

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 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 November 16, 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 President C.D. Smith. Trustee Alan Perry introduced Dr. Seetha A. Srinivasan, Director Emeritus of the University Press of Mississippi, to provide the invocation.

INTRODUCTION OF GUESTS

- President Smith welcomed the following Student Government Association Officers to the meeting: Patrick Herbert, SGA President at Alcorn State University; Ashley Griffin, SGA President at Delta State University; Alexis Moore, SGA President at Jackson State University; Tyler McMurray, SGA President at Mississippi State University; Aisha Ghimire, SGA President at Mississippi University for Women; Kamberlin King, SGA President at Mississippi Valley State University; Dion Kevin, SGA President at the University of Mississippi; William Thomas, SGA President at the University of Mississippi Medical Center; Erin Dyer, student at the University of Mississippi Medical Center; and Cameron Cloud, SGA President at the University of Southern Mississippi.

PRESENTATION

- All eight public university presidents received The Seven Seals Award at the Board of Trustees meeting held today in Jackson. The Award was presented by the Mississippi Employer Support of the Guard and Reserve (MSESGR) in recognition of significant individual or organizational achievement, initiative, or support that promotes and supports the ESGR mission. Major General Janson D. Boyles, Adjutant General of Mississippi, presented the awards.

APPROVAL OF THE MINUTES

On motion by Trustee McNair, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on October 19, 2017.

ANNOUNCEMENT

Commissioner Glenn Boyce congratulated the university presidents on increases the number of graduates. Mississippi Public Universities will confer 4,663 degrees in December, representing an increase of 235 more degrees than were awarded in December 2016.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

CONSENT AGENDAS

Item #11 on the Finance Consent Agenda was moved to the Finance Regular Agenda for consideration. Item #28 on the Real Estate Consent Agenda was moved to the Real Estate Regular Agenda for consideration. On motion by Trustee Dye, seconded by Trustee Hooper, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas as amended.

ACADEMIC AFFAIRS

1. **MUW** – Approved the following new academic program: Bachelor of Professional Studies (CIP 24.0199).
2. **SYSTEM** – Approved the following degrees to be conferred in December 2017 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
Alcorn State University					
	<i>Undergraduate</i>		181		
	Bachelor of Science	120			
	Associate of Science in Nursing	2			
	Bachelor of Music	2			
	Bachelor of Arts	50			
	Bachelor of Social Work	7			
	<i>Graduate Degrees</i>		91		
	Master of Science in Agriculture	6			
	Master of Science in Biology	3			
	Master of Science in Elementary Education	11			
	Master of Science in Secondary Education	11			
	Master of Science in Biotechnology	1			
	Master of Arts in Teaching	6			
	Master of Science in Computer & Information Science	8			
	Master of Business Administration	16			
	Specialist in Education	1			
	Master of Science in Workforce Education Leadership	13			
	Master of Science in Applied Science & Technology	15			
				272	
Delta State University					
	<i>College of Arts and Sciences</i>		65		
	Bachelor of Arts	7			
	Bachelor of Fine Arts	5			
	Bachelor of Music Education	2			
	Bachelor of Science	23			
	Bachelor of Science in Education	5			
	Bachelor of Science in Social Justice and Criminology	6			
	Bachelor of Science in Interdisciplinary Studies	4			
	Bachelor of Science in General Studies (C2C)	13			
	<i>College of Business</i>		28		
	Bachelor of Business Administration	25			
	Bachelor of Commercial Aviation	3			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	<i>College of Education</i>		45		
	Bachelor of Arts	4			
	Bachelor of Science	31			
	Bachelor of Science in Education	10			
	<i>School of Nursing</i>		39		
	Bachelor of Science in Nursing	39			
	<i>School of Graduate Studies</i>		86		
	Master of Business Administration	15			
	Master of Commercial Aviation	7			
	Master of Education	34			
	Master of Arts in Teaching	2			
	Master of Science in Professional Accountancy	1			
	Master of Science in Community Development	1			
	Master of Social Justice and Criminology	4			
	Master of Science in Sport and Human Performance	1			
	Educational Specialist	16			
	Doctor of Education	3			
	Doctor of Nursing Practice	2			
				263	
Jackson State University					
	<i>Undergraduate</i>		431		
	Bachelor of Arts	29			
	Bachelor of Business Administration	61			
	Bachelor of Music	1			
	Bachelor of Music Education	1			
	Bachelor of Science	282			
	Bachelor of Science Education	10			
	Bachelor of Social Work	47			
	<i>Graduate</i>		193		
	Doctor of Education	3			
	Doctor of Philosophy	25			
	Doctor of Public Health	3			
	Specialist in Education	8			
	Master of Arts	6			
	Master of Arts in Teaching	7			
	Master of Business Administration	11			
	Master of Music Education	2			
	Master of Professional Accountancy	6			
	Master of Public Health	13			
	Master of Public Policy and Administration	9			
	Master of Science	51			
	Master of Science in Education	41			
	Master of Social Work	7			
	Master of Science in Teaching	1			
				624	
Mississippi State University					
	<i>School of Accountancy</i>		32		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Bachelor of Accountancy	31			
	Master of Professional Accountancy	1			
	<i>College of Agriculture and Life Sciences</i>		166		
	Bachelor of Science	121			
	Bachelor of Landscape Architecture	2			
	Master of Landscape Architecture	4			
	Master of Agribusiness Management	1			
	Master of Science	25			
	Doctor of Philosophy	13			
	<i>College of Architecture, Art, and Design</i>		9		
	Bachelor of Science	1			
	Bachelor of Fine Arts	8			
	<i>College of Arts and Sciences</i>		393		
	Bachelor of Applied Technology	1			
	Bachelor of Arts	120			
	Bachelor of Science	243			
	Bachelor of Social Work	10			
	Master of Arts	7			
	Master of Public Policy and Administration	4			
	Master of Science	22			
	Doctor of Philosophy	16			
	<i>College of Business</i>		202		
	Bachelor of Business Administration	172			
	Master of Business Administration	26			
	Master of Science Information Systems	3			
	Doctor of Philosophy	1			
	<i>College of Education</i>		252		
	Bachelor of Science	179			
	Bachelor of Music Education	4			
	Master of Arts in Teaching	5			
	Master of Arts in Teaching Secondary	5			
	Master of Science	27			
	Master of Science Instructional Technology	2			
	Master of Arts Teaching Special	2			
	Educational Specialist	6			
	Master of Arts Teaching Middle	9			
	Doctor of Education	1			
	Doctor of Philosophy	12			
	<i>College of Engineering</i>		249		
	Bachelor of Science	177			
	Master of Engineering	2			
	Master of Science	58			
	Doctor of Philosophy	12			
	<i>College of Forest Resources</i>		32		
	Bachelor of Science	20			
	Master of Science	9			
	Doctor of Philosophy	3			
	<i>College of Veterinary Medicine</i>		9		
	Master of Science	2			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Doctor of Philosophy	7			
	<i>Academic Affairs – Complete to Compete</i>		19		
	Bachelor of General Studies	19			
	<i>Total Undergraduate Degrees - 1078</i>				
	<i>Total Graduate Degrees - 285</i>				
				1363	
Mississippi University for Women					
	<i>Undergraduate</i>		168		
	Bachelor of Arts	20			
	Bachelor of Applied Science	14			
	Bachelor of Fine Art	7			
	Bachelor of Music	2			
	Bachelor of Science	94			
	Bachelor of Science in Nursing	31			
	<i>Graduate</i>		10		
	Master of Art	2			
	Master of Business Administration	1			
	Master of Education	2			
	Master of Public Health	5			
				178	
Mississippi Valley State University					
	<i>Undergraduate</i>		27		
	Bachelor of Arts	3			
	Bachelor of Science	22			
	Bachelor of Social Work	1			
	Bachelor of Music Education	1			
	<i>Graduate</i>		13		
	Master of Art	2			
	Master of Business Administration	9			
	Master of Science	2			
				40	
University of Mississippi					
	<i>College of Liberal Arts</i>		120		
	Bachelor of Arts	108			
	Bachelor of Science	11			
	Bachelor of Fine Arts	1			
	<i>School of Engineering</i>		25		
	Bachelor of Science in Civil Engineering	6			
	Bachelor of Science in Computer Science	7			
	Bachelor of Science in Electrical Engineering	4			
	Bachelor of Science in Mechanical Engineering	5			
	Bachelor of Science in Geological Engineering	1			
	Bachelor of Engineering	2			
	<i>School of Education</i>		10		
	Bachelor of Arts in Education	10			
	<i>School of Business</i>		165		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Bachelor of Business Administration	165			
	<i>School of Accountancy</i>		57		
	Bachelor of Accountancy	57			
	<i>School of Pharmacy</i>		2		
	Doctor of Pharmacy	2			
	<i>School of Applied Sciences</i>		128		
	Bachelor of Science in Criminal Justice	43			
	Bachelor of Science in Exercise Science	26			
	Bachelor of Science	42			
	Bachelor of Social Work	11			
	Bachelor of Arts in Recreation Administration	3			
	Bachelor of Paralegal Studies	3			
	<i>School of Journalism and New Media</i>		53		
	Bachelor of Arts in Journalism	10			
	Bachelor of Science (IMC)	43			
	<i>General Studies</i>		75		
	Bachelor of General Studies	75			
	<i>Graduate School</i>		134		
	Master of Accountancy	6			
	Master of Arts	14			
	Master of Business Administration	20			
	Master of Criminal Justice	3			
	Master of Education	20			
	Master of Science	20			
	Master of Taxation	5			
	Specialist in Education	11			
	Doctor of Education	1			
	Doctor of Philosophy	34			
	<i>Law School</i>		18		
	Juris Doctor	17			
	Master of Laws	1			
	<i>Total Undergraduate Degrees - 635</i>				
	<i>Total Graduate Degrees - 134</i>				
	<i>Total Law School - 18</i>				
				787	
University of Mississippi Medical Center					
	<i>Undergraduate</i>		73		
	Bachelor of Science in Nursing	73			
	<i>Graduate</i>		68		
	Master of Health Information and Information Mgmt.	4			
	Master of Science in Nursing	17			
	Master of Science	17			
	Doctor of Medicine	3			
	Doctor of Philosophy	20			
	Doctor of Nursing Practice	7			
				141	

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
University of Southern Mississippi					
	<i>College of Arts and Letters</i>		195		
	Bachelor of Arts	71			
	Bachelor of Fine Arts	12			
	Bachelor of Interdisciplinary Studies	9			
	Bachelor of Liberal Studies	39			
	Bachelor of Music	1			
	Bachelor of Music Education	12			
	Bachelor of Science	18			
	Master of Arts	6			
	Master of Fine Arts	2			
	Master of Arts in Teaching of Language	9			
	Master of Music	3			
	Master of Science	5			
	Doctor of Musical Arts	2			
	Doctor of Philosophy	6			
	<i>College of Business</i>		209		
	Bachelor of Science	10			
	Bachelor of Science in Business Administration	168			
	Master of Business Administration	11			
	Master of Professional Accountancy	6			
	Master of Science	14			
	<i>College of Education and Psychology</i>		177		
	Bachelor of Arts	5			
	Bachelor of Science	105			
	Master of Arts	3			
	Master of Education	23			
	Master of Library and Information Science	11			
	Master of Science	9			
	Doctor of Education	1			
	Specialist in Education	2			
	Doctor of Philosophy	18			
	<i>College of Health</i>		147		
	Bachelor of Arts	12			
	Bachelor of Science	73			
	Bachelor of Social Work	19			
	Master of Public Health	25			
	Master of Science	17			
	Bachelor of Social Work	1			
	<i>College of Nursing</i>		81		
	Bachelor of Science in Nursing	62			
	Doctor of Nursing Practice	17			
	Doctor of Philosophy	2			
	<i>College of Science and Technology</i>		186		
	Bachelor of Arts	23			
	Bachelor of Science	110			
	Master of Arts	1			
	Master of Science	32			

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Institution	Degree to be Conferred	Number	Subtotal	Total	System Total
	Doctor of Philosophy	20			
				995	
System Total					4663

FINANCE

3. **SYSTEM** – Approved the request to escalate the *Ayers* Endowment Diversity Program budget for Alcorn State University and Jackson State University. These escalations are needed to cover increased costs associated with program operating costs. The original budgets were approved at the June 2017 Board meeting. At that time, estimates of available funding were used to build the budget for these programs. Actual funding is now known, and the institutions have requested to revise their budgets to equal actual sources as shown.

Alcorn State University

Object of Expenditure	Current Budget FY 2018	Budget Revision	Revised Budget FY 2018
Salaries, Wages & Fringe Benefits			\$ -
Travel			-
Contractual Services			-
Commodities			-
Capital Outlay:			-
Equipment			-
Library Resources			-
Student Aid	260,618	121,534	382,152
Total	\$ 260,618	\$ 121,534	\$ 382,152

Jackson State University

Object of Expenditure	Current Budget FY 2018	Budget Revision	Revised Budget FY 2018
Salaries, Wages & Fringe Benefits	\$ 122,225		\$ 122,225
Travel			-
Contractual Services			-
Commodities			-
Capital Outlay:			-
Equipment			-
Library Resources			-
Student Aid	489,505	47,901	537,406
Total	\$ 611,730	\$ 47,901	\$ 659,631

4. **SYSTEM** – Approved the request to increase the total expenditure amount for the agreement with KPMG, LLP to \$3,499,500. The original estimate did not include an estimate for major programs identified or existing programs that require audits more frequently, nor did it anticipate the increases related to implementation of GASB Standards No. 68 and No. 72, that have been agreed

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

to in the annual engagement letters. The agreement became effective upon full execution of all parties, May 16, 2014. The agreement will expire 120 days after the conclusion of the last services performed. The total estimated cost of the original contract was \$2,949,500. An additional \$550,000 will be added to the contract to pay for additional auditing services. The new total estimated cost for the agreement is \$3,499,500. Contractual costs will be share among the IHL institutions based upon each's proportionate share of the worked audit hours. E&G funding sources will be the primary means for these payments. As the Board is being asked to provide approval to modify the total expenditure amount of the agreement, no additional approval by the Attorney General's Office is required. The agreement is on file in the Board Office.

5. **DSU** – Approved the request to enter into an operating agreement with TouchNet Information Systems, Inc., for online payment processing and to allow prepayment of the annual Application Subscription Program fee pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services. The term of the agreement is five years upon signature. Access rights granted commence on November 1, 2017 and continue through October 31, 2022, in anticipation of contract being executed. The estimated total cost over this period is \$317,921.16. No training or implementation costs will be necessary. The annual fee will be paid by the Office of Information Technology with E&G 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.
6. **MSU** – Approved the request to enter into a multi-year contract with the American Chemical Society (ACS) for access to the ACS Web Editions online journal package. The term of the contract is January 1, 2018 – December 31, 2020. The total amount of the three-year agreement is \$319,747.00 to be paid as follows: 2017 \$100,650; 2018 \$106,466; and 2019 \$112,631. 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.
7. **MSU** – Approved the request to amend contract #012064 with AssetWorks LLC for annual software maintenance and support for their facilities and space management software system AiM to include annual maintenance costs for two recently purchased modules Capital Planning & Project Management (CPPM) and the CPPM Fire Mobile Application (Aim Fire). While the amount of this amendment is not in excess of \$250,000, requiring IHL Board approval, this addendum does push the total expenditure under this contract over the \$250,000 threshold. In accordance with Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to pay this contract in advance annually as payment at the beginning of the service year is standard procedure in this industry. No change is requested in term of contract which will remain September 1, 2016 through August 31, 2021. The Amendment will be effective the date first signed by both parties and will end on August 31, 2021. The addendum requires an additional amount of \$140,244 through August 31, 2021 for the CPPM and Aim Fire modules/licenses. The total due from the point of the amendment through August 31, 2021 is \$263,521.07. 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.
8. **MSU** – Approved the request to amend the agreement with SirsiDynix in order to migrating from a locally hosted server environment to a vendor-hosted environment for the remaining 2 years of the agreement. SirsiDynix provides specialized library software and services for the members of the Mississippi Library Partnership. The SirsiDynix Library Automation System is the software used by the libraries to manage their collections including providing an online catalog, and the

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

modules required to manage the collections (i.e. circulation, cataloging, acquisitions, serials control, reporting). The term of the contract is July 1, 2014 to June 30, 2019. The new contract amount for FY18 will be \$243,665.11 (previously \$207,665.11) and FY19 will be \$227,159.20 for a total of \$470,824.31. This amount is within the Mississippi Department of Information Technology Services CP1 approved budget for the project. Each member of the Mississippi Library Partnership pays Mississippi State University Libraries for a portion of their overall contract fee. 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. **MSU** – Approved the request to amend a subscription agreement with Wiley Subscription Services, Inc. for access to electronic journals for education and research purposes. In accordance with Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to make two prepayments for service. The amendment extends the term of the license for two years starting on January 1, 2018 and ending on December 31, 2019. The total cost of the agreement is \$942,050.96. The cost of the agreement in Year 1 is \$466,361.86 and the cost of the agreement in Year 2 is \$475,689.10. The cost in Year 2 is capped at a 2% increase over the cost in Year 1. Adjustments to journals in the subscription may change the cost of the amendment. MSU will make a prepayment each January for access it will receive over the course of the year. The 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.
10. **UM** – Approved the request to enter into a contract with SAP America, Inc. (SAP) for SAP SuccessFactors Cloud Based Human Capital Management (HCM) Software. Additionally, in accordance with Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay annual fees for the Cloud Service(s) on an annual basis. This software will enhance UM's employee recruitment, onboarding and performance evaluation/goal setting processes. The term of the contract is five years beginning in November of 2017. The contract dollar amounts are \$138,171 per year for five years. The total contract value is \$690,855. Note, however, that in the event of termination SAP will refund UM a pro rata amount equal to the unused fees for that year. The agreement will be funded by Educational & 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.
11. **UM** – Request to enter into an Agreement for the Operation of International Student Recruitment and Retention Programs with Shorelight Education, LLC and Shorelight-UM Global, LLC. Shorelight/UM Global will both recruit international students and, in cooperation with UM, operate an international accelerator language/pathways program. The contract is for a ten-year term, renewable for an additional ten years if the University receives at least \$80,000,000 from tuition and fees related to the contract during the first nine years. This is a revenue contract. As additional international student tuition revenue is received, it will be allocated according to the schedule in the contract. Net revenue to the University is expected to be approximately \$80,000,000 during the first nine years of the agreement. International student tuition provides the funding of this contract. The University currently receives approximately \$3.7 million annually in revenue from international student tuition. Shorelight/UM Global will not receive net revenue from international student tuition until the University's minimum revenue threshold reaches \$4,000,000. The agreement, which was reviewed and approved by the Attorney General's

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Office prior to the Board's approval of this item, is on file in the Board Office. **(THIS ITEM WAS MOVED TO THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**

12. **UMMC** – Approved the request to amend the agreement with Abbott Laboratories, Inc. to increase the annual cartridge purchase commitment in exchange for fifteen (15) new i-STAT systems and lower cartridge pricing. The term of the amendment will begin December 1, 2017 and is coterminous with the original agreement which ends August 31, 2020. The total amount of the amended agreement over five (5) years will be approximately \$4,323,803.76. For the remainder of the agreement term, the Amendment will add \$637,572.25 to the original approved cost of \$3,686,231.51. 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.
13. **UMMC** – Approved the request enter into an End User Agreement with Air Products and Chemicals, Inc. to provide liquid oxygen for patient consumption in all inpatient and outpatient care areas at UMMC facilities in Jackson. The term of the agreement is sixty (60) months, beginning on the date of first delivery, which is expected to be on or about February 1, 2018. UMMC will provide an update to the IHL Staff as to the exact start date once it has been determined. The total estimated cost over the five (5) year term is \$1,193,359.53. A breakdown of costs is included in the bound *November 16, 2017 Board Working File*. This total is based upon historical oxygen volume purchases plus potential volume growth, as well as potential price increases for the tank rental and the product spend in years 3 and 4. The agreement will be funded by 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.
14. **UMMC** – Approved the request to enter into a Product Sale Agreement with Airgas, LLC to provide cylinder medical gases for patient consumption in all adult and pediatric inpatient and outpatient care areas at UMMC facilities in Jackson, Grenada, and Lexington. The initial term of the agreement is for five (5) years – December 1, 2017 through November 30, 2022. The total estimated cost over the five (5) year term is \$826,018.02. A breakdown of costs is included in the bound *November 16, 2017 Board Working File*. This total is based upon historical cylinder medical gas purchases plus potential volume growth, as well as potential price increases up to CPI or a maximum of three percent (3%) beginning in Year 2. The agreement will be funded by 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.
15. **UMMC** – Approved the request to amend its Dialysis Products Purchase Agreement with Baxter Healthcare Corporation (Baxter) for the rental of dialyzer equipment used by patients on Peritoneal Dialysis (PD), as well as the purchase of associated disposables and commodities. The Amendment will allow UMMC to replace thirty-two (32) Home Choice Pro dialyzers with thirty-two (32) AMIA 2.0 Automated PD dialyzers and lower the pricing of the commodities UMMC purchases. The AMIA dialyzers are the newer model of dialyzer cyclers, with automated functionality to advance home PD therapy. The term of the existing agreement is two (2) years and ten (10) months, from February 1, 2016, through November 30, 2018. The Amendment will begin December 1, 2017, and end coterminous with the existing Agreement on November 30, 2018. The approved total cost of the existing Agreement is \$5,280,807.02 over the two (2) years and ten (10) month term. To date, UMMC has spent \$1,550,294.97 under the Agreement. Although the upgraded equipment has a higher monthly rental cost, Baxter agreed to lower the pricing on UMMC's commodities by twenty-five percent (25%) to offset the rental costs.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Therefore, the proposed amendment will not cause an overall increase in the approved total cost. This 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.

16. **UMMC** – Approved the request to enter into a Customer Optimization Plus Program Agreement with **Covidien Sales, LLC**, a Medtronic company, to allow UMMC to receive discounted pricing for Covidien commodities, to add equipment, and upgrade end-of-life capital equipment through a purchase commitment program. The commodities and equipment are related to pulse oximetry monitoring, depth of anesthesia monitoring, cerebral/somatic monitoring, and capnography. The term of this agreement is three (3) years - December 1, 2017 through November 30, 2020. The estimated cost of the three (3) year Agreement is \$7,346,446.71. This amount is based upon UMMC's historical purchase volume for the consumables, plus twenty percent (20%) annual volume growth. This 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.
17. **UMMC** – Approved the request to enter into an Endoscopy Commitment Agreement (ECA) and Equipment Service Agreement (ESA) with Olympus America, Inc. The purpose of ECA is for UMMC to purchase disposables used with endoscopy scopes used in gastrointestinal (GI) procedures at multiple UMMC locations. The purpose of the ESA is for Olympus to provide repair services for the endoscopy scopes that UMMC owns and utilizes at its UP Belhaven facility. Under the ECA, UMMC commits to purchase a certain amount of disposables in exchange for a discount of the fees charged under the ESA. The term of the agreement is thirty-six (36) months - December 1, 2017 through November 30, 2020. The total combined amount of the ECA and ESA over three (3) years is \$740,924.08. The total cost of the ESA is \$169,342.48 over three (3) years. UMMC expects to purchase up to \$571,581.60 in disposables. 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.
18. **UMMC** – Approved the request to enter into a License, Consulting Services and Support Agreement with Practice Diagnostic Systems, LLC (PDS) to install, implement, and maintain the PDS iMPower Web-based Analytic software application that will allow UMMC to manage overall accounts receivable for the entire health system. The PDS iMPower application measures productivity, performance, and effectiveness of each department, location, billing area, and individual provider, as well as patterns of payers' erroneous claims handling. This system also will allow UMMC to identify trending of denials, success of appeals, reconsiderations, and aging of accounts receivable. Finally, UMMC will have enhanced capability to customize reports in a timelier manner to manage all aspects of financial performance for UMMC's ambulatory area. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the prepayment of license fees. The term of this agreement is five (5) years beginning on March 21, 2018 and ending on March 20, 2023. The total estimated cost of the agreement over the five (5) year term is \$462,152.41. A breakdown of costs is included in the bound *November 16, 2017 Board Working File*. 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.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

19. **UMMC** – Approved the request to enter into a Third Amendment to the Master Participant Enrollment and License Agreement with Vizient, Inc. and Vizient Data Services, LLC (collectively, Vizient). Vizient was formerly known as Vizient Data Services, LLC, which was formerly VHA-UHC Data NewCo, LLC, and prior to that, it was known as the University HealthSystem Consortium, or UHC. The third amendment would allow UMMC to extend the term of the existing agreement for the performance suite for an additional year. The term of the Third Amendment will begin on or about November 1, 2017, and will extend the current expiration date of the Master Participant Enrollment and License Agreement to December 31, 2018. The total cost of the Third Amendment is \$356,250.70. This will bring the total cost of the Master Enrollment and License Agreement to \$2,774,934.60. 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.
20. **USM** – Approved the request to enter into a Lease between the University and the University of Southern Mississippi Athletic Foundation (Foundation/Lessee). The premises involve approximately 150,195 square feet of the first and second floors of the Cook Library, located at 124 Golden Eagle Avenue Hattiesburg, MS 39406. During the term of the Lease, the Foundation will remodel and renovate the first and second floors of the Cook Library in accordance with plans and specifications as approved by USM. The renovations include the creation of the Bower Academic Center. USM shall accept the revised premises from the Foundation upon expiration of the term as consideration of the Lease herein. The portions of the Premises that are leased solely for renovating systems necessary for the completion of the Bower Academic Center will be released to USM when those systems are upgraded. The term of the Lease shall commence subsequent to IHL Board approval and full execution of the Lease and continuing through the earlier of (a) the date which is thirty days subsequent to the completion and acceptance of the completed Facilities as defined in the Lease or (b) June 30, 2020. The contract amount shall be \$1.00 cash in hand. This lease is being funded through private 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.

REAL ESTATE

21. **UM** – Approve the appointment of Burns & McDowell Engineering Company, Inc. as the design professional for the utilities component of the UM master plan. This is an extension of the campus master plan and dovetails with it, but will be carried out by a different design firm with different areas of expertise. All utilities and plant buildings will be considered, where they should be placed, where they are deficient, and how improvements should be made. The results of the plan will form a road map for long-term growth. The planning firm will not be permitted to submit for any of the design work that results from the planning effort. The proposed project budget (for design fees only) is \$850,000. Funds are available from Internal R&R (\$850,000).
22. **UM** – Approved the initiation of **IHL 207-438, Deaton and Hefley Hall Elevator Refurbishment**, and the appointment of Corbett Legge & Associates, PLLC as the design professional. The university will replace the elevators in Deaton Hall and Hefley Hall. The Deaton Hall elevator, which is currently out of service, was installed in 1951 with control modifications in 2003. Hefley Hall was originally installed in 1980 and has only had exterior signals upgraded in the late 1990’s. The proposed project budget is \$1,150,000. Funds are available from Student Housing Revenues and R&R Reserves (\$1,150,000).

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

23. **UM** – Approved the initiation of **IHL 207-439, Crosby Hall HVAC Upgrades**, and the appointment of Corbett Legge & Associates, PLLC as the design professional. The university will replace existing VAV boxes, supply and return grills and the control system of Crosby Hall HVAC system. These upgrades will necessitate replacement of the ceiling in areas impacted by the work. The proposed project budget is \$2.8 million. Funds are available from Student Housing Revenues and R&R Reserves (\$2,800,000).
24. **UM** – Approved the initiation of **IHL 207-440, New Band Practice Filed**, and the appointment of Holcombe Norton Partners, Inc. as the design professional. The University expects the project cost to be in the range of \$1,900,000 to \$2,300,000. The University intends to construct a new practice field with proper drainage structures and lights, a new director's tower, small storage building, and proper field access. The design professional will proceed with schematic and design development documents to more accurately determine the final project budget. The University will then submit a subsequent agenda item to the Board of Trustees to increase the budget as required to reflect the established scope of work and more refined costs. The proposed project budget (for design fees only) is \$65,000. Funds are available from Private Gifts and Internal R&R (\$65,000).
25. **UMMC** – Approved the initiation of **IHL 209-563, Campus Emergency Systems Upgrade**, and the appointment of Cooke Douglass Farr Lemons (CDFL) Architects + Engineers, P.A. as the design professional. The university will remove selected generators in the subbasement and install new generators at ground level on the exterior of the building. The project will allow the university to provide connectivity for portable generators that would be able to provide power to the chillers and cooling towers during a power outage. The proposed project budget is \$3.5 million. Funds are available from UMMC SSA (Shared Services Administration) – Building Improvements (\$3,500,000).
26. **UMMC** – Approved the initiation of **IHL 209-564, Sterile Processing Relocation**, and the appointment of Canizaro Cawthon Davis Architects as the design professional. The university will relocate the central sterile processing from the current location in the basement of the adult hospital to the basement of the north wing where materials management is currently located. A separate project will relocate materials management. The proposed project budget is \$2 million. Funds are available from UMMC SSA (Shared Services Administration) – Building Improvements (\$2,000,000).
27. **UM** – Approved the request to increase the budget for **IHL 207-421, Jackson Avenue Center Safe Room**, from \$1.1 million to \$1.3 million, an increase of \$200,000. This is the first budget escalation request made for this project by the university. The University will construct an independent 2,500 square foot MEMA compliant safe room structure to hold 306 occupants. The safe room will be able to withstand winds up to 250 mph and will be located adjacent to the existing Jackson Avenue Center. Funds are available from Mississippi Emergency Management Agency (MEMA) – (\$730,158) and Internal R&R (\$569,842).
28. **UMMC** – Request to increase the project budget for **IHL 209-555, Children's of Mississippi Expansion**, from \$6 million to \$180 million, an increase of \$174 million. In addition, UMMC is requesting approval of the exterior design of the Children's of Mississippi Expansion. A rendering is included in the bound *November 16, 2017 Board Working File*. This is the first budget escalation request made for this project by the university. The project will be approximately 340,000 square feet and will include a new diagnostic and treatment podium, clinics, and bed tower adjacent to the existing UMMC Batson Children's Hospital. The project will include site and infrastructure

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

improvements, including parking for approximately 300-500 cars. Funds are available from EBC Bonds (\$89,682,294); SB 2906, Laws of 2015 (\$6,000,000); Pledges Received (\$16,271,290); Committed Future Pledges (\$28,046,416); and Intermediate Loan (\$40,000,000). **(THIS ITEM WAS MOVED TO THE REAL ESTATE REGULAR AGENDA FOR CONSIDERATION.)**

29. **ASU** – Approved the request to name the University Track on the ASU campus as the “Mildrette Netter White Track”. As a former ASU track athlete, Mildrette Netter White qualified for the 1968 Nationals and Olympic trials and received numerous accolades, honors and awards. Mrs. White spent twenty-eight years teaching and coaching in the state of Mississippi.
30. **MSU** – Contingent upon the submission to the Attorney General’s Office of a final executed agreement, the Board approved the request to advertise and award the sale to the highest and best bid for timber sales 17-05PT from the Coastal Plain Branch Experiment Station in Newton County, Mississippi. The Attorney General’s Office has reviewed and approved this item contingent upon submission of a final executed agreement. The legal property description and timber sale process is listed below.

Timber Sale No. 17-05PT, Coastal Plain Branch Experiment Station -

The sale area is approximately 181 acres in size and is located in a portion of the N ½ and a portion of the SE ¼ of Section 21 in Township 6 North, Range 12 East in Newton County, Mississippi. This sale contains an estimated volume of 117,240 board feet of pine pole timber, 2,743,720 board feet of pine sawtimber, 884 tons of pine chip-n-saw, 354 tons of pine pulpwood, 181,140 board feet of hardwood sawtimber, and 1,822 tons of hardwood pulpwood. All trees must be cut and removed by December 31, 2019.

Timber Sale Process: The timber sale process on the Coastal Plain Branch Experiment Station, and other Mississippi State University owned lands, begins with the identification of the particular timber stand in need of thinning or a final harvest cut. This is identified by various means but mostly by directions taken from the Forest Management Plan. Other specific site characteristics may also dictate the need for the sale of timber. After the stand has been identified, the process of tree marking and sale identification begins. Once that is completed, the sale is computed and a bid prospectus is prepared and approved by the Dean of the College of Forest Resources and the Vice President of Agriculture, Forestry, and Veterinary Medicine. A request is made to the President of the university to advertise the timber sale for bid and to award the sale to the highest bidder who also satisfies all additional bid requirements. If/when the Board of Trustees approve that the sale may be advertised and awarded appropriately, a prospectus is sent to potential bidders with the vital details of the stand. Once the bids have been received in the Director of Purchasing office, a recommendation is made by the department to the President of the university to either accept or reject the bids. This recommendation has the approval of the Deal of the College of Forest Resources and the Vice President of Agriculture, Forestry, and Veterinary Medicine. If/when the President of the university concurs with the department’s recommendation to accept the bid, a contract is executed between the university and the highest and best bidder for that sale. This process continues obtaining the Director of Purchasing’s signature on the contract and then contacting the high bidder to set the closing. Finally, a meeting is set with the winning bidder to close the sale and to collect the remaining funds less the bid deposit amount.

31. **MSU** – Approved the exterior design of the Left Field Lofts at Dudy Noble Field-Polk DeMent Stadium. A rendering is included in the bound *November 16, 2017 Board Working File*. This project is fully funded by the Bulldog Club but the lofts will be constructed on leased land from the university and therefore requires Board approval of the exterior design. No state or university funds are being expended on this project. The Left Field Lofts will include twelve (12) total units, four (4) units per level. The units will be leased out either per game or per season by the Bulldog Club. The rooftop of the Left Field Lofts is a terrace for invited fans to watch the game.
32. **MSU** – Approved the exterior design of the **GS 105-355, Engineering and Science Complex**. A rendering is included in the bound *November 16, 2017 Board Working File*. The project shall consist of approximately 70,000 square feet of new construction, which will house classrooms, offices, teaching labs, research labs, two general chemistry labs, support space and high bay areas. This facility is the first building for the proposed Engineering and Science Complex. The

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

estimated project budget is \$34 million. Funds are available from SB 2906, Laws of 2015 (\$13,000,000); SB 2844, Laws of 2015 (\$1,000,000); MSU Foundation Funds (\$12,000,000); MSU Funds (\$4,000,000); and EBC Funds (\$4,000,000).

33. **UM & UMMC** – Approved the request to name the Medical Education Building on the UMMC campus as the “Phil Bryant Medical Education Building”. Governor Bryant was instrumental in securing funding for the building project, including \$10 million a Community Development Block Grant funding from the Mississippi Development Authority to launch the effort as well as \$64 million in bonds. The 151,000-square foot facility had its groundbreaking in January 2013 and opened in August 2017.

LEGAL

34. **ASU** – Approved the proposed affiliation agreement with Alcorn State University A-Club Alumni Association, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
35. **ASU** – Approved the proposed affiliation agreement with Alcorn State University National Alumni Association, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
36. **ASU** – Approved the proposed affiliation agreement with Alcorn State University National Alumni Association Foundation, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
37. **ASU** – Approved the proposed affiliation agreement with Alcorn State University Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
38. **DSU** – Approved the proposed affiliation agreement with Delta State University Foundation, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
39. **JSU** – Approved the proposed affiliation agreement with Jackson State University Development Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
40. **JSU** – Approved the proposed affiliation agreement with Jackson State University National Alumni Association, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
41. **JSU** – Approved the proposed affiliation agreement with Mississippi E-Center Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

42. **JSU** – Approved the proposed affiliation agreement with the JSU Tiger Fund Athletic Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
43. **JSU** – Approved the proposed affiliation agreement with The Blue Bengal Athletic Association, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
44. **MSU** – Approved the proposed affiliation agreement with Mississippi State University Alumni, Incorporated as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
45. **MSU** – Approved the proposed affiliation agreement with Mississippi State University Foundation, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
46. **MSU** – Approved the proposed affiliation agreement with the Bulldog Club, Inc. as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
47. **MSU** – Approved the proposed affiliation agreement with Mississippi State University Research and Technology Corporation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
48. **MUW** – Approved the proposed affiliation agreement with Mississippi University for Women Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
49. **MVSU** – Approved the proposed affiliation agreement with Mississippi Valley State University National Alumni Association as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
50. **MVSU** – Approved the proposed affiliation agreement with Mississippi Valley State University Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
51. **UM** – Approved the proposed affiliation agreement with the University of Mississippi Research Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
52. **UM** – Approved the proposed affiliation agreement with the Ole Miss Athletics Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

53. **UM** – Approved the proposed affiliation agreement with the Alumni Association of the University of Mississippi as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
54. **UM** – Approved the proposed affiliation agreement with The University of Mississippi Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
55. **UMMC** – Approved the proposed affiliation agreement with the University of Mississippi Medical Center Research and Development Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
56. **USM** – Approved the proposed affiliation agreement with the University of Southern Mississippi Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
57. **USM** – Approved the proposed affiliation agreement with The University of Southern Mississippi Athletic Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
58. **USM** – Approved the proposed affiliation agreement with The University of Southern Mississippi Alumni Association as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
59. **USM** – Approved the proposed affiliation agreement with the University of Southern Mississippi Research Foundation as required by Board Policy 301.0806 University Foundation/Affiliated Entity Activities. The agreement, which was reviewed and approved by the Attorney General prior to the Board’s approval of this item, is on file in the Board Office.
60. **JSU** – Approved the request to appoint Dr. Debra Mays-Jackson as Legislative Liaison in compliance with Board Policy 201.0506 Political Activity.
61. **UMMC** – Approved the request to contract with Butler Snow, LLP to provide in-state lobbying and government relations consulting services. The contractual flat fee is \$60,000 (payable \$5,000 per month) and the contract provides for the reimbursement of reasonable expenses. The fee will be paid with self-generated funds. The term of the agreement is December 1, 2017 through November 30, 2018. Butler Snow’s client list is included in the bound *November 16, 2017 Board Working File*. 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.

PERSONNEL REPORT

62. **EMPLOYMENT**

Alcorn State University

Josephine Posey; *rehired retiree*; reemployment position: Consultant, Center for Culture and Learning – Archival Project; salary \$15,625 pro rata; E&G Funds; reemployment period: November 1, 2017 - January 31, 2018

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

63. OTHER ACTION

Delta State University

In accordance with Board Policy 401.0102 Delegation of Authority, the Board approved the request to create the position of Vice President of University Advancement and External Relations. This position will report directly to the President, and will serve on the President's Cabinet and on the Executive Committee. The salary for this position will be in line with the salaries of the Vice President for Executive Affairs and the Vice President for Student Affairs.

Mississippi State University

(Revocation of Sabbatical approved March 2017)

Shirley Ann James Hanshaw; Associate Professor, English; *from* salary of \$63,064.00 per annum, pro rata (nine-month contract); E&G Funds; *to* salary of \$31,532.00 for sabbatical period; E&G Funds; effective January 1, 2018 to May 15, 2018; professional improvement.

ADMINISTRATION/POLICY

- 64. **ASU** – Approved the request to bestow one honorary degree at its December 2017 commencement ceremony. Supporting documents are on file at the Board Office.
- 65. **DSU** – Approved the request to bestow one honorary degree at its December 2017 and one at its May 2018 commencement ceremonies. Supporting documents are on file at the Board Office.
- 66. **UM & UMMC** – Approved the revision to the mission statement as shown below.

Mission Statement

As Mississippi's ~~flagship~~ first comprehensive, public university and academic medical center, the University of Mississippi transforms lives, communities, and the world by providing opportunities for the people of Mississippi and beyond through excellence in learning, discovery, healthcare, and engagement.

<i>Oxford & Regional Campus Mission</i>	<i>Medical Center Campus Mission</i>
<p>The mission of the University of Mississippi is to create, evaluate, share, and apply knowledge in a free, open, and inclusive environment of intellectual inquiry. Building upon a distinguished foundation in the liberal arts, the state's first comprehensive university serves the people of Mississippi and the world through a breadth of academic, research, professional, and service programs. The University of Mississippi provides an academic experience that emphasizes critical thinking; promotes research and creative achievement to advance society; uses its expertise to engage and transform communities; challenges and inspires a diverse community of undergraduate, graduate, and professional students; offers enriching opportunities outside the classroom; supports lifelong learning; and develops a sense of global responsibility.</p>	<p>The mission of the University of Mississippi Medical Center is to improve the health and well-being of patients and the community through excellent training for health care professionals, engagement in innovative research, and the delivery of state-of-the-art health care.</p>

- 67. **USM** – Approved the request to bestow one honorary degree at its December 2017 commencement ceremony. Supporting documents are on file at the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

FINANCE AGENDA

Presented by Trustee Christy Pickering, Chair

On motion by Trustee Pickering, seconded by Trustee Parker, 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 McNair, all Trustees legally present and participating voted unanimously to approve agenda item #2. A motion was made by Trustee Pickering, seconded by Trustee Rouse, to approve agenda items #3 - #6. Trustee Pickering rescinded her motion. Agenda items #3 - #7 were tabled and moved to the end of the agenda for consideration. Agenda item #8 was removed from the agenda for further consideration. On motion by Trustee Pickering, seconded by Trustee Starr, with Trustee Morgan absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #9. On motion by Trustee Pickering, seconded by Trustee Hooper, with Trustee Morgan absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #10. On motion by Trustee Pickering, seconded by Trustee Hooper, with Trustee Morgan absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #11.

1. **UMMC** – Approved a bond resolution issuance through the Medical Center Educational Building Corporation (MCEBC) Revenue Bonds in one or more taxable and/or tax-exempt series to finance the costs of (a) the Children’s of Mississippi Expansion (\$91,000,000) and (b) current and/or advance refunding and defeasance of all or a portion of the MCEBC bonds, Series 2009, issued in the original principal amount of \$105,605,000 to achieve net present value savings. The Board approved the form of bond documents. Hilltop Securities will serve as financial advisor. Butler Snow LLP will serve as bond counsel, in accordance with the terms of the contractual agreement for legal services approved by the Office of Attorney General. J.P. Morgan, Morgan Stanley, and Raymond James will serve as senior underwriters. For the new money portion, the bonds will mature no longer than thirty (30) years. For the refunding portion, the term of the new bonds will closely match the term of the existing debt which is being refinanced. MCEBC expects to issue an amount not to exceed \$91,000,000 in new bonds. For the refunding, MCEBC expects to issue an estimated maximum of \$72 million par value in fixed rate bonds to support this current and/or advance refunding and refinancing. **(See Exhibit 1 for bond resolution.)** The bond resolution and form of bond documents have been reviewed and approved by the Attorney General’s Office.
2. **UMMC** – Approved the request to amend its current Limited Supply Agreement with PETNET Solutions, Inc. (PETNET) for the purchase of Amyvid, a drug used for Positron Emission Tomography (PET) imaging of the brain in adults who are being evaluated for Alzheimer’s disease and other causes of cognitive decline. UMMC originally projected the total cost of the Agreement to be less than \$250,000. However, due to an increased number of research studies and patients using the drug, the Agreement now exceeds \$250,000. The term of the Agreement is two (2) years, from September 1, 2016, through September 2018. The estimated cost of the Agreement is \$754,224.00. Each dose of Amyvid is \$2,756.00, plus regular or STAT delivery charges. The new estimated cost includes growth potential for additional research studies or patients during the remainder of the contract term. The Agreement is funded by the grant funds or hospital patient revenue, as applicable. As the Board is being asked to approve additional expense under an on-going agreement, no approval by the Attorney General’s Office is required.
3. **UMMC** – Request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 5,440 square feet of clinical space located at 8950 Lorraine Road in Gulfport, Mississippi, for use as a pediatric outpatient clinic. Pursuant

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

to Board Policy 707.03 Approval of Prepayment for Goods or Services, UMMC also requests approval to prepay rent on the first day of each month. The initial term of the agreement is twenty-seven (27) months and five (5) days, beginning March 26, 2018, and ending June 30, 2020. The total cost of the Sublease is \$379,329.17 over the twenty-seven (27) months and five (5) days term. UMMC's base rent will be \$10,132 per month, or \$283,696 total, plus an estimated \$95,633.17 in operating expenses over the term of the Sublease. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% in the second year of the lease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED TO THE END OF THE AGENDA FOR CONSIDERATION.)**

4. **UMMC** – Request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 4,500 square feet of clinical space located at 12259 Highway 49 in Gulfport, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The term of the agreement is twenty-three (23) months and five (5) days, beginning March 26, 2018, and ending February 28, 2020. The total cost of the Sublease is \$278,451.42 over the twenty-three (23) month and five (5) day term. UMMC's base rent will be \$8,460 per month, or \$203,040 total, plus an estimated \$75,411.42 in operating expenses over the term of the Sublease. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% in the second year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED TO THE END OF THE AGENDA FOR CONSIDERATION.)**
5. **UMMC** – Request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 2,229 square feet of clinical space located at 920 Tommy Munro Drive in Biloxi, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The initial term of the agreement is thirty-eight (38) months and five (5) days, beginning March 26, 2018, and ending May 31, 2021. The total cost of the Sublease is \$226,864.79 over the thirty-eight (38) months and five (5) days term. UMMC's base rent will be a total of \$161,969.24, plus an estimated \$64,895.66 in operating expenses over the term of the Sublease. The initial base rent is \$4,040.06 per month, subject to the annual increase in the Consumer Price Index, not to exceed three percent (3%). UMMC has included the maximum three percent (3%) annually in its calculation of the total cost. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% each subsequent year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED TO THE END OF THE AGENDA FOR CONSIDERATION.)**
6. **UMMC** – Request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 2,880 square feet of clinical space located at 833 Highway 90 in Bay St. Louis, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

request to prepay rent on the first day of each month. The initial term of the agreement is five (5) months and five (5) days, beginning March 26, 2018, and ending August 31, 2018. Upon MHG's renewal of its lease with Dr. Artigues, the Sublease will extend through August 31, 2021, for a total term of three (3) years, five (5) months, and five (5) days. The total cost of the Sublease is \$279,633.36 over the initial and renewal term. UMMC's base rent will be a total of \$189,346.41, plus an estimated \$90,286.95 in operating expenses over the term of the Sublease. The initial base rent is \$4,320 per month, subject to the annual increase in the Consumer Price Index, which UMMC has estimated as a two and a half percent (2.5%) annually. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% each subsequent year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED TO THE END OF THE AGENDA FOR CONSIDERATION.)**

7. **UMMC** – Request to enter into a Neonatology Services Agreement with Southern Mississippi Neonatology, P.A. (SMN) to provide neonatology services to patients of the neonatal intensive care unit (NICU) at Memorial Hospital at Gulfport (MHG) in Gulfport, Mississippi. The initial term of the Agreement is two (2) years, from January 22, 2018, through January 21, 2020. The Agreement will automatically renew for additional one (1) years terms, up to five (5) years, or January 21, 2023. The total amount of the Agreement over five (5) years is \$1,710,000. The fixed rate for the neonatology services is \$342,000 per year. 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. **(THIS ITEM WAS MOVED TO THE END OF THE AGENDA FOR CONSIDERATION.)**
8. **UMMC** – Request to enter into a Lease Agreement with Winston County Medical Foundation (WCMF) for approximately 3,085 square feet of clinical space located at 17280 East Main Street, Louisville, MS, for UMMC's Department of Dermatology. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the university requested approval to prepay rent on the first day of each month. The term of the Lease Agreement is sixty (60) months with a single five (5) year automatic renewal term. UMMC expects the commencement date of the Lease Agreement to be on or about March 22, 2018, which would cause the expiration date to be March 21, 2028. The total cost over the ten (10) year term of the Lease Agreement is \$726,267.62. Beginning in Year 2, UMMC has included an annual price increase of two percent (2%). The agreement will be funded by patient revenue. The agreement was reviewed and approved by the Attorney General's Office. **(THIS ITEM WAS REMOVED FROM THE AGENDA FOR FURTHER CONSIDERATION.)**
9. **MSU** – Approved a bond Resolution authorizing the Mississippi State University Educational Building Corporation (MSUEBC) to issue up to a maximum aggregate principal amount of \$110,000,000 of debt obligations (however denominated) for the purpose of refunding the MSUEBC Revenue Bonds, Series 2011 and 2013, the form of bond documents, and the project professionals as follows: Financial Advisor – First Southwest, a division of Hilltop Securities, Inc.; Bond Counsel – Jones Walker LLP; and Underwriters – Raymond James & Associates, Inc., Morgan Stanley & Co. LLC and such other underwriters as are named in the Bond Purchase Agreement. Payment to Bond Counsel is \$1.15 for every \$1,000 in par value of bonds sold. The financial advisor provided an independent analysis showing potential net present value (NPV) savings based on market conditions as of November 7, 2017. The financial advisor estimates an

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

NPV savings of \$5,054,448, or 5.43%. Long-term bonds in one or more taxable or tax-exempt series will be issued with maturities not to exceed thirty (30) years. Maximum aggregate principal amount of \$110,000,000 for the refunding, at an estimated All-In Interest cost of 3.44%. Funds are available from existing cash flow from the projects refinanced with the Debt Obligations. **(See Exhibit 2 for bond resolution.)** The bond resolution and form of bond documents have been reviewed and approved by the Attorney General's Office.

10. **USM** – Contingent upon the Attorney General's approval of the Agreement for Bond Counsel Legal Services between Butler Snow and the Southern Mississippi Educational Building Corporation (SMEBC), the Board approved a bond resolution authorizing the SMEBC to issue up to a maximum aggregate principal amount of \$58,000,000 of debt obligations (however denominated) for the purpose of refunding the SMEBC Revenue Bonds, Series 2013, the form of bond documents, and the project professionals as follows: Financial Advisor – First Southwest, a division of Hilltop Securities, Inc.; Bond Counsel – Butler Snow LLP; and Underwriter – Raymond James. Payment to Bond Counsel is \$1.90 for every \$1,000 in par value of bonds for the first \$25,000,000 of bonds issued and \$1.15 per \$1,000 of bonds issued over and above \$25,000,000. Total estimated fee assuming \$58,000,000 of bonds are issued is \$85,450 plus expenses. The financial advisor provided an independent analysis showing potential net present value (NPV) savings based on market conditions as of October 23, 2017. The financial advisor estimates an NPV savings of \$1,345,282, or 3.01%. Long-term bonds in one or more taxable or tax-exempt series will be issued with maturities not to exceed thirty (30) years. The cost will be a maximum aggregate principal amount of \$58,000,000 for the refunding, at an estimated All-In Interest cost of 3.60%. Funds are available from existing cash flow from the projects refinanced with the Debt Obligations. **(See Exhibit 3 for bond resolution.)** The bond resolution and form of bond documents have been reviewed and approval is contingent upon Agreement for Bond Counsel Legal Services between Butler Snow and the SMEBC.
11. **UM** – Approved the request to enter into an Agreement for the Operation of International Student Recruitment and Retention Programs with Shorelight Education, LLC and Shorelight-UM Global, LLC. Shorelight/UM Global will both recruit international students and, in cooperation with UM, operate an international accelerator language/pathways program. The contract is for a ten-year term, renewable for an additional ten years if the University receives at least \$80,000,000 from tuition and fees related to the contract during the first nine years. This is a revenue contract. As additional international student tuition revenue is received, it will be allocated according to the schedule in the contract. Net revenue to the University is expected to be approximately \$80,000,000 during the first nine years of the agreement. International student tuition provides the funding of this contract. The University currently receives approximately \$3.7 million annually in revenue from international student tuition. Shorelight/UM Global will not receive net revenue from international student tuition until the University's minimum revenue threshold reaches \$4,000,000. 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. **(THIS ITEM WAS MOVED FROM THE FINANCE CONSENT AGENDA FOR CONSIDERATION.)**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

REAL ESTATE AGENDA

Presented by Trustee Hal Parker, Chair

Trustee Hooper recused himself from voting on items #1 and #2 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, with Trustees Hooper and McNair absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #1 as submitted on the Real Estate Agenda. With Trustee Hooper out of the room, on motion by Trustee Parker, seconded by Trustee Duff, with Trustee Hooper absent and not voting, all Trustees legally present and participating voted unanimously to approve agenda item #2. On motion by Trustee Parker, seconded by Trustee Rouse, all Trustees legally present and participating voted unanimously to approve agenda item #3. Item #4 was approved on a split vote as shown below.

1. **MSU** – Approved the request to change the funding source for **IHL 205-287, MSU Parking Garage North**, from EBC Bonds to Internal R&R funds. The project budget will remain the same. The Board also approved the exterior design for the project. A rendering of the facility is included in the bound *November 16, 2017 Board Working File*. The design professional is McCarty Architects. The exterior skin of the new multi-story facility shall comply with the architectural design standards of the University and will be located on the north side of campus, east of Howell Hall, with approximately 500 parking spaces. In addition, the facility shall be designed to expand upward for future parking levels. The estimated project budget is \$9 million. Funds are available from Internal R&R Funds (\$9,000,000).
2. **UM** – Approved the request to hire an owner’s representative via the “Request for Qualifications” (RFQ) and interview process for **IHL 207-376, STEM Building**. The University will hire an experienced team of construction professionals to assist the Owner in overseeing and evaluating construction costs, expenses, construction scheduling, construction quality, and day-to-day site operations of the Construction Manager at Risk (CMAR) on the STEM project. The design professional is McCarty Architects. The proposed project budget is \$14 million. Funds are available from Internal R&R Funds (\$14,000,000).
3. **UMMC** – Approved the request to increase the project budget for **IHL 209-555, Children’s of Mississippi Expansion**, from \$6 million to \$180 million, an increase of \$174 million. In addition, UMMC is requesting approval of the exterior design of the Children’s of Mississippi Expansion. A rendering is included in the bound *November 16, 2017 Board Working File*. This is the first budget escalation request made for this project by the university. The project will be approximately 340,000 square feet and will include a new diagnostic and treatment podium, clinics, and bed tower adjacent to the existing UMMC Batson Children’s Hospital. The project will include site and infrastructure improvements, including parking for approximately 300-500 cars. Funds are available from EBC Bonds (\$89,682,294); SB 2906, Laws of 2015 (\$6,000,000); Pledges Received (\$16,271,290); Committed Future Pledges (\$28,046,416); and Intermediate Loan (\$40,000,000). **(THIS ITEM WAS MOVED FROM THE REAL ESTATE CONSENT AGENDA FOR CONSIDERATION.)**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

A motion was made by Trustee Parker, seconded by Trustee Dye, to approve agenda item #4. The motion passed on a 9 to 3 vote. Board members voting for the motion were: Dr. Ford Dye, Mr. Shane Hooper, Mrs. Ann Lamar, Dr. Alfred McNair, Mr. Hal Parker, Mr. Alan Perry, Mrs. Christy Pickering, Dr. Doug Rouse, and Mr. C.D. Smith. Board members voting against the motion were: Mr. Tom Duff, Mr. Chip Morgan, and Dr. Walt Starr.

4. **UMMC** – Approved the request to move forward on Phase II - Construction under the construction manager at risk (CMAR) services agreement with Brasfield & Gorrie, L.L.C. (B&G) for **IHL 209-555, Children’s of Mississippi Expansion Project**. Phase II will commence upon receipt by B&G of a Notice to Proceed from UMMC. This Notice will set the date at which construction shall commence and will provide the number of days in which the project must be completed. B&G has provided a guaranteed maximum price (GMP) for the project pursuant to the requirements of the contract. The term of the contract is expected to be four (4) years. This will include 210 days for completion of Phase I and thirty (30) months for completion of Phase II. UMMC is requesting approval for Phase II at this time. The cost associated with Phase II, shall not exceed \$135,464,856.00. Phase II of the project will be funded by long-term and intermediate term fixed bond rates, state appropriations, patient revenues, and development funds.

LEGAL AGENDA

Presented by Trustee Alan Perry, Chair

Agenda items #1 and #2 were moved to the Executive Session Agenda for consideration.

1. **UMMC** – Settlement of Tort Claim No. 3095. **(THIS ITEM WAS MOVED TO EXECUTIVE SESSION.)**
2. **UMMC** – Settlement of Tort Claim No. 3109. **(THIS ITEM WAS MOVED TO EXECUTIVE SESSION.)**

ADMINISTRATION/POLICY AGENDA

Presented by Commissioner Glenn F. Boyce

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

1. **SYSTEM** – Approved the following Board meeting dates and locations for January through December 2018. Should committee meetings be held, they will most likely occur on the Wednesday prior to the Board meeting dates.

Thursday, January 18, 2018	Board Office
Thursday, February 15, 2018	Board Office
Thursday, March 22, 2018	Board Office
Thursday, April 19, 2018	Board Office
Thursday, May 17, 2018	Board Office
Thursday, June 21, 2018	Board Office
Thursday, July 19, 2018	Subject to Call
Thursday, August 16, 2018	Board Office
Thursday, September 20, 2018	Board Retreat
Thursday, October 18, 2018	Board Office
Thursday, November 15, 2018	The University of Mississippi
Thursday, December 20, 2018	Subject to Call

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

INFORMATION AGENDA

Presented by Commissioner Glenn F. Boyce

ACADEMIC AFFAIRS

1. **SYSTEM** – The institutions below are offering the existing academic programs online to expand student access by providing an alternative program delivery method to traditional classroom instruction.
 - a. **ASU** is offering the Bachelor of Science in Child Development
 - b. **ASU** is offering the Bachelor of Science in Business Administration
 - c. **MSU** is offering the Bachelor of Science in Industrial Technology
 - d. **MSU** is offering the Bachelor of Business Administration
 - e. **MSU** is offering the Master of Science in Educational Leadership (concentration in School Administration)
 - f. **MSU** is offering the Master of Science in Technology Mississippi State University is offering the Master of Agribusiness Management
 - g. **MSU** is offering the Master of Professional Accountancy
 - h. **MSU** is offering the Master of Taxation
 - i. **MVSU** is offering the Master of Science in Criminal Justice
 - j. **USM** is offering the Doctor of Nursing Practice in Nursing (Clinical) - Hybrid
 - k. **USM** is offering the Doctor of Nursing Practice in Nursing (BSN to DNP Leadership in Nursing) - Hybrid
 - l. **USM** is offering the Master of Education in School Counseling - Hybrid
 - m. **USM** is offering the Master of Public Health in Public Health (Health Policy and Administration)
 - n. **USM** is offering the Educational Specialist in Education (Special Education)
 - o. **USM** is offering the Bachelor of Science in Business Administration in Management
 - p. **USM** is offering the Bachelor of Science in Nursing (RN-BSN)
 - q. **USM** is offering the Bachelor of Science in Medical Laboratory Science (MLT to MLS)
2. **SYSTEM** – The Board received the annual report on institutional accreditation. A table summarizing the system accreditation activity for the period beginning July 1, 2016 and ending June 30, 2017 is included in the bound *November 16, 2017 Board Working File*.
3. **SYSTEM** – The Board received the annual report of Halbrook Award Winners for Academic Achievement among Athletes 2016-2017.

David C. Halbrook Awards for Academic Achievement Among Athletes^a			
Public University Division – Men		Mississippi Valley State University	
Public University Division – Women		University of Mississippi	
Independent College Division Overall		Millsaps College	
Community and Junior College Division Overall		Southwest Mississippi Community College	
John C. and Ernestine McCall Halbrook Improvement Award^b		Southwest Mississippi Community College	
David M. Halbrook Certificate Award for Academic Achievement Among Athletes^c			
	Institution	Male Recipient	Female Recipient
Public Division	Alcorn State University	Michael Hurns (<i>Biology/Pre-PT</i>)	Talisa D. Sherman (<i>Psychology</i>)
	Delta State University	Tyler Sullivan (<i>Biology</i>)	Melanie Tombers (<i>Business</i>)
	Jackson State University	Javancy Jones (<i>Physical Edu</i>)	Laura Uzzell (<i>Biology</i>)

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

	Institution	Male Recipient	Female Recipient
	Mississippi State University	Richard Brown (<i>Industrial Tech</i>)	Dominique Dillingham (<i>Exer Phys</i>)
	Mississippi Valley State University	Deion Reid (<i>HPE&R</i>)	Mariana Massaro Balbao (<i>Bus Adm</i>)
	University of Mississippi	Craig Engels (<i>Gen Studies/Bus</i>)	Aubrey Edie (<i>Elementary Edu</i>)
	University of Southern Mississippi	Picasso Nelson, Jr. (<i>Fin/Real Est</i>)	Dani Block (<i>Biological Science</i>)
Independent Division	Belhaven University	Scott Malcolm (<i>Psychology</i>)	Mary Lichlyter (<i>Social Work</i>)
	Blue Mountain College	Jonas White (<i>Social Science</i>)	Mallorie Sweat (<i>Exercise Science</i>)
	Millsaps College	Lee Ogletree (<i>Biology</i>)	Kim Klunk (<i>Biology</i>)
	Mississippi College	Kyle Smith (<i>Accounting</i>)	Sydney Chandler (<i>Exercise Science</i>)
	Rust College	Avery T. Moore (<i>Biology</i>)	Julie Jean-Baptiste (<i>Sociology</i>)
	Tougaloo College	Dedrick Barkley (<i>Mathematics</i>)	Taylor Kangethe (<i>Econ/Bus</i>)
	William Carey University	Peyton Owen (<i>English</i>)	Kimberly Gilbert (<i>Pre-Med</i>)
Community and Junior College Division	Coahoma Community College	Not Submitted	Not Submitted
	Copiah-Lincoln Comm. College	Stephen Hayes Thompson	Jule Elaine Kraner
	East Central Community College	Samuel Thompson	Chaney Mills
	East Mississippi Comm. College	Corley Reynolds	Mallory Vance
	Hinds Community College	Ryan Wheeless	Bethanie Myers
	Holmes Community College	Zachary Boone	Micah Redd
	Itawamba Community College	Bryce Hunt	Marlee Hatcher
	Jones County Junior College	Shelton Wallace	Abbey Graham
	Meridian Community College	John Taylor Champion	Abigail Lee Pate
	MS Delta Community College	Not Submitted	Not Submitted
	MS Gulf Coast Comm. College	Watt Adkinson	Nora Keehn
	Northeast MS Comm. College	Joshua Martin Stillman	Hannah Makayla Cox
	Northwest MS Comm. College	Zakary M. Harbin	Zoe Adozinda Saraiva
	Pearl River Community College	Parker Dungan	Jordan Ahlgren
	Southwest MS Comm. College	Bryce J. Baker	Kayla A. Sanchez

^a Trophy award to institution with the highest percentage of graduating student athletes.

^b Cash award to institution with greatest improvement in percentage of student athletes graduating.

^c Certificate awarded to student athletes who have excelled in academics, leadership, and/or service.

FINANCE

- SYSTEM** - As part of the *Ayers* Settlement Agreement, publicly and privately funded endowments were created for the benefit of Alcorn State University, Jackson State University, and Mississippi Valley State University. The *Ayers* Investment Report summarizes the activity in the endowment accounts for FY 2017 and is included in the bound *November 16, 2017 Board Working File*.

REAL ESTATE

- SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the October 19, 2017 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 4.)

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

LEGAL

6. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 5.)

ADMINISTRATION/POLICY

7. **SYSTEM** – The Board received the 2017 December commencement schedules.

Alcorn State University

Time/Date: 10:00 a.m., Friday, December 8, 2017
Location: Davey L. Whitney Health and Physical Education Complex
Speaker: Dr. Caleph B. Wilson, Field Application Scientist, Miltenyi Biotec

Delta State University

Graduate Commencement Exercises

Time/Date: 10:00 a.m., Saturday, December 9, 2017
Location: Bologna Performing Arts
Speaker: Dr. Ronald G. Koehler, Chair Emeritus for the Department of Art and Professor Emeritus of Art; 2017 Recipient of S.E. Kossman Outstanding Teacher Award, Delta State University

Undergraduate Commencement Exercises

Time/Date: 2:00 p.m., Saturday, December 9, 2017
Location: Bologna Performing Arts
Speaker: Dr. Ronald G. Koehler, Chair Emeritus for the Department of Art and Professor Emeritus of Art; 2017 Recipient of S.E. Kossman Outstanding Teacher Award, Delta State University

Jackson State University

Undergraduate/Graduate Commencement Exercises

Time/Date: 10:00 a.m., Friday, December 10, 2017
Location: Lee E. Williams Athletics and Assembly Center
Speaker: Dr. Kevin Murriel, Senior Pastor, Cascade United Methodist Church

Mississippi State University

Meridian Campus

Time/Date: 11:00 a.m., Thursday, December 7, 2017
Location: Kahlmus Auditorium, College Park Campus, MSU-Meridian
Speaker: Eddie Kelley, Meridian Division Manager, Mississippi Power

Starkville Campus

College of Architecture, Art and Design, College of Arts and Sciences, College of Education

Time/Date: 9:30 a.m., Friday, December 8, 2017
Location: Humphrey Coliseum
Speaker: Dr. Allen K. Sills, Jr., Chief Medical Officer, National Football League

Bagley College of Engineering, College of Agriculture and Life Sciences, College of Business, College of Forest Resources, College of Veterinary Medicine,

Time/Date: 4:00 p.m., Friday, December 8, 2017
Location: Humphrey Coliseum
Speaker: Dr. John D. Davis, IV, Neurosurgeon, NewSouth NeuroSpine

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Mississippi University for Women

Time/Date: 2:00 p.m., Friday, December 15, 2017
Location: Rent Auditorium, Whitfield Hall
Speaker: Mr. Joey Barnes, WCBI News

The University of Southern Mississippi

Time/Date: 9:00 a.m. and 3:00 p.m., Friday, December 8, 2017
Location: Bernard Reed Green Coliseum
Speaker: TBD

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. **JSU** – 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 October 25, 2017, Commissioner Glenn F. Boyce approved the proposed Motor Vehicle License to Use Agreement between the university and Toyota Motor Sales, U.S.A., Inc. for the use of a Toyota Rav4 Hybrid vehicle by the JSU Athletic Department as part of a partnership between SWAC and Toyota. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract document.
 - 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.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On October 17, 2017, Commissioner Glenn F. Boyce approved the Lease Agreement with Hewlett Wood Products, Inc. for the lease of 6,250 square feet of space to be used for Bagley College of Engineering activities of the student competition teams, outreach coordinator, and storage. The lease renewal is for a one-year period beginning November 18, 2017 at a cost of \$2,500 per month plus \$280 per month for electricity, payable in advance at the beginning of each month. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract document.
 - c. **MSU** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” On October 17, 2017, Commissioner Glenn F. Boyce approved the Lease Agreement between MSU (lessee) and Union Station Hair Designers (lessor). This is a revenue generating lease for approximately 392 square feet of space in Colvard Student Union for the purposes of a hair salon. The term of the lease will be five years beginning December 1, 2017 and ending November 30, 2022 at a cost of either \$800 per month or 15% of the gross sales for the five years, providing MSU with a minimum of \$48,000 in revenue over the five-year term. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract document.
 - d. **UM** – 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 October 11, 2017, Commissioner

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

Glenn F. Boyce approved Amendment #1 to the July 1, 2017 Refueler Lease Agreement between the university and Ascent Aviation Group for the lease of two aviation refueler tanks. The Amendment is for the provision of an additional refueler truck during home games with larger than normal attendance. The additional truck will be provided at no additional cost. All other provisions of the original Lease Agreement remain unchanged. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract document.

- e. **UMMC** – In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On October 11, 2017, Commissioner Glenn F. Boyce approved the Policies for Parking and Traffic Rules and Regulations, Revised September 2017.
- f. **USM** – In accordance with Board Policy 707.01 Land, Property, and Service Contracts, “The Commissioner is authorized and empowered to approve non-oil, gas and mineral leases in an amount equal to or less than \$100,000.” Pursuant to Board Policy 707.03 Approval for Prepayment for Goods or Services, the Commissioner is authorized to approve certain prepayment/waivers on behalf of the Board. It further provides in part that written permission from the Commissioner or Board must be obtained prior to making or contracting to make prepayment of goods or services before such goods or services are received. On October 23, 2017, Commissioner Glenn F. Boyce approved the Commercial Lease Agreement between the university and Duff Amusement Company, Inc. for approximately 4,200 square feet of off-site warehouse storage space for use by Housing & Residence Life. The term of the lease is four years beginning November 1, 2017, at a cost of \$1,600 per month, to be paid in advance monthly plus utilities at an average cost of \$65 per month. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the contract document.

ANNOUNCEMENTS

- Commissioner Glenn Boyce announced the award of a \$3.5 million grant from the W. K. Kellogg Foundation for the Complete 2 Compete initiative. Funding provided by the foundation over the next two years will be used for C2C Tuition Assistance Grants that students may use to offset the costs of returning to pursue a degree.
- President C.D. Smith announced that a December meeting is not anticipated at this time. The next scheduled meeting will be January 2018 at the IHL Board Office.
- Dr. Jeff Vitter, Chancellor of the University of Mississippi, thanked the IHL Board for approving the naming of the Medical Education Building on the UMMC campus as the “Phil Bryant Medical Education Building”.
- President Smith invited the student government presidents to report on current activities on their campuses.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

**HEALTH AFFAIRS
COMMITTEE REPORT
Wednesday, November 15, 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 discussed the quarterly clinical quality update. **No action was taken.**
2. Executive Session

On motion by Trustee Pickering, seconded by Trustee Duff, with Trustee Perry absent and not voting, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Duff, seconded by Trustee McNair, with Trustee Perry absent and not voting, 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 4 sets of strategic business plans related to a public hospital.

During Executive Session, the following matters were discussed:

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

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

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

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

On motion by Trustee Pickering, seconded by Trustee Starr, with Trustee McNair absent and not voting, all trustees legally present and participating voted unanimously to return to open session.

3. On motion by Trustee Pickering, seconded by Trustee Hooper, with Trustee McNair absent and not voting, all Trustees legally present and participating voted unanimously to adjourn at approximately 5:30 p.m.

The following Committee members were present for the first half of 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 (by phone), Mr. C. D. Smith, and Dr. Walt Starr.

EXECUTIVE SESSION

On motion by Trustee Pickering, seconded by Trustee Duff, all Trustees legally present and participating voted unanimously to close the meeting to determine whether or not to declare an Executive Session. On motion by Trustee Hooper, seconded by Trustee Pickering, with Trustee McNair absent and not voting, 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 two state university litigation matters;
Discussion of two personnel items at a state university; and

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

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 two personnel items at a state university. **No action was taken.**

On motion by Trustee Hooper, seconded by Trustee Dye, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 3095, styled as *Charles Fisher vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Dye, seconded by Trustee Rouse, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 3109, styled as *Mary Frances Smith vs. UMMC, et al.*, as recommended by counsel.

Trustee McNair recused himself from voting on or discussing the strategic business plans related to a public hospital. After Trustee McNair left the room, the Board discussed the strategic business plans related to a public hospital. **No action was taken**

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

On motion by Trustee Pickering, seconded by Trustee Duff, with Trustee McNair absent and not voting, all Trustees legally present and participating voted unanimously to approve items #1 - #5 which were originally located on the Finance Regular Agenda.

1. **UMMC** – Approved the request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 5,440 square feet of clinical space located at 8950 Lorraine Road in Gulfport, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The initial term of the agreement is twenty-seven (27) months and five (5) days, beginning March 26, 2018, and ending June 30, 2020. The total cost of the Sublease is \$379,329.17 over the twenty-seven (27) months and five (5) days term. UMMC's base rent will be \$10,132 per month, or \$283,696 total, plus an estimated \$95,633.17 in operating expenses over the term of the Sublease. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% in the second year of the lease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED FROM THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**
2. **UMMC** – Approved the request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 4,500 square feet of clinical space located at 12259 Highway 49 in Gulfport, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The term of the agreement is twenty-three (23) months and five (5) days, beginning March 26, 2018, and ending February 28, 2020. The total cost of the Sublease is \$278,451.42 over the twenty-three (23) month and five (5) day term. UMMC's base rent will be \$8,460 per month, or \$203,040 total, plus an estimated

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

\$75,411.42 in operating expenses over the term of the Sublease. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% in the second year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED FROM THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**

3. **UMMC** – Approved the request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 2,229 square feet of clinical space located at 920 Tommy Munro Drive in Biloxi, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The initial term of the agreement is thirty-eight (38) months and five (5) days, beginning March 26, 2018, and ending May 31, 2021. The total cost of the Sublease is \$226,864.79 over the thirty-eight (38) months and five (5) days term. UMMC's base rent will be a total of \$161,969.24, plus an estimated \$64,895.66 in operating expenses over the term of the Sublease. The initial base rent is \$4,040.06 per month, subject to the annual increase in the Consumer Price Index, not to exceed three percent (3%). UMMC has included the maximum three percent (3%) annually in its calculation of the total cost. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% each subsequent year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED FROM THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**
4. **UMMC** – Approved the request to enter into a new Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to sublease approximately 2,880 square feet of clinical space located at 833 Highway 90 in Bay St. Louis, Mississippi, for use as a pediatric outpatient clinic. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay rent on the first day of each month. The initial term of the agreement is five (5) months and five (5) days, beginning March 26, 2018, and ending August 31, 2018. Upon MHG's renewal of its lease with Dr. Artigues, the Sublease will extend through August 31, 2021, for a total term of three (3) years, five (5) months, and five (5) days. The total cost of the Sublease is \$279,633.36 over the initial and renewal term. UMMC's base rent will be a total of \$189,346.41, plus an estimated \$90,286.95 in operating expenses over the term of the Sublease. The initial base rent is \$4,320 per month, subject to the annual increase in the Consumer Price Index, which UMMC has estimated as a two and a half percent (2.5%) annually. Operating expenses were estimated based on historical cost data from MHG, adjusted upward for inflation of 1.5% each subsequent year of the Sublease. The agreement will be funded by 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. **(THIS ITEM WAS MOVED FROM THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**
5. **UMMC** – Approved the request to enter into a Neonatology Services Agreement with Southern Mississippi Neonatology, P.A. (SMN) to provide neonatology services to patients of the neonatal intensive care unit (NICU) at Memorial Hospital at Gulfport (MHG) in Gulfport, Mississippi. The initial term of the Agreement is two (2) years, from January 22, 2018, through January 21, 2020. The Agreement will automatically renew for additional one (1) years terms, up to five (5) years, or January 21, 2023. The total amount of the Agreement over five (5) years is \$1,710,000. The

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

fixed rate for the neonatology services is \$342,000 per year. 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. **(THIS ITEM WAS MOVED FROM THE FINANCE REGULAR AGENDA FOR CONSIDERATION.)**

ADJOURNMENT

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



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
November 16, 2017**

EXHIBITS

- Exhibit 1 Resolution authorizing the issuance through the Medical Center Educational Building Corporation Revenue Bonds in one or more taxable and/or tax-exempt series to finance the costs of (a) the Children’s of Mississippi Expansion (\$91,000,000) and (b) current and/or advance refunding and defeasance of all or a portion of the MCEBC bonds, Series 2009, issued in the original principal amount of \$105,605,000 for the purpose of refunding series bonds to achieve net present value savings.
- Exhibit 2 Resolution authorizing the Mississippi State University Educational Building Corporation to issue up to a maximum aggregate principal amount of \$110,000,000 of debt obligations (however denominated) for the purpose of refunding the MSUEBC Revenue Bonds, Series 2011 and 2013.
- Exhibit 3 Bond Resolution authorizing the Southern Mississippi Educational Building Corporation (SMEBC) to issue up to a maximum aggregate principal amount of \$58,000,000 of debt obligations (however denominated) for the purpose of refunding the SMEBC Revenue Bonds, Series 2013, the form of bond documents and contingent upon the Attorney General’s approval of the Agreement for Bond Counsel Legal Services between Butler Snow and the SMEBC.
- Exhibit 4 Real Estate items that were approved by the IHL Board staff subsequent to the October 19, 2017 Board meeting.
- Exhibit 5 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

November 16, 2017

There came on for consideration by the Board of Trustees of State Institutions of Higher Learning the matter of issuance of revenue bonds by the Medical Center Educational Building Corporation. After a discussion of the subject, Trustee _____ offered and moved the adoption of the following resolution:

RESOLUTION AUTHORIZING THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION TO ISSUE REVENUE BONDS IN ONE OR MORE TAXABLE AND/OR TAX-EXEMPT SERIES IN THE MAXIMUM AGGREGATE PAR AMOUNT OF \$165,000,000 (THE "BONDS") TO FINANCE ALL OR A PORTION OF THE COSTS TO (A) ACQUIRE, CONSTRUCT, MAINTAIN, ENLARGE, IMPROVE OR EQUIP PUBLIC BUILDINGS, LAND AND FACILITIES AND TO MAKE OTHER CAPITAL IMPROVEMENTS ON THE CAMPUS OF THE UNIVERSITY OF MISSISSIPPI MEDICAL CENTER (THE "MEDICAL CENTER") LOCATED IN OR NEAR JACKSON, MISSISSIPPI IN THE COUNTIES OF HINDS, RANKIN AND MADISON (THE "PROJECT SITES"), INCLUDING, BUT NOT LIMITED TO, CONSTRUCTION, EQUIPPING AND LANDSCAPING OF AN APPROXIMATELY 340,000 SQUARE FOOT EXPANSION OF THE CHILDREN'S OF MISSISSIPPI HOSPITAL, INCLUDING APPROPRIATE EXTERNAL INFRASTRUCTURE IMPROVEMENTS SUCH AS PARKING, UTILITIES, STREETS AND DRIVES, A NEW AMBULATORY AND OUTPATIENT CLINIC, CLINIC SPACES, A NEW DIAGNOSTIC AND TREATMENT PODIUM, AND BED TOWER ADJACENT TO THE EXISTING HOSPITAL; A NEW SERVICE ELEVATOR CONNECTION; A PARKING GARAGE; MODIFICATIONS TO ENTRANCES AND EXITS; AND NEW OFFICE SPACES (COLLECTIVELY, THE "CONSTRUCTION PROJECT"), PROVIDED THE BONDS ISSUED FOR THE CONSTRUCTION PROJECT ARE EXPRESSLY LIMITED TO A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$91,000,000; (B) CURRENT AND/OR ADVANCE REFUND AND DEFEASE FOR INTEREST RATE SAVINGS ALL OR A PORTION OF THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION REVENUE REFUNDING BONDS, SERIES 2009 (UNIVERSITY OF MISSISSIPPI MEDICAL CENTER FACILITIES REFINANCING), ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$105,605,000 (THE "REFUNDED BONDS") (THE "REFUNDING PROJECT"); AND (C) PAY THE COSTS OF THE ISSUANCE, SALE AND DELIVERY OF THE BONDS (TOGETHER, (A), (B) AND (C) CONSTITUTE THE "PROJECT"); AUTHORIZING THE EXECUTION OF A GROUND LEASE BY AND AMONG THE UNIVERSITY OF MISSISSIPPI, THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION AND A LEASE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND THE MEDICAL CENTER EDUCATIONAL

EXHIBIT 1

November 16, 2017

BUILDING CORPORATION IN CONNECTION WITH THE ISSUANCE OF THE BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A CONTINUING DISCLOSURE AGREEMENT BY AND BETWEEN THE TRUSTEE FOR THE BONDS AND THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING IN CONNECTION WITH THE SALE AND ISSUANCE OF THE BONDS; APPROVING THE FORM AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE BONDS; APPROVING THE FORM AND DISTRIBUTION OF A FINAL OFFICIAL STATEMENT PERTAINING TO THE BONDS; AUTHORIZING THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION TO TAKE SUCH ACTIONS AND EXECUTE SUCH DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY OR APPROPRIATE IN CONNECTION WITH OBTAINING BOND INSURANCE FOR THE BONDS; APPROVING THE ENGAGEMENT BY THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION OF BUTLER SNOW LLP, AS BOND COUNSEL, HILLTOP SECURITIES, INC., AS FINANCIAL ADVISOR, AND J.P. MORGAN, AS SENIOR UNDERWRITER; APPROVING THE PURPOSES AND ACTIVITIES OF THE MEDICAL CENTER EDUCATIONAL BUILDING CORPORATION; AGREEING TO ACCEPT TITLE TO THE FACILITIES FINANCED WITH THE PROCEEDS OF THE 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. The University of Mississippi (the “University”), of which the University of Mississippi Medical Center (the “Medical Center”) is a part, was organized and incorporated as a state institution of higher learning pursuant to Sections 37-115-1 *et seq.*, Mississippi Code of 1972, as amended, is controlled and managed by the Board pursuant to Sections 37-101-1 *et seq.*, Mississippi Code of 1972, as amended, and is an educational institution owned and operated by the State of Mississippi by and through the Board.
3. The Medical Center 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 37-101-71, Mississippi Code of 1972, as amended (the “Act”), for the purpose of acquiring or constructing facilities for the University.
4. Pursuant to the Act and Sections 31-27-1 *et seq.*, Mississippi Code of 1972, as amended (the “Refunding Act”), the Board of Directors of the Corporation proposes to issue its

EXHIBIT 1

November 16, 2017

revenue bonds in one or more taxable and/or tax-exempt series in the maximum aggregate par amount of \$165,000,000 (the “Bonds”) to finance all or a portion of the costs (a) to acquire, construct, maintain, enlarge, improve or equip public buildings, land and facilities and to make other capital improvements on the campus of the University of Mississippi Medical Center (the “Medical Center”) located in or near Jackson, Mississippi in the counties of Hinds, Rankin and Madison (the “Project Sites”), including, but not limited to, construction, equipping and landscaping of an approximately 340,000 square foot expansion of the Children’s of Mississippi Hospital, including appropriate external infrastructure improvements such as parking, utilities, streets and drives, a new ambulatory and outpatient clinic, clinic spaces, a new diagnostic and treatment podium, and bed tower adjacent to the existing hospital; a new service elevator connection; a parking garage; modifications to entrances and exits; and new office spaces (collectively, the “Construction Project”), provided, the Bonds issued for the Construction Project are expressly limited to a maximum aggregate principal amount of \$91,000,000; (b) to current and/or advance refund and defease for interest rate savings all or a portion of the Medical Center Educational Building Corporation Revenue Refunding Bonds, Series 2009 (University of Mississippi Medical Center Facilities Refinancing), issued in the original principal amount of \$105,605,000 (the “Refunded Bonds”); and (c) to pay the costs of the issuance, sale and delivery of the Bonds (collectively, (a), (b), and (c) constitute the “Project”).

5. The Corporation shall lease the Project Sites 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 Sites 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 Sites to the Corporation pursuant to the Ground Lease and to lease the Project and the Project Sites 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 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.

EXHIBIT 1

November 16, 2017

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. It is appropriate for the Board to approve the Preliminary Official Statement (the “Preliminary Official Statement”) to be used in connection with the marketing of the Bonds and to authorize and approve the execution and distribution of a final Official Statement (the “Official Statement”) in connection with the sale of the Bonds.

14. The Corporation will sell the Bonds on a negotiated basis pursuant to a Bond Purchase Agreement (the “Bond Purchase Agreement”) with J.P. Morgan, as senior underwriter, and such other underwriters as are named in the Bond Purchase Agreement (collectively, the “Underwriter”). It is necessary and appropriate for the Board to approve the Underwriter as the senior underwriter for the Bonds. It is also necessary and appropriate to authorize the President of the Corporation to execute the Bond Purchase Agreement at such prices as may be determined by the Corporation, provided that, in either case, the following conditions are satisfied: the aggregate par amount of the Bonds shall not exceed \$165,000,000, provided the Bonds issued for the Construction Project are expressly limited to a maximum aggregate principal amount of \$91,000,000; the final maturity of the Bonds shall not be more than thirty (30) years from the dated date thereof; 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 and the Refunding Act.

15. It is necessary in connection with the sale of the Bonds to enter into a Continuing Disclosure Agreement, and it is necessary and appropriate for the Board to approve the form, and authorize the execution, of a Continuing Disclosure Agreement.

16. To enhance the marketability of the Bonds, it may be desirable to obtain municipal bond insurance for the Bonds; and it is necessary and appropriate for the Board to authorize the Corporation to take such actions and execute such documents and agreements as may be necessary or appropriate to obtain bond insurance for the Bonds.

17. A portion of the Bonds may be issued as tax-exempt bonds (the “Tax-Exempt Bonds”) and a portion of the Bonds may be issued as taxable bonds (the “Taxable Bonds”). In order to protect the exclusion of interest on the Tax-Exempt Bonds, it is necessary for the Board to expressly agree to accept title to the portion of the Project financed with those Bonds that are

EXHIBIT 1

November 16, 2017

issued as Tax-Exempt Bonds, and any additions thereto, upon retirement of those Bonds that are issued as Tax-Exempt Bonds.

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 and/or tax-exempt series to be designated in the Bond Purchase Agreement, in the maximum aggregate par amount of \$165,000,000 at such time as the Corporation is able to sell the Bonds to the Underwriter and at such prices as may be determined by the Corporation, provided that the other conditions of paragraph 14 above of this Resolution are also satisfied in connection therewith. The Corporation shall issue the Bonds to finance the costs of the Project and to pay the costs of the issuance, sale and delivery of the Bonds and interest on and expenses relating to the Bonds. The Corporation's engagement of Hilltop Securities, Inc. as financial advisor to the Corporation with respect to the issuance of the Bonds, of Butler Snow LLP, as bond counsel with respect to the issuance of the Bonds, and of J.P. Morgan, as senior underwriter 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 Project and the sale and 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 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. The Preliminary Official Statement prepared in connection with the sale of the Bonds and the distribution thereof are hereby approved in substantially the form attached hereto as **Exhibit C** with such completions, changes, insertions, and modifications as shall be approved by the Corporation. The Official Statement with respect to the Bonds is hereby approved in substantially the form of the Preliminary Official Statement, with such completions, changes, insertions, and modifications as shall be approved by the Corporation; the distribution of said Official Statement in connection with the sale of the Bonds is hereby approved; and execution of said Official Statement by the President of the Corporation is hereby approved.

SECTION 5. Pursuant to the Continuing Disclosure Agreement, the Board will, when and if required, undertake to provide certain annual financial information and notices of the occurrence

EXHIBIT 1

November 16, 2017

of certain events, if material. A description of these undertakings with respect to the Bonds is set forth in the Preliminary Official Statement and will also be set forth with respect to the Bonds in the final Official Statement. The Continuing Disclosure Agreement is hereby approved in substantially the form attached hereto as **Exhibit D**, and the Commissioner of Higher Education is hereby authorized to execute and deliver the Continuing Disclosure Agreement under the seal of the Board for and on behalf of the Board, with such completions, changes, insertions, and modifications as shall be approved by said official, the execution thereof by such official to be conclusive evidence of such approval.

SECTION 6. The sale of the Bonds on a negotiated basis to the Underwriter is hereby authorized and approved at such prices as may be determined by the Corporation; provided that the Bond Purchase Agreement, when executed by the President of the Corporation, shall be in compliance with the requirements set forth in Section 1 hereof.

SECTION 7. The Corporation is hereby authorized to take such actions and execute such documents as may be necessary or appropriate to obtain municipal bond insurance for the Bonds, whether such municipal bond insurance is to be obtained being entirely within the discretion of the Corporation.

SECTION 8. 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.

SECTION 9. The Bonds shall be submitted to 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 10. The President of the Board and the Commissioner of Higher Education are further authorized to execute and deliver any additional documents, notices, instruments and certificates which may be required in connection with the sale and issuance of the Bonds. Further, from and after the execution and delivery of the documents hereinabove authorized, the proper officers, directors, agents and employees of the Board are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of said documents as executed and are further authorized to take any and all further actions and execute and deliver any and all other documents and certificates as may be necessary or desirable in connection with the issuance and sale of the Bonds and the execution and delivery of the Lease, the Ground Lease, the Continuing Disclosure Agreement or other documents necessary to conclude the issuance, sale and delivery of the Bonds and to authorize changes to any of the said documents, the execution of said documents being conclusive evidence of such approval. If the issuance and delivery of any series of the Bonds does not occur during the calendar year 2017, then the Board hereby fully authorizes the officers of the Corporation, the President of the Board or the Vice-President of the Board and the Commissioner

EXHIBIT 1

November 16, 2017

of Higher Education or the Associate Commissioner for Finance and Administration to approve all applicable and necessary changes to the documents attached hereto or otherwise and related to such change, including changing the series designation of the Bonds or providing for more than one series of taxable or tax-exempt bonds, if necessary, the execution of said documents being conclusive evidence of such approval.

SECTION 11. 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.

Following the reading of the foregoing resolution, Trustee _____ seconded the motion for its adoption, which motion received the affirmative vote of all Trustees present. The President thereupon declared the motion carried and the resolution adopted on this 16th day of November, 2017.

President, Board of Trustees of State Institutions of
Higher Learning of the State of Mississippi

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 November 16, 2017.

Executed on this, the 16th day of November, 2017.

President, Board of Trustees of State
Institutions of Higher Learning

(SEAL)

EXHIBIT 1

November 16, 2017

EXHIBIT A

THE GROUND LEASE

EXHIBIT B

THE LEASE AGREEMENT

EXHIBIT C

PRELIMINARY OFFICIAL STATEMENT

EXHIBIT D

THE CONTINUING DISCLOSURE AGREEMENT

38847554.v6

EXHIBIT 2

November 16, 2017

RESOLUTION AUTHORIZING MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION TO ISSUE REVENUE REFUNDING BONDS IN THE MAXIMUM AGGREGATE PAR AMOUNT OF \$110,000,000 TO REFUND ALL OR A PORTION OF CERTAIN OUTSTANDING MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION REVENUE BONDS TO BE IDENTIFIED IN THE BOND PURCHASE AGREEMENT, AND TO PAY THE COSTS OF THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS; AUTHORIZING THE EXECUTION OF A GROUND LEASE BY AND AMONG MISSISSIPPI STATE UNIVERSITY, THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION AND A LEASE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION IN CONNECTION WITH THE ISSUANCE OF SAID BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE SALE AND ISSUANCE OF SAID BONDS; APPROVING THE FORM AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT PERTAINING TO SAID BONDS; APPROVING THE FORM AND DISTRIBUTION OF A FINAL OFFICIAL STATEMENT PERTAINING TO SAID BONDS; AUTHORIZING MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION TO TAKE SUCH ACTIONS AND EXECUTE SUCH DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY OR APPROPRIATE IN CONNECTION WITH OBTAINING BOND INSURANCE FOR SAID BONDS; APPROVING THE PURPOSES AND ACTIVITIES OF MISSISSIPPI STATE UNIVERSITY EDUCATIONAL BUILDING CORPORATION; AGREEING TO ACCEPT TITLE TO THE FACILITIES REFINANCED 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. Mississippi State University of Agriculture and Applied Science (the "University") was organized and incorporated as a state institution of higher learning pursuant to Section 37-113-1 *et seq.*, Mississippi Code of 1972, as amended, 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. Mississippi 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 2

November 16, 2017

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 Revenue Refunding Bonds in the maximum aggregate par amount of \$110,000,000 (the "Bonds") to provide moneys to refund all or a portion of the outstanding revenue bonds set forth on the Schedule of Refundable Bonds attached hereto that are identified in Bond Purchase Agreement (defined below) as bonds to be refunded with the proceeds of the Bonds (the "Refunded Bonds"), and to pay the related costs of the issuance, sale and delivery of the Bonds and to pay the related costs of the refunding; provided, such issuance is conditioned upon the adoption of this Resolution authorizing the same.

5. The Corporation issued the Refunded Bonds to finance various projects as set forth on Exhibit B to the Lease (as defined below) (collectively, the "Project") located on various sites on the campus of the University as set forth on Exhibit A to the Lease (collectively, the "Project Site").

6. 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").

7. 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").

8. 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.

9. 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 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.

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

11. 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.

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

13. 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.

EXHIBIT 2

November 16, 2017

14. It is appropriate for the Board to approve the Preliminary Official Statement (the "Preliminary Official Statement") to be used in connection with the marketing of the Bonds and to authorize and approve the execution and distribution of a final Official Statement (the "Official Statement") in connection with the sale of the Bonds.

15. The Corporation will sell the Bonds, 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") with Raymond James & Associates, Inc., Morgan Stanley & Co. LLC and such other underwriters as are named in the Bond Purchase Agreement (the "Underwriter"). It is necessary and appropriate for the Board to approve the Underwriter as the underwriter 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 \$110,000,000; the final maturity of the Bonds shall be not later than August 1, 2043; 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.

16. It is necessary in connection with the sale of the Bonds to enter into a Continuing Disclosure Agreement, and it is necessary and appropriate for the Board to approve the form, and authorize the execution, of a Continuing Disclosure Agreement.

17. To enhance the marketability of the Bonds, it may be desirable to obtain municipal bond insurance for the Bonds; and it is necessary and appropriate for the Board to authorize the Corporation to take such actions and execute such documents and agreements as may be necessary or appropriate to obtain bond insurance for the Bonds.

18. It is anticipated that the Bonds will be issued as tax-exempt bonds. In order to protect the exclusion of interest on the Bonds from gross income for purposes of federal income taxation, it is necessary for the Board to expressly agree to accept title to the Project, and any additions thereto, upon retirement of the Bonds.

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 series to be designated in the Bond Purchase Agreement, in the maximum aggregate par amount of \$110,000,000 at such time as the Corporation is able to sell the Bonds to the Underwriter and at such prices as may be determined by the Corporation, provided that the other conditions of paragraph 15 above of this Resolution are also satisfied in connection therewith. The Corporation shall issue the Bonds to finance the refunding of the Refunded Bonds 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 the Underwriter as underwriter for the Bonds is hereby approved. The Board also approves the University counsel to serve in her 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 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

EXHIBIT 2

November 16, 2017

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. The Preliminary Official Statement prepared in connection with the sale of the Bonds and the distribution thereof are hereby approved in the substantially the form attached hereto as **Exhibit C** with such completions, changes, insertions, and modifications as shall be approved by the Corporation. The Official Statement with respect to the Bonds is hereby approved in substantially the form of the Preliminary Official Statement, with such completions, changes, insertions, and modifications as shall be approved by the Corporation; the distribution of said Official Statement in connection with the sale of the Bonds is hereby approved; and execution of said Official Statement by the President of the Corporation is hereby approved.

SECTION 5. Pursuant to the Continuing Disclosure Agreement, the Board will, when and if required, undertake to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of these undertakings with respect to the Bonds is set forth in the Preliminary Official Statement and will also be set forth with respect to the Bonds in the final Official Statement. The Continuing Disclosure Agreement is hereby approved in substantially the form included in **Exhibit C**, and the Commissioner of Higher Education is hereby authorized to execute and deliver the Continuing Disclosure Agreement under the seal of the Board for and on behalf of the Board, with such completions, changes, insertions, and modifications as shall be approved by said official, the execution thereof by such official to be conclusive evidence of such approval.

SECTION 6. The sale of the Bonds on a negotiated basis to the Underwriter is hereby authorized and approved.

SECTION 7. The Corporation is hereby authorized to take such actions and execute such documents as may be necessary or appropriate to obtain municipal bond insurance for the Bonds, whether such municipal bond insurance is to be obtained being entirely within the discretion of the Corporation.

SECTION 8. 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.

SECTION 9. The Bonds shall be submitted to 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 10. 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.

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EXHIBIT 2

November 16, 2017

SCHEDULE OF REFUNDABLE BONDS

Issue	Maturity	Type	of Bond	Coupon	Maturity Value	Call Date	Call Price
Dated 7/28/2011 Delivered 7/28/2011							
Series 2011	08/01/2022	Serial	Coupon	5.000%	1,395,000	08/01/2021	100.000%
Series 2011	08/01/2023	Serial	Coupon	5.000%	1,460,000	08/01/2021	100.000%
Series 2011	08/01/2024	Serial	Coupon	5.000%	1,535,000	08/01/2021	100.000%
Series 2011	08/01/2025	Serial	Coupon	5.000%	1,615,000	08/01/2021	100.000%
Series 2011	08/01/2026	Serial	Coupon	4.000%	1,690,000	08/01/2021	100.000%
Series 2011	08/01/2027	Serial	Coupon	5.000%	500,000	08/01/2021	100.000%
Series 2011	08/01/2028	Serial	Coupon	5.000%	1,500,000	08/01/2021	100.000%
Series 2011	08/01/2029	Serial	Coupon	4.250%	1,570,000	08/01/2021	100.000%
Series 2011	08/01/2030	Serial	Coupon	4.250%	1,635,000	08/01/2021	100.000%
Series 2011	08/01/2031	Serial	Coupon	4.750%	1,715,000	08/01/2021	100.000%
Series 2011	08/01/2032	Term 1	Coupon	5.000%	1,800,000	08/01/2021	100.000%
Series 2011	08/01/2033	Term 1	Coupon	5.000%	1,890,000	08/01/2021	100.000%
Series 2011	08/01/2034	Term 1	Coupon	5.000%	1,990,000	08/01/2021	100.000%
Series 2011	08/01/2035	Term 1	Coupon	5.000%	2,090,000	08/01/2021	100.000%
Series 2011	08/01/2036	Term 1	Coupon	5.000%	2,195,000	08/01/2021	100.000%
Series 2011	08/01/2038	Term 2	Coupon	5.000%	2,420,000	08/01/2021	100.000%
Series 2011	08/01/2039	Term 2	Coupon	5.000%	2,545,000	08/01/2021	100.000%
Series 2011	08/01/2040	Term 2	Coupon	5.000%	2,675,000	08/01/2021	100.000%
Series 2011	08/01/2041	Term 2	Coupon	5.000%	2,810,000	08/01/2021	100.000%
Series 2011	08/01/2037	Serial	Coupon	4.000%	930,000	08/01/2021	100.000%
Series 2011	08/01/2037	Serial	Coupon	4.625%	2,305,000	08/01/2021	100.000%
Subtotal	-	-	-	-	\$38,265,000	-	-
Dated 10/11/2013 Delivered 10/11/2013							
Series 2013	08/01/2024	Serial	Coupon	5.000%	685,000	08/01/2023	100.000%
Series 2013	08/01/2025	Serial	Coupon	5.000%	720,000	08/01/2023	100.000%
Series 2013	08/01/2026	Serial	Coupon	5.000%	760,000	08/01/2023	100.000%
Series 2013	08/01/2027	Serial	Coupon	5.000%	2,050,000	08/01/2023	100.000%
Series 2013	08/01/2028	Serial	Coupon	4.000%	2,140,000	08/01/2023	100.000%
Series 2013	08/01/2029	Serial	Coupon	4.000%	2,230,000	08/01/2023	100.000%
Series 2013	08/01/2030	Serial	Coupon	5.000%	2,330,000	08/01/2023	100.000%
Series 2013	08/01/2031	Serial	Coupon	5.000%	2,450,000	08/01/2023	100.000%
Series 2013	08/01/2032	Serial	Coupon	5.000%	2,575,000	08/01/2023	100.000%
Series 2013	08/01/2033	Serial	Coupon	4.375%	2,700,000	08/01/2023	100.000%
Series 2013	08/01/2034	Term 1	Coupon	5.250%	2,835,000	08/01/2023	100.000%
Series 2013	08/01/2035	Term 1	Coupon	5.250%	2,985,000	08/01/2023	100.000%
Series 2013	08/01/2036	Term 1	Coupon	5.250%	3,150,000	08/01/2023	100.000%
Series 2013	08/01/2037	Term 1	Coupon	5.250%	3,315,000	08/01/2023	100.000%
Series 2013	08/01/2038	Term 1	Coupon	5.250%	3,495,000	08/01/2023	100.000%
Series 2013	08/01/2039	Term 2	Coupon	5.000%	3,680,000	08/01/2023	100.000%
Series 2013	08/01/2040	Term 2	Coupon	5.000%	3,870,000	08/01/2023	100.000%
Series 2013	08/01/2041	Term 2	Coupon	5.000%	4,070,000	08/01/2023	100.000%
Series 2013	08/01/2042	Term 2	Coupon	5.000%	4,275,000	08/01/2023	100.000%
Series 2013	08/01/2043	Term 2	Coupon	5.000%	4,495,000	08/01/2023	100.000%
Subtotal	-	-	-	-	\$54,810,000	-	-
Total	-	-	-	-	\$93,075,000	-	-

EXHIBIT 2

November 16, 2017

**EXHIBIT A
THE GROUND LEASE**

**EXHIBIT B
THE LEASE AGREEMENT**

**EXHIBIT C
PRELIMINARY OFFICIAL STATEMENT**

EXHIBIT 3

November 16, 2017

There came on for consideration by the Board of Trustees of State Institutions of Higher Learning the matter of issuance of revenue bonds by the S.M. Educational Building Corporation. After a discussion of the subject, Trustee _____ offered and moved the adoption of the following resolution:

RESOLUTION AUTHORIZING THE S.M. EDUCATIONAL BUILDING CORPORATION TO ISSUE REVENUE REFUNDING BONDS IN ONE OR MORE TAXABLE AND/OR TAX-EXEMPT SERIES IN THE MAXIMUM AGGREGATE PAR AMOUNT OF \$58,000,000 TO REFUND ALL OR A PORTION OF CERTAIN OUTSTANDING REVENUE BONDS OF S.M. EDUCATIONAL BUILDING CORPORATION TO BE IDENTIFIED IN THE BOND PURCHASE AGREEMENT, AND TO PAY THE COSTS OF THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS; AUTHORIZING THE EXECUTION OF A GROUND LEASE BY AND AMONG THE UNIVERSITY OF SOUTHERN MISSISSIPPI, THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND THE S.M. EDUCATIONAL BUILDING CORPORATION AND A LEASE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING AND S.M. EDUCATIONAL BUILDING CORPORATION IN CONNECTION WITH THE ISSUANCE OF SAID BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE SALE AND ISSUANCE OF SAID BONDS; APPROVING THE FORM AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT PERTAINING TO SAID BONDS; APPROVING THE FORM AND DISTRIBUTION OF A FINAL OFFICIAL STATEMENT PERTAINING TO SAID BONDS; AUTHORIZING S.M. EDUCATIONAL BUILDING CORPORATION TO TAKE SUCH ACTIONS AND EXECUTE SUCH DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY OR APPROPRIATE IN CONNECTION WITH OBTAINING BOND INSURANCE FOR SAID BONDS; APPROVING THE PURPOSES AND ACTIVITIES OF THE S.M. EDUCATIONAL BUILDING CORPORATION; AGREEING TO ACCEPT TITLE TO THE FACILITIES REFINANCED 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. The University of Southern Mississippi (the "University") was organized and incorporated as a state institution of higher learning pursuant to Section 37-119-1 *et seq.*, Mississippi Code of 1972, as amended, is controlled and managed by the Board pursuant to

EXHIBIT 3

November 16, 2017

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. S.M. 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 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 Revenue Refunding Bonds in the maximum aggregate par amount of \$58,000,000 (the “Bonds”) to provide moneys to refund all or a portion of the outstanding revenue bonds set forth on the Schedule of Refundable Bonds attached hereto that are identified in Bond Purchase Agreement (defined below) as bonds to be refunded with the proceeds of the Bonds (the “Refunded Bonds”), and to pay the related costs of the issuance, sale and delivery of the Bonds and to pay the related costs of the refunding; provided, such issuance is conditioned upon the adoption of this Resolution authorizing the same.

5. The Corporation issued the Refunded Bonds to finance various projects as set forth on Exhibit B to the Lease (as defined below) (collectively, the “Project”) located on various sites on the campus of the University as set forth on Exhibit A to the Lease (collectively, the “Project Site”).

6. 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”).

7. 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”).

8. 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.

9. 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 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.

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

11. 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.

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

13. 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

EXHIBIT 3

November 16, 2017

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.

14. It is appropriate for the Board to approve the Preliminary Official Statement (the "Preliminary Official Statement") to be used in connection with the marketing of the Bonds and to authorize and approve the execution and distribution of a final Official Statement (the "Official Statement") in connection with the sale of the Bonds.

15. The Corporation will sell the Bonds, 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") with Raymond James & Associates, Inc., and such other underwriters as are named in the Bond Purchase Agreement (collectively, the "Underwriter"). It is necessary and appropriate for the Board to approve the Underwriter as the underwriter 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 \$58,000,000; the final maturity of the Bonds shall be not later than December 1, 2043; 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.

16. It is necessary in connection with the sale of the Bonds to enter into a Continuing Disclosure Agreement, and it is necessary and appropriate for the Board to approve the form, and authorize the execution, of a Continuing Disclosure Agreement.

17. To enhance the marketability of the Bonds, it may be desirable to obtain municipal bond insurance for the Bonds; and it is necessary and appropriate for the Board to authorize the Corporation to take such actions and execute such documents and agreements as may be necessary or appropriate to obtain bond insurance for the Bonds.

18. It is anticipated that the Bonds will be issued as tax-exempt and/or taxable bonds. In order to protect the exclusion of interest on the Bonds from gross income for purposes of federal income taxation, it is necessary for the Board to expressly agree to accept title to the Project, and any additions thereto, upon retirement of the Bonds.

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 and/or tax-exempt series to be designated in the Bond Purchase Agreement, in the maximum aggregate par amount of \$58,000,000 at such time as the Corporation is able to sell the Bonds to the Underwriter and at such prices as may be determined by the Corporation, provided that the other conditions of paragraph 15 above of this Resolution are also satisfied in connection therewith. The Corporation shall issue the Bonds to finance the refunding of the Refunded Bonds 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 Hilltop Securities Inc., as financial advisor to the Corporation, of Butler Snow LLP as bond counsel, and of the Underwriter as underwriter for the Bonds is hereby approved.

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 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

EXHIBIT 3

November 16, 2017

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. The Preliminary Official Statement prepared in connection with the sale of the Bonds and the distribution thereof are hereby approved in substantially the form attached hereto as **Exhibit C** with such completions, changes, insertions, and modifications as shall be approved by the Corporation. The Official Statement with respect to the Bonds is hereby approved in substantially the form of the Preliminary Official Statement, with such completions, changes, insertions, and modifications as shall be approved by the Corporation; the distribution of said Official Statement in connection with the sale of the Bonds is hereby approved; and execution of said Official Statement by the President of the Corporation is hereby approved.

SECTION 5. Pursuant to the Continuing Disclosure Agreement, the Board will, when and if required, undertake to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of these undertakings with respect to the Bonds is set forth in the Preliminary Official Statement and will also be set forth with respect to the Bonds in the final Official Statement. The Continuing Disclosure Agreement is hereby approved in substantially the form attached hereto as **Exhibit D**, and the President of the Board is hereby authorized to execute and deliver the Continuing Disclosure Agreement under the seal of the Board for and on behalf of the Board, with such completions, changes, insertions, and modifications as shall be approved by said official, the execution thereof by such official to be conclusive evidence of such approval.

SECTION 6. The sale of the Bonds on a negotiated basis to the Underwriter is hereby authorized and approved.

SECTION 7. The Corporation is hereby authorized to take such actions and execute such documents as may be necessary or appropriate to obtain municipal bond insurance for the Bonds, whether such municipal bond insurance is to be obtained being entirely within the discretion of the Corporation.

SECTION 8. 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.

SECTION 9. The Bonds shall be submitted to 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 10. 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.

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EXHIBIT 3

November 16, 2017

Following the reading of the foregoing resolution, Trustee _____ seconded the motion for its adoption, which motion received the affirmative vote of all Trustees present. The President thereupon declared the motion carried and the resolution adopted on this 16th day of November, 2017.

President, Board of Trustees of State Institutions of
Higher Learning of the State of Mississippi

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 November 16, 2017.

Executed on this, the 16th day of November, 2017.

President, Board of Trustees of State
Institutions of Higher Learning

(SEAL)

SCHEDULE OF REFUNDABLE BONDS

<u>Maturity</u>	<u>Rate</u>	<u>Principal Amount</u>	<u>Call Date</u>	<u>Call Price</u>
3/1/2024	2.500%	\$ 750,000	3/1/2023	100.000%
3/1/2025	2.750%	845,000	3/1/2023	100.000%
3/1/2026	3.000%	945,000	3/1/2023	100.000%
3/1/2027	3.000%	1,055,000	3/1/2023	100.000%
3/1/2028	3.125%	1,165,000	3/1/2023	100.000%
3/1/2029	3.250%	1,290,000	3/1/2023	100.000%
3/1/2030	5.000%	1,415,000	3/1/2023	100.000%
3/1/2031	5.000%	1,575,000	3/1/2023	100.000%
3/1/2032	5.000%	1,745,000	3/1/2023	100.000%
3/1/2033	5.000%	1,930,000	3/1/2023	100.000%
3/1/2034	5.000%	2,125,000	3/1/2023	100.000%
3/1/2035	5.000%	2,330,000	3/1/2023	100.000%
3/1/2036	5.000%	2,550,000	3/1/2023	100.000%

EXHIBIT 3

November 16, 2017

<u>Maturity</u>	<u>Rate</u>	<u>Principal Amount</u>	<u>Call Date</u>	<u>Call Price</u>
3/1/2037	5.000%	2,785,000	3/1/2023	100.000%
3/1/2038	5.000%	3,035,000	3/1/2023	100.000%
3/1/2039	5.000%	3,300,000	3/1/2023	100.000%
3/1/2040	5.000%	3,580,000	3/1/2023	100.000%
3/1/2041	5.000%	3,880,000	3/1/2023	100.000%
3/1/2042	5.000%	4,195,000	3/1/2023	100.000%
3/1/2043	5.000%	4,535,000	3/1/2023	100.000%
Total		\$45,030,000		

EXHIBIT A

FORM OF GROUND LEASE

EXHIBIT B

FORM OF LEASE AGREEMENT

EXHIBIT C

FORM OF PRELIMINARY OFFICIAL STATEMENT

EXHIBIT D

FORM OF CONTINUING DISCLOSURE AGREEMENT

EXHIBIT 4

November 16, 2017

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE OCTOBER 19, 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.

ALCORN STATE UNIVERSITY

1. **ASU – IHL 201-255 – Water Treatment Facility Improvements**

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 August 24, 2017 to initiate a new project and appoint M&G Enterprises for the design and construction of a reverse osmosis water treatment system.

Approval Status & Date: APPROVED, August 24, 2017

Project Initiation Date: August 24, 2017

Design Professional: M&G Enterprises, Inc., d/b/a Engineering Services

General Contractor: TBD

Total Project Budget: \$3,311,592.00

MISSISSIPPI STATE UNIVERSITY

2. **MSU– GS 105-351 – YMCA Renovation**

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$126,716.29 and eight (8) additional days to the contract of Gregory Construction Services, Inc. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, October 16, 2017

Change Order Description: Change Order #4 includes the following items: utility revisions; storm drain revisions; electrical revisions; site utility and piping modifications; electrical (IT) changes and eight (8) days to the contract.

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

EXHIBIT 4

November 16, 2017

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$564,224.11.

Project Initiation Date: August 15, 2013

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: Gregory Construction Services, Inc.

Total Project Budget: \$9,800,000.00

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

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #6

Board staff approved Change Order #6 in the amount of \$4,999.00 and ten (10) 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, September 14, 2017

Change Order Description: Change Order #6 includes the following items: added carpet in the atrium; and ten (10) days to the contract.

Change Order Justification: This change was necessary to latent job site conditions; and days for work as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of \$340,340.59.

Project Initiation Date: August 15, 2013

Design Professional: Foil Wyatt Architects & Planners, PLLC.

General Contractor: West Brothers Construction, Inc

Total Project Budget: \$8,300,000.00

4. **MSU – GS 113-145 (formerly IHL #213-142) – NWARC Roof Replacement**

NOTE: This is a Bureau of Building project

Approval Request #1: Approval of Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Pryor & Morrow Architects and Engineers, P.A.

Approval Status & Date: APPROVED, September 7, 2017

Approval Request #2: Waiver of Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Pryor & Morrow Architects and Engineers, P.A.

Approval Status & Date: APPROVED, September 7, 2017

Project Initiation Date: October 21, 2016

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

General Contractor: TBD

Total Project Budget: \$2,000,000.00

5. **MSU– IHL 205-278 – MSU nSPARC Data Center**

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$96,330.41 and thirty (30) additional days to the contract of Burks Mordecai Builders, Inc.

EXHIBIT 4

November 16, 2017

Approval Status & Date: APPROVED, October 13, 2017

Change Order Description: Change Order #4 includes the following items: additional diffusers; low voltage additional changes; installation of a knoxbox; landscaping revisions; security system changes; insulation changes at the metal panels; additional lighting controls; and thirty (30) days to the contract.

Change Order Justification: These changes are 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: Four (4) change orders for a total amount of \$334,553.29.

Project Initiation Date: November 20, 2014

Design Professional: Dale Partners Architects, P.A.

General Contractor: Burks Mordecai Architects, P.A.

Total Project Budget: \$4,650,000.00

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

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$47,273.56 and zero (0) additional days to the contract of Wier Boerner Allin Architects, PLLC.

Approval Status & Date: APPROVED, September 28, 2017

Change Order Description: Change Order #2 includes the following items: re-feed the water line to an office; revised the view level vomitory slabs; credit for the revised undercut to the existing playing field; material abatement of the existing outfield restroom building; credit to keep the storm inlets; revised the design of the stadium view level railings; extended the grandstand steel light towers to 100' above the field; revised the wall/door layout at the lobby to coordinate with the adjacent stair; and added a concrete wall at the void in the existing stadium.

Change Order Justification: These changes are 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: Two (2) change orders for a total credit amount of \$422,526.44.

Project Initiation Date: May 21, 2015

Design Professional: Wier Boerner Allin Architects, PLLC

General Contractor: Jesco, Inc.

Total Project Budget: \$55,000,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

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

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #3

EXHIBIT 4

November 16, 2017

Board staff approved Change Order #3 in the amount of \$42,475.14 and eighty-six (86) 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, October 4, 2017

Change Order Description: Change Order #3 includes the following items: additional power circuits to four (4) variable airflow valve (VAV) boxes; modifications to the existing electrical panels; added lighting control sensors for certain light fixtures located within the 2nd floor area; signage changes; electrical changes; power supply to the pre-action fire panel and air compressor; added window treatments; removal of potter panel and added a simplex panel for the sprinkler system; additional signage changes; and eighty-six (86) days to the contract.

Change Order Justification: These changes are 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: Three (3) change orders for a total credit amount of \$61,438.19.

Project Initiation Date: January 22, 2015

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

General Contractor: Amason & Associates, Inc.

Phased Project Budget: \$4,429,006.89

Total Project budget: \$8,249,000.00

UNIVERSITY OF MISSISSIPPI

8. UM- IHL 107-308 – Union Addition & Renovation

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #9

Board staff approved Change Order #9 in the amount of \$425,796.00 and twenty-one (21) additional days to the contract of Roy Anderson Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 7, 2017

Change Order Description: Change Order #9 includes the following items: food service design revisions & clarifications; rerouted the mechanical pipe in the basement; added miscellaneous metal members based on structural/architectural coordination; installed plywood, drip edge, and vapor barrier membrane at the low roof parapet; added three (3) additional card readers, and added raceways for six (6) added card readers at elevators in Phase 2; added one set of furniture pads at the freight elevator south of the kitchen; added aluminum cane rails; provided 2-hour fire-rated duct wrap at the makeup air ducts at the hoods; installed additional 3” of concrete at the loading dock drive lane for a total thickness of 8” ; changed the ballroom carpet types and patterns; revised the sanitary sewer to replace & lower the existing sanitary line; revised the storm sewer to run along the nail wall and capture the existing clay pipe from Isom Hall; removed five (5) existing precast panels on the phase 3 lower east elevation ; installed miscellaneous steel angle

EXHIBIT 4

November 16, 2017

and deck at level 3 Phase 3 to infill the existing stair opening; swapped the chiller line connections; and twenty-one days to the contract.

Change Order Justification: These changes are due to changes & requirements or recommendations by governmental agencies; 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: Nine (9) change orders for a total amount of \$1,795,661.00.

Project Initiation Date: August 18, 2011

Design Professional: Eley Guild Hardy Architects – Jackson, P.A.

General Contractor: Roy Anderson Corporation

Phased Project Budget: \$58,580,521.45

Total Project budget: \$58,900,000.00

9. **UM– GS 107-317 (formerly IHL 207-368) – Johnson Commons East Renovation**

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$22,417.02 and twenty-nine (29) additional days to the contract of Legacy Construction Services. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 7, 2017

Change Order Description: Change Order #1 includes the following items: deleted the chilled & hot water line work; installed an isolation valve at the return chiller line; abatement of floor tile and adhesive at two floors; grading and drainage revisions; credit adjustment for energy management & control system quotes for the specified allowance; sidewalk and east plaza revisions; installed additional knee bracing at the mechanical mezzanine structural steel; installed fire sprinkler heads at the ceiling space below the mezzanines; and twenty-nine (29) days to the contract.

Change Order Justification: These changes are 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: One (1) change order for a total amount of \$22,417.02.

Project Initiation Date: November 15, 2012

Design Professional: Belinda Stewart Architects, P.A.

General Contractor: Legacy Construction Services

Total Project Budget: \$8,300,000.00

10. **UM– IHL 207-372 – South Campus Recreation Facility & Transportation Hub**

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$131,043.29 and twenty-two (22) additional days to the contract of Zellner Construction Services, LLC.

Approval Status & Date: APPROVED, September 14, 2017

EXHIBIT 4

November 16, 2017

Change Order Description: Change Order #3 includes the following items: pump out and remove an unknown neutralization basin uncovered on the site and fill with compacted soil in preparation for concrete; design revision of the site plan; modification of the existing fire main; pretreated the new concrete slabs for termites; shored up the existing building column; removal and disposal of unknown debris uncovered while digging the retention pond; modification of the existing structure to support the installation of a new beam; built additional temporary fencing around the retention pond; extended the length of communication lines to the relocated communication vault; relocated job trailers and temporary power; undercut areas of the new east bus road; lowered the depressed slab at the boulder wall making sure the padding is flush with the finish floor; removal of an uncovered concrete slab below the demolished asphalt; and twenty-two (22) days to the concrete, fifteen (15) of which are due to weather delays.

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

Approval Request #2: Change Order #4

Board staff approved Change Order #4 in the amount of \$110,538.52 and forty-nine (49) additional days to the contract of Zellner Construction Services, LLC.

Approval Status & Date: APPROVED, October 4, 2017

Change Order Description: Change Order #4 includes the following items: added a roof drain connection to the structure and to cap the existing connections; added closed caption tv (CCTV) raceways; additional duct for the gym storage room; undercutting areas of the new east bus road; removal of unforeseen concrete beneath the existing asphalt; added helical piers for the building corner; additional piping supports; and forty-nine (49) days to the contract, three (3) of which are due to weather delays.

Change Order Justification: These changes are 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: Four (4) change orders for a total amount of \$417,028.43.

Project Initiation Date: June 20, 2013

Design Professional: JBHM Architects, P.A.

General Contractor: Zellner Construction Services, LLC

Phased Project Budget: \$28,740,890.13

Total Project Budget: \$32,000,000.00

11. UM – IHL 207-411.1 – Oxford-University Stadium (Swayze Field) Addition & Renovation – PH II

Approval Request #1: Change Order #2R

Board staff approved Change Order #2R in the amount of \$140,950.33 and five (5) additional days to the contract of Century Construction & Realty, Inc.

Approval Status & Date: APPROVED, October 13, 2017

Change Order Description: Change Order #2R includes the following items: provide a temporary feed to the existing emergency generator to maintain life safety systems during

EXHIBIT 4

November 16, 2017

owner occupancy of the building during construction; demolition of a dead ductbank; modification of the new storm drain to connect to the uncovered existing storm drain and tie into the original existing 18” main storm drain; modification of the existing sanitary storm sewer to route around the west edge of the building and tie into the existing manhole; changed the pile to the cap layout at the column corner; modification of the design of the segmented retaining wall; requested direct cost associated with the loss of deep foundation production; and five (5) days to the contract.

Change Order Justification: These changes are due to errors and omission 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 amount of \$147,698.11.

Project Initiation Date: October 15, 2015

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

General Contractor: Century Construction & Realty, Inc.

Phased Project Budget: \$18,692,553.92

Total Project Budget: \$19,844,146.00

12. UM- IHL 207-421 – Jackson Avenue Center Safe Room

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Shafer & Associates

Approval Status & Date: APPROVED, September 7, 2017

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, September 7, 2017

Project Initiation Date: August 18, 2016

Design Professional: Shafer & Associates

General Contractor: TBD

Total Project Budget: \$1,100,000.00

13. UM – IHL 207-423 – Jackson Avenue Center Phase III – Swing Space

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$44,430.00 and ten (10) additional days to the contract of Murphy & Sons, Inc.

Approval Status & Date: APPROVED, August 29, 2017

Change Order Description: Change Order #3 includes the following items: demolished the existing storefront; constructed a new storefront; added a conduit rough-in; installed two (2) Dyson hand dryers and circuits; added three (3) fire extinguisher cabinets; added circuits for projector screens & projectors; and ten (10) days to the contract

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

Approval Request #2: Change Order #4

EXHIBIT 4

November 16, 2017

Board staff approved Change Order #4 in the amount of \$31,115.00 and zero (0) additional days to the contract of Murphy & Sons, Inc.

Approval Status & Date: APPROVED, September 14, 2017

Change Order Description: Change Order #4 includes the following items: modification of the roof system wall flashing on the parapet wall.

Change Order Justification: This change is due to latent job site conditions.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$91,173.00.

Project Initiation Date: September 2, 2016

Design Professional: Shafer & Associates, PLLC

General Contractor: Murphy & Sons, Inc.

Total Project Budget: \$3,800,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

14. UMMC– GS 109-210 (GC-001) – School of Medicine

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #14

Board staff approved Change Order #14 in the amount of \$429,919.00 and eighty-one (81) additional days to the contract of Roy Anderson Corporation. Approval is requested from the Bureau of Building, Grounds, and Real Property Management.

Approval Status & Date: APPROVED, September 7, 2017

Change Order Description: Change Order #14 includes the following items: provided the necessary revisions to the Learning Resource Center (LRC) first floor corridor walls; relocated three (3) cove light fixtures to the west wall of a room and added a dimming switch; removed the top of the existing LRC precast panel and fill the floor gap on the LRC side; replaced the exterior aluminum entry doors thresholds with American Disabilities Act (ADA) ramp type thresholds; provided wire management enclosures at the headwall locations in the simulation rooms; provided aluminum angle closure trim at the glass smoke baffle locations; installed nine (9) low static pressure sensors on the return air exhaust ducts ; installed new locks on five (5) penthouse exterior doors; excavated the existing fire main north of the dental school; installed a new sump pump, a breaker for the sump pump, and relocated the fire alarm heat detectors; retested the fire pump following the change to the breaker at the transfer switch; added road revisions; and eighty-one (81) days to the contract.

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

Approval Request #2: Change Order #15

Board staff approved Change Order #15 in the amount of \$128,923.00 and twenty-nine (29) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, September 7, 2017

EXHIBIT 4

November 16, 2017

Change Order Description: Change Order #15 includes the following items: installed metal studs, gypsum board and aluminum sheet over the back of the insulated spandrel glass in a stair; reduced the mulch material depth from 12” to 3” in the courtyard planters; relocated the smoke detectors in a specialty ceiling within 3 feet of the HVAC grilles and diffusers; cleaned and repainted the ground floor north foundation wall of the LRC; added new traffic gate arms and power to the west entry of the north parking lot; added wiring and boxes for the surgical light in the simulation room; changed two (2) sprinkler heads under the ground floor atrium stair from exposed type to concealed; removed, revised, and reinstalled terrazzo base at the smoke curtains; added a steel plate infill at gaps between the steel stair stringers and walls of a stair; installed rough-ins and programming in order to revise the lab exhaust control and sequence; provided floor slab cores in a 3rd floor room and rated wall sleeve penetration at the 2nd floor; installed cube core grilles in the 4th floor ceiling exam rooms; and twenty-nine (29) days to the contract.

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

Total Project Change Orders and Amount: Fifteen (15) change orders for a total amount of \$1,511,227.00.

Project Initiation Date: June 16, 2011

Design Professional: Cooke Douglas Farr Lemons + Eley Guild Hardy – A Joint Venture

General Contractor: Roy Anderson Corporation

Phased Project Budget: \$65,742,205.00

Total Project Budget: \$66,000,000.00

15. UMMC – IHL 109-223 – Clinical Research Unit

NOTE: This is a Bureau of Building project

Approval Request #1: Approval of Design Development Documents

Board staff approved the Design Development Documents as submitted by Foil Wyatt Architects & Planners, PLLC.

Approval Status & Date: APPROVED, September 14, 2017

Project Initiation Date: May 18, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBD

Total Project Budget: \$7,500,000.00

16. UMMC – IHL 209-559 – School of Population Health

Approval Request #1: Approval of Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Foil Wyatt Architects & Planners, PLLC.

Approval Status & Date: APPROVED, September 27, 2017

Project Initiation Date: June 15, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBD

Total Project Budget: \$5,000,000.00

EXHIBIT 4

November 16, 2017

17. **UMMC- IHL 209-560– Pediatric Pharmacy Renovation**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Foil Wyatt Architects & Planners, PLLC

Approval Status & Date: APPROVED, September 27, 2017

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, September 27, 2017

Project Initiation Date: August 17, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBD

Total Project Budget: \$1,105,000.00

18. **UMMC- IHL 209-560– Pediatric Pharmacy Renovation – Sole Source**

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 September 26, 2017 requesting permission to sole source the energy management controls for the Pediatric Pharmacy Renovations project as an extension of the existing Johnson Controls system.

Approval Status & Date: APPROVED, September 26, 2017

Project Initiation Date: August 17, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: TBD

Total Project Budget: \$1,105,000.00

UNIVERSITY OF SOUTHERN MISSISSIPPI

19. **USM– GS 110-097 – Campus Repairs & Renovations**

NOTE: This is a Bureau of Building project

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Allred Architectural Group

Approval Status & Date: APPROVED, September 14, 2017

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, September 14, 2017

Project Initiation Date: October 15, 2015

Design Professional: Allred Architectural Group

General Contractor: TBD

Total Project Budget: \$2,000,000.00

EXHIBIT 4

November 16, 2017

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

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$11,832.30 and thirty (30) additional days to the contract of R&J Construction, Inc.

Approval Status & Date: APPROVED, October 12, 2017

Change Order Description: Change Order #2 includes the following items: a deduct for adjustment of miscellaneous unit quantities of underruns on materials, excess excavation and Portland Cement soil treatment; additional miscellaneous overruns, added crushed stone, borrow excavation; and thirty (30) days to the contract, sixteen (16) of which were due to weather delays.

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

Total Project Change Orders and Amount: Two (2) change orders for a total credit amount of \$11,522.98.

Project Initiation Date: May 19, 2016

Design Professional: Neel-Schaffer, Inc.

General Contractor: R&J Construction, Inc.

Total Project Budget: \$1,350,000.00

EXHIBIT 5

November 16, 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 (statements dated 1/1/17, 2/1/17, 4/1/17, 5/1/17, 6/19/17, 9/1/17 and 9/1/17) from the funds of Alcorn State University. (These statements, in the amounts of \$15.50, \$28.51, \$16.50, \$30.05, \$460.00, \$2,000.00 and \$22.68, respectively, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 2,573.24

Payment of legal fees for professional services rendered by Gian Franco Borio (statement dated 10/20/17) from the funds of Mississippi State University. (This statement, in the amount of \$3,500.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 3,500.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 9/17/17) from the funds of Mississippi State University. (This statement, in the amount of \$835.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 835.00

Payment of legal fees for professional services rendered by Perry & Winfield (statement dated 10/2/17) from the funds of Mississippi State University. (This statement, in the amount of \$2,031.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 2,031.00

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 9/1/17, 9/1/17, 9/1/17, 9/1/17, 10/1/17, 10/1/17, 10/1/17 and 10/1/17) from the funds of Mississippi State University. (These statements, in the amounts of \$2,500.00, \$2,000.00, \$2,500.00, \$504.00, \$2,000.00, \$1,000.00, \$2,000.00 and \$2,000.00, respectively, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 14,504.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 9/18/17) from the funds of the University of Mississippi. (This statement, in the amount of \$41,621.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 41,621.50

EXHIBIT 5

November 16, 2017

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 10/1/17) from the funds of the University of Mississippi. (These statements, in the amounts of \$4,000.00, \$2,500.00 and \$2,966.00, represent services and expenses in connection with immigration/labor certification.)

TOTAL DUE.....\$ 9,466.00

Payment of legal fees for professional services rendered by the Baker|Donelson (statement dated 9/12/17) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$4,957.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 4,957.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/12/17, 9/12/17, 9/12/17, 9/12/17 and 9/19/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$27,437.90, \$15,900.80, \$2,235.53, \$41,158.50 and \$6,674.70, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 93,407.43

Payment of legal fees for professional services rendered by Hogan Lovell (statements dated 9/18/17 and 9/28/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$712.80 and \$41,471.20, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 42,184.00

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 8/29/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$825.00, \$1,551.00, \$882.75, \$363.00, \$1,468.50 and \$660.00, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 5,750.25

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 9/1/17, 9/1/17, 9/12/17 and 9/12/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$6,372.30, \$243.90, \$10,575.10 and \$4,765.70, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 21,957.00

EXHIBIT 5

November 16, 2017

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/13/17, 9/18/17, 10/9/17 and 10/11/17) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$147.50, \$2,360.00, \$236.00 and \$10,856.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 13,599.50

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 10/1/17) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,500.00, \$46.81, \$464.00, \$1,507.10 and \$2,500.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE.....\$ 6,017.91

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 8/31/17) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Vibrio Assay Methods and Kits” - \$407.50; “Live Attenuated Catfish Vaccine and Method of Making” - \$38.00; “Sequence Specific Phage-Based Antimicrobials” - \$184.50; “Symmetrical CCC-NHC Pincer Metal Complexes and Catalytic Methods” - \$512.50; “CCC-NHC Pincer Metal Complexes and Catalytic Methods” - \$487.00; “Live Attenuated Edwardsiella ictaluri Vaccine and Method of Using Same” - \$50.00 and “Cancer Therapeutic Use of Occidiofungin” - \$89.00.)

TOTAL DUE.....\$ 1,768.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 8/23/17, 9/21/17 and 9/21/17) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,746.00, \$2,102.00 and \$1,000.00, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE.....\$ 4,848.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 9/18/17) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents: “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$400.00 and “Covalent Attachment of Bacteriophages to Polymeric Surfaces” - \$820.32.)

TOTAL DUE.....\$ 1,220.32