

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
August 15, 2013**

**BE IT REMEMBERED**, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the 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 November 27, 2012, to each and every member of said Board, said date being at least five days prior to this August 15, 2013 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Mrs. Karen L. Cummins, Dr. Ford Dye, Mr. Shane Hooper, Mr. Bob Owens, Mr. Hal Parker, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Christine Pickering, Ms. Robin J. Robinson, Dr. Douglas Rouse, and Mr. C.D. Smith. The meeting was called to order by Mr. Bob Owens, President, and opened with prayer by Trustee Robinson.

**INTRODUCTION OF GUESTS**

- President Owens welcomed the Student Government Association officers: Avery Ford, SGA President at Alcorn State University; Michael Hogan, SGA President at Mississippi State University; Timothy Mbogo, SGA President at Mississippi University for Women; Gregory Alston, SGA President at the University of Mississippi; and Ann Marie Chilcutt, SGA President at the University of Southern Mississippi.
- Commissioner Bounds welcomed Dr. Roger Parrott, President of Belhaven University. Dr. Bounds then introduced four new employees in IHL Department of Finance and Administration: Christina Rushing, Administrative Assistant; Shirley Kelly, Grants Accountant; Karana Carroll, Director of Administrative Services; and Cathy Huff, Director of Support Operations.
- Dr. Chris Brown, President of Alcorn State University, introduced two new employees: Dr. Carl Cunningham, Jr., Vice President for Student Success and Enrollment Management; and Mr. C. Rob Shorette, Presidential Ombudsman for Administrative Affairs.
- Mr. Bill LaForge, President of Delta State University, introduced Mr. Steven J. McClellan, the new Chief Financial Officer at DSU.
- Dr. Denis Wiesenburg, Provost at the University of Southern Mississippi, introduced Dr. Douglas Vinzant, the new Chief Financial Officer at USM and announced the employment of Ms. Allison Gillespie as Assistant to the Provost and Mr. Bill McGellis as Athletic Director.

**APPROVAL OF THE MINUTES**

On motion by Trustee Hooper, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on June 20, 2013 and the Special Called Meeting on July 23, 2013.

**CONSENT AGENDA**

On motion by Trustee Pickering, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to move agenda item #3 (MSU agreement with City of Starkville) from the Consent Finance Agenda to the Finance Agenda, to move agenda item #21 (DSU easement and right-of-way to Cable One, Inc.) from the Consent Real Estate Agenda to the Real Estate Agenda, and to move agenda

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item #5 (UMMC Grenada Lake Medical Center) on the Finance Agenda to the Executive Session Agenda. On motion by Trustee Dye, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda as amended.

**ACADEMIC AFFAIRS**

1. **STATE** - Approved the request for a non-substantive change to the Mississippi Nursing Degree Programs Accreditation Standards (2010) to delete the National League for Nursing Accrediting Commission (NLNAC) and add the Accreditation Commission for Education in Nursing (ACEN) to reflect the current name of the national nursing accrediting organization. On May 6, 2013, the NLNAC changed their name to the ACEN.

**FINANCE**

2. **ASU** - Approved the request to enter into a sponsorship agreement with Coca-Cola who in return will serve as exclusive beverage sponsor to ASU, with campus-wide beverage availability rights, on and off campus marketing rights, and the right to operate full-service vending on campus. This is a ten (10) year approximate agreement effective August 16, 2013, through August 1, 2023. Under this agreement, ASU estimates that they will receive \$1,436,290 over the ten (10) year period. This estimate represents a 46.6% increase in comparative revenues versus the most current agreement. Final contract revenues may vary based on actual beverage sales incurred. A breakdown of estimated total revenues is included in the bound *August 15, 2013 Board Working File*. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
3. **MSU** - Request to enter into an agreement with the City of Starkville, Mississippi, for the use and operation of a 450 space parking garage. MSU also requested permission for the Commissioner and the Board President to approve on behalf of the Board of Trustees any changes to this agreement which are required by the project lenders but which do not alter the essential terms of the agreement. Any changes that do alter the essential terms of the agreement will be submitted to the Board for approval. As part of this project, MSU will lease approximately 1.67 acres to the City of Starkville for 10 years for the construction of the 450 space parking garage. (See item #2 on the Regular Real Estate Agenda below.) The City of Starkville will allow MSU unrestricted access to use and operate the parking garage. MSU will use the parking garage to enter into a lease with Cooley Center, LLC and/or its affiliated companies to provide parking for the Marriot Courtyard Hotel and to provide parking for the public. Except on MSU football game days and other special events involving the Cooley Center, MSU will reserve a reasonable number of parking spaces in the garage for use by the public. The term of the ground lease from MSU to the City of Starkville will be for ten years beginning on the date the lease is executed by both parties. The term of the use and operation agreement for the parking garage will start on the date the garage is ready for operation and will end with the expiration of the ground lease. MSU will operate and maintain the parking garage at its own expense. Any profit generated from the parking garage will be shared equally between MSU and the City of Starkville for the operational life of the garage. MSU and the City of Starkville will work together to use any such profit on projects that benefit both the city and the university. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office. **(THIS ITEM WAS MOVED TO THE REGULAR FINANCE AGENDA.)**

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4. **UMMC** - Approved the request to enter into an agreement with Mobile Medic Ambulance Service, Inc. d/b/a American Medical Response to provide transportation services for critically-ill pediatric and neonatal patients from across Mississippi to the only children's hospital in the state. The current agreement was approved by the Board on August 19, 2010 and the term was September 1, 2010 to August 31, 2013 with an estimated cost of \$748,308. In May 2013, UMMC determined they would exceed the estimated cost of the agreement prior to its expiration on August 31, 2013. Therefore, UMMC began negotiations with AMR for a new agreement to supersede the existing agreement and to account for the cost overages. However, AMR was unable meet UMMC's submission deadline for agenda items for the Board meeting in June. UMMC has continued to use AMR for pediatric and neonatal transportation services. It is estimated that the cost overages for the remainder of the current agreement will total approximately \$220,000. The Board granted retroactive approval of the approximate \$220,000 cost overages. The term of the new agreement is three years starting on September 1, 2013 and ending on August 31, 2016. The total cost of the new agreement is estimated to be \$1,257,679.22. The fee schedule is as follows: 1) a monthly fee of \$6,300.00 for the use of two transport vehicles and the assurance of a backup vehicle if either primary vehicle is unavailable; 2) a base rate of \$210.00 to be assessed on every trip; 3) a charge of \$15.25 per fifteen-minute interval starting after the first fifteen-minute interval following arrival at the site from which a patient will be transported; 4) a charge of \$61.00 per hour for making a transport vehicle and driver available for marketing and public relations events; and 5) a monthly fee of \$3,150.00 for an additional transport vehicle if needed by UMMC. The agreement provides for an increase in the above rates and fees on January 1 of each year. This increase will be equal to the percentage increase in the Consumer Price Index during the most recent twelve-month period for which published figures are available from the U.S. Department of Labor. To determine the estimated cost of the agreement, UMMC increased the above rates and fees by 7% per year to account for the Consumer Price Index, potential rate adjustments for changed circumstances (increased fuel costs, new regulatory requirements, new clinical standards), and growth in patient volume. Further, UMMC used the number and the length of transports in the heaviest quarter of 2012. A breakdown of the total estimated cost of the agreement is included in the bound *August 15, 2013 Board Working File*. Funds are available from patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
5. **UMMC** - Approved the request to amend the current license and support agreement with Epic Systems Corporation. The purpose of the amendment is to add and/or delete various Epic interfaces and to add various Epic interfaces (new/special request interfaces) that were not part of the 2010 agreement. In addition, the amendment provides for the implementation of three (3) Epic modules that were purchased in 2010 and that are now reaching the implementation stage. Also, the amendment adds contract language that gives UMMC the option to license, access and use certain items of software at its discretion. The amendment will commence upon execution by the parties and will continue through the remainder of the original contract term or, approximately August 22, 2014. The total cost of the amendment is estimated to be \$1,151,032. A breakdown of the total costs associated with the amendment is as follows: Interface License Fees - \$132,500; Interface Implementation-\$403,000; Interface Maintenance Fees-\$58,032; and Module Implementation - \$557,500. Funds are available from patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

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6. **UMMC** - Approved the request to enter into an agreement with Magnolia Exterminating, LLC for pest control services. The term of the most recent agreement was July 1, 2012 to June 30, 2013 with a total cost of \$190,620.00. Since the expiration of the most recent agreement, UMMC has utilized Magnolia's services on a month-to-month basis. The term of the new agreement is five years starting on September 1, 2013 and ending on August 31, 2018. The agreement includes an initial term of three years and two renewal terms of one year each. The total cost of the agreement for a five-year term is \$869,760.00. This includes an annual cost of \$171,552.00 for each year of the initial term and an annual cost of \$177,552.00 for each renewal term. A breakdown of the annual costs is included in the bound *August 15, 2013 Board Working File*. Funds are available from patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
7. **UMMC** - Approved the request to enter into a lease agreement with Select Specialty Hospital - Jackson, Inc. (SSH) to lease 27,340 square feet of space on floors 1, 2 and 4 of the premises located at 5903 Ridgewood Road, Jackson, MS. The purpose of the lease is to consolidate multiple agreements for clinical and office space that currently exist between SSH and UMMC, and SSH and University Physicians (UP). The new lease will be a single Master agreement between UMMC and SSH. The term of the agreement is for nine (9) years, September 1, 2013 through August 31, 2022. The total cost of the lease for the nine (9) year term is expected not to exceed \$6,796,915.10. The total rent amount to be paid in Year 1 of the agreement is \$669,041.50. Then, beginning September 1, 2014 and each September 1<sup>st</sup> thereafter for the length of the agreement, there will be an annual rate adjustment in an amount not to exceed the increase in the Consumer Price Index for All Urban Consumers (CPI-U), U.S. City Average, as released by the U.S. Labor Department, Bureau of Labor Statistics. UMMC estimates a maximum rate adjustment of 3% yearly. A breakdown of the annual estimated rent costs associated with this agreement is included in the bound *August 15, 2013 Board Working File*. Funds are available from patient revenues. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office. The Board also granted retroactive approval of a current month-to-month lease agreement with SSH and associated costs for 12,414 square feet of space occupied by UMMC's Sleep Disorder Clinic for the period, March 1, 2013 through August 31, 2013 at a cost of \$156,180.

**REAL ESTATE**

8. **DSU** - Approved the initiation of **GS 102-255, Central Mechanical Plant Phase II**, and the appointment of the design professional through the Request for Qualifications (RFQ) process. This project is intended to add the second chiller to the Central Mechanical Plant which will allow the university to complete the second phase of the project. The project will include furnishing and installing one (1) 1250 ton water chiller, one (1) chilled water pump, one (1) condenser water pump, and one (1) cooling tower. This project also includes extending piping, controls, and electrical systems as required for a complete and operational 2500 ton central plant. Phase II will complete the DSU Chiller Plant/Loop in its entirety. The total project budget is \$2 million. Funds are available from S.B. 2913, Laws of 2013 (\$2 million).
9. **MSU** - Approved the appointment of Atwell & Gent, P.A. as the design professional for **GS 105-348, Energy Monitoring and Control System (EMC) Implementation**. Concurrent with the Bureau of Building and MDA joint initiative to enhance the state-wide energy monitoring database, the Bureau has provided funds for MSU to implement a Starkville campus-wide automated utility

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metering system. The scope of the work will be to develop and implement a metering system for building electricity, natural gas, hot water, chilled water, and domestic water that allows measurement information to be collected and analyzed in real time for energy management. Additionally, the “Advanced Metering Infrastructure” or AMI will be designed to provide automated readings to the existing Facilities Management Utility Billing Software and thus be a cost savings to the university. Further, as MDA begins to mandate regular updates of building energy consumption to the State-Wide EMC, the automated metering will alleviate the additional man-hours required to upload all this data on a regular basis. The project will prioritize electrical and gas meters for the largest consuming facilities and then address lesser consuming facilities and water metering as funds are available. The total project budget is \$1,525,000. Funds are available from 2011 Bureau of Building Energy Discretionary Funds (\$1,525,000).

10. **MSU** - Approved the initiation of **GS 105-351, YMCA Renovation**, and the appointment of Belinda Stewart Architects as the design professional. The project is intended to totally renovate the existing YMCA Building. The work will include exterior restoration, interior restoration, ADA accessibility, code compliance, mechanical, plumbing, electrical, and furnishings. The total project budget is \$9.8 million. Funds are available from S.B. 2913, Laws of 2013 (\$9.8 million).
11. **MSU** -Approved the initiation of **GS 105-352, Pre-Planning Addition to Mitchell Memorial Library**. The project is intended to pre-plan the construction of an addition to the Mitchell Memorial Library above the 1970 addition. This project will include architectural, structural, mechanical, plumbing, electrical, and required furnishings. The project will consist of approximately 20,000 new additional square feet. The total project budget is \$200,000. Funds are available from S.B. 2913, Laws of 2013 (\$200,000).
12. **MVSU** - Approved the initiation of **GS 106-250, James Hall Emergency Repairs**, and the appointment of Shafer and Associates Architects as the design professional. This project will facilitate the housing of students that will be displaced from Edna Horton Residence Hall. Structural failure occurred on Edna Horton in which a large section of exterior brick collapsed along the perimeter of the residence hall and has created an emergency situation which prohibited the continued occupancy of this structure. This occurrence has created a housing shortage for female students. The university intends to repair James Hall (an existing offline dormitory) to serve as housing for these female students. The project will address the repair and replacement of the primary building transformer, existing HVAC /plumbing system components, fire alarm system repair, fire sprinklers, interior millwork and finishes. James Hall is an existing building that was last occupied in 2008. The building was taken offline for deferred capital repair, but repairs were not completed due to a lack of funding. The Board also approved the request to use funding that will place the building back into operation in effort to house students that will be displaced as a result of the structural issues associated with Edna Horton residence hall. The total project budget is \$3,241,505. Funds will be made available through a transfer from the following sources: Bureau of Buildings Discretionary, GS# 106-240 Leflore Hall Bath Renovations via S.B. 2988, Laws of 2003 (\$137,385); S.B. 1641 Laws of 2008 (\$209,167); S.B. 3100 Laws of 2011 (\$162,029); H.B. 1722 Laws of 2009 (\$951,782); H.B. 246 Laws of 2007 (\$655,567); S.B. 2851, Laws of 2013 (\$695,833); Bureau of Building Discretionary Funds (\$429,742).
13. **UM** - Approved the initiation of **GS 107-312, Meek Hall HVAC Renovation**, and the appointment of Corbett Legge Associates as the design professional. Meek Hall is the home of the Department of Art. The curriculum mandates that several media types reside in this building, which includes

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- ceramics, painting, and wood crafts. As techniques, materials, and air quality standards have changed over the years, the old, outdated air exhaust systems have not maintained an acceptable indoor environment for the occupants of the building. The project will include the installation of two (2) cartridge type dust collectors, associated equipment foundations / supports and industrial ventilation duct, a new make-up air unit, multiple exhaust fans, associated ductwork, hydronic piping, hydronic pumps, heat exchangers, HVAC controls and electrical modifications necessary to accommodate the new equipment. The total project budget is \$1,350,000. Funds are available from S.B. 2913, Laws of 2013 (\$1,350,000).
14. **UM** - Approved the appointment of JH&H Architects as the design professional for **IHL 207-355, Garland, Hedleston, and Mayes Hall Renovation**. The project was initiated with the Board on January 19, 2012. The university selected the design professional using the “Request for Qualifications” method. The project will renovate Garland, Hedleston, and Mayes Halls to include new mechanical and electrical systems, barrier-free accessibility, weather proofing the building’s exterior, and completion of the interiors upgrade. Garland, Hedleston, and Mayes were built in 1938 as men’s dormitories. Currently these three Neo-Georgian buildings sit empty in the west-central part of campus. They are strong examples of their architectural style. However, over the years housing needs have changed and their low floor-to-floor heights and tight structural bay sizes have made them unsuitable for today’s student needs. The buildings are not viable for housing but are still appropriate for academic or administrative use. While the interiors have deteriorated, they are structurally sound. It is necessary to completely replace the mechanical, electrical, fire protection, and plumbing systems. The total project budget is \$14 million. Funds are available from Internal R&R (\$14,000,000).
15. **UM** - Approved the initiation of **IHL 207-373, Faser Hall Second Floor Skills Lab Renovation**, and the appointment of Cooke Douglass Farr Lemons Architects and Engineers as the design professional. The School of Pharmacy will renovate a portion of the second floor for use as a simulation laboratory. The laboratory will provide a training environment including autonomic patients and simulated experiences for prescriptive, patient, and clinical activities. The renovation will include HVAC, communication, and electrical systems replacement within the project boundaries. Renovated HVAC subsystems will be independent of the remaining second floor services. The total project budget is \$1.5 million. Funds are available from Internal R&R (\$1.5 million).
16. **UMMC** - Approved the initiation of **IHL 209-548, School of Medicine Utilities**, and the appointment of Cooke Douglass Farr Lemons Architects and Engineers+ Eley, A Joint Venture, as the design professional. This project will provide for the relocation and replacement of existing utilities and the addition of new utility-infrastructure systems as required by the proposed construction of the new School of Medicine building being designed under Bureau of Buildings project GS #109-210. All design fees and construction expenses have been provided through the Bureau project. The award of MDA funding requires that UMC administer the Contract for this phase of the overall project and that the funds be used for infrastructure work only. The total project budget is \$10 million. Funds are available from MDA/CDBG #R-103-950-01-KED (\$10 million).
17. **UMMC** - Approved the request to increase the project budget from \$14,500,000 to \$35,500,000 for an increase of \$21,000,000 for **GS 109-210, School of Medicine**. The Board also approved the request to revise the funding sources of the project to include S.B. 3100, Laws of 2011 and S.B. 2913, Laws of 2013 and the exterior design. The rendering of the exterior is included in the bound

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*August 15, 2013 Board Working File.* The project is currently in the design phase. This is the second budget escalation request made for this project by the university. The project was initially funded by a \$10 million MDA/CDBG grant to the School of Medicine. Due to the university receiving funding through S.B. 2913, Laws of 2013, the MDA/CDBG grant will be removed from this project as a funding source and will be administered through a new university project (IHL #209-548 School of Medicine Utilities). The project will include planning and construction of a new 138,000 GSF classroom building to house the School of Medicine. The facility will include lecture halls, classrooms, clinical skills area, training center, teaching labs, offices and student support spaces. Funds are available from S.B. 3100, Laws of 2011 (\$4,500,000) and S.B. 2913, Laws of 2013 (\$31,000,000).

18. **USM** - Approved the request to increase the project budget from \$1.5 million to \$30 million for an increase of \$28.5 million for **GS 108-261, School of Nursing Building**. The Board also approved the request to change the funding sources of the project to include federal grants, S.B. 2913, Laws of 2013 and private donations. Further, the Board approved the request to define the scope of the project to include design, construction, furnishing and equipping of a new 84,682 square foot facility for the College of Nursing. The facility will include classrooms, labs, administrative space, faculty and staff offices as well as food service and other support spaces. The facility will be located on Montague Blvd and Ross Blvd in accordance with the approved campus master plan. Funds are available from Federal Grant #C76HF15020-01-00 (\$1,506,780); Federal Grant #C76HF20718-01-00 (\$2,722,500); S.B. 2913, Laws of 2013 (\$20,000,000); and Private Donations (\$5,770,720).
19. **UMMC** - Approved the request to increase the project budget from \$35,932,000 to \$43,032,000 for an increase of \$7,100,000. The Board also approved the request to revise the funding sources of the project to include Memory Impairment and Neurodegenerative Dementia (MIND) Center Funds in addition to the original UMC Grants, EBC, and NIST funding sources. The project is currently in the design phase. This is the first budget escalation request made for this project by the university. The project will include the development and construction of a new research facility on the UMMC campus in compliance with the UMMC Master Plan 2010, to support ongoing research and development of integrated medical research. The original design was based on a facility to provide for 2 completed floors and 6 shelled floors and did not include completed space for the MIND Center. The original facility design was 222,000 gross square feet with eight (8) floors of which two (2) would be finished floors. The revised facility design of 116,000 gross square feet will provide for four (4) completed floors with two (2) shelled floors for future expansion and will be supported by site development. The current facility design will provide for a Basement level Vivarium and Mechanical Room, a Research incubator center /Admin. Floor, a MIND Center Floor, one completed Laboratory Floor and two shelled Laboratory Floors. The revised/escalated budget is based on an updated Programming Phase with the overall building size, footprint and floor layouts adjusted to provide for the most efficient and economic use of space for the users noted above. Funds are available from EBC 2012 Bond Issue (\$5,000,000); Cancer Institute (\$5,000,000) NIST Grant 60NANB8D8121 Funds (\$19,832,000); MIND Center (\$7,500,000); and EBC Bonds-Pending (\$5,700,000).
20. **DSU** - Approved the request to delete Cafeteria Apartments from inventory and demolish them. Cafeteria Apartments have been taken off-line and needs to be demolished to make way for future building projects and landscaping improvements to the campus. Cafeteria Apartments consist of 30 units that were constructed in 1960 for married student housing. The apartments have been vacant

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for about two years and have fallen into a state of disrepair. Rehabilitating the apartments would not be cost effective for the university. If these buildings are left standing they would present additional costs for the university and pose risk management issues. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.

21. **DSU** - Request to grant a perpetual, non-exclusive easement and right of way to Cable One Inc. to provide reasonable access to the DSU campus for the purpose of installing cable and other equipment in the property at such places and along such paths as the Company reasonably may choose, along with the right of reasonable pedestrian and vehicular ingress and egress to the property including without limitation, access to all utility easements, trenches, rights of way and common areas for the purposes of construction, installation, operation, maintenance, and removal of a cable television system, and to provide cable services for all units at the property who desire such services. The agreement shall be perpetual and shall remain in effect for the duration of the Bulk Bill Agreement and for the duration of all extensions or renewals of the Bulk Bill Agreement. Owner will have the right to terminate the easement and rights granted in the agreement should the company fail to use the easement or the property for nine (9) months. The Attorney General's Office has reviewed and approved this item. **(THIS ITEM WAS MOVED TO THE REGULAR REAL ESTATE AGENDA.)**
22. **MSU** - Approved the exterior design of the proposed Chi Omega Sorority House. A copy of the rendering is included in the bound *August 15, 2013 Board Working File*. The project is currently in the design phase. The existing Chi Omega House is approximately 17,000 square feet. The project will renovate existing square footage and add approximately another 14,300 square feet to bring the total square footage of the facility to approximately 31,300 square feet.
23. **MSU** - Approved the request to delete Building 2167, Golf Course Storage, from inventory and demolish it. This structure sits on the frontage of Mississippi Highway 182 at the entrance to the MSU Golf Course and is very aesthetically unpleasing. The planned use for this area in the future is a new clubhouse for the MSU Golf teams, which would improve the property dramatically. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.
24. **UM** - Approved the request to sell 0.68 acres of land located in Oxford, Mississippi, and grant temporary construction easements to the State of Mississippi, Mississippi Department of Transportation (MDOT). The Board also approved the receipt of reimbursements for damages to existing improvements. The total appraised value of the offer is \$210,575. Since the property is being sold to the State of Mississippi (MDOT) and complies with the requirements established in Miss. Code Ann. §29-1-1, the Board has granted an exception to Board Policy 707.01 Land, Property and Service Contracts and Board Policy 905(A) Real Estate Management to allow the university to obtain only one appraisal for the sale of university properties instead of two as required in the policy. The total appraised value of the offer is \$210,575 consisting of the following components: \$40,855 - Sale of 0.68 acres of Right-of-Way (ROW) along the east and west sides of Old Taylor Road and the "Kudzu" parking lot; \$11,770 - Reimbursement for the loss of 6 Kudzu lot parking spaces; \$41,925 - Damages to existing Kudzu parking lot; \$4,350 - A 0.26 acre temporary construction easement for the ingress and egress to the Southside parking lot; \$96,250 - A 5.77 acre temporary easement to construct and utilize a detour road through the Whirlpool property; and \$15,425 - Damages to existing Whirlpool improvements. The intersections of Old

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Taylor Road and Highway 6/278 have unmanageable automobile congestion and bicyclists and pedestrians crossing the bridge. MDOT is scheduled to construct roundabouts on Old Taylor Road at the north and south sides of the Highway 6/278 bridge and to add a pedestrian bridge to the existing bridge. The intersection of Old Taylor Road and Old Taylor Place will also be moved north of the new northern roundabout. This project is currently in the land appraisal and acquisition phase and MDOT has appraised and formally offered the payments to the university associated with property and access needed to complete the project. These items are listed in the bound *August 15, 2013 Board Working File*. A copy of the property description and all legal documentation are on file with the Office of Real Estate and Facilities. The Attorney General's Office has reviewed and approved this item.

25. **USM** - Approved the request to delete the Old Administration Building on the Gulf Park Campus from inventory and demolish it and to memorialize the location of the building. The building stands shuttered in the center of the Gulf Park campus, abandoned since its destruction during Hurricane Katrina. As part of a "memo of understanding" with the Department of Archives and History, FEMA, funds for this building were reallocated to the Hardy Hall Storm Damage Repair project, and this building would be eligible for demolition upon substantial completion of Hardy Hall. The building was built in the 1920's as one of the original buildings for the Gulf Park College for Women. The Gulf Park Administration Building served as office and instructional space since USM acquired the property in 1970. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.
26. **USM** - Approved the request to delete the Baker Properties, Sherwood Apartments, and Westwood Apartments from inventory and demolish them. *Baker Properties:* These houses are located at 203 and 207 North 35<sup>th</sup> Avenue in Hattiesburg and are denoted as buildings 230 and 231 on inventory. These properties were purchased after obtaining IHL approval at the August 2012 Board Meeting. They have been vacant since the purchase. The university plans to use the properties as space for future growth and needs to demolish the houses to allow for future growth while reducing university risk and insurance premiums on the properties. *Sherwood Apartments:* These apartments are located at 3405, 3407, and 3409 Pearl Street in Hattiesburg and are denoted as buildings 227, 228, and 229 on inventory. This property was purchased by the university after obtaining IHL approval at the August 2012 Board Meeting. They have been vacant since that purchase and are an eye sore along a major campus corridor. The university plans to use the properties as space for future growth and needs to demolish the apartments, which are in poor condition, to allow for future growth while reducing university risk and insurance premiums on the properties. *Westwood Apartments:* These apartments are located at North 34<sup>th</sup> and Pearl Street in Hattiesburg and are denoted as buildings 225 and 226 on inventory. This property was purchased by the university after obtaining IHL approval at the August 2012 Board Meeting. They have been vacant since that purchase. The space will be utilized to provide replacement parking for the spaces that will be lost when construction begins on the new College of Nursing. The parking remediation is a planning principle established in the current University Master Plan. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the Office of Real Estate and Facilities.

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**LEGAL**

27. **UMMC** - Approved the request to hire Bradley, Arant, Boult, Cummings, LLP to advise on healthcare regulatory and compliance matters, healthcare administrative hearings and general healthcare related matters. The contract period will be September 1, 2013 through August 31, 2014. The hourly rate would be \$215 per hour up to and not to exceed a total maximum contract amount of \$50,000. The Attorney General has approved this item.
28. **UMMC** - Approved the request to hire Jones, Walker, Waechter, Poitevent, Carrere & Denegre, LLP to provide legal services related to its Educational Building Corporation (EBC). The contract period will be November 1, 2013 through October 31, 2014. The hourly rate would be \$225 per hour up to and not to exceed a total maximum contract amount of \$25,000. The Attorney General has approved this item.
29. **USM** - Approved the request to renew the contract with Mary Ann Connell, Cal Mayo, and the firm of Mayo Mallette, as outside counsel to perform services as necessary and render legal advice in the practice areas of higher education law, employment law, First Amendment matters, academic tenure, student affairs, OFCCP, Title IX, NCAA compliance, disability law, and athletics. The request includes the use of any and all attorneys employed by the firm, at the discretion of Mary Ann Connell and Cal Mayo, whose experience and expertise is required to assist in the representation of the University pursuant to the agreement. The hourly rate to be charged will be \$165.00 per hour for attorneys and \$65.00 per hour for the time expended by paralegals. The approval will be for a period of time beginning on September 1, 2013, and expiring on August 31, 2014. The maximum amount budgeted for payment would be \$40,000. The renewal of the agreement has been approved by the Attorney General.
30. **USM** - Approved the employment of Butler, Snow, O'Mara, Stevens and Cannada, PLLC, as outside counsel to assist the university in various legal matters. The approval was for a term of one year from July 1, 2012, through June 30, 2013, with a total amount payable under the arrangement not to exceed \$50,000. Due to the volume of patent and trademark filings during the year, amounts due and payable to the law firm for the period of service under the contract will exceed \$50,000. The University, accordingly, requests Board approval to increase the total amount payable under the previously approved contract to \$60,000. The Attorney General has approved this item.

31. **PERSONNEL REPORT**

**EMPLOYMENT**

**Alcorn State University**

Carl Cunningham, Jr.; Vice President for Student Success and Enrollment Management; salary of \$99,300, per annum, pro rata; E&G Funds; effective August 19, 2013

**Delta State University**

*Rehired retirees making more than \$20,000 who are on contract during FY2014*

- Kent Wyatt; *former position:* President; *re-employment position:* President Emeritus; *re-employment period:* July 1, 2013 to June 30, 2014; annual salary of \$59,000
- A.C. Prewitt; *former position:* Assistant Director of Physical Plant; *re-employment position:* Facilities Engineer; *re-employment period:* July 1, 2013 to June 30, 2014; annual salary of \$22,604

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- Linda Ross; *former position*: Director of the H.L. Nowell Union; *re-employment position*: Director of the H.L. Nowell Union; *re-employment period*: July 1, 2013 to June 30, 2014; annual salary of \$24,693
- Gloria Brister; *former position*: Chair of Speech and Hearing Sciences and Assistant Professor; *re-employment position*: Assistant Professor, Emeritus; *re-employment period*: July 1, 2013 to June 30, 2014; annual salary of \$40,000
- James Robinson; *former position*: Professor of History; *re-employment position*: Adjunct Instructor in History; *re-employment period*: July 1, 2013 to June 30, 2014; annual salary of \$30,000
- Jean Grantham; *former position*: Adjunct Faculty, Chief Nurse for Delta Hills Public Health District III, MS State Department of Health; *re-employment position*: Instructor in Nursing (Part-time); *re-employment period*: August 15, 2013 to June 30, 2014; annual salary of \$33,800

**Mississippi State University**

John A. Hamilton, Jr; Associate Vice President, Research and Economic Development, and Professor of Computer Science and Engineering; salary of \$215,000, per annum, pro rata; E&G funds; hired with tenure, effective August 1, 2013 (*Also reported under Tenure Section below.*)

**Mississippi University for Women**

*Rehired retirees making more than \$20,000 who are on contract during FY2014*

- Linda Cox; *former position*: Emeritus Professor of Nursing, Tupelo RN-BSN; *re-employment position*: Emeritus Professor of Nursing, Tupelo RN-BSN; *re-employment period*: July 1, 2013 to June 30, 2014; annual salary of \$37,415
- Bobby Fuller; *former position*: Assistant Professor of Education; *re-employment position*: Assistant Professor of Education; *re-employment period*: August 16, 2013 to May 16, 2014; annual salary of \$26,235
- Joyce Hunt; *former position*: Professor of Management; *re-employment position*: Professor of Management; *re-employment period*: August 16, 2013 to May 16, 2014; annual salary of \$31,715

**Mississippi Valley State University**

- Danielle Blackwell; Assistant Vice President, University Advancement; salary of \$70,000, per annum, pro rata; E & G funds; effective June 17, 2013
- Kenneth L. Done; Assistant Provost for On-line and Extended Education, salary of \$95,000, per annum, pro rata; E & G funds; effective June 22, 2013
- Ogonnaya Elechi; Chair/Associate Professor for the Department of Criminal Justice, salary of \$95,000, per annum, pro rata; E & G funds; hired with tenure; effective August 15, 2013 (*Also reported under Tenure Section below.*)

**CHANGE OF STATUS**

**Alcorn State University**

Emanuel Barnes, *from* Director of Admissions and Recruiting; salary of \$82,800, per annum, pro rata; E&G Funds; *to* Deputy Provost for Student Services; no salary change; effective August 1, 2013

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**Jackson State University**

- Thomas C. Calhoun, *from* Interim Associate Vice President for Academic Affairs and Professor of Sociology; salary of \$125,000 per annum, pro rata; E&G Funds; *to* Associate Vice President of Academic Affairs and Professor of Sociology; salary of \$135,000, per annum, per rata; E&G Funds; effective July 1, 2013
- Deborah F. Dent, *from* Interim Vice President for Information Management; salary of \$157,000 per annum, pro rata; E&G Funds; *to* Vice President for Information Management; no salary change; effective August 1, 2013
- Loretta A. Moore, *from* Associate Vice President for Research and Scholarly Engagement; salary of \$150,000 per annum, pro rata; E&G Funds; *to* Interim Vice President for Research & Federal Relations; salary of \$165,000, per annum, per rata; E&G Funds; effective July 2, 2013

**Mississippi State University**

Jon P. Rezek, *from* Associate Dean and Professor, Finance and Economics; salary of \$87,924 per annum, pro rata; E&G Funds; *to* Interim Associate Vice President and Interim Executive Director, International Education; salary of \$140,000.00 per annum, pro rata, E&G Funds; effective July 16, 2013

**Mississippi Valley State University**

Joyce A. Dixon, *from* Assistant Vice President of Business and Finance; salary of \$96,660 per annum, pro rata E & G funds; *to* Interim Vice President of Business and Finance/CFO; salary of \$120,000 per annum, pro rata; E & G funds; effective July 1, 2013

**IHL Executive Office**

John Pearce *from* Interim Associate Commissioner for Finance and Administration; salary of \$135,795 per annum, pro rata; E&G Funds; *to* Associate Commissioner for Finance and Administration; no salary change; effective August 15, 2013

**SEPARATION OF EMPLOYMENT**

**Alcorn State University**

Juan McCullum, Assistant Vice President for Student Life; resignation effective August 7, 2013

**TENURE**

*Promotions where noted.*

**Mississippi State University**

*Twelve-month contract effective August 1, 2013*

John A. Hamilton, Jr., Associate Vice President, Research and Economic Development, and Professor of Computer Science and Engineering (*New hire with tenure; twelve-month contract*)

**Mississippi Valley State University**

*Nine-month contracts effective August 15, 2013 for new faculty and August 19, 2013 for continuing faculty*

- Ogbonnaya Elechi; Chair/Associate Professor for the Department of Criminal Justice (*New hire with tenure*)

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- Latonya Garner, Assistant Professor, Department of Mathematics, Computer Information and Science
- Tracy Mims, Associate Professor, Department of Social Work
- Loraine Woods, Assistant Professor, Department of Mathematics, Computer Information and Science

**University of Southern Mississippi**

*Nine-month contracts with an effective date of August 19, 2013*

- David Holt, *promotion* to Associate Professor, Department of Geography and Geology
- Kelley Stricklin, *promotion* to Associate Professor, Department of Curriculum Instruction and Special Education

**EMERITUS STATUS**

**University of Mississippi Medical Center**

- G. Rodney Meeks; Professor Emeritus of Obstetrics and Gynecology
- Glen Graves; Professor Emeritus of Pediatrics
- Craig J. Lobb, Professor of Microbiology

**ACADEMIC AFFAIRS**

Presented by Trustee Robin Robinson, Chair

On motion by Trustee Robinson, seconded by Trustee Parker, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Academic Affairs Agenda. On motion by Trustee Robinson, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously approved agenda item #2.

1. **Belhaven University** - In accordance with (a) and (b), Miss. Code (1991 Supp. § 37-129-1, et seq., the Board approved the request for Stage I Application – declaration of intent/need to establish a program of professional nursing for Belhaven University. Belhaven University has completed the first stage in a three stage process for establishing a registered nursing program. A completed application for Stage I has been submitted which declares their intent and provides supportive evidence of the need for a Baccalaureate Degree Nursing Program with two program options: BSN (pre-licensure); RNBSN (post-licensure). The application includes approval from the institutions’ governing board, establishment of a local advisory committee, evidence of obtaining professional advice from qualified nurse educators, substantive evidence of need for establishment of a new program, current institutional catalog, philosophy/mission and goals of the institution, vision and purpose for establishing a new nursing program, evidence of full institutional accreditation, educational, physical and fiscal resources (budget), sources for potential students, nursing programs within a fifty-mile radius, data on potential qualified faculty, availability of supporting academic courses, and a tentative timeline for development and implementation of the nursing program. Notice of Belhaven University’s intent/need to establish a new professional nursing program was posted on the IHL website, providing an avenue for public comments and questions. Nursing deans and directors were given an opportunity to provide feedback regarding the proposed BSN and

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RNBSN program. A recommendation of approval of Stage I allows the institution to progress to Stage II, establishment of the nursing program, which includes development of the curriculum, hiring a program director, faculty and staff, submission of reports, and a site visit by IHL.

2. **JSU** - Approved the request to transfer the Master's and Doctorate Academic Programs within the College of Public Service's School of Policy and Planning from JSU's Universities Center campus to JSU's Downtown campus, located at 101 Capitol St., Jackson, MS (the "101 Building"). The School of Policy and Planning is made up of the Department of Public Policy and Administration, the Department of Urban and Regional Planning, and the Urban Studies Program. The School offers an undergraduate degree in Urban Studies, and master's degrees in Public Policy and Administration and Urban and Regional Planning. Doctorate degrees are offered in Public Administration and Urban and Regional Planning. The following Master's and Doctorate programs within the School of Policy and Planning will be transferred:

The School of Policy and Planning - Interim Executive Director, Dr. Ricardo Brown

- a. Urban and Regional Planning Programs - Interim Program Director, Dr. Mukesh Kumar.  
1) Ph.D. Program, Urban and Regional Planning and 2) M.A. Program, Urban and Regional Planning- (Planning Accreditation Board accredited-PAB)

*Note: The Urban Studies undergraduate degree program will remain at its current location and not be transferred to the 101 Building.*

- b. Public Policy and Administration Programs - Interim Program Director, Dr. Johnny Gilleylen, Sr. 1) Ph.D. Program, Public Administration and 2) M.P.P.A. Program, Public Policy and Administration- (National Association of Public Affairs and Administration Accredited- NASPPA).

The JSU Downtown location will enable JSU and IHL to take graduate level courses and degrees more accessible to professionals already working in downtown Jackson. The close proximity of this location to the State Capitol, City Hall and government and business offices will offer enormous opportunities for students in the School of Policy and Planning to interact with our political and business leaders. There will be occasions to observe State policy-makers and government leaders in action.

## **ANNOUNCEMENTS**

- Commissioner Bounds announced that the Jackson State University Madison Campus is nearing the enrollment of 400 students due in part to the leadership of Dr. Carolyn Meyers, President of Jackson State University.
- Trustee Robinson announced there will be a common corps professional development meeting with the post-secondary faculty and deans on September 26-27, 2013 led by Dr. Susan Lee, IHL Director of Academic Affairs.

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**FINANCE AGENDA**

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve agenda items #1 - 4 on the Finance Agenda. **AGENDA ITEM #5 WAS MOVED TO THE EXECUTIVE SESSION AGENDA.**

1. **DSU** - Approved the agreement with Cable One Inc. for basic cable television services for approximately 896 television hook-ups at various locations on the DSU campus. In addition, Cable One will make *as needed* service calls for the repair and maintenance of the cable system. The agreement is for five (5) years beginning approximately September 1, 2013 through August 31, 2017. After the initial five (5) year term, the agreement will automatically be extended by one (1) year terms unless either party provides notice of non-renewal at least 180 days prior to the end of the then current term. The total estimated cost for the five (5) year term is \$378,796. DSU will pay a monthly rental rate of \$6,838.80 for 984 units in Year 1 of the agreement. The number of units provided to DSU will be reduced from 984 to 896 beginning in Year 2 of the agreement and continuing on throughout the remainder of the term. Beginning on September 1, 2014 and on each September 1<sup>st</sup> thereafter for the length of the contract, the monthly rental payment for the 896 units will increase by 9% over the monthly rental payment for the preceding year. On average, DSU will pay \$8.32 per connection per month of the agreement in order to provide basic cable services to the campus. A breakdown of monthly and yearly costs is included in the bound *August 15, 2013 Board Working File*. Funds are available from E & G funds and Auxiliary funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office. In connection with this agreement, DSU is requesting approval to grant an easement and right of way to Cable One for the purpose of installing, operating and maintaining cable and other associated equipment. There is one related item included on the Regular Real Estate agenda below.
2. **MSU** - Approved the resolution of the MSU Educational Building Corporation (EBC) to clarify and amend the Board's resolutions for April 19, 2012 and March 21, 2013 for the EBC to issue bonds. The Board previously approved a Resolution for the EBC on April 19, 2012 with a maximum aggregate principal amount of \$82,000,000 for the purpose of financing improvements to Davis Wade Stadium and to refund all or a portion of up to \$50,000,000 of commercial paper. The university has \$29,000,000 in commercial paper outstanding as of July 1, 2013. Subsequently, on March 21, 2013 the Board approved a Resolution to issue revenue bonds with a maximum aggregate principal amount of \$75,000,000 to provide moneys to refund all or a portion previously authorized bond issues is to include: 1) Series 2004 (205-191, Power Generation Facilities Project), 2) Series 2004-A (205-207, Residence Hall and Refunding), and 3) Series 2005 (205-195 Residence Hall and Campus Improvement Project). At that time, the Board approved Jones, Walker, Waechter, Poitevant, Carrere, and Denegre, LLP as Bond Counsel, Morgan Stanley & Company, LLC with Raymond James & Associates as Underwriters, First Southwest as Financial Advisors, and Hancock Bank as Trustee and Escrow Agent. The Board also approved Regions Bank to serve as the trustee and escrow agent (replacing Hancock Bank as previously approved in March 2013). A schedule of uses of funds is included in the bound *August 15, 2013 Board Working File*. Long-term bonds will be issued with maturities up to 30 years. Currently the refunding is scheduled to refund the principal of bonds with maturities ranging from 2015 to 2035. MSU will issue up to a maximum of \$157 million par value in fixed rate bonds covering EBC resolutions approved by the Board in April 2012

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and March 2013. Funds are available from EBC revenue from both new and continuing operation of existing projects. The bond documents have been reviewed and approved by the Attorney General's Office.

3. **UMMC** - Approved the request to establish a policy to authorize and define the criteria for granting waivers of out-of-state tuition to university students within the Schools of Nursing, Health Related Professions, and Graduate Studies in the Health Sciences. More specifically, this policy will be implemented to include out-of-state tuition waivers as authorized, effective July 1, 2012, through the amendment to Miss. Code Ann. § 37-103-25 (3). This policy reflects, and shall be construed in conformity with, the *Policies and Bylaws* of the Board of Trustees of State Institutions of Higher Learning (IHL) and with Mississippi statutory law, including Miss. Code Ann. § 37-103-25, as amended. This policy shall be effective upon approval by IHL and UMMC with individual waivers becoming applicable as of the date approved by the university unless a later time is indicated below. The following list of proposed out-of-state waivers will be authorized in addition to those currently in existence by virtue of prior statutory law and IHL Board Policy. All waivers are contingent upon the student's submission of timely and adequate proof of having met the applicable criteria, and awarding of any such waiver will be determined on a case-by-case basis. A) School of Nursing (SON) - Graduate level applicants must be residents of contiguous states (AL, AR, LA and TN). Exceptions will be considered on a case-by-case basis by the dean. Waivers will be equal to 100% of the then in-effect non-resident surcharge. B) School of Health Related Professions (SHRP) - Applicants must be residents of contiguous states (AL, AR, LA and TN). Exceptions will be considered on a case-by-case basis by the dean. Waivers will be equal to 100% of the then in-effect non-resident surcharge. C) School of Graduate Studies in the Health Sciences (SGSHS) - Applicants to a Ph.D. program with baccalaureate degree who meet established admission criteria. Waivers will be equal to 100% of the then in-effect non-resident surcharge. With each incoming class the credentials and criterion will be reviewed and modified as needed to achieve financial sustainability and the desired results. These reviews will be conducted by the Office of the Associate Vice Chancellor of Academic Affairs and approved by the UMMC Council of Deans. These newly create waivers would become effective for the 2014-15 academic year. Students receiving waivers during their first year must maintain a specified GPA, and must continue to meet the additional criteria making them eligible to automatically renew the waiver. The enrollment statistics of the most recent SHRP, SON and SGSHS classes indicates that non-resident students in these programs make up a relatively small percentage of the programs student body (1.8%, 3.4% and 21.2% respectively). Through these new non-resident waiver policies, UMMC hopes to attract a greater number of non-resident students to the programs. UMMC estimates that they could reasonably collect an additional \$1.75 million of tuition revenue over a five-year period from new non-resident students attracted to the university by these policies. This is above and beyond what non-resident surcharge revenue that would have ordinarily been collected. The policy and supporting financial projections provided have been reviewed and approved by Board Staff and counsel.
4. **MSU** - Approved the request to enter into an agreement with the City of Starkville, Mississippi, for the use and operation of a 450 space parking garage. The Board granted the Commissioner and the Board President the authority to approve on behalf of the Board of Trustees any changes to this agreement which are required by the project lenders but which do not alter the essential terms of the agreement. Any changes that do alter the essential terms of the agreement will be submitted to the Board for approval. As part of this project, MSU will lease approximately 1.67 acres to the City of

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Starkville for 10 years for the construction of the 450 space parking garage. (See item #2 above.) The City of Starkville will allow MSU unrestricted access to use and operate the parking garage. MSU will use the parking garage to enter into a lease with Cooley Center, LLC and/or its affiliated companies to provide parking for the Marriot Courtyard Hotel and to provide parking for the public. Except on MSU football game days and other special events involving the Cooley Center, MSU will reserve a reasonable number of parking spaces in the garage for use by the public. The term of the ground lease from MSU to the City of Starkville will be for ten years beginning on the date the lease is executed by both parties. The term of the use and operation agreement for the parking garage will start on the date the garage is ready for operation and will end with the expiration of the ground lease. MSU will operate and maintain the parking garage at its own expense. Any profit generated from the parking garage will be shared equally between MSU and the City of Starkville for the operational life of the garage. MSU and the City of Starkville will work together to use any such profit on projects that benefit both the city and the university. This agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office. *(This item was moved from the consent agenda.)*

5. **UMMC** - Request approval of a series of lease related contracts between UMMC and Grenada County, MS, a validly existing political subdivision of the State of MS acting through its Board of Supervisors (the "County"), and Grenada Lake Medical Center (GLMC), a community hospital owned by Grenada County, MS. The initial request is for an Agreement to Lease as well as a Management Support Services Agreement for the performance of administrative and management support services at the facility to be leased. Both of these agreements run concurrently for four (4) months, beginning on September 1, 2013 and ending on December 31, 2013. The subsequent Lease Agreement allows UMMC to lease GLMC on a continuing basis, beginning on January 1, 2014. This agreement will stay in effect for a minimum of twenty (20) years, with a maximum contract length of fifty (50) years if three (3) ten year optional renewals are exercised. UMMC is requesting approval for all fifty (50) years, which will run through December 31, 2063. The purpose in leasing GLMC is to allow UMMC to offer placements for more medical students and residents, expand telemedicine services, and enhance medical care for the residents of Grenada and surrounding counties as part of UMMC's mission to improve healthcare for all Mississippians. UMMC has proposed leasing GLMC for the amount of their existing long-term debt, approximately \$35.5 million as of September 1, 2013. This includes principal payments of \$24.34 million, with the remainder being interest costs paid over the full debt term. Annual long-term debt payments will range between \$1.875 million and \$2.139 million. GMLC's current debt obligation has a variable interest rate component. First southwest, who serves as UMMC's financial advisor on this transaction is supportive of this relationship, but is recommending that GLMC convert the current debt instrument into a fixed rate issue in the near future. It is estimated that it will take 6 - 18 months to identify and implement a fixed-rate refinancing debt structure. In addition, UMMC will be responsible for the following: 1) A rental payment equal to the annual property insurance premiums for the leased property. 2) Should future decisions dictate that GLMC issue additional capital improvement debt, UMMC's annual rent will be mutually adjusted to augment GLMC's retirement of the new debt. 3) At its own expense, UMMC will maintain all parts and equipment of the Lease Facility in good order and repair. 4) UMMC will also be responsible for all utilities that arise out of the operation, possession or use of the Lease Facility. 5) During the management period, UMMC will also assume all obligations, covenants and agreements for existing leases of

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GLMC, or has the right to negotiate new leases subject to separate approval of the IHL Board in accordance with Board Policy. 6) UMMC will also be responsible for all utilities that arise out of operation, possession or use of the Lease Facility. 7) During the management period, UMMC will also assume all obligations, covenants and agreement for existing leases of GLMC, or has the right to negotiate new leases subject to separate approval of the IHL Board in accordance with Board Policy. UMMC is expected to contribute approximately \$10 to \$12 million initially to serve as working capital for the newly lease operations. Once the lease begins operation, these funds will be fully recouped as soon as patient revenues are earned and received. During the management period of these agreements, UMMC will be paid \$26,000 per month by GLMC in consideration UMMC's provision of management services. This provision will end upon the execution of the long-term Lease Agreement. Funds are available from patient revenues. The Agreement to Lease, management Support Agreement and Lease between UMMC and Grenada County, MS/Grenada Lake Medical Center (GLMC) which have been reviewed and approved by the Attorney General's Office are on file at the Board Office. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

**REAL ESTATE AGENDA**

Presented by Trustee Hal Parker, Chair

On motion by Trustee Cummins, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #2 as submitted on the following Real Estate Agenda. On motion by Trustee Robinson, seconded by Trustee Parker, all Trustees legally present and participating voted unanimously to approve agenda item #3.

1. **SYSTEM** - Approved the prioritized list of proposed 2014 Facilities Needs requests for the 2014 Legislative Session as prepared by each individual institution. These lists of campus priorities were developed in the same manner as last year's lists, with each university determining the top ten ranking priorities of their respective campus. **(See Exhibit 1.)**
2. **MSU** - Approved the request to lease approximately 1.67 acres to the City of Starkville for 10 years for the construction of an approximately 450 space parking garage and to allow the Commissioner and Board President to approve any changes to the contract which are required by the project lenders and which do not change the essential terms of the contract without further Board approval. Any changes which do impact the essential terms of the contract will be submitted to the Board for consideration. This lease is part of the development of the Mill at MSU Conference Center approved as item #4 on the Regular Finance Agenda above. The lease is between Mississippi State University of Agriculture and Applied Sciences (MSU) and the City of Starkville, MS for a period of ten (10) years for 1.67 acres. The City of Starkville is obligated to construct a parking garage containing approximately 450 spaces on the Real Property in accordance with plans and specifications approved by MSU, within two (2) years following the date that is the latter of: (i) the effective date of the lease; or (ii) the date of the City's receipt of written approval by MSU of the plans and specifications. No construction shall begin until MSU approves the plans and specifications in writing. After submittal of the plans and specifications, MSU shall have thirty (30) days to either approve or request changes to the plans and specifications. To the extent MSU does not request changes to the plans and specifications, such requested changes shall not cause the total cost of the project to exceed \$8,000,000 available for the project from Community Development

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Block Grant Funds. At the expiration of the term, the City of Starkville shall surrender the Real Property in the improved and renovated condition required by the lease. The City of Starkville's obligation to observe or perform this covenant shall survive the expiration or other termination of this lease. Should the City of Starkville fail to remedy any break within the time period contained, MSU shall have the right to terminate this lease after thirty (30) days written notice to the City of Starkville. The Attorney General's Office has reviewed and approved this item.

3. **DSU** - Approved the request to grant a perpetual, non-exclusive easement and right of way to Cable One Inc. to provide reasonable access to the DSU campus for the purpose of installing cable and other equipment in the property at such places and along such paths as the Company reasonably may choose, along with the right of reasonable pedestrian and vehicular ingress and egress to the property including without limitation, access to all utility easements, trenches, rights of way and common areas for the purposes of construction, installation, operation, maintenance, and removal of a cable television system, and to provide cable services for all units at the property who desire such services. The agreement shall be perpetual and shall remain in effect for the duration of the Bulk Bill Agreement and for the duration of all extensions or renewals of the Bulk Bill Agreement. Owner will have the right to terminate the easement and rights granted in the agreement should the company fail to use the easement or the property for nine (9) months. The Attorney General's Office has reviewed and approved this item. (*This item was moved from the Consent Agenda.*)

**LEGAL AGENDA**

Presented by Trustee Doug Rouse, Chair

On motion by Trustee Robinson, seconded by Trustee Patterson, all Trustees legally present and participating voted unanimously to approve agenda items #1 and #10 as submitted on the following Legal Agenda. On motion by Trustee Rouse, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda item #11. On motion by Trustee Rouse, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda items #12 - #13. On motion by Trustee Patterson, seconded by Trustee Robinson, all Trustees legally present and participating voted unanimously to approve agenda items #14 - #16. On motion by Trustee Blakeslee, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to approve agenda item #17. On motion by Trustee Rouse, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to move agenda items #18 - #21 to the Executive Session Agenda.

On motion by Trustee Blakeslee, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve agenda item #22. On motion by Trustee Robinson, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously to approve agenda item #23.

1. **ASU** - Approved the request for Marcus Ward to serve as the legislative liaison for the university in compliance with Board Policy 201.0506 Political Activity.
2. **DSU** - Approved the request for Dr. Michelle Roberts to serve as the legislative liaison for the university in order to comply with Board Policy 201.0506 Political Activity.
3. **MSU** - Approved the request for John A. Tomlinson to serve as the legislative liaison for the university in compliance with Board Policy 201.0506 Political Activity.
4. **MVSU** - Approved the request for Dr. Alfred Rankins, Jr. to serve as one of the legislative liaisons for the university in compliance with Board Policy 201.0506 Political Activity.

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5. **MVSU** - Approved the request for Danielle Blackwell to serve as one of the legislative liaisons for the university in order to comply with Board Policy 201.0506 Political Activity.
6. **UM** - Approved the request for Mr. Perry Sansing, Associate General Counsel and Special Assistant to the Chancellor for Governmental Affairs, to serve as the legislative liaison for the university in compliance with Board Policy 201.0506 Political Activity.
7. **UMMC** - Approved the request for Tara Mounger to serve as one of the legislative liaison for the university in compliance with Board Policy 201.0506 Political Activity.
8. **UMMC** - Approved the request for retroactive approval of Candice Whitfield to serve as one of the legislative liaisons for the university for 2013 and for the coming year in order to comply with Board Policy 201.0506 Political Activity.
9. **USM** - Approved the request for Chad Driskell to serve as the legislative liaison for the university in compliance with Board Policy 201.0506 Political Activity.
10. **SYSTEM** - Approved the request for Kim Gallaspy to serve as the legislative liaison in order to comply with Board Policy 201.0506 Political Activity.
11. **MSU** - Approved the request to enter into a one-year contract with Cornerstone Government Affairs, LLC, for assistance in pursuing government affairs and business objectives, including monitoring and lobbying of legislation of interest to Mississippi State during the regular session of the Mississippi Legislature, and additional services throughout the year. The contractual flat fee is \$40,000. The fee will be paid with private funds by the MSU Foundation. Cornerstone's client list and the proposed contract are included in the bound *August 15, 2013 Board Working File*.
12. **USM** - Approved the request to continue the agreement with Capitol Resources LLC, in Jackson, MS, to provide state lobbying and government relations and consulting services in Mississippi in the amount of \$60,000 annually plus the reasonable reimbursement of travel expenses. The contract would be funded by self-generated funds. The client list and proposed contract for Capitol Resources are included in the bound *August 15, 2013 Board Working File*.
13. **USM** - Approved the request to continue the agreement with Joe Gill Consulting LLC, in Ocean Springs, MS, to provide state lobbying and government relations and consulting services in Mississippi pertaining to the Gulf Coast Research Laboratory in an amount not to exceed \$38,000 annually plus the reimbursement of reasonable expenses. The contract would be funded by self-generated funds. The client list and proposed contract for Joe Gill Consulting are included in the bound *August 15, 2013 Board Working File*.
14. **MSU** - Approved the request for Federal Solutions, LLC, to continue to lobby on behalf of the university outside the State of Mississippi in compliance with Board Policy 201.0506 Political Activity.
15. **UM and UMMC** - Approved the request for BGR Governmental Affairs, LLC, a Washington D.C. based firm, to continue to lobby on behalf of UM and UMMC outside the State of Mississippi in compliance with Board Policy 201.0506 Political Activity.
16. **USM** - Approved the request for Cassidy & Associates, Inc., in Washington, D.C., to continue to lobby on behalf of the university outside the State of Mississippi in compliance with Board Policy 201.0506 Political Activity.
17. **MSU** - Approved the request to enter into an Affiliation Agreement between Mississippi State University and Mississippi State University Research and Technology Corporation ("MSU-RTC"). MSU-RTC is a non-profit entity that was created and exists pursuant to Section 37-147-15 of the Mississippi Code Annotated (1972). This agreement is designed to govern the relationship between

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the university and MSU-RTC by setting forth the terms and conditions under which the university will provide certain support and services for the MSU-RTC and MSU-RTC will provide certain support and services for and on behalf of the university. The term of the agreement will be from September 1, 2013 through August 31, 2017. A copy of the proposed agreement is included in the bound *August 15, 2013 Board Working File*. The Attorney General's Office has reviewed and approved this agreement.

18. **MSU** - Settlement of an IHL Self-Insured Workers' Compensation Claim No. 55-0003848-1. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
19. **UM** - Settlement of an IHL Self-Insured Workers' Compensation Claim No. 55-0003924-1. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
20. **UMMC** - Settlement of Tort Claim No. 1871 James McGrew. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
21. **UMMC** - Settlement of Tort Claim No. 1706 Pearlie Lang. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**
22. **UM** - Approved the request for Tom Eppes, Chief Communications Officer and Noel Wilkin, Associate Provost and Professor of Pharmacy Practice to serve as voting members on the University of Mississippi Research Foundation Board of Directors in order to comply with Board Policy 301.0806 B. University Foundation / Affiliated Entity Activities. These two university employees will replace two other university employees who are rotating off the Board. The IHL Board granted approval for the two university employees rotating off of the Foundation Board to serve as voting members. This would continue to provide the university with four (4) voting members on the Board. The primary function of this Board is to provide leadership for the development of university owned land for Insight Park. Because it is university land, it is important that the university maintain a high degree of control, particularly during the early stages of development.
23. **SYSTEM** - Approved for final reading the proposed changes to 201.0302 Procedures for Changing Board Policies and Adopting New Policies, 201.0303 Procedures for Altering, Amending or Repealing Board Bylaws or Adopting New Bylaws, and 301.0510 Meeting Rules of Order as follows.

201.0302                    Procedures for Changing Board Policies and Adopting New Policies

The adoption of new policies or changing existing policies is solely the responsibility of the Board. It is important that sufficient time be given to permit further study and to give interested parties an opportunity to react; therefore, no new policies nor policy revisions introduced for the first time shall be adopted until a subsequent meeting. A vote in favor of adopting new policies or changing existing policies for first reading shall require the affirmative vote of at least seven members of the Board. A vote in favor of the final approval of a new policy or of changes to existing policies shall also require an affirmative vote of at least seven members of the Board. The Board may temporarily approve a policy to meet emergency conditions. However, discussion and a final vote must be taken before the policy shall be formally adopted.

(BT Minutes, 5/90; 1/98; 3/2011)

201.0303    Procedures for Altering, Amending or Repealing Board Bylaws or Adopting New Bylaws

These bylaws may be altered, amended or repealed and new bylaws may be adopted ~~by a majority vote of~~ with a vote in favor of same by at least seven members of the Board at any regular Board meeting or at any special Board meeting when the proposed amendment has been set out in the notice of such meeting.

(BT Minutes, 5/90; 1/98; 3/2011)

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301.0510 MEETING RULES OF ORDER

Meetings of the Board and its committees shall be conducted in accordance with controlling statutes and applicable bylaws, regulations, or policies. In the absence of such statutes, bylaws, regulations, or policies, meetings shall be conducted in accordance these rules and *Robert's Rules of Order*. The Board's Meeting Rules of Order are as follows:

- A. Presiding Officer  
The President of the Board shall be the presiding officer at official Board functions. In his or her absence, the Vice President of the Board shall preside. In the absence of both, the President of the Board may appoint a President Pro Tempore to preside at a Board function. For committee meetings, the chair of the subject committee shall be the presiding officer. In his or her absence, the President of the Board, who is an ex officio member of all committees, shall preside.
- B. Convening Meetings  
The Board and its committees shall convene at the times and places announced by public notice and as required by law, policy, or Board action.
- C. Quorums, Agenda, Rulings of the Presiding Officer, and Delay
  - 1. Quorums  
A quorum for the transaction of business shall be a minimum of eight members of the Board. For committees, a quorum shall be a majority of the members. No business may be transacted without the presence of a quorum.
  - 2. Agenda  
The agenda for each Board and committee meeting shall be submitted to the members and published by the Office of the Commissioner of Higher Education prior to each meeting. Proposed agenda items arriving after the deadline for submission to the Commissioner may only be added by a two-thirds (2/3) vote of the members present. This requirement will apply to consideration of all agenda items including recommendations by Board committees in instances where agenda items relating to such recommendations are not submitted prior to the deadline.

The formal agenda will consist of items submitted on behalf of the various institutions and the Board offices. The deadline for the submission of agenda items by the institutions shall be set by the Commissioner. A Board member may notify the Commissioner that an item should be placed on the agenda. Unless otherwise specified on the face of an agenda item, the submission of an agenda item for Board approval by an Institutional Executive Officer or the Commissioner reflects the Institutional Executive Officer's or Commissioner's determination that: (1) the proposed action is authorized by all applicable laws, (2) all requirements of State law and Board policy relating thereto have been met prior to submission of the item, and, (3) adequate funds are available and have been identified for any expenditures authorized thereunder. The form of agenda items will be determined by the Commissioner. The deadline for submission of agenda items by a member of the Board that are to be included on an agenda shall be two days before the date of official meeting. The Commissioner may refer agenda items to appropriate Board committees for consideration. However, no committee's approval is required before Board consideration of any agenda item or matter.

Agenda Item Placement

The presiding officer may move items up or down the agenda with a two-thirds (2/3) vote by the members present.

- 3. Delay of Board Consideration  
Any member may request a delay in consideration of an agenda item from one meeting to the next,

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but no agenda item may be so delayed more than once by any member. Such a request shall not be granted if there is a vote to proceed by the lesser of (a) two-thirds (2/3) of the members legally present or (b) by seven (7) Board members legally present.

D. Motion to Suspend Policies, Bylaws or Rules

A member may move to suspend any policies, bylaws or rules. A motion to suspend shall state the matter of business to be considered, must be properly seconded, and shall fail without a vote in favor of same by at least seven members unless a majority of the Board votes in favor of suspension.

(BT Minutes, 5/90; 2/98; 11/2005; 4/2012)

**INFORMATION AGENDA**

Presented by Commissioner Hank M. Bounds

**ACADEMIC AFFAIRS**

1. **SYSTEM** - Annual Report on Faculty Tenure. In 2006-2007, IHL institutions hired 203 tenure track faculty members. During the 2012-2013 academic year, 118 (58%) were awarded tenure from the 2006-2007 cohort. A detailed breakdown by institution is included in the bound *August 15, 2013 Board Working File*.
2. **SYSTEM** - In accordance with Board Policy 403.0103 Post-Tenure Review, the 2012 post-tenure review report is presented to the Board for information. In 2011–2012, 99% of full-time faculty received an annual evaluation. Forty-four faculty members were triggered for a post tenure review. Two faculty members are participating in a faculty development plan. A detailed breakdown by institution is included in the bound *August 15, 2013 Board Working File*.
3. **SYSTEM** - In accordance with Board Policy 510 Awarding of Degrees and in lieu of a July Board meeting, on July 9, 2013 the Commissioner granted approval to award degrees in August 2013 at the levels below, provided each candidate has met all degree requirements.

| Institution                                     | Degree to be Conferred                     | Number | Subtotal | Total |
|---|--|--------|----------|-------|
| <b>Mississippi State University</b>             |  |        |          |       |
| <i>College of Agriculture and Life Sciences</i> |  |        |          |       |
|   | Bachelor of Landscape Architecture         | 4      |          |       |
|   | Bachelor of Science                        | 25     |          |       |
|   | Master of Landscape Architecture           | 1      |          |       |
|   | Master of Science                          | 12     |          |       |
|   | Doctor of Philosophy                       | 3      |          |       |
|   |  |        | 45       |       |
| <i>College of Architecture, Art, and Design</i> |  |        |          |       |
|   | Bachelor of Architecture                   | 1      |          |       |
|   | Bachelor of Fine Arts                      | 1      |          |       |
|   | Bachelor of Science                        | 6      |          |       |
|   |  |        | 8        |       |
| <i>College of Arts and Sciences</i>             |  |        |          |       |
|   | Bachelor of Arts                           | 41     |          |       |
|   | Bachelor of Science                        | 45     |          |       |
|   | Bachelor of Social Work                    | 1      |          |       |
|   | Master of Arts                             | 7      |          |       |
|   | Master of Public Policy and Administration | 2      |          |       |

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| <b>Institution</b>                           | <b>Degree to be Conferred</b>              | <b>Number</b> | <b>Subtotal</b> | <b>Total</b> |
|--|--|---------------|-----------------|--------------|
|  | Master of Science                          | 60            |                 |              |
|  | Doctor of Philosophy                       | 4             |                 |              |
|  |  |               | 160             |              |
| <b><i>College of Business</i></b>            |  |               |                 |              |
|  | Bachelor of Business Administration        | 32            |                 |              |
|  | Master of Business Administration          | 15            |                 |              |
|  | Master of Science Information Systems      | 1             |                 |              |
|  | Doctor of Philosophy                       | 1             |                 |              |
|  |  |               | 49              |              |
| <b><i>College of Education</i></b>           |  |               |                 |              |
|  | Bachelor of Science                        | 30            |                 |              |
|  | Master of Arts in Teaching                 | 1             |                 |              |
|  | Master of Arts in Teaching Secondary       | 6             |                 |              |
|  | Master of Science                          | 23            |                 |              |
|  | Master of Science Instructional Technology | 1             |                 |              |
|  | Educational Specialist                     | 4             |                 |              |
|  | Doctor of Philosophy                       | 3             |                 |              |
|  |  |               | 68              |              |
| <b><i>College of Engineering</i></b>         |  |               |                 |              |
|  | Bachelor of Science                        | 8             |                 |              |
|  | Master of Science                          | 10            |                 |              |
|  | Master of Engineering                      | 2             |                 |              |
|  | Doctor of Philosophy                       | 13            |                 |              |
|  |  |               | 33              |              |
| <b><i>College of Forest Resources</i></b>    |  |               |                 |              |
|  | Bachelor of Science                        | 1             |                 |              |
|  | Master of Science                          | 8             |                 |              |
|  |  |               | 9               |              |
| <b><i>College of Veterinary Medicine</i></b> |  |               |                 |              |
|  | Bachelor of Science                        | 1             |                 |              |
|  | Master of Science                          | 1             |                 |              |
|  | Doctor of Philosophy                       | 1             |                 |              |
|  |  |               | 3               |              |
| <b><i>School of Accountancy</i></b>          |  |               |                 |              |
|  | Bachelor of Accountancy                    | 5             |                 |              |
|  | Master of Professional Accountancy         | 1             |                 |              |
|  | Master of Taxation                         | 2             |                 |              |
|  |  |               | 8               |              |
|  |  |               |                 | <b>383</b>   |
| <b>Mississippi University for Women</b>      |  |               |                 |              |
| <b><i>Undergraduate</i></b>                  |  |               |                 |              |
|  | Bachelor of Arts                           | 11            |                 |              |
|  | Bachelor of Fine Arts                      | 2             |                 |              |
|  | Bachelor of Science                        | 37            |                 |              |
|  | Bachelor of Science in Nursing             | 131           |                 |              |
|  | Bachelor of Teaching                       | 3             |                 |              |
|  |  |               | 184             |              |
| <b><i>Graduate</i></b>                       |  |               |                 |              |
|  | Master of Education                        | 4             |                 |              |
|  | Master of Fine Arts                        | 1             |                 |              |

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| <b>Institution</b>                        | <b>Degree to be Conferred</b>                       | <b>Number</b> | <b>Subtotal</b> | <b>Total</b> |
|---|---|---------------|-----------------|--------------|
|   | Master of Science                                   | 5             |                 |              |
|   | Master of Science in Nursing                        | 32            |                 |              |
|   |   |               | 42              |              |
|   |   |               |                 | <b>226</b>   |
| <b>University of Mississippi</b>          |   |               |                 |              |
| <i>Undergraduate</i>                      |   |               |                 |              |
| <i>College of Liberal Arts</i>            |   |               |                 |              |
|   | Bachelor of Arts                                    | 184           |                 |              |
|   | Bachelor of Science                                 | 8             |                 |              |
|   |   |               | 192             |              |
| <i>School of Engineering</i>              |   |               |                 |              |
|   | Bachelor of Science in Chemical Engineering         | 1             |                 |              |
|   | Bachelor of Science in Civil Engineering            | 3             |                 |              |
|   | Bachelor of Science in Computer Science             | 1             |                 |              |
|   | Bachelor of Science in Mechanical Engineering       | 3             |                 |              |
|   | Bachelor of Science in Geological Engineering       | 7             |                 |              |
|   | Bachelor of Engineering                             | 1             |                 |              |
|   | Bachelor of Science                                 | 1             |                 |              |
|   |   |               | 17              |              |
| <i>School of Education</i>                |   |               |                 |              |
|   | Bachelor of Arts in Education                       | 5             |                 |              |
|   |   |               | 5               |              |
| <i>School of Pharmacy</i>                 |   |               |                 |              |
|   | Pharmaceutical Sciences                             | 107           |                 |              |
|   |   |               | 107             |              |
| <i>School of Business</i>                 |   |               |                 |              |
|   | Bachelor of Business Administration                 | 141           |                 |              |
|   |   |               | 141             |              |
| <i>School of Accountancy</i>              |   |               |                 |              |
|   | Bachelor of Accountancy                             | 79            |                 |              |
|   |   |               | 79              |              |
| <i>School of Applied Sciences</i>         |   |               |                 |              |
|   | Bachelor of Science in Criminal Justice             | 58            |                 |              |
|   | Bachelor of Science in Exercise Science             | 42            |                 |              |
|   | Bachelor of Science                                 | 62            |                 |              |
|   | Bachelor of Social Work                             | 85            |                 |              |
|   | Bachelor of Arts in Parks and Recreation Management | 14            |                 |              |
|   | Bachelor of Paralegal Studies                       | 9             |                 |              |
|   |   |               | 270             |              |
| <i>School of Journalism and New Media</i> |   |               |                 |              |
|   | Bachelor of Arts in Journalism                      | 4             |                 |              |
|   |   |               | 4               |              |
| <i>General Studies</i>                    |   |               |                 |              |
|   | Bachelor of General Studies                         | 56            |                 |              |
|   |   |               | 56              |              |
| <i>Graduate School</i>                    |   |               |                 |              |
|   | Master of Accountancy                               | 31            |                 |              |
|   | Master of Arts                                      | 22            |                 |              |
|   | Master of Business Administration                   | 25            |                 |              |
|   | Master of Criminal Justice                          | 5             |                 |              |

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| <b>Institution</b>                              | <b>Degree to be Conferred</b>          | <b>Number</b> | <b>Subtotal</b> | <b>Total</b> |
|---|--|---------------|-----------------|--------------|
|   | Master of Education                    | 51            |                 |              |
|   | Master of Fine Arts                    | 1             |                 |              |
|   | Master of Music                        | 2             |                 |              |
|   | Master of Science                      | 14            |                 |              |
|   | Master of Taxation                     | 5             |                 |              |
|   | Specialist in Education                | 10            |                 |              |
|   | Doctor of Philosophy                   | 28            |                 |              |
|   |  |               | 194             |              |
|   | <b><i>Law School</i></b>               |               |                 |              |
|   | Juris Doctor                           | 4             |                 |              |
|   |  |               | 4               |              |
|   |  |               |                 | <b>1069</b>  |
| <b>University of Mississippi Medical Center</b> |  |               |                 |              |
|   | <b><i>Undergraduate</i></b>            |               |                 |              |
|   | Bachelor of Science in Nursing         | 71            |                 |              |
|   | Bachelor of Science in Health Sciences | 13            |                 |              |
|   |  |               | 84              |              |
|   | <b><i>Graduate/Professional</i></b>    |               |                 |              |
|   | Master of Health Sciences              | 11            |                 |              |
|   | Master of Science in Nursing           | 2             |                 |              |
|   | Master of Sciences                     | 2             |                 |              |
|   | Doctor of Nursing Practice             | 1             |                 |              |
|   | Doctor of Philosophy                   | 8             |                 |              |
|   | Doctor of Physical Therapy             | 8             |                 |              |
|   | Doctor of Occupational Therapy         | 1             |                 |              |
|   |  |               | 33              |              |
|   |  |               |                 | <b>117</b>   |
| <b>System Total</b>                             |  |               |                 |              |
|   |  |               |                 | <b>1795</b>  |

**FINANCE**

4. **SYSTEM** - At the June 20, 2013 Board meeting, the Board delegated to the Commissioner and Board President the joint authority to approve two (2) UM agenda items and one (1) USM agenda item on behalf of the Board in between the June and August 2013 Board meeting and to require any such approvals to be reported to the Board as information items on the August 2013 Board agenda. In accordance with the above authority, the Commissioner and Board President approved the following items.
  - a. **UM** – In July 2013, the Commissioner and Board President approved the request to contract with Aetna Student Health for student health insurance for its graduate assistants and international students. Both groups are required either by university policy or federal immigration law to maintain health insurance. This is a one-year agreement, beginning August 15, 2013 and ending August 14, 2014. Student premiums equal \$1.9 million (est.) annually. Premiums are generally paid by the students; however, UM anticipates supplementing the students cost by about \$700,000 annually with funds coming from E&G sources for graduate assistants for service-time to the university.

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- b. **UM** – In July 2013, the Commissioner and Board President approved the request to enter into an agreement with TEXLA to lease apartments for international students enrolled in their Intensive English Program (IEP). These students have historically had a difficult time finding suitable housing (UM residence hall options are already over capacity). UM partnership agreements require that the university provides housing for these students. The student’s international status often makes it difficult for them to secure housing in the Oxford market close to campus. This is a one year agreement with (2) one-year renewals that would provide UM off-campus housing for between 200 and 250 IEP students annually. The agreement would begin August 1, 2013 and extend through July 31, 2016 if both renewals are exercised. The annual cost to UM ranges from \$1,136,480 in Year 1 to \$1,205,692 in Year 3. Total costs for all three years would equal \$3,512,746. The breakeven occupancy for Fall and Spring at the annual rate of \$4,800 is 237 students, not including the Summer term which anticipates around 50 students. Summer term students will bring down the occupancy requirement for breakeven in Fall and Spring terms. UM is requesting approval for all three years.
- c. **USM** – In July 2013, the Commissioner and Board President approved the request for the Mississippi Information Technology Services Office, on behalf of USM, to enter into an agreement with ERP Analysts, Inc. to purchase maintenance and support for USM’s PeopleSoft Application and Oracle database software. This is a three-year agreement with a total cost to USM of \$2,025,687.82. The MS-ITS Board approved the selection of ERP Analysts, Inc. as vendor at their recent July 18<sup>th</sup> meeting. Contract negotiations between MS-ITS and the vendor will now take place with a new contract finalized and commencing by August 1<sup>st</sup>.

**REAL ESTATE**

5. **SYSTEM** - The Board received the Real Estate items that were approved by the Board staff subsequent to the June 20, 2013 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

**LEGAL**

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

**ADMINISTRATION/POLICY**

7. **SYSTEM** - The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.
- a. **MSU** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 6, 2013, the Commissioner approved the request to enter into a long term lease agreement with Kappa Alpha Chapter of Phi Mu Fraternity House Corporation (Lessee) for the lease property in Sorority Hills Subdivision, Mississippi State University, MS. The land will be used as the site of Lessee’s new sorority house. Upon execution by the parties, the lease term will run for a fifty (50) year period, from on or about June 1, 2013 through May 31, 2063. The agreement may be renewed for

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an additional period of time upon notice to MSU and the payment of a \$25 rental fee. Lessee will pay MSU a nominal rent fee of \$50. In addition, Lessee is subject to certain requirements and payment of all utility, sewer, landscape, communication, inspection and maintenance services. This agreement may be terminated upon mutual agreement of the parties. The Executive Office legal staff have reviewed and approved the contract documents which are on file at the Board Office.

- b. **MSU** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 6, 2013, the Commissioner approved the request to enter into a long term lease agreement with Alpha Delta Pi International Housing, Inc. and the Mississippi State University Chapter of Alpha Delta Pi (Lessee) for the lease of Lot #12, Sorority Hills Subdivision, Mississippi State University, MS. The land will be used as the site of Lessee’s new sorority house. Upon execution by the parties, the lease term will run for a fifty (50) year period, from on or about June 1, 2013 through May 31, 2063. Lessee will pay MSU a nominal fee of \$50 for the lease of the property. In addition, Lessee is subject to certain construction requirements and, payment of all utility, sewer, landscape, communication, inspection and maintenance services. This agreement may be terminated upon mutual agreement of the parties. The Executive Office legal staff have reviewed and approved the contract documents which are on file at the Board Office.
- c. **MSU** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 17, 2013, the Commissioner approved the request to extend its existing lease agreement with the Mississippi Department of Environmental Quality (MDEQ). This agreement is for the lease of 100 square feet of office space at the MSU Delta Research and Extension Center, located in Stoneville, Mississippi. A lease with MDEQ for this space was previously approved by the Commissioner in March 2012 and entered into for a twelve (12) month period – September 1, 2012 to August 31, 2013. The lease extension will expire August 31, 2014. MSU will receive \$200 monthly for the lease of the space, or, \$2,400 for the twelve (12) month term. The university, as Lessor, will provide utilities, janitorial and maintenance services for the premises. The executive office legal staff have reviewed and approved the contract documents which are on file at the Board Office.
- d. **MUW** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On June 14, 2013, the Commissioner approved the budget revisions to the On Campus and Auxiliary budgets for Fiscal Year 2013. The Executive Office financial staff have reviewed and approved these revisions which are on file at the Board Office. The budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories.
- e. **UMMC** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 14, 2013, the Commissioner approved a Reagent Rental Program (RRP) Attachment with Hologic, Inc. (Hologic) for

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equipment used in performing genetic serology screening procedures. The Attachment will be governed by the same Sale Agreement that was approved by the IHL Board at the October 2012 meeting. The RRP Attachment is for the provision of molecular equipment to be used by UMMC's main clinical laboratory for performing genetic screening procedures in an effort to identify those patients who are at risk of developing thrombosis. The lease will run for an initial three (3) year term. At UMMC's option, the agreement may be extended for two (2) additional one (1) year periods upon sixty (60) days written notice to Hologic, and receipt of Commissioner approval. UMMC will pay \$1,219.75 per month for the lease of the equipment. The total cost for the initial three (3) year term is \$43,911.13. At the end of the lease term UMMC has the option of purchasing the equipment at a purchase price of fair market value. The agreement is funded by patient revenues. The Executive Office legal staff have reviewed and approved the documents which are on file at the Board Office.

- f. **USM** - In accordance with Board Policy 707.01 Land, Property, and Service Contracts, "The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000." On July 10, 2013, the Commissioner approved the request to enter into revenue generating lease agreement with Yellowhammer Intellectual Property Group PLLC (Lessee), a technology based company. This agreement is for the lease of approximately 150 square feet of office space in USM's Accelerator Building. The area, Space No. 209, is to be used as office space for Lessee's staff. The lease term will run for an initial one (1) year period beginning on the date the agreement is signed and will be extended for up to four additional one (1) year terms unless written notice of termination is given by either party at least sixty (60) days prior to the end of the then current lease term. In return for the lease of the designated space, USM will receive an annual rent payment of \$3,000 or, a total of \$15,000 for the five (5) year lease term. The university, as Lessor, will provide utilities, janitorial services and routine maintenance services for the premises. The Executive Office legal staff have reviewed and approved the contract documents which are on file at the Board Office.
- g. **USM** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On June 10, 2013, the Commissioner approved the budget revisions to On Campus, Gulf Coast Campus, and Gulf Coast Research Lab budgets for Fiscal Year 2013. The Executive Office financial staff have reviewed and approved these revisions which are on file at the Board Office. The budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories.

**ANNOUNCEMENTS**

- President Bob Owens announced that the Board Retreat will be on September 18-19, 2013 in the Jackson, MS area.
- Commissioner Hank Bounds announced that Mr. John Pearce's title has been changed from Interim Associate Commissioner of Finance and Administration to Associate Commissioner of Finance and Administration.

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Administration. Dr. Bounds also introduced Ms. Sharon Smith, IHL Administrative Assistant in the IHL Department of Legal Affairs.

- Trustee Alan Perry thanked the IHL staff members who worked over-time in order to prepare for the August 12, 2013 Special Called Board Meeting and who worked on the UMMC Grenada Lake agenda item.
- Dr. Al Rankins, Acting President of Mississippi Valley State University, introduced Ms. Joyce Dixon, Interim Chief Financial Officer at MVSU.

**FINANCE COMMITTEE REPORT**

Wednesday, August 14, 2013

The meeting was brought to order by Chairman Alan Perry at approximately 2:00 p.m.

1. On motion by Trustee Patterson, seconded by Trustee Rouse, all Committee members legally present and participating voted unanimously to recommend approval of Finance Consent Agenda items #1 - #3 (1. ASU agreement with Coca-Cola Company, 2. MSU agreement with the City of Starkville; 3. UMMC agreements with Mobile Medic Ambulance Service, Inc. d/b/a American Medical Response, Epic Systems Corporation, Magnolia Exterminating, LLC and Select Specialty Hospital - Jackson, MS, respectively).
2. On motion by Trustee Perry, seconded by Trustee Patterson, all Committee members legally present and participating voted unanimously to recommend approval of Finance Regular Agenda items #1 (DSU agreement with Cable One, Inc.).
3. On motion by Trustee Perry, seconded by Trustee Patterson, all Committee members legally present and participating voted unanimously to recommend approval of Finance Regular Agenda items #2 (MSU resolution to amend and clarify bond resolutions previously approved by the Board in April 2012 and March 2013 and to replace trustee).
4. On motion by Trustee Perry, seconded by Trustee Patterson, all Committee members legally present and participating voted unanimously to recommend approval of Finance Regular Agenda items #3 (UMMC residency and out-of-state tuition waiver policy).
5. Executive Session  
On motion by Trustee Perry, all Committee members legally present and participating voted unanimously to close the meeting to determine the need for an executive session. On motion by Trustee Perry, seconded by Trustee Rouse, all Committee members legally present and participating voted unanimously **to go into Executive Session** for the reason reported to the public and stated in these minutes: Discussion of a prospective series of lease related agreements at one of the public universities.  
During Executive Session, the Committee discussed a prospective series of lease related agreements at one of the public universities. **No action was taken.**  
On motion by Trustee Perry, seconded by Trustee Pickering, all Committee members legally present and participating voted unanimously to return to Open Session.
6. On motion by Trustee Cummins, seconded by Trustee Pickering, all Committee members legally present and participating voted unanimously to adjourn.

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Committee members attending the meeting were: Mr. Alan Perry (Chair), Ms. Karen Cummins, Mr. Aubrey Patterson, Ms. Christy Pickering, Ms. Robin Robinson, and Dr. Doug Rouse. Others Trustees attending the meeting were: Mr. Ed Blakeslee, Dr. Ford Dye, Mr. Shane Hooper, and Mr. C.D. Smith.

**REAL ESTATE COMMITTEE REPORT  
Wednesday, August 14, 2013**

The meeting was brought to order by Chairman Hal Parker at approximately 3:30 p.m.

1. On motion by Trustee Parker, seconded by Trustee Smith, all Committee members legally present and participating voted unanimously to recommend approval of Regular Real Estate Agenda item #1 (Facilities Needs Request for 2014 Legislative Session).
2. On motion by Trustee Parker, seconded by Trustee Cummins, all Committee members legally present and participating voted unanimously to recommend approval of Regular Real Estate Agenda item #2 (MSU ground lease to the City of Starkville for the construction of a parking garage).
3. The Committee received a presentation about UMMC's construction project Meridian at Fondren Development.
4. Executive Session  
On motion by Trustee Cummins, seconded by Trustee Pickering, all Committee members legally present and participating voted unanimously to close the meeting to determine the need for an executive session. On motion by Trustee Cummins, seconded by Trustee Smith, all Committee members legally present and participating voted unanimously to go into Executive Session for the reason reported to the public and stated in these minutes: Discussion of a prospective lease agreement at one of the public universities.  
During Executive Session, the Committee discussed a prospective lease agreement at one of the public universities. **No action was taken.**  
On motion by Trustee Cummins, seconded by Trustee Pickering, all Committee members legally present and participating voted unanimously to return to Open Session.
5. On motion by Trustee Blakeslee, seconded by Trustee Smith, all Committee members legally present and participating voted unanimously to adjourn.

Committee members attending the meeting were: Mr. Hal Parker (Chair), Mr. Ed Blakeslee, Ms. Karen Cummins, Ms. Christy Pickering, and Mr. C.D. Smith. Others Trustees attending the meeting were: Mr. Aubrey Patterson, Ms. Robin Robinson, and Dr. Doug Rouse.

**EXECUTIVE SESSION**

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

Discussion of three prospective real property leases, two at one public university and one series lease related agreements at another public university;

**MINUTES OF THE BOARD OF TRUSTEES OF  
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Discussion of four litigation matters at three of the public universities; and  
Discussion of a personnel matter at one of the public universities.

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

On motion by Trustee Hooper, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously to grant the commissioner, the President and the Chair of the Finance Committee the authority to approve two emergency real property leases with Mississippi Valley State University for student housing. Any approved leases will be reported to the Board at the next Board meeting.

On motion by Trustee Perry, seconded by Trustee Blakeslee, all Trustees legally present and participating voted unanimously to approve a series of lease related contracts between UMMC and Grenada County, MS, a validly existing political subdivision of the State of MS acting through its Board of Supervisors (the "County"), and Grenada Lake Medical Center (GLMC), a community hospital owned by Grenada County, MS. The initial request is for an Agreement to Lease as well as a Management Support Services Agreement for the performance of administrative and management support services at the facility to be leased. Both of these agreements run concurrently for four (4) months, beginning on September 1, 2013 and ending on December 31, 2013. The subsequent Lease Agreement allows UMMC to lease GLMC on a continuing basis, beginning on January 1, 2014. This agreement will stay in effect for a minimum of twenty (20) years, with a maximum contract length of fifty (50) years if three (3) ten year optional renewals are exercised. UMMC is requesting approval for all fifty (50) years, which will run through December 31, 2063. The purpose in leasing GLMC is to allow UMMC to offer placements for more medical students and residents, expand telemedicine services, and enhance medical care for the residents of Grenada and surrounding counties as part of UMMC's mission to improve healthcare for all Mississippians. UMMC has proposed leasing GLMC for the amount of their existing long-term debt, approximately \$35.5 million as of September 1, 2013. This includes principal payments of \$24.34 million, with the remainder being interest costs paid over the full debt term. Annual long-term debt payments will range between \$1.875 million and \$2.139 million. GLMC's current debt obligation has a variable interest rate component. First southwest, who serves as UMMC's financial advisor on this transaction is supportive of this relationship, but is recommending that GLMC convert the current debt instrument into a fixed rate issue in the near future. It is estimated that it will take 6 - 18 months to identify and implement a fixed-rate refinancing debt structure. In addition, UMMC will be responsible for the following: 1) A rental payment equal to the annual property insurance premiums for the leased property. 2) Should future decisions dictate that GLMC issue additional capital improvement debt, UMMC's annual rent will be mutually adjusted to augment GLMC's retirement of the new debt. 3) At its own expense, UMMC will maintain all parts and equipment of the Lease Facility in good order and repair. 4) UMMC will also be responsible for all utilities that arise out of the operation, possession or use of the Lease Facility. 5) During the management period, UMMC will also assume all obligations, covenants and agreements for existing leases of GLMC, or has the right to negotiate new leases subject to separate approval of the IHL Board in accordance with Board Policy. 6) UMMC will also be responsible for all utilities that arise out of operation, possession or use of the Lease Facility. 7) During the management period, UMMC will

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also assume all obligations, covenants and agreement for existing leases of GLMC, or has the right to negotiate new leases subject to separate approval of the IHL Board in accordance with Board Policy. UMMC is expected to contribute approximately \$10 to \$12 million initially to serve as working capital for the newly lease operations. Once the lease begins operation, these funds will be fully recouped as soon as patient revenues are earned and received. During the management period of these agreements, UMMC will be paid \$26,000 per month by GLMC in consideration UMMC's provision of management services. This provision will end upon the execution of the long-term Lease Agreement. Funds are available from patient revenues. The Agreement to Lease, management Support Agreement and Lease between UMMC and Grenada County, MS/Grenada Lake Medical Center (GLMC) which have been reviewed and approved by the Attorney General's Office are on file at the Board Office.

On motion by Trustee Dye, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1706 styled as *Pearlie Lang vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Perry, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1871 styled as *James McGrew vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Rouse, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Claim #55-0003924-1 styled as, *Delma J. Rossell v. UM*, as recommended by counsel.

On motion by Trustee Blakeslee, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Claim #55-0003848-1 styled as, *Jeffery Fulce v. MSU*, as recommended by counsel.

Discussion of a personnel matter at one of the public universities. **No action was taken.**

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

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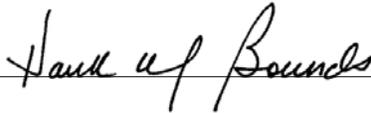
**ADJOURNMENT**

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



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President, Board of Trustees of State Institutions of Higher Learning



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Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
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**EXHIBITS**

- |           |  |
|-----------|--|
| Exhibit 1 | Facilities Needs Requests for 2015 for the 2014 Legislative Session.                                       |
| Exhibit 2 | Real Estate items that were approved by the IHL Board staff subsequent to the June 20, 2013 Board meeting. |
| Exhibit 3 | Report of the payment of legal fees to outside counsel.  |

# EXHIBIT 1

August 15, 2013

## Facilities Needs Requests for FY 2015 2014 Legislative Session

| University | University Priority | Project Description  | Request Per Project | Total By University |
|------------|---------------------|--|---------------------|---------------------|
| ASU        | 1                   | Technology Classroom Building                                | \$16,975,000        |                     |
|            | 2                   | ADA Modifications  | \$10,850,000        |                     |
|            | 3                   | Campus Security Project                                      | \$8,137,500         |                     |
|            | 4                   | General Repair and Renovations                               | \$7,260,000         |                     |
|            | 5                   | Infrastructure Upgrades                                      | \$3,255,000         |                     |
|            | 6                   | Campus Improvements  | \$8,680,000         |                     |
|            | 7                   | ASU Academic Convocation Center (Pre-Plan)                   | \$250,000           |                     |
|            | 8                   | Walter Washington Administration Hall Renovations (Pre-Plan) | \$250,000           |                     |
|            | 9                   | K.L. Simmons Hall Renovations (Pre-Plan)                     | \$250,000           |                     |
|            | 10                  | J.D. Boyd Library Renovations (Pre-Plan)                     | \$250,000           |                     |
|            |                     |  |                     | <b>\$56,157,500</b> |
| DSU        | 1                   | Court of Governors/Hill Apartments Fire Suppression          | \$1,300,000         |                     |
|            | 2                   | Student Union Renovation                                     | \$32,614,639        |                     |
|            | 3                   | Ward Hall Renovation   | \$4,080,095         |                     |
|            | 4                   | Road Improvements  | \$1,600,000         |                     |
|            | 5                   | Campus Demolitions   | \$1,046,800         |                     |
|            | 6                   | Zeigel Hall (Pre-Plan)                                       | \$300,000           |                     |
|            | 7                   | Wellness Center Renovation (Pre-Plan)                        | \$350,000           |                     |
|            | 8                   | Zeigel Hall Renovation                                       | \$5,052,000         |                     |
|            | 9                   | Wellness Center Renovation                                   | \$8,500,000         |                     |
|            | 10                  | Compliance   | \$7,703,500         |                     |
|            |                     |  |                     | <b>\$62,547,034</b> |
| JSU        | 1                   | Dansby Hall Replacement Phase I                              | \$9,000,000         |                     |
|            | 2                   | General Repair and Renovation                                | \$7,000,000         |                     |
|            | 3                   | Land Acquisition Phase V                                     | \$5,000,000         |                     |
|            | 4                   | Old Industrial Arts Building Renovation                      | \$2,000,000         |                     |
|            | 5                   | Blackburn Language Arts Building                             | \$2,000,000         |                     |
|            | 6                   | College of Education & Human Development                     | \$12,500,000        |                     |
|            | 7                   | J.Y. Woodard Building  | \$2,000,000         |                     |
|            | 8                   | Rosa McCoy Building (UPA)                                    | \$2,000,000         |                     |
|            | 9                   | F.D. Hall Music Center                                       | \$7,000,000         |                     |

# EXHIBIT 1

August 15, 2013

|                  |    |   |              |                     |
|------------------|----|---|--------------|---------------------|
|                  | 10 | Campus –Wide Infrastructure Improvement Phase I                 | \$3,000,000  |                     |
|                  |    |   |              | <b>\$51,500,000</b> |
| <b>MSU</b>       | 1  | Addition to Mitchell Memorial Library                           | \$6,788,128  |                     |
|                  | 2  | Civil and Environmental Engineering Complex                     | \$14,000,000 |                     |
|                  | 3  | <b>Fire Suppression Systems (Classroom Sprinklers)</b>          | \$2,736,500  |                     |
|                  | 4  | <b>ADA Accessibility</b>  | \$2,396,000  |                     |
|                  | 5  | Roof Repairs  | \$2,223,725  |                     |
|                  | 6  | Water Infiltration Repairs                                      | \$1,714,500  |                     |
|                  | 7  | Fire Alarm Systems Replacement                                  | \$1,828,000  |                     |
|                  | 8  | HVAC Systems Replacements                                       | \$2,569,750  |                     |
|                  | 9  | Addition to Sanderson Center                                    | \$14,284,498 |                     |
|                  | 10 | Energy Management Controls                                      | \$2,503,500  |                     |
|                  |    |   |              | <b>\$51,044,601</b> |
| <b>MSU/DAFVM</b> | 1  | ADS/Food Science, Nutrition & Health Promotion Complex          | \$20,480,000 |                     |
|                  | 2  | Blackjack Forest and Wildlife Research Facility                 | \$3,333,750  |                     |
|                  | 3  | Exterior & Interior R&R- Forest Products Complex                | \$2,587,000  |                     |
|                  | 4  | Dorman Hall Lab & Common Space Renovation                       | \$3,983,500  |                     |
|                  | 5  | Food Science, Nutrition and Health Promotion Complex Renovation | \$11,030,000 |                     |
|                  | 6  | Bost Extension Center/Technology Addition                       | \$8,560,000  |                     |
|                  | 7  | Mississippi Horse Park Expansion                                | \$8,462,000  |                     |
|                  | 8  | Crosby Arboretum Education Center                               | \$1,961,500  |                     |
|                  | 9  | Delta Research & Extension Center Repair and Renovation         | \$1,500,000  |                     |
|                  | 10 | Floral Shop: 1 <sup>st</sup> Floor and Basement Renovation      | \$756,000    |                     |
|                  |    |   |              | <b>\$62,653,750</b> |
| <b>MUW</b>       | 1  | <b>ADA Code Compliance and Campus Safety</b>                    | \$3,000,000  |                     |
|                  | 2  | Fant Memorial Library   | \$8,884,000  |                     |
|                  | 3  | Campus R&R Projects   | \$2,712,500  |                     |
|                  | 4  | Keirn & Taylor Halls Demolition                                 | \$1,302,000  |                     |
|                  | 5  | Fant Hall Renovation  | \$325,500    |                     |
|                  | 6  | Demonstration Renovation  | \$200,000    |                     |
|                  | 7  | Shattuck Hall   | \$5,175,000  |                     |
|                  | 8  | Old Pohl Gym Renovation   | \$325,500    |                     |
|                  | 9  | Campus Streetscape  | \$1,593,106  |                     |
|                  | 10 | Education and Human Sciences Renovation                         | \$325,500    |                     |
|                  |    |   |              | <b>\$23,843,106</b> |

# EXHIBIT 1

August 15, 2013

|             |    |   |              |                      |
|-------------|----|---|--------------|----------------------|
| <b>MVSU</b> | 1  | <b>Fire Suppression System Upgrades</b>                 | \$2,000,000  |                      |
|             | 2  | College Hall I Renovation                               | \$5,200,000  |                      |
|             | 3  | Academic Skills Redesign                                | \$4,500,000  |                      |
|             | 4  | Student Union Complex Renovation and Expansion          | \$7,626,000  |                      |
|             | 5  | Fine Arts Center Renovation and Expansion               | \$7,626,000  |                      |
|             | 6  | Chilled Water Loop Expansion                            | \$7,000,000  |                      |
|             | 7  | O.P. Lowe Building Renovations                          | \$3,500,000  |                      |
|             | 8  | Carpenter Hall Renovation                               | \$3,500,000  |                      |
|             | 9  | Campus Gas System Upgrades Phase I                      | \$3,500,000  |                      |
|             | 10 | R.W. Lackey Center Renovation                           | \$3,500,000  |                      |
|             |    |   |              | <b>\$47,952,000</b>  |
| <b>UM</b>   | 1  | Garland Hedleston Mayes Renovation                      | \$16,000,000 |                      |
|             | 2  | South Campus Recreation Facility and Transportation Hub | \$20,000,000 |                      |
|             | 3  | Data Center Renovation                                  | \$15,000,000 |                      |
|             | 4  | Johnson Commons East                                    | \$6,500,000  |                      |
|             | 5  | Electrical Hazards                                      | \$3,500,000  |                      |
|             | 6  | Various Roofs   | \$3,000,000  |                      |
|             | 7  | New Science Building                                    | \$40,000,000 |                      |
|             | 8  | Vardaman Hall   | \$3,000,000  |                      |
|             | 9  | Somerville Hall   | \$5,500,000  |                      |
|             | 10 | Archives Building                                       | \$16,000,000 |                      |
|             |    |   |              | <b>\$132,000,000</b> |
| <b>UMMC</b> | 1  | Medical School Renovation/New Building                  | \$30,500,000 |                      |
|             | 2  | Central Core Support Office                             | \$9,362,130  |                      |
|             | 3  | SHRP Expansion  | \$14,222,700 |                      |
|             | 4  | East Central Mechanical Plant                           | \$8,508,450  |                      |
|             | 5  | Pedestrian Bridge & Utility Loop Expansion              | \$6,758,959  |                      |
|             | 6  | Hospital Area Renovation                                | \$22,901,019 |                      |
|             | 7  | Women's Dorm Renovation                                 | \$4,605,207  |                      |
|             | 8  | Campus Mechanical Phase I                               | \$1,761,066  |                      |
|             | 9  | 2013 Roof Repair  | \$313,072    |                      |
|             | 10 | Campus Mechanical Phase II                              | \$1,302,253  |                      |
|             |    |   |              | <b>\$100,234,856</b> |
| <b>USM</b>  | 1  | <b>Fire Protection – Cedar Brook Apartments</b>         | \$300,000    |                      |
|             | 2  | Printing Center Renovation                              | \$3,000,000  |                      |
|             | 3  | Southern Hall Restoration and                           | \$9,000,000  |                      |

# EXHIBIT 1

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|            |    |  |             |                             |
|------------|----|--|-------------|-----------------------------|
|            |    | Renovation   |             |                             |
|            | 4  | General Repair and Renovation<br>–Hattiesburg Campus                             | \$4,000,000 |                             |
|            | 5  | Joseph Greene Hall Renovation  | \$9,000,000 |                             |
|            | 6  | Campus Restoration &<br>Academic Enhancement – Gulf<br>Park                      | \$2,000,000 |                             |
|            | 7  | College of Business Pre-Plan &<br>North Campus Master Planning<br>–<br>Gulf Park | \$315,000   |                             |
|            | 8  | Harkins Hall Renovation  | \$7,000,000 |                             |
|            | 9  | Payne Center Expansion – (Pre-<br>Plan)  | \$750,000   |                             |
|            | 10 | Music, Theater, and<br>Performing Arts Facility – (Pre-<br>Plan)                 | \$1,750,000 |                             |
|            |    |  |             | <b>\$37,115,000</b>         |
| <b>ERC</b> | 1  | Structural Repairs/Water<br>Infiltration   | \$2,400,000 |                             |
|            | 2  | Primary Campus Electrical<br>Service Replacement                                 | \$1,650,000 |                             |
|            | 3  | Replace Hot/Chilled<br>Mechanical Water Lines                                    | \$600,000   |                             |
|            | 4  | <b>ADA Code Compliance</b>   | \$2,000,000 |                             |
|            | 5  | <b>Exterior Handicap Ramps</b>   | \$145,000   |                             |
|            | 6  | Re-roof Paul B. Johnson<br>Building  | \$550,000   |                             |
|            | 7  | Replace Stairs at Parking<br>Garage  | \$280,000   |                             |
|            | 8  | Parking Lot Re-Paving  | \$550,000   |                             |
|            | 9  | Window Replacement   | \$900,000   |                             |
|            | 10 | Pre-Plan Paul B. Johnson<br>Building Renovation                                  | \$350,000   |                             |
|            |    |  |             | <b>\$9,425,000</b>          |
|            |    |  |             | <b><u>\$634,472,847</u></b> |

# EXHIBIT 2

August 15, 2013

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE June 20, 2013 BOARD MEETING SUBMISSION DEADLINE**

**NOTE: The following items were approved by the board's real estate and facilities staff according to board policy §904 (a) board approval.**

**Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff.**

### **1. ASU – GS 101-278 – Lanier Hall Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$96,655.10 and sixty-three (63) additional days to the contract of Barnard & Sons Construction. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** May 17, 2013

**Change Order Justification:** **Change Order #1** is necessary for removal of pigeon dung, to add masonry window infill's at rooms 234 & 216, removal of asbestos pipe insulation in crawl space, to credit for switching from a hood vent microwave to a countertop type, to install 3 furr downs in lobby 102 at glazed wall system header, to provide plate glass transom panels in lieu of wood panels, to provide vinyl wood planks in lieu of VCT, to replace 15 rusted out dormers & vents with 15 new ones to stop roof leaks, to replace the specified ALA4800 Series prewired aluminum raceway system with a paintable V4000 Series prewired steel raceway system, to credit all new resilient cove base & some new tile base to replace rotten & missing wood trim, to provide ¼" ceramic tile backer board for floor tile warranty, to replace exterior clay sewer pipe to sidewalk and to repair mud bed in 8 bathrooms.

**Total Project Change Orders and Amount:** One (1) change order for a total amount of \$96,655.10.

**Project Initiation Date:** May 14, 2009

**Design Professional:** Waycaster and Associates

**General Contractor:** Barnard & Sons Construction

**Project Budget:** \$1,800,000.00

### **2. DSU– GS 102-237 – Caylor White Walters – PH III (REBID)**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$74,761.11 and twenty-one (21) additional days to the contract of Panola Construction company, P.A. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** June 19, 2013

**Change Order Justification:** **Change Order #1** is necessary to delete exterior cast letters & exterior wall lighting for letters, to demolish houses to provide for lay down area, to provide relocation of existing conduits fed from penthouse to allow installation of

# EXHIBIT 2

August 15, 2013

new mechanical ductwork, to provide structural repair for existing column & beam connections, to extend existing waterline to tie into the building from site verified location as requested by the architect.

**Total Project Change Orders and Amount:** One (1) change orders for a total amount of \$74,761.11.

**Project Initiation Date:** August 19, 2010

**Design Professional:** Architecture South, P.A.

**General Contractor:** Panola Construction Company, Inc.

**Project Budget:** \$15,715,249.00

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$104,728.31 and seven (7) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** May 29, 2013

**Change Order Justification:** **Change Order #4** is necessary to install a floor leveling product over the center section of the fourth floor and to repair the exterior windows that were severely damage by termites due to latent conditions, to omit the vertical steel at the elevator shaft that was not required.

**Total Project Change Orders and Amount:** Four (4) change orders for a total amount of \$1,635,975.84.

**Project Initiation Date:** June 16, 2011

**Design Professional:** Dale and Associates Architects, P.A.

**General Contractor:** West Brothers Construction, Inc.

**Project Budget:** \$20,700,000.00

### 4. MSU– GS 113-130 – Necropsy Renovation

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #9** in the amount of \$63,806.62 and twenty-three (23) additional days to the contract of T. L. Wallace Construction, Inc.. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** June 7, 2013

**Change Order Justification:** **Change Order #9** is necessary to build a new furrdown in to cover the HVAC duct exposed on the wall in the necropsy room, to provide & install materials to relocate the roof drain and to revise gross trimming 120 & add a distilled water system.

**Total Project Change Orders and Amount:** Nine (9) change orders for a total amount of \$765,559.05.

**Project Initiation Date:** October 21, 2010

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

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

**Project Budget:** \$12,197,791.22

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## 5. MSU – IHL 205-266 – MSU Lighting Retrofit

**Staff Approval:** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on May 22, 2013 **approving the request to appoint/award the project**, MSU Lighting Retrofit to Smart Watt Energy, Inc.

**Staff Approval Date:** May 22, 2013

**Project Initiation Date:** May 17, 2012

**Design Professional:** Smart Watt Energy, Inc.

**General Contractor:** Smart Watt Energy, Inc.

**Project Budget:** \$6,500,000

## 6. MSU– IHL 205-267 – MSU Fresh Food company – Phase Two

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by JH&H 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:** May 28, 2013

**Project Initiation Date:** September 11, 2012

**General Contractor:** TBA

**Project Budget:** \$12,500,000

## 7. MSU– IHL 205-268 – MSU Butler Williams Guest House and Lobby Renovations

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Schematic Design Documents** as submitted by Belinda Stewart Architects, P.A.

**Staff Approval Date:** June 14, 2013

**Project Initiation Date:** January 17, 2013

**Design Professional:** Belinda Stewart Architects, P.A.

**General Contractor:** TBA

**Project Budget:** \$1,100,000

## 8. UM– GS 107-302 – Lamar Hall Renovation

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$45,547.17 and sixty-three (63) additional days to the contract of Evan Johnson & Sons Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** May 29, 2013

**Change Order Justification:** **Change Order #8** is necessary to credit for omitting demolition of existing elevator, additional work at the dumpster/loading area, to lower the furrdowns to the new ceiling height, to credit for omitting carpet & base, additional data/communication plugs, to credit for omitting finishes in deli area, to add seven doors missed by subcontractor, to credit for controls allowance reconciliation, tamper switches, additional electrical outlets, to credit for omitting window sealant work, additional VCT patterns/colors, and to provide access control.

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**Total Project Change Orders and Amount:** Eight (8) change orders for a total amount of \$482,115.03.

**Project Initiation Date:** August 20, 2009

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

**General Contractor:** Evan Johnson & Sons Construction, Inc

**Project Budget:** \$7,800,000.00

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

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$25,374.00 and eighteen (18) additional days to the contract of Cooke Douglass Farr Lemons Architects, P.A.

**Staff Approval Date:** June 3, 2013

**Change Order Justification:** **Change Order #5** is necessary for additional crash rails & corner guards, adding termite treatment, to add eighteen days because of adverse weather conditions, to provide temporary tunnel for emergency evacuation only from exiting door at NCNP 1 to Faser Hall and an additional water line & storm drain revisions.

**Total Project Change Orders and Amount:** Five (5) change orders for a total **Credit amount** of \$73,689.00.

**Project Initiation Date:** May 20, 2010

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

**General Contractor:** Carothers construction, Inc.

**Project Budget:** \$40,000,000

## 10. UM– IHL 207-346 – Stockard Hall & Martin Hall Brick Veneer Replacement

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3** in the **credit amount** of \$21,274.35 and twelve (12) additional days to the contract of Evan Johnson & Sons Construction, Inc.

**Staff Approval Date:** June 7, 2013

**Change Order Justification:** **Change Order #3** is necessary to replace a broken window sash, and to credit for omitting the masonry sealer for the entire project.

**Total Project Change Orders and Amount:** Three (3) change orders for a total amount of \$33,902.65.

**Project Initiation Date:** February 17, 2011

**Design Professional:** Pryor & Morrow Architects and Engineers

**General Contractor:** Evan Johnson & Sons Construction, Inc.

**Project Budget:** \$8,000,000

## 11. UM– IHL 207-348 – Johnson Commons West Renovation

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #5** in the amount of \$319,161.37 and one hundred twenty-seven (127) additional days to the contract of Zellner Construction.

**Staff Approval Date:** June 24, 2013

**Change Order Justification:** **Change Order #5** is necessary to add additional days for the following scope changes: the installation of the 6,000 lb capacity freight elevator in

# EXHIBIT 2

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lieu of the originally specified scissor lift, unforeseen discovery of the existing tectum roof deck for replacement with a metal deck, MEP & structural coordination revisions for grease duct slopes, ceiling height clearances, and vertical duct penetrations in the new kitchen, access control revisions, clarification of structural details for the existing stair infill, to provide for electrical work for the existing elevator, to provide new fixtures & material after determining full extent of required demolition & renovation, to provide for additional work required to prevent water penetration to lower level & additional excavation required for new freight elevator, to provide bottle filling stations in addition to the electric drinking fountains, structural clarification to add structure to modified existing openings, MEP work required for the new loading dock freight elevator as well as modifications to the existing service elevator ventilation required by the revised loading dock plan, required vertical duct size & location, required the modification of existing joists to allow for the opening size at the needed location, unforeseen field condition discovered after demolition, and the unforeseen office ceiling, height determined by the new duct locations, will cross in front of the window leaving above ceiling space visible from the exterior and the application of an opaque film on the glass to create a spandrel effect.

**Total Project Change Orders and Amount:** Five (5) change orders for a total amount of \$1,033,040.29.

**Project Initiation Date:** May 19, 2011

**Design Professional:** Tipton Associates, A Professional Architectural Corporation

**General Contractor:** Zellner Construction

**Project Budget:** \$14,500,000.00

## **12. UM – IHL 207-353 – Coulter Hall Addition and Renovation**

**Staff Approval:** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on June 10, 2013 **approving a budget increase** for the Coulter Hall Renovation project. The budget increase was increased from \$15,000,000 to \$18,000,000 for an increase in the amount of \$3,000,000.

**Staff Approval Date:** June 10, 2013

**Project Initiation Date:** February 16, 2012

**Design Professional:** BEJ-CDFL – A Professional Association

**General Contractor:** TBA

**Project Budget:** \$18,000,000

## **13. UM– IHL 205-353 – Coulter Hall Addition and Renovation**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by BEJ-CDFL – A Professional Association, 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:** June 12, 2013

**Project Initiation Date:** September 11, 2012

**General Contractor:** TBA

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**Project Budget:** \$18,000,000

## **14. UM– IHL 207-358 – Lewis Hall Academic Heating Modifications**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the **credit amount** of \$9,167.80 and thirty (30) additional days to the contract of Acy Mechanical.

**Staff Approval Date:** June 7, 2013

**Change Order Justification:** **Change Order #1** is necessary to credit for control allowance, signage allowance and ceiling revisions, to provide for crawlspace access door, to provide for FCU S/A temperature sensors, to modify O/A cond. unit power wiring and to credit for control laptop computer allowance.

**Total Project Change Orders and Amount:** One (1) change order for a total **credit amount** of \$9,167.80.

**Project Initiation Date:** March 15, 2012

**Design Professional:** The CGM Group

**General Contractor:** Acy Mechanical

**Project Budget:** \$1,600,000

## **15. UM– IHL 207-371 – Stockard Hall Elevator Refurbishment**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Corbett Legge and Associates, 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:** June 7, 2013

**Project Initiation Date:** March 21, 2013

**General Contractor:** TBA

**Project Budget:** \$1,100,000

## **16. UMMC – GS 109-195 – AED (Adult Emergency Department Renovations)**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #7** in the amount of \$18,730.80 and eighty (80) additional days to the contract of Flagstar Construction Company, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** June 3, 2013

**Change Order Justification:** **Change Order #7** is necessary to add days due to time lost during Phase I work, to provide a gypsum board wall to enclose med gas piping rising from the subbasement to above the basement level ceiling due to an existing concrete floor beam being wider than the wall above causing the piping to be offset around the beam outside of the wall intended for its enclosure, to provide a gypsum board header near the west end of the space to accommodate lowering of that section of the ceiling to 8'-0" AFF, bottom of the header to be a 7'-10" AFF and the remaining ceiling to be at the specified height of 9'-0" AFF in the temporary waiting area, to provide oxygen & suction outlets in the x-ray diagnostic, E008-1A and CT diagnostic, E008 with zone valves & alarm.

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**Total Project Change Orders and Amount:** Seven (7) change orders for a total amount of \$820,090.94.

**Project Initiation Date:** November 14, 2007

**Design Professional:** Dale/Morris Architects, PLLC

**General Contractor:** Flagstar Construction Company, Inc.

**Project Budget:** \$11,755,000

## **17. UMMC – IHL 209-526 – Cafeteria/Kitchen Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #14** in the amount of \$3,208.00 and ninety (90) additional days to the contract of Fountain Construction Co., Inc.

**Staff Approval Date:** May 17, 2013

**Change Order Justification:** **Change Order #14** is necessary to provide cabling to tie cash register at doctors' dining area into Sodexo's System, to provide & install 16 lf of bulkhead in the corridor, to allow increase in the ceiling height, to add 90 days to add coke/ice machine coordination at the doctor's dining area, modification to the doctor's dining serving line & relocation of the electrical, coordination issue regarding the freestyle coke machine versus 10 spicket coke machine, and to install receptacle covers on GFI electrical outlets in the basement kitchen.

**Total Project Change Orders and Amount:** Fourteen (14) change orders for a total amount of \$144,600.

**Project Initiation Date:** August 20, 2009

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

**General Contractor:** Fountain Construction Co., Inc.

**Project Budget:** \$7,750,000

## **18. UMMC– IHL 209-532 – Cardiovascular Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$38,837.00 and nineteen (19) additional days to the contract of Fountain Construction Company.

**Staff Approval Date:** June 24, 2013

**Change Order Justification:** **Change Order #8** is necessary to add days for demolition of existing precast by hand, closing off existing wall cavities and the addition of the metal plate for expansion joint connect, to provide control rooms millwork & electrical changes to include additional under cabinet lighting & outlets, additional days due to inclement weather, to remove existing gypcrete in corridor 1126 prior to proper installation of new flooring, and to provide additional light fixtures in the print shop.

**Total Project Change Orders and Amount:** Eight (8) change orders for a total amount of \$225,641.

**Project Initiation Date:** February 18, 2010

**Design Professional:** Cooke Douglas Farr Lemons Architects & Engineers, PA

**General Contractor:** Fountain Construction Company

**Project Budget:** \$20,182,526.00

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## **19. UMMC – IHL 209-534B – Contract 2 – Parking, Roadways and Infrastructure Renovations**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #8** in the amount of \$377,265.14 and forty-seven (47) additional days to the contract of Hemphill Construction, Inc.

**Staff Approval Date:** June 24, 2013

**Change Order Justification:** **Change Order #8** is necessary to provide for cost related to grave removal, installation of electrical manhole planter, motor pool light pole replacement, additional insurance renewal requirements & fence installation, to provide for the reconstruction of the originally planned milling section along Central University Drive due to latent soil conditions, to install additional handicap ramps, to alter the sidewalk configuration near the SHARP building due to the discovered electrical manhole and to install additional handicap ramps into the existing sidewalk, to fill voids between an unmarked existing duct bank & the proposed duct bank, to prepare & sod additional areas due to the discovery of medical waste where slopes were altered and the additional disturbance of areas in the originally planned milling section along Central University Drive, to install additional sleeves beneath North University Drive for future use, and to install curb & gutter in the originally planned milling section along Central University Drive.

**Total Project Change Orders and Amount:** Eight (8) change orders for a total amount of \$1,057,917.89.

**Project Initiation Date:** April 15, 2010

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

**General Contractor:** Hemphill Construction, Inc.

**Project Budget:** \$13,750,000

## **20. UMMC– IHL 209-538 – 4<sup>th</sup> (and 2<sup>nd</sup>) Floor Renovations – 764 Lakeland Building**

**Staff Approval:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #6** in the **credit amount** of \$107,780.20 and zero (0) additional days to the contract of Harris Constructors, Inc.

**Staff Approval Date:** May 29, 2013

**Change Order Justification:** **Change Order #6** is necessary to install miscellaneous owner-furnished equipment, to credit for exterior signage allowances and stop work allowances.

**Total Project Change Orders and Amount:** Six (6) change orders for a total amount of \$61,595.85.

**Project Initiation Date:** October 21, 2010

**Design Professional:** Dale Partners Architects, P.A.

**General Contractor:** Harris Constructors, Inc.

**Project Budget:** \$5,915,536.00

## **21. ERC– GS 111-049 – Road Improvements**

**Staff Approval #1:** In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #3 (Rev. 1)** in the amount of \$593.99 and zero (0)

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additional days to the contract of Southern Rock, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property.

**Staff Approval Date:** May 29, 2013

**Change Order Justification:** **Change Order #3 (Rev. 1)** is necessary to credit for deletion of prime coat on the base prior to the placement of the asphalt pavement due to the improved conditions of the gravel base material, to provide adjustment of the inlet box due to the location of an underground telephone utility.

**Total Project Change Orders and Amount:** Seven (3) change orders for a total amount of \$183,655.88.

**Project Initiation Date:** October 20, 2011

**Design Professional:** W. L. Burle Engineers, P.A.

**General Contractor:** Southern Rock, LLC

**Project Budget:** \$2,551,057.07

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## 1. SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Cox & Moore (statements dated 7/23/13) from the funds of Delta State University. (These statements, in the amounts of \$550.00 and \$550.00, represent services and expenses in connection with legal advice - real estate sales: 301 McClain- Cleveland, MS and 314 Shumate Circle- Cleveland, MS.)

**TOTAL DUE.....\$ 1,100.00**

Payment of legal fees for professional services rendered by Ware/Gasparian (statement dated 6/11/13) from the funds of Mississippi State University. (This statement, in the amount of \$2,000.00, represents services and expenses in connection with labor certification.)

**TOTAL DUE.....\$ 2,000.00**

Payment of legal fees for professional services rendered by Evans Petree (statement dated 5/10/13) from the funds of the University of Mississippi. (This statement, in the amount of \$7,310.01, represents services and expenses in connection with litigation matters.)

**TOTAL DUE.....\$ 7,310.01**

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz (statements dated 4/4/13, 5/3/13 and 6/6/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,848.00, \$3,219.02 and \$1,930.82, respectively, represent services and expenses in connection with litigation matters.)

**TOTAL DUE.....\$ 6,997.84**

Payment of legal fees for professional services rendered by Bradley, Arant, Boult & Cummings (statements dated 5/8/13 and 5/21/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,740.50 and \$1,014.60, respectively, represent services and expenses in connection with litigation matters.)

**TOTAL DUE.....\$ 2,755.10**

Payment of legal fees for professional services rendered by Jones Walker (statement dated 2/27/13) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$6,063.80, represents services and expenses in connection with litigation matters.)

**TOTAL DUE.....\$ 6,063.80**

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Payment of legal fees for professional services rendered by Kitchens Hardwick (statements dated 6/5/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,056.00, \$1,798.50, \$3,349.50, \$19,899.00 and \$6,066.50, represent services and expenses in connection with litigation advice.)

**TOTAL DUE.....\$ 32,169.50**

Payment of legal fees for professional services rendered by Bryan Nelson (statements dated 5/7/13, 6/10/13 and 7/5/13) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$6,928.00, \$8,028.85 and \$2,002.05, respectively, represent services and expenses in connection with general advice.)

**TOTAL DUE.....\$ 16,958.90**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statement dated 6/30/13) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$3,526.00, represents services and expenses in connection with the general advice - University of Southern Mississippi - J.L. Scott Marine Education Center.)

**TOTAL DUE.....\$ 3,526.00**

Payment of legal fees for professional services rendered by Mayo Mallette (statement dated 6/6/13) from the funds of the University of Southern Mississippi. (This statement, in the amounts of \$2,342.50, represents services and expenses in connection with general advice.)

**TOTAL DUE.....\$ 2,342.50**

## **Legal fees approved for payment to outside counsel in relation to patent and other matters:**

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 5/28/13 and 6/19/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Live Attenuated Catfish Vaccine" - \$672.50; "Method for Transformation of Cotton and Organogenic Regeneration" - \$127.50; "Heat Recovery Ventilator with Make-up Air Capability" - \$112.50; "Esterification and Bio Oil Upgrading" - \$1,350.00; "Steele- Solid Heat Carrier Pyrolysis Reactor" - \$467.50; "Klink- Glycine Max Resistance" - \$85.00; "Srinivasan-Elusieve Processing CIP Application" - \$497.50; "Indian Patent Application" - \$25.50 and "Srinivasan - Elusieve Processing CIP Application" - \$557.50, respectively.)

**TOTAL DUE.....\$ 3,895.50**

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Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 5/20/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Registration - Bulldog Head” - \$71.25; “Registration - Bulldog Head in Miss. State Circle” - \$71.25; “Bulldog with MState” - \$47.50; “Registration - Cowbell in Miss. State Circle” - \$95.00; “Registration - Miss. State Banner” - \$118.75; “Registration - Mississippi State University (words)” - \$95.00; “Registration - Mississippi State University (crest)” - \$71.25; “Registration - MState” - \$118.75; “Registration - Paw Print” - \$71.25; “Registration - Interlocking MS Baseball Trademark” - \$71.25; “MSU- Patent Functional Enhancement of Antimicrobials” - \$2,657.75; “Giant Myscanthis Plant Patent Application” - \$71.25; “Method and System for Estimating Antler, Horn, and Pronghorn Size” - \$1,187.50; “Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminants” - \$2,161.25; “Remote Sensing Imagery Accuracy Analysis Method and Apparatus” - \$1,092.50; “MSU Patent- XOS Production by Autohydrolysis of Corn Fiber Separated from DDGS” - \$926.25; “Phenoxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning” - \$1,766.25; “Oral Vaccination of Fish with Live Attenuated Edwardsiella ictaluri Vaccines” - \$2,342.25; “Crapemyrtle Plant Named (Neshoba)” - \$182.50; “Crapemyrtle Plant Named (Pascagoula)” - \$206.25; “Crapemyrtle Plant Named (Shumaka)” - \$230.00; “Crapemyrtle Plant Named (Tishomingo)” - \$451.25; “Process and Catalyst for Converting Biomass Derived Nitrogen Rich Syngas to Liquid Hydrocarbon Mixture by a Single Stage” - \$125.00; “Using Biochar, a Byproduct from Thermal Chemical Conversion of Biomass, as Container Substrate” - \$427.50; “Diethylene Tricarbamide and Diethylene Tricarbamide-Formaldehyde Condensation Resins” - \$1,472.50; “Methods of Viral and Bacterial Antigenic Drift Detection” - \$386.25; “MSU- Oxime Therapeutics- European National Application - \$142.50; “Renewable Electrical Energy from Wind, Water, and Waves using Magnetic Supercapacitors” - \$362.50; “Error-prone PCR (epPCR) Reverse Genetics Generating Influenza Library for Phenotype Selection” - \$552.50 and “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - \$410.00.)

**TOTAL DUE.....\$ 26,081.50**

Payment of legal fees for professional services rendered by Valauskas Corder (statements dated 4/29/13, 4/29/13, 4/29/13, 4/29/13, 4/29/13, 4/29/13, 5/22/13 and 6/19/13) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Provisional Wood Preservation System” - \$425.00; “Provisional Blue Stain” - \$26.25; “Flex/Fabric Power Generator” - \$250.00; “Biodiesel” - \$250.00; “Fei Yu- Converting Biomass Derived Nitrogen Rich Syngas” - \$250.00; “Fei Yu-Synthesis Gas Conversion” - \$250.00; “Bio-oil Pretreatment” - \$4,250.00 and “Non-Provisional Patent Application” - \$4,000.00, respectively.)

**TOTAL DUE.....\$ 9,675.00**

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 4/5/13, 4/15/13, 5/2/13, 5/3/13, 5/3/13 and 5/7/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Method of Preparing Delta-9 Tetrahydrocannabinol” - \$7,665.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$1,545.50; “8-

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Aminoquinoline” - \$3,965.00; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$1,566.50; “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$1,875.50 and “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$3,455.00, respectively.)

**TOTAL DUE.....\$ 16,617.50**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 4/22/13) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Highly Purified Amphotericin-B” - \$456.50; “Highly Purified Amphotericin-B” - \$860.00; “Corrugated and Ported Prism Engine Nozzle for Reduction of Supersonic Jet Exhaust Noise” - \$2,112.76; “Methods for Detecting Humans” - \$899.58; “Particle Feeder” - \$356.00 and “Stabilized Formulation of Triamcinolone Acetonide” - \$304.00.)

**TOTAL DUE.....\$ 4,988.84**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 5/16/13) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$38.00, \$547.00, \$162.00, \$1,911.91, \$578.00, \$237.40 and \$2,027.50, represent services and expenses in connection with intellectual property/patents.)

**TOTAL DUE.....\$ 5,501.81**

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (statements dated 5/14/13, 6/11/13, 6/17/13, 6/19/13 and 6/19/13) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: “Trademark Application for the Centennial Anniversary” - \$170.00; “Trademark Application for the Centennial Anniversary” - \$2,280.00; “Lockheed - Oil Dispersant Patent” - \$3,170.00; “Photocurable Thiol-Ene Gas Permeability Membranes” - \$94.96 and “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$697.50, respectively.)

**TOTAL DUE.....\$ 6,412.46**

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 5/23/13) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: “Soy Protein Adhesives and Uses Thereof” - \$1,140.00; “Compositions for Protection of Skin against Thermal Insult” - \$142.50; “Application for Registration of D.E.E.P. Comprehension Service Mark” - \$387.50; “Glycerol Ester-Free Functionalized Vegetable Oil Derivatives and their Latex Compounds” - \$1,235.00 and “Nanoencapsulation of Isocyanates via Aqueous Media” - \$1,890.00.)

**TOTAL DUE.....\$ 4,795.00**

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## 2. SYSTEM – LOBBYISTS TO CONTRACT WITH UNIVERSITY AFFILIATED ENTITIES

The University of Mississippi Foundation, Inc. plans to renew its contract with Butler, Snow, O'Mara, Stevens & Cannada, PLLC to perform lobbying services within the State of Mississippi.