Commissioner approved the request by the University of Mississippi (UM) on behalf of the UM – MS Small Business Development Center to enter into a lease agreement with The Innovation Center (“Lessor”). The agreement is for the lease of space located at 1636 Poppo Ferry Road, Biloxi, MS to house the local office of the UM-MS Small Business Development Center. The office space is used by the UM Center for conducting business on the Gulf Coast. The lease has been reviewed and approved by the Mississippi Department of Finance and Administration (DFA). The lease will run for a one (1) year period, October 1, 2014 through September 30, 2015. UM will pay a fee of \$2,400 for the use of the space. The agreement is funded by federal funds allocated by the Small Business Administration. The Executive Office legal staff have reviewed and approved the contract documents.
- c. **UM** - In accordance with Board Policy 301.0702 Duties of the Commissioner “The Commissioner is authorized to conduct the day to day administrative affairs of the Board. . .” On October 14, 2014, the Commissioner approved the to amend a lease agreement between The Board of Trustees of State Institutions of Higher Learning (Board) and Sigma Epsilon Fraternity through Sig Ep Housing of Mississippi Alpha (Lessee). This is a revision of the previous lease between the parties which includes a new fire safety provision and is more representative of

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other leases of this type. The lease will take effect upon execution of the parties and will run for a thirty-eight (38) year term, expiring on or about March 31, 2052. Lessee will make a nominal payment of \$50 annually for the lease of the property. The Executive Office legal staff have reviewed and approved the contract documents.

- d. **UM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 27, 2014, the Commissioner approved the request by the University of Mississippi Research Foundation (UM) operating as Insight Park to enter into a revenue generating lease agreement with the UM McLean Institute (Institute). The agreement is for the lease of office space at Insight Park. The Institute will use the space to provide small business consulting. The lease term is for a three (3) year period that will commence upon receipt of approval by the Commissioner and continue until approximately October 31, 2017. UM will receive \$5,096.94 annually for the lease of the space. The total revenue generated for the three (3) year term will be \$15,290.82. The university, as Lessor, will provide utilities for the premises. The agreement is funded through a grant from the Robert M. Hearin Support Foundation. In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. The Commissioner also approved the request for prepayment of the annual lease payment in accordance. The Assistant Commissioner for Legal Affairs and the Executive Office legal staff have reviewed and approved the contract documents.
- e. **UM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 27, 2014, the Commissioner approved the request by the University of Mississippi Research Foundation (UM) operating as Insight Park requests approval of a revenue generating lease agreement with the University Of Mississippi School Of Education – Child Advocacy & Play Therapy Institute (Institute). The agreement is for the lease of approximately 3,561 square feet of meeting, office and instructional space at Insight Park. The Institute will use the space to provide training and development. The lease term is for a twelve (12) month period that will commence upon receipt of approval by the Commissioner. UM will receive \$5,638.25 monthly for the lease of the space. The total revenue generated for the

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twelve (12) month lease will be \$67,659. The university, as Lessor, will provide utilities for the premises. The agreement is funded through the collection of fees and financial donations. In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. The Commissioner also approved the request for prepayment of the annual lease payment. The Assistant Commissioner for Legal Affairs and the Executive Office legal staff have reviewed and approved the contract documents.

- f. **UM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 27, 2014, the Commissioner approved the request by the University of Mississippi Research Foundation (UM) operating as Insight Park to enter into a revenue generating lease agreement with the UM School of Business Administration (Lessee). The agreement is for the lease of office space at Insight Park. Lessee will use the space to provide small business consulting for programs sponsored through Lessee’s Center for Innovation and Entrepreneurship. The lease term is for a three (3) year period that will commence upon receipt of approval by the Commissioner and continue until approximately October 31, 2017. UM will receive \$5,096.94 annually for the lease of the space. The total revenue generated for the three (3) year term will be \$15,290.82. The university, as Lessor, will provide utilities for the premises. The agreement is funded through a grant from the Robert M. Hearin Support Foundation. In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. The Commissioner also approved the request for prepayment of the annual lease payment. The Assistant Commissioner for Legal Affairs and the Executive Office legal staff have reviewed and approved the contract documents.
- g. **UM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 27, 2014, the Commissioner approved the request by the University of Mississippi (UM) to enter into a lease agreement with the Mississippi Children’s Museum (Museum). The agreement is for the lease of an educational exhibit called “Roll, Match, Read” which will be displayed at the UM School of Education’s Willie Price Lab School. The lease will run for a thirty (30) day period, November 3,

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2014 through December 3, 2014. UM will pay a participation fee of \$1,250 for the use of the exhibit. In accordance with Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers for goods or services not yet received on behalf of the Board. The Commissioner also approved the request for prepayment of the participation fee of \$1,250 that is associated with the lease. The Assistant Commissioner for Legal Affairs and the Executive Office legal staff have reviewed and approved the contract documents.

- h. **UMMC** - In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On November 11, 2014, the Commissioner approved the Policies for Parking and Traffic Rules and Regulations.
- i. **System** - On October 20, 2014, the Commissioner reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning July 1, 2014 and ending September 30, 2014. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations. The Executive Office financial staff has reviewed and approved the institutions’ submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration.
- j. **System** - In accordance with Board Policy 702.03 Approval of Tuition, Fees, and Other Student Charges, each institution is required to submit a report of their annual participation/optional fees to the Board through guidelines established by the Commissioner’s Office. Participation/Optional Fees are defined in Board Policy 702.02 Definitions as assessments for “supplies, activities, or services made available to students or as fines for misconduct, violation of institutional policy, or violation of contractual agreements”. The fees became effective July 1, 2014 and remain in effect throughout the 2014-15 fiscal year. On November 7, 2014 the Commissioner approved the submitted report. The Executive Office financial staff has reviewed and approved the institutions’ submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration for review.
- k. **System** – In accordance with Board Policy 401.0103 Salaries and Compensation, each institution is required to submit an annual report of the additional compensation paid to selected employees. Additional compensation includes any

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institutional pay outside of an employee's regular contract rate. This could include additional pay for items such as teaching overloads, performing additional duties, athletic camp service, etc. On November 6, 2014, the Commissioner approved the submitted report. The Executive Office financial staff has reviewed and approved the institutions' submissions. A copy of the report will be maintained in the IHL Department of Finance and Administration for review.

1. **System** – In accordance with Board Policy 703.04 Institutional Scholarships, Tuition Waivers and Fellowships Subsection F Policy Guidelines, each institution is required to submit an annual summary of actual expended E&G Scholarships, Fellowships and Tuition Waivers for the past fiscal year. Included in this presentation would be a summary of the actual E&G student aid expenditures by financial aid category as well as the number of category award recipients. On, November 5, 2014, the Commissioner reviewed and approved the FY 2014 presentation. The Executive Office financial staff has reviewed and approved the institutions' submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration for review.