

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**
June 16, 2011

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at Mississippi Valley State University in Itta Bena, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on January 6, 2011, to each and every member of said Board, said date being at least five days prior to this June 16, 2011 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Dr. Stacy Davidson, Dr. Bettye Henderson Neely, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Alan Perry, Ms. Robin J. Robinson, Mr. Scott Ross, Dr. Douglas Rouse, and Mr. C.D. Smith. Ms. Christine Pickering and Ms. Amy Whitten were absent. The meeting was called to order by Ms. Robin Robinson, President, and opened with prayer by Mr. Alan Perry.

ANNOUNCEMENT

- ▶ President Robin Robinson gave opening remarks and thanked Dr. Donna Oliver, President of Mississippi Valley State University, and her staff for hosting the Board meeting on their campus. Trustee Robinson also expressed her appreciation of the lovely dinner given the previous night.

SPECIAL PRESENTATION

- ▶ Dr. Donna Oliver, President of Mississippi Valley State University, gave a special presentation entitled “Framing the Renaissance, MVSU, 2012-2017 Strategic Plan”.

INTRODUCTION OF GUESTS

- ▶ Trustee Robinson introduced the Student Government Association presidents Mr. Matthew Thompson, President at Jackson State University and Mr. Taylor McGraw, President at the University of Mississippi.

APPROVAL OF THE MINUTES

On motion by Trustee Davidson, seconded by Trustee Rouse, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on May 19, 2011.

CONSENT AGENDA

On motion by Trustee Neely, seconded by Trustee Patterson, with Trustees Pickering and Whitten absent and not voting and with Trustee Smith recusing himself from discussing or voting upon all items on this agenda, all Trustees legally present and participating voted unanimously to approve the following Consent Agenda.

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ACADEMIC AFFAIRS

1. **System** – Approved the following academic unit modification:
 - a. **MSU** – rename the *Department of Foreign Languages* to the *Department of Classical and Modern Languages and Literature* to reflect the unit's added concentration in Classics and expanded course offerings in Latin and Greek. The name change will require minimal resources, which will be covered by existing university funds.

BUDGET, FINANCE AND AUDIT

2. **MSU** – Approved the request to lease approximately 1,635 square feet of space in Davis Wade Stadium to New Cingular Wireless PCS, LLC (NCW) to house communications equipment. The total term of the agreement is fifteen years beginning on the date the agreement is signed. The agreement includes an initial five-year period and two five-year automatic renewal periods. Over the term of the agreement, MSU will receive a minimum of \$961,132.21 with the potential for additional revenue if NCW subleases space on the distributed antenna system to other providers. NCW will have the right to sublease space on the distributed antenna system to other providers (excluding Cellular South). NCW will pay MSU thirty percent of the sublease rental revenue. This will be in addition to the monthly rental payments. A schedule of payments is included in the bound *June 16, 2011 Board Working File*. MSU will receive monthly rental payments in the amount of \$4,000 for the first year of the agreement beginning on the agreement's execution. The monthly rental payments will escalate by four percent on the anniversary date of each succeeding year of the agreement. The estimated rental payments for the fifteen years of the agreement will be approximately \$961,132.21. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
3. **UMMC** – Approved the to enter into a purchase agreement with Carousel Industries of North America, Inc. to upgrade the current Avaya voicemail system to the Avaya Modular Messaging Platform. This agreement becomes effective on or about June 20, 2011, and will continue until all required tasks, including post-warranty maintenance and support, are completed. It is anticipated that all tasks specified in the agreement will be completed within ninety calendar days of receipt of the purchase order, with the exception of post-warranty maintenance and support which will continue for two years after the initial one year warranty period. The total cost for the entire contract period will not exceed \$279,238.88 unless prior written authorization from ITS is obtained. During the two year post-warranty period, UMMC will be invoiced monthly for actual support services rendered. A breakdown of annual costs is included in the bound *June 16, 2011 Board Working File*. The agreement will be funded by general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
4. **UMMC** – Approved the request to enter into an interagency agreement with The Mississippi Department of Information Technology Services to provide an off campus co-location to host its primary data center in a highly available, low risk environment. The contract term is for five years – July 1, 2011 through June 30, 2016. The total cost for the five year contract is approximately \$6,000,000. ITS expanded its facility to support the Data Center at a cost of \$2.4 million. UMMC will reimburse this amount by paying \$40,000 per month for the life of the contract. In addition, UMMC will reimburse ITS for the costs of actual power usage and support associated with UMMC's use of a portion of the ITS facility. It is expected that this reimbursement will be approximately \$60,000 per month for the life of the contract. The agreement will be funded by

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general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

5. **UMMC** – Approved the amendment to the current lease agreement with Select Specialty Hospital-Jackson, Inc. The amendment extends the current lease term by sixteen months, or through June 30, 2014. Presently, the lease agreement will expire on February 28, 2013. With Board approval and pending the response from the Mississippi Department of Health regarding the request for Certificate of Need, the scope of work is amended to extend the lease and to allow the use of 9,403 square feet for gastrointestinal/endoscopy services, electroconvulsive therapy and pediatric outpatient surgical services. The lease term will be extended by sixteen months bringing the total agreement period to six years, four months – March 1, 2008 through June 30, 2014. The amendment allows for the option to renew the lease for up to two additional one year terms. UMMC will pay a total of \$1,076,007.60 for the three year contract extension. The annual amount paid for each of the three years is \$358,669.20 (\$236,579.52 - lease, \$122,089.68 - operating expenses). The total cost for the entire six year contract period will be \$3,293,345.60. This agreement is funded by patient revenue and general funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
6. **UMMC** – Approved the request to amend the current maintenance and support agreement with Siemens Medical Solutions USA, Inc. Siemens is currently UMMC's hospital information and physician billing system. The Board approved a contract in August 2010 with Epic Systems Corporation to replace Siemens. Epic is scheduled to go-live April 2013. The current agreement with Siemens is to provide general maintenance and break/fix support after conducting a root cause analysis. The purpose of the amendment is to add another facet to the scope of work for a one-year period of time. Specifically, Siemens' scope of work will include the performance of day-to-day management services for the UMMC applications' Invision and Signature systems. This will free up the UMMC support team who is currently performing these functions to allow them to work on the Epic implementation. The term of the amendment applicable to the expanded scope of work will be June 20, 2011 through June 30, 2012. The general break/fix support and maintenance services with Siemens will continue through the original approved term of April 1, 2010 through March 31, 2015. As a result of this amendment, there is no change to the total approved contract cost of \$5,993,760.34 as approved by the Board in March 2010. The net effect in increasing the scope of work to include management services will be an accelerated payment schedule. Siemens has agreed to assume the expanded scope of work via a shift in the hours originally allocated for maintenance and break/fix support. UMMC will terminate its contract with Siemens after it has determined that the Epic implementation has been successfully completed. As a result of the anticipated early termination date of its current agreement with Siemens, UMMC estimates a savings of at least \$596,292. The agreement is currently funded by hospital patient revenues and the University Physicians Practice Plan. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
7. **USM** – Approved the request to enter into a service agreement with David H. Lee Enterprises, Inc. *doing business as* ServiceMaster Cleaning Alternatives to provide complete custodial services for the Union complex. The term of the agreement is two years beginning on July 1, 2011 and ending on June 30, 2013. The agreement includes an option to renew the agreement for two additional years in one year increments. USM will pay ServiceMaster Cleaning Alternatives \$18,758 per month or \$450,192 for the two-year period. In the event additional services are necessary above and beyond those called for in the specifications, the following hourly rates will be charged per hour per

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person: custodian \$14.50, supervisor \$16.50, floor tech \$20.00. The dollar amount for additional services is estimated not to exceed \$50,000 per year for a total of \$100,000 over the life of the contract. As a result, the maximum total cost for the agreement is \$550,192. The agreement will be funded by auxiliary funds. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

8. **USM** – Approved the request to enter into a lease agreement with New Cingular Wireless PCS, LLC (NCW) for approximately 105 square feet of equipment space and for antenna space in the Theatre and Dance Building located on the Hattiesburg campus. NCW proposes to use the space to install and to operate antennas in connection with its federally-licensed communications business. The total term of the agreement is fifteen years beginning on July 1, 2011. The term includes an initial five-year period and two five-year automatic renewal periods. The total revenue generated by the agreement will be approximately \$730,312.02. USM will receive a one-time payment for back rent of \$182,127.78 for the period of August 1, 2003 to June 30, 2011. USM will receive a monthly rental payment of \$2,281.41 for the first year of the agreement beginning on July 1, 2011. The monthly rental payment will escalate by four percent on July 1 of each succeeding year of the agreement. The estimated rental payments for the fifteen years of the agreement will be approximately \$548,184.24. A schedule of the payment is included in the bound *June 16, 2011 Board Working File*. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.
9. **USM** - Approved the request to enter into a lease agreement with Gold Eagle, LLC to provide multiple off-campus apartments for use by USM student-athletes for a one-year period of July 1, 2011 to June 30, 2012. USM will pay Gold Eagle, LLC \$383.33 per student-athlete per month. This will result in fluctuating monthly rental payments ranging from \$18,399.84 (24 apartments housing 48 student-athletes) to \$24,533.12 (32 apartments housing 64 student-athletes). For the term of the agreement, total payments will not exceed \$254,531.12. The agreement will be funded by athletic auxiliary funds. Payment is transferred via the scholarship funds allocated for the student-athlete directly to Gold Eagle, LLC. The agreement which has been reviewed and approved by the Attorney General's Office is on file in the Board Office.

REAL ESTATE

10. **JSU** – Approved the initiation of **GS 103-265 – Pre-Plan College of Education** and the appointment of a design professional through the “Request for Qualification” method. JSU plans to renovate the College of Education & Human Development Building and construct a new wing on the southwest side of the building. This building has not been totally renovated since its original construction. The project is needed to provide an adequate instructional facility for instructors/faculty, administrative staff, and students. The renovation will include adding and modifying existing walls, flooring, ceilings, mechanical HVAC, electrical service and communications/data services. The new construction will accommodate labs, classrooms, and office space for the administration. The pre-planning project is part of an estimated \$12,000,000 project budget and will be funded through current state bond funds. The remaining project funds needed for the construction of the project are anticipated to be future state bond funds that the university will seek during future legislative sessions. The estimated project budget is \$350,000. Funds are available from SB 3100, Laws of 2011 (\$350,000).
11. **JSU** – Approved the initiation of **GS 103-266 – Mechanical Upgrades Phase II** and the appointment of The CGM Group as design professionals. JSU plans to replace/upgrade the old

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deteriorated mechanical systems in selected buildings on campus such as: pumps, coils, air handlers, starters, compression valves, cooling towers, storage tanks, exhaust fans, and exterior doors. The university is committed to energy conservation and is trying to operate as efficiently as possible. The estimated project budget is \$1,900,000. Funds are available from SB 3100, Laws of 2011 (\$1,900,000).

12. **JSU** – Approved the initiation of **GS 103-267 – Alexander Center Renovation Phase I** and the appointment of a design professional through the “Request for Qualification” method. JSU plans to renovate both Alexander East and West in order to replace the mechanical, electrical, windows, and all necessary interior renovations needed in rooms of the building. Alexander Hall is critical to the long range academic plan for the university. The areas to be renovated will include the following: replacing the mechanical and electrical systems, roof, doors, installing VCT and base, elevators, interior finishes, window treatments, and landscaping. These renovations will address all life safety issues and will provide a living environment conducive to learning. The estimated project budget is \$6,500,000. Funds are available from SB 3100, Laws of 2011 (\$6,500,000).
13. **MUW** – Approved the initiation of **GS 104-173 – HVAC Upgrade Program** and the appointment of Atherton Consulting Engineers as design professionals. MUW plans to repair/replace heating systems, boilers, air handler units, chiller and includes dehumidification projects for Callaway Hall, Welty Hall, Reneau Hall, Hogarth Cafeteria, Fant Library, McDevitt Hall, Whitfield Hall, Shattuck Hall, Carrier Chapel, Goen Hall, Jones Hall, and Old Pohl. The project was previously initiated with the Bureau of Building as GS 104-170 in May 2010 with a budget of \$900,000 which falls under the threshold requiring Board approval. The latest schematic design estimate requires a project budget increase to \$1.3 million which requires Board approval. A new project number has been assigned to the project with the new project budget. Funds are available from HB 1701, Laws of 2010 (\$1,300,000).
14. **MSU** – Approved the initiation of **GS 105-343 – Lee Hall Renovation** and the appointment of Dale Partners Architects, P.A. as design professionals. The project will completely renovate Lee Hall, excluding the auditorium space that was renovated in 2005. Exterior renovation and restoration of the exterior facade, roof, site drainage, and windows will take place. Interior renovations will include architectural, mechanical, and electrical upgrades. Historic details will be maintained throughout the facility in accordance with directives from the Mississippi Department of Archives and History. The estimated project budget is \$20,700,000. Funds are available from HB 1641, Laws of 2008 (\$2,463,146.89); HB 1722, Laws of 2009 (\$4,660,866.80); HB 1701, Laws of 2010 (\$8,000,000); and SB 3100, Laws of 2011 (\$5,575,986.31).
15. **UMMC** – Approved the initiation of **GS 109-208 – Fire Alarm and Clock Upgrades**, the appointment of The Power Source, PLLC as design professionals, and to sole source Simplex as the clock and fire system provider. Simplex is chosen as the sole source provider since this is an upgrade of existing Simplex systems currently in place. This renovation will upgrade the fire alarm systems and clock systems in several older buildings, bringing them up to the same standards as the newer buildings on campus. The project will include the planning and upgrades of the existing Simplex fire alarm system in the Learning Resources Center, Clinical Science, University Rehabilitation Center, and Office Annex I and II Buildings. Also included is the planning and upgrades of the existing Simplex clock system in the Learning Resources Center, Clinical Science and the original Guyton Building. The estimated project budget is \$1,300,000. The funds are available from HB 1701, Laws of 2010 (\$1,300,000).

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16. **UMMC** – Approved the initiation of **GS 109-209 – Building Repair and Renovations** and the appointment of Shafer and Associates, PLLC as design professionals. This renovation will include replacing the roofs on four buildings that have been in use beyond their expected life and will repair two buildings foundations that have experienced movement due to shifting ground. The roofs will be replaced on the LN Building, School of Health Related Professions Maintenance Building, West Wing, and the Old Animal Quarters/Maintenance Area. The foundations will be repaired on the LB Building and the LH Building. The estimated project budget is \$1,100,000. The funds are available from HB 1701, Laws of 2010 (\$1,100,000).
17. **MSU** – Approved the initiation of **IHL 205-261 – Re-Roof Humphrey Coliseum** and the appointment of Michael T. Muzzi, AIA, AUA as design professionals. The project will remove the existing 35 year old roof over the existing coliseum to include the administrative office and ticket office areas. The estimated project budget is \$1,295,750. The funds are available from the Bulldog Club and University Operation and Maintenance funds (\$1,295,750).
18. **UM** – Approved the initiation of **IHL 207-351 – Former Walmart Building Renovation** and the appointment of the Facilities Planning Department, Ian Banner, AIA, Director of Facilities Planning and University Architect as the design professional. The project will consist of the work necessary to prepare approximately 40,000 square feet of the existing Former Walmart Building for future tenant infill. New HVAC, Plumbing, and Electrical Systems will be provided and new restrooms will be constructed to accommodate the occupation of this area. Approximately 7,615 square feet will be fully developed to accommodate the university Math lab and supporting spaces and 8,670 square feet will be partially completed to accommodate university functions that may require a larger open space. The project will include new furniture, minor demolition of existing interior space to accommodate the new work, general construction of metal stud walls & finishes, new HVAC systems, new plumbing, new electrical system, new telecommunications services, concrete walks and asphalt drives. The estimated project budget is \$3,200,000. The funds are available from Internal R&R funds (\$3,200,000).
19. **UMMC** – Approved the initiation of **IHL 209-542 – Generator 12, 13, 14 Replacement** and the appointment of Cooke Douglass Farr Lemons Architects and Engineers P.A. as design professionals. The project includes the removal of existing generators 12, 13, and 14 (originally installed in 1968 and 1980) from Acute Services Wing Sub-Basement areas and install two new modern, efficient, and environmentally compliant generators complete with new auto-transfer switching systems and updated fuel and service distribution systems. The two new units will be sized to handle the existing loads with appropriate space capacity for future loading and will be installed at a ground level location rather than below grade in the existing Mechanical Sub-Basement area. The estimated project budget is \$3,500,000. The funds are available from Hospital Patient Revenue (\$3,500,000).
20. **MSU** – Approved the request to increase the budget for **GS 113-126 – Mech-Bost/Forest Products** from \$900,000 to \$1,450,000 for an increase of \$550,000. This is the first budget escalation request made for this project by the university. The project was initiated in September 2009. The lowest acceptable bid required a budget increase of \$550,000 due to actual market value exceeding the professional's last estimate. The additional funds will be provided by the Bureau of Building Energy Discretionary funds in the amount of \$538,300. The project will address HVAC issues at the Bost Building and Forest Products Building #1, along with adding sprinkler systems to several buildings in the Forest Products complex. Energy management controls will also be added to the Bost Building and Forest Products Building #1. Funds are available from HB 1722, Laws of 2009 (\$911,700) and HB 1701, Laws of 2010 BOB Energy Discretionary funds (\$538,300).

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21. **UMMC** – Approved the request to increase the budget for **IHL 209-540 – School of Dentistry Restorative Lab** from \$1,280,000 to \$1,400,000 for an increase of \$120,000. This is the first budget escalation request made for this project by the university. The project was initiated in February 2011. The lowest acceptable bid required a budget increase of \$120,000 due to actual market value exceeding the professional's last estimate. The additional funding is available from UMMC sources. The project includes the renovation of approximately 3,70 GSF of the existing School of Dentistry lab space. The existing Restorative Lab suite will be renovated and upgraded to provide a modern restorative lab design and will include lab casework, upgraded utilities, additional offices, and support space as well as a new digital simulation area and equipment. Funds are available from Hospital Patient Revenue (\$785,600) and Tuition (\$614,400).
22. **MSU** - Approved the request to lease approximately 6.65 acres of land located on the MSU campus to the Mississippi State University Bulldog Club, Inc. in order to construct a football practice facility on the property using MSU Bulldog Club funds . The lease will commence on August 1, 2011 and continue through the earlier of eighteen months or the date in which the improvements are completed, whichever occurs first. The MSU Bulldog Club, Inc. shall pay to the university good and valuable consideration which includes, but is not limited to, the construction of improvements on the premises by MSU Bulldog Club, Inc. at no cost or other expense to the university with a result that all improvements made to and on the premises shall be owned "free and clear" in fee simple by the university the date the lease terminates. The MSU Bulldog Club, Inc. shall have the option to extend the lease for an additional one year term on the same terms and conditions of the lease by providing notice to the university at any time more than 15 days before the expiration date of this lease. The lease which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
23. **UMMC** – Approved the request to sole source the mechanical HVAC controls for **IHL 209-540 - School of Dentistry Restorative Lab** project to Johnson Controls System. The project will include the renovation of approximately 3,750 GSF of existing School of Dentistry lab space. The existing Restorative Lab suite will be renovated and upgraded to provide a modern restorative lab design and will include lab casework, upgraded utilities, additional offices, and support space as well as a new digital simulation area and equipment. The project budget is \$1,280,000 (\$20,000 estimated HVAC control systems). The funds are available from Hospital Patient Revenues (\$665,600) and Tuition (\$614,400).

LEGAL

24. **UM** – Approved the request to hire the law firm of Armstrong Teasdale Law Firm LLP as outside counsel to assist the university with engineering and physical sciences patent applications and related intellectual property issues. Armstrong Teasdale is based in St. Louis, Missouri, with offices in four other states. Its intellectual property practice group includes fifty attorneys. Erin Florek, a graduate of the University of Mississippi and a member of the firm's intellectual property practice group, will be the primary attorney performing work for the university. Because Ms. Florek is an associate with a relatively low hourly rate (\$175 per hour), the university believes transferring some of its patent prosecution work to Armstrong Teasdale will result in significant savings. Hourly rates range from \$250-\$375 for principals, from \$175-\$205 for associates, and \$150 for paralegals. The term of the proposed contract is from July 1, 2011 to June 30, 2012, and total expenditures will not exceed \$100,000. The Attorney General has approved this request. The Board authorized the university to execute an annual contract employing Armstrong Teasdale.

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25. **UM** – Approved the request to renew the contract for professional services with the law firm of Butler, Snow, O’Mara, Stevens & Cannada, PLLC (“Butler, Snow”) as outside counsel so that it may continue to assist the university with pharmaceutical patent applications, intellectual property issues, commercialization of intellectual property, and other commercial transactions. The firm’s blended hourly rate under the contract for all attorneys within designated practice areas are as follows: intellectual property/patent work: \$225.00 per hour; commercial: \$215.00 per hour; and \$85.00 for all legal assistants. These rates are unchanged from last year and are competitive with or less than those charged by similarly qualified attorneys. The term of the proposed contract is from July 1, 2011 to June 30, 2012, and total expenditures will not exceed \$100,000. The Attorney General has approved this request. The Board authorized the university to execute the contract extension employing Butler, Snow.
26. **UM** – Approved the request to renew the contract for professional services with the New York law firm of Hershkovitz & Associates, Law Firm LLC (“Hershkovitz”) as outside counsel so that Eugene Rzucidlo, an attorney practicing with Hershkovitz, may continue to assist the university with pharmaceutical and natural products patent applications and related intellectual property and commercialization issues. Mr. Rzucidlo is one of a few patent lawyers in the world who is also a natural products chemist. Mr. Rzucidlo’s hourly rate is \$595 per hour, which is the same as we paid during the last contract period and is comparable to similarly qualified and experienced patent counsel. The term of the proposed contract is from July 1, 2011 to June 30, 2012, and total expenditures will not exceed \$150,000. The Attorney General has approved this request. The Board also authorized the university to execute a contract employing Mr. Rzucidlo and the Hershkovitz firm.
27. **UM** – Approved the request to renew the contract with Stites & Harbison Law Firm as outside counsel so that it may continue to assist the university with pharmaceutical patent applications and intellectual property issues. Richard Myers, an alumnus of the university and a member of the IPT group, will be the primary attorney performing work for the university. Mr. Myers’ hourly rate is \$310, with other professionals who may work on University matters billing between \$135 (paralegal) and \$320 per hour. These rates are less than the rates of similarly qualified patent attorneys. The term of the proposed contract is from July 1, 2011 to June 30, 2012, and total expenditures will not exceed \$250,000. The Attorney General has approved this request. The Board authorized the university to execute an annual contract employing Stites & Harbison.

PERSONNEL REPORT

EMPLOYMENT

Alcorn State University

Betty J. Roberts, Vice President for Administrative Affairs; salary \$150,000 per annum, pro rata; E&G Funds; effective July 11, 2011

Jackson State University

James C. Renick, Chief Administrative Advisor to the President for Special Initiatives; salary of \$100,000 per annum, pro rata; E&G Funds; effective July 1, 2011

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Mississippi Valley State University

- James Washburn, Vice President for Business and Finance/Chief Financial Officer, salary of \$120,000 per annum, pro rata; E & G Funds; effective July 1, 2011
- Angela Getter, Vice President for University Advancement, salary of \$100,000 per annum, pro rata; E & G Funds; effective July 1, 2011

Mississippi State University

(hired with tenure)

- Jason M. Keith, Professor and Director, Swalm School of Chemical Engineering, hired with tenure, salary of \$175,000 per annum, pro rata; E&G Funds; effective August 1, 2011
- Christopher A. Snyder, Professor, History, hired with tenure, and Dean, Judy and Bobby Shackouls Honors College; salary of \$140,000 per annum, pro rata; E&G Funds; effective August 1, 2011
- Thomas W. Miller, Jr., Professor, Finance and Economics, hired with tenure; salary of \$165,000 per annum, pro rata; E&G Funds; effective August 16, 2011

Mississippi Valley State University

(hired with tenure)

Anthony Johnson, Dean of the College of Professional Studies and Education, hired with tenure, salary of \$95,000 per annum, pro rata; E & G Funds; effective July 1, 2011

Alcorn State University

Rehired Retiree making more than \$20,000 who is NOT on contract during Fiscal Year 2011

Malvin A. Williams, Sr.,*former position*: Interim President; *re-employment position*: Interim Intercollegiate Athletics Director; *re-employment period*: May 11, 2011 through June 30, 2011; prorated salary of \$50,000

Mississippi State University

Rehired Retirees making more than \$20,000 who are NOT on contracts during Fiscal Year 2011

- Robert Brook,*former position*: Head, Computer Applications; *re-employment position*: Director; *re-employment period*: May 04, 2011 through June 30, 2011; *salary of \$55,000*
- Brenda Cherry, *former position*: Purchasing Supervisor; *re-employment position*: Business Coordinator; *re-employment period*: May 04, 2011 through June 30, 2011; *salary of \$21,399*
- George Reed,*former position*: Associate Athletic Director; *re-engaged position*: Associate Athletic Director; *re-engagement period*: July 01, 2010 through June 30, 2011; *salary of \$46,512*

IHL Executive Office

Rehired Retirees making more than \$20,000 who are NOT on contracts during Fiscal Year 2012

- Ray Bailey, *former position*: Superintendent Building and Grounds; *re-employed position*: Superintendent Building and Grounds; *re-employment period*: July 1, 2011 through June 30, 2012; *salary of \$30,775*
- Zeleder Barnes, *former position*: Teacher Harrison County Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; *salary of \$31,200 (externally funded grant position)*
- Lewis W. Carlisle, *former position*: Director of Technology Rankin County Schools; *re-employed position*: Project Manager/System Analyst (MS Office of State Financial Aid); *re-employment period*: July 1, 2011 through June 30, 2012; *salary of \$24,960*

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- William Chambers, *former position*: Principal Leake County Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Brenda Chaney, *former position*: Counselor Newton County Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Benjamin Esquibel, *former position*: Principal Pascagoula Public Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Christine Guillotte, *former position*: Director Purchasing and Property; *re-employed position*: Director Purchasing and Property; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$22,575
- Michael D. Haynie, *former position*: Headmaster Oxford University School; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Shirley King, *former position*: Literacy Coach Jackson Public Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Rebecca Marble, *former position*: Principal Leake County Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Shirley Nichols, *former position*: Assistant Superintendent Leake County School District; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Rita Noullet, *former position*: Teacher Harrison County School District; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Peggy Orey, *former position*: Literacy Director Jackson Public Schools; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)
- Ethel Woodley, *former position*: Teacher North Bolivar School District; *re-employed position*: GEAR UP MS College Coach; *re-employment period*: July 1, 2011 through June 30, 2012; salary of \$31,200 (*externally funded grant position*)

Mississippi University for Women

Rehired Retiree making more than \$20,000 who is ON contract during Fiscal Year 2012

Bob Fuller, *former position* – Principal of Armstrong Middle School in Starkville, MS; *re-employment position* – Assistant Professor of Education; *re-employment period* – FY 12; salary of \$25,000

CHANGE OF STATUS

Jackson State University

Marcus Chanay, *from* Associate Vice President for Student Life; salary of \$100,000 per annum, pro rata; E&G Funds; *to* Vice President for Student Life; salary of \$120,000 per annum, pro rata; E&G Funds; effective July 1, 2011

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Mississippi Valley State University

- Jerald Adley, *from* Chief of Staff; salary of \$110,000 per annum, pro rata; *to* Vice President of Student Affairs, Enrollment Management, and Diversity, salary of \$120,000 per annum, pro rata; E&G Funds; effective July 1, 2011
- Curressia Brown, *from* Interim Dean of the College of Professional Studies and Education; salary of \$75,000 per annum, pro rata; E&G Funds; *to* Dean of the Graduate College, salary of \$90,000 per annum, pro rata; E&G Funds; effective July 1, 2011
- Rickey Hill, *from* Dean of the Graduate College; salary of \$97,855 per annum, pro rata; E&G Funds; *to* Professor of Political Science, Department of Social Science; salary of \$78,284 per annum, pro rata; E&G Funds; effective August 15, 2011
- Hareshnarayan Khanna, *from* Part-time Vice President for Business and Finance/Chief Financial Officer; salary of \$29,814 per annum, pro rata; E&G Funds; *to* effective July 1, 2011 through July 15, 2011, Part-time Business and Finance Special Projects Officer; salary of \$14,907, per annum, pro rata; E&G Funds (*Dr. Khanna will be assisting the new CFO, Mr. Washburn, during a two-week transitional period. Dr. Khanna will terminate effective July 15, 2011-see terminations.*)
- Tazinski Lee, *from* Interim Dean of the College of Arts and Sciences to Dean, salary of \$90,000 per annum, pro rata; E&G Funds; *to* Dean of the College of Arts and Sciences, salary of \$95,626 per annum, pro rata; E&G Funds; effective July 1, 2011
- Johnny Jones, *from* Vice President of Student Affairs, salary of \$120,000 per annum, pro rata; E&G Funds; *to* faculty in the Health Physical Education and Recreation, salary of \$46,500 per annum, pro rata; E&G Funds; effective August 15, 2011

University of Southern Mississippi

Steven Moser; *from* Senior Associate Dean, College of Arts and Letters and Professor, School of Music, salary of \$106,585 per annum, pro rata; E&G Funds; *to* Interim Dean, College of Arts and Letters and Professor, School of Music, salary of \$137,500 per annum, pro rata; E&G Funds; effective July 1, 2011

EMERITUS STATUS

Alcorn State University

Dr. Thomas D. Bolden in recognition of his years of outstanding contributions to the university in teaching, research and service. He retired as Professor of Chemistry and Physics in June 2009.

SABBATICAL

Delta State University

DSU requested a correction related to this item which was initially submitted as professional leave without pay, when it should be with pay for the period noted.

Joe Abide, Associate Professor of Art, College of Arts and Sciences; *from* salary of \$51,575 per nine months; E&G Funds; *to* professional leave with pay; effective August 1, 2011 through December 31, 2011; professional development

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TERMINATION

Mississippi Valley State University

Hareshnarayan Khanna, Part-time Business and Finance Special Projects Officer; effective July 15, 2011

ADMINISTRATION/POLICY

28. **System** - Approved the following individuals to serve on the Mississippi University Research Authority (MURA) in accordance with the Mississippi University Research Authority Act.

By virtue of the Act, the following are MURA Members:

Vice President of the Board of Trustees – Ed Blakeslee

Executive Director of the Mississippi Development Authority – Mr. Leland Speed or his Designee

President of the Mississippi Resource Development Corporation – Dr. Jim Borsig

Ex-Officio Commissioner of Higher Education – Dr. Hank M. Bounds

By virtue of the Act, the following are to be appointed by the Board from among the Chief Research Officers of the eight institutions as MURA members:

Dr. David R. Shaw

Vice President for Research & Economic Development

Mississippi State University

Dr. Felix Okojie

Vice President for Research and Federal Relations

Jackson State University

Dr. Alice M. Clark

Vice Chancellor for Research and Sponsored Programs

University of Mississippi

Dr. Denis Wiesenburg

Vice President for Research

University of Southern Mississippi

Appointments are effective July 1, 2011 through June 30, 2012.

BUDGET AGENDA

Presented by Trustee Aubrey Patterson, Chair

On motion by Trustee Patterson, seconded by Trustee Davidson, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #12 on the following Budget Agenda. On motion by Trustee Patterson, seconded by Trustee Davidson, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #13. On motion by Trustee Patterson, seconded by Trustee Blakeslee, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #14.

1. **ASU** – Approved the request to waive the annual audit requirement applicable to three IHL approved affiliation entities for the fiscal year ending June 30, 2011. The affiliated entities are ASU National Alumni Association Foundation, Inc., ASU National Alumni Association, and ASU "A" Club. Board Policy 301.0806 University Foundation/Affiliated Entity Agreements requires annual

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audits for affiliated entities. At the request of the Entity, the IEO of the university, with approval of the IHL Board may grant to waive the requirements of the audit by a CPA firm on showing of adequate grounds. Such request for a waiver must also be accompanied by the most recent audited financial statement. The three ASU affiliated entities requested waivers based on cost of audits placing a financial burden on the organizations and the fact that the entities do not believe their fiscal year statements will be materially different than the prior year. Although some financial information was received, no audited financial statements have been received from the three entities for either FY 2009 or FY 2010.

2. **JSU** – Approved the request to enter into a professional services agreement with Aramark Educational Services, LLC (Aramark) to provide dining and catering management services for its food service operations. The contract length is ten years – July 1, 2011 through June 30, 2021. This revenue contract is projected to generate \$23,982,919 over the ten- year life of the contract. The revenue elements are \$3,110,000 from *facility investments*, \$5,247,030 from *sales commissions*, \$12 million *rental income*, and \$3,625,889 in *other incentives*. Other incentives include: Dining Sponsorship Catering \$100,000, Scholarships \$50,000, Maintenance Fund \$377,337, Utilities Funds, \$1,886,683, Presidential Catering \$500,000, Small Expendable Equipment Replacement \$100,000, Marketing Support Fund \$80,000 Point of Sale and Maintenance Fund \$306,869 which includes a \$5,000 one-time technology investment in the first year, and \$225,000 *Brand Refresh Fund*. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.
3. **MSU** – Approved the request to amend an original agreement with ARAMARK Educational Services, LLC and to enter a related agreement with Panda Express, Inc. The purpose of these agreements is to secure additional investments to increase meal service capacity and meal service diversity in Perry Cafeteria and Colvard Student Union Food Court. The ARAMARK amendment and the Panda agreement will begin upon their signing after Board approval. The ARAMARK amendment will end concurrent with the existing Food Services Management Agreement on June 30, 2017. The Panda agreement will end on March 31, 2017. This revenue contract is projected to generate an additional \$980,523 over the remaining six years of the original life of the contract. The revenues elements are \$170,523 in additional sales commissions and \$810,000 in facilities and equipment investments. No other incentives are included within this contract amendment. The agreement which has been reviewed and approved by the Attorney General’s Office is on file at the Board Office.
4. **MSU** - Approved Watkins Ludlam Winter & Stennis, P.A. as the bond counsel, Morgan Keegan as the lead underwriter, and the bond resolution authorizing the Mississippi State University Educational Building Corporation (MSU EBC) to issue bonds for a new residence hall. The purpose of this resolution is the constructing, furnishing, and equipping of a new residence hall, demolishing existing facilities, and refinancing Revenue Bond Series 2001 up to a maximum of \$58 million. Funds are available from the Education Building Corporation revenues. The Attorney General’s Office has approved the bond resolution.
5. **MVSU** – Approved amendment three to the existing food services agreement with Thompson Hospitality Services, LLC (THS). The previous amendments extended the contract dates. The current agreement is scheduled to expire on June 30, 2015. Amendment three changes the terms of the current contract to include a planned financial investment by the vendor, the establishment of a fund for repairs and maintenance, additional catering allowances by the vendor, and a new pricing schedule and will extend the current agreement an additional six years – July 1, 2011 through June

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30, 2021. Although this is a fixed cost contract for food purchases, MVSU expects to also generate revenues to include \$3,480,000 (inflation adjusted) over the 10 year life. The vendor agreed to make initial investment of \$2,100,000, during FY 2012, in facilities and equipment. Additional annual incentives include: (1) \$70,000 catering allowance for Special Events, (2) \$75,000 for repair and maintenance fund, and (3) \$25,000 for student scholarships. These amounts will be adjusted for inflation. Total food service revenues generated in excess of cost of meals paid to the vendor are expected to be just under \$3.8 million over the life of the contract. Additionally, the unamortized balance from prior facilities investments of \$230,000 has been waived by Thompson. The contract will be funded using revenues from student meal plans and daily commuters such as students, faculty, staff, and visitors. The Board approved a 14.4% rate increase for the institution's FY 2012 meal plans (equating to \$1,400 per semester, per student). Financial analysis indicates that these approved meal plan rates will be sufficient to fund the daily rates for ARAMARK services. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

6. **UM** –Approved the resolution authorizing the University of Mississippi Educational Building Corporation (UM EBC) to issue up to a maximum aggregate principal amount of \$38 million of fixed rate bonds to partially finance construction of a new residence hall. The Board approved the initiation of the project (IHL 207-345) in November 2010 at an estimated total cost of \$32 million. At its April 2011 meeting, the Board approved an escalation of the total project budget to \$39,314,500 and named the professional team of Butler, Snow, O'Mara, & Cannada, PLLC as bond counsel, Morgan Keegan as the lead underwriter, and Stephens and Edward Jones as underwriting co-manager. Of the \$39,314,500 total project cost, \$38 million will be funded via the bond issue with the remaining \$1,314,500 being funded with "self-generated" funds including student housing R&R reserves and contributions from the university food service partner. The Attorney General's Office approved the bond resolution.
7. **UM** – Approved the request to escalate the On-Campus Education and General budget and approved the spending authority as shown below. The escalation is requested to increase scholarship costs due to greater than anticipated enrollment. The On Campus budget was originally escalated by the Board at the March 2011 meeting. The budget increase will be funded through tuition revenue.

Category	Revised FY 2011 Budget ¹	Revision/ Escalation	New Revised FY 2011 Budget
Salaries	\$ 86,835,612	\$ -	\$ 86,835,612
Wages	22,223,805	-	22,223,805
Fringe Benefits	40,407,253	-	40,407,253
Total Salaries, Wages, & Fringe Benefits	149,466,670	-	149,466,670
Travel and Subsistence	1,636,689	-	1,636,689
Contractual Services	39,885,582	3,502,910	43,388,492
Commodities	5,575,581	-	5,575,581
Capital Outlay:			-
Non Equipment	4,045,477	-	4,045,477
Equipment	2,870,310	-	2,870,310
Total Capital Outlay	6,915,787	-	6,915,787
Transfers			-

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Mandatory Transfers	1,111,067	-	1,111,067
Non-Mandatory Transfers	5,595,309	-	5,595,309
Total Transfers	6,706,376	-	6,706,376
Total Off Campus Budget	\$ 210,186,685	\$ 3,502,910	\$ 213,689,595

¹ As approved by the Board at the March 2011 meeting.

8. **UM** - Approved the request to escalate the Off-Campus Education and General budget and approved the spending authority as shown below. The escalation is requested to increase operating and personnel costs due to greater than anticipated enrollment. The Off Campus budget was originally escalated by the Board at the March 2011 meeting. The budget increase will be funded through tuition revenue.

Category	Revised FY 2011 Budget ¹	Revision/ Escalation	New Revised FY 2011 Budget
Salaries	\$ 5,101,159	\$ 292,308	\$ 5,393,467
Wages	784,050	-	784,050
Fringe Benefits	1,763,952	87,692	1,851,644
Total Salaries, Wages, & Fringe Benefits	7,649,161	380,000	8,029,161
Travel and Subsistence	102,779	-	102,779
Contractual Services	1,463,458	100,000	1,563,458
Commodities	239,604	-	239,604
Capital Outlay:			-
Non Equipment	-	-	-
Equipment	158,582	-	158,582
Total Capital Outlay	158,582	-	158,582
Transfers			-
Mandatory Transfers	103,484	-	103,484
Non-Mandatory Transfers	131,094	-	131,094
Total Transfers	234,578	-	234,578
Total Off Campus Budget	\$ 9,848,162	\$480,000	\$ 10,328,162

¹ As approved by the Board at the March 2011 Board meeting.

9. **UM** – Approved the request to amend the professional services agreement with Aramark Educational Services, LLC. (Aramark). During fiscal year 2011, UM experienced a 20 percent growth in their freshman class and an increase in the overall student body in excess of 7 percent. This has resulted in difficulty being able to accommodate the dining needs of students during peak dining hours. This amendment provides financial investment by the vendor along with a new guaranteed sales commission structure. In exchange, UM will extend the current agreement an additional nine years – July 1, 2011 through June 30, 2021. The total value of this ten-year contract is \$27,138,000 with estimated commissions of \$19,707,000. The contract will also include \$1,485,000 in capital investment dollars, \$5,000,000 in enhanced commission payments which will be used for renovations, \$750,000 in brand re-fresh dollars, and \$196,000 of in-kind catering services.

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The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

10. **UM** - Approved the request to amend the professional services agreement with Barnes and Noble College Booksellers, LLC (B&N) to operate and provide services for the bookstore on campus. B&N is currently the institution's exclusive buyer and seller of all required, recommended, or suggested course materials and supplies, including books, course packs, computer software, textbook rentals, and materials published or distributed electronically. This exclusive right includes all educational supplies, notebooks, stationery, desk and room accessories, etc. The contract renewal period is ten years in length –December 15, 2011 through December 14, 2021. There is an option to renew for an additional five years, subject to mutual agreement. The total value of this ten-year revenue contract is \$7,020,000. The university will receive commission revenue of \$620,000 in the first year along with a signing bonus of \$250,000 and renovation dollars of \$500,000 for a total first year of revenues of \$1,370,000. The other nine years the university will receive commissions from the contract which are estimated at approximately \$620,000 per year. In addition, the institution will receive \$70,000 from B&N for textbook scholarships over the ten years of the agreement. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
11. **USM** – Approved the request to amend its professional services agreement with Barnes and Noble College Booksellers, LLC (B&N) to outsource the operation of the bookstore on campus. The amendment changes certain terms from the original contract to include an additional financial investment by the vendor, initiation of a textbook rental system, and additional financial incentives to the institution. This amendment will extend the current contract an additional five years through June 30, 2019. This revenue contract is projected to generate \$7,759,000 over the revised length of the contract. The revenue elements include \$6 million in estimated *sales commissions*, \$500,000 in *facilities and equipment investments*, and \$1,259,000 in *other incentives*. Other incentives include: \$100,000 technology investment, \$400,000 Student Textbook Scholarships, \$400,000 of Student Retention Payments, \$130,000 in Utilities Payments, \$104,000 in Marketing and Promotions Payments, \$80,000 in Alumni Affinity Program Payments to be paid to the USM Alumni Association, \$20,000 in Foundation Fund Payments, and \$25,000 in Education Fund Payments. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
12. **System** – Approved the request to renew the automobile insurance coverage with Union Standard Insurance Company and American Empire Surplus Lines Insurance Company for the system. The contract insures the system automobile liability exposure in the most cost-effective method. The insurance policy is for three years - July 1, 2011 to July 1, 2014. To limit its exposure, the IHL Tort Plan currently purchases liability insurance coverage of \$500,000 in-state and \$5,000,000 out-of-state through Union Standard Insurance Company and American Empire Surplus Lines Insurance Company. The quoted rate of \$295.55 per vehicle has remained the same since July 1, 2009. Based on the current number of vehicles, the premium quoted by Union Standard for FY 2012 is \$505,391. The current premium is \$506,277. The current quoted rate per vehicle is subject to a three-year

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guarantee by Union Standard Insurance Company contingent on loss ratio. The premium quoted by American Empire Surplus Lines Insurance Company for FY 2012 is \$121,972.50, which is the same amount as the current premium. The universities are billed directly for their share of the premium.

13. **System** – Approved the Fiscal Year 2012 Operating Budgets of \$3.5 billion for the institutions, their separately budgeted units, UMMC and the Executive Office. (**See Exhibits 1 - 8.**)
14. **System** – Approved the Fiscal Year 2013 Legislative Budget Request (LBR). (**See Exhibit 9.**)

REAL ESTATE AGENDA

Presented by Trustee Scott Ross, Chair

On motion by Trustee Ross, seconded by Trustee Neely, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda items #1 - #3 as submitted on the following Real Estate Agenda.

1. **UMMC** - Approved the initiation of **GS 109-210 - School of Medicine** and the appointment of Cooke Douglass Farr Lemons + Eley & Associates, A Joint Venture, as design professionals who were selected from a short list of three architectural firms and interviewed by the Bureau of Building. 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. The proposed location is immediately north of and connected to, the existing Learning Resources Center. It is anticipated that the proposed project site will require substantial realignment of campus roadways, utilities, and infrastructure to accommodate the new building. The initial project budget is expected to be expanded in subsequent funding cycles to complete the project. The current estimate of total costs is \$65,000,000 for the School of Medicine. In order to maintain continued progress with current funds, phased construction may be a project consideration. Funds in the amount of \$4,500,000 are presently available from state bond funds and Bureau of Building (SB 3100, Laws of 2011) to begin the design process and proceed through the construction document phase. Subsequent funding will come from future bond funds and/or UMMC sources.
2. **JSU** - Approved the request to take all necessary actions and execute all documents on advice of counsel to accomplish the transactions and conveyances contemplated to fulfill the provisions of HB 1158, Laws of 2011. The Mississippi Legislature passed HB 1158 in the 2011 Legislative Session which was signed by the Governor on March 16, 2011. HB 1158 deals with “real property located in Hinds County, Mississippi, generally known as the ‘Mississippi Veterans Memorial Stadium Property’, under the jurisdiction of the Department of Finance and Administration as of July 1, 2008 , and any other state-owned property located in the area bounded on the north by Taylor Street, on the west by North West Street, on the south by Woodrow Wilson Avenue and on the east by North State Street used as part of or in connection with the Mississippi Veterans Memorial Stadium.” Under the bill, the stadium property goes to JSU and the surrounding property goes to UMMC. The

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remainder of the Mississippi Veterans Memorial Stadium property shall be transferred from the Department of Finance and Administration (DFA) to JSU, until such time as JSU relocates its home football games to another venue. At the time of relocation by JSU of its home football games, the portion of Mississippi Veteran's Memorial Stadium property conveyed to JSU under HB 1158, Laws of 2011 shall be transferred to the University of Mississippi Medical Center. JSU is working with DFA to do all such actions necessary to deal with the current lease holders and to clear title to the property.

3. **UMMC** - Approved the request to take all necessary actions and execute all documents on advice of counsel to accomplish the transactions and conveyances contemplated to fulfill the provisions of HB 1158, Laws of 2011. The Mississippi Legislature passed HB 1158 in the 2011 Legislative Session which was signed by the Governor on March 16, 2011. HB 1158 deals with "real property located in Hinds County, Mississippi, generally known as the 'Mississippi Veterans Memorial Stadium Property', being any property under the jurisdiction of the Department of Finance and Administration as of July 1, 2008 , and any other state-owned property located in the area bounded on the north by Taylor Street, on the west by North West Street, on the south by Woodrow Wilson Avenue and on the east by North State Street used as part of or in connection with the Mississippi Veterans Memorial Stadium." Under the bill, the stadium property goes to Jackson State University (JSU) and the surrounding property goes to UMMC. The university is working with DFA to do all such actions necessary to deal with the current lease holders and to clear title to the property. UMMC will use the property for future campus expansion.

LEGAL AGENDA

Presented by Mr. Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Rouse, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to move agenda item #2 to the Executive Session Agenda. On motion by Trustee Perry, seconded by Trustee Ross, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the following Legal Agenda.

1. **JSU** - Approved the proposed affiliation agreement between JSU and the Mississippi e-Center Foundation. The proposed affiliation agreement meets the requirements of Board policy 301.0806 University Foundation/Affiliated Entity Activities. A copy of the agreement is included in the bound *June 16, 2011 Board Working File*.
2. **System** - Request to settle the IHL Self-Insured Workers' Compensation Claim Number 875167. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA.)**

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INFORMATION AGENDAS

Presented by Commissioner Hank M. Bounds

REAL ESTATE

1. **System** - The Board received the Real Estate items that were approved by the Board staff subsequent to the May 19, 2011 Board meeting in accordance with Board Policy 904 Board Approval. (**See Exhibit 10.**)

LEGAL

2. **System** - The Board received a report of the payment of legal fees to outside counsel. (**See Exhibit 11.**)

ADMINISTRATION/POLICY

3. **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 compliance with Board Policy 707.01 Land, Property and Service Contracts, the Commissioner has the authority “to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On May 10, 2011, the Commissioner approved the request for the MSU Mississippi Child Care Resource & Referral Network to lease office space from Stephen J. Rosenthal. The office space is located in Indianola, MS. The lease agreement will expire on April 30, 2012. MSU has the option to extend the agreement an additional 24 months with a small increase in the monthly lease terms. MSU will pay the vendor \$500 per month for one unit of office space. This equates to \$6,000 of lease cost to the university for the first 12 month term, with an additional \$13,200 in lease fees if the 24-month option is exercised. In addition to these lease costs, the university will be responsible for all utilities, including telephone and internet services. The Executive Office legal staff have reviewed and approved the contract documents.
 - b. **UM** – In compliance with Board Policy 701.06 Budget Escalations and Revisions, “all revisions to the 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 May 20, 2011, the Commissioner approved the budget revisions to the Mississippi Center for Supercomputing Research and the Center for Manufacturing Excellence. These budget revisions contain no increases in the total budgets but rather reallocations among individual expense categories
 - c. **USM** – On June 1, 2011, the Commissioner approved the 2011-2012 Traffic and Parking Regulations in accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations.

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4. **System** - The following standing committees were appointed by Board President Robin Robinson.

Academic Affairs

1. Doug Rouse, Chair
2. Ed Blakeslee
3. Stacy Davidson
4. Bettye Neely
5. Christy Pickering
6. C. D. Smith

Legal

1. Alan Perry, Chair
2. Ed Blakeslee
3. Aubrey Patterson
4. Scott Ross
5. Amy Whitten

Budget

1. Aubrey Patterson, Chair
2. Stacy Davidson
3. Bob Owens
4. Alan Perry
5. Christy Pickering
6. Amy Whitten

Real Estate

1. Scott Ross, Chair
2. Bettye Neely
3. Bob Owens
4. Doug Rouse
5. C. D. Smith

*The President is an Ex-Officio member of all committees.

EXECUTIVE SESSION

On motion by Trustee Perry, with Trustees Pickering and Whitten absent and not voting, 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 Smith, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously **to go into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a litigation matter at Mississippi State University.

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

On motion by Trustee Blakeslee, seconded by Trustee Patterson, with Trustees Pickering and Whitten absent and not voting, all Trustees legally present and participating voted unanimously to approve the settlement of the Workers' Compensation Claim Number 875167 case styled, *Maggie Patrick vs. MSU, et al.*, as recommended by legal counsel.

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

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**BUDGET COMMITTEE
MEETING REPORT**
June 10, 2011

The Budget Committee teleconference meeting was called to order at 1:30 p.m. on June 10, 2011 by Chairman Aubrey Patterson. In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this teleconference meeting were recorded by name in a roll-call fashion. On motion by Trustee Perry, seconded by Trustee Davidson, with Trustees Pickering and Whitten absent and not voting, all Budget Committee members legally present and participating voted unanimously to approve items #1 - #12 as shown below.

1. **ASU** – Approved the request for a waiver of the annual audit requirement applicable to three IHL approved affiliation entities for the fiscal year ending June 30, 2011. The affiliated entities are ASU National Alumni Association Foundation, Inc., ASU National Alumni Association, and ASU "A" Club. Board Policy 301.0806, University Foundation/Affiliated Entity Agreements, requires annual audits for affiliated entities. At the request of the Entity, the IEO of the university, with approval of the IHL Board may grant to waive the requirements of the audit by a CPA firm on showing of adequate grounds. Such request for a waiver must also be accompanied by the most recent audited financial statement. The three ASU affiliated entities requested waivers based on cost of audits placing a financial burden on the organizations and the fact that the entities do not believe their fiscal year statements will be materially different than the prior year. Although some financial information was received, no audited financial statements have been received from the three entities for either FY 2009 or FY 2010.
2. **JSU** – Approved the request to enter into a professional services agreement with Aramark Educational Services, LLC (Aramark) to provide dining and catering management services for its food service operations. The contract length is ten years – July 1, 2011 through June 30, 2021. This revenue contract is projected to generate \$23,982,919 over the ten- year life of the contract. The revenue elements are \$3,110,000 from *facility investments*, \$5,247,030 from *sales commissions*, \$12 million *rental income*, and \$3,625,889 in *other incentives*. Other incentives include: Dining Sponsorship Catering \$100,000, Scholarships \$50,000, Maintenance Fund \$377,337, Utilities Funds, \$1,886,683, Presidential Catering \$500,000, Small Expendable Equipment Replacement \$100,000, Marketing Support Fund \$80,000 Point of Sale and Maintenance Fund \$306,869 (which includes a \$5,000 one-time technology investment in the first year, and \$225,000 *Brand Refresh Fund*). The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
3. **MSU** – Approved the request to amend an original agreement with ARAMARK Educational Services, LLC and to enter a related agreement with Panda Express, Inc. The purpose of these agreements is to secure additional investments to increase meal service capacity and meal service diversity in Perry Cafeteria and Colvard Student Union Food Court. The ARAMARK amendment and the Panda agreement will begin upon their signing after Board approval. The ARAMARK

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amendment will end concurrent with the existing Food Services Management Agreement on June 30, 2017. The Panda agreement will end on March 31, 2017. This revenue contract is projected to generate an additional \$980,523 over the remaining six years of the original life of the contract. The revenues elements are \$170,523 in additional sales commissions and \$810,000 in facilities and equipment investments. No other incentives are included within this contract amendment. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

4. **MSU** - Approved the bond counsel, lead underwriter, and the bond resolution authorizing the Mississippi State University Educational Building Corporation (MSUEBC) to issue bonds for a new residence hall. Bond counsel is Watkins Ludlam Winter & Stennis, P.A. and the lead underwriter is Morgan Keegan. The purpose of this resolution is the constructing, furnishing, and equipping of a new residence hall, demolishing existing facilities, and refinancing Revenue Bond Series 2001 up to a maximum of \$58 million. The bonds will not exceed \$58 million. Funds are available from the Education Building Corporation revenues. The Attorney General's Office has approved the bond resolution.
5. **MVSU** – Approved amendment three to the existing food services agreement with Thompson Hospitality Services, LLC (THS). The previous amendments extended the contract dates. The current agreement is scheduled to expire on June 30, 2015. Amendment three changes the terms of the current contract to include a planned financial investment by the vendor, the establishment of a fund for repairs and maintenance, additional catering allowances by the vendor, and a new pricing schedule and will extend the current agreement an additional six years – July 1, 2011 through June 30, 2021. Although this is a fixed cost contract for food purchases, MVSU expects to also generate revenues to include \$3,480,000 (inflation adjusted) over the 10 year life. The vendor agreed to make initial investment of \$2,100,000, during FY 2012, in facilities and equipment. Additional annual incentives include: (1) \$70,000 catering allowance for Special Events, (2) \$75,000 for repair and maintenance fund, and (3) \$25,000 for student scholarships. These amounts will be adjusted for inflation. Total food service revenues generated in excess of cost of meals paid to the vendor are expected to be just under \$3.8 million over the life of the contract. Additionally, the unamortized balance from prior facilities investments of \$230,000 has been waived by Thompson. The contract will be funded using revenues from student meal plans and daily commuters such as students, faculty, staff, and visitors. The Board approved a 14.4% rate increase for the institution's FY 2012 meal plans (equating to \$1,400 per semester, per student). Financial analysis indicates that these approved meal plan rates will be sufficient to fund the daily rates for ARAMARK services. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
6. **UM** –Approved the resolution authorizing the University of Mississippi Educational Building Corporation (UM EBC) to issue up to a maximum aggregate principal amount of \$38 million of fixed rate bonds to partially finance construction of a new residence hall. The Board approved the initiation of the project (IHL 207-345) in November 2010 at an estimated total cost of \$32 million. At its April 2011 meeting, the Board approved an escalation of the total project budget to

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\$39,314,500 and named the professional team of Butler, Snow, O’Mara, & Cannada, PLLC as bond counsel, Morgan Keegan as the lead underwriter, and Stephens and Edward Jones as underwriting co-manager. Of the \$39,314,500 total project cost, \$38 million will be funded via the bond issue with the remaining \$1,314,500 being funded with “self-generated” funds including student housing R&R reserves and contributions from the university food service partner. The Attorney General’s Office approved the bond resolution.

7. **UM** – Approved the request to escalate the On-Campus Education and General budget and approved the spending authority as shown below. The escalation is requested to increase scholarship costs due to greater than anticipated enrollment. The On Campus budget was originally escalated by the Board at the March 2011 meeting. The budget increase will be funded through tuition revenue.

Category	Revised FY 2011 Budget ¹	Revision/ Escalation	New Revised FY 2011 Budget
Salaries	\$ 86,835,612	\$ -	\$ 86,835,612
Wages	22,223,805	-	22,223,805
Fringe Benefits	40,407,253	-	40,407,253
Total Salaries, Wages, & Fringe Benefits	149,466,670	-	149,466,670
Travel and Subsistence	1,636,689	-	1,636,689
Contractual Services	39,885,582	3,502,910	43,388,492
Commodities	5,575,581	-	5,575,581
Capital Outlay:			-
Non Equipment	4,045,477	-	4,045,477
Equipment	2,870,310	-	2,870,310
Total Capital Outlay	6,915,787	-	6,915,787
Transfers			-
Mandatory Transfers	1,111,067	-	1,111,067
Non-Mandatory Transfers	5,595,309	-	5,595,309
Total Transfers	6,706,376	-	6,706,376
Total Off Campus Budget	\$ 210,186,685	\$ 3,502,910	\$ 213,689,595

¹ As approved by the Board at the March 2011 meeting.

8. **UM** - Approved the request to escalate the Off-Campus Education and General budget and approved the spending authority as shown below. The escalation is requested to increase operating and personnel costs due to greater than anticipated enrollment. The Off Campus budget was originally escalated by the Board at the March 2011 meeting. The budget increase will be funded through tuition revenue.

Category	Revised FY 2011 Budget ¹	Revision/ Escalation	New Revised FY 2011 Budget
Salaries	\$ 5,101,159	\$ 292,308	\$ 5,393,467
Wages	784,050	-	784,050
Fringe Benefits	1,763,952	87,692	1,851,644
Total Salaries, Wages, & Fringe Benefits	7,649,161	380,000	8,029,161

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Travel and Subsistence	102,779	-	102,779
Contractual Services	1,463,458	100,000	1,563,458
Commodities	239,604	-	239,604
Capital Outlay:			-
Non Equipment	-	-	-
Equipment	158,582	-	158,582
Total Capital Outlay	158,582	-	158,582
Transfers			-
Mandatory Transfers	103,484	-	103,484
Non-Mandatory Transfers	131,094	-	131,094
Total Transfers	234,578	-	234,578
Total Off Campus Budget	\$ 9,848,162	\$480,000	\$ 10,328,162

¹As approved by the Board at the March 2011 Board meeting.

9. **UM** – Approved the request to amend the professional services agreement with Aramark Educational Services, LLC. (Aramark). Due to growth in UM's student population, immediate expansion and enhancement of the dining facilities is necessary. This has resulted in difficulty being able to accommodate the dining needs of students during peak dining hours. This amendment provides financial investment by the vendor along with a new guaranteed sales commission structure. In exchange, UM will extend the current agreement an additional nine years – July 1, 2011 through June 30, 2021. The total value of this ten-year contract is \$27,138,000 with estimated commissions of \$19,707,000. The contract will also include \$1,485,000 in capital investment dollars, \$5,000,000 in enhanced commission payments which will be used for renovations, \$750,000 in brand re-fresh dollars, and \$196,000 of in-kind catering services. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
10. **UM** - Approved the request to amend the professional services agreement with Barnes and Noble College Booksellers, LLC (B&N) to operate and provide services for the bookstore on campus. B&N is currently the institution's exclusive buyer and seller of all required, recommended, or suggested course materials and supplies, including books, course packs, computer software, textbook rentals, and materials published or distributed electronically. This exclusive right includes all educational supplies, notebooks, stationery, desk and room accessories, etc. The contract renewal period is ten years in length –December 15, 2011 through December 14, 2021. There is an option to renew for an additional five years, subject to mutual agreement. The total value of this ten-year revenue contract is \$7,020,000. The university will receive commission revenue of \$620,000 in the first year along with a signing bonus of \$250,000 and renovation dollars of \$500,000 for a total first year of revenues of \$1,370,000. The other nine years the university will receive commissions from the contract which are estimated at approximately \$620,000 per year. In addition, the institution will receive \$70,000 from B&N for textbook scholarships over the ten years of the agreement. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.

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11. **USM** – Approved the request to amend its professional services agreement with Barnes and Noble College Booksellers, LLC (B&N) to outsource the operation of the bookstore on campus. The amendment changes certain terms from the original contract to include an additional financial investment by the vendor, initiation of a textbook rental system, and additional financial incentives to the institution. This amendment will extend the current contract an additional five years through June 30, 2019. This revenue contract is projected to generate \$7,759,000 over the revised length of the contract. The revenue elements include \$6 million in estimated *sales commissions*, \$500,000 in *facilities and equipment investments*, and \$1,259,000 in *other incentives*. Other incentives include: \$100,000 technology investment, \$400,000 Student Textbook Scholarships, \$400,000 of Student Retention Payments, \$130,000 in Utilities Payments, \$104,000 in Marketing and Promotions Payments, \$80,000 in Alumni Affinity Program Payments to be paid to the USM Alumni Association, \$20,000 in Foundation Fund Payments, and \$25,000 in Education Fund Payments. The agreement which has been reviewed and approved by the Attorney General's Office is on file at the Board Office.
12. **System** – Approved the request to renew the automobile insurance coverage with Union Standard Insurance Company and American Empire Surplus Lines Insurance Company for the system. The contract insures the system automobile liability exposure in the most cost-effective method. The insurance policy is for three years - July 1, 2011 to July 1, 2014. To limit its exposure, the IHL Tort Plan currently purchases liability insurance coverage of \$500,000 in-state and \$5,000,000 out-of-state through Union Standard Insurance Company and American Empire Surplus Lines Insurance Company. The quoted rate of \$295.55 per vehicle has remained the same since July 1, 2009. Based on the current number of vehicles, the premium quoted by Union Standard for FY 2012 is \$505,391. The current premium is \$506,277. The current quoted rate per vehicle is subject to a three-year guarantee by Union Standard Insurance Company contingent on loss ratio. The premium quoted by American Empire Surplus Lines Insurance Company for FY 2012 is \$121,972.50, which is the same amount as the current premium. The universities are billed directly for their share of the premium.
13. The Committee received an overview of the FY 2012 Operating Budgets of \$3.5 million for the institutions, their separately budgeted units, UMMC, and the Executive Office. Included as supplemental information are the following: FY 2011-2012 Ayers Budgets, FY 2011-2012 Athletic Budgets, and FY 2011-2012 E&G Scholarships, Fellowships & Tuition Waivers. No action was taken.
14. The Committee received an overview of the proposed funding priorities request for FY 2013 Legislative Budget Request. No action was taken.

On motion by Trustee Perry, seconded by Trustee Davidson, with Trustees Pickering and Whitten absent and not voting, all Budget Committee members legally present and participating voted unanimously to adjourn the meeting.

The following Committee members participated in the meeting: Aubrey Patterson (Chair), Trustee Stacy Davidson, Trustee Bob Owens, and Trustee Alan Perry. The following Committee members were absent: Trustee Christy Pickering and Trustee Amy Whitten.

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ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

Exhibits 1 - 8	Approved Fiscal Year 2012 Operating Budgets
Exhibit 9	Approved FY 2013 Proposed Funding Priorities
Exhibit 10	Real Estate items that were approved by the IHL Board staff subsequent to the May 19, 2011 Board meeting.
Exhibit 11	Report of the payment of legal fees to outside counsel.



Total Operating Budget

Original FY 2011 Compared to FY 2012

EXHIBIT 1

Budget	FY 2011	FY 2012	Dollar Change	Percent Change
Education & General	\$ 854,499,446	\$ 911,089,082	\$ 56,589,636	6.62%
UMMC	1,199,055,175	1,302,497,348	103,442,173	8.63%
Agriculture	110,545,761	111,347,728	801,967	0.73%
Student Financial Aid	32,623,317	31,829,137	(794,180)	-2.43%
Subsidiary	71,571,620	69,876,370	(1,695,250)	-2.37%
Restricted	879,808,208	906,974,708	27,166,500	3.09%
Ayers	27,635,251	27,124,537	(510,714)	-1.85%
Auxiliary	229,978,768	236,056,101	6,077,333	2.64%
Total Budget	\$ 3,405,717,546	\$ 3,596,795,010	\$ 191,077,463	5.61%



Education & General Operating Budget FY 2011 and FY 2012

EXHIBIT 2

Institution	FY 2011	FY 2012	Change	Percent Change
ASU	\$ 39,526,345	\$ 41,688,508	\$ 2,162,163	5.47%
DSU	42,354,964	43,540,900	1,185,936	2.80%
JSU	86,211,783	86,839,610	627,827	0.73%
MSU	231,596,953	251,708,222	20,111,269	8.68%
MUW	27,740,108	29,481,844	1,741,736	6.28%
MVSU	32,217,313	31,302,217	(915,096)	-2.84%
UM	219,015,134	240,993,758	21,978,624	10.04%
USM	175,836,846	183,336,487	7,499,641	4.27%
System-Wide ⁽¹⁾	-	2,197,536	2,197,536	0.00%
Total	\$ 854,499,446	\$ 911,089,082	\$ 56,589,636	6.62%

(1) Unallocated state appropriations for Geospatial Licenses & Space Efficiencies.

6/16/2011

Finance, & Audit Meeting



EXHIBIT 3

Education and General Functional Budget

Change in FY 2011 Original Budget to FY 2012

Functional Area	FY 2011	FY 2012 (1)	Change	Percent Change
Instruction	\$ 380,679,620	\$ 401,559,496	\$ 20,879,876	5.48%
Research	27,017,605	28,840,772	1,823,167	6.75%
Public Service	3,968,431	4,858,883	890,452	22.44%
Academic Support	85,883,223	96,845,546	10,962,323	12.76%
Student Services	59,873,509	60,077,517	204,008	0.34%
Institutional Support	104,573,079	106,376,169	1,803,090	1.72%
Operations & Maintenance	104,829,589	110,235,175	5,405,586	5.16%
Scholarships	82,465,072	96,080,936	13,615,864	16.51%
Transfers	5,209,317	4,017,053	(1,192,264)	-22.89%
Total	\$ 854,499,445	\$ 908,891,546	\$ 54,392,101	6.37%

(1) Does not include Geospatial Licenses or Space Efficiency Funds of \$2,197,536.

6/16/2011

Budget, Finance, & Audit Meeting



EXHIBIT 4

Education and General Major Object Category Budget

Change in FY 2011 Original Budget to FY 2012

Category	FY 2011	FY 2012 (1)	Change	Percent Change
Personnel	\$ 589,391,138	\$ 617,903,081	\$ 28,511,943	4.84%
Travel	7,305,768	7,490,034	184,266	2.52%
Contractual	200,652,423	223,905,229	23,252,806	11.59%
Commodities	20,044,883	20,759,673	714,790	3.57%
Capital	16,502,349	16,147,997	(354,352)	-2.15%
Other	20,602,884	22,685,532	2,082,648	10.11%
Total	\$ 854,499,445	\$ 908,891,546	\$ 54,392,101	6.37%

(1) Does not include Geospatial Licenses or Space Efficiency Funds of \$2,197,536.

6/16/2011

Budget, Finance, & Audit Meeting



EXHIBIT 5

University of Mississippi Medical Center

Operating Budget

FY 2011 Compared to FY 2012

Budget	FY 2011	FY 2012	Change	Percent Change
School of Dentistry	\$ 23,428,760	\$ 24,136,391	\$ 707,631	3.02%
School of Health Related Professions	12,016,918	13,340,859	1,323,941	11.02%
School of Medicine	224,261,267	234,786,417	10,525,150	4.69%
School of Nursing	11,406,463	14,144,362	2,737,899	24.00%
Service Area	136,929,224	150,394,697	13,465,473	9.83%
University Hospital	791,012,543	865,694,622	74,682,079	9.44%
Total Budget	\$ 1,199,055,175	\$ 1,302,497,348	\$ 103,442,173	8.63%

Note: Auxiliary budget and restricted budget aggregated in the system presentation.

6/16/2011

Finance, & Audit Meeting



Agricultural Units
Total Operating Budgets
FY 2012
(in millions)

EXHIBIT 6

Budget	State Appropriations	Self Generated	Total Budget
ASU Agricultural Programs	\$ 5,498,389	\$ -	\$ 5,498,389
Agricultural & Forestry Experiment Station	21,365,833	6,581,854	27,947,687
Mississippi Cooperative Extension	27,369,914	13,403,265	40,773,179
Forest & Wildlife Research Center	5,392,854	816,108	6,208,962
College of Veterinary Medicine	16,203,711	14,715,800	30,919,511
Total Budget	\$ 75,830,701	\$ 35,517,027	\$ 111,347,728



Subsidiary Units

EXHIBIT 7

(includes Executive Office, University Press & Student Financial Aid)

Change in Total Operating Budget FY 2011 to FY 2012

Budget	FY 2011	FY 2012	Change	Percent Change
Urban Research Center	\$ 502,407	\$ 495,734	\$ (6,673)	-1.33%
Center for Advanced Vehicular Systems	3,926,291	3,338,190	(588,101)	-14.98%
State Chemical Laboratory	2,195,338	2,018,632	(176,706)	-8.05%
Water Resources Research Institute	120,531	120,531	-	0.00%
Stennis Institute	965,739	917,452	(48,287)	-5.00%
Alcohol Safety Education Program (Special Funds)	1,454,761	1,483,856	29,095	2.00%
Law Research Institute	829,232	809,003	(20,229)	-2.44%
Mineral Resources Institute	423,586	400,824	(22,762)	-5.37%
Research Institute of Pharmaceutical Sciences	3,208,655	3,127,749	(80,906)	-2.52%
Supercomputer	727,661	691,278	(36,383)	-5.00%
Small Business Center	270,984	258,435	(12,549)	-4.63%
Center for Manufacturing Excellence	826,132	826,132	-	0.00%
State Court Education Program (Special Funds)	1,582,832	1,491,301	(91,531)	-5.78%
Mississippi Polymer Institute	692,525	668,440	(24,085)	-3.48%
Gulf Coast Research Laboratory	5,549,885	5,680,517	130,632	2.35%
Stennis Center	444,485	438,706	(5,779)	-1.30%
Executive Office	45,191,380	44,410,090	(781,290)	-1.73%
Delta Revitalization	150,000	150,000	-	0.00%
Student Financial Aid	32,623,317	31,829,137	(794,180)	-2.43%
University Press	2,509,196	2,549,500	40,304	1.61%
Total	\$ 104,194,937	\$ 101,705,507	\$ (2,489,431)	-2.39%



Auxiliary Unit Operating Budgets FY 2012

Compared to FY 2011 Original

EXHIBIT 8

Institution	FY 2011	FY 2012	Change	Percent Change
Alcorn State University	\$ 10,086,233	\$ 11,211,905	\$ 1,125,672	11.16%
Delta State University	9,289,162	8,796,067	(493,095)	-5.31%
Jackson State University	16,850,569	17,679,505	828,936	4.92%
Mississippi State University	32,947,939	33,001,921	53,982	0.16%
Mississippi University for Women	3,928,664	3,852,390	(76,274)	-1.94%
Mississippi Valley State University	8,842,050	8,500,000	(342,050)	-3.87%
University of Mississippi	76,401,612	83,532,925	7,131,313	9.33%
University of Southern Mississippi	63,716,802	61,242,072	(2,474,730)	-3.88%
UMMC	7,915,737	8,239,316	323,579	4.09%
Total Auxiliaries	\$ 229,978,768	\$ 236,056,101	\$ 6,077,333	2.64%



Appropriation Request Priorities FY 2013

Compared to FY 2012 Appropriations

EXHIBIT 9

<i>Appropriation Units</i>	<i>Increase Request</i>	<i>Percent Change</i>
E&G On and Off Campus	\$ 50,000,000	14.6%
UMMC	22,856,078	10.5%
State Financial Aid	-	
Agriculture	5,964,624	7.9%
Subsidiary	2,225,002	11.2%
Executive Office	134,954	1.9%
FY 2013 Appropriation Request before AYERS	\$ 81,180,658	11.7%
AYERS	(6,733,000)	-26.0%
FY 2013 Appropriation Request	\$ 74,447,658	10.35%

EXHIBIT 10

June 16, 2011

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MAY 19, 2011 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 WHICH STATES:**

1. ASU – GS 101-269 – Dumas Hall Renovations

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$86,311.00 and seventy-seven (77) additional days to the contract of Paul Jackson & Sons. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 16, 2011

Change Order Justification: **Change Order #1** is necessary to meet safety regulations and to correct latent job conditions involving the communication lines. The existing steam tunnel was not accessible prior to construction. The pipes were discovered after excavation. The existing fiber optic line was discovered to deviate from the survey. Due to the standing water in the communications vault and very shallow existing fiber optic line, water had collected in the existing soil making it unstable below the grade beams at the hub building location.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$86,311.00

Project Initiation Date: January 31, 2008

Design Professional: Duval Decker

General Contractor: Paul Jackson & Sons

Contract Award Date: December 7, 2010

Project Budget: \$7,000,000

Funding Source(s): HB 246, L'07 (\$2,057,735); HB 1641, L'08 (\$368,847.64); SB 2988, L'03 (\$300,000); SB 2010, L'04 (\$4,273,417.36)

2. JSU – GS 103-255 – Fire Suppression System Phase I (Alexander Center)

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff **approved the award of contract** to Flagstar Construction Company, Inc., the lower of three (3) bidders, for a total contract amount of \$1,757,200. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 6, 2011

Project Initiation Date: August 20, 2009

Design Professional: CGM Group

General Contractor: Flagstar Construction Company, Inc.

Contract Award Date: May 6, 2011

Project Budget: \$7,360,000

Funding Source(s): HB 1722, L'09 (\$1,200,000); HB 1701, L'10 (\$6,160,000)

EXHIBIT 10

June 16, 2011

3. **JSU – GS 103-255 – Fire Suppression Phase I (McAllister/Whiteside)**

Staff Approval #1: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #1** in the amount of \$80,620.80 and zero (0) additional days to the contract of Metro Mechanical, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval #2: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #2** in the amount of \$80,962.80 and zero (0) additional days to the contract of Metro Mechanical, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 5, 2011

Change Order Justification: **Change Order #1** is necessary to provide and to install the 20 gauge sheet metal flashing to be painted to match the new fan coil unit between the units and walls, extend electrical power to new unit location and patch and seal new sheet metal flashing joints at unit and wall junctures. **Change Order #2** is necessary because once the chase was opened up to modify the existing sanitary waste/vent piping for the project plumbing renovations, it was discovered pipe was badly deteriorated and required replacement, as a latent condition.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$161,583.60

Project Initiation Date: August 20, 2009

Design Professional: The CGM Group, Inc

General Contractor: Metro Mechanical, Inc.

Contract Award Date: January 6, 2011

Project Budget: \$7,360,000

Funding Source(s):

4. **MSU – GS 105-314 – Middleton Hall Renovation Phase II**

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Change Order #4** in the amount of \$92,331.78 and zero (0) additional days to the contract of Weathers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property.

Staff Approval Date: May 18, 2011

Change Order Justification: **Change Order #4** is necessary to address structural remediation, additional insulation behind new gypsum board walls, insulation of basement ceiling, water repellent on exterior masonry surfaces, replacement of underground primary electrical conduit, additional door to the attic, and the replacement of relief angles in the new masonry walls.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$280,119.03

Project Initiation Date: November 18, 2005

Design Professional: Shafer & Associates, PLLC

General Contractor: Weathers Construction, Inc.

Contract Award Date: April 23, 2010

Project Budget: \$3,750,000

EXHIBIT 10

June 16, 2011

Funding Source(s): HB 246, L'07 (\$3,000,000); SB 2010, L'04 (\$750,000)

5. UM – IHL 207-345 – University Housing

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Construction Documents** as submitted by Cooke Douglass Farr Lemons + Eley & Associates, a joint venture, design professional.

Staff Approval Date: May 19, 2011

Project Initiation Date: November 18, 2010

Design Professional: Cooke Douglass Farr Lemons + Eley & Associates-A Joint Venture

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$39,314,500

Funding Source(s): UM EBC Bonds (\$38,000,000); Self-generated funds (\$1,314,500)

6. USM – GS 108-217 – Science Building & Recreation Building Repair and Renovation

Staff Approval: In accordance with Board Policy §904 (A) Board Approval, Board staff approved **Contract Documents** as submitted by Studio South/Allred Architectural Group, design professional.

Staff Approval Date: May 3, 2011

Project Initiation Date:

Design Professional: Studio South/Allred Architectural Group

General Contractor: N/A

Contract Award Date: N/A

Project Budget: \$10,792,109.24

Funding Source(s): HB 1641, L'08 (\$249,488.02); SB 2010, L'04 (\$6,031,955.11); SB 2988, L'03 (\$1,279,656.30); SB 3197, L'03 (\$231,009.81); HB 1701, L'10 (\$3,000,000)

EXHIBIT 11

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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 David Ware & Associates (statements dated 5/1/11, 5/1/11, 5/1/11, 5/1/11 and 5/10/11) from the funds of Mississippi State University. (These statements, in the amounts of \$44.23, \$6.15, \$4.00, \$524.03, \$2,000.00 and \$2,500.00, respectively, represent services and expenses in connection with labor certifications.)

TOTAL DUE.....\$ 5,078.41

Payment of legal fees for professional services rendered by Balch & Bingham (statement dated 4/22/11) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$5,342.75, represents services and expenses in connection with General Advice.)

TOTAL DUE.....\$ 5,342.75

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 4/21/11) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with North Clinic - General Representation of the Medical School and Facility Practice Plans - \$3,332.50, *Jackson HMA LLC vs. UMMC* - \$1,826.00 and UMMC - North Clinic - General Advice - \$2,012.70.)

TOTAL DUE.....\$ 7,171.20

Payment of legal fees for professional services rendered by John Kitchens, Esq. (statements dated 4/1/11) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the cases styled *Zeigler/Varnado* - \$835.00; *Kermode* (Federal Case) - \$4,303.04; *Seid* - \$1,320.00; *Jaralah* - \$1,569.50 and *UMMC* (General) - \$885.00, respectively.)

TOTAL DUE.....\$ 8,912.54

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

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 10/19/10, 4/21/11, 4/21/11, 4/21/11, 4/21/11, 4/21/11, 4/21/11, 4/21/11, 4/21/11 and 4/30/11) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Live Attenuated Catfish Vaccine" - \$162.50; "Compact Time-of-Flight Mass Spectrometer - Canada" - \$25.50; "Light Scattering, etc." - \$220.00; "High Power Density, Full-Bridge Parallel Loaded Resonant DC" - \$267.50; "Method for Detecting and Managing Nematode Population" - \$575.00; "Alcohol Esterification

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(Condensor Train)" - \$170.00; "Esterification and Bio Oil Upgrading" - \$85.00; "Srinivasan - Elusieve Processing CIP Application" - \$247.50; "Steele - Solid Heat Carrier Pyrolysis Reactor" - \$1,419.50; "Compact Time-of-Flight Mass Spectrometer - United Kingdom" - \$17.00 and "Methods of Preparation of Live Attenuated Bacterial Vaccines" - \$802.50, respectively.)

TOTAL DUE.....\$ 3,992.00

Payment of legal fees for professional services rendered by Larry Schemmel (statements dated 4/14/11) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Consent Agreement with Mahomet-Seymour High School - Interlocking MS Logo" - \$42.50; "Consent Agreement with Signal Mountain Middle/High School - Interlocking SM Logo" - \$106.25; "Self-Aligned Methods of Low Temp Selective" - \$2,370.00; "Change Analyst" - \$3,042.50; "Engine Speed Controller" - \$361.25; "Trademark JUVA" - \$85.00; "St. Augustine Grass Plant Named 'Eclipse'" - \$255.00; "Delta Jazz Trademark - \$1,168.75; "Giant Myscanthis Provisional Plant Patent" - \$2,125.00; "Giant Myscanthis Trademark Application" - \$63.75; "Buckscore Trademark" - \$737.50; "Diethylene Tricarbamide and Diethylene Tricarbamide-Formaldehyde Condensation Resins" - \$63.75; "System and Method for Recharging Batteries" - \$446.25; "Burmudagrass Plant" - \$2,146.25; "Buckscore Provisional Patent Application & Infringement" - \$3,081.21; "Occidiofungin, a Unique Anti-Fungal Glycopeptide Produced by a Strain of Burkholderia Contaminans" - \$680.00; "Xylo-Oligosaccharides Production by Autohydrolysis of Corn Fiber Separated from DDGS" - \$110.00 and "Production of Densified and Water Repellant Solids by Binding Particles with Bio Oil Combined with a Protein Hydrolyzate" - \$110.00.)

TOTAL DUE.....\$ 17,314.96

Payment of legal fees for professional services rendered by Butler, Snow, O'Mara, Stevens & Cannada (statements dated 7/15/10, 1/18/11, 1/19/11, 1/19/11, 2/17/11, 2/17/11, 2/17/11, 4/19/11, 4/19/11, 4/21/11 and 4/27/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Chick Separation-Anxiety-Depression (SAD) Model" - \$495.00; "Chick Separation-Anxiety-Depression (SAD) Model" - \$672.50; "Utilizing Tactile Speech Feedback" - \$1,910.00; "Complexes and Compounds for Light Emitting Applications" - \$1,005.00; "Chick Separation-Anxiety-Depression (SAD) Model" - \$1,282.50; "Utilizing Tactile Speech Feedback" - \$765.44; "Complexes and Compounds for Light Emitting Applications" - \$940.00; "Complexes and Compounds for Light Emitting Applications" - \$406.50; "A Device for Demonstrating and Measuring the Components of a Vector in 3-D Space" - \$492.50; "Emerging Models for Wireless Communication Systems" - \$1,570.50 and "Chick Separation-Anxiety-Depression (SAD) Model" - \$940.00, respectively.)

TOTAL DUE.....\$ 10,479.94

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Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 12/13/10, 12/15/10, 12/31/10, 12/31/10, 1/11/11, 1/14/11, 1/31/11 and 2/23/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Japan: Compositions for the Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$5,728.09; “Prolylcarboxypeptidase (PRCP) Inhibitor” - \$7,707.50; “Method of Preparing Delta-9 Tetrahydrocannabinol” - \$1,471.35; “Potent Immunostimulatory Component in Microalgae Extract” - \$570.41; “Compositions for the Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - \$760.00; “Novel Sigma Receptor Antagonists” - \$176.50; “Method of Preparing Delta-9 (Tetrahydrocannabinol Esters)” - \$2,359.00 and “Europe: 8-Aminoquinolines” - \$798.88, respectively.)

TOTAL DUE.....\$ 19,571.73

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 1/26/11, 1/26/11, 1/26/11, 1/26/11, 1/26/11, 1/26/11, 2/15/11, 2/15/11, 2/15/11, 2/15/11, 2/15/11, 2/15/11, 2/15/11, 4/25/11, 4/25/11, 4/25/11, 4/25/11 and 4/25/11) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “In-Furnace Reduction of Nitrogen Oxide by a Biomass Derivative” - \$1,372.50; “Highly Purified Amphotericin-B” - \$6,231.00; “Australia: High-Speed Data Compression” - \$96.00; “US: High-Speed Data Compression” - \$96.00; “Australia: Stabilized Formulation of Triamcinolone Acetonide” - \$398.00; “A Corrugated and Ported Prism Engine Nozzle” - \$840.00; “High-Speed Data Compression” - \$493.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$164.50; “Multi-Domain Plate Acoustic Wave Devices” - \$147.00; “Method of Detecting Vibration and Sound Signatures” - \$1,136.00; “China: High-Speed Data Compression” - \$1,563.00; “In-Furnace Reduction of Nitrogen Oxide” - \$1,030.00; “Highly Purified Amphotericin-B” - \$143.00; “Japan: Highly Purified Amphotericin-B” - \$2,516.50; “Delivery of Medicaments to the Nail” - \$2,803.50; “Canada: Delivery of Medicaments to the Nail” - \$1,140.13; “Canada: Highly Purified Amphotericin-B” - \$1,705.52; “Highly Purified Amphotericin-B” - \$929.50; “Canada: High-Speed Data Compression” - \$27.00; “Europe: High-Speed Data Compression” - \$27.00 and “South Africa: High-Speed Data Compression” - \$27.00, respectively.)

TOTAL DUE.....\$ 22,886.65