

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

April 16, 2009

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Jackson Convention Center Complex in Jackson, Mississippi, at 8:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 21, 2008, to each and every member of said Board, said date being at least five days prior to this April 16, 2009 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. Ms. Christine Pickering was absent. The meeting was called to order by Ms. Amy Whitten, President, and opened with prayer by Dr. Bettye Neely.

ANNOUNCEMENTS

- ▶ Ms. Whitten welcomed the Board to the Jackson Convention Complex and reminded them of the annual luncheon of the Mississippi Economic Council (MEC) to which they were invited. Ms. Robinson noted that during the luncheon MEC will recognize the STAR students. These are students who have scored over 25 points on the ACT. Five of these students will be recognized for achieving a perfect ACT score.
- ▶ Ms. Whitten welcomed Mr. Braxton Coombs, who is the outgoing Student Body President at Mississippi State University, Mr. Blake Jeter, who is the incoming Student Body President at Mississippi State University, and Mr. J. R. Robinson, who is the newly inaugurated Student Body President at the University of Southern Mississippi.

APPROVAL OF THE MINUTES

On motion by Mr. Perry, seconded by Dr. Rouse, with Ms. Pickering absent and not voting, it was

RESOLVED, That the Minutes of the Board meeting held on March 18-19, 2009, stand approved as amended.

CONSENT AGENDA

On motion by Ms. Robinson, seconded by Dr. Davidson, with Ms. Pickering absent and not voting, it was

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

BUDGET, FINANCE AND AUDIT

1. **MVSU** – Approved a resolution authorizing the filing of an application to the Mississippi Department of Transportation for a grant to assist in providing transportation services. Through an agreement with the Mississippi Department of Transportation and the Federal Transit Administration, Mississippi Valley State University provides public transportation services in four Delta counties. The mass transit system serves as a vital means of transportation for students to attend the university. A copy of the resolution is included in the bound *April 16, 2009 Board Working File*.

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2. **MVSU** – Approved the request to enter into a seven-year sponsorship agreement with Coca-Cola Enterprises, Inc. The purpose of the agreement is to provide the contractor exclusive rights to offer beverages for sale throughout the campus. The agreement also provides for marketing and merchandising privileges. The term of the agreement is April 17, 2009 to April 16, 2016. Annual sponsorship fees are as follows: Year 1:\$85,000; Years 2–5: \$27,500 each; and Years 6-7: \$40,000 each, with the total fees for the agreement period equal to \$275,000. MVSU will also receive a commission of 30% per sale on vending machine sales, complimentary products, marketing funds and other revenue rebates totaling \$254,800. Total revenues expected over the seven-year agreement equal \$529,800. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *April 16, 2009 Board Working File*.
3. **UMMC** – Approved the request to enter into a two-year agreement with Avaya, Inc. The purpose of the agreement is to provide hardware maintenance and support for UMMC’s campus-wide PBX phone system. The agreement is for the period July 1, 2009 to June 30, 2011. The total cost for the agreement period is \$364,780. The agreement will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *April 16, 2009 Board Working File*.
4. **UMMC** - Approved the request to amend an existing agreement with B. E. Smith Interim Leadership, Inc. The purpose is to extend the agreement for an additional twelve-month period in order to continue funding the Interim Director of Infection Control position until the position can be filled. The original contract was executed on October 13, 2008. At that time, the total cost of \$212,000 was below the threshold requiring Board approval. The amendment is for the period July 1, 2009 to June 30, 2010. An additional \$276,000 is being allocated to the contract for the amendment period, increasing the total contract amount to \$488,000. The agreement will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *April 16, 2009 Board Working File*.
5. **UMMC** - Approved the request to enter into an agreement with Medcore, Inc. The purpose is to provide collection services for delinquent patient accounts. The agreement is for the period April 20, 2009 to March 31, 2011. The collection fee is 14% of total collections and 40% of legal accounts, not to exceed \$2 million for the agreement period. The agreement will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *April 16, 2009 Board Working File*.
6. **UMMC** - Approved the request to enter into an agreement with Medical Receivables Specialists, Inc. (MRS). The purpose of the agreement is to provide insurance follow-up activities related to small balance receivables. The Board approved a contract in June 2008 with MRS for \$1,200,000 projected to cover the period July 1, 2008 to June 30, 2009. As a result of expanding the services MRS will provide, an additional agreement is being initiated for the period April 20, 2009 to June 30, 2009. The collection fee is 4% of total payments collected for insurance follow-up. The fee is based on the continuation of the placement of accounts with an average account balance of \$800. The total fees for the agreement period will not exceed \$800,000. The agreement will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *April 16, 2009 Board Working File*.

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EDUCATIONAL POLICIES AND PROGRAMS

7. **System Administration** – Approved the following degrees to be conferred in May 2009.

Institution	Degree to be Conferred	Number	Subtotal	Total
Alcorn State University				
	<i>Undergraduate</i>			
	Associate of Science in Nursing	35		
	Bachelor of Science	431		
	Bachelor of Science in Nursing	57		
	Bachelor of Arts	66		
			589	
	<i>Graduate</i>			
	Master of Science in Agriculture	1		
	Master of Science in Biology	8		
	Master of Science in Education	89		
	Master of Science in Nursing	21		
	Master of Arts in Teaching	20		
	Master of Science in Computer Science	2		
	Master of Business Administration	13		
	Master of Science in Workforce Education Leadership	23		
			177	
				766
Delta State University				
	<i>College of Arts and Sciences</i>			
	Bachelor of Arts	22		
	Bachelor of Fine Arts	16		
	Bachelor of Music	2		
	Bachelor of Music Education	1		
	Bachelor of Science	55		
	Bachelor of Science in Education	12		
	Bachelor of Science in Social Justice and Criminology	13		
	Bachelor of Science in Interdisciplinary Studies	10		
	Bachelor of Social Work	27		
			158	
	<i>College of Business</i>			
	Bachelor of Business Administration	78		
	Bachelor of Commercial Aviation	15		
			93	
	<i>College of Education</i>			
	Bachelor of Arts	13		
	Bachelor of Science	50		
	Bachelor of Science in Education	24		
			87	
	<i>School of Nursing</i>			
	Bachelor of Science in Nursing	40		
			40	
	<i>School of Graduate Studies</i>			
	Master of Business Administration	26		
	Master of Commercial Aviation	5		

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Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Education	59		
	Master of Professional Accountancy	3		
	Master of Science in Community Development	3		
	Master of Science in Nursing	33		
	Educational Specialist	2		
	Doctor of Education	1		
			132	
				510
Jackson State University				
	<i>Undergraduate</i>			
	Bachelor of Arts	97		
	Bachelor of Business Administration	225		
	Bachelor of Music	4		
	Bachelor of Music Education	5		
	Bachelor of Science	465		
	Bachelor of Science Education	45		
	Bachelor of Social Work	40		
			881	
	<i>Graduate</i>			
	Doctor of Education	1		
	Doctor of Philosophy	22		
	Specialist in Education	14		
	Master of Arts	33		
	Master of Arts in Teaching	10		
	Master of Business Administration	12		
	Master of Music Education	4		
	Master of Professional Accountancy	3		
	Master of Public Health	22		
	Master of Public Policy and Administration	6		
	Master of Science	27		
	Master of Science in Education	57		
	Master of Science in Teaching	3		
	Master of Social Work	18		
			232	
				1113
Mississippi State University				
	<i>College of Agriculture and Life Sciences</i>			
	Bachelor of Landscape Architecture	12		
	Bachelor of Science	143		
	Master of Agribusiness Management	2		
	Master of Science	19		
	Doctor of Philosophy	1		
			177	
	<i>College of Architecture, Art, and Design</i>			
	Bachelor of Architecture	42		
	Bachelor of Fine Arts	20		
	Bachelor of Science	22		
	Master of Science	7		

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Institution	Degree to be Conferred	Number	Subtotal	Total
			91	
	<i>College of Arts and Sciences</i>			
	Bachelor of Arts	202		
	Bachelor of Science	228		
	Bachelor of Social Work	23		
	Master of Arts	19		
	Master of Public Policy and Administration	13		
	Master of Science	38		
	Doctor of Philosophy	7		
			530	
	<i>College of Business</i>			
	Bachelor of Business Administration	277		
	Bachelor of Science	1		
	Master of Arts	1		
	Master of Business Administration	56		
	Master of Science Information Systems	5		
	Doctor of Philosophy	4		
			334	
	<i>College of Education</i>			
	Bachelor of Science	370		
	Bachelor of Music Education	6		
	Master of Arts in Teaching	1		
	Master of Arts in Teaching Secondary	6		
	Master of Science	70		
	Master of Science Instructional Technology	7		
	Educational Specialist	18		
	Doctor of Education	2		
	Doctor of Philosophy	26		
			506	
	<i>College of Engineering</i>			
	Bachelor of Science	208		
	Master of Science	33		
	Doctor of Philosophy	11		
			252	
	<i>College of Forest Resources</i>			
	Bachelor of Science	30		
	Master of Science	10		
			40	
	<i>College of Veterinary Medicine</i>			
	Master of Science	3		
	Doctor of Veterinary Medicine	66		
			69	
	<i>School of Accountancy</i>			
	Bachelor of Accountancy	33		
	Master of Professional Accountancy	10		
	Master of Taxation	1		
			44	
				2053

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Institution	Degree to be Conferred	Number	Subtotal	Total
Mississippi University for Women				
	<i>Undergraduate</i>			
	Associate of Science in Nursing	34		
	Bachelor of Arts	39		
	Bachelor of Fine Arts	13		
	Bachelor of Science	162		
	Bachelor of Science in Nursing	68		
	Bachelor of Music	1		
			317	
	<i>Graduate</i>			
	Master of Education	2		
	Master of Science	13		
	Master of Teaching	2		
			17	
				334
Mississippi Valley State University				
	<i>College of Arts and Sciences</i>			
	Bachelor of Arts	25		
	Bachelor of Science	32		
	Bachelor of Music	2		
	Bachelor of Secondary Education	4		
			63	
	<i>College of Professional Studies</i>			
	Bachelor of Arts in Mass Communication	15		
	Bachelor of Science	61		
	Bachelor of Social Work	32		
			108	
	<i>College of Education</i>			
	Bachelor of Science in Education	81		
			81	
	<i>College of Graduate Studies</i>			
	Master of Science	11		
	Master of Arts in Teaching	13		
	Master of Social Work	16		
	Master of Business Administration	4		
			44	
				296
University of Mississippi				
	<i>College of Liberal Arts</i>			
	Bachelor of Arts	457		
	Bachelor of Science	41		
	Bachelor of Fine Arts	15		
	Bachelor of Music	8		
			521	
	<i>School of Engineering</i>			
	Bachelor of Science in Chemical Engineering	8		
	Bachelor of Science in Civil Engineering	23		
	Bachelor of Science in Computer Science	6		

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Institution	Degree to be Conferred	Number	Subtotal	Total
	Bachelor of Science in Electrical Engineering	5		
	Bachelor of Science in Mechanical Engineering	13		
	Bachelor of Science in Geological Engineering	6		
	Bachelor of Engineering	3		
			64	
	<i>School of Education</i>			
	Bachelor of Arts in Education	243		
			243	
	<i>School of Pharmacy</i>			
	Bachelor of Science in Pharmaceutical Sciences	82		
	Doctor of Pharmacy	61		
			143	
	<i>School of Business</i>			
	Bachelor of Business Administration	369		
			369	
	<i>School of Accountancy</i>			
	Bachelor of Accountancy	81		
			81	
	<i>School of Applied Sciences</i>			
	Bachelor of Arts	20		
	Bachelor of Science in Criminal Justice	47		
	Bachelor of Science in Exercise Science	54		
	Bachelor of Science	21		
	Bachelor of Social Work	22		
	Bachelor of Science in Family and Consumer Sciences	62		
	Bachelor of Arts in Parks and Recreation Management	8		
	Bachelor of Paralegal Studies	6		
			240	
	<i>Graduate School</i>			
	Master of Arts	69		
	Master of Criminal Justice	1		
	Master of Science	42		
	Master of Fine Arts	8		
	Master of Accountancy	28		
	Master of Business Administration	36		
	Master of Taxation	4		
	Master of Education	55		
	Master of Music	11		
	Specialist in Education	7		
	Doctor of Arts	2		
	Doctor of Education	1		
	Doctor of Philosophy	46		
			310	
	<i>Law School</i>			
	Juris Doctor	129		
			129	
				2100

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Institution	Degree to be Conferred	Number	Subtotal	Total	
University of Mississippi Medical Center					
	<i>Undergraduate</i>				
	Bachelor of Science in Nursing	117			
	Bachelor of Science in Clinical Laboratory Sciences	13			
	Bachelor of Science in Cytotechnology	8			
	Bachelor of Science in Dental Hygiene	21			
	Bachelor of Science in Health Informatics and Information Management	7			
	Bachelor of Science in Health Sciences	9			
			175		
	<i>Graduate/Professional</i>				
	Master of Occupational Therapy	33			
	Master of Science in Nursing	28			
	Master of Science	12			
	Doctor of Physical Therapy	47			
	Doctor of Medicine	94			
	Doctor of Dental Medicine	28			
	Doctor of Philosophy	16			
			258		
				433	
University of Southern Mississippi					
	<i>College of Arts and Letters</i>				
	Bachelor of Arts	225			
	Bachelor of Fine Arts	29			
	Bachelor of Music	9			
	Bachelor of Music Education	7			
	Bachelor of Science	21			
	Master of Arts	24			
	Master of Art Education	2			
	Master of the Arts in the Teaching of Languages	5			
	Master of Fine Arts	4			
	Master of Music	9			
	Master of Music Education	2			
	Master of Science	14			
	Doctor of Musical Arts	6			
	Doctor of Philosophy	18			
			375		
	<i>College of Business</i>				
	Bachelor of Arts	1			
	Bachelor of Science	11			
	Bachelor of Science in Business Administration	287			
	Master of Business Administration	21			
	Master of Professional Accountancy	4			
			324		
	<i>College of Education and Psychology</i>				
	Bachelor of Arts	8			
	Bachelor of Science	217			
	Master of Arts	6			
	Master of Arts in Teaching	1			

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Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Education	36		
	Master of Library and Information Science	29		
	Master of Science	4		
	Specialist in Education	17		
	Specialist in Library and Information Science	1		
	Doctor of Education	3		
	Doctor of Philosophy	23		
			345	
	<i>College of Health</i>			
	Bachelor of Arts	24		
	Bachelor of Science	137		
	Bachelor of Social Work	15		
	Bachelor of Science in Nursing	77		
	Master of Public Health	26		
	Master of Science	31		
	Master of Science in Nursing	4		
	Master of Social Work	38		
	Doctor of Audiology	3		
	Doctor of Philosophy	6		
			361	
	<i>College of Science and Technology</i>			
	Bachelor of Arts	40		
	Bachelor of Science	207		
	Master of Arts	4		
	Master of Science	45		
	Doctor of Philosophy	24		
			320	
				1725
System Total				9330

8. **System Administration (Information item.)** – Title II, Part A of the *No Child Left Behind Act of 2001* authorizes awards to higher education state agencies to support an “Improving Teacher Quality” competitive grant program. A list of the institutions that were awarded Title II federal grant funds for the period beginning March 11, 2009 through April 30, 2010 is as follows:

INSTITUTION	DISCIPLINE	AMOUNT
Alcorn State University	Biology and Technology	\$92,630.00
Delta State University	Algebra & Geometry	\$84,993.00
Delta State University	Reading	\$84,613.00
Jackson State University	Mathematics	\$84,631.00
Mississippi State University	Physical Science	\$84,986.00
Mississippi University for Women	Mathematics and Technology	\$85,000.00
Mississippi Valley State University	Reading	\$85,000.00
Tougaloo College	Mathematics	\$85,000.00
University of Mississippi	Reading	\$84,923.00

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University of Southern Mississippi	Mathematics	\$98,619.00
University of Southern Mississippi	Leadership and Literacy	\$84,892.00
Total Awarded		\$955,287.00

REAL ESTATE AND FACILITIES

9. **USM** - Approved the request to increase the budget for **GS 108-258, Paving Repairs**, from \$650,000 to \$725,000 for an increase in the amount of \$75,000. This increase is required to make paving repairs to additional areas on the Hattiesburg campus. Funds are available from HB 246, Laws of 2007. Project Professional: Andrews-Ford Engineering Services

10. **PERSONNEL REPORT**

EMPLOYMENT

Mississippi Valley State University
Jones, Johnny D.

TERMINATION

Alcorn State University - Athletics
Jones, Ernest T.

AWARD OF TENURE

University of Mississippi Medical Center
Miele, Lucio

PRESENTATION

Dr. Jim Borsig, IHL Assistant Commissioner for Governmental Relations, gave an update on the 2009 Legislative Session. Dr. Borsig specifically talked about the establishment of a Task Force to study and report on the graduation rates of the state institutions of higher learning and the community and junior colleges. Among others, membership on the task force includes the Commissioner of Higher Education or his/her designee, the President of the IHL Board, one Institutional Executive Officer from a comprehensive university and one Institutional Executive Officer from a regional university. On motion by Mr. Patterson, seconded by Ms. Robinson, with Ms. Pickering absent and not voting, the Board approved the staff's recommendation to appoint Dr. Martha Saunders, President of the University of Southern Mississippi, and Dr. George Ross, President of Alcorn State University to the task force on graduation rates.

EDUCATIONAL POLICIES & PROGRAMS AGENDA

Presented by Dr. Bettye Neely, Chair

On motion by Dr. Neely, seconded by Ms. Robinson, with Ms. Pickering absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #2 as submitted on the following Educational Policies & Programs Agenda.

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1. **Other Business** - Dr. Martha Catlette, Director of Nursing, gave a presentation outlining the process for assigning annual accreditation status to the state nursing programs based on the revised 2007 nursing standards. The recommended annual accreditation status for the 21 schools of nursing was approved by the Board of Trustees. Dr. Neely commended the schools of nursing for their work towards meeting the NCLEX-RN requirement.
2. **System Administration** – Approved the continued accreditation of Mississippi Nursing Degree Programs, 2008-2009, based on submission and evaluation of annual reports and other information documenting compliance accreditation standards, Miss. Code Ann. § 37-129-1, as amended. A copy of the programs is included in the bound *April 16, 2009 Board Working File*.

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Aubrey Patterson, Chair

On motion by Mr. Patterson, seconded by Ms. Robinson, with Ms. Pickering absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the Budget, Finance & Audit Agenda. **At this point, Mr. Alan Perry recused himself and left the room before the discussion and action on agenda item #2 shown below.** Agenda item #2 was approved on a separate motion by Mr. Patterson, seconded by Mr. Smith, with Mr. Perry and Ms. Pickering absent and not voting. Mr. Perry returned to the room.

1. **UM** – Approved a resolution authorizing the University of Mississippi Educational Building Corporation (UMEBC) to issue up to a maximum aggregate principal amount of \$51.0 million of Revenue Bonds, Series 2009 for a School of Law Construction Project (\$25.7 million) and a refunding of UMEBC Series 2000A variable rate demand obligations (\$25.3 million).

In April 2005, the Board approved the project initiation for construction of a new School of Law building on the university's Oxford campus. In March 2008, the Board approved financing a portion of the project via UMEBC. The total cost of construction is not expected to exceed \$50.0 million. Of this amount, the university is requesting approval to issue bonds for \$25.7 million to finance the project. The remaining financing will be provided by the university foundation (\$14,600,000), Bureau of Building (\$10,000,000), and a federal grant (\$2,500,000).

In November 2008, the Board approved a request to refinance the UMEBC Series 2000A variable rate demand obligations as a fixed rate issue. The Series 2000A variable rate demand obligations are insured by MBIA; however, in the late spring 2008, MBIA was downgraded by credit rating agencies causing higher interest rates for the university. The 2000A Series originally totaling \$34.7 million was utilized for the south end zone expansion of Vaught-Hemingway Stadium, the Gertrude Castellow Ford Center for the Performing Arts, the Johnny M. Williams Electrical Generation Facility, and student housing renovations. Outstanding coupons total \$25.3 million for the Series 2000A variable rate demand obligations. The Attorney General's Office has reviewed and approved the resolution. First Southwest Company-Financial Advisor. Butler, Snow, O'Mara, Stevens, Cannada, PLLC-Bond Counsel. Morgan Keegan- Lead Underwriter.

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2. **UMMC** - Approved a request to enter into a 60-month agreement with Parkway Joint Venture, LLC. The purpose of the agreement is to lease 2,765 square feet of professional office space in the UBS Building for the eICU Operations Center. The lease is for the period September 1, 2009 to August 31, 2014. The average cost per square foot for the agreement period is \$18.91. The fee includes a component for operational expenses. The total amount of the agreement is \$432,788, which includes \$167,006 for renovation of the space. The renovations include a separate HVAC system and emergency generator required for 24/7 uninterrupted operations. The agreement will be funded via patient revenue. This agreement has been reviewed and approved by the Attorney General's Office.
3. **System Administration (Information item.)** – The Board received a report presented by Mr. Randy Eure from the CPA firm of Carr, Riggs and Ingram, LLC regarding the Fiscal Year Ending June 30, 2008 University System Audit. A copy of the audit report is included in the *April 16, 2009 Board Working File*.
4. **Other Business** - Dr. Jim Borsig, IHL Assistant Commissioner for Governmental Relations, gave an update about the American Recovery and Reinvestment Act of 2009. Mr. Patterson commended Dr. Borsig for doing an excellent job of presenting a complex and incomplete subject. The team has done remarkable work to this point.

REAL ESTATE & FACILITIES AGENDA

Presented by Mr. Scott Ross, Chair

On motion by Mr. Ross, seconded by Mr. Smith, with Mr. Perry, Ms. Pickering and Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #6 as submitted on the following Real Estate & Facilities Agenda. Agenda items #7 - #9 were approved on a separate motion by Mr. Smith, seconded by Dr. Davidson, with Ms. Pickering and Ms. Robinson absent and not voting.

1. **ASU** - Approved the initiation of **IHL 201-245, Employee Housing**, to develop privately financed student and employee housing units on campus. This project will require the university to lease property to a developer for the purpose of constructing residence halls and employee housing.
2. **UM** - Approved the appointment of The McCarty Group of Tupelo, Mississippi as project professionals for **IHL 207-320, The Mississippi Small Business Development Center**. The project initiation was approved by the Board in February 2009. The total project budget is \$2,000,000. Funds are available from a United States Congress Grant #SBAHQ-06-I-0032. Project Professionals: The McCarty Group
3. **UM** - Approved the initiation of **IHL 207-322, Identification Center Renovation**, and the appointment of the university Facilities Planning Department as project professionals. The total project budget is \$250,000. Funds are available from ID Center revenues and related auxiliary operations. Project Professionals: The University of Mississippi Facilities Planning Department

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4. **UMMC** - Approved the initiation of **GS 109-200, Original Hospital Structural Repairs**, and the appointment of Dale/Morris Architects as project professionals. The project will make necessary repairs discovered in concrete sun screens, structural deflection in a brick ledge and shear cracks in original hospital brickwork. The total project budget is \$170,000. Funds are available from HB 246, Laws of 2007. Project Professional: Dale/Morris Architects
5. **UMMC** - Approved the initiation of **IHL 209-522, Campus Master Plan**, and the appointment of Cooke Douglass Farr Lemons, Ltd. and Eley Associates in association with Sasaki Associates, Inc. and Kurt Salmon Associates (a joint venture) as project professionals. These services are estimated to begin April 20, 2009. Total project cost shall not exceed \$1,000,000. Funds are available from the UMMC operational budget. Project Professional: Cooke Douglass Farr Lemons, Ltd. and Eley & Associates in association with Sasaki Associates, Inc. and Kurt Salmon Associates (joint venture)
6. **UMMC** - Approved the request to increase the budget for **IHL 209-514, Hospital Generator 2008**, from \$475,000 to \$1,178,323 for an increase in the amount of \$703,323. This increase is required due to the lowest bid received exceeding original estimates. Although the actual cost impact exceeds expectations, the ranges of bid figures indicate the low bid is an accurate reflection of the actual cost for the work specified. Funds are available from hospital patient revenue. Project Professional: Watkins & O'Gwynn Electrical Engineers General Contractor: Fountain Construction Company
7. **ASU** - Due to the current financial climate, the Board approved the request to convert the current privatized development project (**IHL 201-241, Campus Housing - Phase I**) to the Educational Building Corporation financing method. Initiation of this project was approved by the Board in March 2008. The Board also approved the request for Dale and Associates to continue as project professionals and to use the Construction Management - Advisor method of project delivery for construction of the student housing. The university will seek approval of the project budget at a later date once the Construction Manager has established construction costs. The university will utilize the Construction Management method to reduce construction time by twelve (12) months and allow for occupancy by August 2010. The Construction Manager will be selected through a Request for Qualifications and the interview process. The Construction Manager will not perform any portion of the construction work on this project. Project Professionals: Dale and Associates
8. **DSU** – Approved the short list of development teams for **IHL 202-133, New Residence Hall/Apartment Complex**, on the Delta State campus which was initiated and approved by the Board in October 2008. Each team consists of an experienced and qualified architectural firm registered in Mississippi, a contractor properly licensed and domiciled in Mississippi, and a development/finance professional. The Request for Proposals was publicly advertised and submittals from three teams were received. The proposals are being reviewed by an 11-person selection committee of university officials, Delta State Foundation members, IHL staff, and LPK Architects.
 - a. ***Team I***
Developer: Allen & O'Hara Development Co., LLC. This developer has a 45-year history of student housing development and management. They are located in Memphis, TN. Allen & O'Hara has teamed with Morgan Keegan & Company for project financing.

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Design Professional: HADP Architecture, Inc. of Atlanta, GA. Founded 50 years ago, HADP has built a reputation as one of the southeast's premier architecture firms with a broad portfolio of successful educational and student housing facilities.

Construction Contractor: Naylor Construction Services Group of Ridgeland, MS. Naylor is a full service general contractor offering comprehensive general contractor and construction management services. Naylor has vast project experience throughout the mid-south region and has earned a reputation of excellence within the multi-family and student housing industries.

b. **Team II**

Developer: Ambling University Development Group of Valdosta, GA. Ambling is one of the nation's leading developers, builders and managers of university communities. Ambling has teamed with RBC Capital Markets for project financing.

Design Professional: Dale and Associates Architects P.A. of Jackson and Biloxi, MS. Dale and Associates Architects are one of the largest full-service architectural firms in the state of Mississippi. They have provided architectural services to numerous colleges and universities.

Construction Contractors: Yates Construction (Residence Hall Contractor) of Jackson, MS. Yates was founded in 1963 and has been providing construction services in Mississippi since then. HM Williams Construction Inc (Faculty/Staff Housing Contractor) of Tupelo and Jackson, MS. HM Williams provides general construction and construction management and design-build services.

c. **Team III**

Developer: Signet-Harrell Development of Jacksonville, FL and Jackson, MS. Signet-Harrell, a full service real estate development and project financing firm, has more than 16 years of experience in the industry for colleges and universities with over \$3.2 billion in successfully led construction and development projects. Signet-Harrell Development will lead their financing activities and work with local financing consultant Kipling Jones.

Design Professional: G. Niles Bolton, AIA Architect, headquartered in Atlanta, GA. Niles Bolton has more than 50,000 student beds in its portfolio. Niles Bolton will receive local design and administration support from Burris/Wagnon, an award-winning Jackson, MS architectural firm with project experience at Delta State University as well as other education facilities throughout the state.

Construction Contractor: Harrell Contracting Group LLC of Jackson, MS will provide preconstruction and construction services. Harrell brings the expertise gained from dozens of projects at universities and colleges throughout Mississippi. Repeat customers have made up more than 75% of their annual sales for the past 10 years.

9. **MSU** – Approved the request to extend the offer from Cotton Mill Market Place, LLC to purchase the property commonly known as the Cooley Property and Russell Street Property from MSU. The university proposes to extend the offer from March 31, 2009 to May 30, 2009. The Board approved the sale of this property in October 2008.
10. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the Board staff subsequent to the March 18-19, 2009 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 1.)**

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ADMINISTRATION/POLICY AGENDA
Presented by Dr. Aubrey Lucas, Interim Commissioner

On motion by Mr. Smith, seconded by Dr. Neely, with Ms. Pickering and Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Administration/Policy Agenda.

1. **JSU** – Approved the request to bestow an honorary degree on one candidate at its May 2009 Spring Commencement. Supporting documents are on file at the Board Office.

2. **System Administration (Information item.)** – The Board received the 2009 Spring Commencement schedules, as follows:

Alcorn State University

Time & Date: 8:30 a.m., Saturday, May 9, 2009
Location: Jack Spinks Stadium/Dwight Fisher Field
Speaker: Dr. Charlie H. Bridges, M.D., Urologist, 1974 Alumnus

Delta State University

Time & Date: 10:00 a.m., Saturday, May 9, 2009
Location: Walter Sillers Coliseum
Speaker: Mr. Aubrey Patterson, Board of Trustees, Mississippi Institutions of Higher Learning

Jackson State University

Graduate Commencement Ceremony

Time & Date: 6:00 p.m., Friday, May 8, 2009
Location: Lee E. Williams Athletics and Assembly Center
Speaker: Dr. Johnny Dupree, Mayor of Hattiesburg, Mississippi

Undergraduate Commencement Ceremony

Time & Date: 8:00 a.m., Saturday, May 9, 2009
Location: Mississippi Veterans Memorial Stadium
Speaker: Mr. Randall Pinkston, CBS News Correspondent, New York

Mississippi State University

Meridian Campus:

Time & Date: 11:00 a.m., Friday, May 1, 2009
Location: The Riley Center for Education & Performing Arts
Speaker: Mr. Joel Clements, Chairman of the Board, President & CEO Waynesboro-based First State Bank

Main Campus:

Time & Date: 9:00 a.m., Saturday, May 2, 2009
Location: Humphrey Coliseum, Starkville Campus
Speaker: The Honorable William Winter, Former Governor of the State of Mississippi

Time & Date: 2:00 p.m., Saturday, May 2, 2009
Location: Humphrey Coliseum, Starkville Campus
Speaker: The Honorable William Winter, Former Governor of the State of Mississippi

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Mississippi University for Women

Time & Date: 10:00 a.m., Saturday, May 9, 2009
College of Arts and Science and College of Education and Human Sciences
Location: Rent Auditorium of Whitfield Hall
Speaker: Mrs. Mary Peavy, President of Peavy Electronics

Time & Date: 1:30 p.m., Saturday, May 9, 2009
College of Business and Legal Studies, College of Nursing and Speech-Language Pathology and
Culinary Arts Institutes
Location: Rent Auditorium of Whitfield Hall
Speaker: Mrs. Mary Peavy, President of Peavy Electronics

Mississippi Valley State University

Time & Date: 10:00 a.m., Saturday, May 9, 2009
Location: Robert W. Harrison HPER Complex
Speaker: The Honorable Percy W. Watson, Chairman, Ways and Means Committee, House of Representatives,
Mississippi State Legislature

The University of Mississippi

Time & Date: 9:00 a.m., Saturday, May 9, 2009
Location: The Grove
Speaker: Mr. Bob Schieffer, Anchor, CBS News

The University of Mississippi Medical Center

Time & Date: 10:00 a.m., Friday, May 22, 2009
Location: Mississippi Coliseum
Speaker: N/A

The University of Southern Mississippi

Time & Date: 10:00 a.m., Friday, May 8, 2009
College of Business, College of Education and Psychology, College of Science and Technology
Location: Bernard Reed Green Coliseum/Hattiesburg, MS
Speaker: Mr. William R. Phalen, CEO & Chairman of Cities, West Publishing, Inc.

Time & Date: 3:00 p.m., Friday, May 8, 2009
College of Arts and Letters and College of Health
Location: Bernard Reed Green Coliseum/Hattiesburg, MS
Speaker: Mr. William R. Phalen, CEO & Chairman of Cities

Time & Date: 10:00 a.m., Saturday, May 9, 2009
Location: Mississippi Coast Coliseum/Biloxi
Speaker: Major General Paul F. Capasso, Director, Command, Control, Communities and Computer Systems,
U. S. Africa Command, Stuttgart, Germany

3. **System Administration (Information item.)** - In compliance with Board policy, the following items have been approved by the Interim Commissioner on behalf of the Board:
 - a. **UM** – Budget revisions of its On Campus budget, Off Campus budget, Center for Manufacturing Excellence budget, Mississippi Center for Supercomputing Research budget, Mississippi Law Research Institute budget, Mississippi Mineral Resources Institute budget, Research Institute for Pharmaceutical Sciences budget, Small Business Development Center budget, Teacher Corps budget, and Athletic Department budget; no increase in the total budget, rather a reallocation among individual expense categories.

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- b. **UM** – Budget revisions to the annual operating budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. UM requested approval for budget revisions to its State Court Education Program.

GOVERNANCE/LEGAL AGENDA

Presented by Mr. Bob Owens, Chair

On motion by Mr. Owens, seconded by Dr. Rouse, with Ms. Pickering and Ms. Robinson absent and not voting, the Board approved moving agenda items #1 - #2 to the list of items to be taken up in Executive Session. **AGENDA ITEMS #1 - #2 WERE TAKEN UP IN EXECUTIVE SESSION LATER IN THE MEETING.** On motion by Mr. Owens, seconded by Mr. Perry, with Ms. Pickering and Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #3 as submitted on the following Governance/Legal Agenda.

1. **UMMC** – Settlement of the Mississippi Worker’s Compensation claim of Clara Robertson, file no. 877990.
2. **UM** – Settlement of a case styled as *Speth v. UM, et al.*, Cause No. 3:08CV133-M-A.
3. **System Administration** – Approved the request to seek an official Attorney General’s opinion regarding whether IHL is covered under its February 17, 2005 expansion of tort claims coverage for libel, slander and/or defamation claims. A copy of the letter is included in the bound *April 16, 2009 Board Working File*.
4. **System Administration (Information item.)** - The Board received a report of the payment of legal fees to outside counsel. **(See Exhibit 2.)**

ANNOUNCEMENTS

1. Instead of the gavel, Ms. Whitten passed a construction hard hat to incoming president Scott Ross. The hat includes various items he may need in the coming year including talking points for the searches and “stimulus dollars”. Ms. Whitten thanked the Board for their support and stated that this was the best Board to serve on through this past year. On behalf of the Board, Mr. Ross exclaimed that Ms. Whitten represented the Board and higher education to the press and public so often and so eloquently with the right message.
2. Mr. Owens noted that the Governance/Legal Committee received the completed Diversity Report from the universities. The Committee will take some time to review the data and will bring it to the Board for discussion at a later date.

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3. Mr. Perry announced that Mr. Ross, Mr. Blakeslee and a number of others from the universities and foundations met about the foundation policy. Final changes to the policy may be presented at the next Board meeting. Ms. Whitten thanked all of the Board members who have taken time to address this issue.
4. Ms. Whitten, Chair of the Chancellor Search Committee, gave a brief update on the search for a new Chancellor. The search is progressing smoothly after initial meetings with the search consultants and the Search Advisory Committee in late March. Dr. Alice Clark was named chair of the Search Advisory Committee. Nominations and applications and interest is being expressed. The pool of candidates is growing daily. A wide range of publications have been utilized to publicize the open position. The Board anticipates moving into the first round of interviews within the next month or so. The search process can be tracked using the IHL website.
5. Mr. Blakeslee, Chair of the Commissioner Search Committee, gave a brief update on the search for a new Commissioner. There were 13 separate listening sessions that took 8 days to complete. Mr. Blakeslee thanked everyone who participated in these sessions. A 21-person Search Advisory Committee was appointed and is chaired by Dr. Robert Khayat. The process for the Commissioner search is basically the same as the one for the Chancellor search. Nominations and applications are being received now. It is hoped that the search will be completed by the middle of June.

EXECUTIVE SESSION

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

Discussion of a litigation matter at the University of Mississippi and

Discussion of a litigation matter at the University of Mississippi Medical Center.

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

On motion by Mr. Owens, seconded by Mr. Blakeslee, with Ms. Pickering and Ms. Robinson absent and not voting, the Board voted to approve the settlement of the case styled *Speth v. the University of Mississippi* as presented by counsel.

On motion by Mr. Owens, seconded by Mr. Patterson, with Ms. Pickering and Ms. Robinson absent and not voting, the Board voted to approve the settlement of the case styled *Clara Roberson v. the University of Mississippi Medical Center* as presented by the IHL Director of Insurance and Risk Management.

On motion by Dr. Davidson, seconded by Mr. Owens, with Ms. Pickering and Ms. Robinson absent and not voting, the Board voted to return to Open Session.

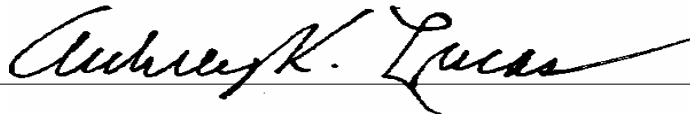
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ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Interim Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- Exhibit 1 Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the March 18-19, 2009 Board meeting.
- Exhibit 2 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

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Real Estate & Facilities items that were approved by the Board staff subsequent to the March 18-19, 2009 Board meeting in accordance with Board Policy 904 Board Approval.

Alcorn State University

GS 101-255, Fine Arts Renovation: The Board staff approved Change Order #7 in the amount of \$24,536.40. This change order is necessary for the addition of electrical and acoustical work. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$7,565,543.63. Funds are available from the *Ayers* Fund. **Project Professional: Dale and Associates General Contractor: Flagstar Construction Company**

IHL 201-244, Campus Watershed Project: On behalf of the Board of Trustees of State Institutions of Higher Learning and per Board policy §904 (B), Mr. Scott Ross, Chair of the Real Estate and Facilities Committee, approved the initiation of the Campus Watershed Project and the appointment of Williford Gearheart & Knight, Inc. as project professionals. Mr. Ross also approved the Construction Documents, authorized the advertisement for the receipt of bids and awarded a construction contract. This project will address erosion issues at several locations on the Lorman Campus. The total project budget is \$665,000. Funds are available from a United States Department of Agriculture grant, PA#68-4423-8-1787. **Project Professional: Williford Gearheart & Knight, Inc.**

Delta State University

GS 102-196, Addition and Renovation to Athletic Facilities: The Board staff approved Change Order #4 for the addition of six (6) calendar days to the contract of Jackson Construction Company of Grenada, Inc. This change order is necessary due to unavoidable delays caused by inclement weather. Approval was requested by the Bureau of Building, Grounds and Real Property Management. The total project budget is \$555,565. Funds are available from SB 2010, Laws of 2004. **Project Professional: Singleton Architects, P.A. General Contractor: Jackson Construction Company of Grenada, Inc.**

GS 102-220, Cafeteria Infrastructure Renovation: The Board staff approved the Schematic Design documents as submitted by Atherton Consulting Engineers, project professional. Approval was requested by the Bureau of Building, Grounds and Real Property Management. The total project budget is \$300,000. Funds are available from HB 246, Laws of 2007. **Project Professional: Atherton Consulting Engineers**

IHL 202-136, Demolition of Residence Halls: The Board staff is in receipt of necessary completed forms from the Mississippi Department of Archives and History and the Mississippi Department of Environmental Quality to proceed with the demolition of residence halls on campus. The project initiation and appointment of professional was approved by the Board in January 2009. The total project budget is \$600,000. Funds are available from student housing revenue. **Project Professional: Luke Peterson and Kaye Architects, P.A.**

Jackson State University

GS 103-179, School of Engineering: The Board staff approved Change Order #13 in the amount of \$4,606. This change order is necessary for additional electrical receptacles and additional signage as required by the State Fire Marshall. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$22,408,321.08. Funds are available from SB 1675, Laws of 1999. **Project Professional: Cooke Douglass Farr Lemons Architects & Engineers, P.A. General Contractor: Evan Johnson and Sons Construction, Inc.**

GS 103-219, Johnson/Dansby Replacement: The Board staff approved the award of a contract to Harrell Contracting Group, LLC, the lower of seven (7) bidders, in the amount of \$7,008,000 for the above referenced project. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$13,773,590.88. Funds are available from SB 2010, Laws of 2004, HB 246, Laws of 2007, and HB 1641, Laws of 2006. **Project Professional: Vernell Barnes Architect/Foil Wyatt Architects - A Joint Venture. General Contractor: Harrell Contracting Group, LLC**

Mississippi State University

Removal of Building 1546, Quonset Weed Control, Stoneville, MS: On behalf of the Board of Trustees of State Institutions of Higher Learning and per Board policy §904 (B), Mr. Scott Ross, Chair of the Real Estate and Facilities Committee, approved the demolition of Building 1546, Quonset Weed Control, located in Stoneville, Mississippi and the removal of the building from the Mississippi Agricultural & Forestry Experiment Station inventory. Approval letters have been received from the Mississippi Department of Archives and History and the Department of Environmental Quality and will be kept on file in the Office of Real Estate and Facilities. **Project Professional: MSU Facilities Department.**

GS 105-323, Roof Replacements, Phase I: On behalf of the Board of Trustees of State Institutions of Higher Learning and per Board policy §904 (B), Mr. Scott Ross, Chair of the Real Estate and Facilities Committee, approved the request for an increase in budget from \$950,000 to \$990,000 for an increase in the amount of \$40,000. This increase is required to cover additional work and days for Change Order #3. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$990,000. Funds are available from HB 1634, Laws of 2006, and SB 2010, Laws of 2004. **Project Professional: Shafer and Associates, PLLC. General Contractor: E. Cornell Malone Corporation**

GS 105-323, Roof Replacements, Phase I: The Board staff approved Change Order #3 in the amount of \$130,008 with an additional eighty-five (85) days to the contract of E. Cornell Malone Corporation. This change order is necessary to repair a rotted deck, soffits and existing masonry. The masonry will be cleaned, waterproofed and repainted. The windows will be resealed, prepped and painted. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$990,000. Funds are available from HB 1634, Laws of 2006, and SB 2010, Laws of 2004. **Project Professional: Shafer and Associates, PLLC. General Contractor: E. Cornell Malone Corporation**

IHL 205-235A, New Residence Hall: The Board staff approved an award of a contract to Brislin, Inc., the lower of four (4) bidders, in the base bid amount of \$2,315,700. This is the first phase of a six phase project. The total project budget is \$29,960,000. Funds are available from MSU Educational Building Corporation revenue bonds. **Project Professional: Luke Peterson and Kaye Architects, P.A. General Contractor: Brislin, Inc.**

Mississippi University for Women

GS 104-163, Fire Suppression, Phase I: The Board staff approved the Design Development documents as submitted by Atherton Consulting Engineers. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$500,000. Funds are available from HB 246, Laws of 2007. **Project Professional: Atherton Consulting Engineers**

GS 104-165, Kincannon Hall - Air Handlers: The Board staff concurred with the Bureau of Building, Grounds and Real Property Management for a budget revision from \$330,000 to \$315,000, a reduction of \$15,000. Funds are available from SB 2988, Laws of 2003, and SB 1634, Laws of 2006. **Project Professional: Atherton Consulting Engineers**

GS 104-165, Kincannon Hall - Air Handlers: The Board staff approved the Design Development documents as submitted by Atherton Consulting Engineers, project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$315,000. Funds are available from SB 2988, Laws of 2003, and SB 1634, Laws of 2006. **Project Professional: Atherton Consulting Engineers**

University of Mississippi

Removal of Old Service Station, Oxford, MS: The Board staff approved the request to remove an old service station, which is located at the Physical Plant, 700 Hathorn Road, from university inventory. The service station is not useable and a useable service station is now located in another building on the campus. Approval letters from the Mississippi Department of Archives and History and the Mississippi Department of Environmental Quality have been received and will be kept on file in the Office of Real Estate and Facilities. **General Contractor: Ricky Hopkins Construction**

GS 107-298, Coulter Hall 1B: The Board staff approved the Schematic Design and Design Development documents as submitted by Barlow Eddy Jenkins, P.A., project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$5,208,000. Funds are available from HB 1641, Laws of 2008, and self-generated sources. **Project Professional: Barlow Eddy Jenkins, P.A. General Contractor: D. Carroll Construction, LLC**

GS 107-298, Coulter Hall 1B: The Board staff approved the Contract Documents as submitted by Barlow Eddy Jenkins, P.A., project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$5,208,000. Funds are available from HB 1641, Laws of 2008, and self-generated sources. **Project Professional: Barlow Eddy Jenkins, P.A. General Contractor: D. Carroll Construction, LLC**

GS 107-297, Waste Water Treatment Plant: The Board staff approved the Schematic Design documents as submitted by Engineering Solutions, Inc., project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$1,500,000. Funds are available from HB 1641, Laws of 2008. **Project Professional: Engineering Solutions, Inc.**

University of Mississippi Medical Center

GS 109-199, Re-Roof 764 Lakeland Drive: The Board staff approved Change Order #1 in the amount of \$8,890. This change order is necessary to provide for the removal of the existing roof level screen around the existing HVAC and to replace the existing parapet gypsum board backing material with codex plywood. The roofing manufacturer will not warrant a system installed on gypsum board backing. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$200,000. The funding source is self-generated sources with reimbursement, upon completion, from the IHL Discretionary Funds HB 246, Laws of 2007. **Project Professional: Simmons Associates General Contractor: Guaranteed Roofing Company, Inc.**

IHL 209-495, South Pediatric Renovations II: The Board staff approved Change Order #9 in the amount of \$24,894 with an additional twenty one (21) days to the contract of Wilkinson Construction Company. This change order is necessary to provide an upgrade of quality wallpaper for wall protection and finishes to match current renovated areas. The total project budget is \$2,771,750. Funds are available from self-generated sources and donations. **Project Professional: Dean and Dean Architects General Contractor: Wilkinson Construction Company**

IHL 209-500, Health Related Professionals Drainage Revisions 2007: The Board staff approved Change Order #2 in the amount of \$23,033 with an additional ten (10) days to the contract of Southern Rock, LLC. This change order is necessary to reroute a storm sewer line to the north side of Alumni Drive rather than the south side as originally planned. The rerouting will avoid disruption to utilities already in place and avoid extreme costs. The total project budget is \$570,700. Funds are available from interest income, student tuition and patient fees. **Project Professional: Dale/Morris Architects, PLLC. General Contractor: Southern Rock, LLC.**

IHL 209-503, School of Dentistry D202 and D105 Renovations: The Board staff approved the Design Development documents as submitted by Mark S. Vaughan Architects, project professionals. The total project budget is \$820,553. Funds are available from tuition and student fees. **Project Professional: Mark S. Vaughan Architects**

IHL 209-503, School of Dentistry D202 and D105 Renovations: The Board staff approved the Contract Documents as submitted by Mark S. Vaughan Architects, project professionals. The total project budget is \$820,553. Funds are available from tuition and student fees. **Project Professional: Mark S. Vaughan Architects**

IHL 209-506, Emergency Fuel Center: The Board staff approved Change Order #2 in the amount of \$15,710.62 with an additional forty (40) days to the contract of Wilkinson Construction. This change order is necessary to resolve latent conditions and the coordination of electrical documents and equipment requirements. Additional expense is required to change from single hose dispensing to dual hose pumps for efficiency. The total project budget is \$325,000. Funds are available from interest income. **Project Professional: Eldridge & Associates, P.A. General Contractor: Wilkinson Construction**

IHL 209-509, Operating Room Endovascular Suite Renovations: The Board staff approved Change Order #1 in the amount of \$50,023 with an additional eleven (11) days to the contract of Sunbelt General Contractors. This change order is necessary to provide for various requested adjustments and revisions to latent conditions for future development in this area. The total project budget is \$641,000. Funds are available from hospital patient revenue. **Project Professional: Simmons Associates, AIA General Contractor: Sunbelt General Contractor**

IHL 209-512, Elevator Upgrades: The Board staff approved the Schematic Design documents as submitted by Simmons Architects, AIA, project professionals. The total project budget is \$590,710. Funds are available from interest income. **Project Professional: Simmons Architects, AIA**

IHL 209-513, Miscellaneous Boiler and Chiller Revisions 2009: The Board staff approved the Design Development documents as submitted by Eldridge Associates, project professionals. The total project budget is \$3,385,000. Funds are available from service area fees and hospital patient revenue. **Project Professional: Eldridge & Associates, P.A.**

IHL 209-513, Miscellaneous Boiler and Chiller Revisions 2009: The Board staff approved the Contract Documents as submitted by Eldridge Associates, project professionals. The Board staff also approved the request to advertise for the receipt of bids. The total project budget is \$3,385,000. Funds are available from service area fees and hospital patient revenue. **Project Professional: Eldridge & Associates, P.A.**

IHL 209-515, Surgical Short Stay Renovations: The Board staff approved the Design Development documents as submitted by Cooke Douglass Farr Lemons, Ltd., project professionals. The total project budget is \$7,735,000. Funds are available from hospital patient revenues. **Project Professional: Cooke Douglass Farr Lemons, Ltd.**

IHL 209-518, 5 East Renovations: The Board staff approved the Schematic Design documents as submitted by Dale/Morris Architects, project professionals. The total project budget is \$3,395,515. Funds are available from Indirect Cost Recoveries and tuition. **Project Professional: Dale/Morris Architects, PLLC.**

IHL 209-519, Exterior Graphics Phase I-2009: The Board staff approved the Schematic Design documents as submitted by The K Group, project professionals. The total project budget is \$317,000. Funds are available from interest income. **Project Professional: The K Group**

University of Southern Mississippi

GS 108-235, College Hall Renovation: The Board staff approved the Design Development documents as submitted by Dale and Associates, project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$6,252,302.68. Funds are available from SB 3197, Laws of 2002, and SB 2988, Laws of 2003. **Project Professional: Dale and Associates Architects**

GS 108-252, Fraternity House Fire Protection: The Board staff approved the Contract Documents as submitted by Eldridge and Associates, project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$1,350,000. Funds are available from HB 1641, Laws of 2008. **Project Professional: Eldridge and Associates, P.A.**

GS 108-255, Textbook Services Center Renovation: The Board staff approved the Contract Documents as submitted by Landry and Lewis Architects, P.A., project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$1,500,000. Funds are available from HB 1641, Laws of 2008. **Project Professional: Landry and Lewis Architects, P.A.**

IHL 210-234, Aquaculture Visitor's Center Phase III: The Board staff approved Change Order #1 in the amount of \$17,601 with an additional thirty eight (38) days to the contract of Dan Ensarling, Inc. This change order is necessary due to required changes in electrical receptacles for equipment needs. The total project budget is \$1,800,000. Funds are available in the amount of \$1,800,000 from the National Oceanic and Atmospheric Administration grant (GR02439). **Project Professional: Allred Architectural Group, P.A. General Contractor: Dan Ensarling, Inc.**

EXHIBIT 2

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

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 2/27/09) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the *Wade* case.)

TOTAL DUE \$350.33

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (Statements dated 2/3/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the *Beason, Thornton, Flowers, Knight, Kermode, Seid* and *Rhoden* cases in the amounts of \$6,907.20, \$375.00, \$2,874.00, \$4,583.97, \$6,647.31, \$3,667.19 and \$345.00.)

TOTAL DUE \$25,399.67

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 1/15/09, 1/15/09 and 2/17/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with "General Advice – North Clinic" - \$2,343.50; "General Representation of the Medical School and Facility Practice Plans" - \$2,678.50; and "General Advice – North Clinic" - \$4,937.80.)

TOTAL DUE \$9,959.80

Payment of legal fees for professional services rendered by Adams & Reese (Statement dated 2/13/09) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with a personnel issue.)

TOTAL DUE \$17,250.06

Payment of legal fees for professional services rendered by David Ware & Associates (Statements dated 2/17/09 and 2/20/09) from the funds of Mississippi State University. (These statements, in the amounts of \$166.72 and \$503.30, respectively, represent services and expenses in connection with labor certification.)

TOTAL DUE \$670.02

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 10/4/08) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the WUMS radio station.)

TOTAL DUE \$150.00

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 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 2/18/09, 2/18/09, 2/18/09 and 2/18/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patents: “System for Diagnosis and Prediction of Therapy for Nutritional and Metabolic Disorders” - \$3,761.61; “General” - \$67.50; “Noscapine as a Neuroprotectant” - \$3,869.50; “Targeted Delivery of Therapeutic Peptides by Thermally Responsive Polymers” - \$279.00; “Inhibition of Cancer Metastasis by Cell Penetrating Peptides” - \$310.00; “Thermally Targeted Delivery of Medicaments Including Doxorubicin” - \$341.00; “Thermally Targeted Delivery of Medicaments Including Doxorubicin – EPO” - \$147.56; “Thermally Targeted Delivery of Medicaments Including Doxorubicin – JP” - \$3,224.11; “Cell Culture Model for Demyelination/Remyelination” - \$583.76; “Thermally Targeted Delivery of Medicaments Including Doxorubicin – CA” - \$632.56; “Thermally Targeted Delivery of Medicaments Including Doxorubicin – EP” - \$603.95; and “Saliva-Based Protein Profiling” - \$127.64.)

TOTAL DUE \$13,948.19

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 4/16/08) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the following patent: “Gut Prosthetic”.)

TOTAL DUE \$1,890.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statements dated 2/6/09, 2/18/09, 2/18/09 and 2/18/09) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Termite Control Methods and Apparatus” - \$2,696.00; “High Power Density, Full-Bridge Parallel Loaded Resonant DC-DC Converter for Low-Voltage, High-Current Applications” - \$4,301.10; “Renewable Fuel/Lubricant Mixture for Use in a Two-Stroke Internal Combustion Engine” - \$120.00; and “Method for Determining Superficial Residual Stress as Applied to Machined, Mechanically or Thermally Processed Surfaces” - \$50.00.)

TOTAL DUE \$7,167.10

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statements dated 11/26/08, 12/11/08 and 1/15/09) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Cache Mapping Technology Matter” - \$6,259.00; “Cache Mapping Technology Matter” - \$1,255.00; and “High Molecular Weight Polysaccharide from Aloe Vera with Immunostimulatory Activity” - \$115.00.)

TOTAL DUE \$7,629.00

in Aquaculture” - \$915.68; “Methods for Detecting Vibration and Sound Signatures of Human Footsteps – CP” - \$431.06; “Methods for Detecting Vibration and Sound Signatures of Human Footsteps – EP” - \$331.92; “Stabilized Formulations of Triamcinolone Acetonide – AU” - \$93.56; “Stabilized Formulations of Triamcinolone Acetonide – CN” - \$54.50; “Stabilized Formulations of Triamcinolone Acetonide – EP” - \$9,527.38; “Stabilized Formulations of Triamcinolone Acetonide – IN” - \$173.19; “Stabilized Formulations of Triamcinolone Acetonide – US” - \$40.00; “Salvinorin A Legends to Opioid Receptors” - \$1,054.00; “Highly Purified Amphotericin B – EP” - \$12,738.23; “Highly Purified Amphotericin B – FR” - \$401.17; “Highly Purified Amphotericin B – IE” - \$1,627.72; “Highly Purified Amphotericin B – DE” - \$498.37; “Compositions Comprising Highly Purified Amphotericin B – CA” - \$217.70; “Compositions Comprising Highly Purified Amphotericin B – AU” - \$293.00; “Compositions Comprising Highly Purified Amphotericin B – MX” - \$161.14; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – CN” - \$64.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – CP” - \$5,385.84; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – EP” - \$1,956.98; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – JP” - \$288.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – MX” - \$5,828.53; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – US” - \$656.42; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – VN” - \$1,184.01; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – WO” - \$607; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – AU” - \$987.14; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – CA” - \$441.50; “Corrugated and Ported Prism Engine Nozzel for Reduction of Supersonic Jet Exhaust Noise” - \$688.50; “Novel Cyclopentenedione Antifungal Compounds and Methods for Their Use – CA” - \$134.06; “Saururus Cernuus Compounds that Inhibit Cellular Responses to Hypoxia – DV” - \$2,543.84; “Saururus Cernuus Compounds that Inhibit Cellular Responses to Hypoxia – US” - \$105.50; “Acoustic Instruments for Use in Aquaculture” - \$667.76; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – CP” - \$1,984.14; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – EP” - \$575.00; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – WO” - \$165.00; “Particle Feeder” - \$40.64; “Stabilized Formulation of Triamcinolone Acetonide – US” - \$1,377.80; “Stabilized Formulation of Triamcinolone Acetonide – WO” - \$291.50; “Method and Device for Reducing Engine Noise – CA” - \$250.50; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – CA” - \$575.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – IN” - \$619.14; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – KR” - \$1,089.64; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – ZA” - \$2,570.78; “Stabilized Formulation of Triamcinolone Acetonide – WO” - \$155.98; “Stabilized Formulation of Triamcinolone Acetonide – US” - \$1,354.16; “Stabilized Formulation of Triamcinolone Acetonide – MX” - \$858.14; “Stabilized Formulation of Triamcinolone Acetonide – EP” - \$699.00; “Stabilized Formulation of Triamcinolone Acetonide – CN” - \$859.98; “Stabilized Formulation of Triamcinolone Acetonide – CA” - \$656.10; “Stabilized Formulation of Triamcinolone Acetonide – AU” - \$749.00; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – EP” - \$9,160.06; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – CP” - \$170.02; “Method of Detecting Vibration and Sound Signatures of Human Footsteps – CA” - \$356.70; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – AU” - \$1,970.39; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – KR” - \$6,228.20; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – EP” - \$10,253.84; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – CP” - \$189.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – CN” - \$310.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – MX” - \$96.00; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – DV” - \$295.34; “Novel Cyclopentenedione Antifungal Compounds and Methods for Their Use – CA” - \$246.38; “Compositions Comprising Highly Purified Amphotericin B – US” - \$2,717.00; “Compositions Comprising Highly Purified Amphotericin B – CA” - \$196.96;

“Cembranoids/Chemopreventive” - \$2,201.00; “Novel Antigiardial Agents and Methods of Use Thereof” - \$1,242.50; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – WO” - \$382.50; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – ZA” - \$231.10; “High Speed Data Compression Based on Set Associative Cache Mapping Techniques – IN” - \$54.00; and “Stabilized Formulation of Triamcinolone Acetonide – IN” - \$602.00.)

TOTAL DUE **\$106,101.33**