

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 8:50 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 27, 2007, to each and every member of said Board, said date being at least five days prior to this November 19-20, 2008 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Alan Perry, Mr. Scott Ross, Dr. Douglas Rouse and Ms. Amy Whitten. Mr. Aubrey B. Patterson, Ms. Christy Pickering, Ms. Robin J. Robinson and Mr. C.D. Smith were absent. The meeting was called to order by Ms. Amy Whitten, President, and opened with prayer by Dr. Aubrey Lucas, Interim Commissioner.

ANNOUNCEMENTS

- Ms. Whitten asked Mr. Ross to preside over the meeting since he presided over the committee meetings the day before while she was attending the Senate Ethics Committee hearing. Mr. Ross thanked Ms. Whitten for representing IHL at the hearing.
- Mr. Ross welcomed Dr. Aubrey Lucas to his first Board meeting as the Interim Commissioner of Higher Education. Then, Mr. Ross introduced Dr. Roy Ruby who was appointed Interim President of Mississippi State University.
- Mr. Ross announced that Dr. Ron Mason, President of Jackson State University, was recently recognized by the Thurgood Marshall College Fund at its 21st awards dinner as the 2008 Education Leadership Award recipient. This award is given to the highest individual, sitting president or educational leader of a public historically black college or university presented annually to an educational leader who has demonstrated outstanding business, academic and visionary leadership through effective management of his/her institution. On behalf of the Board, Mr. Ross congratulated Dr. Mason for receiving this honor.
- Ms. Whitten recognized Senator Briggs Hopson who is a member of the Senate Universities and Colleges Committee. Ms. Whitten also personally thanked him for his support during the budget hearings in the fall.
- Ms. Whitten recognized and thanked Mr. Braxton Coombs, Student Body President at Mississippi State University, who represented the students on the Mississippi State University Interview Search Advisory Committee. She also recognized and thanked Dr. Bill Kibler, Vice President for Student Affairs at MSU, who served as Chairman of this committee. Ms. Whitten expressed her thanks for the committee's work and noted that their assistance was one of the critical components of reaching the positive result.

APPROVAL OF THE MINUTES

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

RESOLVED, That the Minutes of the Board meetings held on the following dates, stand approved:

- October 13, 2008 Mississippi Valley State University Presidential Search Committee Meeting,
- October 13, 2008 Special Called Board of Trustees Meeting,

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

- October 15-16, 2008 Regular Board of Trustees Meeting,
- October 20, 2008 Board Emergency Teleconference Meeting,
- October 21, 2008 Special Called Board of Trustees Meeting,
- October 24, 2008 Special Called Board of Trustees Meeting,
- November 5, 2008 Mississippi State University Presidential Search Committee Meeting,
- November 5, 2008 Special Called Board of Trustees Meeting and
- November 12, 2008 Special Called Board of Trustees meeting.

CONSENT AGENDA

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

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

EDUCATIONAL POLICIES AND PROGRAMS

1. **System Administration** - Approved the degrees to be conferred in December 2008 as follows:

Institution	Degree to be Conferred	Number	Subtotal	Total
Delta State University				
<i>College of Arts and Sciences</i>				
	Bachelor of Arts	16		
	Bachelor of Fine Arts	16		
	Bachelor of Music	1		
	Bachelor of Music Education	6		
	Bachelor of Science	33		
	Bachelor of Science in Education	8		
	Bachelor of Science in Criminal Justice	18		
	Bachelor of Science in Interdisciplinary Studies	17		
	Bachelor of Social Work	2		
			117	
<i>College of Business</i>				
	Bachelor of Business Administration	68		
	Bachelor of Commercial Aviation	7		
			75	
<i>College of Education</i>				
	Bachelor of Arts	8		
	Bachelor of Science	45		
	Bachelor of Science in Education	19		
	Bachelor of Science in General Studies	2		
			74	
<i>School of Nursing</i>				
	Bachelor of Science in Nursing	16		
			16	
<i>School of Graduate Studies</i>				
	Master of Business Administration	38		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Commercial Aviation	7		
	Master of Education	80		
	Master of Arts in Teaching	9		
	Master of Professional Accountancy	9		
	Master of Science in Community Development	5		
	Master of Science in Criminal Justice	2		
	Master of Science in Natural Sciences	2		
	Educational Specialist	12		
	Doctor of Education	3		
			167	
				449
Mississippi State University				
<i>College of Agriculture and Life Sciences</i>				
	Bachelor of Landscape Architecture	1		
	Bachelor of Science	71		
	Master of Agribusiness Management	8		
	Master of Landscape Architecture	2		
	Master of Science	30		
	Doctor of Philosophy	9		
			121	
<i>College of Architecture, Art, and Design</i>				
	Bachelor of Fine Arts	12		
	Bachelor of Science	3		
	Master of Science	4		
			19	
<i>College of Arts and Sciences</i>				
	Bachelor of Arts	108		
	Bachelor of Science	123		
	Bachelor of Social Work	13		
	Master of Arts	15		
	Master of Public Policy and Administration	9		
	Master of Science	16		
	Doctor of Philosophy	6		
			290	
<i>College of Business</i>				
	Bachelor of Business Administration	164		
	Bachelor of Science	1		
	Master of Business Administration	42		
	Master of Science	5		
	Master of Science in Business Administration	1		
	Doctor of Philosophy	2		
			215	
<i>College of Education</i>				
	Bachelor of Science	188		
	Bachelor of Music Education	3		
	Master of Arts in Teaching	4		
	Master of Arts in Teaching Secondary	3		
	Master of Science	35		
	Master of Science in Instructional Technology	8		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Institution	Degree to be Conferred	Number	Subtotal	Total	
	Educational Specialist	9			
	Doctor of Education	1			
	Doctor of Philosophy	16			
			267		
<i>College of Engineering</i>					
	Bachelor of Science	95			
	Master of Engineering	1			
	Master of Science	50			
	Doctor of Philosophy	13			
			159		
<i>College of Forest Resources</i>					
	Bachelor of Science	9			
	Master of Science	6			
	Doctor of Philosophy	2			
			17		
<i>College of Veterinary Medicine</i>					
	Master of Science	1			
			1		
<i>School of Accountancy</i>					
	Bachelor of Accountancy	24			
	Master of Professional Accountancy	6			
			30		
				1119	
Mississippi University for Women					
<i>Undergraduate</i>					
	Bachelor of Arts	13			
	Bachelor of Fine Arts	7			
	Bachelor of Music	1			
	Bachelor of Science	60			
	Bachelor of Science in Nursing	6			
			87		
<i>Graduate</i>					
	Master of Education	1			
	Master of Science	3			
			4		
				91	
University of Mississippi					
<i>College of Liberal Arts</i>					
	Bachelor of Arts	133			
	Bachelor of Science	11			
	Bachelor of Fine Arts	5			
	Bachelor of Music	5			
			154		
<i>School of Engineering</i>					
	Bachelor of Science in Civil Engineering	2			
	Bachelor of Science in Computer Science	3			
	Bachelor of Science in Electrical Engineering	1			
	Bachelor of Science in Geological Engineering	2			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Institution	Degree to be Conferred	Number	Subtotal	Total
			8	
	<i>School of Education</i>			
	Bachelor of Arts in Education	42		
			42	
	<i>School of Business</i>			
	Bachelor of Business Administration	125		
			125	
	<i>School of Accountancy</i>			
	Bachelor of Accountancy	17		
			17	
	<i>School of Applied Sciences</i>			
	Bachelor of Arts	7		
	Bachelor of Science in Criminal Justice	32		
	Bachelor of Science in Exercise Science	13		
	Bachelor of Science in Dietetics and Nutrition	2		
	Bachelor of Social Work	8		
	Bachelor of Science in Family and Consumer Sciences	21		
	Bachelor of Arts in Parks and Recreation Management	4		
	Bachelor of Paralegal Studies	1		
			88	
	<i>Graduate School</i>			
	Master of Arts	5		
	Master of Science	13		
	Master of Fine Arts	1		
	Master of Accountancy	3		
	Master of Taxation	1		
	Master of Education	22		
	Master of Music	2		
	Specialist in Education	6		
	Doctor of Philosophy	12		
			65	
	<i>Law School</i>			
	Juris Doctor	18		
			18	
				517
University of Mississippi Medical Center				
	<i>Undergraduate</i>			
	Bachelor of Science in Clinical Laboratory Sciences	2		
	Bachelor of Science in Health Sciences	7		
			9	
	<i>Graduate/Professional</i>			
	Master of Science in Nursing	6		
			6	
				15
University of Southern Mississippi				
	<i>College of Arts and Letters</i>			
	Bachelor of Arts	153		
	Bachelor of Fine Arts	10		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Bachelor of Music	5		
	Bachelor of Music Education	8		
	Bachelor of Science	16		
	Master of Arts	17		
	Master of the Arts in the Teaching of Languages	9		
	Master of Fine Arts	1		
	Master of Music	5		
	Master of Music Education	3		
	Master of Science	9		
	Doctor of Musical Arts	5		
	Doctor of Philosophy	14		
			255	
<i>College of Business</i>				
	Bachelor of Science	12		
	Bachelor of Science in Business Administration	266		
	Master of Business Administration	1		
	Master of Professional Accountancy	4		
			283	
<i>College of Education and Psychology</i>				
	Bachelor of Arts	10		
	Bachelor of Science	163		
	Master of Arts	7		
	Master of Arts in Teaching	1		
	Master of Education	21		
	Master of Library and Information Science	25		
	Master of Science	12		
	Specialist in Education	5		
	Specialist in Library and Information Science	1		
	Doctor of Education	4		
	Doctor of Philosophy	26		
			275	
<i>College of Health</i>				
	Bachelor of Arts	16		
	Bachelor of Science	88		
	Bachelor of Social Work	10		
	Master of Public Health	22		
	Master of Science	18		
	Master of Social Work	14		
	Doctor of Philosophy	3		
			171	
<i>School of Nursing</i>				
	Bachelor of Science in Nursing	97		
	Master of Science in Nursing	27		
			124	
<i>College of Science and Technology</i>				
	Bachelor of Arts	37		
	Bachelor of Science	141		
	Master of Arts	2		
	Master of Science	52		
	Doctor of Philosophy	16		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Institution	Degree to be Conferred	Number	Subtotal	Total	
			248		
				1356	
System Total					3547

2. **System Administration (Information item.)** - Delta State University submitted a declaration of intent to offer the following degree programs by distance learning.
- a. In August 2009, Delta State University will begin offering the *Master of Science in Community Development* (CIP 44.0201) online. Offering this existing academic program online will expand student access by providing an alternant program delivery method to traditional classroom instruction. The online program will not require different tuition and fees than the on-campus program.
 - b. In August 2010, Delta State University will begin offering the *Master of Education in Secondary Education (History)* (CIP 13.1205) online. Offering this existing academic program online will expand access for K-12 History teachers by providing an alternant program delivery method to traditional classroom instruction. The online program will not require different tuition and fees than the on-campus program.
3. **System Administration (Information item.)** - The following colleges and universities are recipients of the Halbrook Awards for Academic Achievement Among Athletes for 2007-2008 which are administered by the Mississippi Association of Colleges and Universities.

David C. Halbrook Award for Academic Achievement Among Athletes (Trophy)

<u>Division</u>	<u>Award Recipient</u>
Public University - Men's	University of Southern Mississippi
Public University - Women's	Mississippi State University
Independent College Overall	Millsaps College
Community and Junior College Overall	Hinds Community College

John C. and Ernestine McCall Halbrook Achievement Award

(Cash award to institution with greatest improvement over the previous year in percentage of athletes graduating.)

Award recipient: Holmes Community College

David M. Halbrook Certificate Award for Academic Achievement Among Athletes

(Certificates are awarded to a male and female student athlete who have excelled in academics, leadership, and/or service.)

A list of the recipients is included in the bound *November 19-20, 2008 Board Working File*.

BUDGET, FINANCE AND AUDIT

4. **UMMC** - Approved the 5th amendment to the contract with Computer Science Corporation (CSC) to extend the period for the interim support position for the Human Resources Information System. The amendment period is November 24, 2008 to March 13, 2009. Total project hours for this extension are estimated at 640 hours at a rate of \$270 per hour with total fees and expenses not to exceed \$172,800 for the amendment period. Amendment # 5 brings the total amount of this agreement since September 25, 2007 to \$670,200. The agreement will be funded via patient revenue and service area fees. A copy

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.

5. **UMMC** - Approved the request to enter into a lease agreement with Eastman Kodak, Inc. to lease the Kodak NexPress M700 Digital Color Press. The agreement period is December 1, 2008 to November 30, 2013. The total cost for the contract period will not exceed \$490,132.20. The agreement will be funded via auxiliary enterprises. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
6. **UMMC** - Pending changes to the contract language as recommended by the Attorney General's Office, the Board approved the request to enter a purchase agreement with Hansen Medical to purchase the Sensei Robotic Catheter System to be used during interventional procedures. Upon approval, the system will be installed between November 24, 2008 and December 20, 2008. The total cost of the system including installation and training is \$725,000. The agreement will be funded via patient revenue. A copy of the purchase agreement is included in the *November 19-20, 2008 Board Working File*.
7. **UMMC** - Approved the request to enter a licensing and maintenance agreement with Lawson Software Americas, Inc. to purchase Enterprise Resource Planning (ERP) software suites to be used in the areas of financials, procurement and business intelligence. The initial agreement period is December 1, 2008 to November 30, 2011. The software cost is \$1,580,800 and the maintenance fees for the three-year period total \$925,000 for a total cost of \$2,505,800. The maintenance fees include an annual increase of 4%. The agreement will be funded via interest income and service area fees. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
8. **UMMC** - Approved the request to enter an agreement with Microsoft Corporation for support assistance and problem resolution support of Microsoft products and services. In June, 2006, the Board approved a contract threshold of \$400,000 projected to cover support costs for Microsoft through June, 2009. Due to increases in price and staffing needs, the projection of the dollar amount was not sufficient. UMMC would like to amend the contract through June 30, 2010 and increase the dollar amount by \$471,100 for a total of \$871,100. The contract will be funded via patient revenue and interest income. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
9. **UMMC** - Approved the request to enter into a one-year agreement with RecordMax for off-site medical record storage and retrieval services. The agreement period is November 24, 2008 to November 23, 2009. The total cost for the contract period is \$653,000. The agreement will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
10. **UMMC** - Approved the request to enter into a five-year lease agreement with Select Specialty Hospital-Jackson, Inc. to lease 2,669 square feet of space to be used by the University Heart Diagnostic Clinic for clinical and office space. The additional space will allow expansion of services to include nuclear imaging and the Heart Failure Disease Management Program. The contract is for the period January 1, 2009 to December 31, 2013. The rent is \$17.50 per square foot. For the first year of the agreement,

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

an additional \$11.16 per square foot will be paid to compensate Select Specialty for requested improvements made to the premises. As such, the annual costs for year 1 are \$76,493.54 and thereafter, \$46,707.50 per year. The total cost for the contract period is \$263,323.54. The contract will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.

11. **UMMC** - Approved the request to enter into a purchase agreement with St. Jude Medical S.C., Inc. to purchase the EnSite mapping system which uses computer-based technology for mapping arrhythmia and navigating electrophysiology catheters in real time. The installation is scheduled between November 24, 2008 and December 12, 2008. The total cost of the system, including installation and support, is \$295,975. The contract will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
12. **UMMC** - Approved the request to enter into a purchase agreement with St. Jude Medical S.C., Inc. to purchase an electrophysiology (EP) lab recording system. The purchase includes the necessary equipment and software for the EP WorkMate Recording System which will be used to conduct electrophysiology studies. The installation is scheduled between November 24, 2008 and December 12, 2008. The total cost is \$350,935. The contract will be funded via patient revenue. A copy of the agreement which has been reviewed and approved by the Attorney General's Office is included in the *November 19-20, 2008 Board Working File*.
13. **USM** - Pending changes to the lease recommended by the Attorney General's Office and receipt of a revised lease payment schedule, the Board approved the request to enter a five-year lease agreement with the University of Southern Mississippi Foundation to lease a Beechcraft King Air 200 aircraft (N777AQ). The term of the lease is effective upon USM Foundation's acquisition of the aircraft projected to be December 1, 2008 to November 30, 2013. Lease payments will be issued monthly with the first 59 payments in equal monthly installments of \$16,662.98 and the 60th payment including a final balloon payment of \$907,053.85. The total cost for the lease is \$1,890,169.67. A copy of the lease is included in the *November 19-20, 2008 Board Working File*.

REAL ESTATE AND FACILITIES

14. **UMMC** - Approved the request to increase the budget for **IHL 209-508, R019 CT Renovations**, from \$310,000 to \$330,000 for an increase in the amount of \$20,000. The increase is required to correct existing fire stop penetrations, to add a monitor mount and bracing and to add medical gas outlets and zone valves. Funds are available from hospital patient revenues.
15. **USM** - Approved the request to increase the budget for **IHL 208-283, Softball Complex Upgrade**, from \$1,500,000 to \$1,900,000 for an increase in the amount of \$400,000. The increase is required based on the results of design fees and contingencies resulting from bids received. Also approved the award of a construction contract to B.W. Construction Company, the lowest of three (3) bidders, in the amount of \$1,598,400. Funds are available from the USM Athletic Foundation.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

16. **USM** - Approved the request to increase the budget for **IHL 208-285, Hub Renovation**, from \$850,000 to \$995,000 for an increase in the amount of \$145,000. The increase is required due to additional mechanical repair work and safety items that have been identified during the design of the project. Funds are available from self-generated sources.
17. **JSU** - Approved the request to allow a right-of-way easement for Entergy Mississippi, Inc. for the purpose of placing permanent light poles at the Honors Residence Hall parking lot. The property in question is a certain parcel of land situated in the NW ½ of the SW quarter of Section 4, Township 5 North, Range 1 East, Hinds County, Mississippi. Per Board Policy 905 (A) Real Estate Management, a copy of the property description and all documentation are on file with the Office of Real Estate and Facilities.
18. **PERSONNEL REPORT**

EMPLOYMENT

Mississippi State University - Athletics

Per M. Nilsson, Men's Tennis Coach, Athletics, from \$65,000 per annum; Auxiliary Funds; July 1, 2007 to June 30, 2008 contract period; to \$75,000 per annum; Auxiliary Funds; issuance of a four-year contract for the period August 16, 2008 to August 15, 2012.

SABBATICAL LEAVE

Mississippi State University

In March 2008, the Board approved a sabbatical for Dwayne A. Wise. In September, 2008, the Board approved the request to rescind the sabbatical leave. Approved the sabbatical for Dwayne A. Wise with a corrected sabbatical period as follows:

Dwayne A. Wise, Professor, Biological Sciences; August 16, 2009 to December 31, 2009; \$77,695 per annum; General Funds; (sabbatical pay for period will be \$38,847.50); professional development.

PRESENTATION

Dr. Phil Pepper, IHL Assistant Commissioner for Policy Research and Planning, introduced Dr. Larry Otis who is chairman of the Performance Measures Committee with the Mississippi Workforce Investment Board and the former Mayor of Tupelo, Mississippi. Dr. Otis gave a brief background on the Mississippi Workforce

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Board. Dr. Otis introduced Dr. Domenico Parisi from the National Strategic Planning and Analysis Research Center at Mississippi State University. Dr. Parisi gave a presentation regarding the collaborative report entitled *Performance-Based Management for Higher Education* which discusses the tracking of students after graduation.

ANNOUNCEMENT

Ms. Whitten welcomed Senator Sampson Jackson, former legislator Charles Sheppard and Ms. Melissa Cirino, President of the Student Government Association at the University of Southern Mississippi.

PRESENTATIONS

- Dr. Phil Pepper gave a presentation regarding the draft Annual System-Wide Diversity Report. The diversity data in the report includes the following categories: employees by institution, student by institution, student degrees by institution, UM School of Law, UM School of Medicine, UM School of Dentistry and private contractors and providers of professional services. The deadline for collecting the data from the university will be discussed at the next meeting of the Institutional Executive Officers.
- The Board saw a video concerning the Presidential Debate which was held at the University of Mississippi. On behalf of the Board, Mr. Perry and Mr. Ross thanked Dr. Robert Khayat, Chancellor of the University of Mississippi, for accomplishing this great event. Dr. Khayat thanked Dr. Andy Mullins, Executive Assistant to the Chancellor, who was the chair of the steering committee and played a key part in making the debate happen.

**EDUCATIONAL POLICIES &
PROGRAMS COMMITTEE REPORT**

Wednesday, November 19, 2008

The Committee was brought to order at approximately 3:10 p.m. by Chairman Bettye Neely. The following items were discussed/voted upon:

1. On motion by Ms. Robinson, seconded by Dr. Davidson, with Mr. Smith absent and not voting, the Committee recommended that the Board approve agenda item #1.
2. Other Business
 - a. Dr. Al Rankins, IHL Director of Academic Affairs, gave a presentation about *Faculty Tenure and Post-Tenure Review*. This was a follow-up to his presentation at the October Board meeting.
 - b. Ms. Pearl Pennington, IHL Director of Student Affairs, gave a presentation on the proposed changes to Board Policy Section 600 Student Affairs and Admissions. These changes will be brought to the Board for first reading in January 2009.

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

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

EDUCATIONAL POLICIES & PROGRAMS AGENDA

Presented by Dr. Bettye Neely, Chair

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

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Educational Policies & Programs Agenda.

1. **System Administration** - Approved the request to modify an existing academic unit as follows:
 - a. **DSU** - Request to rename the *School of Nursing* to the *Robert E. Smith School of Nursing* to honor Mr. Smith's generous financial contribution to Delta State's nursing school.

**BUDGET, FINANCE & AUDIT
COMMITTEE REPORT**

Wednesday, November 19, 2008

The Committee was brought to order at approximately 2:15 p.m. by Mr. Aubrey Patterson, Chair. The following items were discussed/voted upon:

1. On motion by Ms. Pickering, seconded by Mr. Perry, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #1.
2. On motion by Mr. Blakeslee, seconded by Ms. Pickering, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #2.
3. On motion by Mr. Blakeslee, seconded by Ms. Pickering, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #3.
4. Other Business - Dr. Linda McFall, IHL Assistant Commissioner for Finance and Administration, gave a presentation about *Financing Higher Education, Funding Allocation Methodologies*.

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

BUDGET, FINANCE & AUDIT AGENDA

Presented by Mr. Ed Blakeslee

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

RESOLVED, That the Board hereby approved agenda items #1 - #3 as submitted on the following Budget, Finance & Audit Agenda.

1. **UM** - Approved the request for the Educational Building Corporation (UMEBC) to issue fixed interest rate bonds to refinance or refund the UMEBC Series 2000A variable rate demand obligations. Due to

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

a downgrade of the credit enhancer, MBIA, by rating agencies, these variable interest rate obligations have become much more costly. Pending approval by the Attorney General's Office, the Board approved the engagement of Butler, Snow, O'Mara, Stevens & Cannada as bond counsel. The Board also approved Morgan Keegan as underwriters for this transaction. The fee for bond counsel is not expected to exceed \$57,130.

The original Series 2000A was issued for \$34.7 million to finance the construction of the south end zone expansion of Vaught-Hemingway Stadium, the Gertrude Castellow Ford Center for the Performing Arts, the Johnny M. Williams Electrical Generation Facility and student housing renovations. The UMEBC intends to refund or refinance all outstanding coupons from the Series 2000A issue for a total of \$25.3 million. The remaining term (12 years, October 2020) will be preserved in any new bond issue. Additionally, there are two swaps associated with the Series 2000A issue which the university intends to unwind. The expected cost to terminate both swaps has been estimated recently at \$470,000.

2. **USM** - Approved the issuance of revenue bonds not to exceed \$50 million to finance the construction of a 900-bed housing project on the Hattiesburg campus which was approved by the Board on the June, 2008 agenda. Also approved the retention of Duncan-Williams as the underwriter for this bond issue.
3. **System Administration** - Approved budget escalations applicable to the *Ayers* Endowment Diversity Program(s) budgets for Alcorn State University, Jackson State University and Mississippi Valley State University. The escalations will cover increased costs associated with program personnel, departmental operating costs, library resources and diversity student aid awards. The original budgets were approved by the Board in June, 2008 at which time the original budget information was based on estimated interest revenues. Each institution's recommended budget using actual revenues is presented below :

Alcorn State University			
Object of Expenditure	Current Budget FY 08-09	Budget Revision #1	Revised Budget FY 08-09
Salaries, Wages & Fringe Benefits	\$ 18,208		\$ 18,208
Travel	-		-
Contractual Services	-		-
Commodities	-		-
Capital Outlay:	-		-
Equipment	-		-
Library Resources	-		-
Student Aid	179,264	157,334	336,598
Total	\$ 197,472	\$ 157,334	\$ 354,806

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

Jackson State University

Object of Expenditure	Current Budget FY 08-09	Budget Revision #1	Revised Budget FY 08-09
Salaries, Wages & Fringe Benefits	\$ 186,601	\$ 62,800	\$ 249,401
Travel	-	20,000	20,000
Contractual Services	-		-
Commodities	-		-
Capital Outlay:	-		-
Equipment	-		-
Library Resources	-	175,841	175,841
Student Aid	186,067	63,943	250,010
Total	\$ 372,668	\$ 322,584	\$ 695,252

Mississippi Valley State University

Object of Expenditure	Current Budget FY 08-09	Budget Revision #1	Revised Budget FY 08-09
Salaries, Wages & Fringe Benefits	\$ 85,053	\$ 913	\$ 85,966
Travel	-	1,500	1,500
Contractual Services	-	1,440	1,440
Commodities	-	1,000	1,000
Capital Outlay:	-		-
Equipment	-	55,000	55,000
Library Resources	-		-
Student Aid	157,956	164,470	322,426
Total	\$ 243,009	\$ 224,323	\$ 467,332

4. **Other Business** - The Budget, Finance & Audit Committee discussed the budget reductions ordered by the Governor. The Committee also received a presentation from Dr. Linda McFall on comparative runs of the funding allocation model using student credit hours for resident students versus all students.

**REAL ESTATE & FACILITIES
COMMITTEE REPORT
Wednesday, November 19, 2008**

The Committee was brought to order at approximately 1:45 p.m. by Chairman Scott Ross. The following items were discussed/voted upon:

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

1. On motion by Dr. Rouse, seconded by Mr. Blakeslee, with Dr. Davidson and Mr. Smith absent and not voting, the Committee recommended that the Board approve agenda items #1 - #9.
2. On motion by Mr. Blakeslee, seconded by Dr. Rouse, with Dr. Davidson and Mr. Smith absent and not voting, the Committee recommended that the Board approve agenda items #10 - #12, #14 and #16. Agenda items #13, #15 and #17 are duplicates of items that are on the Consent Agenda.
3. On motion by Dr. Rouse, seconded by Mr. Blakeslee, with Dr. Davidson and Mr. Smith absent and not voting, the Committee recommended that the Board approve agenda items #18 - #21.
4. Other Business - Dr. George Ross, President of Alcorn State University, gave an update on the student housing project on the ASU campus. He plans to release the credit package in January 2009 with the first rooms to be ready by spring 2010. Chairman Ross thanked President Ross for his persistence and hard work.

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

REAL ESTATE & FACILITIES AGENDA

Presented by Mr. Scott Ross, Chair

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

RESOLVED, That the Board hereby approved agenda items #1 - #9 as submitted on the following Real Estate & Facilities Agenda. Agenda items #10 - #12, #14 and #16 were approved on a separate motion by Mr. Ross, seconded by Dr. Rouse, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting. **AGENDA ITEMS #13, #15 AND #17 ARE DUPLICATES OF ITEMS THAT WERE APPROVED ON THE CONSENT AGENDA.** Agenda items #18 - #21 were approved on a separate motion by Mr. Ross, seconded by Dr. Davidson, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting.

1. **JSU** – Approved the initiation of **IHL 203-151, The Council of Federated Organizations Building (COFO)**, to rehabilitate and restore the three building complex. The buildings will be renovated to be used as the location of a Student Run Business (SRB) enterprise and an Education Center to interpret civil rights activities in Mississippi. Funds are available in the amount of \$380,000 from the Small Business Administration.
2. **JSU** – Approved the initiation of **IHL 203-150, Transportation/Mobility Center**, to construct a new transportation/mobility center and renovate the current Facilities Management building. The new facility will be connected to the current facilities building and will accommodate the university's transportation fleet. The project will also provide storage and office space for administration and staff. Funds are available in the amount of \$5,000,000 from the United States Department of Transportation.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

3. **JSU** – Approved the initiation of **GS 103-251, Campus-Wide Security Surveillance Cameras**, for the installation of campus-wide security and surveillance cameras. This project is to include security lighting, indoor and outdoor surveillance cameras, monitoring systems at the guard houses, access control to buildings, fire alarms and sprinklers to various buildings, card readers and kiosks at various entrances and parking lots. Also approved the appointment of Watkins O’Gwynn Electrical Engineers as project professionals. The total project budget is \$950,000. Funds are available from HB 1641, Laws of 2008.
4. **JSU** – Approved the initiation of **GS 103-252, Stewart and McAllister/Whiteside Residence Halls - Roof Replacements**, and the appointment of Burris/Wagnon Architects as the project professionals. The roofs are currently leaking and the warranties have expired. The project will prevent further damage to the interior of these buildings. Funds are available in the amount of \$235,000 from the IHL Discretionary Fund: HB 246, Laws of 2007, as previously approved by the Board.
5. **JSU** – Approved the initiation of **GS 103-253, Emergency Notification System**, for the purchase and installation of an on-site Emergency Notification System which utilizes text, email and telephone messages to students, faculty and staff in the event of emergency situations on campus. Funds are available in the amount of \$65,000 from the IHL Discretionary Fund: HB 246, Laws of 2007, as previously approved by the Board.
6. **UM** – Approved the initiation of **IHL 207-316, Chilled Water Plant**, for pre-planning of the project to establish the scope and cost for construction of a new chilled water plant. The current plant is over twenty years old and is a gas-fired absorption chiller which operates at a reduced capacity. The initial estimate for the new plant is approximately \$6.5 million. The pre-planning budget for this project is \$500,000. Funds are available from self-generated sources.
7. **UMMC** – Approved the initiation of **IHL 209-515, Surgical Short Stay Renovations** and the appointment of Cooke Douglas Farr Lemons, Ltd as project professionals. This project will be a part of the Adult Hospital Addition and will include support services, relocation of the ICU waiting area, electrical, HVAC and boiler plant services. The design fees in the amount of \$500,000 are available from self-generated sources. The balance of the funding will be provided from hospital patient revenues at the completion of the construction documents. The total project budget is \$7,735,000.
8. **UMMC** – Approved the initiation of **IHL 209-516, Emergency Room Fast Track Renovations**, for construction of a new Adult Emergency Fast Track area in existing shell space at the hospital basement floor. Also, approved the appointment of The McCarty Company as project professionals. The total project budget is \$2,000,000. Funds are available from hospital patient revenues.
9. **UMMC** – Approved the initiation of **IHL 209-517, Pavilion Parking Expansion**, for the expansion of the existing pavilion parking area located to the north along University Drive and construction of a new parking area east of University Drive. The new construction is located just north of the Veteran’s Administration property line. This project will create 359 spaces and will include lighting and gate controlled access. Also, approved the appointment of Cooke Douglas Farr Lemons as project professionals. The total project budget is \$1,625,000. Funds are available from auxiliary parking fees.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

10. **DSU** – Approved the request to increase the budget for **GS 102-199, Central Mechanical Plant**, from \$4,300,000 to \$5,100,000 for an increase in the amount of \$800,000. The increase is required due to the increase in the construction costs, design fees and contingencies resulting from bids received. Also, approved the request to award the construction contract to Acy Mechanical, LLC, the lowest of four (4) bidders, in the amount of \$4,499,790. Funds are available from SB 2988, Laws of 2003; SB 2010, Laws of 2004; HB 246, Laws of 2007 and HB 1641, Laws of 2008.
11. **JSU** – Approved the request to increase the budget for **GS 103-219, Johnson Dansby Residence Halls Replacement Phase I**, from \$11,773,590 to \$13,773,590 for an increase in the amount of \$2,000,000. The increase is required for demolition of Johnson and Dansby Residence Halls and the re-construction of Johnson Hall as a Fine Arts Department building. The new building will also house the campus ITS hub and the Emergency Operations Center. Funds are available from HB 1641, Laws of 2008; SB 2010, Laws of 2004 and HB 246, Laws of 2007.
12. **UM** – Approved the request to increase the budget for **IHL 207-306, Center for Manufacturing Excellence**, from \$14,000,000 to \$17,700,000 for an increase in the amount of \$3,700,000. The increase is required based on the latest project estimate received from Cooke Douglas Farr Lemons, the design professionals. Funds are available from self-generated sources.
13. **UMMC** – Request approval to increase the budget for **IHL 209-508, R019 CT Renovations**, from \$310,000 to \$330,000 for an increase in the amount of \$20,000. The increase is required to correct existing fire stop penetrations, to add a monitor mount and bracing and to add medical gas outlets and zone valves. Funds are available from hospital patient revenues. **(THIS ITEM IS A DUPLICATE OF ITEM #14 ON THE CONSENT AGENDA AND WAS APPROVED EARLIER IN THE MEETING.)**
14. **USM** – Approved the request to increase the budget for **IHL 208-251, Trent Lott Center for Economic Development**, from \$23,000,000 to \$29,000,000 for an increase in the amount of \$6,000,000. The increase is required to finish the second and third floors of the building and to construct an expansion to the adjacent energy plant. This additional work was originally bid as alternates, but could not be awarded due to a lack of funding. The revised pricing recently received established the amount needed to complete the facility. Funds are available from HB 246, Laws of 2007.
15. **USM** – Request to increase the budget for **IHL 208-283, Softball Complex Upgrade**, from \$1,500,000 to \$1,900,000 for an increase in the amount of \$400,000. The increase is required based on the results of design fees and contingencies resulting from bids received. Approval is also requested to award a construction contract to B.W. Construction Company, the lowest of three (3) bidders, in the amount of \$1,598,400. Funds are available from the USM Athletic Foundation. **(THIS ITEM IS A DUPLICATE OF ITEM #15 ON THE CONSENT AGENDA AND WAS APPROVED EARLIER IN THE MEETING.)**
16. **USM** – Approved the request to increase the budget for **IHL 208-284, Textbook Center Renovation**, from \$750,000 to \$1,500,000 for an increase in the amount of \$750,000. The increase is required for substantial upgrades to the mechanical and electrical systems to accommodate the large number of computers and building occupants. Funds are available from HB 1641, Laws of 2008.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

17. **USM** – Request to increase the budget for **IHL 208-285, Hub Renovation**, from \$850,000 to \$995,000 for an increase in the amount of \$145,000. The increase is required due to additional mechanical repair work and safety items that have been identified during the design of the project. Funds are available from self-generated sources. **(THIS ITEM IS A DUPLICATE OF ITEM #16 ON THE CONSENT AGENDA AND WAS APPROVED EARLIER IN THE MEETING.)**

18. **JSU** – Approved the request to add certain land parcels to **GS 103-246, Land Acquisition Project, Phase IV**. The parcels will be used to expand the operations of the project which was approved at the January, 2008 Board meeting. The parcels have been reviewed and approved by the Bureau of Building, Grounds and Real Property Management. The parcels are:
 - Morehouse Avenue (south of the campus in the Washington Addition neighborhood): 162-7-1, 162-9, 162-11, 162-17, 162-19, 162-189 and 222-2-6.
 - Across from the Mississippi E-Center Complex: 635-45, 635-50 and 635-65.

19. **MSU** – Approved the request to purchase approximately 417.73 acres of land located in Clay County, Mississippi from the Mississippi State University Foundation. The property was donated to the MSU Foundation as a gift from Dr. William Lester Self Andrews to be sold for the benefit of the university. The university wishes to purchase the property for use by the Mississippi Agricultural and Forestry Experiment Station. Once the sale is closed, the MSU Foundation will execute the terms of the gift agreement with the donor, Dr. William Lester Self Andrews. The purchase price is \$572,500 which is the average of two (2) appraisals. Funding for this land purchase is available from MAFES timber sale funds. Per Board Policy 905 (A) Real Estate Management, the property appraisals and environmental report are on file with the Office of Real Estate and Facilities.

20. **MSU** – Approved the request to receive a donation of approximately 246.45 acres of land located in Oktibbeha County, Mississippi from the Mississippi State University Foundation. The property was donated to the MSU Foundation as a gift from Dr. Williams Lester Self Andrews to be used as a benefit for the university. The university wishes to use the property for the Mississippi Agricultural and Forestry Experiment Station. The university also requests permission to name the property the W.B. Andrews Agricultural Systems Research Center as agreed under the terms of the gift agreement. Per Board Policy 905 (A) Real Estate Management, the property appraisals and environmental report are on file with the Office of Real Estate and Facilities.

21. **USM** – Approved the request to purchase property located at 3601 Morningside Drive, Hattiesburg, Mississippi. The purchase price is \$121,000 which is below the average of the two (2) appraisals (\$121,000 and \$123,000) for the property. University sources will be used for the purchase. Per Board Policy 905 (A) Real Estate Management, the property appraisals and environmental report are on file with the Office of Real Estate and Facilities.

22. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the Board staff subsequent to the October 15-16, 2008 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 1.)**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

GOVERNANCE/LEGAL COMMITTEE REPORT

Wednesday, November 19, 2008

The Committee was brought to order by Mr. Bob Owens, Chair. The following items were discussed/voted upon:

1. On motion by Mr. Owens, seconded by Ms. Robinson, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #1.
2. On motion by Ms. Robinson, seconded by Mr. Perry, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #2.
3. On motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present, the Committee recommended that the Board approve agenda item #3.
4. The discussion of the Board's funding formula from a Governance/Policy Perspective was taken up during the Budget, Finance & Audit Committee meeting.

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

GOVERNANCE /LEGAL AGENDA

Presented by Mr. Bob Owens, Chair

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

RESOLVED, That the Board hereby approved agenda items #1 - #3 as submitted on the following Governance/Legal Agenda.

1. **MSU** - Approved the renewal of a contract with the firm of DAVID WARE & ASSOCIATES, L.L.C., located in Jackson, MS, Metairie and Baton Rouge, LA, and Pensacola, FL, to provide services necessary in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations. Specifically, employers are required to pay the cost of preparing, filing, and obtaining certification, and employers are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer's attorney fees. The rule does allow an alien to pay his or her own personal costs incurred in connection with a labor certification, including attorney fees for personal legal representation, but where the same attorney represents both the alien and the employer, the costs must be borne by the employer. The term of the contractual agreement will be for one (1) year, for a maximum amount payable of \$50,000 during the contract term. The rate/fee structure has not changed from the initial contract. The contract has been reviewed and approved by the Attorney General's Office.
2. **UM** - Approved the request to ratify an oil, gas and mineral lease between Juanita Champion Warner and Mosbacher U.S.A., Inc. concerning four tracts of land situated in Wayne County, Mississippi. Ms. Warner owns a life interest in the oil, gas and mineral rights with the university owning a remainder interest in those rights. Ms. Warner has entered a standard 3-year mineral lease and asked that we ratify

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

that lease. The Chancellor recommends that the Board approve the ratification and authorize him to execute on behalf of the university. This lease has been reviewed and approved by the Attorney General's Office.

3. **System Administration** - Approved for first reading the following new policy:
201.0609 **Application by Interim Institutional Executive Officer for Institutional Executive Officer Position**

An individual currently serving as the interim Institutional Executive Officer (IEO) at a university shall not be considered as a candidate for the permanent IEO position for which he/she serves as interim at the same university. However, an individual currently serving as interim IEO may apply and be considered for a permanent IEO position at a different university. This policy does not prohibit an individual who has completed service as an interim IEO from being considered as a candidate for any IEO positions that subsequently become available at the same university.

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

GULF COAST SPECIAL COMMITTEE REPORT

Thursday, November 20, 2008

Dr. Martha Saunders, President of The University of Southern Mississippi, introduced Mr. Jim Ealey of Ealey and Associates. Mr. Ealey gave a status report on the Southern Mississippi Cross Creek master planning process.

ADMINISTRATION/POLICY AGENDA

Presented by Dr. Aubrey Lucas, Interim Commissioner

AGENDA ITEMS #1 - #4 WERE APPROVED AS SHOWN BELOW. AGENDA ITEM #5 WAS PULLED FROM THE AGENDA. On motion by Mr. Ross, seconded by Dr. Davidson, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting, it was

RESOLVED, That the Board hereby approved the amended agenda item #6 on the following Administration/Policy Agenda.

1. **JSU** - Requests that Mr. Worth Thomas of WT Consultants be designated a representative of Jackson State University for the purpose of representing the university to the legislative and executive branches of state government.
2. **MSU** - Requests that Camille S. Young be designated a representative of Mississippi State University for the purpose of representing the university to the legislative and executive branches of state government.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

3. **UM** - Requests that Mr. Crowell Armstrong be designated an unpaid, voluntary representative of the University of Mississippi for the purpose of representing the university to the legislative and executive branches of state government.
4. **USM** - Requests that Clare Hester (Managing Partner) of Capitol Resources LLC and Joe Gill be designated as representatives of the University of Southern Mississippi for the purpose of representing the university to the legislative and executive branches of government.

Ms. Whitten reported that she represented IHL System at the Senate Ethics Committee hearing yesterday. The Committee is investigating contract lobbying in public entities. A PEER report on this issue was produced in August 2008 and found that three institutions in the IHL System had registered lobbyists that were not previously approved by the Board. The state lobbying laws allow IHL institutions to be represented by a lobbyist with the express approval of the Board. Based on legal advice from legal counsel within the IHL System and from the Attorney General's Office, the Board has not violated any state laws; however, it has not been following its own bylaws. The Board will be reviewing its bylaws in the near future. During the hearing several other issues relating to contract lobbying for public entities were discussed. From these discussions, it is very possible that the state lobbying laws will be reviewed in the 2009 legislative session.

A motion was made by Mr. Perry to approve agenda items #1 - #4 above to the extent that the Board and the institutions are advised by their counsel that such payments are legal and that otherwise they should not have contract lobbyists and expect them to be paid.

Mr. Perry restated his motion as follows.

On motion by Mr. Perry, seconded by Mr. Blakeslee, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting, the Board authorized the named designees in agenda items #1 - #4 above to serve as set forth within those items provided; however, that no funds shall be paid by any institution or any other agency representative without approval from the Board's counsel that it is permissible and pending an official opinion of the Attorney General's Office on this matter. In the interim, the Board will rely on the opinion of its counsel.

5. **System Administration** – Request for approval of System general legislation requests for the 2009 Legislative Session. **(THIS ITEM WAS PULLED FROM THE AGENDA.)**
6. **System Administration** - Approved the amended dates and locations for the January through December 2009 Board meetings as shown below.

Wednesday-Thursday, January 14-15, 2009	Board Office
Wednesday-Thursday, February 18-19, 2009	Campus Meeting - JSU
Wednesday-Thursday, March 18-19, 2009	Board Office
Thursday, April 16, 2009	Board Office
Wednesday-Thursday, May 13-14, 2009	Board Office
Wednesday-Thursday, June 17-18, 2009	Board Retreat - Subject to Call
Thursday, July 16, 2009	Subject to Call
Wednesday-Thursday, August 19-20, 2009	Board Office
Wednesday-Thursday, September 16-17, 2009	Board Office
Wednesday-Thursday, October 14-15, 2009	Campus Meeting - ASU
Wednesday-Thursday, November 18-19, 2009	Board Office
Thursday, December 17, 2009	Subject to Call

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

7. **System Administration (Information item.)** - The Board received the 2008 Fall commencement schedules as follows.

Delta State University

Time: 10:00 a.m., Saturday, December 13, 2008
Location: Walter Sillers Coliseum
Speaker: Dr. Phyllis C. Burn, Professor of Office Administration and 2008 recipient of S. E. Kossman Outstanding Teacher Award, Delta State University

Mississippi State University

Time: 7:00 p.m., Friday, December 12, 2008
Location: Humphrey Coliseum
Speaker: The Honorable Marsha Blackburn, U. S. Congressman and Mississippi State University graduate

Time: 10:00 a.m., Saturday, December 13, 2008
Location: Humphrey Coliseum
Speaker: The Honorable Marsha Blackburn, U. S. Congressman and Mississippi State University graduate

Meridian Campus:

Time: 11:00 a.m., Friday, December 12, 2008
Location: MSU Riley Center for Education and Performing Arts
Speaker: Mr. John Johnson, Director of News and Community Relations, WTOK-TV in Meridian, Mississippi and Mississippi State University graduate

Mississippi University for Women

Time: 6:00 p.m., Friday, December 5, 2008
Location: Rent Auditorium, Whitfield Hall
Speaker: Dr. Suzanne Bean, Emeriti Faculty of Education and recipient of The Kossen Faculty Award

University of Southern Mississippi

Time: 10:00 a.m. and 3:00 p.m., Friday December 12, 2008
Location: Bernard Reed Green Coliseum
Speaker: Dr. Betty L. Siegel, President Emeritus and Distinguished Chair of Leadership, Ethics and Character, Kennesaw State University

8. **System Administration (Information item.)** - In compliance with Board policy, the following items have been approved by the Interim Commissioner on behalf of the Board and are available for inspection in the Board Office.
- a. Quarterly Employment Hires Report for the period of July 1, 2008 through September 30, 2008, as required by Board Policy 401.0102 Delegation of Authority.
 - b. Annual Summary Participation and Optional Fees Report for Fiscal Year 2008-2009, as required by Board Policy 702.03 Approval of Tuition, Fees, and Other Student Charges.
 - c. Annual Summary of E & G Scholarships, Fellowships and Tuition Waivers for Fiscal Year 2007-08, as required by Board Policy 703.04 Policy Guidelines Subsection F.
 - d. Complimentary Athletic Ticket Report for Fiscal Year 2007-2008, as required by Board Policy 606.03 Athletic Tickets.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

COMMISSIONER'S REPORT

Presented by Dr. Aubrey Lucas, Interim Commissioner

The highlights from the Commissioner's Report were as follows:

- ▶ Thank you, Mr. Vice President. It is my pleasure to present the November Commissioner's report.
- ▶ I'd like to introduce you to two new staff members at the IHL Board office!
 - ▶ Brad Rowland began working this month in Finance and Administration as Senior Financial Analyst. Brad comes to us from the Mississippi Legislature's PEER committee, and has a B.A. degree from Southern Miss and an MBA from MSU. Welcome, Brad!
 - ▶ In addition, Real Estate and Facilities welcomes Mike Switzer back to the IEO family as Director of Engineering Services. Mike is returning to us from DSU, and received his B.S. in Civil Engineering from MSU. Mike is on the DSU campus today, but we welcome him back to the family.
- ▶ You all have been very busy the past few months! Since your last regular Board meeting, you have named two new presidents—Dr. Donna Oliver at Mississippi Valley State University and Dr. Mark Keenum at Mississippi State University. Both will start early next year. I thank you for your good work with both searches and know you join me in looking forward to their joining us during the January Board meeting.
- ▶ Although we're a bit later in announcing them, your Best Practices competition is back! You may recall that the Board's Best Practices award program is designed to highlight efforts that create efficient and effective practices initiatives at institutions in four categories: Academics; Finance, Business, and Administration; Student Services; and Technology. Proposals may be submitted now and are due by close of business on Monday, December 22, 2008. We will announce the winners during your February Board meeting. The entry form can be found on the front page of IHL's website; www.mississippi.edu/ihl. We look forward to receiving your good entries!
- ▶ In "good news" from the Executive Office, I am happy to announce that, after reviewing our proposal, the Lumina Foundation for Education selected us to receive a learning-year grant of \$150,000. I understand the *Making Opportunity Affordable* grant partners look forward to working with us in the months ahead to refine our proposal and build the case for change on a scale that meets our critical need for a better-educated Mississippi! My thanks to Assistant Commissioners Jim Borsig and Lynne House on their good work to receive this planning grant.
- ▶ Finally, in institutional good news:
 - ▶ The United States Department of Agriculture-Agricultural Research Service, the chief scientific research agency of the USDA; and the International Society for Horticultural Science, the largest horticultural society in the world; recently published Alcorn State University's technology transfer paper "*C-factor Research on Horticultural Crops for Erosion Prediction: Philosophy and Methodology.*" What a great honor!
 - ▶ Delta State University's Division of Biological and Physical Sciences is the recipient of a grant from the U.S. Department of Education Title III program. The award, a first in Title III funds for Delta State, provides \$2 million in funding over the next five years. Congratulations, Dr. Hilpert!
 - ▶ Jackson State University's Student Center and School of Engineering recently received the Mississippi Associated Builders and Contractors Merit Award, placing the facilities among the state's best construction projects of the year. In addition, the School of Engineering is one of

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

the state's first state-funded LEED (Leadership in Energy and Environmental Design) certified projects.

- ▶ Mississippi State University moves up four spots among the "100 Best Values in Public Colleges" in the latest edition of Kiplinger's *Personal Finance* Magazine. MSU is now listed at 83rd. In addition, waterfowl- and wetlands-related teaching, research, and service will continue at MSU in perpetuity as a result of a gift from James C. Kennedy, chairman and CEO of Cox Enterprises.
- ▶ Mississippi University for Women Provost Sandra Jordan recently traveled to China to explore partnerships with institutions in China. Initiatives such as articulation agreements, joint degree programs, faculty teaching exchanges, summer enrichment programs and collaborative research are being examined in an effort to internationalize MUW's campus.
- ▶ The Mississippi Valley State University Mock Trial Team competed in the Middle Tennessee State University Forensics Tournament last week. The Valley team members received favorable comments and solid scores on all of their ballots and many rankings for top witnesses and attorneys in the four rounds of competition. In addition, MVSU student Ivory Johnson won the "Best Attorney" award for the tournament.
- ▶ The University of Mississippi has created an 18-hour academic minor in environmental studies in response to the growth of environmental studies programs nationwide. More than 30 students are enrolled in the first new course, and nearly three-quarters of them have expressed an interest in pursuing the new related minor.
- ▶ In October, the Mississippi State Department of Health and the University of Mississippi Medical Center unveiled "Mississippi Med-1," a 100-bed mobile field hospital which is self-contained, self-sufficient, and ready to respond in disasters and emergencies. The 53-foot-long tractor-trailer transforms into 3 mobile field units, and is a great example of Mississippi's health care community working together to jointly assist the State.
- ▶ University of Southern Mississippi is ranked eighth in the nation among major colleges and conferences in providing coaching opportunities for women, according to the second annual Glass Ceiling Report Card from Pennsylvania State University's York campus. Southern Miss received a grade of "A" and was the only university in Mississippi to finish in the Top 11. In addition, microbiologist Dr. Crystal Johnson at Southern Miss' Gulf Coast Research Laboratory recently received a \$2.3 million grant from the National Science Foundation and the National Institutes of Health to study pathogenic vibrios.
- ▶ And that, Mr. Vice President, brings me to the end of my report.

EXECUTIVE SESSION

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

Discussion of a personnel matter at the IHL Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

During Executive Session, the following matter was discussed and voted upon:

On motion by Mr. Perry, seconded by Mr. Blakeslee, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting, the Board promoted Dr. Linda McFall to Deputy Commissioner of Finance and Administration at a salary of \$230,000 beginning December 1, 2008. In her new role, Dr. McFall will be administratively responsible for all financial matters, including IHL's Department of Real Estate and Facilities. The new title of Deputy Commissioner recognizes Dr. McFall for her extensive responsibilities for providing assistance with the administration and oversight of the budgets within Mississippi's higher education system.

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

AYERS MANAGEMENT COMMITTEE REPORT

Wednesday, November 19, 2008

The Committee was brought to order by Dr. Bettye Neely, Chair. The following items were discussed/voted upon:

1. On motion by Dr. Mason, seconded by Ms. Pickering, with Mr. Patterson absent and not voting, the Committee approved the minutes from its September 18, 2007 meeting.
2. Dr. Linda McFall presented the investment report for FY 2008. The report is included in the *November 19-20, 2008 Board Working File*.
3. The Committee discussed the status of the private endowment.
4. On motion by Ms. Pickering, seconded by Dr. Mason, with Mr. Patterson absent and not voting, the Committee voted to adjourn.

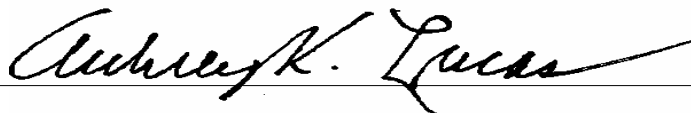
Committee members attending the meeting were: Dr. Bettye Neely (Chair), Ms. Christy Pickering, ASU President George Ross, JSU President Ron Mason, MVSU Interim President Roy Hudson and Interim Commissioner Aubrey Lucas. Committee member Aubrey Patterson was absent.

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Perry, seconded by Dr. Neely, with Mr. Patterson, Ms. Pickering, Ms. Robinson and Mr. Smith absent and not voting, the Board members voted to adjourn.



President, Board of Trustees of State Institutions of Higher Learning



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

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 19-20, 2008**

EXHIBITS

- Exhibit 1 Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the October 15-16, 2008 Board meeting.
- Exhibit 2 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

November 19-20, 2008

Real Estate & Facilities items that were approved by the Board staff subsequent to the October 15-16, 2008 Board meeting in accordance with Board Policy 904 Board Approval.

Alcorn State University

GS 101-254, Biotechnology Research Center: The Board staff approved Change Order #8 in the amount of \$12,000 with an additional thirty (30) days added to the contract of Fountain Construction Company, Inc. Approval was requested from the Bureau of Building, Grounds and Real Property Management. This change order is necessary to install a fence next to the chiller, to provide an enclosure under stairwell #3 and to install railing around the front lobby stair landing. Funds are available from the *Ayers* settlement.

Mississippi State University

GS 105-323, Roof Replacements, Phase I: The Board staff approved Change Order #1 in the amount of \$33,542 with an additional fourteen (14) days added to the contract of E. Cornell Malone. Approval was requested from the Bureau of Building, Grounds and Real Property Management. This change order is necessary to replace flashing in the existing masonry walls that was discovered to have deficiencies. The total project budget is \$950,000. Funds are available from HB 1634, Laws of 2006.

Mississippi University for Women

GS 104-160, Fant Library Renovation and Expansion: The Board staff approved the Design Development Documents and requested approval from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$300,000. Funds are available from HB 246, Laws of 2007

University of Mississippi

GS 107-266, Farley Hall Renovation: The Board staff approved Change Order #6 to add an additional seventy (70) days to the contract of Panola Construction Company, Inc. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The additional contract time is necessary due to requested material changes. The total project budget is \$9,000,000. Funds are available from SB 3197, Laws of 2002; private donations and self-generated sources.

GS 107-291, Guyton Hall Renovations: The Board staff approved the award of a contract to Murphy and Sons, Inc., the lowest of nine (9) bidders, in the amount of \$2,535,200. Approval was requested from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$3,000,000. Funds are available from HB 246, Laws of 2007.

University of Mississippi Medical Center

IHL 209-495, South Pediatric Renovations II: The Board staff approved Change Order #7 in the amount of \$47,844 with an additional forty nine (49) days to the contract of Wilkinson Construction Company. This change order is necessary for the installation of a new electrical distribution panel which will allow for future expansion of electrical revisions without requiring total outages to major patient care areas. The total project budget is \$2,771,750. Funds are available through self-generated sources and donations.

IHL 209-509, O.R. Endovascular Suite Renovations: The Board staff approved the award of a contract to Sunbelt General Contractors, the second lowest of three bidders, in the amount of \$379,200. The lowest bidder, Coleman Hammons Construction Company, requested a withdrawal of their bid due to a substantial error on their bid amount. The total project budget is \$641,000. Funds are available in from self-generated sources.

University of Southern Mississippi

IHL 208-236, Tennis Court Relocation: The Board staff approved Change Order #1 for a credit in the amount of \$503,000. The credit was issued due to deleted items of work. The total project budget is \$3,200,000. Funds are available from private donations and university sources.

IHL 208-258A, M.M. Roberts Stadium Expansion and Renovation: The Board staff approved Change Order #1 for a credit in the amount of \$18,657.55. The total project budget is \$1,231,361.45. Funds are available from the USM Athletic Foundation.

IHL 208-268, Data Center Upgrade: The Board staff approved Change Order #1 in the amount of \$11,071.20. This change order is necessary for the installation of a generator for emergency power to the Mississippi Automated System Project office. The total project budget is \$3,800,000. Funds are available from a U.S. Department of Education grant.

IHL 208-269, Commons Building: The Board staff approved Change Order #3 in the amount of \$144,211. This change order is necessary for unforeseen conditions discovered during abatement of the Commons Building. The total project budget is \$500,000. Funds are available from self-generated sources.

University of Southern Mississippi – Gulf Coast Campus

IHL 110-089A, Research Office/Lab Facility-Cedar Point Campus Phase II: The Board staff approved the Contract Documents and the request to advertise for the receipt of bids. The Board staff requested approval from the Bureau of Building, Grounds and Real Property Management. The total project budget is \$5,100,000. Funds are available from SB 2988, Laws of 2003; SB 2010, Laws of 2004; HB 246, Laws of 2007 and HB 1641, Laws of 2008.

EXHIBIT 2

November 19-20, 2008

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

Payment of legal fees for professional services rendered by Barry J. Walker (Statement dated 8/18/2008) from the funds of Delta State University. (This statement represent services and expenses in connection with a personnel issue.)

TOTAL DUE \$3,000.00

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 9/23/08) from the funds of Mississippi State University. (This statement represents services and expenses in connection with *Wade v. MS Cooperative Extension Service*.)

TOTAL DUE \$221.09

Payment of legal fees for professional services rendered by David Ware & Associates (Statements dated 9/22/08, 9/24/08, 9/28/08, 9/30/08, 10/8/08 and 10/10/08) from the funds of Mississippi State University. (These statements represent services and expenses in connection with labor certifications.)

TOTAL DUE \$8,857.80

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 8/19/08, 8/20/08, 9/18/08, 9/18/08 and 9/18/08) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with Negotiations with Triton BioPharma AG - \$215.00; Negotiations with Bloodstone Ventures PLC - \$107.50; Cache Mapping Technology Matter - \$5,014.00; Negotiations with Triton BioPharma AG - \$4,301.00 and Negotiations with Bloodstone Ventures PLC - \$1,150.00.)

TOTAL DUE \$10,787.50

Payment of legal fees for professional services rendered by Ogletree, Deakins, Nash, Smoak & Stewart (Statement dated 9/9/08) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Sterling* case.)

TOTAL DUE \$56.00

Payment of legal fees for professional services rendered by Page, Mannino, Peresich & McDermott (Statements dated 8/29/08, 8/31/08, 8/31/08 and 8/31/08) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with a personnel issue--\$2,417.00, the *Beason* case--\$5,781.00, the *Flowers* case--\$4,572.00 and the *Knight* case--\$3,603.46.)

TOTAL DUE \$16,673.46

9/15/08, 9/15/08 and 9/15/08) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: Miscellaneous IP Matters - \$0.00; "Novel Antigiardial Agents" - \$1,591.76; "Spherical Pellet Production" - \$992.50; "Corrugated and Ported Prism Engine Nozzel for Reduction of Supersonic Jet Exhaust Noise" - \$587.96; "Highly Purified Amphotericin B - DE" - \$141.34; "Highly Purified Amphotericin B - FR" - \$81.00; "Highly Purified Amphotericin B - IE" - \$109.12; "Compositions Comprising Highly Purified Amphotericin B - MX" - \$346.50; "Agents with Selective K-Opioid Receptor Affinity" - \$1,301.38; "High-Speed Data Compression Based on Set Associative Cache Mapping" - \$214.00; "High-Speed Data Compression Based on Set Associative Cache Mapping -WO" - \$786.50; "Acoustic Instruments for Use in Aquaculture" - \$755.28; "Methods for Detecting Vibration and Sounds Signatures of Human Footsteps" - \$63.52; "New Indolizidine Antiinfective and Antiparasitic Compounds" - \$944.46; "Delivery of Medicaments to the Nail - CA" - \$250.00; "Compositions Comprising Highly Purified Amphotericin B - AU" - \$889.00; "Compositions Comprising Highly Purified Amphotericin B - CA" - \$250.00; Miscellaneous IP Matters - \$372.00; "Medicaments to Nail & Perionychiu" - \$1,086.41; "Novel Antigiardial Agents and Methods of Use Thereof" - \$698.54; "Compositions Comprising Highly Purified Amphotericin B - AU" - \$858.84; "Highly Purified Amphotericin B - DE" - \$250.00; "Highly Purified Amphotericin B - FR" - \$258.40; "Highly Purified Amphotericin B - GB" - \$627.47; "Highly Purified Amphotericin B - IE" - \$300.12; "Compositions Comprising Highly Purified Amphotericin B" - \$784.50; "Process and Apparatus for Producing Spherical Pellets Using Molten Solid Matrices" - \$294.42; "Novel Cyclopentenedione Anti-Fungal Compounds and Methods for their Use - AU" - \$40.64; "Novel Cyclopentenedione Anti-Fungal Compounds and Methods for their Use - CA" - \$68.90; "Saururus Cernuus Compounds that Inhibit Cellular Responses to Hypoxia" - \$612.00 and "New Indolizidine Antiinfective and Antiparasitic Compounds" - \$134.06.)

TOTAL DUE \$15,690.62

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (Statements dated 9/12/08) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patents: "Gut Prosthetic Patent" - \$135.00; General Advice -North Clinic - \$2,838.00 and General Rep. of Med. School & Facility Practice Plan.)

TOTAL DUE \$135.00