

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**  
**June 15, 2017**

**BE IT REMEMBERED,** That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 22, 2016, to each and every member of said Board, said date being at least five days prior to this June 15, 2017 meeting. At the above-named place there were present the following members to wit: Mr. Tom Duff, Dr. Ford Dye, Mr. Shane Hooper, Ms. Ann H. Lamar, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Hal Parker, Mr. Alan Perry, Ms. Christine Pickering, Dr. Douglas Rouse, Mr. C.D. Smith and Dr. J. Walt Starr. The meeting was called to order by Dr. Doug Rouse, President, and opened with prayer by Trustee Starr.

**INTRODUCTION OF GUESTS**

- President Rouse welcomed the Student Government Association Officers: Alexis Moore, SGA President at Jackson State University; and Dion Kevin, SGA President at the University of Mississippi.
- Trustee Shane Hooper introduced his sons, Christopher and Channing Hooper. The Board welcomed them to the meeting.

**APPROVAL OF THE MINUTES**

On motion by Trustee Pickering, seconded by Trustee Perry, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on May 18, 2017; May 22, 2017; and May 31, 2017.

**CONSENT AGENDAS**

On motion by Trustee Perry, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to add agenda item #3, which requests authorization to plan degree programs, to the Academic Affairs Consent Agenda. On motion by Trustee Duff, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas, as modified.

**ACADEMIC AFFAIRS**

1. **SYSTEM** – Approved the following academic unit modifications:

**Reorganize and Rename**

- a. **JSU** – Consolidate two academic units, the Department of English and Modern Foreign Languages and the Department of Speech Communications, and rename the new unit the Department of English and Modern Foreign Languages and Speech Communications.
- b. **JSU** – Consolidate two academic units, the Department of Art and the Department of Theatre and rename the new unit the Department of Art and Theatre.

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- c. **JSU** – Reorganize and rename the School of Journalism and Media Studies to The Department of Journalism and Media Studies.
- d. **JSU** – Consolidate four academic units the Department of Accounting, the Department of Economics, Finance and General Business, the Department of Marketing and Management, and the Department of Entrepreneurship and rename the new units the Department of Accounting, Finance, and Entrepreneurship and the Department of Business Administration.
- e. **JSU** – Consolidate the Department of Special Education and the Department of Social and Cultural Studies and rename the new unit the Department of Special Education and Social and Cultural Studies.
- f. **JSU** – Consolidate two existing academic units, Physics, Atmospheric Sciences and Geoscience and Chemistry and Biochemistry, and rename the new unit the Department of Chemistry and Geo and Physical Sciences.
- g. **JSU** – Consolidate two academic units, Computer Science and Electrical and Computer Engineering and rename the new unit the Electrical and Computer Engineering and Computer Science.
- h. **JSU** – Consolidate two existing academic units, Industrial Systems and Technology and Civil and Environmental Engineering and rename the new unit the Department of Civil, Environmental Engineering and Industrial Systems Technology.
- i. **MUW** – Reorganize two existing academic units, College of Arts and Sciences and College of Education and rename the new unit the College of Arts, Sciences, and Education.

**Reorganize**

- j. **MUW** – Reorganize the Department of Health and Kinesiology's academic programs and move the department's existing programs to the College of Nursing and Speech-Language Pathology.
- 2. **JSU** – Approved the following academic program modification: Suspend the Master of Arts in Teaching English degree (CIP 230101).
- 3. **SYSTEM** – Approved the authorizations to plan new degree programs, as follows:
  - a. **ASU** – Bachelor of Science in Athletic Training degree (CIP 51.0913);
  - b. **ASU** – Masters of Arts in History degree (CIP 54.0102);
  - c. **MSU** – Bachelor of Science in Cyber Security and Operations degree (CIP 11.1003);
  - d. **MSU** – Masters in Physician Assistant Studies degree (CIP 51.0912);
  - e. **UM** – Bachelor of Science in Economics degree (CIP 13.1401);
  - f. **UM** – Master of Science in Hospitality Management degree (CIP 52.0901);
  - g. **UM** – Master of Science in Integrated Marketing Communication degree (CIP 9.0900);
  - h. **UM** – Master of Accountancy and Data Analytics degree (CIP 52.0399);
  - i. **UM** – Master of Taxation and Data Analytics degree (CIP 52.1601); and
  - j. **ASU, DSU, JSU, MSU, MUW, MVSU, UM, USM** – Bachelor of Science/Bachelor of Arts for the Adult Completion Degree Program (CIP 24.0102).

**FINANCE**

- 4. **SYSTEM** – Approved the request to renew the auto liability insurance coverage for the system with Berkley Southeast Insurance Group and American Empire Surplus Lines Insurance Company covering approximately 1,974 owned vehicles, but it also extends to borrowed and leased vehicles. The IHL Self-Insured Tort Plan insures against third party tort claims as outlined in the Mississippi

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Tort Claims Act (§11-46-1, et seq.), which includes automobile liability coverage. To limit its exposure, the IHL Self-Insured Tort Plan currently purchases liability insurance coverage in the amount of \$500,000 for in-state coverage and \$5,000,000 for out-of-state coverage. The term of the policy is July 1, 2017 to July 1, 2018, if a renewal option is not exercised. Berkley Southeast has offered a three-year conditional rate guarantee and renewal option, and this agenda item includes the renewal options in the event that IHL chooses to renew the policy for two additional years. If both renewals are elected, the contract term will run through July 1, 2020. The total annual premium for both insurance policies is \$763,711.89, with the premium amount for Berkley Southeast being \$613,460 and the premium for American Empire Surplus Lines Insurance Company being \$150,251.89. The last three policy years have seen a total insurance cost per vehicle to be \$384. The cost per vehicle for this policy will be \$386. The quote includes a three-year rate guarantee, subject to an Annual Loss Ratio of 40% or less. If the policy is renewed for two additional years, the three-year total would be \$2,360,557 if fleet size increases at 3% per year. However, the total annual premium may vary in proportion to an increase or decrease in the number of vehicles. In addition to the liability coverage, \$1,620 of the annual premium is for comprehensive coverage related to leased vehicles. The universities are billed directly for their share of the premium. There is a deductible of \$10,000 per occurrence, and deductible amounts are paid from the IHL Self-Insured Tort Claims Plan.

5. **MSU** – Approved the request to enter into a new contract with DoubleMap, Inc. to provide passenger bus tracking and passenger counting software, hardware, services, and maintenance. Passenger counting is needed in order to report annual ridership numbers as part of the proposal process with the Mississippi Department of Transportation. GPS bus tracking provides numerous benefits, including the ability for riders to track their bus and provide accurate estimated time of arrival times. The current contract is expiring. The CP-1 is approved for 10 years. This agreement will not be effective until both parties have executed this agreement and the effective date of this agreement shall be the date it is executed by whichever party executes the agreement last. This agreement shall commence on the effective date and shall continue for ten (10) years at which time, this agreement shall automatically expire. MSU expects the contract to be fully executed no later than June 23, 2017. The total cost of the contract for the 10-year term is \$528,177.97. A breakdown of yearly costs is included in the bound *June 15, 2017 Board Working File*. Funds are available from Starkville-MSU Area Rapid Transit, which is a partnership between the Mississippi Department of Transportation and MSU Parking and Transit Services. Through this grant, the Mississippi Department of Transportation covers 80% of capital and 50% of annual operation cost. This contract is funded as a capital item and cover by 80% grant funds and 20% local cash match from MSU Parking and Transit Services. The agreement, which was reviewed and approved by the Associate Commissioner for Legal Affairs prior to the Board's approval of this item, is on file in the Board Office.
6. **MSU** – Approved the request to extend the current contract for elevator maintenance with ThyssenKrupp for an additional six months with no changes. The contract provides for full comprehensive preventive maintenance and repair services for elevator maintenance at the MSU campus in Starkville. The extension will be effective July 1, 2017 and end on December 31, 2017. MSU will pay \$29,587.63 per month for six months, making the total expenditure \$177,525.78. It should be noted that the monthly amount has increased during the term of the contract due to the addition and deletion of various units as MSU closed and opened different buildings. This was anticipated in section 3.9.8 of the RFP. The contract will be funded by general funds. The

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agreement, which was reviewed and approved by the Associate Commissioner for Legal Affairs prior to the Board's approval of this item, is on file in the Board Office.

7. **MSU** – Approved the request to renew a contract with United Healthcare Insurance Company for health insurance plans which will cover MSU students for the 2017-2018 school year. This is a group rate student health insurance contract which fully complies with the requirements of the Affordable Care Act. The plan allows students who need affordable health insurance coverage to have access to comprehensive coverage at a reasonable cost which is lower than rates available to them on an individual basis. The contract will be annual, from August 1, 2017, to July 31, 2018. The contract amount varies depending upon the number of students who elect to purchase the insurance. However, a fair estimate based upon last year's amount is approximately \$1,050,000. The agreement, which was reviewed and approved by the Associate Commissioner for Legal Affairs prior to the Board's approval of this item, is on file in the Board Office.
8. **UM** – Approved the request to enter into a lease with Crown Castle Towers 06-2 LLC to enhance cell coverage on the west side of campus and ensure adequate signal in the event of an emergency. Under the contract, a neutral host cell tower will be constructed for cell providers to place antennas for cellular service. The initial term will be five years and will be renewed and extended upon mutual consent of UM and Lessee, for four additional terms of five years each. The university will receive \$100,000 university upon start of cell tower construction, and 40% of the cell carrier revenue for providers on the tower along with 40% of any lease increases if Crown Castle Towers 06-2 LLC gets a yearly escalator from the sublease agreements with the carriers will be paid to the university. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
9. **UM** – Approved the request to enter into a contract with Springer Customer Service Center which will include prepayment for services in accordance with Board Policy 707.03 Approval of Prepayment for Goods and Services. The Board also granted retroactive approval for the contract start date of January 1, 2017. Retroactive approval is requested due to the lengthy negotiations between Springer and Lyrasis which delayed the presentation of the Execution of License Agreements to the university licensees. The agreement is for license access to the Springer Nature Optimum collection of journals, to Springer Research Group journals, and a selected list of Nature Research Group journals titles used for educational and research purposes, and to control the rate of inflation on the cost of these subscriptions. This contract will be in place from January 1, 2017 to December 31, 2021. The subscriptions costs are: 2017 \$407,394.60; 2018 - \$423,690.50; 2019 \$440,638.12; 2020 \$458,264.12; 2021 \$476,595.16; for a total of \$2,206,582.50. Prepayment will be made before December 1 of the previous year for access granted in the contract year. Payment for 2017 has been held until this agreement is approved. These costs may vary slightly depending on particular subscriptions each year. Costs for this contract will be funded by the J. D. Williams Library's materials budget which is derived from educational and general funds and from specified endowments. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
10. **UM** – Approved the request to enter into an agreement with Venture Technologies, Inc. to procure hardware to be used to upgrade the existing computer network. This upgrade was reviewed and approved by the Mississippi ITS Board in March 2017. In accordance with Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board also approved the request to prepay for the three years of support and upgrades. The term of the agreement is for three (3) years and will commence upon execution of the agreement by the parties. The contract amount for this

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procurement is \$935,049.40 with hardware cost being \$807,422.94 (including three years of updates for the operating system), hardware installation cost being \$40,000.00 and three years of hardware support being \$87,626.46. The agreement will be funded by Telecommunications capital R&R reserves. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

11. **UM** – Approved the request to enter into a contract with Fanatics Retail Group Fulfillment, Inc. to operate the official Intercollegiate Athletics team store channels. The initial term of the contract is seven years with the option to renew for an additional three years upon agreement of the parties, and an automatic renewal of three years if certain financial benchmarks are met. The Board approved the total ten-year term. There is a minimum guaranteed revenue of \$1,500,000 during the initial seven-year term. The contract will be automatically extended if the aggregate payments exceed \$1,550,000 during the initial term. Fanatics will make capital expenditures or other improvements of at least \$50,000 to the Retail Location during the Term of the agreement. The total estimated revenue for the full 10-year period is \$2.5 million. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
12. **UMMC** – Approved the request to enter into a Dialysis Products Purchase Agreement with Baxter Healthcare Corporation for the purchase of hemodialysis solutions used in continuous renal replacement therapy (CRRT). CRRT is a type of hemodialysis that is provided in an inpatient (intensive) care setting. In CRRT, dialysis is provided on a continual basis, for an extended period of time. These solutions are different in composition than those used in an outpatient setting or for intermittent dialysis. The term of this agreement shall be three (3) years with the estimated effective date of July 1, 2017, and an expiration date of June 30, 2020. The estimated cost of this agreement is \$1,411,723.50 over the three (3) year term. A breakdown of costs is included in the bound *June 15, 2017 Board Working File*. UMMC has calculated the total potential cost based on historical purchases of hemodialysis solutions and included a seven percent (7%) annual increase beginning in Year 2 for potential patient volume increases. The agreement will be funded by hospital patient revenue. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
13. **UMMC** – Approved the request to enter into an agreement with Biosense Webster, Inc. for the purchase of products used with the CARTO 3 Electrophysiology Mapping System. The Board also granted retroactive approval for \$315,630 expended between December 1, 2015 and November 30, 2016. The purpose of this agreement is to secure pricing for the purchase of products to be used by the Electrophysiology Department for use with the Biosense CARTO 3 Mapping System. This system is used to provide 3-D Cardiac Mapping and Navigation of the heart and surrounding vessel as well as provides commodities utilized in the performance of cardiac cryo-ablation procedures. The 3-D mapping assists physicians in locating the patients' source of arrhythmia. The term of the agreement is for a two (2) year period, beginning on or about July 5, 2017 through July 4, 2019. The total estimated cost of the agreement is \$700,000. This amount was determined based on the number of products purchased in previous years. Actual purchases, however, will vary based upon the number of patients who require cardiac mapping and ablation. The estimated contract cost is a discounted price that is contingent upon UMMC's purchase of at least \$300,000 of products annually. The agreement will be funded by patient revenues. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

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14. **UMMC** – Approved the request to enter into an agreement with Dutch Ophthalmic USA, Inc. Under the agreement, Dutch Ophthalmic will place two (2) EVA Vacuflow Valved Timing Intelligence Phaco and Vitrectomy Systems with Integrated 532Nm Laser (Vitrectomy System) at UMMC and provide for disposable products utilized on the systems at reduced pricing. The term of the agreement is for three (3) years beginning on or about June 1, 2017 through May 31, 2020. The total estimated contract cost is \$1,635,992.00. The estimated total cost for the disposables is included in the bound *June 15, 2017 Board Working File*. The agreement will be funded by patient revenues. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
15. **UMMC** – Approved the request to renew the rental agreement with Insight Health Corporation (Insight) to provide a mobile MRI unit on site at its Grenada facility. This unit will be used while the installation of a new permanent MRI unit is placed. The term of this agreement is one (1) year beginning July 1, 2017 and ending June 30, 2018. There is no additional cost with this renewal. The original estimated cost of this agreement is \$271,665. A breakdown of costs is included in the bound *June 15, 2017 Board Working File*. The cost of this agreement will be paid for by hospital patient revenue. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
16. **UMMC** – Approved a Campus and School Agreement (CSA) with Microsoft Corporation for Volume Licensing of Microsoft Products/Services utilized by UMMC, such as software, servers, online services, applications, etc. The Board also approved the request to add, as needed/required by the institution during the term of this agreement, Microsoft products/services, pursuant to the CSA. The purpose of the CSA is to allow UMMC to enroll with Microsoft as an educational institution, which in turn will allow UMMC to purchase volume license, such that we can purchase various Microsoft products/services in an amount to cover use by faculty/staff and students, the number of which is provided to Microsoft through the Enrollment form. The term of the agreement is 36 months. The effective date will be the date the CSA is signed by Microsoft or on the effective date indicated on the Educational Enrollment form, whichever is earlier. The cost of the agreement over the three (3) year term is \$3,277,627.09. This includes the cost of the items to be purchased at the time the agreement is executed and an additional 20% to cover the cost of any other products/services that UMMC elects to purchase during the term of the CSA. The agreement will be funded by both general funds and patient revenues. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
17. **UMMC** – Approved the request to enter into an Agreement with Morrison Management Specialists, Inc. to operate a Copper Spoon coffee shop for light food and beverage services in the new School of Medicine building. The profit and loss agreement will allow UMMC to bear the responsibility and benefit of the success of the retail location. The total contract term is four (4) years from July 1, 2017, through June 30, 2021, which is coterminous with UMMC's agreement for hospital patient and retail food and nutrition services. The total expenses under the Agreement for the four (4) year term are not expected to exceed \$400,000. Under the Agreement, UMMC shall pay Morrison an annual management fee of \$32,498, payable monthly. Morrison will collect all sales revenue and provide a credit towards expenses incurred in operation of the Copper Spoon, including personnel and management fee, the cost of food, supplies and other direct expenses. Morrison will apply the sales revenue collected towards any expenses due on a monthly basis. If the credit exceeds the expenses due, Morrison will issue payment to UMMC for the profit. If the

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monthly profit exceeds \$1,000, Morrison and UMMC will split the overage equally. Thus, UMMC does not expect to issue direct payment for the total operation expenses, as they will be paid through credits from the collected sales revenue. The current agreement will be funded by profits generated by the Copper Spoon coffee shop and/or general funds. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

18. **UMMC** – Approved the request to enter into a letter of agreement with NxStage Medical, Inc. for the purchase of hemodialysis solutions used in continuous renal replacement therapy (CRRT). CRRT is a type of hemodialysis that is provided in an inpatient (intensive) care setting. In CRRT, dialysis is provided on a continual basis, for an extended period of time. These solutions are different in composition than those used in an outpatient setting or for intermittent dialysis. The term of this agreement shall be three (3) years with the estimated effective date of July 1, 2017, and an expiration date of June 30, 2020. The estimated cost of this agreement is \$1,530,237.75 over the three (3) year term. A breakdown of costs is included in the bound *June 15, 2017 Board Working File*. UMMC has calculated the total potential cost based on historical purchases of hemodialysis solutions and included a seven percent (7%) annual increase beginning in Year 2 for potential patient volume increases. The agreement will be funded by hospital patient revenue. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
19. **UMMC** – Approved the request to enter into a five (5) year contract with Rotolo Consultants, Inc. (RCI) to provide grounds maintenance services maintenance and landscaping services for UMMC's main campus. The term of this contract is for five (5) years beginning on or about July 1, 2017 and ending June 30, 2022. The cost of the contract is \$2,376,000 for the five (5) year term. UMMC will be invoiced on a monthly basis in the amount of \$39,000 for the first twenty-four (24) months of the agreement and \$40,000 per month for the following thirty-six (36) months. A breakdown of costs is included in the bound *June 15, 2017 Board Working File*. The contract will be funded by general funds. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.
20. **UMMC** – Approved the request to enter into an agreement with Springer Customer Service Center (Springer) for the Rowland Medical Library to access journals, books, databases, etc. These materials can be utilized by UMMC faculty, staff, and students. In accordance with Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board granted approval to prepay the service on an annual basis. The Board also granted retroactive approval for a contract start date of January 1, 2017. Retroactive approval is requested due to the lengthy negotiations between Springer and Lyrasis which delayed the presentation of the Execution of License Agreements to the university licensees. The purpose of the agreement is to license access to the Springer Nature Optimum collection of journals, to Springer Research Group journals, and a selected list of Nature Research Group journals titles used for educational and research purposes, and to control the rate of inflation on the cost of these subscriptions. Pursuant to the agreement, UMMC can add to the Springer products they access on an as needed basis. The term of this agreement shall begin January 1, 2017 through December 31, 2021. The cost of the agreement is estimated to be \$2,385,999.84. This includes the annual cost for products UMMC is currently accessing plus an additional 20% to cover any additional materials UMMC may order through Springer during the term of the agreement and to account for a maximum 4% annual inflation. A breakdown of costs is included in the bound *June 15, 2017 Board Working File*. The contract will be funded by general

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funds. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

21. **UMMC** – Approved the request to enter into a Master Service Agreement with Stericycle, Inc. (SCRL) for sharps disposal management services at UMMC locations. The Board also approved the request to add and/or remove locations specified in the Agreement without seeking prior Board approval when adequate funds are available. The purpose of the Agreement is to provide appropriate management of the disposal of sharps at UMMC locations where sharps are used. Sharps include needles, syringes, scalpels, broken glass, culture slides and dishes, broken capillary tubes, broken rigid plastic, and exposed ends of dental wires. Under the Agreement, SRCL provides appropriate sharps containers for UMMC staff to utilize. On a regular schedule or as called, depending on the location, SRCL will pick up the sharps containers and dispose of the contents appropriately. The term of the contract is four (4) years, from July 1, 2017, through June 30, 2021. The estimated cost of the Agreement is \$1,597,500.00 for the four (4) year term. This estimated amount is based upon the following:

- A site survey that was performed to determine the total number of containers necessary for the Sharps Disposal Management services;
- Estimated needs of new UMMC sites such as the new School of Medicine, new Translational Research Center, and other locations that may be later determined;
- Estimated increases in waste driven by increased patient load and increased research; and
- An annual increase not to exceed two and a half percent (2.5%).

This Agreement will be funded by general funds. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

22. **UMMC** – Approved the request to enter into a Master Service Agreement with Stericycle, Inc. (SCRL) for the removal and disposal of regulated medical waste at UMMC locations. The Board also approved the request to add and/or remove locations specified in the Agreement without seeking prior Board approval when adequate funds are available. The purpose of the Agreement is to provide appropriate regulated medical waste removal and disposal services for UMMC locations that produce regulated medical waste. Regulated medical waste includes medical, pathological, and trace chemo waste, but does not include hazardous, toxic, or radioactive waste. Under the Agreement, SRCL provides appropriate waste containers for UMMC staff to utilize. On a regular schedule or as called, depending on the location, SRCL will pick up the waste containers and dispose of the contents appropriately. The term of the contract is four (4) years, from July 1, 2017, through June 30, 2021. The estimated cost of the Agreement is \$871,393.00 for the four (4) year term. This estimated amount is based upon the following:

- Historical waste management costs;
- Estimated needs of new UMMC sites such as the new School of Medicine, new Translational Research Center, and other locations that may be later determined; and
- Estimated increases in regulated medical waste driven by increased patient load and increased research.

This Agreement will be funded by general funds. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

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23. **UMMC** – Pending receipt by the Attorney General’s Office of a copy from UMMC of the P-1 certification of sole source from the Mississippi Department of Finance and Administration, the Board approved the request to enter into an agreement with Terumo BCT, Inc. for the purchase of disposables used with Terumo’s Spectra and Spectra Optia Apheresis Systems. Under the agreement, UMMC will purchase disposables for UMMC’s existing two (2) Spectra systems until installation of the two (2) recently purchased Spectra Optia systems has been completed. The Spectra Optia is a therapeutic apheresis, cell processing, and cell collection platform. The system adds, removes, or replaces blood components for patients undergoing treatments such as bone marrow transplant, sickle cell, leukemia, platelet disorders, or some neurological diseases. The agreement is for a period of one (1) year, beginning July 1, 2017, and ending June 30, 2018. The total estimated cost of the Agreement over one (1) year is \$410,000.00, including freight; freight for the disposables used with Terumo’s Spectra and Spectra Optia Apheresis Systems averages \$6.50 per box. This contract will be funded by hospital patient revenue. Approval by the Attorney General’s Office is pending the receipt from UMMC of a copy the P-1 certification of sole source from the Mississippi Department of Finance and Administration.
24. **USM** – Approved a lease with Aqua Green, LLC for 23,000 square feet of research space and share common space and storage at the Aqua Green facility at a cost of \$60,000 per month for a total contract cost of \$720,000 for the term August 1, 2017 to July 31, 2018. USM can terminate the lease upon thirty (30) days written notice which provides an avenue for purchase when U.S. Treasury funds are received. This Lease, which is only for a portion of the Aqua Green land, buildings and equipment, is being funded with USM General Funds. However, the parties are also currently negotiating a purchase agreement which will be contingent upon the receipt of funding from the U.S. Treasury grant under the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act (RESTORE Act). The purchase agreement will be for approximately forty-one (41) acres of Aqua Green property plus additional buildings. This purchase will be for the entire facility that was the subject of the prior Research Agreements between the parties. The need for this lease is to continue producing oyster larvae for state restoration purposes while conducting research necessary for the effective scale-up from producing 18 million larvae a month to 10 billion larvae per year. The previous research agreement with Aqua Green confirmed the viability of producing eastern oyster larvae in artificial seawater using methods and procedures for small-scale production. To meet the goal of producing 10 billion eyed larvae per year, research on effective scale-up should continue while awaiting the U.S. Treasury approval of Governor Bryant’s funding request. Oyster larvae produced at the facility will be available to continue restoration efforts as outlined in the Oyster Restoration and Resiliency Plan and as part of Mississippi’s Deepwater Horizon Restoration projects. Governor Bryant announced plans to provide RESTORE funding for purchase of the Aqua Green facility for USM research and academic activities in November 2016. USM is working closely with the Mississippi Department of Environmental Quality to supply the U. S. Treasury with materials and paperwork needed for awarding the grant. This lease will be funded through general funds. The agreement, which was reviewed and approved by the Attorney General’s Office prior to the Board’s approval of this item, is on file in the Board Office.
25. **USM** – Approved a lease agreement between the university and the University of Southern Mississippi Athletic Foundation (Lessee) for approximately 3,214 square feet of office space inside the building known as the Jim and Thomas Duff Athletic Center located at 110 Ray Guy Way, Hattiesburg, MS 39406. The premises are currently used as the M-Club Room, where M-

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Club members (former lettermen) gather during home football games six days each year, and throughout the remainder of the year, the space is used intermittently by various athletic teams as a meeting, recreation, and nutrition area. During the term of the lease, Lessee shall renovate the M-Club Room in accordance with plans and specifications as approved by the university. The purpose of the lease is to provide the Lessee the right to utilize the spaces as needed, including the right to make renovations to the existing M-Club kitchen and food service area, nutrition center, the carpet, the wall coverings, graphics, electronics and other areas necessary to bring the M-Club Room up to a fully renovated space. Upon prior written consent of the Lessor, the lease will provide the Lessee with the right to sublease the space to a Third Party, which will also use the space as a meeting, recreation, and nutrition area. All construction of the Facilities by Lessee shall be in accordance with plans and specifications as approved by the university. The total term is for 3 years from July 1, 2017 through June 30, 2020, unless sooner terminated under the terms of Article XI of the lease. The contract amount shall be \$1.00 cash in hand. Funding will come from the Lessee's private funds and from revenue generated by the sublease of the M-Club Room with the Third Party. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

26. **USM** – Approved a lease agreement between the university and the University of Southern Mississippi Athletic Foundation for approximately 30,000 square feet of the land known as the Payne Center parking lot located at 101 MK Turk Circle, Hattiesburg, MS 39406. During the term of the lease, Lessee shall construct a new Volleyball Facility in accordance with plans and specifications as approved by the university. The purpose of the lease is to provide the Lessee the right to utilize the spaces as needed, including the right to construct a new Volleyball Facility and/or other athletics related space. All construction of the Facility by Lessee shall be in accordance with plans and specifications as approved by the university. The total term is for 2 years, 1 month beginning July 1, 2017, and continuing through the earlier of (a) the 31st day of July, 2019, or (b) the date which is thirty (30) days subsequent to the completion and acceptance of the completed facility (as defined in Article III of the contract), unless sooner terminated under the terms of Article XV of the contract. The contract amount shall be \$1.00 cash in hand. The agreement, which was reviewed and approved by the Attorney General's Office prior to the Board's approval of this item, is on file in the Board Office.

**REAL ESTATE**

27. **UM** – Approved the initiation of **IHL 207-436 – Kinard Water Treatment Plant Replacement**, and the appointment of Engineering Solutions, Inc. as the design professional. This project will replace the existing, but out of service, Water Treatment Plant #2 equipment, which has significantly outlived its design cycle. The project consists of removing the existing treatment plant equipment and replacing it with new 1000 gallons-per-minute capacity treatment equipment consisting of a new cast-in-place concrete clearwell, a new aerator, a new chemical feed system for chlorine, pH adjustment and fluoride. The project will also install new high service pumps and will tie the new equipment into the existing SCADA control system. The proposed project budget is \$1.1 million. Funds are available from Internal R&R (\$1,100,000).
28. **UMMC** – Approved the initiation of **IHL 209-559 – School of Population Health**, and the appointment of Foil Wyatt Architects as the design professional. This project will provide support space for Health Economics, Population Health Sciences, Preventive Medicine and Data Science; all of which are part of the new School of Population Health. It will build-out the 2nd floor shell

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space and ½ of the 5th floor shell space located in the Translational Research Center which is currently under construction. The build-out will include new HVAC, electrical and communication systems that will support the new school. The project budget is \$5 million. Funds are available from UMMC SSA –Building Improvement Funds (\$5,000,000).

29. **MSU** – Approved the request to increase the budget for **IHL 213-142, National Warmwater Aquaculture Research Center (NWARC) Roof Replacement**, from \$1,600,000 to \$2,000,000, for an increase of \$400,000. The estimated cost of the project has escalated to a point that additional funds are required to complete the project. Thus, the Board approved the request to modify the funding source to include \$1,000,000 in state bond funds and \$1,000,000 of MSU DAFVM Designated Funds. The Board also approved the request to change the project number to GS #113-145 to reflect a Bureau of Building project since the project now has 50% state bond funds in the project. The project will replace the roof material and provide new waterproofing at the parapet walls. Funds are available from HB 1729, Laws of 2016 (\$1,000,000); MSU DAFVM Designated Funds (\$1,000,000).
30. **UM** – Approved the request to increase the project budget for **IHL 207-411 – Oxford-University Stadium (Swayze Field) – Additions & Renovations**, from \$18,975,750 to \$19,844,146, for an increase of \$868,396. This budget increase is intended to compensate for unforeseen utilities and utility design changes in Phase I and to fund an expanded technology and fitness equipment scope for the completed building in Phase II. The project expands current player facilities, establishes two new premium clubs (adding additional seating capacity), and replaces the existing synthetic turf in foul territory. The project will renovate approximately 7,500 square feet of area under the existing stadium providing new seating behind home plate and transforming the existing pitching tunnel into a premium level club, including restrooms and foodservice. The multi-story addition of a new player performance center includes team locker room, team training room, indoor batting cages and pitching tunnel, equipment/laundry room, coaches' locker room, team meeting room, player lounge, pro/alumni locker room, nutrition center, weight training/plyometric, and roof top terrace overlooking the playing field. Funds are available from Self-Generated Athletic Revenues (\$1,344,146) and External EBC Financing (\$18,500,000).
31. **UMMC** – Approved the request to enter into a ground lease agreement, which shall include a temporary access easement, with the American Cancer Society (ACS). Under the lease UMMC will provide to ACS 1.5 acres of land located on the west side of North State Street and an easement providing access to said property. ACS will construct on the premises the Hope Lodge which is a temporary housing facility to be used for cancer patients who are receiving cancer treatments in the Greater Jackson Metropolitan area. The Board also approved the exterior design of the Hope Lodge. Two renderings are included in the bound *June 15, 2017 Board Working File*. The total term of the lease is sixty (60) years to include an initial term of forty (40) years with an option to renew the lease for an additional twenty (20) years. Rent is \$50 per year for a total of \$2,000. Additional considerations are set forth in the bound *June 15, 2017 Board Working File*. A copy of a legal description of the property and of the temporary access easement are included in the bound *June 15, 2017 Board Working File*. The associated documents, which were approved by the Attorney General's Office prior to the Board's approval of this item, are on file in the Board Office.
32. **USM** – Approved the request to purchase property located at 3709 Pearl Street in Hattiesburg, MS in the amount of \$225,000 from James Daniel Toombs and Candace June Toombs. The property is adjacent to the southwest quadrant of campus across from the tennis courts and includes a residential facility that is operating as a scuba diving shop. The property is critical to the long-

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range plans of the university due to its location to campus and will serve as future expansion or parking for the university. The university received two independent appraisals of \$235,000 and \$215,000. The average of the two appraisals is the purchase price of \$225,000. The legal description of the property is included in the bound *June 15, 2017 Board Working File*. The closing shall be held at a location mutually agreeable to the parties on or before August 18, 2017 or upon such earlier or later date and time per agreement by the parties. A Phase I Environmental Site Assessment (ESA) has been conducted on the property listed above. Based on site available information, no recognized environmental conditions are evident at the subject property. A copy of the property description and all legal documentation, which were approved by the Attorney General's Office prior to the Board's approval of this item, are on file with the IHL Office of Real Estate and Facilities.

**LEGAL**

33. **MSU** – Approved the request to modify a contract with the firm of STITES & HARBISON, PLLC as outside counsel to provide services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with the University. This contract has been extended twice with approval from the Board. This modification #3 will extend the term of the contract for one (1) additional year or through June 30, 2018. The rates will be increased to range from \$95-\$360 per hour with the total amount payable not exceeding \$100,000. All other provisions of the Agreement for Legal Services dated July 1, 2015, shall remain in effect. The Attorney General has approved this request.
34. **MUW** – Approved the request to enter into a contract with Gian Franco Borio as Outside Counsel for the provision of legal services as necessary in the University's registration with the Italian Ministry of Education to allow the University to conduct educational programs throughout Italy. The fixed fee for this service will be \$8,992 plus allowable expenses not to exceed \$6,000 with a maximum amount payable under this contract of \$15,000. The term of the contract is one year from the date of approval and execution. The Attorney General has approved this request.
35. **UM** – Approved the request to renew its contract for professional services with the law firm of Armstrong Teasdale LLP as outside counsel for the provision of legal services in the area of engineering and physical sciences patent applications and related intellectual property issues. Attorneys Erin Florek and Adam Wuller will be the primary attorneys performing work for the University. The contract originated June 2011. The term of the proposed contract extension is from July 1, 2017 through June 30, 2018. Hourly rates range from \$250-\$450 for principals, \$175 for Associates, and \$150 for paralegals. These rates are increased for some of the attorneys who may do work under the contract, but at least \$100/hour below the Firm's customary rates. Total expenditures will not exceed \$100,000. The Attorney General has approved this request.
36. **UM** – Approved the request to renew its contract for professional services with the law firm of Butler Snow LLP as outside counsel for the provision of legal services in the areas of intellectual property (including patent prosecution), commercial, construction, taxation and regulatory matters. The contract originated in November 2007. The term of the proposed contract extension is July 1, 2017 through June 30, 2018. The blended hourly rate under the contract will be \$295 per hour for all attorneys, including patent work and \$95 per hour for all legal assistants. These rates are unchanged from last year and are competitive with or less than those charged by similarly qualified attorneys. Total expenditures will not exceed \$100,000. The Attorney General has approved this request.

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37. **UM** – Approved the request to renew its contract for professional services with the law firm of Evans Petree, PC as outside counsel to advise and represent the University with respect to construction matters, including but not limited to construction and design professional contracts, public procurement, potential bid protests, and other matters related to design, construction, and project management and related disputes. Joseph T. Getz will be the primary attorney performing work for the University. The contract originated in March 2013. The term of the proposed contract is from July 1, 2017 to June 30, 2018. The proposed fees are unchanged from last year as indicated: Partners \$265 to 295 per hour; Associates \$175 to \$225 per hour; Paralegals \$95 to \$110 per hour; Clerks \$50.00 per hour; and Research and copy charges at cost. Total expenditures will not exceed \$40,000 during this contract term. The Attorney General has approved this request.
38. **UM** – Approved the request to renew its contract for professional services with the New York law firm of Hershkovitz & Associates, 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, and the University has worked with Mr. Rzucidlo on the most challenging natural products patents for many years. Mr. Rzucidlo’s hourly rate is \$595 per hour, which is the same as the University 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, 2017 to June 30, 2018, and total expenditures will not exceed \$250,000. The Attorney General has approved this request.
39. **UM** – Approved the request to renew its contract for legal services with the law firm of Jones Walker LLP as outside counsel for the provision of legal services in the area of intellectual property issues. Services will be provided to the University by Whit Rayner, Andrew Harris, and any other attorney with the firm whose specialized knowledge is required in such representation. The hourly rate for these services will remain unchanged at \$245. The term of the proposed contract is from July 1, 2017 to June 30, 2018, and total expenditures will not exceed \$60,000. The Attorney General has approved this request.
40. **UM** – Approved the request to renew its contract for legal services with the law firm of Mayo Mallette PLLC as outside counsel so that it may continue to assist the University with the Blackburn Estate as well as real estate matters, compliance advice and other local matters. The hourly rate for these services will remain unchanged at \$165 for Principals, \$135 for Associates, and \$65 for Paralegals. The proposed contract extension term is from July 1, 2017 to June 30, 2018, and total expenditures will not exceed \$60,000. The Attorney General has approved this request.
41. **UM** – Approved the request to renew its contract with the law firm of Stites & Harbison as outside counsel for the provision of legal services in the area of pharmaceutical patent applications and intellectual property issues. Richard Myers will be the primary attorney performing work for the University. Mr. Myers’ hourly rate is \$360, with other professionals who may work on University matters billing between \$95 and \$320 per hour. The term of the proposed contract is from July 1, 2017 to June 30, 2018, and total expenditures will not exceed \$100,000. The Attorney General has approved this request.
42. **UM** – Approved the request to renew its contract for professional services with the law firm of Ware Immigration, as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status.

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This contractual agreement is necessary due to amendments by the U.S. Department of Labor to the permanent labor certification regulations, specifically: employers are required to pay the cost of preparing, filing and obtaining certification, and are prohibited from transferring those costs to the beneficiary. This includes a prohibition on the alien paying the employer's attorney fees. The terms of this contractual agreement will be from July 1, 2017 to June 30, 2018, and total expenditures will not exceed \$100,000 during the contract term. The hourly rates are as follows: David Ware \$300; Partners \$250; Associates \$175; and Paralegals \$100.

**Schedule of Legal Fees for Academia**

**Nonimmigrant Petitions and Processes**

H-1B	\$1,500
H-1B extension of amendment petitions	\$1,000
TN petition or border/consulate processing	\$1,500
TN extension petition	\$1,000
E-3 petition or consular processing	\$1,500
O-1 petition	\$4,000
O-1 extension or amendment petition	\$1,500
Change of status or extension of status of dependents (I-539)	no additional charge
J-1 waiver (IGA or hardship)	\$6,000
J-1 waiver (Conrad)	\$6,000

**Permanent Residence Process with Labor Certification: Faculty**

\$2,000	“Special Handling” labor certification (must be paid by University*) \$2500 if position must be re-advertised
\$1,500	Additional fee if audited
\$2,500	Immigrant petition
\$1,500	Adjustment of status and related applications (I-765, I-131, etc) by employee
\$750	Adjustment of status and related applications each spouse or child
\$1,000	“Standalone” adjustment of status and related, each spouse or child

**Permanent Residence Process with Labor Certification: Non-Faculty**

\$4,000	Labor certification (must be paid by University*)
\$500-1,500	Additional fee if audited
\$2,500	Additional fee if subject to supervised recruitment
\$2,500	Immigrant petition
\$1,500	Adjustment of status and related applications (I-765, I-131, etc) by employee
\$2,000	Standalone AOS and related applications
\$750	Adjustment of status and related applications each spouse or child
\$1,000	Standalone AOS for each spouse or child

**Permanent Residence Process: Outstanding Professors and Researchers**

\$6,000	Immigrant petition
\$1,500	Adjustment of status and related applications by employee
\$2,000	Standalone AOS and related applications
\$750	Adjustment of status and related applications each spouse or child
\$1,000	Standalone AOS for each spouse or child

**Permanent Residence Process: National Interest Waiver**

\$6,000	Immigrant petition
\$1,500	Adjustment of status and related applications by employee
\$2,000	Standalone AOS and related applications
\$750	Adjustment of status and related applications each spouse or child
\$1,000	Standalone AOS and related, dependents

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**Employment Authorization and Advance Parole Renewal**

\$500              Employment Authorization Renewal per individual  
\$500              Advance Parole Renewal per individual

The Attorney General has approved this request.

43. **UMMC** – Approved the request to renew a contract with Baker, Donelson, Bearman, Caldwell and Berkowitz, PC as outside counsel for the provision of legal services and advice on environmental related issues. The term of the contract will be from July 1, 2017 through June 30, 2018. The rate is \$245 per hour with a maximum amount payable under this contract of \$100,000. The Attorney General has approved this request.
44. **UMMC** – Approved the request to renew a contract with Butler Snow LLP as outside counsel for the provision of legal services and advice on intellectual property matters, healthcare regulatory and compliance matters, healthcare administrative hearings, human resource issues and commercial and general matters. The term of the contract will be from July 1, 2017 through June 30, 2018. The rate will be \$295 per hour with a maximum amount payable under this contract term of \$650,000. The Attorney General has approved this request.
45. **UMMC** – Approved the request to renew a contract with Jones Walker LLP as outside counsel to advise the Medical Center Educational Building Corporation (EBC) on legal issues concerning bond financing and compliance with IRS regulations regarding tax-exempt bonds and other related matters. The term of the contract will be July 1, 2017 through June 30, 2018. The hourly rate is \$225 with a maximum amount payable under this contract term of \$50,000. The Attorney General has approved this request.
46. **UMMC** – Approved the request to renew a contract with Hogan Lovells US LLP as outside counsel to advise on matters related to healthcare transactions, tax, antitrust, and regulatory matters related to academic medical center strategy and business issues. The term of the contract will be June 1, 2017 through June 30, 2018. The rate will be \$891 per hour with a maximum amount payable under this contract term of \$225,000. The Attorney General has approved this request.
47. **UMMC** – Approved the request to renew a contract with Stites and Harbison, PLLC as outside counsel to perform services necessary for obtaining patents for designs, processes, products and other patentable materials developed in connection with UMMC. The term of the contract will be July 1, 2017 through June 30, 2018. The rate will be \$360 per hour with a maximum amount payable under the contract of \$150,000. The Attorney General has approved this request.
48. **UMMC** – Approved the request to renew a contract with Walker & Ungo, LLC as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. The term of the contract will be July 1, 2017 through June 30, 2018. The rates are set out in the Schedule of Fees below. The maximum amount payable under the contract is \$50,000.

**Labor Certification Fees**

**PERM**

Initial Fee:	\$2500
I-140:	\$2000
I-485:	\$2000
Family members:	\$500 per family member

**EB-1 (Outstanding professor/researcher, extraordinary ability) and Special Handling Labor Certification**

Initial Fee:	\$2000
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On approval of I-140  
or special handing: \$2000  
I-485: \$2000  
Family members: \$500 per family member

The Attorney General has approved this request.

49. **UMMC** – Approved the request to renew a contract with Ware Immigration as outside counsel to provide services as needed in preparing labor certification applications on behalf of the university for its employees who seek permanent residence status. The term of the contract will July 1, 2017 through June 30, 2018. The rates are set out in the schedule of fees below. The maximum amount payable under the contract is \$50,000.

**Labor Certification Fees**

\$2000 – special handling labor certification, no re-advertisement required

\$2500 – special handling labor certification, re-advertisement required

\$3000 – non-teaching labor certification

Advertisement for special handling will be about \$500; for regular about \$1000

EB1 is \$4500 for the petition plus \$475 filing fee. Adjustment of status is \$1500 for the principal and \$750 for each dependent. Exclusive of filing and fees and medical which for one adult would be approximately \$1485 plus \$150.

The Attorney General has approved this request.

50. **UMMC** – Approved the request to renew a contract with Watkins and Eager, PLLC, to provide legal services related to real estate matters. The term of the contract is June 1, 2017 through June 30, 2018. The hourly rate is \$165 with a maximum amount payable under this contact of \$350,000. The Attorney General has approved this request.

51. **UMMC** – Approved the request to renew a contract with the Whitfield Law Group, PLLC, formerly known as Kitchens, Hardwick & Whitfield, PLLC, to provide legal services related to personnel matters. The term of the contract is July 1, 2017 through June 30, 2018. The hourly rate is \$165 with a maximum amount payable under this contact term of \$250,000. The Attorney General has approved this request.

52. **USM** – Approved the request to amend a contract with the law firm of Bryan, Nelson, Schroeder, Castigliola & Banahan, P.A. as outside counsel for the provision of legal services in the practice areas of admiralty and maritime law, including advice and assistance with contracts, leases and other commercial agreements, as well as litigation related to any of the activities described herein. The circumstances of the litigated and contractual matters being handled by the firm are such that those matters have required the expenditure of significantly more time and effort than originally expected by all parties. The University has determined that the additional effort and expense involved is reasonable and necessary in light of the nature and complexity of the matters at issue. The amendment will increase the maximum amount payable under the current contract from \$25,000 to \$50,000. All other provisions of the current contract remain unchanged. The Attorney General has approved this request.

53. **USM** – Approved the request to renew a contract with the law firm of Bryan, Nelson, Schroeder, Castigliola & Banahan, P.A., as outside counsel to perform services as necessary and render legal advice and recommendations in the practice areas of admiralty and maritime law, including but not limited to all matters involving navigable waters, vessels at sea, and all similar interests of the University arising out of or related to the University's ownership and operation of watercraft, any associated facilities or activities, and the University's activities in and around navigable waters and coastal areas. The scope of services would also include advice and assistance with contracts, leases and other commercial agreements, general legal advice, commercial and regulatory matters, as

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well as litigation related to any of the activities described herein. The request includes the use of any and all attorneys employed by the firm, at the discretion of the firm, whose expertise and experience is required to assist in the representation of the University pursuant to the agreement. The hourly rate to be charged will be \$195 per hour for attorneys and \$90 per hour for paralegal services. The term of the contract will be July 1, 2017 through June 30, 2018, with a maximum amount payable under this contract term of \$50,000. The Attorney General has approved this request.

54. **USM** – Approved the request to renew a contract with Butler Snow LLP, as outside counsel to perform services as necessary in the practice areas of taxation, intellectual property and commercial matters, including trademark, copyright and patent matters. In addition, the firm will provide legal advice and representation to the University in matters relating to issues and disputes with the Federal Emergency Management Agency (FEMA). The hourly rate to be charged will be \$295 per hour for all attorneys and \$95 per hour for legal assistants with a maximum amount payable under the contract of \$75,000. The term of the contract will be July 1, 2017 through June 30, 2018. The Attorney General has approved this request.
55. **USM** – Approved the request to renew a contract with Mayo Mallette PLLC, as outside counsel to perform services as necessary and render legal advice in the practice areas of higher education law, employment law, First Amendment matters, academic tenure, student affairs, OFCCP, Title IX, NCAA compliance, disability law, and athletics. The request includes the use of any and all employed by the firm, at the discretion of Mary Ann Connell and Cal Mayo, whose experience and expertise is required to assist in the representation of the University pursuant to the agreement. The hourly rate to be charged will be \$165 per hour for attorneys and \$65 per hour for paralegal services with a maximum amount payable under the contract of \$40,000. The term of the contract will be from July 1, 2017 through June 30, 2018. The Attorney General has approved this request.
56. **USM** – Approved the request to renew a contract of Richard & Thomas as outside counsel to perform real estate services for multiple real estate closings. It is anticipated that the University will have a minimum of two closings with the possibility of a maximum of ten closings during the period from July 1, 2017, until June 30, 2018. The closings will be for purchases of property near the Hattiesburg campus. It is expected that each closing will cost the University approximately \$1,000. The maximum amount budgeted for payment under the contract is \$5,000. The attorney's average hourly rate, depending on services rendered, is \$150. Fees and expenses will be paid from the University general funds. The Attorney General has approved this request.
57. **USM** – Approved the request to renew a contract with Ware|Immigration, Attorneys at Law, as outside counsel to provide services as needed in preparing labor certification applications and permanent residence process on behalf of the University for its professors, researchers, and employees who seek permanent residence status and to further provide other related services relating to immigration and naturalization at the University's request. The agreement authorizes the Law Firm to assign any and all attorneys employed by the Law Firm who, at the discretion of the Law Firm, can provide the experience and expertise necessary to effectively represent the University in all matters set forth in the description of services to be provided. In addition to the fees reflected on the Schedule of Legal Fees, the University may seek general legal advice on immigration matters. For non-scheduled legal fees, attorneys' advice will be billed on an hourly basis. David Ware's hourly rate is \$300 and all other attorneys will be billed at the hourly rate of \$200. The terms of this contractual agreement will be for the period of time from July 1, 2017

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through June 30, 2018, for a maximum amount payable of \$50,000 in legal fees during the contract term. The proposed fees are as indicated below:

**Schedule of Legal Fees for Academia**

**Nonimmigrant Petitions and Processes**

H-1B petition	\$1500.00
H1B extension or amendment petitions	\$1000.00
TN petition or border/consulate processing	\$1500.00
TN extension petition	\$1000.00
E-3 petition or consular processing	\$1500.00
E-3 extension petition	\$1000.00
O-1 petition	\$4000.00
O-1 extension or amendment petition	\$1500.00
Change of status or extension of status for dependents (i-539)	no additional charge
J-1 waiver (IGA or hardship)	\$6000.00
J-1 waiver (Conrad)	\$6000.00

**Permanent Residence Process with Labor Certification: Faculty**

\$2000.00	“Special Handling: labor certification (must be paid by University*) \$2500.00 if position must be re-advertised
\$1000.00	Additional fee if audited
\$2500.00	Immigrant petition
\$1500.00	Adjustment of status and related applications (i-765, I-131, etc.) by employee
\$750.00	Adjustment of status and related applications each spouse or child
<b>*U. S. Dept. of Labor requires employers to pay all costs associated with labor certification, including legal fees and advertising costs; employees may pay other fees</b>	

**Permanent Residence Process with Labor Certifications: Non-Faculty**

\$3000.00	Labor Certification (must be paid by University)
\$1500.00	Additional fee if audited
\$2500.00	Additional fee is subject to supervised recruitment
\$2500.00	Immigrant petition
\$1500.00	Adjustment of status and relation applications (i-765, I-131, etc.) by employee
\$750.00	Adjustment of status related applications each spouse or child
<b>*U.S. Dept. of Labor requires employers to pay all costs associated with labor certification, including legal fees and advertising costs; employees may pay other fees</b>	

**Permanent Residence Process: Outstanding Professors and Researchers**

\$7000.00	Immigration petition
\$1500.00	Adjustment of status and related applications by employees
\$750.00	Adjustment of status and related applications each spouse or child

**Since Labor certification is not required, employees may pay all fees**

**Permanent Residence Process: National Interest Waiver**

\$7000.00	Immigrant petition
\$1500.00	Adjustment of status and related applications by employee
\$750.00	Adjustment of status and related applications each spouse or child
<b>Since labor certification is not required, employees may pay all fees. Employee's legal fees in all cases may be paid in monthly installments, to be arranged with attorney.</b>	

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The Attorney General has approved this request.

58. **USM** – Approved the request to renew a contract with William Wessler as outside counsel to perform services necessary and render legal advice, recommendations, and representation to the University in the practice area of bankruptcy. The term of the contract will be from July 1, 2017 through June 30, 2018. The rate will be \$200 per hour with a maximum amount payable under the contract of \$50,000. In addition to payment of attorneys' fees, the attorney will be entitled to reimbursement for all customary and necessary out of pocket expenses related to the representation. The Attorney General has approved this request.
59. **MSU** – Approved the request to enter into an agreement with Cornerstone Government Affairs, LLC, for assistance in the university's pursuit of its in-state government affairs and business objectives, including monitoring and lobbying of legislation of interest to MSU during the regular session of the Legislature and other services throughout the year. Cornerstone will apprise the Commissioner of IHL of its lobbying activities related to MSU and coordinate those activities within system strategies and processes prescribed by the IHL Board. The requested contract amount is \$50,000, and will be paid with private funds. In accordance with Board Policy 201.0506 Political Activity, Cornerstone's client list and proposed Agreement are included in the bound *June 15, 2017 Board Working File*.
60. **MUW** – Approved the request to enter into a one-year contract with Corporate Relations Management (CRM) of Canton, Mississippi, to provide in-state lobbying and government relations consulting services. The contractual flat fee is \$30,000. The fee will be paid with private funds by the MUW Foundation. In accordance with Board Policy 201.0506 Political Activity, CRM's client list and Service Agreement are included in the bound *June 15, 2017 Board Working File*.
61. **USM** – Approved the request to continue the agreement with Capitol Resources LLC, in Jackson, MS, to provide state lobbying and government relations and consulting services in Mississippi in the amount of \$48,000 annually and reasonable reimbursement of travel expenses funded by self-generated funds. In accordance with Board Policy 201.0506 Political Activity, Capitol Resources' client list and agreement are included in the bound *June 15, 2017 Board Working File*.
62. **USM** – Approved the request to continue the agreement with Joe Gill Consulting LLC (JGC), in Ocean Springs, MS, to provide state lobbying and government relations and consulting services in Mississippi pertaining to the Gulf Coast Research Laboratory in an amount not to exceed \$38,000 annually and reimbursement of reasonable expenses funded by self-generated funds. In accordance with Board Policy 201.0506 Political Activity, JGC's client list and agreement are included in the bound *June 15, 2017 Board Working File*.
63. **MSU** – Approved the request for Federal Solutions, LLC, to continue to lobby on behalf of the university outside the State of Mississippi in accordance with Board Policy 201.0506 Political Activity.
64. **UM** – Approved the request for BGR Governmental Affairs, LLC, a Washington, D.C. based firm, to continue to assist in managing their federal governmental affairs and to represent their interests before federal executive branch agencies and congressional offices and committees in accordance with Board Policy 201.0506 Political Activity.
65. **UMMC** – Approved the request for Simms Strategies, LLC to lobby on behalf of the university outside of the State of Mississippi in accordance with Board Policy 201.0506 Political Activity.
66. **USM** – Approved the request to continue the agreement with Cassidy & Associates, Inc., in Washington, DC, to provide federal relations services to obtain federal funding to support our infrastructure and research programs and to provide consultation, advice and assistance with regard

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to our annual federal appropriations requests in accordance with Board Policy 201.0506 Political Activity.

67. **ASU** – Approved Dr. Alfred Rankins, Jr. as one of the university's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
68. **ASU** – Approved Marcus Ward as one of the university's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
69. **DSU** – Approved Dr. Michelle Roberts as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
70. **JSU** – Approved Dr. William McHenry as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
71. **MSU** – Approved Lee Weiskopf as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
72. **MUW** – Approved Nora Miller as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
73. **MVSU** – Approved La Shon F. Brooks as one of the university's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
74. **UM** – Approved Perry Sansing as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
75. **UMMC** – Approved Tara Mounger as the institution's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
76. **UMMC** – Approved Wesley Clay as one of the institution's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
77. **UMMC** – Approved Rachel J. Gressett as one of the institution's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
78. **UMMC** – Approved Dr. Claude Brunson as one of the institution's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
79. **USM** – Approved Chad Driskell as the university's legislative liaison in accordance with Board Policy 201.0506 Political Activity.
80. **SYSTEM** – Approved Dr. Glenn Boyce as one of the Executive Office's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.
81. **SYSTEM** – Approved Kim Gallaspy as one of the Executive Office's legislative liaisons in accordance with Board Policy 201.0506 Political Activity.

## **PERSONNEL REPORT**

### **82. EMPLOYMENT**

#### **Delta State University**

- Elizabeth Belenchia; *rehired retiree*; reemployment position: Co-Project Director, Math and Science Partnership; salary of \$28,000 per annum, pro rata; Grant Funds; reemployment period: July 1, 2017-June 30, 2018
- Darlene Breaux; *rehired retiree*; reemployment position: Academic Affairs Developmental Officer; salary of \$30,000 per annum, pro rata; Foundation Funds; reemployment period: July 1, 2017-June 30, 2018

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- Gloria Brister; *rehired retiree*; reemployment position: Assistant Professor, Emeritus; salary of \$40,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Jean Grantham; *rehired retiree*; reemployment position: Instructor in Nursing (Part-time); salary of \$50,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Helen Sue Jolly; *rehired retiree*; reemployment position: Education Leadership Faculty; salary of \$54,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Maud Kuykendall; *rehired retiree*; reemployment position: Adjunct Instructor in Teacher Education; annual salary of \$25,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Kathleen Lott; *rehired retiree*; reemployment position: Project Director, Math and Science Partnership; salary of \$29,000 per annum, pro rata; Grant Funds; reemployment period: July 1, 2017-June 30, 2018
- A. C. Prewitt; *rehired retiree*; reemployment position: Facilities Engineer; salary of \$22,604 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Michael L. Putnam; *rehired retiree*; reemployment position: Director, Delta School Leadership Pipeline Project/Adjunct Instructor; salary of \$80,000 per annum, pro rata; Grant Funds; reemployment period: July 1, 2017-June 30, 2018
- James Robinson; *rehired retiree*; reemployment position: Adjunct Instructor in History; salary of \$40,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018
- Dorothy Sykes; *rehired retiree*; reemployment position: Director, Kellogg Grant; annual salary of \$30,000 per annum, pro rata; Grant Funds; reemployment period: July 1, 2017-June 30, 2018
- Kent Wyatt; *rehired retiree*; reemployment position: President Emeritus; salary of \$59,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017-June 30, 2018

**Mississippi State University**

- Peter Corrigan; Professor and Head, Classical and Modern Languages and Literatures, salary of \$125,000 per annum, pro rata, E&G Funds; 12-month, **hired with tenure**; effective July 1, 2017
- Dennis Smith, Jr., Professor and Head, Chemistry, salary of \$165,000 per annum, pro rata, E&G Funds; 12-month, **hired with tenure**; effective July 1, 2017

**Mississippi Valley State University**

- Betty Farmer, *rehired retiree*; reemployment position: Assistant Professor; salary of \$22,000 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- Edgar Holman, *rehired retiree*; reemployment position: Instructor; salary \$28,439 per annum, pro rata; Ayers Funds; reemployment period: August 14, 2017 to May 7, 2018
- Roy Hudson, *rehired retiree*; reemployment position: Assistant Professor; salary of \$20,000 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- John Johnson, *rehired retiree*; reemployment position: Special Assistant to the Project Director; annual salary of \$37,380 per annum, pro rata; External Grant Funds; reemployment period: August 14, 2017 to May 7, 2018

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- Ronald Love, *rehired retiree*; reemployment position: Associate Professor; salary of \$30,000 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- Gloria Turner, *rehired retiree*; reemployment position: Accounting Clerk; salary of \$21,000 per annum, pro rata; E&G Funds; reemployment period: July 1, 2017 – June 30, 2018
- Vincent Venturini, *rehired retiree*; reemployment position: Visiting Professor; salary of \$22,463 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- Harvey Wardell, *rehired retiree*; reemployment position: Assistant Professor; salary of \$22,500 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- Raymond Williams, *rehired retiree*; reemployment position: Professor; salary of \$33,102 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018
- Robert Wilson; *rehired retiree*; reemployment position: Director, Institute for Effective Teaching Practices; salary of \$34,806 per annum, pro rata; E&G Funds; reemployment period: August 14, 2017 to May 7, 2018

**University of Mississippi**

- Minsoo Kang; Chair and Professor of Health, Exercise Science and Recreation Management; Ph.D.; salary of \$154,060 per annum, pro rata; E&G Funds; 12-month contract; **hired with tenure**, effective July 3, 2017
- Matthew O’Keefe; Executive Director of the Center for Manufacturing Excellence and Professor of Chemical Engineering; Ph.D.; salary of \$200,000 per annum, pro rata; E&G Funds; 12-month contract; **hired with tenure**; effective January 1, 2018

**83. CHANGE OF STATUS**

**Jackson State University**

- Sandra Hodge, *from* Interim Vice President for Institutional Advancement; salary \$170,000 per annum; E & G Funds; *to* Vice President for Institutional Advancement; no salary change, effective April 16, 2017

**84. TENURE (and promotions where noted)**

**Jackson State University**

- Brian Anderson; *promotion* to Professor, Department of Social Work; 9-month contract, effective August 10, 2017
- Taunjah P. Bell Neasman; *promotion* to Associate Professor, Department of Psychology; 9-month contract; effective August 10, 2017
- Kathy Bryant; *promotion* to Associate Professor, Department of Elementary and Early Childhood Education; 9-month contract; effective August 10, 2017
- Mary Langford-Hall; *promotion* to Associate Professor, Department of Communicative Disorders; 9-month contract; effective August 10, 2017
- Duanjun Lu; *promotion* to Associate Professor, Department of Physics, Atmospheric Sciences, and GeoSciences; 9-month contract; effective August 10, 2017

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- Yumi Park; *promotion* to Associate Professor, Department of Art; 9-month contract; effective August 10, 2017
- Annette King Pridgen; *promotion* to Associate Professor, Department of Accounting; 9-month contract; effective August 10, 2017
- Leniece Smith; *promotion* to Associate Professor, Department of Political Science; 9-month contract; effective August 10, 2017
- April Tanner; *promotion* to Associate Professor, Department of Computer Science; 9-month contract; effective August 10, 2017
- Xing Yang; *promotion* to Associate Professor, Department of Mathematics and Statistical Science; 9-month contract; effective August 10, 2017

**Mississippi Valley State University**

- Gloria Ross, Assistant Professor, Department of Health, Physical Education & Recreation; 12-month contract; effective August 14, 2017

**University of Mississippi Medical Center**

- David A. Felton, Professor, Care Planning and Restorative Sciences, School of Dentistry; 12-month contract; effective July 1, 2017

**University of Southern Mississippi**

- Richard Kravchak, Professor, School of Music; 12-month contract; effective July 1, 2017
- Terry Markham Puckett, *from* Chair, Department of Geography and Geology; 12-month; ending June 30, 2017; *to* Professor, Department of Geography and Geology; 9-month contract; effective August 14, 2017
- Zhifu Xie, Professor, Department of Mathematics; 9-month contract; effective August 14, 2017

**85. SABBATICAL**

**Jackson State University**

- Lomarsh Roopnarine, Professor of Caribbean Studies, History & Philosophy, College of Liberal Arts, *from* salary of \$69,045 per annum, pro rata; 9-month contract; E&G Funds; *to* salary of \$34,523 per annum, pro rata for sabbatical period; E&G Funds; effective August 17, 2107 to December 17, 2017; professional development

**University of Southern Mississippi**

- Jonathan Pluskota, Assistant Professor of Mass Communication and Journalism, *from* salary of \$61,500 per annum, pro rata; 9-month contract; E&G funds, *to* salary of \$30,750 per annum for sabbatical period; E&G funds; effective August 14, 2017 to May 17, 2018; professional development

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**86. EMERITUS STATUS**

**University of Southern Mississippi**

- David C. Beckett, Professor Emeritus of Biological Sciences, effective July 1, 2017

**87. OTHER ACTIONS**

**University of Mississippi**

*(Corrections to sabbatical dates approved February 16, 2017)*

**FROM:** Charles K. Ross, Professor of History; *from* salary of \$130,127 per annum, pro rata; *to* salary of \$48,798 per annum, pro rata for sabbatical period; E&G Funds; effective January 22, 2018 to May 12, 2018; professional development

**TO:** Charles K. Ross, Professor of History; *from* salary of \$130,127 per annum, pro rata; *to* salary of \$48,798 per annum, pro rata for sabbatical period; E&G Funds; effective January 22, 2019 to May 10, 2019; professional development

**Administration/Policy**

88. **SYSTEM** – The Governor has issued a Proclamation authorizing state offices to be closed for the July 4th holiday on July 3 and 4, 2017. In accordance with Board Policy 805.08 Official Holidays, the Board approved the request to close the Executive Office and university offices on July 3, in addition to July 4, 2017, in celebration of Independence Day.

**ACADEMIC AFFAIRS**

Presented by Trustee Tom Duff, Chair

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

1. **SYSTEM** – Approved for first reading the new Board Policy 521 Adult Degree Completion Program. **(See Exhibit 1.)**

**FINANCE AGENDA**

Presented by Trustee Christy Pickering, Chair

On motion by Trustee Pickering, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Finance Agenda. On motion by Trustee Pickering, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Pickering, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to approve agenda item #3. On motion by Trustee Pickering, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to approve agenda item #4. On motion by Trustee Pickering, seconded by Trustee Starr, all Trustees legally present and participating voted unanimously to approve agenda item #5. On motion by

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Trustee Pickering, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve agenda item #6.

1. **SYSTEM** – Approved fiscal year ending 2018 Operating Budgets for the system. Included as supplemental information as required by the Ayers Settlement Agreement, Board Policy 704.02 Athletic Budget Approval and reporting, and Board Policy 703.04 Policy Guidelines Subsection E. are: Fiscal Year 2017-2018 Ayers Budgets, Fiscal Year 2017-2018 Athletic Budgets, and Fiscal Year 2017-2018 E&G Scholarships, Fellowships & Tuition Waivers. (**See Exhibit 2.**)
2. **SYSTEM** – Approved the FY 2018 proposed funding priorities for the 2019 Legislative Budget Requests. (**See Exhibit 3.**)
3. **ASU** – Approved for final reading the request to institute a \$15 Student Activities Fee to provide an independent source of funding for the Student Government Association (SGA) to host events such as concerts, educational speakers and other lyceum attractions. The \$15 fee would be charged per semester and applicable to all full-time students during the fall and spring semesters. Students will not be charged the fee during the summer semesters. The fee will be assessed for fall and spring semesters only beginning with FY 18. The AY 2017 budget for student activities is \$36,100. However, this budget and previous budgets have been insufficient for monetary needs of the SGA on campus. A Student Activities Fee will provide supplemental funding for this budget and will be administered by the Student Assessment Board to ensure that the money is spent on events specifically for the student body. Based on current enrollment, ASU projects this fee to generate approximately \$94,000.00 of new revenue annually.
4. **JSU** – Approved the resolution authorizing Jackson State University Educational Building Corporation (JSU EBC) to issue up to a maximum aggregate principal amount of \$6,000,000 of debt obligations (however denominated) to reimburse the university for expenditures made for improvements to, and maintenance of, the facilities of the university (the “Debt Obligations”). (**See Exhibit 4.**) The Board also approved the form of the bond documents. The Debt Obligations may be sold through an underwriter in a public offering or privately placed with institutional investors. First Southwest, a division of Hilltop Securities, Inc., will serve as the financial advisor. Jones Walker LLP will serve as bond counsel, in accordance with the terms of the Contractual Agreement for Legal Services approved by the Office of the Attorney General. Raymond James & Associates, Inc. will serve as underwriter and/or as placement agent, depending on the manner in which the Debt Obligations are sold. Improvements to the facilities of the University and facilities maintenance costs are being financed to spread the costs of the improvements and maintenance over the economic life of the improvements and maintenance, and thereby, improve cash flow and cash reserves. The Debt Obligations will mature no longer than 30 years from the dated date. Existing cash flow from the projects refinanced with the Debt Obligations. The bond resolution and form of bond documents were approved by the Attorney General’s Office. The Board received the Financial Advisor’s report and approved the request to waive the requirement to bring the resolution for additional and final approval at a subsequent meeting in accordance with Board Policy 906 Educational Building Corporations.

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5. **UMMC** – Pending receipt by the Attorney General’s Office of a copy of the P-1 certification of sole source from the Mississippi Department of Finance and Administration, the Board approved the request to enter into an agreement with INO Therapeutics, LLC d/b/a Mallinckrodt for the INOtherapy System and related services. Under this agreement, Mallinckrodt will provide UMMC with the medical grade gas INOMAX and the INOtherapy system for delivery of the gas. INOMAX is a pharmaceutical medical grade gas used to treat neonatal and adult patients for hypoxic respiratory failure associated with pulmonary hypertension, where it improves oxygenation and reduces the need for extracorporeal membrane oxygenation. The initial term of the contract is one (1) year beginning July 1, 2017. After the initial term, the agreement will renew for four (4) additional periods of one-year each unless either party provides written notice at least thirty (30) days prior to the then-current term of its intent not to renew. The Board approved a five (5) year term ending June 30, 2022. The total estimated cost for the contract term is \$19,253,451.20. UMMC will pay a flat monthly rate for an allotted 25,000 hours per year for INOtherapy services. If UMMC’s use exceeds the annual allotted hours, UMMC shall pay an hourly rate for the INOtherapy services. Each year, Mallinckrodt and UMMC shall meet to discuss fees for the use of INOtherapy for the next contract year. If the parties fail to agree to pricing, UMMC shall pay the hourly rate plus CPI. If this situation occurs and the rate is not acceptable to UMMC, UMMC would cease use of INOtherapy services and exercise its right to terminate the Agreement early. The projected cost breakdown is included in the bound *June 15, 2017 Board Working File*. The agreement will be funded by patient revenues. The Attorney General’s approval is pending the receipt of the P-1 certification of sole source from the Mississippi Department of Finance and Administration.
6. **UMMC** – Approved the request to enter into an agreement with the Mississippi Organ Recovery Agency, Inc. (MORA) for the provision of organs suitable for use in UMMC transplant programs. Organs provided by MORA include kidney, heart, liver and pancreas. UMMC’s University Transplant is the only transplant center in the State of Mississippi serving citizens in need of organ transplantation therapy. The term of the agreement is for five (5) years – August 24, 2017 through August 23, 2022. The total estimated contract cost for the five (5) year agreement is \$49,543,500.00. Kidney Organ Acquisition Charges may vary by 10% above or below the fee set forth in the Agreement to ensure compliance with CMS financial standards. Fees are subject to adjustment annually upon prior written notice to UMMC. The annual breakdown based upon projected procedures is included in the bound *June 15, 2017 Board Working File*. The agreement will be funded by patient revenues. The agreement, which was reviewed and approved by the Attorney General’s Office prior to the Board’s approval of this item, is on file in the Board Office.

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**REAL ESTATE AGENDA**

Presented by Trustee Hal Parker, Chair

Trustee Hooper recused himself from voting on agenda item #1 by leaving the room before there was any discussion or a vote regarding the same. After Trustee Hooper left the room, on motion by Trustee Parker, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Real Estate Agenda. Trustee Hooper returned to the room following the vote on agenda item #1. On motion by Trustee Parker, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to approve agenda item #2.

1. **UM** – Approved the appointment of McCarty Architects as the design professional for **IHL 207-431, Crosby Hall Bathroom Renovations**, and the request to increase the project budget from \$3,000,000 to \$6,000,000, for an increase of \$3,000,000. Crosby Hall is a 10-story concrete frame and masonry building constructed in 1971 which houses 700 residents. There are three (3) communal bathrooms per floor. This project will renovate all the bathrooms within the facility. Phasing of the project may be required. However, the current desire is to conduct an aggressive construction project that will work ‘around-the-clock’ in multiple shifts to renovate the bathrooms over a summer break. The design professional will assist the university in determining the extent of the project scope and budget; and finally produce design/construction documents for the scope determined. Funds are available from Student Housing Revenues and Reserves (\$6,000,000).
2. **UM** – Approved the request to purchase property located at 2301 South Lamar Avenue in Oxford, MS from Baptist Memorial Health Care Corporation (Baptist) in the amount of \$22,000,000. In addition, the Board approved the request, upon purchase of this property, to lease the property back to Baptist so that it may continue to operate the Hospital until Baptist’s new facility is ready for occupancy. The estimated date for the transfer of occupancy is January 2018. The property consists of a 428,516 square-foot building, a parking facility, and approximately 14.495 acres of land. The initial lease period is 18 months from the date of closing. Under the lease, Baptist will be responsible for all costs customarily paid by a commercial tenant in a triple net lease, including all costs of operations, property insurance, taxes, assessments, utilities, repairs, replacements, and regular maintenance of the Hospital during the lease period. Baptist will pay the University an amount equal to 0.65% of the purchase price per month from the date of closing until the end of initial lease period. If the lease extends beyond 18 months, rental payments increase to 120% of the base rent until the seller vacates the property. The base rent is \$143,000 per month (\$1,1716,000 per year) with the first payment due upon commencement of the Lease and each monthly installment due on the monthly anniversary date of the commencement date. The university received two independent property appraisals of \$22,000,000 and \$24,300,000. The purchase price is \$22,000,000 which is below the average of the two appraisals. A legal description of the property is included in the bound *June 15, 2017 Board Working File*. The closing shall be held in Oxford, Mississippi, by 5:00 p.m. on or before sixty (60) days after IHL approval or such earlier date as may be agreed to between the parties. The sale price will be \$22,000,000. However, the purchase price will be offset by the amount of lease payments received. A Phase I Environmental Site Assessment (ESA) has been conducted on the property. Based on site inspection, interviews with key site personnel and regulatory officials, adjacent property inspections, and record reviews, no recognized environmental conditions are evident at the subject property that would warrant further investigation. A copy of the property description and all legal documentation, which were approved by the Associate Commissioner of Legal

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Affairs prior to the Board's approval of this item, are on file with the IHL Office of Real Estate and Facilities.

**LEGAL AGENDA**

Presented by Trustee Alan Perry, Chair

On motion by Trustee Perry, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to move agenda items #1 and #2 to the Executive Session Agenda. On motion by Trustee Perry, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve agenda item #3 as submitted on the Legal Agenda. Trustee Perry recused himself from voting on agenda item #4 by leaving the room before there was any discussion or a vote regarding the same. After Trustee Perry left the room, on motion by Trustee Hooper, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve agenda item #4. Trustee Perry returned to the room following the vote on agenda item #4.

1. **MSU – Settlement of IHL Self-Insured Workers' Compensation Claim No. 55-36806. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)**
2. **UMMC – Settlement of IHL Self-Insured Workers' Compensation Claim No. 55-37659-1. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)**
3. **SYSTEM – Approved for final reading new Board Policy 201.0104 Removal of Board Members. (See Exhibit 5.)**
4. **UMMC – Approved the request to renew a contract with Bradley, Arant, Boult, Cummings, LLP as outside counsel to advise on healthcare regulatory and compliance matters, healthcare administrative hearings and general healthcare related matters. The term of the contract will be July 1, 2017 through June 30, 2018. The rate will be \$245 per hour with a maximum amount payable under this contract term of \$175,000. The Attorney General has approved this request.**

**ADMINISTRATION/POLICY AGENDA**

Presented by Commissioner Glenn F. Boyce

On motion by Trustee McNair, seconded by Trustee Starr, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Administration/Policy Agenda.

1. **SYSTEM – Approved for final reading the proposed amendments to Bylaw 301.0802 Institutional Executive Officer Assessment/Evaluation. (See Exhibit 6.)**

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**INFORMATION AGENDA**

Presented by Commissioner Glenn F. Boyce

**REAL ESTATE**

1. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the May 18, 2017 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 7.)

**LEGAL**

2. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 8.)
3. **DSU** – Trustee Alan Perry, as Board Legal Committee Chair, on behalf of the Board, has approved the Delta State University's emergency request to contract with the law firm of Mayo Mallette PLLC for the provision of legal services related to a contract dispute and possible litigation. The approved hourly rates are \$165 for Pope Mallette, \$135 for Paul Watkins and \$65 per hour for paralegal services, with a maximum amount payable of \$50,000. The term of the contract is for one year from the date of approval and execution.

**ADMINISTRATION/POLICY**

4. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for inspection at the Board Office.
  - a. **ASU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 1, 2017, Commissioner Glenn F. Boyce approved the request enter into a lease agreement with Natchez-Adams County School District for the use of classroom and office space for the school district’s Early College High School in ASU’s MGA Building on the Natchez campus. The term of the lease is for 12 months from June 15, 2017 through June 15, 2018. The school district will pay to ASU total rental fee of \$61,776 plus a one-time technology fee of \$125 per student per school year, as well as the salary of one full-time maintenance employee at a total cost of \$18,096. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
  - b. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 8, 2017, Commissioner Glenn F. Boyce approved the request to enter into a lease agreement with the USDA Animal and Plant Health Inspection Service (APHIS) for six offices plus parking in the J.S. Scales building in Starkville, MS for use by the USDA APHIS as its National Wildlife Agricultural and Forestry Experiment Station on research of common interest. This is a revenue generating contract with a term of ten years beginning August 1, 2017 and ending July 31, 2027. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.

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- c. **UMMC** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On June 1, 2017, Commissioner Glenn F. Boyce approved the request to enter into a rental agreement with Respiromics, Inc. for the rental of OmniLab Advanced + Heated Tube Humidifier Core Package equipment for the sleep lab. The term of this agreement is one year beginning on or about June 15, 2017 at a total cost of \$1,800 or \$15 per unit per month to be billed monthly. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract documents.
- d. **SYSTEM** – On May 19, 2017, Commissioner Glenn F. Boyce reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for the period beginning January 1, 2017 and ending March 31, 2017. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations. The Executive Office financial staff has reviewed and approved the institutions’ submissions. A copy of these reports will be maintained in the IHL Department of Finance and Administration.
- e. **SYSTEM** - In accordance with Board Policy 613 Athletics subsection (c) Athletic Tickets, each institution is required to submit a summary of their most recent annual Complimentary Athletic Ticket activity. On May 19, 2017, Commissioner Glenn F. Boyce approved the Fiscal Year 2017 Complimentary Athletic Tickets Report. The IHL financial staff have reviewed and approved the institutions’ submissions.

**OTHER BUSINESS/ANNOUNCEMENTS**

- On motion by Trustee Pickering, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to approve the resolution commending Dr. Rod Paige for his service as Interim President at Jackson State University and to spread the resolution upon the minutes. (**See Exhibit 9.**)
- President C. D. Smith announced that the July Board meeting is not scheduled at this time. Should a meeting be necessary, it will most likely be conducted by teleconference. The next meeting will be held August 17, 2017 at the Board Office.
- President Smith invited the university presidents to report on current activities on their campuses.

**ACADEMIC AFFAIRS  
COMMITTEE REPORT**

Wednesday, June 14, 2017

The meeting was called to order by Chairman Tom Duff at approximately 1:30 p.m. The following items were discussed.

1. The Committee received an update on the Complete 2 Compete program and discussed the new Board policy 521 Adult Learner Degree Completion. **No action was taken.**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**  
**June 15, 2017**

2. The Committee discussed the authorizations to plan new degree programs, as follows:
  - a. **ASU** – Bachelor of Science in Athletic Training degree (CIP 51.0913);
  - b. **ASU** – Masters of Arts in History degree (CIP 54.0102);
  - c. **MSU** – Bachelor of Science in Cyber Security and Operations degree (CIP 11.1003);
  - d. **MSU** – Masters in Physician Assistant Studies degree (CIP 51.0912);
  - e. **UM** – Bachelor of Science in Economics degree (CIP 13.1401);
  - f. **UM** – Master of Science in Hospitality Management degree (CIP 52.0901);
  - g. **UM** – Master of Science in Integrated Marketing Communication degree (CIP 9.0900);
  - h. **UM** – Master of Accountancy and Data Analytics degree (CIP 52.0399);
  - i. **UM** – Master of Taxation and Data Analytics degree (CIP 52.1601); and
  - j. **ASU, DSU, JSU, MSU, MUW, MVSU, UM, USM** – Bachelor of Science/Bachelor of Arts for the Adult Completion Degree Program (CIP 24.0102).

3. By consensus, the Committee adjourned the meeting.

The following Committee members attended the meeting: Mr. Tom Duff (Chair), Dr. Ford Dye, Mr. Shane Hooper, Ms. Ann Lamar, Dr. Alfred McNair, Mr. Chip Morgan, Mr. Hal Parker, Mr. Alan Perry, Ms. Christy Pickering, Dr. Doug Rouse, Mr. C. D. Smith, and Dr. Walt Starr.

**HEALTH AFFAIRS  
COMMITTEE REPORT**

Wednesday, June 14, 2017

The meeting was called to order by Chairman Ford Dye at approximately 3:00 p.m. The following items were discussed.

1. The Committee received an update on the gamma knife from Dr. Srinivasan Vijayakumar, Professor and Chair of Radiation Oncology at the University of Mississippi Medical Center. This is the only gamma knife available within the state of Mississippi. **No action was taken.**
2. The Committee received an update on the Helicopter Transport Program from Dr. Jonathan Wilson, Chief Administrative Officer at the University of Mississippi Medical Center. **No action was taken.**
3. The Committee received an update on the University Wellness Centers from Mr. Kevin Cook, Chief Executive Officer, University Hospitals and Health System, at the University of Mississippi Medical Center. **No action was taken.**
4. On motion by Trustee Smith, seconded by Trustee Starr, with Trustee McNair absent and not voting, all Trustees legally present and participating voted unanimously to adjourn the meeting.

The following Committee members attended the meeting: Dr. Ford Dye (Chair), Mr. Tom Duff, Mr. Shane Hooper, Ms. Ann Lamar, Dr. Alfred McNair, Mr. Chip Morgan, Mr. Hal Parker, Mr. Alan Perry, Ms. Christy Pickering, Dr. Doug Rouse, Mr. C.D. Smith, and Dr. Walt Starr.

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**  
**June 15, 2017**

**EXECUTIVE SESSION**

On motion by Trustee Perry, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee McNair, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously **to enter into Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of three state university litigation matters;  
Discussion of six state university personnel matters; and  
Discussion of strategic plans for a public hospital.

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

On motion by Trustee Hooper, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to appoint Dr. Jerryl Briggs as Acting President of Mississippi Valley State University effective July 1, 2017.

On motion by Trustee Dye, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Claim No. 55-37659-1, styled as *Katherine Ewing vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Perry, seconded by Trustee Rouse, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Self-Insured Workers' Compensation Claim No. 55-36806, styled as *Jaunita Minor vs. MSU, et al.*, as recommended by counsel.

On motion by Trustee Perry, seconded by Trustee Pickering, all Trustees legally present and participating voted unanimously to extend the contracts for Dr. Al Rankins, President of Alcorn State University; William LaForge, President of Delta State University; Dr. Mark Keenum, President of Mississippi State University; and Dr. Jim Borsig, President of Mississippi University for Women; by two years, which provides them with a four-year contract, with no salary adjustments; and to extend the contract of Dr. Rodney Bennett, President of the University of Southern Mississippi, by two years, which provides him with a four-year contract, and to increase his state salary by \$72,630 bringing the total state salary to \$300,000 in addition to the salary supplements of \$114,500 from the University of Southern Mississippi Foundation, Inc. and \$50,000 from the University of Southern Mississippi Alumni Association.

The Board discussed the strategic plans for a public hospital. **No action was taken.**

The Board discussed a litigation matter at one of the state universities. **No action was taken.**

**On motion by Trustee Lamar, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to return to Open Session.**

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**  
**June 15, 2017**

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Trustee Lamar, seconded by Trustee McNair, all Trustees legally present and participating voted unanimously to adjourn the meeting.



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President, Board of Trustees of State Institutions of Higher Learning



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Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING**  
**June 15, 2017**

**EXHIBITS**

- Exhibit 1 Proposed new Board Policy 521 Adult Degree Completion Program for first reading.
- Exhibit 2 FY 2018 Operating Budgets for the System.
- Exhibit 3 FY 2018 proposed funding priorities for the 2019 Legislative Budget Requests.
- Exhibit 4 Resolution authorizing Jackson State University Educational Building Corporation to issue up to a maximum aggregate principal amount of \$6,000,000 of debt obligations.
- Exhibit 5 New Board Policy 201.0104 Removal of Board Members for final reading.
- Exhibit 6 Proposed amendments to Bylaw 301.0802 Institutional Executive Officer Assessment/Evaluation for final reading.
- Exhibit 7 Real Estate items that were approved by the IHL Board staff subsequent to the May 18, 2017 Board meeting.
- Exhibit 8 Report of the payment of legal fees to outside counsel.
- Exhibit 9 Resolution commending Dr. Rod Paige for his service as Interim President of Jackson State University.

# **EXHIBIT 1**

June 15, 2017

## **SYSTEM – APPROVAL FOR FIRST READING FOR NEW BOARD POLICY 521** **ADULT DEGREE COMPLETION PROGRAM**

### **521 ADULT DEGREE COMPLETION PROGRAM**

#### **A. GENERAL POLICY**

The Complete 2 Compete (C2C) Initiative statewide program was developed to encourage Mississippi adults who have completed some college, but earned no degree, to return to college and finish what they started. The Adult Degree Completion Program provides adult learners with a flexible path to a bachelor's degree and is one option for returning students to obtain degree completion through the C2C Initiative. The Adult Degree Completion Program is intended to serve adult learners who have earned at least 90 credit hours but have not completed a baccalaureate degree and have not attended a postsecondary institution in the past twenty-four months based on last date of attendance. The curriculum may be individualized for each adult learner based on coursework completed and career goals.

##### **1) ADULT DEGREE COMPLETION PROGRAM**

Each IHL institution may offer the Adult Degree Completion Program as an emphasis under an existing baccalaureate program or as a new baccalaureate program. An IHL institution may choose to list discipline-specific concentrations for the programs under the Adult Degree Completion Program on the adult learner's final transcript.

A student may not be enrolled in the Adult Degree Completion Program and another baccalaureate degree program simultaneously. Admission to the Adult Degree Completion Program does not provide for admission to other baccalaureate degree programs at the IHL institutions; however, an institution may choose to allow a transfer path from the Adult Degree Completion Program to another baccalaureate degree program within their institution.

##### **2) ADMISSION TO ADULT DEGREE COMPLETION PROGRAM**

A student is eligible for admission to the Adult Degree Completion Program if he/she has earned at least 90 credit hours but has not completed a baccalaureate degree, and has not attended a postsecondary institution in the past twenty-four months based on last date of attendance.

All earned credit for college-level academic credit-bearing work earned before admission into the C2C Initiative may be accepted to satisfy the Adult Degree Completion Program degree requirements. Transfer coursework for which a student earned a grade of "D" may be accepted to satisfy the Adult Degree Completion Program degree requirements. All failing grades (e.g., "F" grades) received before admission to the Adult Degree Completion Program may be

# **EXHIBIT 1**

June 15, 2017

disregarded but should count in credit hours attempted to determine financial aid eligibility. Additional requirements may be established by the admitting institution.

**3) INSTITUTIONAL POLICIES**

- a. Adult learners returning to postsecondary education through the C2C Initiative may choose the Adult Degree Completion Program and only the requirements set forth in this policy may apply. For the Adult Degree Completion Program, additional degree requirements, catalog year requirements, and academic residency requirements may be waived by an institution.
- b. An adult returning to postsecondary education through the C2C Initiative may choose a baccalaureate degree program other than the Adult Degree Completion Program, and institutional policies and degree requirements will apply. Institutional readmission policies will apply to adult learners who choose a baccalaureate program other than the Adult Degree Completion Program.

**4) MINIMUM ADULT DEGREE COMPLETION PROGRAM REQUIREMENTS**

- a. The minimum number of hours required in the Adult Degree Completion Program is 120 credit hours. Credits earned through prior learning assessment, competency-based education, or regionally-accredited Career Technical programs may be included as part of the 120 hours.
- b. A program grade point average (GPA) of 2.0 must be earned. This may be the only GPA requirement that an adult learner in the Adult Degree Completion Program must satisfy to meet graduation requirements from an IHL institution. Only the credit hours required for the degree will be used to calculate the program GPA.
- c. Of the 120 credit hours required for the Adult Degree Completion Program, minimum requirements are as follows:

General Education Core Curriculum <i>(IHL Policy 512 Core Curriculum)</i>	30 credit hours
Credit in residence at the awarding institution	30 credit hours
Upper-Division Credit	30 credit hours

**5) FINANCIAL HOLDS**

Adult learners with previous financial holds returning through the C2C Initiative must establish a repayment plan with the admitting institution prior to enrolling and registering for classes.

# **EXHIBIT 1**

June 15, 2017

**6) TUITION AND FEES**

Tuition and fees for enrollment in courses will be assessed according to the established tuition and fee schedule at each IHL institution.

**7) DELIVERY FORMAT**

The format (e.g., online, accelerated, hybrid, face-to-face) of the courses offered in the Adult Degree Completion Program may be determined by the admitting institution.

**8) REPEATED COURSES**

Grades of "F" earned while enrolled in the Adult Degree Completion Program may be repeated to earn a grade that satisfies the Adult Degree Completion Program degree requirements. The highest grade may stand as the official grade, and in that case, only the highest grade earned may be calculated in the Adult Degree Completion Program GPA.

**9) PRIOR LEARNING ASSESSMENT AND COMPETENCY-BASED EDUCATION**

The Adult Degree Completion Program may integrate prior learning assessment (PLA) and competency-based education (CBE) into university coursework. PLA and CBE credits may apply toward the Adult Degree Completion Program degree requirements.

a. PLA credit may include individualized student portfolios, evaluation of corporate and military training, program evaluations, challenge exams, and standardized exams. Credit earned through PLA may count as lower-division or upper-division credit. Credit earned through PLA shall not count toward the 25 percent residency requirement for the degree-awarding institution. The types of PLA accepted may be determined by the IHL institution.

b. CBE credit may include demonstrated mastery of competencies embedded into a conventional curriculum comprised of courses (course/credit-based approach) and evaluation of student achievement solely on the demonstration of competencies (direct assessment). In the Adult Degree Completion Program, an institution may accept up to 25 percent of the degree requirements as CBE. This requirement may be waived for institutions that have gained SACSCOC approval to offer an entire program as direct assessment or a hybrid direct assessment competency-based educational program where at least 50 percent of the competency-based program is direct assessment. Credit earned through CBE may count as lower-division or upper-division credit. Credit earned through CBE may count toward the 25 percent residency requirement for the degree-awarding institution. The types of CBE accepted may be determined by the IHL institution.

# EXHIBIT 2



## Total Operating Budget Original FY 2017 Compared to FY 2018

Budget	FY 2017	FY 2018	Dollar Change	Percent Change
Education & General	\$1,182,157,978	\$1,192,178,632	\$10,020,654	0.85%
Capital Funds	11,000,000	-	(11,000,000)	-100.00%
<b>Total E&amp;G</b>	<b>1,193,157,978</b>	<b>1,192,178,632</b>	<b>(979,346)</b>	<b>-0.08%</b>
UMMC	1,724,551,133	1,700,938,606	(23,612,527)	-1.37%
Agricultural	133,324,851	127,593,607	(5,731,244)	-4.30%
Student Financial Aid	41,099,277	40,550,346	(548,931)	-1.34%
Subsidiary	70,326,869	67,930,031	(2,396,838)	-3.41%
Restricted	938,135,873	938,087,183	(48,690)	-0.01%
Ayers	20,174,162	21,276,848	1,102,686	5.47%
Auxiliary	407,710,213	417,469,878	9,759,665	2.39%
Non-E&G Capital Funds	8,000,000	-	(8,000,000)	-100.00%
<b>Total Budget</b>	<b>\$4,536,480,356</b>	<b>\$4,506,025,131</b>	<b>(\$30,455,225)</b>	<b>-0.67%</b>

# EXHIBIT 2



## Total Operating Budget FY 2018

	<b>Appropriation</b>	<b>Generated</b>	<b>Budget</b>	<b>Percent Appropriation</b>
Education & General	\$339,302,475	\$ 852,876,157	\$1,192,178,632	28.5%
Capital Funds	-	-	-	N/A
<b>Total E&amp;G</b>	<b>339,302,475</b>	<b>852,876,157</b>	<b>1,192,178,632</b>	<b>28.5%</b>
UMMC	157,860,985	1,543,077,621	1,700,938,606	9.3%
Agricultural	80,782,518	46,811,089	127,593,607	63.3%
Student Financial Aid	37,661,346	2,889,000	40,550,346	92.9%
Subsidiary <sup>(1)</sup>	32,755,072	35,174,959	67,930,031	48.2%
Restricted	-	938,087,183	938,087,183	0.0%
Ayers	18,467,000	2,809,848	21,276,848	86.8%
Auxiliary	-	417,469,878	417,469,878	0.0%
Non-E&G Capital Funds	-	-	-	N/A
<b>Total Budget</b>	<b>\$666,829,396</b>	<b>\$3,839,195,735</b>	<b>\$4,506,025,131</b>	<b>14.8%</b>

## EXHIBIT 2



### Education & General Operating Budget FY 2017 and FY 2018

Institution	FY 2017	FY 2018	Change	Percent Change
ASU	\$46,905,002	\$45,441,122	(\$1,463,880)	-3.12%
DSU	45,909,952	46,264,845	354,893	0.77%
JSU	113,962,732	104,563,915	(9,398,817)	-8.25%
MSU	336,697,193	355,122,767	18,425,574	5.47%
MUW	37,985,037	39,298,196	1,313,159	3.46%
MVSU	31,478,970	30,676,067	(802,903)	-2.55%
UM	356,355,120	372,160,612	15,805,492	4.44%
USM	212,613,972	198,414,108	(14,199,864)	-6.68%
<b>Total</b>	<b>\$1,181,907,978</b>	<b>\$1,191,941,632</b>	<b>\$10,033,654</b>	<b>0.85%</b>

Note: Presentation does not include capital project funds appropriated by the Legislature.

## EXHIBIT 2



### Education and General Functional Budget Change in FY 2017 Original Budget to FY 2018

Functional Area	FY 2017	FY 2018	Dollar Change	Percent Change
Instruction	\$486,831,986	\$483,672,806	(\$3,159,180)	-0.65%
Research	35,249,356	34,917,366	(331,990)	-0.94%
Public Service	5,385,800	5,306,782	(79,018)	-1.47%
Academic Support	117,626,104	116,047,710	(1,578,394)	-1.34%
Student Services	71,387,620	69,222,966	(2,164,654)	-3.03%
Institutional Support	132,675,584	130,133,722	(2,541,862)	-1.92%
Operations & Maintenance	123,456,177	122,035,289	(1,420,888)	-1.15%
Scholarships	205,544,106	226,436,860	20,892,754	10.16%
Transfers	3,751,245	4,168,131	416,886	11.11%
<b>Total</b>	<b>\$1,181,907,978</b>	<b>\$1,191,941,632</b>	<b>\$10,033,654</b>	<b>0.85%</b>



# EXHIBIT 2

## Education and General Functional Budget

### Research Universities (JSU, MSU, UM, USM)

### Change in FY 2017 Original Budget to FY 2018

Functional Area	FY 2017	FY 2018	Dollar Change	Percent Change
Instruction	\$427,472,810	\$425,174,894	(\$2,297,916)	-0.54%
Research	35,225,168	34,892,966	(332,202)	-0.94%
Public Service	4,720,814	4,714,503	(6,311)	-0.13%
Academic Support	99,056,634	98,125,794	(930,840)	-0.94%
Student Services	52,611,922	49,484,424	(3,127,498)	-5.94%
Institutional Support	107,740,819	105,340,875	(2,399,944)	-2.23%
Operations & Maintenance	102,762,858	101,814,784	(948,074)	-0.92%
Scholarships	186,248,935	206,773,794	20,524,859	11.02%
Transfers	3,789,057	3,939,368	150,311	3.97%
<b>Total</b>	<b>\$1,019,629,017</b>	<b>\$1,030,261,402</b>	<b>\$10,632,385</b>	<b>1.04%</b>



## EXHIBIT 2

### Education and General Functional Budget Regional Universities (ASU, DSU, MUW, MVSU) Change in FY 2017 Original Budget to FY 2018

Functional Area	FY 2017	FY 2018	Dollar Change	Percent Change
Instruction	\$59,359,176	\$58,497,912	(\$861,264)	-1.45%
Research	24,188	24,400	212	0.88%
Public Service	664,986	592,279	(72,707)	-10.93%
Academic Support	18,569,470	17,921,916	(647,554)	-3.49%
Student Services	18,775,698	19,738,542	962,844	5.13%
Institutional Support	24,934,765	24,792,847	(141,918)	-0.57%
Operations & Maintenance	20,693,319	20,220,505	(472,814)	-2.28%
Scholarships	19,295,171	19,663,066	367,895	1.91%
Transfers	-37,812	228,763	266,575	-705.00%
<b>Total</b>	<b>\$162,278,961</b>	<b>\$161,680,230</b>	<b>(\$598,731)</b>	<b>-0.37%</b>

## EXHIBIT 2



### Education and General Major Object Category Budget Change in FY 2017 Original Budget to FY 2018

Category	FY 2017	FY 2018	Dollar Change	Percent Change
Personnel	\$764,082,189	\$759,138,979	(\$4,943,210)	-0.65%
Travel	9,411,775	8,963,814	(447,961)	-4.76%
Contractual	349,576,901	371,351,638	21,774,737	6.23%
Commodities	21,301,416	19,287,913	(2,013,503)	-9.45%
Capital	17,146,032	15,783,268	(1,362,764)	-7.95%
Other	20,389,665	17,416,020	(2,973,645)	-14.58%
<b>Total</b>	<b>\$1,181,907,978</b>	<b>\$1,191,941,632</b>	<b>\$10,033,654</b>	<b>0.85%</b>

Note: Excludes appropriations for capital project funds of \$11 million.

June 15, 2017

Finance Agenda

# EXHIBIT 2



## University of Mississippi Medical Center Operating Budget FY 2017 Compared to FY 2018

Budget	FY 2017	FY 2018	Dollar Change	Percent Change
School of Dentistry	\$20,127,487	\$21,107,021	\$979,534	4.87%
School of Health Related Professions	13,195,229	11,520,317	(1,674,912)	-12.69%
School of Medicine	195,956,660	180,715,872	(15,240,788)	-7.78%
School of Population Health	3,638,312	3,006,358	(631,954)	100.00%
Neuroscience Institute	71,000	-	(71,000)	100.00%
School of Nursing	15,866,997	15,180,788	(686,209)	-4.32%
Service Area	221,150,710	197,914,898	(23,235,812)	-10.51%
University Hospital	1,254,544,738	1,271,493,352	16,948,614	1.35%
<b>Total Budget</b>	<b>\$1,724,551,133</b>	<b>\$1,700,938,606</b>	<b>(\$23,612,527)</b>	<b>-1.37%</b>

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

June 15, 2017

Finance Agenda

## EXHIBIT 2



### Agricultural Units Total Operating Budgets FY 2017 Compared to FY 2018

Budget	FY 2017	FY 2018	Dollar Change	Percent Change
ASU Agricultural Programs	\$6,682,990	\$6,190,694	(\$492,296)	-7.37%
Agricultural & Forestry Experiment Station	33,372,633	31,495,797	(1,876,836)	-5.62%
Mississippi Cooperative Extension	45,195,567	42,826,146	(2,369,421)	-5.24%
Forest & Wildlife Research Center	7,397,492	6,519,563	(877,929)	-11.87%
College of Veterinary Medicine	40,676,169	40,561,407	(114,762)	-0.28%
<b>Total Budget</b>	<b>\$133,324,851</b>	<b>\$127,593,607</b>	<b>(\$5,731,244)</b>	<b>-4.30%</b>

# EXHIBIT 2



## Subsidiary Units (includes Executive Office, University Press & Student Financial Aid) Change in Total Operating Budget FY 2017 to FY 2018

Budget	FY 2017	FY 2018	Change	Percent Change
Urban Research Center	\$473,100	\$ 448,580	\$ (24,520)	-5.18%
Center for Advanced Vehicular Systems	4,764,455	4,426,458	(337,997)	-7.09%
State Chemical Laboratory	2,694,807	2,158,513	(536,294)	-19.90%
Water Resources Research Institute	382,118	357,031	(25,087)	-6.57%
Stennis Institute	834,586	750,929	(83,657)	-10.02%
Alcohol Safety Education Program (Special Funds)	1,782,594	1,584,488	(198,106)	-11.11%
Law Research Institute	836,238	778,882	(57,356)	-6.86%
Mineral Resources Institute	366,033	336,795	(29,238)	-7.99%
Research Institute of Pharmaceutical Sciences	3,271,893	3,058,808	(213,085)	-6.51%
Supercomputer	680,430	631,560	(48,870)	-7.18%
Small Business Center	309,877	288,172	(21,705)	-7.00%
Center for Manufacturing Excellence	2,689,905	2,567,961	(121,944)	-4.53%
State Court Education Program (Special Funds)	1,768,988	1,574,512	(194,476)	-10.99%
Mississippi Polymer Institute	637,113	587,625	(49,488)	-7.77%
Gulf Coast Research Laboratory	10,315,425	9,687,669	(627,756)	-6.09%
Stennis Center	333,306	311,564	(21,742)	-6.52%
Executive Office	27,878,216	28,560,101	681,885	2.45%
Student Financial Aid	41,099,277	40,550,346	(548,931)	-1.34%
University Press	2,836,854	2,836,795	(59)	0.00%
<b>Total</b>	<b>\$117,539,044</b>	<b>\$101,496,789</b>	<b>(\$16,042,255)</b>	<b>-13.65%</b>

## EXHIBIT 2



# Auxiliary Unit Operating Budgets FY 2018 Compared to FY 2017 Original

Institution	FY 2017	FY 2018	Change	Percent Change
Alcorn State University	\$14,140,484	\$14,889,060	\$748,576	5.29%
Delta State University	10,955,481	10,250,390	(705,091)	-6.44%
Jackson State University	41,959,868	39,250,954	(2,708,914)	-6.46%
Mississippi State University	109,698,027	113,104,300	3,406,273	3.11%
Mississippi University for Women	5,088,692	5,243,802	155,110	3.05%
Mississippi Valley State University	9,200,000	9,400,000	200,000	2.17%
University of Mississippi	143,762,468	151,645,104	7,882,636	5.48%
University of Southern Mississippi	66,437,625	67,021,579	583,954	0.88%
UMMC	6,467,568	6,664,689	197,121	3.05%
<b>Total Auxiliaries</b>	<b>\$390,786,825</b>	<b>\$407,710,213</b>	<b>\$16,923,388</b>	<b>4.33%</b>



## EXHIBIT 3

### Budget Request Summary Fiscal Year 2019 Compared to FY 2018 Original

Budget	FY 2018	FY 2019	Difference	Percent
Campus Budgets	\$339,302,475	\$388,573,400	\$49,270,925	14.52%
Capital Appropriations	-	11,000,000	11,000,000	100.00%
Total E&G Appropriations	339,302,475	399,573,400	60,270,925	17.76%
Subsidiaries	\$33,034,129	\$36,370,663	3,336,534	10.10%
Agricultural Units	80,782,518	89,346,974	8,564,456	10.60%
UMMC	157,860,985	188,754,483	30,893,498	19.57%
Ayers	18,467,000	11,733,000	(6,734,000)	-36.47%
Student Financial Aid (a)	37,661,346	38,755,077	1,093,731	2.90%
<b>Grand Total</b>	<b>\$667,108,453</b>	<b>\$764,533,597</b>	<b>\$97,425,144</b>	<b>14.60%</b>

(a) This appropriation request is approved by the Postsecondary Board. This Board has not yet acted on an appropriation request for FY 2019.

June 15, 2017

Finance Agenda

# **EXHIBIT 4**

RESOLUTION AUTHORIZING JACKSON STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION TO ISSUE BONDS IN THE MAXIMUM AGGREGATE PAR AMOUNT OF \$6,000,000 TO REIMBURSE JACKSON STATE UNIVERSITY FOR EXPENDITURES MADE FOR IMPROVEMENTS TO, AND MAINTENANCE OF, THE FACILITIES OF JACKSON STATE UNIVERSITY, AND TO PAY THE COSTS OF THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS; AUTHORIZING THE EXECUTION OF A GROUND LEASE BY AND AMONG JACKSON STATE UNIVERSITY, THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND JACKSON STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION AND A LEASE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND JACKSON STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION IN CONNECTION WITH THE ISSUANCE OF SAID BONDS; APPROVING THE PURPOSES AND ACTIVITIES OF JACKSON STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION; AGREEING TO ACCEPT TITLE TO THE FACILITIES FINANCED WITH THE PROCEEDS OF SAID BONDS; AND FOR RELATED PURPOSES.

The Board of Trustees of State Institutions of Higher Learning (the "Board") hereby finds, determines and adjudicates as follows:

1. The Board is charged with the management and control of all state institutions of higher learning pursuant to Article VIII, Section 213-A, Mississippi Constitution of 1890, and Chapter 101 of Title 37, Mississippi Code of 1972, as amended.
2. Jackson State University (the "University") was organized and incorporated as a state institution of higher learning pursuant to Section 37-125-1 *et seq.*, Mississippi Code of 1972, is controlled and managed by the Board pursuant to Chapter 101 of Title 37, Mississippi Code of 1972, and is an educational institution owned and operated by the State of Mississippi by and through the Board.

3. Jackson State University Educational Building Corporation (the "Corporation") was created as a public non-profit corporation, known as an educational building corporation, pursuant to a resolution of this Board under the authority of Sections 37-101-61 through

# **EXHIBIT 4**

37-101-71, Mississippi Code of 1972, as amended (the "Act"), for the purpose of acquiring or constructing facilities for the University.

4. The Board of Directors of the Corporation proposes to issue its Bonds in the maximum aggregate par amount of \$6,000,000 (the "Bonds") to provide moneys to reimburse the University for expenditures made for improvements to, and maintenance of, the facilities of the University (collectively, the "Project") located on the main campus of the University as set forth more particularly in Exhibit A to the Lease (defined below) (the "Project Site"), and to pay the related costs of the issuance, sale and delivery of the Bonds; provided, such issuance is conditioned upon the adoption of this Resolution authorizing the same.

5. The Corporation shall lease the Project Site from the Board and the University pursuant to a Ground Lease to be dated as of the first day of the month preceding the date of sale of the Bonds, by and among the Board, the University and the Corporation (the "Ground Lease").

6. The Board shall lease the Project and the Project Site from the Corporation pursuant to a Lease Agreement to be dated as of the first day of the month preceding the date of sale of the Bonds (the "Lease").

7. The Board hereby determines that it is in the public interest and in its best interest to lease the Project Site to the Corporation pursuant to the Ground Lease and to lease the Project and the Project Site from the Corporation at the consideration set forth in the Lease and that it is necessary and appropriate to authorize the President of the Board and the Commissioner of Higher Education to execute and deliver the Ground Lease and the Lease for and on behalf of the Board.

8. The Corporation is authorized by the Act to issue the Bonds for the purposes set forth herein, which Bonds shall be payable solely out of the payments derived from the Lease

## **EXHIBIT 4**

and shall be solely and exclusively obligations of the Corporation and shall not be secured by the full faith and credit of the State of Mississippi, the Board or the University.

9. The Bonds will be issued by the Corporation on behalf of the Board for purposes of the Internal Revenue Code of 1986, as amended.

10. The Corporation has not made and does not intend to make any profit by reason of any business or venture in which it may engage or by reason of the Project, and no part of the Corporation's net earnings, if any, will ever inure to the benefit of any person, firm or corporation other than the Board.

11. The Board, through the University, will have exclusive beneficial possession and use of all of the improvements comprising the Project.

12. The Board has full authority under the Constitution and laws of the State of Mississippi, and in the manner provided by statute, to exercise control of the use, distribution and disbursement of all funds, appropriations and taxes, now and hereafter in its possession, levied and collected, received or appropriated for the use, benefit, support and maintenance or capital outlay expenditures of the institutions of higher learning of the State of Mississippi, including the University, in addition to the authority to fix and maintain fees, rentals and other charges to be paid by students, faculty members and others using or being served by facilities of the institutions of higher learning.

13. Raymond James & Associates, Inc., acting as placement agent, will place the Bonds with one or more institutional investors. The Corporation will sell the Bonds, in one or more series, on a negotiated basis to such institutional investors pursuant to one or more bond purchase agreements (referred to herein collectively as the "Bond Purchase Agreement"). It is necessary and appropriate for the Board to approve Raymond James & Associates, Inc. as

# **EXHIBIT 4**

placement agent for the Bonds. It is also necessary and appropriate to authorize the Corporation to sell the Bonds at such prices as may be determined by the Corporation, provided that, the following conditions are satisfied: the aggregate par amount of the Bonds shall not exceed \$6,000,000; the final maturity of the Bonds shall not be later than thirty (30) years from the dated date of the Bonds; the interest rates on the Bonds shall not exceed the interest rates permitted by Mississippi law; and the terms and conditions of the Bonds shall otherwise comply with the provisions of the Act.

NOW, THEREFORE, THE BOARD HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The Board hereby approves the purposes and activities of the Corporation. The Corporation is hereby authorized to issue the Bonds, in one or more taxable or tax-exempt series, in the maximum aggregate par amount of \$6,000,000, provided that the other conditions of paragraph 13 above of this Resolution are also satisfied in connection therewith. The Corporation shall issue the Bonds to reimburse the University for expenditures made for improvements to, and maintenance of, the facilities of the University, and to pay the costs of the issuance, sale and delivery of the Bonds and expenses relating to the Bonds. The Corporation's engagement of FirstSouthwest, a division of Hilltop Securities Inc., as financial advisor to the Corporation, and of Jones Walker LLP as bond counsel with respect to the issuance of the Bonds and of Raymond James & Associates, Inc. as placement agent for the Bonds is hereby approved. The Board also approves the University counsel to serve in his official capacity as counsel for both the University and for the Corporation in connection with the various transactions related to the issuance of the Bonds, and the Board specifically waives any related conflict of interest.

SECTION 2. The Ground Lease is hereby approved, and the President of the Board and the Commissioner of Higher Education are hereby authorized to execute and deliver the Ground

# **EXHIBIT 4**

Lease under the seal of the Board for and on behalf of the Board, in substantially the form attached hereto as **Exhibit A**, with such completions, changes, insertions, and modifications as shall be approved by such officials, the execution thereof by such officials to be conclusive evidence of such approval.

SECTION 3. The Lease is hereby approved, and the President of the Board and the Commissioner of Higher Education are hereby authorized to execute and deliver the Lease under the seal of the Board for and on behalf of the Board, in substantially the form attached hereto as **Exhibit B**, with such completions, changes, insertions, and modifications as shall be approved by such officials, the execution thereof by such officials to be conclusive evidence of such approval.

SECTION 4. Raymond James & Associates, Inc., acting as placement agent, is authorized to place the Bonds with one or more institutional investors. The Corporation is authorized to sell the Bonds to such institutional investors, in one or more series, on a negotiated basis pursuant to one or more bond purchase agreements (referred to herein collectively as the "Bond Purchase Agreement"). The Corporation is hereby authorized to take such actions and execute such documents as may be necessary or appropriate in connection with the private placement or public sale of the Bonds. The President of the Board and the Commissioner of Higher Education are hereby authorized to take such actions and execute such documents as may be necessary or appropriate in connection with the private placement of the Bonds.

SECTION 5. The Board hereby covenants and agrees that it shall accept full legal title to the Project and any improvements and additions thereto upon retirement of the Bonds, and no further action shall be necessary by the Board at such time for full legal title to the Project and any improvements and additions thereto to immediately vest in the Board.

## **EXHIBIT 4**

SECTION 6. The Bonds shall be submitted for validation as provided by Chapter 13, Title 31, Mississippi Code of 1972, and to that end the clerk of the Board is hereby directed to make up a transcript of all legal papers and proceedings relating to the Bonds and to certify and forward the same, together with a transcript of all proceedings of the Corporation, to the State's Bond Attorney for the institution of validation proceedings.

SECTION 7. All prior orders, resolutions or proceedings in conflict with the provisions of this Resolution shall be, and the same are hereby repealed, rescinded and set aside, but only to the extent of such conflict. For cause, this Resolution shall become effective immediately upon the adoption thereof.

[The remainder of this page is intentionally left blank.]

# **EXHIBIT 4**

## **CERTIFICATE**

I certify that the foregoing instrument is a true and correct copy of a resolution adopted by the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi on June 15, 2017.

Executed on this, the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

President, Board of Trustees of State  
Institutions of Higher Learning

(SEAL)

# **EXHIBIT 5**

June 15, 2017

## **SYSTEM - APPROVAL OF NEW BOARD POLICY 201.0104 REMOVAL OF BOARD MEMBERS FOR FINAL READING.**

### **201.0104      REMOVAL OF BOARD MEMBERS**

Members of the Board of Trustees are state officials appointed by the Governor and confirmed by the Senate. As such, they may only be removed from office pursuant to specific Mississippi statutory or constitutional provisions. Some examples of legal mechanisms for removal of a Board member are as follows:

- a. Pursuant to Art. 6 §175 of the Mississippi Constitution, public officers shall be removed for willful neglect of duty or misdemeanor in office upon conviction.
- b. Pursuant to Miss. Code Ann. § 25-5-1, if any public officer is convicted or pleads guilty or nolo contendere to any felony, other than manslaughter or any violation of the United States Internal Revenue Code, or corruption in office, or of gambling or dealing in futures with money coming to his hands by virtue of his office, any court of this state shall adjudge the defendant removed from office; and the office of the defendant shall thereby become vacant. If any such officer is found by inquest to be of unsound mind during the term for which he was elected or appointed, or shall be removed from office by the judgment of a court of competent jurisdiction or otherwise lawfully, his office shall thereby be vacated.

When any such officer is found guilty of a crime which is a felony under the laws of this state or which is punishable by imprisonment for one (1) year or more, other than manslaughter or any violation of the United States Internal Revenue Code, in a federal court or a court of competent jurisdiction of any other state, the Attorney General of the State of Mississippi shall promptly enter a motion for removal from office in the Circuit Court of Hinds County in the case of a state officer, and in the circuit court of the county of residence in the case of a district, county or municipal officer. The court, or the judge in vacation, shall, upon notice and a proper hearing, issue an order removing such person from office and the vacancy shall be filled as provided by law.

- c. Pursuant to Miss. Code Ann. § 25-4-109 (2), concerning a violation of the Miss. Ethics in Government Statutes, removal can occur as follows:

Upon a finding by clear and convincing evidence that any nonelected public servant has violated any provision of this article, the Ethics Commission may censure the nonelected public servant or impose a civil fine of not more than Ten Thousand Dollars (\$10,000.00), or both. The Ethics Commission may further recommend to the Circuit Court for Hinds County that the nonelected public servant be removed from office, suspended, or subjected to a demotion or reduction in pay.

# **EXHIBIT 6**

June 15, 2017

## **SYSTEM – APPROVAL FOR FINAL READING OF PROPOSED AMENDMENTS TO BOARD BYLAW 301.0802 INSTITUTIONAL EXECUTIVE OFFICER ASSESSMENT/EVALUATION**

### **301.0802 Institutional Executive Officer Assessment/Evaluation**

The objective of the Institutional Executive Officer Assessment/Evaluation is to promote good communication and build strong working relationships between the Institutional Executive Officer (IEO), the Commissioner, the Board of Trustees, and the campus constituencies. The assessment is designed to provide each Institutional Executive Officer with feedback on performance and the opportunity for professional reflection and development. The performance reviews of the IEOs will be conducted at least every year two years.

- A. The Commissioner of Higher Education has primary responsibility for the annual two-year evaluation of the IEO. The Commissioner's annual two-year evaluation shall include at a minimum:
  1. An assessment of institutional performance at the system level,
  2. An assessment of individual performance goals and specific performance indicators reflective of long-term strategic institutional goals, and
  3. A written evaluation by the Commissioner.
- B. The Commissioner will seek input on IEO performance from on-campus constituent groups and external constituencies.
- C. The Commissioner will share the written evaluation of the IEO with the person being assessed and will provide the IEO with a copy and the opportunity to add a statement responding to the assessment and adding any additional information as appropriate. The written evaluation and any IEO response will then be shared with the Board of Trustees. Based on the results of the evaluation, the Commissioner may ask the IEO to develop a written improvement plan for the following year that will be approved by the Commissioner.
- D. ~~Based on the results of the evaluation, a written, personal development plan for the following year shall be developed by the IEO and approved by the Commissioner.~~
- E. The Commissioner shall report to the Board of Trustees the process being used for IEO assessment at the beginning of each annual two-year cycle.

# **EXHIBIT 7**

June 15, 2017

## **SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MAY 18, 2017 BOARD MEETING SUBMISSION DEADLINE**

**NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL.**

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

### **DELTA STATE UNIVERSITY**

#### **1. DSU– GS 102-237 – Caylor White Walters-Ph III**

**NOTE: This is a Bureau of Building project**

**Approval Request #1: Change Order #5**

Board staff approved Change Order #5 in the amount of \$0.00 and forty-three (43) additional days to the contract of Sullivan Enterprises, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Approval Status & Date:** APPROVED, April 28, 2017

**Change Order Description:** Change Order #5 includes the following items: forty-three days (43) added to the contract.

**Change Order Justification:** This change was due to delays in the backorder of a custom door.

**Total Project Change Orders and Amount:** Five (5) change orders for a total amount of \$64,676.64.

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

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

**General Contractor:** Sullivan Enterprises, Inc.

**Total Project Budget:** \$1,261,848.00

#### **2. DSU– GS 102-255 – Central Mechanical Plant-Ph II**

**NOTE: This is a Bureau of Building project**

**Approval Request #1: Change Order #4**

Board staff approved Change Order #4 in the amount of \$0.00 and one hundred fifteen (115) additional days to the contract of Acey Mechanical, LLC. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Approval Status & Date:** APPROVED, April 28, 2017

**Change Order Description:** Change Order #4 includes the following items: one hundred fifteen days (115) added to the contract.

# **EXHIBIT 7**

June 15, 2017

Change Order Justification: This change was due to delays in the turn around time of change order #3 which affected the completion date and was not the responsibility of the contractor.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$225,099.61.

Project Initiation Date: August 15, 2013

Design Professional: Engineering Resource Group, Inc.

General Contractor: Acey Mechanical, LLC

Total Project Budget: \$2,000,000.00

### **3. DSU- GS 102-262 – Young Mauldin Cafeteria Renovations**

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Burris/Wagnon Architects.

Approval Status & Date: APPROVED, May 1, 2017

**Approval Request #2: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, May 1, 2017

Project Initiation Date: October 16, 2014

Design Professional: Burris/Wagnon Architects

General Contractor: TBD

Total Project Budget: \$9,180,791.00

## **MISSISSIPPI STATE UNIVERSITY**

### **4. MSU– GS 105-352 – Library Expansion, Mitchell Memorial Library**

**NOTE: This is a Bureau of Building project**

**Approval Request #1: Change Order #4**

Board staff approved Change Order #4 in the amount of \$19,300.60 and two (2) additional days to the contract of West Brothers Construction, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, April 20, 2107

Change Order Description: Change Order #4 includes the following items: revise the rough-ins in gallery B; add steel at the elevators for plates & cutting column; add conduit/power to the new communications panel at the stacks and for CCTV; add bureau of buildings plaque; hardware modification for six (6) storefront doors; and two (2) days to the contract.

Change Order Justification: These changes were due to errors & omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$21,820.59.

Project Initiation Date: August 15, 2013

Design Professional: Foil Wyatt Architects & Planners, PLLC.

General Contractor: West Brothers Construction, Inc.

# **EXHIBIT 7**

June 15, 2017

Total Project Budget: \$8,300,000.00

**5. MSU- GS 113-136 – Meat Science Laboratory**

**NOTE: This is a Bureau of Building project**

**Approval Request #1: Change Order #2**

Board staff approved Change Order #2 in the amount of \$9,199.14 and twenty-five (25) additional days to the contract of Construction Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

**Approval Status & Date:** APPROVED, May 4, 2107

**Change Order Description:** Change Order #2 includes the following items: additional fire dampers, layer of gypsum board, sleeves and fire-rated materials; install head and jamb at one door; include chiller and hot water systems wiring and programming; credit for all truncated dome tiles; additions & changes to door hardware; twenty-two (22) days due to weather delays and three (3) additional days (for work) added to the contract.

**Change Order Justification:** These changes were due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

**Total Project Change Orders and Amount:** Two (2) change orders for a total credit amount of \$51,125.57.

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

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

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

Total Project Budget: \$8,200,000.00

**6. MSU- IHL 205-276 – Residence Hall North**

**Approval Request #1: Change Order #3**

Board staff approved Change Order #3 in the amount of \$437,588.00 and forty-five (45) additional days to the contract of W.G. Yates & Sons Construction, Inc.

**Approval Status & Date:** APPROVED, May 3, 2107

**Change Order Description:** Change Order #3 includes the following items: revise the exterior balcony exterior edge using standard pavers instead of bullnose; simplify the metal detailing at the parapet above the entry vestibules, the detailing and sub-framing at the roof fascia, soffit and frieze; repair and relocation of the existing gas lines; add an in-ground fire department connection valve box; add an interior storefront and door at the Center for America's Veterans (CAV); revise the vertical fan coil unit access doors from 48 inches tall to 60 inches tall; revise the closet hardware at all bedrooms to be fixed instead of vertically adjustable; add furrouut at the divider wall at each bedroom closet and provide concealed sprinkler heads; omit redundant ceiling framing and gypsum board at CAV electrical & data rooms, take walls to sub-ceiling above; revise the fan coil unit pic valves to be actuated ball valves with a circuit setter; revise models of televisions throughout the project to currently available models; add power to the kitchen hoods at apartments; add four (4) light fixtures at accessible bedrooms; omit the fire alarm connection for the solenoid valve at the electrical and data rooms; lengthen the duct length in CAV attic; add power, water & drain for the dishwasher at the CAV kitchen; add gypsum board ceilings at the Residence Hall 4<sup>th</sup> floor electrical data & trash rooms;

# **EXHIBIT 7**

June 15, 2017

add fire dampers at the top of the duct shafts at the attic; provide credit for installation labor at the Giles Hall electrical feeder; request for additional days due to weather; frame & finish drywall window pockets at the ceilings at sixty-five (65) locations; revisions to the door hardware; add card readers & electrified hardware at A & B area stairwell doors; omit auto operators from C doors into A & B area, floors two through four; add data outlets at the housing office reception desk; add fire alarm connections at the fire pump room and at the tamper/flow switches; install a breaker for the bus stop; install a 200A breaker for RV pedestals; add a fire damper at the air transfer above the ceiling in the rated wall at apartments in the south building; relocate a 24" storm drain at the east side of the site stair; revision to the CAV duct; relocation of the fire water line south of CAV located beneath the future fountain; reconciliation of the controls allowance; revise the size of area C return grilles at eight (8) locations; add conduit to the existing code blue station on site from the south building; add handrails at both residence hall building attic catwalks and equipment mezzanines; add decorative steel security gates at three (3) apartment patio locations; revisions made to the irrigation system; add a decorative railing at lobby areas; increase the bracket thickness and add returns at the horizontal rods; add shelves & brackets at the dryers in the south building laundries at four (4) locations; relocate the construction fence & silt fence at the RV pedestals, PEX water, plywood and grass mat; add sod at the south hillside in lieu of erosion mat; allow temporary elevator use for two elevators; install a privacy partition at the window in the women's restroom at CAV; remove the security gate at the north building first floor stair; increase the height of the retaining wall at the central courtyard by two feet; add parking lot striping west of the north building entry, west of CAV and north of the south building entry; add a sleeve under paving at CAV; add access control at the CAV interior corridor doors at two locations; provide additional communications and power conduit over the top of the multipurpose room to serve the east wing; add access control, pull handles & exterior core/cylinder at three exterior doors, add power & water at a lounge ice maker and revise millwork at a lounge ice maker in the housing offices; add millwork to the mail/copy room; add relays for one elevator per building to run on emergency power; add curbs at four (4) attic mezzanine locations; add new frames & covers for the existing junction boxes in new sidewalks at three (3) locations; add sheath and insulate the sprinkler pipe above the soffit at the south building breezeway; add a permanent galvanized water line, valve boxes and hose bibs for RV parking west of CAV; relocate the chase wall in the telecom rooms; add two (2) communication boxes with three (3) data drops at each south building main housing desks on the first floor; add floor door stops at the bathroom doors & closet doors; revise four (4) stainless sink locations with smaller bowls; add powered booster fan, duct, & high velocity grilles at each of the four (4) tower locations; provide temporary flex duct while wood ceilings are being installed; wrap the exposed north building C area beams with drywall; modify the millwork at the CAV break room; add five room signs at the CAV; raise the storm drain grates with a riser at seven (7) locations; add power & data at a site to reinstate an existing code blue station; remove high portions of paw prints at the south building breezeway and fill with concrete patch; replace double doors at the CAV multipurpose room; tie in the existing storm lines to the new inlet at the southwest corner of the site; add thickened and reinforced paving beneath the generator and other items in the enclosure at the south building; omit two

# **EXHIBIT 7**

June 15, 2017

parking islands west of the CAV; MSU agreed to repay the contractor for the temporary utilities paid by the contractor during the transition period in order to move the students in during that time; and forty-five days to the contract.

Change Order Justification: These changes were due to changes in requirements or recommendations by governmental agencies: i.e., revisions in building codes, safety or health regulations, controls on materials specified, etc.; errors and omissions in the plans & specifications; latent job site conditions; weather related delays; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$1,031,486.00.

Project Initiation Date: May 15, 2014

Design Professional: McCarty Company/Hanbury Evans

General Contractor: W.G. Yates & Sons Construction Company

Total Project Budget: \$60,500,000.00

## **7. MSU- IHL 205-278 – MSU nSPARC Data Center**

### **Approval Request #1: Change Order #2**

Board staff approved Change Order #2 in the amount of \$186,060.68 and seventy-seven (77) additional days to the contract of Burks-Mordecai Builders, Inc.

Approval Status & Date: APPROVED, April 28, 2107

Change Order Description: Change Order #2 includes the following items: relocate the utility transformer; reconciliation of the controls allowance; extended the generator warranty period and add a five (5) year preventive maintenance program; exterior door relocation; exterior lighting revisions; permanent drive relocation to include revised grading; additional storm drainage work; add concrete lintel above the windows; add gypsum board to the storage room; add electronic hardware for doors; and seventy-seven (77) days to the contract.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$214,561.71.

Project Initiation Date: November 20, 2014

Design Professional: Dale Partners Architects, P.A.

General Contractor: Burks-Mordecai Builders, Inc.

Total Project Budget: \$4,650,000.00

## **8. MSU– IHL 205-279 – Addition and Renovation to Dudy Noble Field-Polk-Dement Stadium**

### **Approval Request #1: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$47,272,500.00 to the apparent low bidder, JESCO, Inc.

Approval Status & Date: APPROVED, April 28, 2017

Project Initiation Date: May 21, 2015

Design Professional: Wier Boerner Allin Arhcitecture

# **EXHIBIT 7**

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General Contractor: JESCO, Inc.

Total Project Budget: \$55,000,000.00

## **MISSISSIPPI UNIVERSITY FOR WOMEN**

9. **MUW– GS 104-184 – Fant Library Renovation – PH III (Build Out)**

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the credit amount of \$1,364.47 and zero (0) additional days to the contract of Amason & Associates, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, April 20, 2017

Change Order Description: Change Order #2 includes the following items: credit for site utility modifications and related unused assumptions; credit for three (3) light fixtures (omitted); revisions to the page system and fire alarm devices; and to grind, polish, stain & seal the 2<sup>nd</sup> floor concrete.

Change Order Justification: These changes were due to latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$18,963.05.

Project Initiation Date: January 22, 2015

Design Professional: Burris/Wagnon Architects, P.A.

General Contractor: Amason & Associates, Inc.

Phased Project Budget: \$4,391,721.05

Total Project budget: \$8,249,000.00

## **MISSISSIPPI VALLEY STATE UNIVERSITY**

10. **MVSU – GS 106-257 – Edna Horton Renovation**

NOTE: This is a Bureau of Building project

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$7,352,300.00 to the apparent low bidder, Timbo's Construction, Inc.

Approval Status & Date: APPROVED, April 28, 2017

Project Initiation Date: June 16, 2016

Design Professional: Shafer & Associates

General Contractor: Timbo's Construction, Inc.

Total Project Budget: \$8,700,000.00

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## **UNIVERSITY OF MISSISSIPPI**

### **11. UM– IHL 207-413 – Greek Village Preliminary Lot Grading (Revised)**

#### **Approval Request #1: Change Order #2**

Board staff approved Change Order #2 in the amount of \$5,537.71 and zero (0) additional days to the contract of Michael Pittman Construction Company, Inc.

Approval Status & Date: APPROVED, April 28, 2017

Change Order Description: Change Order #2 includes the following items: Additional 1" and 2" conduit (directional bore); additional #8 and #10 THHN; a lockable box with a back plate; two (2) red dot quad receptacle boxes and covers; a handy box; additional manhours; deductions of undercut excavation & borrow excavation; the addition of seven (7) concrete wheel stops; and a deduction of four (4) pipe bollards.

Change Order Justification: These changes were due to user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$14,467.71.

Project Initiation Date: December 17, 2015

Design Professional: Precision Engineers Corporation

General Contractor: Michael Pittman Construction Company, Inc.

Total Project Budget: \$1,933,636.00

### **12. UM – IHL 207-434 – Chucky Mullins Drive Roundabout**

#### **Approval Request #1: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of \$1,823,400.36 to the apparent low bidder, Xcavators, Inc.

Approval Status & Date: APPROVED, April 20, 2017

Project Initiation Date: April 20, 2017

Design Professional: Buchart Horn, Inc.

General Contractor: Xcavators, Inc.

Total Project Budget: \$2,500,000.00

## **UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

### **13. UMMC– IHL 109-210 (GC-001) – School of Medicine**

**NOTE: This is a Bureau of Building project**

#### **Approval Request #1: Change Order #11**

Board staff approved Change Order #11 in the amount of \$34,324.00 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, May 2, 2017

Change Order Description: Change Order #11 includes the following items: add metal studs and fire treated wood blocking for the mailbox supports; delete the steel support tubes at the overhead coiling grille; delete two (2) roller shades on the east side of the 4<sup>th</sup> floor; reroute the roof drain piping and spiral duct at the atrium ceiling of the 4<sup>th</sup> floor; add metal studs, insulation, sheathing and brake metal at the 1<sup>st</sup> floor connector to the

# **EXHIBIT 7**

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existing; add metal stud furring and gypsum board to cover the existing brick veneer at the ground floor connector to the existing; provide a substitute light fixture for type "Y" specified fixture in the 1<sup>st</sup> floor of the existing; change the specified hinges for some of the double egress doors to continuous type hinges; change the specified hinges for another double egress door to wide throw type hinges; add concealed mounting cleats for inactive door leafs at two double egress doors; add jamb piece sections to the heavy glass wall system at a conference room; and add two (2) magnetic hold-open devices at one door;

Change Order Justification: These changes were due to errors and omissions in the plans and specifications; latent job site conditions; and user/owner requested modifications.

Total Project Change Orders and Amount: Eleven (11) change orders for a total amount of \$809,942.00.

Project Initiation Date: June 16, 2011

Design Professional: Cooke Douglass Farr Lemons + Eley Guild hardy, Architects – Jackson, P. A. – A Joint Venture

General Contractor: Roy Anderson Corporation

Phased Project Budget: \$65,742,205.00

Total Project Budget: \$66,000,000.00

## **14. UMMC – IHL 209-537 – Garage C & Roadway Revisions – Package A**

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the credit amount of \$27,312.54 and one hundred seventy (170) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, May 2, 2017

Change Order Description: Change Order #3 includes the following items: irrigation allowance reconciliation; Building Management system allowance reconciliation; repair & paint the north retaining wall to match adjacent finishes; cap underground pipe and repair asphalt damaged by a water leak; additional network cabling in lieu of analog; replace three (3) non-rated doors with fire rated doors; relocate fire extinguishers; install film over door lites at the communications closets; install a concrete flume at the steep grade change; install a grate over the new areaway; install parking wheel stops at standpipes; relocate exit lights; install smoke and heat detectors in the elevator shaft; provide a dedicated circuit for the sump pump; repair a pole light; remove carflex and replace with flexible conduit; install an additional bollard; install a ladder extension; install a handrail at the new concrete flume; install a refrigerant piping cover; and one hundred seventy-seven days to the contract.

Change Order Justification: These changes were due to errors and omissions in the plans & specifications; user/owner requested modifications; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$34,055.46.

Project Initiation Date: August 19, 2010

Design Professional: Cooke Douglass Farr Lemons, Architects & Engineers

General Contractor: Roy Anderson Corporation

Total Project Budget: \$20,000,000.00

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## **UNIVERSITY OF SOUTHERN MISSISSIPPI**

### **15. USM– GS 108-283 – Bolton Hall Renovation**

**NOTE: This is a Bureau of Building project**

**Approval Request #1: Contract Documents**

Board staff approved Contract Documents as submitted by Albert & Associates

Approval Status & Date: APPROVED, April 20, 2017

**Approval Request #2: Advertise**

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, April 20, 2017

Project Initiation Date: February 18, 2015

Design Professional: Albert & Associates

General Contractor: TBD

Total Project Budget: \$3,200,000.00

### **16. USM– IHL 208-332 – Pride Field Turf and Fencing**

**Approval Request #1: Change Order #1**

Board staff approved Change Order #1 in the credit amount of \$21,674.94 and eight (8) additional days to the contract of FieldTurf USA, Inc.

Approval Status & Date: APPROVED, May 15, 2017

Change Order Description: Change Order #1 includes the following items: deduct for fewer quantities used; inspection to determine course of action to repair inlet; additional tree removal, grading and sod; replacement of flares on the finials to match the fences on the campus; additional handrails for the ADA ramp at the tower to match the handrails on the other sections of the tower; handrails to be embedded into the ramp; fence relocation following extension of the retaining wall; and eight (8) days to the contract.

Change Order Justification: These changes were due to user/owner requested modifications; and additional days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$21,674.94.

Project Initiation Date: March 18, 2015

Design Professional: Neel-Schaffer

General Contractor: FieldTurf USA, Inc.

Total Project Budget: \$1,315,000.00

### **17. USM – IHL 208-335 – Ross Boulevard Parking Project**

**Approval Request #1: Change Order #1**

Board staff approved Change Order #1 in the credit amount of \$23,355.28 and zero (0) additional days to the contract of R&J Construction, Inc.

Approval Status & Date: APPROVED, April 28, 2017

Change Order Description: Change Order #1 includes the following items: deduction for existing soil pumping; add backfill/borrow; Portland Soil Cement Treatment; excavation of debris and backfill/borrow.

Change Order Justification: These changes were due to latent job site conditions.

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Total Project Change Orders and Amount: One (1) change order for a total credit amount of \$23,355.28.

Project Initiation Date: May 19, 2016

Design Professional: Neel-Schaffer, Inc.

General Contractor: R & J Construction, Inc.

Project Budget: \$1,350,000.00

## **18. USM – IHL 210-245 – Toxicology Building Replacement**

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$18,593.00 and thirty-seven (37) additional days to the contract of Dan Hensarling, Inc.

Approval Status & Date: APPROVED, May 4, 2017

Change Order Description: Change Order #4 includes the following items: delete twelve (12) peristaltic pumps; delete the signage; saw, cut demo, relocate and patch the floor drain at the exposure chambers; add an oxygen line to the outside pad; add eight (8) ½" cast acrylic sheets and one (1) 3/8" cast acrylic sheet for exposure chambers size revisions; add control cabling and terminations to the aquaculture equipment; delete the automatic openers; add door closers; and thirty-seven (37) days to the contract.

Change Order Justification: These changes were due to user/owner requested modifications; and additional days for work as indicated herein.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$171,105.00.

Project Initiation Date: August 21, 2008

Design Professional: Allred Architectural Group

General Contractor: Dan Hensarling, Inc.

Total Project Budget: \$4,900,000.00

# **EXHIBIT 8**

June 15, 2017

## **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 Ware Immigration (statement dated 4/19/17) from the funds of Alcorn State University. (This statement, in the amount of \$1,960.00, represents services and expenses in connection with immigration/labor certification.)

<b>TOTAL DUE.....</b>	<b>\$ 1,960.00</b>
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Payment of legal fees for professional services rendered by Julie Brown (statement dated 5/5/17) from the funds of Mississippi State University. (This statement, in the amount of \$1,320.00, represents services and expenses in connection with general legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 1,320.00</b>
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Payment of legal fees for professional services rendered by Ware Immigration (statement dated 5/1/17) from the funds of Mississippi State University. (This statement, in the amount of \$3,000.00, represents services and expenses in connection with immigration/labor certification.)

<b>TOTAL DUE.....</b>	<b>\$ 3,000.00</b>
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Payment of legal fees for professional services rendered by Butler|Snow (statement dated 5/10/17) from the funds of the University of Mississippi. (This statement, in the amount of \$120.00, represents services and expenses in connection with general legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 120.00</b>
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Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/28/17, 4/12/17, 4/14/17, 4/20/17 and 4/21/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$14,723.68, \$588.00, \$1,886.50, \$21,287.28 and \$2,905.35, respectively, represent services and expenses in connection with legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 41,390.81</b>
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Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 4/7/17, 4/7/17, 4/7/17, 4/14/17, 4/14/17, 4/14/17, 4/14/17 and 4/14/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,476.75, \$759.00, \$412.50, \$660.00, \$577.50, \$2,574.00, \$1,138.50, \$2,334.75 and \$330.00, respectively, represent services and expenses in connection with legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 10,263.00</b>
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# **EXHIBIT 8**

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Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 4/4/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,006.50, \$660.00, \$30,444.66, \$462.00, \$1,039.50, \$1,512.00, \$1,561.00, \$2,274.00 and \$6,851.50, represent services and expenses in connection with legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 45,810.66</b>
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Payment of legal fees for professional services rendered by Mayo|Mallette (statement dated 5/8/17) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$148.50, represents services and expenses in connection with general legal advice.)

<b>TOTAL DUE.....</b>	<b>\$ 148.50</b>
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Payment of legal fees for professional services rendered by Ware Immigration (statements dated 5/1/17) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$30.35, \$125.00, \$72.07, \$20.90, \$4,000.00, \$51.00 and \$21.00, represent services and expenses in connection with immigration/labor certifications.)

<b>TOTAL DUE.....</b>	<b>\$ 4,320.32</b>
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## **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 (statements dated 9/14/16, 3/24/17, 3/31/17, 4/3/17, 4/14/17, 4/14/17, 4/14/17, 4/14/17, 4/14/17 and 4/14/17) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “High Power Density, Full-Bridge Parallel Loaded Resonant DC-DC Converter for Low-Voltage, High Current Applications” - \$900.00; “Cancer Therapeutic Use of Occidiofungin” - \$120.00; “Engineering the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity against Fungal Species” - \$527.50; “Engineering the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity against Fungal Species” - \$1,545.50; Listeria and Salmonella Assay Methods: - \$120.00; “Therapeutics for Breathing Disorders” - \$3,912.00; “Cancer Therapeutic Use of Occidiofungin” - \$2,231.00; “Chambers Provisional” - \$4,035.00; “Unsymmetrical Bis (Azolium) Salts: Bioactive Agents and Precursors to CCC-NHC Pincer and Bimetallic Complexes” - \$280.50 and “System and Methods for Pest Reduction” - \$1,008.00, respectively.)

<b>TOTAL DUE.....</b>	<b>\$ 14,679.50</b>
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# **EXHIBIT 8**

June 15, 2017

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 4/25/17, 4/25/17, 5/3/17 and 5/3/17) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Occidiofungin, A Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans" - \$65.00; "Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity against Fungal Species" - \$162.50; "Occidiofungin, A Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans" - \$1,815.00 and "Phenoxyalkyl Pyridinium Oxime Therapeutics for Treatment of Organophosphate Poisoning" - \$1,676.00, respectively.)

<b>TOTAL DUE.....</b>	<b>\$ 3,718.50</b>
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Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/22/17, 3/22/17, 3/22/17 and 4/24/17) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: "Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production" - \$3,059.50; "Methods of Synthesizing Graphene from a Lignin Source" - \$1,767.00; "Extruder Device" - \$367.50 and "Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production" - \$678.00, respectively.)

<b>TOTAL DUE.....</b>	<b>\$ 5,872.00</b>
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Payment of legal fees for professional services rendered by Butler|Snow (statement dated 4/24/17) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patent: "Cache Mapping Technology Matter" - \$2,248.50.)

<b>TOTAL DUE.....</b>	<b>\$ 2,248.50</b>
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Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 4/7/17, 4/16/17, 4/16/17, 4/19/17, 5/1/17, 5/2/17 and 5/12/17) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Economic Process for the Isolation of Cannabinoids from Cannabis" - \$8,680.10; "Potent Immunostimulants from Microalgae" - \$4,015.75; "Potent Immuno-stimulants from Microalgae" - \$1,233.29; "Potent Immunostimulants from Microalgae" - \$1,813.56; "Compositions containing Delta-9-THC-Amino Acid Esters" - \$958.47; "Economic Process for the Isolation of Cannabinoids from Cannabis" - \$663.60 and "Potent Immunostimulants from Microalgae" - \$457.10, respectively.)

<b>TOTAL DUE.....</b>	<b>\$ 17,821.87</b>
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Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 4/24/17) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: "Stabilized Formulation of Triamcinolone Acetonide" - \$28.50; "Stabilized Formulation of Triamcinolone Acetonide" - \$6,954.75; "Stabilized Formulation of Triamcinolone Acetonide" - \$28.50; "Stabilized

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Formulation of Triamcinolone Acetonide” - \$28.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$28.50; “Stabilized Formulation of Triamcinolone Acetonide” - \$28.50; “Lipid Nanoparticle Compositions” - \$78.00; “Indolizine-based Donors as Organic Sensitizer Components” - \$427.50; “Gas Separating Membranes” - \$3,947.50 and “Stabilized Formulation of Triamcinolone Acetonide” - \$3,155.50, respectively.)

**TOTAL DUE.....\$ 14,705.75**

Payment of legal fees for professional services rendered by Stites & Harbison (statement dated 3/30/17) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$996.50, represents services and expenses in connection with intellectual property patents.)

**TOTAL DUE.....\$ 996.50**

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/24/17 and 4/14/17) from the funds of the University of Southern Mississippi. (These statements represents services and expenses in connection with the following patents: “Covalent Attachment of Bacteriophages to Plymeric Surfaces” - \$1,285.00 and “Covalent Attachment of Bacteriophages to Plymeric Surfaces” - \$646.16, respectively.)

**TOTAL DUE.....\$ 1,931.16**

## EXHIBIT 9

June 17, 2017

# RESOLUTION

## Honoring

## Dr. Rod Paige

**WHEREAS**, the Board of Trustees of State Institutions of Higher Learning (IHL), pays tribute and recognizes **Dr. Rod Paige**, Interim President of Jackson State University, for the outstanding leadership he has provided to the university and the tremendous difference he has made to the institution, its faculty, staff, students and alumni; and

**WHEREAS**, **Dr. Paige** accepted the call to serve Jackson State University, not to add yet another accomplishment to his list of accolades, but out of a deep affection for the university, his fellow alumni, the faculty and staff, and the students; and

**WHEREAS**, **Dr. Paige** has provided stability to the campus and launched the Presidential Challenge, raising more than \$300,000; and

**WHEREAS**, **Dr. Paige** is a native Mississippian and alumnus of Jackson State University who has devoted his professional life to education, serving as Dean of Education at Texas Southern University, leading the Houston Independent School District and serving as U.S. Secretary of Education under President George W. Bush; and

**WHEREAS**, **Dr. Paige** was named a Public Policy Fellow at the Woodrow Wilson International Center for Scholars and continues to serve on numerous boards, including the Fordham Institute, the Strake Foundation and the Blue Cure Foundation; and was inducted into the National Alliance for Public Charter Schools Hall of Fame; and

**WHEREAS**, **Dr. Paige** holds a bachelor's degree from Jackson State University and a master's and doctoral degree from Indiana University; and

**WHEREAS**, **Dr. Paige** and his lovely wife, Stephanie Nellons-Paige, an accomplished business leader and vice president of USA Funds' national engagement, have served as role models and mentors for the students, making a difference through their visibility, presence, and openness; and

**BE IT RESOLVED**, that **Dr. Paige** will therefore be remembered as a leader who made a positive impact on the lives of Jackson State University students of today and tomorrow, the JSU faculty and staff, and the alumni who are proud to call the university their alma mater; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be spread upon the minutes of the Board and that a copy be presented to **Dr. Rod Paige** with the affirmation that he will always be remembered for his love for and dedication to Jackson State University.

**DONE**, this the 15<sup>th</sup> day of June, 2017



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C.D. Smith, President  
Mississippi Board of Trustees of State Institutions of Higher Learning