

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
March 21, 2019**

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 19, 2018, to each and every member of said Board, said date being at least five days prior to this March 21, 2019 meeting. At the above-named place there were present the following members to wit: Dr. Steven Cunningham, Mr. Tom Duff, Dr. Ford Dye, Mr. Shane Hooper, Ms. Ann H. Lamar, Ms. Jeanne Carter Luckey, Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree (by phone), Mr. Hal Parker, and Dr. J. Walt Starr. The meeting was called to order by Shane Hooper, President. Trustee Ann Lamar introduced Mrs. LaToya Thompson, Attorney, Conference Lay Leader of the Mississippi Annual Conference of the United Methodist Church and wife of Marcus Thompson, Deputy Commissioner. Mrs. Thompson gave the invocation.

INTRODUCTION OF GUESTS

- President Hooper welcomed the Student Government Association Officers: Charlie King, SGA President at Delta State University; La'Curtis Powell, SGA President at Jackson State University; Mayah Emerson, SGA President at Mississippi State University; Maddy Norgard, SGA President at Mississippi University for Women; Brandon McCall, SGA President at Mississippi Valley State University; Elam Miller, SGA President of the University of Mississippi; Edgar Meyer, SGA President of the University of Mississippi Medical Center; and McKenna Stone, SGA President at the University of Southern Mississippi.

APPROVAL OF THE MINUTES

On motion by Trustee McNair, seconded by Trustee Cunningham, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on February 21, 2019.

CONSENT AGENDAS

On motion by Trustee Cunningham, seconded by Trustee Duff, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

FINANCE

1. **SYSTEM** – Approved the request to engage the following CPA firms to conduct annual audits for fiscal/calendar year 2019 as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities, Subsection D General Requirements of Affiliation Agreements, section 9.

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University Affiliated Entity	CPA Firm
Alcorn State University Foundation	Silas Simmons, LLP
Delta State University Foundation	Ellis & Hirsberg CPAs, PLLC
Jackson State University Development Foundation, Inc. and Subsidiaries	Brown, Ewing & Company
Jackson State University National Alumni Association, Inc.	Bruno and Tervalon LLP
Mississippi State University Alumni Association	T.E. Lott & Co.
Mississippi State University Foundation	KPMG, LLP
Mississippi State University Research & Technology Corporation	T.E. Lott & Co.
The Bulldog Club (MSU)	T.E. Lott & Co.
ASSURE Research and Development Corporation (<i>MSU affiliate</i>)	T.E. Lott & Co.
Mississippi University for Women Foundation	Grantham, Poole, Randall, Reitano, Arrington & Cunningham, PLLC
The University of Mississippi Foundation	KPMG, LLP
University of Mississippi Medical Center Research Development Foundation	Harper, Rains, Knight & Company, P.A.
Friends of Children's Hospital, Inc.	BKD, LLP
University of Southern Mississippi Alumni Association	Holt & Associates, PLLC
University of Southern Mississippi Athletic Foundation	Horne, LLP
University of Southern Mississippi Foundation	CliftonLarsonAllen LLP

2. **MSU** – Approved the request to enter into a new contract with Ellucian to build a budget module to work with the existing Banner financial system. The current budget module used by the university is written in an outdated language, CQCS, that is no longer supported. Ellucian Services will develop a custom Banner add on budget module to MSU’s specifications. This will be a one-time contract that will end upon acceptance and payment of deliverables. There will be no renewal. The contract amount is approved for up to \$500,000 which is the amount approved by the Mississippi Department of Information Technology Services on CP-1 20180493. Funds are available from MSU Division of Finance designated funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
3. **MSU** – Approved the request, on behalf of the Social Science Research Center (SSRC), to enter into a five (5) year lease agreement with the Research and Technology Corporation (RTC) for office space located at 1 Research Blvd., first and second floor, suites 100, 102, 103, 104-B, 106, 201-A, B and C, 202-A and B, 204, 206, 207, and room 203-C, totaling approximately 23,596 square feet in the Thad Cochran Research, Technology and Economic Development Park, in Starkville, MS. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to allow

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prepayment of the monthly rent. The term of the contract is April 1, 2019 through March 31, 2024. The total contract cost is \$1,373,287.20. The annual cost will be \$274,657.44. Payment will be issued on a monthly basis of \$22,888.12 upon receipt of an invoice. The source of funding for the contract is externally funded grants and contracts. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

4. **UM** – Approved the request to escalate the Auxiliary Enterprises Budget for FY 2019 to realign spending authority between major objects within Athletics and the Golf Course, and to provide spending authority for additional revenues in Athletics.

University of Mississippi			
FY 2019 Auxiliary Enterprises Budget by Major Object			
Category	Original FY 2019 Operating Budget	Revision/Escalation	Revised FY 2019 Operating Budget
Salaries, Wages, and Fringe Benefits	\$46,888,759	\$1,139,700	\$48,028,459
Travel and Subsistence	7,997,296	(43,995)	7,953,301
Contractual Services	50,014,363	(373,901)	49,640,462
Commodities	16,275,692	472,459	16,748,151
Capital Outlay: Non-Equipment	-	-	-
Capital Outlay: Equipment	2,040,342	13,987	2,054,329
Mandatory Transfers	21,403,440	(136,250)	21,267,190
Non-Mandatory Transfers	13,766,705	-	13,766,705
Increase in Fund Balance	-	-	-
Total	\$158,386,597	\$1,072,000	\$159,458,597

5. **UM** – Approved the request to enter into a contract with Carnegie Dartlet, LLC to provide market research services which include but are not limited to a quantitative perception study, a competitive audit, interactive workshops involving members of the university community, master positioning and story development, best practice recommendations, detailed audience persona profiles, and training sessions. The contract term will be March 22, 2019 – March 21, 2020. The contract amount includes a fee for the services of \$290,000 plus approved expenses that will not exceed \$29,000. The total contract amount will not exceed \$319,000. The source of funding for the contract will be Educational and general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

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6. **UMMC** – Approved the request to enter into a Laboratory Services Agreement with Ascend Clinical, LLC for the laboratory testing for End Stage Renal Disease (ESRD) patients, as well as environmental laboratory testing (water, dialysate), in order to provide UMMC’s dialysis clinics with professional laboratory results. The ESRD and environmental laboratory testing cannot be performed by UMMC’s Clinical Laboratory. The term of the agreement is three (3) years, April 1, 2019, through March 31, 2022. The cost of the three (3) year agreement is approximately \$1,078,759.02. Actual costs vary based upon patient volume, patient payor mix, and the types of testing required for patients. Beginning in Year 2, UMMC has included a 20% annual patient volume growth. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
7. **UMMC** – Approved the request to enter into a purchase agreement with Carl Zeiss Microscopy, LLC to purchase a LSM 880 NLO multiphoton 34-Channel GaAsP Spectral Array Detector and FAST Airyscan Super-resolution laser scanning confocal microscope system for use in a research study for the U.S. Department of the Navy and Department of Defense. The system is a multifunctional laser scanning confocal microscope that also provides super-resolution fluorescence microscopy and multi-photon capabilities where the super-resolution function can be used in combination with the multiphoton laser. This purchase will allow UMMC to explore sound and neurotrauma-related pathologies, as well as potential therapeutic interventions by use of clinically-relevant animal models to examine issues of relevance to the Navy and Department of Defense. The term of the agreement is for one (1) year from the date of shipment. The total estimated cost of the agreement is \$769,396.23. The current agreement will be funded by grant funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
8. **UMMC** – Approved the request to amend its Master Lease Agreement and enter into a new Fixed Periodic Payment Schedule (Lease) and Equipment Service Agreement (ESA) with Olympus America, Inc. (Olympus). The Lease is for the lease of endoscopes and bronchoscopes used to perform digestive disorder and broncho-pulmonary endoscopy procedures. Under the ESA, Olympus will provide service on the leased equipment. The amendment to the Lease and ESA will adjust the equipment to be leased and serviced without prior Board approval, so long as the total agreement cost does not exceed the approved total cost. The terms of the Lease and ESA are both thirty-six (36) months beginning April 1, 2019 and ending March 31, 2022. The total cost of this agreement over the thirty-six (36) month term is \$1,734,410.24. The annual Lease cost is \$401,409.12, and the annual ESA cost is \$165,060.96. UMMC has also included potential costs of loaned equipment retained beyond the allowable time. This agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
9. **UMMC** – Approved the request to enter into a Fifth Amendment to the Master Services Agreement with Press Ganey Associates, Inc. (Press Ganey) to add text services to the current survey delivery for patient satisfaction at all UMMC facilities. The Agreement

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allows UMMC to facilitate the measurement of the hospital and ambulatory clinics' patient satisfaction as required by The Joint Commission and the Centers for Medicare and Medicaid Services (CMS). The Fifth Amendment will begin April 1, 2019 and end coterminous with the original agreement. The original agreement is for a period of five (5) years, beginning October 1, 2015, and continuing until September 30, 2020. There is no additional cost for the Fifth Amendment. The total estimated cost of the amended agreement over five (5) years remains \$2,680,403.81. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

10. **UMMC** – Approved the request to enter into a Lease with Southeast Medical Properties I, LLC (Southeast) for 11,814 square feet of clinic space located at 2925 Layfair Drive, Flowood, Mississippi. At this location, UMMC Women's Care provides comprehensive and compassionate medical care for women during every stage of life. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to allow prepayment of the monthly rent. The term of the agreement is five (5) years, from September 16, 2019, through September 15, 2024. The total potential cost of the lease is \$1,765,596.42 over the five (5) year term. UMMC's initial base rent is approximately \$27.04 per square foot, which increases approximately two percent (2%) each year thereafter. UMMC has included additional potential costs for increases in operating costs up to five percent (5%) each year. This total contract total does not include waste management and utility services. The agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
11. **UMMC** – Approved the request to enter into a purchase 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 four (4) Spectra Optia systems. The Spectra Optia is a therapeutic apheresis, cell processing, and cell collection platform used to treat both adult and pediatric patients. 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 term of the agreement is for two (2) years, April 1, 2019 through March 31, 2021. The total estimated cost of the agreement for two (2) years is \$778,893.00 including freight. Freight for the disposables used with Terumo's Spectra Optia apheresis systems averages \$6.50 per box. The current agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE

12. **MUW** – Approved the initiation of **GS 104-192, Demolition of Taylor and Keirn Halls**, and the appointment of JBHM Architecture as the design professional. The project will consist of design calculations, field investigations, plans, specifications, administer bidding process, recommendations for award of construction contract, and project inspections for the demolition of Taylor and Keirn Halls. The proposed project budget is \$2.9 million.

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Funds are available from HB 1649, Laws of 2018 (\$2,590,000); SB 2906, Laws of 2015 (\$297,064.18); and HB 1729, Laws of 2016 (\$12,935.82).

13. **UM** – Approved the initiation of **IHL 207-450, Pharmacy Research Building**. The project professional will be determined through the Request for Qualifications method. The project will construct a new 3 story Pharmacy Research Building on the Oxford campus. This building will be comprised of wet labs for biomedical research, and administrative space. Once a design professional is selected, the professional will assist the University in determining the project scope, site, and budget. Initially, funds will be used for design only. The University will submit subsequent Board agenda items to appoint the design professional and increase the budget as required to reflect the established scope of work. The proposed project budget for design fees only is \$1 million. Funds are available from Internal R&R Funds (\$1,000,000).
14. **MSU** – Approved the request to delete from inventory and demolish Building #1582 located in Stoneville, Mississippi. This building is in poor condition and no longer serves the mission of the Experiment Station. This building is located at the Delta Research and Extension Center in Stoneville, MS. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.
15. **MSU** – Approved the request to delete from inventory and demolish Building #2220 (East Road 53) and Building #2157 (East Road 40) located on the MSU campus in Starkville, MS. The buildings are currently in the right-of-way for the proposed new Bulldog Way Road. The buildings will have to be removed to accommodate the road project. The approval letter has been received from the Mississippi Department of Archives and History. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

LEGAL

16. **UM** – Approved the request to enter into a contract with Hogan Lovells, as outside counsel, to provide legal advice and counsel regarding various international laws, regulatory and compliance requirements in Nigeria, Germany, India, Brazil and Ethiopia related to the UM School of Journalism offering integrated marketing communication studies in those countries and the UM Law School offering an online masters programs in air and space in those countries. (Each of the five countries have different court systems, administrative processes, and laws related to higher education, student privacy rights, the potential tax consequences for universities seeking to enroll students abroad, the requirements for distance education, and professional licensure and degree recognition.) The term of the legal services contract is April 1, 2019 to April 1, 2020. The hourly rate will be \$795 per hour for Hogan Lovells partner William Ferreira and \$470 per hour for Hogan Lovells associate Adeline Rosales, with a maximum amount payable under the contract of \$35,000. This firm carries professional liability insurance coverage in the amount of \$27,531,385 per claim with an annual aggregate of \$82,593,131. This request has been approval by the Office of the Attorney General.
17. **UMMC** – Approved the request to amend a contract with Butler Snow LLP to add non-attorney, healthcare regulatory and compliance professionals to the agreement and to increase the do not exceed amount payable under the contract. The hourly rates for these

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professionals are \$295 per hour for the Senior Executive Healthcare Policy and Compliance Advisor and \$195 per hour for the Senior Compliance and Coding Advisors. The maximum amount payable under the contract is increased from \$700,000 to \$950,000. All other terms of the existing agreement, which began on July 1, 2018 for a term of one year, remain unchanged. This firm carries professional liability insurance coverage in the amount of \$50,000,000 per claim with an aggregate of \$100,000,000. This amendment has been approved by the Office of the Attorney General.

18. **USM** – Approved the request to amend the original Affiliation Agreement with the University of Southern Mississippi Athletic Association to allow the Athletic Foundation to hold the multi-media/advertising/sponsorship rights contracts for the benefit of USM athletics programs. Additionally, the Affiliation Agreement is being amended to grant the Athletic Foundation the athletic team apparel and footwear use and sponsorship rights for the benefit of USM athletics programs. The Athletic Foundation would receive any revenues derived therefrom and would distribute those to the USM athletics programs as needed. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. A copy of the agreement is included in the bound *March 21, 2019 Board Working File*.

PERSONNEL REPORT

19. **EMPLOYMENT**

Jackson State University

Daarel Burnette; Vice President and Chief Financial Officer for the Division of Business and Finance; salary of \$185,000 per annum, pro rata; E&G Funds; 12-month contract; effective March 1, 2019

University of Mississippi

- Barry Babin; *hired with tenure*; Chair of the Department of Marketing and Morris Lewis Professor of Marketing; salary of \$220,000 per annum, pro rata; E&G Funds; 9-month contract; effective July 1, 2019
- Annette Kluck; *hired with tenure*; Dean of the Graduate School and Professor of Leadership and Counselor Education; salary of \$215,000 per annum, pro rata; E&G Funds; 12-month contract; effective March 1, 2019

20. **CHANGE OF STATUS**

Jackson State University

- Preselfannie McDaniels; *from* Interim Dean of Graduate Studies & Professor, Division of Graduate Studies; salary of \$122,000 per annum, pro rata; E&G funds; 12-month contract; *to* Dean of Graduate Studies & Professor, Division of Graduate Studies; salary of \$139,000 per annum, pro rata; E&G Funds; 12-month contract; effective April 1, 2019

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- Joseph Whittaker; *from* Associate Provost for Academic Affairs and Research and Federal Relations; salary of \$180,000 per annum, pro rata; E&G funds; 12-month contract; *to* Associate Provost and Vice President for Research & Economic Development for Academic Affairs and Research Relations; salary of \$180,000 per annum, pro rata; E&G Funds; 12-month contract; effective April 1, 2019

University of Southern Mississippi

Trenton Gould; *from* Interim Dean, College of Education and Human Sciences; salary of \$180,000 per annum, pro rata; E&G funds; 12-month contract; *to* Dean, College of Education and Human Sciences; salary of \$202,000 per annum, pro rata; E&G funds; 12-month contract; effective April 1, 2019

21. **SABBATICAL**

Mississippi State University

- Peter Allen; Associate Professor of Wildlife, Fisheries and Aquaculture; *from* salary of \$87,392.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$32,772.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Gary L. Bradshaw; Professor of Psychology; *from* salary of \$120,541.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$60,270.50 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Mark Edward Clark; Associate Professor of Classical and Modern Languages and Literatures; *from* salary of \$69,000.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$34,500.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Linda T. Coats; Professor of Educational Leadership; *from* salary of \$89,936.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$44,968.00 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Padmanava Dash; Assistant Professor of Geosciences; *from* salary of \$64,296.00 per annum, pro rata; E&G and Designated Funds; 9-month contract; *to* salary of \$32,148.00 for sabbatical period; E&G and Designated Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Gary N. Ervin; Professor of Biological Sciences; *from* salary of \$105,596.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$52,798.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Andrew Fabel; Associate Professor of Mathematics and Statistics; *from* salary of \$68,361.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$34,180.50 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.

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- John E. Forde; Professor of Communication; *from* salary of \$94,977.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$47,489.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Rinat Gabitov; Assistant Professor of Geosciences; *from* salary of \$62,908.00 per annum, pro rata; E&G and Designated Funds; 9-month contract; *to* salary of \$31,454.00 for sabbatical period; E&G and Designated Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Chuo Li; Associate Professor of Landscape Architecture; *from* salary of \$69,767.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$34,883.50 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Soon Ee Ngoh; Professor of Art; *from* salary of \$73,122.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$36,561.00 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Gary Packwood; Associate Professor of Music; *from* salary of \$75,315.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$37,658.00 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Sol Pelaez; Associate Professor of Classical and Modern Languages and Literatures; *from* salary of \$63,711.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$31,855.50 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Zhaohua Peng; Professor of Biochemistry, Molecular Biology, Plant Pathology, and Entomology; *from* salary of \$114,625.00 per annum, pro rata; E&G Funds; 12-month contract; *to* salary of \$42,984.38 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Jeralyn Suzanne Powney; Associate Professor of Art; *from* salary of \$59,447.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$29,723.50 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Raj K. Prabhu; Assistant Professor of Agricultural and Biological Engineering; *from* salary of \$99,775.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$49,888.00 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Kambham Raja Reddy; Research Professor of Plant and Soil Sciences; *from* salary of \$128,100.00 per annum, pro rata; E&G and Designated Funds; 12-month contract; *to* salary of \$48,037.50 for sabbatical period; E&G and Designated Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Andrea Spain; Associate Professor of English; *from* salary of \$60,515.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$30,258.00 for sabbatical period; E&G Funds; effective August 16, 2019 to May 15, 2020; professional development.

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- Lawrence Neil Strout; Associate Professor of Communication; *from* salary of \$74,016.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$37,008.00 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Angelle Tanner; Associate Professor of Physics and Astronomy; *from* salary of \$73,023.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$36,512.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Shu-hui Wu; Professor of History; *from* salary of \$78,506.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$39,253.00 for sabbatical period; E&G Funds; effective August 16, 2019 to May 15, 2020; professional development.
- John Edward Wyatt; Associate Professor of Instructional Systems and Workforce Development; *from* salary of \$71,597.00.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$35,798.49 for sabbatical period; E&G Funds; effective January 1, 2020 to May 15, 2020; professional development.
- Shantia Yarahmadian; Associate Professor of Mathematics and Statistics; *from* salary of \$74,104.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$37,052.00 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.
- Molly Zuckerman; Associate Professor of Anthropology and Middle Eastern Cultures; *from* salary of \$71,819.00 per annum, pro rata; E&G Funds; 9-month contract; *to* salary of \$35,909.50 for sabbatical period; E&G Funds; effective August 16, 2019 to December 31, 2019; professional development.

Mississippi University for Women

Bridget Smith Pieschel; Professor of English; *from* salary of \$84,501 per annum, pro rata; E&G Funds; 10-month contract; *to* salary of \$42,250 for sabbatical period; E&G Funds; effective August 19, 2019 to December 31, 2019; professional development

ADMINISTRATION/POLICY

22. **DSU** – Approved the request to bestow one honorary degree at its May 2019 commencement ceremony. Supporting documents are on file at the Board Office.
23. **MSU** – Approved the request to bestow two honorary degrees at its May 2019 commencement ceremony. Supporting documents are on file at the Board Office.

ACADEMIC AFFAIRS

Presented by Trustee Alfred McNair, Chair

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

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1. **SYSTEM** – Approved for final reading the proposed amendment to Board Policy 602 Freshman Admission Requirement for University System Institutions, subsection B Full Admission, as follows:

602 Freshman Admission Requirements for University System Institutions

B. Full Admission

Full admission will be granted to the following:

- (1) All students completing the College Preparatory Curriculum (CPC) with a minimum of a 3.20 high school grade point average (GPA) on the CPC; or
- (2) All students completing the College Preparatory Curriculum (CPC) with a minimum of a 2.50 high school GPA on the CPC or a class rank in the top 50%, and (b) a score of 16 or higher on the ACT (Composite); or
- (3) All students completing the College Preparatory Curriculum (CPC) with (a) a minimum of a 2.00 high school GPA on the CPC and (b) a score of 18 or higher on the ACT (Composite); or
- (4) All students satisfying the NCAA Division I standards for student athletes who are “full-qualifiers” or “academic redshirts” ~~are accepted as equivalent to the admission standards established by the Board.~~

In lieu of ACT scores, students may submit equivalent SAT scores. Students scoring below 16 on the ACT (Composite) or the equivalent SAT are encouraged to participate in the Year-Long Academic Support Program during their freshman year.

2. **UM** – Approved the interpretation of Board Policy 602 Freshman Admission Requirements for University System Institutions, Subsection F Nonresident Admission to admit: 1) international students with a 3.0 – 3.19 HS GPA and no ACT/SAT score (based on equivalent preparation); and 2) international students with a 2.5 – 2.99 HS GPA and no ACT/SAT score as degree-seeking students after successfully completing a 2 – 3 semester accelerator program (as non-degree seeking students). The ACT and SAT are not widely available in places outside of the U.S. As a result, international students do not have ready access to take the ACT or SAT and rarely submit an ACT or SAT score. The UM international accelerator language/pathway programs are developed to help international students who have a 2.5 – 2.99 HS GPA and no ACT/SAT score to attain English proficiency standards, acculturate to the U.S. university setting, and acquire the tools (academic, social, and linguistic) to be successful in the university environment. Students will be non-degree seeking while in the accelerator programs. Board Policy 602 Freshman Admission Requirements for University System Institutions explicitly allows institutions to admit students with a 3.2 HS GPA and no ACT/SAT score. Subsection F of the policy enables institutions to admit non-residents “based on equivalent preparation as determined by the admitting institution.” Subsection D of the policy allows students to complete a year-long academic support program. Board Policy 603 Applicants Twenty-One Years of Age or Over allows students over the age of 21 to enter the university as non-degree seeking until they successfully complete 12 credit hours, upon which they become degree seeking (i.e., are admitted to the university). Board policy does not specifically define what is meant by “based on equivalent preparation as determined by the admitting institution” in Policy 602 Subsection F.

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FINANCE AGENDA

Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Dye, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. On motion by Trustee Duff, seconded by Trustee Dye, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to move item #2 to Executive Session for consideration.

1. **UMMC** – Approved new Board Policy 715 Healthcare Collaborations and waived the requirement for a second reading as mandated by Board Policy 201.0302 Procedures for Changing Board Policies and Adopting New Policies. This policy has been reviewed and approved by outside counsel. **(See Exhibit 1.)**
2. **UMMC** – Pursuant to Miss. Code Ann. § 37-115-50.1, the University requests to capitalize the holding company contingently approved by the Board at its February 2019 meeting, for the purposes of indirectly entering into joint-ventures to further the mission of the institution and to form a subsidiary of that company to carry out a joint-venture transaction. In addition, the purpose of such company may be to establish a company for the purposes of participating, directly or indirectly, in joint purchasing arrangements, in joint-ventures, joint operating agreements, or similar arrangements with community hospitals or other public or private health-related organizations, or with for-profit or nonprofit corporations or other organizations, and to establish arrangements for the academic medical center to participate in financial integration and/or clinical integration or clinically integrated networks with a joint-venture with community hospitals or other public or private health-related organizations, or with other for-profit or nonprofit corporations or other organizations or through a joint operating agreement to further the mission of the institution. **(THIS ITEM WAS MOVED TO EXECUTIVE SESSION FOR CONSIDERATION.)**

INFORMATION AGENDA

Presented by Commissioner Alfred Rankins, Jr.

FINANCE

1. **UMMC** – On November 18, 2010, the Board approved the Master Lease between UMMC and the Jackson Medical Mall Foundation (JMMF). On October 20, 2016, the Board approved UMMC's request to amend Exhibit H to the Master Lease as needed for construction allowances, rent rate adjustments, or the addition of space without prior Board approval up to the previously approved total lease cost. In January 2018, UMMC and JMMF amended Exhibit H to the Master Lease for construction allowances to existing leased space. In February 2019, UMMC and JMMF amended Exhibit H for additional construction allowances to existing leased space. No other term and conditions of the Master Lease were changed.

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2. **UMMC** – The Mississippi Information Technology Services (MS-ITS) Board approved the purchase of NarxCare web-based software and related support for University of Mississippi Medical Center practitioners. The Attorney General’s staff assigned to the MS-ITS has reviewed the agreement. The Software License and Maintenance Agreement is between Appriss, Inc. and MS-ITS behalf of UMMC.
3. **UMMC** – The Mississippi Information Technology Services (MS-ITS) Board approved request to enter into Amendment #1 to the Master Services Agreement with HealthStream, Inc. for the purchase of additional HeartCode services for UMMC’s employee learning management system. The Attorney General’s staff assigned to the MS-ITS reviewed the amendment prior to execution. The amendment to the Master Services Agreement is between HealthStream, Inc. and MS-ITS on behalf of UMMC.
4. **UMMC** – The Mississippi Information Technology Services (MS-ITS) Board approved three (3) Change Orders to the Master Services Agreement with Sierra-Cedar, Inc., UMMC’s implementation partner for the Workday ERP software. The purpose of these change orders is to update the project scope to move from single book accounting to multi-book accounting, bring the Workday Student functionality from out-of-scope to in-scope, and to update the current manager and consultants working on the project. The Attorney General’s staff assigned to the MS-ITS reviewed the Change Orders prior to execution. The Change Orders for the Master Services Agreement are between Sierra-Cedar, Inc. and MS-ITS on behalf of UMMC.
5. **UMMC** – The Mississippi Information Technology Services (MS-ITS) Board approved the request to extend the agreement for Enterprise Resource Planning (ERP) software and support for the UMMC. The Attorney General’s staff assigned to the MS-ITS reviewed the Order Form prior to execution. The Order Form to the Master Subscription Agreement is between Workday, Inc. and MS-ITS on behalf of UMMC.

REAL ESTATE

6. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the February 21, 2019 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 2.)**

LEGAL

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

ADMINISTRATION/POLICY

8. **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. **MSU** – On February 15, 2019, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and the Research & Technology Corporation and approved the request to make prepayments under this agreement. The lease is for approximately 352 square feet of office space to be used by MSU’s Small Business Development Center. This is a one-year lease

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effective March 1, 2019, at a monthly cost of \$440. Rent payments are due in advance each month. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services.

- b. **MSU** – On February 15, 2019, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and the Harrison County Development Commission and approved the request to make prepayments under this agreement. The lease is for approximately 150 square feet of office space to be used to conduct business activities for the Veterans Business Outreach Center. This is a one-year lease effective March 1, 2019, at a monthly cost of \$49.50. Rent payments are due in advance each month. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval for Prepayment for Goods or Services.
- c. **MSU** – On February 22, 2019, Commissioner Alfred Rankins, Jr., approved the Ground Lease Agreement between Mississippi State University and Sig Ep Housing of Mississippi Beta, LLC for the lease of Lot #7, Sorority Hill Subdivision on the Mississippi State campus. The term of the lease is 50 years at a cost of \$50. The IHL Associate Commissioner for Legal Affairs reviewed this item and found it compliant with Board Policy 707.01 Land, Property, and Service Contracts.

**ALCORN STATE UNIVERSITY BOARD
SEARCH COMMITTEE REPORT**

Tuesday, March 12, 2019

The teleconference committee meeting was called to order by Chairman Shane Hooper at approximately 12:00 p.m.

1. Executive Session

On motion by Trustee Lamar, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Lamar, seconded by Trustee Morgan, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously **to enter into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at Alcorn State University.

During Executive Session, the following matter was discussed:

The Committee discussed a personnel matter at Alcorn State University. **No action was taken.**

**MINUTES OF THE BOARD OF TRUSTEES OF
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On motion by Trustee Lamar, seconded by Trustee Morgan, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously to return to open session.

2. On motion by Trustee Lamar, seconded by Trustee Morgan, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members participated: Mr. Shane Hooper (Chair), Ms. Ann Lamar, Ms. Jeanne Luckey, and Mr. Chip Morgan. Committee member Mr. Hal Parker was absent. Dr. Walt Starr also participated.

**ALCORN STATE UNIVERSITY BOARD
SEARCH COMMITTEE REPORT**

Tuesday, March 19, 2019

The meeting was called to order by Chairman Shane Hooper at approximately 11:30 a.m.

1. Executive Session

On motion by Trustee Lamar, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Morgan, seconded by Trustee Lamar, with Trustee Parker absent and not voting, all Committee members legally present and participating voted unanimously **to enter into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at Alcorn State University.

During Executive Session, the following matter was discussed:

The Committee discussed a personnel matter at Alcorn State University. **No action was taken.**

On motion by Trustee Lamar, seconded by Trustee Luckey, with Trustee Parker participating by phone, all Committee members legally present and participating voted unanimously to return to open session.

2. On motion by Trustee Lamar, seconded by Trustee Luckey, with Trustee Parker participating by phone, all Committee members legally present and participating voted unanimously to recess at approximately 5:40 p.m. until 8:00 a.m. tomorrow.

The following Committee members were present: Mr. Shane Hooper (Chair), Ms. Ann Lamar, Ms. Jeanne Luckey, Mr. Chip Morgan, and Mr. Hal Parker (by phone). Other trustees participating by phone were: Mr. Gee Ogletree and Dr. Walt Starr.

On Wednesday, March 20, 2019, Chairman Shane Hooper reconvened the committee at approximately 8:00 a.m.

**MINUTES OF THE BOARD OF TRUSTEES OF
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3. Executive Session

On motion by Trustee Lamar, with Trustee Morgan absent and not voting and Trustee Parker participating by phone, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Lamar, seconded by Trustee Luckey, with Trustee Morgan absent and not voting and Trustee Parker participating by phone, all Committee members legally present and participating voted unanimously **to enter into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of a personnel matter at Alcorn State University.

During Executive Session, the following matter was discussed:

The Committee discussed a personnel matter at Alcorn State University. **No action was taken.**

On motion by Trustee Luckey, seconded by Trustee Lamar, all Committee members legally present and participating voted unanimously to return to open session.

4. On motion by Trustee Lamar, seconded by Trustee Luckey, all Committee members legally present and participating voted unanimously to adjourn at approximately 3:00 p.m.

The following Committee members were present: Mr. Shane Hooper (Chair), Ms. Ann Lamar, Ms. Jeanne Luckey, Mr. Chip Morgan, and Mr. Hal Parker. Other trustees participating were: Dr. Steven Cunningham, Dr. Ford Dye, Mr. Bruce Martin, Dr. Alfred McNair, Mr. Gee Ogletree (by phone), and Dr. Walt Starr.

**HEALTH AFFAIRS
COMMITTEE REPORT**

Wednesday, March 20, 2019

The meeting was called to order by Chairman Ford Dye at approximately 3:20 p.m. The following items were discussed.

1. Executive Session

On motion by Trustee McNair, seconded by Trustee Morgan, with Trustee Ogletree participating by phone, all Committee members 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 Starr, with Trustee Ogletree participating by phone, all Committee members legally present and participating voted unanimously **to enter into Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion of strategic business plans related to a public hospital.

During Executive Session, the following matters were discussed:

The Committee discussed the strategic business plans related to a public hospital. **No action was taken.**

On motion by Trustee McNair, seconded by Trustee Lamar, with Trustee Ogletree participating by phone, all Committee members legally present and participating voted unanimously to return to open session.

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2. On motion by Trustee Lamar, seconded by Trustee Parker, with Trustee Ogletree participating by phone, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Ford Dye (Chair), Mr. Chip Morgan (Vice-Chair), Ms. Ann Lamar, Dr. Alfred McNair, Mr. Gee Ogletree (by phone), Mr. Hal Parker, and Dr. Walt Starr. Other trustees attending were: Dr. Steven Cunningham, Mr. Shane Hooper, Ms. Jeanne Luckey, and Mr. Bruce Martin.

ANNOUNCEMENTS

- President Hooper announced that the next Board meeting will be April 18th in Jackson.
- Then, he invited the university presidents to report on current activities on their campuses.

EXECUTIVE SESSION

On motion by Trustee McNair, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Lamar, seconded by Trustee Parker, with Trustee Ogletree participating by phone, 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 a personnel matter at the Executive Office.
Discussion of 2 personnel matters at Jackson State University.
Discussion of a personnel matter at the University of Mississippi.
Discussion of strategic business plans related to a public hospital.

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

The Board discussed a personnel matter at the Executive Office. **No action was taken.**

The Board discussed a personnel matter at Jackson State University. **No action was taken.**

The Board discussed a personnel matter at the University of Mississippi. **No action was taken.**

The Board discussed a personnel matter at Jackson State University. On motion by Trustee Dye, seconded by Morgan, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously deny the request by Dr. Hari Cohly for a Board review of his termination from employment as a tenured faculty member at JSU and to approve Dr. Cohly's termination from employment as a tenured faculty member at JSU.

**MINUTES OF THE BOARD OF TRUSTEES OF
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The Board discussed the strategic plans of a public hospital. On motion by Trustee Ogletree, seconded by Trustee Lamar, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to approve UMMC's request to capitalize the holding company, which was contingently approved by the Board at its February 2019 meeting, with up to \$12 million; such approval to capitalize the holding company is contingent upon the following:

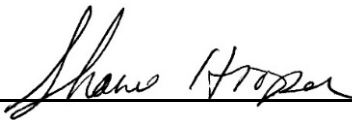
- a) UMMC submitting to IHL legal counsel the 501(c)(3)'s form 1023 for review and approval before it is filed with the IRS; and
- b) UMMC submitting a due diligence memo to the IHL legal committee chair, which must then be approved by the IHL legal committee. Such due diligence memo is to include a summary explanation of the terms and risks of the proposed transaction, including, but not limited to, financial, price (and adjustments), permitted liens, title (including leases, if any), personal property (including intellectual property), licensing, regulatory compliance, environmental condition, management, governmental programs, material contracts and agreements (including research agreements), employee benefit plans, litigation, taxes, employment matters, data privacy, remedies (including floors and caps on recoveries), governmental and other approvals.

The subject IRS form 1023 and due diligence memo must be approved as described above prior to UMMC placing any funds into the 501(c)(3) holding company. **(THIS ITEM WAS MOVED FROM THE REGULAR FINANCE AGENDA FOR CONSIDERATION.)**

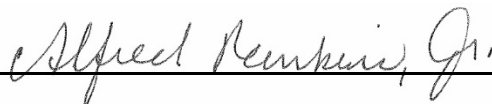
On motion by Trustee McNair, seconded by Trustee Starr, with Trustee Ogletree participating by phone, all Trustees legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
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EXHIBITS

- Exhibit 1 New Board Policy 715 Healthcare Collaborations
- Exhibit 2 Real Estate items that were approved by the IHL Board staff subsequent to the February 21, 2019 Board meeting.
- Exhibit 3 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

March 21, 2019

UMMC – APPROVAL OF NEW BOARD POLICY 715 HEALTHCARE COLLABORATIONS

715 HEALTHCARE COLLABORATIONS

Pursuant to Miss. Code Ann. § 37-115-50.1, the University of Mississippi Medical Center is authorized to directly or indirectly enter into various business transactions, subject to Board of Trustees approval. The Board adopts this policy to outline how it will satisfy its statutory authority and obligation.

As provided in Miss. Const. Art. 8, Section 213-A and Section 31-101-1 of the Miss. Code Ann. of 1972, as amended the Board has governing authority over UMMC. It is the duty of the Board to assure that assets intended to benefit UMMC are appropriately and effectively managed and utilized. Additionally, the Board has responsibility for ensuring that the public interest is served by any organization that is established to support UMMC. Any and all such organizations and their subsidiary entities created to engage in business transactions authorized under Miss. Code. Ann. § 37-115-50.1 are hereinafter referred to as “Collaborations”.

The Board recognizes that Collaborations are not state agencies and will have their own governing authorities. The Board recognizes that it does not have the power to exercise governing control over Collaborations. Further, the Board acknowledges that the independent nature of the Collaborations provides flexibility in fiscal management and responsiveness.

It is the policy of the Board that its oversight of UMMC with respect to Collaborations and their activities shall be accomplished in a manner that will effectively and appropriately preserve and protect the corporate integrity of each Collaboration to the fullest extent possible, consistent with the duty of the Board to assure that assets intended to benefit UMMC are appropriately and effectively managed and utilized.

In order to ensure that the Board meets its legal obligations, the Board requires the following:

1. Prior to UMMC or any Collaboration entering into a business transaction under the authority of Miss. Code Ann. § 37-115-50.1, UMMC must promptly notify the Health Affairs Committee of such intent with sufficient time for the Board to undertake a review of said transaction.
2. UMMC must receive Board approval prior to the formation of any new Collaboration. Such request for approval shall be accompanied by the following:
 - a. Proposed organizational documents of the new Collaboration
 - b. A memorandum to include the following:
 - i. Description of the nature of the Collaboration and its intended transactions;
 - ii. A list of other participants in the Collaboration’s intended transactions as well as their participation and ownership interests;
 - iii. A list of all restrictive and business opportunity covenants being contemplated;
 - iv. A description of any put or call rights;

EXHIBIT 1

March 21, 2019

- v. For transactions in which the Collaboration, directly or indirectly, will be a minority owner, a description of governance protection rights afforded to the Collaboration;
 - vi. A description of any known material risk or opportunities in the Collaboration.
 - vii. Any projections, pro formas, valuations, strategic analysis or similar assessments of the Collaboration's intended transactions;
 - viii. A statement as to whether or not the Collaboration financial statements will be consolidated with the UMMC financial statements;
 - ix. A statement as to whether or not the Collaboration will be subject to public bidding, open meetings, open records, and Public Employees' Retirement System of Mississippi (PERS) rules and regulations, as well as a statement as to whether the Collaboration intends to seek Mississippi Tort Claims Act (MTCA) protection; and
 - x. Such other materials requested by the Board.
3. All Collaborations must operate consistent with the mission and priorities of UMMC. UMMC shall provide an annual report to the Board detailing how the Collaboration furthers the mission and priorities of UMMC.
4. UMMC must seek Board approval prior to making a financial contribution to any Collaboration.
5. UMMC shall provide reports to the Board outlining the financial and operational performance of all Collaboration(s) on a monthly basis, or more or less frequently as requested by the Board.

EXHIBIT 2

March 21, 2019

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE FEBRUARY 21, 2019 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.

ALCORN STATE UNIVERSITY

1. **ASU- GS 101-310 – New Faculty and Staff Housing**

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 \$8,720,800.00 to the apparent low bidder, Ergon Construction Group, Inc.

Approval Status & Date: APPROVED, February 13, 2019

Project Initiation Date: April 20, 2017

Design Professional: Architecture South

General Contractor: Ergon Construction Group, Inc.

Total Project Budget: \$10,000,000.00

DELTA STATE UNIVERSITY

2. **DSU– GS 102-258 – Sillers Coliseum Renovations**

NOTE: This is a Bureau of Building project

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Cooke Douglass Farr Lemons, Architects & Engineers, P.A.

Approval Status & Date: APPROVED, March 5, 2019

Approval Request #2: Waiver of Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Cooke Douglas Farr Lemons, Architects & Engineers, P.A.

Approval Status & Date: APPROVED, March 5, 2019

Project Initiation Date: October 16, 2014

Design Professional: Cooke Douglas Farr Lemons, Architects & Engineers, P.A.

General Contractor: TBD

EXHIBIT 2

March 21, 2019

Total Project Budget: \$2,850,000.00

JACKSON STATE UNIVERSITY

3. JSU– GS 103-283 – Campus Mechanical Improvements

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$222,976.62 and one hundred five (105) additional days to the contract of McLain Plumbing & Mechanical Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, February 19, 2019

Change Order Description: Change Order #2 includes the following items: controls allowance credit; added an additional electrical panel in the library; replaced the secondary pump; replaced existing pumps in a building; and one hundred five (105) days to the contract.

Change Order Justification: These changes were necessary due to latent job site conditions; and days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$265,528.02.

Project Initiation Date: October 16, 2014

Design Professional: Engineering Resource Group, Inc.

General Contractor: McLain Plumbing & Mechanical Services, Inc.

Total Project Budget: \$3,853,000.00

4. JSU– GS 103-286 – Stewart Hall Renovations

NOTE: This is a Bureau of Building project

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on February 14, 2019 to approve the budget increase on the Stewart Hall Renovation project from \$602,739.55 to \$8,486,526.47, for an increase of \$7,883,786.92. This increase will be funded from HB 1729, Laws of 2016 and HB 1649, Laws of 2018. The total project budget is \$8,486,526.47.

Interim Approval Status & Date: APPROVED, February 14, 2019

Project Initiation Date: November 17, 2016

Design Professional: Foil Wyatt Architects

General Contractor: TBD

Total Project Budget: \$8,486,526.47

EXHIBIT 2

March 21, 2019

MISSISSIPPI STATE UNIVERSITY

5. **MSU- GS 105-358 – Preplan Kinesiology Building/Autism Building**

NOTE: This is a Bureau of Building project

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on February 14, 2019 to approve the initiation of the Preplan Kinesiology Building/Autism Building project. The total preplan budget is \$900,000.00.

Interim Approval Status & Date: APPROVED, March 1, 2019

Project Initiation Date: March 1, 2019

Design Professional: EGH Architects/Dale Partners Architects, A Joint Venture

General Contractor: TBD

Total Preplan Budget: \$900,000.00

6. **MSU- GS 113-149 – Preplan Forest & Wildlife Facilities**

NOTE: This is a Bureau of Building project

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Hal Parker, Chair of the Real Estate and Facilities Committee on February 14, 2019 to approve the initiation of the Preplan Forest & Wildlife Facilities project. The total preplan budget is \$4,172,500.00.

Interim Approval Status & Date: APPROVED, March 1, 2019

Project Initiation Date: March 1, 2019

Design Professional: Shafer -Zahner-Zahner, PLLC

General Contractor: TBD

Total Preplan Budget: \$4,172,500.00

7. **MSU– IHL 205-279 – Addition & Renovation to Dudy Noble Field**

Approval Request #1: Change Order #14

Board staff approved Change Order #14 in the amount of \$240,409.96 and five (5) additional days to the contract of Jesco, Inc.

Approval Status & Date: APPROVED, March 5, 2019

Change Order Description: Change Order #14 includes the following items: reworked the plaza paver system; added three (3) fire extinguishers & cabinets; added an access door at the field level electrical dead space; added access at the view level stucco ceiling; added access at the team meeting room; added lite kits and miscellaneous door hardware items; added dry erase paint at the team meeting room; added a sidewalk at the field level area; added concrete stairs at Palmeiro; installed Omaha Club chairback stanchions; revisions to signage and road striping; painted the back wall of the hitting tunnel; electrical revisions at the player entry lobby; removed brick & replaced with relief angles; painted player's entry/lobby; installed a plate on the slab edge of the concourse; thickness of rubber flooring was increased in the pitching tunnel; modifications to the view level handrails; revision to the duct insulation; changes made to the vomitory handrails; revised the laundry pass through locks to combo type in lieu of keyed; revision to the player's lounge sheetrock; relocated unit heaters; modified a handrail at the CSPS

EXHIBIT 2

March 21, 2019

steel railing; added sprinkler head guards at the added bullpen area; replaced Omaha Club wall panels for owner signage; revisions made to a concourse restroom; added panic hardware to the stair tower gate; raised a quazite box up to the correct grade to coordinate with the loft of paving; revisions made to a fire alarm; added provisions for the Track Man radar system; electrical revisions made for the pantry ice machines; rail revisions at the Omaha Club/loges; added a handrail at the team meeting room; and five (5) days to the contract.

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

Total Project Change Orders and Amount: Fourteen (14) change orders for a total amount of \$2,494,858.09.

Project Initiation Date: May 21, 2015

Design Professional: Wier Boerner Allin Architects, PLLC

General Contractor: Jesco, Inc.

Total Project Budget: \$55,000,000.00

UNIVERSITY OF MISSISSIPPI

8. UM– IHL 207-424 – Faser Hall First Floor Modifications

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$9,956.20 and zero (0) additional days to the contract of Barnes & Brower, Inc.

Approval Status & Date: APPROVED, February 27, 2019

Change Order Description: Change Order #4 includes the following items: changed out the recessed corridor light fixtures to surface-mounted fixtures for the rated drywall ceiling; added six (6) new HVAC diffusers to replace the original diffusers that were found to be dilapidated; repaired the wire for the eleven (11) room sensors for the HVAC system that was damaged during demolition.

Change Order Justification: These changes were necessary due to errors and omissions in the plans and specifications; and latent job site conditions.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$230,510.01.

Project Initiation Date: August 18, 2016

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

General Contractor: Barnes & Brower, Inc.

Total Project Budget: \$1,300,000.00

9. UM– IHL 207-442 – Manning Center Training Hydrotherapy Room Renovation

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$12,855.09 and fourteen (14) additional days to the contract of Baldwin and Shell Construction Company.

Approval Status & Date: APPROVED, February 19, 2019

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Change Order Description: Change Order #2 includes the following items: added four (4) new Troffler light fixtures in two rooms; installed batt insulation over the new ceilings in eight (8) rooms; installed new hardware on nine (9) doors; and fourteen days to the contract.

Change Order Justification: These changes were necessary 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 \$20,860.34.

Project Initiation Date: February 15, 2018

Design Professional: A2H, LLC

General Contractor: Baldwin and Shell Construction Company

Total Project Budget: \$1,300,000.00

10. UM– IHL 207-445 – Stewart Hall Elevator Refurbishment

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$729,714.00 to the apparent low bidder, Barnes & Brower, Inc.

Approval Status & Date: APPROVED, February 15, 2019

Project Initiation Date: November 15, 2018

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Barnes & Brower, Inc.

Total Project Budget: \$1,200,000.00

11. UM– IHL 207-447 – Martin Hall – AC VAV Boxes Replacement

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$819,540.00 to the apparent low bidder, Tri-Star Mechanical Contractors, Inc.

Approval Status & Date: APPROVED, February 19, 2019

Project Initiation Date: November 15, 2018

Design Professional: Corbett Legge & Associates, PLLC

General Contractor: Tri-Star Mechanical Contractors, Inc.

Total Project Budget: \$1,650,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

12. UMMC– IHL 209-555 – Children’s of Mississippi Expansion

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of \$0.00 and zero (0) additional days to the contract of Brasfield & Gorrie General Contractors.

Approval Status & Date: APPROVED, March 5, 2019

Change Order Description: Change Order #6 includes the following items: revision of flooring finish from sheet vinyl to luxury vinyl in various rooms done; added access controls for Batson renovation; the site and civil drawings were revised; various changes

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were made to door hardware; changes were made to the drawings including adding soffits and furr outs; locations of the floor boxes were revised and provided for fire-rated floor boxes where structural concrete coverage was inadequate; revision made to the power rating of the switchgear to match the coordination study; installed conduit for the parking garage to an extent of 5' outside of the mechanical yard; added additional pull boxes to meet code requirements; and revised the spacing of the baffle ceiling spacing from 6" to 8".

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

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$0.00.

Project Initiation Date: April 21, 2016

Design Professional: HDR Architecture

General Contractor: Brasfield & Gorrie General Contractors

Total Project Budget: \$180,000,000.00

13. UMMC– IHL 209-561 – Campus HVAC Upgrades FY18

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Engineering Resource Group

Approval Status & Date: APPROVED, March 5, 2019

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 5, 2019

Project Initiation Date: October 19, 2017

Design Professional: Engineering Resource Group

General Contractor: TBD

Total Project Budget: \$5,577,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

14. USM– GS 108-287 – McCain Library Envelope Repairs

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,183,400.00 to the apparent low bidder, Southeastern Contracting, LLC.

Approval Status & Date: APPROVED, February 26, 2019

Project Initiation Date: August 16, 2018

Design Professional: Shafer-Zahner-Zahner, PLLC

General Contractor: Southeastern Contracting, LLC

Total Project Budget: \$2,050,000.00

15. USM– IHL 210-243 - Marine Education Center

Approval Request #1: Change Order #8

Board staff approved Change Order #8 in the credit amount of \$20,947.50 and zero (0) additional days to the contract of Starks Construction Co.; Inc.

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Approval Status & Date: APPROVED, February 19, 2019

Change Order Description: Change Order #8 includes the following items: liquidated damages of \$100.00 per day for a total of one hundred ninety-eight (198 days); and additional inspections performed at the contractor's expense.

Change Order Justification: These changes were necessary due to the number of days (198) past the contract completion; and additional inspections required.

Total Project Change Orders and Amount: Eight (8) change orders for a total amount of \$256,909.53.

Project Initiation Date: August 21, 2008

Design Professional: Lake Flato

General Contractor: Starks Construction Co.; Inc.

Total Project Budget: \$16,115,659.75

EXHIBIT 3

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SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

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

Payment of legal fees for professional services rendered by Ware Immigration (two statements, each dated 2/5/19) from the funds of Alcorn State University. (These statements, in the amounts of \$960.00 and \$960.00, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 1,920.00

Payment of legal fees for professional services rendered by Armstrong Law (statement dated 2/18/19) from the funds of Jackson State University. (This statement, in the amount of \$1,710.00, represents services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 1,710.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 2/13/19) from the funds of Mississippi State University. (This statement, in the amount of \$62.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 62.50

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 2/1/19) from the funds of Mississippi State University. (This statement, in the amount of \$2,500.00, represents services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 2,500.00

Payment of legal fees for professional services rendered by Butler Snow (statements dated 12/21/18, 12/31/18, 1/25/19, 1/25/19 and 1/25/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts \$9,047.50, \$6,557.30, \$1,593.00, \$501.50 and \$9,619.71, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 27,319.01

Payment of legal fees for professional services rendered by Gore Kilpatrick & Dambrino, PLLC (two statements, each dated 12/31/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,772.00 and \$478.50, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 3,250.50

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Payment of legal fees for professional services rendered by Hagwood Adelman Tipton, PC (six statements, each dated 1/17/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$66.00, \$66.00, \$148.50, \$285.00, \$5,104.52 and \$24.00, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 5,694.02

Payment of legal fees for professional services rendered by Page Kruger & Holland (statement dated 12/11/18) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$1,174.06, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,174.06

Payment of legal fees for professional services rendered by Scott, Sullivan, Streetman & Fox, P.C. (four statements, each dated 1/14/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$135.00, \$297.00, \$175.50, and \$82.50, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 690.00

Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statements dated 11/30/18, 12/31/18 and 12/31/18) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,662.50, \$792.00 and \$1,683.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 5,137.50

Payment of legal fees for professional services rendered by Waller, Lansden, Dortch & Davis (statements dated 7/10/18, 9/12/18 and 1/9/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$5,990.67, \$1,150.50 and \$147.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 7,288.67

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 12/31/18, 12/31/18, 12/31/18, 12/31/18, 12/31/18, 12/31/18, 12/31/18, 12/31/18 and 1/4/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$907.50, \$1,197.25, \$5,222.30, \$291.15, \$3,207.75, \$1,122.00, \$1,493.25, \$507.00 and \$795.75, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 14,743.95

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Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 1/6/19, 1/7/19, 1/7/19 and 1/7/19) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,441.16, \$1,066.50, \$3,927.90 and \$6,809.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 18,244.56

Payment of legal fees for professional services rendered by Bryan, Nelson Schroeder, Castigliola & Banahan (statements dated 1/18/19 and 2/11/19) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$234.00 and \$370.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 604.50

Payment of legal fees for professional services rendered by Butler Snow (statements dated 1/10/19 and 2/13/19) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$2,802.50 and \$1,504.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 4,307.00

Payment of legal fees for professional services rendered by Richard & Thomas (statement dated 2/8/19) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$450.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 450.00

Payment of legal fees for professional services rendered by Ware Immigration (four statements, each dated 2/1/19) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$67.05, \$2,000.00, \$26.56 and \$41.56, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE.....\$ 2,135.17

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

Payment of legal fees for professional services rendered by Conley Rose (statement dated 1/16/19) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patents: "MSU Autonomous Vehicle Simulator" - \$1,140.00.)

TOTAL DUE.....\$ 1,140.00

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Payment of legal fees for professional services rendered by Larry Schemmel (ten statements, each dated 1/24/19) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Oleaginous Microbe Supplementation for Improving Black Soldier Fly Growth and Development” - \$170.00; “Compositions of Food Grade Coatings to Control Pest Infestations and Methods of Application” - \$360.00; “Improving Tracking Method for Containers Having Removable Closures” – \$865.00; “Switchgrass Cultivar Panir” - \$695.00; “Fiber Separation from Grains and Grain Products Using Electrostatic Methods” - \$150.00; “Bandwidth-Based Methodology for Controlling and Optimally Designing a Hybrid Power System” - \$750.00; “System for Delivery of Biologics” - \$1,040.00; “Therabor, A Support Companion (Logo)” - \$125.00; “Therabot, (Word Mark)” - \$125.00; and “Passively Flushed Bearing for Cardiovascular Turbomachinery” - \$70.00.)

TOTAL DUE.....\$ 4,350.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 1/7/19, 2/6/19 and 2/6/19) 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” - \$578.50 “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$107.25; “Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans” - \$4,855.14, respectively.)

TOTAL DUE.....\$ 5,540.89