

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 21 and 25, 2010**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on December 3, 2009, to each and every member of said Board, said date being at least five days prior to this January 21, 2010 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. 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. The meeting was called to order by Mr. Scott Ross, President, and opened with prayer by Mr. Alan Perry. The Board observed a moment of silence in memory of the 4 MUW students who recently died in a fire at a central Alabama hotel.

APPROVAL OF THE MINUTES

On motion by Ms. Robinson, seconded by Ms. Pickering, and unanimously passed by those present, it was

RESOLVED, That the Minutes of the Board meetings held on November 18-19, 2009 and December 17, 2009, stand approved.

CONSENT AGENDA

On motion by Ms. Robinson, seconded by Dr. Rouse, and unanimously passed by those present, it was

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

BUDGET, FINANCE AND AUDIT

1. **MSU** - Approved the request to enter into a lease agreement with Brian Moore and Brico Properties, LLC. to lease approximately 786 square feet located at 109 Executive Drive, Suite 1, Madison, Mississippi to be used as administrative office space for MSU's Early Childhood Institute. The primary contract period is twenty-three months - February 1, 2010 to December 31, 2011. The contract may be renewed for one twelve-month period upon written agreement of both parties. The monthly lease payment is \$910 for a total contract cost of \$20,930 for the primary lease period. The contract will be funded via an externally funded grant from Chevron Pascagoula Refinery. A copy of this agreement which has been reviewed and approved by the Attorney General's Office, is included in the *January 21, 2010 Board Working File*.

2. **MSU** - Approved the request to enter into a lease agreement with Coblenz Properties, LLC. to lease approximately 2,500 square feet located at 1004 North Jackson Street, Starkville, Mississippi to conduct business activities of MSU's Migrant Education Program of North Mississippi. The primary contract period is eight months -February 1, 2010 to September 30, 2010. The contract may be renewed for one twelve-month period upon written agreement of both parties. The monthly lease payment is \$3,800 for a total contract cost of \$30,400 for the primary lease period. Funds are available from an external grant from the Mississippi Department of Education. A copy of this agreement which has been reviewed and approved by the Attorney General's Office is included in the *January 21, 2010 Board Working File*.

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3. **UMMC** - Approved the request to amend a lease agreement with the Jackson Medical Mall Foundation to lease an additional 570 square feet on the first floor of the west side north of the main concourse, Suite 571, to conduct private research involving infectious disease patients (UMMC's CLIMB2 Project). The term of the contract is for 17 months – February 1, 2010 to June 30, 2011. The monthly lease payment is \$631.75 for a total contract cost of \$10,739.75 for the entire lease period. A copy of this agreement which has been reviewed and approved by the Attorney General's Office is included in the *January 21, 2010 Board Working File*.

4. **System** - Approved the request by JSU and MVSU to escalate the budgets within their respective *Ayers* Endowment Diversity Program(s) budgets. The escalations are needed to cover increased costs associated with program operating costs, library resources and diversity student aid awards. The original budgets were approved at the June 2009 Board meeting. At that time, Board staff relied on estimates of available funding for these programs. Actual funding is now known and the institutions have requested to revise budgets to actual.

Jackson State University

Object of Expenditure	Current Budget 2009 - 2010	Budget Revision #1	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 249,404		\$ 249,404
Travel	\$ 10,000		\$ 10,000
Contractual Services			
Commodities			
Capital Outlay:			
Equipment		\$ 22,720	\$ 22,720
Library Resources	\$ 211,369	\$ 70,000	\$ 281,369
Student Aid	\$ 241,825		\$ 241,825
Total	\$ 712,598	\$ 92,720	\$ 805,318

Mississippi Valley State University

Object of Expenditure	Current Budget 2009 - 2010	Budget Revision #1	Revised Budget 2009 - 2010
Salaries, Wages & Fringe Benefits	\$ 86,073		\$ 86,073
Travel	\$ 1,500		\$ 1,500
Contractual Services	\$ 1,440		\$ 1,440
Commodities	\$ 1,000		\$ 1,000
Capital Outlay:			
Equipment			
Library Resources			
Student Aid	\$ 374,654	\$ 60,460	\$ 435,114
Total	\$ 464,667	\$ 60,460	\$ 525,127

All funds budgeted within these two programs are created from the generated annual interest earnings of the *Ayers* Public and Private Endowment investments.

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REAL ESTATE

5. **JSU** - Approved the initiation of **GS 103-257, Campus Energy Management**, and the appointment of Watkins & O'Gwynn Consulting Electrical Engineers as design professionals. This project will install motion detectors and occupancy sensors throughout campus. This project installs motion detectors and occupancy sensors throughout the campus. These measures will aid the university in its effort for energy conservation by helping reduce the annual energy consumption. The total project budget is \$500,000. Funds are available in the amount of \$500,000 from HB 1722, Laws of 2009.
6. **UM** - Approved the initiation of **GS 107-299, Peabody Renovation Preplan**, and the appointment of Shafer & Associates Architects, Starkville, MS as design professionals. The total project budget is \$350,000. Funds are available in the amount of \$350,000 from HB 1641, Laws of 2008, GO Bonds.
7. **USM** - Approved the initiation of **GS 108-259, Energy Reduction Retrofits, Hattiesburg**, for energy improvements. This project provides for energy reduction retrofits on lighting, mechanical and control systems on various buildings throughout the Hattiesburg campus. The modifications are expected to provide savings to result in a payback of about 3-3 ½ Years. The total project budget is \$2 million. Funds are available in the amount of \$2 million from HB 1722, Laws of 2009.
8. **USM** - Approved the initiation of **GS 114-015, Recreation Building Repair & Renovation, Gulf Park**, and the appointment of Studio South Architects as design professionals. The project is intended to repair and renovate the Recreation Building to accommodate the Physical Plant function and the current Physical Plant building will be renovated for use as academic space. The total project budget is \$460,256. Funds are available in the amount of \$210,768 from SB 3197, Laws of 2002, and in the amount of \$249,488 from HB 1641, Laws of 2008.
9. **MSU** - Approved the initiation of **IHL 205-250, Addition to the CAVS Dynamometer Building**, to add 3,850 square feet to the existing Center for Advance Vehicular Systems Dynamometer Building and the appointment of Foil Wyatt Architects as design professionals. The additional 3,850 square feet will house a control room and required equipment for research. The total project budget is \$350,000. Funds are available in the amount of \$350,000 from a federal grant.
10. **MSU** - Approved the initiation of **IHL 205-251, ICET Pilot Plant**, to construct a 10,000 square foot building to house Sustainable Energy Research Center (SERC) projects and the appointment of Shafer and Associates as design professionals. The project is required for the development and demonstration of SERC energy research projects which requires a location for pilot plant operations complete with utility and control systems availability. The total project budget is \$500,000. Funds are available in the amount of \$500,000 from an ICET federal grant.
11. **MSU** - Approved the initiation of **IHL 213-140, White Sands Shop**, to construct a 4,400 square foot shop/storage building that will serve as the farm headquarters at the White Sands Research Unit and the appointment of Perkins Architecture as design professional. This project will replace three

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- (3) old existing facilities at the Research Unit. The existing facilities were damaged by Hurricane Katrina and due to the damage the existing buildings are worth repairing. The total project budget is \$480,000. Funds are available in the amount of \$264,000 from FEMA funds and in the amount of \$216,000 from MAFES sales.
12. **UM** - Approved the initiation of **IHL 207-333, Multi-Modal Airport Project**, and the appointment of Barge Waggoner Sumner & Cannon, Inc., Memphis, TN as design professionals. This project will construct an enhanced airplane parking ramp at University-Oxford Airport. The total project budget is \$437,255. Funds are available in the amount of \$432,882.45 from MDOT Multi-Modal Airport Grant-MM-0057-0210 and in the amount of \$4,372.55 from University/Oxford Airport Capital R&R funds.
 13. **UM** - Approved the initiation of **IHL 207-334, Deaton Hall-HVAC and Generator Upgrades**, and the appointment of Corbett Legge & Associates of Tupelo, MS as design professionals. The current operating conditions of the existing equipment will not maintain acceptable indoor moisture levels and acceptable building pressurization set by the ASHRAE Standard 62. The total project budget is \$760,000. Funds are available in the amount of \$760,000 from Auxiliary R&R funds.
 14. **UM** - Approved the initiation of **IHL 207-335, Powers Hall-HVAC Upgrade**, and the appointment of Corbett Legge & Associates of Tupelo, MS as design professionals. The design professional recommends that the university replace the existing chilled water and heating water piping that is deteriorating and allowing condensation to form on the chilled water piping that drips onto the ceiling tile. The total project budget is \$675,000. Funds are available in the amount of \$675,000 from Auxiliary R&R funds.
 15. **UM** - Approved the initiation of **IHL 207-336, Indoor Golf Swing Analysis Center**, and the appointment of Cooke Douglass Farr Lemons as design professionals. This project will add approximately 2,250 square feet to the existing golf team building. The total project budget is \$700,000. Funds are available in the amount of \$700,000 from private gifts through the UMAA Foundation.
 16. **USM** - Approved the appointment of Allred Architectural Group as design professionals for **IHL 214-015, Lloyd Hall Storm Damage Repair, Gulf Park**. This project will begin the design work for the repair and restoration of storm damage to Lloyd Hall on the Gulf Park campus. The total project budget is \$1.7 million. Funds are available in the amount of \$1.7 million from insurance proceeds and FEMA reimbursement.
 17. **DSU** - Approved the request to increase the project budget for **GS 102-224, Fire Station, Phase I**, from \$250,000 to \$900,000 for an increase in the amount of \$650,000. The escalation in the project budget is necessary due to the City of Cleveland pledging \$650,000 to fully fund Phase I of the project. Funds are available in the amount of \$250,000 from HB 1641, Laws of 2008, and in the amount of \$650,000 from the City of Cleveland.

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18. **UMMC** - Approved the request to increase the project budget for **GS 109-201, Old Hospital Exterior Repairs**, from \$170,000 to \$215,500 for an increase in the amount of \$45,500. The escalation in the project budget is necessary due to the result of the bids received on October 20, 2009. The low bid exceeded the Construction Document estimate. Funds are available in the amount of \$215,500 from HB 246, Laws of 2007.
19. **MSU** - Approved the request to increase the scope of the project **IHL 205-235, New Residence Hall**, to include a seventh phase to be titled IHL # 205-235-G Fire Suppression for Hull, Evans, and Herbert Halls and the appointment of Luke Peterson and Kaye, P.A. as design professionals. The project was originally approved as a six-phase project. The change in scope is necessary to add a seventh phase to include the addition of fire suppression systems (sprinklers) to Hull, Evans, and Herbert Halls. All three facilities are residential facilities and house students. The total project budget is \$29,960,000 (All 7 phases) and \$1 million (Phase 7 only). Funds are available in the amount of \$1 million from MSU EBC revenue bonds.
20. **UM** - Approved the request to increase the project budget for **IHL 207-305, Partial Parallel Taxiway-Phase I-Site Grading**, from \$2,780,000 to \$6,417,592 for an increase in the amount of \$3,637,592. The escalation in the project budget is necessary due to site-work including clearing and grubbing, earthwork, removal of the existing perimeter fence, and relocation of electrical vault being estimated at more than the original monies. During the course of the project, a second grant was applied for and awarded to cover the shortfall of the first grant and adding the paving for the taxiway addition and the taxiway lighting. This budget increase is for the additional grant amount. Funds are available in the amount of \$160,439.80 from University/Oxford Airport Capital R&R funds; in the amount of \$160,439.80 from the MDOT matching funds; and in the amount of \$6,096,712.40 from Federal Grants-AIP 3-28-0057-020-2008 and AIP 3-28-0057-021-2008.
21. **UM** - Approved the request to increase the project budget for **IHL 207-325, Gertrude Ford Blvd. Erosion Project**, from \$310,000 to \$340,000 for an increase in the amount of \$30,000. The escalation in project budget is necessary in order to include bid alternates. Funds are available in the amount of \$340,000 from internal R&R funds.
22. **UM** - Approved the request to increase the project budget for **IHL 207-328, FEMA/MEMA Generator Project**, from \$350,000 to \$389,721 for an increase in the amount of \$39,721. The escalation in project budget is necessary in order to allow the university to use the remaining portion of an original FEMA grant that enabled the university to purchase and install 3 generators. Funds are available in the amount of \$336,985 from DR-1604-MS-0245-CFA No. 97.039 and in the amount of \$52,736 from UM matching funds-self generated R&R funds.
23. **USM** - Approved the request to change the funding source for **IHL 208-291, Purchase Property, 3601 Azalea Drive**, adjacent to the Hattiesburg campus. The change in funding source is necessary because the source of funds approved at the September 17, 2009 Board meeting was erroneously stated by the university to be HB 1722, Laws of 2009, which does not contain language allowing land acquisition. The correct funding source is HB 246, Laws of 2007 which does contain language allowing the funds to be used for land acquisition. The total purchase price is \$122,500.

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24. **UMMC** - Approved the request to increase the project budget for **IHL 209-511, Student Lounge Renovations**, from \$300,000 to \$715,341 for an increase in the amount of \$415,341. The escalation in the project budget is necessary due to the results of the bids received on October 20, 2009. The low bid exceeded the Construction Document estimate prepared by the appointed professional. Funds are available in the amount of \$300,000 from student tuition and in the amount of \$415,341 from interest income.
25. **JSU** - Approved the request to add two (2) parcels of land to Phase IV of the **GS 103-246, Land Acquisition Project**. JSU has been authorized by the Mississippi Legislature to purchase available parcels within the predefined limits of the project. The parcels are:
- 902 J.R. Lynch Street, Parcel #144-71 and
 - 912 J.R. Lynch Street, Parcel #144-75.

LEGAL

26. **UM** - The Board of Trustees for the Institutions of Higher Learning for the State of Mississippi hereby declares: Dr. Dan Jones was appointed Chancellor of the University of Mississippi during a meeting of the Board on June 15, 2009, and Dr. Jones, pursuant to IHL Policies 301.0801, 707.01 and 707.02, as the Institutional Executive Officer of the University of Mississippi, is responsible for the university's administration and has signatory authority to bind the University of Mississippi.
27. **UMMC** - Pending approval by the Attorney General, the Board approved the request to employ James Mingee, Esq., d/b/a The Mark It Place, of counsel to the firm of Scott, Sullivan, Streetman & Fox, and C. Paige Herring to provide legal services as trademark and copyright counsel. This is a renewal of a contract first approved by the Board on January 15, 2009. The agreement provides for outside counsel work up to an amount of \$30,000 at the rate of \$145 per hour or \$1,200 per trademark prosecution for the term of January 25, 2010 – January 30, 2011. The contract will be funded by patient revenue.
28. **PERSONNEL REPORT**

EMPLOYMENT

Alcorn State University - Athletics

Earnest E. Collins, Head Football Coach; salary \$140,000 per annum, pro rata; E&G Funds; effective January 1, 2010 to December 31, 2012

Mississippi Valley State University - Athletics

Karl Morgan, Head Football Coach, \$75,000 per annum, pro rata; E&G Funds; effective January 15, 2010 to June 30, 2010

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CHANGE OF STATUS

Alcorn State University - Athletics

Brenda T. Square, *from* Interim Director of Athletics; salary of \$100,000 per annum, pro rata; E&G Funds; *to* Director of Athletics; no change in salary; effective January 1, 2010 to December 31, 2012

REHIRED RETIREES

Retirees rehired making more than \$20,000 who are not on contract for the period of July 1, 2009 through June 30, 2010:

University of Mississippi

James Davis; *former position:* H. Eugene Peery Chair of Accountancy & Professor of Accountancy; *new position:* Peery Professor Emeritus (Accountancy); *compensation of:* \$50,000; *period of re-employment:* August 20, 2009 to May 8, 2010

Chester Quarles; *former position:* Professor of Criminal Justice; *new position:* Professor Emeritus (Legal Studies); *compensation of:* \$30,000; *period of re-employment:* August 20, 2009 to May 8, 2010

Guthrie Abbott; *former position:* Professor of Law School of Law; *new position:* Professor Emeritus of Law; *compensation of:* \$25,000; *period of re-employment:* January 20, 2010 to May 8, 2010

SABBATICAL

Jackson State University

Izevbigie, Ernest B.

TERMINATION

Alcorn State University

Ross, George E.

PRESENTATION

Dr. Reggie Sykes, IHL Assistant Commissioner for Community and Junior College Relations, gave a presentation on the *Mississippi Community and Junior College Transfer Enrollment Report, Fall 2009*. Ms. Robinson thanked Dr. Sykes for his leadership and hard work.

ANNOUNCEMENTS

Mr. Scott Ross welcomed Mr. James Hudson, the Student Government Association (SGA) president for Mississippi Valley State University, Mr. Blake Jeter, the SGA president for Mississippi State University, Mr. J. R. Robinson, the SGA president for the University of Southern Mississippi, and Mr. James McDonald, president of the Alcorn State University National Alumni Association.

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REAL ESTATE AGENDA
Presented by Dr. Doug Rouse, Chair

On motion by Dr. Rouse, seconded by Ms. Robinson, and unanimously passed by those present, it was

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

1. **UM** - Approved the request to purchase real estate through a two-stage transaction using the University of Mississippi Foundation, Inc. The purchase and the attached improvements consist of a housing development named "Campus Walk Apartments" located at 401 Hathorn Road, Oxford, MS. The total project budget is \$9,200,000. Funds are available from the Land Acquisition Fund, Land Acquisition Quasi Endowment Fund, revenue from cash flow generated from the property once lease/rentals commence, auxiliary R&R funds and internal R&R funds. The two-stage process is set forth in detail within the bound *January 21, 2010 Board Working File*. The Attorney General's Office has reviewed and approved this item.

LEGAL AGENDA
Presented by Mr. Alan Perry, Chair

By consensus, t the Board hereby approved moving agenda item #1 as submitted on the following Legal Agenda to the list of items to be handled during Executive Session. On motion by Mr. Perry, seconded by Ms. Whitten, and unanimously passed by those present, the Board approved adding agenda item #2 to the agenda. Agenda item #2 was approved on a separate motion by Mr. Perry, seconded by Ms. Whitten, and unanimously passed by those present.

1. **UMMC** - Settlement of Tort Claim No. 1571: *Charles Abraham vs. UMMC, et al.* **(THIS ITEM WAS TAKEN UP IN EXECUTIVE SESSION.)**
2. **System** - Approved the request to seek an Official Attorney General's Opinion on issues related to budget cuts, the IHL appropriation and the *Ayers* Settlement. It is highly likely that the Governor will be cutting all agency budgets by a specified percentage in the near future. The following legal issues need to be resolved in the event of such a cut to agency budgets:
 - a. Which parts of the IHL appropriations bill, within Senate Bill 2035 of the second extraordinary session of 2009, will be affected by such an across the board cut and which parts, if any, will be exempt?
 - b. Under applicable state law, including the language of Senate Bill 2035 of the second extraordinary session of 2009, may IHL legally continue to meet the obligations under the *Ayers* settlement in full, in the event of such a budget cut?
 - c. If any part of the IHL appropriations bill that funds the *Ayers* obligations is reduced by such a budget cut, would IHL and the State of Mississippi be in violation of Section VI. of the *Ayers* settlement agreement by continuing to fully meet the *Ayers* obligations after such a budget cut is implemented?

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BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Bob Owens, Chair

1. Discussion of multi-year business plans for dealing with budget reductions and multi-year tuition recommendation.
2. **Other Business**
 - a. On motion by Ms. Pickering, seconded by Dr. Rouse, and unanimously passed by those present, the Board postponed the election of the Vice President until the February Board meeting. Dr. Neely will succeed as president in May.
 - b. By consensus, the Board agreed to recess this meeting until Monday, January 25 at 10:00 a.m. at which time it would hold a teleconference meeting to take action on the Commissioner's recommendations.

ADMINISTRATION/POLICY AGENDA

Presented by Dr. Hank M. Bounds, Commissioner

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

RESOLVED, That the Board hereby approved agenda item #2 as submitted on the following Administration/Policy Agenda.

1. **Other Business**
 - a. Ms. Pickering thanked the Textbook Task Force members; Dr. Jim Borsig, IHL Assistant Commissioner for Governmental Relations; Mrs. Leah Rupp Smith, IHL Director of Communications; and the Student government Association presidents for their hard work. Last semester the SGA presidents kicked off the "Keep Textbooks Cheap Appreciation Week." This event allows the students to show their appreciation for the efforts of the faculty who work toward lowering the cost of textbooks. Ms. Pickering noted that this textbook policy is only the first step toward making textbooks more affordable for students.
 - b. Dr. Bounds recognized Representative Kelvin Buck, Chair of the Universities and Colleges Committee and a great fan for higher education.
 - c. Dr. Borsig introduced Mr. Bill Broyles, Assistant Vice President for Student Affairs at Mississippi State University and co-chair of the Textbook Task Force. Dr. Borsig also noted that Dr. Maurice Eftink, Dean of the Graduate School and Associate Provost at the University of Mississippi. Mr. Broyles gave an update on work of the Task Force.
2. **System** - Approved for first reading the proposed new Board policy 616 Textbook Policy. (See Exhibit 1.)

INFORMATION AGENDA

Presented by Dr. Hank M. Bounds, Commissioner

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REAL ESTATE

1. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the January 21, 2010 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

LEGAL

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

COMMISSIONER'S REPORT

Presented by Dr. Hank M. Bounds, Commissioner

Dr. Bounds facilitated a discussion related to setting system goals.

ANNOUNCEMENT

Dr. Bounds congratulated Dr. John Hilpert, President of Delta State University, for being named the president of the Southern Associations of Colleges and Schools-Commission on Colleges. Only one other Mississippi president has ever served in this capacity.

EXECUTIVE SESSION

On motion by Mr. Perry, seconded by Ms. Pickering, with Mr. Ross 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. Patterson, seconded by Ms. Pickering, with Mr. Ross absent and not voting, the Board **voted to go into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of a litigation matter at the University of Mississippi Medical Center and
Discussion of a personnel matter at Alcorn State University.

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

On motion by Ms. Whitten, seconded by Ms. Robinson, with Mr. Ross absent and not voting, the Board approved the request to settle the tort claim case styled as *Charles Abraham vs. UMMC, et al.*

On motion by Dr. Neely, seconded by Ms. Robinson, with Mr. Ross absent and not voting, the Board appointed Dr. Norris Edney as the interim president of Alcorn State University and authorized the Commissioner to negotiate an appropriate salary.

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

THE MEETING WAS RECESSED UNTIL THE TELECONFERENCE MEETING AT 10:00 A.M. ON MONDAY, JANUARY 25, 2010.

JANUARY 25, 2010

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning held a teleconference meeting on January 25, 2010 at 10:00 a.m. with public attendance available at the Board Office in Jackson, Mississippi. The following Board members participated in the teleconference: Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse and Mr. C.D. Smith. Mr. H. Ed Blakeslee and Ms. Amy Whitten were absent. The meeting was called to order by Mr. Scott Ross, President.

In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this teleconference meeting were recorded by name in a roll-call fashion. The teleconference meeting was held to continue discussions of the multi-year business plans for dealing with budget reductions and multi-year tuition recommendation.

On motion by Dr. Davidson, seconded by Ms. Pickering, with Mr. Blakeslee, Ms. Robinson, and Ms. Whitten absent and not voting, the Board approved the recommended tuition increases based on the assumptions included in the presentation concerning the revenue to be appropriated for 2011 and 2012. **(See Exhibits 4 through 7.)** The Board also bestowed upon the Commissioner the flexibility to increase the budget reductions, increase tuition, or reduce the increased tuition depending on the state appropriations.

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Proposed new Board policy 616 Textbook Policy for first reading. |
| Exhibit 2 | Real Estate items that were approved by the IHL Board staff subsequent to the January 21, 2010 Board meeting. |
| Exhibit 3 | Report of the payment of legal fees to outside counsel. |
| Exhibit 4 | Multi-Year Resident Tuition Increase Request, FY 2011 - FY 2013 |
| Exhibit 5 | Multi-Year Resident Tuition Request, FY 2011 - FY 2013 |
| Exhibit 6 | Multi-Year Non-Resident Tuition Percentage Recommendation, FY 2011 - FY 2013 |
| Exhibit 7 | Multi-Year Non-Resident Tuition Price Recommendation, FY 2011 - FY 2013 |

PROPOSED NEW BOARD POLICY FOR FIRST READING

616 Textbook Policy

This Textbook Policy establishes minimum system-wide guidelines and goals aimed at addressing the cost of college textbooks and other instructional materials and at ensuring compliance with Section 133 of the federal Higher Education Opportunity Act (HEOA) of 2008.

Each institution in the IHL system shall establish a written policy that includes the following provisions. In this policy, the term textbook is meant to include various types of course materials, including software, electronic files, supplemental materials, and course packs.

1. Textbook Adoption Deadlines – Each institution shall establish firm deadlines and procedures for the adoption of textbooks for upcoming semesters. These deadlines and procedures shall be set to enable the institution to fully comply with the HEOA of 2008, including the requirement that textbook information (including ISBN and prices) be provided to students at the time of registration.

Requirements:

- Institutions shall establish adoption deadlines that are no later than the beginning of the registration period for succeeding semesters and that provide sufficient time to work with affiliated bookstores to meet the HEOA posting requirements. Additionally, these adoption deadlines shall be at least 40 days prior to the end of the preceding semester, whenever possible, as dictated by registration schedules.
- The adoption process will include the indication of whether a textbook is required or recommended and should include to the extent possible an indication of whether an alternate (e.g., earlier) edition of the textbook may be used. Timely adoption of textbooks is required for the following course types: lecture, lecture/lab, laboratory, and recitation/discussion. These course types, as designated and defined by the IHL Data Dictionary, are generally assumed to be courses with textbook requirements. Any other courses which at individual institutions historically require textbooks shall be included in the individual institution's adoption policy.
- Department chairs/heads will be responsible for ensuring that all pertinent courses under their authority have adoptions submitted by the deadline, even in instances where no instructor has been assigned for a course section as of the announced adoption deadline date.
- Departments shall be strongly encouraged to adopt the same course materials for all sections of each course.

EXHIBIT 1

January 21, 2010

2. **Minimum Adoption Periods** - Each institution shall establish guidelines that promote a minimum adoption period for textbooks. In this section, textbook refers specifically to a book that is resalable, as opposed to one-time usage materials (e.g., workbooks) or books that have limited resale value.
 - Institutions shall set guidelines for a minimum three-year adoption period for lower division courses. These guidelines may include reasonable exceptions to this requirement for instances when editions go out of print, when substantive changes are made in either the course description or the textbook, or when there is a significant change in the body of knowledge pertinent to the course. Procedures for the authorization of exceptions should include approval at the dean level, after recommendation from a department chair/head.
 - Guidelines shall encourage a minimum textbook adoption period of at least two years for upper division courses. However, it is recognized that, to provide current scholarship in a global marketplace, upper division courses will have more advanced and changing content, that students often wish to build a personal library of books in their major, and that there is a more limited potential for establishing a favorable local buy-back market for such upper division textbooks. Because of these factors, institutional policy will balance the benefits of a minimum adoption period with the selection of the best available textbook.

3. **Dissemination of Textbook Information** – Institutions shall be responsible for providing information on best practices in textbook adoptions to faculty and for providing advice to students on ways to save money on textbook purchases.
 - The institutions or affiliated bookstores shall provide faculty with information and tools for the selection of textbooks, including pricing information and the availability of alternative formats for course materials (e.g., whether textbooks are available in electronic versions) and of separately available components of a bundled textbook;
 - The institutions or affiliated bookstores shall provide students with tips on purchasing textbooks, including the availability of electronic versions, the availability of unbundled textbook components, buy-back and exchange policies, and price-matching policies. Institutions shall provide this information, including an explanation of the significance of ISBNs, to entering freshmen during orientations or within 30 days prior to the beginning of the fall semester.
 - The institutions or affiliated bookstores shall provide faculty and students with results from surveys of student satisfaction with textbooks.

4. **Assessment of Progress** – Institutions shall develop procedures to assess the success of the above practices in containing the costs of textbooks.
 - Assessment strategies shall include: the inclusion of questions on student surveys (e.g., course evaluations) about the value of assigned

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textbooks; production of reports of the extent of compliance of each institution with the adoption deadlines; information about the costs of the textbooks for the top twenty (highest enrollment) courses; the volume of buy-back purchases at the affiliated bookstores; the number of electronic versions of textbooks being used; and surveys (student and faculty) of the ability of the affiliated bookstore to provide adequate stocking of books.

- The institutional executive officer of each institution will name a textbook coordinator who will be responsible for the implementation and administration of this policy.
- Annually, the textbook coordinator will submit such assessment information as required by the assessment plan as an annual assessment report to the Commissioner or his/her designee.
- The annual assessment report will be made available on the website of the subject institution, as well as on the System website.

REAL ESTATE

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE NOVEMBER 18-19, 2009 BOARD MEETING SUBMISSION DEADLINE

1. ASU-Emergency Declaration, Telephone System

Staff Approval: In accordance with Mississippi Code Section 31-7-13 (j) and on behalf of The Board of Trustees of State Institutions of Higher Learning, Board staff approved the emergency declaration requested by Alcorn State University stating that the existing phone system has been discontinued, with the existing voicemail service no longer supported by the manufacturer. Also, the current infrastructure is at capacity and with the manufacturer no longer supporting the software and hardware, no future expansion can be done thus putting the university at risk of losing all phone services at any time.

Staff Approval Date: December 7, 2009

Project Budget: \$750,000

Funding Source(s): Title III funds

2. ASU-GS 101-269, Dumas Hall

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Documents** as submitted by Duvall Decker Architects, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) December 2, 2009; (#2) December 3, 2009

Project Initiation Date: January 31, 2008

Design Professional: Duvall Decker Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$700,000

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

3. **ASU-IHL 201-241, Campus Housing**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Construction Documents** as submitted by Dale and Associates/ Niles Bolton, design professionals.

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

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Dirtworks Inc., the lower of six (6) bidders for a total contract amount of \$2,149,000. This contract is for Bid Package 1, site work only.

Staff Approval #4: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Moses Electric, the lower of three (3) bidders for a total contract amount of \$102,000. This contract is for Bid Package 3, site communications only.

Staff Approval #5: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to US Coatings, the lower of seven (7) bidders for a total contract amount of \$1,431,000. This contract is for Bid Package 5, abatement and demolition only.

Staff Approval #6: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Munlake Contractors, Inc., the lower of five (5) bidders for a total contract amount of \$19,321,895. This contract is for Bid Package 6, housing buildings only.

Staff Approval Date: Approvals #1-6 on October 29, 2009

Project Initiation Date: March 20, 2008

Design Professional: Dale and Associates/ Niles Bolton

General Contractor: Harrell Construction

Contract Award Date: October 29, 2009

Project Budget: \$47,000,000

Funding Source(s): Alcorn State University EBC Bond revenue

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4. DSU-GS 102-199, Central Mechanical Plant

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$4,308.00 and eighty-three (83) additional days to the contract of Acy Mechanical, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 3, 2009

Change Order Justification: The change order is necessary to upgrade the high voltage service, repair rupture of unmarked water main, re-route piping due to utility conflicts, and to reconcile the controls allowance.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$123,783

Project Initiation Date: September 18, 2003

Design Professional: Eldridge and Associates, P.A.

General Contractor: Acy Mechanical, LLC

Contract Award Date: November 24, 2008

Project Budget: \$5,100,000

Funding Source(s): SB 2988, Laws of 2003; SB 2010, Laws of 2004; HB 246, Laws of 2007; and HB 1641, Laws of 2008

5. DSU-GS 102-226, Science Lab Renovations, PH II

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Century Construction and Realty, the lower of eight (8) bidders for a total contract amount of \$3,490,000.

Staff Approval Date: December 16, 2009

Project Initiation Date: August 21, 2008

Design Professional: Architecture South

General Contractor: Century Construction and Realty

EXHIBIT 2

January 21, 2010

Contract Award Date: December 16, 2009

Project Budget: \$4,750,000

Funding Source(s): HB 1641, Laws of 2008; HB 1722, Laws of 2009

6. **DSU-IHL 202-139, School of Nursing Phase II Addition**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Shafer and Associates, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Shafer and Associates, design professional.

Staff Approval Date: (#1-2) November 18, 2009

Project Initiation Date: September 17, 2009

Design Professional: Shafter and Associates

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$510,947

Funding Source(s): Health Resources Service Administration Grant #U1FRH07411

7. **JSU-GS 103-219, Johnson/Dansby Replacement-Phase I**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$8,566.08 and zero (0) additional days to the contract of Harrell Contracting Group, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: November 9, 2009

Change Order Justification: The change order is necessary to change the column bases from brick veneer to cast stone to match the adjacent library building.

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Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$42,247.02

Project Initiation Date: November 20, 2003

Design Professional: Vernell Barnes Architect and Foil Wyatt Architects & Planners, PLLC, A Joint Venture

General Contractor: Harrell Contracting Group, LLC

Contract Award Date: March 30, 2009

Project Budget: \$13,773,590.88

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

8. **JSU-GS 103-231, E-City Center Project**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$0.00 and forty-nine (49) additional days to the contract of Wilkinson Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 2, 2009

Change Order Justification: The change order is necessary to compensate the contractor for time lost while obtaining a permit from the city of Jackson to approve water and sewer taps.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$14,729.45

Project Initiation Date: March 15, 2006

Design Professional: Wayne F. Timmer, Architect, P.A.

General Contractor: Wilkinson Construction, Inc.

Contract Award Date: June 9, 2008

Project Budget: \$806,000

Funding Source(s): SB 2010, Laws of 2004

EXHIBIT 2

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9. JSU-GS 103-234, ADA Compliance Phase II-B (F.D. Hall)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$11,342.00 and fifty-one (51) additional days to the contract of Cal-Mar Construction Company, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: November 18, 2009

Change Order Justification: The change order is necessary to provide new hardware and a concrete dumpster pad.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$11,342.00

Project Initiation Date: August 17, 2006

Design Professional: WFT Architects, P.A.

General Contractor: Cal-Mar Construction Company, LLC

Contract Award Date: October 31, 2008

Project Budget: \$4,532,985.50

Funding Source(s): SB 3197, Laws of 2002; HB 246, Laws of 2007

10. JSU-IHL 203-148, Bioengineering Training/Research Complex

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Flagstar Construction the lower of sixteen (16) bidders for a total contract amount of \$874,300.

Staff Approval Date: November 18, 2009

Project Initiation Date: May 22, 2008

Design Professional: Foil & Wyatt Architects

General Contractor: Flagstar Construction

Contract Award Date: November 18, 2009

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Project Budget: \$1,913,000

Funding Source(s): U.S. Department of Energy Grant #634834

11. **JSU-IHL 203-150, Bioengineering Training/Research Complex**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Coleman Hammons Construction the lower of fourteen (14) bidders for a total contract amount of \$2,186,000.

Staff Approval Date: November 18, 2009

Project Initiation Date: November 21, 2008

Design Professional: Foil & Wyatt Architects

General Contractor: Coleman Hammons Construction

Contract Award Date: November 18, 2009

Project Budget: \$5,000,000

Funding Source(s): U.S. Department of Transportation Grant #634705

12. **MSU-GS 105-310, Harned Hall Renovation-Phase I**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$41,227.00 and zero (0) additional days to the contract of Harrell Contracting Group. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: November 19, 2009

Change Order Justification: The change order is necessary due to latent conditions and to restore the original historic appearance to the leaded glass in several windows.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$52,692

Project Initiation Date: May 1, 2007

Design Professional: Eley Associates

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General Contractor: Harrell Contracting Group

Contract Award Date: April 7, 2009

Project Budget: \$17,000,000

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

13. **MSU-GS 105-323, Roof Replacements-Phase I**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$0.00 and eighty-nine (89) additional days to the contract of E. Cornell Malone Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: November 19, 2009

Change Order Justification: The change order is necessary due latent conditions.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$167,420.00

Project Initiation Date: February 14, 2007

Design Professional: Shafer and Associates, PLLC

General Contractor: E. Cornell Malone Corporation

Contract Award Date: May 30, 2008

Project Budget: \$990,000

Funding Source(s): HB 1634, Laws of 2006; SB 2010, Laws of 2004

14. **MSU-GS 113-099, Contract (#4), MS Vet Research and Diagnostics Lab**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$14,232 and fourteen (14) additional days to the contract of Wilkinson Construction, Inc.. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 1, 2009

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Change Order Justification: The change order is necessary to replace 40 linear feet of sanitary sewer line that was found to be unusable.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: June 21, 2002

Design Professional: Foil Wyatt Architects

General Contractor: Wilkinson Construction, Inc.

Contract Award Date: June 29, 2009

Project Budget: \$1,820,910

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

15. **MSU-GS 113-117, Wise Center Storm Repairs**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Pryor & Morrow Architects, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 2, 2009

Project Initiation Date: N/A

Design Professional: Pryor & Morrow Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$6,790,000

Funding Source(s): HB 1634, Laws of 2006; HB 1641, Laws of 2008; and HB 1722, Laws of 2009.

16. MSU-IHL 205-235, New Residence Hall

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$216,712 and thirty (30) additional days to the contract of Brislin, Inc.

Staff Approval Date: December 1, 2009

Change Order Justification: The change order is necessary to extend the chilled/heating loop to Rice Hall and McCarthy Gym in order to accommodate future renovations, energy saving purposes and to pave main roads on campus that were going to be left open as gravel until the end of the project.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$220,984

Project Initiation Date: N/A

Design Professional: Luke Peterson and Kaye Architects, P.A.

General Contractor: Brislin, Inc.

Contract Award Date: March 18, 2009

Project Budget: \$29,960,000

Funding Source(s): MSU EBC Revenue Bonds

17. MSU-IHL 205-249, MDOT Fence Project

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Michael T. Muzzi, design professional. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: (#1) October 29, 2009; (#2) October 29, 2009

Project Initiation Date: September 17, 2009

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Design Professional: Michael T. Muzzi, AIA, AUA

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$500,000

Funding Source(s): MDOT (\$400,000); MSU E&G funds (\$100,000)

18. **MUW-GS 104-149, Poindexter Hall Renovation (Demolition Package)**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$12,262 and zero (0) additional days to the contract of Burks-Mordecai Builders.

Staff Approval Date: December 4, 2009

Change Order Justification: The change order is necessary to replace the 40 year-old electrical panel that is not able to accommodate the required new circuit breakers.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$7,216. Change Order #1 was a credit in the amount of \$5,046.

Project Initiation Date: November 20, 2003

Design Professional: Pryor and Morrow

General Contractor: Burks-Mordecai Builders

Contract Award Date: May 19, 2009

Project Budget: \$9,579,000

Funding Source(s): SB 2010, Laws of 2004 Extraordinary Session (\$6,930,000); HB 246, Laws of 2007 (714,000); HB 1641, Laws of 2008 (435,000); HB 1722, Laws of 2009 (\$1,500,000)

19. MUW-GS 104-167, Crowell Electrical & Mechanical

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$19,337 and zero (0) additional days to the contract of Air Control Engineering.

Staff Approval Date: December 9, 2009

Change Order Justification: The change order is necessary to repair two underground steam leaks that were discovered after the project was bid.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: January 18, 2008

Design Professional: Atherton Consulting Engineers

General Contractor: Air Control Engineering

Contract Award Date: October 12, 2009

Project Budget: \$250,000

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

20. UM-GS 107-284, Faser Hall Third Floor

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the amount of \$2,894.00 and five (5) additional days to the contract of CIG Contractors, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary to provide for the cost of demolishing 53 linear feet of tile block and replacing with hat channel and gypsum in Room 321 and Room 326.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$199,084.35

Project Initiation Date: November 17, 2005

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Design Professional: Cooke Douglass Farr Lemons, Ltd.

General Contractor: CIG Contractors, Inc.

Contract Award Date: November 16, 2007

Project Budget: \$3,600,000

Funding Source(s): SB 2010, Laws of 2004

21. **UM-GS 107-287, Hill Hall Renovations**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$991.00 and zero (0) additional days to the contract of D. Carroll Construction, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary to purchase materials for the clay hip roof tiles.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$17,885.00

Project Initiation Date: September 20, 2006

Design Professional: Belinda Stewart Architects

General Contractor: D. Carroll Construction, LLC

Contract Award Date: September 25, 2008

Project Budget: \$1,962,907

Funding Source(s): HB 1634, Laws of 2006; SB 2101, Laws of 2004

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

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

Staff Approval Date: December 14, 2009

Project Initiation Date: June 18, 2008

Design Professional: Engineering Solutions

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,800,000

Funding Source(s): HB 1641, Laws of 2008

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$1,401.00 and zero (0) additional days to the contract of Tri-Star Mechanical. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: October 29, 2009

Change Order Justification: Change Order #3 is necessary to seal the wall above the ceiling in Room 119 with metal studs and gypsum on one side, tape, and fire caulk top and bottom. This room is protected by a HFC-125 suppression extinguishing system requiring that all openings in walls and ceilings must be sealed.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$12,289.00

Project Initiation Date: June 18, 2008

Design Professional: Barlow Eddy Jenkins, P.A.

General Contractor: Tri-Star Mechanical

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Contract Award Date: May 22, 2009

Project Budget: \$5,208,000

Funding Source(s): HB 1641, Laws of 2008; self-generated funds

24. **UM-IHL 207-258, New Law School**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$18,385.19 and twenty-four (24) additional days to the contract of W.G. Yates and Sons Construction Co.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary for the addition of items that will increase LEED certification and for latent conditions.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$218,644.05

Project Initiation Date: April 21, 2005

Design Professional: Eley and Associates

General Contractor: W.G. Yates and Sons Construction

Contract Award Date: May 13, 2008

Project Budget: \$50,000,000

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

25. **UM-IHL 207-279, Old Chemistry Interiors**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$49,013.69 and zero (0) additional days to the contract of Panola Construction Company.

Staff Approval Date: October 21, 2009

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Change Order Justification: The change order is necessary to provide for waterproofing of all brick and stone surfaces, demolition and replacement of sidewalk, and additional door hardware.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$69,686.33

Project Initiation Date: May 18, 2006

Design Professional: McCarty Company

General Contractor: Panola Construction Company

Contract Award Date: February 18, 2009

Project Budget: \$4,500,000

Funding Source(s): HB 1641, Laws of 2008; university self-generated funds

26. **UM-IHL 207-287, Johnson Commons West-ID Center Renovations**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$18,844.61 and twenty-eight (28) additional days to the contract of D. Carroll Construction, LLC.

Staff Approval Date: December 7, 2009

Change Order Justification: The change order is necessary due to items not constructed as shown on the plans that were identified after they were exposed during demolition.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$27,746.91

Project Initiation Date: August 16, 2006

Design Professional: University Facilities Planning

General Contractor: D. Carroll Construction, LLC

Contract Award Date: N/A

Project Budget: \$400,000

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Funding Source(s): Self-generated funds

27. **UM-IHL 207-291, Faser Hall COBRE Grant Renovation**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Hooker Construction, Inc. the lower of eleven (11) bidders for a total contract amount of \$653,000.

Staff Approval Date: December 16, 2009

Project Initiation Date: November 15, 2006

Design Professional: Cooke Douglass Farr Lemons, Ltd.

General Contractor: Hooker Construction, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$653,000

Funding Source(s): COBRE (Center of Bio-Medical Research Excellence) grant #1P20RR021929-01

28. **UM-IHL 207-294, Residential Colleges**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #15** in the amount of \$97,942.00 and zero (0) additional days to the contract of Harrell Construction Group, LLC.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary to add fire alarms, exit lights, handicap lights, wireless access control lock sets, and shunt trip breakers at the discretion of the fire marshal.

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of \$2,089,242.00

Project Initiation Date: January 18, 2007

Design Professional: Cooke Douglass Farr Lemons, Ltd and Eley & Associates, A Joint Venture

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General Contractor: Harrell Construction Group, LLC

Contract Award Date: February 28, 2008

Project Budget: \$46,500,000

Funding Source(s): University of Mississippi EBC bonds

29. **UM-IHL 207-303, Research Park-Infrastructure and Initial Buildings Design**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Hooker Construction, Inc. the lower of ten (10) bidders for a total contract amount of \$1,768,000.

Staff Approval Date: December 16, 2009

Project Initiation Date: August 16, 2007

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

General Contractor: Hooker Construction, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$1,768,000

Funding Source(s): U.S. Congress Grant #SBAHQ-06-I-007, Grant #SBAHQ-08-1-0173; HUD Grants B-04-SP-MS-0383 and B-06-SP-MS-0544

30. **UM-IHL 207-306A, Center of Manufacturing Excellence-Carrier Hall-Phase II**

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Cooke Douglass Farr Lemons, Ltd., design professional.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Panola Construction, Inc. the lower of nine (9) bidders for a total contract amount of \$3,258,000.

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Staff Approval Date: (#1) October 29, 2009; (#2) October 29, 2009; (#3) December 16, 2009

Project Initiation Date: August 20, 2009

Design Professional: Cooke Douglass Farr Lemons, Ltd.

General Contractor: Panola Construction, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$4,500,000

Funding Source(s): Mississippi Development Authority

31. **UM-IHL 207-311, New Building for UMMC School of Pharmacy**

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Eley Guild Hardy Architects, design professional.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Eley Guild Hardy Architects, design professional.

Staff Approval Date: (#1-3) December 16, 2009

Project Initiation Date: May 22, 2008

Design Professional: Eley Guild Hardy Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$9,730,789

Funding Source(s): Federal Grants (#6C76HF09730 and #C76HF09730); Internal R&R funds; Indirect costs reimbursements generated by the research enterprise

32. UM-IHL 207-320, Mississippi Small Business Center Development

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to re-advertise for receipt of bids.**

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Murphy & Sons, Inc. the lower of twelve (12) bidders for a total contract amount of \$1,422,100.

Staff Approval Date: (#1) November 19, 2009; (#2) December 16, 2009

Project Initiation Date: February 19, 2009

Design Professional: The McCarty Group

General Contractor: Murphy & Sons, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$2,000,000

Funding Source(s): United States Congress Grant #SBAHQ-06-I-0032

33. UM-IHL 207-321, North Residential College, Bid Package C

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$1,200.00 and zero (0) additional days to the contract of SMSA, Inc.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary to furnish and install quadrovent in lieu of the rope weeps as originally specified.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$1,200.00

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglass Farr Lemons, Ltd

General Contractor: SMSA, Inc.

EXHIBIT 2

January 21, 2010

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi EBC bonds and self-generated funds

34. **UM-IHL 207-321, North Residential College, Bid Package N**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$6,586.01 and zero (0) additional days to the contract of Advance Electric Co., Inc.

Staff Approval Date: October 29, 2009

Change Order Justification: The change order is necessary to add separate metering and add fire alarm strobes to the handicap rooms.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: March 19, 2009

Design Professional: Cooke Douglass Farr Lemons, Ltd

General Contractor: Advance Electric Co., Inc.

Contract Award Date: July 1, 2009

Project Budget: \$25,000,000

Funding Source(s): University of Mississippi EBC bonds and self-generated funds

35. **UM-IHL 207-326, Elevator Replacements at Martin Hall**

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

Staff Approval Date: December 3, 2009

Project Initiation Date:

Design Professional: SSR Ellers

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$805,000

Funding Source(s): Student housing auxiliary repair and renovation funds

36. **UM-IHL 207-327, Meek Hall Forge**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Chad Hunter, AIA., UM Facilities Planning Department, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Chad Hunter, AIA., UM Facilities Planning Department, design professional.

Staff Approval Date: (#1) November 3, 2009; (#2) November 19, 2009

Project Initiation Date: September 17, 2009

Design Professional: Chad Hunter, AIA, UM Facilities Planning Department

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$300,000

Funding Source(s): Internal R&R funds and indirect cost recoveries

37. **UM-IHL 207-328, MEMA/FEMA Generator Project**

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

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

EXHIBIT 2

January 21, 2010

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to J.M. Moore Contractors, Inc. the lower of seven (7) bidders for a total contract amount of \$308,000.

Staff Approval Date: (#1- 2) November 19, 2009; (#3) December 16, 2009

Project Initiation Date: September 17, 2009

Design Professional: Corbett Legge and Associates

General Contractor: J.M. Moore Contractors, Inc.

Contract Award Date: December 16, 2009

Project Budget: \$350,000

Funding Source(s): DRU Mitigation Emergency Generators-DR-1604-MS-0245-CFA No. 97.039

38. **UM-IHL 207-329, Triplett Alumni Center Renovation**

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

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved Construction Documents** as submitted by Foil Wyatt Architects, design professionals.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to advertise for receipt of bids.**

Staff Approval Date: (#1) December 3, 2009; (#2-3) December 16, 2009

Project Initiation Date: September 17, 2009

Design Professional: Foil Wyatt Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,998,104

Funding Source(s): Self-generated funds

39. **UM-IHL 207-330, Law School Audio-Visual Equipment & Installation**

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

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

Staff Approval Date: (#1-2) December 16, 2009

Project Initiation Date: November 19, 2009

Design Professional: Eley Guild Hardy Architects

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$500,000

Funding Source(s): Private donations

40. **UM-IHL 207-331, Data Center Generator Project**

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

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

Staff Approval Date: (#1-2) December 16, 2009

Project Initiation Date: November 19, 2009

Design Professional: Corbett Legge and Associates

General Contractor: N/A

Contract Award Date: N/A

EXHIBIT 2

January 21, 2010

Project Budget: \$600,000

Funding Source(s): Internal R&R funds

41. **UMMC-IHL 209-504 A, Cath Lab S027 and Pavilion Cath Lab Renovations**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$5,442.10 and zero (0) additional days to the contract of Wilkinson Construction Company.

Staff Approval Date: November 3, 2009

Change Order Justification: The change order is necessary to provide owner requested revisions to the fire protection system and to revise the roofing system due to latent conditions.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$5,442.10

Project Initiation Date: November 16, 2007

Design Professional: Barlow Eddy Jenkins

General Contractor: Wilkinson Construction

Contract Award Date: November 13, 2008

Project Budget: \$597,067

Funding Source(s): Hospital patient revenues

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

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Dale/Morris Architects, PLLC, design professional.

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

Staff Approval Date: (#1-2) November 17, 2009

EXHIBIT 2

January 21, 2010

Project Initiation Date: November 16, 2007

Design Professional: Dale/Morris Architects, PLLC

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$5,304,371

Funding Source(s): Pediatrics Outpatient Clinic Fund

43. **UMMC-IHL 209-512, Elevator Upgrades**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved the award of contract to Sunbelt Construction the lower of five (5) bidders for a total contract amount of \$532,800. This contract is for the base bid plus alternate #1.

Staff Approval Date: October 26, 2009

Project Initiation Date: October 16, 2008

Design Professional: Simmons Architects, AIA

General Contractor: Sunbelt Construction

Contract Award Date: October 26, 2009

Project Budget: \$590,710

Funding Source(s): Interest income

44. **UMMC-IHL 209-514, Hospital Generator 2008**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$16,669.00 and zero (0) additional days to the contract of Fountain Construction Company.

Staff Approval Date: November 3, 2009

EXHIBIT 2

January 21, 2010

Change Order Justification: The change order is necessary to repair an existing mud slab that is in conflict with proper installation of the steel framework to support the new generator.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$16,669.00

Project Initiation Date: October 16, 2008

Design Professional: Watkins & O'Gwynn Electrical Engineers

General Contractor: Fountain Construction Co.

Contract Award Date: April 20, 2009

Project Budget: \$1,178,323

Funding Source(s): Hospital patient revenues

45. **UMMC-IHL 209-516, Emergency Room Fast Track Renovations**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$1,171.00 and zero (0) additional days to the contract of McMillan Pitts Construction Company.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$41,760.00 and thirty-seven (37) additional days to the contract of McMillan Pitts Construction Company.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$2,127.00 and zero (0) additional days to the contract of McMillan Pitts Construction Company.

Staff Approval #4: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$55,182.00 and fifty-six (56) additional days to the contract of McMillan Pitts Construction Company.

Staff Approval Date: (#1) October 26, 2009; (#2) November 3, 2009; (#3) December 2, 2009; (#4) December 7, 2009

Change Order Justification: The change order is necessary to provide for a fully functional pneumatic tube station distribution system.

EXHIBIT 2

January 21, 2010

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$100,240.00.

Project Initiation Date: November 21, 2008

Design Professional: The McCarty Group

General Contractor: McMillan Pitts Construction Co.

Contract Award Date: June 10, 2009

Project Budget: \$2,000,000

Funding Source(s): Hospital patient revenues

46. **UMMC-IHL 209-519, Exterior Graphics Phase I-2009**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to 1 Stop Sign and Safety, Inc. the lower of three (3) bidders for a total contract amount of \$176,878.

Staff Approval Date: November 3, 2009

Project Initiation Date: March 20, 2009

Design Professional: The K Group

General Contractor: 1 Stop Sign and Safety, Inc.

Contract Award Date: November 3, 2009

Project Budget: \$317,000

Funding Source(s): Interest income

47. **UMMC-IHL 209-521, Pediatric Intensive Care Unit Renovations**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Fountain Construction Co. Inc. the lower of eleven (11) bidders for a total contract amount of \$1,997,000.

Staff Approval Date: December 2, 2009

EXHIBIT 2

January 21, 2010

Project Initiation Date: March 19, 2009

Design Professional: The McCarty Group

General Contractor: Fountain Construction Co.

Contract Award Date: December 2, 2009

Project Budget: \$3,122,978

Funding Source(s): Hospital patient revenue

48. **UMMC-IHL 209-523, S013 Area Renovations**

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

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

Staff Approval Date: (#1) October 28, 2009; (#2) October 28, 2009

Project Initiation Date: August 20, 2009

Design Professional: Simmons Associates, AIA

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$1,947,239

Funding Source(s): Hospital patient revenues

49. **UMMC-IHL 209-528, 2009 Stadium Parking Paving**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Cooke Douglass Farr Lemons, LTD, design professional.

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

EXHIBIT 2

January 21, 2010

Staff Approval Date: (#1) October 26, 2009; (#2) October 26, 2009

Project Initiation Date: September 17, 2009

Design Professional: Cooke Douglass Farr Lemons, LTD

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$892,500

Funding Source(s): Hospital patient revenue and interest income

50. **UMMC-IHL 209-529, 4 East Renovations**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Mark Vaughn, design professional.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Design Development Documents** as submitted by Mark Vaughn, design professional.

Staff Approval #3: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Mark Vaughn, design professional.

Staff Approval #4: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved request to advertise for receipt of bids.**

Staff Approval Date: (#1-4) October 26, 2009

Project Initiation Date: October 14, 2009

Design Professional: Mark Vaughn

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$580,425

Funding Source(s): Tuition and fees

51. **USM-GS 108-217, Health and Science Lab/Gulf Park Campus**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the university's request to re-start the above project** in order to allow for design changes made necessary since Hurricane Katrina. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Staff Approval Date: December 3, 2009

Project Initiation Date: N/A

Design Professional: Studio South Architects, PLLC

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$7,659,700

Funding Source(s): SB 2988, Laws of 2003; SB 2010, Laws of 2004

52. **USM-GS 108-230, Polymer Institute Product Processing Unit/Plant**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$10,080 and forty-two (42) additional days to the contract of Mac's Construction Co.

Staff Approval Date: December 14, 2009

Change Order Justification: The change order is necessary due to additional cost for building signage, to change IDF racks to enclosed and lockable data racks, and to provide power connections to compressors in warm rooms and cold rooms.

Total Project Change Orders and Amount: Seven (7) change orders for a total amount of \$3,135,182.00

Project Initiation Date: August 19, 2003

Design Professional: Eley and Associates

General Contractor: Mac's Construction Co.

EXHIBIT 2

January 21, 2010

Contract Award Date: May 17, 2007

Project Budget: \$26,800,000

Funding Source(s): SB 2988, Laws of 2003 (\$2,000,000); NIST Grant (\$21,700,000); university funds (\$3,100,000)

53. **USM-GS 110-089A, Research Office/Lab Facility-Cedar Point Campus Phase II**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$5,139 and eighty (80) additional days to the contract of C. Perry Builders, Inc.

Staff Approval Date: December 14, 2009

Change Order Justification: The change order is necessary to replace unsuitable soils discovered that are above and beyond the 2,500 CY allowance in the contract, and to re-route the new road in order to leave existing trees in place.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: February 24, 2005

Design Professional: Allred/McNabb Architects

General Contractor: C. Perry Builders, Inc.

Contract Award Date: January 8, 2009

Project Budget: \$9,041,697.88

Funding Source(s): SB 2010, Laws of 2004; Mississippi DMR and NOAA grant GRO 02733

54. **USM-GS 115-002, 2005 Oceanographic Facility/Infrastructure Modifications**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$45,136.04 and one hundred eight (108) additional days to the contract of Kenneth R. Thompson Jr. Builders. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: December 14, 2009

EXHIBIT 2

January 21, 2010

Change Order Justification: The change order is necessary to address unsuitable soil that was discovered on the project, and to comply with NASA requirements that were not in place when the plans were approved.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: February 22, 2005

Design Professional: Studio South Architects

General Contractor: Kenneth R. Thompson Jr. Builders

Contract Award Date: April 8, 2008

Project Budget: \$4,157,000.00

Funding Source(s): SB 3197, Laws of 2002; SB 2010, Laws of 2004; HB 246, Laws of 2007

55. **USM-IHL 208-263, The Ogletree House**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the amount of \$22,177.23 and zero (0) additional days to the contract of DC General Contractors, Inc.

Staff Approval Date: December 3, 2009

Change Order Justification: The change order is necessary for additional masonry restoration, drywall work and adjusting of allowances.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of (\$4,242.44)

Project Initiation Date: October 20, 2005

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

General Contractor: DC General Contractors, Inc.

Contract Award Date: N/A

Project Budget: \$5,000,000

Funding Source(s): Private donations and university sources

EXHIBIT 2

January 21, 2010

56. USM-IHL 208-285, Hub Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$13,371 and forty-five (45) additional days to the contract of DC General Contractors, Inc.

Staff Approval Date: December 16, 2009

Change Order Justification: The change order is necessary for door signage, changes in demolition, additional conduit for data, fire system, and lights, and to upgrade finishes to the ceiling, floors, and millwork.

Total Project Change Orders and Amount: No previous change orders

Project Initiation Date: April 16, 2008

Design Professional: Landry and Lewis Architects, P.A.

General Contractor: DC General Contractors, Inc.

Contract Award Date: February 17, 2009

Project Budget: \$995,000

Funding Source(s): university bookstore, student services, student annual, and the student union

57. USM-IHL 210-241, Red Snapper Growout Building; Aquatic Wet Lab; Fish Health Building

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Dan Hensarling, Inc. the lower of ten (10) bidders for a total contract amount of \$1,868,000. This project is a combination of three (3) projects that were bid as one in order to save on cost.

Staff Approval Date: October 26, 2009

Project Initiation Date: August 21, 2008

Design Professional: Allred-McNabb Architects

General Contractor: Dan Hensarling, Inc.

EXHIBIT 2

January 21, 2010

Contract Award Date: October 26, 2009

Project Budget: \$2,900,000

Funding Source(s): NOAA grant #GR00321

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

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Watkins & O’Gwynn Consulting Electrical Engineers, design professional.

Staff Approval Date: December 2, 2009

Project Initiation Date: July 19, 2006

Design Professional: Wakins & O’Gwynn Consulting Electrical Engineers

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$500,000

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

EXHIBIT 3

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LEGAL

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Phelps Dunbar (statements dated 10/28/09 and 11/20/09 from the funds of Mississippi State University. (These statements, in the amounts of \$4,062.50 and \$1,151.47, respectively, represent services and expenses in connection with *Charlie F. Wade vs. MS Cooperative Extension.*)

TOTAL DUE.....\$ 5,213.97

Payment of legal fees for professional services rendered by David Ware & Associates (statements dated 11/30/09, 11/30/09, 12/1/09 and 12/1/09) from the funds of Mississippi State University. (These statements, in the amounts of \$2,000.00, \$405.80, \$1,500.00 and \$1,500.00, respectively, represent services and expenses in connection with labor certifications.)

TOTAL DUE.....\$ 5,405.80

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 10/14/09) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with legal fees related to the purchase of Campus Walk Apartments from American Campus Communities- \$1,666.00.)

TOTAL DUE.....\$ 1,666.00

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz (statement dated 10/13/09) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with *MS Commission on Environmental Quality vs. UMMC* - \$7,574.46.)

TOTAL DUE.....\$ 7,574.46

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 10/20/09) 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 and Facility Family Practice Plans-UMMC North Clinic - \$1,204.00 and General Advice-UMMC-North Clinic - \$279.50.)

TOTAL DUE.....\$ 1,483.50

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (statements dated 10/26/09, 10/26/09, 10/26/09, 10/27/09, 10/27/09, 10/27/09, 11/24/09, 11/24/09, 11/24/09, 11/24/09 and 11/24/09) from the funds of the University of

EXHIBIT 3

January 21, 2010

Mississippi Medical Center. (These statements represent services and expenses in connection with cases styled *Kermode* - \$1,089.00, *Kermode* - \$2,128.50, *Thornton* - \$1,980.00, *Flowers* - \$6,834.48, *Rhoden* - \$330.00, *Seid* - \$1,470.00, *Kermode* - \$2,359.50, *Kermode* - \$2,574.00, *Thornton* - \$3,697.44, *Flowers* - \$3,906.31 and *Seid* - \$3,627.00, respectively.)

TOTAL DUE.....\$ 29,996.23

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 10/15/09) 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-Canada" - \$2,655.25; "Organic Wood Preservatives" - \$672.00; "High Power Density, Full-Bridge Parallel Loaded Resonant DC-Converter for Low-Voltage, High-Current Applications" - \$556.20; "CIP Termite Control System" - \$360.00; "Silicon Carbide and Related Wide-Band Gap Transistors" - \$19.28; "Live Attenuated Catfish Vaccine and Method of Making" - \$50.00; "Steele-Prov. Patent on Anhydrosugar Production" - \$144.00; "Soiless Sod" - \$1,340.00; "Ventilating Dehumidifying System" - \$1,340.00; "Substituted Phenylheterocyclic Herbicides" - \$60.00; "Simultaneous and Selective Chemotherapeutic-Immunoconjugate Targeting" - \$870.00 and "In-vitro Diagnostic Methodologies for Neoplastic Disease and Neurodegenerative Conditions" - \$870.00.)

TOTAL DUE.....\$ 8,936.73

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 11/9/09) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Self-Aligned Methods Based on Low-Temperature Selective Epitaxial" - \$1,062.50; "MSU-Fischer-Tropsch Catalysts and Process for Liquid" - \$641.25; "MSU Patent-Small Peptide Induction Technology" - \$790.00; "MSU-Crepe Myrtle Plant Patent" - \$1,060.00; "Single Nucleotide Polymorphism Markers for Bull Fertility" - \$110.00; "MSU-Temporal Mapping and Analysis" - \$1,572.50; "MSU-Change Analyst" - \$702.50; "MSU MSA-2-3-98 St. Augustine Grass 'Polaris' Trademark" - \$233.75; "MSU MSA-31 St. Augustine Grass 'Veranda' Trademark" - \$106.25; "Oral Delivery of Attenuated *Edwardsiella Ictaluri*" - \$191.25; "MSU-Provisional Patent Switchgrass Seed Safener" - \$85.00; "Reduced Fat Ground Beef with Preferred Texture and Flavor" - \$110.00; "Production of Biodiesel and Other Valuable Chemicals from Wastewater Treatment Plant Sludges" - \$1,203.75; "St. Augustine Plant Named 'Polaris' formerly 'Aurora'" - \$895.00; "Global Proteomic Screen for Reducing Drug Candidate Attrition" - \$110.00; "Variable Stage Humidity Control for Poultry Hatcheries" - \$103.75; "Delta Jazz Trademark" - \$1,182.50 and "Giant *Myscanthis* Trademark Application 'wordmark'" - \$1,161.25.)

TOTAL DUE.....\$ 11,321.25

EXHIBIT 3

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Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 2/16/09, 2/16/09, 4/14/09, 5/11/09, 5/18/09, 6/15/09, 6/18/09 and 8/25/09) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Negotiations with Bloodstone Ventures” - \$204.17; “Cache Mapping Technology” - \$230.00; “Negotiations with Bloodstone Ventures” – \$230.00; “Murthy-Provisional Patent Filing” - \$264.00; “Sulfka-Patent Application” - \$85.00; “Sulfka-Patent Application” - \$2,452.50; “Negotiations with Bloodstone Ventures” - \$2,967.20 and “Negotiations with Bloodstone Ventures” - \$3,222.20, respectively.)

TOTAL DUE.....\$ 9,655.07

Payment of legal fees for professional services rendered by Hunton & Williams (statements dated 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/0, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 6/25/09, 7/13/09, 7/13/09, 7/13/09, 7/13/09, 7/13/09, 7/13/09, 7/13/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09, 9/21/09 and 9/23/09) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Stable Suppository Formulations Effecting Bioavailability of Delta 9-THC” - \$305.00; “8-Aminoquinolones” - \$1,240.00; “Design and Synthesis of Optimized Ligands for PPAR” - \$156.32; “Transmucosal Delivery of Cannabinoids” - \$56.25; “Transmucosal Delivery of Cannabinoids” - \$56.25; “Transmucosal Delivery of Cannabinoids” - \$120.00; “Synthesis of Epothilones and Related Analogs” - \$40.00; “Method of Preparing Delta 9-Tetrahydrocannabinol” - \$40.00; “Method of Preparing Delta 9-Tetrahydrocannabinol” - \$160.00; “Method of Preparing Delta 9-Tetrahydrocannabinol” - \$154.20; “Method of Preparing Delta 9-Tetrahydrocannabinol Esters” - \$375.00; “Method of Preparing Delta 9-Tetrahydrocannabinol Esters” - \$56.25; “Method of Preparing Delta 9-Tetrahydrocannabinol Esters” - \$722.45; “Dihydroartemisinin and Dihydroartemisiten Dimer and Anticancer Agents” - \$40.00; “Dihydroartemisinin and Dihydroartemisiten Dimer and Anticancer Agents” – \$591.00; “Method of Preparing Delta 9-Tetrahydrocannabinol” - \$56.25; “Method of Preparing Delta 9-Tetrahydrocannabinol” - \$56.25; “Potent Immunostimulatory Extracts from Microalgae” - \$40.00; “Potent Immunostimulatory Extracts from Microalgae” - \$65.00; “Dimers with Desirable Chemical Functionalities” - \$80.00; “Dimers with Desirable Chemical Functionalities” - \$40.00; “Dimers with Desirable Chemical Functionalities” - \$56.25; “8-Aminoquinolones” - \$40.00; “Provisional Application Nail Fungus Treatment” – \$80.00; “PRPVA Method for Derivatization of Hydroxy Metabolites” - \$80.00; “Method of Preparing Delta 9-Tetrahydrocannabinol Esters” - \$200.00; “Method of Preparing Delta 9-Tetrahydrocannabinol Esters” - \$312.50; “Transmucosal Delivery of Cannabinoids” - \$3,096.80; “Dimers with Desirable Chemical Functionalities” - \$40.00; “Method of Controlling Toxicity of Aminoquinoline Compounds” - \$120.00; “High Molecular Weight Polysaccharide Fraction” - \$40.00; “USPA Divisional Application Potent Immunostimulants Microalgae” - \$240.00; “USPA Divisional Application Potent Immunostimulants Microalgae” – \$405.00 and “8-Aminoquinolones” - \$40.00; “Transmucosal Delivery of Cannabinoids” - \$40.00 “Canada-Method of Preparing Delta-9-Tetrahydrocannabinol” - \$40.00; “Hungary-Method of Preparing Delta-9-Tetrahydrocannabinol” - \$80.00; “Norway-Method of Preparing Delta-9-



Multi-Year Resident Tuition Increase Request FY 2011 – FY 2013



Institution	Resident Tuition		
	FY 2011	FY 2012	FY 2013
ASU	8.0%	8.0%	
DSU	9.0%	9.0%	
JSU	9.0%	9.0%	
MSU	6.0%	6.3%	
MUW	5.0%	5.0%	
MVSU	4.5%	4.5%	
UM	6.5%	6.5%	
UMMC	6.5%	6.5%	
USM	7.0%	7.0%	
System Average	6.8%	6.9%	



Multi-Year Resident Tuition Request FY 2011 – FY 2013



Institution	Resident Tuition			
	FY 2010	FY 2011	FY 2012	FY 2013
ASU	\$ 4,498	\$ 4,858	\$ 5,247	
DSU	4,449	4,851	5,287	
JSU	4,634	5,051	5,506	
MSU	5,151	5,461	5,805	
MUW	4,423	4,644	4,876	
MVSU	4,575	4,781	4,996	
UM	5,107	5,439	5,792	
UMMC	5,107	5,439	5,792	
USM	5,096	5,453	5,834	
System Average	\$ 4,742	\$ 5,067	\$ 5,418	



Multi-Year Non-Resident Tuition Percentage Recommendation FY 2011 – FY 2013



Institution	Non-Resident Tuition Surcharge Increase Request		
	FY 2011	FY 2012	FY 2013
ASU	8.0%	8.0%	
DSU	9.0%	9.0%	
JSU	9.0%	9.0%	
MSU	6.0%	6.3%	
MUW	5.0%	5.0%	
MVSU	4.5%	4.5%	
UM	6.5%	6.5%	
UMMC	6.5%	6.5%	
USM	0.0%	0.0%	
System Average	6.1%	6.1%	



Multi-Year Non-Resident Tuition Price Recommendation FY 2011 – FY 2013



Institution	Non-Resident Tuition Price			
	FY 2010	FY 2011	FY 2012	FY 2013
ASU	\$ 11,064	\$ 11,949	\$ 12,905	
DSU	11,519	12,556	13,685	
JSU	11,359	12,381	13,496	
MSU	13,019	13,801	14,670	
MUW	12,051	12,654	13,287	
MVSU	11,410	11,923	12,460	
UM	13,046	13,894	14,797	
UMMC	13,046	13,894	14,797	
USM	13,051	13,408	13,789	
System Average	\$ 12,065	\$ 12,821	\$ 13,636	