MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
August 19-20, 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 Board Office in Jackson, Mississippi, at 8:30 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 August 19-20, 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. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, Mr. C.D. Smith and Ms. Amy Whitten. Mr. Bob Owens was absent. The meeting was called to order by Mr. Scott Ross, President, and opened with prayer by Dr. Stacy Davidson.

ANNOUNCEMENTS

- Mr. Scott Ross welcomed Dr. Hank Bounds, Commissioner of Higher Education, and Dr. Dan Jones, Chancellor of the University of Mississippi, to their first regular Board meeting. He also introduced Dr. James Keeton as the Vice Chancellor of the University of Mississippi Medical Center.
- Mr. Ross welcomed Mr. Blake Jeter, Student Body President at Mississippi State University, and Senator Doug Davis, Chairman of the Universities and Colleges Committee. Chairman Davis expressed his enthusiasm for working with the IHL Board and the Institutional Executive Officers.
- Dr. Bounds recognized Dr. Al Rankins who was appointed the IHL Interim Assistant Commissioner for Academic and Student Affairs. He also introduced Mr. Marcus Thompson who will be assisting him in the Commissioner’s Office.
- Mr. Ross congratulated Mr. C. D. Smith’s daughter, Danielle, who is the 2009 First Runner Up for Miss Mississippi.

APPROVAL OF THE MINUTES

On motion by Ms. Pickering, seconded by Dr. Neely, with Mr. Owens absent and not voting, it was RESOLVED, That the Minutes of the Board meetings held on the following dates, stand approved:

- June 15, 2009 Teleconference Board Meeting;
- June 17, 2009 Special Called Board Meeting;
- June 17 – 18, 2009 Regular Board of Trustees Meeting;
- July 7, 2009 Teleconference Board Meeting and
- July 28, 2009 Special Called Board Meeting.

CONSENT AGENDA

On motion by Dr. Neely, seconded by Mr. Patterson, with Mr. Owens absent and not voting, it was RESOLVED, That the Board hereby approved the following Consent Agenda.
ACADEMIC AFFAIRS

1. **System Administration (Information item.)** – The Board received the annual report on faculty tenure. In 2002–2003, IHL institutions hired 174 tenure track faculty members. During the 2008–2009 academic year, 112 (64%) were awarded tenure from the 2002–2003 cohort. (A copy of the report is included in the bound *August 19-20, 2009 Board Working File*.)

2. **System Administration (Information item.)** – The Board received the annual report on post-tenure review. In 2008–2009, 99% of full-time faculty received an annual evaluation. Twenty-four faculty members were triggered for a post tenure review. Three faculty members are participating in a faculty development plan and 1 faculty member successfully completed a faculty development plan. (A copy of the report is included in the bound *August 19-20, 2009 Board Working File*.)

BUDGET, FINANCE AND AUDIT

3. **Executive Office** - Pending review and approval by Mississippi Information Technology Services and the Attorney General’s Office, the Board approved the request to renew a professional services agreement with SunGard Higher Education, Inc (SunGard). The purpose of the agreement is to provide consulting and/or training services related to the Banner Administrative Software packages implemented at Alcorn State University, Delta State University, Jackson State University, Mississippi State University, Mississippi University for Women, and Mississippi Valley State University. The agreement is entered into by the Executive Office with SunGard in order to reduce costs by consolidating separate contracts into a single agreement. The consulting services agreement is related to a master licensing agreement in place between the Executive Office and SunGard. The agreement is effective upon date of execution and will continue through June 30, 2011. The agreement provides for 3,000 hours of consulting and/or training services at a rate of $187 per hour. SunGard will invoice the participating institutions for all services and applicable charges on an as-incurred monthly basis. Total costs for the agreement period will not exceed $600,000 excluding travel and expenses. (A copy of the agreement is included in the *August 19-20, 2009 Board Working File*.)

4. **MVSU** - Approved the request to renew the lease agreement with Viking Hospitality Group, LLC. The purpose of the agreement is to lease temporary housing for the institution’s executive officer (IEO) until such time that construction of the IEO’s campus home is completed. The Board previously approved a lease agreement with Viking in March 2009 for a total of $9,800. The original period of the lease was through May 31, 2009 at a monthly rental fee of $2,450; however, it was to continue on a month-to-month basis unless written notification of termination was submitted. The new lease is for the period July 1, 2009 through July 31, 2010. The monthly rental payment is $2,450 and the total for the lease period is $31,850. The agreement will be funded via General Funds. (A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the *August 19-20, 2009 Board Working File*.)

5. **UM** - Approved the request to enter into an agreement with the City of Oxford, Mississippi. Since 1986, the City of Oxford has provided fire protection service for the University of Mississippi through a series of agreements. The present agreement expires June 30, 2010. The proposed
agreement is for the period July 1, 2010 through June 30, 2014. The City of Oxford recently approved this contract. Board approval readily conveys IHL’s acceptance of the terms and provides assurance to students and their families that UM will have continuing fire protection services. Quarterly fees of $125,000 are due. After the first year, the quarterly payments for each fiscal year thereafter will be adjusted by the “All Urban Consumer Price Index for All Items” (CPI) as published by the U.S. Department of Labor. Each fiscal payment adjustment after the initial year will be made based on the annualized value of the non-preliminary CPI estimate of the most recent 12 month period just prior to the fiscal year. During the third year of the agreement, the University will contribute capital towards the purchase of a new ladder truck. Upon conclusion of the agreement period, UM shall have the option to purchase the fire truck. Taking into consideration the CPI adjustment and the payment towards the fire truck, it is estimated the total cost of the agreement will be $2.7 million. The agreement will be funded via General Funds. (A copy of the agreement which has been reviewed and approved by the Attorney General’s Office is included in the August 19-20, 2009 Board Working File.)

6. **UMMC** - Approved the request to enter into a lease agreement with CAG Holdings, LLC. The purpose of the agreement is to lease 8,125 sq. ft. located at 5965 I-55 North in Jackson, MS. The space is used by University Hospitals and Clinics-Batson Hospital, and is also known as the Pediatrics North Medical Clinic. The Board previously approved leasing the same space from the Lessor, under the name FRD Limited, in April 2004 for $672,169.30. In May 2009, the Commissioner approved a 90-day extension to the lease for $33,608.47 bringing the overall total agreement cost to $705,777.77. During this contractual period, an additional monthly fee of $2,739.28 was paid for UMMC requested improvements. The improvements have now been finalized and the fee will revert back to a sole rental amount in the proposed agreement. The agreement is for the period September 1, 2009 through June 30, 2010. The annual cost per sq. ft. is $12.50. The monthly rental fee is $8,463.54 with a total cost of $84,635.40 for the 10-month 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 August 19-20, 2009 Board Working File.)

7. **UMMC** - Approved the request to enter into a pricing agreement with the Mississippi Organ Recovery Agency (MORA). The purpose of the agreement is to provide human organs for the purpose of transplantation. The agreement is for the period August 24, 2009 to August 23, 2012. A schedule is incorporated within the agreement identifying the standard acquisition charge for types of organs. The total cost over the agreement period is not to exceed $9.4 million. 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 August 19-20, 2009 Board Working File.)

8. **UMMC** - Approved the request to lease out areas at the Old Farmer’s Market located at 352 East Woodrow Wilson Ave., Jackson, MS 39216, pursuant to Senate Bill 2887, Regular Session 2008. There are seven leases that encompass usage of two buildings, three stalls and a gas station.
   a. Lessee-Adams Brothers of Jackson, Location-Stores 4-12, 15 & 19-Wholesale Building, Monthly rent-$2,970
   b. Lessee-Charlie Adcox, Location-Shed 4 Building, Stalls 8, 9 and 10, Monthly rent-$495
c. Lessee-Doris Berry, Location-Shed 4-Building, Stalls 1-5, Monthly rent-$1,105 (May through October) and $822.50 (November through April)
d. Lessee-BP Car Care & Service, Inc., Location-Gasoline Station, Monthly rent-$1,766
e. Lessee-CSI, Inc., Location-Store 14, Merchant Wholesale Building, Monthly rent-$270
f. Lessee-Langham’s Produce, Location-Shed 3-Building, Stalls 1-3 and One Large Cooler, Monthly rent-$740
g. Lessee-MidSouth Produce, Location-Shed 5-Wholesale Building, Stalls 1-8, Monthly rent-$2,160

The term of each of the leases is September 1, 2009 through June 30, 2010 and each contains an option to renew the agreement for an additional three years until June 30, 2013. The collective amount for the initial term of the seven leases is $93,365.00. UMMC is responsible for paying for security and maintenance costs for the area while plans for future use of the space are developed. (Copies of the agreements which have been reviewed and approved by the Attorney General’s Office are included in the August 19-20, 2009 Board Working File.)

9. **UMMC** - Approved the request to enter into an agreement with Stericycle, Inc. The purpose of the agreement is to provide pharmaceutical waste disposal services in accordance with recent mandates established by the Environmental Protection Agency, Department of Transportation and Occupational Health and Safety Administration. The Board previously approved a $1 million contract with Stericycle, Inc. in November 2006 that is scheduled to expire November 2009. The preceding contract does not incorporate the separation and characterization of pharmaceutical waste as required by the recent regulatory requirements.

Regarding the contractor selection process related to this contract, this particular entity was selected via the Novation, LLC. Group Purchasing Organization (GPO) in which UMMC is a participant. Novation, LLC. serves more than 2,400 members of a University Health System Consortium and affords health care providers discounted rates as a result of pooling their purchasing power. Currently, Stericycle is the only contractor who has the mechanism to code, segregate and eliminate only pharmaceutical waste in one solution.

The dates of the proposed agreement are August 25, 2009 through August 24, 2012. Fees exceeding $175,000 per year shall require renegotiation of the terms. The total for the agreement period is $525,000. 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 August 19-20, 2009 Board Working File.)

10. **UMMC** - Approved the request to enter into a reagent usage agreement with Ventana Medical Systems. The purpose of the agreement is to purchase chemical substances to use for testing purposes. In exchange for the volume commitment for the chemical substances, UMMC will be allowed use of a fifth piece of instrumentation used for testing. Service of the equipment is included in the pricing. Upon completion of the agreement, title to the instrumentation vests with UMMC. Regarding the contractor selection process related to this contract, a total of three vendors submitted quotes. According to UMMC’s Co-Director for Immunopathology, the other two vendors did not have the technical or accuracy capabilities in which the UMMC patient volume requires. The period of
this agreement is August 24, 2009 through August 23, 2013. The total cost of the agreement is $443,949. 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 August 19-20, 2009 Board Working File.)

REAL ESTATE AND FACILITIES

**NOTE:** Project numbers beginning with the prefix “GS” designate projects that are funded partially or wholly with state revenues. Project numbers beginning with the prefix “IHL” designate projects that are funded from university self-generated sources such as donations, fees, grants, etc.

11. **MVSU** - Approved the request to increase the budget for **GS 106-214, Land Drain Infrastructure, Phase II**, from $950,000 to $1,400,000 for an increase in the amount of $450,000. This increase is required to allow for adding campus landscaping, building signage, and street signage. The new total project budget is $1,400,000. Funds are available from SB 3197, Laws of 2003. *Project Professional: W. L. Burle Engineers*

12. **UMMC** - Approved the request to increase the budget **IHL 209-513, Miscellaneous Boiler and Chiller Revisions**, from $3,385,000 to $3,985,000 for an increase in the amount of $600,000. Construction bids were received on June 25, 2009. This increase is required due to the low bidder exceeding the available construction budget funds. The new total project budget is $3,985,000. Funds are available from service area fees and hospital patient revenue. *Project Professional: Eldridge and Associates*

13. **JSU** - Approved the request to add four (4) parcels of land on Lynch Street (144-63, 144-71, 144-75, 144-79) to **GS 103-246, Land Acquisition Project, Phase IV**. The parcels will be used to expand the operations of that project which was approved at the January 2008 Board meeting. The parcels have been reviewed and approved by the Bureau of Building, Grounds and Real Property Management. Per Board Policy 905 (A) Real Estate Management, a copy of the property description and all documentation is on file with the Office of Real Estate and Facilities.

14. **JSU** - Approved the request to name the Administration Tower as the H. P. Jacobs Administration Tower. Born a slave, H. P. Jacobs taught himself how to read, forged pass papers for him and his family, escaped to Canada, became a minister, returned to Mississippi and founded what became Jackson State University. Jackson State University is proposing the Administration Tower bear his name in recognition of his fortitude and commitment to education.

15. **MSU** - Approved the request from the College of Forest Resources and Forest and Wildlife Research Center to advertise for the receipt of bids for the sale of timber on approximately thirty (30) acres in conjunction with hardwood thinning on research plots located in the John W. Starr Memorial Forest. The legal descriptions of the timber tracts are as follows:

- **Cypress Creek Unit** - North 1/2 of the NW 1/4 of the NE 1/4 of Section 15, and the South 1/2 of the SW 1/4 of the SE 1/4 of Section 10, all being in Township 17 North, Range 13 East, Oktibbeha County, Mississippi
16. **MSU** - Approved the request from the Division of Agriculture, Forestry, and Veterinary Medicine to demolish building 1150 located in Oktibbeha County, MS from inventory (#422). The building located on MSU South Farm is an aquaculture pump house that was built in 1976 and is no longer in useable condition. The building has no value to the university. Letters of approval have been received from the Mississippi Department of Archives and History and the Mississippi Department of Environmental Quality and will be kept on file in the Office of Real Estate and Facilities.

17. **MSU** - Approved the request to accept the Crop Simulation Building and the Greenhouse Building which were constructed by the United States Department of Agriculture (USDA). The buildings were built while the land was leased to USDA and the lease has expired. The USDA has vacated the property. The buildings are in usable condition and are currently being used by university staff. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities.

18. **MSU** - Approved the request to enter into a long-term property lease with Pi Beta Phi FHC - Mississippi Gamma LLC, an Oklahoma limited liability company, and the Mississippi Gamma Chapter of Pi Beta Phi Fraternity, for construction of a sorority house. A copy of the lease agreement, survey, and all legal documentation are on file with the Office of Real Estate and Facilities. The documents have been reviewed and approved by the Attorney General's Office.

19. **MSU** - Approved the request from the Division of Agriculture, Forestry, and Veterinary Medicine to name a tract of land as the W. B. Andrews Agricultural Systems Research Farm. The land is a 350 acre tract used for agricultural research adjacent to the MSU campus and across Hwy. 182 from the MSU North Farm. Mr. Andrews was a pioneering agricultural research scientist and MSU faculty member. His son, Dr. Lester Andrews, has donated approximately 690 acres of land to the MSU Foundation.

20. **MSU** - Approved the request to receive a donation of approximately 0.14 acres of property and improvements located in Meridian, County of Lauderdale, Mississippi. The property is known as the Newberry Building and is being donated to the university as a gift from the Riley Foundation. The university wishes to use the property for the MSU Meridian Campus and the MSU Riley Center for Education and the Performing Arts. A copy of all legal documentation is on file with the Office of Real Estate and Facilities.

21. **UM** - Approved the request to name the new Residential College (IHL 207-321) that is being constructed as "The Luckyday Residential College". The naming of the building, which has been substantially paid for by the Luckyday Foundation, will honor its founder, Mr. Frank R. Day, former chair and CEO of Trustmark National Bank.
22. **PERSONNEL REPORT**

**EMPLOYMENT**

**Mississippi State University**
Bohach, Greg

**University of Southern Mississippi - Athletics**
Heiar, Greg

**CHANGE OF STATUS**

**Alcorn State University**
Bequette, Barry

**Jackson State University**
Azevedo, Mario J.
Nwagwu, Emeka
Okojie, Felix A.
Prater, Gwendolyn S.

**Mississippi State University**
Bourgeois, Thomas I.
Tucci, Jack E.

**Mississippi State University - Athletics**
Charles J. Miller, Head Softball Coach, Athletics; contract period of July 1, 2007 to June 30, 2011; from a salary of $86,822 per annum, pro rata; Auxiliary Funds; to effective July 1, 2009, a salary of $96,822 per annum, pro rata, Auxiliary Funds; no change in contract period

**Mississippi Valley State University**
Reed, Dallas

**University of Mississippi**
Khayat, Robert

**University of Mississippi - Athletics**
William L. Chadwick, Director of Tennis Facilities and Head Men’s Tennis Coach; Athletics; from contract period of July 01, 2008 to June 30, 2012; salary of $135,000 per annum; Auxiliary Funds; to effective July 01, 2009, one-year contract extension through June 30, 2013; salary of $150,000 per annum; Auxiliary Funds

Sharon M. Drinkard, Head Women’s Golf Coach; Athletics; from contract period of July 01, 2007 to June 30, 2011; salary of $78,750 per annum; Auxiliary Funds; to effective July 01, 2009, one-year contract extension through June 30, 2012; salary of $85,000 per annum; Auxiliary Funds

Susan R. Rutland; Head Women’s Basketball Coach; Athletics; from contract period of May 14, 2007 to May 31, 2011; salary of $220,000 per annum; Auxiliary Funds; to effective June 01, 2009, one-year contract extension through May 31, 2012; salary of $220,000 per annum; Auxiliary Funds

**University of Mississippi Medical Center**
Jones, Daniel W.
Keeton, James E.
Woodward, LouAnn

**University of Southern Mississippi - Athletics**
Kapilovic, Christopher G.

**University of Southern Mississippi**
Blackwell, Ann
Siltanen, Susan

**Executive Office**
Rankins, Al

**SABBATICAL LEAVE**

**Jackson State University**
Kafoury, Ramzi M.

**University of Mississippi Medical Center**
In May 2009, the Board approved a sabbatical for Dirk M. Dhossche for the period July 1, 2009 to December 31, 2009. The Board approved the request for these dates to be changed to an...
effective period of **January 1, 2010 to July 31, 2010**. All other information noted below remains the same as previously approved for Dirk M. Dhossche, Professor, Department of Psychiatry and Human Behavior and Assistant Professor, Department of Pediatrics, School of Medicine; Medical Director, University Hospitals and Health Systems; salary of $112,822; E&G Funds; professional development.

**AWARD OF TENURE**

**Mississippi Valley State University**
Schreiber, Paul  (Dr. Paul Schreiber’s name was inadvertently omitted from the tenure list submitted by MVSU in May 2009)

**REHIRING OF RETIREES**

New legislation requires that the Board of Trustees pre-approve hiring any former employee under contract for an amount exceeding $20,000 per year and who is also receiving a State of Mississippi retirement benefit. The lack of an IHL appropriation until June 30, 2009 made it impossible for the universities to build budgets before the June, 2009 Board meeting. This inability to budget created an emergency situation necessitating that some of the Institutional Executive Officers (IEOs) exercise the legal authority to act on behalf of the Board in temporarily approving some of these contract hires of retirees prior to the August Board meeting. This temporary emergency IEO hiring authority is authorized pursuant to Board Policy 301.0801 D Duties of the Institutional Executive Officers and **Miss. Code Ann.** Section 37-101-7. Board Policy 301.0801 D Duties of the Institutional Executive Officers requires that any such temporary emergency hires be submitted to the Board of Trustees at its next meeting for consideration. Therefore, the following emergency temporary contract hires are submitted for your consideration and approval:

- **Mississippi University for Women**
  - Bateman, William L.
  - Cox, Linda
  - Poole, Almetria

  The following are contract hires of former employees receiving a State of Mississippi retirement benefit and who also are to be paid an amount in excess of $20,000 annually.

- **Delta State University**
  - Caston, E. E.

- **Jackson State University**
  - Burks-Berry, Amy
  - Chambliss, Gwendolyn
  - Crockett, Walter
  - Mohamed, Abdul
  - Simon, Albert
  - Stokes, Ester

- **Mississippi State University**
  - Darnell, Charlotte

- **University of Southern Mississippi**
  - Lucas, Aubrey K.
The Committee was brought to order at approximately 3:44 p.m. by Chairman Bob Owens. The following items were discussed/voted upon:

1. On motion by Mr. Owens, seconded by Dr. Neely, and unanimously passed by those present, the Committee approved the request to add to the agenda an item for the discussion of the budget priorities given to the Legislative Budget Committee.

2. On motion by Mr. Owens, seconded by Mr. Patterson, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #1.

3. The Committee discussed the budget priorities which were approved at the June 2009 Board meeting and were given to the Legislative Budget Committee. On motion by Mr. Patterson, seconded by Ms. Pickering, and unanimously passed by those present, the Committee recommended that the Board approve the request to amend the budget priority list to plan for a possible 5% budget cut for FY 2010.

Committee members attending the meeting were: Mr. Bob Owens (Chair), Dr. Bettye Neely, Mr. Aubrey Patterson, Ms. Christy Pickering and Ms. Robin Robinson. Other Board members attending the meeting were: Mr. Ed Blakeslee, Dr. Stacy Davidson, Mr. Alan Perry, Mr. Scott Ross, Dr. Doug Rouse, Mr. C. D. Smith and Ms. Amy Whitten.

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the Budget, Finance & Audit Agenda. Agenda item #3 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Owens absent and not voting.

1. **System Administration** - Approved the 2009-2010 Operating Budgets for the institutions and separately budgeted units. Included as supplemental information are the following: Fiscal Year 2009-2010 Ayers Budgets, Fiscal Year 2009-2010 Athletic Budgets, and Fiscal Year 2009-2010 E&G Scholarships, Fellowships & Tuition Waivers.

2. **System Administration (Information item.)** - In June 2009, the Board approved that only salary increases based on meritorious performance, market or equity adjustments, and/or faculty promotion were to be issued at the discretion of IEO and/or Commissioner as appropriate. Any salary increases issued for FY 2010 greater than $15,000 or 15% were to be reported to the Board as an information item. A summary of this information by institution is included in the *August 19-20, 2009 Board Working File.*
3. **Other Business** - Approved the request to amend the budget priority list to be presented to the Legislative Budget Committee. A copy of the list is included in the *August 19-20, 2009 Board Working File*.

**REAL ESTATE COMMITTEE REPORT**
Wednesday, August 19, 2009

The Committee was brought to order at approximately 4:18 p.m. by Chairman Dr. Doug Rouse. The following items were discussed/voted upon:

1. On motion by Dr. Rouse, seconded by Ms. Robinson, and unanimously passed by those present, the Committee recommended that the Board approve agenda items #1 - #14.

2. On motion by Ms. Robinson, seconded by Mr. Blakeslee, and unanimously passed by those present, the Committee recommended that the Board approve agenda items #15 - #19.

3. On motion by Ms. Robinson, seconded by Mr. Blakeslee, with Mr. Owens not voting, the Committee recommended that the Board approve agenda item #21. Mr. Owens recused himself from the discussion and the vote.

4. On motion by Dr. Rouse, seconded by Ms. Robinson, and unanimously passed by those present, the Committee recommended that the Board approve agenda items #20 and #22 - #25.

Committee members attending the meeting were: Dr. Doug Rouse (Chair), Mr. Ed Blakeslee, Mr. Bob Owens, Ms. Robin Robinson and Mr. C. D. Smith. Other Board members attending the meeting were: Dr. Stacy Davidson, Dr. Bettye Neely, Mr. Aubrey Patterson, Mr. Alan Perry, Ms. Christy Pickering, Mr. Scott Ross and Ms. Amy Whitten.

**REAL ESTATE AGENDA**
Presented by Dr. Doug Rouse, Chair
Thursday, August 20, 2009

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

**RESOLVED**, That the Board hereby approved agenda items #1 - #14 as submitted on the following Real Estate Agenda. Agenda items #15 - #19 were approved on a separate motion by Dr. Rouse, seconded by Ms. Robinson, with Mr. Owens absent and not voting. Agenda items #20 - #25 were approved on a separate motion by Dr. Rouse, seconded by Ms. Robinson, with Mr. Owens absent and not voting.

**NOTE:** Project numbers beginning with the prefix “GS” designate projects that are funded partially or wholly with state revenues. Project numbers beginning with the prefix “IHL” designate projects that are funded from university self-generated sources such as donations, fees, grants, etc.

1. **JSU** - Approved the initiation of **GS 103-255, Fire Suppression System, Phase I**, in Alexander Center, McAllister/Whiteside and Stewart Residence Halls and the appointment of CGM Group as project professionals. The total project budget is $1,200,000. Funds are available from HB 1722, Laws of 2009. **Project Professional: CGM Group**
2. **JSU** - Approved the initiation of **GS 103-256, Mechanical Upgrades**, to replace or upgrade various mechanical systems on the university campus and the appointment of CGM Group as project professionals. The total project budget is $1,200,000. Funds are available from HB 1722, Laws of 2009. *Project Professional: CGM Group*

3. **MSU** - Approved the request to change the project professional for **IHL 205-235F, Demolition of Suttle Hall**, from Michael T. Muzzi to Luke Peterson and Kaye. Luke Peterson and Kaye are the appointed professionals for previous phases of this project. The project budget for this phase of the Residence Hall project is $1,060,000. The total project budget for all phases of the Residence Hall project is $29,600,000. Funds are available from MSU Educational Building Corporation revenue bonds. *Project Professional: Luke Peterson and Kaye*

4. **MSU** - Approved the initiation of **IHL 205-246, Campus Master Plan**, and the appointment of Luke Peterson and Kaye as project professionals. This master plan will include the main campus, the North Farm, South Farm and the Research Park. The total project budget is $1,500,000. Funds are available from MSU Educational and General Residual Fund. The scope of the Master Plan will include the following:
   a. Land Use Plan
   b. Architectural Design Guidelines
   c. Landscape and Circulation Plan
   d. Traffic, Transportation, Bicycle & Parking Plan
   e. Campus Access & Safety
   f. Sustainability Guidelines
   g. Community Integration Plan
   h. Space Analysis
   i. Facilities & Infrastructure
   j. Capital Planning
   k. Geographic Information Systems (GIS)
   l. Storm Water Management
   m. Building/Facility Assessment

   *Project Professional: Luke Peterson and Kaye*

5. **UM** - Approved the initiation of **GS 107-302, Lamar Hall Renovation**, and the request to begin the selection process for the design professional. The total project budget is $3,000,000. Funds are available from HB 1722, Laws of 2009. *Project Professional: N/A*

6. **UM** - Approved the initiation of **GS 107-303, Roof Replacements**, and the request to begin the selection process for the design professional. The total project budget is $1,000,000. Funds are available from HB 1722, Laws of 2009. *Project Professional: N/A*

7. **UM** - Approved the initiation of **IHL 207-306A, Center for Manufacturing Excellence-Carrier Hall-Phase II**, and the request to retain Cooke Douglass Farr Lemons, Ltd. as the project professional. The total project budget is $4,500,000. Funds are available from the Mississippi Development Authority. *Project Professional: Cooke Douglass Farr Lemons, Ltd.*
8. UM - Approved the appointment of Eley Guild Hardy as the project professionals for IHL 207-311, Building for UMMC School of Pharmacy. The project initiation was approved by the Board in May, 2008 with a total project budget of $6,000,000. Funds are available from Federal grant 6C76HF09730-01-01, #C76HF09730 ($2,180,804), internal repair and renovation funds, and indirect costs reimbursements generated by the research enterprise. Project Professional: Eley Guild Hardy Architects

9. UM - Approved the appointment of Eley Guild Hardy as the project professionals for IHL 207-316, Chilled Water Plant. The project initiation was approved by the Board in November, 2008 with a pre-planning budget of $500,000 to establish the scope and total cost of construction. Funds are available from self-generated funds. Project Professional: Eley Guild Hardy Architects

10. UMMC - Approved the initiation of IHL 209-523, S019 Area Renovations, and the appointment of Simmons Associates, AIA as project professionals. The estimated project budget is $1,500,000. The balance of funding will be provided at the completion of construction documents. Funds are available from patient revenues. Project Professional: Simmons Associates, AIA

11. UMMC - Approved the initiation of IHL 209-524, Guyton Chiller, to furnish and install a new chiller and cooling tower at the existing boiler plant and the appointment of Simmons Architects & Eley & Associates, A Joint Venture as the project professionals. The total project budget is $2,400,000. Funds are available from Federal grant #C76HF09196. Project Professional: Simmons Architects & Eley & Associates, A Joint Venture

12. UMMC - Approved the initiation of IHL 209-525, Gamma Knife Building, Addition 2009, an addition to the present Neuro Acute Care Tower to house a new Gamma Knife Center and the appointment of The McCarty Group, P.A. as project professionals. The total project budget is $1,650,000. Funds are available from hospital patient revenues. Project Professional: The McCarty Group, P.A.

13. UMMC - Approved the initiation of IHL 209-526, Cafeteria and Kitchen Renovations, 2009, for the renovation of the existing kitchen and food service areas located on the main hospital basement floor. The project will create a modern food court concept. The Board also approved the appointment of The McCarty Group as the project professionals. The total project budget is $4,360,000. Funds are available from hospital patient revenue. Project Professional: The McCarty Group, P.A.

14. UMMC - Approved the initiation of IHL 209-527, Ophthalmology Renovations -764 Lakeland Drive, for upgrades and renovations to the existing first and third floors of the new clinic and the appointment of Dale and Associates Architects, P.A. as project professionals. The total project budget is $2,956,293. Funds are available from interest income and restricted funds. Project Professional: Dale and Associates Architects, P.A.

15. ASU - Approved the request to increase the budget for GS 101-269, Dumas Hall, from $6,000,000 to $7,000,000 for an increase in the amount of $1,000,000. This increase is required due to the latest Schematic Design budget estimate exceeding the current budget. The new total project budget is $7,000,000. Funds are available from HB 246, Laws of 2007. Project Professional: Duvall Decker Architects
16. MSU - Approved the request from MSU Division of Agriculture, Forestry and Veterinary Medicine to increase the budget for GS 113-117, Wise Center Storm Repairs, from $4,790,000 to $6,790,000 for an increase in the amount of $2,000,000. This increase is required due to the latest Design Development budget estimate exceeding the current budget. The new total project budget is $6,790,000. Funds are available from HB 1634, Laws of 2006; HB 1641, Laws of 2008; HB 1722, Laws of 2009; and the Mississippi State University College of Veterinary Medicine Educational and General Residual Fund. Project Professional: Pryor & Morrow Architects, P.A.

17. MVSU - Approved the request to combine GS 106-201 J. H. White Library with GS 106-203 Academic Skills Redesign. The budget for the J. H. White Library is $7,500,000 and the budget for the Academic Skills Redesign is $4,000,000, giving a total combined budget of $11,500,000. The Academic Skills Building will be used as the temporary library until the library’s envelope remediation and interior renovations are complete. The new total project budget is $11,500,000. Funds are available from HB 1722, Laws of 2009; HB 1641, Laws of 2008; HB 2010, Laws of 2004; SB 2988, Laws of 2003; and SB 3158, Laws of 2001. Project Professional: Duvall Decker Architects

18. MVSU - Approved the request to increase the budget for GS 106-218, President’s Home, to $1,100,000. The previous budget of $60,000 was for design fees only. This increase is required to provide for the construction of the president’s home. The Board also approved the request to transfer the project from IHL 206-025 to GS 106-218, Bureau of Building, Grounds and Real Property Management. The new total project budget is $1,100,000. Funds are available from HB 1722, Laws of 2009, and university plant auxiliary funds. Project Professional: Shafer and Associates

19. UM - Approved the request to increase the budget for IHL 207-321, North Residential College, from $24,000,000 to $25,000,000 for an increase in the amount of $1,000,000. This increase is required to create a contingency fund within the project budget to pay for any change orders as a result of latent conditions. The new total project budget is $25,000,000. Funds are available from UM Educational Building Bond proceeds and private gifts. Project Professional: Shafer and Associates

20. DSU – Approved the ground lease and related documents for IHL 202-133, Residence Hall/Apartment Complex. The approved documents include: the resolution authorizing the lease purchase of the construction project, as defined within such resolution, for a period of not more than 31 years, the forms of a ground lease agreement, a lease purchase agreement, and a leasehold deed of trust agreement in connection with the lease purchase of the construction project and the issuance of Mississippi Business Finance Corporation Revenue Bonds, Series 2009A (Statesman Housing, LLC Project) and Mississippi Business Finance Corporation Taxable Revenue Bonds, Series 2009B (Statesman Housing, LLC Project) in an aggregate principal amount not to exceed $20,000,000. The Board also approved the request to execute and deliver such ground lease agreement, lease purchase agreement and leasehold deed of trust agreement and authorized certain action by Board officials and the university as may be necessary or appropriate. All documents have been reviewed and approved by the Attorney General's Office and are available for review in the Office of Real Estate and Facilities.

The Board previously approved Signet-Harrell Development as the developer on the privatized housing project. The project is now nearing completion of design and financing. While negotiating
the terms of the ground lease, the statutorily created Legislative Advisory Committee (LAC) was convened on August 12, 2009 and provided with a copy of the draft ground lease for comment. The LAC members complimented DSU for its use of this statutory scheme to build the subject housing facility. **Developer: Signet-Harrell Development**

21. **JSU** - Approved the request to convey Parcel 1, Parcel 2 and Parcel 3 to Jackson Public School District as described in House Bill 38. The parcels are located near the main campus of the university for the Blackburn Middle School Project. In exchange and consideration for the conveyances described above and also pursuant to House Bill 38, the Board approved the request to accept certain parcels under the control of the Jackson Public School District as specifically described below in House Bill 38. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. All legal documents have been reviewed and approve by the Attorney General’s Office. A copy of House Bill 38 is included in the bound August 19-20, 2009 Board Working File.

22. **MSU** - Approved the exterior design for **IHL 205-248, Basketball Practice Facility**, the new addition to Humphrey Coliseum. The addition is approximately 70,000 square feet and is being constructed by the Mississippi State University Bulldog Club. All legal documents have been reviewed and approve by the Attorney General’s Office. The proposed rendering is shown in the bound August 19-20, 2009 Board Working File. **Project Professional: Foil Wyatt Architects & Planners, PLLC**

23. **UM** - Approved the request to extend the current ground lease to the UMAA Foundation, to lease back to the university, and to grant approval to the UMAA Foundation to execute an amended deed of trust of leasehold interest on eight acres of land on the Oxford campus of the University of Mississippi. The site is the location of the new Indoor Practice Facility that was constructed by the UMAA Foundation and leased back to the university at no charge. All legal documents have been reviewed and approve by the Attorney General’s Office.

24. **UM** - Approved the request to enter into a new lease agreement with the Alpha Mu of Kappa Delta Incorporated for a term of thirty (30) years and authorized the house corporation to execute a deed of trust of leasehold interest on Lot 8 of the Oxford campus of the University of Mississippi in order to secure a loan for house repairs. The current lease is for fifty (50) years and ends November 16, 2010. All legal documents have been reviewed and approve by the Attorney General’s Office.

25. **USM** - Approved the ground lease and related documents for **IHL 208-286, Parking Structure**. The approved documents include: the resolution authorizing the lease purchase of the construction project, as defined within such resolution, for a period of not more than 35 years, the forms of a ground lease agreement, a lease purchase agreement, an assignment agreement and a trust agreement in connection with the lease purchase of the construction project and the issuance of certificates of participation (University of Southern Mississippi Parking Facilities Project), Series 2009, in an amount not to exceed $17,000,000. The Board also approved the request to execute and deliver such ground lease agreement, lease purchase agreement and trust agreement and authorized certain action by Board officials and the University as may be necessary or appropriate. All documents have been reviewed and approved by the Attorney General's Office and are available for review in the Office of Real Estate and Facilities.
The Board previously approved Eagle Parking, LLC as the developer on the privatized parking project. The project is now nearing completion of design and financing. While negotiating the terms of the ground lease, the statutorily created Legislative Advisory Committee (LAC) was convened on August 12, 2009 and provided with a copy of the draft ground lease for comment. The LAC members complimented the USM for its use of this statutory scheme to build the subject parking facility. The legal documents required in this type of transaction have been prepared.

26. **System Administration (Information item.)** - The Board received the Real Estate items that were approved by the Board staff subsequent to the June 17-18, 2009 Board meeting in accordance with Board Policy 904 Board Approval. *(See Exhibit 1.)*

**LEGAL COMMITTEE REPORT**  
Wednesday, August 19, 2009

The Committee was brought to order at approximately 1:00 p.m. by Chairman Alan Perry, the following items were discussed/voted upon:

1. On motion by Ms. Whitten, seconded by Dr. Rouse, with Mr. Owens absent and not voting, the Committee recommended that the Board approve agenda items #1 and #3 - #8.
2. Agenda items #2, #9 and #10 were taken up during Executive Session on Thursday.
3. On motion by Dr. Rouse, seconded by Ms. Whitten, with Mr. Owens absent and not voting, the Committee recommended that the Board approve agenda item #11.
4. Other Business - Mr. Perry reported that work continues on Board Policy 301.0806 University Foundation/Affiliated Entity Activities. Final revisions from the universities, university foundations, and university attorneys are due to him by September 2.

Committee members attending the meeting were: Mr. Alan Perry (Chair), Dr. Bettye Neely, Mr. Bob Owens, Dr. Doug Rouse and Ms. Amy Whitten. Other Board members attending the meeting were: Mr. Aubrey Patterson, Ms. Christy Pickering, Ms. Robin Robinson, Mr. Scott Ross and Mr. C. D. Smith.

**LEGAL AGENDA**  
Presented by Mr. Alan Perry, Chair  
Thursday, August 20, 2009

On motion by Ms. Whitten, seconded by Dr. Neely, with Mr. Owens absent and not voting, the Board approved moving agenda items #2, #9 and #10 to the list of items to be taken up in Executive Session. **AGENDA ITEMS #2, #9 AND #10 WERE TAKEN UP IN EXECUTIVE SESSION LATER IN THE MEETING.** On motion by Mr. Perry, seconded by Ms. Whitten, with Mr. Owens absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1, #3 - #8 as submitted on the following Legal Agenda. Agenda item #11 was approved on a separate motion by Mr. Perry, seconded by Ms. Whitten, with Mr. Owens absent and not voting.
1. **DSU** - Approved the request to hire Glover Alcorn Russell as outside counsel to advise the university regarding federal tax/payroll issues. The hourly rate will be $175.00 with a maximum contract amount of up to $4,000.00. The Attorney General’s Office has approved this request and the proposed contract.

2. **JSU** - Settlement of the Workers’ Compensation case styled *Clemon T. Jones vs. Jackson State University.* (THIS ITEM WAS TAKEN UP DURING EXECUTIVE SESSION.)

3. **MSU** - Approved the request to renew a contract for legal services with the firm of Knoble Yoshida & Dunleavy, LLC., located in Philadelphia, Pennsylvania, to provide services necessary for the continuation of filing and prosecution of PCT Application No. PCT/US2006036183 before the European Patent Office for European Regionalization and Prosecution. The term of the contractual agreement will be for one (1) year, for a maximum amount payable of $20,000.00 during the contract term. The rate/fee structure has not changed from the initial contract. Mr. Dunleavy’s hourly rate is $310.00 and his paralegal’s hourly rate is $100.00. The Attorney General’s Office has approved this request.

4. **MSU** - Approved the request to renew a contract with the firm of Butler, Snow, O’Mara, Stevens & Cannada, located at AmSouth Plaza, 17th Floor, 210 East Capitol Street, Jackson, MS 39201, to provide services necessary in the practice areas of intellectual property and commercial matters. This representation does not and is not intended to include any representation by the law firm for or on behalf of the university as bond counsel or in any related role in connection with any financing transaction undertaken by or for the university, including any other matters which may concern advice in connection with indebtedness of the university. The term of the contractual agreement will be for one (1) year, with the rates remaining as in the previous contract, at blended hourly rates (for attorneys) of $240.00 for intellectual property services, $230.00 for commercial services, and $100.00 for legal assistants. The proposed contract has been reviewed and approved by the Attorney General’s Office.

5. **UM** - Pending approval by the Attorney General’s Office, the Board approved the request to renew the contract for professional services with the law firm of Butler, Snow, O’Mara, Stevens & Cannada (“Butler, Snow”) so that it may continue to assist the university with pharmaceutical patent applications, intellectual property issues, commercialization of intellectual property, and other commercial transactions.

   Butler, Snow, with offices located in Jackson, Mississippi, Gulfport, Mississippi, and Memphis, Tennessee, has a practice group that specializes in intellectual property and patent prosecutions, as well as intellectual property management through licensing and commercialization. The Board approved this relationship with Butler, Snow in November, 2007.

   The firm’s blended hourly rate under the contract for all attorneys within designated practice areas are as follows: intellectual property/patent work - $225.00 per hour; commercial - $215.00 per hour; and $85.00 for all legal assistants. These rates are competitive with or less than those charged by similarly qualified attorneys. The term of the proposed contract is from July 1, 2009 to June 30, 2010, and total expenditures will not exceed $75,000.00.
6. **UM** - Pending approval by the Attorney General’s Office, the Board approved the request to renew the contract with the law firm of Hunton & Williams so that it may continue to assist the university with pending pharmaceutical patent applications and intellectual property issues.

The lead attorney on this work has been Gene Rzucidlo, a natural products chemist who has ably represented the university for many years while practicing law at both Hunton & Williams and formerly with the firm of Greenberg Traurig. Mr. Rzucidlo is changing firms, and it is anticipate moving this work, but Hunton & Williams will continue to handle some work during this transition.

The partners’ hourly rate is $610.00 with other professionals who may work on university matters billing between $160.00 - $300.00 per hour (paralegals, technical specialists, and associates).

7. **UM** - Pending approval by the Attorney General’s Office, the Board approved the request to renew the contract with Stites & Harbison so that it may continue to assist the university with pharmaceutical patent applications and intellectual property issues.

Stites & Harbison, with offices located in Nashville, Tennessee, has an Intellectual Property and Technology Group (“IPT”) which specializes in all major scientific subject areas in the intellectual property field. Richard Myers, an alumnus of the university and a member of the IPT group, will be the primary attorney performing work for the university. The university has worked with Stites & Harbison since this Board first approved the university’s relationship with Stites & Harbison in September, 2002.

Mr. Myers’ hourly rate is $310.00 with other professionals who may work on university matters billing between $135.00 (paralegal) and $400 per hour. These rates are less than the rates of similarly qualified patent attorneys.

8. **UMMC** - Approved the request to retain Watkins, Ludlam, Winter and Stennis, P.A. to advise the Medical Center Educational Building Corporation on legal issues concerning bond refinancing and compliance with IRS regulations regarding tax-exempt bonds and other related matters involving bond issues and transactions for the Medical Center Educational Building Corporation as bond counsel. The contractual agreement is for the period September 1, 2009 through August 31, 2010 and will not exceed $25,000.00. The hourly rate for attorneys will range from $190.00 to $225.00 and the hourly rate for paralegals will be $82.00. The Attorney General has approved this request.

9. **UMMC** - Settlement of Tort Claim No. 1525. (THIS ITEM WAS TAKEN UP DURING EXECUTIVE SESSION.)

10. **UMMC** - Settlement of Tort Claim No. 1278. (THIS ITEM WAS TAKEN UP DURING EXECUTIVE SESSION.)

11. **System Administration** - Approved the amendment to expand coverage under the Mississippi Tort Claims Act as shown below.

On February 17, 2005, the Board of Trustees adopted language as an expansion of self insurance coverage for claims that fall outside the coverage authorized under the Mississippi Tort Claims Act. This expansion of self insurance coverage was adopted pursuant to Miss. Code Ann. Section 11-46-17(2) (1972), as amended. The language adopted by the Board on February 17, 2005 was intended
to include coverage for negligent defamation, including negligent libel and negligent slander. In order to clarify the original expansion of coverage language adopted by the Board, the Board has approved the following amended expansion of coverage language, which specifically adds coverage for negligent defamation, including negligent libel and negligent slander:

Board of Trustees of State Institutions of Higher Learning

Expansion of Self Insurance Coverage

In addition to the coverage authorized under the Mississippi Tort Claims Act (MTCA) as set out in Miss. Code Annotated Section 11-46-1, et seq., the Board of Trustees of State Institutions of Higher Learning (IHL), through its IHL and IHL/UMMC Tort Claims Plans, hereby elects to provide coverage for liabilities outside and in addition to the provisions of the MTCA, including, but not limited to, negligent defamation including negligent libel and negligent slander, liabilities arising from Sections 1983 through 1987 of Title 42 of the United States Code, liabilities arising from claims brought in foreign jurisdictions, and liabilities arising from any Mississippi state court claims not covered specifically by the MTCA. In any of these claims or causes of action for damages against IHL, including any IHL university, department, trustee, employee, volunteer and/or facility, brought as a federal cause of action, brought in a foreign jurisdiction, or brought as a Mississippi state court claim not covered specifically by the MTCA, the liability shall not exceed the sum of four million dollars ($4,000,000) for all claims arising out of a single occurrence for all damages. The statutory caps on damages/liability for all tort claims specifically covered by Miss. Code Ann. 11-46-1, et seq. are not waived by IHL and shall not exceed the amounts set out in Miss. Code Ann. 11-46-15.

This expansion of liability coverage by IHL through its IHL and IHL/UMMC Tort Claims Plans does not include coverage for any liabilities arising from malicious acts performed outside the course and scope of employment. Additionally, the expansion of coverage does not include any liabilities arising from criminal acts.

Nothing in this expansion of coverage should be construed to waive Eleventh Amendment or Sovereign immunities on behalf of IHL or its universities. Furthermore, nothing in this expansion of coverage should be construed to waive any rights or defenses of IHL or the State of Mississippi granted pursuant to the MTCA, as set out in Miss. Code Ann. 11-46-1, et seq.

12. System Administration (Information item.) - The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 2.)
The Committee was brought to order at approximately 2:40 p.m. by Chairman Robin Robinson, the following items were discussed/voted upon:

1. Dr. Pat Joachim, Associate Provost for the USM Gulf Coast Campus, gave an update on the USM Cross Creek Site.
2. On motion by Mr. Blakeslee, seconded by Dr. Rouse, and unanimously passed by those present, the Committee recommended that the Board approve the site for the USM Cross Creek Campus as shown on Slide 7. (See Exhibit 3.) Ms. Pickering recused herself from all discussion relating to this item.

Committee members attending the meeting were: Robin Robinson (Chair), Mr. Ed Blakeslee, Mr. Alan Perry, Dr. Doug Rouse and Mr. C. D. Smith. Other Board members attending the meeting were: Dr. Stacy Davidson, Dr. Bettye Neely, Mr. Bob Owens, Mr. Aubrey Patterson, Ms. Christy Pickering, Mr. Scott Ross and Ms. Amy Whitten.

On motion by Ms. Robinson, seconded by Ms. Whitten, with Mr. Owens absent and not voting and Ms. Pickering not voting, the Board approved the new site location for the USM Cross Creek Campus which is identified in slide 7. (See Exhibit 3.) Ms. Pickering recused herself from all discussion and from voting on this item. The developers will present a proposed Memorandum of Understanding outlining the legal description of the property. This will be the point at which the IHL Board formally approves the site presented in Exhibit 3.

ADMINISTRATION/POLICY AGENDA
Presented by Dr. Hank Bounds, Commissioner

1. **System Administration (Information item.)** - Agenda items considered subsequent to the June 17-18, 2009 Board Meeting. The Interim Commissioner granted approval on behalf of the Board for the following items:
   a. **System Administration** - Provided each candidate has met all requirements for the degree, the Board approved the degrees to be conferred at the following levels in August, 2009 for Jackson State University, Mississippi State University, Mississippi University for Women, and the University of Mississippi Medical Center.

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### MINUTES OF THE BOARD OF TRUSTEES OF
### STATE INSTITUTIONS OF HIGHER LEARNING
### August 19-20, 2009

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MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 19-20, 2009

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**University of Mississippi Medical Center**

#### Undergraduate

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#### Graduate/Professional

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**System Total**

|                     |        |          | 1258   |

b. **System Administration** - On June 18, 2009 the Board granted the University of Mississippi approval to award 688 degrees in August 2009. Due to subsequent student applications for August graduation since the June Board meeting, the Board approved the request to amend the number of degrees awarded at the following levels in August 2009 provided each candidate has met all requirements for the degree.

### Institution Degree to be Conferred Number Subtotal Total

**University of Mississippi**

#### College of Liberal Arts

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<td>Bachelor of Science in Computer Science</td>
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</table>
2. **System Administration (Information item.)** - In compliance with Board Policy 707.01 Land, Property, and Service Contracts, the following items have been approved by the Interim Commissioner on behalf of the Board and are available for inspection in the Board Office.

a. **UMMC** – Approved additional funds to its staffing agreement with Prime Care Nursing. The original agreement was approved by the Board on June 19, 2008. The additional cost is $150,000 increasing the total contract cost to $1,650,000. This change represents a 10% increase of the budget.

b. **UMMC** – Approved additional funds to its licensing and service contract with Tele-Tracking Technologies, Inc. in order to fund an upgrade to enhance the electronic board capabilities. The original agreement was approved by the Board on August 21, 2008. The total amount approved for the agreement period of August 25, 2008 to August 25, 2013 was $303,500. The additional cost was $6,800 increasing the total contract cost to $310,300. This change represents a 2% increase.

c. **UMMC** – Approved additional funds to its lease agreement with Insight Health Corporation. The original agreement was approved by the Board on July 21, 2005. The total amount approved for the agreement period of August 1, 2005 to July 31, 2008 was $720,000. The contract allowed automatic one-year extensions not to exceed a total of 5 years. As a result of the extension through July 31, 2009, additional funds are necessary. The additional cost will be $72,000 increasing the total contract cost to $792,000. This change represents an increase of 10%.

d. **UMMC** – Approved the request to exercise its authority for future purchases with Kronos, Incorporated. The original agreement was approved by the Board on November 14, 2007. A total of $400,000 was approved for the purchase and implementation of software through December 31, 2008.


f. **System Administration** – Approved an application to received funds from the Federal American Recovery and Reinvestment Act of 2009. The recipient segments of IHL are the Education and General Support budgets, the University of Mississippi Medical Center budget, and the College of Veterinary Medicine budget.

g. **System Administration** – Approved the submission of Form Z-1 Budget Signature Authority FY 2010 required by the Mississippi Department of Finance and Administration in order to establish the spending authority of the agency as prescribed in state appropriation bills. Form Z-1 must be submitted each fiscal year and can be amended due to budget escalations from the Legislature or through operation of law.
3. **System Administration (Information item.)** - In compliance with Board Policy 701.06 Budget Escalations and Revisions, the following item has been approved by the Commissioner on behalf of the Board and is available for inspection in the Board Office.
   a. **UM** – Approved budget revisions to the Center for Manufacturing Excellence. The revision to the annual budgets did not increase the total amount of the budget.

**COMMISSIONER’S REPORT**
*Presented by Dr. Hank M. Bounds, Commissioner*

Dr. Bounds noted that his report was not long since today is only his 19th day as Commissioner. He has visited three campuses and has seen some really good things happening. The bad news is that the system is not telling its story. Dr. Bounds thanked the Institutional Executive Officers for being very responsive to his needs. He looks forward to the relationships and the good work we are going to do here in this room and on the campuses.

**OTHER BUSINESS**

- On motion by Dr. Rouse, seconded by Ms. Robinson, with Mr. Owens absent and not voting, the Board voted to add an item to the agenda. On motion by Ms. Robinson, seconded by Dr. Neely, with Mr. Owens absent and not voting, the Board approved a resolution commending Dr. Aubrey K. Lucas for his contributions to higher education.
- Mr. Ross opened the floor for comments/reports from any of the committee chairs.
  - Ms. Pickering, Chair of the Student Affairs Committee, reported that the committee will meet next month and she will meet this afternoon with the Student Body Presidents to obtain their input on the textbook pricing issues. The Committee briefly discussed several measures that are in place to assist with the textbook prices.
  - Mr. C. D. Smith, Chair of the Community College Relations Committee, talked about the need to graduate more students throughout Mississippi and the need to work with other entities to achieve this goal.
  - Mr. Ed Blakeslee, Chair of the Efficiencies Committee, reported that much has been done since the end of the two searches in June. He noted that efficiencies can not be separated from discussions of productivity. There will be more to report at the Board Retreat.
  - Mr. Aubrey Patterson, Chair of the Communications and Government Relations Committee, stated that the new approach and the new budget priorities to be presented to the Joint Legislative Budget Committee will be well received by the Legislature with the assistance of the Institutional Executive Officers. Mr. Ross thanked Mr. Patterson for his continued assistance with furthering the funding plan.
  - Dr. Doug Rouse noted that he recently read about record enrollments for the community and junior colleges in Mississippi. He thinks this is a great time to be looking into the transition from the community and junior colleges to the four year universities.
- Mr. Ross opened the floor for each Institutional Executive Officer to briefly speak about events occurring on their campuses. Mr. Ross expressed his pride in the Institutional Executive Officers.
EXECUTIVE SESSION

On motion by Mr. Perry, seconded by Mr. Patterson, with Mr. Owens 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 Mr. Perry, seconded by Ms. Robinson, with Mr. Owens 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 Southern Mississippi,
Discussion of a litigation matter at Jackson State University and
Discussion of two litigation matters at the University of Mississippi Medical Center.

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

On motion by Ms. Whitten, seconded by Ms. Robinson, with Mr. Owens absent and not voting, the Board approved the University of Southern Mississippi Colleen Speaker settlement.

On motion by Mr. Perry, seconded by Dr. Neely, with Mr. Owens absent and not voting, the Board approved the settlement of the Workers’ Compensation case styled *Clemen T. Jones vs. Jackson State University* as presented by legal counsel.

On motion by Mr. Patterson, seconded by Dr. Rouse, with Mr. Owens absent and not voting, the Board approved the settlement of the tort claim case styled as *Dr. Oathal Adams vs. the University of Mississippi Medical Center* as presented by legal counsel.

On motion by Ms. Robinson, seconded by Dr. Davidson, with Mr. Owens absent and not voting, the Board approved the settlement of the tort claim case styled as *Lula May Williams vs. the University of Mississippi Medical Center* as presented by legal counsel.

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

ACADEMIC AFFAIRS COMMITTEE REPORT

Wednesday, August 19, 2009

The Committee was brought to order at approximately 1:30 p.m. by Chairman Robin Robinson. The following items were discussed/voted upon:

1. Ms. Robinson thanked Dr. Al Rankins, Interim Assistant Commissioner for Academic and Student Affairs, and his staff for gathering the information for the committee meeting.

2. Ms. Robinson introduced Dr. Myk Garn, Director of Education Technology for the Southern Regional Education Board. Dr. Garn gave a presentation entitled “Strategic Options for the 21st Century Academic Enterprise”.

Committee members attending the meeting were: Ms. Robin Robinson (Chair), Dr. Bettye Neely, Mr. Alan Perry, Ms. Christy Pickering and Dr. Doug Rouse. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Bob Owens, Mr. Aubrey Patterson, Mr. Scott Ross, Mr. C. D. Smith and Ms. Amy Whitten.
ADJOURNMENT

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

President, Board of Trustees of State Institutions of Higher Learning

[Signature]

Commissioner, Board of Trustees of State Institutions of Higher Learning

[Signature]
EXHIBITS

<table>
<thead>
<tr>
<th>Exhibit</th>
<th>Description</th>
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<tr>
<td>Exhibit 1</td>
<td>Real Estate items that were approved by the IHL Board staff subsequent to the June 17-18, 2009 Board meeting.</td>
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<tr>
<td>Exhibit 2</td>
<td>Report of the payment of legal fees to outside counsel.</td>
</tr>
<tr>
<td>Exhibit 3</td>
<td>Slide 7 depicting the USM Cross Creek Campus site.</td>
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</table>
Real Estate items that were approved by the Board staff subsequent to the June 17-18, 2009 Board meeting in accordance with Board Policy 904 Board Approval.

**Alcorn State University**

**GS 101-255, Fine Arts Renovation**  
*Project Professional: Dale & Associates*  
*General Contractor: Flagstar Construction Company, Inc.*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #8 for a credit in the amount of $18,448.86. 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 HB 246, Laws of 2007.  
*Date Approved: 8-15-09*

**GS 101-265, Whitney Complex Renovations**  
*Project Professional: Duvall Decker Architects, P.A.*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of contract to Smith Painting and Contracting, Inc., the lower of ten (10) bidders for a total base bid amount of $740,900. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $950,000. Funds are available from HB 246, Laws of 2007.  
*Date Approved: 7-14-09*

**GS 101-267, Elevator Renovation-Phase II**  
*Project Professional: Dale and Associates*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Dale and Associates, project professionals. The Board staff also approved the request to advertise for the receipt of bids. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $402,297.62. Funds are available from SB 2010, Laws of 2004.  
*Date Approved: 6-15-09*

**IHL 201-241, Campus Housing**  
*Project Professional: Dale and Associates*  
*Construction Manager-Advisor: Harrell Contracting Group, LLC & Ron Mathews Construction*

In accordance with Board Policy §904 (A) Board Approval, Mr. Scott Ross, Chair of the Real Estate and Facilities Committee at the time of the request, approved the request to appoint Harrell Contracting Group, LLC and Ron Matthews Construction as the Construction Manager-Advisors for this project. Funds are available from the Alcorn State University Educational Building Corporation.  
*Date Approved: 6-15-09*
Delta State University

GS 102-220, Cafeteria Infrastructure Renovation
Project Professional: Atherton Consulting Engineers
General Contractor: Upchurch Plumbing, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of $28,343. This change order is necessary to replace the existing lift station and re-route discharge sewer lines to the next duplex lift station. Approval was requested from 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.

Date Approved: 7-21-09

GS 102-226, Science Lab Renovations, Phase II
Project Professional: Architecture South

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Architecture South, project professionals. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $4,750,000. Funds are available from HB 1641, Laws of 2008, and HB 1722, Laws of 2009.

Date Approved: 6-19-09

IHL 202-134, Nursing Skills Lab Addition
Project Professional: Shafer and Associates Architects
General Contractor: Southern Commercial of Holly Springs, Inc.

Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of $14,792. This change order was necessary for removal, replacement and structural modifications to an existing concrete wall and also for modifications to the HVAC system. The total project budget is $388,462. Funds are available from a Health Resources Administration Grant #U1FRH07411.

Date Approved: 6-8-09

Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $41,962. This change order was necessary for replacement of the existing roof. The total project budget is $388,462. Funds are available from a Health Resources Administration Grant #U1FRH07411.

Date Approved: 6-8-09

Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #3 in the amount of $6,269. This change order is necessary for mechanical and electrical modifications. The total project budget is $388,462. Funds are available from a Health Resources Service Administration grant #U1FRH07411.

Date Approved: 7-21-09
Jackson State University

**GS 103-179, School of Engineering**  
*Project Professional:* Cooke Douglass Farr Lemons, LTD  
*General Contractor:* Evan Johnson and Sons Construction, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Change Order #14** in the amount of $9,257.50. This change order was necessary for additional floor finishing and repair. 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.  
*Date Approved:* 6-18-09

**GS 103-219 Johnson Dansby Replacement - Phase I**  
*Project Professional:* Vernell Barnes Architect & Foil Wyatt Architects, A Joint Venture  
*General Contractor:* Harrell Contracting Group, LLC

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Change Order #1** in the amount of $25,948.14 with an additional four (4) days to the contract of Harrell Contracting, Group, Inc. This change order is necessary to relocate three existing transformers, one gas line and one water line. It will also delete a secondary roof drain system and repair paving and walkways following the gas line and water line relocations. 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, and HB 246, Laws of 2007.  
*Date Approved:* 7-14-09

**IHL 203-148, Bioengineering Training/Research Complex**  
*Project Professional:* Foil & Wyatt Architects

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Contract Documents** as submitted by Foil & Wyatt Architects, project professionals. The Board staff also **approved the request to advertise for the receipt of bids.** The total project budget is $1,913,000. Funds are available from a U.S. Department of Energy grant #634834.  
*Date Approved:* 7-21-09

**IHL 203-150, Transportation/Mobility Center**  
*Project Professional:* Foil & Wyatt Architects

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Contract Documents** as submitted by Foil & Wyatt Architects. The Board staff also **approved the request to advertise for the receipt of bids.** The total project budget is $5,000,000. Funds are available from the U.S. Department of Transportation grant #634705.  
*Date Approved:* 7-21-09
IHL 203-151, Council of Federated Organizations Building (COFO)
Project Professional: LAD Engineering Technologies, Inc.
General Contractor: Cal-Mar Construction Company, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of contract to Cal-Mar Construction Company, Inc., the lower of six (6) bidders in the amount of $334,110 plus add Alternate #3 ($3,372) for a total bid amount of $337,482. Funds are available in the amount of $380,000 from the Small Business Administration.
Date Approved: 6-8-09

Mississippi State University

GS 105-310, Harned Hall Renovation - Phase I
Project Professional: Eley Associates
General Contractor: Harrell Contracting Group, LLC

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of $11,465. This change order was necessary to remove the existing fire alarm from the main building area and install in the basement of the annex to keep faculty, staff and student occupancy safe. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $17,000,000. Funds are available from SB 2010, Laws of 2004, and HB 246, Laws of 2007.
Date Approved: 5-29-09

GS 113-099, MS Vet Research & Diagnostic Lab (Basement Build-Out) Contract 4
Project Professional: Foil-Wyatt Architects
General Contractor: Wilkinson Construction, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Wilkinson Construction, Inc., the lower of seven (7) bidders in the base bid amount of $1,052,465. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $1,820,910. Funds are available from SB 2988, Laws of 2003.
Date Approved: 6-29-09

GS 113-115, Renovation of Lloyd Ricks Building
Project Professional: Belinda Stewart Architects
General Contractor: West Brothers Construction

In accordance with Board Policy §904 (A) Board Approval, Board staff concurred with the university’s request for a budget revision from $13,380,000 to $12,000,000, a reduction of $1,380,000. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The new total project budget is $12,000,000. Funds are available from the Department of Housing and Urban Development in the amount of $2,829,300; unexpended funds in project GS 113-097, Renovation of Pace Seed Technology Building in the amount of $405,663; SB 2988, Laws of 2003, in the amount of $167.78; SB 3197, Laws of 2002, in the amount of $109,592.86; SB 3201, Laws of 2007, in the amount of $3,611,340.47; HB 246, Laws of 2007, in the amount of $4,997,700; SB 1634, Laws of 2006, in the amount of $46,223.57; and SB 2010, Laws of 2004, in the amount of $12.19.
Date Approved: 6-9-09
IHL 205-235B, New Residence Hall
*Project Professional:* Luke, Peterson and Kaye  
*General Contractor:* Harrell Contracting Group, LLC

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Harrell Contracting Group, LLC, the lower of eleven (11) bidders, in the base bid amount of $16,197,000, less deductive alternate #1 ($150,000). The total bid amount is $16,047,000. The total project budget is $29,960,000. Funding is available from Mississippi State University Educational Building Corporation bonds in the amount of $29,960,000.  
*Date Approved:* 6-22-09

Mississippi Valley State University

GS 106-215, Campus Lighting Improvements
*Project Professional:* The Power Source Company

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Schematic Design documents as submitted by The Power Source Company, project professionals. The total project budget is $200,000. Funds are available from IHL Discretionary Funds: HB 246, Laws of 2007.  
*Date Approved:* 6-22-09

University of Mississippi

GS 107-284, Faser Hall Third Floor
*Project Professional:* Cooke Douglass Farr Lemons, LTD  
*General Contractor:* CIG Contractors, Inc.

**Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #5 in the amount of $55,928.09. This change order is necessary to remove hazardous material in the floor, to add structural steel for fan reinforcement, and modifications to installation of equipment in Room 401. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $3,600,000. Funds are available from SB 2010, Laws of 2004.  
*Date Approved:* 6-17-09

**Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #6 in the amount of $21,300. This change order is necessary to incorporate bid proposal Alternate #3 into the contract documents to complete construction on interior finishes. Approval was requested from the Bureau of Building, Grounds and Real Property Management. Funds are available from SB 2010, Laws of 2004.  
*Date Approved:* 7-14-09
**IHL 207-294, Residential College**

Project Professional: Cooke Douglass Farr Lemons, Ltd. and Eley Associates, A Joint Venture
General Contractor: Harrell Construction Group, LLC

*Approval #1:* In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Change Order #12** in the amount of $151,244. This change order is necessary for modifications and improvements to chillers, sound panels, site lighting, electrical outlets in the laundry room and costs associated with masonry calculations. The total project budget is $46,500,000. Funds are available from the University of Mississippi Educational Bond Corporation.

*Date Approved: 6-23-09*

*Approval #2:* In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Change Order #13** in the amount of $25,101. This change order is necessary to furnish and install disconnects, power for the block heater, battery charger for generators, panels for new breakers and to make changes per audio visual installers. The total project budget is $46,500,000. Funds are available from the University of Mississippi Educational Bond Corporation.

*Date Approved: 7-14-09*

**IHL 207-303, Research Park-Infrastructure and Initial Building Design**

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

*Approval #1:* In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Schematic Design documents** as submitted by Cooke Douglass Farr Lemons, Ltd. and Howorth Associates, A Joint Venture. The total project budget is $2,500,000. Funds are available from two Small Business Administrative grants, SBAHQ-06-1-007 and SBAHQ-08-1-0173; two HUD grants, B-04-SP-MS-0383 and B-06-SP-MS-0544; and one NOAA grant NA04NOS4690261.

*Date Approved: 7-14-09*

*Approval #2:* In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Design Development Documents** as submitted by Cooke Douglass Farr Lemons, Ltd. and Howorth Associates, A Joint Venture. The total project budget is $2,500,000. Funds are available from two Small Business Administrative grants, SBAHQ-06-1-007 and SBAHQ-08-1-0173; two HUD grants, B-04-SP-MS-0383 and B-06-SP-MS-0544 and one NOAA grant NA04NOS4690261.

*Date Approved: 7-14-09*

*Approval #3:* In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Contract Documents** as submitted by Cooke Douglass Farr Lemons, Ltd. and Howorth Associates, A Joint Venture. The Board staff also **approved the request to advertise for the receipt of bids.** The total project budget is $2,500,000. Funds are available from two Small Business Administrative grants, SBAHQ-06-1-007 and SBAHQ-08-1-0173; two HUD grants, B-04-SP-MS-0383 and B-06-SP-MS-0544, and one NOAA grant NA04NOS4690261.

*Date Approved: 7-14-09*
IHL 207-306 Center for Manufacturing Excellence  
Project Professional: Cooke Douglass Farr Lemons, Ltd.  
General Contractor: Panola Construction Company

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of $78,386.50. This change order is necessary for modifications for a lift station. The total project budget is $17,700,000. Funds are available from the Mississippi Development Authority.  
Date Approved: 7-14-09

IHL 207-315, Law School-Central Mechanical Plant  
Project Professional: Cooke Douglass Farr Lemons, Ltd.  
General Contractor: Hooker Construction, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 for a credit in the amount of $97,232.80. This credit is for items that were deducted from the project allowance for controls. The total project budget is $4,600,000. Funds are available from private donations, EBC bond proceeds, state and federal funds and self-generated sources.  
Date Approved: 6-26-09

IHL 207-320, Mississippi Small Business Center Development  
Project Professional: The McCarty Group

Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Schematic Development documents as submitted by The McCarty Group, project professionals. The total project budget is $2,000,000. Funds are available from a U. S. Congress Grant SBAHQ-06-1-0032.  
Date Approved: 6-23-09

Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by The McCarty Group, project professionals. The total project budget is $2,000,000. Funds are available from a United States Congress Grant SBAHQ-06-1-0032.  
Date Approved: 6-23-09

IHL 207-321, North (2nd) Residential College  
Project Professional: Cooke Douglass Farr Lemons, Ltd.  
Project Manager-Advisor: Harrell Contracting Group, LLC

Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the request for a waiver of approval of Schematic and Design Development documents. These documents were approved during the first phase of construction. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.  
Date Approved: 6-8-09

Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Cooke Douglass Farr Lemons, Ltd., project professionals. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.  
Date Approved: 6-10-09
Approval #3: (Bid Package B) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of contract** to United Forming, Inc., the lower of four (4) bidders, in the base bid amount of $2,432,000. This contract is for prime structural concrete only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #4: (Bid Package C) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of contract** to SMSA, Inc., the lower of three (3) bidders, for a contract amount of $2,402,000 and alternate #2 deduct of $435,000 for a total bid package of $1,976,000. The contract is for prime masonry only. The total project budget is $24,000,000. Funds are available from University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #5: (Bid Package E) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of contract** to Pitman Glass Company, the lower of six (6) bidders, for a total bid amount of $399,692. This contract is for prime glass and glazing only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #6: (Bid Package F) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to Copper Top Sheet Metal, Inc., the lower of three (3) bidders, in the base bid amount of $458,900. This contract is for prime roofing and flashing only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #7: (Bid Package H) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to Specialty Finishes, Inc., the lower of four (4) bidders, in the base bid amount of $305,900. This contract is for prime finishes only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #8: (Bid Package I) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to Craft Croswell, Inc., the lower of three (3) bidders, in the base bid amount of $740,000. This contract is for prime flooring only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #9: (Bid Package J) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to Hotel and Restaurant Supply, the lower of two (2) bidders, in the base bid amount of $213,920. This contract is for prime kitchen equipment only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_

Approval #10: (Bid Package K) In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to Thyssenkrupp Elevator Corporation, the lower of two (2) bidders, in the base bid amount of $141,900. This contract is for prime kitchen elevators only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

_Date Approved: 7-1-09_
Approval #11: (Bid Package L)  In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of contract to Security Fire Protection Company, Inc. the lower of two (2) bidders, in the base bid amount of $268,940. This contract is for prime fire protection only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

Date Approved: 7-1-09

Approval #12: (Bid Package M)  In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to South Central Heating and Plumbing Company, Inc. the lower of three (3) bidders, in the base bid amount of $4,370,000. This contract is for prime mechanical only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

Date Approved: 7-1-09

Approval #13: (Bid Package N)  In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Advance Electric Company, Inc., the lower of two (2) bidders, in the base bid amount of $1,746,000. This contract is for prime electrical only. The total project budget is $24,000,000. Funds are available from the University of Mississippi EBC and private gifts.

Date Approved: 7-1-09

IHL 207-322, Identification Center Renovations

Project Professional: University of Mississippi Department of Facilities Planning
General Contractor: D.C. Construction Company

Approval #1:  In accordance with Board Policy §904 (A) Board Approval, Board staff approved the request for a waiver of approval of Schematic Design and Design Development documents as submitted by the university's Department of Facilities Planning, project professional. The total project budget is $400,000. Funds are available from ID Center revenues and related auxiliary operations.

Date Approved: 6-29-09

Approval #2:  In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by the university's Department of Facilities Planning, project professional. The Board staff also approved the request to advertise for the receipt of bids. The total project budget is $400,000. Funds are available from ID Center revenues and related auxiliary operations.

Date Approved: 6-29-09

University of Mississippi Medical Center

GS 109-199, Re-Roof 764 Lakeland Drive

Project Professional: Simmons Associates
General Contractor: Guaranteed Roofing Company, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 for a credit in the amount of $15,561. This change order provided for revisions to a full system warranty/guarantee for twenty (20) years in lieu of the originally specified roof-only warranty. The change order also provided for the omission of wood blocking because this was not required by the roof manufacturer and it also provided for an adjustment to the allowance in the contract which will be used for latent replacement of existing metal deck that could have been discovered as the existing roof was removed. 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.

Date Approved: 6-8-09

**IHL 208-432C, Guyton Building Expansion**

*Project Professional: Simmons Associates and Eley Associates, A Joint Venture*

*General Contractor: Flintco, Inc.*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #1 in the amount of $155,381. This change order is necessary to provide for final project allowances, miscellaneous latent HVAC adjustments and equipment modifications. The total project budget is $53,500,000. Funds are provided from SB 3197, Laws of 2002, a Federal fund (HRSA-HCOF#C76HF00116) and interest income.

Date Approved: 7-9-09

**IHL 209-509, O.R. Endovascular Suite Renovations**

*Project Professional: Simmons Associates, AIA*

*General Contractor: Sunbelt General Contractor*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $29,261 with an additional eight (8) calendar days to the contract of Sunbelt General Contractors. This change order was necessary for mechanical and electrical adjustments. The total project budget is $641,000. Funds are available through hospital patient revenue.

Date Approved: 6-23-09

**IHL 209-511, Student Lounge Renovations 2008**

*Project Professional: M3A Architecture*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by M3A Architecture, project professionals. The total project budget is $300,000. Funds are available from student tuition.

Date Approved: 7-9-09

**IHL 209-512, Elevator Upgrades**

*Project Professional: Simmons Architects, AIA*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Simmons Associates, AIA, project professionals. The Board staff also approved the request to advertise for the receipt of bids. The total project budget is $590,710. Funds are available from interest income.

Date Approved: 6-10-09

**IHL 209-515, Surgical Short Stay Renovations**

*Project Professional: Cooke Douglass Farr Lemons, Ltd.*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Cooke Douglass Farr Lemons, Ltd, project professionals. The Board staff also approved the request to advertise for the receipt of bids. The total project budget is $7,735,000. Funds are available from hospital patient revenues.

Date Approved: 6-10-09
**IHL 209-516, Emergency Room Fast Track Renovations**  
*Project Professional: The McCarty Group*  
*General Contractor: McMillan Pitts Construction Company*

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved an award of a contract** to McMillan Pitts Construction Company, the lower of twelve (12) bidders, in the amount of $1,248,000. The total project budget is $2,000,000. Funds are available from hospital patient revenues.  
*Date Approved: 6-10-09*

**IHL 209-519, Exterior Graphics, Phase I-2009**  
*Project Professional: The K Group*

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Contract Documents** as submitted by The K Group, project professionals. The Board staff also **approved the request to advertise for the receipt of bids**. The total project budget is $317,000. Funds are available from interest income.  
*Date Approved: 6-26-09*

**IHL 209-521, Pediatric Intensive Care Unit Renovations**  
*Project Professional: The McCarty Group*

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the Design Development documents** as submitted by The McCarty Group, project professionals. The total project budget is $3,122,978. Funds are available from hospital patient revenue.  
*Date Approved: 6-10-09*

**University of Southern Mississippi**

**GS 115-007, IT Room Upgrade, Stennis Center**  
*Project Professional: N/A*

In accordance with Board Policy §904 (A) Board Approval, Board staff **concurred with the university's request to initiate a project** to upgrade an Information Technology room at the USM facilities at the Stennis Space Center. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is $77,000. Funds are available from R&R funds in HB 1634, Laws of 2006.  
*Date Approved: 7-14-09*

**IHL 208-236, Tennis Court Relocation**  
*Project Professional: JMS Architect*  
*General Contractor: B.W. Sullivan Building Contractor, Inc.*

In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Change Order #3** in the amount of $29,900.50. This change order was necessary to add concrete bleachers and steps, handicap accessibility and fencing to various areas. The total project budget is $3,200,000. Funds are available from private donations and university sources.  
*Date Approved: 5-28-09*
IHL 208-267, Dormitory Replacement
Project Professional: Landry & Lewis Architects, P.A.
General Contractor: W.G. Yates & Sons Construction Company

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 in the amount of $60,151. This change order is necessary to make various site, civil and mechanical changes required due to unforeseen conditions on the project. The total project budget is $45,000,000. Funds are available from the University of Southern Mississippi Educational Building Corporation.
Date Approved: 5-28-09

IHL 208-268, Data Center Upgrade
Project Professional: Corbett Legge & Associates
General Contractor: B.W. Sullivan Building Contractor, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved Change Order #2 for a credit in the amount of $23,938.97. The total project budget is $3,800,000. Funds are available from a U.S. Department of Education Grant.
Date Approved: 7-14-09

IHL 208-281, Chain Technology HVAC Upgrade
Project Professional: Atherton Consulting Engineers, Inc.

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Atherton Consulting Engineers, Inc., project professionals. The total project budget is $700,000. Funds are available from university sources of year-end funds in a plant account.
Date Approved: 5-5-09

IHL 208-288, Post Office Build-Out, Cochran Center
Project Professional: Albert & Associates

Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Albert & Associates, project professionals. The total project budget is $1,500,000. Funds are available from a Post Office Reserve Fund ($840,000) and Vending Service Revenue ($660,000).
Date Approved: 5-5-09

Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Albert & Associates, project professionals. The Board staff also approved the request to advertise for the receipt of bids. The total project budget is $1,500,000. Funds are available from Post Office Reserve Fund ($840,000) and Vending Service Revenue ($660,000).
Date Approved: 7-14-09
**IHL 208-289, Commons Building Demolition**  
*Project Professional: Allred Architectural Group*

**Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Contract Documents as submitted by Allred Architectural Group, project professionals. The Board staff also approved the request to advertise for the receipt of bids. The project budget is estimated to be $500,000. Funds are available from 2008 surplus reserves.  
*Date Approved: 7-1-09*

**Approval #2:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Precision Construction, LLC, the lower of eleven (11) bidders, for a base bid amount of $217,000 with add Alternate #1 ($17,000) and add Alternate #2 ($21,000). The project budget is estimated to be $500,000. Funds are available from 2008 surplus reserves.  
*Date Approved: 7-21-09*

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**University of Southern Mississippi - Cedar Point Campus**

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**IHL 210-239, Red Snapper Building**  
*Project Professional: Allred Architectural Group  
General Contractor: Starks Contracting Company, Inc.*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Starks Contracting Company, Inc., the lower of eleven (11) bidders, for a total bid amount of $1,298,000. The total project budget is $1,400,000. Funds are available from a NOAA grant (03013).  
*Date Approved: 5-28-09*

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**IHL 210-240, Infrastructure Project Phase II**  
*Project Professional: Allred Architectural Group  
General Contractor: Gulf Equipment Corporation*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved an award of a contract to Gulf Equipment Corporation, the lower of four (4) bidders, in the amount of $2,615,134. The total estimated project cost is $3,500,000. Funds are available from a NOAA grant (03321).  
*Date Approved: 5-28-09*

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**IHL 210-241, Red Snapper Grow-Out Facility, Cedar Point Campus**  
*Project Professional: Allred McNabb Architects*

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Allred McNabb Architects, project professionals. The total project budget is $1,200,000. Funds are available from a NOAA grant #3321.  
*Date Approved: 7-14-09*
IHL 210-242, Aquatic Wet Lab Facility, Cedar Point Campus
Project Professional: Allred McNabb Architects

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Allred McNabb Architects, project professionals. The total project budget is $950,000. Funds are available from a NOAA grant #3321.
Date Approved: 7-14-09

IHL 210-247, Fish Health Building, Cedar Point Campus
Project Professional: Allred McNabb Architects

In accordance with Board Policy §904 (A) Board Approval, Board staff approved the Design Development documents as submitted by Allred McNabb Architects, project professionals. The total project budget is $750,000. Funds are available from a NOAA grant #3321.
Date Approved: 7-14-09

NOTE: THE FOLLOWING ITEMS NEEDING IMMEDIATE ATTENTION PRIOR TO THE BOARD MEETING WERE APPROVED ON BEHALF OF THE BOARD BY THE BOARD MEMBER ACTING AS CHAIR OF THE REAL ESTATE COMMITTEE ACCORDING TO BOARD POLICY §904(B) BOARD APPROVAL.

Jackson State University

Request for Approval of Right-of-Way Easement
ROW Grantor: Jackson State University
ROW Recipient: Entergy Ms, Inc.

On behalf of the Board of Trustees of State Institutions of Higher Learning, per Board Policy §904(B) Board Approval, Dr. Doug Rouse, Chair of the Real Estate Committee approved the request for a right-of-way easement on JSU property to Entergy Ms, Inc. for the purpose of allowing utility access to certain campus facilities.
Date Approved: 7-27-09

Mississippi State University

Request for Approval to Lease 16th Section Land from the Leland Board of Education
Lessor: Leland Board of Education
Lessee: Mississippi State University

On behalf of the Board of Trustees of State Institutions of Higher Learning, per Board Policy §904(B) Board Approval, Dr. Doug Rouse, Chair of the Real Estate Committee approved the request to lease 231.3 acres of land located in Washington County from the Leland Board of Education for the purpose of research. The land will be used for rice breeding research by the MSU Delta Research and Extension Center. A copy of the lease agreement, a map, and an aerial photo are on file with the Office of Real Estate and Facilities.
Date Approved: 7-27-09
Request for Approval of Lease to USDA A.P.H.I.S. Wildlife Services

Lessor: Mississippi State University
Lessee: USDA A.P.H.I.S. Wildlife Services

On behalf of the Board of Trustees of State Institutions of Higher Learning, per Board Policy §904(B) Board Approval, Dr. Doug Rouse, Chair of the Real Estate Committee approved the request to lease 1.2 acres of land on the Animal Research Center (South Farm) to the U.S. Department of Agriculture Animal and Plant Health Inspection Service – Wildlife Services for a term of 25 years. A copy of the lease agreement and property survey are on file with the Office of Real Estate and Facilities.

Date Approved: 7-27-09

University of Mississippi

Request for Approval of New Lease and Deed of Trust for Chi Omega Sorority

Lessor: University of Mississippi
Lessee: Tau House Corporation of Chi Omega Sorority

On behalf of the Board of Trustees of State Institutions of Higher Learning, per Board Policy §904(B) Board Approval, Dr. Doug Rouse, Chair of the Real Estate Committee approved the request for a new lease to the Tau House Corporation of Chi Omega Sorority. The term of the lease is thirty (30) years and authorizes the House Corporation to execute a Deed of Trust of leasehold interest on Lot 256 in favor of Regions Bank to secure a loan for the purpose of making renovations to the chapter house.

Date Approved: 7-27-09
Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by David Ware & Associates (statements dated 3/20/09, 4/6/09, 4/27/09, 5/20/09, and 5/21/09) from the funds of Mississippi State University. (These statements, in the amounts of $410.70, $166.72, $207.28, $2,500.00, and $2,000.00, respectively, represent services and expenses in connection with labor certifications.)

**TOTAL DUE** ................................................................. $5,284.70

Payment of legal fees for professional services rendered by Phelps Dunbar (statements dated 3/26/09 and 4/29/09) from the funds of Mississippi State University. (These statements, in the amounts $1,890.00 and $393.83, respectively, represent services and expenses in connection with Charlie F. Wade vs. MS Cooperative Extension.)

**TOTAL DUE** ................................................................. $2,283.83

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 11/30/08, 2/24/09, 4/17/09, 4/17/09, 5/14/09, and 5/14/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with General Rep. of the Medical School & Facility Practice Plan - $2,988.50, General Rep. of the Medical School & Facility Practice Plan - $1,225.50, General Advice-UMMC-North Clinic - $2,709.00, General Rep. of the Medical School & Facility Practice Plan - $9,073.00, General Advice-UMMC-North Clinic - $3,902.99, and General Rep. of the Medical School & Facility Practice Plan - $1,977.26.)

**TOTAL DUE** ................................................................. $21,876.25

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (statement dated 5/7/09) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the Sterling case.)

**TOTAL DUE** ................................................................. $112.00

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (statements dated 3/31/09, 3/31/09, 3/31/09, 3/31/09, 4/20/09, 4/20/09, 4/20/09, and 4/20/09) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the cases styled Beason - $297.33, Thornton - $465.00, Flowers - $8,714.07, Kermode - $2,378.50, Jaralah - $2,100.00, Beason - $4,740.00, Thornton - $1,062.00, General Advice - $900.00, and Flowers - $8,219.80.)

**TOTAL DUE** ................................................................. $28,876.70

Payment of legal fees for professional services rendered by Bryan Nelson, P.A. (statement dated 4/8/09) from the funds of the University of Southern Mississippi. (This statement represents services and expenses in connection with the Krell case.)

**TOTAL DUE** ................................................................. $350.00
Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 4/16/09) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Compact Time-of-Flight Mass Spectrometer-Germany” - $20.00; “High Power Density, Full-Bridge Parallel Loaded Resonant DC-DC Converter for Low-Voltage, High-Current Applications” - $770.00; “Termite Control Methods and Apparatus” - $986.00; “Method and System for Controlling Manned and Unmanned Aircraft Using Speech Recognition Tools” - $1,396.00; “Termite Control System, Method and Apparatus” - $1,662.00; “Methods of Preparation of Live Attenuated Bacterial Vaccines by Alteration of DNA Adenine Methylase (DAM) in those Bacteria” - $674.00; and “Method for Determining Superficial Residual Stress as Applied to Machined, Mechanically or Thermally Processed Surfaces” - $690.00."

TOTAL DUE .......................................................... $6,198.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 3/9/09) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: “High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - $106.95.)

TOTAL DUE .......................................................... $106.95

Payment of legal fees for professional services rendered by Hunton & Williams (statements dated 3/18/09) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Transmucosal Delivery of Cannabinoids” - $150.77; “Transmucosal Delivery of Cannabinoids” - $297.50; “Stable Suppository Formulations Effecting Bioavailability of Delta-9-THC” - $359.47; “Dihydroartemisinin and Dihydroartemisitene Dimers as Anticancer and Anti-infective Agents” - $565.00; “Dihydroartemisinin and Dihydroartemisitene Dimers as Anticancer and Anti-infective Agents” - $800.00; and “Methods of Controlling Toxicity of Aminoquinoline” - $650.00.)

TOTAL DUE .......................................................... $2,822.74

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, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 1/26/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, 3/19/09, and 3/25/09) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Avery/Novel Antigiardial Agents and Methods of Use Thereof” - $178.56; “Avery/Novel Antigiardial Agents and Methods of Use Thereof” - $1,328.00; “Clearly/Compositions Comprising Highly Purified Amphotericin B” - $2,089.00; “Clearly/Compositions Comprising Highly Purified Amphotericin B” - $133.50; “Miscellaneous IP Matters” - $3,161.62; “Paris/High-Speed Data Compression Based on Set Associative Cache Mapping Techniques” - $54.00; “Repka/Stabilized Formulation of Triamcinolone Acetonide” - $227.76; “Repka/Stabilized Formulation of Triamcinolone Acetonide” - $5,523.12; “Repka/Stabilized Formulation of Triamcinolone Acetonide” - $135.00; “Repka/Stabilized Formulation of Triamcinolone Acetonide” - $434.00; “Repka/Stabilized Formulation of Triamcinolone Acetonide” - $2,820.34; “Sabatier/Method for Detecting Vibration and Sounds Signatures of Human
EXHIBIT 2
August 19-20, 2009

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statement dated 4/14/09) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the following patent: “Gut Prosthetic Patent”.)

TOTAL DUE .............................................................. $68,108.89

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/19/09, 3/19/09, 3/19/09, 4/20/09, 4/20/09, 4/20/09, 4/20/09, and 4/20/09) 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” - $896.00; “Gastric Electrical Stimulation Device and Method for Treating Gastroparesis” - $1,404.88; “Thermally Targeted Delivery of Medicaments Including Doxorubicin” - $263.07; “Thermally Targeted Delivery of Medicaments Including

TOTAL DUE .............................................................. $1,327.50
Doxorubicin” - $822.45; “System for Diagnosis and Prediction of Therapy for Nutritional and Metabolic Disorders” - $1,027.74; “Noscapine as a Neuroprotectant” - $868.00; “Thermally Targeted Delivery of Medicaments Including Doxorubicin” - $186.00; “Thermally Targeted Delivery of Medicaments Including Doxorubicin-JP” - $54.50; and “Method of Diagnosing and Monitoring Malignant Breast Carcinomas” - $1,530.50.)

TOTAL DUE ................................................................................................................................................ $7,053.14
Cross Creek Campus
University of Southern Mississippi
Gulf Coast Committee Report
August 19, 2009
Site Boundary proposed by the developer April, 2009
Existing Conditions: Developable Land

Parcel A
- Total Acres: 137.37 ac
- Wetlands: 33.9 ac
- FEMA Floodplain: 47.4 ac
- Developable Land: 55.1 ac

Parcel B
- Total Acres: 63.5 ac
- Wetlands: 26.5 ac
- FEMA Floodplain: 0 ac
- Developable Land: 37 ac

Source: ESRI and Brown and Mitchell